

January 23, 2007

The Regular meeting of the Otsego County Board of Commissioners was held in the Multi-Purpose Room of the J. Richard Yuill Alpine Center. The meeting was called to order at 9:30 a.m. by Chairman Glasser. Invocation by Commissioner Bates, followed by the Pledge of Allegiance led by Commissioner Liss.

Roll call:

Present: Backenstose, Bates, Beachnau, Liss, Glasser, Johnson, Hyde.

Excused: Olsen, Bentz.

The agenda was amended to add a closed session after board remarks.

Motion by Commissioner Bates to approve the regular meeting of January 9, 2007 minutes with attachments as amended. Ayes: Unanimous. Motion carried. Minutes approved as amended.

Consent Agenda:

The Building and Grounds Committee moves to approve the Quicksilver Easement as presented. Motion approved via unanimous consent. (see attached)

The Airport Committee moves to reappoint Janice Lampert to the Airport Advisory Committee for a term of January 1, 2007 through December 31, 2009. Motion approved via unanimous consent.

Administrator's report:

John Burt reported the Parks and Recreation is set up to accept credit cards, the Animal Control office is next; Community Health Department; Jail Committee.

Motion by Commissioner Bates, to enter into closed session under provisions of Act 267 of 1976 Section 8 (e), discussion of pending litigation.

Roll Call Vote:

Ayes: Backenstose, Bates, Beachnau, Liss, Glasser, Johnson, Hyde.

Nays: None.

Excused: Olsen, Bentz.

Motion carried.

Commissioner Hyde reported on the Airport Committee, Janice Lampert reappointed, met all of the employees at the Airport, Ribbon cutting ceremony on March 15th.

Finance Director, Rachel Frisch, reported on the financial reports.

Angel Opperman reported that the 2007 dog licenses are available.

James McBride announced Glenn Crane retired on January 20th; Marcia LaForest has been named employee of the year.

Diann Axford reported on the certified mail going out regarding taxes and the show cause hearing set for February 6, 2007.

Mary Sanders reported June 9th is the Household hazardous cleanup.

Elizabeth Haus reported the Village is working on the budget.

Correspondence:

The Chairman received correspondence regarding the Court's insurance.

Special Presentations:

Phil Alexander presented to the Board the MSU Extension 2006 annual report.

Unfinished Business:

Motion by Commissioner Beachnau, to approve Resolution OCR-07-01 Opposition to Rail Line Abandonment. A motion to amend above motion by Commissioner Bates, to strike the words in the last paragraph *would like to formally go on record* and change the word opposing to oppose. The new paragraph would read *Therefore be it resolved, that the Otsego County Board of Commissioners oppose the rail line abandonment unless mutual agreements are reached between Lake State Railway and the affected companies for relocation of the affected companies.* Vote on amendment, Ayes: Unanimous.

Roll Call Vote:

Ayes: Backenstose, Bates, Beachnau, Liss, Glasser, Johnson, Hyde.

Nays: None.

Excused: Olsen, Bentz.

Motion carried as amended/Resolution adopted as amended. (see attached)

New Business:

Motion by Commissioner Hyde, to approve Warrant B2007-03 in the amount of \$169,799.72 with prepaids in the amount of \$100,833.28 as presented. Ayes: Unanimous. Motion carried.

Motion by Commissioner Liss, to approve Warrant B2007-04 in the amount of \$134,522.73 with prepaids in the amount of \$143,034.26 presented. Ayes: Unanimous. Motion carried.

Motion by Commissioner Johnson, to approve Resolution OCR-07-02 changing the court employees MERS benefits.

Roll Call Vote:

Ayes: Backenstose, Bates, Beachnau, Liss, Glasser, Johnson, Hyde.

Nays: None.

Excused: Olsen, Bentz.

Motion carried/Resolution adopted. (see attached)

Motion by Commissioner Backenstose, to approve Resolution OCR-07-03 Supporting Michigan Choice Waiver program.

Roll Call Vote:

Ayes: Backenstose, Bates, Beachnau, Liss, Glasser, Johnson, Hyde.

Nays: None.

Excused: Olsen, Bentz.

Motion carried/Resolution adopted. (see attached)

Motion by Commissioner Bates, to approve Resolution OCR-07-04 honoring Father Eugene Golas.

Roll Call Vote:

Ayes: Backenstose, Bates, Beachnau, Liss, Glasser, Johnson,

Nays: None.

Excused: Olsen, Bentz.

Motion carried/Resolution adopted. (see attached)

Public Comment:

James McBride requested we send recognition to the Navy honoring Ralph Holewinski.

Board Remarks:

Commissioner Liss: POLC negotiations ongoing.

Commissioner Beachnau: Attended the Chamber Board meeting.

Entered into closed session at 10:22 a.m.

Returned to open session at 10:38 a.m.

Meeting adjourned at 10:38 a.m. at the call of the Chair.

Kenneth R. Glasser, Chairman

Susan I. DeFeyter, County Clerk

The Grantor expressly agrees that non-use, or a limited use of this easement by the Grantee shall not prevent Grantee from the within contemplated use of the fullest extent herein authorized and granted and further agrees to the joint use or occupancy of the line or system by any other person, association or corporation for electrical or telephone purposes.

This grant is hereby declared binding upon the heirs, representatives, successors, and assigns of the undersigned Grantor. Where applicable, relative words shall be read as either sex, plural or neuter.

IN WITNESS WHEREOF, Grantor has executed this instrument this ____ day of _____, 20__.

IN THE PRESENCE OF:

_____	Witness (sign)	_____	County of Otsego	_____	Grantor (sign)
_____	(type or print)	_____	County of Otsego	_____	(type or print)
_____	Witness (sign)	_____		_____	Grantor (sign)
_____	(type or print)	_____		_____	(type or print)

PREPARED BY:
Laurie Hubble
P.O. Box 70
Boyne City, MI 49712

ACKNOWLEDGMENT

STATE OF MICHIGAN)
COUNTY OF _____)SS

On this _____ day of _____, 20____, a Notary Public in and for said County, personally appeared

to me known to be the person____ described in and who executed the foregoing instrument and who duly acknowledged the same to be _____ free act and deed.

Notary Public, _____ County, Michigan

My Commission expires _____

PLEASE RETURN TO:
Great Lakes Energy
P.O. Box 70
Boyne City, Michigan 49712

RESOLUTION NO. OCR 07-01
Resolution of Opposition to Rail Line Abandonment

OTSEGO COUNTY BOARD OF COMMISSIONERS
January 23, 2007

WHEREAS, Otsego County received notification on January 8, 2007, of Lake State Railway's plans to abandon a 4.15 mile section of its main line Mackinaw Subdivision extending from Milepost MP 116.8 north to the dead end of the main line at Milepost MP 120.95 near the City of Gaylord, Michigan; and

WHEREAS, this rail line services four area businesses including Northern Energy, Halliburton, Superior Well Service, and Magnum Solvents; and

WHEREAS, the abandonment of this rail line would cause a serious financial hardship for some of these companies; and

WHEREAS, the community has lost over 270 jobs over the last year due to manufacturing and business closures; and

WHEREAS, maintaining rail service in Otsego County is critical to supporting existing businesses as well as attracting new companies.

THEREFORE BE IT RESOLVED, that the Otsego County Board of Commissioners oppose the rail line abandonment unless mutual Agreements are reached between Lake State Railway and the affected companies for relocation of the affected companies.



MUNICIPAL EMPLOYEES' RETIREMENT SYSTEM OF MICHIGAN

RESOLUTION FOR CHANGING MERS BENEFITS (OTHER THAN DB COMPONENT OF HYBRID PROGRAM)

In accordance with the MERS Plan Document of 1996, the Otsego County (Participating Municipality) 6902 (Municipality No.) adopts the following benefits for: 46th Trial Court (14) (Reporting Unit No., MERS Division No. and Name)

A "division" is defined as an employee or group of employees covered by the same benefit programs and the same employee contribution program. Each division has a specific MERS number and name, such as "Div. 10, General-Admin.," and is part of a Reporting Unit, such as: "01."

Supporting Supplemental Valuation is dated 12/22/06

BENEFIT MULTIPLIER

From 2.5% (B4) (Current Benefit Multiplier) To 2.25% (B3) (New Benefit Multiplier) Effective Date October 1, 2006

Provisions for Earlier Normal Retirement

- Options for retirement provisions: F50/25, F50/30, F(N)-Years and Out, F55/15, F55/20, F55/25, F55/30

Effective Date

EMPLOYEE CONTRIBUTION RATE

New Rate

Effective Date

ADDITIONAL BENEFITS AFFECTING FUTURE RETIREES

- Options for additional benefits: FAC 3, FAC 5, V-6, V-8, V-10, RS - 50%

- Options for additional benefits: D-2, E-2, DROP + with %

Effective Date

RETIREE COST-OF-LIVING BENEFIT PROGRAMS FOR CURRENT RETIREES

- Options for retiree cost-of-living programs: E Standard, E-1, E - Other (Specify Factor, Adjustment Years)

Effective Date

WINDOW PERIOD (If applicable)

From (Date) To (Date)

I CERTIFY THAT THE ABOVE WAS ADOPTED BY Otsego County Board of Commissioners 1/23/07 (Governing Body, Date of Meeting)

Authorized Signature, Board Chairman, 1/23/07, Date

NOTE: Standard/Nonstandard Benefit Provisions—Attach page fully describing provision(s), and (1) a complete copy of the fully executed collective bargaining agreement and a certified copy of official minutes where the collective bargaining agreement or this Resolution was adopted, or (2) a copy of the arbitration or mediation decision. If further information is needed, please contact MERS Employer Services Division at 1 (800) 767-6377.

RESOLUTION NO. OCR 07-03
Resolution of Support for MI Choice Waiver Program

OTSEGO COUNTY BOARD OF COMMISSIONERS
January 23, 2007

WHEREAS, the MI Choice Waiver Program provides community based supports and services to Medicaid-eligible elderly and disabled persons needing a nursing facility level of care; and

WHEREAS, the supports and services allows these populations the ability to receive their care in a community based setting; and

WHEREAS, a majority of Michigan residents express a desire to remain in their homes for as long as possible; and

WHEREAS, a disproportionate share of State of Michigan's long-term care budget (83%) is targeted to nursing facility funding; and

WHEREAS, reimbursement for MI Choice Waiver Program is limited to a maximum reimbursement of \$51.00 per participant day versus an average \$117 per day for nursing home care; and

WHEREAS, the current waiting list for MI Choice Waiver enrollment is 3,404 statewide; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners expresses its desire and support for increasing the availability of MI Choice Waiver Program funding; and be it further

RESOLVED, that the Otsego County Clerk be directed to forward copies of this resolution to Governor Jennifer Granholm, Senator Tony Stamas, Representative Kevin Elsenheimer, and the Michigan Association of Counties.

RESOLUTION NO. OCR 07-04
Resolution of Recognition for Father Eugene Golas

OTSEGO COUNTY BOARD OF COMMISSIONERS
January 23, 2007

WHEREAS, on November 30, 1960, Father Eugene Golas discovered a fire on the first floor of St. Mary's Elementary School; and

WHEREAS, Father Golas did put his own life in danger by running to the second floor and evacuated the rooms and assisted students in getting out of the building; and

WHEREAS, Father Golas then returned to the first floor where he assisted more students from the burning and smoke filled building; and

WHEREAS, Father Golas did not leave the building until he had made sure all of his students and teachers were safe; and

WHEREAS, due largely to his actions, 365 students and several teachers were evacuated from the building with no injuries or deaths; now, therefore, be it

RESOLVED, that the Otsego County Board of Commissioners, hereby officially acknowledges the heroic actions taken by Father Eugene Golas on November 30, 1960.

THE RESOLUTION WAS DECLARED ADOPTED.

Kenneth R. Glasser, Chairman, Board of Commissioners

Susan I. DeFeyter, County Clerk