

**MINUTES
ISABELLA COUNTY
BOARD OF COMMISSIONERS
March 19, 2019**

The Isabella County Board of Commissioners was called to order at 7:00 p.m., by Chairperson George Green in the Commission Chambers on the above date.

The Pledge of Allegiance to the United States of America was led by Chairperson George Green.

Roll was called with the following Commissioners present: George Green, Frank Engler, Jerry Jaloszynski, Jim Horton, James Moreno, Steve Swaney and Tobin Hope

Commissioners Absent: None

Also present were: Isabella County Administrator/Controller Margaret McAvoy, Deputy Administrator Nicole Frost, County Clerk Minde` B. Lux and Deputy Clerk Brenda M. Young.

APPROVAL OF AGENDA: It was moved by Commissioner Horton and seconded by Commissioner Moreno to approve the agenda as presented. Motion Carried

GENERAL PUBLIC COMMENT: None

PRESENTATIONS AND SPECIAL REPORTS: None

APPOINTMENTS TO BOARDS AND COMMISSIONS:

1. Community Mental Health for Central Michigan Board: Chairman's request for nominations for one opening on the Community Mental Health for Central Michigan Board for a 3-year term ending March 31, 2022 or until a successor is appointed.

Commissioner Hope nominated James Haton. Chairperson Green asked for nominations three times. It was moved by Commissioner Jaloszynski and seconded by Commissioner Horton to close nominations and cast a unanimous ballot for James Haton. Motion Carried.

2. Construction Board of Appeals – Building Trade Representative: Chairman's request for nomination for one opening on the Construction Board of Appeals, as a Building Trade Representative, for a 2-year term ending December 31, 2020 or until a successor is appointed. Commissioner Horton nominated Brian Partie. Chairperson Green asked for nominations three times. It was moved by Commissioner Jaloszynski and seconded by Commissioner Hope to close nominations and cast a unanimous ballot for Brian Partie. Motion Carried.

3. Construction Board of Appeals – Electrical Trade Representative: Chairman's request for nomination for one opening on the Construction Board of Appeals, as an Electrical Trade Representative, for a 2-year term ending December 31, 2020 or until a successor is appointed. Commissioner Hope nominated Richard Jakubiec. Chairperson Green asked for nominations three times. It was moved by Commissioner Hope and seconded by Commissioner Jaloszynski to close nominations and cast a unanimous ballot for Richard Jakubiec. Motion Carried.

4. Construction Board of Appeals – Mechanical Trade Representative: Chairman's request for nomination for one opening on the Construction Board of Appeals, as a Mechanical Trade

Representative, to complete a 2-year term ending December 31, 2019 or until a successor is appointed. Commissioner Horton nominated Dwight Fulk. Chairperson Green asked for nominations three times. It was moved by Commissioner Jaloszynski and seconded by Commissioner Hope to close nominations and cast a unanimous ballot for Dwight Fulk. Motion Carried.

CONSENT AGENDA

It was moved by Commissioner Swaney and seconded by Commissioner Moreno to approve and place on file the March 5, 2019 Regular Meeting minutes, the March 12, 2019 Finance and Administration Committee minutes, the March 12, 2019 Criminal Justice and County Affairs Committee minutes, the March 12, 2019 Human Resources and Public Works Committee minutes, and the March 7, 2019 Routine Personnel Items. Motion Carried.

COMMITTEE REPORTS

Finance and Administration Committee:

1. Invoice Lists: March 1, 2019 Invoice List; March 8, 2019 Invoice List; and March 14, 2019 Adjustment List:

It was moved by Commissioner Horton and seconded by Commissioner Hope to ratify and place on file the March 1, 2019 Invoice List in the amount of \$214,812.84 the March 8, 2019 Invoice List in the amount of \$283,606.87 and the Adjustment List dated March 14, 2019. The motion carried with 7 yeas and 0 nays. Yeas: Commissioners Green, Engler, Jaloszynski, Horton, Moreno, Swaney, and Hope. Nays: None.

2. Michigan Medical Marihuana Act Grant Agreement:

It was moved by Commissioner Hope and seconded by Commissioner Horton to approve the Grant Agreement between the State of Michigan Department of Licensing and Regulatory Affairs and Isabella County in the amount of \$13,516.00 for Michigan Medical Marihuana Act education and outreach, and authorize the Board Chair to sign the same. The motion carried with 7 yeas and 0 nays. Yeas: Commissioners Green, Engler, Jaloszynski, Horton, Moreno, Swaney, and Hope. Nays: None.

Criminal Justice and County Affairs Committee:

1. FY 2019 Community Corrections Grant Amendment:

It was moved by Commissioner Engler and seconded by Commissioner Jaloszynski to approve the Community Corrections FY 2019 Grant Amendment, Change Notice No. 1 Grant No CPS-2019-1-13 between the Department of Corrections and Isabella County, and authorize the Board chair to sign the same. The motion carried with 7 yeas and 0 nays. Yeas: Commissioners Green, Engler, Jaloszynski, Horton, Moreno, Swaney, and Hope. Nays: None.

2. Michigan Indigent Defense Commission Contract:

It was moved by Commissioner Jaloszynski and seconded by Commissioner Engler to enter into a contract provided by the Michigan Indigent Defense Commission in the total amount of \$1,518,690.57, with the State Contribution of \$1,285,383.69 and the Local Share Contribution of \$233,306.88, and authorize the Board Chair to sign the same. The motion carried with 7 yeas and 0 nays. Yeas: Commissioners Green, Engler, Jaloszynski, Horton, Moreno, Swaney, and Hope. Nays: None.

Human Resources and Public Works Committee:

1. Resolution No. 19-03-01; Resolution Establishing Escrow Fees:

WHEREAS, Sec 12.02 and Sec 15.04.C. of the County's Zoning Ordinance require the Board of Commissioners to approve fees for special use permits and site plan reviews, as part of the County's Schedule of Fees; and

WHEREAS, on January 16, 2018, the Board of Commissioners established the Application Fees for Utility Grid Wind Energy Conservation Systems, which provides for the establishment and payment of both application fees and escrow fees; and

WHEREAS, Apex Clean Energy applied for approval of a Utility Grid Wind Energy Conservation System project within the County and was charged and paid both application fees and escrow fees, including a total of \$644,800, comprised of a \$30,000 application fee; a \$589,800 escrow fee for review of Special Use Permit and Site Plan Review (including cost for Post Construction Sound Study); and a \$25,000 escrow fee for ordinance violation review and compliance; and

WHEREAS, the County Planning Commission on January 31, 2019, approved Apex's Special Use Permit with conditions; and

WHEREAS, the Board of Commissioners finds that it would be in the best interest of the public health, safety and general welfare of the citizenry of Isabella County to adopt this Resolution to establish, approve, and ratify the escrow fees charged to and paid by Apex as summarized above.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Isabella County, Michigan, as follows:

The Board of Commissioners hereby establishes, approves and ratifies the escrow fees as charged to and paid by Apex, including the \$589,800 escrow fee for review of Special Use Permit and Site Plan Review (including cost for Post Construction Sound Study) and the \$25,000 escrow fee for ordinance violation review and compliance, subject to replenishment and other conditions as provided by the County's established Application Fees for Utility Grid Wind Energy Conservation Systems.

All prior resolutions inconsistent herewith are hereby rescinded.

It was moved by Commissioner Moreno and seconded by Commissioner Swaney to adopt Isabella County Board of Commissioners Resolution No. 19-03-01, Resolution Establishing Escrow Fees for the Apex Clean Energy Utility Grid Wind Energy Conservation System Project, and authorize the Board Chair to sign the same.

The motion carried with 7 yeas and 0 nays. Yeas: Commissioners Green, Engler, Jaloszynski, Horton, Moreno, Swaney, and Hope. Nays: None.

2. Material Recovery Facility Processing Fees:

It was moved by Commissioner Swaney and seconded by Commissioner Moreno to approve processing fees at the Isabella County Material Recovery Facility at \$60.00 per ton for clean separated material with less than 10% residual, and \$85.00 per ton of single commodity material with 10% or above residual, effective April 22, 2019. The motion carried with 7 yeas and 0 nays. Yeas: Commissioners Green, Engler, Jaloszynski, Horton, Moreno, Swaney, and Hope. Nays: None.

3. Michigan Veterans Affairs Agency Grant Agreement:

It was moved by Commissioner Moreno and seconded by Commissioner Swaney to approve the Grant Agreement between the Michigan Department of Military and Veterans Affairs, Michigan Veterans Affairs Agency and Isabella County, in the amount of \$60,798.00, for enhanced veteran services operations, and authorize the Board Chair to sign the same. The motion carried with 7 yeas and 0 nays. Yeas: Commissioners Green, Engler, Jaloszynski, Horton, Moreno, Swaney, and Hope. Nays: None.

Intergovernmental Affairs Committee: None

Administrator/Controller: None

Unfinished Business: None

New Business:

1. Saginaw Chippewa Indian Tribe of Michigan Spring 2019 Semiannual Two-Percent requests:

It was moved by Commissioner Jaloszynski and seconded by Commissioner Engler to approve the following Saginaw Chippewa Indian Tribe of Michigan Semiannual Two-Percent requests prioritization for presentation to the Saginaw Chippewa Indian Tribe by the required date of March 31, 2019.

- Commission on Aging requesting \$511,280.00 for Commission on aging programs and services. The Commissioners gave this request a rating of 1.
- Material Recovery Facility requesting \$239,267.01 for recycling truck replacements. The Commissioners gave this request a ranking of 2.
- Sheriff's Office requesting \$35,703.00 for a command vehicle. The Commissioners gave this request a rating of 1.

A rating of 1 means the item is considered critically important, a rating of 2 means the item is considered a high priority.

The motion carried with 7 yeas and 0 nays. Yeas: Commissioners Green, Engler, Jaloszynski, Horton, Moreno, Swaney, and Hope. Nays: None.

2. FY 2018 Comprehensive Annual Financial Report:

It was moved by Commissioner Engler and seconded by Commissioner Jaloszynski to accept and place on file the FY 2018 Comprehensive Annual Financial Report. Motion Carried.

General Public Comments: None

Announcements:

Commissioner Horton reviewed the Jail Ad Hoc Committee meeting held earlier in the day. The Committee will tour the Midland County Jail in early April. The next meeting of the Jail Ad Hoc committee is April 16, 2019 at noon.

Adjournment: It was moved by Commissioner Horton and seconded by Commissioner Jaloszynski to adjourn to the call of the Chair at 7:30 p.m.

