

TUSCOLA COUNTY BOARD OF COMMISSIONERS
MEETING AGENDA
THURSDAY, OCTOBER 14, 2010 – 8:30 A.M.
ANNEX BOARD ROOM

207 E. Grant Street
Caro, MI 48723-1660

Phone: 989-672-3700
Fax : 989-672-4011

- 8:30 A.M. Call to Order – Chairperson Bardwell
Prayer – Commissioner Roggenbuck
Pledge of Allegiance – Commissioner Kern
Roll Call – Clerk White
Adoption of Agenda
Action on Previous Meeting Minutes (See Correspondence #1)
Brief Public Comment Period
Consent Agenda Resolution (See Correspondence #2)
New Business
 -Probate Judge Request to Address Board Regarding Staffing
 Issues
 -Agreement Regarding Caro Farmers Market (See Correspondence
 #3)
 -DHS Child Care Fund Line Item Transfer (See Correspondence #4)
 -Domestic Violence Grant – Office Space Lease
 -Approval to Submit Baseline Environmental Report to Dept. of
 Natural Resources (See Correspondence #5)
Old Business
Correspondence/Resolutions

COMMITTEE AND LIAISON REPORTS

Committee of the Whole – FINANCE FOCUS (See Correspondence # 6 & 7)
Commissioner Peterson/Commissioner Bardwell

Other Business/On-Going Matters
Next Meeting Date Thursday, October 14, 2010 – Following Board Meeting

Committee of the Whole – PERSONNEL FOCUS (See Correspondence # 6 & 7)
Commissioner Peterson/Commissioner Roggenbuck

Other Business/On-Going Matters
Next Meeting Date Thursday, October 14, 2010 – Following Board Meeting

Committee of the Whole – BUILDING AND GROUNDS FOCUS (See
Commissioner Kern/Commissioner Petzold Correspondence # 6 & 7)

Other Business/On-Going Matters
Next Meeting Date Thursday, October 14, 2010 – Following Board Meeting

COMMISSIONER LIAISON COMMITTEE REPORTS

ROGGENBUCK

Board of Public Works
Local Unit of Government Activity Report
Human Services Coordinating Council
MAC Judiciary & Public Safety Committee
Great Start Collaborative – Tuscola County
Parks & Recreation
NACo Agricultural Committee
NACo Rural Action Caucus
MAC Agriculture & Tourism

KERN

Thumb Area Consortium
Human Development Commission
Health Board
Senior Services Advisory
Local Unit of Government Activity Report
Community Corrections Advisory Board
Behavioral Health Board
DHS/Medical Care Facility Liaison

PETERSON

Enterprise Facilitation
Human Development Commission

MEMS

Michigan Association of Counties – Aging Work Group
Michigan Association of Counties – Environmental

LEPC

NACo

Local Unit of Government Activity Report
Parks & Recreation
Dispatch Authority Board
County Planning Commission

PETZOLD

Recycling Advisory
Resource Conservation and Development District
Mid-Michigan Mosquito Control Technical Advisory Committee
Thumb Area Consortium
Multi-County Solid Waste
TRIAD
Local Unit of Government Activity Report
Road Commission
Health Board

BARDWELL

Caro DDA

Brownfield Redevelopment Authority

Economic Development Corporation

Tuscola 2011

MAC Economic Development/Taxation

MAC 7TH District

Local Unit of Government Activity Report

Michigan Association of Counties – Board of Directors

NACo

Closed Session (If Necessary)

Other Business as Necessary

Extended Public Comment

Adjournment

Note: If you need accommodations to attend this meeting please notify the Tuscola County Controller/Administrator's Office (989-672-3700) two days in advance of the meeting.

CORRESPONDENCE

- #1 September 29, 2010 Full Board Minutes
- #2 Consent Agenda Resolution
- #3 Caro Farmers Market Agreement
- #4 DHS Child Care Fund Line item Transfer Request
- #5 Disclosure of a Baseline Environmental Assessment at 125 W. Lincoln Street
- #6 September 29, 2010 Committee of the Whole & Statutory Finance Minutes
- #7 October 5, 2010 Committee of the Whole Minutes
- #8 September 16, 2010 Road Commission Minutes

DRAFT**Tuscola County Board of Commissioners**

**September 29, 2010 Minutes
Almer Charter Township Hall**

Chairman Thomas Bardwell called the meeting of the Board of Commissioners of the County of Tuscola, Michigan, held at the Almer Charter Township Hall, Caro, Michigan, on the 29th day of September, 2010 to order at 6:00 o'clock p.m. local time.

Prayer by Commissioner Peterson
Pledge by Commissioner Roggenbuck

COMMISSIONERS PRESENT:

District #1 Amanda Roggenbuck, District #2 Thomas Bardwell, District #3 Tom Kern, District #5 Gerald Peterson, District #4 Roy Petzold

10-M-188

Motion by Peterson seconded by Roggenbuck to adopt the agenda as amended. Motion carried.

10-M-189

Motion by Kern seconded by Roggenbuck to approve the minutes of 09/16/10 regular meeting. Motion carried.

Brief Public Comment – Drain Commissioner Bob Mantey appeared regarding flood insurance maps and a 90-day appeal notice.

10-M-190

It was moved by Kern and supported by Peterson that the following Consent Agenda resolution be adopted:

CONSENT AGENDA

Agenda Reference:	A
Entity Proposing:	COMMITTEE OF THE WHOLE 9/16/10
Description of Matter:	Move that per the request of the Dispatch Director, CitiCall Software be purchased from the Dispatch #218 Fund for dispatcher training for an amount of \$2,215 and all appropriate documents be authorized for signature.

- Agenda Reference:** B
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move that per the request of the Circuit/Family Court Administrator, that Data Workflow Computer Software be purchased for use with the Child Care operation and other departments for an amount of \$55,000 (Approximately 50% state funded) and all documents be authorized to be signed.
- Agenda Reference:** C
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move that the Budget amendments for September 16, 2010 as provided at the meeting are approved and said changes be authorized.
- Agenda Reference:** D
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move to concur with the hiring of the Chief Juvenile Probation Officer of Circuit/Family Court at the Step 1 rate of pay effective October 4, 2010.
- Agenda Reference:** E
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move that the Great West Deferred Compensation agreement be amended to incorporate a new employee optional investment alternative called Secur Foundation and all appropriate signatures be authorized.
- Agenda Reference:** F
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move that Mosquito Abatement be reorganized to have Co-directors and Kim Green and Richard Colopy be appointed as Co-directors at the Director beginning rate of pay (not hiring a new full-time Director results in a first year wage/fringe benefit savings of an estimated \$45,000).
- Agenda Reference:** G

- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move to concur with the hiring of a District Court Deputy Court Clerk at the Step 1 rate of pay effective September 7, 2010.
- Agenda Reference:** H
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move to lift the County hiring freeze and authorize the Sheriff to refill a full time Deputy Sheriff position at the Step 1 rate of pay.
- Agenda Reference:** I
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move to accept the Building Strong Families Grant for MSU Extension for \$25,000 and the recall of Julie Androsuk to the Parenting Position effective October 1, 2010 and all appropriate budget amendments be authorized.
- Agenda Reference:** J
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move that remaining issues with the County Airport Zoning be resolved as follows:
- Establish the permit height requirement in the 5 to 10 mile zone at 499 feet
 - Administer the ordinance through the hiring of an administrator in those situations when the local government unit chooses not to administer the ordinance (costs of the county administrator to be paid from permit fees).
- Agenda Reference:** K
- Entity Proposing:** COMMITTEE OF THE WHOLE 9/16/10
- Description of Matter:** Move that the remaining steps required to adopt the County Airport Zoning Ordinance as outlined in the September 10, 2010 letter from the Controller/Administrator be implemented:

- Make necessary revisions to the draft ordinance
- Perform the necessary publication and other steps required to conduct a public hearing for consideration of ordinance adoption
- Conduct a public hearing and consider ordinance adoption
- After the ordinance is adopted, inquire with local units of government to determine if they will administer the ordinance or if they want the County to administer the ordinance
- After the ordinance is adopted, assist in the training of local officials to administer the airport zoning ordinance
- After the ordinance is adopted, conduct the process to hire a county zoning administrator
- After the ordinance is adopted, determine permit fee costs
- After the ordinance is adopted, conduct the process to appoint an Airport Zoning Board of Appeals

IT IS FURTHER RESOLVED that any motion, resolution, or other act of Tuscola inconsistent with this Resolution is hereby rescinded, modified, replaced or superseded by this Resolution.

YEAS: all

NAYS: none

ABSTENTIONS: none

RESOLUTION ADOPTED.

10-M-191

Motion by Kern seconded by Peterson to approve the \$250,000 housing rehabilitation grant agreement between the Michigan State Housing Development Authority and Tuscola County for 2010-2011 period. Also, all documents related to this grant agreement are authorized for signature. Motion carried.

10-M-192

Motion by Kern seconded by Roggenbuck that the administrative agreement between Tuscola County and the Human Development Commission (HDC) for HDC to assist Tuscola County with housing grant administration and project management be

approved and all documents related to this agreement are authorized for signature. Motion carried.

10-M-193

Motion by Kern seconded by Roggenbuck that documents related to the environmental review required for the 2010-2011 \$250,000 Tuscola County Housing Rehabilitation Grant be approved for signature. Motion carried.

10-M-194

Motion by Kern seconded by Roggenbuck to authorize the Chairman of the Board of Commissioners to sign the five-year lease agreement with Quantum/Insight, the computer system to be utilized by the Tuscola County Health Department, on or before the end of the business day September 30, 2010. Motion carried.

10-M-195

Motion by Kern seconded by Petzold to authorize the Tuscola County Health Officer, Gretchen Tenbusch, to sign the three year CenturyTel dedicated internet lease agreement for a T1 line to be utilized by the Tuscola County Health Department effective 8/14/10. Motion carried.

10-M-196

Motion by Roggenbuck seconded by Kern to authorize the Tuscola County Health Officer, Gretchen Tenbusch, to sign the special circuit Services agreement with CenturyTel for a point-to-point T1 circuit installation to be utilized by the Tuscola County Health Department effective 8/14/10. Motion carried.

10-M-197

Motion by Kern seconded by Roggenbuck to approve a 5-year loan by Tuscola County to the Tuscola County Health Department at an interest rate of 3.3% to purchase computer equipment and software to comply with ARRA electronic medical record requirements. Loan to be dispersed in 2 installments (\$34,156 on 10/1/10 and \$22,600 on 10/1/11) and repaid in 60 monthly installments. Motion carried.

10-M-198

Motion by Peterson seconded by Kern to approve all appropriate signatures on the Tuscola County County-Wide Cost Allocation Plan Certificate of Indirect Costs. Motion carried.

10-M-199

Motion by Peterson seconded by Petzold that per the recommendation of the Dispatch Director and Dispatch Authority Board, to approve the Sprint/Nextel agreement to purchase new rebanding equipment for Central Dispatch and authorize all appropriate signatures. Motion carried.

10-M-200

Motion by Peterson seconded by Petzold to approve the Apportionment Report that provides for spreading of county millage levies for 2011 and authorize all appropriate signatures. Motion carried.

10-M-201

Motion by Roggenbuck seconded by Peterson to approve the \$400,000 grant agreement between Tuscola County and the United States Department of Justice-Office on Violence Against Women. Also, authorize all appropriate signatures. Motion carried.

10-M-202

Motion by Roggenbuck seconded by Kern to approve the \$16,001 Safe Communities grant agreement between the Michigan Office of Highway Safety Planning and Tuscola County for the 2010-2011 period. Also, authorize all necessary signatures. Motion carried.

10-M-203

Motion by Kern seconded by Roggenbuck that the back lawn of the Courthouse be authorized for use during the Tuscola County Pumpkin Festival for the Boy Scouts' Thumb District's Century of Values Tour. Motion carried.

Extended Public Comment – Mary Drier had a question regarding the Medical Care Facility Mary Lou Burns commented regarding the excellent care provided by the Medical Care Facility Bill Reavey had a similar comment regarding the excellent care provided by the Medical Care Facility.

Meeting adjourned at 7:58 p.m.

Margie A. White
Tuscola County Clerk

'DRAFT'

COUNTY OF TUSCOLA

STATE OF MICHIGAN

RESOLUTION TO ADOPT CONSENT AGENDA

At a regular meeting of the Board of Commissioners of the County of Tuscola, Michigan, held at the County Annex Building in the Village of Caro, Michigan, on the 14th day of October, 2010 at 8:30 a.m. local time.

COMMISSIONERS PRESENT:

COMMISSIONERS ABSENT:

It was moved by Commissioner _____ and supported by Commissioner _____ that the following Consent Agenda Resolution be adopted:

CONSENT AGENDA

Agenda Reference: A

Entity Proposing: COMMITTEE OF THE WHOLE 9/29/10

Description of Matter: Move that the three members at-large who serve on the County Parks and Recreation Commission be allowed to telephone conference for County Parks and Recreation Commission meetings and have full voting rights regarding County Parks and Recreation matters (legal opinion confirms voting can occur by telephone).

Agenda Reference: B

Entity Proposing: COMMITTEE OF THE WHOLE 10/5/10

Description of Matter: Move that the Draft #1 County Budget reviewed at the October 5, 2010 Committee of the Whole meeting be authorized to be submitted to appropriate elected and appointed county officials for review and comment by the end of the day on October 13, 2010.

Agenda Reference: C

Entity Proposing: COMMITTEE OF THE WHOLE 10/5/10

Description of Matter: Move that per the recommendation of the Sheriff, that the Sheriff Department forward the appropriate information to the State Department of Corrections before the October 15, 2010 deadline indicating that Tuscola County chooses option number 1 as the method of reimbursement from the State for the County Jail Reimbursement Program.

Agenda Reference: D

Entity Proposing: COMMITTEE OF THE WHOLE 10/5/10

Description of Matter: Move that the County Prosecutor be requested to review the lease for office space related to the two-year Domestic Violence Grant to assure the county is protected from liability.

IT IS FURTHER RESOLVED that any motion, resolution, or other act of Tuscola inconsistent with this Resolution is hereby rescinded, modified, replaced or superseded by this Resolution.

YEAS:

NAYS:

ABSTENTIONS:

RESOLUTION ADOPTED.

Thomas Bardwell, Chairperson
Tuscola County Board of Commissioners

Margie White
Tuscola County Clerk

MEMORANDUM OF AGREEMENT

The Caro Chamber of Commerce, hereinafter referred to as 'Chamber'; the City of Caro, hereinafter referred to as 'City'; and the Tuscola County Board of Commissioners, hereinafter referred to as the 'County', hereby agree to the following agreement, effective September 30, 2010.

Whereas, the Chamber, City, and County support economic development throughout the region, and

Whereas, one method of economic development is to encourage development of agricultural businesses throughout the region, and

Whereas, the selling of agricultural commodities along with other regional based arts and crafts can be offered to the general public through "farmers markets", and

Whereas, an active farmers market benefits agricultural product producers and arts and crafts originators economically throughout the region, and

Whereas, a farmers market provides to county residents access to regionally grown fruits and vegetables enhancing the nutrition, ability to purchase various arts and crafts, and offers a social environment creating a stronger sense of community, and

Whereas, the City, County and Chamber have offered the farmers market in 2009 and 2010 at the Tuscola County Courthouse at the corner of Sherman Street and North State Street in the Caro downtown area, and

Whereas, the City has participated in the Michigan Downtown Blueprint program which identified a more visible and easily accessible farmers market, and

Whereas, the downtown businesses in Caro experienced additional customer traffic from the patrons of the Caro Farmers Market, now

Therefore It Is Agreed Between All Parties, that the Caro Farmers Market is authorized to operate on the Tuscola County Courthouse lawn on Saturday mornings between 7:00 a.m. to 2:00 p.m. from May 7, 2011 to October 8, 2011; May 5, 2012 to October 6, 2012; and May 4, 2013 to October 5, 2013.

Furthermore, it is hereby mutually understood that in the case of special events such as the Caro Cars and Crafts weekend, the Tuscola County Pumpkin Festival and/or other such future events as agreed upon by the Tuscola County Board of Commissioners that the Caro Farmers Market will need to remain flexible and agreeable to shift/slide the location on the County Courthouse lawn to accommodate both the market and the special event at the same site. In the unlikely event it is not possible to accommodate both the special event and the Caro Farmers' Market on the County Courthouse lawn on the same date, the Chamber will need to seek an alternate location in the City for the conflicting date in question, further

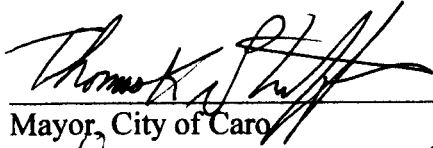
Be It Agreed the Chamber will hold harmless the City and the County of any liability issues by placing the City and the County on the Chamber liability insurance as a co-insured, further

Be It Agreed the Chamber will designate a Market Manager for the Caro Farmers Market to operate the weekly event holding the County and City harmless of any organizational or logistical tasks, further

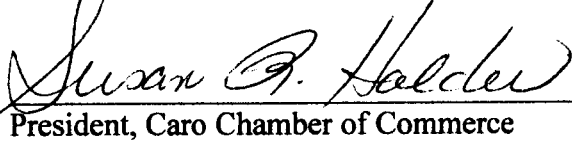
Be It Agreed the City will insure that all trash receptacles will be emptied and that all traffic control items are removed on a day that shortly follows the market, further

Be It Agreed by All Parties, that this Memorandum of Agreement shall be reviewed for renewal upon conclusion of the 2013 market year.

Chair, Tuscola County Board of Commissioners



Mayor, City of Caro



President, Caro Chamber of Commerce

Date

10-4-10

Date

9.29.2010

Date

Mike Hoagland

From: Mary Lou Burns [mburns@54jcc.org]
Sent: Thursday, October 07, 2010 6:49 AM
To: jerry58c; tbardwell
Cc: mhoagland; pjoslyn
Subject: DHS Child Care Fund Line Item Transfer DUE IN LANSING 10/13/2010

Attachments: Memo re line item transfer DHS CCF budet.doc



Memo re line item transfer DHS...

Good Morning:

Len Richards contacted me yesterday that DHS needed to amend its FY2009-2010 and make some line item transfers to its budget. The bottom line of the budget does not change, however, the line item transfer would provide for an additional \$13,000 reimbursement to the Circuit Court child care fund.

Please note that the State DHS is only allowing until 10/13/2010 delivery IN LANSING for the amendment to be approved. The next Board meeting is 10/12/2010 leaving no time for mailing to Lansing, so I'm asking that Tom and Jerry allow Mike Hoagland to sign the line item transfer PRIOR to the Board meeting so that it can be mailed this week. Then it can be approved through the Board at the next meeting.

I have attached a formal request and possible motion for the Board meeting. Thank you for your prompt attention to this matter.

--
Mary Lou Burns
Court Administrator/Friend of Court
54th Judicial Circuit/Family Courts
2nd floor Courthouse
440 N State St
Caro MI 48723

Phone: (989) 672-0075
Fax: (989) 672-2169
E-mail: mburns@54jcc.org
Website: tuscolacounty.org

STATE OF MICHIGAN

54TH JUDICIAL CIRCUIT AND FAMILY COURTS

COURT ADMINISTRATOR
440 NORTH STATE STREET
CARO, MICHIGAN 48723-1594
Phone: (989) 672-0075 Fax: (989) 672-2169

Honorable Patrick R. Joslyn
Circuit Judge

Mary Lou Burns
Court Administrator/Friend of the Court

TO: Tuscola County Board of Commissioners
FROM: Mary Lou Burns
RE: DHS Child Care Fund
DATE: October 7, 2010

Attached is a line item transfer to the DHS Child Care Fund prepared by Paul Keist and approved by Len Richards, DHS Director. ***This document is due in Lansing on October 13, 2010.***

While there is no change in the total budget, the line item transfer provides for an additional \$13,000 reimbursement to Tuscola County child care fund.

My request is for the County Board to approve and authorize the Chairman to sign.

POSSIBLE MOTION:

MOVE TO APPROVE THE LINE ITEM TRANSFERS IN THE DHS CHILD CARE FUND AND AUTHORIZE THE CHAIRMAN TO SIGN THE NECESSARY DOCUMENT.

BRAUN KENDRICK FINKBEINER P.L.C.
ATTORNEYS AT LAW

HUGO E. BRAUN, JR.
JOHN W. WOLF
C. PATRICK KALTENBACH
DAVID L. TURNER
KENNETH W. KABLE
E. LOUIS OGNISANTI
WILLIAM J. EWALD
ROBERT A. KENDRICK
CHARLES A. GILFEATHER
THOMAS R. LUPLOW
JOHN A. DECKER
MICHAEL J. SAUER
TIMOTHY L. CURTISS
GREGORY E. METER
GREGORY T. DEMERS
CRAIG W. HORN
PHILLIP J. STAHL
FRANCIS J. KEATING
JEFFREY C. WILSON

GLENN L. FITKIN III
BRIAN S. MAKARIC
JAMIE HECHT NISIDIS
MICHAEL E. WOOLEY
ELLEN E. CRANE
DAVID J. KLIPPERT
THOMAS J. RUTH
TIMOTHY S. ARNOLD
GARY E. GUDMUNDSEN
MANVEL TRICE III
MARK SMITH
FREDERICK C. OVERDIER
GEORGE H. WYATT III
MATTHEW A. HONAMAN
MATTHEW A. TARRANT
CLAYTON J. JOHNSON
COREY D. GRANDMAISON
TRACI A. BUCHALSKI
DAVID L. PUSKAR

**4301 FASHION SQUARE BOULEVARD
SAGINAW, MICHIGAN 48603-5218**

**TELEPHONE: (989) 498-2100
FAX: (989) 799-4666
www.bkf-law.com**

JAMES V. FINKBEINER 1914-2003
J. RICHARD KENDRICK 1916-2004

OF COUNSEL
FRANK M. QUINN
DAWN E. HARIMOTO

MT. PLEASANT **MIDLAND**
(989) 775-7404 (989) 631-1027
FAX: (989) 775-3764 FAX: (989) 631-9880

October 8, 2010

VIA FEDERAL EXPRESS
PRIVILEGED & CONFIDENTIAL

Mr. Michael Hoagland
Tuscola County Controller/Administrator
207 E. Grant Street
Caro, MI 48723

Re: H.H. Purdy Property, 125 West Lincoln Street, Caro, MI

Dear Mike:

AKT Peerless Environmental & Energy Services ("AKT Peerless") has completed and delivered all of the environmental reports for the West Lincoln Street property. Our remaining task, as discussed below, is to submit the baseline environmental assessment report to the Michigan Department of Natural Resources and Environment ("MDNRE").

Your copies of the environmental reports we received from AKT Peerless are enclosed. These reports are:

1. Baseline Environmental Assessment Conducted Pursuant to Part 201 Section 20126(1)(c) of P.A. 451 of 1994, As Amended ("BEA"), dated September 14, 2010. Appendix C of the BEA consists of a CD version of the Phase I Environmental Site Assessment dated July 13, 2010 ("Phase I ESA"); and
2. Due Care Plan dated September 15, 2010.

The BEA was conducted to provide environmental liability protections to County of Tuscola pursuant to Part 201 of the Michigan Natural Resources and Environmental Protection Act ("NREPA"). Pursuant to this Act, County of Tuscola must submit the BEA report to the MDNRE in order to qualify for the liability protections. Also enclosed with this letter is a Disclosure of a Baseline Environmental Assessment form for this purpose. Please sign the form on behalf of County of Tuscola

Letter to Mr. Michael Hoagland
Tuscola County Controller/Administrator
October 8, 2010
Page 2

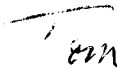
and return the original signed form to me. We then will submit the form and a copy of the BEA to the MDNRE on behalf of County of Tuscola.

Because environmental contamination, albeit very minor, was discovered during the environmental assessment process, once County of Tuscola takes possession of the property, it must comply with the so-called due care requirements set forth in Part 20107a of the NREPA. The enclosed Due Care Plan includes recommended procedures for complying with the due care requirements. Essentially, as long as there is no below ground work, there is nothing that must be done.

The Phase I ESA report was not certified to County of Tuscola. Therefore, we have obtained the enclosed reliance letter dated September 14, 2001 from AKT Peerless, which does provide that certification.

Please return the original signed Disclosure of a Baseline Environmental Assessment form to me. If you have any questions regarding any of these environmental matters, please contact me.

Very truly yours,



THOMAS R. LUPLOW

TRL/mjl
Enclosures



FOR DEQ USE ONLY
BEA Disclosure # _____

**DISCLOSURE OF A BASELINE ENVIRONMENTAL ASSESSMENT
(FORM EQP4446 (REV. 4/03))**

(Under the authority of Part 201, 1994 Act 451, as amended, and the Rules promulgated thereunder)

DO NOT use this form for requesting a Baseline Environmental Assessment ("BEA") adequacy determination, OR if the property is not a facility, OR if the BEA was complete before the effective date of the BEA rules. Please answer the following questions as completely as possible.

Name and address of submitter*
(individual or legal entity):
County of Tuscola, a public body
corporate
207 East Grant Street
Caro, Michigan 48723

Status relative to the property:

	Former	Current	Prospective
Owner*	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Operator*	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Address/location of property where
BEA was conducted:
125 West Lincoln Street
Caro, Michigan 48723

County: Tuscola

Provide the property tax identification number(s) or, if applicable, the ward and item number(s) for the property identified in the BEA. Required pursuant to Rule 907.
050-500-155-0200-01

Contact person: Michael Hoagland Telephone #: (989) 672-3700

If the address of the person seeking liability protection above is different from the address that should be used to correspond with the contact person, please provide the contact person's address:

Check the appropriate response to each of the following questions.

- | | | |
|--|--------------------------|-------------------------------------|
| 1. Is it known that the source of contamination at the property is primarily from any of the following? | YES | NO |
| • A leaking underground storage tank (UST) regulated under Part 213, 1994 PA 451, as amended. | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| • A licensed landfill or solid waste management facility. | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| • A licensed hazardous waste treatment, storage, or disposal facility. | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| • Oil and gas development related activities. | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

The source of the release that resulted in this property becoming a "facility" will determine which DEQ division will maintain a file regarding this BEA.

- | | |
|---|--|
| 2. Based on the Part 201 Rules, this BEA is a: | Category N <input checked="" type="checkbox"/> |
| | Category D <input type="checkbox"/> |
| | Category S <input type="checkbox"/> |

- | | | |
|---|-------------------------------------|--------------------------|
| 3. Is the property at which the BEA was conducted a "facility"* as defined by Section 20101? If the answer to this question is NO, do not submit the BEA to the DEQ. | YES | NO |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

4. Was the BEA conducted* prior to or within 45 days after the date of purchase*, occupancy, or foreclosure of the property, whichever is earliest, and completed* not more than 15 days after the date required by Section 20126(1)(c) or Rule 299.5903(8)? If the answer to either portion of this question is no, you are ineligible for an exemption from liability based on the BEA. YES NO
5. Is the BEA being disclosed to the DEQ no later than 8 months after the earliest of the date of purchase, occupancy, or foreclosure? All disclosures pursuant to Rule 919(3) must be submitted to the DEQ no later than 8 months after the earliest of the date of purchase, occupancy, or foreclosure. YES NO
6. Are any USTs or abandoned or discarded containers identified in the BEA? If yes, this information must be provided on Form EQP4476. YES NO
7. Does this BEA rely on an isolation zone or an engineering control that requires an affidavit pursuant to Rule 299.5909(3) or 299.5909(4)? If yes, a completed affidavit, Form EQP4479, must be attached or the BEA will not be considered complete. YES NO

With my signature below, I certify that the enclosed BEA and all related materials are complete and accurate to the best of my knowledge and belief. I understand that intentionally submitting false information to the DEQ is a felony and may result in fines up to \$25,000 for each violation.

Signature of Submitter: _____ Date _____
 (Person legally authorized to bind the person seeking liability protection)

Name (Typed or Printed) Michael Hoagland
 Title Controller/Administrator

DRAFT**Tuscola County Board of Commissioners
Committee of the Whole Minutes**

**Wednesday, September 29, 2010 – After Board of Commissioners Meeting P.M.
Almer Charter Township Hall (1310 Cameron Caro, Mi.)
8:07 p.m.**

Commissioners present: Roggenbuck, Bardwell, Kern, Petzold, Peterson. Also present: Mike Hoagland, Margie White, Dennis Stein, Mike Miller, Melissa Payk, Mary Drier, William Reavey

Finance**Review of Tuscola County Coastal Zone Needs Assessment****2011 Budget Development – Tuesday, October 5, 2010 Meeting**

County Jail Reimbursement Program Choice of Billing Method – deadline of October 15 to choose between the reimbursement program as it was in FY 2008-09 or the program enacted in June 2010 for January through September 2010.

Secondary/On-Going Finance Items

1. Treasurer Bank Statement Reconciliation
2. Emergency Services
3. DELEG Energy Grant
4. Tire Collection Program
5. Three-Year Dog Licensing
6. Juror Card Program
7. Probate Court Budget Change Request
8. Allied Information Systems
9. Draft Policy Confidential Information on Copiers and Fax Machines
10. Jail Prisoner Overcrowding Alternatives
 - House Arrest Services Re-contacted – Tether Program
 - Evaluation of Housing More Prisoners in Tuscola Jail

Personnel

Legal Information Regarding Telephone Meeting Attendance – a legal opinion was sought and received. It was deemed not in violation of the OMA. To apply only to the Parks and Recreation Commission members at large representing the public (maximum of three) can attend and vote at meetings via telephone (see consent agenda resolution)

Secondary/On-Going Personnel Items

1. Circuit/Family Court Personnel Policies
2. MERS Bridged Benefits Valuation

3. Labor Negotiations

Building and Grounds

Parking Lot Sealing and Repair – at the Health Department. An estimate for repairs was received from Blackjack Asphalt for approximately \$10,000-\$11,000 range

Airport Zoning Ordinance Update – newspaper notice

Office Space Planning – Next Steps – hoped to start demolition this week.

Secondary/On-Going Building and Grounds Items

Correspondence/Other Business as Necessary

Public Comment Period - none

Meeting adjourned at 8:46 p.m.

Margie A. White
Tuscola County Clerk

**Statutory Finance Committee Minutes
Wednesday, September 29, 2010
Annex Board Room
207 E. Grant St., Caro, MI**

Called to order: 8:47 p.m.

Commissioners present: Roggenbuck, Bardwell, Kern, Petzold, Peterson

Also present: Mike Hoagland, Margie White

Claims and per diems were reviewed and approved

Public Comment - none

Meeting adjourned at 8:51 p.m.

Margie A. White
Tuscola County Clerk

DRAFT
Tuscola County Board of Commissioners
Committee of the Whole Minutes
Tuesday, October, 5 2010
Courthouse Annex
(207 E. Grant St., Caro, Mi.)
8:30 a.m.

Commissioners present: Bardwell, Kern, Petzold, Peterson. Also present: Mike Hoagland, Margie White, Mary Lou Burns, Mike Miller, Kris Swarzendruber, Mary Drier, Karen Vogt, Clayette Zechmeister, Kris Swarzendruber, Melissa Payk, Donna Fraczek, Steven Lark, Jim Will

Finance

The 2011 budget was reviewed and discussed (see consent agenda resolution to distribute to department heads)

Diverted Felon Reimbursement – the jail administrator suggested staying with the old version of reimbursemt (see consent agenda resolution)

Domestic Violence Grant Office Space Lease – to be reviewed by the Prosecutor

Meeting adjourned at 9:55 a.m.

Margie A. White
Tuscola County Clerk

September 16, 2010

A regular meeting of the Board was held in their offices at 1733 S. Mertz Rd., Caro, Michigan on Thursday, September 16, 2010 at 8:00 A.M.

Present: Commissioners John Laurie, Gary Parsell, and Mike Zwerk, County Highway Engineer Michele Zawerucha, Superintendent/Manager Jay Tuckey, Director of Finance/Secretary-Clerk Michael Tuckey.

Motion by Parsell seconded by Zwerk that the minutes of the September 2, 2010 regular meeting of the Board be approved. Zwerk, Parsell, Laurie --- Carried.

Payroll in the amount of \$102,729.30 and bills in the amount of \$440,784.32 covered by vouchers #10-34 and #10-35 were presented and audited.

Motion by Zwerk seconded by Parsell that the payroll and bills be approved. Zwerk, Parsell, Laurie --- Carried.

Brief Public Comment Segment:

(1) Mr. Michael White appeared before the Board to discuss applying crushed gravel on O'Brien Road in Fremont Township. County Highway Engineer Zawerucha reported to the Board that the Fremont Township Board requested to use 23A crushed gravel from a nearby gravel pit, but the material does not meet the Road Commission's specification. Mr. White asked the Board for a variance of the specification in order to use the material. Zawerucha recommended not to vary from the Road Commission's approved specification for 23A crushed gravel.

At 8:15 A.M. the following proposals were opened for furnishing Chloride Sand for the 2010-11 winter season:

<u>Company</u>	<u>Delivered To All TCRC Garages</u>
Mark Martin & Sons, Inc.	\$ 13.90/ton
Sargent Docks	24.50/ton
Thumb Aggregates, Inc.	13.00/ton

Motion by Zwerk seconded by Parsell that the proposals for furnishing Chloride Sand for the 2010-11 winter season be accepted and purchases made in the best interest of the Tuscola County Road Commission. Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Zwerk that the agreement between MacFarlane Trucking and the Tuscola County Road Commission allowing Designated and Special Designated All-Season loads for Quanicassee Road from their establishment south of Elmwood Road to State Trunkline Highway M-25 be extended for an additional two (2) years with the conditions specified in the agreement. Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Zwerk granting Jeff Levalley an extended Medical Leave of Absence through September 23, 2010 in accordance with Article V of the labor agreement. Zwerk, Parsell, Laurie --- Carried.

Motion by Zwerk seconded by Parsell to approve the request from Scodeller Construction Company to extend their 2010 Overband Crack Fill prices to the 2011 season. Zwerk, Parsell, Laurie --- Carried.

Motion by Zwerk seconded by Parsell to grant Columbia Township a one-year variance of the Local Road Improvement and Township Allowance Policy for the 2010 season approving to suspend resurfacing Remington Road from Dickerson to Hoppe and instead resurface French Road from Ackerman to Bay City-Forestville in 2010, with the understanding that in 2011 Columbia Township will return to the policy requiring the oldest surface fifteen years old or older to be resurfaced. Zwerk, Parsell, Laurie --- Carried.

At 8:30 A.M. the following bids were opened for Concrete Headwall Construction on the Daus Road Structure over the Boulton Drain:

<u>Bidder</u>	<u>Project Total</u>
Nicol & Sons, Inc.	\$ 73,836.60
L.J. Construction, Inc.	81,046.00
K&K Contracting, Inc.	117,011.10
Marlette Excavating Company	72,422.95
McDowell Construction, LLC	94,747.60

Motion by Zwerk seconded by Parsell that the bids for Concrete Headwall Construction on the Daus Road Structure over the Boulton Drain be accepted and awarded to the low bidder, Marlette Excavating Company. Zwerk, Parsell, Laurie --- Carried.

At 8:45 A.M. the following bids were opened for the Flashing Beacon and Installation at the Intersection of Sheridan Road and Millington Road:

<u>Bidder</u>	<u>Project Total</u>
Rauhorn Electric, Inc.	\$ 7,496.00 **
J. Ranck Electric, Inc.	9,305.00
Zimmerman & Sons Electric	13,390.00
Metropolitan Power and Lighting	13,975.00

** = Did not bid addendum #1 and addendum #2

Motion by Parsell seconded by Zwerk that the bids for the Flashing Beacon and Installation at the Intersection of Sheridan Road and Millington Road be accepted, reviewed by Management, and tabled until the next regular meeting of the Board. Zwerk, Parsell, Laurie --- Carried.

Management and the Board discussed the upcoming winter season and the Road Commission's current staffing levels. Management requested to further investigate the possibility of hiring temporary employees for winter maintenance operations. After further discussion, the following motion was introduced:

Motion by Parsell seconded by Zwerk that Management further investigate the possibility of hiring temporary employees for winter maintenance operations. Zwerk, Parsell, Laurie --- Carried.

Motion by Parsell seconded by Zwerk that the meeting be adjourned at 9:35 A.M. Zwerk, Parsell, Laurie --- Carried.

Chairman

Secretary-Clerk of the Board