

APPROVED
PROCEEDINGS OF THE OTTAWA COUNTY
BOARD OF COMMISSIONERS
FEBRUARY SESSION - FIRST DAY

The Ottawa County Board of Commissioners met on Friday, February 16, 2001 at 1:30 p.m. and was called to order by the Chairman.

Mr. Rycenga pronounced the invocation.

The Chair led in the Pledge of Allegiance to the Flag.

Present at roll call: Messrs. Rinck, Rycenga, Vander Kam, VanderLaan, Kuyers, Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Mr. Swartout. (11)

Absent: Messrs. Mohr, Berghorst. (2)

Presentation of Petitions and Communications

A letter was read from Judith A. Johnson thanking the Board for the Employee Recognition Dinner.

Public Comments

Florence Baerren, Michigan Nurses Association, addressed the Board regarding contract negotiations between the County and the Registered Nurses at the Health Department in regard to action being taken today.

BC 01-052 Mr. Rinck moved to approve the agenda of today as presented. Mr. Schrotenboer supported the motion and the motion passed.

BC 01-053 Mr. VanderLaan moved to approve the following Consent Resolution:

1. To approve the Minutes of the January 23, 2001, Board of Commissioners' Meeting.
2. To receive as Information the Correspondence Log 294.
3. To authorize the payroll of February 16, 2001, in the amount of \$538.67.
4. To approve the general claims in the amount of \$3,979,042.55 as presented by the summary report for January 15 through January 31, 2001.
5. To approve the appropriation changes greater than \$50,000 and those approved by the Administrator and Finance Director for \$50,000 or less which changed the total appropriation from the amended budget for the month of January, 2001.

6. To receive for information the 2000 Annual Report of the Ottawa County Community Mental Health Agency.

Ms. Visscher supported the motion and the motion passed as shown by the following votes: Yeas: Messrs. Rinck, Rycenga, Vander Kam, VanderLaan, Kuyers, Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Mr. Swartout. (11)

B/C 01-054 Mr. Rycenga moved to adopt the resolution to retain the services of Great West Live & Annuity Insurance Company as record keeper and service provided for the Ottawa County Plan. Mr. VanderLaan supported the motion and the motion passed as shown by the following votes: Yeas: Messrs. Rycenga, Vander Kam, VanderLaan, Kuyers, Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Messrs. Rinck, Swartout. (11)

B/C 01-055 Mr. Rycenga moved to go into a Closed Session at 1:40 p.m. to discuss contract negotiations. Two thirds roll call vote required. Mr. VanderLaan supported the motion and the motion passed as shown by the following votes: Yeas: Messrs. Vander Kam, VanderLaan, Kuyers, Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Messrs. Rinck, Rycenga, Swartout. (11)

B/C 01-056 Mr. Rinck moved to rise from Closed Session at 2:04 p.m. Mr. Vander Kam supported the motion and the motion passed.

B/C 01-057 Mr. Haveman moved to adopt the revised Participation in Conferences and Conventions Policy (second reading). Mr. VanderLaan supported the motion and the motion passed as shown by the following votes: Yeas: Messrs. VanderLaan, Kuyers, Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Messrs. Rinck, Rycenga, Vander Kam, Swartout. (11)

B/C 01-058 Mr. Haveman moved to adopt the revised Use of Revenue Over Expenditures Policy (second reading). Mr. VanderLaan supported the motion and the motion passed as shown by the following votes: Yeas: Messrs. VanderLaan, Kuyers, Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Messrs. Rinck, Rycenga, Vander Kam, Swartout. (11)

B/C 01-059 Mr. Haveman moved to accept the following bids as submitted on January 25, 2001, for the renovation of the 12265 James St. Human Services facility:

General Contractor Elmridge Construction \$ 727,060.00

Mechanical Contractor Bosch Mech. \$ 333,200.00

Electrical Contractor J.L. Engineering \$ 153,812.50

\$1,214,072.50

(10%) Contingency \$ 121,407.00

Total \$1,335,479.50

Mr. VanderLaan supported the motion and the motion passed as shown by the following votes: Yeas: Messrs. Kuyers, Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Messrs. Rinck, Rycenga, Vander Kam, VanderLaan, Swartout. (11)

B/C 01-060 Ms. Visscher moved to place into nomination and to appoint Mark Davis to fill one vacancy representing Education on the Workforce Development Board, for a three year term, beginning 01-01-01 and ending 12-31-03; and to place into nomination and to appoint Craig Jenison to fill an uncompleted three year term which began 01-01-00 and ends 12-31-02. Mr. VanderLaan supported the motion and the motion passed as shown by the following votes: Yeas: Messrs. Kuyers, Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Messrs. Rinck, Rycenga, Vander Kam, VanderLaan, Swartout. (11)

B/C 01-061 Ms. Visscher moved to place into nomination and to appoint Robert Lemke and Michael Parker to fill two vacancies on the Workforce Development Board representing the Private Sector for three year terms beginning 01-01-01 and ending 12-31-03. Mr. Vander Kam supported the motion and the motion passed as shown by the following votes: Yeas: Mr. Schrotenboer, Ms. Visscher, Mr. Haveman, Mrs. Kortman, Mrs. Ruiter, Messrs. Rinck, Rycenga, Vander Kam, VanderLaan, Kuyers, Swartout. (11)

Discussion Items

Tim McGuire, Executive Director of Michigan Association of Counties, provided updated information and/or backup on the deferred compensation issue. There are approximately 300 county employees involved with thousands statewide. Great West had a contract with Michigan Association of Counties and an outline of some of the provisions include (A) If this Agreement is terminated, the Coordinator shall, within thirty (30) days of termination, transfer to MAC (or a successor coordinator designed in writing by MAC) all rights, records and documents relating to the services provided hereunder. It is mutually agreed that the official date of any termination, so as to effect an orderly transfer of all records and also (B) Ownership of the Records. Great West did not comply with the provisions of the contracts they drafted. Those records were the ownership of the Michigan Association of Counties but contrary to what the County has been told, they did not comply with the provisions of the contract they drafted and that MAC executed. As a result, MAC was unable to get the information out to the County or the participants in regard to an option of the participant whether they wanted to go with the Great West Program or if they wanted to go with the Diversified Program. MAC has signed a contract with Nationwide Financial Solutions. Authority has been given to the MAC Board to file illegal cause of action on behalf of a class action suit on behalf of all the participants in the program so no one will be damaged both from the Diversified standpoint and the Great West standpoint. If anyone lost money or thinks that they lost money on their account, Mr. McGuire can assure them of a couple of things: 1) anyone who is involved in the Lincoln program or the Prudential

program where the bulk of the money was, according to the records MAC was given, its totally protected. 2) There is both liability from the standpoint of Diversified for backing out of the contract and any cause of action would be a class action suit based on the participants. MAC thinks there are some great opportunities with Nationwide and that they are going to be very competitive. It was requested that MAC keep the County informed of the action being taken.

Annual Report - Ottawa County Community Mental Health - Dr. Lie explained the CMH Annual Report. The ultimate end is improving the quality of life of the consumers. The three measures are housing, employment and social activities. The number of consumers served has increased from 2,926 from last year to 3,017 this year. The majority of the increase is with the children that CMH serves from 380 to 476.

The County Administrator's report was given.

Rosemary Zink announced the County received an upgrade from an Aa2 to an Aa1 from Moody's.

Several Commissioners gave reports on meetings attended and future meetings to be held.

Public Comments

Florence Baerren addressed the Board to let them know the Registered Nurses were disappointed the Board did not ratify a tentative agreement.

Joseph Haveman left at 3:00 p.m.

Mary Richardson updated the Board briefly that the certified notices on the property tax system went out on February 21, 2001. They sent out 2,400 certified notices to 2,000 properties.

B/C 01- 062 Mr. Rinck moved to adjourn at 3:05 p.m. subject to the call of the Chairman.

Mr. Schrottenboer supported the motion and the motion passed.

DANIEL C. KRUEGER, Clerk DENNIS W. SWARTOUT, Chairman

Of the Board of Commissioners Of the Board of Commissioners