

**TUSCOLA COUNTY BOARD OF COMMISSIONERS**

October 22, 2012 Minutes

H. H. Purdy Building

Chairman Thomas Bardwell called the meeting of the Board of Commissioners of the County of Tuscola, Michigan, held at the H.H. Purdy Building in the City of Caro, Michigan, on the 22nd day of October, 2012 to order at 8:32 o'clock a.m. local time.

Prayer by Commissioner Bardwell

Pledge by Commissioner Allen

COMMISSIONERS PRESENT: District #1 Roger Allen, District #2 Thomas Bardwell, District #3 Tom Kern, District #4 Roy Petzold, District #5 Gerald Peterson

12-M-204

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

12-M-205

Motion by Allen seconded by Peterson to approve the minutes of the 10/9/2012 regular meeting. Motion carried.

Brief Public Comment – none

12-M-206

Motion by Kern seconded by Allen that the following Consent Agenda Resolution be adopted:

**CONSENT AGENDA**

<b>Agenda Reference:</b>	A
<b>Entity Proposing:</b>	COMMITTEE OF THE WHOLE 10/11/12
<b>Description of Matter:</b>	Move that the county hiring freeze be lifted and concur with the hiring of Christopher Whetstone as a Certified Road Patrol Deputy effective October 9, 2012 at the step 1 rate of pay (satisfactory background check and physical have been completed.)

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RESOLVED** that any motion, resolution, or other act of Tuscola County inconsistent with this Resolution is hereby rescinded, modified, replaced or superseded by this Resolution.

YEAS: all

NAYS: none

ABSTENTIONS: none

RESOLUTION ADOPTED.

EDC Executive Director Steve Erickson appeared to present a list of potential new members for approval.

12-M-207

Move that per the recommendation of the Tuscola County Economic Development Corporation, the following individuals be appointed to the EDC:

David Tatow (Village of Reese) - term ending 2018 (replaces Myron Ortner)  
Karen Easterling (Baker College) - term ending 2018 (replaces Margie White)  
Adam Barden (Vassar Hardware) - term ending 2018 (new)  
Joe Green (City of Caro) – term ending 2018 (new). Motion carried.

Undersheriff Glen Skrent appeared regarding a broken metal detector.

12-M-208

Motion by Allen seconded by Kern to replace the malfunctioning security scanner used at the Courthouse for an amount of \$3,675. Also, because this is a public safety issue, county purchasing policies are waived in the interest of time and the scanner be purchased from the vendor from which the current scanner was purchased. Also, all appropriate budget amendments are authorized. Motion carried.

Public Hearing – Michigan Community Development Block Grant Application – Wendy Falls with Human Development Commission

12-M-209

Motion by Peterson seconded by Kern to approve application for a 2012 to 2014 Community Development Block Grant, a housing rehabilitation grant to be administered by the Human Development Commission, and authorize the Chairperson to sign all appropriate documents involving this grant application. Roll call: Peterson, yes; Bardwell, yes; Allen, yes; Kern, yes; Petzold, yes. Motion carried.

## 12-M-210

Motion by Kern seconded by Peterson to approve the resolution to finance \$4,600,000 using "Revenue Bonds" (secured solely by Medical Care Facility revenue) for the construction and equipping of "Small House" facilities for resident use. Also, Robert W. Baird & Company serve as financial consultant and Axe & Eckland serve as bond counsel. Additionally, other required steps explained in the resolution are authorized to be undertaken. Roll call: Kern, yes; Petzold, yes; Peterson, yes; Bardwell, yes; Allen, yes. Motion carried.

## 12-M-211

Motion by Kern seconded by Peterson that the lease of county property for crop farming purposes be awarded to Schriber Farms for the following amount per acre: 2013, \$217 per acre; 2014, \$217 and 2015, \$217. Motion carried.

## 12-M-212

Motion by Kern seconded by Allen to approve the intergovernmental agreement with Sanilac, Gratiot, Huron and Mason Counties to share legal expenses related to litigation of an appeal from a decision of the State Tax Commission pertaining to a new trending/multiplier schedule which results in substantial loss of revenue to all entities entitled to wind generator project revenue. Approval is provided with the understanding that Tuscola County has modified the original agreement limiting the county legal obligation to \$15,000 and eliminating the provision that a vote of the other counties is required for Tuscola to terminate the agreement. Also, the Chairperson is authorized to execute the revised Intergovernmental Agreement. Motion carried.

## 12-M-213

Motion by Allen seconded by Peterson that January 2, 2013 at 8:30 a.m., be established as the Board Organizational meeting date. Motion carried.

## 12-M-214

Motion by Kern seconded by Peterson that communication be sent to state officials stressing the critical importance of replacing revenue loss and carving out wind energy revenue so it is protected if the state eliminates the Personal Property Tax. Without full secure replacement of this revenue source the county will not be able to maintain state mandated services at current levels. Motion carried.

## 12-M-215

Motion by Allen seconded by Peterson to appoint Sam Moore to the County Parks and Recreation Commission effective immediately. Motion carried.

## 12-M-216

Motion by Kern seconded by Allen that per the recommendation of the county attorney and insurance company, an agreement required by Thumb Cellular indemnifying them from risk involved in transferring county computer equipment from the old to the new Thumb Cellular tower located on county property leased by Thumb Cellular not be signed. Instead, the county notify Thumb Cellular that they are going to directly retain the services of Thumb Radio to move the equipment and will forward the invoice for such services to Thumb Cellular pursuant to the agreement between the parties. Motion carried.

## 12-M-217

Motion by Kern seconded by Allen that per the recommendation of Bill Horton (Giamarco, Mullins & Horton), authorization is given to file an appeal appealing the Genesee County Court decision regarding the lawsuit filed against BC/BS concerning non-disclosure of "Access Fees". Motion carried.

## 12-M-218

Motion by Peterson seconded by Petzold to approve the Chairperson to sign the court cost allocation plan certification form. Motion carried.

## 12-M-219

Motion by Peterson seconded by Allen that the 2013 First Draft County Budget be sent to department officials for review and comment. Also, department comments and request for change be submitted to the Controller/Administrator in writing for discussion at the November 13, 2012 Board of Commissioners' meeting. Motion carried.

10:25 a.m. – recess

10:40 a.m. – meeting reconvened

## 12-M-220

Motion by Peterson seconded Allen by to go into closed session to discuss labor negotiations. Roll call: Peterson, yes; Bardwell, yes; Allen, yes; Kern, yes; Petzold, yes. Motion carried.

## 12-M-221

Motion by Allen seconded by Kern to come out of closed session. Motion carried.

## 12-M-222

Motion by Allen seconded by Kern, be it resolved that based on the correspondence of union representatives for POAM 911 Dispatchers, POAM Corrections Officers, POAM Sheriff Deputies and POLC Command Officers that their respective bargaining units agree to a one-year contract extension, Tuscola County does hereby accept and agree that the current labor contracts with the aforementioned unions and bargaining units set to expire at the end of the day on

December 31, 2012 be and are hereby extended through December 31, 2013 without any changes. Motion carried.

Extended Public Comment - none

Meeting adjourned at 10:59 a.m.

Margie A. White  
Tuscola County Clerk