

**TUSCOLA COUNTY BOARD OF COMMISSIONERS
MEETING AGENDA
THURSDAY, SEPTEMBER 29, 2011 – 6:00 P.M.**

**H. H. PURDY BUILDING BOARD ROOM
125 W. Lincoln Street
Caro, MI**

125 W. Lincoln Street
Caro, MI 48723

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

- 6:00 P.M. Call to Order – Chairperson Bardwell
Prayer – Commissioner Peterson
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 (None)
New Business
 -Probate Court Attorney Contract for Developmentally Disabled
 Individuals (See Correspondence #2)
 -Probate Court Remodeling Change Orders
 -Approval of Child Care Budget (See Correspondence #3)
 -Primary Road Millage Transfer
 -Bridge Millage Transfer
 -County Health Department Fee Change (See Correspondence #4)
 -Board of Canvassers (See Correspondence #5)
Old Business
Correspondence/Resolutions

COMMISSIONER LIAISON COMMITTEE REPORTS

PETZOLD

Recycling Advisory

Mid-Michigan Mosquito Control Technical Advisory Committee

Michigan Works

Multi-County Solid Waste

TRIAD

Local Unit of Government Activity Report

Road Commission

Health Board

Saginaw Bay RC & D

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
Tuscola 2011

BARDWELL

Caro DDA
Brownfield Redevelopment Authority
Economic Development Corporation
MAC Economic Development/Taxation
MAC 7TH District
Local Unit of Government Activity Report
Michigan Association of Counties – Board of Directors
NACo

ALLEN

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

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

Closed Session (If Necessary)

Other Business as Necessary

Extended Public Comment

Adjournment

**COMMITTEE MEETING TO FOLLOW BOARD
MEETING AT APPROXIMATELY 7:00 P.M.**

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 15, 2011 Full Board Minutes
- #2** Probate Court Attorney Contract
- #3** Child Care Budget Summary
- #4** September 2011 Health Dept. Monthly Report
- #5** Board of Canvassers Information
- #6** September 1, 2011 Road Commission Minutes
- #7** Bay County Resolution Regarding Possible Repeal of Personal Property Tax
- #8** Sample Resolution Supporting Guaranteed Revenue Replacement if
Personal Property Tax is Repealed
- #9** September 15, 2011 Committee of the Whole & Statutory Finance Minutes

DRAFT

**Tuscola County Board of Commissioners
September 15, 2011 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 15th day of September, 2011 to order at 8:32 o'clock a.m. local time.

Prayer by Commissioner Bardwell
Pledge by Commissioner Peterson

COMMISSIONERS PRESENT:

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

11-M-197

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

11-M-198

Motion by Kern seconded by Peterson to approve the minutes of the
8/25/2011 regular meeting. Motion carried.

Brief Public Comment – Ione Vyse reported on developments with regard to wind towers, including the Gilford Township towers recently approved by the FAA. Scott Mills, an Elmwood Township resident, appeared regarding wells that have gone dry. Health Department representative Tip McGuire responded to the resident's concerns.

11-M-199

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

CONSENT AGENDA

Agenda Reference:	A
Entity Proposing:	COMMITTEE OF THE WHOLE 8/25/11
Description of Matter:	Move to approve the contract with Tuscola Behavioral Health Systems for the purchase of mental health services for Jail Inmates and authorize all appropriate signatures.

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 Interim Executive Director Don Beavers along with board members Doug Link, Christine Young and Bill Bushaw appeared to present the EDC's 2010/2011 Annual Report.

11-M-200

Motion by Peterson seconded by Allen to receive and place on file the 2010/2011 Economic Development Corporation Annual Report. Motion carried.

DPW Chairman Don Duggar appeared regarding the Denmark Township refunding bonds.

11-M-201

Motion by Kern seconded by Petzold to approve the Resolution Accepting Request to Issue Refunding Bonds for the Township of Denmark. Motion carried.

11-M-202

Motion by Kern seconded by Peterson to approve the Primary Road Millage transfer request of \$18,819.30 as identified by Voucher #03-11 dated September 6, 2011 for transfer from the Primary Road Millage to the Road Commission General Fund. Motion carried.

11-M-203

Motion by Kern seconded by Petzold to approve the Local Bridge Millage transfer request of \$225,661.12 as identified by Voucher #03-11 dated September 6, 2011 for transfer from the Bridge Millage to the Road Commission General Fund. Motion carried.

11-M-204

Motion by Kern seconded by Petzold that per the request of the Probate Judge, lift the hiring freeze and approve a part-time temporary Deputy Probate Register for the remaining 2011 budget to work on an on-call status in the absence of the Probate Register. Wage/FICA costs not to exceed \$2,200.00

for 2011 and all appropriate budget amendments are authorized. Motion carried.

Fiscal Analyst Mari Young presented an update regarding a change to Great West's investment groupings.

11-M-205

Motion by Kern seconded by Allen to approve the request from Great West Life Deferred Comp to change the offered investment groupings, with no costs or negative effects to the County or the investors and authorize all necessary documents including updated contracts be signed. Motion carried.

11-M-206

Motion by Petzold seconded by Allen that per the recommendation of the Recycling Advisory Committee, authorize the Recycling Coordinator to implement the Clean Sweep program in Tuscola County with the understanding there will be no material cost increase to Tuscola County as a result of the implementation of this program. Also, authorize all appropriate documents for signature. Motion carried.

11-M-207

Motion by Kern seconded by Petzold that the refinishing of three of the total three benches for the remodeled Probate Courtroom be awarded to D.A. Johnston for an amount not to exceed \$2,250.00. Motion carried.

Meeting adjourned at 11:26 a.m.

Margie A. White
Tuscola County Clerk

DRAFT

2

**CONTRACT FOR REPRESENTATION AS ATTORNEY ON BEHALF OF
INDIVIDUALS OR RESPONDENTS INVOLVED IN PETITIONS IN THE TUSCOLA
COUNTY PROBATE COURT**

The Tuscola County Probate Court (P-79), and _____,
attorney at law, (court appointed counsel) agree as follows:

1. The term of this agreement shall be from the first day of October, 2011 (10/01/2011), until the thirty-first day of December, 2012. (12/31/2012)
2. Court appointed counsel shall be appointed to, and shall accept, all appointments of counsel on behalf of individuals and respondents in developmentally disabled actions.

Further, court appointed counsel shall assume representation of the individuals and respondents in all pending cases as of 10/01/2011. Counsel shall obtain and file with the Court a fully executed Substitution of Counsel (MC 306) regarding said pending cases.

3. Court appointed counsel shall represent solely and exclusively the interest of the individual or respondent throughout all court proceedings until their conclusion in the Probate Court, or until otherwise relieved of said responsibility. The scope of this representation shall include appeals. The term "conclusion" is understood to mean the Probate Court no longer retains jurisdiction over the case as a result of the matter being dismissed, discharged, or other resolution with the Court discharging counsel.
4. The Court will make accommodations when possible, to schedule proceedings, in order to minimize court appointed counsel's required attendance at court. Court appointed counsel shall give appointed cases preference over all other matters. When a scheduling conflict occurs, court appointed counsel shall be responsible for providing a substitute counsel to represent the legal interests of the individuals and respondents for a particular hearing or proceeding.
5. If the Court determines that there exists a conflict of interest which prevents court appointed counsel from representing the individual or respondent, the Court shall appoint a substitute attorney, the costs of which shall be paid by the Court.
6. The court appointed counsel represents that he/she is an attorney in good standing with the State Bar of Michigan and knows of no pending disciplinary proceedings by appropriate grievance authorities directed against said attorney. Any suspension or disbarment of said attorney shall be cause for immediate rescission of this agreement, without further compensation.
7. The court, in consideration of this agreement, shall pay the court appointed counsel the sum of _____, to be paid in equal monthly installments of _____.

Payment shall begin on the 1st day of November, 2011, and continue on the first of each month thereafter until paid in full.

8. This agreement, including the proceeds thereof, is not transferable or assignable to any third person, corporation or entity.
9. When it shall become necessary for witnesses to be called on the behalf, subpoenas shall be prepared by the court appointed counsel and served on the witness as directed by the court. Court appointed counsel is responsible for all drafting, service and filling of petitions, orders, subpoenas, etc. Prior approval for any expert witness or extraordinary fees, if necessary, shall be obtained from the court by the court appointed counsel.
10. The court appointed counsel is an independent legal service provider and at no time shall be considered an employee of the court or Tuscola County. The court appointed counsel shall provide his/her own professional liability insurance with limits no less than the standard limits of the legal community and agrees to provide to the court proof of said insurance. The court appointed counsel agrees to hold the court harmless from any and all liability arising out of the court appointed counsel's acts or omissions in carrying out the terms, conditions and requirements of this agreement.
11. If a conflict of interest as defined by the Rules of Professional Conduct arises between counsel and an individual or respondent, court appointed counsel shall prepare and file an appropriate motion and order to withdraw. Upon the granting of such motion, the court may appoint alternate counsel for the alleged developmentally disabled person. The court shall be responsible for the payment of all fees and costs attributable to the appointment of alternate counsel.
12. The Court may terminate this contract upon 30 days written notice to counsel. The Court shall appoint other counsel on all petitions filed with the Court from and after the date of such notice. If the court terminates the contract under this provision, court-appointed counsel shall be compensated at the contract rate between the date of notice and the date upon which such termination becomes effective.
13. If any term or provision of this agreement is determined to be unlawful, null or void, the remaining terms of the agreement shall remain in full force and effect.

This document incorporates the complete understanding and agreement of the parties.

Hon. Amanda L. Roggenbuck (P63764)

Date

Attorney at Law

Date

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COUNTY CHILD CARE BUDGET SUMMARY
Michigan Department of Human Services (DHS)
Child and Family Services

County Tuscola	Court Contact Person McDonald, Greg (Tuscola) ▼ Click Here to Add Someone to the List	Telephone Number 989-672-0075	E-
Fiscal Year October 1, 2010 through September 30, 2011 ▼	DHS Contact Person (type and press enter) ▼ Click Here to Add Someone to the List	Telephone Number	E-

TYPE OF CARE	ANTICIPATED EXPENDITURES		
	DHS	COURT	COMBINED
I. CHILD CARE FUND			
A. Family Foster Care	\$ 195,752.00	\$ 45,000.00	\$ 240,752.00
B. Institutional Care	\$ 90,000.00	\$ 468,000.00	\$ 558,000.00
C. In Home Care	\$ 53,248.00	\$ 182,550.00	\$ 235,798.00
D. Independent Living	\$ 9,000.00	\$ 10,000.00	\$ 19,000.00
E. SUBTOTALS	\$ 348,000.00	\$ 705,550.00	\$ 1,053,550.00
F. Revenue	\$ 50,000.00	\$ 50,000.00	\$ 100,000.00
G. Net Expenditure	\$ 298,000.00	\$ 655,550.00	\$ 953,550.00

COST SHARING RATIOS	County 50%/State 50%
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II. CHILD CARE FUND

Foster Care During Release Appeal Period

	\$		\$	0.00
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COST SHARING RATIOS	County 0%/State 100%
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III. JUVENILE JUSTICE SERVICES FUND

Basic Grant

\$		\$	15,000.00	\$	15,000.00
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COST SHARING RATIOS	County 0%/State 100% \$15,000.00 Maximum
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IV. TOTAL EXPENDITURE **\$ 968,550.00**

BUDGET DEVELOPMENT CERTIFICATION

THE UNDERSIGNED HAVE PARTICIPATED IN DEVELOPING THE PROGRAM BUDGET PRESENTED ABOVE. We certify that the budget submitted above represents an anticipated gross expenditure for the fiscal year:

October 1, 2010 through September 30, 2011

Presiding Judge	Date
County Director of DHS Signature	Date
Chairperson, Board of Commissioner's Signature	Date
And/Or County Executive Signature	Date

The Family Independence Agency will not discriminate against any **AUTHORITY: Act 87, Publication of 1978, as amended.**

COUNTY CHILD CARE BUDGET SUMMARY
Michigan Department of Human Services (DHS)
Child and Family Services

County Tuscola	Court Contact Person McDonald, Greg (Tuscola) ▾	Telephone Number 989-672-0075	E-Mail Address gmcdonald@
Fiscal Year October 1, 2011 through September 30, 2012 ▾	DHS Contact Person , ▾	Telephone Number	E-Mail Address

TYPE OF CARE	ANTICIPATED EXPENDITURES		
	DHS	COURT	COMBINED
I. CHILD CARE FUND			
A. Family Foster Care	\$208,500.00	\$62,000.00	\$270,500.00
B. Institutional Care	\$123,600.00	\$260,000.00	\$383,600.00
C. In Home Care	\$54,660.00	\$313,275.09	\$367,935.09
D. Independent Living	\$15,000.00	\$5,000.00	\$20,000.00
E. SUBTOTALS	\$401,760.00	\$640,275.09	\$1,042,035.09
F. Revenue	\$55,000.00	\$50,000.00	\$105,000.00
G. Net Expenditure	\$346,760.00	\$590,275.09	\$937,035.09

COST SHARING RATIOS	County 50%/State 50%
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II. CHILD CARE FUND

Foster Care During Release Appeal Period

	\$	\$0.00
--	----	--------

COST SHARING RATIOS	County 0%/State 100%
----------------------------	----------------------

III. JUVENILE JUSTICE SERVICES FUND

Basic Grant

	\$	\$15,000.00	\$15,000.00
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COST SHARING RATIOS	County 0%/State 100% \$15,000.00 Maximum
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IV. TOTAL EXPENDITURE \$952,035.09

BUDGET DEVELOPMENT CERTIFICATION

THE UNDERSIGNED HAVE PARTICIPATED IN DEVELOPING THE PROGRAM BUDGET PRESENTED ABOVE. We certify that the budget submitted above represents an anticipated gross expenditure for the fiscal year: October 1, 2011 through September 30, 2012

Presiding Judge	Date	9/22/2011
County Director of DHS Signature	Date	9.22.11
Chairperson, Board of Commissioner's Signature	Date	
And/Or County Executive Signature	Date	

The Family Independence Agency will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, political beliefs or disability. If you need help with reading, writing, hearing, etc., under the Americans with Disabilities Act, you are invited to make your needs known to an DHS office in your county.	AUTHORITY: Act 87, Publication of 1976, as amended. COMPLETION: Required PENALTY: State reimbursement will be withheld from local government.
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Tuscola County Health Department
Board of Commissioners Monthly Report for September 2011
Prepared by: Gretchen Tenbusch, RN, MSA, Health Officer
Visit our website at www.tchd.us

Outcomes for the Month:

- A Children's Special Health Care Services mini grant for \$3000 has been written by Nursing Administrator Ann Hepfer. This grant, if received, would increase the family participation in the policy, procedure, and program development of our local Children's Special Health Care Services program. The money would be used to conduct surveys, hold focus groups and conduct a community forum.

Issues under consideration by the Local Health Department:

- We have begun offering flu vaccine to the parents and children who have appointments for other immunizations. We have not received all of our vaccine so we have not advertised the clinics. We will begin walk in flu clinics around September 19, 2011. The cost will remain the same as it has been for the past 3 years - \$25.
- It is back to school time and our immunization clinics are booked out four weeks. Even though area families received at least one letter from the schools in the Spring and reminder letters regarding their child's need for vaccinations, families tend to wait until just before schools start and then there is a wait to get into clinics. Clinics are held 2 ½ days a week year around. There were open slots almost all summer.

Issues to be brought to Board of Commissioners:

- The TCHD's Environmental Health Division, per standing BOC motion, increase their fees each October in accordance with the Detroit Consumer Price Index. This year the index was 4.2%. Due to economic circumstances, we have not raised our fees in the past two years. Due to funding cuts by the Michigan Department of Agriculture and Rural Development and the Michigan Department of Environmental Quality, we need to request an additional .8% increase above the Detroit Consumer Price Index. This would result in a 5% fee increase. This is necessary to meet budgetary constraints. We are asking approval by the BOC to increase the TCHD EH Division fees an additional .8% above the Consumer Price Index of 4.2% bringing the total to 5%. This motion will not negate the standing motion of increasing TCHD EH fees by the Detroit Consumer Price Index annually.

MeritMail

tuscola-co@miqvf.org

± Font Size :

5

*Mike,
Please add to an
upcoming BOE
agenda -
Sharon,
Margee*

NEWS YOU CAN USE - July 29, 2011 - Special Edition for County Clerks

From : Admin <admin4@miqvf.org>

Fri, Jul 29, 2011 03:35 PM

Subject : NEWS YOU CAN USE - July 29, 2011 - Special Edition for County Clerks

"NEWS YOU CAN USE"

July 29, 2011

A Special Edition for County Clerks

The terms of two members of the Board of County Canvassers established in your county expire on November 1 this year (one Republican member and one Democratic member). Michigan election law provides that the expired terms must be filled as follows:

- The county committee of each political party is required to provide the county clerk with the names of three nominees for the party's expiring seat on the Board *no later than September 1, 2011*. (MCL 168.24c)
- The County Board of Commissioners is required to fill the two vacancies on the Board by electing a Republican member and a Democratic member from the submitted names. Michigan election law specifies that the County Board of Commissioners use ballots when filling the seats. (MCL 168.24c) (Note: As the Open Meetings Act prohibits a voting procedure at a public meeting which prevents citizens from knowing how members of the public body have voted, a "secret" balloting process cannot be employed by the Board of County Commissioners when filling the positions.)
- The county clerk is required to notify the appointees within five days. (MCL 168.24a(3))

PA 463 of 2006 amended Michigan election law to extend the County Board of Commissioners the authority to request any of the following from county canvasser nominees before making the required appointments:

- A letter signed by the nominee indicating 1) an interest in serving on the Board of County Canvassers and 2) an intent to discharge the duties of the position to the best of his or her ability.
- Information on any prior election experience including canvassing elections.
- Information on whether the nominee has been convicted of a felony or election crime.

We ask that you alert the members of the County Board of Commissioners in your county of their responsibilities in this matter.

Questions? Please contact the Bureau of Elections: (800) 292-5973.

Items expiring for:

*Republican - Valerie Jewett
Democrat - Margaret Bruta*

September 1, 2011

A regular meeting of the Board was held in their offices at 1733 S. Mertz Rd., Caro, Michigan on Thursday, September 1, 2011 at 8:00 A.M.

Present: Road Commissioners Gary Parsell, Mike Zwerk, Julie Matuszak, and Pat Sheridan; County Highway Engineer Michele Zaverucha, Superintendent/Manager Jay Tuckey, Director of Finance/Secretary-Clerk Michael Tuckey.

Also present: County Commissioner Roy Petzold.

Absent: Road Commissioner John Laurie.

Motion by Zwerk seconded by Sheridan that the minutes of the August 18, 2011 regular meeting of the Board be approved. Sheridan, Matuszak, Zwerk, Parsell --- Carried.

Payroll in the amount of \$96,909.44 and bills in the amount of \$437,899.51 covered by voucher #11-30 were presented and audited.

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

Brief Public Comment Segment:

- (1) Almer Township Supervisor Jim Miklovic and Mr. Paul Findlay appeared before the Board to discuss Cleaver Road north of Dutcher Road. The gentlemen explained to the Board that travelling southbound with large farm equipment has limited clear vision and a narrow shoulder at the curves on Cleaver Road. Mr. Miklovic asked the Board if brush could be removed from this location in order to improve the clear vision. Management reported to the Board that the Road Commission owns a gravel pit at the location, along with a D.E.Q. easement from wetland mitigation. The Board requested that the Almer Township Board discuss the issue at their next meeting and recommend proposed improvements at the location.

Motion by Zwerk seconded by Sheridan that addendum items #21, #22, #23, #24 and #25 for Koylton Township of the 2011 Furnishing & Placing Crushed Limestone bids be awarded to the low bidder, Burroughs Materials; with the understanding that the township's proposed improvements for items #21 and #22 do not meet the standards in accordance with the Road Commission's Road Policies. Sheridan, Matuszak, Zwerk, Parsell --- Carried.

Management and the Board further discussed the Road Commission's group health insurance plan, including the proposed legislation Senate Bill #7 which would create the Publicly Funded Health Insurance Contribution Act.

Motion by Sheridan seconded by Zwerk to approve the Road Commission's participation during the "Everyday Heroes" segment of the 2011 Tuscola County Pumpkin Festival. Sheridan, Matuszak, Zwerk, Parsell --- Carried.

PUBLIC HEARING

At 8:30 A.M. a public hearing was held for the proposed improvements to Hoppe Road from M-24 to French Road in Sections 17, 18, 19 and 20 of Columbia Township. County Highway Engineer Zaverucha presented the plans for the project. Columbia Township Supervisor Ed Spannagel was in attendance at the hearing. Members of the public were given the opportunity to speak at the hearing, of which a complete transcript of the hearing is

available at the Road Commission Office. After hearing comments from the public, the following motion was introduced:

Motion by Zwerk seconded by Matuszak to close the public hearing and forward the transcript of the hearing to the Columbia Township Board for their further review regarding the proposed improvements to Hoppe Road from M-24 to French Road in Sections 17, 18, 19 and 20 of Columbia Township. Sheridan, Matuszak, Zwerk, Parsell --- Carried.

At 9:00 A.M. the following bids were opened for three (3) New Pickup Trucks:

<u>Bidder</u>	<u>Make/Model</u>	<u>Price per Pickup</u>	<u>Total Amount</u>
Moore Motor Sales	Ford F250XL	\$ 18,975.00	\$ 56,925.00
MiDeal – Gorno Ford	Ford F250XL	19,072.00	57,216.00
Macomb County – Varsity Ford	Ford F250XL	18,932.00	56,796.00
Bell-Wasik, Inc.	GMC Sierra 2500HD	20,390.00	61,170.00
Oakland County – Red Holman	GMC Sierra 2500HD	19,453.00	58,359.00
MiDeal – Red Holman	GMC Sierra 2500HD	19,234.25	57,702.75
Pat Curtis Chevrolet	Chevrolet Silverado 2500HD	20,415.00	61,245.00
Cook Chevy/Buick	Chevrolet Silverado 2500HD	21,116.50	63,349.50
MiDeal – Garber Group	Chevrolet Silverado 2500HD	19,141.00	57,423.00

Motion by Sheridan seconded by Zwerk that the bids for three (3) New Pickup Trucks be accepted, reviewed by Management, and tabled until the next regular meeting of the Board. Sheridan, Matuszak, Zwerk, Parsell --- Carried.

At 9:15 A.M. the following bids were opened for one (1) New Engineering Vehicle:

<u>Bidder</u>	<u>Make/Model</u>	<u>Total Amount</u>
Bell-Wasik, Inc.	GMC Acadia	\$ 26,400.00
Oakland County – Red Holman	GMC Acadia	26,066.00
MiDeal – Red Holman	GMC Acadia	25,879.00

Motion by Sheridan seconded by Zwerk that the bids for one (1) New Engineering Vehicle be accepted, reviewed by Management, and tabled until the next regular meeting of the Board. Sheridan, Matuszak, Zwerk, Parsell --- Carried.

Management and the Board further discussed plans for replacing the County Weighmaster position. Management presented to the Board a legal opinion from Attorney Schrope and excerpts from Michigan Compiled Law regarding the duties of a County Weighmaster. Management also reported of meeting with Tuscola County Judge Glaspie and results from surveying neighboring counties. After discussion, the Board requested that Management continue reviewing the duties of a County Weighmaster and ask the Tuscola County Prosecuting Attorney for a current legal opinion.

Motion by Zwerk seconded by Matuszak that the meeting be adjourned at 9:40 A.M. Sheridan, Matuszak, Zwerk, Parsell --- Carried.

Chairman

No. 2011-176

BAY COUNTY BOARD OF COMMISSIONERS

09/13/11

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS

WHEREAS, It is possible that Governor Snyder and the Legislature will repeal the personal property tax; and

WHEREAS, It is projected that Bay County's loss in personal property tax revenue will be \$2,458,717.96 and local municipality losses in Bay County will total \$1,886,836.89 collectively; and

WHEREAS, This loss of revenue will be devastating for Bay County and all municipalities and schools who are already struggling to deal with constantly increasing revenue losses which have resulted in employee reduction and reduced services; and

WHEREAS, If the personal property tax is repealed the replacement revenue should be constitutionally guaranteed; and

WHEREAS, The loss of the personal property tax should not require raising taxes and burdening already tax burdened citizens but the State could instead earmark in the Constitution \$1.2 billion in existing revenue to make up the lost funds; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners urges the Governor and Legislature to seriously consider the impact of the loss of personal property tax revenue on local governments and schools and to consider revenue replacement options including constitutionally guaranteeing replacement revenue to minimize the impact from the loss of the personal property tax; Be It Further

RESOLVED That a copy of this resolution be forwarded to Governor Snyder, our area Legislators, the Michigan Association of Counties and 82 Michigan counties.

DONALD J. TILLEY, CHAIR
AND BOARD

Personal Property Tax Revenue Loss

MOVED BY COMM. Krygier

SUPPORTED BY COMM. Ryder

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk	✓			Joe Davis	✓			Tom Ryder	✓		
Brandon Krause	✓			Ernie Krygier	✓			Christopher Rupp	✓		
Vaughn J. Begick	✓			Kim Coonan	✓			Donald J. Tilley	✓		

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: ✓ YEAS 9 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BOARD OF COMMISSIONERS
COUNTY OF _____

**RESOLUTION IN SUPPORT OF GUARANTTED REVENUE REPLACEMENT
SHOULD THE STATE REPEAL PERSONAL PROPERTY TAXES**

WHEREAS, Michigan counties provide crucial services on behalf of state government, as evidenced by the delivery of road patrol services, corrections, foster care, clean water, food safety, the judicial system, etc.; and

WHEREAS, Years of declining local revenues and cuts to state revenues to counties, coupled with unfunded state mandated services have placed Michigan counties in a position of financial stress; and

WHEREAS, The state has a poor track record of fulfilling its' statutory promises for its share of funding for things like revenue sharing, payment in lieu of taxes (PILT), public health, Medicaid reimbursement, and county jail reimbursement; and

WHEREAS, Personal property tax revenue represents _____% (or \$_____) of _____ county's total taxable value; and

WHEREAS, The elimination of personal property taxes would harm a county's ability to provide mandated services to the public; and

WHEREAS, Michigan counties are mandated by the state to pay for the state's court system with local taxpayer dollars; and

WHEREAS, Michigan counties cannot continue to operate if the revenue from personal property taxes is not fully replaced with a constitutionally guaranteed revenue source;

NOW THEREFORE BE IT RESOLVED that the _____ County Board of Commissioners urges the legislature and the Governor to retain the personal property tax until such time as the residents of Michigan vote in favor of a constitutional amendment that will fully replace the revenues lost from the repeal of personal property taxes; and

BE IT FURTHER RESOLVED that this resolution be distributed to the Governor, Senators _____, Representatives _____, and the Michigan Association of Counties for their consideration and action.

ADOPTED THIS _____ DAY OF _____, 2007

ATTEST:

DRAFT
Tuscola County Board of Commissioners
Committee of the Whole Minutes
Thursday, September 15, 2011
HH Purdy Building
125 W. Lincoln, Caro, MI
11:37 a.m.

Commissioners present: Allen, Bardwell, Kern, Petzold, Peterson. Also present: Mike Hoagland, Margie White, Mike Miller, Dan Grimshaw, Mari Young, Mary Drier

Finance

2012 County Budget Development – copies of the departments’ budgets were distributed to commissioners. It is believed the county will finish 2011 in the black.

Update Regarding Purdy Building Purchase – tentative closing date is October 3, 2011

NACo - Rural Action Caucus Program and Fund Raising – looking positive

Secondary/On-Going Finance Items

1. Intergovernmental Joint Service Delivery
2. Circuit Court Collections Plan
3. Development of State Recommended County Financial Information
4. Treasurer Bank Statement
5. County Hiring Freeze – Reducing Cost Through Attrition
6. Kiosk System
7. GIS Parcel Layer – Amalgam LLC
8. ATM Machines
9. History of County Funding Level in MERS
10. MAC 7th District Tuscola County - September 26, 2011 – Potential Topics for Discussion
11. 2010 Audit (Comprehensive Annual financial Report) Comments
12. Coordination of Issues Through MAC
 - Personal Property Tax
 - Wind Energy Taxation and Revenue Potential
 - State Revenue as a Percent of Total Court Expenditures – Requested by MAC

Personnel

State Law Regarding Maximum County Payment for Health Insurance – the county is in compliance without having to do anything.

Alternative Health Department - Health Insurance Program – numbers are being reviewed.

Secondary/On-Going Personnel Items

1. New Hire Wage/Fringe Benefits

2. Circuit/Family Court Personnel Policies

Building and Grounds

Secondary/On-Going Building and Grounds Items

1. Update Regarding Airport Zoning Ordinance Functions – Ione Vyse
2. Niland Building Roof Repair
3. Potential Sheriff Department Tower Replacement
4. Off-Road Vehicles – send to corporate counsel
5. Agricultural Irrigation and Residential Wells
6. Office Space Project
7. Purdy Building Security – awaiting Stanley Alarm

Correspondence/Other Business as Necessary

Public Comment Period – Dan Grimshaw appeared regarding health care costs

Meeting adjourned at 12:21 p.m.

Margie A. White
Tuscola County Clerk

**Statutory Finance Committee Minutes
Thursday, September 15, 2011
HH Purdy Building
125 W. Lincoln St., Caro, MI**

Called to order: 12:22 a.m.

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

Also present: Michael Hoagland, Margie White, Mary Drier

Claims and per diems were reviewed and approved

Public Comment - none

Meeting adjourned at 11:27 p.m.

Margie A. White
Tuscola County Clerk