

DRAFT – Agenda
Tuscola County Board of Commissioners
Committee of the Whole – Thursday, June 30, 2011
HH Purdy Building – Following Board of Commissioners Meeting
125 W. Lincoln, Caro, MI

Finance

Committee Leaders-Commissioner Peterson and Bardwell

Primary Finance Items

1. Update Regarding Proposed State Budget Cuts Impacting Counties (See A)
2. County Hiring Freeze – Reducing Cost Through Attrition
3. 2011 Budget Amendments (See B)
4. Court Funding Resolution from Upper Peninsula Counties (See C)
5. Letter from the State regarding Leases with the County (See D)
6. IRS Mileage Rate Revised (See E)

Secondary/On-Going Finance Items

1. 2012 County Budget Development
2. Wind Energy Taxation and Revenue Potential
3. EDC and Enterprise Facilitation Alternatives – Previous Information Forwarded
4. Friend of the Court and Circuit/Family Court Staffing Plan
5. Circuit Court Collections Plan
6. Sheriff Department Kiosk System
7. Development of State Recommended County Financial Information
8. Road Commission Contracting with Sheriff Department for Weigh Master Functions
9. Grant to Review Computer System Security
10. Treasurer Bank Statement
11. State Revenue as a Percent of Total Court Expenditures – Requested by MAC

Personnel

Committee Leader-Commissioners Peterson

Primary Personnel Items

1. Lead Tuscola Candidates from County Government
2. Veterans Staffing Change Proposal (See F)

Secondary/On-Going Personnel Items

1. New Hire Wage/Fringe Benefits
2. Circuit/Family Court Personnel Policies

Building and Grounds

Committee Leader-Commissioners Kern and Petzold

Primary Building and Grounds Items

1. **Office Space Project**
2. **Meeting with Prosecutor - Medical Marijuana**
3. **Off-Road Vehicles (See G)**
4. **Potential Sheriff Department Tower Replacement (See H)**
5. **Purdy Building Security**

Secondary/On-Going Building and Grounds Items

1. County Park
2. Niland Building Roof Repair
3. 7/13/11 Airport Zoning Board of Appeals Meeting Scheduled

Correspondence/Other Business as Necessary

Public Comment Period

Closed Session – If Necessary

Other Business as Necessary

1. Meeting with Court Administrator
2. Meeting with Judge Roggenbuck
3. September MAC 7th District Tuscola County

Statutory Finance Committee

1. Claims Review and Approval

Notes:

Except for the Statutory Finance Committee, committee meetings of the whole are advisory only. Any decision made at an advisory committee is only a recommendation and must be approved by a formal meeting of the Board of Commissioners.

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.

This is a draft agenda and subject to change. Items may be added the day of the meeting or covered under other business at the meeting.

A



MAC LEGISLATIVE UPDATE

June 24, 2011

In this week's update:

- **PA 312 COMPROMISE OBTAINED**
- **HOUSE TRANSPORTATION COMMITTEE TO HOLD HEARING ON SINGLE-MEMBER ROAD COMMISSION DISTRICTS**
- **SENATE COMMITTEE MOVES PILT REFORM LEGISLATION TO THE FLOOR**
- **SENATE LEGISLATION POISED TO EXPAND ORV ORDINANCE OPTION TO MORE COUNTIES**
- **HOUSE PUBLIC EMPLOYEE HEALTH BENEFITS BILL MOVES TO SENATE**
- **HOUSE MOVES LEGISLATION TO ALTER SALES TAX DISTRIBUTIONS**
- **SENATE COMMITTEE DEBATES LOCAL GOVERNMENT ZONING IN NATURAL RESOURCE EXTRACTION**
- **CHIEF JUSTICE YOUNG VISITS MAC BOARD**
- **MAC ANNUAL CONFERENCE**
- **NACo STEERING COMMITTEE**
- **SHOW YOUR LEGISLATORS WHAT YOUR COUNTY IS DOING WITH LBC**

PA 312 COMPROMISE OBTAINED

HB 4522, sponsored by Rep. Jeff Farrington (R-Macomb County), passed the House last night after a deal was reached between firefighter/police unions and local governments, including MAC. The bill changes several items in the arbitration process: it provides for a shortened time-period for arbitration, that the arbitrator consider a government's ability to pay as the most important factor, sets internal comparables apart and equal to external comparables, and finally eliminates the state's third of the payment for arbitration costs. The bill now moves to the Senate for deliberations.

HOUSE TRANSPORTATION COMMITTEE TO HOLD HEARING ON SINGLE-MEMBER ROAD COMMISSION DISTRICTS

The House Transportation Committee was scheduled to hold a hearing this week on legislation that would allow County Boards of Commissioners the option of creating geographic districts for members of the County Road Commission. House Bills 4029-4031 introduced by Representative Wayne Schmidt (R - Grand Traverse County) were on the agenda for this week however the committee hearing ran late and testimony on the package was passed for the day. A hearing has been scheduled for next week on Wednesday June 29th, 2011 at 8:30am.

SENATE COMMITTEE MOVES PILT REFORM LEGISLATION TO THE FLOOR

The Senate Natural Resources, Environment, and Great Lakes committee voted unanimously this week to send on a pair of bills aimed at reforming the way PILT payments are made to local governments. House Bill 4577 introduced by Representative Joel Johnson (R - Clare County) and House Bill 4579 introduced by Representative Frank Foster (R- Emmet County) would make PILT payments on land purchased through the Natural Resources Trust Fund (NRTF) from the NRTF

account. The bills now await a vote in the Senate where it is expected they will pass. MAC will keep you updated as this legislation progresses.

SENATE LEGISLATION POISED TO EXPAND ORV ORDINANCE OPTION TO MORE COUNTIES

Legislation was voted on this week in the House Transportation committee that would expand the ability to adopt an ORV ordinance to more counties. Senate Bill 371 introduced by Senator Darwin Booher (R -Osceola County) would allow the counties of Oceana, Newaygo, Montcalm, Gratiot, Saginaw, Tuscola, and Sanilac the option of adopting an ORV ordinance. The bill passed in the Senate with 36 Yeas and only 2 Nays. The bill now awaits action on the House floor where a vote could come as early as this coming week.

HOUSE PUBLIC EMPLOYEE HEALTH BENEFITS BILL MOVES TO SENATE

The House version of public employee health benefit legislation narrowly moved from the House to the Senate this week on a 58-52 vote (56 votes constitutes passage), amid opposition from MAC, MTA, and MML, among others. HB 4572, sponsored by Rep. Joel Johnson (R-Clare County), is quite different from the Senate version, embodied in SB 7. HB 4572 would require that a public employer, including a county, pay no more than \$5,500 per year for health insurance premiums for a single employee, \$11,000 per year for a married employee, and \$15,000 for an employee with family coverage. The employee would be required to pay any cost over those amounts. SB 7, which has not moved in the House, would require the public employer and employee to share the cost of a health plan premium 80% / 20%, respectively. The House bill does not provide for an opt-out for local units of government, and it contains a major stick. If a local unit of government does not comply with the caps, the Treasury would reduce its statutory revenue sharing payment by 10%, or in the case of schools, the per pupil grant by 10%. The House bill contains a multiplier for growth each year at the medical care component of the Consumer Price Index, which is about 4% currently. MAC opposes both bills and urges you to tell your Senator that mandating state interference in your negotiations will ultimately result in higher costs.

HOUSE MOVES LEGISLATION TO ALTER SALES TAX DISTRIBUTIONS

This week the House Transportation committee voted on a pair of bills that would make changes to the distribution of sales tax revenues from the sale of motor fuel and aviation fuel and products. House Bills 4025 and 4521 were both introduced by Representative Dave Agema (R - Ottawa County). House Bill 4025 would alter the distribution of revenues from the sales tax on aviation fuel and aviation products. The remaining funding left over after distributions to the School Aid Fund and constitutional revenue sharing would be shifted from the general fund to the State Aeronautics Fund. House Bill 4521 would alter the distribution of revenues from the sales tax on motor fuel. The remaining funding left over after distributions to the School Aid Fund and constitutional revenue sharing would be split between MDOT, County Road Association, and local governments for road improvements and debt payments. These bills are now on the House floor. MAC opposes this legislation because of a potential revenue reduction of \$400 million to the general fund which would further reduce the state's ability to meet its obligations to pay for county mandates services. Contact your State Representative and ask them to oppose these bills, the state needs to find a better way to solve our transportation infrastructure funding problem.

SENATE COMMITTEE DEBATES LOCAL GOVERNMENT ZONING IN NATURAL RESOURCE EXTRACTION

The Senate Committee on Natural Resources, Environment, and Great Lakes took testimony this week on legislation that would remove a local government's zoning ability in the instance of the extraction of valuable natural resources. House Bill 4746 introduced by Representative Matt Huuki (R - Houghton County) would restrict a township or county's ability to pass an ordinance that prevents the extraction of valuable natural resources unless very serious consequences would result from that extraction. A Senate committee meeting has been scheduled for next Tuesday. MAC opposes the legislation because of concern over local zoning control.

CHIEF JUSTICE YOUNG VISITS MAC BOARD

Michigan Supreme Court Chief Justice Robert Young, Jr. stopped by the MAC Board of Directors meeting today to discuss right-sizing the judiciary and to request the support of MAC as the Chief Justice turns his attention to court reform. The MAC Board gave him a warm welcome and told him the organization would be a willing partner in court reforms that resulted in savings to counties. As discussions move forward, MAC will certainly push for meaningful court reforms, including moving court costs from the county to the state.

COUNTY REVENUE SHARING

MAC has received the Fiscal Year 2012 projected revenue sharing payments for counties. Please see the attached PDF for county standings. If you have any questions, please contact MAC.

MAC ANNUAL CONFERENCE

The MAC 2011 Annual Conference is quickly approaching. Our conference will be held Sunday, September 18, 2011 - Tuesday, September 20, 2011 at the Grand Traverse Resort & Spa in Acme, (Grand Traverse County) Michigan. We have a exceptional line-up of keynote speakers and educational sessions planned for this event. Please look for more information and the conference registration in the coming weeks. We look forward to seeing you there!

NACo STEERING COMMITTEE

Do you want a voice in creating the national legislative policies of the National Association of Counties? Then consider filling out a NACo nomination form to be appointed to one of their eleven steering committees, (Agriculture and Rural Affairs; Community and Economic Development; Environment, Energy and Land Use; Finance and Intergovernmental Affairs; Health; Human Services and Education; Justice and Public Safety; Labor and Employment; Public Lands; Telecommunications and Technology; and Transportation).

The nomination process for membership on NACo policy steering committees is underway. As a NACo steering committee member, you are responsible for debating and creating national policies and priorities affecting counties and serve as NACo's front line in their grassroots efforts. Committees meet at the NACo legislative and annual conferences and one other time during the year. You will be responsible for your own travel.

You may receive a form by contacting Angela Minicuci at minicuci@micounties.org. Please be as thorough as possible in completing the nomination and grassroots forms and send it back to MAC by Tuesday, June 28, 2011. The nominations are processed in our office and will be forwarded to NACo by June 30, 2011 for approval by the incoming NACo President after the NACo Annual Conference in July. NACo will announce appointments in September 2011.

SHOW YOUR LEGISLATORS WHAT YOUR COUNTY IS DOING WITH LBC

This summer, MAC will be participating in an exciting legislative engagement initiative called Legislators Building Communities (LBC). Led by the Living in Michigan Coalition, a network of housing and community development supporters, LBC seeks to get every state representative and senator involved in a hands-on volunteer project in their district. These won't be just any projects - they'll be your projects. Whether it's passing out newsletters door-to-door, working in a community garden, assisting with foreclosure intake, painting a house for a low-income family, or another activity, this is a chance for you to meet your legislators and show them the great work you are doing in your community.

Please visit <http://legislatorsbuildingcommunities.org> to find out more. Contact Katie Fritz at CEDAM (517.485.3588 / fritz@cedam.info) or Tom Williams at Habitat (800.467.5430 x14 / legislatorsbuildingcommunities@gmail.com) with questions.

Contact: **Ben Bodkin, Director of Legislative Affairs**
800-258-1152, bodkin@micounties.org
Deena Bosworth, Legislative Coordinator
800-258-1152, bosworth@micounties.org
MoReno Taylor II, Legislative Coordinator
800-258-1152, taylor@micounties.org
Angela Minicuci, Communications Coordinator
800-258-1152, minicuci@micounties.org
Shasta Mantyla-Pohl, Executive Assistant
800-258-1152, pohl@micounties.org

**County Revenue Sharing
Projected Payment Amounts
Fiscal Year 2012**

County	Full Appropriation	Governor's Recommended 34% Reduction	2012 Projected Final
Alcona	0	0	0
Alger	191,158	125,965	144,860
Allegan	1,810,648	1,193,138	1,372,109
Alpena	727,710	479,529	551,458
Antrim	0	0	0
Arenac	335,585	221,136	254,306
Baraga	0	0	0
Barry	664,114	437,622	503,265
Bay	2,583,966	1,702,721	1,958,129
Benzie	0	0	0
Berrien	3,623,425	2,387,679	2,745,830
Branch	967,230	637,362	732,967
Calhoun	2,996,863	1,974,802	2,271,022
Cass	1,038,058	684,035	786,640
Charlevoix	0	0	0
Cheboygan	0	0	0
Chippewa	519,698	342,458	393,827
Clare	645,303	425,226	489,010
Clinton	0	0	0
Crawford	0	0	0
Delta	801,820	528,364	607,619
Dickinson	0	0	0
Eaton	1,723,396	1,135,643	1,305,989
Emmet	0	0	0
Gd Traverse	0	0	0
Genesee	9,882,659	6,512,240	7,489,076
Gladwin	509,329	335,626	385,969
Gogebic	337,685	222,520	255,898
Gratiot	858,658	565,818	650,691
Hillsdale	938,776	618,612	711,404
Houghton	682,419	449,684	517,137
Huron	111,127	73,228	84,212
Ingham	6,065,905	3,997,166	4,596,741
Ionia	1,177,604	775,990	892,388
Iosco	518,730	341,820	393,093
Iron	0	0	0
Isabella	1,243,502	819,413	942,325
Jackson	3,372,803	2,222,530	2,555,909
Kalamazoo	5,184,351	3,416,261	3,928,700
Kalkaska	0	0	0
Kent	12,051,284	7,941,269	9,132,460
Keweenaw	0	0	0

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Lake	0	0	0
Lapeer	1,671,555	1,101,482	1,266,704
Leelanau	0	0	0
Lenawee	2,028,029	1,336,382	1,536,840
Livingston	0	0	0
Luce	128,344	84,573	97,259
Mackinac	0	0	0
Macomb	11,852,817	7,810,488	8,982,062
Manistee	0	0	0
Marquette	1,274,066	839,554	965,487
Mason	0	0	0
Mecosta	433,691	285,783	328,651
Menominee	347,133	228,745	263,057
Midland	0	0	0
Missaukee	231,291	152,411	175,272
Monroe	0	0	0
Montcalm	1,242,505	818,756	941,570
Montmorency	0	0	0
Muskegon	3,601,090	2,372,961	2,728,905
Newaygo	954,111	628,717	723,025
Oakland	0	0	0
Oceana	0	0	0
Ogemaw	0	0	0
Ontonagon	143,016	94,241	108,378
Osceola	563,977	371,636	427,382
Oscoda	0	0	0
Otsego	0	0	0
Ottawa	4,687,741	3,089,016	3,552,369
Presque Isle	0	0	0
Roscommon	0	0	0
Saginaw	4,566,393	3,009,053	3,460,411
Sanilac	916,181	603,723	694,282
Schoolcraft	86,840	57,224	65,807
Shiawassee	1,441,356	949,791	1,092,259
St Clair	0	0	0
St Joseph	1,373,505	905,080	1,040,842
Tuscola	1,097,391	723,133	831,603
Van Buren	1,538,127	1,013,558	1,165,592
Washtenaw	0	0	0
Wayne	50,012,170	32,955,834	37,899,209
Wexford	0	0	0
Total	151,755,135	100,000,000	115,000,000

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Wexford	0	0	0
Total	151,755,135	100,000,000	115,000,000

BUDGET AMENDMENTS FOR JUNE 2011

General Fund

- **Marine**
Reduce budget by \$4,206 due to State reduction in grant agreement for Jan-Sept of 2011.

- **Airport Zoning**
Establish new budget for 2011
Revenue of \$525
Expense of \$678
There will be a use of fund balance of \$153 for this first year and expected to be self reliant for 2012 and beyond.

**Mike Hoagland**

From: Tom Bardwell [tbardwell@hillsanddales.com]
Sent: Tuesday, June 14, 2011 5:42 PM
To: Jerry Peterson; Mary Drier; Mike Hoagland; Roger Allen; Tom Kern
Subject: FW: UPACC Resolution.
Importance: High
Attachments: UP Resolution addressing future mandates_pass hbl 4038 and hb 4039.pdf

Sent: Tuesday, June 14, 2011 4:49 PM
Subject: UPACC Resolution.
Importance: High

Dear MAC Board Member:

I am writing to make you aware that we have received a resolution from the Upper Peninsula Association of County Commissioners (UPACC), which is attached. The resolution arrived by email, and I have responded to indicate we received it.

The resolution is two-fold in nature, it references both support for the Unfunded Mandates bill package (HB 4038-4041) and urges MAC to work with the legislature to move court funding to the state rather than continue to fund the courts at the county level. MAC is working with Rep. Kowall, the primary sponsor of the Unfunded Mandates package to get it moving as soon as possible. On a related issue, MAC also supported potential changes to court rules governing the challenge of unfunded mandates in the judicial system. The Supreme Court has not yet made a determination on the rule changes, but the amendments would mirror those recommended in the above referenced legislation and by the Unfunded Mandates Commission report.

The elimination of the state's courts from county funding responsibility also remains a high priority for MAC as well, and we have a survey out to county administrators/controllers to determine the cost of the courts in detail in each county. That survey should be back to us by July 1. That information will be useful as we talk to legislators and other interested parties about moving those costs to the state where they belong. We also continue to support and work toward other court reforms to lessen the cost burden in the meantime.

Clearly these are huge goals, and we will need the support and leadership of all counties as we move forward with them. We will continue to seek solutions to these and other issues on behalf of all county commissioners through your leadership. Thank you for your time and continued concern for your colleagues in the Upper Peninsula and throughout the state. Please feel free to contact me if you have questions or concerns.

Sincerely,
Ben

Ben Bodkin
Director of Legislative Affairs
Michigan Association of Counties
(cell) 517-712-4905
(office) 517-372-5374

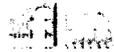
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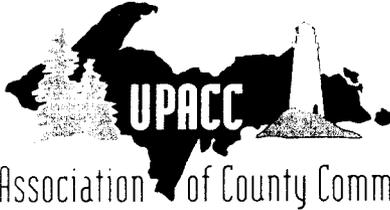
bodkin@micounties.org

Sheron N. Mumford-Poll

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Connect with MAC online!





U.P. Association of County Commissioners

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Escanaba, MI 49829

906-786-4701 / 906-786-5853 Fax
www.upcap.org

**RESOLUTION TO ADDRESS FUTURE MANDATES
PASS HOUSE BILL 4038 AND
HOUSE BILL 4039**

WHEREAS, in 2009, the Legislative Commission on Unfunded Mandates determined that more than \$2.5 billion in services that can be measured, and billions more than cannot be measured, is provided by local units of government for free to the state of Michigan through unfunded mandates. Legislation has been introduced by Representative Kowall to correct this problem going forward.

WHEREAS, the proposed legislation requires the state legislature to pay for any new mandates it imposes on counties and other local governments, or else it would become optional.

WHEREAS, the proposed legislation avoids costly and time-consuming court battles for both sides by streamlining the process by which unfunded mandates are challenged.

WHEREAS, Governor Rick Snyder announced support for the concept expressed by these bills in his special message regarding Community Development and Local Government Reforms.

ACKNOWLEDGING THAT, the Upper Peninsula Association of County Commissioners (hereinafter referred to as the Association) supports passage of Representative Kowall's package of bills to eliminate future unfunded mandates by the legislature on counties and other local units. The package would make it easier for the legislature to abide by the Constitution.

WHEREAS, getting rid of existing mandates, or making them optional would give county commissioners the ability to look at both their responsibilities and the funding their constituents entrust to them in a more holistic manner. The Association supports making existing mandates optional in order to allow counties the flexibility to govern according to the will of the people they serve, rather than the dictates of Lansing.

WHEREAS, on the issue of court funding, while the court system in Michigan is one that is state controlled, it is largely county funded with little, if any say by counties in court operations.

This financial responsibility has become a huge financial burden to Michigan counties, both large and small.

THEREFORE BE IT RESOLVED, that the Association hereby requests that MAC work with Representative Kowall and others to introduce legislation, no later than October 1, 2011, requiring the State of Michigan to fully fund Michigan's court system within three (3) years or no later than October 1, 2014. Should state legislation not be adopted and should the State of Michigan not fully fund the Michigan court system within the three year time frame, the Association requests that MAC pursue litigation to remedy this financial burden to Michigan counties.



Jonathan Mead, UPACC Secretary

Adopted: May 7, 2011

Mike Hoagland

From: Mike Hoagland [mhoagland@tuscolacounty.org]
Sent: Monday, June 13, 2011 1:59 PM
To: Deena Bosworth (Bosworth@micounties.org)
Cc: Jerry Peterson (jerry58c@yahoo.com); Roger Allen (beetman95@yahoo.com); Tom Bardwell (tbardwell@hillsanddales.com; Tom Kern (commishkern@gmail.com); ckrampits@tuscolacounty.org; Clayette Zechmeister (Clayette Zechmeister); Mari Young (Mari Young); Renee Ondrajka
Subject: Court Cost Survey
Attachments: Court Cost Template Corrected Version.xls

Deena

Attached is the information you requested to measure the state share of costs paid to support the state court system operated in Tuscola County. We have completed the information in the format you requested using the spreadsheet you supplied.

Approximately 61% of the state court system operated in Tuscola County is paid for by the county with only 39% paid for with state provided revenue sources. It will be interesting to see state revenue as a percentage of total court expenditures on a statewide basis.

Michael R. Hoagland
Tuscola County/Controller Administrator
125 W. Lincoln
Caro, MI. 48723
989-672-3700
mhoagland@tuscolacounty.org

Name: **TUSCOLA COUNTY**

Year: 2010 - Actual

	District Court	Circuit Court	Probate/Juvenile Court	District Court Probation	Friend of the Court	Juvenile Detention Center	Probate Child Care Fund	DHS Child Care Fund	Total
REVENUE:									
Judicial Standardization Payments	\$45,724	\$45,724	\$148,089	\$0	\$0	\$0	\$0	\$0	\$239,537
State Grants, Other	0	25,145	138,373	0	679,761	0	346,493	120,287	1,310,059
State Court Equity Funding*		251,966							251,966
Other Revenue** (fees, fines, charges, etc.)	842,608	391,972	24,913	0	420,947	0	471,756	143,916	2,296,112
TOTAL REVENUE	<u>\$888,332</u>	<u>\$714,807</u>	<u>\$311,375</u>	<u>\$0</u>	<u>\$1,100,708</u>	<u>\$0</u>	<u>\$818,249</u>	<u>\$264,203</u>	<u>\$4,097,674</u>
EXPENDITURES:									
Personnel Services	\$913,616	\$653,782	\$231,687	\$0	\$907,572	\$0	\$0	\$0	\$2,706,657
Supplies	17,000	9,309	4,359	0	14,272	0	0	0	44,940
Other Services & Charges	122,678	566,946	42,010	0	184,049	0	684,545	299,865	1,900,093
TOTAL EXPENDITURES	<u>\$1,053,294</u>	<u>\$1,230,037</u>	<u>\$278,056</u>	<u>\$0</u>	<u>\$1,105,893</u>	<u>\$0</u>	<u>\$684,545</u>	<u>\$299,865</u>	<u>\$4,651,690</u>
State Revenue as a % of Total Expenditures	0.04341048	0.26245958	1.03023132	#DIV/0!	0.61467158	#DIV/0!	0.50616541	0.40113718	0.38729193
FTEs (full-time equivalents)	17.00	11.75	2.25	0.00	15.00	0.00	0.00	0.00	46.00

* State Court Equity Funding is reported under the heading for Circuit Court.

** For the Child Care Fund, do not include any general fund subsidy.

Notes/Comments:

Circuit Court includes Circuit and Family Court
 District Court Probation is included in District Court
 Tuscola County does not operation a Detention Facility
 DHS Child Care Fund expenses exceeded revenue resulting in the use of fund balance



(D)

RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF TECHNOLOGY, MANAGEMENT & BUDGET
LANSING

JOHN E. NIXON, CPA
DIRECTOR

June 16, 2011

Tuscola County Controller's Office
Mr. Michael Hoagland
207 East Grant Street
Caro, MI 48723

SUBJECT: State of Michigan, Lease #10727 - Caro, MI

Dear Mr. Hoagland:

As you may or may not be aware, the State of Michigan is facing severe budget problems this fiscal year and for the foreseeable future. Our budget situation is directly related to the slumping economy and falling state revenues. Even with the severe budget problem at hand the State must still continue to deliver essential services to the citizens. Every department, program, and service area is being affected and is looking for ways to continue to deliver services with fewer resources.

One major expense is leasing facilities that meet the needs of our customers. The Real Estate Division has been asked to look at each lease to find ways of reducing costs. Our target is a 10% reduction overall, which would save the state significant dollars.

At this time we ask that you help us achieve our goal. We are seeking voluntary reductions in our lease costs of at least 10%. In order to achieve this we are prepared to discuss and negotiate with you, to see how we can work together. We cannot guarantee that we will remain in every location but we will work with those who help us, and cancel leases that are not cost effective.

The urgency of our budget situation demands quick response and action. I ask you to please respond with your offers, recommendations, or ideas by August 16, 2011. I can be contacted at 517-373-9559 or by email at sumpa@michigan.gov.

Sincerely,

Tony Sump
DTMB, Real Estate Division

Part IV - Items of General Interest

Optional Standard Mileage Rates

Announcement 2011-40

This announcement informs taxpayers that the Internal Revenue Service is modifying Notice 2010-88, 2010-51 I.R.B. 882, by revising the optional standard mileage rates for computing the deductible costs of operating an automobile for business, medical, or moving expense purposes and for determining the reimbursed amount of these expenses that is deemed substantiated. This modification results from recent increases in the price of fuel.

The revised standard mileage rates are:

(1) Business	55.5 cents per mile
(2) Medical and moving	23.5 cents per mile

The mileage rate that applies to the deduction for charitable contributions is fixed under § 170(i) of the Internal Revenue Code at 14 cents per mile.

The revised standard mileage rates set forth in this announcement apply to deductible transportation expenses paid or incurred for business, medical, or moving expense purposes on or after July 1, 2011, and to mileage allowances that are paid both (1) to an employee on or after July 1, 2011, and (2) for transportation expenses paid or incurred by the employee on or after July 1, 2011.

The standard mileage rates set forth in Notice 2010-88 continue to apply to deductible transportation expenses paid or incurred for business, medical, or moving expense purposes before July 1, 2011, and to mileage allowances paid (1) to an employee before July 1, 2011, or

(2) with respect to transportation expenses paid or incurred by the employee before July 1, 2011. All other provisions of Notice 2010-88 remain in effect.

EFFECT ON OTHER DOCUMENTS

Notice 2010-88 is modified.

DRAFTING INFORMATION

The principal author of this announcement is Bernard P. Harvey of the Office of Associate Chief Counsel (Income Tax and Accounting). For further information regarding this announcement contact Mr. Harvey at (202) 622-4930 (not a toll-free call).

F

**Tuscola County Office of Veteran Affairs
1309 Cleaver Road, Suite B
Caro, Michigan 48723-9135
Phone No: (989) 673-8114 ext 128
Fax No: (989) 673-7490**

June 22, 2011

TO: Tuscola County Board of Commissioners
SUBJECT: Reduction of Veteran Affairs Office hours for next year fiscal budget

I am requesting that my hours be reduced to a part time status due to a family medical issue. This family medical issue will require that I spend more time at home and be available for upcoming appointments. I have submitted this same request to the Board of Health on June 17, 2011 and they agree to the reduction consideration of my office.

I have sent a letter to all of the Veteran organizations (05/02/2011) within the county regarding possible reductions including the current 5 day a week schedule information shown below, but have not received any feedback as of this date. In the past 10 months, the average of visits, phone incoming/outgoing calls, applications for Soldiers and Sailors Relief and Michigan Veterans Trust Fund are as follows and I included how the reduction if granted would possibly change the numbers.

<u>5 day a week schedule</u>	<u>4 day a week schedule</u>	<u>3 day a week schedule</u>
<u>Visits 3.5 or .7per day</u>	<u>4.40 or 1.1 per day</u>	<u>5.9 or 1.9 per day</u>
<u>Phone Calls 11.9 or 2.38 per day</u>	<u>14.9 or 3.72 per day</u>	<u>19.88 or 6.6 per day</u>
<u>Applications 1.72 per week.</u>		

Example, I was gone for a state convention for 4 days; upon my return I had 23 phone calls waiting (average 5.75 per day). Sue, my part-time secretary, had made 1 appointment for me and made one adjustment to the DAV van schedule.

If my reduction request is granted for next year budget, please consider either a three day work week with Monday and Tuesday off or a four day work week with Tuesday off. I understand my schedule will have to be adjusted to accommodate conference and training times. The funding for the part-time secretary would need to be maintained so that she may deal with the public, schedule appointments and with the DAV van when I am not available.

I would like to continue serving the Veterans of Tuscola County, but I am unable to continue the full-time hours. I hope a reduction is possible because I really enjoy helping the Veterans of this county.

Thank you for considering my request and I am looking forward to your decision on this matter.

Ron Amend
Ron Amend, Director

Theron W. Atwood, Sr., Post No. 7

Department of Michigan



Meetings On The First
Tuesday Of Each Month

110 W. Frank Street, Caro, Michigan Phone 673-0643

June 26, 2011

To: Tuscola County Board of Commissioners
125 W. Lincoln St.
Caro, MI 48723

Re: Operation of the Office of Director of Veterans Affairs, ltr. dtd. 6/22/2011

Dear Commissioners.

The Tuscola County Veteran Affairs Director, Ron Amend, requested American Legion Post No. 7 respond to you regarding his request to reduce the hours of operation of the Tuscola County Veteran Affairs Director. Reducing the Offices' hours will have current and future implications you should be aware of.

- Most of the County's veterans do not use the services offered because of three reasons:
 - Many veterans do not know the office exists, and therefore never use the services offered.
 - Those that use the services are mostly indigent, or require emergency temporary monetary help, or are habitual users of the system. Ron has done a good job of screening those requests.
 - Veterans that need help submitting claims for service connected disability can also get that help from the Saginaw VA Hospital (through the Service Officer Program). Therefore this aspect of the Directors job may be redundant.
- However, if the Director's Office Hours are reduced, when will the Office revert back to a full time position? It is much easier to fill future openings for a full time position than a part time position. Considering our Nation's involvement in conflicts around the world and the veteran aging factor this request should be limited to a specific time period, not a permanent condition.

Therefore, to answer the question directly, yes his hours could be reduced at his request providing that it be well advertised in advance and not just a notice on the Building, but advertised at various places within the County Government including Township Halls, and all 14 County Veteran Service Organizations.

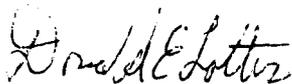
- The Commissioners have always been generous in budgeting for the Office of Veterans Affairs. And in the future there is possibility another issue that could further strain the County Budget, i.e. the proposed Cold War amendment Rep. Kurt Damrow is sponsoring concerning Cold War Veterans (H.R. 4571). As I understand the concern, it is about the burial allowance of \$300 that would accrue to the County by inclusion of Cold War Veterans in State Law Act 190 of 1965. However, since the Headlee Amendment says

no State Law shall be enacted without adequate funding there are efforts to skirt the funding requirement by making it a voluntary program for each County.

- Section 29 “prohibits the state from mandating that local governments provide new services unless the state reimburses the locals for any necessary increased costs they may incur.”
- After studying the Legislative Analysis on H. R. 4571 I find their number is high, i.e. 20% increase in mandated funding.
 - Tuscola County has about 1250 Cold War Veterans.
 - For the most part they are the healthier cohort in the Veteran Community.
 - The Great Lakes National Cemetery says only about 12% of eligible veterans request burials there.
 - When the Veterans Administration opened Priority Classes 7 & 8, their case load increased only about 2 to 3 %.
 - Therefore, a conservative conclusion is that the County may see 10 to 12 applications from Cold War veterans for burial allowances costing \$3,600 of unfunded expenditures for the County.

In conclusion, I support the reduction in office hours for Ron Amend. And I am suggesting that if the Cold War veterans are included in State Law, Tuscola County will not be severely impacted by Act 190 of 1965 as amended.

Yours truly,



Don Lotter
Commander

Cc: file
Ron Amend
Ron Weippert (Commander Elect)



Mike Hoagland

From: Mike Hoagland [mhoagland@tuscolacounty.org]
Sent: Tuesday, June 14, 2011 12:55 PM
To: 'Roger Allen'; 'commishkern@gmail.co'; 'Tom Bardwell'; 'Jerry Peterson'
Subject: RE: ! SPAM PHRASE ! SPAM U Fw: ORV Ordinance
 I will schedule this for committee discussion on 6/16/11.

Michael R. Hoagland
 Tuscola County/Controller Administrator
 125 W. Lincoln
 Caro, MI. 48723
 989-672-3700
mhoagland@tuscolacounty.org

From: Roger Allen [mailto:beetman95@yahoo.com]
Sent: Tuesday, June 14, 2011 7:48 AM
To: commishkern@gmail.co; Tom Bardwell; Jerry Peterson; mhoagland@tuscolacounty.org
Subject: ! SPAM PHRASE ! SPAM U Fw: ORV Ordinance

I recieved this from Richard Letts. I think it is mostly farmers going from implements to meals that would do this in my district.

----- Forwarded Message -----

From: Richard Letts <rleptf@centurytel.net>
To: beetman95@yahoo.com
Sent: Fri, June 10, 2011 11:29:37 AM
Subject: ORV Ordinance

Roger would it be possible to enact an ordinance like Huron County has and Sanilac County has to allow ORV's on the Gravel Side roads of Tuscola county? The Ordinance would prohibit them from being ridden on County State Highways or County Primary Roadways and would allow townships to opt out as well. A Sun Set of two years could be put on it to see if it works out ok and if not it could be repealed. Enforcement penalties could be divided up between the Road Commission and the Sheriff's Office as the other counties do. This ordinance would allow Tuscola County Residents to use the far right roadway at a speed no greater than 25 mph and only During Daylight hours Only. East and North County Residents could access Huron and Sanilac Counties this way legally. Other area's of the County could as long as they did not use State Highways or County Primary Roads.

An ORV sticker \$16.25 would be required and age limits do apply. Please see Huron County and Sanilac Counties ORV Ordinance on their Web sites.

Please Make a Motion to have Tuscola County Join Huron and Sanilac Counties in having a County ORV ordinance.

As you already may know Tuscola County Currently Allows Snowmobiles to use the right of way on All Tuscola County Roadways.

**Thank You for your help in this matter
rleptf@centurytel.net**

**SANILAC COUNTY
ORV ORDINANCE**

ORDINANCE NO. 2010-1

**ADOPTED MAY 25, 2010
SANILAC COUNTY BOARD OF COMMISSIONERS
EFFECTIVE: JUNE 9, 2010, DATE OF PUBLICATION**

An ordinance adopted for the purpose of authorizing and regulating the operation of off road vehicles (ORVs) on roads in Sanilac County, for the purpose of providing penalties for the violation thereof, and for the distribution of public funds resulting from those penalties pursuant to 2009 PA 175, MCL 324.81131.

SANILAC COUNTY ORDAINS:

Section 1. As used in this ordinance, the following definitions shall apply:

- a) "County" means Sanilac County.
- b) "Driver's license" means an operator's or chauffeur's license or permit issued to an individual by the Secretary of State under chapter III of the Michigan vehicle code, 1949 PA 300, MCL 257.301 to 257.329, for that individual to operate a vehicle, whether or not conditions are attached to the license or permit.
- c) "Municipality" means a city or village.
- d) "Operate" means to ride in or on, and be in actual physical control of the operation of an ORV.
- e) "Operator" means a person who operates or is in actual physical control of the operation of an ORV.
- f) "ORV" means a motor driven off road recreation vehicle capable of crosscountry travel without benefit of a road or trail, on or immediately over land, snow, ice, marsh, swampland, or other natural terrain. ORV or vehicle includes, but is not limited to, a multitrack or multiwheel drive vehicle, an ATV, a motorcycle or related 2-wheel, 3-wheel, or 4-wheel vehicle, an amphibious machine, a ground effect air cushion vehicle, or other means of transportation deriving motive power from a source other than muscle or wind. ORV or vehicle does not include a registered snowmobile, a farm vehicle being used for farming, a vehicle used for military, fire, emergency, or law enforcement purposes, a vehicle owned and operated by a utility company or an oil or gas company when performing maintenance on its facilities or on

property over which it has an easement, a construction or logging vehicle used in performance of its common function, or a registered aircraft.

- g) "Road" means a county primary road or county local road as described in section 5 of 1951 PA 1951, MCL 247.655.
- h) "Road Commission" means the Board of County Road Commissioners for Sanilac County.
- i) "Safety certificate" means a certificate issued pursuant to 1994 PA 451 as amended, MCL 324.81129, or a comparable ORV safety certificate issued under the authority of another state or a province of Canada.
- j) "Street" means a city or village major street or village local street as described in section 9 of 1951 PA 51, MCL 247.659.
- k) "Township" means an individual township within Sanilac County.
- l) "Township board" means a board of trustees of any township within Sanilac County.
- m) "Visual supervision" means the direct observation of the operator with the unaided or normally corrected eye, where the observer is able to come to the immediate aid of the operator.

Section 2. An ORV may be operated on the far right of the maintained portion of a road within the County with these exceptions:

- a) All State Trunkline Roads.
- b) All County Primary (Asphalt) Roads, however allowing ingress and egress to a destination, not to exceed one mile, or first Secondary road.
- c) Provided however, that in the event that either the Road Commission has CLOSED, or in the event a Township has adopted an Ordinance or Resolution which CLOSED, certain road(s) to ORV use, pursuant to MCL 324.81131(4), operation otherwise permitted under this Ordinance shall not be considered authorized, with respect to such closed road(s).
- d) This Ordinance is not intended to authorize the operation of an ORV on a street or highway which is under jurisdiction of a municipality, nor upon a State Trunkline Highway

Section 3. The County Road Commission may close no more than 30% of the total linear miles of roads in the County to protect the environment or if the operation of ORVs pose

a particular and demonstrable threat to public safety. The road commission may not close a municipal street to ORVs opened under

Section 4. An ORV may not be operated on the road surface, roadway, shoulder or right-of-way of any state or federal highway in the County.

Section 5. Except as set forth herein or otherwise provided by law, an ORV meeting all of the following conditions may be operated on a road or street in the County:

- a) At a speed of no more than 25 miles per hour or a lower posted ORV speed limit.
- b) By a person not less than 12 years of age.
- c) With the flow of traffic.
- d) In a manner which does not interfere with traffic on the road or street.
- e) Traveling single file except when overtaking and passing another ORV.
- f) When visibility is not substantially reduced due to weather conditions.
- g) While displaying a lighted headlight and lighted taillight at all hours.
- h) While the operator and each passenger is wearing a crash helmet and protective eyewear approved by the United States Department of Transportation unless the vehicle is equipped with a roof that meets or exceeds standards for a crash helmet and the operator and each passenger is wearing a properly adjusted and fastened seat belt.
- i) With a throttle so designed that when the pressure used to advance the throttle is removed, the engine speed will immediately and automatically return to idle.
- j) While the ORV is equipped with a spark arrester type United States Forest Service approved muffler in good working order and in constant operation.
- k) Pursuant to noise emission standards defined by law.

Section 6. A child less than 16 years of age shall not operate an ORV on a road in the County unless the child is under the direct visual supervision of an adult and the child has in his or her immediate possession a Michigan issued ORV safety certificate or a comparable ORV safety certificate issued under the authority of another state or a province of Canada.

Section 7. Unless a person possesses a valid driver's license, a person shall not operate an ORV on a road or street in the County if the ORV is registered as a motor vehicle and is either more than 60 inches wide or has three wheels.

Section 8. The Board of County Road Commissioners, a County Board of Commissioners, and the County, Township and a Municipality are, immune from tort liability for injuries or damages sustained by any person arising in any way out of the operation or use of an ORV on maintained or unmaintained roads, streets, shoulders, and rights-of-way over which the Board of County Road Commissioners, the County Board of Commissioners, the Township or the Municipality has jurisdiction.

Section 9. In a court action in this state, if competent evidence demonstrates that a vehicle is permitted to operate on a road or street pursuant to the code was in a collision with an ORV required to be operated on the far right of the maintained portion of a road or street pursuant to this ordinance, the operator of the ORV shall be considered prima facie negligent.

Section 10. Any person who violates this ordinance is guilty of a municipal civil infraction and may be ordered to pay a civil fine of not more that \$500.00.

Section 11. A court may order a person who causes damage to the environment, a road or other property as a result of the operation of an ORV to pay full restitution for that damage above and beyond the penalties paid for civil fines.

Section 12. The County Treasurer shall deposit all fines and damages collected under this ordinance into a fund to be designated as the ORV fund. The County Board of Commissioners shall appropriate revenue in the ORV fund as specified in MCL 324.81131 (14):

- a) Fifty percent to the County Road Commission for repairing damage to roads and the environment that may have been caused by ORVs, and for posting signs indicating ORV speed limits, or indicating whether roads are opened or closed to the operation of ORVs.
- b) Fifty percent to the County Sheriff for ORV enforcement and training.

Section 13. An ORV may only be operated on Sanilac County Roads between the hours of 5:00 am and 10:00 pm.

Section 14. This ordinance becomes effective when notice of adoption is published in the Sanilac County News.

CITIES AND TOWNSHIPS ACTION ON SANILAC COUNTY'S ORV ORDINANCE

**OFFICIAL ACTION BY LOCAL JURISDICTIONS TO ADOPT, OPT OUT
OR TAKE OTHER ACTION AS TO SANILAC COUNTY'S ORV ORDINANCE:**

	DATE	ACTION	COMMENTS
CITY OF BROWN CITY	07/15/2010	OPT OUT	NO OPERATION WITHIN CITY LIMITS
CITY OF CROSWELL	07/11/2010	ADOPTED A CITY ORV ORDINANCE	CONTACT CITY OR SEE CITY OF CROSWELL'S ORV ORDINANCE ON WEBSITE
CITY OF MARLETTE			
CITY OF SANDUSKY			
ARGYLE TOWNSHIP	06/07/2010	ADOPTED	COUNTY'S ORV ORDINANCE
AUSTIN TOWNSHIP			
BRIDGEHAMPTON TOWNSHIP	08/10/2010	ADOPTED	COUNTY'S ORV ORDINANCE
BUEL TOWNSHIP			
CUSTER TOWNSHIP	07/13/2010	ADOPTED	APPROVED COUNTY ORV ORDINANCE
DELAWARE TOWNSHIP			
ELK TOWNSHIP	06/09/2010	ADOPTED	IN AGREEMENT WITH SANILAC COUNTY'S ORDINANCE
ELMER TOWNSHIP			
EVERGREEN TOWNSHIP	07/17/2010	ADOPTED	
FLYNN TOWNSHIP	07/13/2010	ADOPTED	
FORESTER TOWNSHIP			
FREMONT TOWNSHIP			

**CITIES AND TOWNSHIPS
ACTION ON SANILAC COUNTY'S ORV ORDINANCE**

OFFICIAL ACTION BY LOCAL JURISDICTIONS TO ADOPT, OPT OUT OR TAKE OTHER ACTION AS TO SANILAC COUNTY'S ORV ORDINANCE:			
GREENLEAF TOWNSHIP			
LAMOTTE TOWNSHIP	07/19/2010	ADOPTED	WILL NOT OPT OUT AT THIS TIME
LEXINGTON TOWNSHIP			
MAPLE VALLEY TOWNSHIP	08/31/2010	ADOPTED	COUNTY'S ORV ORDINANCE
MARION TOWNSHIP			
MARLETTE TOWNSHIP			
MINDEN TOWNSHIP			
MOORE TOWNSHIP	06/02/2010	OPT OUT	NO OPERATION ON TWP ROADS WITH REVIEW IN ONE YEAR
SANILAC TOWNSHIP	07/07/2010	ADOPTED	
SPEAKER TOWNSHIP			
WASHINGTON TOWNSHIP	08/03/2010	ADOPTED	NO ACTION TAKEN
WATERTOWN TOWNSHIP			
WHEATLAND TOWNSHIP			
WORTH TOWNSHIP			

Mike Hoagland

From: Patrick Finn [tcmfynn@tuscolacounty.org]
Sent: Thursday, June 23, 2011 8:42 AM
To: lttesch@tuscolacounty.org
Cc: Glen, Skrent US ; Hoagland Mike ; Robert Klenk / 911
Subject: RE: Sheriff dept tower at 420 Court St.

Sheriff

I would suggest we get Roger Edwards and Bob Klenk to come in and give an opinion on the tower. Roger has been involved with the tower way before I started as EM, and Bob has a good grasp of what/how things work. Bob and Roger have a vast knowledge of how these things work, that is why they are voting members on our Region 3 Homeland Security Communications committee.

Patrick

-----Original Message-----

From: Leland Teschendorf [mailto:lttesch@tuscolacounty.org]
Sent: Wednesday, June 22, 2011 11:16 AM
To: ggs@tuscolacounty.org; tcmfynn@tuscolacounty.org
Subject: FW: Sheriff dept tower at 420 Court St.

U/S and Pat,

I forwarded this to Mike Hoagland for BOC consideration, I don't have a lot of knowledge on the tower arrangements or obligations. Forward any suggestions to Mike and copy to me. Thanks.

Lee.

-----Original Message-----

From: Paul Picklo [mailto:paulpick@avci.net]
Sent: Tuesday, June 21, 2011 3:19 PM
To: sheriff@tuscolacounty.org
Cc: Bob Reynolds; Barb Main; Ed Eichler
Subject: Sheriff dept tower at 420 Court St.

Sheriff Leland Teschendorf,

Thumb Cellular has been leasing space on this tower since July of 2000, which has been servicing well the residents of Caro. As you may have heard Thumb Cellular is preparing to bring LTE 4G broadband service to the thumb area in the near future. Caro will be one of the areas we want to launch initially. In order to do that, we will need to add more antennas and cabling to the tower and unfortunately the current tower will not support any more equipment. Since this location is ideal for serving the residents of Caro, we want to remain there with our current service along with providing the new service as well. In order to do that though, a new tower will be necessary. Thumb Cellular is willing to purchase and erect a new monopole tower, subject to the FAA height restrictions, adjacent to the

current tower, which would be disassembled and allow the Sheriff Dept. to use the new tower at no charge. We would like to construct the new tower by mid year 2012. Please advise if this is acceptable and how you would like to proceed. TX.

Paul Picklo

General Manager

989-453-4330 (O)

989-550-0046 (M)