

**TUSCOLA COUNTY BOARD OF COMMISSIONERS
MEETING AGENDA
THURSDAY, OCTOBER 13, 2011 – 8:30 A.M.**

**H. H. PURDY BUILDING BOARD ROOM
125 W. Lincoln Street
Caro, MI**

125 W. Lincoln Street
Caro, MI 48723

Phone: 989-672-3700
Fax : 989-672-4011

- 8:30 A.M. Call to Order – Chairperson Bardwell
Prayer – Commissioner Kern
Pledge of Allegiance – Commissioner Allen
Roll Call – Clerk White
Adoption of Agenda
Action on Previous Meeting Minutes (See Correspondence #1)
Brief Public Comment Period
 -Health Department
 -Emergency Services (See Correspondence #2)
Consent Agenda Resolution (See Correspondence #3)
New Business
 -Nextera Energy Update
 -Sheriff Proposal Regarding Chaplain's Corp. (See Correspondence #4)
 -Contract for On-Line Data Base (See Correspondence #5)
 -County Clerk Electric Embosser (See Correspondence #6)
 -Resolution Regarding Personal Property Tax (See Correspondence #7)
 -ORV Ordinance (See Correspondence #8)
 -Probate Court Punch List
Old Business
Correspondence/Resolutions

COMMISSIONER LIAISON COMMITTEE REPORTS

PETERSON

Enterprise Facilitation
Human Development Commission

MEMS

Michigan Association of Counties – Aging Work Group
Michigan Association of Counties – Environmental

LEPC

NACo

Local Unit of Government Activity Report

Parks & Recreation
Dispatch Authority Board
County Planning Commission

PETZOLD

Recycling Advisory
Mid-Michigan Mosquito Control Technical Advisory Committee
Michigan Works
Multi-County Solid Waste
TRIAD
Local Unit of Government Activity Report
Road Commission
Health Board
Saginaw Bay RC & D

KERN

Thumb Area Consortium
Human Development Commission
Health Board
Senior Services Advisory
Local Unit of Government Activity Report
Community Corrections Advisory Board
Behavioral Health Board
DHS/Medical Care Facility Liaison
Tuscola 2011

BARDWELL

Caro DDA
Brownfield Redevelopment Authority
Economic Development Corporation
MAC Economic Development/Taxation
MAC 7TH District
Local Unit of Government Activity Report
Michigan Association of Counties – Board of Directors
NACo

ALLEN

Board of Public Works
Local Unit of Government Activity Report
Human Services Coordinating Council
Great Start Collaborative – Tuscola County
Parks & Recreation
MAC Judiciary & Public Safety Committee
NACo Agricultural Committee
NACo Rural Action Caucus
MAC Agriculture & Tourism

Closed Session (If Necessary)

Other Business as Necessary

Extended Public Comment

Adjournment

**COMMITTEE MEETING TO FOLLOW BOARD
MEETING AT APPROXIMATELY 9:30 A.M.**

Note: If you need accommodations to attend this meeting please notify the Tuscola County Controller/Administrator's Office (989-672-3700) two days in advance of the meeting.

CORRESPONDENCE

- #1 September 29, 2011 Full Board Minutes
- #2 Emergency Services Request
- #3 Consent Agenda Resolution
- #4 Tuscola Chaplain's Corps Proposal
- #5 BS & A Software Contract for On-Line Data Base
- #6 County Clerk Embosser Request
- #7 Resolution Regarding Guaranteed Revenue Replacement for
Possible Loss of Personal Property Taxes
- #8 Tuscola County Proposed ORV Ordinance
- #9 September 29, 2011 Committee of the Whole Minutes
- #10 Application for Industrial Facilities Exemption Certificate
- #11 September 15, 2011 Road Commission Minutes
- #12 September 21, 2011 Human Development Commission Minutes

DRAFT

**Tuscola County Board of Commissioners
September 29, 2011 Minutes
H. H. Purdy Building**

Chairman Thomas Bardwell called the meeting of the Board of Commissioners of the County of Tuscola, Michigan, held at the H.H. Purdy Building in the City of Caro, Michigan, on the 29th day of September, 2011 to order at 6:02 o'clock p.m. local time.

Prayer by Commissioner Peterson
Pledge by Commissioner Kern

COMMISSIONERS PRESENT:

District #2 Thomas Bardwell, District #3 Tom Kern,
District #4 Roy Petzold, District #5 Gerald Peterson

COMMISSIONERS ABSENT:

District #1 Roger Allen

11-M-208

Motion by Kern seconded by Petzold to adopt the agenda as amended.
Motion carried.

11-M-209

Motion by Peterson seconded by Kern to approve the minutes of the
9/15/2011 regular meeting. Motion carried.

Brief Public Comment – none

11-M-210

Motion by Kern seconded by Peterson that per the request of the Probate Court Judge that the Court Appointed Attorney contract regarding individuals and respondents in developmentally disabled actions be approved contingent upon the addition of diminished compensation for representation added to #11 of the contract and the Chairperson is authorized to sign said contract. Motion carried.

Judge Roggenbuck made the board of commissioners aware that the Michigan Supreme Court will be in Tuscola County next month to hear oral arguments.

11-M-211

Motion by Kern seconded by Petzold to approve the change orders as requested by the Probate Court Judge related to the Probate Court room remodeling including: shelf for witness stand, build new judge's bench, install seal on conference room doors, install second door buzzer in vault and window treatment for a total of \$2,727. Also, amend the project budget for financing of these costs. Motion carried.

11-M-212

Motion by Kern seconded by Peterson to approve the 2011/2012 Child Care Fund Budget as provided by the Circuit/Family Court Administrator for submittal to the state and authorize all appropriate county signatures. Motion carried.

11-M-213

Motion by Kern seconded by Petzold to approve the Primary Road Millage transfer request of \$151,016.58 as identified by Voucher #04 - 11 dated September 14, 2011 for transfer from the Primary Road Millage to the Road Commission General Fund. Motion carried.

11-M-214

Motion by Petzold seconded by Peterson to approve the Local Bridge Millage transfer request of \$129,536.87 as identified by Voucher #04 - 11 dated September 14, 2011 for transfer from the Bridge Millage to the Road Commission General Fund. Motion carried.

11-M-215

Motion by Kern seconded by Petzold that per the request of the Board of Health, increase the Environmental Health fees .8% above the Consumers Price Index of 4.2% for a total of 5% to help offset funding cuts by the Michigan Department of Agriculture and the Michigan Department of Environmental Quality. Motion carried.

11-M-216

Motion by Kern seconded by Peterson to re-appoint Margaret Wenta and Calvin Jewett to the Board of Canvassers. Motion carried.

11-M-217

Motion by Kern seconded by Peterson to approve the Corporate Authorization Resolution requested by Northstar Bank to provide the County Treasurer and Deputy County Treasurer the authority to conduct certain banking and financial transactions with Northstar Bank. Motion carried.

11-M-218

Motion by Peterson seconded by Petzold to adopt the following resolution regarding the purchase of the HH Purdy Building:

RESOLVED, that Michael R. Hoagland, Controller/Administrator is authorized and directed to execute and deliver the Notice of Exercise of Option to Transfer Title pursuant to the Installment Purchase Agreement and exhibits thereto; to execute and deliver the attached Exchange Addendum to Option to Transfer Title of August 13, 2010, which allows the Seller to engage in a like-kind exchange under 1031 of the Internal Revenue Code; and to proceed with the purchase of the property and execute and deliver at the Closing a Settlement Statement, Affidavits, and any and all other documents he deems necessary or desirable in order to consummate the purchase of the property. Motion carried.

Dick Sargent from Wisner Township appeared regarding ORVs.

Meeting adjourned at 7:55 p.m.

Margie A. White
Tuscola County Clerk

Tuscola County Office of Emergency Management

420 Court Street Suite # 1, Caro, Michigan 48723-1606

Tele: 989-673-5181 Fax: 989-673-5182 E Mail – tceffinn@tuscolacounty.org

Patrick H. Finn, P.E.M. / Director

To : Mr. Mike Hoagland & Tuscola County Board of Commissioners
From: Tuscola County Emergency Management
Date : Tuesday, October 04, 2011
Ref: Tuscola County Emergency Management / Homeland Security Proposal to be reduced to a Part Time Status.

Mr. Hoagland, Honorable Board Members

It has been brought to my attention that a proposal has been presented to the Tuscola County Finance Committee on October 4th to reduce the Tuscola County Emergency Management (Services) to a part time status and will be put on the consent agenda for the October 13th meeting at 0830.

I am requesting to be added on the agenda prior to the passing of the consent agenda.

I am respectfully requesting that I and Lt Lisa Speary the 3rd District Coordinator of the Michigan State Police Emergency Management Homeland Security Division be have an opportunity to inform the Board Members the ramifications of reducing the TCEM position to less than full time prior to the passing of the consent agenda.

Because we have already started FY2012 for Federal and State format a timely response is needed for scheduling.

Mr. Hoagland I have tried at least three times and have left voice mail concerning this issue with no response.

Waiting for a timely written response to see if my request is honored.

Thank You

Respectfully submitted,

Patrick H. Finn ; P.E.M. Director

Patrick H. Finn, P.E.M / Director
Tuscola County Office of Emergency Management

A Division of the Tuscola County Sheriff's Office

**LOCAL BUDGET FOR FY 2012
 FOR EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG)**

Jurisdiction	Tuscola County
Population	55,557
District	3rd

**STAFFING AND OPERATIONAL EXPENSES
 OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012**

A. PERSONNEL COSTS		COSTS (Round off to nearest dollar)		
1. Emergency Program Manager's Name		Gross Annual Salary (GS)	Portion of (GS) Dedicated to Program (#1a)	
Patrick H. Finn		\$ 51,406	\$ 51,406	
Totals Hours		Gross Annual Fringe Benefits (GFB)	Portion of (GFB) Dedicated to Program (#1b)	Emergency Program Manager's Subtotal (Total of Item #1a + Item #1b)
Worked per Week	40 hours	\$ 25,703	\$ 25,703	\$ 77,109
No. of Hours per Week				
Dedicated to EMPG Program	40 hours			
2. Other EMPG Funded Staff (Name, Title)		Gross Annual Salary (GS)	Portion of (GS) Dedicated to Program (#2a)	
		\$ -	\$ -	
Totals Hours		Gross Annual Fringe Benefits (GFB)	Portion of (GFB) Dedicated to Program (#2b)	Other EMPG Staff - (Total of Item #2a + Item #2b)
Worked per Week	hours	\$ -	\$ -	\$ -
No. of Hours per Week				
Dedicated to EMPG Program	hours			
3. Other EMPG Funded Staff (Name, Title)		Gross Annual Salary (GS)	Portion of (GS) Dedicated to Program (#3a)	
		\$ -	\$ -	
Totals Hours		Gross Annual Fringe Benefits (GFB)	Portion of (GFB) Dedicated to Program (#3b)	Other EMPG Staff - (Total of Item #3a + Item #3b)
Worked per Week	hours	\$ -	\$ -	\$ -
No. of Hours per Week				
Dedicated to EMPG Program	hours			
4. Other EMPG Funded Staff (Name, Title)		Gross Annual Salary (GS)	Portion of (GS) Dedicated to Program (#4a)	
		\$ -	\$ -	
Totals Hours		Gross Annual Fringe Benefits (GFB)	Portion of (GFB) Dedicated to Program (#4b)	Other EMPG Staff - (Total of Item #4a + Item #4b)
Worked per Week	hours	\$ -	\$ -	\$ -
No. of Hours per Week				
Dedicated to EMPG Program	hours			Total of A. Personnel Costs
				\$ 77,109

B. CERTIFICATION		
I hereby certify that the salary and fringe benefits reported on this form represent an accurate budget for the Emergency Management Performance Grant Program.		
Signature of Emergency Program Manager	Title	Date
<i>Patrick H. Finn</i>	Director / Tuscola County Office of Emergency Management	
Signature of Financial Officer	Title	Date
	Tuscola County Controller	
Review completed by District Coordinator	Title	Date

This request is for participation in the matching funds EMPG Program for projected expenses for emergency management. Standard Assurances, Certifications Regarding Lobbying (OJP Form 4061/6), and State of Michigan Audit Certification Form (EMD-53) constitute a portion of this request and must be completed. Submit an original and one copy of the following forms to the Emergency Management District Coordinator: EMD-17, Standard Assurances, OJP form 4061/6, EMD-53. Retain one copy of each.

AUTHORITY: 1976 PA 390, as amended
 COMPLIANCE: Voluntary



**LOCAL BUDGET FOR FY 2012
 FOR EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG)**

Jurisdiction	Tuscola County
Population	55,557
District	3rd

**STAFFING AND OPERATIONAL EXPENSES
 OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012**

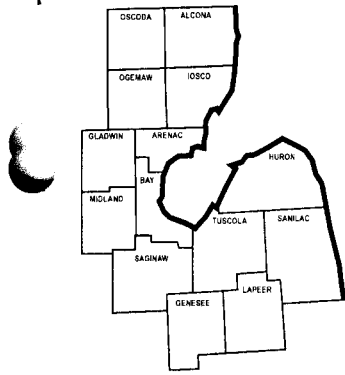
A. PERSONNEL COSTS		COSTS (Round off to nearest dollar)		
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Worked per Week	40 hours	\$ 25,703	\$ 25,703	\$ 77,109
No. of Hours per Week				
Dedicated to EMPG Program	40 hours			
2. Other EMPG Funded Staff (Name, Title)		Gross Annual Salary (GS)	Portion of (GS) Dedicated to Program (#2a)	
		\$ -	\$ -	
Totals Hours		Gross Annual Fringe Benefits (GFB)	Portion of (GFB) Dedicated to Program (#2b)	Other EMPG Staff - (Total of Item #2a + Item #2b)
Worked per Week	hours	\$ -	\$ -	\$ -
No. of Hours per Week				
Dedicated to EMPG Program	hours			
3. Other EMPG Funded Staff (Name, Title)		Gross Annual Salary (GS)	Portion of (GS) Dedicated to Program (#3a)	
		\$ -	\$ -	
Totals Hours		Gross Annual Fringe Benefits (GFB)	Portion of (GFB) Dedicated to Program (#3b)	Other EMPG Staff - (Total of Item #3a + Item #3b)
Worked per Week	hours	\$ -	\$ -	\$ -
No. of Hours per Week				
Dedicated to EMPG Program	hours			
4. Other EMPG Funded Staff (Name, Title)		Gross Annual Salary (GS)	Portion of (GS) Dedicated to Program (#4a)	
		\$ -	\$ -	
Totals Hours		Gross Annual Fringe Benefits (GFB)	Portion of (GFB) Dedicated to Program (#4b)	Other EMPG Staff - (Total of Item #4a + Item #4b)
Worked per Week	hours	\$ -	\$ -	\$ -
No. of Hours per Week				
Dedicated to EMPG Program	hours			Total of A. Personnel Costs
				\$ 77,109

B. CERTIFICATION		
I hereby certify that the salary and fringe benefits reported on this form represent an accurate budget for the Emergency Management Performance Grant Program.		
Signature of Emergency Program Manager	Title	Date
<i>Patrick H. Finn</i>	Director / Tuscola County Office of Emergency Management	
Signature of Financial Officer	Title	Date
	Tuscola County Controller	
Review completed by District Coordinator	Title	Date

This request is for participation in the matching funds EMPG Program for projected expenses for emergency management. Standard Assurances, Certifications Regarding Lobbying (OJP Form 4061/6), and State of Michigan Audit Certification Form (EMD-53) constitute a portion of this request and must be completed. Submit an original and one copy of the following forms to the Emergency Management District Coordinator: EMD-17, Standard Assurances, OJP form 4061/6, EMD-53. Retain one copy of each.

AUTHORITY: 1976 PA 490, as amended
 COMPLIANCE: Voluntary





Michigan 3rd District Regional Homeland Security Planning Board

515 Center Avenue, Suite 403
Bay City, MI 48708-5125
(989) 895-4130 • Fax (989) 895-2094

Michael K. Gray, Chairman
Robert Rae, Vice-Chair
Sharon Mika, Secretary
Solution Area Planner(s)
John H. West-SAP Coordinator
Richard (Rick) Konsdorf-VCI, LETF
Richard (Rich) Kos-CP&P, CCC, FI
Rich Lively – LE RIC
Max Machuta-CSAP
John Sallustio-CAP
Patricia A. Bostick, Fiduciary
Eliza Cortez, Recording Secretary

October 6, 2011

Alcona County
Elizabeth Galer
Kristin Hoffman

Arenac County
Ed Rohn
James Mosciski

Bay County
Michael K. Gray
Gerry Runde

Genesee County
Jenifer Boyer
Michael Tocarchick

Gladwin County
Leo Gary
Mark P. Sohlden

Huron County
Burt Eichler
Mike Anderson

Iosco County
Robert Rae
Ed Rohn

Lapeer County
Mary Piorunek
Todd Alexander

Midland County
Roger Garner
Fred Yanoski

Ogemaw County
Mark Surbrook
Carol Adair

Oscoda County
Elizabeth Galer
Kevin Grace

Saginaw County
Tim Genovese

Sanilac County
Todd Hillman

Tuscola County
Patrick Finn
Sharon Mika

Region 3 HPN
Jim Brasseur

District 3 Coordinator
Lt. Lisa Speary

U.S. Coast Guard
Matt Hoppe

Tuscola County Board of Commissioners
125 W. Lincoln Street
Caro, MI 48723

Gentlemen:

As the Chairperson of the Third District Homeland Security Planning Board, I am writing this letter on behalf of Patrick Finn, Tuscola County Emergency Management Coordinator. Let me begin by saying that I respect the right of each County to make decisions in its own best interest.

As the Assistant County Executive in neighboring Bay County I am personally well aware of the tremendous financial pressures facing County government in Michigan. I do not presume to suggest how Tuscola County should resolve the difficult choices facing all of us.

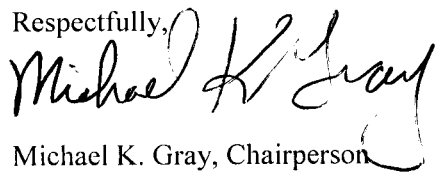
I do want to share with you my perspective on Mr. Finn as the primary representative from Tuscola County on the Region 3 Homeland Security Planning Board. Pat has been a committed, conscientious participant since the Homeland Security grants were changed to the present regional format.

It fact, Pat chaired the first by-laws committee and lead the process of developing the organizational structure of the Regional Homeland Security Program in east central Michigan.

He has continued to serve and to represent Tuscola County in the regional system, working hard to ensure that Tuscola County receives its fair share of funding so that critical public safety needs are met. As the attached spreadsheet shows, he has secured over \$700,000 in direct expenditures on behalf of Tuscola County.

Over the years I have known Pat to be a professional, committed practitioner of emergency management.

Thank you for receiving this correspondence.

Respectfully,

Michael K. Gray, Chairperson
Region 3 Homeland Security Planning Board

MKG/ec

cc: Tom Hickner Region 3 HSPB John West

E-mail: WestJ@baycounty.net
TDD – Hearing Impaired (989) 895-4049

FY06-10 HSGP Totals for Tuscola County

Reporting

Year	Amount	Description
2007	\$25,000.00	\$25,000.00 for the CORE Talon project
2008	\$ 96,312.34	\$ 28,660.00 for Cascade Air System \$ 7,814.08 for EOC laptops \$ 25,000.00 for the CORE Talon project \$ 5,000.00 for ARMS software & install \$ 630.00 for a security appliance \$ 14,600.00 for 4 MDT's \$ 6,333.00 for MDT Ledco Mounts \$ 8,275.26 for EMNet system \$ 96,312.34
2009	\$140,109.61	\$ 365.05 'BDA install - Tuscola Co ___ \$ 2,129.16 'SUPPLY AND INSTALL OF BDA___ \$ 900.00 'SUPPLY AND INSTALL OF BDA___ \$ 2,003.05 Latitude E5400-12 counties 2@ \$ 7,260.00 'TuscolaCo-ASA5505 securit___ \$ 3,597.26 LE Radio CaroPD, IoscoCoSD, OscTwpPD, \$ 105,650.00 'Tuscola Co ARMS platform ___ \$ 16,904.40 'RADIO COMMUNICATION EQUIP___ \$ 184.80 'Mika-mlg Jun09-Dec09 ___ \$ 34.75 'PL259 FOR LMR 400 ___ \$ 167.65 'KPC3PLUS CLOCK KI KIT FO___ \$ 528.73 'RADIOS - TMV71A 144/440 ___ \$ 243.58 'G6270R 2M/70 CM 6KB COLLI___ \$ 141.18 'ROLLS LMR 400 - 500' EACH___ \$ 140,109.61
2010	\$ 96,221.15	\$ 425.00 'TUSCOLA CO ___ \$ 145.00 'TUSCOLA CO ___ \$ 28.00 'SHARON MIKA ___ \$ 28.00 'SHARON MIKA ___ \$ 215.84 'TUSCOLA CO ___ \$ 215.84 'TUSCOLA CO ___ \$ 375.35 'Tuscola - Summit-ldging&r___ \$ 375.35 'Tuscola - Summit-ldging&r___ \$ 8,736.00 'Tuscola 09-0015-03 PosiCh___ \$ 225.00 'DMattlin - Summit 2010 re___ \$ 497.70 'LAKING SUMMIT REIMBURSEME___ \$ 12,125.00 'Tuscola 09-0015-03 Porta___ \$ 350.00 'Tuscola-S.Mika - 2010 HSC___

\$	9,499.00	'Tuscola-video display	__
\$	180.00	'Tuscola - 2010 HSC - S.Mi	__
\$	229.10	'Tuscola - 2010 HSC - S.Mi	__
\$	3,930.00	'Tuscola LE - PA system	__
\$	5,449.02	'RADIO COMM EQUIP TuscolaC	__
\$	56.00	'TuscolaCo-SharonMika-Jan&	__
\$	117.65	'D.Laking -Tuscola travel	__
\$	28,843.65	'Tuscola Co FSr radios 426	__
\$	24,174.65	'LE balance to 800MHz &acc	__
\$	96,221.15		

2011 *ongoing & proposed*

FY07 PSIC	\$	139,104.00	\$	47,104.00	FY07 PSIC-Huron/Tuscola CAD to CAD
			\$	92,000.00	FY07 PSIC-800 MHz Radios
			\$	139,104.00	
FY 2008	\$	64,000.00	\$	15,000.00	Recording-Linear Gate ADT Video
			\$	49,000.00	Tuscola Co. MDT's
			\$	64,000.00	
FY 2009	\$	79,325.00	\$	4,900.00	Tuscola Kingston MDT
			\$	24,000.00	Tuscola GIS Mapping Project
			\$	9,500.00	Tuscola Gredentialing Equipment
			\$	15,475.00	Tuscola HD Security Access
			\$	12,650.00	Tuscola Trailer
			\$	10,320.00	Tuscola RACES upgrade
			\$	1,200.00	Tuscola Teen CERT
			\$	1,280.00	Tuscola CERT Equipment
			\$	79,325.00	
FY 2010	\$	65,550.00	\$	10,410.00	Tuscola Radios for mounted division
			\$	18,600.00	Tuscola EMS CO Monitors
			\$	36,540.00	Tuscola-Vassar EOC portable generator
			\$	65,550.00	

\$705,622.10 TOTAL

As of October 5, 2010.

'DRAFT'

COUNTY OF TUSCOLA

STATE OF MICHIGAN

RESOLUTION TO ADOPT CONSENT AGENDA

At a regular meeting of the Board of Commissioners of the County of Tuscola, Michigan, held at the H.H. Purdy Building in the Village of Caro, Michigan, on the 13th day of October, 2011 at 8:30 a.m. local time.

COMMISSIONERS PRESENT:

COMMISSIONERS ABSENT:

It was moved by Commissioner _____ and supported by Commissioner _____ that the following Consent Agenda Resolution be adopted:

CONSENT AGENDA

Agenda Reference: A

Entity Proposing: COMMITTEE OF THE WHOLE 9/29/11

Description of Matter: Move that the 2012 County Senior Citizens Fund Budget incorporate new line items and necessary budget amounts (\$750) to pay members of the Senior Citizens Advisory Committee per diems of \$20 per meeting.

Agenda Reference: B

Entity Proposing: COMMITTEE OF THE WHOLE 9/29/11

Description of Matter: Move that the 2011 Road Patrol Fund Budget be amended by \$1,400 for Community Foundation funding received for police operations.

Agenda Reference: C

Entity Proposing: COMMITTEE OF THE WHOLE 9/29/11

Description of Matter: Move that the Tuscola County Courthouse current BCBSM Community Blue PPO4 Health Insurance plan meets and exceeds the requirements of Senate Bill 007 using the capped rates of \$5,500, \$11,000 and \$15,000 per contract, as per the financial analysis completed by Public Employee Benefit Services (PEBS), and that it will not be necessary for this Board to request an exemption for the county this fiscal year.

Agenda Reference: D

Entity Proposing: COMMITTEE OF THE WHOLE 10/4/11

Description of Matter: Move that the draft 2012 county budget be balanced using Alternative 2 expenditure reductions as presented at the October 4, 2011 Committee of the Whole meeting which incorporates reductions to training, staffing, non-mandated services and general fund appropriation reductions to special revenue funds. Also, the Controller/Administrator is directed to prepare line-item detail budgets according to Alternative 2 and these budgets be submitted to departments for review and comment. In addition, any changes requested by departments from Alternative 2 have to specify a method of assuring that the same required expenditure reduction amount is achieved within their respective department budget.

(As part of the standard budget development process, departments will be provided the opportunity to present budget comments and questions.)

IT IS FURTHER RESOLVED that any motion, resolution, or other act of Tuscola inconsistent with this Resolution is hereby rescinded, modified, replaced or superseded by this Resolution.

CONSENT AGENDA.....10/13/11.....Page 3

YEAS:

NAYS:

ABSTENTIONS:

RESOLUTION ADOPTED.

Thomas Bardwell, Chairperson
Tuscola County Board of Commissioners

Margie White
Tuscola County Clerk



Tuscola County Sheriff's Office

420 Court Street • Caro, MI 48723

Lee Teschendorf, Sheriff
Glen Skrent, Undersheriff

Phone (989) 673-8161

Fax (989) 673-8164

September 29, 2011

Tuscola County Board of Commissioners

I am requesting your approval to initiate a chaplain's corp to serve and assist deputies and police officers in Tuscola County. Reverend William Sanders of the Wisner United Methodist Church, who is also a Michigan State Police Chaplain, has agreed to assist in organizing and training the volunteers for the program. After two organizational meetings with area clergy five have expressed an interest in participating.

They are:

Pastor Jeremy Beiler of the Reese Baptist Church
Reverend Timothy Decker of the Dayton Center Church
Reverend Trina Holmberg of the Unionville Moravian Church
Father Dennis Kucharczyk of the Caro Sacred Heart Catholic Church
Reverend Jackie Roe of the Cass City United Methodist Church

I have contacted Mr. Bill Page of MMRMA and he has indicated his company would approve of this type of program and offer insurance coverage to the participants at no additional cost to the county. In addition the participants and organization will be responsible for any required uniforms and equipment although I would make surplus items available to them if needed.

A draft copy of the guidelines for the participants is attached for your review. Reverend Sanders and I are available to appear before the board to answer questions and review any concerns you might have regarding this opportunity.

Sincerely,

Leland Teschendorf, Sheriff

DRAFT

Tuscola County Chaplain's Corps Guidelines

THE ROLE OF THE CHAPLAIN FOR TUSCOLA COUNTY

The Tuscola County Chaplain's Corps (hereafter: "the Corps") is comprised of chaplains who provide pastoral services to members of the law enforcement departments serving Tuscola County (enlisted and civilian) and their families. They will be available to participate in departmental ceremonies and meetings, accompany deputies and officers on duty, and perform other related services. When requested, they may counsel members and their families, visit sick or injured members, perform wedding ceremonies, and officiate at department funerals.

The Corps Chaplains are available to assist department member at any time, during any tragedy or emergency.

The Corps Chaplains are volunteers appointed at the discretion of, and serving at the pleasure of, the Sheriff. Selections shall be made from interested clergy based on an application process which shall include the following:

QUALIFICATIONS AND APPOINTMENT

1. Adequate experience and education.
2. Be an ordained and/or credentialed member of the clergy with endorsement from their ecclesiastical body and written endorsement of their local ministry or church.
3. Show an active interest in being a Corps Departmental Chaplain, be suited for the calling, and willing and able to assume the additional duties.
4. Have an ecumenical interest in view of the diverse religious preference of the members to be served.
5. Have the ability to develop rapport with law enforcement deputies and officers.
6. Meet the same minimum criteria with regard to criminal and traffic convictions, drug use, and overall good character that must be met by a candidate for the position as a Deputy for the Tuscola County Sheriff's Office.
7. Be appointed to serve by and under the authority and supervision of the Sheriff of Tuscola County.
8. Officially sworn as a Chaplain for the Tuscola County Sheriff's Office at an official recognition service.

THE APPOINTED CHAPLAIN

The Chaplain position as a member of the Corps is a voluntary, unsalaried position.

Chaplains of the Corps are not authorized to carry firearms or any other weapon. They are permitted to familiarize themselves with the weapons that the deputies and officers carry and utilize in the performance of their role as a law enforcement officer.

CHAPLAINS' SUPERVISION

The Tuscola County Sheriff's Office may assign a sworn member of their department to act as a Liaison Officer that will supervise the Corps Chaplains under the direction of the Sheriff.

The Chaplain's of the Corps will annually elect, from among their members, a Chief Chaplain that will work with the departmental Liaison Officer and the Sheriff and assist in coordinating the Corps.

CHAPLAINS' DUTIES AND RESPONSIBILITIES

The Corps Chaplains shall:

1. Actively seek to become personally known by law enforcement staff and members and their families.
2. Be available to serve whenever needed.
3. Be available to periodically serve "on call", for a week at a time, when assigned by the Liaison Officer or the Chief Chaplain.
4. Devote a minimum of 72 hours annually (an average of six hours or more per month) to the chaplaincy. The Corps Chaplain shall submit quarterly activity reports to the Corps Liaison Officer (and/or Chief Chaplain).
5. Attend departmental Chaplain Corps training and other Chaplain training opportunities.
6. Recommend other members of the clergy who may be qualified for and interested in serving as Corps Chaplains when openings arise.

UNIFORMS

Corps Chaplains will wear business profession clothing and the officially approved chaplain identification when representing the department(s) at official department functions, such as:

1. Funerals or memorial services.
2. Recognition ceremonies.
3. Other official functions, as recognized and approved by the Liaison Officer or Sheriff or the Chief of Police of that department.

RIDE-ALONG POLICY

Corps Chaplains are encouraged to ride on patrol with Deputies and Officers. While riding on patrol the Corps Chaplain shall work under direct supervision of the Deputy or Officer they are riding with.

Corps Chaplain shall wear appropriate patrol clothing and carry articles that would assist them in the performance of their duties.

Corps Chaplains shall be considered third-party members and are generally prohibited from entering a home with the deputies and officers during the execution of a warrant if the presence of the chaplain is not specifically identified as aiding in the execution of the warrant.

Tuscola Chaplain's Corps

Pastor Jeremy Beielor
Reese Baptist Church
9904 Saginaw Street
Reese, MI 48757

Rev. Timothy Decker
Dayton Center Church
3632 Phelps Lake Road
Silverwood, MI 48760

Rev. Trina Holmberg
Unionville Moravian Church

Rev. Dennis Kucharczk
Church of the Sacred Heart
140 Atwood Street
Caro, MI 48723

Rev. Jackie Roe
Cass City United Methodist Church
5100 North Cemetary Road
Cass City, MI 48726

Rev. William Sanders
Volunteer Chaplain, Michigan State Police
Wisner United Methodist Church
5375 North Vassar Road
Akron, MI 48701

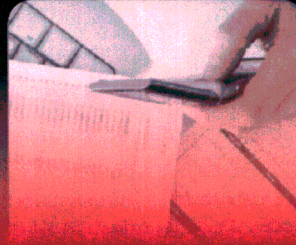
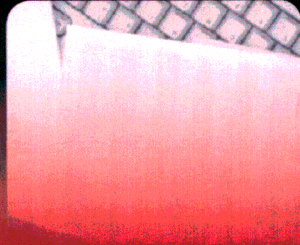
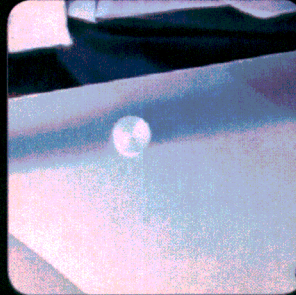
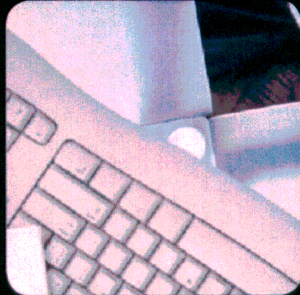
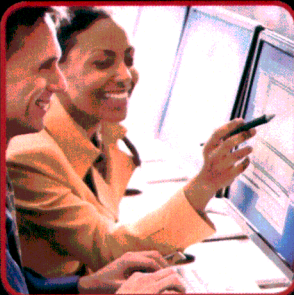
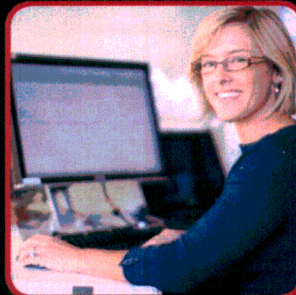
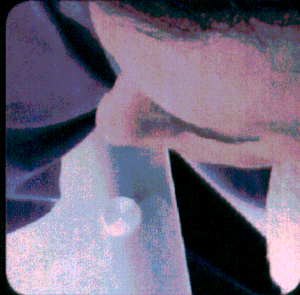
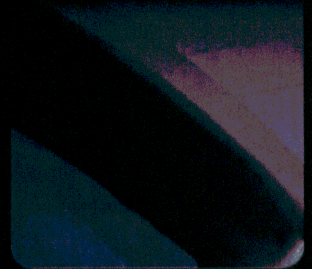
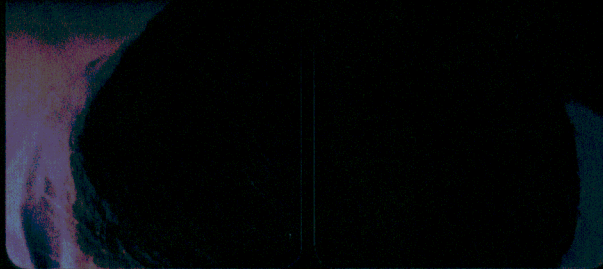


BS&A

SOFTWARE

October 5, 2011

Prepared for: Tuscola County





14965 Abbey Lane
 Bath, MI 48808
 Phone: 517-641-8900
 Fax: 517-641-8960

Proposal to Tuscola County

Internet Services Application

The application developed to assist in the dissemination of public data - This application allows you a convenient way to display your Equalizer databases on the Web giving business professionals another way to access your data at any time.

Pay-Per-Hit Option: Your municipality can use the Internet Services **free of charge** in exchange for allowing BS&A to charge the users a per-hit fee. **With this option, you pay us no money.** We set up your system, configure the web site, and your users pay a per-hit fee using a credit card to view the data. **In this option, you may display a County Master File (Assessing & Tax) and Delinquent Taxes. With this option, the County is entitled to 30% of the pay-per-hit revenue.** Notes: Taxpayers are allowed to view their own property information free; County personnel can use the system 'in-house' without a charge.

Municipality's Yearly Cost	Free
End Users' Cost	
Local Unit Assessing	\$2.00/record
County Master File Lookup	
Local Unit Tax	
Delinquent Tax	
Animal License System	\$1.00/record

Subscription Option: Your municipality can pay an annual service fee that covers the basic service, including general lookup of your BSA Data. With this option, users of the web site pay nothing to view the available data. **Try it FREE for 3 months.**

County's Yearly Cost	
Display County Master File and Delinquent Taxes:	\$14,000/year
Based on approximate SEV of 1.7 Billion	
Update Frequency:	Real-Time

Note - Local Unit data cannot be displayed when using this option. This includes Building Information (Assessing) and all local unit tax data.

Prices good for a period of 90 days from date on proposal.



14965 Abbey Lane
Bath, MI 48808
Phone: 517-641-8900
Fax: 517-641-8960

Recommended hardware for real-time data: BS&A recommends that you have a dedicated workstation class machine which will process all IS requests which in turn relays the requests to the appropriate server(s) where the data resides. Ultimately, using a dedicated workstation will allow the service to run more efficiently and improve security.

Required Personnel or Remote Access for real-time data: BS&A Software requires that all real-time hosted sites have either an on-staff IT person, or grant BS&A Software a remote terminal services ability to the machine which the real-time service is installed. This is necessary to ensure service availability and quality.

As part of Internet Services, BS&A provides an **online directory of customers** who host data online using our software. The intent of this directory is to allow interested parties an accessible list of online data. Directory membership is included free, with the use of Internet Services and can be accessed by logging on <http://directory.is.bsasoftware.com>.

Please select one of the following payment options:	<input type="checkbox"/> Pay-Per-Hit Option with 30% Revenue Share <input type="checkbox"/> Subscription Option
Please select the update frequency you would like:	<input type="checkbox"/> Real-Time <input type="checkbox"/> Daily
Try it FREE for 3 months (applies to Subscription option only)	<input type="checkbox"/> Yes <input type="checkbox"/> No

NOTE: Internet Services requires a high-speed internet connection (Cable modem or DSL) to provide real-time or daily updating frequencies.

Due to continuous changes and improvements in technology, BS&A Software reserves the right to increase the annual service fee yearly, based on the CPI.

Quoted by: Ted Droste, October 5, 2011
Accepted by: _____, Date: _____

Prices good for a period of 90 days from date on proposal.



14965 Abbey Lane
Bath, MI 48808
Phone: 517-641-8900
Fax: 517-641-8960

Please complete the following for our records

Contact Person for SUPPORT & NEWSLETTERS:

Contact Name _____ **Title** _____
Mailing Address _____
(if PO Box, please provide Street Address for UPS or Overnight Mail Shipments)
Street Address _____
City, State Zip _____
Phone Number _____ **Fax Number** _____
Email _____

Contact Person for PROGRAM UPDATES:

Contact Name _____ **Title** _____
Phone Number _____
Email _____

IT Contact Person:

Contact Name _____ **Title** _____
Phone Number _____
Email _____

Please Fax Back All Pages

AGREEMENT BETWEEN AMALGAM LLC AND TUSCOLA COUNTY, MICHIGAN

This Agreement is entered into on the date of signature by Tuscola County, MI located at 125 West Lincoln Street, Caro, MI 48723 and Amalgam LLC, located at 624 South Fancher Street Mount Pleasant, Michigan, 48858, and (collectively referred to as the "Parties").

The purpose of this Agreement is to specify the responsibilities of the parties in respect to the Fetch Web Application Services. Tuscola County is seeking to update its existing land information service, which provides fee access to land information to a wide range of users. Tuscola County is seeking a new service that provides users with existing subscription and credit options, in addition to transferring existing user's subscription balances into the new system.

Amalgam LLC shall provide Tuscola County with a Fetch Web Application Service for land information. The Fetch Web Application Service will transfer existing subscription balances and offer existing subscription and credit options to users. Amalgam LLC shall provide the Fetch Web Application Service as a Fee Access service with optional login access to grant free use of the service to select users.

1. Project Overview

Fetch Web Application Service

Amalgam LLC will develop a Fetch Web Application Service for Tuscola County that includes a land information service. Amalgam LLC will host the Tuscola County Fetch Web Application Service on dedicated servers in a secure environment. The Tuscola County Fetch Service will be a Fee Access service, which enables users to access detailed information, maps and reports upon payment of a fee.

Amalgam LLC will integrate Tuscola County's existing subscription and credit options and account holders into the Fetch Web Application Service. The remaining balance of existing Tuscola County subscription holders will be pro rated by date to determine the remaining value of the subscription that is transferred to the new Fetch Web Application Service. Amalgam LLC will recover

the remaining value of subscription holders that is transferred to the new Fetch Web Application Service through future fees generated by the system.

Amalgam LLC's hosting services include dedicated servers in a secure facility with redundant power supply and backup systems, in addition to failover systems and emergency generators for power. Amalgam LLC will provide all technical support and monitoring of map servers and associated applications.

1. Project Schedule: Amalgam LLC will complete the Fetch Web Application Service in a period of four to six weeks. Project timelines commence upon the execution date of this contract.

2. Responsibilities of Amalgam LLC:

- A. Amalgam LLC will develop and host a Fetch Web Application Service for Tuscola County that includes land information service.
- B. Amalgam LLC will develop the Fetch Web Application Service as a Fee Access system.
- C. Amalgam LLC will transfer existing Tuscola County subscription holders into the new Fetch Web Application Service.
- D. Amalgam LLC will integrate existing Tuscola County subscription and credit options into the new Fetch Web Application Service.
- E. Amalgam LLC will provide support for map servers and applications including future application updates.
- F. Amalgam LLC will provide Tuscola County with login credentials that enable open access to the Fetch Web Application Service by county personnel and other government and related personnel designated by the county.
- G. Amalgam LLC will provide semi annual reports to Tuscola County regarding fees generated by the Fetch Web Application Service. Reports will be issued on or about January 1 and July 1 of each year.
- H. Amalgam LLC will maintain open communications with Tuscola County.

3. Responsibilities of Tuscola County:

- A. Tuscola County will work with Amalgam LLC to undertake the objectives of this project.

- B. Tuscola County will provide information required to complete project tasks in a timely manner at no cost to Amalgam LLC.
 - C. Tuscola County will be responsible for maintaining safe and secure login credentials for users that are granted open access to the Fetch Web Application Service.
 - D. Tuscola County will maintain open communications with Amalgam LLC to promote a transparent relationship.
4. **Cost Recovery:** Amalgam LLC shall recover the cost of the Fee Access Fetch Web Application Service by retaining a percentage of fees generated by the service. The remainder of the fees generated by the service shall be paid to Tuscola County as license fees on a semi annual basis.

Amalgam LLC shall recover costs related to transferring existing account holder balances to the new Fetch Web Application Service. Balances shall be pro-rated by time remaining to determine a transfer value.

- Tuscola County agrees that Amalgam LLC shall retain thirty-three percent (32%) of fees generated by the service.
- Tuscola County agrees that Amalgam LLC shall recover costs associated with existing Tuscola County subscription holders balances transferred to the new Fetch Web Application Service as displayed below:

○ Transfer of remaining credits:	\$1200.00
○ Transfer of remaining subscriptions:	\$2,400.00
○ TOTAL TRANSFER COST:	\$3,600.00

- Amalgam LLC agrees to provide Tuscola County with semi annual reports detailing fees generated by the service. The semi annual report shall also include payment of a license fee to Tuscola County for sixty-eight percent (68%) of the fees generated by the service over the reporting period.
5. **Change of Project Fee Due To Revisions:** Any revisions to the agreed upon Project by Tuscola County, after the execution of this Contract could result in an increase in the Project Fee. In the event Tuscola County wishes to revise the original Project, Tuscola County shall submit the revised proposal to Amalgam LLC in writing. Amalgam LLC shall then have five (5) business days to provide Tuscola County with an updated Project Fee, if applicable. If the updated fee is acceptable to Tuscola County, then Tuscola County shall sign the updated proposal, which shall become an amendment to this Contract. In the event Tuscola County does not accept the updated

Project Fee, then Amalgam LLC shall continue to perform under this original, un-amended, Contract.

6. **Representations of Amalgam LLC:** Amalgam LLC represents that it shall make every effort to ensure that the final Project is technically accurate, based on the information provided to Amalgam LLC by Tuscola County.
7. **Representations of Tuscola County:** Tuscola County represents that it shall be responsible for providing all necessary data, materials or information which Amalgam LLC will need to complete the Project with technical accuracy. Tuscola County acknowledges that Amalgam LLC is not responsible for, nor shall it be held liable for any data, materials, or information, which Tuscola County has supplied to it, which are not accurate or are false, which Amalgam LLC has relied upon for completion of the Project.
8. **Indemnification of Amalgam LLC by Tuscola County:** Tuscola County shall indemnify and hold harmless Amalgam LLC against any and all claims, actions, suits, damages, judgments, charges, costs, or expenses, including legal fees, based upon materials or information supplied by Tuscola County to Amalgam LLC to be used in the Project, including, but not limited to, if such materials or information were the intellectual property of a third party and Tuscola County did not possess the right to them; said materials were the privileged information of a third party and the Tuscola County did not have the legal right to possess said information; or such information was slanderous or misleading.
9. **Mutual Indemnification:** The parties agree to save, defend, indemnify and hold harmless the other, their subsidiaries, affiliates, successors, assigns, officers, directors, shareholders, elected officials, employees and agents from and against all claims, damages, demands, expenses, liabilities and losses for personal injury, including death and property damage for destruction: i) proximately caused by the negligence or intentional act of the indemnifying party or its agents or employees while acting in the scope of their agency and employment; and ii) arising out of the indemnifying parties' performance under this contract or its provision of or use of the service. This provision is not an admission or an assumption of liability to any third party beyond that which is determined by judgment in a court of competent jurisdiction under the laws of the State of Michigan. Provided, however, if such injury or damage is caused in whole or in part by the acts or omissions of the indemnified parties, then the indemnification obligation shall be reduced to proportion to the indemnified parties' percentage of responsibility for such injury or damage. The indemnification obligations above shall include the payment of all reasonable attorney fees and expenses of defense not covered through insurance relating to any of the above-referenced claims, damages and losses. In providing the indemnification as set forth above, the parties are

not waiving any defenses otherwise available to them by law. No party shall be responsible for the indemnification obligation set forth above with respect to any indemnified party to the extent that the indemnified party has failed or refused to defend any claim or lawsuit brought against it, having had notice thereof, or to the extent that the indemnified party has waived a defense that was otherwise available by law.

- 10. Termination of Agreement:** This Agreement may be terminated with ninety (90) days written notice by either party. If terminated, Tuscola County agrees that Amalgam LLC shall recover the provision of the Fetch Web Application and Fee Access service.
- 11. Other Agreements:** This Agreement constitutes the entire agreement between the parties, and all prior discussions, agreements, and understanding, whether verbal or in writing, and are hereby merged into this Agreement.
- 12. Amendment or Modification of this Contract:** This Contract may be amended or modified only by a written instrument of the Parties.
- 13. Assignment:** This Contract may not be assigned by either Party without the prior written consent of the other Party.
- 14. Force Majeure:** Amalgam LLC shall not be deemed to be in default or otherwise responsible for delays or failures in performance resulting from acts of God, acts of war or civil disturbance, epidemics, accidents, governmental action or inaction, fires, earthquakes, unavailability of labor, strikes or other labor difficulties, materials, power or communication, acts of terrorism, or other causes beyond Amalgam LLC reasonable control.
- 15. Independent Contractor:** The relationship between Amalgam LLC and Tuscola County shall at all times and to the full extent recognized by law that of an independent contractor. Tuscola County understands and acknowledges that neither it nor any of its employees or agents shall be deemed to be employees of Amalgam LLC. Amalgam LLC understands and acknowledges that neither it nor any of its employees or agents shall be deemed to be employees of Tuscola County.
- 16. Choice of Law:** This Contract has been drafted under the laws of the State of Michigan, and such state law shall control with regard to any dispute hereunder.
- 17. Contact:** The contact person for Amalgam LLC is Ken Curry, Partner, Amalgam LLC, Mount Pleasant, Michigan 48858, telephone (989) 400-8702. The contact person for Tuscola County is Walter Schlichting, Equalization

Director, Tuscola County, 125 West Lincoln Street, Caro, MI 48723,
telephone (989) 672-3833.

18. Binding: The signatories affirm that they have authority to bind their
respective parties to this Agreement.

**AMALGAM LLC, a Michigan
Limited Liability Company**

TUSCOLA COUNTY, MICHIGAN

By: 
Ken Curry

By: _____

Title: Partner

Title:

Date: _____

Date: _____

#6

Mike Hoagland

From: Margie A. White [mwhite@tuscolacounty.org]
Sent: Thursday, October 06, 2011 1:50 PM
To: mhoagland@tuscolacounty.org
Subject: Embosser

Mike,

The electric embosser we used to apply the Circuit Court seal to court documents has been defunct for some time. The staff has been using an old hand embosser and that is becoming worn out as well, say nothing about how cumbersome and time-consuming it is to use. The sheer volume of documents necessitates an electric embosser. I have two bids to replace the electric embosser: \$1645 from Sand Scripts and \$929 from Southern. We've been frugal with our #727 purchases....through August, less than 35% has been expended. So I am requesting approval to purchase and charge to my #727 account.

Please add my request to next Thursday's Committee of the Whole docket.

Thanks!

Margie

Margie A. White
Tuscola County Clerk
440 N. State St.
Caro, MI 48723
989.672.3780 office
989.672.4266 fax
989.205.9739 cell

TUSCOLA COUNTY BOARD OF COMMISSIONERS

125 W. Lincoln Street
Suite 500
Caro, MI 48723

Telephone: 989-672-3700
Fax: 989-672-4011

RESOLUTION IN SUPPORT OF GUARANTEED REVENUE REPLACEMENT SHOULD THE STATE REPEAL PERSONAL PROPERTY TAXES

WHEREAS, Tuscola and other Michigan counties provide crucial services on behalf of state government, as evidenced by the delivery of road patrol services, corrections, foster care, clean water, food safety, the judicial system, etc.; and

WHEREAS, Years of declining property tax and other vital local revenues along with cuts to critical state revenues to Tuscola and other Michigan counties, coupled with unfunded state mandated services have placed Michigan counties in a position of financial stress; and

WHEREAS, The state has a poor track record of fulfilling its statutory promises for its share of funding for revenue sharing, payment in lieu of taxes (PILT), public health, Medicaid reimbursement, and county jail reimbursement which places an unfair burden on Tuscola and other Michigan counties; and

WHEREAS, Personal property tax revenue represents approximately 7% (or \$100,760,563) of county's total taxable value; and generates approximately **\$855,000** in property tax revenue (**\$394,000** for general fund operations and **\$461,000** for eight special revenue funds); and

WHEREAS, The elimination of personal property taxes without replacement revenue is financially unrealistic and would seriously harm Tuscola and other counties ability to provide mandated services to the public causing even more problems; and

WHEREAS, Michigan counties are mandated by the state to pay for the state's court system with local taxpayer dollars; and

WHEREAS, Michigan counties cannot continue to operate if the critical revenue from personal property taxes is not fully replaced with a constitutionally guaranteed revenue source;

NOW THEREFORE BE IT RESOLVED that the Tuscola County Board of Commissioners urges the legislature and the Governor to retain the personal property tax until such time as the residents of Michigan vote in favor of a constitutional amendment that will fully replace the revenues lost from the repeal of personal property taxes; and

BE IT FURTHER RESOLVED that this resolution be distributed to the Governor, Senator Green, Representative Damrow, and the Michigan Association of Counties for their consideration and equitable action.

ADOPTED THIS _____ DAY OF _____, 2007

ATTEST:

**COUNTY OF TUSCOLA
[PROPOSED] ORV ORDINANCE**

An ordinance adopted for the purpose of authorizing and regulating the operation of off road vehicles (ORVs) on roads in Tuscola County, for the purpose of providing penalties for the violation thereof, and for the distribution of public funds resulting from those penalties pursuant to 2011 PA 107, MCL 324.81131.

THE COUNTY OF TUSCOLA ORDAINS:

Section 1. As used in this ordinance, the following definitions shall apply:

- a) "County" means the County of Tuscola.
- b) "Driver license" means an operator's or chauffeur's license or permit issued to an individual by the Secretary of State under chapter III of the Michigan vehicle code, 1949 PA 300, MCL 257.301 to 257.329, for that individual to operate a vehicle, whether or not conditions are attached to the license or permit.
- c) "Operate" means to ride in or on, and be in actual physical control of the operation of an ORV.
- d) "Operator" means a person who operates or is in actual physical control of the operation of an ORV.
- e) "ORV" means a motor driven off road recreation vehicle capable of cross country travel without benefit of a road or trail, on or immediately over land, snow, ice, marsh, swampland, or other natural terrain. ORV or vehicle includes, but is not limited to, a multitrack or multiwheel drive vehicle, an ATV, a motorcycle or related 2-wheel, 3-wheel, or 4-wheel vehicle, an amphibious machine, a ground effect air cushion vehicle, or other means of transportation deriving motive power from a source other than muscle or wind. ORV or vehicle does not include a registered snowmobile, a farm vehicle being used for farming, a vehicle used for military, fire, emergency, or law enforcement purposes, a vehicle owned and operated by a utility company or an oil or gas company when performing maintenance on its facilities or on property over which it has an easement, a construction or logging vehicle used in performance of its common function, or a registered aircraft.
- f) "Road" means a county primary road or county local road as described in section 5 of 1951 PA 1951, MCL 247.655.
- g) "Road Commission" means the Board of County Road Commissioners for the County of Tuscola.
- h) "Safety certificate" means a certificate issued pursuant to 1994 PA 451 as amended, MCL 324.81129, or a comparable ORV safety certificate issued under the authority of another state or a province of Canada.

- i) "Street" means a city or village major street or village local street as described in section 9 of 1951 PA 51, MCL 247.659.
- j) "Township" means an individual township within the County of Tuscola.
- k) "Township board" means a board of trustees of any township within the County of Tuscola.
- l) "Visual supervision" means the direct observation of the operator with the unaided or normally corrected eye, where the observer is able to come to the immediate aid of the operator.

Section 2. An ORV may be operated on the far right of the maintained portion of a road within the County with these exceptions:

- a) Provided however, that in the event that either the Road Commission has CLOSED, or in the event a Township has adopted an Ordinance or Resolution which CLOSED, certain road(s) to ORV use, pursuant to MCL 324.81131(4), operation otherwise permitted under this Ordinance shall not be considered authorized, with respect to such closed road(s).
- b) This Ordinance is not intended to authorize the operation of an ORV on a street or highway which is under jurisdiction of a municipality, nor upon a State Trunkline Highway.

Section 3. The Road Commission may close no more than 30% of the total linear miles of roads in the County to protect the environment or if the operation of ORVs pose a particular and demonstrable threat to public safety. The Road Commission may not close a municipal street to ORVs opened under MCL 324.81131 subsection 5.

Section 4. An ORV may not be operated on the road surface, roadway, shoulder or right-of-way of any state or federal highway in the County.

Section 5. Except as set forth herein or otherwise provided by law, an ORV meeting all of the following conditions may be operated on a road or street in the County:

- a) At a speed of no more than 25 miles per hour or a lower posted ORV speed limit.
- b) By a person not less than 12 years of age.
- c) With the flow of traffic.
- d) In a manner which does not interfere with traffic on the road or street.
- e) Traveling single file except when overtaking and passing another ORV.
- f) When visibility is not substantially reduced due to weather conditions.

- g) While displaying a lighted headlight and lighted taillight at all hours.
- h) While the operator and each passenger is wearing a crash helmet and protective eyewear approved by the United States Department of Transportation unless the vehicle is equipped with a roof that meets or exceeds standards for a crash helmet and the operator and each passenger is wearing a properly adjusted and fastened seat belt.
- i) With a throttle so designed that when the pressure used to advance the throttle is removed, the engine speed will immediately and automatically return to idle.
- j) While the ORV is equipped with a spark arrester type United States Forest Service approved muffler in good working order and in constant operation.
- k) Pursuant to noise emission standards defined by law.

Section 6. A child less than 18 years of age shall not operate an ORV on a road in the County unless the child is in possession of a valid driver license or under the direct visual supervision of a parent or guardian and the child has in his or her immediate possession a Michigan issued ORV safety certificate or a comparable ORV safety certificate issued under the authority of another state or a province of Canada.

Section 7. Unless a person possesses a valid driver's license, a person shall not operate an ORV on a Road or Street in the County if the ORV is registered as a motor vehicle and is either more than 60 inches wide or has three wheels.

Section 8. The Road Commission, the County Board of Commissioners, and the County are immune from tort liability for injuries or damages sustained by any person arising in any way out of the operation or use of an ORV on maintained or unmaintained roads, streets, shoulders, and rights-of-way over which the Road Commission or the County Board of Commissioners has jurisdiction.

Section 9. In a court action in this state, if competent evidence demonstrates that a vehicle is permitted to operate on a road or street pursuant to the code was in a collision with an ORV required to be operated on the far right of the maintained portion of a road or street pursuant to this ordinance, the operator of the ORV shall be considered prima facie negligent.

Section 10. Any person who violates this Ordinance is guilty of a municipal civil infraction and may be ordered to pay a civil fine of not more that \$500.00.

Section 11. In addition to the penalties under Section 10 of this Ordinance, a court may order a person who causes damage to the environment, a road or other property as a result of the operation of an ORV to pay full restitution for that damage above and beyond the penalties paid for civil fines.

Section 12. The County Treasurer shall deposit all fines and damages collected under this ordinance into a fund to be designated as the ORV fund. The County Board of

Commissioners shall appropriate revenue in the ORV fund as specified in MCL 324.81131 (14):

- a) Fifty percent to the Road Commission for repairing damage to roads and the environment that may have been caused by ORVs, and for posting signs indicating ORV speed limits, or indicating whether roads are opened or closed to the operation of ORVs.
- b) Fifty percent to the County Sheriff for ORV enforcement and training.

Section 13. An ORV may only be operated on Roads between the hours of 5:00 am and 10:00 pm.

Section 14. Should a portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

Section 15. This ordinance becomes effective after publication and expiration of the time prescribed by law.

This Ordinance is adopted by action of the County of Tuscola Board of Commissioners this ____ day of _____ 2011.

Chairperson

CERTIFICATION

I, _____, Clerk of the County of Tuscola, do hereby certify that this is a true and correct copy of the Ordinance duly adopted by the County of Tuscola Board of Commissioners on the ____ day of _____ 2011.

Clerk

NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT (EXCERPT)
Act 451 of 1994

324.81131 Ordinance allowing disabled person to operate ORV; notice of public hearing; closure of road to operation of ORVs; operation of ORV with flow of traffic; maintaining road or street not required; immunity from liability; "gross negligence" defined; operator of ORV as prima facie negligent; violation as municipal civil infraction; deposit of fines; definitions.

Sec. 81131. (1) A municipality may pass an ordinance allowing a permanently disabled person to operate an ORV in that municipality.

(2) Subject to subsection (4), the county board of commissioners of an eligible county may adopt an ordinance authorizing the operation of ORVs on the maintained portion of 1 or more roads located within the county. Not less than 45 days before a public hearing on the ordinance, the county clerk shall send notice of the public hearing, by certified mail, to the county road commission and, if state forestland is located within the county, to the department.

(3) Subject to subsection (4), the township board of a township located in an eligible county may adopt an ordinance authorizing the operation of ORVs on the maintained portion of 1 or more roads located within the township. Not less than 28 days before a public hearing on the ordinance, the township clerk shall send notice of the public hearing, by certified mail, to the county road commission and, if state forestland is located within the township, to the department. This subsection does not apply to a township until 1 year after the effective date of the amendatory act that first defined eligible county so as to include the county in which that township is located.

(4) The board of county road commissioners may close a road to the operation of ORVs under subsection (2) or (3) to protect the environment or if the operation of ORVs under subsection (2) or (3) poses a particular and demonstrable threat to public safety. A county road commission shall not under this subsection close more than 30% of the linear miles of roads located within the county to the operation of ORVs under subsection (2) or (3). The township board of a township located in an eligible county may adopt an ordinance to close a road to the operation of ORVs under subsection (2).

(5) The legislative body of a municipality located in an eligible county may adopt an ordinance authorizing the operation of ORVs on the maintained portion of 1 or more streets within the municipality.

(6) Subject to subsection (4), if a local unit of government adopts an ordinance pursuant to subsection (2), (3), or (5), a person may operate an ORV with the flow of traffic on the far right of the maintained portion of the road or street covered by the ordinance. A person shall not operate an ORV pursuant to subsection (2), (3), or (5) at a speed greater than 25 miles per hour or a lower posted ORV speed limit or in a manner that interferes with traffic on the road or street.

(7) Unless the person possesses a license as defined in section 25 of the Michigan vehicle code, 1949 PA 300, MCL 257.25, a person shall not operate an ORV pursuant to subsection (2), (3), or (5) if the ORV is registered as a motor vehicle under chapter II of the Michigan vehicle code, 1949 PA 300, MCL 257.201 to 257.259, and either is more than 60 inches wide or has 3 wheels. ORVs operated pursuant to subsection (2), (3), or (5) shall travel single file, except that an ORV may travel abreast of another ORV when it is overtaking and passing, or being overtaken and passed by, another ORV.

(8) A person shall not operate an ORV pursuant to this section without displaying a lighted headlight and lighted taillight.

(9) A person under 18 years of age shall not operate an ORV pursuant to this section unless the person is in possession of a valid driver license or under the direct supervision of a parent or guardian and the person has in his or her immediate possession an ORV safety certificate issued pursuant to this part or a comparable ORV safety certificate issued under the authority of another state or a province of Canada. A person under 12 years of age shall not operate an ORV pursuant to this section. The requirements of this subsection are in addition to any applicable requirements of section 81129.

(10) A township that has authorized the operation of ORVs on a road under subsection (3) does not have a duty to maintain the road in a condition reasonably safe and convenient for the operation of ORVs. A board of county road commissioners, a county board of commissioners, or a municipality does not have a duty to maintain a road or street under its jurisdiction in a condition reasonably safe and convenient for the operation of ORVs, except the following ORVs:

(a) ORVs registered as motor vehicles as provided in the code.

(b) ORVs permitted by an ordinance as provided in subsection (1).

(11) Beginning October 19, 1993, a board of county road commissioners, a county board of commissioners, and a county are, and, beginning on April 25, 1995, a municipality is, immune from tort

liability for injuries or damages sustained by any person arising in any way out of the operation or use of an ORV on maintained or unmaintained roads, streets, shoulders, and rights-of-way over which the board of county road commissioners, the county board of commissioners, or the municipality has jurisdiction. The immunity provided by this subsection does not apply to actions that constitute gross negligence. As used in this subsection, "gross negligence" means conduct so reckless as to demonstrate a substantial lack of concern for whether an injury results.

(12) In a court action in this state, if competent evidence demonstrates that a vehicle that is permitted to operate on a road or street pursuant to the code was in a collision with an ORV required to be operated on the far right of the maintained portion of a road or street pursuant to an ordinance adopted under subsection (2), (3), or (5), the operator of the ORV shall be considered prima facie negligent.

(13) A violation of an ordinance described in this section is a municipal civil infraction. The ordinance may provide for a maximum fine of not more than \$500.00 for a violation of the ordinance. In addition, the court shall order the defendant to pay the cost of repairing any damage to the environment, a road or street, or public property damaged as a result of the violation.

(14) The treasurer of the local unit of government shall deposit fines collected by that local unit of government under section 8379 of the revised judicature act of 1961, 1961 PA 236, MCL 600.8379, and subsection (13) and damages collected under subsection (13) into a fund to be designated as the "ORV fund". The legislative body of the local unit of government shall appropriate revenue in the ORV fund as follows:

(a) Fifty percent to the county sheriff or police department responsible for law enforcement in the local unit of government for ORV enforcement and training.

(b) Fifty percent to the board of county road commissioners or, in the case of a city or village, to the department responsible for street maintenance in the city or village, for repairing damage to roads or streets and the environment that may have been caused by ORVs and for posting signs indicating ORV speed limits or indicating whether roads or streets are open or closed to the operation of ORVs under this section.

(15) As used in this section:

(a) "Eligible county" means any of the following:

(i) Oceana, Newaygo, Montcalm, Gratiot, Saginaw, Tuscola, or Sanilac county or a county lying north thereof, including all of the counties of the Upper Peninsula.

(ii) St. Clair county.

(b) "Local unit of government" means a county, township, or municipality.

(c) "Municipality" means a city or village.

(d) "Road" means a county primary road or county local road as described in section 5 of 1951 PA 51, MCL 247.655.

(e) "Street" means a city or village major street or city or village local street as described in section 9 of 1951 PA 51, MCL 247.659.

History: Add. 1995, Act 58, Imd. Eff. May 24, 1995;—Am. 2008, Act 240, Imd. Eff. July 17, 2008;—Am. 2009, Act 175, Imd. Eff. Dec. 15, 2009;—Am. 2011, Act 107, Imd. Eff. July 19, 2011.

Popular name: Act 451

Popular name: NREPA

Popular name: Off-Road Vehicle Act

Popular name: ORV

DRAFT
Tuscola County Board of Commissioners
Committee of the Whole Minutes
Thursday, September 29, 2011
HH Purdy Building
125 W. Lincoln, Caro, MI
8:04 PM

Commissioners present: Bardwell, Kern, Petzold, Peterson. Also present: Michael Hoagland, Margie White, Mike Miller, Mary Drier

Finance

2012 County Budget Development – a work in progress. Use the next COW meeting to focus on.

Amendment to Road Patrol Fund for Foundation Grant - for sting operations (see consent agenda resolution)

Senior Advisory Committee Stipend – Commissioner Kern requested the Board allow members to receive a \$20 stipend to be paid out of the Senior Millage Fund (see consent agenda resolution to build into 2012 budget)

Secondary/On-Going Finance Items

1. Intergovernmental Joint Service Delivery
2. Circuit Court Collections Plan
3. Development of State Recommended County Financial Information
4. County Hiring Freeze – Reducing Cost Through Attrition
5. GIS Parcel Layer – Amalgam LLC
6. ATM Machines
7. 2010 Audit (Comprehensive Annual financial Report) Comments
8. NACo - Rural Action Caucus Program and Fund Raising
9. Coordination of Issues Through MAC
 - Personal Property Tax
 - Wind Energy Taxation and Revenue Potential
 - State Revenue as a Percent of Total Court Expenditures – Requested by MAC

Personnel

Analysis Demonstrating County Complies with SB 7 Using the Capped Rates Method – the committee reviewed the analysis which states the county is below the “hard cap”. The only concern is the Health Department may not be.

Secondary/On-Going Personnel Items

1. New Hire Wage/Fringe Benefits
2. Circuit/Family Court Personnel Policies
3. Alternative Health Department - Health Insurance Program
4. State Law Regarding Maximum County Payment for Health Insurance

Building and Grounds

Off-Road Vehicles Draft Ordinance – distribute to the townships.

Car Deer Accident Requested Information – the committee reviewed the Huron County contract which pays \$22.50 per deer. Also the CRAM policy was reviewed. Nothing more will be done.

Secondary/On-Going Building and Grounds Items

1. Potential Sheriff Department Tower Replacement
1. Agricultural Irrigation and Residential Wells
2. Office Space Project
2. Purdy Building Security

Correspondence/Other Business as Necessary

Public Comment Period - none

Other Business as Necessary

2011 Update Regarding Major County Work Activities

Request to add United Way brochures to paychecks – it was decided to deny the request.

Chaplain's Corp – the sheriff is requesting approval to initiate to serve and assist deputies and police officers in the county. The sheriff will address the committee Oct. 13.

Meeting adjourned at 8:38 p.m.

Margie A. White
Tuscola County Clerk

**Statutory Finance Committee Minutes
Thursday, September 29, 2011
HH Purdy Building
125 W. Lincoln St., Caro, MI**

Called to order: 8:39 p.m.

Commissioners present: Bardwell, Kern, Peterson, Petzold

Also present: Michael Hoagland, Margie White, Mary Drier, Mary Drier

Claims and per diems were reviewed and approved

Public Comment - none

Meeting adjourned at 8:44 p.m.

Margie A. White
Tuscola County Clerk

#10

MANAGER
BRENT D. MORGAN
CLERK/TREASURER
KAREN J. SNIDER
ATTORNEY
GARY CREWS

CITY OF CARO

317 SOUTH STATE STREET
CARO, MICHIGAN 48723
PHONE: 989-673-2226
FAX: 989-673-7310
WEB PAGE: carocity.net

MAYOR:
TOM STRIFFLER
COUNCIL:
RICHARD POULIOT
(PRO TEM)
JOE GREENE
MICHAEL HENRY
CHARLOTTE KISH
AMANDA LANGMAID
RICK LIPAN

September 28, 2011

Ms Margie White
Tuscola County Clerk
125 W Lincoln St
Caro MI 48723

RE: Application for Industrial Facilities Exemption Certificate

Dear Ms White:

MI-Tech Tooling Inc has filed an application for an Industrial Facilities Exemption Certificate (tax abatement) pursuant to Michigan Public Act 198 of the Michigan Public Acts of 1974.

The public hearing on this application has been scheduled for Monday, October 17, 2011 at 7:30 p.m. to be held at the Caro Municipal Building, Council Chambers, 317 S State Street, Caro, Michigan. Since the taxes collected by your unit of government could be affected by this application, you are invited to attend this public hearing or let your comments be known by putting them in writing and mailing them to the City Clerk at the above address prior to the hearing. Any comments received will be read at the public hearing and become a part of the minutes.

If you have any questions, please call me at (989) 673-7671 or you can address any specific questions to Brent Morgan, City Manager at (989) 673-7671.

Sincerely,



Karen J Snider
City of Caro
Clerk/Treasurer

Cc: MI-Tech Tooling Inc
City of Caro

September 15, 2011

A regular meeting of the Board was held in their offices at 1733 S. Mertz Rd., Caro, Michigan on Thursday, September 15, 2011 at 8:00 A.M.

Present: Road Commissioners John Laurie, Gary Parsell, Julie Matuszak, and Pat Sheridan; County Highway Engineer Michele Zaverucha, Superintendent/Manager Jay Tuckey, Director of Finance/Secretary-Clerk Michael Tuckey.

Absent: Road Commissioner Mike Zwerk.

Motion by Parsell seconded by Matuszak that the minutes of the September 1, 2011 regular meeting of the Board be approved. Sheridan, Matuszak, Parsell, Laurie --- Carried.

Payroll in the amount of \$100,258.35 and bills in the amount of \$591,335.17 covered by voucher #11-31 were presented and audited.

Motion by Matuszak seconded by Parsell that the payroll and bills be approved. Sheridan, Matuszak, Parsell, Laurie --- Carried.

Brief Public Comment Segment:
None.

Motion by Sheridan seconded by Parsell that the bids for three (3) New Pickup Trucks taken and accepted at the last regular meeting of the Board be awarded to Moore Motor Sales. Sheridan, Matuszak, Parsell, Laurie --- Carried.

Motion by Sheridan seconded by Matuszak that the bids for one (1) New Engineering Vehicle taken and accepted at the last regular meeting of the Board be awarded to Bell-Wasik, Inc. Sheridan, Matuszak, Parsell, Laurie --- Carried.

Motion by Gary Parsell seconded by Julie Matuszak to authorize Chairman John Laurie and Vice Chairman Gary Parsell to sign the Michigan Department of Transportation Contract #11-5545 for the performance of preliminary engineering activities for the road work along Ormes Road from Reese Road to Bray Road and all together with necessary related work. Sheridan, Matuszak, Parsell, Laurie --- Carried.

At 8:15 A.M. the following proposals were opened for furnishing Chloride Sand for the 2011-12 winter season:

<u>Company</u>	<u>Delivered To</u>
Mark Martin & Sons, Inc.	<u>All TCRC Garages</u> \$ 11.95/ton
Thumb Aggregates, Inc.	13.00/ton

Motion by Parsell seconded by Sheridan that the proposals for furnishing Chloride Sand for the 2011-12 winter season be accepted and purchases made in the best interest of the Tuscola County Road Commission. Sheridan, Matuszak, Parsell, Laurie --- Carried.

Management and the Board further discussed plans for replacing the County Weighmaster position. Management continues to review the duties of a County Weighmaster and is waiting for a current legal opinion from the Tuscola County Prosecuting Attorney. In the meantime, the Board recommends inviting the Tuscola County Sheriff to attend the next regular meeting of the Board to further discuss options for filling the vacant position.

Management and the Board further discussed the Road Commission's group health insurance plan. Management continues to work with the newly assigned Agent and will present a proposed plan revision at the next regular meeting of the Board.

Management presented to the Board three letters of retirement, two from Hourly Employees at the Deford Division and one from the County Weighmaster. Management and the Board also discussed employee relations at the Deford Division between the Hourly Employees and the Division Foreman. Superintendent/Manager Jay Tuckey made recommendations of staff position transfers within the organization. After further discussion, the following two motions were introduced:

Motion by Parsell seconded by Matuszak that the Tuscola County Road Commission position of Assistant Superintendent be eliminated from the organizational chart effective immediately. Sheridan, Matuszak, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Sheridan to approve the recommendation of the Superintendent/Manager that Mr. Ron Spaulding be transferred from the position of Deford Division Foreman to the position of State Highway Foreman when the position becomes available with the pending retirement of the current State Highway Foreman in the year 2012; and that the Superintendent/Manager meet with the Deford Division Foreman and the Deford retiring Hourly Employees to discuss the proposed staff position transfers within the organization. Sheridan, Matuszak, Parsell, Laurie --- Carried.

County Highway Engineer Zawerucha reported to the Board that the Arbela Township Board requested an Engineer Review for a bus stop at 8399 Birch Run Road on behalf of the Millington School District. Due to a hill blocking adequate visibility of the bus for westbound traffic and the school not being able to justify relocating the stop location, Zawerucha recommends installing a "Bus Stop Ahead" sign on Birch Run Road approximately 2,500 feet east of Barkley Road. After discussion, the following motion was introduced:

Motion by Parsell seconded by Sheridan to approve the installation of a "Bus Stop Ahead" sign on Birch Run Road east of Barkley Road as requested by the Arbela Township Board. Sheridan, Matuszak, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Matuszak that the meeting be adjourned at 9:50 A.M. Sheridan, Matuszak, Parsell, Laurie --- Carried.

Chairman

Secretary-Clerk of the Board

HUMAN DEVELOPMENT COMMISSION
Board of Directors Meeting
September 21, 2011
3 p.m.

#12

PRESENT: Della Hammond, Chris Taylor, Bob Sugden, Carl Holmes, Jerry Peterson, Tom Kern, John Espinoza, Bob Wood, George Loomis, Steve Vaughan, Elmer Bussema, Linda Jarvis

ABSENT: Judge Kim Glaspie (excused), Al Long (excused), Bill Butler (excused), John Merriman (excused), Grace Temple (excused), Cindy McDonnell (excused), David Eady (excused), Jamie Daws (excused), Ron Wruble (excused)

STAFF: Lori Offenbecher, Brian Neuville, Becky Hassler, Lisa Meyer, Wendy Falls, Lori Ertman

Chairperson Hammond convened the meeting at 3 p.m. Roll was called and a quorum established. The Pledge of Allegiance and introduction of staff followed.

Motion by to accept the August 17, 2011 Board of Directors minutes as mailed. Motion carried.

TIME FOR PUBLIC - There were no comments from the public.

CHAIRPERSON'S REPORT

The Board Pass-Around Folder was distributed and contained; 1) agency response to the Department of Housing & Urban Development Performance Review Report, 2) DOE ARRA (Weatherization Program) Desk Review Monitoring Report, 3) correspondence from the agency's legal counsel to the previous owner of the Cook Drive property in Bad Axe, 4) WFW Flyer/Pledge Sheet, and 5) Bay Shore Camp Auction flyer.

Chairperson Hammond asked those Board members who had not completed the revised Board of Director Conflict of Interest Agreement and Disclosure and Debarment Certification, to please do so by the end of the meeting. Members were also reminded to return their Endowment Raffle Ticket stubs no later than October 19.

Chairperson Hammond advised that an Executive/Finance & Audit Committee meeting would be held prior to the October Board meeting in order that members could become acquainted with the agency's new auditors, Yeo & Yeo.

Chairperson Hammond stated that she, Chris Taylor and Lori Offenbecher had attended the Community Action Partnership Conference held in August. The three attendees provided highlights of the workshops they attended and voiced their overall assessment that it was a most beneficial conference.

Motion by Bob Wood, seconded by Chris Taylor, to accept the Chairperson's Report as presented. Motion carried.

FINANCE REPORT

Mr. Neuville highlighted the August 2011 Finance Report which reflected monthly expenditures of \$1,012,098 and an agency budget of \$16.5 million. He also noted that representatives of Yeo & Yeo had visited the agency to become acquainted with staff.

Motion by Jerry Peterson, seconded by Carl Holmes, to accept the Finance Report as presented. Motion carried.

PLANNING/EVALUATION COMMITTEE

Mr. Peterson presented proposals which the Committee had recommended be submitted for funding.

Motion by Jerry Peterson, seconded by Bob Sugden, to submit the proposals as recommended by the Planning/Evaluation Committee. Motion carried.

Committee members were apprised that the agency would receive; 1) \$276,500 in LIHEAP Crisis Assistance funding from the Michigan Department of Human Services to provide deliverable fuels to customers in the four-county service area between September 15, 2011 and August 31, 2012, and 2) \$15,166 from the Corporation for National and Community Service, Retired and Senior Volunteer Program to support RSVP activities in Huron, Sanilac, and Tuscola Counties. It was also noted that the agency's Early Childhood Reading Grant application submitted to Target was not selected for funding.

Ms. Falls provided information on; 1) the agency's written response to findings/observations which resulted from the U.S. Department of Housing & Urban Development's May, 2011 on-site monitoring visit, and 2) the Department of Energy ARRA (Home Weatherization Program) "Desk Review" monitoring report conducted by the Department of Health & Human Services in August; there were no findings and one administrative recommendation.

Ms. Hassler highlighted the fact that a portion of FY 2011/12 Community Services Block Grant funds would be utilized to provide assistance to communities in the four-county area to meet infrastructure needs. In addition, the agency would implement a new type of Energy Education initiative in that customers who had received energy assistance from the agency more than twice would be required to attend an Energy Education Workshop which would provide resources to assist them in decreasing their energy usage.

Motion by Steve Vaughan, seconded by George Loomis, to accept the Planning/Evaluation Committee report as presented. Motion carried.

DOMESTIC VIOLENCE SERVICES ADVISORY COUNCIL

Ms. Offenbecher highlighted the August 17 Council minutes in which members had recommended an individual for membership on the Council and discussed the upcoming Night to Indulge fundraiser.

Motion by Bob Sugden, seconded by Jerry Peterson, to accept Laura Osborn as a member of the Domestic Violence Services Advisory Council. Motion carried.

Motion by Chris Taylor, seconded by Linda Jarvis, to accept the Domestic Violence Services Advisory Council minutes as presented. Motion carried.

FOSTER GRANDPARENT PROGRAM ADVISORY COUNCIL

Ms. Offenbecher highlighted the minutes of the August 23 minutes noting that fundraising was a major topic of discussion.

Motion by Chris Taylor, seconded by George Loomis, to accept the Foster Grandparent Program Advisory Council minutes as presented. Motion carried.

COMMUNITY SERVICES ADVISORY COUNCIL

Mr. Sugden highlighted the September 14 Council minutes noting that several programmatic reports were provided by members and an individual had been recommended for membership on the Council.

Motion by Bob Sugden, seconded by Linda Jarvis, that Starla Hovey, be accepted as a member of the Community Services Advisory Council. Motion carried.

Motion by Jerry Peterson, seconded by Tom Kern, to accept the Community Services Advisory Council minutes as presented. Motion carried.

SENIOR SERVICES ADVISORY COUNCIL

Mr. Kern highlighted the August 24 Council minutes noting that members had discussed the Tuscola County Dinner Dance to be held September 22.

Motion by Carl Holmes, seconded by Linda Jarvis, to accept the Senior Services Advisory Council minutes as presented. Motion carried.

CARO TRANSIT AUTHORITY

Mr. Taylor reported that the Authority had met on August 31 and approved three MDOT contracts received for the balance of FY 2011 operating funds, maintenance equipment and diagnostic software, and one replacement bus.

It was noted that five staff would be attending the MassTrans Front Line Employee training conference in September and it was related that Head Start bus runs would begin in September for Cass City and Caro, and the Reese school route was also scheduled to begin. Discussion was also held regarding the conversion of transit buses to propane fuel.

Motion by Bob Wood, seconded by Tom Kern, to receive the Caro Transit Authority Report as presented. Motion carried.

AGENCY REPORT

Ms. Offenbecher advised that she met with agency Supervisory Staff that morning to discuss the major changes in the revised Personnel Policies, which were approved by the Board, and would go into effect October 1, 2011.

As noted last month, Ms. Offenbecher stated that she had been appointed to Senator Caswell's Energy Workgroup which was exploring the possible transfer of all state emergency relief and energy programs from the Department of Human Services to another entity by October, 2012. Ragan Cudney, HDC Community Services Manager, was also appointed to attend the Senator's four-day intensive planning session to map out the current state system in order that sound decisions could be made.

She stated that, based on a Court of Appeals decision which determined that it was unlawful for the Michigan Public Service Commission (MPSC) to fund and administer the Low Income Energy Efficiency Fund, the agency's contract with MPSC for the provision of Energy Education and Home Weatherization was terminated August 22.

She also stated that for the 2012 Fiscal Year, the agency would be distributing annual customer satisfaction surveys to 5% of individuals who received emergency services.

Ms. Offenbecher stated that October was Weatherization Month and the State was celebrating October 5 as "Weatherization Day". Michigan CAAs have been asked to set up information booths in the South Wing of the Capital for viewing from 10 a.m. to 2 p.m. HDC has sent invitations to its service area's State Representatives and Senators encouraging them to visit the agency's booth and learn how the Weatherization Program has benefited Michigan's low-income families.

She noted that full census data would be released at the end of the month and the Department of Human Services would be applying this to Michigan CAA's allocation of Community Services Block Grant funds for Fiscal Year 2012. This means some agencies may lose funding and others may gain.

On September 23, the Retired and Senior Volunteer Program will be hosting a recognition luncheon at the Tuscola Technology Center for all our RSVP volunteers who have given of themselves throughout the last year.

Ms. Offenbecher advised that due to performance issues experienced with the Blue Water Center for Independent Living, HDC, as the grantee, had assumed responsibility for all Welcome Home and A Door to Open services. The agency continues to face challenges with both customers and community organizations as it ensures that HUD guidelines are followed.

It was noted that Habitat for Humanity had vacated the Lapeer County Field Office and the agency was proceeding with renovations to the building which would provide for enhanced staff safety.

Members were informed that preliminary planning had begun for the annual Walk for Warmth fundraiser scheduled for February 25, 2012. Board members were encouraged to participate by either obtaining pledges, helping to plan for the event, or assisting on the day of the Walk.

Mr. Neuville advised that the agency had been negotiating its Bad Axe Senior Center lease agreement with the Huron County Board of Commissions.

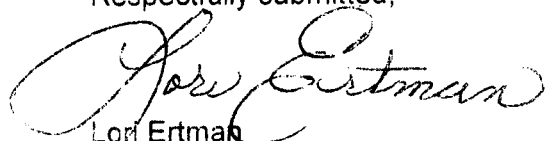
Motion by Tom Kern, seconded by Steve Vaughan, to accept the Agency Report as presented. Motion carried.

PROGRAM PRESENTATION

Members viewed a brief clip regarding poverty in America as televised on a major news program.

Meeting adjourned at 4 p.m.

Respectfully submitted,



Lori Ertman
Director's Assistant