



MINUTES

Board of Commissioners

Meeting

8:05 AM - Wednesday, November 24, 2021

H.H. Purdy Building Board Room, 125 W. Lincoln St., Caro, MI 48723

Commissioner Bardwell called the regular meeting of the Board of Commissioners of the County of Tuscola, Michigan, held at the H.H. Purdy Building Board Room, 125 W. Lincoln St., Caro, MI 48723, on Wednesday, November 24, 2021, to order at 8:05 a.m. local time.

Roll Call - Clerk Fetting

Prayer - Commissioner Young

Pledge of Allegiance - Commissioner Vaughan

Commissioner Grimshaw excused at 8:08 a.m.

Commissioners Present In-Person: Thomas Young, Thomas Bardwell, Kim Vaughan, Doug DuRussel, Dan Grimshaw

(Commissioner Grimshaw excused at 8:08 a.m. and arrived back at 10:26 a.m.)

(Commissioner DuRussel excused at 12:40 p.m.)

(Commissioner Vaughan excused at 12:47 p.m.)

Commissioners Absent: None

Others Present In-Person: Jodi Fetting, Clayette Zechmeister, Eean Lee, Sandy Nielsen, Debbie Babich, Treasurer Ashley Bennett, Shelly Lutz, Steve Anderson

Also Present Virtual: Tracy Violet, Tim Kinney, Cindy McKinney-Volz, Treasurer Ashley Bennett, Mary Drier, Steve Anderson, Kyle Nordstrom, Dara Hood, Mark Haney, Sheriff Glen Skrent, Mike Slade, Stephen Root, Eric Morris, Kate Curtis, Mike Miller, Kim Brinkman, Matt Brown, Renee Francisco, Megan Bartolowits

At 8:19 a.m., there were a total of 22 participants attending the meeting virtually.

Adoption of Agenda

2021-M-258

Motion by Thomas Young, seconded by Doug DuRussel to adopt the agenda as presented. Motion Carried.

Action on Previous Meeting Minutes

1. Action on Previous Meeting Minutes

2021-M-259

Motion by Doug DuRussel, seconded by Thomas Young to adopt the meeting minutes from the November 22, 2021 Committee of the Whole Meeting. Motion Carried.

2021-M-260

Motion by Doug DuRussel, seconded by Thomas Young to adopt the minutes from the Board of Commissioners Meeting held on November 10, 2021. Motion Carried.

Brief Public Comment Period for Agenda Items Only -

-Sandy Nielsen stated the applications for the 911 Director position will be submitted to the Human Resources Department.

-Sandy Nielsen expressed concern over how the Indirect Costs are determined that affect various Departments within the County.

-Treasurer Bennett also expressed concern over how Department indirect costs are calculated with the change in which fund staff within the Treasurer's Office is paid from.

-Board discussed the Indirect Costs and would like MGT to come to a Board meeting to provide explanation.

Consent Agenda Resolution

2021-M-261

Motion by Kim Vaughan, seconded by Thomas Young that the Consent Agenda from the November 22, 2021 Committee of the Whole be adopted with Item #4 removed. Motion Carried.

1. Emergency Management Performance Grant -
To approve the additional Emergency Management Performance Grant American Rescue Plan Act for 2021 in the amount of \$15,418.00.
2. Michigan State University Extension (MSUe) Annual Report -
To receive and place on file the Michigan State University Extension 2021 Tuscola County Annual Report.
3. Fiscal Year 2022 Michigan State University (MSUe) Agreement for Extension Services -
That the 2022 agreement with Michigan State University for Extension Services be approved and all appropriate signatures are authorized.
4. ~~2022 Tuscola County Board of Commissioners Meeting Schedule~~

~~Move to approve the 2022 Tuscola County Board of Commissioners Meeting Schedule.~~
(Item removed from Consent Agenda).

5. Board and Commissions Appointments for 2022 -

To appoint Ben Guile, Cory Skinner and Matt Foley to the 911 Dispatch Authority Board for 2-year terms expiring on December 31, 2023.

To appoint Vicki Leland to the Board of Health for a partial term expiring December 31, 2024 to complete the term previously held by Eileen Hiser.

To appoint Ken Martin Jr, Keith Kosik, Steve Fetterhoff and Henry Hornung to the Construction Code Board of Appeals to 2-year terms expiring December 31, 2023.

To appoint Michael Bearden to the Department of Health and Human Services (DHHS) Board for a 3-year term expiring October 31, 2024.

To appoint Steve Erickson to the Department of Public Works for a 3-year term expiring December 31, 2024.

To appoint Matthew Bierlein to the Human Development Commission Board of Directors to a 1-year term expiring on December 31, 2022.

To appoint Robert McKay and Terri Eden to the Parks and Recreation Commission to 3-year terms expiring December 31, 2024.

To appoint John Johnson and Sherry Burns to the Recycling Committee to 3-year terms expiring December 31, 2024.

To appoint Ann Cherry to the Veterans Committee to a 3-year term expiring December 31, 2024.

To appoint Ann Westover to the Veterans Committee to a 4-year term expiring December 31, 2025.

New Business

1. Consent Agenda Item #4 - Board of Commissioners 2022 Meeting Schedule -

2021-M-262

Motion by Kim Vaughan, seconded by Thomas Young to approve the 2022 Board of Commissioners meeting schedule as corrected. Motion Carried.

2. State Police Resolution for Annexation -

Eric Morris explained that it is unknown if the Tuscola Intermediate School District (TISD) Annexation has been finalized and approved. The Board discussed if there was

any downfall in holding off on adopting the resolution to determine the outcome of the TISD or to proceed with adopting at the meeting today.

2021-M-263

Motion by Thomas Young, seconded by Kim Vaughan to adopt Resolution 2021-16 titled Resolution of the Board of Commissioners of the County of Tuscola directing Thomas Bardwell, on behalf of the County of Tuscola, to petition the Charter Township of Almer and the City of Caro to annex certain real property under MCL 117.9(8).

Yes: Thomas Young, Thomas Bardwell, and Kim Vaughan
No: Doug DuRussel
Absent: Dan Grimshaw

Motion Carried.

3. Closed Session To Discuss Labor Strategy -

2021-M-264

Motion by Thomas Young, seconded by Kim Vaughan that the Board meet in closed session, pursuant to Section 8(c) of the Open Meetings Act, in order to discuss strategy connected with the pending negotiation of collective bargaining agreements with Eric Morris with Braun Kendrick, Clayette Zechmeister, Jodi Fetting, Shelly Lutz and Eean Lee to be allowed to attend the closed session at 9:00 a.m.

Yes: Thomas Young, Thomas Bardwell, Kim Vaughan, and Doug DuRussel
Absent: Dan Grimshaw

Motion Carried.

Reconvened from Closed Session 9:33 a.m.

Recessed at 9:35 a.m.

Reconvened at 9:38 a.m.

4. Closed Session To Discuss the Contents of a Written Legal Memorandum -

2021-M-267

Motion by Kim Vaughan, seconded by Thomas Young 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 Eric Morris with Braun Kendrick, Clayette Zechmeister, Jodi Fetting, and Eean Lee to be allowed to attend the closed session at 9:38 a.m.

Yes: Thomas Young, Thomas Bardwell, Kim Vaughan, and Doug DuRussel
Absent: Dan Grimshaw

Motion Carried.

Reconvened at 9:58 a.m.

Recessed at 9:58 a.m.

Reconvened at 10:04 a.m.

At 10:04 a.m., there were 17 people attending virtually.

5. Draft Letter to Counties with a Population of 75,000 or less -

Board reviewed the draft letter and would like a statement added requesting financial support to hire Capitol Services to aid in amending the Open Meetings Act to allow virtual participation. Clayette will make changes to the letter as recommended by the Board on the break and present for approval later in the meeting.

6. Ambulance Automatic Vehicle Locator (AVL) Updates -

Eean Lee and Steve Anderson presented quotes for modems and an antenna to be installed for AVLs for ACW Ambulance and Mayville Ambulance. It is being requested to pay for this equipment from the American Rescue Plan Act (ARPA).

2021-M-270

Motion by Thomas Young, seconded by Kim Vaughan to allow Eean Lee, Chief Information Officer, to spend up to \$4,500.00 with Pro Com Inc. and CDW-G for installation and equipment for Automatic Vehicle Locator (AVL) equipment for ACW Ambulance and Mayville Ambulances.

2021-M-271

Motion by Thomas Young, seconded by Kim Vaughan to amend 2021-M-270 to have the project paid for with American Rescue Plan Act (ARPA) funds. Motion Carried.

2021-M-270 as amended

Motion by Thomas Young, seconded by Kim Vaughan as amended to allow Eean Lee, Chief Information Officer, to spend up to \$4,500.00 with Pro Com Inc. and CDW-G for installation and equipment for Automatic Vehicle Locator (AVL) equipment for ACW Ambulance and Mayville Ambulances and to have the project paid for with American Rescue Plan Act (ARPA) funds. Motion Carried.

Commissioner Grimshaw arrived at 10:26 a.m.

7. Closed Session To Discuss the Contents of a Written Legal Memorandum -

2021-M-272

Motion by Doug DuRussel, seconded by Kim Vaughan 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 Eric Morris with Braun Kendrick, Clayette Zechmeister, Jodi Fetting, and Eean Lee to be allowed to attend the closed session at 10:30 a.m.

Yes: Thomas Young, Thomas Bardwell, Kim Vaughan, Doug DuRussel,
and Dan Grimshaw

Motion Carried.

Reconvened at 10:55 a.m.

8. Draft Letter to Counties with a Population of 75,000 or less (continued from above) - Clayette Zechmeister presented the proposed letter with the changes made as recommended by the Board.

2021-M-275

Motion by Dan Grimshaw, seconded by Doug DuRussel to adopt the proposed letter to be sent with the changes as discussed of salutation to Board of Commissioners and removal of words "one or two" in the last paragraph.

Yes: Thomas Young, Thomas Bardwell, Kim Vaughan, Doug DuRussel,
and Dan Grimshaw

Motion Carried.

Old Business

1. 2021 Boards and Commissions Appointments -

2021-M-276

Motion by Thomas Young, seconded by Doug DuRussel to appoint Tim Kinney to the Airport Zoning Board of Appeals to a 3-year term expiring December 31, 2024. Motion Carried.

2021-M-277

Motion by Kim Vaughan, seconded by Doug DuRussel to appoint Jerald Gamm, Sandra Williamson, Patricia Labair, Eugene Davison, Gail Nesberg, Carolyn Wymore and Ruby Burk to the Council on Aging to a 1-year term expiring on December 31, 2022. Motion Carried.

2021-M-278

Motion by Kim Vaughan, seconded by Doug DuRussel to appoint Bill Bushaw to the Economic Development Corporation (EDC) Board of Directors to a 6-year term expiring on December 31, 2027. Motion Carried.

2. Prosecutor's Office Wage Information -

Board discussed the request presented by Prosecutor Reene which was \$6,000.00 for each attorney in the Prosecutor's Office including the Prosecutor but not including the part-time attorney. Board discussed proposed amounts that could be given from \$2,000.00 to \$6,000.00 and also discussed if the non-union raise would be given on top of that. Board discussed if this is given how it could create other requests to come before the Board. Clerk Fetting and Treasurer Bennett presented regarding their salary request that was presented at the beginning of the budget process. Matter discussed at length.

3. 2022 Budget Review -

2021-M-279

Motion by Dan Grimshaw, seconded by Kim Vaughan to adopt Option #3 of the Courthouse Security Options for the 2022 Budget dated November 23, 2021 for courthouse security in the amount of \$282,038.00 and to be incorporated in the proposed 2022 Budget.

Yes: Thomas Young, Thomas Bardwell, Kim Vaughan, Doug DuRussel,
and Dan Grimshaw

Motion Carried.

2021-M-280

Motion by Dan Grimshaw, seconded by Kim Vaughan to incorporate in the 2022 proposed budget \$28,000.00 for a Law Clerk.

Yes: Thomas Young, Thomas Bardwell, Kim Vaughan, Doug DuRussel,
and Dan Grimshaw

Motion Carried.

Commissioner DuRussel excused at 12:40 p.m.

2021-M-281

Motion by Dan Grimshaw, seconded by Kim Vaughan to incorporate in the 2022 proposed budget for an increase to be provided for Will Hill in the amount of \$4,000.00, Eric Hinojosa in the amount of \$4,000.00 and Erica Walle in the amount of \$4,000.00.

Yes: Thomas Young, Thomas Bardwell, Kim Vaughan, and Dan Grimshaw
Absent: Doug DuRussel

Motion Carried.

Commissioner Vaughan excused at 12:47 p.m.

2021-M-282

Motion by Dan Grimshaw, seconded by Thomas Young to incorporate in the 2022 proposed budget the same wage increase that was used in the 2021 budget.

Yes: Thomas Young, Thomas Bardwell, and Dan Grimshaw
Absent: Kim Vaughan and Doug DuRussel

Motion Carried.

Board discussed the need to increase the General Fund to cover mental health services that may be expended by the Tuscola County Sheriff's Office. Board would like Clayette to reach out to Sharon Beals to obtain an estimated figure to incorporate in the proposed 2022 Budget.

2021-M-283

Motion by Dan Grimshaw, seconded by Thomas Young to schedule a Special Board of Commissioners meeting to discuss the 2022 Proposed Budget on December 2, 2021 at 1:00 p.m. Motion Carried.

4. Guidehouse Consultant Services Agreement -

2021-M-284

Motion by Dan Grimshaw, seconded by Thomas Young to approve the Consultant Services Agreement with Guidehouse, Inc. to provide financial consulting services to Tuscola County as required for the financial administration, oversight and reporting of Federal and State grant monies related to the American Rescue Plan Act (ARPA). Proposed fees and materials not to exceed \$200,000.00. Motion Carried.

5. Fiscal Year 2020 Draft Cost Allocation Plan for 2022 Budget Year -
Clayette Zechmeister stated the MGT meeting could be scheduled for the Spring of 2022. She reviewed the proposed rate discussed at the Committee of the Whole meeting on November 22, 2021 of 2.5% for voted millages.

Sandy Nielsen addressed the Board regarding the amount that is being assessed to the 911 Dispatch Budget.

Board discussed the amount of the indirect costs and lowering the 911 Dispatch Department's from the actual amount to the 2.5% cap amount.

2021-M-285

Motion by Thomas Young, seconded by Dan Grimshaw to approve the December 31, 2020 Cost Allocation Plan. Also, amend the Recycling and 911 Dispatch Indirect costs to only 2.5% and in future years cap all Voted Millage and 911 Dispatch Indirect costs to 2.5%. Motion Carried.

6. Draft Dispatch Director Job Posting -
Sandy reported that the draft job posting has been updated the Board that the applications will be submitted to the Human Resources Director. The job posting will be posted on December 1, 2021 due back on December 22, 2021.
7. COHL, STOKER & TOSKEY, P.C. - Engagement Letter and Fee Arrangement -
Commissioner Bardwell reviewed the engagement letter received in order to gain a second legal opinion on masking in the courthouse public areas or any future issues that may arise.

2021-M-286

Motion by Dan Grimshaw, seconded by Thomas Young to authorize the Board Chair to execute the engagement letter received from Cohl, Stoker & Toskey, P.C. on October 15, 2021. Motion Carried.

8. County Space Needs Request for Proposal (RFP) (matter added) - Commissioner Bardwell asked if the RFP was reviewed by County Legal Counsel. Clayette Zechmeister reported it was not. Board discussed the requirement within the Caro City

Limits. Board would like County Legal Counsel to review the RFP that was issued. Board would like any information available to be provided to them prior to the December 13, 2021 meeting.

Correspondence/Resolutions

1. Dickinson County Resolution
2. Menominee County Resolution
3. Road Commission Holiday Schedule
4. Road Commission Minutes
5. Almer Township Resident Correspondence opposed to the annexation of the MSP property (matter added) -
Commissioner Bardwell read a letter received.

Commissioner Liaison Committee Reports

Young

No Report

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
Region VI Economic Development Planning
Saginaw Bay Coastal Initiative
Senior Services Advisory Council
Tuscola 2020
Local Units of Government Activity Report

Bardwell

No Report

Behavioral Health Systems Board
Caro DDA/TIFA
Economic Development Corp/Brownfield Redevelopment

MAC 7th District
MAC Workers Comp Board
MAC Finance Committee
TRIAD
Local Units of Government Activity Report

Vaughan

Absent

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

DuRussel

Absent

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

Grimshaw

No Report

Behavioral Health Systems Board
Recycling Advisory
Local Units of Government

Jail Planning Committee

MI Renewable Energy Coalition (MREC)

Other Business as Necessary

-Commissioner Grimshaw reported that he has been provided information that all State Hospitals will not be able to house consumers except for forensic/psychiatric interviews. All consumers will be issued a plan to be transitioned to a group home.

-Clerk Fetting has not received a response yet from Brian Neuville regarding the meeting time of the HDC Board meeting. Clerk Fetting will hold off on sending the appointment letter until an update can be provided at the December 13, 2021 meeting.

Extended Public Comment

-Eean Lee addressed comments that were made regarding the I.T. Department and the level of cybersecurity measures provided by that Department. He stated that himself and his staff would appreciate an apology.

-Mary Drier asked for clarification on the plan for consumers deemed Criminally Insane at the Caro Center.

Adjournment

2021-M-287

Motion by Dan Grimshaw, seconded by Thomas Young to adjourn the meeting at 12:22 p.m. Motion Carried.

Jodi Fetting
Tuscola County Clerk