

**Agenda**  
**Tuscola County Board of Commissioners**  
**Committee of the Whole – Monday, August 21, 2017 – 8:00 A.M.**  
**HH Purdy Building - 125 W. Lincoln, Caro, MI**

**Finance**  
Committee Leaders-Commissioners Kirkpatrick and Bierlein

**Primary Finance**

1. Sheriff 2017 Road Patrol Budget Amendment Request (See A)
2. Vanderbilt Park Budget Amendments (See B)
  - Bids for Water Spigot
  - Estimates for Other Park Improvements
3. Liquor Control Commission Request (See C)
4. Equalization Tax Rate Form Amendment (See D)
5. Prisoner Work Crew at the Fair (See E)
6. Update from MAC 7<sup>th</sup> District Meeting
7. Indigent Defense Meeting Update
8. 2018 County Budget Development
9. Dispatch Roof Bids
10. Child Care Fund 2017 Internal Budget Amendment Request
11. Filling a State Funded Part-Time CJO Position
12. Tax Foreclosure Fund Update (See F)

**On-Going and Other Finance**

1. Jail Planning Committee 9-11-17
2. Solar Energy - Lapeer County Experience
3. Wind Turbine Development and Assessing/Taxation Dispute – 9/18/17
4. Continue Review of Road Commission Legacy Costs

**Personnel**  
Committee Leader-Commissioner Bardwell

**Primary Personnel**

1. Request to Lift Hiring Freeze and Refill Vacancy in Sheriff Department (See G)

**On-Going and Other Personnel**

1. Reporting Relationship (Nepotism Policy)
2. Union Negotiations Wage Survey
3. Initiate Turnover and Wage Survey to Minimize Vulnerability to Loss of Critical Positions
4. Update Personnel Policies with Federal Changes such as ACA, Exempt/non-Exempt
5. Review Re-Establishment of Judicial Committee Meetings
6. Review Formation of Quarterly Meetings with Senior Leaders and Road Commissioners
7. Method to Communicate County Concerns to State Senator and Representative

**Building and Grounds**  
Committee Leaders-Commissioners Young and Vaughan

**Primary Building and Grounds**

On-Going and Other Building and Grounds

1. Service Animals in County Buildings
2. Jail Plumbing Update
3. Recycling Relocation Next Steps
4. Update 10 Year Capital Improvement Plan
5. Continue Work with Jail Planning Regarding Potential Jail Renovation and Additional Jail Bed Space for Holding Cells and Potential Revenue Generation
6. Implementation of 2017 Budgeted Capital Improvement Projects
7. Fire Safety Planning
8. Security/Safety Committee – Methods to Enhance Security – Next Steps

**Other Business as Necessary**

1. Former Vassar Foundry
2. Dairy Farmers of America – Cass City
3. Dispute with Wind Companies Tax Tribunal Meeting 9/18/17
4. Caro Dam
5. Airport Authority
6. Dispatch Authority Pager Issue
7. State of the Bay 9/27/17
8. Michigan Economic Development Corporation
9. Cass River Greenways

**Public Comment Period**

**mhoagland@tuscolacounty.org**

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**From:** Glen Skrent <ggs@tuscolacounty.org>  
**Sent:** Tuesday, August 15, 2017 10:35 AM  
**To:** mhoagland@tuscolacounty.org  
**Subject:** budget transfer  
**Attachments:** letter to board on millage.docx

Mike , after crunching numbers with Clayette there is plenty of fund balance (due to not hiring a replacement who left for many months and a deputy being on work comp, maybe forever? Anyway, the total we are asking to transfer from our road patrol fund balance to line items is \$61,025 and there is around \$300,000. Attached is what I figure we need to get started. We should buy a new vehicle now as our mechanic can only put one together at a time and I don't know when the new vehicle would be delivered as they only run production lines twice a year.

Tuscola County Sheriff's Office  
Sheriff Glen Skrent

***THE WORLD IS A DANGEROUS PLACE, NOT BECAUSE OF THOSE WHO DO EVIL, BUT BECAUSE OF THOSE WHO LOOK AND DO NOTHING.- Einstein***



# **SHERIFF**

## **TUSCOLA COUNTY**

SHERIFF GLEN SKRENT

UNDERSHERIFF ROBERT BAXTER

420 COURT STREET, CARO, MI 48723

Phone: 989-673-8161 Fax: 989-673-8164

To: Tuscola County Board of Commissioners  
From: Sheriff Glen Skrent  
Ref: millage transfer moneys

Due to enough fund balance in the current 2017 road patrol budget and the new millage starting next year I am asking to transfer the following from fund balance.

Hire a candidate to fill one of the new positions becoming available in 2018. To start Sept 2-Dec 31st 2017. Cost for wages and benefits for new deputy for time period indicated- \$19,525.

Transfer of current fund balance to be able to start purchasing equipment for new deputy position . Cost to equip a new deputy is \$4500.

New line item to include academy costs and training with a budget of \$7,000

Transfer \$30,000 from fund balance to supplement current allocation left in vehicle account to purchase a new patrol vehicle and equipment before the end of the year .

### **Motion**

Due to the new road patrol millage starting in 2018 and adequate fund balance in the current 2017 budget money will be transferred in the following ways.

Transfer fund balance from the road patrol 2017 budget to cover hiring a new deputy starting September 2<sup>nd</sup>. Cost of which is app \$19,525 for wages and benefits.

Transfer fund balance from the road patrol 2017 budget to cover purchasing equipment for said deputy \$4500.

Transfer fund balance from the road patrol 2017 budget to cover purchase of patrol vehicle \$30,000

Create new line item titled Academy training and transfer \$7000 from fund balance to that account.

Total transfer from 2017 road patrol budget fund balance to line items is \$61,025

Approve "Appropriate budget amendments are authorized"

**From:** mhoagland@tuscolacounty.org  
**Sent:** Monday, August 14, 2017 12:55 PM  
**To:** Mark Trumbauer  
**Cc:** Mike Miller (Mike Miller); 'Bardwell Thom'; 'Bierlein Matthew'; 'Kim Vaughan'; 'Kirkpatrick Craig'; 'Tom Young'  
**Subject:** Vanderbilt Park Funding Request

Mark

As you know Tuscola County and the Michigan Renewable Energy Collaborative have been in a long-term dispute with NextEra regarding assessing and taxation of wind turbines. You have explained that you want to rebuild relations with the county and improve overall public confidence in your company. To be candid, let me say an important start would be for NextEra to honor its earlier commitment to the Tuscola County Board of Commissioners to provide financial assistance for improvements at Vanderbilt County Park.

A recent comprehensive review has identified the basic park improvements needed and estimated costs which are listed below. The total estimated cost is \$57,300. Of this total, the grant received from the Michigan Department of Natural Resources will pay \$10,700. This leaves a balance of **\$46,600 which is the request to NextEra.**

Amended Grant:

- 1. Water spigot - \$5,000
- 2. Picnic tables - \$5,700

NextEra Funding Request:

- 1. Grading, leveling and gravel road leading to campsites - \$11,000
- 2. Grading, leveling and gravel road leading to pavilion - \$7,000
- 3. Parking lot gravel and compacting - \$5,000
- 4. Basketball court - \$7,000
- 5. Volleyball court - \$3,000
- 6. Additional picnic tables - \$10,000
- 7. Match for grant - \$3,600

We are aware NextEra builds roads when installing Wind Turbines. We have also heard that NextEra has the expertise and equipment needed to make these road repairs at Vanderbilt Park. As an alternative to reduce the direct dollar outlay could NextEra use their equipment, provide the gravel and make the road repairs? If this can be done the direct dollar **request would be reduced to \$23,600.**

It would be helpful to improving NextEra standing in the community by financing this valuable project. For years the county has been trying to make these park improvements but has been unsuccessful because of financial limitation. Financial assistance from NextEra would be greatly appreciated and allow us to finally make these improvements.

Mark, your assistance in making this project happen would be appreciated. It would help NextEra rebuild relations in the community. Please let me know if we can count on NextEra's help within a week. We want to bid the work and complete the project in the current building season.

Thank you..

Mike

Michael R. Hoagland  
Tuscola County Controller/Administrator  
989-672-3700  
[mhoagland@tuscolacounty.org](mailto:mhoagland@tuscolacounty.org)

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**mhoagland@tuscolacounty.org**

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**From:** Clayton J. Johnson <CLAJOH@BraunKendrick.com>  
**Sent:** Monday, August 14, 2017 8:26 AM  
**To:** 'MHoagland@TuscolaCounty.org'  
**Subject:** FW: Tuscola County -- Sunday A.M. Sales of Beer & Wine

Hello Mike:

Please find below confirmation from Mr. Marvin from the Michigan Liquor Control Commission, confirming that the proposed language that we presented to him would indeed prohibit the sale of beer and wine for consumption off premises before noon on Sunday and also would prohibit sales of spirits off premises all day on Sunday, if passed by the Board of Commissioners.

Feel free to let me know if you would like to discuss any aspects.

Thank you,  
Clay

CLAYTON J. JOHNSON  
Attorney  
Tel: 989.399.0606  
Fax: 989.799.4666  
Email: clajoh@braunkendrick.com

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**From:** Marvin, David (LARA) [mailto:MarvinD@michigan.gov]  
**Sent:** Monday, August 14, 2017 8:07 AM  
**To:** Clayton J. Johnson  
**Subject:** RE: Tuscola County -- Sunday A.M. Sales of Beer & Wine

Dear Mr. Johnson:

Thank you for your email. Based on the proposed language you submitted and if it were approved by the Board of Commissioners, the MLCC would accept this language as prohibiting the sale of beer and wine for consumption off the premises before noon on Sunday in addition to the existing all day prohibition on Sunday for off-premises spirits sales.

Thank you,  
David Marvin



**From:** Clayton J. Johnson [<mailto:CLAJOH@BraunKendrick.com>]  
**Sent:** Thursday, August 10, 2017 2:48 PM  
**To:** Marvin, David (LARA) <[MarvinD@michigan.gov](mailto:MarvinD@michigan.gov)>  
**Subject:** Tuscola County -- Sunday A.M. Sales of Beer & Wine

Dear Mr. Marvin,

This correspondence is sent on behalf of the Tuscola County Board of Commissioners, in response to your July 24, 2017 email correspondence to Michael Hoagland and Jodi Fetting.

In your correspondence you requested that we inform you if either: (a) it is determined that a county board resolution or prior vote of the people to prohibit Sunday morning sales of beer and wine has taken place in the past, or (b) such a resolution or vote occurs in the future.

It has long been the understanding in the County that the effect of the 1994 ballot question and the 2010 resolution of the Board of Commissioners (see attachment) was to: (1) prohibit the sale of spirits and mixed drinks for consumption off the premises 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, and to also (2) prohibit the sale of beer and wine within the County of Tuscola for consumption off the premises between the hours of 7 a.m. and 12 noon on Sunday.

Based upon your correspondence, it appears that further clarification may be warranted. In order to avoid any confusion on these issues going forward, please provide me with your input as to whether passage by the Tuscola County Board of Commissioners of the following resolutions would formalize the understandings set forth in items 1 and 2 of the paragraph directly preceding this one. The proposed language to achieve these objectives is as follows:

**NOW THEREFORE BE IT RESOLVED** that 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; and

**BE IT FURTHER RESOLVED** that 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.

Please contact me regarding whether the language set forth above would be proper.

Sincerely,

Clay Johnson

CLAYTON J. JOHNSON  
Attorney  
Tel: 939.399.0606



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**From:** Marvin, David (LARA) [mailto:MarvinD@michigan.gov]  
**Sent:** Monday, July 24, 2017 9:33 PM  
**To:** mhoagland@tuscolacounty.org; jfetting@tuscolacounty.org  
**Cc:** Weber, Sara (LARA) <webers@michigan.gov>  
**Subject:** Sunday A.M. Sales of Beer & Wine

Mr. Hoagland & Ms. Fetting:

Thank you for taking my call last week and today regarding whether Tuscola County prohibits the sale of beer and wine for off-premises consumption before noon on Sundays. As I explained when I called, the letter we received from the clerk in 2010 mentioned the ban on the sale of spirits for off-premises consumption all day on Sunday and the allowance of the sale of beer and wine for off-premises consumption after noon on Sundays. However, based on our conversations, there appears to be a belief that beer and wine for off-premises consumption is not allowed before noon on Sundays in Tuscola County, despite the apparent lack of a county board resolution or voter-approved prohibition of such.

MCL 436.2111(1) states the following:

**(1) The sale of beer and wine between the hours of 7 a.m. on Sunday and 2 a.m. on Monday is allowed. Except as otherwise provided in subsection (6)\*, a county, city, village, or township may prohibit the sale of beer and wine between the hours of 7 a.m. and 12 noon on Sunday or between the hours of 7 a.m. on Sunday and 2 a.m. on Monday under the following circumstances:**

**(a) By majority vote of the legislative body voting on the resolution to make such an authorization. Failure of the legislative body to act on such an authorization is grounds for the petitioning of the county, city, village, or township for submission of the question to the voters of the county, city, village, or township under subsection (2).**

**(b) By submission of a petition under subsection (2) by a majority vote of the electors voting at a regular state election.**

\*The reference to subsection (6) pertains to a specific location in Jackson and Hillsdale Counties.

The statutory section above allows a legislative body of a county (or village, township, or city) or its voters to prohibit the Sunday morning sales of beer and wine; however, in the absence of a prohibition the sale of beer and wine is allowed between 7:00am and 12:00pm if the licensee is approved for a Sunday Sales Permit (A.M.) under MCL 436.2115(2). Based on this statute and that no prohibition in Tuscola County for the sale of beer and wine on Sunday morning appears to have been passed, the Commission must allow licensees in Tuscola County to apply for and be issued a Sunday Sales Permit (A.M.) for the sale of beer and wine for off-premises consumption.

Should you discover a county board resolution or prior vote of the people to prohibit Sunday morning sales of beer and wine, or should either occur in the future, please forward the resolution or certified results of the election to the Michigan Liquor Control Commission.

Sincerely,  
David Marvin

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**DAVID MARVIN**  
Michigan Liquor Control Commission  
Direct Phone: 517-284-6396  
Fax: 517-763-0055



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avast! Antivirus: Inbound message clean.

Virus Database (VPS): 170724-8, 07/24/2017  
Tested on: 7/25/2017 7:31:58 AM  
avast! - copyright (c) 1988-2017 AVAST Software.

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avast! Antivirus: Outbound message clean.

Virus Database (VPS): 170725-0, 07/25/2017  
Tested on: 7/25/2017 8:53:51 AM  
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**mhoagland@tuscolacounty.org**

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**From:** Angie Daniels <angie.daniels@tuscolacounty.org>  
**Sent:** Monday, August 14, 2017 11:37 AM  
**To:** Mike Hoagland  
**Subject:** 2017 Tax Rate Request - Post Election  
**Attachments:** 2017 Tuscola County L-4029 - Post Election.pdf

Good Morning Mike,  
Please find attached the 2017 Tax Rate Request for Tuscola County with August election changes incorporated. I respectfully request the board's approval of the attached tax rate request authorizing the spread of the 2017 county special fund millages for the winter tax levy.

Thank you,  
Angie

--  
**Angie Daniels, MAAO (3)**  
**Equalization Director**

**Tuscola County Equalization**  
**Tuscola County GIS**  
**City of Caro Assessing Department**  
**989.672.3833**

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ORIGINAL TO: County Clerk  
COPY TO: Equalization Department  
COPY TO: Each Township or City Clerk

**2017 TAX RATE REQUEST (This form must be completed and submitted on or before September 30, 2017)**

**MILLAGE REQUEST REPORT TO COUNTY BOARD OF COMMISSIONERS**

County <b>Tuscola</b>	2017 Taxable Value of ALL Properties in the Unit as of 5-22-17 <b>1,737,861,448</b>
Local Government Unit <b>County</b>	For LOCAL School Districts: 2017 Taxable Value excluding Principal Residence, Qualified Agricultural, Qualified Forest, Industrial Personal and Commercial Personal Properties:

This form must be completed for each unit of government for which a property tax is levied. Penalty for non-filing is provided under MCL Sec 211.119.  
The following tax rates have been authorized for levy on the 2017 tax roll.

(1) Source	(2) Purpose of Millage	(3) Date of Election	(4) Original Millage Authorized by Election, Charter, etc.	(5) 2016 Millage Rate Permanently Reduced by MCL 211.34d	(6) 2017 Current Year Millage Reduction Fraction	(7) 2017 Millage Rate Permanently Reduced by MCL 211.34d	(8) 2017 Sec 211.34 Millage Rollback Fraction	(9) 2017 Maximum Allowable Millage Levy *	(10) Millage Requested to be Levied July 1	(11) Millage Requested to be Levied Dec. 1	(12) Expiration Date of Millage Authorized
Sp Voted	Bridge/Streets	Aug-16	0.4807	0.4807	1.0000	0.4807	1.0000	0.4807		0.4807	Dec-23
Sp Voted	Senior Citizens	Aug-17	0.3200	0.3200	1.0000	0.3200	1.0000	0.3200		0.3200	Dec-24
Sp Voted	Medical Care	Aug-08	0.2500	0.2500	1.0000	0.2500	1.0000	0.2500		0.2500	Dec-18
Sp Voted	Road Patrol	Aug-17	1.3300	1.3300	1.0000	1.3300	1.0000	1.3300		1.3300	Dec-24
Sp Voted	Roads/Streets	Aug-16	0.9657	0.9657	1.0000	0.9657	1.0000	0.9657		0.9657	Dec-23
Sp Voted	Mosquito	Aug-14	0.6316	0.6316	1.0000	0.6316	1.0000	0.6316		0.6316	Dec-19
Sp Voted	Recycling	Aug-16	0.1500	0.1500	1.0000	0.1500	1.0000	0.1500		0.1500	Dec-24
Sp Voted	Veterans	Feb-15	0.1700	0.1700	1.0000	0.1700	1.0000	0.1700		0.1700	Dec-20
Sp Voted	MSU Extension	Mar-16	0.1000	0.1000	1.0000	0.1000	1.0000	0.1000		0.1000	Dec-21

Prepared by <b>Angie Daniels</b>	Title <b>Equalization Director</b>	Date <b>08/14/2017</b>
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As the representatives for the local government unit named above, we certify that these requested tax levy rates have been reduced, if necessary to comply with the state constitution (Article 9, Section 31), and that the requested levy rates have also been reduced, if necessary, to comply with MCL Sections 211.24e and 211.34 for LOCAL school districts which levy a Supplemental (Hold Harmless) Millage, 380.1211(3)

<input type="checkbox"/> Clerk	Signature	Type Name	Date
<input type="checkbox"/> Secretary		<b>Jodi Fetting</b>	
<input type="checkbox"/> Chairperson	Signature	Type Name	Date
<input type="checkbox"/> President		<b>Thom Bardwell</b>	

\* Under Truth in Taxation, MCL Section 211.24e, the governing body may decide to levy a rate which will not exceed the maximum authorized rate allowed in column 9. The requirements of MCL 211.24e must be met prior to levying an operating levy which is larger than the base tax rate but not larger than the rate in column 9.

**IMPORTANT:** See instructions on the reverse side regarding where to find the millage rate used in column (6)

**mhoagland@tuscolacounty.org**

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**From:** Glen Skrent <ggs@tuscolacounty.org>  
**Sent:** Tuesday, August 15, 2017 11:08 AM  
**To:** mhoagland@tuscolacounty.org; 'Kirkpatrick Craig'  
**Subject:** jail work crew.

In the past we have not charged the Fair board for inmate help. They really appreciate the help we give them but Lt Harris feels if the fair board is making a profit we should charge them as we do charge the Octagon barn (\$200). Sometimes they want the inmates on a Saturday and luckily we have been able to readjust a correction deputies schedule to go with them but that may not always be the case. So, I am leaving it up to our board to say if they want us to charge the Fair in the future .

Tuscola County Sheriff's Office

Sheriff Glen Skrent

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Commissioners

The finance committee and I have been trying to gain a complete understanding of Tax Foreclosure (TF) fund but this has been difficult. Permitted uses of TF funds has not been clear. The amount of TF funds that can be transferred and made available annually for other county needs also has not been clear. We have been working with the County Treasurer to strengthen this financial understanding. We now have an understanding of the method that will be used to determine how much of TF funds that can be transferred and made available for general county needs. The Chief Accountant has been exceptionally helpful in researching details to sort this whole situation out. She will explain this further at the Committee of the Whole meeting on August 21, 2017.

Under state law, after approximately three years if property taxes have not been paid the property is provided for sale at auction. The County Treasurer conducts this property auction. If the property is sold proceeds are used to pay delinquent property taxes that are due to the county and all other taxing entities. If there are additional proceeds from the sale after the delinquent taxes are paid these funds are deposited in the TF fund. There are also other revenue source such as title search and interest earned that are recorded in the TF fund. Expenses include portions of wage/fringe benefit costs for employees in the Treasurer's office involved in the tax foreclosure process. There are other expenses for a company that assists the Treasurer in the process of selling the property.

Public Act 498 of 2006 in section 8h states that the Treasurer shall submit a report by June 30 of each year identifying revenues and expenditures for the year with any surplus available to transfer to the County General Fund (GF). This surplus is calculated after the Treasurer has determined obligations and contingent funds needed to maintain and pay for liabilities for unsold properties under the custody of the County Treasurer. The Treasurer believes the balance in the TF fund of approximately \$948,000 is sufficient to meet potential obligations. This took many years to build this reserve level. Of this total, \$450,000 is reserved for potential obligations. For 2017, the Treasurer has calculated the surplus that can be transferred to the GF for other county needs is \$127,901.90. This is favorable because the estimated amount in the 2017 budget was \$50,000. The amount of annual transfer will vary.

The Treasurer has agreed that by June 30 of each year she will review with the Board revenues and expenses and explain the amount that is available to transfer to the GF. Now that there is an understanding of this financial situation the Board will need to rescinded previous Board Motion 16-M-038 and pass a similar but new modified motion.

Give me a call if you would like to discuss this before the meeting Monday.

Mike  
Michael R. Hoagland  
Tuscola County Controller/Administrator  
989-672-3700  
[mhoagland@tuscolacounty.org](mailto:mhoagland@tuscolacounty.org)

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## ANNUAL REPORT OF BALANCE IN LAND SALE PROCEEDS ACCOUNTS

In accordance with MCL 211.78m (8) (h), this written report is presented to the Board of Commissioners no later than June 30, the second calendar year after foreclosure.

### Net Balance in Land Sale Proceeds Accounts:

2015 Tax Year	\$ 480,389.57
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Total	\$ 480,389.57
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### Contingent Liabilities:

Expenses & maintenance costs	\$ -352,487.67
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Available for transfer to General Fund:	\$ 127,901.90
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Amount being transferred to the General Fund	\$ 127,901.90
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This report is prepared by Pat Donovan-Gray, Tuscola County Treasurer  
August 15, 2017

# Trial Balance Report

Tuscola County  
Summary  
YTD Ending 12/31/15

		Debits	Credits
<b>Fund 532 TAX FORECLOSURE FUND</b>			
000-001-000	CASH	911,928.18	
000-084-000	DUE FROM OTHER FUNDS	344.50	
000-091-000	DEFERRED OUTFLOWS	7,746.37	
000-202-000	ACCOUNTS PAYABLE		9,911.25
000-216-000	ESCROWED FUNDS		9,687.10
000-236-000	DUE TO ROD RECORDING FEES	5,137.79	
000-257-000	PAYROLL ACCRUAL		1,602.97
000-350-000	NET PENSION LIABILITY		34,419.01
000-390-000	FUND BALANCE		291,634.61
000-393-001	FUND BAL - COMM - PROPERTY MAINT		100,000.00
000-393-002	FUND BAL-COMM FOR-RETENTION LAWSUIT		100,000.00
000-393-003	FUND BAL-COMM-DEL TAX REIMB		250,000.00
253-620-004	PUBLICATION FEE REIMBURSEMENT		10,275.00
253-621-005	PRE FORFEITURE MAILING FEE \$15		34,784.04
253-639-005	TITLE SEARCH FEE \$175		130,562.57
253-645-004	PERSONAL VISIT FEE		35.00
253-645-005	PERSONAL VISIT FEE		17,915.00
253-646-004	AUCTION PROCEEDS		282,580.72
253-665-000	INTEREST EARNED		4,237.24
253-704-000	SALARIES-PERMANENT	32,041.08	
253-704-030	DISABILITY	288.60	
253-704-040	UNUSED SICK TIME PAYOUT	11.38	
253-705-000	SALARIES-TEMP	5,459.59	
253-710-000	WORKERS COMPENSATION	312.91	
253-711-000	HEALTH & DENTAL INSURANCE	16,619.89	
253-715-000	FICA	2,845.30	
253-717-000	LIFE INSURANCE	58.22	
253-718-000	RETIREMENT	5,115.26	
253-729-000	MICROFILM COSTS	5,539.98	
253-801-000	CONTRACTED SERVICES	20,212.79	
253-801-010	TITLE CHECK FEES	78,720.12	
253-801-020	ATTORNEY FEES	9,302.20	
253-801-030	MAINTENANCE FEES	22,941.23	
253-964-000	REFUNDS & REBATES	133,019.12	
253-999-101	TRANSFER OUT GENERAL FUND	20,000.00	

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 27901.90



- Agenda Reference:** F
- Entity Proposing:** COMMITTEE OF THE WHOLE 3/07/16
- Description of Matter:** Move to concur with the hiring of Amy Garza to the position of Dispatcher effective March 12, 2016 contingent upon satisfactory physical and background check.
- Agenda Reference:** G
- Entity Proposing:** COMMITTEE OF THE WHOLE 3/07/16
- Description of Matter:** Move to concur with the hiring of Lynn Nigl as an irregular part-time dispatcher effective March 12, 2016 at step 7 of the pay grade. (This employee was at the step 7 pay grade when she retired from Dispatch).
- Agenda Reference:** H
- Entity Proposing:** COMMITTEE OF THE WHOLE 3/07/16
- Description of Matter:** Move to approve the February 11, 2016 letter of request from the Future Youth Involvement to use the Courthouse Lawn to place a sign to raise awareness of their cause from April 16, 2016 to April 23, 2016.

#### New Business

-County Health Department Accreditation - Orlando Todd and Jon Gonzales presented a Certificate of Accreditation with Commendation to the Tuscola County Health Department. Mr. Todd recognized many individuals that work at the Health Department for the exemplary job they do.

-Treasurer Foreclosure Fund/Staffing - Mike Hoagland reviewed past trends in the Foreclosure Fund.

#### 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.

Act No. 498  
Public Acts of 2006  
Approved by the Governor  
December 28, 2006  
Filed with the Secretary of State  
December 29, 2006  
EFFECTIVE DATE: December 29, 2006

**STATE OF MICHIGAN  
93RD LEGISLATURE  
REGULAR SESSION OF 2006**

Introduced by Senators Toy, Kuipers, Hardiman, Goschka, Allen and McManus

**ENROLLED SENATE BILL No. 868**

AN ACT to amend 1893 PA 206, entitled "An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts," by amending section 78m (MCL 211.78m), as amended by 2003 PA 263.

*The People of the State of Michigan enact:*

Sec. 78m. (1) Not later than the first Tuesday in July, immediately succeeding the entry of judgment under section 78k vesting absolute title to tax delinquent property in the foreclosing governmental unit, this state is granted the right of first refusal to purchase property at the greater of the minimum bid or its fair market value by paying that amount to the foreclosing governmental unit if the foreclosing governmental unit is not this state. If this state elects not to purchase the property under its right of first refusal, a city, village, or township may purchase for a public purpose any property located within that city, village, or township set forth in the judgment and subject to sale under this section by payment to the foreclosing governmental unit of the minimum bid. If a city, village, or township does not purchase that property, the county in which that property is located may purchase that property under this section by payment to the foreclosing governmental unit of the minimum bid. If property is purchased by a city, village, township, or county under this subsection, the foreclosing governmental unit shall convey the property to the purchasing city, village, township, or county within 30 days. If property purchased by a city, village, township, or county under this subsection is subsequently sold for an amount in excess of the minimum bid and all costs incurred relating to demolition, renovation, improvements, or infrastructure development, the excess amount shall be returned to the delinquent tax property sales proceeds account for the year in which the property was purchased by the city, village, township, or county or, if this state is the foreclosing governmental unit within a county, to the land reutilization fund created under section 78n. Upon the request of the foreclosing governmental unit, a city, village, township, or county that purchased property under this subsection shall provide to the foreclosing governmental unit without cost information regarding any subsequent sale or transfer of the property. This subsection applies to the purchase of property by this state, a city, village, or township, or a county prior to a sale held under subsection (2).

(2) Subject to subsection (1), beginning on the third Tuesday in July immediately succeeding the entry of the judgment under section 78k vesting absolute title to tax delinquent property in the foreclosing governmental unit and ending on the immediately succeeding first Tuesday in November, the foreclosing governmental unit, or its authorized agent, at the option of the foreclosing governmental unit, shall hold at least 2 property sales at 1 or more convenient locations at which property foreclosed by the judgment entered under section 78k shall be sold by auction sale, which may include an auction sale conducted via an internet website. Notice of the time and location of the sales shall be published not less than 30 days before each sale in a newspaper published and circulated in the county in which the property is located, if there is one. If no newspaper is published in that county, publication shall be made in a newspaper published and circulated in an adjoining county. Each sale shall be completed before the first Tuesday in November immediately succeeding the entry of judgment under section 78k vesting absolute title to the tax delinquent property in the foreclosing governmental unit. Except as provided in subsection (5), property shall be sold to the person bidding the highest amount above the minimum bid. The foreclosing governmental unit may sell parcels individually or may offer 2 or more parcels for sale as a group. The minimum bid for a group of parcels shall equal the sum of the minimum bid for each parcel included in the group. The foreclosing governmental unit may adopt procedures governing the conduct of the sale and may cancel the sale prior to the issuance of a deed under this subsection if authorized under the procedures. The foreclosing governmental unit may require full payment by cash, certified check, or money order at the close of each day's bidding. Not more than 30 days after the date of a sale under this subsection, the foreclosing governmental unit shall convey the property by deed to the person bidding the highest amount above the minimum bid. The deed shall vest fee simple title to the property in the person bidding the highest amount above the minimum bid, unless the foreclosing governmental unit discovers a defect in the foreclosure of the property under sections 78 to 78l. If this state is the foreclosing governmental unit within a county, the department of natural resources shall conduct the sale of property under this subsection and subsections (4) and (5) on behalf of this state.

(3) For sales held under subsection (2), after the conclusion of that sale, and prior to any additional sale held under subsection (2), a city, village, or township may purchase any property not previously sold under subsection (1) or (2) by paying the minimum bid to the foreclosing governmental unit. If a city, village, or township does not purchase that property, the county in which that property is located may purchase that property under this section by payment to the foreclosing governmental unit of the minimum bid.

(4) If property is purchased by a city, village, township, or county under subsection (3), the foreclosing governmental unit shall convey the property to the purchasing city, village, or township within 30 days.

(5) All property subject to sale under subsection (2) shall be offered for sale at not less than 2 sales conducted as required by subsection (2). The final sale held under subsection (2) shall be held not less than 28 days after the previous sale under subsection (2). At the final sale held under subsection (2), the sale is subject to the requirements of subsection (2), except that the minimum bid shall not be required. However, the foreclosing governmental unit may establish a reasonable opening bid at the sale to recover the cost of the sale of the parcel or parcels.

(6) On or before December 1 immediately succeeding the date of the sale under subsection (5), a list of all property not previously sold by the foreclosing governmental unit under this section shall be transferred to the clerk of the city, village, or township in which the property is located. The city, village, or township may object in writing to the transfer of 1 or more parcels of property set forth on that list. On or before December 30 immediately succeeding the date of the sale under subsection (5), all property not previously sold by the foreclosing governmental unit under this section shall be transferred to the city, village, or township in which the property is located, except those parcels of property to which the city, village, or township has objected. Property located in both a village and a township may be transferred under this subsection only to a village. The city, village, or township may make the property available under the urban homestead act, 1999 PA 127, MCL 125.2701 to 125.2709, or for any other lawful purpose.

(7) If property not previously sold is not transferred to the city, village, or township in which the property is located under subsection (6), the foreclosing governmental unit shall retain possession of that property. If the foreclosing governmental unit retains possession of the property and the foreclosing governmental unit is this state, title to the property shall vest in the land bank fast track authority created under section 15 of the land bank fast track act, 2003 PA 258, MCL 124.765.

(8) A foreclosing governmental unit shall deposit the proceeds from the sale of property under this section into a restricted account designated as the "delinquent tax property sales proceeds for the year \_\_\_\_". The foreclosing governmental unit shall direct the investment of the account. The foreclosing governmental unit shall credit to the account interest and earnings from account investments. Proceeds in that account shall only be used by the foreclosing governmental unit for the following purposes in the following order of priority:

(a) The delinquent tax revolving fund shall be reimbursed for all taxes, interest, and fees on all of the property, whether or not all of the property was sold.

(b) All costs of the sale of property for the year shall be paid.

(c) Any costs of the foreclosure proceedings for the year, including, but not limited to, costs of mailing, publication, personal service, and outside contractors shall be paid.

(d) Any costs for the sale of property or foreclosure proceedings for any prior year that have not been paid or reimbursed from that prior year's delinquent tax property sales proceeds shall be paid.

(e) Any costs incurred by the foreclosing governmental unit in maintaining property foreclosed under section 78k before the sale under this section shall be paid, including costs of any environmental remediation.

(f) If the foreclosing governmental unit is not this state, any of the following:

(i) Any costs for the sale of property or foreclosure proceedings for any subsequent year that are not paid or reimbursed from that subsequent year's delinquent tax property sales proceeds shall be paid from any remaining balance in any prior year's delinquent tax property sales proceeds account.

(ii) Any costs for the defense of title actions.

(iii) Any costs incurred in administering the foreclosure and disposition of property forfeited for delinquent taxes under this act.

(g) If the foreclosing governmental unit is this state, any remaining balance shall be transferred to the land reutilization fund created under section 78n.

(h) In 2008 and each year after 2008, if the foreclosing governmental unit is not this state, not later than June 30 of the second calendar year after foreclosure, the foreclosing governmental unit shall submit a written report to its board of commissioners identifying any remaining balance and any contingent costs of title or other legal claims described in subdivisions (a) through (f). All or a portion of any remaining balance, less any contingent costs of title or other legal claims described in subdivisions (a) through (f), may subsequently be transferred into the general fund of the county by the board of commissioners.

(9) Two or more county treasurers of adjacent counties may elect to hold a joint sale of property as provided in this section. If 2 or more county treasurers elect to hold a joint sale, property may be sold under this section at a location outside of the county in which the property is located. The sale may be conducted by any county treasurer participating in the joint sale. A joint sale held under this subsection may include or be an auction sale conducted via an internet website.

(10) The foreclosing governmental unit shall record a deed for any property transferred under this section with the county register of deeds. The foreclosing governmental unit may charge a fee in excess of the minimum bid and any sale proceeds for the cost of recording a deed under this subsection.

(11) As used in this section, "minimum bid" is the minimum amount established by the foreclosing governmental unit for which property may be sold under this section. The minimum bid shall include all of the following:

(a) All delinquent taxes, interest, penalties, and fees due on the property. If a city, village, or township purchases the property, the minimum bid shall not include any taxes levied by that city, village, or township and any interest, penalties, or fees due on those taxes.

(b) The expenses of administering the sale, including all preparations for the sale. The foreclosing governmental unit shall estimate the cost of preparing for and administering the annual sale for purposes of prorating the cost for each property included in the sale.

(12) For property transferred to this state under subsection (1), a city, village, or township under subsection (6) or retained by a foreclosing governmental unit under subsection (7), all taxes due on the property as of the December 31 following the transfer or retention of the property are canceled effective on that December 31.

(13) For property sold under this section, transferred to this state under subsection (1), a city, village, or township under subsection (6), or retained by a foreclosing governmental unit under subsection (7), all liens for costs of demolition, safety repairs, debris removal, or sewer or water charges due on the property as of the December 31 immediately succeeding the sale, transfer, or retention of the property are canceled effective on that December 31. This subsection does not apply to liens recorded by the department of environmental quality under this act or the land bank fast track act, 2003 PA 258, MCL 124.751 to 124.774.

(14) If property foreclosed under section 78k and held by or under the control of a foreclosing governmental unit is a facility as defined under section 20101(1)(o) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101, prior to the sale or transfer of the property under this section, the property is subject to all of the following:

(a) Upon reasonable written notice from the department of environmental quality, the foreclosing governmental unit shall provide access to the department of environmental quality, its employees, contractors, and any other person expressly authorized by the department of environmental quality to conduct response activities at the foreclosed property. Reasonable written notice under this subdivision may include, but is not limited to, notice by electronic mail or facsimile, if the foreclosing governmental unit consents to notice by electronic mail or facsimile prior to the provision of notice by the department of environmental quality.

(b) If requested by the department of environmental quality to protect public health, safety, and welfare or the environment, the foreclosing governmental unit shall grant an easement for access to conduct response activities on the foreclosed property as authorized under chapter 7 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101 to 324.20519.

(c) If requested by the department of environmental quality to protect public health, safety, and welfare or the environment, the foreclosing governmental unit shall place and record deed restrictions on the foreclosed property as authorized under chapter 7 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101 to 324.20519.

(d) The department of environmental quality may place an environmental lien on the foreclosed property as authorized under section 20138 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20138.

(15) If property foreclosed under section 78k and held by or under the control of a foreclosing governmental unit is a facility as defined under section 20101(1)(o) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101, prior to the sale or transfer of the property under this section, the department of environmental quality shall request and the foreclosing governmental unit shall transfer the property to the state land bank fast track authority created under section 15 of the land bank fast track act, 2003 PA 258, MCL 124.765, if all of the following apply:

(a) The department of environmental quality determines that conditions at a foreclosed property are an acute threat to the public health, safety, and welfare, to the environment, or to other property.

(b) The department of environmental quality proposes to undertake or is undertaking state-funded response activities at the property.

(c) The department of environmental quality determines that the sale, retention, or transfer of the property other than under this subsection would interfere with response activities by the department of environmental quality.

This act is ordered to take immediate effect.

*Carol Morey Viventi*

Secretary of the Senate

*Jay E. Randall*

Clerk of the House of Representatives

Approved \_\_\_\_\_

\_\_\_\_\_  
Governor



**mhoagland@tuscolacounty.org**

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**From:** Glen Skrent <ggs@tuscolacounty.org>  
**Sent:** Tuesday, August 15, 2017 12:56 PM  
**To:** mhoagland@tuscolacounty.org  
**Subject:** RE: Firearms

Also , if you can remember way back in March Dep Brow quit after only a few months. We have a replacement for him finally and the wires got crossed so the board has not been informed yet. Start date for Trent Bellamy is August 25<sup>th</sup>. So, he is not part of the millage increase. Too many things happening to keep track of.....

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**From:** mhoagland@tuscolacounty.org [mailto:mhoagland@tuscolacounty.org]  
**Sent:** Tuesday, August 15, 2017 12:04 PM  
**To:** 'Glen Skrent'  
**Subject:** Firearms

Glen

\$19,531 in the equipment fund budget for firearms are these going to be purchased this year.....very little spent to date??

Michael R. Hoagland  
Tuscola County Controller/Administrator  
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[mhoagland@tuscolacounty.org](mailto:mhoagland@tuscolacounty.org)

**VISIT US ON LINE FOR COUNTY SERVICES @ [www.tuscolacounty.org](http://www.tuscolacounty.org)**