

TUSCOLA COUNTY BOARD OF COMMISSIONERS
August 31, 2017 Minutes
H. H. Purdy Building

Commissioner Thomas Bardwell called the meeting of the Board of Commissioners of the County of Tuscola, Michigan, held at the H.H. Purdy Building in the City of Caro, Michigan, on the 31st day of August 2017, to order at 8:00 o'clock a.m. local time.

Prayer – Pastor Mark Seppo with Vassar Victory Center

Pledge of Allegiance – Commissioner Kirkpatrick

Roll Call – Chief Deputy Clerk Cindy McKinney-Volz

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

Commissioner Absent: None

Also Present: Mike Hoagland, Chief Deputy Clerk Cindy McKinney-Volz, Tisha Jones, Pastor Mark Seppo, Steve Erickson, Vicky Sherry, Register John Bishop, Treasurer Patricia Donovan-Gray, Steve Anderson, Sandra Nielsen, and Ann Hepfer.

Adoption of Agenda -

17-M-139

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

Action on Previous Meeting Minutes -

17-M-140

Motion by Bierlein, seconded by Young to adopt the meeting minutes from the August 10, 2017 meeting. Motion Carried.

Brief Public Comment Period for Agenda Items Only - None

Consent Agenda Resolution -

17-M-141

Motion by Kirkpatrick, seconded by Young that the following Consent Agenda Resolution from the August 21, 2017 Committee of the Whole Meeting be adopted with Consent Agenda Item H removed. Motion Carried.

CONSENT AGENDA

Agenda Reference: A

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

Description of Matter: Move that per the August 15, 2017 memo from the Sheriff that \$61,025 in 2017 road patrol budget amendments are authorized with the use of available fund balance from the road patrol fund as follows:

- \$19,525 to wage and fringe benefit costs for a new deputy with a starting date of September 2, 2017.
- \$4,500 to line items for equipment for the new deputy.
- \$30,000 for a road patrol vehicle.
- \$7,000 for a new line item titled academy training to reimburse officers training costs according to previous board action.

Agenda Reference: B

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

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

Agenda Reference: C

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

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

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

- Agenda Reference:** D
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/21/17
- Description of Matter:** Move that the 2017 Tax Rate Request Report be amended and approved as submitted by the Equalization Director to incorporate changes for the public approved increases in the Road Patrol and Senior Citizen millages. Also, said report be authorized for signature.
- Agenda Reference:** E
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/21/17
- Description of Matter:** Move that per the request of the Court Administrator that the 2017 Probate Child Care Fund be amended with the internal transfer of \$60,000 by reducing Private Institutional Care and increasing Other County Detention. (This is only an internal transfer and does not increase the overall budget).
- Agenda Reference:** F
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/21/17
- Description of Matter:** Move that the Court be authorized to fill a vacant part-time CJO position in the 292 Probate Child Care Fund which is 100% funded by the state. Also, per the request of the court administrator, 25% of an employee currently charged to the general fund (101) court budget be changed and be charged to the Probate Child Care Fund budget (292) which is a cost reduction to the general fund.
- Agenda Reference:** G
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/21/17
- Description of Matter:** Move that previous Board Motion 16-M-034 (provided below) be rescinded.
- (16-M-034 - Motion by Bierlein, seconded by Trisch that a minimum of \$111,000 in wage/fringe costs for employees working in the County Treasurer's Office involving the tax foreclosure process be budgeted annually for payment from the foreclosure fund. If it is determined that this minimum wage/fringe payment amount from the foreclosure fund cannot be maintained, in addition to the minimum base transfer to the General Fund of \$50,000, then staffing reductions will be implemented and if necessary the elimination of full-time positions. Also, all appropriate budget amendments are authorized. Motion Carried.)

- Agenda Reference:** I
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/21/17
- Description of Matter:** Based on the PA 498 procedure the original \$50,000 budgeted to be transferred from the Tax Foreclosure Fund for 2017 to the General Fund be increased to \$127,901.90 Also, all appropriate budget amendments are authorized.
- Agenda Reference:** J
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/21/17
- Description of Matter:** Move that the county hiring freeze be temporarily lifted and the Sheriff be authorized to hire Trent Bellamy to fill a vacant road patrol position with said person to begin work August 25, 2017. Satisfactory physical and background check has been completed.
- Agenda Reference:** K
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/21/17
- Description of Matter:** Move to amend the Cass River Greenways agreement to allow seven tires per vehicle per trip for Greenway volunteers (same as public free drop off – the previous agreement was for three tires).
- Agenda Reference:** H (Item Removed)
- Entity Proposing:** COMMITTEE OF THE WHOLE 8/21/17
- Description of Matter:** Move that tax foreclosure fund transfers to the general fund be calculated based on PA 498 of 2006 and be presented by the County Treasurer to the County Board annually no later than June 30. Also, a minimum of \$111,000 in wage/fringe costs for employees working in the County Treasurer's Office involving the tax foreclosure process be budgeted for payment from the foreclosure fund. If it is determined that this minimum wage/fringe payment amount from the foreclosure fund cannot be maintained then staffing reductions will be implemented and if necessary the elimination of full-time positions.

New Business -
17-M-139

Motion by Kirkpatrick, seconded by Bierlein that annual tax foreclosure (TF) fund transfers to the general fund (GF) be calculated based on PA 498 of 2006 and this calculation shall be presented annually by the Treasurer to the Board no later than June 30. This calculation determines for the most recent year the amount by

which actual TF revenues exceed expenditures. This amount is then transferred to the GF. If the minimum amount of \$111,000 plus annual wage/fringe cost increases (base year wage/fringe costs for Treasurer's office personnel working on the TF process was \$111,000) cannot be transferred to the general fund then staffing reductions in the Treasurer's office may be implemented. Motion Carried.

17-M-140

Motion by Bierlein, seconded by Kirkpatrick that in order to maximize state and federal funding reimbursement for certain county programs, the accounting for wage/fringe costs of treasurer office personnel involved in the tax foreclosure process in the 532 tax foreclosure fund be discontinued. This accounting be changed so these costs are charged to the Treasurer's office budget in the general fund which maximizes federal and state reimbursement. Also, appropriate budgetary/accounting changes be implemented for 2017 in order to increase state and federal reimbursement as soon as possible. Motion Carried.

-Health Department Annual Report - Ann Hepfer reviewed the Annual Report which was previously provided to the Board of Commissioners.

17-M-141

Motion by Bierlein, seconded by Young that the 2015/2016 County Health Department Annual Report as presented by the Health Officer be received and placed on file. Motion Carried.

-Drug Task Force Update - Ann Hepfer reviewed the Opiate & Heroin Awareness Toolkit which was compiled by the Tuscola County Community Drug Task Force. The next meeting is October 19, 2017 from 8:30 a.m. to 10:30 a.m. at the White Pine Room at the Tuscola County Medical Care Facility Annex.

-Potential Indigent Dental Program - Ann Hepfer received a call last week from My Community Dental Center (MCDC). MCDC provides the facility and the equipment for a dental clinic. MCDC will see both children and adults. Ann Hepfer provided a map with the current MCDC locations throughout the state. Ann Hepfer will gather some additional information and work with Mike Hoagland to prepare the information for the Board.

-Former Vassar Foundry Update - Steve Erickson has a conference call this afternoon regarding the potential sale of the former foundry. The taxes have not been paid as of today to the county or the City of Vassar. The City of Vassar Economic Development Corporation's (EDC) contract is ready to expire next year. The City of Vassar has met with Tuscola County EDC and would like to put a new ten-year contract in place.

Vicky Sherry explained to the Board that a free boat tour will be available on September 30, 2017 starting at 8:00 a.m. to view the phragmites by Vanderbilt Park. Once the phragmites are removed there should be a water view from the park.

Steve Erickson will be attending the Michigan Association of Rural Farmers. John Tilt has generously covered the cost for Steve Erickson to attend.

The EDC is aware of a nine (9) acre parcel that would be available for development but is contaminated twelve (12) to fifteen (15) feet deep. This land was previously used by Grede Foundry. There is a grant available to help with the testing but cannot be used toward clean up.

-Vanderbilt Park Picnic Table Bids - Mike Hoagland received bids from Shefler, Great Lakes Lift, BSN Sports Equipment, and PMI. Mike Hoagland and Mike Miller will review the bids and bring the information back to the Board.

Next Era was contacted about assisting with the improvements at Vanderbilt Park. According to Mike Hoagland, Next Era did not seem to be willing to provide the requested funds.

17-M-142

Motion by Kirkpatrick, seconded by Vaughan to approve amendments to the 2017 County Parks and Recreation and Capital Improvement Budgets with the transfer of \$43,000 from the Capital Improvement Fund (483) to the County Parks and Recreation Fund (208) for the following Vanderbilt Park improvements with estimated costs as follows:

Grading, leveling and gravel road leading to campsites - \$11,000

Grading, leveling and gravel road leading to pavilion - \$7,000

Parking lot gravel and compacting - \$5,000

Basketball court - \$7,000

Volleyball court - \$3,000

Additional picnic tables - \$10,000

Motion Carried.

-SB386 Proposed Changes to Delinquent Tax Process - Treasurer Patricia Donovan-Gray provided insight on the proposed changes and the issues related to the proposed changes.

17-M-143

Motion by Bierlein, seconded by Kirkpatrick that per the request of the County Treasurer the resolution in opposition to SB 386 of 2017 be approved because the proposed changes would severely undermine the process for collecting delinquent real property taxes. Also, this resolution be forwarded to Governor Snyder, Senator Green, Representative Canfield and County Treasurer Donovan -Gray.

Roll Call Vote - Young - yes; Vaughan - yes; Kirkpatrick - yes; Bierlein - yes; Bardwell - yes. Motion Carried.

Recessed at 10:00 a.m.

Reconvened at 10:13 a.m.

-Full Faith and Credit Request for Yak North Drain in Reese -

17-M-144

Motion by Bierlein, seconded by Young that per the request of the Drain Commissioner that the resolution providing full faith and credit financing of \$495,000 for the Yak North Drain in the Reese area be approved. Roll Call Vote - Vaughan - yes; Kirkpatrick - yes; Bierlein - yes; Young - yes. Bardwell - yes; Motion Carried.

-APX Sheriff Radio Bids for Homeland Security -

17-M-145

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

-Dispatch Roof Bids -

17-M-146

Motion by Kirkpatrick, seconded by Young that the budgeted new roof at dispatch be awarded to Universal Roofing who was the low bidder for an amount of \$14,404.00 and this cost be charged to the dispatch fund. Motion Carried.

-Pagers Update - Sandy Nielsen continues to monitor the issue with the pagers. In the past few weeks, only minor issues have been reported.

-Dispatch Refilling Vacant Positions -

17-M-147

Motion by Kirkpatrick, seconded by Bierlein that per the request of the Dispatch Director that the county hiring freeze be lifted and authorization is given to fill two vacant positions with the hiring of Chad Tumblin (starting date of September 9, 2017) and Kalie Laten (starting date of September 11, 2017) (satisfactory physical and background checks have been completed for both individuals). Motion Carried.

-House and Senate Bills Impacting Dispatch -

17-M-148

Motion by Bierlein, seconded by Young that per the request of the County Dispatch Director the resolution in support of SB 400 and HB 4651 of 2017 be approved because the proposed bills would establish an equitable funding system, provide stable funding for Next Generation 911 and enable other dispatch system improvements. Also, this resolution be forwarded to Governor Snyder, Senator Green and Representative Canfield. Roll Call Vote - Kirkpatrick - yes; Bierlein - yes; Young - yes; Vaughan - yes; Bardwell - yes. Motion Carried.

-Register of Deeds Compensation Request - Register Bishop provided updated information on the revenue generated from his office. The salaries for Register of Deeds in other counties were provided, the range was from \$67,000.00 to \$79,000.00. Register Bishop is requesting an increase in his salary to match that of the County Clerk and the County Treasurer. Commissioner Bardwell, Controller Mike Hoagland, and Human Resources will meet to discuss this matter.

-Indigent Defense Next Steps - Mike Hoagland updated the Board. The State is directing counties to have a plan developed by November 20, 2017. Implementation is supposed to start six months after plan completion. However, there is not any word on how the State expects the counties to fund the plan. Judge Gierhart, Mike Hoagland, and Commissioner Kirkpatrick will be meeting today to obtain more information and start plan development.

-GIS Related to Plat Books - Angela Daniels was contacted by Charlie Lund from Rockford Plat Publishing regarding plat books. Mike Hoagland and Angela Daniels will research to see how this will affect the profits received by 4-H.

-Request to Extend CDBG Housing Program -

17-M-149

Motion by Bierlein, seconded by Young that per the request of the Human Development Commission to approve the extension of the housing rehabilitation grant MSC-2014-0815-HOA until December 31, 2017. The board also authorizes the County Controller/Administrator to sign the extension request to be submitted to the Michigan Economic Development Corporation. Motion Carried.

-Concern with Property Purchased in Foreclosure - Treasurer Donovan-Gray was able to resolve the issue prior to the Board meeting. The purchaser of the property did not appear at the meeting today.

Old Business -

-Mike Hoagland was in communication with the Labor Attorney regarding a request from the Court Administrator regarding compensation for certain employees. The Board has requested that Mike Hoagland contact the Judges directly.

-The attorney fees for the dispute with the wind companies are approximately \$358,000.00. The Tax Tribunal will be held on September 18, 2017. Hopefully, after that session, there will be some sense of how the dispute will be settled. It is anticipated that the issue will be resolved by year end.

Correspondence/Resolutions -

-Commissioner Thomas Bardwell presented a Resolution honoring Mike Hoagland for all the hard work he put in to retaining the Caro Center in our community.

-Commissioner Vaughan will set up a meeting with Robert McKay regarding Vanderbilt Park.

COMMISSIONER LIAISON COMMITTEE REPORTS

BIERLEIN - Updates were covered during the meeting.

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

VAUGHAN - Updated the Board on the obstacles local business owners face.

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

YOUNG

Dispatch Authority Board - meeting in September.
County Road Commission Liaison - meeting today.
Board of Public Works - meeting cancelled.
Senior Services Advisory Council
Saginaw Bay Coastal Initiative
Local Unit of Government Activity Report
MAC Agricultural/Tourism Committee
Strategic EDC Planning Committee
Jail Planning Committee - meeting on September 11, 2017.
Genesee Shiawassee Thumb Works
Region VI Economic Development Planning
Tuscola 2020

BARDWELL

Economic Development Corp/Brownfield Redevelopment

Caro DDA/TIFA

MAC Finance

MAC 7th District - meeting on September 11, 2017.

Local Unit of Government Activity Report

TRIAD

Behavioral Health Systems Board

MAC Workers Comp Board

KIRKPATRICK

Board of Health

Community Corrections Advisory Board - meeting to discuss Indigent Defense Reimbursements.

Dept. of Human Services/Medical Care Facility Liaison - scheduling a September meeting.

MI Renewable Energy Coalition

MEMS All Hazards

MAC Environmental Regulatory – Vice Chair

Cass River Greenways Pathway - Mike Hoagland will be sending a letter.

Local Unit of Government Activity Report

NACO- Energy, Environment & Land Use

Jail Planning Committee

Saginaw Bay Coastal Initiative

Tuscola In-Sync

Region VI Tourism Discussions - asked Mike Hoagland to provide updates at an upcoming meeting.

Other Business as Necessary - None

Extended Public Comment -

-Tisha Jones was contacted by Representative Gary Glenn. Representative Glenn wanted to express his appreciation to Mike Hoagland for the tour of the Caro Center and all the efforts Mike Hoagland put into keeping the Caro Center here.

Meeting adjourned at 12:18 p.m.

Cindy McKinney-Volz
Chief Deputy Clerk