

Barry County Board of Commissioners
January 23, 2018; 9:00 a.m.; Commission Chambers
MINUTES

1. Chair Geiger called the regular session of the Barry County Board of Commissioners to Order at 9:00 a.m. in the Barry County Commission Chambers.
2. Moment of Silence/Invocation by Commissioner Geiger.
3. Those present stood and said the Pledge of Allegiance to the Flag of the United States of America.
4. Roll Call was taken. The following members were present: Vivian Conner, Ben Geiger, Howard Gibson, David Jackson, Dan Parker, Jon Smelker and Heather Wing. Also present: Clerk Pam Palmer.
5. APPROVAL OF WRITTEN AGENDA: (including consent items & items for discussion)
Commissioner Conner asked to have item (d) from the Consent Items moved to Items for Consideration. Michael Brown asked to have Resolution #18-03 added to the agenda. Motion by Gibson, seconded by Parker to approve the agenda as amended. All ayes. Motion carried.
6. REPORTS FROM STATE AND COUNTY OFFICERS: None.
7. LIMITED PUBLIC COMMENT: (3 minutes per person)
 - Jim Enrietti commented on a leak of raw sewage in Battle Creek, & urged the commissioners to make TOST voluntary and revise the appeal process, as voted at the October 24, 2017 commissioners meeting. He also commented on the professionalism of Stephanie Lehman at the 911 Dispatch Center.
8. VARIOUS CORRESPONDENCE: Commissioner Conner has received correspondence from Norman & Beverly Anderson, Laurin & Deb Luurs, Robert May, and James Moore to not support the Text Amendment which was requested by Lucas Spoor at the Planning Commission meeting. Commissioner Jackson received correspondence from Mr. Chaney in Barry Township who was unhappy that they were plowing snow at the Hickory Corners Fire Department at 3 or 4 am, which he forwarded to the Barry Township Supervisor to see if the plowing hours could be revised. Commissioner Wing received a call from Chad VanSyckle, Baltimore Township Supervisor, that they have run into a snag with the Dollar General Store's septic system and the Health Department.

9. CONSENT ITEMS (voted upon at one time by roll call vote):
- a. Approval of January 9, 2018 Board of Commissioners meeting minutes.
 - b. Approval of January 16, 2018 Committee of the Whole meeting minutes.
 - c. Approval of the low bid of \$35,968.20 from Dell Inc. to purchase 140 licenses of Microsoft Office 2016.
 - d. (Removed to Items for Consideration).
 - e. Approval to appoint Dan King to the Brownfield Redevelopment Authority to fill the remainder of a term being vacated by Jerry Czarnecki that began 8/22/2017 and ends 12/31/2019.
 - f. Approval to re-appoint Rick Moore to serve on the Barry County Parks and Recreation Board in the position representing the Thornapple Trail Association for a three-year term that began on 1/1/17 and expires on 12/31/19 as recommended by the Thornapple Trails Association.
- (roll call vote)**

Moved by Jackson, seconded by Smelker to approve the consent items as listed above. Roll call vote. Ayes: Conner, Geiger, Gibson, Jackson, Parker, Smelker and Wing. Nays: None. Motion carried.

10. PRESENTATIONS: None

11. PUBLIC HEARINGS: None

12. ITEMS FOR CONSIDERATION (roll call vote indicated)

- a. Approval of transfers and disbursements:
Approval of claims in the amount of \$51,752.50 **(roll call vote)**

Moved by Gibson, seconded by Smelker for the approval of claims in the amount of \$51,752.50. Roll call vote. Ayes: Conner, Geiger, Gibson, Jackson, Parker, Smelker and Wing. Nays: None. Motion carried.

- b. Approval of Resolution #18-02, Resolution of Intent to Apply for State and Federal Operating and Capital Assistance for the 2019 Fiscal Year and appoint William Voigt as the Transportation Coordinator, authorized to provide such information as deemed necessary by the State Transportation Commission or Department for its administration of Act 51, and sign and execute all agreements and documents. **(roll call vote)**

Moved by Gibson, seconded by Parker for the approval of Resolution #18-02, Resolution of Intent to Apply for State and Federal Operating and Capital Assistance for the 2019 Fiscal Year and appoint William Voigt as the Transportation Coordinator, authorized to provide such information as deemed necessary by the State Transportation Commission or Department for its administration of Act 51, and sign and execute all agreements and documents. Roll call vote. Ayes: Conner, Geiger, Gibson, Jackson, Parker, Smelker and Wing. Nays: None. Motion carried.

(d) – from Consent Items.

Approval of the Agreement for Economic Development Services between Barry County and the Barry County Economic Development Alliance and its parent organization the Barry County Chamber of Commerce for the period January 1, 2018 through December 31, 2018.

Moved by Gibson, seconded by Smelker for approval of the Agreement for Economic Development Services between Barry County and the Barry County Economic Development Alliance and its parent organization the Barry County Chamber of Commerce for the period January 1, 2018 through December 31, 2018. Discussion.

Motion by Conner, supported by Jackson to amend the wording for the Agreement for Economic Development Services, as discussed. All ayes. Motion carried.

Moved by Gibson, seconded by Smelker for approval of the Agreement for Economic Development Services between Barry County and the Barry County Economic Development Alliance and its parent organization the Barry County Chamber of Commerce for the period January 1, 2018 through December 31, 2018 as amended. Roll call vote. Ayes: Conner, Geiger, Gibson, Jackson, Parker, Smelker and Wing. Nays: None. Motion carried.

c. Approval of Resolution #18-03, Resolution Approving the tentative Agreement Reached and Successor Collective Bargaining Agreement with the Police Officers Labor Council, Deputy Sheriff Unit for January 1, 2018 through December 31, 2020 and authorize the Chair to sign the contract. **(roll call vote)**

Moved by Gibson, seconded by Smelker for approval of Resolution #18-03, Resolution Approving the tentative Agreement Reached and Successor Collective Bargaining Agreement with the Police Officers Labor Council, Deputy Sheriff Unit for January 1, 2018 through December 31, 2020 and authorize the Chair to sign the contract. Roll call vote. Ayes: Conner, Geiger, Gibson, Jackson, Parker, Smelker and Wing. Nays: None. Motion carried.

13. UNFINISHED BUSINESS: None.

14. NEW BUSINESS: None.

15. COUNTY ADMINISTRATOR'S REPORT: None.

16. CHAIRPERSON'S REPORT: Commissioner Geiger made the following statement "On Thursday, I will ask the Board of Heath to vote on whether to retain the TOST regulation, and if not, setting a timeline for taking it off the books. I, and the other two Barry County Commissioners, believe it is time to resolve this longstanding conflict, and believe it is our responsibility as county leaders to protect the rights of property owners, while maintaining our responsibility to protect the environment. As long as it is on the books, the TOST regulation is an obstacle to change. We can only see a brighter future if we resolve to break from the past."

17. VICE CHAIRPERSON'S REPORT: Commissioner Jackson attended the Barry Township meeting on January 9, and the Economic Development Alliance meeting on January 10. The Riverwalk Expansion in Hastings and the Flexfab Expansion continues. The Brownfield Redevelopment Authority has taken on a new project in Yankee Springs Township. He also attended the Rutland Township meeting where they passed their Dangerous Building Ordinance. January 15 he attended the JPA meeting. He attended the Animal Shelter Advisory Committee on January 16, where they elected officers. The Animal Shelter has received donations from the Peterson family in the amount of \$20,000, in addition to the Edythe Marshall donations, which has put them in a good financial standing. On January 19, he attended a meeting in Grand Rapids with the West Michigan Regional Planning Commission. There are 13 regions, and our region has been awarded the most grants compared to the other regions. He will be attending the Barry Eaton District Health Department Board meeting on January 25, 2018 at 9:30.
18. COMMISSIONER REPORTS: (FOR ITEMS NOT ON THE AGENDA) – Each commissioner reported on their various committees, boards, events and meetings.
19. LIMITED PUBLIC COMMENT: (3 MINUTES PER PERSON)
 - Patricia Johns commented that the DNR will be holding a series of workshops in Holland, Michigan. Also, there will be a committee meeting to plan for the Nashville Fun Event which will be held in the spring.
 - Dar Leaf will be bringing in the new diving equipment for the commissioners to observe.
 - John Resseguie commented that there will be sign language classes offered to the public at the Hastings Library on the first Monday of every month at 6 pm.
20. OTHER BUSINESS: None.
21. ADJOURNMENT: Motion by Smelker, seconded by Wing to adjourn at 9:37 am.

Ben Geiger, Chair
Barry County Board of Commissioners

Pamela A. Palmer, County Clerk

Approved: 2/13/2018 PPalmer
Date and Initial