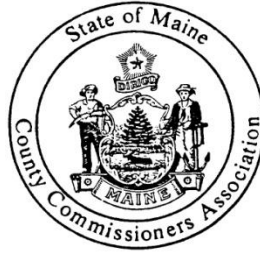


M.C.C.A.

Steven Joy, President
Hancock County

Gary McGrane, Vice President
Franklin County

Roger Moody, Secretary-Treasurer
Knox County



Vacant
Executive Director

Alice Schlosser
Administrative Assistant

4 Gabriel Drive, Suite 2
Augusta, ME 04330
207-623-4697
www.mainecounties.org

MAINE COUNTY COMMISSIONERS ASSOCIATION

MCCA Board Meeting Minutes February 13, 2013 Maine Farm Bureau

Attendees:

DIRECTORS: Beth Bell of Androscoggin; Peter Underwood of Aroostook; Tom Coward of Cumberland; Gary McGrane of Franklin, Steven Joy of Hancock; George Jabar II, of Kennebec; Roger Moody of Knox; William Blodgett of Lincoln; Peter Baldacci of Penobscot; James Annis of Piscataquis; Lynda Quinn of Somerset; Amy Fowler of Waldo; Sallie Chandler of York

COUNTY MANAGERS/ADMINISTRATORS: Bill Whitten of Cumberland; Peter Crichton of Cumberland; Bob Devlin of Kennebec; Andrew Hart of Knox; Bill Collins of Penobscot; Pam Hile of Sagadahoc; Betsy Fitzgerald of Washington; Scott Cole of Oxford

OTHER PARTICIPANTS: Kennebec County Register of Probate, Kathleen Ayers; Maine Emergency County Communications Association, Owen Smith; Maine Association of County Clerks, John W. O'Connell; Maine Correctional Administrators Association, Mark Westrum; Maine Register of Deeds Association, Susan Black; Register of Deeds, Penobscot County, Susan Bulay; Sagadahoc County Sheriff Todd Brackett; RHR Smith & Company, Ron Smith; Treasurer of Franklin County, Mary Frank; Maine Association of Treasurers, David Parkman

STAFF: Risk Pool Manager Malcolm Ulmer and Administrative Assistant Alice Schlosser

1. Introductions of board members and others in attendance

- The President Steve Joy asked everyone to introduce themselves

2. Approval of the agenda/additions

- The agenda was approved

3. Approval of the 1/9/2013 Annual Meeting Minutes

- Motion to approve 1/19/13 minutes, Coward/Moody, unanimous

New/Old Business

1. Ron Smith and Roger Moody to talk about the audit, IRS Status, By-Laws, Section 125 Plan

- Ron Smith discussed some points on transitioning from Howe & Cahill to MCCA
 - It was impossible for a 6 month audit – he went back to Jan 1, 2011 (18 months)
 - Ron met with Malcolm to get the history of MCCA and Risk Pool connection. They will continue to have more meetings
 - Moving the money (\$60,000) from Risk Pool to MCCA needs a cost allocation plan for moving funds
 - For the IRS status he does not have all the history yet
 - Risk Pool is a stand-a-lone you have to be a member of MCCA to be a member of Risk Pool
 - Ron's concern is there is not insulation between MCCA and Risk Pool
 - MCCA and Risk Pool share the same tax ID number – need to learn more and clean this up
 - Ron suggested we look at the bylaws
 - Ron said Howe & Cahill has been helpful
 - Ron has been working on a Section 125 plan for employee benefits to allow tax savings. The cost was \$200.00 to set it up
 - Motion to engage RHR Smith to set up a Section 125 plan at a cost of \$200, Coward/ Underwood, unanimous
 - It was asked if the new Executive Director could look into this – Steve suggested we cannot wait we have an employee now.
 - Steve asked should we formalize our relationship with Ron? - Steve, Ron and Roger will meet and come back to MCCA board with recommendations
 - We will have copies of the audit for our next meeting
 - A motion was made to formalize our relationship with Ron Smith at an upcoming meeting McGrane/Fowler
 - All in favor – 1 abstain- Chandler

2. Legislative Policy Committee Update- Bill Whitten and Steve Joy

- The legislative update summary will go out at 4:00 on Mondays following the Friday conf. call
- LD 82 - The people's veto sponsored by Senator Thomas

- Hearing was on February 6. On this bill we are moderately opposed. The committee analyst has some unanswered questions. This may be voted down by the committee and might get put back to the counties. It may be unconstitutional for the state to require counties to put this in their bylaws
- James Annis reported Piscataquis County Commissioners had an issue which was costly to put out to a vote. The Piscataquis County Commissioners reopened their original vote and rescinded it.
- Bill said Kate from MMA stated the cost is \$1 million for a state-wide referendum
- Paul Underwood said how can we be moderately opposed?
- Steve said the state and many of the municipalities are subjected to this. The counties are the exception
- Susan Black mentioned capping so you are not doing a people's veto on minor issues
- LD 397- UTs – this is not printed we are only acting on bills printed
 - John Simpson is back
 - Steve said John is still getting free copies on the internet from his county
- LD 76 – Inverse Debt – Mark Dion's bill
 - Mark Westrum, Steve Joy and Bill Whitten testified on the bill
 - Mark said it's a unique capital debt services – the language speaks to counties holding debt
 - We made our case not sure if it will pass
 - Mark suggested to engage our legislators
 - Our capital needs are significant and presently there is no money for capital infrastructure.
 - Mark has met with Sawin Millet, the Governor and his council many times to request money for capital infrastructure.
 - We cannot get funds from municipalities and the state is not living up to its obligation
 - Dion's bill will go a long way to assist – Mark Dion thinks it will have strong committee support
 - We need to talk to legislators on the Criminal Justice and Public Safety Committee and the Appropriations Committee
 - It was discussed to come up with a list of capital projects – Mark Tausek had a list

- Bill said we will discuss this on the Leg. Policy Cmte conference call on Friday
- LD 49- Deeds electronic payment
 - This is basically a housekeeping bill for the Registry of Deeds
- LD 60- 2 PSAPs
 - This bill is dead
- Owen Smith spoke on these next two bills
 - {LD 275 – Unfunded mandate from state for police and fire
 - {LD 196 – Question and answer for EMD.
 - The cost will be \$3 million to implement
 - The Bureau E 9-1-1 voted 5-3-1 to oppose
 - The Bureau is neutral
 - Bill Blodgett said there should be a fiscal note attached
 - Owen said it was not popular to have people from the state going to the centers
 - Owen will send notes out from MECCA meeting on Wed.

3. Update on Executive Director Search- Peter Baldacci

- Peter said the committee is down to 5 good candidates who are:
 - Donnell Carroll, Linda Pagels-Wentworth, Rosemary Kurlow, Jeff Kobrock and Joe Pietroski
 - The committee is interviewing Joe Pietroski today at 1:00pm he was not available for the February 22 interview timeframe.
 - They had some good candidates and it was a difficult process
 - The salary range is \$65,000- \$75,000
 - The committee will make their recommendation in March
 - Scott asked if we should have a policy of affiliations to deal with conflict of interest.
 - Peter said if a conflict develops we will deal with it

4. By-Laws change Composition of MCCA Board, 20 day notice. - Steve Joy

- Steve needs approval to send out a letter, taking the Associations off the BOD
- There was an on-going discussion on either keeping the Associations on the BOD or taking them off
- Susan Bulay gave us some history on how the Associations joined the MCCA Board

- George asked if Norm Fournier’s Committee could bring suggestions.
- Roger Moody agreed to work on this with Norm
- A motion to table, McGrane/Baldacci, 12-5 in favor
- Point of order table this until we hear back from the By-law Review Committee

5. Reaffirmation of who is on the standing Nominating Committee

- The members are: Gary McGrane, Bob Devlin, Paul Underwood, Roger Moody, and Bill Collins

5A. MCCA’s nominee to the CWG

- Steve passed out the CWG Memorandum of Understanding and shared the 4 names submitted to represent MCCA- Hamilton Meserve, (John O’Connell said Hamilton is not interested in being a co-chair) Charles Crosby, Bob Devlin and Michael Cote

5B. Maine Sheriff’s Association nominee to the CWG

- Steve said their nominee is Sheriff Merry from Lincoln County

• Discussion on procedure for CWG

- Steve said Bob is the only one who sent in their resume with letter
- Steve asked for clarification on the procedure for nominating the co-chairs
- Amy is on CWG until she is replaced
- Sheriff Brackett said there is no limit to the number of seats MCCA can have on CWG
- The nominating committee can nominate the 3 names that were submitted for CWG members
- A motion was made to recommend Bob Devlin to represent the MCCA as co-chair of the CWG, Underwood/Jabar, unanimous

6. Update on the 2013 Annual Convention- Mary Frank

- The convention dates are Friday, September 13 – Sunday, September 15 at Sugarloaf
- The convention theme is “Forging a Path To the Future”
- Book your room early with Sugarloaf directly – check the MCCA website for details- you can also check with Sugarloaf if you want to rent a condo
- We have the entire base lodge for the convention
- There are a variety of activities: ride the super quad on Sat. cost \$10, the art walk in Kingfield (Friday only), zip-line, golf, health club, anti-gravity center

- Friday night entertainment – comedian Justin McKinney – cost \$2000
- We were given seed money of \$2000 of which \$1000 went to the deposit for Sugarloaf and we would like to keep \$1000 in the account
- We are requesting \$1000 to give to the comedian to pay him half up front - we do not have sponsors for the comedian
- Steve suggested we give \$500.00 up front rather than \$1000 to the comedian
- Mary said Owen will talk to the comedian
- Need topics for the brochure
- There will be a monthly board meeting at the convention on Friday. Mary thought we could have it during lunch – it was suggested not to have it at lunch
- It was suggested to have it at 10:00 am meeting in a separate room
- Mary mentioned she is using the MCCA website for conference information

7. By-Laws update committee report -Norm Fournier

- Norm was absent from the meeting – Paul Underwood sitting in
- Aroostook County has nominated him to the LUPC – endorse him to LUPC
- A motion to endorse Paul Underwood as Aroostook County’s representative to the LUPC, McGrane/Fowler, unanimous

8. Future services counties might provide – Peter Crichton

- Steve said we should make ourselves more viable
- Peter said what brought this on was the inverse debt hearing
- Bring solutions to government
- Peter is now president of National County Administrators at NACO
- He is amazed at what county governments are doing nationally
- Peter talked about a study on assessing – if counties did the assessing we could speak as one voice
- Steve and Peter suggested a Future Services Committee be created. Committee members are: Tom Coward, Peter Baldacci, George Jabar II, Peter Crichton, Sheriff Brackett
- This committee will try to meet by conference call
- Marketing will be part of the new Executive Director’s position

9. Discussion on Association reports being submitted in writing with a request for discussion on any specific items included in the report. - Steve Joy

- A discussion was held and no motion was made.
- Per the bylaws, we need 4 Association members and 8 MCCA members for a quorum

10. Treasurers report- Roger Moody

- Roger reviewed the budget as follows:
- \$20K in the convention account
- \$73K in MCCA checking
- \$94 K in assets
- The projected income is \$303,566
- Some of Tim Leet's pay is in 2013
- RFP advertising for Executive Director position is \$1,200
- A motion to accept the budget, Baldacci/Fowler, unanimous

11. Right to Know report- Joe Brown

- Alice sent the link out to everyone on the Right To Know Report

12. NACO report- Peter Baldacci

- Peter will be attending the legislative conference in March in DC
- NACO met with Angus King on the workforce investment issues
- There was a motion to nominate Peter Baldacci to the National Steering Committee on Justice and Public Safety, McGrane/Fowler, unanimous

13. Adjournment – at 12:20pm