

Don Edwards
Mary Hardies
Lloyd Peltier
Dell Bolser
Gary Girardin



12265 M-32
P.O. Box 789
Atlanta, MI 49709
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awilliamson@montcountv.org
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County of Montmorency Board of Commissioners

Regular Board Meeting

Agenda

April 18, 2024

9:00 a.m.

Boardroom/Courtroom B

CALL TO ORDER

- Pledge of Allegiance
- Roll Call
- Approval of Agenda
- Approval of minutes from: April 4, 2024
- Claims and Accounts

PUBLIC COMMENT (Agenda Items Only)

NEW BUSINESS

- Resolution: Proclaiming the Month of May Motorcycle Awareness Month
- Policy Update – Weapons Policy
- NE MI Community Mental Health: Nena Sork

OLD BUSINESS

- Closed Session – Union Agreement
- Millage Language Approvals
- Corrections Lieutenant Retirement – Position Update
- Retirement Health Insurance – MERS

ADD: Contracts + 3% mers paying into by Sheriff + U.S.

REPORTS:

- Controller
- Treasurer
- Sheriff
- Standing Committee

PUBLIC COMMENT

ADJOURN SUBJECT TO CHAIRMAN

NEXT REGULAR BOARD MEETING WILL BE HELD ON Thursday, May 2, 2024

THIS MEETING IS OPEN TO ALL MEMBERS OF THE PUBLIC UNDER OPEN MEETINGS ACT OF MICHIGAN, PURSUANT TO PUBLIC ACT 267 OF 1976 PLEASE SILENCE ALL CELL PHONES

**MONTMORENCY COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING HELD APRIL 18, 2024**

PRESENT: Gary Girardin, Del Bolser, Mary Hardies, Lloyd Peltier, Don Edwards

ABSENT/EXCUSED: None

PLEDGE

AGENDA ADDITIONS/DELETIONS:

Additions: Contracts & 3% Employee MERS contribution

Deletions: None

Motion by Girardin, seconded by Hardies approving the agenda with the addition. Discussion. Yeas: 5 Nays: 0
Motion passed.

MINUTES:

Motion by Girardin, seconded by Peltier approving the regular meeting minutes of April 4, 2024. Yeas: 5 Nays: 0
Motion passed.

CLAIMS & ACCOUNTS:

Motion by Girardin, seconded by Edwards approving payment of the bills (Claims: \$39,089.49; EFT'S: \$199,306.99; Desk: \$176,253.19 Totaling: \$414,649.67) Yeas: 5 (Roll call: Peltier, Bolser, Edwards, Girardin, Hardies) Nays: 0 Motion passed.

PUBLIC COMMENT:

None

NEW BUSINESS:

RESOLUTION #2024-06

PROCLAMATION FOR MAY AS MOTORCYCLE
AWARENESS MONTH (Hardies/Peltier) Yeas: 5 (Roll Call:
Bolser, Edwards, Girardin, Hardies, Peltier) Nays: 0
Resolution passed.

POLICY UPDATE-WEAPONS: Discussion. Referred to the Security Committee for further recommendations.

NE MI COMMUNITY MENTAL HEALTH: Nena Sork appeared. Discussed county contribution. No increase since 1998. Amount based on population. Then in 2011 the BOC passed a resolution to cover any hospitalizations that occur which would be additional to the contribution amount if there are any.

9:33 A.M. Break

9:43 A.M. Back in session.

NEW BUSINESS CON'T:

9:43 A.M. **CLOSED SESSION-UNION AGREEMENT:** Motion Edwards, seconded by Bolser to go into closed session regarding collective bargaining. Yeas: 5 (Roll call: Edwards, Girardin, Hardies, Peltier, Bolser) Nays: 0
Motion passed.

10:10 A.M. Motion by Hardies, seconded by Girardin to go back to regular open session. Yeas: 5 (Roll call: Girardin, Hardies, Peltier, Bolser, Edwards) Nays: 0 Motion passed.

Motion by Edwards, seconded by Peltier approving the ratified union agreement with POLC and authorizing the chair to sign the collective bargaining agreement approved as to form by legal counsel. Yeas: 5 (Roll call: Hardies, Peltier, Bolser, Edwards, Girardin) Nays: 0 Motion passed.

MILLAGE LANGUAGE APPROVALS:

ROAD: Motion Hardies, seconded by Peltier approving the Road Commission language (see attached) and to be placed on the August primary ballot. Yeas: 5 (Roll call: Hardies, Peltier, Bolser, Edwards, Girardin) Nays: 0 Motion passed.

LIBRARY: Motion by Bolser, seconded by Hardies approving the library language (see attached) and to be placed on the August primary ballot. Yeas: 5 (Roll call: Peltier, Bolser, Edwards, Girardin, Hardies) Nays: 0 Motion passed.

CORRECTIONS LT. RETIREMENT POSITION UPDATE: Discussion on filling the position upon retirement of Lt. Stanley. Motion by Hardies, seconded by Peltier to freeze the Corrections Lieutenant position at this time upon review of the financial economic position. Yeas: 4 (Roll call: Edwards, Girardin, Hardies, Peltier) Nays: 1 (Bolser) Motion passed.

RETIREMENT HEALTH INSURANCE-MERS:

Resolution 2024-07: **RESOLUTION ESTABLISHING AUTHORIZED SIGNATORIES FOR MERS CONTRACTS AND SERVICE CREDIT PURCHASE APPROVALS (Hardies/Peltier) Discussion. Yeas: 5 (Roll call: Edwards, Girardin, Hardies, Peltier, Bolser) Nays: 0 Resolution passed.**

Resolution 2024-08: **RESOLUTION ADOPTING MERS HEALTH CARE SAVINGS PROGRAM F/NON-UNION EMPLOYEES HIRED AFTER DECEMBER 31, 2014 (Bolser/Hardies) Yeas: 5 (Roll call: Girardin, Hardies, Peltier, Bolser, Edwards) Nays: 0 Resolution passed.**

Discussion on retiree spouse coverage and option to pay. No action taken.

10:57 A.M. Break

11:01 A.M. Back in session

CONTRACTS & 3% EMPLOYEE MERS CONTRIBUTION: Chair Edwards discussed Sheriff and Undersheriff not having to pay 3% into MERS where other non-union employees do. Union employees do not pay 3% into MERS. Current MERS plan documents, as well as a union agreement for those two to have the exception in place and filed with MERS last year. No action taken.

REPORTS:

CONTROLLER: Aprille Williamson present. Topics: Bill for scanner software update; Court Cost collections; Opioid settlement monies; Materials Management; vehicle leasing program.

CON'T DISC. ON CORRECTIONS LT. RETIREMENT: Lt. Stanley appeared. Continued discussion on position. Lt. Stanley indicates she is staying in her position.

REPORTS CONT:

TREASURER: Cheri Eggett present. Topics: Clerical error on description; Substitution of attorney for appeals case on intent to claim surplus; Delinquent tax bills sent out; Auditor work; filed Foreclosure Petition for 2025; Revenue Sharing.

SHERIFF: Chad Brown, present. Topics: Telecommunication week: acknowledges 911 dispatchers; Dispatcher resignations, hiring and training.

COMMITTEE REPORTS:

Peltier: NEMSCA, NE Mi Mental Health
Hardies: Opioid, Health Dept. #4
Bolser: None
Girardin: Landfill, Finance
Edwards: Landfill, Finance, Union negotiations

PUBLIC COMMENT:

Ramie Girardin acknowledges 911 dispatchers and comments on appearance of “anti-sheriff” tone at meetings.

Scott O’Neil on Corrections Lieutenant position, union contract approval, and attempt to eliminate the position by some board members.

12:04 P.M. Motion by Hardies, seconded by Peltier to adjourn. Yeas: 5 Nays: 0 Motion passed.

Minutes prepared by:



Cheryl A. Neilsen, County Clerk

Don Edwards
Mary Hardies
Lloyd Peltier
Dell Bolser
Gary Girardin



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County of Montmorency Board of Commissioners

Resolution #2024-06

PROCLAMATION FOR MAY AS MOTORCYCLE AWARENESS MONTH

At the meeting of the County of Montmorency Board of Commissioners held in the County of Montmorency Building located in Atlanta, Michigan on **April 18, 2024**.

PRESENT: Dell Bolser, Gary Girardin, Don Edwards, Lloyd Peltier and Mary Hardies

ABSENT: None

The following resolution was made by **Mary Hardies** and seconded by **Lloyd Peltier**, to-wit:

WHEREAS, the Montmorency County, has many Citizens who are concerned about Motorcycle Safety while touring, during recreation, and daily transportation; and

WHEREAS, the Month of May is the Nationally recognized month motorcycles become more prevalent on our streets; the need to be more aware of their presence is of the utmost urgency; and

WHEREAS, due to the Pure Michigan advertising campaign and the modification of the Michigan Helmet Law many out of State riders will be visiting our State and using our roads, and

WHEREAS, an overwhelming number of car vs. motorcycle accidents could be avoided with due regard, respect, and awareness of motorcycles on the streets and intersection of this County; and

WHEREAS, the inclusion of Motorcycle Awareness provided by ABATE of Michigan as a distinct part of the driver education curriculum and Motorcycle Rider Education programs will help to promote safe driving and motorcycle riding practices, and

WHEREAS, it is in the interest of our community and the Citizens of Montmorency County to note the increase in the amount of motorcycle traffic as we enter the warm months, to enable Montmorency County the reduction of accidents and injuries involving motorcyclists.

NOW, THEREFORE, BE IT RESOLVED, that on this 18th Day of April 2024, the County of Montmorency Board of Commissioners hereby Proclaim the Month of May as Motorcycle Awareness Month in Montmorency County.

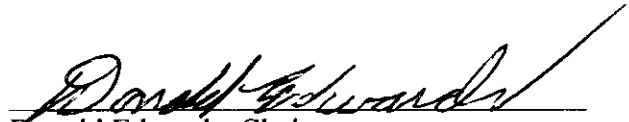
RESOLUTION DEEMED APPROVED

ROLL CALL VOTE:

APPROVE: Bolser, Edwards, Girardin, Hardies & Peltier

DENY: None

ABSENT/ABSTAIN: None

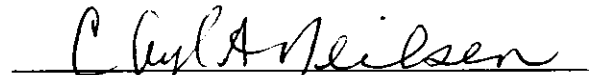

Donald Edwards, Chairperson
County of Montmorency BOC, Michigan

Dated: **April 18, 2024**

CERTIFICATION

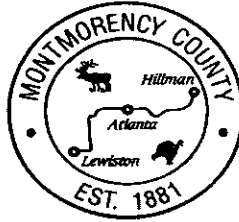
STATE OF MICHIGAN)
) ss
COUNTY OF MONTMORENCY)

I, the undersigned, the duly qualified and acting Clerk of Montmorency County, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Montmorency County Board of Commissioners at a meeting held on the 18th day of April , 2024 , and that notice of said meeting was given in accordance with the Open Meetings Act, and further certify that the above resolution was adopted at said meeting.


Cheryl A. Neilsen, Clerk
County of Montmorency, Michigan

Dated: 4/18/2024

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Mary Hardies
Lloyd Peltier
Dell Bolser
Gary Girardin



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County of Montmorency Board of Commissioners

Resolution #2024-07

RESOLUTION ESTABLISHING AUTHORIZED SIGNATORIES FOR MERS CONTRACTS AND SERVICE CREDIT PURCHASE APPROVALS

At the meeting of the County of Montmorency Board of Commissioners held in the County of Montmorency Building located in Atlanta, Michigan on **April 18, 2024**.

PRESENT: Dell Bolser, Gary Girardin, Don Edwards, Lloyd Peltier and Mary Hardies

ABSENT: None

The following resolution was made by **Mary Hardies** and seconded by **Lloyd Peltier**, to-wit:

(Left blank intentionally)

Resolution Establishing Authorized Signatories for MERS Contracts and Service Credit Purchase Approvals



1131 Municipal Way Lansing, MI 48917 • 800.767.MERS (6377) • Fax 517.703.9711

www.mersofmich.com

This Resolution is entered into under the provisions of 1996 PA 220 and the Municipal Employees' Retirement System of Michigan ("MERS") Plan Document, as each may be amended.

This resolution is being adopted by the governing body of the participating entity and applies to all reporting units of said participating entity.

WHEREAS, Montmorency County ("Employer") is a participating municipality with the Municipal Employees' Retirement System of Michigan ("MERS") and has adopted one or more retirement, insurance, investment or other post-employment benefit products administered by MERS;

WHEREAS, MERS requires signatures of an authorized representative of the Employer to execute contracts with MERS, the entry of which is authorized by the governing body and permitted under the applicable MERS Plan Document(s);

WHEREAS, the Employer wishes to designate certain job position(s), the holder(s) of which may sign MERS' contracts relating to the adoption, amendment and termination of MERS' products, and defined benefit service credit purchase approvals on behalf of Employer to implement decisions and actions of the governing body;

WHEREAS, this Resolution is not intended to apply to MERS forms or any other MERS document except as specifically mentioned herein,

Therefore, the Governing Body resolves:

The holders of the following job position(s) are hereby *Authorized Officials* that can sign: (1) MERS Adoption Agreements, Resolutions, Participation Agreements, Administrative Services Agreements, Withdrawal Agreements and any other contracts between MERS and the Employer with respect to Employer's participation in any MERS-administered product and any amendments and addendums thereto, and (2) MERS Defined Benefit service credit purchase approvals:

1. County Contoller

Optional additional job positions:

2. _____
3. _____

This Resolution may be revoked in writing or amended by the Governing Body at any time, provided that it will not be effective until such writing or amended Resolution is received by MERS. The Governing Body agrees that MERS may rely upon this Resolution as conferring signing authority upon the holders of the above job position(s) to bind Employer with respect to MERS.

Adopted at a regular/special meeting of the Governing Body on April 18, 2024.

Authorized signature (must be currently in a position named above): Aprille Williamson

Name: Aprille Williamson

Title: County Contoller

Witness signature: Dawn Hubbard

Witness name: Dawn Hubbard

Witness title: Administrative Assistant

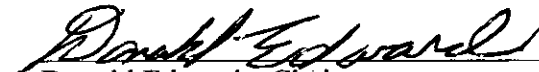
RESOLUTION DEEMED APPROVED

ROLL CALL VOTE:

APPROVE: Edwards, Girardin, Hardies, Peltier and Bolser

DENY: None

ABSENT/ABSTAIN: None


Donald Edwards, Chairperson
County of Montmorency BOC, Michigan

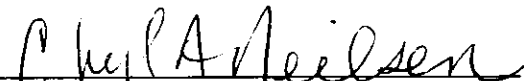
Dated: **April 18, 2024**

CERTIFICATION

STATE OF MICHIGAN)
) ss
COUNTY OF MONTMORENCY)

I, the undersigned, the duly qualified and acting Clerk of Montmorency County, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Montmorency County Board of Commissioners at a meeting held on the 18th day of April, 2024, and that notice of said meeting was given in accordance with the Open Meetings Act, and further certify that the above resolution was adopted at said meeting.

Dated: 4-18-2024


Cheryl A. Neilsen, Clerk
County of Montmorency, Michigan

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County of Montmorency Board of Commissioners

Resolution #2024-08

RESOLUTION ADOPTING MERS HEALTH CARE SAVINGS PROGRAM FOR NON-UNION EMPLOYEES HIRED AFTER DECEMBER 31, 2014

At the meeting of the County of Montmorency Board of Commissioners held in the County of Montmorency Building located in Atlanta, Michigan on **April 18, 2024**.

PRESENT: Dell Bolser, Gary Girardin, Don Edwards, Lloyd Peltier and Mary Hardies

ABSENT: None

The following resolution was made by **Dell Bolser** and seconded by **Mary Hardies** , to-wit:

(Left blank intentionally)

MERS Health Care Savings Program Participation Agreement



1134 Municipal Way Lansing, MI 48917 800 767 2308 Fax 517 703 9707

www.mersofmich.com

The Employer, a participating municipality or court within the state of Michigan, hereby agrees to adopt and administer the MERS Health Care Savings Program provided by the Municipal Employees' Retirement System of Michigan, in accordance with the MERS Health Care Savings Program Plan Document, subject to the terms and conditions herein.

I. PARTICIPATING EMPLOYER

Employer Name: Montmorency County
(Name of municipality or court)

Municipality Number: 6001 **Division Number:** _____

II. EFFECTIVE DATE

1. If this is the initial Participation Agreement relating to the MERS Health Care Savings Program for this covered group, the effective date of the program here adopted shall be the 1st day of May 1, 2024.
(Month) (Year)
2. If this is an amendment and restatement of an existing Participation Agreement relating to the MERS Health Care Savings Program for this covered group, the effective date of this amendment and restatement shall be effective the 1st day of _____, 20____.
(Month) (Year)

Note: You only need to mark **changes** to your plan throughout the remainder of this Agreement.

III. COVERED EMPLOYEE GROUPS

A participating Employer may cover all of its employee groups, bargaining units, or personnel/employee classifications ("Covered Group") in the same Health Care Savings Program plan. **Contributions shall be made on the same basis within each Covered Group according to the associated HCSP Contribution Addendum, remitted as directed by MERS.** This agreement encompasses the following group(s):

Non-Union Employees hired after December 31, 2014
(Name/s of HCSP covered group/s)

Note: To maintain the tax-favored status of the employer's Health Care Savings Program and to comply with federal law, the Employer may not provide coverage or benefit levels to highly-compensated employees that are not provided to non highly-compensated employees.

IV. ELIGIBLE EMPLOYEES

Only Employees of a "municipality" may be covered by the Health Care Savings Program Participation Agreement. Independent contractors may not participate in the Health Care Savings Program.

The Employer shall provide MERS with the name, address, Social Security Number, and date of birth for each Eligible Employee, as defined by the Participation Agreement.

Probationary Periods (select one):

- Contributions will begin after the probationary period has been satisfied. Probationary periods are allowed in one-month increments, no longer than 12 months. During this probationary period, contributions will not be reported and service toward vesting will begin when probationary period has ended.

The probationary period will be _____ month(s).

- No probationary period.

MERS Health Care Savings Program Participation Agreement

V. EMPLOYER CONTRIBUTIONS

The Participating Employer hereby elects to make contributions to the Plan. Contributions shall be made on the same basis within each Covered Group specified in this agreement, and remitted to MERS as directed by the employer, to be credited to the individual accounts of Eligible Employees according to the associated Contribution Addendum.

Frequency:

Contributions will be remitted according to Employer's "Payroll Period" which represents the actual period amounts are withheld from participant paychecks, or within the month during which amounts are withheld. Contributions will be submitted (check one):

- Weekly Semi-Monthly (twice each month)
 Bi-Weekly (every other week) Monthly

Vesting Cycle For Basic Employer Contributions Only. The employer contributions identified in this Participation Agreement are subject to the following vesting cycle (where vesting is different, separate participation agreement must be completed).

- Immediate Vesting upon Participation
- Cliff Vesting: The participant is 100% vested upon 5 year(s).
(Stated years)
- Graded Vesting Percentage per year of service: Employers can select the percentage of vesting with the corresponding years of service:

Years of Service	Percent Vested
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	100%

FORFEITURE PROVISION. Upon separation from service with the Employer prior to meeting the required vesting schedule set out above or in the event a Participant dies without Dependent(s) and/or a named Beneficiary, a Participant's account assets shall (where forfeiture is different, separate participation agreement must be completed):

Check only one:

- Remain in the HCSP sub-trust to be reallocated among all Plan participants equally
 Remain in the HCSP sub-trust to be used to offset future Employer Contributions
 Be transferred to the Retiree Health Funding Vehicle ("RHFV")

MERS Health Care Savings Program Participation Agreement

VI. MODIFICATION OF THE TERMS OF THE PARTICIPATION AGREEMENT

If a Participating Employer desires to amend any of its previous elections contained in this Participation Agreement, including attachments, the Governing Body by official action must adopt a new Participation Agreement and forward it to the Board for approval. The amendment of the new Participation Agreement is not effective until approved by the Board and other procedures required by the Plan Document have been implemented.

VII. APPOINTING MERS AS THE PROGRAM ADMINISTRATOR

The Employer hereby agrees to the provisions of the MERS Health Care Savings Program Plan Document ("Plan Document"). The Employer also agrees that in the event of any conflict between the Plan Document and this Participation Agreement, the Plan Document controls.

VIII. FEES AND EXPENSES

Employer acknowledges that investment selection and associated participant fees and operating expenses are established and charged by MERS as set forth in the Investment Fund and Fee Summary sheets available at www.mersofmich.com and may be amended by MERS.

IX. STATE LAW

To the extent not preempted by federal law, this agreement shall be interpreted in accordance with Michigan law.

X. TERMINATION OF THE PARTICIPATION AGREEMENT

This Participation Agreement may be terminated only in accordance with the Plan Document.

XI. ENFORCEMENT

1. This Participation Agreement may be terminated only in accordance with the MERS Health Care Savings Program Plan Document.
2. The Employer hereby agrees to the provisions of the MERS Health Care Savings Program Plan Document.
3. The employer hereby acknowledges it understands that failure to properly fill out this Participation Agreement may result in the ineligibility of the program.

XII. EXECUTION

Authorized Designee of Governing Body of Municipality or Chief Judge of Court

The foregoing Participation Agreement is hereby approved by Montmorency County
on 04/18/2024 (Name of Approving Employer)
(MM/DD/YYYY)

Authorized signature: 

Name (printed): Aprille Williamson

Title: County Contoller

Received and Approved by the Municipal Employees' Retirement System of Michigan

Dated: _____, 20____ Signature: _____
(Authorized MERS Signatory)


RESOLUTION DEEMED APPROVED

ROLL CALL VOTE:

APPROVE: Girardin, Hardies, Peltier, Bolser and Edwards

DENY: None

ABSENT/ABSTAIN: None

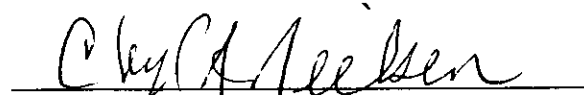

Donald Edwards, Chairperson
County of Montmorency BOC, Michigan

Dated: **April 18, 2024**

CERTIFICATION

STATE OF MICHIGAN)
) ss
COUNTY OF MONTMORENCY)

I, the undersigned, the duly qualified and acting Clerk of Montmorency County, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Montmorency County Board of Commissioners at a meeting held on the 18th day of April, 2024, and that notice of said meeting was given in accordance with the Open Meetings Act, and further certify that the above resolution was adopted at said meeting.


Cheryl A. Neilsen, Clerk
County of Montmorency, Michigan

Dated: 4-18-2024