

**CHIPPEWA COUNTY
BOARD OF COMMISSIONERS**

Regular Session
December 22, 2022

The Chippewa County Board of Commissioners met in a regular session on Thursday, December 22, 2022, in the 91st District Courtroom.

Chairman Jim Martin called the meeting to order at 4:30 p.m. with a quorum present; the meeting was also available via Zoom. Commissioner McLean led the Pledge of Allegiance.

PRESENT: Commissioners Don McLean, Robert Savoie, Scott Shackleton and Chairman Jim Martin

ABSENT: Commissioner Ted Postula

ALSO, PRESENT: Administrator Kelly Church, Cathy Maleport, Clerk, Jim Traynor, Erik Baron, Rob Laitinen, Patricia Hopper, Kaye Leazier, and Kammelle Rader
Present via zoom: Calvin Carter, Allison Youngs, Andy Armstrong, and Damon Lieurance.

ADDITIONS AND DELETIONS TO THE AGENDA

It was moved by Commissioner Savoie, seconded by Commissioner Shackleton, to amend the agenda and add under New Business a Resolution for Commissioner McLean and a Resolution for Commissioner Postula. On a voice vote, the motion carried. It was moved by Commissioner Shackleton, seconded by Commissioner Savoie, to approve the amended agenda. On a voice vote, the motion carried.

APPROVAL OF COUNTY BOARD MINUTES

It was moved by Commissioner McLean, seconded by Commissioner Savoie, to approve the following Board Minutes:

- Regular Board – November 17, 2022, and
- Public Hearing – FY2023 Budget

On a voice vote, the motion carried.

CORRESPONDENCE RECEIVED IN THE CLERK'S OFFICE

It was moved by Commissioner Mclean, seconded by Commissioner Savoie, to acknowledge the correspondence received in the clerk's office and forward as appropriate. On a voice vote, the motion carried.

PUBLIC COMMENTS

- Manager of the Chippewa County Road Commission Robert Laitinen appeared before the Board to address the upcoming storm, alleviate concerns, and let everyone know they are well prepared to handle whatever comes their way. He also referenced the excellent cooperation they received from Chippewa County Central Dispatch and thanked the local townships for their concerns for the road commission and their ability to operate this winter.

- Former Commissioner Erik Baron appeared before the Board to address his concerns with the ARPA money Chippewa County received and the Chippewa County Road Commission's request for some of those funds. He also thanked Commissioner Don McLean and Commissioner Ted Postula for their many years of public service.
- Kammelle Rader appeared before the Board and expressed her deep-hearted concerns regarding upcoming gun bills. She requested that the Board reaffirm the Resolution that makes Chippewa County a second amendment sanctuary county.

ADMINISTRATOR'S REPORT

Kelly Church - provided for informational purposes only - *no action items.*

NEW BUSINESS

A) Resolution 2022-21 – Approve Settlement Agreement: Wayside Church, et al v Van Buren County, et al Western District of Michigan Case No. 1:14-CV-01274.

It was moved by Commissioner Shackleton, seconded by Commissioner Savoie, to approve Resolution 2022-21 as follows:

**RESOLUTION TO APPROVE SETTLEMENT AGREEMENT:
WAYSIDE CHURCH, *et al* v VAN BUREN COUNTY, *et al*
WESTERN DISTRICT OF MICHIGAN CASE NO. 1:14-CV-01274**

RESOLUTION # 2022-21

WHEREAS, Wayside Church, *et al*, filed a class action complaint against a number of counties in the United States District Court for the Western District of Michigan in Civil Action No. 1:14-cv-01274 (“Complaint”); and

WHEREAS, Parties have been exploring and preparing defenses and participating in settlement negotiations under the oversight of the 6th Circuit Court of Appeals Mediation process; and,

WHEREAS, the parties are desirous of avoiding future litigation and controversy and after extensive negotiations, have agreed to certain terms and conditions set forth in the Settlement and Release Agreement, subject to approval by the Court, and as outlined by counsel; and

WHEREAS, the County understands that the Settlement and Release Agreement is a compromise of a disputed claim and that payment(s) made and conditions state therein are not to be construed as an admission of liability on the part of the parties being released by who all liability is expressly denied; and,

WHEREAS, after consultation with legal counsel, and the County Treasurer and upon the recommendation and endorsement of the Settlement by each, the County believes it is in the best interests of the citizens of CHIPPEWA County to resolve the litigation in accordance with the Settlement and Release Agreement, subject to approval by the Court.

THEREFORE, BE IT RESOLVED, that the CHIPPEWA County Board of Commissioners approves entering into the Settlement and Release Agreement in connection with Civil Action No. 1:14-cv-01274,

subject to approval by the Court.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners, the Treasurer or counsel are hereby authorized to sign the Settlement and Release Agreement on behalf of CHIPPEWA County, subject to approval by the Court.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

AYES: Commissioners Don McLean, Robert Savoie, Scott Shackleton, and Chairman Jim Martin

NAYS: None

THE RESOLUTION WAS DECLARED ADOPTED.

B) Resolution in Appreciation and Special recognition of Don McLean

It was moved by Commissioner Shackleton, seconded by Commissioner Savoie, to accept Resolution 2022-23 as follows:



RESOLUTION NO. 22-23

**RESOLUTION IN APPRECIATION
AND SPECIAL RECOGNITION OF
DON McLEAN**

WHEREAS, we extend our appreciation to Don McLean from the Board members, as well as, the residents of Chippewa County, Don served 12 years prior to appointed to fill a vacancy in District 3 on May 12, 2022, and

WHEREAS, Don McLean has continued to help strengthen Chippewa County through his many continued contributions to Chippewa County, and the Eastern Upper Peninsula region, and

WHEREAS, Don McLean, has been a supporter to not only the County and its workforces; he also promoted the health and welfare of the Chippewa County citizens, through his many boards and authority appointments; bringing together groups for collaborative progress.

THEREFORE, BE IT RESOLVED, that the Chippewa County Board of Commissioners join with the residents of the area in congratulating Don McLean as a twelve plus year member of the Chippewa County Board of Commissioners, and

FURTHER, BE IT RESOLVED, that the Chippewa County Board of Commissioners extend their thanks and gratitude, on behalf of the residents of Chippewa County, for his many contributions through his career and recognize him for a job well done.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

AYES: Robert Savoie, Scott Shackleton, and Chairman Jim Martin

NAYS: None

ABSTAIN: Commissioner Don McLean

THE RESOLUTION WAS DECLARED ADOPTED.

C) Resolution in Appreciation and Special Recognition of Ted Postula

It was moved by Commissioner Savoie, seconded by Commissioner Shackleton to approve Resolution 2022-22 as follows:



RESOLUTION NO. 22-22

**RESOLUTION IN APPRECIATION
AND SPECIAL RECOGNITION OF
TED POSTULA**

WHEREAS, we extend our appreciation to Ted Postula from the Board members, as well as, the residents of Chippewa County, Ted served 30 years prior to his reelection with a term starting January 1, 2021, and

WHEREAS, Ted Postula has continued to help strengthen Chippewa County through his many continued contributions to Chippewa County, and the Eastern Upper Peninsula region, and

WHEREAS, Ted Postula, has been a supporter to not only the County and its workforces; but also supports various projects throughout the area; he has given his time and many hours of travel to help improve the development of Chippewa County, making it a better place to live,

THEREFORE, BE IT RESOLVED, that the Chippewa County Board of Commissioners join with the residents of the area in congratulating Ted Postula as a thirty-two-year member of the Chippewa County Board of Commissioners, and

FURTHER, BE IT RESOLVED, that the Chippewa County Board of Commissioners extend their thanks and gratitude, on behalf of the residents of Chippewa County, for his many contributions through his career and recognize him for a job well done and wish him continued success in which he so richly deserves.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

AYES: Commissioners Don McLean, Robert Savoie, Scott Shackleton, and
Chairman Jim Martin

NAYS: None

THE RESOLUTION WAS DECLARED ADOPTED.

STANDING COMMITTEE REPORTS

FINANCE, CLAIMS AND ACCOUNTS COMMITTEE MEETING MINUTES *Chairman Robert Savoie – December 20, 2022*

AGENDA ITEMS

Health Department Programming Updates

- Home Health update
- Hospice update
- Home Care/Private Duty update

The Committee received and reviewed the programming data for the Home Health Program monitoring the Performance Improvement Projects (PIP) which are all showing improvement. The programs Home Health, Hospice and Home Care/Private Duty programs 1,136, 259, and 25 admissions since October 1, 2021. The Committee reviewed the statistics of each program including corrections, infection, unusual occurrences, and admissions to the programs with the Committee and sought to answer any questions regarding the reports. This a review by the Board to provide oversight to the Health Department.

It was moved by Commissioner Savoie, supported by Commissioner McLean, to acknowledge oversight and the programming updates for Home Health, Home Care/Private Duty and Hospice services provided by the CCHD have been reviewed. On a voice vote, the motion carried.

Sheriff's Department – Purchase Snowmobile via Grant \$10,000 and County match \$1,530

The Committee reviewed a request to purchase a 2023 Ski-Doo Renegade 900 Ace Ripsaw for the Sheriff's Department to increase the capabilities within the Snowmobile Division. The State of Michigan Snowmobile grant is 85% SOM and 14% County match. A quote from All-Star Marine & Powersports meets the requirements of the Sheriff's Department at a price of \$11,530.00 (SOM Grant covering \$10,000.00 and County match of \$1,530).

It was moved by Commissioner Savoie, supported by Commissioner Shackleton, to approve the All-Star Marine & Powersports quote of \$11,530.00 to purchase a 2023 Ski-Doo Renegade 900 using the SOM Snowmobile Law Enforcement Grant, as follows: \$10,000.00 grant and \$1,530 County match, this purchase has been fully vetted by the SOM Grant. On a voice vote, the motion carried.

Sheriff's Department – Stonegarden Purchase Request Covered Snowmobile Trailer - Grant \$5,999.00 and County \$2,000.00

The Committee reviewed a request to purchase a covered Snowmobile Trailer, using Stonegarden funds from Gaylor-Thompson Sales and Service for \$7,999.00. The purchase partially through Stonegarden would cover \$5,999.00 and the County \$2,000.00. This trailer will help protect the equipment in transport and help for quick responses to emergency situations. The purchase was approved at the Federal and State level for the \$5,999.00 and the County portion was budgeted.

It was moved by Commissioner Savoie, supported by Commissioner McLean, to approve the purchase of the 2023 Triton TX 128 Hybrid Snow trailer from Gaylor-Thompson Sales and Service at the price of \$7,999.00. The Stonegarden grant covering \$5,999.00 and the County \$2,000.00; this purchase meets the Federal and State requirements of the Stonegarden Grant. On a voice vote, the motion carried.

Sheriff's Department – Stonegarden Purchase Snowmobile via Grant \$15,563.99

The Committee reviewed a second snowmobile purchase request to buy a 2023 Ski-Doo MPBA 900 from Ride North at the price of \$15,563.99 all reimbursable from the Stonegarden funding. The snowmobile will increase the capabilities with the Snowmobile Division and help with the aging of the current snowmobiles in use. The local vendor could not obtain this sled; and the Sheriff Departments preference is to stay with the Ski-Doo brand.

It was moved by Commissioner Savoie, supported by Commissioner Shackleton, to approve the purchase of the 2023 Ski-Doo MPBA 900 from Ride North at the price of \$15,563.99 which will be reimbursed from the Stonegarden grant; this purchase meets the Federal and State requirements of the Stonegarden Grant. On a voice vote, the motion carried.

Sheriff's Department – Law Enforcement Services Drummond Island Township 2023

The Committee reviewed a contract for supplemental law enforcement patrol services between the Chippewa County Sheriff's Office and Township of Drummond Island; a term running January 1, 2023 to December 31, 2023 at a rate of \$56.00 per hour. The parties may agree to a 30-day termination of this contract.

It was moved by Commissioner Savoie, supported by Commissioner McLean, to approve the Contract for Law Enforcement Services between the Township of Drummond Island and the Chippewa County Sheriff's Office to provide supplemental services at \$56.00 per hour to the Township of Drummond Island. On a voice vote, the motion carried.

Central Dispatch – Office of Emergency Services – Fund 211 Training

Prehospital Trauma Life Support \$1,511.65

Train the Trainer \$100.00 per student

The Committee was asked to approve expenditures for two trainings PHTLS and Train the Trainer, the Prehospital Trauma Life Support training was completed on December 11th with 10 persons in training at \$215.95 per person for a total of \$2,159.50. The Train the Trainer will be held starting January 30, 2023 and will be \$100.00 per first responders attending out of Chippewa County. Director Postma is estimating a \$1,000.00 total for the OES attendees.

It was moved by Commissioner Savoie, supported by Commissioner Shackleton, to approve the payments for the Prehospital Trauma Life Support and the Train the Trainer for 800 mhz for \$2,159.50 and an estimated \$1,000.00. On a voice vote, the motion carried.

Central Dispatch – Office of Emergency Services – Service Agreement Renewals

Motorola Services - \$25,250.00

Colligo GIS \$3,000.00

The Committee reviewed two service agreement renewals for long standing vendors with Central Dispatch; Motorola Solutions, who provides upkeep and maintenance of the radio systems and Colligo GIS, who provide upkeep and maintenance of the mapping for the CAD (Computer Aided Dispatching System).

It was moved by Commissioner Savoie, supported by Commissioner McLean, to approve the Service Agreements for Motorola Solutions at \$25,250.00 and Colligo GIS at \$3,000.00, as presented. On a voice vote, the motion carried.

Courts – Maintenance and Support Agreement Renewals with JAVS

Probate Court - \$4,451.00

District Court - \$5,904.00

Circuit Court \$5,963.00

The committee reviewed the maintenance and support agreements held between the three Chippewa County's Courts and JAVS (Justice AV Solutions), who provide extended warranty coverage, preventative maintenance, support, and services for the recording systems.

It was moved by Commissioner Savoie, supported by Commissioner Shackleton, to approve the maintenance and support agreements from JAVS – Justice AV Solutions for agreements with Probate Court for \$4,451.00, District Court for \$5,904.00 and Circuit Court for \$5,963.00. On a voice vote the motion carried.

Administration – MMRMA 2023 Renewal (Net Asset Distribution/Renewal/Contribution)

The Committee reviewed the net asset distribution of \$43,421.00, which is recommended to be returned to the County's loss fund, and the proposed contribution for renewal of FY2023 for the County's Property and Liability Insurance, including the Health Department. The County's outstanding reserves still exceed the minimum requirements of one and half times self-insured retention of \$112,500.00 plus

any known reserves; due to this, underwriting has increased the County member loss fund contribution by \$50,000. The total annual premium is \$310,787.00, with the CCHD portion being \$94,328.

It was moved by Commissioner Savoie, supported by Commissioner McLean, to approve the net asset distribution of \$43,421.00 be returned for the County's loss fund and to approve the renewal and contribution breakdown as presented totaling \$310,787.00 to MMRMA for the County's FY2023 Property and Liability Insurance. On a voice vote, the motion carried.

Administration- HVAC Annual Maintenance Agreement \$4,064.00

The Committee reviewed the HVAC Annual Maintenance Agreement for the County Building, there is no price change.

It was moved by Commissioner Savoie, supported by Commissioner Shackleton, to approve the renewal of the HVAC Annual Maintenance Agreement for the County Building with Albert Heating and Cooling at a price of \$4,064.00. On a voice vote, the motion carried.

Administration – Subordinating Non-Diminishing Mortgage – Smith-Nunnemaker

The Committee received a request to subordinate the County position on a mortgage under the Community Home Improvement Program for \$5,000.00 in September 2007, to further assist the homeowner with a new mortgage. (Reference: Liber 1041, Page 849)

It was moved Commissioner Savoie, supported by Commissioner McLean, to approve the Subordination Agreement, Liber 1041, Pages 849 for the Community Home Improvement Loan from September 2007 to further assist the homeowners Smith-Nunnemaker. On a voice vote, the motion carried.

Administration –MERS TPOAM Updates

The Committee reviewed MERS documentation for changes to the TPOAM Union contract; setting up an Employer funded 457 effective January 1, 2023.

It was moved by Commissioner Savoie, supported to Commissioner Shackleton, to approve the MERS 457 Participation Agreement for TPOAM Union members that are in the Hybrid retirement. On a voice vote, the motion carried.

Finance - Claims and Accounts – November – County and Health Department

It was moved by Commissioner Savoie, supported by Commissioner McLean, to recommend the approval of November County bills and payroll: general claims \$297,282.90 other fund claims \$1,290,685.40, payroll \$615,127.42, and Health Department claims \$331,210.39 and payroll \$233,304.39 total claims \$2,767,610.50. On a voice vote, the motion carried.

Finance – Budget Amendments for FY2022

The Committee reviewed the year end budget amendments, and discussed the continued funding of MERS unfunded liability, as by paying these down, it will help reduce monthly expenditures in the future and lower our costs for general operations.

It was moved by Commissioner Savoie, supported by Commissioner Shackleton, to approve the year-end budget amendments and to include a MERS payment from the General Fund to cover MERS divisions with unfunded liabilities. On a voice vote, the motion carried.

It was moved by Commissioner Savoie, supported by Commissioner McLean, to accept the Finance, Claims and Accounts Committee Meeting Minutes of December 20, 2022, as presented. On a voice vote, the motion carried.

COMMISSIONER REPORT ON MEETINGS AS BOARD REPRESENTATIVE
AND GENERAL COMMENTS

Among some of the comments were as follows:

- Commissioner Savoie wished everyone Happy Holidays and thanked everyone for participating.
- Commissioner Shackleton followed up on some statements made during public comments and noted that the only thing that makes Chippewa County Road Commission part of Chippewa County is its name; the Chippewa County Road Commission is independent and not a part of Chippewa County government. He further communicated that the 2nd Amendment, he believes, remains a firm commitment for most citizens and the Commission. He also wished everyone a Merry Christmas.
- Commissioner Martin also wished everyone a Merry Christmas and a Happy New year. He then referenced the ARPA funds stating that they are the money gatekeepers and that they do not have a revenue stream that exceeds their expenditures.
- Commissioner McLean provided reports on the Prison Liaison meeting and the MTA (*Michigan Township Association*) meeting he attended. He addressed the following concerns that were discussed at the MTA meeting:
 - Ambulance Service
 - Fire Services
 - Road Commission, and
 - Broadband

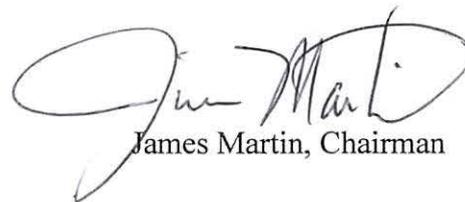
Commissioner McLean also thanked the Commission for trusting him and asking him to come back and serve for six months and said he enjoyed it. He also expressed Seasons Greetings to everyone wishing all a great Christmas and a prosperous New Year.

Having completed the agenda items, it was moved by Commissioner Savoie, seconded by Commissioner McLean, to adjourn. On a voice vote, the Board adjourned at 5:14 p.m.

Respectfully submitted,



Catherine C. Maleport, Clerk



James Martin, Chairman