

## TUSCOLA COUNTY BOARD OF COMMISSIONERS

December 23, 2020 Minutes

Meeting held via Google Meet Electronic remote access, in accordance with the Department of Health and Human Services Emergency Order Under MCL 333-2253 – Gathering Prohibition and Mask Order and Public Act 228 of 2020.

Commissioner Bardwell called the regular meeting of the Board of Commissioners of the County of Tuscola, Michigan, held via Google Meet on the 23rd day of December 2020, to order at 8:00 o'clock a.m. local time.

Prayer – Commissioner Grimshaw

Pledge of Allegiance – Commissioner Young

Roll Call – Clerk Jodi Fetting

Commissioners Present Virtual:

- District 1 - Thomas Young - Columbia Township, Tuscola County, State of Michigan
- District 2 - Thomas Bardwell - Ellington Township, Tuscola County, State of Michigan
- District 3 - Kim Vaughan - Lake County, State of Florida
- District 4 - Mark Jensen - Millington Township, Tuscola County, State of Michigan (excused at 10:18 a.m.)
- District 5 - Daniel Grimshaw - Vassar Township, Tuscola County, State of Michigan

Commissioner Absent - None

Also Present Virtual:

Clerk Jodi Fetting, Clayette Zechmeister, Eean Lee, Mark Haney, Mary Drier, Sandy Nielsen, Steve Erickson, Jessica VanHove, Robert McKay, Doug DuRussel, Tracy Violet, Wayne Koper, Steve Anderson, Dr. Russell Bush, Prosecutor Mark Reese, Debbie Babich, Jana Brown, Barry Lapp, Pam Shook, Joel Wyatt, Dr. David Stockman, Rachael Bartolowits, Mark Ransford, Treasurer Patricia Donovan-Gray, Tip Maguire, Kathy Trischler, Matt Brown, Mary Mendyl, Heidi Chicilli

At 8:14 a.m., there were a total of 35 participants attending the meeting.

*Adoption of Agenda -*  
2020-M-269

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

Roll Call Vote: Young - yes; Vaughan - yes; Jensen - yes; Grimshaw - yes; Bardwell - yes. Motion Carried.

*Action on Previous Meeting Minutes -*  
2020-M-270

Motion by Young, seconded by Vaughan to adopt the meeting minutes from the December 10, 2020 Regular Board meeting as presented. Roll Call Vote: Vaughan - yes; Jensen - yes; Grimshaw - yes; Young - yes; Bardwell - yes. Motion Carried.

*Brief Public Comment Period for Agenda Items Only -*

-Joel Wyatt, Sanilac County Commissioner, recommended that Tuscola County does not adopt a local state of emergency.

-Dr. David Stockman spoke in reference to the contract Tuscola County has with Michigan Institute of Forensic Science and Medicine (MIFSM).

-Commissioner Grimshaw clarified the conversation that he had with Dr. Stockman that was referenced during Dr. Stockman's public comment.

*Consent Agenda Resolution - None*

*New Business -*

-Prosecutor Mark Reene's Request to Refill Vacant Position - Prosecutor Reene explained the proposed request.

2020-M-271

Motion by Vaughan, seconded by Young that per the recommendation of Mark Reene, Prosecuting Attorney, that Gina Gohs be hired as a Secretary II for the Child Support Division in the Prosecutor's Office at the top step. This is to refill a vacated position that is approximately 2/3 funded by the State of Michigan. Effective hire date of January 9, 2021. Roll Call Vote: Jensen - yes; Grimshaw - yes; Young - yes; Vaughan - yes; Bardwell - yes. Motion Carried.

-Tuscola County Declaration of a Local State of Emergency Related to COVID-19 Possible Resolution and Information on Sen Bill #1108 and HC #6207 - Governor Whitmer signed Senate Bill 1246 late in the day on December 22, 2020 so the local declaration does not need to be made at this time. Public Act 254 of 2020.

-Depository and Investment Resolution # 2020-13 and MCL 129.91 - Clayette Zechmeister and Clerk Jodi Fetting explained the proposed resolution due to the retirement of Treasurer Patricia Donovan-Gray to give Treasurer Elect Ashley Bennett authorization effective January 1, 2020.

2020-M-272

Motion by Grimshaw, seconded by Young to approve the Public Funds Banking Resolution # 2020-13 with saving and loan association removed. Also, all appropriate signatures are authorized. Roll Call Vote: Grimshaw - yes; Young - yes; Vaughan - yes; Jensen - yes; Bardwell - yes. Motion Carried.

-911 Dispatch Filled Position - Director Sandy Nielsen explained a candidate has been selected for one of the two vacant positions at 911 Dispatch.

2020-M-273

Motion by Young, seconded by Grimshaw that per the recommendation of Sandra Nielsen, Dispatch Director, to hire William Durr as a full-time dispatcher effective January 4, 2021. Background check, physical and drug screen have been completed. Roll Call Vote: Young - yes; Vaughan - yes; Jensen - yes; Grimshaw - yes; Bardwell - yes. Motion Carried.

-911 Dispatch Authority Board Appointment - Clerk Fetting explained the request for the appointment to the vacant position.

2020-M-274

Motion by Vaughan, seconded by Young to appoint Albert Pearsall, III to the 911 Dispatch Authority Board as the Township Representative for a 2-year term effective January 1, 2021. Roll Call Vote: Vaughan - yes; Jensen - yes; Grimshaw - yes; Young - yes; Bardwell - yes. Motion Carried.

-Parks and Recreation Commission Board Appointment - Clerk Fetting explained the proposed request which needs to be amended to the Planning Commission as Steve Erickson's original application was completed with the incorrect commission and was added to the incorrect commission sheet indicating a current vacancy in Parks and Recreation which should have been Planning Commission. Lori Selvidge had originally applied for the Planning Commission. Clerk Fetting recommended Ms. Selvidge for the Planning Commission.

2020-M-275

Motion by Jensen, seconded by Vaughan to appoint Lori Selvidge to the Planning Commission for a 3-year term effective January 1, 2021. Roll Call Vote: Jensen - yes; Grimshaw - yes; Young - yes; Vaughan - yes; Bardwell - yes. Motion Carried.

-Vanderbilt Park Road Repairs - Commissioner Young explained the repairs that were made to the road to allow for traffic this winter.

-Michigan Department of Environment, Great Lakes, and Energy (EGLE) Scrap Tire Program Collection Site Registration Application - Clayette Zechmeister explained the request to be able to begin the application process.

2020-M-276

Motion by Grimshaw, seconded by Jensen to approve the registration application with Michigan Department of Environment, Great Lakes, and Energy (EGLE) and Tuscola County Recycling. Also, all appropriate signatures are authorized. Roll Call Vote: Grimshaw - yes; Young - yes; Vaughan - yes; Jensen - yes; Bardwell - yes. Motion Carried.

-City of Vassar Resolution for Termination of Construction Codes Enforcement and Administration Agreement with Tuscola County - Clayette Zechmeister reviewed the Resolution that was included in the Board packet. Board discussed the disparity of the number of days that notice must be given to terminate the contract. Board would like further clarification.

-SCMCCI Census Report - Clayette Zechmeister presented the report and the Board discussed the matter.

-Letter of Interest from Mid-Michigan Medical Examiners Group - Clayette Zechmeister presented the letter and the Board discussed the matter.

-Year-End Compliance with the Uniform Budgeting and Accounting Act - Clayette Zechmeister reviewed each request presented to the Board.

2020-M-277

Motion by Jensen, seconded by Young that the 2020 general fund activity budgets be amended up to the amounts shown in the table to prevent actual year-end expenditures from exceeding budget and in order to gain compliance with the Uniform Budgeting and Accounting Act.

	2020	2020	Estimated	2020
	Amended	Projected	Difference	Year End
Expenditure	Budget	Actual	Under Budget	Amended
Category/Department	Budget	Actual	(Over Budget)	Budget
Legal	101,000	120,000	(19,000)	120,000
Prosecutor Co-Op	195,108	208,910	(13,802)	208,910
Jury Commission	3,715	8,715	(5,000)	8,715
Secondary Road	101,535	108,400	(6,865)	108,400
DHHS Board	10,000	11,600	(1,600)	11,600

Roll Call Vote: Vaughan - yes; Jensen - yes; Grimshaw - yes; Young - yes; Bardwell - yes. Motion Carried.

2020-M-278

Motion by Jensen, seconded by Young that the 2020 special revenue fund budgets be amended up to the amounts shown in the table to prevent actual year-end expenditures/revenues from exceeding budget and in order to gain compliance with the Uniform Budgeting and Accounting Act.

	2020	2020	Estimated	2020	
	11-30-20	Projected	Difference	Year End	
	Amended	Actual	Under Budget	Amended	
Special Revenue Funds	Budget	Exp/Rev	(Over Budget)	Budget	Comments
COUNTY PARKS & RECREATION	91,210	95,120	(4,000)	95,120	Expense to Actual
HEALTH DEPARTMENT EXPENSE	4,029,349	4,247,000	(217,651)	4,247,000	Expense to Actual
MILLINGTON TWP REVENUE	180,312	181,226	(914)	181,226	Revenue to Actual
COUNTY VETERAN GRANT REVENUE	49,994	99,994	(50,000)	99,994	Revenue to Actual
VOTED MSU EXPENSE	154,315	155,480	(1,165)	155,480	Expense to Actual
MEDICAL CARE FACILITY REVENUE	24,023,565	25,000,000	(976,435)	25,000,000	Revenue to Actual
PENSION OB BOND DEBT REVENUE	509,841	506,400	3,441	506,400	Revenue to Actual
MEDICAL CARE DEBT REVENUE	0	32	(32)	32	Revenue to Actual
EXPENSE	0	32	(32)	32	Expense to Actual

Roll Call Vote: Jensen - yes; Grimshaw - no; Young - yes; Vaughan - yes; Bardwell - yes. Motion Carried.

2020-M-279

Motion by Vaughan, seconded by Young that *temporary* supplemental appropriations from the general fund up to the amounts shown in the table be authorized to prevent the identified funds from finishing the 2020 fiscal year in a deficit situation and gain compliance with the Uniform Budgeting and Accounting Act.

<b>GENERAL FUND APPROPRIATIONS</b>		
Arbela Township Police Svc Contract		\$13,822
Vassar Township Police Svc Contract		\$12,613
Millington Township Police Svc Contract		\$23,925
Victim Services Grant		\$17,255
Animal Shelter		\$27,340
Victim of Crime Act Grant		\$6,000
Coronavirus Emergency Support Funding (CESF)		\$57,726
MSU		\$2,104
Denmark Township Sewer		\$.54

Roll Call Vote: Grimshaw - no; Young - yes; Vaughan - yes; Jensen - yes; Bardwell - yes. Motion Carried.

## 2020-M-280

Motion by Young, seconded by Jensen to transfer the actual delinquent tax income to the General Fund as budgeted. Roll Call Vote: Young - yes; Vaughan - yes; Jensen - yes; Grimshaw - yes; Bardwell - yes. Motion Carried.

## 2020-M-281

Motion by Young, seconded by Jensen to authorize staff after consultation with the county auditors to conduct further year-end financial transactions and make other adjustments as necessary to gain compliance with the Uniform Budgeting and Accounting Act. Roll Call Vote: Vaughan - yes; Jensen - yes; Grimshaw - yes; Young - yes; Bardwell - yes. Motion Carried.

## 2020-M-282

Motion by Young, seconded by Vaughan to recess the meeting at 10:18 a.m. Roll Call Vote: Jensen - yes; Grimshaw - yes; Young - yes; Vaughan - yes; Bardwell - yes. Motion Carried.

Recessed at 10:18 a.m.

Reconvened at 10:30 a.m.

Commissioner Jensen excused at 10:18 a.m.

Roll Call: Young, Bardwell, Vaughan, Grimshaw

At 10:44 a.m., there were a total of 32 participants attending the meeting.

-Tuscola County Covid19 BC/BS Claims Dashboard Reports - Clayette Zechmeister presented the reports and the Board discussed the matter.

-Thumb Area Regional Community Corrections Advisory Board Service Agreement - Clayette Zechmeister presented the proposed agreement.

## 2020-M-283

Motion by Young, seconded by Vaughan to approve the Thumb Area Regional Community Corrections Advisory Board Service Agreement for the period of October 1, 2020 to September 30, 2021. Also, all appropriate signatures are authorized. Roll Call Vote: Grimshaw - yes; Young - yes; Vaughan - yes; Jensen - absent; Bardwell - yes. Motion Carried.

-Frankenmuth Credit Union Grant Opportunity (Matter Added) - Commissioner Young explained a grant opportunity offered by Frankenmuth Credit Union to provide assistance to local businesses located within Tuscola County but it required a local match. The Economic Development Corporation was able to secure a partner to provide the match. Steve Erickson explained the application process and the proposed timeline.

-Closed Session at 11:00 a.m. -  
2020-M-284

Motion by Young, seconded by Grimshaw that the Board meet in Closed Session under Section 8(h) of the Open Meetings Act to discuss the contents of a written legal memorandum from its attorney, which is exempted from disclosure under Section 13(1) (g) of the Freedom of Information Act, with Clay Johnson, Eric Morris, Clayette Zechmeister, Jodi Fetting and Eean Lee to be allowed to attend the closed session at 11:00 a.m. Roll Call Vote: Young - yes; Vaughan - yes; Jensen - absent; Grimshaw - yes; Bardwell - yes. Motion Carried.

Reconvened at 11:58 a.m.

At 11:58 a.m., there were a total of 27 participants attending the meeting.

*Old Business (continued below) -*

-MIFSM Appointment of Deputy Medical Examiner -  
2020-M-285

Motion by Young, seconded by Grimshaw that per the recommendation of Dr. Russell Bush, Tuscola County Medical Examiner, that Randy Tashjian, MD be appointed as the Tuscola County Deputy Medical Examiner, his appointment to immediately cease upon revocation by the Board of Commissioners or upon termination or expiration of the agreement between the County and MIFSM for the provision of medical examiner services. Roll Call Vote: Vaughan - yes; Jensen - absent; Grimshaw - yes; Young - yes; Bardwell - yes. Motion Carried.

*New Business (continued from above) -*

-Independent Provider Agreement with William R Morrone - Clayette Zechmeister presented the proposed agreement and the Board discussed the matter. There are a few items the Board would like to have Clayette obtain clarification on. Clayette will work with County Counsel and will present at the next Board meeting.

Dr. Stockman spoke to the contract currently held with MIFSM and the proposed contract the Board is reviewing.

Dr. Bush discussed how the current contract with MIFSM contains a succession plan.

Dr. Stockman discussed the current practice with Medical Investigators.

Dr. Stockman would like the option to renegotiate the current MIFSM contract.

*Old Business (continued from above)-*

-Health Department Fee Schedule - Commissioner Grimshaw explained his reasoning for adjusting the fees charged to the local businesses. Commissioner Vaughan, Commissioner Young and Clayette Zechmeister participated in a virtual meeting that Huron County hosted and an update was provided.

## 2020-M-286

Motion by Grimshaw that per MCL 333.2461 the civil penalty for violation of any COVID-19 rule, regulation, or order issued which the Tuscola County Health Department has the authority and duty to enforce, shall be \$1.00.  
Motion died due to lack of support.

## 2020-M-287

Motion by Grimshaw that per MCL 333.2444 the fee shall be \$1.00 for each inspection, follow-up inspection, full plan review or partial plan review related to COVID-19 rules, regulations, or orders issued.  
Motion died due to lack of support.

Board would like Clayette to work with the County Counsel on Tuscola County's ability to set or change fees.

Tip Maguire answered questions the board had on if fees charged were all related to the COVID pandemic. Tip also explained the permit fees in relation to new and renewal of licenses.

*Correspondence/Resolutions -*

- Public Health Code - Act 368 of 1978
- Michigan Flu Focus
- Number of Deaths with underlying causes
- Letter of Appreciation received from Frederick Abel

**COMMISSIONER LIAISON COMMITTEE REPORTS****JENSEN** - absent

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 7<sup>th</sup> District - Planned for February 2021  
MAC Workers Comp Board - Meets in January  
TRIAD  
Local Units of Government Activity Report



**YOUNG**

Board of Public Works

County Road Commission Liaison

Dispatch Authority Board

Genesee Shiawassee Thumb Works - Provided an update from the meeting last week.

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 - Attended the Huron County meeting discussed earlier.

**VAUGHAN** - No Report

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

**GRIMSHAW**

Behavioral Health Systems Board - Update provided from the meeting last week.

Recycling Advisory

Local Units of Government

*Other Business as Necessary -*

-Clayette Zechmeister provided information that Michigan Department of Health and Human Services (MDHHS) was hosting a COVID-19 update at 2:00 p.m.

-Board Organizational Meeting will be held on January 4, 2020 at 8:00 a.m. via Google Meet.

-Commissioner Grimshaw and Commissioner DuRussel to work on scheduling a meeting with Senator Kevin Daley and Representative Phil Green.

- Commissioner DuRussel attended the Commissioner School hosted by Michigan Association of Counties and provided a report.
- Clayette Zechmeister stated a finance book will be provided to all of the Commissioners.

At 1:45 p.m., there were a total of 20 participants attending the meeting.

*Extended Public Comment - None*

2020-M-288

Motion by Young, seconded by Vaughan to adjourn the meeting at 1:54 p.m.

Roll Call Vote: Grimshaw - yes; Young - yes; Vaughan - yes; Jensen - absent; Bardwell - yes. Motion Carried.

Meeting adjourned at 1:54 p.m.

Jodi Fetting  
Tuscola County Clerk