

Agenda
Tuscola County Board of Commissioners
Committee of the Whole July 25, 2018 – 1:30 P.M.
HH Purdy Building - 125 W. Lincoln, Caro, MI

Finance/Technology
Committee Leaders-Commissioners Kirkpatrick and Bierlein

Primary Finance/Technology

1. Court Child Care Fund 2018-2019 budget for the 207 sub-account (A)
2. DHHS Child Care Fund 2018-2019 budget for the 206B sub-account (B)
3. MSHDA CDBG Certifying Officer Designation (C)
4. Health Department Annual Report
5. Drug Task Force update
6. Obligation of Funds for Rural Development Grant (Animal Control Truck)

On-Going and Other Finance

1. Review of Alternative Solutions Concerning the Caro Dam
2. Update Regarding Potential Dental Clinic
3. Continue Review of Road Commission Legacy Costs
4. Work to Resolve Remaining Assessing/Taxation Disputes with Wind Turbine Companies
5. Water Rates Paid for County Facilities Along M24 and Deckerville Roads
6. Medical Examiner System
7. Opioid Lawsuit
8. Update Regarding Airport Zoning Board of Appeals
9. MSU-e Building Costs
10. Update Regarding Personal Property Tax Changes
11. Brownfield Board
12. Raise the Age for Juveniles Funding Proposal
13. State Proposed Assessing Changes
14. Multi-Year Financial Plan Development
15. Delinquent Tax Legal Chargeback Requirement for Former Vassar Foundry

Personnel
Committee Leader-Commissioner Bardwell

Primary Personnel

1. Health Department Medical Director Contract (D)
2. Health Department refill Dietician vacancy
3. Animal Control Director
4. Animal Control Update
5. Amend Vehicle Policy Section 2.11 to accommodate animal control vehicles (E)

On-Going and Other Personnel

1. Reporting Relationship (Nepotism Policy)

Building and Grounds

Committee Leaders-Commissioners Young and Vaughan

Primary Building and Grounds

1. DHHS/DTMB Lease#6987 mutually agreed on amendment (F)
2. State Land Bank control of unused property surrounding State Hospital
3. Animal Control Truck use after hours for on call employees
4. Prosecutors sidewalks
5. Extend DEQ Infrastructure Grant for recycling
6. Vanderbilt Park update

On-Going and Other Building and Grounds

1. County Property Ownership Identification
2. Review Potential Acquisition of Land from State Near Caro Regional Center
3. Update 10 Year Capital Improvement Plan
4. 2018 Budgeted Driveway, Parking Lot and Sidewalk Repairs
5. Update Regarding County Record Storage Needs

Other Items Not Assigned to a Committee

1. **SB 1031 Information and Other County Resolutions (G)**
 - Leelanau County Resolution in opposition to SB 1031
 - St Joseph Charter Township, Berrien County Resolution in opposition to SB 1031
 - Huron County Resolution in opposition to SB 1031
2. **HB 6049 and SB 1025 (H)**
 - Bay County Resolution in opposition to HB 6049 and SB 1025
 - Gogebic County Resolution in opposition to HB 6049 and SB 1025
3. **Washtenaw County opposition to large scale extraction of Michigan Waters (I)**
4. 2018 MAC Priorities
5. Cass River Greenways
6. On-Going Economic Development Activity Updates from EDC Director
7. Dairy Farmers of America Phase 2 – Cass City
8. Sunday Retail Sales of Spirits, Beer and Wine – August 2018 Vote

Other Business as Necessary

Public Comment Period

Budget Worksheet

Fund 292 CHILD CARE
 Department 662 PROBATE

Tuscola County

Period Ending Date July 31, 2018

Account Number	2017 Actual	2018 Total Amended Budget	2018 Year-to-date Actual	Requested Amount	Requested Amount
Account Name					

2018/2019
 CCF 207 sub Account

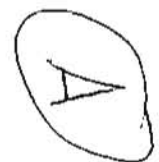
Fund 292 CHILD CARE
 Fiscal Year 2018

Revenues

662-542-000					
JUVENILE OFFICER SALARY (CJO)	27,317.04	27,800.00	13,658.52	\$ 27,800.00	
662-562-000					
CHARGEBACK FOR STATE WARDS -	322,013.77	130,000.00	118,973.09	323,667	
662-563-000					
BASIC GRANT - STATE	15,000.00	15,000.00	0.00	\$ 15,000.00	
662-611-000					
ADOPTION SUBSIDY	264.80	1,000.00	3,211.50	\$ 1,000.00	
662-611-001					
COURT SOCIAL SECURITY	40.00	100.00	0.00	\$ 100.00	
662-611-004					
COUNTY WARD	17,379.68	15,000.00	5,853.28	\$ 15,000.00	
662-676-000					
NON CCF FUNDED JUVENILE	5,332.76	4,000.00	1,732.55	\$ 4,000.00	
662-678-000					
REIMB RURAL DETENTION SUPP SVI	220.14	1,000.00	0.00	\$ 500.00	
662-691-000					
MISCELLANEOUS REVENUE	6.00	0.00	0.00	\$ -	
662-699-101					
TRANSFER IN - GENERAL FUND	525,000.00	400,000.00	200,000.00	\$ 400,000.00	
Revenues Total	912,574.19	719,700.00	343,428.94	\$ 787,067.00	\$ -

Expenses

662-704-000					
SALARIES PERMANENT	192,529.26	291,356.00	128,991.63	\$ 268,236.17	
662-704-020					
HEALTH INSURANCE INCENTIVE	1,107.60	0.00	1,492.22	\$ 2,000.00	
662-704-030					
DISABILITY	2,096.69	2,622.00	1,230.77	\$ 2,552.44	
662-704-040					
UNUSED SICK PAYOUT	1,725.50	2,200.00	0.00	\$ 2,200.00	
662-705-000					
SALARIES TEMP (BASIC GRANT)	13,020.24	136.00	14,064.70	\$ 13,520.00	
662-706-000					



SALARIES - OVERTIME	1,350.00	7,800.00	2,550.00	\$ 7,800.00
662-710-000				
WORKERS COMPENSATION	803.00	130.00	0.00	\$ 2,902.10
662-711-000				
HEALTH & DENTAL INSURANCE	47,156.89	90,857.00	30,671.00	\$ 84,838.00
662-715-000				
F.I.C.A.	16,652.40	23,054.00	10,921.29	\$ 22,319.36
662-717-000				
LIFE INSURANCE	270.38	331.00	148.29	\$ 288.91
662-718-000				
RETIREMENT	13,027.37	14,959.00	8,032.22	\$ 14,475.96
662-718-100				
POB IN LIEU OF RETIREMENT	11,577.11	14,476.00	7,190.29	\$ 12,651.60
662-727-000				
SUPPLIES, PRINTING & POSTAGE	1,677.29	11,500.00	307.84	\$ 6,000.00
662-801-000				
PROF & CONT SERVICES (BASIC GR.	20,590.72	15,000.00	0.00	\$ 15,000.00
662-801-002				
TRUANCY IN HOME	0.00	29,897.00	29,897.20	\$ -
662-801-003				
JC3 PROGRAM TEACHER/MENTOR	0.00	25,000.00	0.00	\$ -
662-809-000				
MEMBERSHIPS AND SUBSCRIPTION:	0.00	500.00	355.00	\$ 800.00
662-832-000				
STATE WARD CHARGEBACKS	176,641.42	10,000.00	131,175.54	\$ 150,000.00
662-841-000				
COUNTY FOSTER CARE-PRIVATE AC	0.00	10,000.00	0.00	
662-842-000				
FOSTER CARE PAYMENT-PRIVATE	20.59	20,000.00	0.00	\$ 2,000.00
662-843-000				
PRIVATE INSTITUTION	43,282.16	100,000.00	0.00	\$ 60,000.00
662-844-000				
OTHER COUNTY-DETENTION	163,003.47	125,000.00	46,585.00	\$ 100,000.00
662-845-000				
INDEPENDENT LIVING	0.00	2,500.00	0.00	\$ 1,000.00
662-846-000				
IN HOME CARE - INTENSIVE PROBATION	65,714.48	51,100.00	29,689.09	\$ 60,000.00
662-849-000				
NON-REIMBURSEABLE BY CHILD CAI	625.00	2,000.00	1,770.00	\$ 2,000.00
662-850-000				
RURAL DETENTION SUPPORT SERVI	208.14	1,000.00	0.00	\$ 500.00
662-851-010				
CELLULAR PHONE	1,434.40	3,000.00	1,505.60	\$ 3,000.00
662-861-000				
TRAVEL	249.90	27,000.00	231.17	\$ 2,000.00
662-910-000				

INSURANCE & BONDS	1 006 63	1,500 00	680.84	\$ 1,000 00	
662-955-000					
MISCELLANEOUS (MEALS, MILEAGE,	454 83	27,000.00	877.52	\$ 6,000 00	
662-957-000					
EMPLOYEE TRAINING	10,207 01	10,000 00	0.00	\$ 7,000 00	
662-999-000					
OPERATING TRANSFERS OUT	0.00	0 00	84,493 00	\$ -	
Expenses Total	837,821.93	924,428.00	532,860.21	\$ 850,084 54	\$ -

Parameters:

Operator CAZ

Period Ending Date: July 31, 2018

Fund Range: 292 -



Tuscola County

Clayette Zechmeister <zclay@tuscolacounty.org>



DHHS Child Care Fund - projected 2018-2019 Budget numbers

1 message

Southgate, Karen L. (DHHS) <SouthgateK@michigan.gov> Thu, Jul 19, 2018 at 10:42 AM
To: Caryn Michalak <cmichalak@tuscolacounty.org>, "Mike Hoagland (mhoagland@tuscolacounty.org)" <mhoagland@tuscolacounty.org>, Clayette Zechmeister <zclay@tuscolacounty.org>, Sheila Long <slong@tuscolacounty.org>
Cc: "Waller, Irene (DHHS)" <WallerI@michigan.gov>, "Southgate, Karen L. (DHHS)" <SouthgateK@michigan.gov>, "Amy Gierhart (agierhart@tuscolacounty.org)" <agierhart@tuscolacounty.org>, "Nancy Thane (nthane@tuscolacounty.org)" <nthane@tuscolacounty.org>

Good morning,

The DHHS (206B) projected Child Care Fund budget numbers for 2018-2019 are as follows:

Family Foster Care -	\$300,000.00
Institutional Care -	650,000.00
In Home Care -	0.00
Independent Living -	10,000.00
Subtotal -	960,000.00
Revenue -	20,000.00
Net Expenditure -	940,000.00

We plan to present these numbers to the Board of Commissioners on 7/25/18 at 1:30. If you would like to meet ahead of time to discuss our rationale, please let me know.

Thank you,

Karen

Karen Southgate, Program Manager

Tuscola / Huron County MDHHS

1365 Cleaver Rd.

Caro, MI 48723

southgatek@michigan.gov

989 673-9130

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Tuscola County

Clayette Zechmeister <zclay@tuscolacounty.org>

Certifying Officer Designation

1 message



Jeff Bliss <jeffb@hdc-caro.org>
To: Clayette Zechmeister <zclay@tuscolacounty.org>

Thu, Jul 12, 2018 at 2:09 PM

Good Afternoon Clayette,

Attached is the form that we had talked about, that would allow you to sign the necessary paperwork that periodically needs to be sent to MEDC in Mike's absence. I had a brief discussion with Brian about doing this and he said that would work and allow things to proceed smoothly. If you think that I need to be at the Board meeting to answer any questions please let me know and I will put it on my calendar.

Thank You,

Jeff Bliss

Housing Rehabilitation Coordinator

Human Development Commission

429 Montague Ave.

Caro, MI 48723

Phone: (989)672-1723

Fax: (989)673-2031

Email: jeffb@hdc-caro.org



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CERTIFYING OFFICER DESIGNATION
(for Local Units of Government)

The Certifying Officer, responsible for compliance with all environmental review requirements, is usually the chief elected official for the responsible entity/jurisdiction in which the project is located, or his/her designee. The designee should be an official with the legal authority to unilaterally sign a contract which obligates the grantee. The original of this executed form must be included in the Environmental Review Record.

Designation:

Clayette Zechmeister, Chief Accountant, of Tuscola County is the Certifying Officer as defined in 24 CFR Sec. 58.13 for the Environmental Review requirements of MSHDA CDBG funds. Grant Number:

Date: _____ Designated by: _____
Thomas Bardwell, Tuscola County Board of Commissioners, Chairperson

Acknowledgement:

I, **Clayette Zechmeister, Chief Accountant**, accept the responsibilities of the Certifying Officer for **Tuscola County**, as defined in 24 CFR 58.13. I consent to assume the status of "responsible Federal official" as that term is used in section 102 of the National Environmental Policy Act of 1969 and understand that I am responsible for all the requirements of section 102 of NEPA and the related provisions in 40 CFR parts 1500 through 1508, and 24 CFR part 58, including the related Federal authorities listed in Sec. 58.5 insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.

On behalf of the recipient, I personally accept the jurisdiction of the Federal courts for enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Certifying Officer Signature: _____ Date: _____
Clayette Zechmeister
Chief Accountant



Tuscola County

Clayette Zechmeister <zclay@tuscolacounty.org>

Medical Director Contract

2 messages



Ann Hepfer <ahepfer@tchd.us>

Thu, Jul 12, 2018 at 2:39 PM

To: mhoagland@tuscolacounty.org, Clayette Zechmeister <zclay@tuscolacounty.org>, Jodi Essenmacher <essenmaj@co.huron.mi.us>

Attached is the Medical Director contract, could I have it signed by the Board Chair please? There are two signature pages. If you need me to come down to the BOC I can do that. I will bring him to a BOC meeting in Sept or October so they can put a name to the face. He is really awesome!

Ann Hepfer

Health Officer for:

Tuscola County Health Department

1309 Cleaver Rd
Suite B,
Caro, MI 48723
Phone: 989-673-8117
Fax 989-673-7490

Huron County Health Department

1142 S. Van Dyke Rd
Bad Axe, MI 48413
Phone: 989-673-8117
Fax 989-269-4181

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When you arise in the morning, think of what a privilege it is to be alive: to breathe, to think, to enjoy, to love. -Marcus Aurelius

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dr.hamed.pdf

Agreement Between
Dr. Mustafa Mark Hamed, M.D., M.P.H.

And

DHD2, 630 Progress St., West Branch, MI 48661
Huron County Health Department, 1142 S. Van Dyke, Bad Axe, MI 48413
Lapeer County Health Department, 1800 Imlay City Rd., Lapeer, MI 48446
Sanilac County Health Department, 171 Dawson St., Sandusky, MI 48471
Tuscola County Health Department, 1309 Cleaver Rd., Suite B, Caro, MI 48723

This agreement is made by and between Dr. Mustafa Mark Hamed, M.D., M.B.A, M.P.H ("Medical Director") and the Associated County Health Departments of DHD2, Huron ("HCHD"), Lapeer ("LCHD"), Sanilac ("SCHD"), and Tuscola ("TCHD") Counties (collectively, "Associated Health Departments").

For the sole purpose of sharing Medical Direction, and to comply with applicable statutes and rules, the DHD2, HCHD, LCHD, SCHD, and TCHD, enter into an Associated Health Department agreement pursuant to the provisions of Act 368 of 1978, Michigan's Public Health Code, including its administrative regulations (collectively the "Code") and specifically MCL §333.2419.

WHEREAS, the Code requires that Associated Health Departments secure Medical Director's services where the Department employs a Health Officer, who is not a physician, as its chief administrative officer, and

WHEREAS, the Medical Director is a physician duly licensed to practice medicine in the State of Michigan and holds a Masters in Public Health, with numerous years of experience as a "Medical Director" under the Code,

THEREFORE, IT IS AGREED AS FOLLOWS:

I. Appointment/Credentials:

- A. It is hereby agreed upon by all parties that the Medical Director shall meet all Federal, State, and local license authorization requirements to practice medicine in the State of Michigan and to otherwise serve under the Code as Medical Director. Failure to maintain Code qualifications and to obtain and/or maintain any license and authorization requirements to practice medicine and/or loss of the same shall result in immediate automatic termination of this Agreement.
- B. Medical Director shall also meet one of the following educational requirements:
 - a. Board certified in preventive medicine or public health, or
 - b. Has an M.P.H. or M.S.P.H. degree and not less than 2 years of full-time public health practice.
- C. Medical Director is appointed as the full-time Medical Director of the Associated Health Departments pursuant to the Code, specifically MCL §333.2428 and R 325.13001(b), by the Associated Health Departments to work in cooperation with their Health Officers, who are separately appointed.
- D. Medical Director hereby accepts appointment as Medical Director for the Associated Health Departments as described above.
- E. Michigan Department of Health and Human Services shall require the approval of the appointment of the Medical Director to serve as provided in MCL §333.2428 and R

325.13001(b) with respect to each of the Associated Health Departments.. (Must fulfill the MDHHS requirements for Provisional Medical Director as outlined in Attachment C)

2. Duties/Time Requirement:

- A. The Medical Director shall perform duties as outlined in Attachment A of this agreement.
- B. The Medical Director shall be considered full-time and devote an average of thirty two 32 hours per week in a mutually agreed upon format with at least 8 hours monthly per county. Hours per county are outlined in Attachment B.
- C. The Medical Director shall be available to render services under emergency conditions and shall remain available by pager or telephone or skype or other suitable means of communication at all times excluding vacations and times of disability, whereby, the Medical Director will be responsible for providing a qualified designee of the Medical Director services coverage with the proposed candidate, timeline and plan having prior approval of the Associated Health Departments. If compensation is owed to designee for coverage, it shall be the Medical Director's sole responsibility to provide compensation to the designee. The Medical Director shall advise in writing to the Health Officers of the Associated Health Departments in advance, when a temporary coverage plan is being implemented.

3. Compensation/ Expenses

- A. The Medical Director shall receive compensation as outlined in Attachment B of this Agreement, payable on the first day of each month after services, during the term of this Agreement. Attachment B shall be reviewed annually on the anniversary of this Agreement. Any changes made to Attachment B shall be mutually agreed upon by the Medical Director and the Associated Health Departments and their respected Boards.
- B. Each Health Department in this agreement will individually negotiate annually with the Medical Director on an agreed Cost of Living Allowance.
- C. The Compensation obligations of each of the Associated Health Departments shall be independent and the sole responsibility of each.
- D. Associated Health Departments shall provide facilities for Medical Director to provide the services set forth herein.
- E. The Medical Director shall be an independent contractor and does not have any rights or obligations under any of the Associated Health Department's and their respective County's personnel policies.
- F. The Medical Director and his employees or coverage designee, shall not be considered nor hold themselves out as employees of the Associated Health Departments or their associated Counties, and they shall not be entitled to participate in any fringe benefit or incentive plan of the Associated Health Departments or their respective Counties, such as, but not limited to: health and accident insurance, life insurance, retirement benefits, paid vacation or holiday pay, sick leave, or longevity compensation. Rather, the compensation provided in this Agreement shall be exclusive and complete. Medical Director shall be responsible for paying all salaries, wages, and other compensation which may be due to his coverage designee, employees or other agents who are performing service under this Agreement.

- G. The Medical Director is responsible for all withholding and payments of all applicable taxes, including but not limited to income and social security taxes to the proper local, state, and federal government for himself and his coverage designee, employees or agents,
- H. The Medical Director is responsible for providing his employees or agents with workers' compensation and unemployment insurance, as required by law.
- I. If an Associated Health Department terminates its participation in this Agreement (via a sixty (60) days written notice to all Health Officers in the Associated Health Departments), the remaining Associated Health Departments and the Medical Director agree to work diligently to negotiate modifications to this Agreement.
- J. If the Medical Director is required to have additional Continuing Medical Education Units, or trainings for programs such as Immunizations, Family Planning, Communicable Disease etc, the respective counties who offer those programs will agree to cover the cost of training, meals, overnight stay, and travel in accordance with the counties current policies. This includes annual in state public health conferences that are mutually agreed upon by the Medical Director and Associated Health Departments.

4. Insurance

- A. The Medical Director shall maintain medical malpractice insurance with minimum limits of \$500,000 per occurrence or claim and \$1,000,000 aggregate. Each Associated Health Department shall be named as an additional insured. If *Claims Made Insurance* is purchased, the Medical Director shall acquire suitable tail coverage when, and if, the claims made insurance is no longer maintained. Medical Director shall provide Associated Health Departments with proof of coverage.
- B. The Medical Director shall maintain worker's compensation insurance and shall provide Associated Health Departments with proof of coverage.
- C. The Medical Director shall maintain a valid driver's license and auto insurance and shall provide copies of both to Associated Health Departments upon each renewal prior to expiration dates.

5. Indemnification

- A. The parties agree to defend, indemnify and hold each other harmless against all claims, losses, damages or lawsuits for damages arising from their own acts or omissions or the acts of omissions of their officers, officials, agents, employees, designees, or representatives.
- B. Each Associated Health Department agrees to promptly notify the Medical Director and the Medical Director shall promptly notify the respective Associated Health Department if it or he is sued relative to the services provided pursuant to this Agreement and if it or he believes it is entitled to defense and/or indemnification.
- C. Each party agrees to cooperate with the other in mutual defense of any claim and to hold such mutual defense communications in confidence to the extent permissible under the law.
- D. This Section of the Agreement shall survive termination.

6. Severability

- A. If a court of competent jurisdiction declares any part, portion or provision of this Agreement invalid, unconstitutional or unenforceable, the remaining parts, portions and provisions of the Agreement shall remain in full force and effect.
- B. If one of the Associated Health Departments terminates its participation with sixty days written notice, in this Agreement, subject to its continuing obligations under Section 5, that Health Department shall be severed and the Agreement remains in effect as to the remaining parties subject to subsequent termination under Section 10.

7. Records/Confidentiality/HIPAA

- A. Each Associated Health Department shall have the sole and exclusive rights to all records pertaining to services rendered under this Agreement within their respective jurisdiction, including but not limited to client files. Upon termination of this Agreement all such records, as well as all equipment, notes, books, correspondence, drawings, client files, written and graphical records and all other property belonging to Associated Health Departments shall be forthwith returned by Medical Director.
- B. The Medical Director shall not retain copies of said materials without the written consent of the applicable Associated Health Department which consent shall not be unreasonably withheld. Medical Director shall maintain all client information, physician-patient privileged information and information related to personnel and to program strategies confidential and shall not divulge said information to any person, firm or corporation unless direct to by the applicable Associated Health Department or a court of competent jurisdiction.
- C. All parties agree to comply with the Federal Health Insurance Portability and Accountability Act of 1996 (HIPAA). Breach of this provision shall constitute a material breach of the contract and authorizes either party to, in its sole discretion, immediately terminate this Agreement.
- D. The Medical Director agrees to adhere to all local, state and federal laws that could affect Medical Director's performance hereunder, including but not limited to state conflict of interest laws.

8. Entire Agreement/Amendments/Assignments/Waiver

- A. This Agreement constitutes the entire Agreement between the parties with respect to the independent contractor relationship between the parties. This Agreement has not been executed in reliance upon any representations or promises except those specifically contained in this Agreement and its Attachments.
- B. This Agreement may be modified or amended in whole or in part only by mutual written agreement signed by all of the then current parties of this Agreement.
- C. This Agreement, being a personal service contract, is not assignable by either party without first obtaining the other party's prior written consent.

- D. Any waiver of any of the covenants, conditions or provisions of this Agreement must be in writing and signed by the party against whom enforcement of such waiver is sought. One or more waivers of any covenant, condition or provision of this Agreement will not be construed as a waiver of a subsequent breach or of any other covenant, condition or provision.

9. **Enforceability/Governing Law and Venue**

- A. Even though any party may fail to insist on strict compliance with any of the conditions of this Agreement, such failure should not be deemed a waiver of any of the terms and conditions of this Agreement.
- B. All provisions of this Agreement shall be subject to and shall be enforced and interpreted pursuant to the laws of the state of Michigan. Any judicial proceedings for enforcement of this Agreement shall be instituted in the State of Michigan. Venue shall lie in the circuit court of the county of the Associated Health Department who is a party to the proceeding.

10. **Term/Termination**

- A. This Agreement shall commence on September 1, 2018 and shall remain in effect until August 31, 2019, unless terminated earlier as provided below. This Agreement will automatically renew for additional one-year terms unless either party notifies the other in writing of a non-renewal or required contract modification with sixty (60) days prior notice.
- B. This Agreement may be terminated by the Medical Director for any or no reason by providing sixty (60) days written notice to the Associated Health Departments. Each of the Associated Health Departments may terminate its participation in this Agreement, for any or no reason by providing the non-terminating parties (Medical Director and remaining Associated Health Departments) with at least sixty (60) days written notice of its termination..
- C. This Agreement shall be terminated immediately if any of the following occurs:
 - a. Medical Director becomes unlicensed or unqualified to practice medicine in the State of Michigan;
 - b. Medical Director dies;
 - c. Medical Director and the Associated Health Departments mutually agree in writing to terminate the agreement;
 - d. Medical Director becomes disabled and the disability continues for a period of sixty (60) consecutive days;
 - e. Medical Director fails to provide appropriate insurance or fulfill other related duties as described in this Agreement;
 - f. Medical Director fails or refuses to faithfully and diligently perform the duties required under this Agreement or the Public Health Code or its administrative rules;
 - g. Medical Director becomes unqualified to serve as a County Medical Director in the State of Michigan.
 - h. If more than one of the Associated Health Departments originally executing this Agreement terminates its participation herein.

11. Notice

- A. Any Notice/Communication required, or permitted, under this Agreement from one party to another, shall be deemed effective if the party sending the Notice/ Communication hand delivers the Notice/ Communication to the other parties or if the party sends the Notice/ Communication through certified mail to the other parties. The parties agree that Notices and Communications should be sent to the parties at the following addresses:

District #2
Denise Bryan, Health Officer
630 Progress St.
West Branch, MI 48661

HCHD
Ann Hepfer, Health Officer
1142 S. Van Dyke
Bad Axe, MI 48413

LCHD
Kathy Haskins, Health Officer
1800 Imlay City Rd.
Lapeer, MI 48446

TCHD
Ann Hepfer, Health Officer
1309 Cleaver Rd, Suite B
Caro, MI 48723

SCHD
Bryant Wilke, Health Officer
171 Dawson St.
Sandusky, MI 48471

12. Signatures

The individual or officer signing this Agreement certifies by his or her signature that he or she is authorized to sign this Agreement on behalf of the responsible governing board, official or agency. This Agreement may be signed in counterpart and is effective when all parties have executed the Agreement.

For Medical Director *Mustafa Mark Hamed MD* 7/12/2018
Dr. Mustafa Mark Hamed, M.D., M.B.A. M.P.H., Medical Director Date

For DHD2 _____
Brenda Simmons, Chairperson, DHD2 Board of Health Date

For HCHD _____
Sami Khoury, Chairperson, Huron County Board of Commissioners Date

For LCHD _____
Gary Roy, Chairperson, Lapeer County Board of Commissioners Date

For SCHD _____
Dan Dean, Chairperson, Sanilac County Board of Commissioners Date

For TCHD _____
Thomas Bardwell, Chairperson, Tuscola County Board of Commissioners Date

Attachment A

Medical Director Services

The Medical Director, in collaboration with the Director/Health Officer is responsible for the establishment and maintenance of basic public health services, with guidance and direction received from the Michigan Department of Community Health and the applicable governing entity (i.e. Board of Health, County Executive, or Board of Commissioners). The Medical Director supervises all direct medical orders, and must exercise considerable skill in dealing with the public and public officials.

The specific duties and responsibilities assigned to the Medical Director are as follows.

1. Bringing medical specialty judgment to bear upon the development of Health Department program plans, policies, procedures, priorities and evaluation methodologies.
2. Attending meetings of the Board of Health/County Board of Commissioners/County Executive when necessary, to provide public health medical specialty judgment in those matters that deal directly or indirectly with the prevention, containment, and/or control of diseases, including treatment and medical rehabilitation.
3. Be responsible for the development, review & implementation of all standing orders and for the medical aspects of work performed by the health department nurse practitioners, midwives, physician assistants and nursing staff under those orders, but not for work performed under standing orders of other contractual physicians or for written orders of other physicians in Home Health settings.
4. Carry out such specific public health related clinic duties, as may be requested.
5. Maintaining medical liaison with community physicians, when possible and other health personnel, institutions and organizations, insuring that whenever feasible, they have an opportunity to be involved in the development and/or implementation of public health programs.
6. Will comply with all National Incident Management System (NIMS) requirements, including but not limited to, Federal Emergency Management Agency (FEMA) Independent Study Courses, per the Centers for Disease Control and Prevention (CDC) Cooperative Agreement.
7. Participate in the planning, development and review of Emergency Preparedness response plans and policies, including exercise drills and training.
8. Collaborating with the Health Officer in carrying out the following duties and responsibilities:
 - A. Keep the Board of Health/County Board of Commissioners, County Executive, medical community, and other interested parties advised on current and proposed legislation as it has/or may have an impact on public health and private medicine.
 - B. Represent the interests of each respective county in regional and statewide organizations and projects that may affect health services.
 - C. Identify continuing health risks to residents and others in the jurisdiction of the Associated Health Departments, describe the nature of the changes, specify alternative solutions, and communicate these effectively to the Board of Health/ County Board of Commissioners, County Executive and to consumers and providers in the counties of the Associated Health Departments.

- D. Assist the Health Officer in adequately informing the Board of Health/ County Board of Commissioners /County Executive regarding Health Department programs, problems, and needs.
- E. Assist the Board of Health/County Board of Commissioners/County Executive in establishing priorities in public health programs.
- F. May function as Deputy Health Officer, if requested by Health Officer/local health department.

Attachment B

Medical Director Hours of Service and Compensation by County

Health Department	Hours -Per 4 week block	Compensation per year \$120,000/ yr	Compensation per month (yearly compensation divided by 12)
DHD2	1 day per 4 week block	\$20,000	\$1,666.67
Huron	1 day per 4 week block	\$20,000	\$1,666.67
Lapeer	2 days per 4 week block	\$40,000	\$3,333.33
Sanilac	1 day per 4 week block	\$20,000	\$1,666.67
Tuscola	1 day per 4 week block	\$20,000	\$1,666.67
Available days	Telecommute, electronic medical record, video conferencing, phone conferencing, email=2.5 days a week x 4weeks=10 days a month	PolyCom equipment provided and installed by HD	
Totals	32 hours a week	\$120,000	\$120,000

Agreed to by:

For Medical Director Mustafa Mark Hamed MD 7/12/2018
 Dr. Mustafa Mark Hamed, M.D., M.B.A., M.P.H., Medical Director Date

For DHD2 _____
 Brenda Simmons, Chairperson, DHD2 Board of Health Date

For HCHD _____
 Sami Khoury, Chairperson, Huron County Board of Commissioners Date

For LCHD _____
 Gary Roy, Chairperson, Lapeer County Board of Commissioners Date

For SCHD _____
 Dan Dean, Chairperson, Sanilac County Board of Commissioners Date

For TCHD _____
 Thomas Bardwell, Chairperson, Tuscola County Board of Commissioners Date



STATE OF MICHIGAN
DEPARTMENT OF HEALTH AND HUMAN SERVICES
LANSING

NICK LYON
DIRECTOR

June 20, 2018

Ann Hepler
Health Officer
Huron and Tuscola Health Departments
1142 South Van Dyke
Bad Axe, MI 49813

Dear Ms. Hepler:

I have received your communication requesting the approval of Mustafa Hamad as the Provisional Medical Director for CHD #2, Huron County Health Department, Tuscola County Health Department, Lapeer County Health Department and Genesee County Health Department, to be effective October 1, 2018 through October 1, 2021. This provisional appointment may be extended upon written request and is contingent on the following:

- Dr. Hamad obtain two full years of public health administrative experience
- Dr. Hamad maintains a mentorship with a Medical Director in the State of Michigan for the duration of the provisional appointment.

After a review of Dr. Hamad's credentials, I have determined that he is fully qualified, under the Michigan Public Health Code (Public Act 369 of 1978 as amended), to be approved as Provisional Medical Director.

If you need assistance, please contact Orlando Todd, Director of the Office of Local Health Services, at (517) 254-4021 or by email at totdo@michigan.gov.

Sincerely,

Susan Moran, MPH
Senior Deputy Director
Population Health Administration

SM/jw

c: Local Health Services
Mustafa Hamad

Vehicle Policy



The employees who use vehicles on a daily year-a-round basis may be assigned a vehicle to use on a regular basis. All other employees who use vehicles on a seasonal, occasional, or other than a daily year-a-round basis must request the use of a vehicle. Requests will be granted on a first-come first served-basis. The request must be made no sooner than 30 days in advance of the date of use. Also, a vehicle may only be requested for seven calendar days at one time.

Every possible attempt to accommodate the vehicle request will be made. However, there may be occasions when a vehicle is not available due to the limited number and the demand.

A County vehicle from the pool may be used to attend conferences and training sessions if a pool vehicle is available. First priority, however, will be given to the use of the pool vehicles for day-to-day County operations.

2.10 Driver Responsibilities: Each person assigned a county vehicle shall be responsible for the following:

- A. Safe driving practices, speed limits and other laws and regulations are to be observed at all times while operating a county vehicle. The driver shall be responsible for ensuring that all occupants are properly secured by a seat belt while the car is in operation.
- B. Tuscola County prefers that smoking not occur in County vehicles.
- C. The interior of the County vehicle is to be kept neat and clean and free of food, wrappers, cans, bottles and wastepaper at all times.
- D. No County vehicle may be driven out-of-state without advance approval of the Controller/Administrator, who shall verify that the vehicle insurance is recognized in all states in which the vehicle may be driven.
- E. No County vehicle shall be driven by anyone except the County officer or employee to whom that vehicle has been assigned.

2.11 On Call/Emergency Assignment: County vehicles may be assigned by the County Board of Commissioners to employees who are "on-call" duty beyond normal working hours in order to insure a quick response to emergency or after hour calls for service. At the time of adoption of the Policy, vehicles assigned under this section include:

Sheriff
Undersheriff
Emergency Services Director
Detectives (2)

Add

→ Animal Control Officer
→ Animal Control Director

Here is some information regarding the SB1031, MREC continues to be actively engaged in the discussions on this proposed legislation.

Carl



Andrew and I attended an approximately 3 hour study session last week before Sen. Proos in Lansing. In attendance were the key players for the counties, townships, school districts and others. Also, in attendance were Heather Frick and one other from the STC, representatives from the MPSC, electric co-ops and others. The Michigan Environmental Council appeared. ABATE did not. A representative of the Legislative Service Bureau in charge of drafting also attended. Interestingly, DTE was NOT present due to a leadership meeting that day. Carolee and Brian VanBlarcum and one other from Consumers presented a power point presentation a copy of which is attached. Please note that the attachment contemplates some major changes from the original bill. This is a work in progress. The changes are still very significant.

Sen. Proos indicated that he wanted to do something and hoped the key parties would work together to figure something out. He admitted he was taking heat from his local newspaper. He noted that tax policy is inconsistent with energy policy. Reliability is important though as the systems are old. Sen. Proos allowed everyone to speak and encourage more debate.

All of the municipal representatives expressed their opposition and frustration at the original bill and, likely, the revised bill. This discussion went on for some time with numerous references to the personal property issues from several years ago. In other words, there is no end to the hits taken by the municipalities. Hold Harmless alternatives were discussed but not embraced. Several pointed out that there is no way for municipalities to catch up. Michigan is last in the nation on this. Consumers pointed out that there is some CPI increase allowed in the latest proposal so the hit is lessened. We are studying that aspect. Alternative taxation methods from other states was discussed including having the state do the assessment similar to railroads. Those discussions were vague and not very productive because nobody had any facts or details and it was beyond the scope of the study group. A franchise tax was mentioned. A PILOT was suggested. Having less administrative costs (over 1500 assessing jurisdictions currently) might be bonus from Consumers standpoint.

Consumers indicated that this is all about ratepayers. That taxes are passed through to the consumers. Less tax; less pass through. They spend 5% on taxes to municipalities including schools. Of the \$555 Million plus in total local taxes, the revised legislative proposal is focused on only \$200,000,000.

They are looking at all of their cost items (see attachment) and are working to reduce each of them, taxes included. When asked what the impact in terms of utility rate reduction would be to a homeowner, Consumers could not quantify that. They did note that the MPSC is forcing them to pass on the recent Trump tax cuts so the thought was the MPSC might do something similar here. When asked if they would slow down their rebuilding and replacement effort if the tax abatement was not provided, they equivocated, in part, because the MPSC which requires reliability was in the room. They did point out that their five year plan was recently filed.

It is unclear where DTE is on this. Consumers has talked to them but Consumers never said DTE was totally on board. It is unclear how far Consumers will push this but it seems they need to make this effort. It is also unclear, given the enormous opposition, where this is all going to end up.

We raised our issues and our proposed carve outs. Our language has not been embraced at this time. Consumers responded that the wind energy systems are not utility personal property so they are not affected. Most generation property is taxed as real property and would not be considered distribution or transmission. In other words, we are only talking sub-stations, underground collection lines and lines running to the grid. Brian pointed out that underground collection lines really are not distribution or transmissions lines and they should be industrial personal property anyway. Mike has made us aware of their position on this for a couple of years. Andrew questioned the ambiguous language in the bill. I raised a repowering possibility which Consumers acknowledged but the impact was unclear. For example, would new collection lines and sub-stations even be needed?

Consumers also indicated that the tax impact would only take place over many years.

The meeting concluded with a request by Sen. Proos that all participants review the latest from Consumers and respond with comments and suggestions by July 25. A second meeting has been tentatively set for August 9, 2018. It is clear that Sen Proos wants to move this along as best he can.

The next step is for Mike and the rest of the team to evaluate the attached document and determine the impact to our MREC group. I indicated to Brian and to Heather Frick that I intended to circulate some specific questions and fact patterns to obtain responses from Consumers. The revised proposal was intended to lessen the impact of taxes but we need to quantify it. It is still significant.

Please let me know if you have any questions. Andrew may have some other comments and he will weigh in on this as well.

Rick

Richard A. Sundquist

CLARK HILL PLC

500 Woodward Ave, Suite 3500 | Detroit, MI 48226
313.965.8227 (Direct) | 313.309.6827 (Fax) | 248.207.2900 (Cell)
RSundquist@ClarkHill.com | www.clarkhill.com

Utility Personal Property Tax Reform

July 10, 2018



Large and Aging System...

Consumers Energy

Electric distribution system is **older** than peers



Gas distribution system replacement plan: **25 years, 27,000 miles**



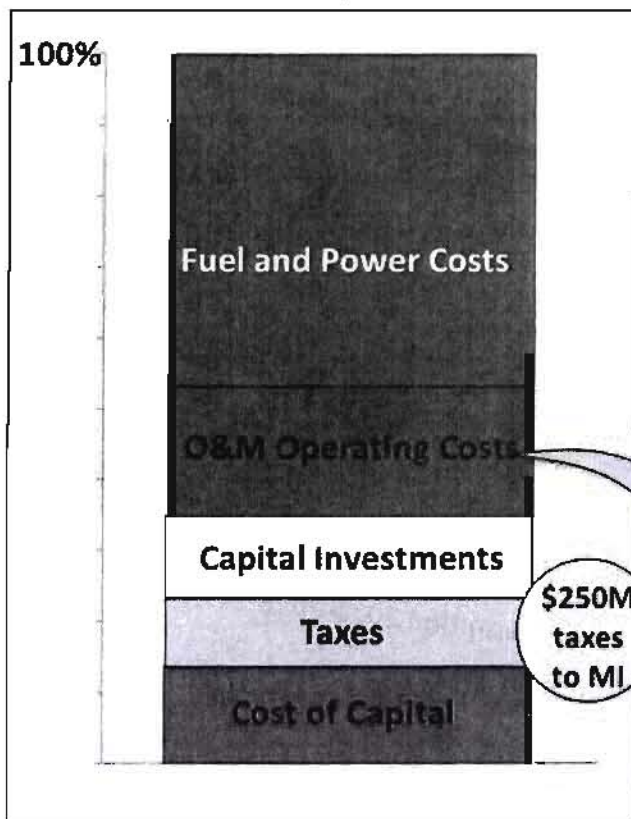
1,670 miles of gas transmission pipeline; most built in the WWII era

Age of coal fleet is more than **50 years**

... requires significant customer investment.

Rate Breakdown by Cost Components

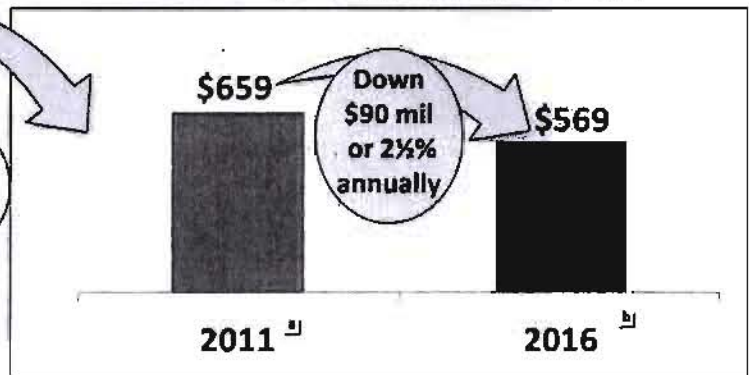
Cost Components



Property Taxes

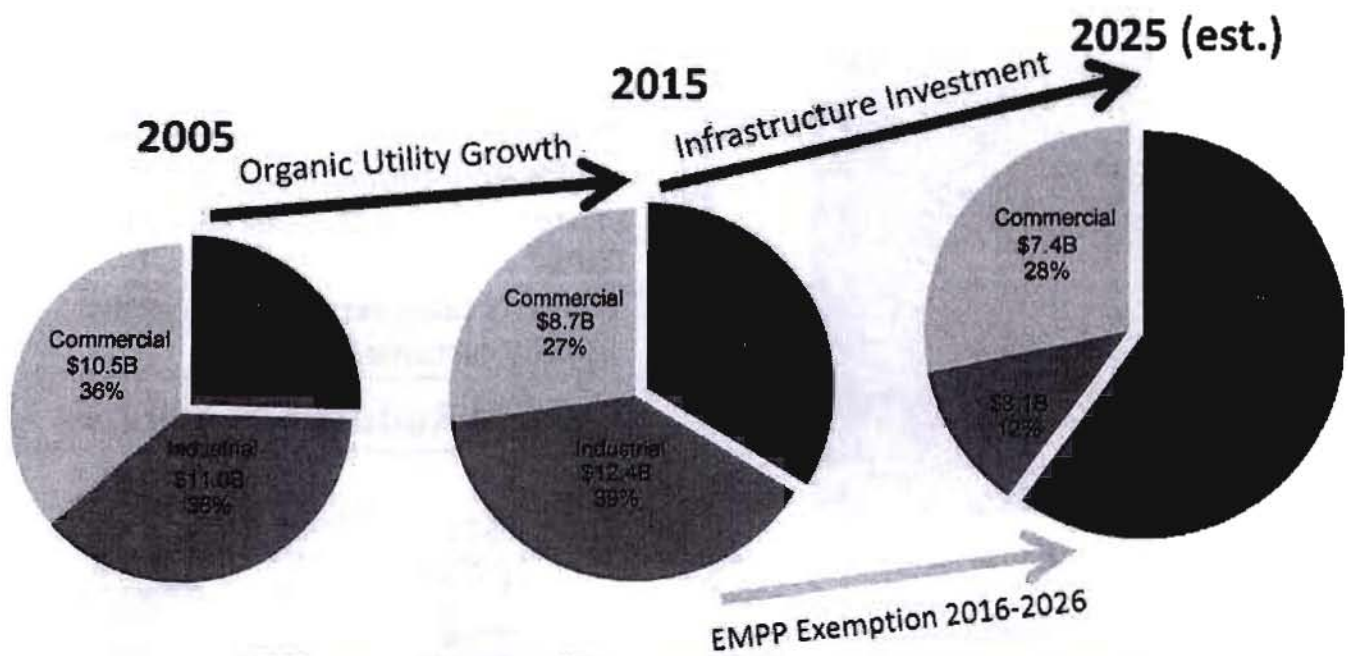
- Consumers Energy is the second largest taxpayer in the State of Michigan.
- Property taxes are ultimately paid by residential, commercial and industrial customers through rates set by the MPSC.
- Property taxes represent 5% of costs paid by customers.

O&M Reductions in Rates



Case U-16191 Case U-17990

Impact of PPT on MI Utility Customers



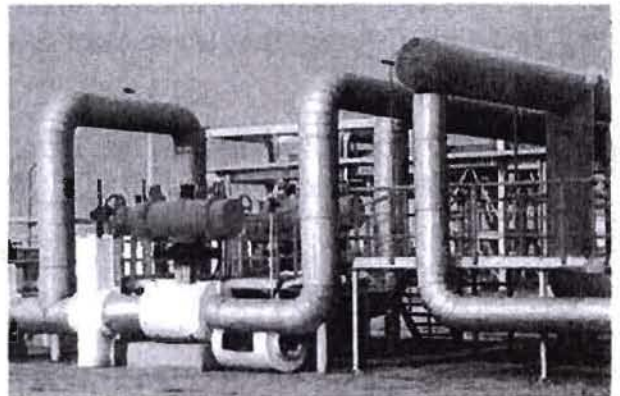
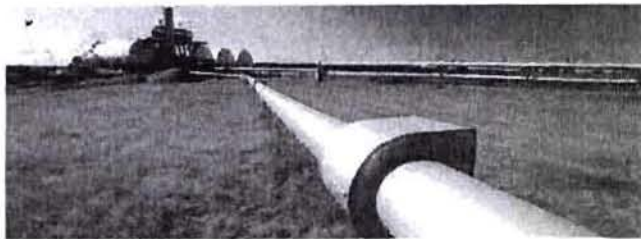
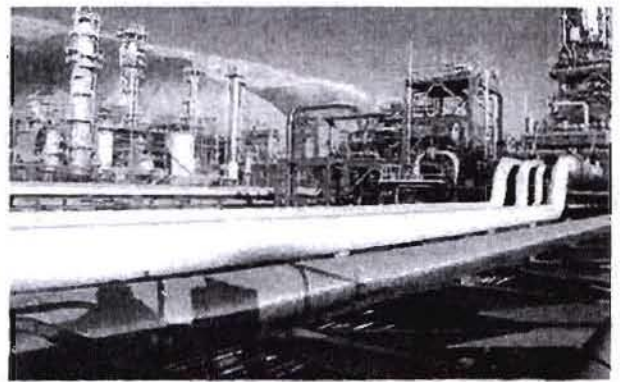
45% growth of utility tax base in the last decade

Significant utility infrastructure and EMPP reform will increase tax burden incurred by utility customers

* State Tax Commission - taxable value by classification

PPT Exemption for Replacement Infrastructure Investment

1. Exempt all replacement distribution assets effective January 1, 2019
2. Distribution property; not generation
3. Mitigate impact to local government by maintaining the existing tax base



Revised Language (Proposed)

A bill to amend 1893 PA 206, entitled "the general property tax act," (MCL 211.1 to 211.155 by adding section 34 d(c)(iv) and 34d(i)(iii).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

(c) For taxes levied after 1994, additions do not include increased value attributable to any of the following:

(i) Platting, splits, or combinations of property.

(ii) A change in the zoning of the property.

(iii) For the purposes of the calculation of the millage reduction fraction under subsection (7) only, increased taxable value under section 27a(3) after a transfer of ownership of property.

(iv) replacement of property classified as utility personal property under MCL 211.34c(3)(e)(i), (vi) and (vii). As used in this subparagraph, "replacement of property" means new investment that performs the same or a superior function as the previously existing property that is removed as a result of the new investment.

(i) For taxes levied after 1994, losses do not include decreased value attributable to either ~~either~~ add "any" of the following:

(i) Platting, splits, or combinations of property.

(ii) A change in the zoning of property.

(iii) The removal of property as a result of replacement of property under subparagraph (c)(iv).

SB 1031 (as currently drafted)

- **Exempts qualified utility personal property**
 - Defined in MCL 211.34C(3)(e)(i), (vi) and (vii)
 - Installed after 12/31/17
- **Concerns**
 - Erodes existing tax base as assets are removed and replaced
 - No mechanism to increase tax base from entirely new investment
 - No inflationary adjustment to offset rising cost of local services
 - No reimbursement to locals for reduced future revenue

SB 1031 – New Proposed Language

- **Revises definition for “additions” in MCL 211.34d(c)(iv)**
 - Taxable value increase from replacement of existing utility assets is excluded from additions
- **Revises definition for “losses” in MCL 211.34d(i)(iii)**
 - Taxable value decrease from removal of existing utility assets is excluded from losses

SB 1031 – New Proposed Language

- **How it works:**

$$\text{CAPPED VALUE} = (\text{PY TV} - \text{LOSSES}) * \text{IRM} + \text{ADDITIONS}$$

- **Addresses Concerns:**

- **Erosion of the existing tax base**
 - existing utility property remains on the tax roll even when it is replaced
- **No mechanism to increase tax base for entirely new investment**
 - entirely new investment remains an “addition”
- **No Inflationary adjustment**
 - provides for annual taxable value increases based on existing Proposal A Inflation Rate Multiplier

Examples – Current Law

Assume, for purpose of the following example, a public utility with a \$100M tax base in a particular taxing unit owns a natural gas pipeline in that unit currently valued on the tax roll at \$5M. In Year 1, it replaces the existing pipeline with a new one valued at \$10M.

Under existing law, assuming 2% inflation, the utility's total personal property tax for Year 1 for the taxing would be as follows:

$$\begin{aligned}\text{TOTAL PPT} &= (\$100\text{M} - \$5\text{M}) * 1.02 + \$10\text{M} \\ &= \$105.0\text{M total taxable value} * \\ &= \$ 5.0\text{M additional taxable value}\end{aligned}$$

* Taxable value is set at \$105M because assessed value is less than capped value.

Examples – Revised SB1031

Assume the same facts, but now assume the revised language for SB 1031 is in effect for Year 1.

YEAR 1 (with SB 1031)

$$\begin{aligned}\text{TOTAL PPT} &= (\$100\text{M} - \$0\text{M}) * 1.02 + \$0\text{M} \\ &= \$102\text{M total taxable value} \\ &= \$2.0\text{M additional taxable value}\end{aligned}$$

YEAR 1 (without SB 1031)

$$\begin{aligned}\text{TOTAL PPT} &= (\$100\text{M} - \$5\text{M}) * 1.02 + \$10\text{M} \\ &= \$105.0\text{M total taxable value} \\ &= \$ 5.0\text{M additional taxable value}\end{aligned}$$

Examples – Revised SB1031

In Year 2, the same utility makes no replacements in the taxing unit and assessed value is higher than taxable value due to the prior year replacement.

YEAR 2 (with SB 1031)

$$\begin{aligned}\text{TOTAL PPT} &= (\$102\text{M} - \$0\text{M}) * 1.02 + \$0\text{M} \\ &= \$104\text{M total taxable value} * \\ &= \$ 2.0\text{M additional taxable value}\end{aligned}$$

YEAR 2 (without SB 1031)

$$\begin{aligned}\text{TOTAL PPT} &= (\$105\text{M} - \$0\text{M}) * 1.02 + \$0\text{M} \\ &= \$104\text{M total taxable value}^{**} \\ &= \$ (1\text{M}) additional taxable value\end{aligned}$$

* If existing assets have not been fully depreciated under the multipliers, then the value of the existing assets would reduce in accordance with the multipliers.

** Taxable value declines as a result of corresponding decrease in assessed value.

Examples – Revised SB1031

Now, assume the same utility has similar assets in another taxing unit but extends the natural gas pipeline to a new residential neighborhood in Year 1; assume this extension is valued at \$10M and does not replace any of the existing pipeline. Assume the existing assets have been fully depreciated.

YEAR 1 (with SB 1031)

$$\begin{aligned}\text{TOTAL PPT} &= (\$100\text{M} - \$0\text{M}) * 1.02 + \$10\text{M} \\ &= \$110.0\text{M total taxable value} \\ &= \$ 10.0\text{M additional taxable value}\end{aligned}$$

YEAR 1 (without SB 1031)

$$\begin{aligned}\text{TOTAL PPT} &= (\$100\text{M} - \$0\text{M}) * 1.02 + \$10\text{M} \\ &= \$110.0\text{M total taxable value} \\ &= \$ 10.0\text{M additional taxable value}\end{aligned}$$

Again, the result is the same under both current and amended law under this scenario. Because the pipeline extension is new and not a replacement of existing property, taxable value increases by the full amount of investment.

Impact to Local Units and SAF

- **Current Fiscal Analysis**

- \$650M revenue reduction
- **Assumed complete replacement over 10 years**
 - Impossible to replace our entire system over 10 years – likely 40 years

- **Impact under Revised Legislation**

- No revenue reduction
- **When utility personal property is replaced, revenue increases by rate of inflation**

A bill to amend 1893 PA 206, entitled "the general property tax act," (MCL 211.1 to 211.155 by adding section 34 d(c)(iv) and 34d(i)(iii).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

(c) For taxes levied after 1994, additions do not include increased value attributable to any of the following:

- (i) Platting, splits, or combinations of property.
- (ii) A change in the zoning of the property.
- (iii) For the purposes of the calculation of the millage reduction fraction under subsection (7) only, increased taxable value under section 27a(3) after a transfer of ownership of property.

(iv) Qualifying Utility Personal Property. Qualifying Utility Personal Property is: 1) personal property initially installed in this state after December 31, 2017, 2) that replaces personal property that had been or should have been classified as utility personal property under MCL 211.34c(3)(e)(i), (vi) or (vii) in any prior tax year, and 3) performs at least the same function as the previously existing utility personal property that it replaced.

(l) For taxes levied after 1994, losses do not include decreased value attributable to either ~~either~~ add "any" of the following:

- (i) Platting, splits, or combinations of property.
- (ii) A change in the zoning of property.

(iii) The removal of utility personal property because it has been replaced by Qualifying Utility Personal Property under subpart (c) (iv).



MICHELLE L. CROCKER
Leelanau County Clerk
Clerk of the Circuit Court

Leelanau County Resolution #2018-010

**Resolution in Opposition to Senate Bill 1031, A bill to amend 1893 PA 206, entitled,
"The general property tax act," (MCL 211.1 to 211.155)
by adding section 9p**

WHEREAS, Senate Bill (SB) 1031 seeks to amend the General Property Tax Act to exempt qualified utility personal property from the collection of taxes under the Act; and

WHEREAS, "Qualified utility personal property" under the Act would include both of the following utility personal property: electric transmission and distribution systems, substation equipment, spare parts, gas distribution systems, water transmission and distribution systems, gas storage equipment, and transmission lines of gas or oil transporting companies; that was initially installed in the State after December 31, 2017; and

WHEREAS, SB 1031 in its present form as introduced on May 29, 2018, will impose a financial burden on Leelanau County and its local units, as it will not only reduce personal property tax revenues in 2019, but every year thereafter those annual losses will continue to increase; and

WHEREAS, SB 1031 was reported favorably by the Senate Committee on Finance without amendment for immediate effect to the Committee of the Whole on June 6, 2018.

NOW, THEREFORE, BE IT RESOLVED that the Leelanau County Board of Commissioners does hereby oppose SB 1031.

BE IT FURTHER RESOLVED that this resolution will be forwarded to all counties in Michigan, State Representative Curt Vanderwall, State Senator Darwin Booher, Governor Rick Snyder, the Michigan Townships Association, the Michigan Municipal League, and the Michigan Association of Counties.

#152-06262018 – Special Session

MOTION BY WESSELL TO APPROVE LEELANAU COUNTY RESOLUTION #2018-010, RESOLUTION IN OPPOSITION TO SENATE BIL 1031, a BILL TO AMEND 1893 pa 206, ENTITLED, "The general property tax act," (MCL 211.1 to 211.155) by adding section 9p. SECONDED BY SOUTAS-LITTLE.

Discussion.

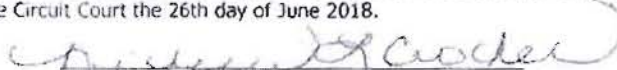
ROLL CALL: WESSELL – YES; BUNEK – YES; LAUTNER – ABSTAIN; NOONAN – YES; RUSHTON – YES; SOUTAS-LITTLE – YES.

AYES – 5 (Wessell, Bunek, Noonan, Rushton, Soutas-Little)

NO – 0 ABSTAIN – 1 (Lautner) ABSENT – 1 (Ansorge) MOTION CARRIED.

State of Michigan
County of Leelanau

I, Michelle L. Crocker, Clerk of said County and Clerk of Circuit Court for said County, the same being a Court of record having a seal, do hereby certify that the above is a true copy of the Record now remaining in my office and of the whole thereof. In Testimony whereof, I have hereto set my hand and affixed the seal of the Circuit Court the 26th day of June 2018.


Michelle L. Crocker, Leelanau County Clerk



**ST. JOSEPH CHARTER TOWNSHIP
BERRIEN COUNTY, MICHIGAN**

RESOLUTION 2018-16

**OPPOSE SENATE BILL 1031
UTILITY PERSONAL PROPERTY TAX EXEMPTION**

At a regular meeting of the St. Joseph Charter Township Board on the 2nd day of July, 2018, commencing at 6.00 p.m., the following resolution was offered by: Ed Meny and seconded by Melissa Hahn.

WHEREAS, Senate Bill (SB) 1031 seeks to amend the General Property Tax Act to exempt qualified utility personal property from the collection of taxes under the Act;; and

WHEREAS, "Qualified utility personal property" under the Act would include both of the following utility personal property: electric transmission and distribution systems, substation equipment, spare parts, gas distribution systems, water transmission and distribution systems, gas storage equipment, and transmission lines of gas or oil transporting companies; that was initially installed in the State after December 31, 2017; and

WHEREAS, SB 1031 in its present form as introduced on May 29, 2018, will impose a financial burden on St. Joseph Charter Township, as it will not only reduce personal property tax revenues in 2019, but every year thereafter those annual losses will continue to increase; and

WHEREAS, SB1031 was reported favorably by the Senate Committee on Finance without amendment for immediate effect to the Committee of the Whole on June 6, 2018; and

NOW, THEREFORE BE IT RESOLVED that St. Joseph Charter Township opposes SB 1031.

BE IF FURTHER RESOLVED that this resolution will be forwarded to all counties in Michigan, Michigan House Representatives Pagel and LaSata, Senator John Proos, Governor Rick Snyder, and the Michigan Townships Association.

RESOLUTION

To: The Honorable Board of Commissioners
Huron County
Michigan

WE, the LEGISLATIVE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, Senate Bill (SB) 1031 seeks to amend the General Property Tax Act to exempt qualified utility personal property from the collection of taxes under the Act; and

WHEREAS, "Qualified utility personal property" under the Act would include both of the following utility personal property; electric transmission and distribution systems, substation equipment, spare parts, gas distribution systems, water transmission and distribution systems, gas storage equipment, and transmission lines of gas or oil transporting companies, that was initially installed in the State after December 31, 2017; and

WHEREAS, SB 1031 in its present form as introduced on May 29, 2018, will impose a financial burden on Huron County and its local units, as it will not only reduce personal property tax revenues in 2019, but every year thereafter those annual losses will continue to increase; and

WHEREAS, SB 1031 was reported favorably by the Senate Committee on Finance without amendment for immediate effect to the Committee of the Whole on June 6, 2018; now

THEREFORE, BE IT RESOLVED that the Huron County Board of Commissioners hereby opposes SB 1031; and

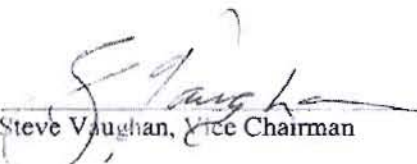
BE IT FURTHER RESOLVED that this resolution shall be forwarded to all counties in Michigan, Representative Canfield, Senator Pavlov, Governor Rick Snyder, and the Michigan Association of Counties.

Respectfully submitted,


LEGISLATIVE COMMITTEE



David G. Peruski, Chairman



Steve Vaughan, Vice Chairman



John A. Nugent, Member

Dated: July 10, 2018

VOICE: ROLL CALL VOTE:

COMMISSIONER	YES	NO	ABSENT	COMMISSIONER	YES	NO	ABSENT
SAMI KHOURY	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	JOHN L. BODIS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DAVID G. PERUSKI	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	RON WRUBLE	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD TALASKI	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	JOHN A. NUGENT	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
STEVE VAUGHAN	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>				

RESOLUTION: ADOPTED

DEFEATED

TABLED



BAY COUNTY BOARD OF COMMISSIONERS

JULY 10, 2018

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS

WHEREAS, House Bill (HB) 6049 and Senate Bill (SB) 1025 seeks to completely restructure the tax assessing qualifications, process and boundaries of local assessing units in Michigan; and

WHEREAS, HB 6049/SB 1025 will impose a huge financial burden on Bay County as well as Michigan's other counties and local units because its mandates will require increased staffing levels and office space while providing a woefully inadequate 1% administrative fee and undefined "start-up funding" to compensate the counties and other local units for the drastic expenses that will surely accompany the new mandates; and

WHEREAS, HB 6049/SB 1025 will put Bay County at odds with its local townships by requiring us to take the 1% administration fee from the local units to pay for our increased costs; and

WHEREAS, HB 6049/SB 1025 changes the manner in which local boards of review (BOR) are conducted. By putting specialized BOR's at the county level, HB 6049/SB 1205 has the potential to strip elected township supervisors and local assessing units of control over the tax assessing process, depriving them of the ability to account for unique conditions and values unknown to county-wide, regional and/or statewide assessing units but well known in the local units; and

WHEREAS, HB 6049/SB 1025 appears to have been designed without any input from existing assessors or their associations and the previous drafts were not made public to the counties and townships directly affected by its sweeping changes until nearly ready for introduction into the Michigan Legislature; and

WHEREAS, there are no guarantees that quality education will be available locally or even regionally to allow for the increased certification levels imposed by HB 6049/SB 1025; and

WHEREAS, HB 6049/SB 1025's proposed levels of certification for assessors will not achieve the results that are being sought. The real problem is bad assessors, not their levels of certification. The solution lies in better policing of assessors by the State Tax Commission, not simply imposing increased educational requirements that may be impossible to achieve and that do nothing to weed out the bad assessors; and

WHEREAS, Bay County views HB 6049/SB 1025 in its current form as an unfunded mandate which does little or nothing to accomplish its stated goals; Therefore, Be It

RESOLVED that the Bay County Board of Commissioners hereby opposes HB 6049/SB 1025 and asks that it be referred back to the House Tax Policy Committee and the Senate Finance Committee until the funding issues and other problems identified above can be properly addressed.

THOMAS M. HEREK, CHAIR
AND BOARD

Opposition to HB 6049/SB 1025

Resolution sponsored by 1st District Commissioner Michael J. Duranczyk

MOVED BY COMM. DURANCZYK

SUPPORTED BY COMM. BEGICK

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOICE TOTALS:

ROLL CALL YEAS _____ NAYS _____ EXCUSED _____

VOICE: X YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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MECOSTA COUNTY RESOLUTION
#2018-08

Opposition to HB 6049 and SB 1025

The following preamble and resolution were offered by Commissioner STEINKE
and supported by Commissioner SOLIS:

WHEREAS, House Bill (HB) 6049 and Senate Bill (SB) 1025 seeks to completely restructure the tax assessing process in Michigan by moving responsibility for assessing from the local units to the various County Equalization Offices, and

WHEREAS, HB 6049/SB 1025 will significantly increase Mecosta County's costs, to provide the assessing services that will be required thru the hiring of additional staff, building of additional office space, and the requirement to hire a Master Assessing Officer in addition to our current Advanced Assessing Officer/Equalization Director, and

WHEREAS, HB 6049/SB 1025 does not identify an adequate source of revenue to cover the County's additional costs, as the assumption that the 1% administrative fee will be adequate to fund the changes is in grave error, and

WHEREAS, HB 6049/SB 1025 will therefore result in an un/underfunded mandate to Mecosta County in violation of Article IX Section 29 of the Michigan Constitution which states in part: *"A new activity or service or an increase in the level of any activity or service beyond that required by existing law shall not be required by the legislature or any state agency of units of Local Government, unless a state appropriation is made and disbursed to pay the unit of Local Government for any necessary increased costs."*, and

WHEREAS, HB 6049/SB 1025 mandated changes to Boards of Review will not be attainable as written due to inadequate numbers of qualified volunteers to staff the Boards, and

WHEREAS, HB 6049/SB 1025 appears to be a solution in search of a problem that does not exist in Mecosta County, or a one size fits all solution that will not in fact serve any jurisdiction well, now.

THEREFORE BE IT RESOLVED THAT, the Mecosta County Board of Commissioners does hereby oppose HB 6049/SB 1025.

AYES: Commissioners: R. Steinke, M. Solis, T. O'Neil, L. Howard,
J. Strong, M. Vargo, W. Routley

GOGEBIC COUNTY BOARD OF COMMISSIONERS
RESOLUTION 2018-06
IN OPPOSITION TO HB 6049 and SB 1025

WHEREAS, House Bill (HB) 6049 and Senate Bill (SB) 1025 seeks to completely restructure the tax assessing qualifications, process and boundaries of local assessing units in Gogebic County; and

WHEREAS, HB 6049/SB 1025 will impose a huge financial burden on Gogebic County as well as Michigan's other counties and local units because its mandates will require increased staffing levels with benefits and office space while providing a woefully inadequate 1% administrative fee and undefined "start-up funding" to compensate the counties and other local units for the drastic expenses that will surely accompany the new mandates; and

WHEREAS, HB 6049/SB 1025 will put Gogebic County at odds with its local townships by requiring us to take the 1% administration fee from the local units to pay for our increased costs; this 1% administration fee is earmarked for tax collection and assessment administration; and

WHEREAS, HB 6049/SB 1025 changes the method in which local boards of review (BOR) are conducted. By putting specialized BORs at the county level, HB 6049/SB 1025 has the potential to strip elected township supervisors and local assessing units of control over the tax assessing process, depriving them of the ability to account for unique conditions and values unknown to county-wide, regional and/or statewide assessing units but well known in the local units; and

WHEREAS, HB 6049/SB 1025 appears to have been designed without any input from existing assessors, MEAD or their associations, and the previous drafts were not made public to the counties and townships directly affected by its sweeping changes until nearly ready for introduction into the Michigan Legislature. In this context, it is difficult to view HB 6049/SB 1025 as anything other than an impetuous action generating from Lansing; and

WHEREAS, there are no guarantees that quality education will be available locally or even regionally to allow for the increased certification levels imposed by HB 6049/SB 1025; and

WHEREAS, HB 6049/SB 1025's proposed levels of certification for assessors may not achieve the results that are being sought. The real problem is deficient assessors, not their levels of certification. The solution lies in better policing of assessors by the State Tax Commission, not simply imposing increased educational requirements that may be impossible to achieve and that do nothing to weed out the bad actors; and


WHEREAS, Gogebic County views HB 6049/SB 1025 in its current form as an unconstitutional, unfunded mandate which does little or nothing to accomplish its stated goals and will inflict undue hardship to Gogebic County and their local units.

NOW, THEREFORE, BE IT RESOLVED, that the Gogebic County Board of Commissioners hereby opposes HB 6049/SB 1025 and asks that it be withdrawn from consideration until the funding issues and other problems identified above can be properly addressed.

CERTIFICATION

The undersigned hereby certify that the foregoing resolution in opposition to HB 6049 and SB 1025 was duly approved at a meeting of the Gogebic County Board of Commissioners held on the 13th day of June, 2018.


George Peterson III, Chairman
Gogebic County Board of Commissioners


Gerry Palissero
Gogebic County Clerk

Full details County Clerks and Legislators:



Attached is a copy of Board of Commissioners resolution 18-113, with regard to the extraction of Michigan water.

The primary resolve is as follows:

The Washtenaw County Board of Commissioners opposes large-scale extraction of Michigan waters by Nestlé or any other corporate entity without rigorous environmental testing and monitoring designed to ensure long-term sustainable operations that do not affect the water supply of the people of Michigan, without agreement by all potentially affected local communities; and without fair compensation.

may be found in the attached resolution.

With best wishes,

**A RESOLUTION Opposing Extraction of Michigan's Waters by Nestlé
And Banning the Purchase of Nestlé Brand Bottled Water by Washtenaw County**

WASHTENAW COUNTY BOARD OF COMMISSIONERS

July 11, 2018

WHEREAS, the Washtenaw County Board of Commissioners is committed to serving as an effective and careful steward of our natural resources and environment, including the waters of our state, and believes that doing so is a fundamental responsibility of government at all levels; and

WHEREAS, threats to Michigan's drinking water supply are an ongoing and serious public health concern, and include increasing problems with water scarcity and contamination due in part to overdraws from Michigan's aquifers and groundwater; and

WHEREAS, the Washtenaw County Board of Commissioners is committed to sustaining its substantial, ongoing efforts to reduce consumption of bottled water, which include installation and maintenance of water bottle filling stations in County buildings and provision of employee water dispensers; and

WHEREAS, Nestlé has acted in an aggressive way to dominate the bottled water industry in Michigan and elsewhere, acting recklessly with regard to the environment and without fair or adequate compensation to the People of Michigan or to local communities for the extraction of resources that are a public and common good; and

WHEREAS, Nestlé extracts more than twice as much water from Michigan than from any other Midwestern state; and

WHEREAS, Nestlé sells more than \$340 million annually of bottled water extracted from Michigan, while paying only nominal fees for doing so; and

WHEREAS, Nestlé has persisted in pursuing increased pumping of Michigan groundwater against the strong and demonstrated desire of local communities, most recently in Osceola Township, where opposition to Nestlé increased pumping operations was expressed in over 80,000 comments and over 330,000 petition signatures submitted to the Michigan Department of Environmental Quality;

THEREFORE BE IT RESOLVED , the Washtenaw County Board of Commissioners opposes large-scale extraction of Michigan waters by Nestlé or any other corporate entity without rigorous environmental testing and monitoring designed to ensure long-term sustainable operations that do not affect the water supply of the people of Michigan, without agreement by all potentially affected local communities; and without fair compensation; and

THEREFORE BE IT RESOLVED, the Washtenaw County Board of Commissioners is committed to ensuring that Washtenaw County does not purchase bottled water from Nestlé; and

BE IT FURTHER RESOLVED, Washtenaw County will no longer purchase Nestlé bottled water under any brand name, including but not limited to the following brand names commonly sold in Michigan: "Ice Mountain," "Pure Life," and "Poland Spring"; and

BE IT FURTHER RESOLVED, Washtenaw County will update its procurement procedures, effective no later than September 1st, 2018, to reflect and implement the Board of Commissioners' intent to end the purchase of Nestlé bottled water; and

BE IT FURTHER RESOLVED, the Washtenaw County Board of Commissioners directs the County Administrator to send copies of this Resolution to the Michigan Association of Counties, the other 82 Michigan counties; and our representatives in the Michigan State House and Michigan State Senate.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Brabec			X	LaBarre	X			Smith	X		
Deatrick	X			Martinez-Kratz	X						
Jannick	X			Morgan	X						
Jefferson	X			Ping			X				

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY

ROLL CALL VOTE:

7 0 2

STATE OF MICHIGAN)

I, Lawrence Kestenbaum, Clerk/Register of said County of Washtenaw and Clerk of Circuit Court for said County, do hereby certify that the foregoing is a true and accurate copy of a resolution adopted by the Washtenaw County Board of Commissioners at a session held at the County Administration Building in the City of Ann Arbor, Michigan, on July 11th, 2018, as it appears of record in my office.

COUNTY OF WASHTENAW)SS.

In Testimony Whereof, I have bereunto set my hand and affixed the seal of said Court at Ann Arbor, this 12th day of July, 2018.

LAWRENCE KESTENBAUM, Clerk/Register

BY: _____ Deputy Clerk



Res. No. 18-113