

TUSCOLA COUNTY BOARD OF COMMISSIONERS

June 13, 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 13th day of June 2019, to order at 8:01 o'clock a.m. local time.

Prayer – Commissioner Bardwell

Pledge of Allegiance – Commissioner Vaughan

Roll Call – Clerk Jodi Fetting

Commissioners Present: District 1 - Thomas Young, District 2 - Thomas Bardwell, District 3 - Kim Vaughan, District 4 - Mark Jensen, District 5 – Daniel Grimshaw (arrived at 8:08 a.m.; excused at 12:08 p.m.)

Commissioner Absent: None

Also Present: Clerk Jodi Fetting, Clayette Zechmeister, Eean Lee, Mike Miller, Sheriff Glen Skrent, Nancy Barrios, Register John Bishop, Matthew Bierlein, Sandy Nielsen, Mark Ransford, Addy Battel, Pearl Daskam, Mark Haney, Jean Doss (via conference call), Karen Kubiak, Michael Yates

Adoption of Agenda -

19-M-117

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

Action on Previous Meeting Minutes -

19-M-118

Motion by Vaughan, seconded by Jensen to adopt the meeting minutes from the May 30, 2019 Regular Board and Statutory Finance meetings. Motion Carried.

Brief Public Comment Period for Agenda Items Only -

-Register John Bishop is requesting to use approximately \$47,000 from the automation fund to renovate the Register of Deeds index books. Project is to be completed by Kofile Technologies.

Consent Agenda Resolution -

19-M-119

Motion by Young, seconded by Vaughan that the Consent Agenda Minutes and Consent Agenda Resolution from the June 10, 2019 Committee of the Whole Meeting be adopted. Motion Carried.

CONSENT AGENDA

- Agenda Reference:** A
- Entity Proposing:** COMMITTEE OF THE WHOLE 6/10/19
- Description of Matter:** Move that the 2018 Medical Examiner Annual Report be received and placed on file.
- Agenda Reference:** B
- Entity Proposing:** COMMITTEE OF THE WHOLE 6/10/19
- Description of Matter:** Move that per the request of the Sheriff that Robert Baxter be authorized as a second representative of Tuscola County to attend the 2019/2020 LEAD program.
- Agenda Reference:** C
- Entity Proposing:** COMMITTEE OF THE WHOLE 6/10/19
- Description of Matter:** Move that Mike Green be appointed to the Tuscola County Economic Development Corporation to fill the vacancy created by the resignation Kent Graf for a partial term of office to expire December 31, 2019.
- Agenda Reference:** D
- Entity Proposing:** COMMITTEE OF THE WHOLE 6/10/19
- Description of Matter:** Move that per the request of Mr. Robert Booth that authorization is given to use the outside area around the Courthouse to distribute pamphlets in a safe manner which does not interfere with the operation of the Courthouse for the months of June and July 2019.

New Business -

-Honorary Recognition for the "Meet the Need" Program - Addy Battel and Pearl Daskam started the Meet the Need program in 2014 when Erla's Food Center closed. The program helps to supply local food pantries with meat, eggs, milk and various other items. Matthew Bierlein presented tributes to honor their accomplishments from Senator Kevin Daley and Senator Dan Lauwers.

-Sheriff's Request to Purchase Drone - Sheriff Skrent explained the request to purchase a drone that could be used at night. There is an opportunity to have a USDA grant pay for 75% of the cost.

19-M-120

Motion by Young, seconded by Jensen that because the Sheriff Department has been awarded a USDA grant to fund approximately 2/3 of the cost for a drone (that will be helpful for search and rescue in fog and at night) the 2019 Road Patrol Budget be amended through the use of fund balance to fund the county share of cost for the drone. Said drone to be purchased from NOAR Technologies. Also, all appropriate signatures and budget amendments are authorized. Motion Carried.

-Recycling Stained Soil Payment - Mike Miller reported that the DEQ will not provide approval until a final permit has been filed. ATK is confident that all appropriate actions have been taken in regards to clean-up that was requested.

19-M-121

Motion by Vaughan, seconded by Jensen to agree to the offer from Braun Kendrick to pay \$8,000 of the estimated stained soil removal costs of \$16,000 at the new recycling center location (See May 13, 2019 email). Of the \$8,000, \$4,000 will be paid by check within 60 days and the other \$4,000 will be paid as a credit to the county in the amount of \$4,000 to be applied to future invoices for legal services. These funds will be recorded in the Recycling Fund for which the original invoice was paid. Motion Carried.

-Update Regarding New State Hospital, Jean Doss - Jean provided an update regarding state budgets that have been proposed that include funds for a psychiatric hospital. Representative Hoadley from Kalamazoo County is working to address staffing and funding issues in relation to the Caro Center as well as the Center located in Kalamazoo County. The consultant's report was to be completed by the end of June but is expected that will only be final working draft copy with a final copy expected mid-July. Dr. Canfield participated in a phone meeting with the consultant firm along with Tim Grimel from AFSCME and Mary Ann Huff from the Mental Health Association of Michigan. The three of them supported that the Caro Center construction resume at the current location. A study is being completed to represent Tuscola County's viewpoint which is to be presented to the Governor's Office. KC Communications is looking to host a rally on the steps of the capital the last week of June. Jean will be at the community forum this afternoon.

Board discussed if the contract with Capital Services should be renewed for a three-month period or a month-to-month period.

19-M-122

Motion by Young, seconded by Vaughan that the contract with Capital Services be renewed for the three month period of July, August and September of 2019 at \$4,200 per month with the understanding it can be terminated before the end of the three month period. Also all appropriate signatures on said renewed contract are authorized. Motion Carried with Grimshaw dissenting.

-Funding New State Hospital Costs - Board discussed the opportunities that may be available to aid in funding the costs the county has incurred in lobbying to retain the Caro Center in Tuscola County. Clayette has not received the verbiage from the City of Caro in regards to their contribution.

-Approval of Letter to be sent Regarding County Providing Water to New State Hospital - Bardwell provided an explanation of the letter and the content it contains.

19-M-123

Motion by Vaughan, seconded by Jensen that the letter requested to be prepared by the Controller/Administrator which explains the county position regarding funding and operating of the upgraded on-site water system for the new state hospital in Caro be approved for submittal. Motion carried with Grimshaw dissenting.

-Citizen Presentation Regarding New State Hospital - Karen Kubiak presented to the Board options of some visions she has for the property surrounding the former Camp Tuscola.

-Update Regarding Contractual Medical Examiner System - Clayette updated the board regarding the updated proposed contract. The Sheriff has expressed a concern to Clayette regarding the Medical Examiners in the proposed contract that Clayette will try to get clarification.

-Airport Zoning Administrator Requests - Mike Yates presented to the Board regarding the increase in the application fee, per diem and mileage. Board would like Mr. Yates to do some research regarding what other Airport Zoning Administrators charge.

19-M-124

Motion by Grimshaw, seconded by Jensen that per the request of Mike Yates (Airport Zoning Administrator) that the Airport Zoning Administrator receive a per diem of \$50 and mileage payment at the standard IRS rates for attendance at Airport Zoning Board of Appeals meetings and other related meetings. Motion Carried.

Recessed at 10:33 a.m.

Reconvened at 10:43 a.m.

-Parks and Recreation By-Laws - Board reviewed proposed by-laws.

19-M-125

Motion by Grimshaw, seconded by Young that the Parks and Recreation By-Laws as prepared and recommended by the Parks and Recreation Commission be approved. Motion Carried.

-Controller/Administrator Contract - Commissioner Bardwell reviewed the proposed contract and that there were issues that were raised of concern and discussed at the Committee of the Whole meeting on June 10, 2019. He also provided options that would be available to the Board.

19-M-126

Motion by Grimshaw, seconded by Bardwell to authorize the contract as submitted with a term of 2-years, pay rate as proposed and with no automatic pay increases. Roll Call Vote: Young - yes; Vaughan - no; Jensen - no; Grimshaw - yes; Bardwell - yes. Motion Carried.

-Clayette Zechmeister verbally expressed that she will reject the contract presented as written and will provide that statement in writing to the Chairman.

-Board discussed if an Interim Controller/Administrator should be appointed as the contract was to begin on June 14, 2019 at midnight. Commissioner Bardwell recommended Clayette be appointed as interim with compensation to be paid per the Board policy.

-Board discussed the options that would be available at this point regarding the contract of the Controller/Administrator.

-John Bishop stated the job advertisement should have had the details included within it so the applicant knew what would be offered in the contract.

-Mike Miller stated that he felt the board did not fully understand the options available when voting on the contract.

-Clerk Fetting read the motions passed at the May 30, 2019 Board meeting regarding the employment contract for the Controller/Administrator.

19-M-127

Motion by Grimshaw, seconded by Bardwell to have the Board Chair to be in communication with legal counsel to clarify response and what steps should be taken next. Roll Call Vote: Vaughan - no; Jensen - yes; Grimshaw - yes; Young - yes; Bardwell - yes. Motion Carried.

-Clerk Fetting read the Acting Position Pay Policy from the Tuscola County Personnel Manual.

19-M-128

Motion by Vaughan seconded by Jensen to make Clayette Zechmeister the Interim Acting Controller/Administrator with Acting Position Pay to be included until a final Controller/Administrator person is appointed. Roll Call Vote: Jensen - yes; Grimshaw - no; Young - yes; Vaughan - yes; Bardwell - yes. Motion Carried.

-Register of Deeds Request to Use Funds From the Automation Fund - Register Bishop explained the need to renovate the index books for the Register of Deeds office in order to preserve them.

19-M-129

Motion by Jensen, seconded by Grimshaw that per the request from the Register of Deeds that the renovation of deteriorating records be completed by Kofile Technologies through the use of fund balance in the Register of Deeds Automation fund and all budget amendments be authorized. Motion Carried.

Old Business - None

Correspondence/Resolutions -

- Airport Zoning Board of Appeals has a tentative meeting set for June 25th. Clerk Fetting is waiting on communication from the county attorney to have the date official. She will send notice upon that date being confirmed.
- Commissioner Bardwell received a letter from Region 7 Area on Aging which will be provided to Clayette for follow-up prior to July 9th.
- Commissioner Bardwell received a thank you from Governor Whitmer for communication regarding the Caro Center.

COMMISSIONER LIAISON COMMITTEE REPORTS

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 - Issue that a restaurant in Cass City was having with Building Codes has been resolved.

GRIMSHAW - No report.

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 - Vaccinations are recommended as measles and Hepatitis A as positive cases in the State of Michigan have been reported.

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 - Meets tomorrow.

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

Other Business as Necessary - None

Commissioner Grimshaw excused at 12:08 p.m.

Extended Public Comment -

-Nancy Laskowski questioned Michael Yates statement made in reference to being made a county employee. Also, Nancy stated the adjacent landowners may need to be notified under the Zoning Enabling Act for the Zoning Board of Appeals hearing. Clerk Fetting is working with the attorney to clarify this matter.

Meeting adjourned at 12:12 p.m.

Jodi Fetting
Tuscola County Clerk