

**TUSCOLA COUNTY BOARD OF COMMISSIONERS
MEETING AGENDA**

THURSDAY, AUGUST 31, 2017 – 8:00 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

- 8:00 A.M. Call to Order – Chairperson Bardwell
Prayer – Pastor Mark Seppo with Vassar Victory Center
(Assembly of God)
Pledge of Allegiance – Commissioner Kirkpatrick
Roll Call – Clerk Fetting
Adoption of Agenda
Action on Previous Meeting Minutes (See Correspondence #1)
Brief Public Comment Period for Agenda Items Only
Consent Agenda Resolution (See Correspondence #2)
New Business
- Health Department Annual Report (previously distributed)
 - Drug Task Force Update (See Correspondence #3)
 - Potential Indigent Dental Program
 - Former Vassar Foundry Update
 - Vanderbilt Park Picnic Table Bids
 - SB386 Proposed Changes to Delinquent Tax Process (See Correspondence #4)
 - Full Faith and Credit Request for Yak North Drain in Reese (See Correspondence #5)
 - APX Sheriff Radio Bids for Homeland Security (See Correspondence #6)
 - Dispatch Roof Bids
 - Pagers Update
 - Dispatch Refilling Vacant Positions (See Correspondence #7)
 - House and Senate Bills Impacting Dispatch (See Correspondence #8)
 - Register of Deeds Compensation Request
 - Indigent Defense Next Steps (See Correspondence #9)
 - GIS Related to Plat Books (See Correspondence #10)
 - Request to Extend CDBG Housing Program (See Correspondence #11)
 - Concern with Property Purchased in Foreclosure
- Old Business
Correspondence/Resolutions

COMMISSIONER LIAISON COMMITTEE REPORTS

BIERLEIN

Genesee Shiawassee Thumb Works
Human Development Commission (HDC)
Recycling Advisory Committee
Local Emergency Planning Committee (LEPC)
Great Start Collaborative Council
Local Unit of Government Activity Report
MAC Board of Directors
Human Services Collaborative Council
MAC Judiciary Committee
Tuscola County College Access Network
MAC Agricultural/Tourism Committee

VAUGHAN

Board of Health
Planning Commission
Economic Development Corp/Brownfield Redevelopment
Local Unit of Government Activity Report
Mid-Michigan Mosquito Control Advisory Committee
Parks and Recreation Commission
Tuscola County Fair Board Liaison

YOUNG

Dispatch Authority Board
County Road Commission Liaison
Board of Public Works
Senior Services Advisory Council
Saginaw Bay Coastal Initiative
Local Unit of Government Activity Report
MAC Agricultural/Tourism Committee
Strategic EDC Planning Committee
Jail Planning Committee
Genesee Shiawassee Thumb Works
Region VI Economic Development Planning
Tuscola 2020

BARDWELL

Economic Development Corp/Brownfield Redevelopment
Caro DDA/TIFA
MAC Finance
MAC 7th District
Local Unit of Government Activity Report
TRIAD
Behavioral Health Systems Board
MAC Workers Comp Board

KIRKPATRICK

Board of Health

Community Corrections Advisory Board

Dept. of Human Services/Medical Care Facility Liaison

MI Renewable Energy Coalition

MEMS All Hazards

MAC Environmental Regulatory – Vice Chair

Cass River Greenways Pathway

Local Unit of Government Activity Report

NACO- Energy, Environment & Land Use

Jail Planning Committee

Saginaw Bay Coastal Initiative

Tuscola In-Sync

Region VI Tourism Discussions

Other Business as Necessary

Extended Public Comment

Adjournment

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 August 10, 2017 Full Board & Statutory Finance Committee Minutes
- #2 Consent Agenda Resolution
- #3 Drug Task Force Update
- #4 Senate Bill 386 Proposed Delinquent Tax Process Changes
- #5 Yax North Drain Full Faith & Credit Request
- #6 APX Sheriff Radio Request for Homeland Security
- #7 Dispatch Hiring Request
- #8 House and Senate Bills Impacting Dispatch
- #9 Indigent Defense Upcoming Webinar, September 14th
- #10 GIS Services Related to Plat Book
- #11 Request to Extend CDBG Housing Program
- #12 August 10, 2017 Road Commission Minutes
- #13 July 27, 2017 Road Commission Minutes
- #14 August 21, 2017 Committee of the Whole Minutes
- #15 August 18, 2017 Health Department Report
- #16 Courthouse Card Readers Information
- #17 Cumulative Wind Tax Legal Costs and Wind Reserves

Draft
TUSCOLA COUNTY BOARD OF COMMISSIONERS
August 10, 2017 Minutes
H. H. Purdy Building

Commissioner Matthew Bierlein 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 10th day of August 2017, to order at 8:00 o'clock a.m. local time.

Prayer – Retired Lt. Colonel Pastor Curt Lapham of Tuscola Riverside

Pledge of Allegiance – Commissioner Bierlein

Roll Call – Clerk Fetting

Commissioners Present: District 1 - Thomas Young, District 3 - Kim Vaughan,
District 4 - Craig Kirkpatrick, District 5 – Matthew Bierlein

Commissioner Absent: District 2 – Thomas Bardwell

Also Present: Mike Hoagland, Clerk Jodi Fetting, Eean Lee, Tisha Jones, Curt Lapham, Register John Bishop, Caryn Michalak, Judge Nancy L. Thane, Irene Waller, Karen Southgate, Val Hartel, Chelsie Peruski, Angie Daniels, Jason Carr

Adoption of Agenda -

17-M-134

Motion by Young, seconded by Vaughan to adopt the agenda as presented.

Motion Carried.

Action on Previous Meeting Minutes -

17-M-135

Motion by Kirkpatrick, seconded by Young to adopt the meeting minutes from the July 27, 2017 meeting. Motion Carried.

Brief Public Comment Period for Agenda Items Only - None

Consent Agenda Resolution -

17-M-136

Motion by Kirkpatrick, seconded by Young that the following Consent Agenda Resolution from the August 7, 2017 Committee of the Whole Meeting be adopted. Motion Carried.

CONSENT AGENDA

- Agenda Reference:** A
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/7/17
- Description of Matter:** Move that the 2017/2018 Child Care Fund Budget including both the Family Court and Department of Health and Human Services divisions as presented at the August 7, 2017 Committee of the Whole meeting be approved and submitted to the state. Also, all appropriate signatures are authorized.
- Agenda Reference:** B
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/7/17
- Description of Matter:** Move that approval is granted to enter into one-year contracts with two independent contractors through the In-Home Program to provide in home services to children and families that have been referred to the Department of Health and Human Services through abuse and neglect. Also, said contracts are authorized for signature.
- Agenda Reference:** C
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/7/17
- Description of Matter:** Move that approval is granted for the Family Court to enter into a one-year contract for a maximum amount of \$30,000 (50% reimbursable from the State Child Care Fund monies) to provide services to parent and youth support groups to keep youth out of residential/detention with said contract to be led by a Master's Level or above therapist. Also, said contracts are authorized for signature.
- Agenda Reference:** D
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/7/17
- Description of Matter:** Move that the county attorney be authorized to send to the Liquor Control Commission to ask if the planned action in the August 3, 2017 communication will clarify the county position regarding Sunday sale of spirits and mixed drinks and beer/wine.
- (Clarifying language to be sent to Liquor Control Commission for review)
1. The sale of spirits and mixed drinks for consumption off the premises shall be prohibited between the hours of 7 a.m. on Sunday and 2 a.m. on Monday in retail establishment licensed

under the Michigan liquor control code of 1998 within the County of Tuscola under the provisions of the law governing the sale of spirits and mixed drinks for consumption.

2. The sale of beer and wine within the County of Tuscola for consumption off the premises shall be prohibited between the hours of 7 a.m. and 12 noon on Sunday.

Agenda Reference: E

Entity Proposing: COMMITTEE OF THE WHOLE 8/7/17

Description of Matter: Move that the 2016 Medical Examiner annual report as presented by Dr. Bush be received and placed on file.

Agenda Reference: F

Entity Proposing: COMMITTEE OF THE WHOLE 8/7/17

Description of Matter: Move that the 2017 overall general fund budget be amended and an overtime account with \$4,000 be established in the Equalization Budget.

Agenda Reference: G

Entity Proposing: COMMITTEE OF THE WHOLE 8/7/17

Description of Matter: Move that authorization is given to lease a Bobcat through the Michigan "MiDeal" program for the county Recycling Operation for 24 months with an option to purchase at the end of the lease period. All costs to be paid from the county recycling fund. Also, all appropriate signatures are authorized.

New Business -

-Review of 2016 County Audit – Anderson, Tuckey, Bernhardt & Doran - Val Hartel and Chelsi Peruski presented to the Board a review of the 2016 County Audit.

17-M-137

Motion by Kirkpatrick, seconded by Young that the 2016 County Audit (Comprehensive Annual Financial Report) as prepared and presented by the independent auditing firm of (Anderson, Tuckey, Bernhardt & Doran) be received and placed on file. Motion Carried.

- Solar Energy Presentation – Jason Carr, Cypress Creek Renewables -
Mr. Carr presented to the Board regarding Solar Energy Farms. Their projects use Solar Photovoltaic Technology.

Recessed at 9:14 a.m.

Reconvened at 9:21 a.m.

- Computer Systems Security Update – County IT Director
Eean Lee updated the Board that Tracy Violet has accepted the IT Security position and will begin on August 14, 2017. Eean also explained steps that have been taken to secure the county's email system and county servers.

- Life and Disability Insurance -

Brown and Brown requested proposals for the life and disability insurance for Tuscola County. Cigna was the low bidder.

17-M-138

Motion by Kirkpatrick, seconded by Young that a two year contract with Cigna who was the low bidder be approved to provide life and disability insurance to the county for the same cost as the current contract which expires on August 31, 2017. Also, all appropriate signatures are authorized. Motion Carried.

Old Business -

-Child Care Fund update - Karen Southgate updated the Board regarding a question from the Monday meeting as to if there is state funds available for contracts. Karen and Caryn Michalak researched and found that there is possibly money available from the state side. The contract would have to be bid out and proceed through a rating process through the state. Karen is going to pursue and will update the Board of any progress.

Correspondence/Resolutions -

-Denmark Township Medical Marihuana Ordinance

COMMISSIONER LIAISON COMMITTEE REPORTS

VAUGHAN

Board of Health

Planning Commission

Economic Development Corp/Brownfield Redevelopment

Local Unit of Government Activity Report

Mid-Michigan Mosquito Control Advisory Committee

Parks and Recreation Commission - Update provided.

Tuscola County Fair Board Liaison

YOUNG

Dispatch Authority Board
County Road Commission Liaison - Meets today.
Board of Public Works
Senior Services Advisory Council
Saginaw Bay Coastal Initiative - Meets in September.
Local Unit of Government Activity Report
MAC Agricultural/Tourism Committee
Strategic EDC Planning Committee
Jail Planning Committee
Genesee Shiawassee Thumb Works
Region VI Economic Development Planning
Tuscola 2020

BARDWELL - absent

Economic Development Corp/Brownfield Redevelopment
Caro DDA/TIFA
MAC Finance
MAC 7th District
Local Unit of Government Activity Report
TRIAD
Behavioral Health Systems Board
MAC Workers Comp Board

KIRKPATRICK

Board of Health - Heroin Task Force has met.
Community Corrections Advisory Board - update provided.
Dept. of Human Services/Medical Care Facility Liaison - Margot Roedel has retired. Mike Bearden has been working on establishing a Foundation. Update provided.
MI Renewable Energy Coalition
MEMS All Hazards
MAC Environmental Regulatory – Vice Chair
Cass River Greenways Pathway
Local Unit of Government Activity Report - Update provided regarding Watertown Township Meeting.
NACO- Energy, Environment & Land Use
Jail Planning Committee
Saginaw Bay Coastal Initiative
Tuscola In-Sync
Region VI Tourism Discussions

BIERLEIN

Genesee Shiawassee Thumb Works - Meets tomorrow.
Human Development Commission (HDC) - Meets next week.
Recycling Advisory Committee - Update provided.
Local Emergency Planning Committee (LEPC)
Great Start Collaborative Council
Local Unit of Government Activity Report - Vassar School Proposal failed by 65 votes.
MAC Board of Directors - Update provided regarding the Washington D.C. trip.
Human Services Collaborative Council
MAC Judiciary Committee
Tuscola County College Access Network -Update provided.
MAC Agricultural/Tourism Committee

Other Business as Necessary -

- Indigent Defense Committee meets today.
- Sheriff Road Patrol and Senior Programs millages passed on August 8, 2017.

Extended Public Comment - None

Meeting adjourned at 10:22 a.m.

Jodi Fetting
Tuscola County Clerk

Statutory Finance Committee Minutes
August 10, 2017
H.H. Purdy Building
125 W. Lincoln St, Caro MI

Meeting called to order at 10:22 a.m.

Commissioners Present: Young, Vaughan, Kirkpatrick, Bierlein

Commissioners Absent: Bardwell

Also Present: Mike Hoagland, Clerk Fetting, Tisha Jones

Claims and Per Diems were reviewed and approved.

Public Comment - None

Meeting adjourned at 10:25 a.m.

Jodi Fetting
Tuscola County Clerk

'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 31st day of August, 2017 at 8:00 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 8/21/17
- Description of Matter:** Move that per the August 15, 2017 memo from the Sheriff that \$61,025 in 2017 road patrol budget amendments are authorized with the use of available fund balance from the road patrol fund as follows:
- \$19,525 to wage and fringe benefit costs for a new deputy with a starting date of September 2, 2017
 - \$4,500 to line items for equipment for the new deputy
 - \$30,000 for a road patrol vehicle

- \$7,000 for a new line item titled academy training to reimburse officers training costs according to previous board action

Agenda Reference: B

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move that the Water Spigot bid for Vanderbilt Park be awarded to Brinkman Excavating who was the low bidder for an amount of \$3,615.

Agenda Reference: C

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move that per the request of the Michigan Liquor Control Commission that the following language be approved to clarify the county position with regard to Sunday off premise sale of beer/wine and spirits:

- The sale of spirits and mixed drinks for consumption off the premises shall be prohibited between the hours of 7 a.m. on Sunday and 2 a.m. on Monday in a retail establishment licensed under the Michigan liquor control code of 1998 within the County of Tuscola under the provisions of the law governing the sale of spirits and mixed drink for consumption.
- The sale of beer and wine within the County of Tuscola for consumption off the premises shall be prohibited between the hours of 7 a.m. and 12 noon on Sunday.

Agenda Reference: D

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move that the 2017 Tax Rate Request Report be amended and approved as submitted by the Equalization Director to incorporate changes for the public approved increases in the Road Patrol and Senior Citizen millages. Also, said report be authorized for signature.

Agenda Reference: E

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move that per the request of the Court Administrator that the 2017 Probate Child Care Fund be amended with the internal transfer of \$60,000 by reducing Private Institutional Care and increasing Other County Detention. (This is only an internal transfer and does not increase the overall budget).

Agenda Reference: F

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move that the Court be authorized to fill a vacant part-time CJO position in the 292 Probate Child Care Fund which is 100% funded by the state. Also, per the request of the court administrator, 25% of an employee currently charged to the general fund (101) court budget be changed and be charged to the Probate Child Care Fund budget (292) which is a cost reduction to the general fund.

Agenda Reference: G

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move that previous Board Motion 16-M-034 (provided below) be rescinded.

- (16-M-034 - Motion by Bierlein, seconded by Trisch that a minimum of \$111,000 in wage/fringe costs for employees working in the County Treasurer's Office involving the tax foreclosure process be budgeted annually for payment from the foreclosure fund. If it is determined that this minimum wage/fringe payment amount from the foreclosure fund cannot be maintained, in addition to the minimum base transfer to the General Fund of \$50,000, then staffing reductions will be implemented and if necessary the elimination of full-time positions. Also, all appropriate budget amendments are authorized. Motion Carried.)

Agenda Reference: H

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move that tax foreclosure fund transfers to the general fund be calculated based on PA 498 of 2006 and be presented by the County Treasurer to the County Board annually no later than June 30. Also, a minimum of \$111,000 in wage/fringe costs for employees working in the County Treasurer's Office involving the tax foreclosure process be budgeted for payment from the foreclosure fund. If it is determined that this minimum wage/fringe payment amount from the foreclosure fund cannot be maintained then staffing reductions will be implemented and if necessary the elimination of full-time positions.

Agenda Reference: I

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Based on the PA 498 procedure the original \$50,000 budgeted to be transferred from the Tax Foreclosure Fund for 2017 to the General Fund be increased to \$127,901.90 Also, all appropriate budget amendments are authorized.

Agenda Reference: J

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move that the county hiring freeze be temporarily lifted and the Sheriff be authorized to hire Trent Bellamy to fill a vacant road patrol position with said person to begin work August 25, 2017. Satisfactory physical and background check has been completed.

Agenda Reference: K

Entity Proposing: COMMITTEE OF THE WHOLE 8/21/17

Description of Matter: Move to amend the Cass River Greenways agreement to allow seven tires per vehicle per trip for Greenway volunteers (same as public free drop off – the previous agreement was for three tires).

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

YEAS:

NAYS:

ABSTENTIONS:

RESOLUTION ADOPTED.

Thomas Bardwell, Chairperson
Tuscola County Board of Commissioners

Jodi Fetting
Tuscola County Clerk

From: Ann Hepfer <ahepfer@tchd.us>
Sent: Monday, August 21, 2017 5:15 PM
To: mhoagland@tuscolacounty.org; kirkpatrick_craig@sbcglobal.net
Subject: Drug TAsk Force
Attachments: Drug Task Force Tool Kit.pdf

Hello,

Quick update. The Drug Task Force did meet last Thursday and we have a draft of " Resource Toolbox for Opioid and Heroin Awareness almost completed. One final page is at the prosecutor's office waiting for input. List Psychological Services has some prevention dollars that can be used for printing. The resource toolkit will be made available for physicians, dentists, healthcare professionals, general community as a quick resource guide for families. The next toolbox will have additional pages added for prevention and resources for parents, most likely be completed next month. Rack Cards, like bookmarks, will also be printed with local resources and set out for the public.

FAN-Families Against Narcotics?? We need families or people committed to recovery to show an interest to take this on. It's nice that they offer "Hope to Handcuffs", but the Drug Task Force felt that not too many people with addiction would be willing to turn to the police department for assistance. There is a cost to starting a FAN and the Drug Task Force did not feel like they wanted to take this on, especially since it is another group that we would have to fund raise every year for. The startup cost of \$1200-\$1500 and every year an ongoing cost of \$1000.00 . The State Police offer the Angel Program and that is also available to us without becoming a FAN Chapter. I am not against FAN, I think it is a great idea but you need to have committed recovery folks involved and currently we have one person. I spoke with Mark Willis from Anchor Cove Church and they already have a recovery group that meets every Friday Night, and he was not really eager to take on FAN either right now. His recovery group will be reviewing our toolkit and letting us know what else needs to be added.

I am meeting with Livingston County to discuss their treatment processes, currently Tuscola County does not have an actual treatment option for addicts. I have members from Huron and Sanilac Counties who are also interested in meeting with us.

We actually have 44 Drug Task Force members, anywhere from 27-33 have been attending the meetings. The next meeting is not until October, due to scheduling issues. It is hard to get that many people to agree on a date. Very committed group, really pleased with the discussions. WE have physicians, nurses, MSP, Sherriff, Education, substance abuse and counseling providers, parents, Mental Health, Child Advocacy, pharmacists, plus many more! We meet for two hours only 8:30 start promptly and end at 10:30am.

Things we will have outcomes for by October 19th meeting:

1. Toolkits will be done and some printed and the digital version should be ready to post on websites of the community based organizations
2. Sherriff is working with List Psychological on Drug Take back issues including drug drop off locations in the local police stations
3. Exploring options for a treatment center and funding avenues
4. Still discussing the FAN option and will be very supportive in assisting families in starting a chapter. (Huron and Sanilac are just starting up their chapters. Huron has asked permission to use our toolkit and tweak it to their community)
5. Provider Education! I will be working with Mid-state who is our community Substance Abuse Prevention Network on getting us examples of materials that we can use with our physician, and dentists to raise awareness of the narcotic use in our county for which they contribute to every time they write a prescription. This is actually been a request from some of our local providers.

I think this enough to keep us busy until October.

If you need anything for have further questions please do not hesitate to call. The attached is a draft, there are a couple of typos we need to fix and also the page from the prosecutor's office yet.

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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DRAFT

TO THE HONORABLE CHAIRPERSON AND MEMBERS OF THE [COUNTY NAME] COUNTY BOARD OF COMMISSIONERS, [COUNTY NAME], MICHIGAN

LADIES AND GENTLEMEN:

WHEREAS, the collection of delinquent real property taxes and the administration of the delinquent tax revolving fund by the county treasurer under The General Property Tax, 1893 PA 206, as amended, MCL 211.1 to 211.157, is important in assuring that [COUNTY NAME] (the "County") and local tax collecting units within the County actually receive taxes levied in a timely manner, that tax delinquent properties in the County are returned to productive use, and that a favorable credit rating for the County is maintained;

WHEREAS, Senate Bill 386 of 2017, as passed by the Michigan Senate ("SB 386") would undermine the process for collecting delinquent real property taxes by: (1) increasing, litigation against the county treasurer, allowing anyone to challenge a court-ordered property tax foreclosure for eight new reasons, even a person with no legal interest in the property; (2) clouding title to court-foreclosed properties, reducing sale proceeds used to reimburse local tax collecting units for unpaid property taxes and reducing delinquent tax revolving fund revenue; and (3) creating uncertainty through retroactivity and interference with a pending case before the Michigan Supreme Court;

WHEREAS, by allowing new collateral attacks on judicial foreclosure orders after the orders are final and appeal rights exhausted, SB 386 would undermine the quality of the fee simple title vested in the foreclosing governmental unit, cloud otherwise clear titles, create uncertainty, and reduce prices paid for tax-foreclosed properties at tax sales, all of which undermine the current effective tax sale and delinquent tax collection process;

WHEREAS, for these reasons, the Michigan Association of Counties, the Michigan Association of County Treasurers, and the county treasurer of this County have indicated their opposition to the passage and enactment of SB 386; and

WHEREAS, the county treasurer has asked this Board of Commissioners to join in opposing SB 386;

NOW, THEREFORE, BE IT RESOLVED, by this Board of Commissioners [COUNTY NAME] that the Board of Commissioners of [COUNTY NAME] hereby opposes the passage and enactment of Senate Bill 386 of 2017.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to the county treasurer, each member of the Michigan State Senate and the Michigan House of Representatives representing [COUNTY NAME], and the Governor of Michigan.

Michigan Association of County Treasurers

Senate Bill 386—Serious Problems

County treasurers throughout Michigan oppose Senate Bill 386.

Senate Bill 386 is **overbroad**, addressing far more than the principal residence exemption issue claimed by its proponent, and would undermine the process for collecting unpaid real property taxes administered by foreclosing government units (county treasurers and the State of Michigan) for 3 main reasons:

- it would **increase litigation**, allowing *anyone* to challenge a court-ordered property tax foreclosure for 8 new reasons, even a person with no legal interest in the tax-foreclosed property;
- it would **cloud title** to court-foreclosed properties, **reducing sale proceeds** used to reimburse local tax collecting units for unpaid taxes, interest, penalties, and fees; and
- it would create uncertainty through **retroactivity** and **interfere with a pending court case** before the Michigan Supreme Court.

Increased Litigation

- SB 386 would permit any “person claiming to have a property interest” in property foreclosed by a court for nonpayment of property taxes (whether the person has an actual interest or not) to ask a circuit court to “invalidate the foreclosure” [SB 386, p 5-6]. This is in addition to the existing right under current law to appeal a foreclosure ordered by a circuit court to the Michigan Court of Appeals [MCL 211.78k(7)].
- SB 386 would create 8 new reasons (already 6 under current law) to undo a court-ordered property tax foreclosure by allowing any person claiming an interest in the foreclosed property to “seek to invalidate the foreclosure on any of the grounds” described in Michigan Court Rule 2.612 [SB 386, p 6].
- Among the 8 new reasons under MCR 2.612: failure to personally serve a defendant. This is problematic because under state law, tax foreclosures are proceedings against the land (*in rem*) not proceedings against individual property owners or taxpayers as defendants.
- Also among the 8 new reasons: a judge may grant overturn a foreclosure order for “any other reason justifying relief”. This grants judges very broad discretion to invalidate prior circuit court orders for any reason, creating an open invitation for **judicial activism** and **legislating from the bench**.

Clouded Title, Reduced Tax Sale Proceeds

- By allowing new collateral attacks on a foreclosure order after the order is final and appeal rights exhausted, SB 386 would undermine the quality of the fee simple title vested in a foreclosing governmental unit by a foreclosure order, create uncertainty, cloud otherwise clear titles, and reduce prices paid for tax-foreclosed properties at auction, all of which undermine the current tax sale and delinquent tax collection process.

Retroactivity

- SB 386 would apply retroactively to January 1, 2015. [SB 386, p 9], which could negatively impact and undermine all property tax foreclosures in the State of Michigan entered in 2015, 2016, and 2017, and in future years.

Interference with Pending Michigan Supreme Court Case

- This legislation is an attempt to alter the outcome of a case currently before the Michigan Supreme Court. See *Isabella Co Treasurer v Estate of Timothy Scott Pung (In re Petition of Isabella Co Treasurer)*, leave to appeal filed with Supreme Court on May 30, 2017 (Docket No. 155846).
- On behalf of the estate, Mr. Michael Pung (the estate's personal representative) wants the Supreme Court to review a recent decision of the Michigan Court of Appeals, which was decided against Mr. Pung and the Estate. See *Isabella Co Treasurer v Estate of Timothy Scott Pung (In re Petition of Isabella Co Treasurer)*, unpublished opinion per curiam of the Court of Appeals, issued April 18, 2017 (Docket No. 329858): publicdocs.courts.mi.gov/opinions/final/coa/20170418_c329858_36_329858.opn.pdf.
- Apparently dissatisfied by the Court of Appeals decision, Mr. Pung both appealed to the Supreme Court on May 30, 2017 and then testified in support of the SB 386 as its main proponent before the Senate Finance Committee on June 8, 2017.
- According to Court, the Pung estate was provided constitutionally sufficient notice of the foreclosure of property for failure to pay property taxes for the 2012 tax year:

“Our review of the record reflects that petitioner mailed four notices to Michael’s [Pung’s] address, 5475 Blue Heron, and two notices to the subject property, 3176 St. Andrews Drive, and physically posted notice at the subject property. None of these notices were returned as undeliverable, and there is no indication that petitioner had any reason to believe that an address other than these two would have proved any more successful. In fact, petitioner had used these same addresses with success during previous litigation with respondent, e.g., the litigation involving the 2010 and 2011 tax years, and it was these addresses to which the 2012 tax bill and revised tax bill were successfully sent. In our view, petitioner had no reason to believe that the notices that were sent or delivered were not being received by respondent. Courts have long held that when a government sends notice and receives no indication in response that something has gone awry, which is precisely the case here, the notice is constitutionally valid. See, e.g., *Jones*, 547 US at 226. **We therefore conclude that the notice provided to respondent by petitioner was constitutionally sufficient.**” [emphasis added].
- The legislature should avoid intervening in this pending case. In 2015, when the Court of Appeals resolved matters relating to a principal residence exemption in favor of the Pung estate for the 2007 to 2011 tax years, the Isabella County Treasurer let that decision stand, and did not appeal to the Supreme Court or seek retroactive legislation.

OFFICE OF
TUSCOLA COUNTY DRAIN COMMISSIONER

125 W. LINCOLN STREET, STE 100
CARO, MI 48723



ROBERT J. MANTEY
Drain Commissioner
Cell Phone (989) 553-3824

Phone (989) 672-3820
Fax (989) 673-3497
email: drain-commissioner@tuscolacounty.org

Board of Commissioners' Meeting – Thursday, August 31, 2017

FULL FAITH AND CREDIT OF TUSCOLA COUNTY

Yax North Drain – Reese Village, Denmark Township, Tuscola County

Board of Commissioner, Matt Bierlein's, District

Petitioned by Reese Village

Drain Commissioner's Office is requesting full faith and credit of Tuscola County for small bond project - \$495,000.00

Drain Commissioner has been working with Reese Village and Denmark Township officials and attending several council and township meetings

Funding will be repaid by Yax North Drainage District

Located in Northwest part of Reese Village

Enclosed drain outlet was failing so project includes re-construction of new outlet

At a regular meeting of the Board of Commissioners of the County of Tuscola held in the City of Caro, Michigan, on August 31, 2017.

PRESENT: _____

ABSENT: _____

The following resolution was offered by _____ and seconded by _____:

RESOLUTION RE: YAX NORTH DRAIN BONDS, SERIES 2017

WHEREAS, proceedings have been taken by the Tuscola County Drain Commissioner for the construction of improvements to the Yax North Drain (the "Project") under the provisions of Chapter 8 of the Drain Code of 1956, as amended, pursuant to a petition filed with the Drain Commissioner; and

WHEREAS, in order to pay for the costs of constructing the Project, the Drain Commissioner is expected to authorize and provide for the issuance by the Yax North Drain Drainage District (the "Drainage District") of bonds (the "Bonds") in the aggregate principal amount of not to exceed \$495,000, in anticipation of the collection of an equal amount of special assessments against property and public corporations (including the County of Tuscola) in the Drainage District, said special assessments having been duly confirmed by the Drain Commissioner; and

WHEREAS, the Bonds are to be designated "Yax North Drain Bonds, Series 2017," and will bear interest at a rate not exceeding 6% per annum; and

WHEREAS, the Drain Commissioner deems it advisable and necessary to obtain from this Board a resolution consenting to the pledge of the full faith and credit of the County on the Bonds; and

WHEREAS, the Project is necessary to protect and preserve the public health and therefore it is in the best interest of the County of Tuscola that the Bonds be sold.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF TUSCOLA:

1. Pursuant to the authorization provided in Section 276 of the Drain Code of 1956, as amended, provided that the Bonds are issued within the parameters set forth above, the Tuscola County Board of Commissioners does hereby irrevocably pledge the full faith and credit of the County of Tuscola for the prompt payment of the principal of and interest on the Bonds, and does agree that in the event that the property owners or public corporations in the Drainage District shall fail or neglect to account to the County Treasurer of the County of Tuscola for the amount of any special assessment installment and interest, when due, then the amount thereof shall be immediately advanced from County funds, and the County Treasurer is directed to immediately make such advancement to the extent necessary.

2. In the event that, pursuant to said pledge of full faith and credit, the County of Tuscola advances out of County funds, all or any part of said installment and interest, it shall be the duty of the County Treasurer, for and on behalf of the County of Tuscola, to take all actions and proceedings and pursue all remedies permitted or authorized by law for the reimbursement of such sums so paid.

3. The issuance and sale of the Bonds is subject to permission being granted therefor by the Department of Treasury of the State of Michigan pursuant to Act 34, Public Acts of Michigan, 2001, as amended ("Act 34") and, if required by Act 34, the County Treasurer is

hereby authorized and directed to file with the Department of Treasury an application for approval of the Bonds.

4. All resolutions and part of resolutions, insofar as the same may be in conflict with the provisions of this resolution, be and the same hereby are rescinded.

ADOPTED: Yeas: _____

Nays: _____

STATE OF MICHIGAN)
) SS
COUNTY OF TUSCOLA)

I, the undersigned, the duly qualified and acting County Clerk of the County of Tuscola, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Tuscola County Board of Commissioners, held on August 31, 2017, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

County Clerk

Troy 9011-13 1894775v1

mhoagland@tuscolacounty.org

From: Steve Anderson <tcemanderson@tuscolacounty.org>
Sent: Wednesday, August 30, 2017 8:11 AM
To: Mike Hoagland
Subject: Motion for radios

Mike,

Sorry, I planned to get this to you yesterday, But I got tied up on a fire. Anyhow this is what I came up with as the bids were cut off on August 23rd... I only received bids from Pro Comm Inc. in Mt. Pleasant (\$11,699.20) and Anderson Radio (\$11,837.76).

Steve

Motion by _____, seconded by _____ that per the results of the Tuscola County RFP for Motorola APX 4000 Portables & Accessories for the Sheriff's Office be awarded to Pro Comm Inc of Mt. Pleasant which provided the low bid of \$11,699.20. This purchase is a Homeland Security Purchase which will be reimbursed 100%.

--
Deputy Steven Anderson
Emergency Services Coordinator
420 Court St. Suite #1
Caro, MI 48723
Office # 989-673-5181
Cell # 989-450-0147
Fax # 989-673-8164



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9-1-1**Tuscola County Central Dispatch**

Sandra Nielsen, Director

August 28, 2017

From: Sandra Nielsen, Director

Subject: Hiring two dispatchers

To: Tuscola County Board of Commissioners

Dear Commissioners,

I respectfully request the Board of Commissioners to concur with hiring of two new dispatchers:

- 1) Chad Tumblin with an effective start date of September 9, 2017 and
- 2) Kalie Laten with an effective start date of September 11, 2017 pending physical and drug screening.

This request is to fill two vacant full time dispatcher positions.

Thank you,



Sandra Nielsen, Director
Tuscola County Central Dispatch

mhoagland@tuscolacounty.org

From: Sandra Nielsen <snielsen@tuscolacounty.org>
Sent: Thursday, August 24, 2017 3:20 PM
To: Mike Hoagland; Tom Young; Thomas Bardwell; Kim Vaughan; Craig Kirkpatrick; Matt Bierlein
Subject: Agenda Item
Attachments: 2017-HIB-4651.docx; SB 400 2017.docx; Resolution_Supporting_HB4651_and_SB400_576343_7.doc; Key changes and funding projections 5-22-17.docx

Mike,

I'm sorry I missed you in the office this week. I was going to stop in and talk to you about a couple of bills that have been introduced in both the Senate and House that pertains to Central Dispatch funding. I would like to request a resolution from the Board of Commissioners in support of these bills. I have attached a draft copy of a resolutions, for your review. If everything looks o.k., would you add it to the board agenda for August 31, 2017?

I have cc'd the board of commissioners as well, as I have also attached the bills for which this resolution refers to. I wanted to assure everyone has time to review them, should they choose, prior to the meeting. Unless there is some procedural order that I am not aware of, the bills do not have to be included in the agenda. You will also find attached a listing of the key changes and reasons for the changes.

Lastly, at our last meeting on July 18, 2017 the Authority Board reviewed all this information and approved supporting these bills.

Should you have any questions, as always, please feel free to contact me.

-
Sandra Nielsen, ENP
Director
Tuscola County Central Dispatch
1303 Cleaver Rd
Caro, MI 48723
989-673-8738 ext 2
fax: 989-672-3747



We need support for these bills for the following reasons:

- Beginning as early as the end of this year, the current funding mechanism will not be able to cover all 911 wireless network infrastructure costs.
- The migration to Next Generation 911 infrastructure and IP is critical and necessary for the safety of our citizens and communities. The cost for this migration cannot be covered by the existing state 911 surcharge rate and out-of-date prepaid wireless remittance.
- These changes will provide for stable funding and allow continued movement to a redundant, reliable, and robust 911 network and infrastructure that is capable of providing increased accuracy for caller locations in three dimensions and processing text, video, and photos from caller in need of public safety response.
- We need statutory change to achieve parity for prepaid wireless devices by adjusting the average revenue per unit (ARPU) and to take into account the current weighted average of local and state surcharge.
- We need statutory change to allow enforcement and ensure remittance of revenue.
- Without these changes, there will be significant impact on local budgets and operations. We have a responsibility to the safety of our communities and our public safety responders to ensure that modern networks and infrastructure are in place to ensure every call for help is answered.

Key changes included in the legislative framework based on the State 911 Committee's (SNC) recommendations:

- 1) The creation of a definition for IP-based 911 service providers. The references in the statute to 911 providers do not address the changing technology of digital-IP based 911 system providers.
- 2) Increase the State 911 fee from \$0.19 to \$0.25.
- 3) Adjust the amount collected by retailers from 1.92% to 4.19%. This keeps prepaid contributions equitable with the changing State 911 fee and reflects the change in average revenue per unit (ARPU) from the \$50 ARPU that was used in 2006 to the current ARPU of \$26.94 in 2015. The 4.19% is calculated using the current weighted average of $\$0.88 + \$0.25 = \$1.13 / \$26.94 = 4.19\%$.
- 4) Increase the county board of commissioner levy from \$0.42 to \$0.55. The maximum amount a county board of commissioners can levy without having to go to a ballot has remained at \$0.42 since 2008.
- 5) Allow for change in a 911 service provider to a county's 911 plan by a board resolution. This allows a county to modify its 911 plan, while not requiring the time-consuming and potentially costly process of a formal 911 plan opening, yet still makes a public record of the change.
- 6) Provides the State 911 Committee with standing to take legal action if 911 fees are not paid into the fund. The current law does not include a provision to specifically allow the state to bring an action for non-billing, noncollection, or non-payment of the 911 fee. In 2013, the SNC brought an action before the MPSC for non-payment of the state 911 fee by a prepaid provider. An administrative judge held that the SNC does not have legal standing to take action on behalf of the state 911 fund to bring an action for non-payment of 911 fees.

- 7) Change auditing to require counties, not just PSAPs, to ascertain auditing of 911 funds is conducted. The State 911 Fund audit by the Office of the Auditor General changed to a biennial cycle, rather than an annual one.
- 8) Create a fund (I-Fund) that allows the SNC to approve payment for IP-based 911 network costs that meet standards for redundancy, security, and reliability.
- 9) Change the distribution of the State 911 fee to reflect increased costs for NG911. Also creates a "spillover" provision requiring any revenue in excess of \$37 million to be directed to the I-Fund. The distribution levels are reflected below.

Estimated annual prepaid at 4.19% =	\$18.4m annually
Estimated annual postpaid at \$0.25 =	\$26.4m annually
Total annual estimate =	\$44.8m annually

The figures below for the distribution levels at \$37m annually, any remainder above \$37m to the I-Fund.

- a. New 65% to counties (approx. \$24,050,000)
Now 82.5% to counties (approx. \$23,512,130)
- b. New 3.5% to U-14000 fund (approx. \$1,295,000)
Now 7.75% to U-14000 fund (approx. \$2,208,715)
- c. New 5.5% for training (approx. \$2,035,000)
Now 6% for training (approx. \$1,709,973)
- d. New 1.5% to MSP for regional 911 center (approx. \$555,000)
Now 1.88% to MSP for regional 911 center (approx. \$535,791)
- e. New 3% to State 911 Office (approx. \$1,110,000)
Now 1.87% to State 911 Office (approx. \$532,941)
- f. New 21.5% to I-Fund (approx. \$7,955,000)
- g. New "spillover" the estimated funds above \$37m (approx. \$7,800,000) Total for network f + g = \$15,755,000 to I-Fund for NG911

TUSCOLA COUNTY BOARD OF COMMISSIONERS

RESOLUTION SUPPORTING MICHIGAN SENATE BILL 400 AND MICHIGAN HOUSE BILL 4651 AMENDING THE EMERGENCY TELEPHONE SERVICES ENABLING ACT

Thursday, September 31, 2017

WHEREAS, Michigan House Bill 4651 and Senate Bill 400 have been introduced in the Michigan Legislature, which would amend Public Act 32 of 1986 entitled the "Emergency Telephone Service Enabling Act"; and

WHEREAS, these bills would amend the funding system for 9-1-1 so that all communication devices that have access to 9-1-1, including prepaid wireless devices, contribute equally to the funding of 9-1-1 operations; and

WHEREAS, these bills provide a stable funding source for the counties to support their migration to Next Generation 9-1-1 and ongoing operational levels of service for 9-1-1 to its residents; and

WHEREAS, these bills afford the State and Counties collecting 9-1-1 fees a mechanism for court action should any service providers fail to collect and remit the fees; and

WHEREAS, these bills have a mechanism that provides the necessary checks and balances to ensure revenues generated are used for authorized expenditures for 9-1-1 services; and

WHEREAS, these authorized expenditures are limited to those directly related to receiving and processing 9-1-1 calls and the subsequent dispatching of responders via a public safety radio; and

WHEREAS, such limitation of expenditures has historically met the criteria established through the courts to define 9-1-1 surcharge as a fee for service directly related to telephone services; and

WHEREAS, any attempt to amend House Bill 4651 and Senate Bill 400 for other State of Michigan general fund purposes not directly related to 9-1-1 may not meet the criteria of a fee for service and could be viewed as a tax increase for the residents of Tuscola County, and

THEREFORE BE IT RESOLVED, that the Tuscola County Board of Commissioners does hereby offer our support of House Bill 4651 and Senate Bill 400 as introduced; and

BE IT FURTHER RESOLVED, that the Tuscola County Board of Commissioners opposes amending House Bill 4651 and Senate Bill 400 to include any additional State of Michigan taxes on telephone service customers under the guise of 9-1-1 surcharge; and

BE IT FURTHER RESOLVED that copies of this resolution be transmitted to Governor Richard Snyder, and all Senators and Representatives serving Tuscola County.

Date _____

Thomas Bardwell, Chairperson
Tuscola County Board of Commissioners

I, Jodi Fetting, Tuscola County Clerk, do hereby certify that the foregoing is a true and complete copy of a resolution approved by the Board of Commissioners at a meeting on September 31, 2017.

Date _____

Jodi Fetting
Tuscola County Clerk

mhoagland@tuscolacounty.org

From: Barbara Klimaszewski <bklimaszewski@michiganidc.gov>
Sent: Wednesday, August 23, 2017 5:52 PM
To: mhoagland@tuscolacounty.org; agierhart@tuscolacounty.org
Subject: webinar

Mike and Amy-

This is a reminder about the regional compliance planning webinar scheduled for September 14 at noon. This will be presented by our grant manager, Rebecca Mack. You will have the ability to type in live questions. If that date does not work for you, you may choose one of the other dates. You can find information about the webinar and registration here: https://michiganidc.app.box.com/files/0/f/11581937424/1/f_211453809131

Please let me know when your next meeting will be held, so I can assist you in the planning process.

Application forms, instructions, and model plans are available here:
https://michiganidc.app.box.com/files/0/f/11581937424/1/f_211453809131

I look forward to hearing from you.

Barbara A. Klimaszewski
Mid-Michigan Regional Manager
Michigan Indigent Defense Commission
989-280-9498
bkimaszewski@michiganidc.gov

mhoagland@tuscolacounty.org

From: Bixler, Joseph <bixlerj@anr.msu.edu>
Sent: Wednesday, August 30, 2017 11:22 AM
To: mhoagland@tuscolacounty.org
Cc: Heather Middleton (middle72@msu.edu); Zimmer, Turina
Subject: GIS Services for Plat Book

Mike:

Per our conversation of this morning, this email verifies the comment I made relative to the company asking for a discount for GIS data base. The company passes that savings along to our 4-H program in the form of greater profit on plat books. The lower the cost the more profit 4-H makes.

Hope this helps and thanks for asking for the clarification.

Joe Bixler, District 10 Coordinator
Serving Huron, Sanilac, Tuscola, Lapeer, St. Clair Counties
200 Grand River, Suite 102
Port Huron, Michigan 48060

Office 810-989-6309

mhoagland@tuscolacounty.org

From: Brian Neuville <briann@hdc-caro.org>
Sent: Tuesday, August 29, 2017 3:09 PM
To: mhoagland@tuscolacounty.org
Cc: Jeff Bliss; Lori Offenbecher
Subject: FW: Tuscola Amendment
Attachments: Form_12-B_Request_for_Grant_Amendment2.docx

Mike,

Attached is the form that you can sign to extend the end date of the current CDBG Homeowner Rehab Program to 12/31/2017. We recently had a land contract holder refuse to sign required documents so the amount of funds that were to be committed for that job are now available. We will use the extension of time to locate another homeowner and have them submit the required documentation required under the program. I will have Jeff Bliss on standby on Thursday if you need additional information as I will be out of the office. He can be reached at 672-1724.

Thanks,

Brian

Sample resolution: The Tuscola County Board of Commissioners moves to approve the extension of grant MSC-2014-0815-HOA until December 31, 2017. The board also authorizes Mike Hoagland, County Controller/Administrator to sign the request to be submitted to the Michigan Economic Development Corporation.

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GRANT AMENDMENT/MODIFICATION REQUEST

Grantee: Tuscola County Grant Number (s) MSC-2014-0815-HOA

Project Title: Homeowner Rehabilitation Program Date Of Request: 8/31/2017

I: Description of proposed amendment and how it changes the original project: (Use reverse side, if necessary).

Request to extend the end Grant term Date to December 31, 2017

II: Justification for all changes: (Use reverse side or additional pages, if necessary).

Grant funds will be Committed by Sept 30, 2017.

III: *REQUEST FOR EXTENSION* *Attach revised Implementation Schedule*

Latest Approved Grant Period: 6/1/2015 to 9/30/2017 Proposed Grant Period: Original award date 6/1/2015- to 12/31/2017

IV. Is a new/updated environmental assessment needed? Yes No If yes, attach documentation.

V. Will revised maps be required? Yes No If yes, attach revised maps, highlighting changes.

VI. A public hearing is required for substantive changes. Date of public hearing, if applicable: _____

V. * REQUEST FOR BUDGET REVISION * Attach revised Application Budget and the cost estimate, bid tabulation or change order.

A. ACTIVITY DESCRIPTION	B. LATEST APPROVED BUDGET		C. PROPOSED CHANGE (+) (-)		D. REVISED BUDGET	
	Federal Funds	Grantee Contribution	Federal Funds	Grantee Contribution	Federal Funds	Grantee Contribution
Rehab	240,000				240,000	
Emergency	10,000				10,000	
Administrative	45,000				45,000	
E. COLUMN TOTALS	295,000				295,000	

IX. Michael Hoagland, County Controller _____
 Typed Name & Title
 of Chief Elected or Administrative Official Signature Date

Additional space for Amendment Description or Need:

For State Use Only	Approved By	Disapproved By	Date
Grants Manager			
Program Manager			

August 10, 2017

A regular meeting of the Board was held in their offices at 1733 S. Mertz Rd., Caro, Michigan on Thursday, August 10, 2017 at 8:00 A.M.

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

Motion by Parsell seconded by Sheridan that the minutes of the July 27, 2017 regular meeting of the Board be approved. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Payroll in the amount of \$101,064.99 and bills in the amount of \$281,509.82 covered by vouchers #17-40 and #17-41 were presented and audited.

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

Brief Public Comment Segment:

None.

Mr. Jack Clark with Clark Farms appeared before the Board regarding a Ditch Petition on Brown Road in Vassar Township. County Highway Engineer Zawerucha provided the background and current status of the proposed ditching project, which is currently pending funding for the engineering design. Mr. Clark asked the Board how to proceed with the proposed project. The Board recommended that Mr. Clark coordinate the funding for the proposed project with the adjoining property owners and the Vassar Township Board.

At 8:30 A.M. the following bids were opened for Supplying the Box Culvert on Mushroom Road over the Keene Stewart Drain in Wells Township:

<u>Bidder</u>	<u>Total</u>
Mack Industries	\$ 44,400.00
Northern Concrete Pipe	52,717.00

Motion by Zwerk seconded by Parsell that the bids for Supplying the Box Culvert on Mushroom Road over the Keene Stewart Drain in Wells Township be accepted and awarded to the low bidder, Mack Industries. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Zwerk to approve the request from Consumers Energy to leave six (6) of their intersection improvements in place until their Cross Winds Energy Park Phase III Project in 2019. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Management and the Board further discussed the Cain #1 Brine Well. Director of Finance Michael Tuckey reported to the Board that Road Commission Attorney Schroepe is still reviewing the proposed Property Transfer/Sales Agreement and Access Agreement in conjunction with the Cain #1 Brine Well with Mr. Paul French at Envirollogic Environmental Consulting Services.

Motion by Sheridan seconded by Matuszak to approve the request from the Millington Township Board for the installation of Double Stop Signs, Stop Ahead Signs, and Cross Traffic Does Not Stop Signs at the intersection of Irish Road and Millington Road. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Sheridan to approve the request from the Millington Township Board for the installation of Cross Traffic Does Not Stop Signs at the intersection of Barnes Road and Sheridan Road. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Zwerk to approve the recommendation of the Superintendent/Manager to initiate the hiring process and background investigations on candidate finalists Robert Walters, Dakota Williams, and Joel Dressler to fill three (3) hourly job openings within the Laborer classification. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Zwerk that the meeting be adjourned at 9:35 A.M. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Chairman

Secretary-Clerk of the Board

July 27, 2017

A regular meeting of the Board was held in their offices at 1733 S. Mertz Rd., Caro, Michigan on Thursday, July 27, 2017 at 8:00 A.M.

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

Motion by Parsell seconded by Matuszak that the minutes of the July 13, 2017 regular meeting of the Board be approved. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Payroll in the amount of \$97,595.32 and bills in the amount of \$300,850.17 covered by vouchers #17-35, #17-36, #17-37, #17-38, #17-39 and #HRA-49 were presented and audited.

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

Brief Public Comment Segment:

None.

Motion by Parsell seconded by Matuszak that the agreement between L. Walther & Sons, Inc. and the Tuscola County Road Commission allowing Designated and Special Designated All-Season loads on Wilsie Road from its westerly end east to Cemetery Road be extended for thirty (30) days in order to apply crushed gravel to Wilsie Road, all in accordance with the conditions specified in the agreement. Yeas: Sheridan, Matuszak, Zwerk, Parsell - Abstain: Laurie --- Carried.

Motion by Zwerk seconded by Parsell to approve the First Amendment of the Road Agreement between the Tuscola County Road Commission and Consumers Energy for the Cross Winds Energy Park II Project, in order to revise the hauling route, and authorize Chairman Laurie to sign the First Amendment. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Management and the Board further discussed the Cain #1 Brine Well. Superintendent/Manager Jay Tuckey reported to the Board that Lease Management was the low quote for permanently closing the Cain #1 Brine Well at an estimated cost of \$28,200.00. Tuckey also reported to the Board that Road Commission Attorney Schroepe is reviewing the proposed Property Transfer/Sales Agreement and Access Agreement in conjunction with the Cain #1 Brine Well with Mr. Paul French at Envirologic Environmental Consulting Services.

Motion by Parsell seconded by Zwerk that a permit be issued to the Thumb Octagon Barn allowing for the closure of Richie Road between Bay City-Forestville Road and Huron Line Road from 8:00 A.M. to 6:00 P.M. on September 9-10, 2017 in conjunction with the annual "Fall Family Days Event"; and that the Road Commission will provide standard traffic control signs for the closure. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Matuszak that bid items #69 and #70 for Vassar Township of the 2017 bituminous resurfacing bids be awarded to the low bidder, Albrecht Sand & Gravel Company. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Motion by Zwerk seconded by Sheridan that the structure on Goodrich Road west of Fostoria Road over the Fostoria Inter-County Drain in Watertown Township be posted for a maximum gross weight of twenty (20) tons for a

straight truck, twenty-eight (28) tons gross weight for a semi, and fifty (50) tons gross weight for a double-bottom. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Matuszak that the meeting be adjourned at 8:25 A.M. Sheridan, Matuszak, Zwerk, Parsell, Laurie --- Carried.

Chairman

Secretary-Clerk of the Board

DRAFT
Tuscola County Board of Commissioners
Committee of the Whole
Monday, August 21, 2017 – 8:00 A.M.
HH Purdy Building - 125 W. Lincoln, Caro, MI

Commissioners Present: District 1 - Thomas Young, District 2 - Thomas Bardwell, District 3 - Kim Vaughan, District 4 - Craig Kirkpatrick, District 5 - Matthew Bierlein

Absent: None

Also Present: Deputy Clerk Rita Papp, Mike Miller, Eean Lee, Tisha Jones, Sheriff Glen Skrent, Clayette Zechmeister, Register John Bishop, Caryn Michalak, Sandy Nielsen, Treasurer Patricia Donovan-Gray.

Finance

Committee Leaders-Commissioners Kirkpatrick and Bierlein

Primary Finance

1. **Sheriff 2017 Road Patrol Budget Amendment Request** - Clayette discussed the status of the Sheriff's Fund Balance. Sheriff Skrent presented a request to replace a deputy that is on leave and hire one additional deputy. Additional request to purchase a vehicle. Matters to be placed on Consent Agenda.
2. **Vanderbilt Park Budget Amendments**
 - **Bids for Water Spigot** - Bids received as follows:

McFarland Excavating	\$4,500.00
Brinkman Excavating	\$3,615.00

 Mike Miller to review bids. Matter to be placed on Consent Agenda.
 - **Estimates for Other Park Improvements** - Not completed per Mike Miller.
3. **Liquor Control Commission Request** - Matter discussed. No further board action necessary.
4. **Equalization Tax Rate Form Amendment** - Clayette presented Tax Rate Form Amendment. Matter to be placed on Consent Agenda.
5. **Prisoner Work Crew at the Fair** - Sheriff Skrent presented an issue of billing the Fair Board for the work crew. Commissioner Kirkpatrick recommends not charging community entities. No further board action necessary.
6. **Update from MAC 7th District Meeting** - Commissioner Bardwell discussed MAC 7th District Meeting topics. Opioid and Marijuana problem is on the rise. Sheriff Skrent discussed what the sheriff department is doing . Drug drop boxes are being placed throughout the county. Sheriff Skrent has been in contact with the Bay County Sheriff looking for additional resources to help the Opioid and Marijuana epidemic as well as

other counties. Commissioner Bierlein touched base on the potential Narcan use at all Tuscola County Area Schools. Commissioner Kirkpatrick discussed the Heroin Task Force and the benefits it may have for this county. Commissioner Kirkpatrick had a discussion with Ann at the Health Department about Families Against Narcotics (FAN). She stated there is a charge to join FAN and Commissioner Kirkpatrick thinks this will benefit the county and will bring this up at the next Health Department meeting.

7. **Indigent Defense Meeting Update** - Chief Judge developed this meeting. Caryn and Clayette presented that Sub Groups have been assigned. Future plans are pending.
8. **2018 County Budget Development** - Clayette and Mike Hoagland are still working on the 2018 budget. They are close to completion.
9. **Dispatch Roof Bids** - Mike Miller presented bids as follows.

Marlette Roofing	\$20,385.00
Zimmer Roofing	\$18,102.00
Universal Roofing	\$14,404.00
Mid Michigan Roofing	\$19,874.00
Tri Star Roofing	\$21,400.00
Kawkawlin Roofing	\$16,825.00

Mike to review bids for next meeting.
10. **Child Care Fund 2017 Internal Budget Amendment Request** - Caryn presented Internal Budget Amendment. Clayette explained the request in detail. Matter to be placed on Consent Agenda.
11. **Filling a State Funded Part-Time Chief Juvenile Officer (CJO) Position** - Caryn presented a CJO Position Request. Discussion followed. Matter to be placed on Consent Agenda.
12. **Tax Foreclosure Fund Update** - Clayette presented Tax Foreclosure Fund Updates & Revisions. Discussion followed. Motion to rescind previous motion & Motion to Amend motion. Both matters to be placed on Consent Agenda.

Commissioner Kirkpatrick requested an update on Vassar Foundry. Matter discussed later in meeting.

13. **Cass River Greenway Tire Disposal (matter added)** - Commissioner Kirkpatrick has recommended to increase the limit of tire disposal. Mike Miller explained that recycling has a limit of 7 tires per vehicle per trip. Recommendation is to follow the recycling guidelines. Matter to be placed on Consent Agenda.

On-Going and Other Finance

1. Jail Planning Committee - Meeting scheduled for September 11, 2017.
2. Solar Energy - Lapeer County Experience - Mike Hoagland to get update.
3. Wind Turbine Development and Assessing/Taxation Dispute – Court Hearing scheduled for September 18, 2017.
4. Continue Review of Road Commission Legacy Costs - Commissioner Bierlein recommends reviewing auditors comments.

Recess 9:53 a.m.

Reconvened 10:04 a.m.

5. Vassar Foundry Update - Treasurer Patricia Donovan-Gray gave an update. Per Steve Erickson, a Military Operation may have a purchase agreement pending. Property has been taken out of foreclosure. Property can not go back into foreclosure until next year. Liability of clean up has been an issue. Additional 9 acre parcel outside of village is in foreclosure.

Additional Comments on MAC Meeting:

- Commissioner Bierlein discussed the potential of moving the assessment process from the township level to the the county level. Discussion followed.
- Commissioner Vaughan discussed the potential of Sewer Regulation Changes and the affect to new home owners in the county. Discussion followed.

Personnel

Committee Leader-Commissioner Bardwell

Primary Personnel

1. **Request to Lift Hiring Freeze and Refill Vacancy in Sheriff Department** - Discussed in Primary Finance above.

On-Going and Other Personnel

1. Reporting Relationship (Nepotism Policy) - No updates.
2. Union Negotiations Wage Survey - No updates.
3. Initiate Turnover and Wage Survey to Minimize Vulnerability to Loss of Critical Positions - No updates.
4. Update Personnel Policies with Federal Changes such as ACA, Exempt/non-Exempt - No updates.
5. Review Re-Establishment of Judicial Committee Meetings - No updates.
6. Review Formation of Quarterly Meetings with Senior Leaders and Road Commissioners - No updates.
7. Method to Communicate County Concerns to State Senator and Representative - No updates.

Building and Grounds

Committee Leaders-Commissioners Young and Vaughan

Primary Building and Grounds - None

On-Going and Other Building and Grounds

1. Service Animals in County Buildings - Matter discussed. Notification was sent out.
2. Jail Plumbing Update - Mike Miller updated on status.
3. Recycling Relocation Next Steps - Mike Miller updated on status.
4. Update 10 Year Capital Improvement Plan - No updates.

5. Continue Work with Jail Planning Regarding Potential Jail Renovation and Additional Jail Bed Space for Holding Cells and Potential Revenue Generation - To be discussed in Jail Planning Meeting on September 11, 2017.
6. Implementation of 2017 Budgeted Capital Improvement Projects - No updates.
7. Fire Safety Planning - No updates.
8. Security/Safety Committee – Methods to Enhance Security – Next Steps - No updates.
9. Nextera & Vanderbilt Park Improvements (matter added) - Mike Miller and Commissioner Vaughan provided update. Board would like Vicky Sherry to attend meeting on August 31, 2017 in order to provide an update.

Other Business as Necessary

1. Former Vassar Foundry - Updated given by Treasurer Donovan-Gray. Further updates to be given at August 31, 2017 meeting.
2. Dairy Farmers of America – Cass City - No updates.
3. Dispute with Wind Companies Tax Tribunal Meeting September 18, 2017
4. Caro Dam - Discussion only.
5. Airport Authority - Discussion only.
6. Dispatch Authority Pager Issue - No updates.
7. State of the Bay - September 27, 2017
8. Michigan Economic Development Corporation - Discussion only.
9. Cass River Greenways - No major updates. In the process of naming the Cass River a National Waterway Trail.

Public Comment Period

- The Board has extended their appreciation and compliments to Clayette for filling in for Mike Hoagland at the meeting this morning.
- Register John Bishop - Made comments on the Nextera Issue. Nextera may be waiting for the Tax Tribunal Decision to be completed.
- Tisha Jones - In regards to the Airport Authority discussion, the airport has a business operating at the airport. Midwest Sky Ports is a business that builds planes and uses the runways for testing.
- Veteran Affairs representative, Mark Zmierski has planned a Veteran's Memorial Event to be held at the Caro Memorial Gardens. This garden has been award a National Award for Best Botanical Garden.
- A past Caro City Councilman has passed away, Gordon Tagget.
- Commissioner Bardwell would like a resolution drafted for Mike Hoagland for his involvement in the effort to save the Caro Regional Center.

Meeting adjourned at 11:00 am.

Rita Papp
Deputy Clerk

Tuscola County Health Department
Board of Commissioners Monthly Report for August 18, 2017
Ann Hepfer RN, B.S Health Officer

Outcomes for the Month:

1. **County Drug Task Force Meeting:** The third meeting will be held on August 17. a) **Opioid Toolbox:** A subcommittee has been working on a "toolbox of resources" The toolbox would widely be available to all health care providers, dentists, other health care providers along with families, and those directly affected by this issue. A first draft will be ready for the August 17th meeting. If it is approved then it will go to print. We will have it ready for digital use on agency websites by October 17, 2017.

Third meeting is scheduled for August 17, 8:30-10:30 am Location: Medical Care Annex Building, White Pine Conference Room

2. **CDC NHANES Survey:** CDC is here, they are set up in the Health Department parking lot. They did have an open house on August 8th.

3. **Immunization Mini-grant:** Huron County Health Department did receive a \$70,000 MCIR Immunization mini grant on behalf of the Michigan Thumb Public Health Alliance (MTPH). The grant is for immunization outreach for children and adults. All four counties in the Alliance will be working together to complete the work plan objectives. No match was required for this grant.

4. **Veterans Affairs:** Office is busy 5 days a week. Mark and Ana cover each other so that the office always has someone available. Encourage appointments over walk-ins. Although walk-ins are accepted they may need to wait for assistance, while those who have appointments are being served. The office has its own waiting room in the front lobby where they can comfortably wait.

The Tuscola County Veteran's Committee needs to fill at a minimum one of the vacancies on the Veterans Committee due to a recent resignation. The legislation for this Committee states they need to have 3-7 members, currently there are two members. There is specific criterion that must be utilized when appointing these members. The criteria are currently be drafted so that qualified applicants may be recommended to the Board of Commissioner for appointment. A request for posting of these positions will be forthcoming to the County Clerk within the next few weeks.

mhoagland@tuscolacounty.org

From: Eean Lee <eean.lee@tuscolacounty.org>
Sent: Tuesday, August 29, 2017 4:25 PM
To: Mike Hoagland
Cc: Mike Miller
Subject: Courthouse Card Readers

Mike,

The power washing on the Courthouse caused a lot of water to leak into places that normally do not see water when normal rain comes. This included the inside of the circuit panel to backdoor of the courthouse. That board is fried and replacement parts are not available.

The plan is to have the entire system replaced by ESCON for significantly less than our original estimate. This will not be replaced this week as ESCON will need to order supplies. Our goal is to have it replaced and existing keys working by the end of next week. Maintenance will have a very limited amount of keys to the back door. Those keys will be provided to the Court Administrators.

The original quote to replace the existing equipment was \$17,500. ESCON has given us a preliminary estimate of sub \$5,000. I told them to proceed ordering equipment and schedule the repair as soon as possible, per our phone conversation today.

The Corrections Officers in the Sheriff's Office have a key to the back door. They have been notified of the problem and are ready to respond accordingly, if needed.

Thanks.

Eean Lee
Director of Information Systems
Tuscola County
www.tuscolacounty.org



CLARK HILL
Wind Tax Issues Invoices

7-27-17 Huron Co. Invoice			\$5,354.50
		PAID	
Akron Twp Billing		444.48	
Blumfield Twp Billing		27.52	pd 8-11-17
Columbia Twp		194.84	
Fairgrove District Library	2911.47	167.79	pd 8-14-17
Fairgrove Twp		185.75	
Gilford Twp		552.51	
Reese District Library		43.21	pd 8-15-17
Tuscola ISD		1287.12	pd 8-7-17
Wisner Twp		8.22	
Bridge/Streets		151.30	
Senior Citizens		62.95	
Medical Care		78.69	
Road Patrol		283.27	
Roads/Streets	309.00	303.95	1208.14
Mosquito		195.79	
Recycling		47.21	
Veterans		53.51	
MSU		31.47	
Reimbursement		4119.58	
County Cost			\$1,234.92
Total Invoice Costs			\$358,012.63
Total Reimbursements	79,673.49	265,378.30	
Total County Cost To-Date			\$92,634.33

LEGAL COSTS (May 2012 to July 2017)

Tuscola Local Government Paid - \$185,764
 County Special Millage Funds Paid - \$79,613
 County General Fund Paid - \$92,634
 Total Paid - \$358,011

Total County Paid \$172,247
 Total Local Government Paid - \$185,764
 Total - \$358,011

Wind Reserves through 2017

General Fund	\$	970,000
Road Patrol	\$	139,683
Voted Road	\$	149,880
Recycling	\$	23,281
Voted Mosquito	\$	98,026
Voted Veterans	\$	20,753
Voted Bridge	\$	74,606
Voted Senior Citize	\$	31,041
Voted Medical Care	\$	38,801

GRAND TOTAL ALL	\$	1,546,071
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