



**TUSCOLA COUNTY DRAIN COMMISSIONER**  
**Robert J. Mantey**  
125 W. Lincoln Street  
Caro, MI 48723

**TUSCOLA COUNTY DRAIN COMMISSIONER**

**MARKER DRAIN**

**NOTICE OF MEETING OF BOARD OF DETERMINATION**

**DATE:** Thursday, December 17, 2020

**TIME:** 9:30 A.M.

**LOCATION:** REMOTE ELECTRONIC ACCESS  
<https://us02web.zoom.us/j/84245189278>  
Call-in: (888) 475-4499  
Meeting ID: 842 4518 9278  
Passcode: 372865

**QUESTIONS:** (989) 672-3820

A Board of Determination will be convened through remote electronic access as provided in this Notice. Proceedings at this hearing are being conducted pursuant to the provisions of the Michigan Open Meetings Act and other applicable laws, orders, and regulations. The subject matter of this proceeding is of urgent concern for the public health, convenience or welfare of Tuscola County and is therefore deemed as a necessary proceeding to be held electronically by the Tuscola County Drain Commissioner.

A Board of Determination is meeting electronically to hear all interested persons, receive evidence and determine whether the proposed consolidation of the Marker and Branches Drain and Branch No.2 of Marker Drain to be known as the Marker Drain, and the consolidation of the Marker and Branches Drain Drainage District and Branch No. 2 of Marker Drain Drainage District to be known as the Marker Drain Drainage District, as set forth in the petition, dated August 21, 2019, is conducive to the public health, convenience or welfare, pursuant to Chapter 19 of Public Act 40 of 1956, as amended.

A presentation will be made to the Board of Determination providing information about the Drainage Districts, and describing the roles, responsibilities and decisions made by a Board of Determination. The presentation is to provide background for landowners and municipalities in the Drainage Districts and to facilitate the dissemination of information and the receipt of testimony of landowners in the Drainage Districts. The Board of Determination will make a decision at the end of the meeting.

Electronic participation will be conducted through Zoom. The Board of Determination may be accessed through any device supporting the Zoom app, which includes many computers, laptops, smartphones. Users on a computer or laptop will be given the option to join the meeting through a web browser without downloading the Zoom app. Additionally, individuals may call into the Board of Determination by telephone.

**Prior to the Board of Determination:**

- **Telephone.** Questions and comments may be submitted prior to the meeting by calling (989) 672-3820. All written public comment received prior to the day of the Board of Determination will be read by the Chairperson during the public comment portion of the proceedings.
- **Zoom.** Download the Zoom app to your device to ensure there is time to obtain technical advice prior to the Board of Determination.
- **Special Access.** Persons with disabilities needing accommodations for effective participation in the Board of Determination should contact the Drain Commissioner's Office at (989) 672-3820 (voice) or through the Michigan Relay Center at 7-1-1 (TDD) at least 24 hours in advance of the Board of Determination to request mobility, visual, hearing or other assistance.

**On the Day of the Board of Determination:**

- **Meeting Link.** To participate electronically through Zoom, you can access the Board of Determination through the following link: <https://us02web.zoom.us/j/84245189278>. When prompted, the Zoom Meeting Passcode is: 372865.
- **Telephone Participation.** For participation on Zoom via telephone, please call: (888) 475-4499. When prompted, the Zoom Meeting ID is: 842 4518 9278. The Zoom Meeting Passcode is: 372865.
- **Participation.** Once individuals have joined the Board of Determination, the Chairperson will provide further information about procedures for participation.

**After the Board of Determination:**

Anyone aggrieved by the decision of the Board of Determination may seek judicial review pursuant to MCL 280.72a.

Robert J. Mantey  
Tuscola County Drain Commissioner



**TUSCOLA COUNTY DRAIN COMMISSIONER**

**MARKER DRAIN**

**BOARD OF DETERMINATION MEETING**

**Thursday, December 17, 2020 – 9:30 a.m.**

**AGENDA**

- I. Introductions**
  - A. Board of Determination Members
  - B. Drain Office Staff
- II. Opening of the Board of Determination Meeting**
  - A. Oath
  - B. Election of Secretary and Chairperson
  - C. Rules of Public Comment
- III. Outline of the Board of Determination Procedure**
  - A. Role and function of the Board
  - B. Procedural History
- IV. Consolidation Presentation**
- V. Public Testimony**
  - A. Open Public Comment
    - State your name, address and whether you live in the drainage district
    - Chairperson read any letters/correspondence received
  - B. Public Comment Closure
- VI. Decisions of Board of Determination**
  - A. Vote #1: Whether Consolidation is Conducive to Public Health, Convenience or Welfare
- VII. Adjourn**