

**TUSCOLA COUNTY BOARD OF COMMISSIONERS
MEETING AGENDA
THURSDAY, SEPTEMBER 12, 2019 – 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 Paul McNett, Caro Church of the Nazarene
Pledge of Allegiance – Commissioner Vaughan
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

- Request for Annual Delegation of School Plan Review (**See Correspondence #3**)
- Homeland Security Fiduciary Assignment to Midland County (**See Correspondence #4**)
- Appointment of Republican Party Representative to Board of Canvassers (**See Correspondence #5**)
- Appointment of Democratic Party Representative to Board of Canvassers (**See Correspondence #5**)

Old Business

- EDC Board Information (**See Correspondence #6**)
- EDC Board Appointments (**See Correspondence #7**)

Correspondence/Resolutions

COMMISSIONER LIAISON COMMITTEE REPORTS

GRIMSHAW

Behavioral Health Systems Board
Recycling Advisory
Local Units of Government

JENSEN

Board of Health
Community Corrections Advisory Board
Dept. of Human Services/Medical Care Facility Liaison
Genesee Shiawassee Thumb Works
Jail Planning Committee
Local Emergency Planning Committee (LEPC)
MAC Judiciary Committee
MEMS All Hazard
Local Units of Government Activity Report

BARDWELL

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

YOUNG

Board of Public Works
County Road Commission Liaison
Dispatch Authority Board
Genesee Shiawassee Thumb Works
Great Start Collaborative
Human Services Collaborative Council (HSCC)
Jail Planning Committee
MAC Agricultural/Tourism Committee
MI Renewable Energy Coalition (MREC)
Region VI Economic Development Planning
Saginaw Bay Coastal Initiative
Senior Services Advisory Council
Tuscola 2020
Local Units of Government Activity Report

VAUGHAN

Board of Health
County Planning Commission
Economic Development Corp/Brownfield Redevelopment
MAC Environmental Regulatory
Mid-Michigan Mosquito Control Advisory Committee
NACO-Energy, Environment & Land Use
Parks and Recreation Commission
Tuscola County Fair Board Liaison
Local Units of Government Activity Report

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 29, 2019 Full Board & Statutory Finance Minutes
- #2 Consent Agenda Resolution
- #3 Request for Annual Delegation of School Plan Review
- #4 Homeland Security Fiduciary Assignment to Midland County
- #5 Appointment of Republican and Democratic Party Representatives to Board of Canvassers
- #6 EDC Board Information from Previous Actions
- #7 EDC Board Appointments
- #8 Committee of the Whole Minutes 09-09-19
- #9 Road Commission Minutes 08-08-19 Meeting
- #10 Road Commission Minutes 08-22-19 Meeting
- #11 Cheboygan County Resolution 19-13 in Support of Line 5 Tunnel
- #12 Antrim County Resolution 21-2019 opposing the Trial Court Funding Commission Interim Report dated April 8, 2019.
- #13 Marquette County Resolution Opposing Legislation to Prevent County Commissioner Candidates from Disclosing Their Party Affiliation on Ballots Provided to Michigan Voters



Draft
TUSCOLA COUNTY BOARD OF COMMISSIONERS
August 29, 2019 Minutes
H. H. Purdy Building

Commissioner 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 August 2019, to order at 8:00 o'clock a.m. local time.

Prayer – Commissioner Bardwell

Pledge of Allegiance – Commissioner Young

Roll Call – Clerk Fetting

Commissioners Present: District 1 - Thomas Young, District 2 - Thomas Bardwell, District 3 - Kim Vaughan, District 4 - Mark Jensen, District 5 – Daniel Grimshaw

Commissioner Absent: None

Also Present: Clerk Jodi Fetting, Clayette Zechmeister, Register John Bishop, Treasurer Patricia Donovan-Gray, Mike Miller, Lieutenant Brian Harris, Mike Green, Steve Erickson, Jim McLoskey, Nancy Erdody, Marilyn Holt, Mark Haney, Tisha Jones-Holubec, Jean Doss (via conference call), Karen Currie (via conference call), Renee Francisco

Adoption of Agenda -
19-M-158

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

Action on Previous Meeting Minutes -
19-M-159

Motion by Young, seconded by Jensen to adopt the meeting minutes from the August 15, 2019 Regular Board and Statutory Finance meetings. Motion Carried.

Brief Public Comment Period for Agenda Items Only - None

Consent Agenda Resolution - None

New Business -

-Correctional Health Care Annual Contract Renewal for Medical Services for Inmates -

Lieutenant Brian Harris provided an explanation of the contract renewal. He has reviewed the contract and would like to complete further research before recommending approval.

-Homeland Security Radio Bids -

Clayette Zechmeister presented the bid on behalf of Steve Anderson.

19-M-160

Motion by Young, seconded by Jensen to approve the purchase of the four APX4000 radios and accessories, from Pro-Com pending the needed approval of the pending Grant Agreements with the City of Midland who is acting as the FY 2018 fiduciary for the Homeland Security Grant. Motion Carried.

-County Land Bank - Steve Erickson presented to the Board regarding State Land property that was the former prison area. The Board has the option to have the interested property surveyed to be reviewed by the State Land Bank for transfer to the County to place in the County Land Bank. The Board provided direction to Steve Erickson to clarify items prior to proceeding forward.

-Capitol Services Rally Update - Jean Doss provided an update to the Board regarding the success of the Caro Center Rally that took place on August 27, 2019. She was very pleased with how the Rally turned out.

-Bobcat Lease Buyout/General Fund Loan (continued below) - Board discussed the terms of the current lease and the option of the county loan to purchase the Bobcat from the current lease. The Board has questions regarding the property tax listed in the lease.

-KC Communications Rally Update - Karen Currie provided an update of the media coverage that was received from the Caro Center Rally on August 27, 2019. She was very pleased with the wide-range of print, television and radio coverage.

-Invoice Review/Approval Jodi Berline Designs (matter moved up from Old Business) -

19-M-161

Motion by Young, seconded by Jensen to approve the invoice from Jodi Berlin Design in the amount of \$750.00 for custom logo design for Caro 4 Michigan in the special programs line item through the use of fund balance. Motion Carried with Grimshaw dissenting.

19-M-162

Motion by Grimshaw, seconded by Jensen to notify KC Communications that the Board will not accept liability for any 3rd party contracting without prior Board approval. Motion carried.

Recess at 10:03 a.m.

Reconvened at 10:13 a.m.

-Bobcat Lease Buyout/General Fund Loan (continued from above) -
19-M-163

Motion by Grimshaw, seconded by Jensen that a loan be provided to the Recycling Center in the amount of \$16,810.42 to pay off the bobcat Lease. Said loan to be repaid to the county from the Recycling Fund beginning in 2020. Payments shall be made in three equal annual installments. Motion Carried.

-EDC Application submitted by Mike Pattullo - Commissioner Young questioned if an EDC application has been received from Mike Pattullo. Clerk Fetting stated that she has received an application and it has been placed on file. Clerk Fetting has not been made aware of a vacancy in order to advertise for the vacancy as per the Board policy. His application will be presented to the Board when the 2020 appointments are to be made.

Old Business -

-Possible Land Surveying cost on State Land - Discussed during New Business.

-County Land Bank - Discussed during New Business.

-MAC 7th District Meeting - Renee Francisco provided an update of the response of the attendees for the district meeting. Commissioner Bardwell will prepare a follow-up letter to send to Commissioners within the District.

Correspondence/Resolutions -

-Alger County Resolution in support of the Caro Center.

-Peter Cohl of Cohl, Stocker & Toskey, P.C. is hosting a seminar for negotiations training at the Bavarian Inn Lodge on October 17, 2019.

COMMISSIONER LIAISON COMMITTEE REPORTS

VAUGHAN

Board of Health

County Planning Commission

Economic Development Corp/Brownfield Redevelopment

MAC Environmental Regulatory

Mid-Michigan Mosquito Control Advisory Committee

VAUGHAN (continued)

NACO-Energy, Environment & Land Use

Parks and Recreation Commission

Tuscola County Fair Board Liaison
Local Units of Government Activity Report - Spoke to Senator Daley and Representative Green regarding continued support of the Caro Center.

GRIMSHAW

Behavioral Health Systems Board
Recycling Advisory
Local Units of Government
Resolutions - There are two resolutions included in the Board packet that address services provided to Community Mental Health and he recommends the Board review them.

JENSEN

Board of Health
Community Corrections Advisory Board
Dept. of Human Services/Medical Care Facility Liaison
Genesee Shiawassee Thumb Works
Jail Planning Committee
Local Emergency Planning Committee (LEPC)
MAC Judiciary Committee
MEMS All Hazard - Will meet bi-monthly.
Local Units of Government Activity Report

BARDWELL

Behavioral Health Systems Board
Caro DDA/TIFA
Economic Development Corp/Brownfield Redevelopment
MAC 7th District
MAC Workers Comp Board
TRIAD
Local Units of Government Activity Report - Almer Township adopted a cemetery ordinance.

YOUNG

Board of Public Works
County Road Commission Liaison - Replaced 102 culverts this year which is a record. They are struggling in getting bids for road work.
Dispatch Authority Board
Genesee Shiawassee Thumb Works
Great Start Collaborative
Human Services Collaborative Council (HSCC)
Jail Planning Committee
MAC Agricultural/Tourism Committee
MI Renewable Energy Coalition (MREC)

YOUNG (continued)

Region VI Economic Development Planning

Saginaw Bay Coastal Initiative
Senior Services Advisory Council
Tuscola 2020
Local Units of Government Activity Report

Other Business as Necessary - None

Extended Public Comment -

-Nancy Erdody provided an update regarding her issue with her property near the Reese Schools. Mr. Hendricks, Mr. Wetters and Mr. Stowe has had a meeting although no solution has been presented. Commissioner Grimshaw will follow-up with Curtis Stowe regarding the issue.

Meeting adjourned at 11:07 a.m.

Jodi Fetting
Tuscola County Clerk

Statutory Finance Committee Minutes
August 29, 2019
H.H. Purdy Building
125 W. Lincoln St, Caro MI

Meeting called to order at 11:07 a.m.

Commissioners Present: Young, Bardwell, Vaughan, Jensen, Grimshaw

Commissioners Absent: None

Also Present: Clerk Jodi Fetting, Clayette Zechmeister

-Claims and Per Diems were reviewed and approved.

-Clayette Zechmeister reported that she is currently working with Director Leah Nancy and the county attorney in drafting the revised the animal control ordinance.

-Commissioner Grimshaw questioned what parameters and costs are used by the Animal Control Director in determining costs associated with animal care.

Public Comment - None

Meeting adjourned at 11:14 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 12th day of September, 2019 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 9/09/19
- Description of Matter:** Move that authorization is provided to post and advertise to refill a vacant Full time Account Clerk III in the County Treasurers office.

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

Request for Annual Delegation of School Plan Review and Inspection Authority to a Local Unit of Government Enforcing Agency
 Michigan Department of Licensing and Regulatory Affairs
 Bureau of Construction Codes
 P.O. Box 30254, Lansing, MI 48909
 Phone: 517-241-9303 / E-Mail: lara-bcc-asd@michigan.gov
 www.michigan.gov/bcc

Authority: 2016 PA 407
 Penalty: Failure to provide information may result in the denial of your request. LARA is an equal opportunity employer/program. Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

SCHOOL DISTRICT				
NAME OF SCHOOL DISTRICT Kingston Community Schools				COUNTY Tuscola
ADDRESS 5790 State Street				
CITY Kingston	STATE MI	ZIP CODE 48741	TELEPHONE NUMBER (Include Area Code) 989-683-2294	FAX NUMBER (Include Area Code) 989-683-2081
PRIMARY CONTACT PERSON Matt Drake		TITLE Supt	E-MAIL ADDRESS mdrake@KingstonK12.org	

Each local government enforcing agency in which facilities of the school district are located must complete this application attesting to the agreement with the information contained in this application. (Attach additional sheets if necessary)

LOCAL UNIT OF GOVERNMENT / CODE ENFORCING AGENCY				
NAME OF LOCAL UNIT OF GOVERNMENT South Central Construction Code Inspection				COUNTY Tuscola
ADDRESS 1309 Cleaver Rd Ste. A				
CITY Caro	STATE MI	ZIP CODE 48723	TELEPHONE NUMBER (Include Area Code) (989) 672-3750	FAX NUMBER (Include Area Code) (989) 672-3814
PRIMARY CONTACT PERSON Curtis Stowe		TITLE Bld Official	E-MAIL ADDRESS	

- By checking the boxes below you are certifying the following:
- The governmental subdivision and the enforcing agency are qualified by experience or training to administer and enforce this act and the code and all related acts and rules
 - Pursuant to MCL 338.851(b)(5) this form is to certify that full-time code officials, inspectors and plan reviewers registered under the skilled trades regulation act, 2016 PA 407, MCL339.5101 to 339.5133, will conduct plan reviews and inspections of school buildings.
 - Agency personnel are provided as necessary
 - Administrative services are provided
 - Timely field inspection services will be provided
 - Plan review services are provided

Certification by School District and Local Government Enforcing Agency - In the sections below, provide the signature of the school board and the local government authorized to enforce construction codes in which school facilities are located. Note: A local government not authorized to enforce the state construction codes does not qualify for delegation of school plan review and inspection authority.

SIGNATURE AND CERTIFICATION OF SCHOOL BOARD PRESIDENT	
I hereby certify the information contained in this application is accurate and that I am duly authorized to sign on behalf of the parties listed in this application. I further certify adherence to all applicable laws and rules under the delegation of authority.	
NAME OF SCHOOL BOARD OFFICIAL (Please Print) David W. Kolacz	NAME OF LOCAL SCHOOL DISTRICT Kingston Community School
SIGNATURE OF SCHOOL BOARD OFFICIAL <i>David W. Kolacz</i>	DATE 8-26-2019

SIGNATURE AND CERTIFICATION OF LOCAL UNIT OF GOVERNMENT	
I hereby certify the information contained in this application is accurate and that I am duly authorized to sign on behalf of the parties listed in this application. I further certify adherence to all applicable laws and rules under the delegation of authority.	
NAME AND TITLE OF LOCAL UNIT OF GOVERNMENT OFFICIAL (Please Print)	NAME OF LOCAL UNIT OF GOVERNMENT (enforcing agency)
SIGNATURE OF LOCAL UNIT OF GOVERNMENT OFFICIAL	DATE

CITY OF MIDLAND, MICHIGAN
2018 HOMELAND SECURITY GRANT PROGRAM
SUBRECIPIENT FUNDING AGREEMENT

THIS SUBRECIPIENT FUNDING AGREEMENT, entered into this 12th day of September, 2019, by and between the CITY OF MIDLAND, a Michigan municipal corporation of 333 Ellsworth Street, Midland, Michigan, hereinafter referred to as "City", acting as Fiduciary Agent for the 2018 Homeland Security Grant Program (Fiduciary) and Tuscola County (Political Subdivision), with a fiscal year end of December 31, 2019.

WITNESSETH, THAT:

WHEREAS, pursuant to the Urban Cooperation Act of 1967, 1967PA 7, mcl 124.501, *et seq.*, the Fiduciary and the Political Subdivision enter into the agreement for the purpose of passing through 2018 Homeland Security Grant Program (grant program) funds to the Political Subdivision, delineating the relationship and responsibilities among the Fiduciary, the Political Subdivision and the Region 3 Homeland Security Planning Board regarding the grant program; and addressing use of grant program funds, including but not limited to, the purchase, use and tracking of equipment purchased with grant program funds, purchase or reimbursement of services with grant program funds, and/or reimbursement for certain salaries and/or overtime with grant program funds.

WHEREAS, the City of Midland was elected and appointed Fiduciary for the 2018 Homeland Security Grant Program by the Region 3 Homeland Security Board on August, 6, 2018; and the City of Midland accepted the position of Fiduciary and as a result entered into the 2018 Homeland Security Grant Program with the Michigan State Police Emergency Management and Homeland Security Division (MSP-EMHSD) and became the Subgrantee for the grant program effective September 1, 2018. In consideration of the mutual promises, obligations, representations, and assurances in the agreement, the parties agree to the following:

1. **Definitions:** The following words and expressions used throughout this agreement, whether used in singular or plural, or possessive or non-possessive, shall be defined, read, and interpreted as follows:
 - 1.1. **Agreement** means the terms and conditions of this agreement, the exhibits attached hereto and any other mutually agreed to written and executed modification, amendment or addendum.
 - 1.2. **Claim** means any alleged loss, claim, complaint, demand for relief or damages, cause of action, proceeding judgement deficiency, liability, penalty, fine, litigation, costs and/or expenses, including but not limited to, reimbursement for attorney fees, witness fees, court costs, investigation expenses, litigation expenses, and amounts paid in settlement, which are imposed on, incurred by or asserted against the Fiduciary or Political Subdivision, as defined

herein, whether such claim is brought in law or equity, tort, contract, or otherwise.

- 1.3. **Fiduciary** means the City of Midland, a Michigan municipal corporation including, but not limited to, its Council, any and all of its departments, divisions, elected and appointed officials, directors, authorities, committees, employees, agents, subcontractors, attorneys, and/or any such person's successors.
- 1.4. **Party/Parties** means the Fiduciary and the Political Subdivision may also be referred to individually as party or jointly as parties.
- 1.5. **Political Subdivision** means a Michigan Municipal Corporation including but not limited to, its Council, Board, and any and all of its departments, divisions, elected and appointed officials, directors, board members, council members, commissioners, authorities, committees, employees, agents, subcontractors, attorneys, and/or any such person's successors.
- 1.6. **Region** means the area comprised of Alcona, Arenac, Bay, Genesee, Gladwin, Huron, Iosco, Lapeer, Midland, Ogemaw, Oscoda, Saginaw, Sanilac and Tuscola Counties. The Region mirrors the existing State Emergency Management 3rd District and the Office of the Public Health Preparedness Bio-Defense Network region.
- 1.7. **Region 3 Homeland Security Planning Board (Region 3 Planning Board)** means the Regional Homeland Security Planning Board for Region 3, as created by the Michigan Homeland Protection Board, and is comprised of the Counties from the Region.
- 1.8. **2018 Homeland Security Grant Program (grant program)** means the grant program described and explained in Exhibit B which began September 1, 2018 and ends May 31, 2021. The grant program is a primary funding mechanism, administered by the United States Department of Homeland Security (DHS) and plays an important role in the implementation of the National Preparedness System (NHS) by supporting the building, sustainment, and delivery of core capabilities essential to achieving the National Preparedness Goal (NPG) of a secure and resilient nation. CFDA #: 97067 and Federal Award ID #: EMW-2018-SS-00042
2. **Agreement Exhibits** - The exhibits listed below, and their properly promulgated amendments are incorporated and are part of this agreement.
 - 2.1. **Exhibit A:** Region 3 Homeland Security Planning Board minutes from August 6, 2018 re: approval of the 2018 Homeland Security Grant Program Fiduciary;
 - 2.2. **Exhibit B:** 2018 Homeland Security Grant Program agreement between the Fiduciary and the Michigan State Police Emergency Management and Homeland Security Division (MSP-EMHSD).
 - 2.3. **Exhibit C:** FY 2018 HSGP Agreement Articles Applicable to Subrecipients
 - 2.4. **Exhibit D:** FY 2018 HSGP Equipment Ownership Agreement

3. Fiduciary Responsibilities

- 3.1. The Fiduciary will comply with all requirements set forth in the grant program agreement between the Fiduciary and MSP-EMHSD.
- 3.2. The Fiduciary shall comply with all requirements set forth in the 2018 Homeland Security Grant Program guidance.
- 3.3. The Fiduciary shall submit all required project forms to MSP-EMHSD for review and approval which the Political Subdivision has submitted to the Fiduciary and been approved by the Region 3 Planning Board.
- 3.4. The Fiduciary shall reimburse the Political Subdivision for the equipment, services and/or personnel costs as set forth in the forms as supplied and required by MSP-EMHSD and the applicable reimbursement forms reviewed and approved by MSP-EMHSD. The funds shall only be released by the Fiduciary after the applicable reimbursement forms, required by MSP-EMHSD and the Fiduciary are properly executed by the parties.
- 3.5. The Fiduciary shall create and maintain an inventory of all equipment purchased with grant program funds in accordance with 2 CFR, Part 200.313 located at <https://www.ecfr.gov>
- 3.6. The Fiduciary shall notify the Political Subdivision at the end of the Political Subdivision's fiscal year of the dollar amount of grant program funds released to the Political Subdivision for that fiscal year.
- 3.7. The Fiduciary shall file this agreement pursuant to law and provide executed copies of this agreement to the Region 3 Planning Board Secretary and the Political Subdivision.

4. Political Subdivision Responsibilities

- 4.1. The Political Subdivision shall prepare all required forms for the use of grant program funds and shall submit such forms to the Region 3 Planning Board. Upon approval by the Region 3 Planning Board, the Fiduciary will forward the required forms to MSP-EMSHD for review and approval.
- 4.2. The Political Subdivision shall make all purchases in accordance with applicable federal, state, and local purchasing policies.
- 4.3. The Political Subdivision shall use the equipment purchased with grant program funds and all grant program funds in accordance with the guidance provided in the 2018 Homeland Security Grant Notice of Funding Opportunity. The Political Subdivision shall be solely responsible for the equipment, including but not limited to the following:
 - 4.3.1. Operation of the equipment;
 - 4.3.2. Maintenance and repair of the equipment;
 - 4.3.3. Replacement and repair of equipment, which is willfully or negligently lost, stolen, damaged, or destroyed;

- 4.3.4. Investigate, fully document, and make part of the official Grant Program records any loss, damage, or theft of equipment;
- 4.3.5. Insurance, license, or title for the equipment, if required by law or if the Political Subdivision deems appropriate in its discretion;
- 4.3.6. Training for use of the equipment, if training is not included with the purchase of the equipment;
- 4.3.7. Liability for all Claims arising out of the Political Subdivision's use of the equipment.
- 4.4. The Political Subdivision shall keep the Fiduciary informed of the location of the equipment purchased with grant program funds regardless of who purchased the equipment. If the equipment by its nature is mobile, the Political Subdivision must provide a general location or "home base" where the equipment can be found. If the location of the equipment changes, the Political Subdivision shall provide the new location to the Fiduciary immediately. The information required by this Section shall be provided to the Fiduciary upon receipt of the equipment by the Political Subdivision through the completion of Exhibit D, Equipment Ownership Agreement, and continue until three (3) years after the close of the grant program.
- 4.5. The Political Subdivision shall list the dollar amount provided by the Fiduciary pursuant to Section 3.6 on the Political Subdivision's Schedule of Expenditures of Federal Awards.
- 4.6. Except for equipment that is disposable or expendable, the Political Subdivision shall inform the Fiduciary if it plans to dispose of the equipment and work with the Fiduciary regarding any issues with disposal of the equipment.
- 4.7. The Political Subdivision shall be solely responsible for all costs, fines, and fees associated with the use and misuse of the equipment, including but not limited to, costs for replacing the equipment or costs, fines, or fees associated with an ineligible use determination by auditors.
- 4.8. The Political Subdivision shall make the equipment available to the Fiduciary, MSP-EM/HSD and Federal Auditors upon request.
- 4.9. The Political Subdivision shall comply with National Incident Management System (NIMS) requirements to be eligible to receive federal preparedness funds.
- 4.10. The Political Subdivision shall comply with the applicable financial and administrative requirements set forth in the current edition of 2 CFR, Part 200, including but not limited to the following provisions:
 - 4.10.1. Account for receipts and expenditures; maintain adequate financial records and refund expenditures disallowed by Federal or State audit.
 - 4.10.2. Retain all financial records, statistical records, supporting documentation and other pertinent materials for at least three (3) years after the grant is closed by the awarding federal agency for purposes of federal and/or state examination and audit.

- 4.10.3. Equipment records shall be maintained by the Political Subdivision until three (3) years after the equipment has been disposed.
- 4.10.4. Non-federal organizations which expend \$750,000 or more in federal funds during their current fiscal year are required to have an audit performed in accordance with the Single Audit Act of 1984, as amended, and 2 CFR, Part 200.
- 4.11. The Political Subdivision shall integrate individuals with disabilities into emergency planning in compliance with Executive Order 13347 and the Rehabilitation Act of 1973.
- 4.12. Environmental and Historic Preservation Compliance: The federal government is required to consider the potential impacts to the human and natural environment of projects proposed for federal funding. The Environment and Historical Preservation (EHP) program engages in a review process to ensure that federally funded activities comply with various federal laws. The goal of these compliance requirements is to protect our nation's water, air, coastal, wildlife, agricultural and low-income and minority populations. The Political Subdivision shall not undertake any project having the potential to impact EHP resources without prior approval. Any activities that have been initiated without the necessary EHP review and approval will result in a non-compliance finding and will not be eligible for federal funding.
- 4.13. The Political Subdivision shall comply with the Davis-Bacon Act (40 U.S.C. 3141 *et seq*) for grant funded construction projects. The Political Subdivision must ensure that contractors or subcontractors for construction projects pay workers employed directly at the worksite no less than the prevailing minimum wage and fringe benefits paid on projects of a similar character. Additional information, including Department of Labor wage determinations is located at: <http://www.dol.gov/compliance/laws/comp.dbra.htm>
- 4.14. Upon request, the Political Subdivision will supply to the Subgrantee any information required to meet federally mandated reporting requirements, including but not limited to, requirements related to the *Federal Funding Accountability and Transparency Act of 2006* (FFATA) (Public Law 109-282), as amended by Section 6202(a) of the *Government Funding Transparency Act of 2008* (Public Law 110-252) and DHS program specific reporting requirements.
- 4.15. The Political Subdivision must acknowledge and agree to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff. The Political Subdivision also agrees to require any subrecipients, contractors, successors, transferees, and assignees to acknowledge and agree to comply with these same provisions. Detailed information can be found in the *DHS Standard Administrative Terms and Conditions* located at <https://www.dhs.gov/publication/fy15-dhs-standard-terms-and-conditions> , specifically in the DHS Specific Acknowledgements and Assurances on page 1.

5. **Region 3 Planning Board Responsibilities:** The parties agree and acknowledge that the Region 3 Planning Board shall have the following responsibilities:
- 5.1. Undertake studies and make recommendations on matters of emergency management and homeland security to Political Subdivisions in the Region;
 - 5.2. Hold public meetings, subject to the Michigan Open Meetings Act;
 - 5.3. Perform such other acts or functions as it may deem necessary or appropriate to fulfill the duties and obligations imposed by Federal and State Homeland Security Program requirements;
 - 5.4. Establish subcommittees to carry out its work;
 - 5.5. Advocate for, monitor and actively engage in the implementation of the Regional Homeland Security Strategy;
 - 5.6. Ensure that all grant projects are aligned to the appropriate FY 2018 HSGP investment and the appropriate core capability from the National Preparedness Goal. The Region 3 Homeland Security Planning Board should consider the benefits to Region 3 prior to approving project for funding.
 - 5.7. Ensure the Regional Fiduciary is fully apprised of all projects approved by the Region 3 Homeland Security Planning Board.
6. **Duration of Interlocal Agreement -**
- 6.1. The agreement and any amendments hereto shall be effective when executed by both parties with resolutions passed by the governing bodies of each party and shall end three (3) years from the date the grant program is closed or when terminated and/or cancelled pursuant to Section 8. The approval and terms of the agreement and any amendments hereto shall be entered in the official minutes of the governing bodies of each Party.
7. **Liability/Assurances**
- 7.1. Each Party shall be responsible for any claim made against that party by a third party, and for the acts of its employees or agents arising under or related to this agreement.
 - 7.2. In any claim that may arise under or relate to this agreement, each party shall seek its own legal representation and bear the costs associated with such representation, including attorney fees.
 - 7.3. Neither party shall have any right under any legal principle to be indemnified by the other party or any of its employees or agents in connection with any claim.
 - 7.4. Notwithstanding any other provisions of this agreement, the Political Subdivision shall be solely responsible for all costs, fines, and fees associated with the use and misuse of grant program funds that it receives or the use or misuse of the equipment, including but not limited to, costs for replacing the equipment or costs, fines or fees associated with an ineligible determination by the auditors.

- 7.5. The parties have taken all actions and secured all approvals necessary to authorize and complete this Agreement. The persons signing this Agreement on behalf of each party have legal authority to sign this Agreement and bind the parties to the terms and conditions contained herein.
- 7.6. Each party shall comply with all federal, state and local ordinances, regulations, administrative rules, laws and requirements applicable to its activities performed under this Agreement, including but not limited to, the Grant Program Agreement, attached as Exhibit B, and the 2018 Homeland Security Grant Program Notice of Funding Opportunity.
8. **Termination and/or Cancellation of Agreement:** Either party may terminate and/or cancel the Agreement upon thirty (30) days' notice to the other Party. The effective date of termination and/or cancellation shall be clearly stated in the notice. If this Agreement is terminated and/or cancelled, the Transfer of Ownership Agreements executed prior to the date of termination and/or cancellation, shall remain valid and govern the parties' duties and obligations regarding equipment transferred to the Political Subdivision and the parties shall execute Transfer of Ownership Agreements for all equipment ordered by the Fiduciary prior to the date of termination and /or cancellation.
9. **No Third Party Beneficiaries:** Except as provided for the benefit of the Parties, this Agreement does not and is not intended to create any obligation, duty, promise, contractual right or benefit, right to indemnification, right to subrogation, and/or any other right in favor of any other person or entity.
10. **Discrimination:** The Parties shall not discriminate against their employees, agents, applicants for employment, or another person or entities with respect to hire, tenure, terms, conditions, and privileges of employment or any matter directly or indirectly related to employment in violation of any federal, state or local law.
11. **Permits and Licenses:** Each Party shall be responsible for obtaining and maintaining, throughout the term of this Agreement, all licenses, permits, certificates, and governmental authorizations necessary to carry out its obligations and duties pursuant to this Agreement.
12. **Reservation of Rights:** The Agreement does not, and is not intended to waive, impair, divest, delegate, or contravene any constitutional, statutory, and/or legal right, privilege, power, obligation, duty, or immunity of the Parties.
13. **Delegation/Subcontract/Assignment:** Neither party shall delegate, subcontract and/or assign any obligations or rights under this Agreement without the prior written consent of the other Party.
14. **No Implied Waiver:** Absent a written waiver, no act, failure, or delay by a Party to pursue or enforce any rights or remedies under this Agreement shall constitute a waiver of those rights with regard to any existing or subsequent breach of this Agreement. No waiver of any term, condition, or provision in this Agreement, whether by conduct or otherwise, in one or more instances, shall be deemed or construed as a continuing waiver of any term, condition, or provision of this Agreement.

No waiver by either Party shall subsequently affect its right to require strict performance of this Agreement.

15. **Severability:** If a court of competent jurisdiction finds a term, or condition of this agreement to be illegal or invalid, then the term, or condition shall be deemed severed from this Agreement. All other terms, conditions and provisions of this Agreement shall remain in full force.
16. **Captions:** The section and subsection numbers, captions, and any index to such sections and subsections contained in this Agreement are intended for the convenience of the reader and are not intended to have any substantive meaning. The numbers, captions and indexes shall not be interpreted to be considered as part of this Agreement. Any use of the singular or plural number, any reference to the male, female or neuter genders, and any possessive or non-possessive use in this Agreement shall be deemed the appropriate plurality, gender or possession as the context requires.
17. **Notices:** Notices given under this Agreement shall be in writing and shall be personally delivered, sent by express delivery service, certified mail, or first-class U.S. mail postage prepaid and addressed to the person listed below. Notice will be deemed given on the date when one of the following first occur: (1) the date of actual receipt; (2) the next business day when notice is sent express delivery service or personal delivery; or (3) three days after mailing first class or certified U.S. mail.
 - 17.1. If notice is sent to the Fiduciary, it shall be addressed and sent to: City of Midland, Finance Department, 333 W. Ellsworth St., Midland, MI 48640
 - 17.2. If notice is sent to the Political Subdivision, it shall be sent to: Tuscola County Sheriff's Office; Attn: Dep. Anderson, 420 Court St. Suite 1 Caro, MI 48723
 - 17.3. Either Party may change the address and/or individual to which notice is sent by notifying the other Party in writing of the change.
18. **Governing Law:** This Agreement shall be governed, interpreted, and enforced by the laws of the State of Michigan.
19. **Agreement Modifications or Amendments:** Any modifications, amendments, recession, waivers, or releases to this Agreement must be in writing and executed by both Parties.
20. **Entire Agreement:** This agreement represents the entire agreement and understanding between the parties. The language of this agreement shall be construed as a whole according to its fair meaning, and not construed strictly for or against any party.

IN WITNESS WHEREOF:

City of Midland:

EXECUTED: _____ DATE: _____

PRINTED NAME and TITLE: _____

Political Subdivision: _____

EXECUTED: _____ DATE: _____

PRINTED NAME and TITLE: _____

Region 3 Homeland Security Planning Board:

EXECUTED: _____ DATE: _____

PRINTED NAME and TITLE: _____



Tuscola County

Clayette Zechmeister <zclay@tuscolacounty.org>

Matter to be placed on 9-12-19 Agenda

1 message

Jodi Fetting <jfetting@tuscolacounty.org>

Mon, Sep 9, 2019 at 8:26 AM

To: Clayette <zclay@tuscolacounty.org>

Cc: Thomas Bardwell <tbardwell@tuscolacounty.org>, Tom Young <tyoung@tuscolacounty.org>, Kim Vaughan <kvaughan@tuscolacounty.org>, Mark Jensen <mjensen@tuscolacounty.org>

Good Morning,

I would like to add a matter to the Thursday, September 12th meeting agenda.

Board of Canvasser Appointment

The appointments to the Board of Canvassers are addressed in MCL 168.24c. The persons nominated for the positions on the Board of Canvassers come from the Republican and Democratic Party District Chairs.

The Democratic Party has nominated:

Michael Warchuck

Gary Grenia

Anne Lubeckyj

The Republican Party has nominated:

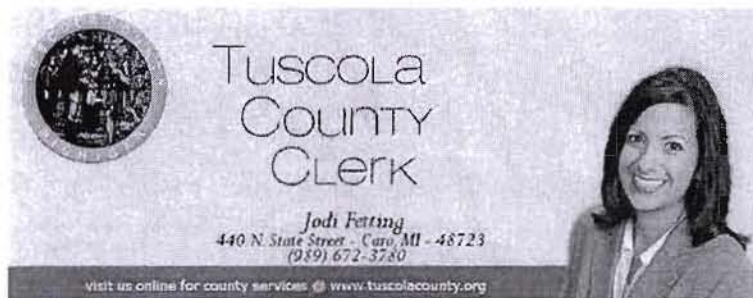
Michael Slocum

Mr. Slocum is a current Board member. The Democratic appointee will be replacing John Hunter.

I would recommend the appointment of Michael Slocum as the Republican Party Representative and Michael Warchuck as the Democratic Party Representative although the vote by the Board of Commissioners needs to be completed by ballot. I will provide the ballot for the Board to use for voting on Thursday. The appointment would be to a 4 year term beginning November 1, 2019.

Should you have any questions regarding this process, please let me know.

Clerk Fetting



Agenda Reference: E

Entity Proposing: COMMITTEE OF THE WHOLE 2/25/19

Description of Matter: Move that the following appointments be made to the Economic Development Commission (EDC) Board: Joe Greene, City of Caro Mayor, Thomas Raymond, Village of Reese Manager, and Jim Tussey, SRS Pharmacy Systems President to full 6-year term positions expiring December 31, 2024 and Mary Kulis, Consumers Energy to the partial term seat previously held by Douglas Link which expires on December 31, 2020.

Agenda Reference: F

Entity Proposing: COMMITTEE OF THE WHOLE 2/25/19

Description of Matter: Move that per the recommendation of the Behavioral Health Systems Board of Directors, the following board members be reappointed for three year terms ending March 31, 2022: Ms. Linda Ackerman, Mr. David Griesing, Ms. Susan McNett and Mr. Walter Szostak.

New Business -

-Presentation of Honorary Resolution for Sheriff Department Mounted Division - Commissioner Bardwell presented the resolution and expressed appreciation for the many years of service of the members.

-General Fund Revenue and Expenditure Projections - Mike Hoagland presented an overview of revenue and expenditure projections for the years of 2018 to 2022. Matter discussed at length.

-GIS Update – Cody Horton, GIS Coordinator, provided an update on the projects that he is currently working on involving GIS. Matter reviewed at length.

-MSU-Extension (MSUe) Update - Jerry Johnson provided an update of the services the MSUe provides. There will be an event in Cass City on March 7, 2019 from 5:00 p.m. to 7:30 p.m. to discuss the First Impression for Tourism (FIT) program. Matter discussed.

-Tuscola County Veterans Committee - Standard Operating Procedures - Mark Zmierski reviewed the new procedure policy and the changes that were implemented.

BARDWELL

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

YOUNG

Board of Public Works
County Road Commission Liaison
Dispatch Authority Board
Genesee Shiawassee Thumb Works
Great Start Collaborative
Human Services Collaborative Council (HSCC)
Jail Planning Committee
MAC Agricultural/Tourism Committee
MI Renewable Energy Coalition (MREC)
Region VI Economic Development Planning
Saginaw Bay Coastal Initiative
Senior Services Advisory Council
Tuscola 2020
Local Units of Government Activity Report

VAUGHAN

Board of Health
County Planning Commission
Economic Development Corp/Brownfield Redevelopment
MAC Environmental Regulatory – Vice Chair
Mid-Michigan Mosquito Control Advisory Committee
NACO-Energy, Environment & Land Use
Parks and Recreation Commission
Tuscola County Fair Board Liaison
Local Units of Government Activity Report

Other Business as Necessary -

-EDC Board Member Removal - Board discussed the matter of removing an EDC Board member.

19-M-034

Motion by Young, seconded by Jensen to remove Dr. Douglas Link from the EDC Board due to the judicial legal outcomes. Roll Call Vote: Jensen - yes; Grimshaw - no; Young - yes; Bardwell - yes; Vaughan - absent. Motion Carried.

Agenda
Tuscola County Board of Commissioners
Committee of the Whole Monday, February 11, 2019 – 8:00 A.M.
HH Purdy Building - 125 W. Lincoln, Caro, MI

Finance/Technology
Committee Leaders-Commissioners Young and Jensen

Primary Finance/Technology

1. **EDC Activity Update, Attendance, Terms of Office and Areas of Representation – 8:00 A.M. (See A)**
2. **Update Regarding 2018 Audit (Comprehensive Annual Financial Report) – Chief Accountant**
3. **Need for Psychological Services for Jail Inmates**
4. **Payment for Additional Schellenbarger Engineering Services (See B)**
5. **Medical Examiner System (See C)**
6. **CLEMIS Road Patrol Software – Impacts on Local Police Departments (See D)**

On-Going and Other Finance

Finance

1. **Work with MREC to Resolve Remaining Assessing/Taxation Disputes with Wind Turbine Companies**
2. **Providing Water to Caro Regional Center**
3. **Water Rates Paid for County Facilities Along M24 and Deckerville Roads**
4. **Opioid Lawsuit**
5. **State Assessing Changes**
6. **Prepare of Updated Multi-Year Financial Plan**
7. **Update Wind Turbine Revenue Information**
8. **Continue Review of Road Commission Legacy Costs**
9. **2018 Comprehensive Annual Report Development**
10. **Convert to New State Chart of Accounts**
11. **2020 Budget Development**
12. **Second Year MIDC Plan and Budget**
13. **Determine if any Drain Bonds can be Retired Early or Refinanced**
14. **Property and Liability Insurance Renewals**

Technology

1. **New Kronos Time Attendance and BSA Finance/General Ledger Software**
2. **Animal Control Camera and Other Security**
3. **New Server and Network Storage Capacity**
4. **Jail Live Scan Scanner**
5. **CLEMIS Road Patrol Software**
6. **GIS Update**
7. **Increasing On-Line Services**
8. **Updating County Web Page**
9. **Implementation of New Computer Aided Dispatch System**

Personnel

Committee Leader-Commissioner Vaughan and Bardwell

Primary Personnel

1. **Updating Animal Control Ordinance (See E)**
2. **Video Conferencing MAC for Updates (See F)**
3. **Request to Appoint Dara Mc Garry to the Deputy Drain Commissioner Position (See G)**
4. **Potential Filling of Account Clerk III Position in Drain Commission Office**



mhoagland@tuscolacounty.org

From: mhoagland@tuscolacounty.org
Sent: Monday, February 4, 2019 8:34 AM
To: 'Bardwell Thom'; 'Dan Grimshaw'; 'Kim Vaughan'; 'Mark Jensen'; 'Tom Young'
Cc: Steve Erickson
Subject: EDC Information
Attachments: EDC By-Laws.pdf

Commissioners and Steve

It was requested that the following information be forwarded for your review: Tuscola County Economic Development Corporation By-Laws, List of Board Members and Attendance Analysis.

Steve, the commissioners requested that you or Jim McLoskey be in attendance at a Committee of the Whole or Board meeting at least once per month to provide an EDC activity report.

Please let me know if you or Jim are available February 11 or February 14 to provide the report. The Board meeting schedule is on the county web site. We could set up a standard date for your activity reports.

Also, at the February 1, 2019 Board of Commissioners meeting Dr. Link was removed from the EDC Board.

Mike

Michael R. Hoagland
Tuscola County Controller/Administrator
989-672-3700
mhoagland@tuscolacounty.org

VISIT US ON LINE FOR COUNTY SERVICES @ www.tuscolacounty.org

mhoagland@tuscolacounty.org

From: mhoagland@tuscolacounty.org
Sent: Monday, February 4, 2019 10:47 AM
To: Steve Erickson
Cc: jfetting@tuscolacounty.org; 'Bardwell Thom'; 'Dan Grimshaw'; 'Kim Vaughan'; 'Mark Jensen'; 'Tom Young'
Subject: FW: EDC Information

Steve

Please see additional information requested below.

Michael R. Hoagland
Tuscola County Controller/Administrator
989-672-3700
mhoagland@tuscolacounty.org

VISIT US ON LINE FOR COUNTY SERVICES @ www.tuscolacounty.org

From: Thomas Bardwell [mailto:bardwellthomas1@gmail.com]
Sent: Monday, February 4, 2019 9:17 AM
To: Kim Vaughan <kvaughan@tuscolacounty.org>; Mark Jensen <mjensen@tuscolacounty.org>; Tom Young <tyoung@tuscolacounty.org>; mhoagland@tuscolacounty.org
Subject: Re: EDC Information

Hi Mike,

Would u also request a list of members and the regions/occupations that they represent according to those in the By-laws; further analysis of the classes... related to staggering the terms of the Board members... and the current board members grouped by when their term ends to illustrate how the staggering terms look currently; a list of members and their respective contributions to the EDC; recommendations related to the group of absentee members respective to the attendance list provided and their potential replacement; and the EDC Budget for 2019

If I've missed something from the Board discussion.. let me know

Thanks

Thom

On Mon, Feb 4, 2019 at 8:33 AM mhoagland@tuscolacounty.org <mhoagland@tuscolacounty.org> wrote:

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Also, at the February 1, 2019 Board of Commissioners meeting Dr. Link was removed from the EDC Board.

Mike

Michael R. Hoagland

Tuscola County Controller/Administrator

989-672-3700

mhoagland@tuscolacounty.org

VISIT US ON LINE FOR COUNTY SERVICES @ www.tuscolacounty.org

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2018-19
Tuscola County EDC
Board of Directors

	<u>Board Member</u>	<u>Representation</u>	<u>Organization</u>	<u>Occupations</u>	
1	Thom Bardwell	Ellington Township	Commissioner - Business Owner	Gov't Small Business	
2	Keith Baur	Almer Township	Poet Biorefining	Ag-Processing	Contributor
3	William Bushaw	Millington	Baseline Services/Southern Links Frankenmuth Credit Union	Building Inspections	Equipment Lease Inspector
4	Brian Chapman	Vassar	Vassar City Manager	Government	Contributor
5	Cindy Kruse	Elkland Township	Thumb Bank	Banking	Contributor
6	Gary Fritz	North Branch	Cooperative Elevator	Ag-Processing	Contributor
7	Kent Graf	Indianfields Township	Michigan Sugar	Ag-Processing	Contributor
8	Joe Greene	Caro	Caro Mayor	Government	Contributor
9	Mary Kulis	Essexville	Consumers Energy	Utility	Contributor
10	Colleen Langenburg	Elkland Township	MI-Tech Tooling	Small Manufacturer	Contributor/ Public Relations
11	Brian Neuville	Caro	Human Development Commission	Non-Profit	
12	Rose Putnam	Elkland Township	Thumb Octagon Barn - Tourism	Non-Profit	
13	Debbie Powell	Cass City	Cass City Manager	Government	Contributor
14	Josh Rodammer	Frankenmuth	Frankenmuth Credit Union	Banking	Contributor
15	John Tilt	Elkland Township	Vita Plus	Ag-Processing	Contributor
16	Kim Vaughan	Fremont Township	Commissioner	Government	Contributor
17	Robert Wolak	Caro	Chemical Bank	Banking	Contributor

**Tuscola County Economic Development Corporation
By-Laws**

Mission- The mission of the Tuscola County EDC is to work to retain and create jobs for the citizens of Tuscola County through the promotion of the entrepreneurial spirit. We foster, encourage and assist new and existing businesses and entrepreneurs in starting, expanding and growing and making Tuscola County a great place to live, work and play.

The vision statement of the Tuscola County EDC is to provide continuous improvement in the quality of life in Tuscola County through Economic Development.

Article I - Name and Office

Section 1. Name The name of this organization is Tuscola County Economic Development Corporation;

Section 2. Office The registered office of the Corporation in the State of Michigan shall be located at 157 North State Street, Caro, Michigan 48723.

Article II - Object and Purpose

Section 1. Purpose The purposes for which this Corporation is formed are as follows:

- A. To conduct an aggressive program for the economic growth and development of the Tuscola County Area by assistance and encouragement for the maintenance and expansion of existing business and industry, the acquisition of new business and branch plants and the conduct of such other activities as will broaden the economic base, increase employment and business opportunities, and generally contribute to the advancement and growth of the area for the purpose of benefiting the community.
- B. To receive and administer funds for the purpose of advancing the Corporation as set forth above and to exercise any, all, and every power in furtherance of said purposes for which an Economic Development Corporation can be authorized, except that no part of the earnings or properties of this Corporation shall ever inure to the private benefit of any member, individual, or Corporation. Upon dissolution or liquidation, it shall be the intent and purpose of this Corporation to transfer and distribute all of the assets of said Corporation, after the satisfaction of or provision for its liabilities, to the County of Tuscola.
- C. To provide a reasonably accessible place of business open to the public during normal business hours and with a separately listed telephone (989) 673-2849.
- D. To provide professional management, accounting, legal-related and business service. To provide a full-time professional staff with the capability to package, process, close and service loans. These capabilities may be drawn from the staff, the board, or acquired by contract from qualified sources within Tuscola County.

ARTICLE III – Directors

Section 1. General Powers. The business and affairs of the Corporation shall be managed by its Board except as otherwise provided by statute, by its Articles of Incorporation or by these Bylaws.

Section 2. Number, Classification, Appointment and Term of Office. The Board of Directors of the Corporation shall consist of not less than nine (9) persons, not more than three (3) of whom shall be an officer or employee of the County of Tuscola. Members of the Tuscola County Board of Commissioners may serve on the Board of Directors. The Directors shall be appointed for terms of six (6) years except the Directors first appointed which shall be appointed as follows: The Board shall be divided into six classes, designated Class I, Class II, Class III, Class IV, Class V, and Class VI. Of the first directors appointed four (4) shall be appointed for six (6) years and designated

~~Class I Directors, one for five (5) years and be designated a Class II Director, One for four (4) years and be designated a Class III Director, One for five (5) years and be designated a Class IV Director, One for two (2) years and be designated a Class V Director and One for one (1) year and be designated a Class VI Director. Each year the successors of the class of directors whose term expires shall be appointed to hold office for six (6) years.~~

Pursuant to Statute the Chair of the Tuscola County Board of Commissioners, with the advice and consent of the whole Board of Commissioners, shall appoint the original group or directors and the successors each year as the term of office of directors expires. A director whose term of office has expired shall continue to hold office until the director's successor has been appointed with the advice and consent of the Tuscola County Board of Commissioners. A director may be reappointed with the advice and consent of the Tuscola County Board of Commissioners to serve additional terms. If a vacancy occurs due to death, resignation or removal by operation of law a successor shall be appointed within thirty (30) days by the Chair of the Tuscola County Board of Commissioners with its advice and consent to hold office for the remainder of the term of the vacated office.

When choosing new members to be appointed to the Board of Directors, it is the intent to have board representatives from a wide array of geographic areas in Tuscola County, and occupations from within Tuscola County. Of the ten geographic areas, (Akron-Fairgrove, Caro, Cass City, Gagetown, Mayville, Millington, Kingston, Reese, Unionville and Vassar), the board has a goal of seven geographic areas being represented, and ideally a maximum of five from any one geographic area.

The board will also strive to have directors representing at least nine different occupations on the Board of Directors. The targeted occupations include government, banking, small business, retail, agriculture/agricultural processing, manufacturing, education, legal, foundations/nonprofit, news media, medical field, and real estate/developers. Some board members may represent more than one occupational area.

Section 3. Removal. A director may be removed from office for cause by majority vote of the Tuscola County Board of Commissioners.

Section 4. Conflict of Interest. A director who has a direct interest in any matter before the Corporation shall disclose any interest prior to the Corporation's consideration of the matter of its taking action with respect to the matter, which disclosure shall become a part of the record of the

Corporation's official proceedings. Said interested director shall abstain from all discussion, consideration or action relating to said matter.

ARTICLE IV – Meetings of the Board

Section 1. Place of Meeting. The Board of Directors may hold meetings at the office of the Corporation or at such other place as the Board may from time to time determine.

Section 2. Regular Meetings. A regular meeting of the Board of Directors shall be held monthly according to a regular schedule adopted by the Board at its annual organization meeting.

Section 3. Special Meetings. Special meetings may be called by the Chair of the Board or by the Executive Director on three days notice to each director, either personally, or by mail.

Section 4. Notice. Notice of any meeting shall be given in accordance with the Michigan Open Meetings Act (Act 267) of the Public Acts of 1976.

~~Section 5. Quorum. At all meetings of the Board, one-third of the directors shall constitute a quorum for the transaction of business and the act of a majority of the directors present at any meeting at which there is a quorum shall be the action of the Board of Directors, except as may be otherwise specifically provided by statute or by the Articles of Incorporation. If a quorum shall not be present at any meeting of the Board of Directors the directors present may adjourn the meeting from time to time, without notice other than announcement at the meeting, until a quorum shall be present.~~

Section 6. Rules. All questions of parliamentary procedure shall be settled according to Robert's Rules of Order whenever such rules are inconsistent with the constitution and bylaws of this organization.

Section 7. Telephone Meeting. If urgency is needed to expedite a matter, a telephone conference call can be used to replace a meeting. Rules that affect the regular meeting would apply to a telephone meeting.

ARTICLE V – Officers, the Board and Committees

Section 1. Officers. The officers of the Corporation shall be elected by the Board and shall consist of Chair, Vice Chair, Secretary, Treasurer, and Executive Director. The Board may also appoint a Deputy Secretary who need not be a member and a Deputy Treasurer who need not be a member of the board, but shall give bond for the faithful discharge of duties of office in such sum and with such sureties as the Board may determine. Two or more offices may be held by the same person but an officer shall not execute, acknowledge or verify an instrument in more than one capacity if the instrument is required by law.

Section 2. Executive Director. The Executive Director of the Tuscola County Economic Development Corporation shall be the Chief Operating Officer of this organization, with the advice and counsel of the officers and directors. He/She shall be in charge of day-to-day operations, organization and staff. The Executive Director shall have the authority to employ staff as may be required within the budget allowed for such employment. In the event that the position of Executive Director of Tuscola County Economic Development Corporation is vacant, the Board of Directors shall appoint a temporary Executive Director for the Corporation.

Section 3. Election and Term of Office. The officers of the Corporation shall be elected annually by the Board. If the election of officers shall not be held or made at such meeting, such election shall be held or made as soon thereafter as is convenient. Each officer so elected or appointed and until his successor is elected or appointed and qualified shall hold office until the officer's resignation or removal.

Section 4. Vacancies. A vacancy in any office because of death, resignation, removal, disqualification or otherwise, may be filled at any meeting of the Board for the unexpired portion of the term of such office.

Section 5. Chair. The Chair shall be the Chief Executive Officer of the corporation. The Chair shall preside at all meetings of the directors and shall perform all duties of the office as provided by the Articles of Incorporation. The Chief Executive Officer shall be an ex officio member of all standing committees, and shall have the general power and duties of supervision and management of the Corporation.

Section 6. Vice Chair. The Vice Chair shall, in the absence of the Chair, or in the event of the Chair's inability or refusal to act shall perform the duties of the Chair and, when so acting, shall have all the powers of and be subject to all the restrictions upon the Chair. The Vice Chair shall perform such other duties as may be assigned by the Chair or by the Board of Directors.

Section 7. Secretary. The Secretary shall attend all meetings of the Board and record all votes and the minutes of all proceedings in a book to be kept for that purpose; and shall perform like duties for the standing committees when required. This officer shall further perform all duties of the Office of Secretary as provided by the Articles of Incorporation.

Section 8. Treasurer. The Treasurer shall perform all duties of the office of the Treasurer as provided in the Articles of Incorporation. This officer shall disburse the funds of the Corporation as may be ordered by the Board, taking proper vouchers for such disbursements, and shall render to the Board, at the regular meetings of the Board, or whenever they may require, an account of all transactions as Treasurer and of the financial condition of the Corporation. The Treasurer shall give the Corporation a bond if required by the Board in the sum, and with one or more sureties satisfactory to the Board, for the faithful performance of the duties of the office, and the restoration to the Corporation in case of the officer's death, resignation, retirement, or removal from office of all books, papers, vouchers, money and other property of whatever kind in his possession or under the Treasurer's control belonging to the Corporation.

Section 9. Committees. The board shall authorize and define the powers and duties of all committees. The Chair shall appoint all committees subject to approval of the board. The Chair and Executive Director shall be ex-officio members of all committees.

Section 10. Delegation of Duties of Officers. In the absence of any officer of the Corporation, or for any other reason that the Board may deem sufficient, the Board may delegate, from time to time and for such time as it may deem appropriate, the powers or duties, or any of them, of such officer to any other officer, or to any director, provided a majority of the Board then in office concurs therein.

ARTICLE VI – FUNDS

Section 1. Funding Authority. All receipts and disbursements shall be embodied in a budget form of disbursement and shall constitute a general fund from which all fixed charges for the maintenance and operation of the organization and other expenses regularly incurred shall be made. All other expenses that may occur which are not included in the budget must be approved by the Chair. Funds shall not be disbursed for any activity not designated in the budget until submitted and approved by the board. It shall be the duty of the Board of Directors to approve annually a budget of the proposed expenditures for the year. The annual budget shall be prepared and presented to the board at the last regular meeting of the fiscal year. No committee shall spend any money without the approval of the board; inclusion in the budget as adopted signifies board approval.

Section 2. Method of Payment. All expenditures and/or transfers, except petty cash, should be paid by check and the check and/or transfer must be signed by the Executive Director and Treasurer; if the Executive Director and/or treasurer are not available, then any of the other directors shall sign so long as there are two.

Section 3. Purchasing Policy. Tuscola County Economic Development Corporation will buy its supplies, equipment and special services from local firms when they are available. Competitive bids will be secured for all major items and they shall be purchased accordingly.

Section 4. Authority to Borrow. The Tuscola County Economic Development Corporation shall have the authority to borrow money from a bank or financial institution for the purpose of providing supplemental funding for the EDC Revolving Loan Fund. If it is deemed necessary a resolution to borrow will be presented to the EDC board of directors for its approval. The repayment of any loan received by the EDC shall be made from current and future payments made to the Revolving Loan Fund.

VII – Fiscal Year

Section 1. Dates. The fiscal year shall run from July 1 through June 30.

VIII – Amendments

Section 1. Bylaws Amendments. The bylaws may be amended by a two-thirds vote of the board at any regular or special meeting called, provided the directors have been informed according to Article VIII Sec. 2 of such amendments to be considered.

Section 2. Notice. Due notice of proposed amendments, by mail, facsimile, or e-mail must be given at least seven (7) days prior to a special meeting at which such amendments are to be considered.

ARTICLE IX – Liability Insurance

Section 1. Liability Insurance. The Corporation shall have the power to purchase and maintain insurance on behalf of any person who is or was a director, officer, or employee, or agent of the Corporation, or is or was serving at the request of the Corporation as a director, officer, employee or agent of another Corporation partnership, joint venture, trust or other enterprise against any liability asserted against that person and incurred by that person in any such capacity or arising out of that person's status as such, whether or not the Corporation would have power to indemnify that person against liability pursuant to the Act.

I hereby certify these Bylaws to be true, accurate and complete as adopted at the regular meeting of the Tuscola County Economic Development Corporation board of directors held on June 7, 2007.

June 7, 2007
Date

James R. McFarley
Secretary, Tuscola County EDC

JUNE 7, 2007
Date

Glen R. Roth, Notary
Notary Public

GLEN R. ROTH
NOTARY PUBLIC, STATE OF MI
COUNTY OF TUSCOLA
MY COMMISSION EXPIRES Dec 12, 2011
ACTING IN COUNTY OF TUSCOLA

EDC Members

6 Classes, Class I,II,III,IV,V,VI

Terms Vary based on Class Status

A = Appointed R = Re-appointed

1	Thorn Bardwell	2019	R. 10/14/13, 13-M-210	
2	Keith Baur	2019	A. 2/14/12, 12-M-23	R. 10/14/13, 13-M-210
3	Bill Bushaw	2021	R. 12/08/09, 09-M-263	R. 10/12/15, 15-M-174
4	Brian Chapman	2018	A. 6/27/16, 16-M-113	
5	Cindy Kruse	2021	A. 10/8/18, 18-M-153	
6	Steve Erickson	2019	New 11/10/11	
7	Gary Fritz	2019	A. 6/15/17, 17-M-104	
8	Kent Graf	2019	A. 5/2008 - notes	R. 10/14/13, 13-M-210
9	Joe Greene	2018	A. 10/22/12, 12-M-207	
10	Mary Kulls	2018	A. 10/14/13, 13-M-210	
11	Dr. Doug Link	2020	R. 1/29/15, 15-M-12	
12	Colleen Langenburg	2020	R. 1/29/15, 15-M-12	
13	Brian Neuville	2020	A. 2/14/12, 12-M-23	R. 1/29/15, 15-M-12
14	Rose Putnam	2020	A. 1/29/15, 15-M-12	
15	Debbie Powell	2021	A. 10/11/18, 18-M-161	
16	Josh Rodammer	2020	A. 6/15/17, 17-M-104	
17	John Tilt	2019	R. 10/14/13, 13-M-210	
18	Kim Vaughan	2019		
19	Robert Wolak	2021	A. 4/12/18, 18-M-64	

mhoagland@tuscolacounty.org

From: Thomas Bardwell <tbarwell@tuscolacounty.org>
Sent: Friday, January 11, 2019 6:54 PM
To: Steve Erickson; Mike Hoagland; Tom Young
Subject: 2018 EDC Meeting participation

Steve,

A request has been made that the EDC Boards 2018 attendance be analyzed by month identifying which members attended and which members were absent during the 2018 year. Basically a summary of each members attendance by month and absence. Also identify the number needed each month for a quorum in the analysis.

The attendance summary will be used to better understand the sizing of the Board.

Would like to have the analysis before next Thursday's BOC meeting.

Thanks,

Thom

Tuscola County EDC2018 Attendance Analysis

	<u>17 Members</u>		<u>17 Members</u>		<u>17 members</u>		<u>18 members</u>
	Quorum 1/3		Quorum 1/3		Quorum 1/3		Quorum 1/3
	6 members		6 members		6 members		6 members
	65% Attendance		58% Attendance		76% Attendance		67% Attendance
	<u>January 2018</u>		<u>February 2018</u>		<u>March 2018</u>		<u>April 2018</u>
	<u>Present</u>		<u>Present</u>				
1	Bardwell		1 Bardwell		1 Bardwell		1 Baur
2	Baur		2 Baur		2 Baur		2 Bushaw
3	Bushaw		3 Erickson		3 Bushaw		3 Erickson
4	Erickson		4 Graf		4 Chapman		4 Fritz
5	Greene		5 Link		5 Erickson		5 Graf
6	Kulls		6 Neuville		6 Fritz		6 Greene
7	Neuville		7 Putnam		7 Graf		7 Link
8	Putnam		8 Rodammer		8 Kulls		8 Neuville
9	Rodammer		9 Tilt		9 Neuville		9 Rodammer
10	Tilt		10 C. Young		10 Putnam		10 Tilt
11	C. Young				11 Rodammer		11 Vaughan
					12 Tilt		12 Wolak - Added
					13 Vaughan		
	<u>Not Present</u>		<u>Not Present</u>		<u>Not Present</u>		<u>Not Present</u>
1	Chapman		1 Bushaw		1 Greene		1 Bardwell
2	Langenburg		2 Chapman		2 Langenburg		2 Chapman
3	Link		3 Fritz		3 Link		3 Kulls
4	Fritz		4 Greene		4 C. Young		4 Langenburg
5	Graf		5 Kulls				5 Putnam
6	Vaughan		6 Langenburg				6 C. Young
			7 Vaughan				
	<u>18 members</u>		<u>17 members</u>		<u>17 members</u>		
	Quorum 1/3		Quorum 1/3		Quorum 1/3		
	6 members		6 members		6 members		
	61% Attendance		88% Attendance		82% Attendance		No meeting
	<u>May 2018</u>		<u>June 2018</u>		<u>July 2018</u>		<u>August 2018</u>
1	Bardwell		1 Bardwell		1 Bardwell		
2	Bushaw		2 Baur		2 Baur		
3	Erickson		3 Bushaw		3 Bushaw		
4	Fritz		4 Chapman		4 Erickson		
5	Kulls		5 Erickson		5 Fritz		
6	Link		6 Fritz		6 Greene		
7	Putnam		7 Graf		7 Link		
8	Rodammer		8 Greene		8 Neuville		
9	Tilt		9 Link		9 Putnam		
10	Vaughan		10 Neuville		10 Rodammer		
11	Wolak		11 Putnam		11 Tilt		
			12 Rodammer		12 Vaughan		
			13 Tilt		13 Wolak		
			14 Vaughn				
			15 Wolak				

Tuscola County EDC2018 Attendance Analysis

	<u>Not Present</u>		<u>Not Present</u>		<u>Not Present</u>	
1	Baur		1 Kulis		1 Chapman	
2	Chapman		2 Langenburg		2 Graf	
3	Langenburg				3 Kulis	
4	Graf				4 Langenburg	
5	Greene					
6	Neuville					
7	C. Young					
	<u>17 members</u>		<u>19 members</u>		<u>19 members</u>	<u>19 members</u>
	<u>Quorum 1/3</u>		<u>Quorum 1/3</u>		<u>Quorum 1/3</u>	<u>Quorum 1/3</u>
	6 members		7 members		7 members	7 members
	70% Attendance		68% Attendance		58% Attendance	58% Attendance
	<u>September 2018</u>		<u>October 2018</u>		<u>November 2018</u>	<u>December 2018</u>
1	Bardwell	1	Bardwell	1	Bardwell	1 Bardwell
2	Baur	2	Baur	2	Bushaw	2 Baur
3	Bushaw	3	Erickson	3	Erickson	3 Bushaw
4	Erickson	4	Fritz	4	Fritz	4 Erickson
5	Greene	5	Greene	5	Greene	5 Fritz
6	Kulis	6	Kulis	6	Kulis	6 Greene
7	Neuville	7	Kruse-Added	7	Putnam	7 Kruse
8	Putnam	8	Powell-Added	8	Rodammer	8 Neuville
9	Rodammer	9	Putnam	9	Tilt	9 Powell
10	Tilt	10	Rodammer	10	Vaughan	10 Putnam
11	Vaughan	11	Tilt	11	Wolak	11 Vaughan
12	Wolak	12	Vaughan			
		13	Wolak			
	<u>Not Present</u>		<u>Not Present</u>		<u>Not Present</u>	<u>Not Present</u>
1	Chapman	1	Bushaw	1	Baur	1 Chapman
2	Fritz	2	Chapman	2	Chapman	2 Graf
3	Graf	3	Graf	3	Graf	3 Kulis
4	Langenburg	4	Langenburg	4	Kruse	4 Langenburg
5	Link	5	Link	5	Langenburg	5 Link
		6	Neuville	6	Link	6 Rodammer
				7	Neuville	7 Tilt
				8	Powell	8 Wolak
	<u>Summary 2018</u>		<u>11 meetings</u>			
	<u>Board member</u>		<u>Meetings absent</u>			
1	Thom Bardwell		1	12	Dr. Doug Link	6
2	Keith Baur		2	13	Brian Neuville	3
3	William Bushaw		2	14	Debbie Powell	1
4	Brian Chapman		9	15	Rose Putnam	1
5	Stephen Erickson		0	16	Josh Rodammer	1
6	Gary Fritz		3	17	John Tilt	1
7	Kent Graf		7	18	Kim Vaughan	2
8	Joe Greene		3	19	Robert Wolak	1
9	Cindy Kruse		1		Total absences	60
10	Mary Kulis		5			
11	Colleen Langenburg		11			

Members to be added to EDC Board September 2019

1. Kim Stevenson – Chemical Bank
2. Doug Daniels – Greater Thumb Real Estate
3. Sam Palmeter – Laser Marking Technologies
4. Mike Pattullo – Walbro
5. Jeff Laverty – Quality Roasting
6. Jody Dean – Village of Millington
- ~~7. Centurylink Representative~~
8. Joe Pomeroy – LaBudde Group

Draft
Tuscola County Board of Commissioners
Committee of the Whole
Monday, September 9, 2019 – 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 - Mark Jensen, District 5 - Daniel Grimshaw (arrived at 8:09 a.m.)

Absent: None

Also Present: Clerk Jodi Fetting, Clayette Zechmeister, Mike Miller, Tisha Jones-Holubec, Nancy Laskowski, Steve Erickson, Jim McLoskey, Treasurer Patricia Donovan-Gray, Register John Bishop, Mark Haney, Jean Doss (via conference call)

Finance/Technology
Committee Leaders-Commissioners Young and Jensen

Primary Finance/Technology

1. **Economic Development Corporation (EDC) Update, Steve Erickson** - Steve Erickson provided an update that he received from the State Land Bank regarding removal of buildings at the State Land property. He also provided an update on growth that Quality Roast is experiencing. Steve has proposed potential Board members to be appointed to the EDC Board which he would like to have appointed prior to the EDC Kickoff Meeting. Matter of EDC Board appointments to be placed Thursday's Agenda.
2. **Capitol Services Update, Jean Doss** - Jean Doss reported that the 2020 State Budget will move forward even though road funding has not been addressed. This should forego a state government shutdown. Jean also discussed the financial impacts that could happen regarding the budgeted line item for the Caro Center.
3. **KC Consulting Contract** - Clayette Zechmeister stated if the Board is not interested in renewing the contract that written communication needs to be provided by September 17, 2019. Board expressed concern over retaining the Caro 4 Michigan Facebook page and logo. Matter of contract discussion to be placed on Thursday's agenda.
4. **Capitol Services Contract** - Board discussed if a discounted contract could be looked at to continue services with Capitol Services. Matter of contract discussion to be placed on Thursday's agenda.

**On-Going and Other Finance
Finance**

1. MREC - updates

2. Update Regarding Assessing/Taxation Disputes with Wind Turbine Companies – SB 46
3. Opioid Lawsuit
4. Preparation of Updated Multi-Year Financial Plan
5. Continue Review of Road Commission Legacy Costs
6. 2020 Budget Development - Most of the Departments have submitted 2020 budgets. Clayette is currently working on projections.

Technology

1. GIS Update
2. Increasing On-Line Services/Updating Web Page
3. Implementation of New Computer Aided Dispatch System

Recessed at 9:43 a.m.

Reconvened at 9:50 a.m.

Personnel

Committee Leader-Commissioner Vaughan and Bardwell

Primary Personnel

1. **Refill Vacant Full Time Account Clerk III in Treasurer's Office** - Treasurer Donovan-Gray has a vacant Account Clerk III position in the Treasurer's Office. Matter to be placed on the Consent Agenda.
2. **Refill Vacant Full Time Chief Accountant in the Controller/Administrator's Office** - Clayette Zechmeister is requesting to refill the Chief Accountant position. Matter to be placed on Thursday's Agenda.

On-Going and Other Personnel

1. Negotiation of Expiring Union Contracts – Setting Financial and Other Objectives - Shelly Lutz has been in contact with the Labor Attorney with a tentative date of September 26, 2019 to meet with the Board.
2. Strengthen and Streamline Year-End Open Enrollment
3. Scheduling a MAC 7th Meeting to Determine if Organization will Continue - Commissioner Bardwell read a letter from St. Clair County in favor of the dissolution of the District 7 association.

Building and Grounds

Committee Leaders-Commissioners Jensen and Grimshaw

Primary Building and Grounds

1. **Building Codes-Reese School** - Commissioner Grimshaw would like to have a discussion at a Board meeting to discuss the matter based on a conversation that was had. Commissioner Grimshaw has also received a concern from the Village of Reese. Board would like Curtis Stowe to attend Thursday's meeting to discuss the situations with Reese Public Schools and Village of Reese. Board would like to review the contract that is held with SCMCCI.
2. **County Land Bank/Sale of Property - Survey** - Commissioner Vaughan reported that Steve Erickson did receive an email from the State Land Bank but Commissioner Vaughan did not feel that it provided enough documentation.

On-Going and Other Building and Grounds

1. County Jail Study

2. Recycling Relocation Update - Project update provided by Mike Miller.
3. County Physical and Electronic Record Storage Needs – Potential Use of Recycling Pole Building
4. Review of Alternative Solutions Concerning the Caro Dam

Other Business as Necessary

1. **Animal Control Ordinance Update** - Clayette Zechmeister provided an update that the Ordinance is in the final review stages and is hoping to have ready to present at a Board meeting yet this month.

Commissioner Grimshaw received a complaint involving a City of Vassar resident regarding her dogs. Commissioner Grimshaw will provide Clayette a copy of the letter he received so it can be presented to Director Nancy.

2. Commissioner Bardwell read a thank you card received, signed by many people that rode the bus to Lansing, in appreciation of Commissioner Jensen, Commissioner Vaughan, Clerk Fetting and Controller/Administrator Zechmeister for attending the Caro 4 Michigan rally.

Public Comment Period -

-Tisha Jones-Holubec encouraged the Board to attend the Leadership Committee at the end of the month to engage in conversation with Legislators in attendance.

Meeting adjourned at 11:13 a.m.

Jodi Fetting
Tuscola County Clerk

August 8, 2019

A regular meeting of the Board was held in their offices at 1733 S. Mertz Rd., Caro, Michigan on Thursday, August 8, 2019 at 8:00 A.M.

Present: Road Commissioners John Laurie, Gary Parsell, Julie Matuszak, David Kennard, and Duane Weber; Acting County Highway Engineer Brent Dankert, Operations Engineer Technician Will Green, Superintendent/Manager Jay Tuckey, and Director of Finance/Secretary-Clerk Michael Tuckey.

Also Present: County Commissioner Thomas Young.

Motion by Parsell seconded by Weber that the minutes of the July 25, 2019 regular meeting of the Board be approved. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

Payroll in the amount of \$111,484.64 and bills in the amount of \$305,819.40 covered by vouchers #19-40 and #19-41 were presented and audited.

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

Brief Public Comment Segment:

(1) Ms. Cindy Hills appeared before the Board to discuss the status of the Oakhurst Park limestone project in Wisner Township. Acting County Highway Engineer Dankert provided a report of the current status and the plans for the project.

(2) County Commissioner Thomas Young provided a report from the Tuscola County Board of Commissioners.

Mr. Jim Rosenstapel appeared before the Board to discuss the status of the LaJoie Road gravel project in Almer Township. Superintendent/Manager Jay Tuckey provided a report of the current status and the plans for the project.

Motion by Parsell seconded by Matuszak to approve a six (6) month extension of the Property Listing Agreement for the Road Commission's gravel pit property on Pierce Road. Kennard, Weber, Matuszak, Parsell, Laurie --- Carried.

Motion by Weber seconded by Parsell 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 7-8, 2019 in conjunction with the annual "Fall Family Days Event"; and that the Road Commission will provide standard traffic control signs for the closure. Kennard, Weber, Matuszak, Parsell, Laurie --- Carried.

At 8:15 A.M. the following bids were opened for 2019 Grader Blades (Item A - 3/4" x 8" x 6' single bevel curved, through hardened and Item B - 3/4" x 8" x 7' single bevel curved, through hardened:

<u>Bidder</u>	<u>Item A Unit Price</u>	<u>Item B Unit Price</u>
St. Regis Culvert, Inc.	\$ 91.20	\$106.40
Tupes of Saginaw	98.25	110.00
Shults Equipment	96.95	109.00

Wear Parts & Equipment Co.	93.58	109.17
Michigan Cat	114.87	118.34
Truck and Trailer Specialties	98.35	110.49

Motion by Parsell seconded by Weber that the bids for 2019 Grader Blades be accepted, reviewed by Management, and tabled until the next regular meeting of the Board. Kennard, Weber, Matuszak, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Kennard to approve the designated detour route for the closure of North Lake Road during the Culvert Replacements Project, as recommended by the Acting County Highway Engineer. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

Motion by Weber seconded by Matuszak to approve the Road Commission dispose as scrap Single Axle Blade Truck #405, as recommended by Management. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Matuszak that Management internally post the vacant Akron Working Foreman position. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

At 8:30 A.M. the following bids were opened for Replacing the Heater at the Akron Garage:

<u>Bidder</u>	<u>Project Total</u>
Thumb Cooling & Heating, LLC	\$ 10,790.00

Motion by Parsell seconded by Weber that the bid for Replacing the Heater at the Akron Garage be accepted, and awarded to Thumb Cooling & Heating. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

Mr. Dave Ondrajka from Anderson, Tuckey, Bernhardt, & Doran, CPA's appeared before the Board to present the Road Commission's Annual Audit Report for the year ending December 31, 2018. After presentation and discussion, the following motion was introduced:

Motion by Matuszak seconded by Parsell that the 2018 Financial Audit Report be accepted and placed on file. Kennard, Weber, Matuszak, Parsell, Laurie --- Carried.

Director of Finance Michael Tuckey presented to the Board the Road Commission's 2018 Act-51 Reports. After review and discussion, the following motion was introduced:

Motion by Kennard seconded by Matuszak that the Road Commission's 2018 Act-51 Reports be approved as presented. Kennard, Weber, Matuszak, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Weber to send a letter to each township board that "Deer Crossing" Signs are not allowed throughout Tuscola County on all county roads. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

Motion by Kennard seconded by Matuszak to approve the recommended list of projects in conjunction with applying for the 2020 Local Grade Crossing Program. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

Acting County Highway Engineer Dankert provided an update to the Board of the current road and bridge damages caused by area flooding, as well as a recap of the recent meeting with the County and State Emergency Management Teams.

Motion by Parsell seconded by Kennard to approve the purchase of two (2) Side Plows from Shults Equipment, all in accordance with the Road Commission's 2019 Capital Outlay Budget. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Matuszak that the meeting be adjourned at 10:50 A.M. Weber, Kennard, Matuszak, Parsell, Laurie --- Carried.

Chairman

Secretary-Clerk of the Board

August 22, 2019

A regular meeting of the Board was held in their offices at 1733 S. Mertz Rd., Caro, Michigan on Thursday, August 22, 2019 at 8:00 A.M.

Present: Road Commissioners Gary Parsell, Julie Matuszak, David Kennard, and Duane Weber; Acting County Highway Engineer Brent Dankert, Operations Engineer Technician Will Green, Superintendent/Manager Jay Tuckey, and Director of Finance/Secretary-Clerk Michael Tuckey.

Absent: Road Commissioner John Laurie.

Also Present: County Commissioner Thomas Young.

Motion by Matuszak seconded by Weber that the minutes of the August 8, 2019 regular meeting of the Board be approved. Weber, Kennard, Matuszak, Parsell --- Carried.

Payroll in the amount of \$104,723.01 and bills in the amount of \$2,416,767.48 covered by vouchers #19-42, #19-43, #19-44 and #HRA-74 were presented and audited.

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

Brief Public Comment Segment:

None.

Arbela Township Supervisor Joe White appeared before the Board to discuss the township's 2019 planned paving projects. Arbela Township requests to postpone paving Swaffer Road from Belsay to Vassar until next season, in order to allow the recently replaced culverts on Swaffer Road to settle. Acting County Highway Engineer Dankert explained that Arbela Township will still qualify for the full Township Allowance by paving Stanley Drive this season.

Motion by Kennard seconded by Weber that the bids for 2019 Grader Blades taken and accepted at the August 8, 2019 regular meeting of the Board be awarded to the low bidder, St. Regis Culvert, Inc. Kennard, Weber, Matuszak, Parsell --- Carried.

At 8:15 A.M. the following quotes were opened for the North Lake Road Culvert Installations Project (Installation for Nine (9) Locations):

<u>Bidder</u>	<u>Project Total</u>
Blue Restoration, LLC	\$ 246,840.00
Kalin Construction Company	147,950.00
Marlette Excavating Company	128,110.89
Kappen Excavating, LLC	150,000.00

Motion by Kennard seconded by Matuszak that the quotes for the North Lake Road Culvert Installations Project be accepted, reviewed by Management, and tabled until later this meeting. Weber, Kennard, Matuszak, Parsell --- Carried.

Motion by Matuszak seconded by Weber to approve and sign the title sheet for the Van Buren Road Bridge Federal Aid Project, and to move forward with letting the project. Weber, Kennard, Matuszak, Parsell --- Carried.

Motion by Weber seconded by Matuszak to approve the purchase of two (2) new V-Plows from Shults Equipment, all in accordance with the Road Commission's 2019 Capital Outlay Budget. Weber, Kennard, Matuszak, Parsell --- Carried.

Motion by Weber seconded by Matuszak to approve the promotion of Scott Hadaway as the Akron Working Foreman effective September 2, 2019, as recommended by the Superintendent/Manager. Weber, Kennard, Matuszak, Parsell --- Carried.

Motion by Kennard seconded by Matuszak that Management internally post to fill one (1) Light Equipment Operator position at the Akron Division. Weber, Kennard, Matuszak, Parsell --- Carried.

Ken and Sandy Giddings appeared before the Board to discuss the water drainage on Brown Road in Watertown Township. Acting County Highway Engineer Dankert will review the location and contact the Tuscola County Drain Commission.

Acting County Highway Engineer Dankert reported to the Board that the Indianfields Township Board has submitted a Road Agreement to pave Ryan Road from Riley to Bevens. Management will review the location to determine if it's feasible to complete the project this season.

Acting County Highway Engineer Dankert provided an update to the Board of the current road and bridge damages caused by area flooding.

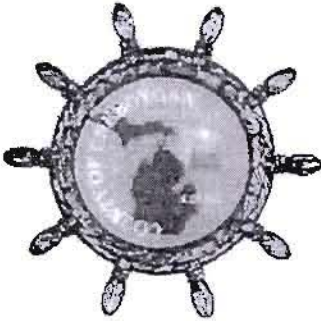
Motion by Kennard seconded by Matuszak that the quotes for the North Lake Road Culvert Installations Project taken and accepted earlier this meeting be awarded to Marlette Excavating Company, as recommended by Management. Weber, Kennard, Matuszak, Parsell --- Carried.

Acting County Highway Engineer Dankert provided an update to the Board of the current status of the Oakhurst Park limestone project in Wisner Township.

Motion by Weber seconded by Matuszak that the meeting be adjourned at 9:05 A.M. Weber, Kennard, Matuszak, Parsell --- Carried.

Chairman

Secretary-Clerk of the Board



BOARD OF COMMISSIONERS

County Building
P.O. Box 70, Room 131
Cheboygan, Michigan 49721

Tel ~ (231) 627-8855
Fax ~ (231) 627-8881
E-mail ~ ccao@cheboygancounty.net

Resolution 19-13

CHEBOYGAN COUNTY RESOLUTION IN SUPPORT OF LINE 5 TUNNEL

WHEREAS, Enbridge's Line 5 has been operating safely and reliably in Straits of Mackinac for more than 66 years; and

WHEREAS, Enbridge's Line 5, a light crude and natural gas liquids pipeline, helps to safely meet Michigan's energy needs by fulfilling more than half of the propane needs of the state; and

WHEREAS, the products delivered to regional refineries provide jobs and ultimately fuel our lives; and

WHEREAS, multiple and extensive inspections and safety tests over the last several years have confirmed the integrity of Line 5 at the Straits of Mackinac as fit for service.

WHEREAS, Consequences to energy supply, local producers, regional airports and refineries, jobs, local economies and the pocketbook of Michiganders across the entire state are too great for Line 5 to be shut down before the tunnel replacement can be completed.

WHEREAS, Issues have been raised by several concerned parties regarding the possibility and impact of a breach of Line 5 into the Straits of Mackinac. These concerns have resulted in the State of Michigan and Enbridge negotiating an "agreement" for a 5 year \$500 million project, to construct a tunnel 100 feet below bedrock to encase Line 5, the entire length of the Straits, in one-foot-thick concrete walls in order to mitigate chances of any leaks of product into the Great Lakes.

WHEREAS, the recently elected Michigan Attorney General, Dana Nessel has subsequently opposed the negotiated "agreement" and filed a law-suit in Ingham County Circuit Court to close down Line 5 immediately effectively canceling all efforts to begin construction of the tunnel; and

WHEREAS, this action may very well provide unintended consequents for all parties as the litigation to close down Line 5 may take years to be resolved in the courts with no assurance of the outcome and;

WHEREAS, the time to resolve the litigation may simply result in the delay of the start of the construction of the tunnel thereby leaving the existing Line 5 in place unnecessarily for several additional years.

WHEREAS, Enbridge has demonstrated a willingness to work with the state to both protect the Great Lakes and ensure the continued safe delivery of energy we all rely on.

District 1
Mary Ellen Tryban

District 2
Richard B. Sangster
Vice-Chairman

District 3
Michael Newman

District 4
Cal Gouline

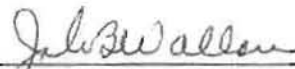
District 5
Roberta Matelski

District 6
John B. Wallace
Chair

District 7
Steve Warfield

NOW, THEREFORE, BE IT RESOLVED that the Cheboygan County Board of Commissioners hereby joins with other Michigan Counties in extending its support for Enbridge's proposed tunnel replacement project and urges the State of Michigan to work with Enbridge to complete the tunnel project as quickly as possible and not disrupt Line 5 service before the tunnel can be completed.

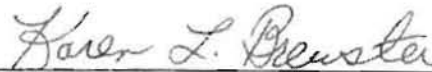
AND, BE IT FURTHER RESOLVED that Cheboygan County sends this resolution to all counties of Michigan as an invitation to join in expressing support for increasing the safety of our current energy infrastructure as our society simultaneously seeks energy efficiencies and energy alternatives that will continue to reduce negative impacts and risks to our environment.



John B. Wallace, Chairperson
Cheboygan County Board

I, Karen L. Brewster, Clerk of the County of Cheboygan, do hereby certify that the foregoing is a true and correct copy of the Resolution adopted by the Board of Commissioners at a regular meeting on August 27, 2019.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of the County of Cheboygan on the 27th day of August 2019 at Cheboygan, Michigan.



Karen L. Brewster
Cheboygan County Clerk/Register



ANTRIM COUNTY
BOARD OF COMMISSIONERS
P.O. Box 520
Bellaire, Michigan 49615
Phone (231) 533-6353
Fax (231) 533-6935
Chairman: Edgar Boettcher, III

August 26, 2019

At the August 15, 2019 meeting of the Antrim County Board of Commissioners, the following Resolution was offered:

Resolution #21-2019 By Karen Bargy, seconded by Brenda Ricksgers

TRIAL COURT FUNDING COMMISSION INTERIM REPORT

WHEREAS, the County Clerks in Michigan have a constitutional stake in the trial court funding question, but were excluded from participation in the Trial Court Funding Commission. The County Clerks have a unique relationship with the courts and a perspective that should be heard when making recommendations for substantial changes.

WHEREAS, the goal of Public Act 65 of 2017 was to create a Trial Court Funding Commission to "review and recommend changes to the trial court funding system in light of *People v. Cunningham*".

WHEREAS, the vast majority of the Interim Report deals with the consolidation of all local court staff and operations under state control but does not solve the funding problems that *Cunningham* created (simply moving collections of fines and costs and payment of court salaries/benefits to the state does not mitigate the fact that we will still not be funded adequately).

WHEREAS, centralized control of our court process does not necessarily serve the best interest of the public. The County Clerks believe that local judges and citizens are better served by local custodial control. It has been proven to be a more responsive method of serving their needs.

WHEREAS, research of other state-funded court systems has shown that state funding creates a culture of complacency that tolerates delay. Accountability is removed from the local level and placed in the hands of bureaucrats in state government who are less connected to the people.

WHEREAS, we are concerned that transferring funding to state control would tether the judicial branch to the short term whims of the legislative and executive branches even more than they exist already. In the event of a lack of state funding (government shutdown) this process would also force the shutdown of the court system, resulting in constitutional violation of due process.

WHEREAS, it is critical to note that the finding of 46th Circuit Trial Court v. County of Crawford, 2006:143 states directly: "In order for the judicial branch to carry out its constitutional responsibilities as envisioned by the Constitution of 1963, art3, SS 2, the judiciary cannot be totally beholden to legislative determinations regarding its budgets."

RESOLUTION #21-2019 Continued.

WHEREAS, this Interim Report recommends altering the Michigan Constitution to provide that circuit court clerks are employed by the court and under the supervision of state government rather than the County Clerk.

WHEREAS, County Clerks serve a critical role in the judicial system. They are constitutionally mandated to ensure the integrity of the records and protecting the best interests of our citizens. Removing County Clerks from the picture would serve as substantial disruption to the purpose that we serve.

NOW, THEREFORE, BE IT RESOLVED, the Antrim County Board of Commissioners are opposed to the Trial Court Funding Commission Interim Report dated April 8, 2019. We believe that it is imperative to maintain local control and accountability because that is how our constituents are best served. We strongly oppose this Interim Report and possible pending legislation and encourage the other 82 Michigan counties to join us.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Governor Gretchen Whitmer, Senator Wayne Schmidt, Representative Triston Cole, the Michigan Association of Counties and the other 82 Michigan Counties.

Yes – David Heeres, Joshua Watrous, Karen Bargy, Ed Boettcher, Brenda Ricksgers,
Dawn LaVanway, Jason Helwig, Christian Marcus;

No- None;

Absent – None.

RESOLUTION #21-2019 DECLARED ADOPTED.

ANTRIM COUNTY CLERK, BELLAIRE, MI
STATE OF MICHIGAN, COUNTY OF ANTRIM, ss
I, Sheryl A. Guy, Clerk of the County of Antrim, do
certify the above is a true and exact copy of the
original record now remaining in this office.

IN TESTIMONY WHEREOF, I have set my hand
and official seal of the County of Antrim

this 26th day of August, 20 19

Sheryl A. Guy County Clerk

Resolution Opposing Legislation to Prevent County Commissioner Candidates from Disclosing Their Party Affiliation on Ballots Provided to Michigan - Voters Board of Commissioners

WHEREAS, Executive Director of the Michigan Association of Counties (MAC), of which Marquette County is a dues paying member, stated MAC is considering supporting a change to Michigan election law; and

WHEREAS, this change in Michigan law would force candidates for the office of County Commissioner to run as a "non-partisan" candidate and would prohibit said candidates from disclosing their party affiliation on ballots provided to Michigan voters; and

WHEREAS, preventing disclosure of a candidate's party affiliation needlessly restricts and censors information that Michigan voters have traditionally relied upon to help them select a candidate who shares their values; and


WHEREAS, the proposed change to Michigan election law is not needed as current Michigan law already permits County Commission candidates to withhold information about their party affiliation from being print on ballots provided to Michigan voters; and

WHEREAS, under the current law, Commissioner Candidates are able to run for office without being affiliated with a political party and disclosing their affiliation, by running as an independent candidate.

THEREFORE, BE IT RESOLVED that the Marquette County Board of Commissioners hereby support providing Michigan voters with full information about their candidates for County Commissioner, and hereby oppose forcing a candidate for County Commissioner to run as a "non-partisan" candidate.

BE IT FURTHER RESOLVED that the Marquette County Board of Commissioners hereby request copies of this resolution be sent to State Senator Ed McBroom, State Representative Sara Cambensy, State Representative Gregory Markkanen, the Michigan Association of Counties, and all Michigan Counties, within two weeks of the passage of this resolution.

Resolution adopted this 20th day of August 2019



Gerald O. Corkin, Chairperson
Marquette County Board of Commissioners

