

October 8, 2013

The Regular meeting of the Otsego County Board of Commissioners was held in the County Building at 225 West Main Street, Room 100. The meeting was called to order at 9:30 a.m. by Chairman Lee Olsen. Invocation by Commissioner Ken Borton, followed by the Pledge of Allegiance led by Commissioner Tammy LaBouef.

Roll call:

Present: Tammy LaBouef, Paul Beachnau, Paul Liss, Lee Olsen, Erma Backenstose, Richard Sumerix, Ken Borton.

Excused: Doug Johnson, Bruce Brown.

Motion by Commissioner Paul Liss, to approve the regular minutes of September 24, 2013 with attachments. Ayes: Unanimous. Motion carried.

Consent Agenda:

Motion to award BID 2013-05 to Feeny Chrysler Jeep Dodge for \$22,981 and to approve the associated budget amendment in the total amount of \$24,400 to be paid from the Animal Control Fund (fund 212) Ayes: Unanimous. Motion carried. (see attached)

Motion to award BID 2013-06 to Gaylord Ford for \$26,005.25 and to approve the associated budget amendment in the total amount of \$42,000 to be paid from the Equipment Fund (fund 266). Ayes: Unanimous. Motion carried. (see attached)

Motion to approve the Board of Canvassers reappointment of Salvatore Candela with the term to expire on October 20, 2017. Ayes: Unanimous. Motion carried.

Motion to approve the Board of Canvassers appointment of Carrie Prendergast with the term to expire on October 20, 2017. Ayes: Unanimous. Motion carried.

Administrator's Report:

John Burt reported the Courthouse will have a lock down drill by Emergency Manager probably October 14, 2013; Antenna for 9-1-1 moved, the trunk line was cut improved transmission; Budget workshop and insurance rates.

Special Presentation:

MSU Extension educator Carolyn Penniman reported on the different programs that are offered including anger management, nurturing parenting, anti-bullying, and disease prevention private pain path that helps improve conditions of patients and caregivers, dining with diabetes on how to eat right with diabetes, train the trainer for agencies to run programs.

Dona Wishart from the Otsego County Commission on Aging reported on who they are, what they do, where they provide services, how they do it, and why do they do it.

Department Head Report:

Marlene Hopp reported on the Veterans/ grants. 39 projects last 2 years, total home repairs rental apartments 15 completed house fully with tenants. Government shutdown has an impact on the Veterans and funding transportation; Veteran's conference held in Grand Rapids, service and insurance provided to the Veterans

City Liaison Bill Wishart reported the City Planning Commission approved the new location of Community Financial Bank.

Township and Village Representatives- None.

Correspondence:

Chairman Lee Olsen updated the committees and appointments to add Tammy LaBouef.

New Business:

Motion by Commissioner Paul Liss, to approve the October 1, 2013 Warrant in the amount of \$124,134.77 as presented. Ayes: Unanimous. Motion carried.

Motion by Commissioner Richard Sumerix, to approve the October 8, 2013 Warrant in the amount of \$107,056.87 as presented. Ayes: Unanimous. Motion carried.

Motion by Paul Beachnau, to approve the amendment to the Agreement with Emmet County for recycling services. Ayes: Unanimous. Motion carried. (see attached)

Public Comment:

Paul Sopsich reported on the Renaissance fair at Corwith Township. Judy Wagley from the Gaylord Herald Times reported on the upcoming motivational speaker presentation; Dona Wishart reported the intrastate formula under review.

Board Remarks:

Commissioner Paul Beachnau: Chamber showcase at Treetops 10-9-13 from 4pm-7pm 62 business exhibits.

Commissioner Ken Borton: Reported there is an Environmental meeting in Lansing this weekend.

Commissioner Rich Sumerix: Reported on the Health Department Board, flu shots.

Commissioner Paul Liss: Union negotiations and health care costs.

Meeting adjourned at 10:35 a.m.

Lee F. Olsen, Chairman

Lynn Branch, Chief Deputy Clerk

**FIRST AMENDMENT TO
AGREEMENT REGARDING RECYCLABLE MATERIALS
between
COUNTY OF EMMET
and
COUNTY OF OTSEGO**

This Amendment is made this _____ day of _____, 2013 to the Agreement for Recyclable Materials dated March 11, 2013 between the County of Emmet, Michigan, and the County of Otsego, Michigan, and is to be attached to and made a part of the Agreement.

NOW THEREFORE, the parties agree as follows:

1. Section 4 of the Agreement shall be amended to state:

4. COMPENSATION/RATES FOR RECYCLABLES. Except as otherwise provided herein, Otsego County will pay to Emmet County the following rates for its acceptance of recyclable materials:

Year 1: From April 1 through October 31: \$60 per ton processed and \$1,200 per month for the lease of 12 recycling bins.

From November 1 through March 31: \$60 per ton processed and \$1,440 per month for the lease of 14 recycling bins.

The total amount for year 1 will be capped at \$28,500.00, with Emmet County continuing to provide services at no additional charge to Otsego County once the capped amount is met.

Year 2: \$60 per ton processed and \$1,440 per month for the lease of 14 recycling bins to the capped total amount of \$33,680, with Emmet County continuing to provide services at no additional charge to Otsego County once the capped amount is met.

Year 3: \$60 per ton processed and \$1,440 per month for the lease of 14 recycling bins to the capped total amount of \$38,080, with Emmet County continuing to provide services at no additional charge to Otsego County once the capped amount is met.

Emmet County will provide revenue sharing to Otsego County at \$5.00 per ton on all mixed fiber based on actual weights received and marketed monthly.

Except as otherwise provided herein, Otsego County will pay to Emmet County the following capped rates for the hauling of recycled materials.

- Year 1: \$275 per bin pull to the capped total amount of \$89,250, with Emmet County continuing to provide services at no additional charge to Otsego County once the capped amount is met.
- Year 2: \$280 per bin pull to the capped total amount of \$104,500, with Emmet County continuing to provide services at no additional charge to Otsego County once the capped amount is met.
- Year 3: \$285 per bin pull to the capped total amount of \$115,500, with Emmet County continuing to provide services at no additional charge to Otsego County once the capped amount is met.

Emmet County reserves the right to implement a fuel surcharge (Attachment C), assessed monthly, if the Department of Energy average Midwest on-road diesel fuel price exceeds \$4.50 per gallon. Such surcharge will only be for the amount over \$4.50 per gallon.

The cap amounts will be based on the total compensation paid by Otsego County in each category (hauling and processing). Otsego County's revenue share will be credited against each monthly invoice, resulting in a net lower cost paid by Otsego County each month. These net amounts will be used to determine if the cap amounts are reached. The fuel surcharges set forth in Attachment C, entitled "FUEL SURCHARGE TABLE," will not be applied to the cap amounts.

There will be no other costs assigned to Otsego County outside of those listed above.

2. All of the other terms and conditions contained in the Agreement will remain in full force and effect and without change or modification except as expressly provided herein.

IN WITNESS WHEREOF, the parties have executed this Amendment on the date first written above.

COUNTY OF OTSEGO:

Attest:

John Burt, County Administrator

COUNTY OF EMMET:

Attest:

Gail A. Martin, Clerk

James E. Tamlyn, Chairperson
Emmet County Board of Commissioners