

**TUSCOLA COUNTY BOARD OF COMMISSIONERS  
MEETING AGENDA**

**THURSDAY, MARCH 26, 2015 – 7:30 A.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

- 7:30 A.M. Call to Order – Chairperson Bardwell  
Prayer – Commissioner Bierlein  
Pledge of Allegiance – Commissioner Allen  
Roll Call – Clerk Fetting  
Adoption of Agenda  
Action on Previous Meeting Minutes (See Correspondence #1)  
Brief Public Comment Period  
Consent Agenda Resolution (See Correspondence #2)  
New Business  
    -Caro DDA Proposed Amendment (See Correspondence #3)  
    -Draft Revised County Investment Policy (Roll Call)  
    -Quorum for Board of Commissioner Meeting (See Correspondence #4)  
    -Mosquito Abatement Pole Building Site Plan (See Correspondence #5)  
    -Request to Use Courthouse Lawn (See Correspondence #6)  
    -Mid-State Health Network  
    -Letter of Support for the P2 Grant Application  
    -DEQ Scrap Tire Grant Approval  
    -Boiler in Courthouse  
    -Veterans Director Wage Scale (See Correspondence #7)  
    -County Liability & Property Insurance Renewal (See Correspondence #8)  
    -Various Dispatch Requests (See Correspondence #9)  
Old Business  
Correspondence/Resolutions

**COMMISSIONER LIAISON COMMITTEE REPORTS**

**BIERLEIN**

Thumb Area Consortium/Michigan Works  
Human Development Commission (HDC)  
Tuscola 2020  
Recycling Advisory Committee  
Local Emergency Planning Committee (LEPC)  
Great Start Collaborative Council

Local Unit of Government Activity Report  
Tuscola In-Sync  
MAC Board of Directors  
Human Services Collaborative Council  
Region VI Economic Development Planning  
MAC-Economic Development & Taxation

TRISCH

Board of Health  
Planning Commission  
Economic Development Corp/Brownfield Redevelopment  
Local Unit of Government Activity Report  
Behavioral Health Systems Board  
Animal Control  
Solid Waste Management  
Thumb Works

ALLEN

Dispatch Authority Board  
County Road Commission  
Board of Public Works  
Senior Services Advisory Council  
Mid-Michigan Mosquito Control Advisory Committee  
Saginaw Bay Coastal Initiative  
Parks & Recreation  
Local Unit of Government Activity Report

KIRKPATRICK

Board of Health  
Community Corrections Advisory Board  
Dept. of Human Services/Medical Care Facility Liaison  
Land Acquisition  
MI Renewable Energy Coalition  
MEMS All Hazards  
MAC-Environment Energy Land Use  
Oil/Shale Work Group  
Cass River Greenways Pathway  
Local Unit of Government Activity Report  
Tuscola In Sync  
NACO- Energy, Environment & Land Use

BARDWELL

NACo  
NACo Rural Action Caucus  
Economic Development Corp/Brownfield Redevelopment  
Caro DDA/TIFA

MAC Economic Development/Taxation  
MAC 7<sup>th</sup> District  
Local Unit of Government Activity Report  
TRIAD  
Human Services Collaborative Council

Closed Session (If Necessary)

Other Business as Necessary

Extended Public Comment

Adjournment

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

## CORRESPONDENCE

- #1 March 12, 2015 Full Board & Statutory Finance Minutes
- #2 Consent Agenda Resolution
- #3 Caro DDA Proposed Amendment
- #4 Quorum for Full Board of Commissioner Meetings
- #5 Mosquito Abatement Pole Building Site Plan
- #6 Request to Use Courthouse Lawn
- #7 Veterans Director Wage Scale
- #8 County Liability & Property Insurance Renewal
- #9 Various Dispatch Requests
- #10 5-Year Recreation Plan & Grant Application Status
- #11 March 2015 Health Department Report
- #12 Invitation to Region VII Area Agency on Aging Annual Meeting
- #13 March 23, 2015 Committee of the Whole Minutes

*Draft*  
TUSCOLA COUNTY BOARD OF COMMISSIONERS  
March 12, 2015 Minutes  
H. H. Purdy Building

Commissioner 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 12th day of March, 2015 to order at 7:30 o'clock a.m. local time.

Prayer – Commissioner Bardwell

Pledge of Allegiance – Commissioner Bierlein

Roll Call – Clerk Jodi Fetting

Commissioners Present: District 2 – Thomas Bardwell, District 4 – Craig Kirkpatrick (via Google Hangouts), District 5 – Matthew Bierlein

Commissioner Absent: District 1 - Roger Allen, District 3 - Christine Trisch

Also Present: Mike Hoagland, Clerk Jodi Fetting, Mary Drier, Tisha Jones, Eean Lee, Mike Miller, Gary Johnson, Beth Asperger, Scott Asperger, Sandy Nielsen, Register John Bishop, Kim Green, Chuck Heinlein, Joe Gerulis, Ruth Gerulis

*Adoption of Agenda* - Followed as presented.

*Action on Previous Meeting Minutes* - No action taken.

*Brief Public Comment Period* -

-Joe and Ruth Gerulis - Presented to the Board regarding standing water along East Northgrove Road in Fremont Township. Mr. Gerulis presented his concern to the Board and asked for help in resolving. Mr. Gerulis to provide copies of pictures regarding his concern to allow Commissioners Trisch, Allen and Kirkpatrick to view them.

-Eean Lee - Informed the Board that the GIS program is up and running. There is a free-trial period currently being offered.

-Eean Lee - Stated the In-Sync Committee has met and is working on the Assessment of the Connective Community Plan to be able to move forward to offer bandwidth and infrastructure within the County.

*Consent Agenda Resolution* - No action taken.

*New Business* -

-Mosquito Abatement Annual Report - Kim Green presented the 2014 Annual Report to the Board.

- P2 Recycling Grant Application - Mike Miller and Vicky Sherry have completed the grant application and will be sending in upon receiving reference letters to include.
- Request to Use Courthouse Lawn - Caro Chamber of Commerce is requesting use of the courthouse lawn on June 5th and 6th in conjunction with the Cars & Crafts weekend. They are requesting to place a bounce house on the lawn. The Board would like to clarify they have liability insurance in place to cover that.
- Next Steps County Financial Planning - Mike Hoagland is working on the 5-year financial plan to be able to prepare for the future. He would like to work with all of Department Heads.
- Veteran Director Hiring Process - Looking at transitioning from the current Director to the new Director and how to make this as smooth as possible.

*Old Business* - None

*Correspondence/Resolutions* -

- Road Commission minutes from February 12, 2015.
- Antrim County resolution regarding wind energy developments.
- Letter from Connections Human Services regarding Guardian and Conservator Services. Mike Hoagland to see if the Director could attend an upcoming meeting.
- Jail Contract has been reviewed by the County attorney and is acceptable as presented.

## **COMMISSIONER LIAISON COMMITTEE REPORTS**

TRISCH - absent

Board of Health

Planning Commission

Economic Development Corp/Brownfield Redevelopment

Local Unit of Government Activity Report

Behavioral Health Systems Board

Animal Control

Solid Waste Management

Thumb Works

ALLEN - absent

Dispatch Authority Board

County Road Commission

Board of Public Works

Senior Services Advisory Council

Mid-Michigan Mosquito Control Advisory Committee

Saginaw Bay Coastal Initiative

Parks & Recreation

Local Unit of Government Activity Report

KIRKPATRICK

Board of Health  
Community Corrections Advisory Board  
Dept. of Human Services/Medical Care Facility Liaison  
Land Acquisition  
MI Renewable Energy Coalition  
MEMS All Hazards  
MAC-Environment Energy Land Use  
Oil/Shale Work Group  
Cass River Greenways Pathway  
Local Unit of Government Activity Report  
Tuscola In Sync  
NACo- Energy, Environment & Land Use

BARDWELL

NACo  
NACo Rural Action Caucus  
Economic Development Corp/Brownfield Redevelopment - [www.humanhoist.com](http://www.humanhoist.com)  
Caro DDA/TIFA - Getting ready for flowers in downtown Caro.  
MAC Economic Development/Taxation  
MAC 7<sup>th</sup> District - Monday in Port Huron.  
Local Unit of Government Activity Report  
TRIAD  
Human Services Collaborative Council - Council will be looking at a possibility of a millage with no specifics at this time.

BIERLEIN

Thumb Area Consortium/Michigan Works  
Human Development Commission (HDC)  
Tuscola 2020  
Recycling Advisory Committee  
Local Emergency Planning Committee (LEPC)  
Great Start Collaborative Council  
Local Unit of Government Activity Report  
Tuscola In-Sync  
MAC Board of Directors - has shared the legal opinion regarding meeting electronically in meetings.  
Human Services Collaborative Council  
Region VI Economic Development Planning  
MAC-Economic Development & Taxation

*Closed Session - None*

*Other Business as Necessary - None*

*Extended Public Comment -*

-John Bishop recognized the Mosquito Abatement and Recycling Program and the success of those programs. It was discussed how to better inform the residents of Tuscola County of available programs.

Meeting adjourned at 9:44 a.m.

Jodi Fetting  
Tuscola County Clerk

Statutory Finance Committee Minutes  
March 13, 2015  
H.H. Purdy Building  
125 W. Lincoln St, Caro MI

Meeting called to order at 7:30 a.m.

Commissioners Present: Bardwell, Trisch, Bierlein

Commissioners Absent: Allen, Kirkpatrick

Also Present: Clerk Jodi Fetting

Claims and Per Diems were reviewed and approved.

Public Comment - None

Meeting adjourned at 7:32 a.m.

Jodi Fetting  
Tuscola County Clerk

**'DRAFT'**

**COUNTY OF TUSCOLA**

**STATE OF MICHIGAN**

**RESOLUTION TO ADOPT CONSENT AGENDA**

At a regular meeting of the Board of Commissioners of the County of Tuscola, Michigan, held at the H.H. Purdy Building in the Village of Caro, Michigan, on the 26<sup>th</sup> of March, 2015 at 7:30 a.m. local time.

COMMISSIONERS PRESENT:

\_\_\_\_\_

\_\_\_\_\_

COMMISSIONERS ABSENT:

\_\_\_\_\_

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

**CONSENT AGENDA**

**Agenda Reference:** A

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that the intergovernmental agreement to house Wayne County prisoners in the Tuscola County Jail be approved with the understanding that the contract can be cancelled at any time without conditions. Also, all appropriate signatures are authorized. (Contract has been reviewed by the county insurance company and the county meets the minimum insurance coverage requirements.

Also, the county attorney has reviewed the contract and believes it fairly allocates responsibilities).

**Agenda Reference:** B

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that per the recommendation of the Mosquito Abatement Director, that the individuals listed in the March 2, 2015 memo be approved as seasonal employees for the 2015 season contingent upon satisfactory physical and background check.

**Agenda Reference:** C

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that per the recommendation of the Mosquito Abatement Director that the treatment materials for the 2015 season identified in the March 2, 2015 memo be approved for purchase. (Materials were bid on a multi-county basis).

**Agenda Reference:** D

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that 2015 general fund and special revenue fund budget amendments as identified in the March 9, 2015 memo from the Chief Accountant be approved.

**Agenda Reference:** E

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that per the recommendation of the Tuscola Behavioral Health System that the following individuals be reappointed to the Board of Directors: Raymond Bates, Marianne Harrington, Brenda Ryan and Christine Trish.

**Agenda Reference:** F

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that per the request of the Victim Services Coordinator the Title VI Nondiscrimination Compliance Policy be approved.

**Agenda Reference:** G

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that the County Clerk advertise using the County Clerk Facebook to obtain applicants to fill the vacant position on the County Planning Commission.

**Agenda Reference:** H

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that the hiring freeze be lifted per the explanation in the March 4, 2015 memo from the Dispatch Director and authorization is given to begin the process to fill a vacant dispatcher position.

**Agenda Reference:** I

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that per the March 4, 2015 memo of request from the Dispatch Director that authorization is given for the Director to carry over 20 days for one year.

**Agenda Reference:** J

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/9/15

**Description of Matter:** Move that the County Clerk advertise using the County Clerk Facebook and County Web page to obtain applicants to fill the vacant position on the County Parks and Recreation Commission.

**Agenda Reference:** K

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/23/15

**Description of Matter:** Move that the general fund and capital improvement fund budget amendments as presented by the Controller/Administrator at the March 23, 2015 Committee of the Whole meeting be approved.

**Agenda Reference:** L

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/23/15

**Description of Matter:** Move that the 2014 Drain Commissioner Annual Report as presented by the Drain Commissioner on March 23, 2015 be received and placed on file.

**Agenda Reference:** M

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/23/15

**Description of Matter:** Move that the 2014 Mosquito Abatement Annual Report as presented by the Mosquito Abatement Director on March 12, 2015 be received and placed on file.

**Agenda Reference:** N

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/23/15

**Description of Matter:** Move that per the letter from Future Youth Involvement that authorization is given to use the Courthouse lawn on April 25, 2015 and April 26, 2015 for the annual Cardboard City Sleep-Out.

**Agenda Reference:** O

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/23/15

**Description of Matter:** Move that the letter of support for the P2 grant application for a recycling trailer and part-time staff be approved for signature and forwarded to appropriate parties.

**Agenda Reference:** P

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/23/15

**Description of Matter:** Move that in order to clarify previous Board actions, Pam Shook be added to the current Vanderbilt Park contract for attendant responsibilities.

**Agenda Reference:** Q

**Entity Proposing:** COMMITTEE OF THE WHOLE 3/23/15

**Description of Matter:** Move that the tire recycling grant be accepted and all appropriate signatures are authorized.

**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:

NAYS:

ABSTENTIONS:

RESOLUTION ADOPTED.

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Thomas Bardwell, Chairperson  
Tuscola County Board of Commissioners

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Jodi Fetting  
Tuscola County Clerk

# 3

MANAGER  
JARED OLSON  
CLERK/TREASURER  
KAREN J. SNIDER  
ATTORNEY  
GARY CREWS

# CITY OF CARO

317 SOUTH STATE STREET  
CARO, MICHIGAN 48723  
PHONE: 989-673-2226  
FAX: 989-673-7310  
WEB PAGE: carocity.net

MAYOR:  
RICHARD POULIOT  
COUNCIL:  
MICHAEL HENRY  
(Pro Tem)  
JOE GREENE  
CHARLOTTE KISH  
AMANDA LANGMAID  
RICK LIPAN  
GORDON TAGGETT

**VIA CERTIFIED MAIL**

**RETURN RECEIPT REQUESTED**

March 24, 2015

Tuscola County Controller  
Attn: Mike Hoagland  
125 W Lincoln Street  
Caro, MI 48723

RE: Proposed Amendment to the Development and Tax Increment Finance Plan of the Caro Downtown Development Authority

Dear Mr. Hoagland:

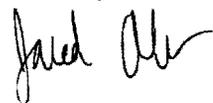
Please be advised that the Caro Downtown Development Authority (the "DDA") of the City of Caro, County of Tuscola, State of Michigan (the "City") has approved an amendment to its Development and Tax Increment Finance Plan (the "Plan Amendment") and has submitted the Plan Amendment to the City Council of the City for consideration.

The City Council will hold a public hearing to consider the Plan Amendment on Monday, April 20, 2015, at 7:30 p.m. prevailing Eastern Time at the City Hall, 317 South State Street, Caro, Michigan. The attached Notice of the hearing will be posted, mailed and published in accordance with Act 197, Public Acts of Michigan, 1975, as amended ("Act 197").

In addition, pursuant to Section 14(4) of Act 197, prior to the public hearing on the Plan Amendment, the City Council will, at your request, provide you with a reasonable opportunity to discuss the proposed Plan Amendment. If you wish an opportunity to discuss the Plan Amendment prior to the public hearing, please contact the undersigned.

Should you have any questions regarding the above, please contact the undersigned at (989) 673-7671.

Sincerely,



Jared Olson, City Manager

CARO  
DOWNTOWN DEVELOPMENT AUTHORITY

AMENDMENT  
TO  
DEVELOPMENT AND TAX INCREMENT FINANCE PLAN

Plan Approved April 14, 1986  
Plan Amended May 12, 1997  
Plan Amended March 26, 2001  
Plan Amended July 23, 2001

Plan Amendment Approved by City Council \_\_\_\_\_, 2015

## INTRODUCTION

The Caro Downtown Development Authority (the "Authority") was created in 1985 and the Authority and the Village Council of the Village of Caro, predecessor to the City, approved and adopted the original Development and Tax Increment Finance Plan (the "Original Plan") in 1986. The Village Council approved amendments to the Original Plan in 1997 and 2001 (the Original Plan, as amended, the "Amended Plan").

The Amended Plan contained an extensive list of projects to be undertaken in phases over the life of the Amended Plan. This 2015 Amendment extends the duration of the Amended Plan to allow for completion of projects described in the Amended Plan for the purpose of preventing property value deterioration and encouraging further investment within the district in accordance with Act 197, Public Acts of Michigan, 1975, as amended ("the DDA Act").

In order to accomplish these projects this 2015 Amendment extends the life of the Amended Plan to terminate on March 31, 2036.

### *2015 Amendment Supplements the Amended Plan*

This 2015 Amendment is an update and addition to the Amended Plan and must be read in concert with the Amended Plan. This 2015 Amendment refers to certain portions of the Amended Plan but does not repeal or abrogate any provision of the Amended Plan unless expressly stated. (The Amended Plan as amended by the 2015 Amendment is referred to herein as the "2015 Amended Plan.")

## AMENDMENT TO TAX INCREMENT FINANCE PLAN

### *Duration of the Program*

The 2015 Amended Plan extends the duration of the Tax Increment Finance Plan identified in the Amended Plan. The 2015 Amended Plan will terminate on March 31, 2036. The City may abolish this plan when it finds that the purposes for which this plan was approved have been accomplished, but not before the principal and interest owing on any bonds which are outstanding has been paid in full, or funds sufficient for such payment have been segregated.

### *Impact on Other Taxing Jurisdictions*

The 2015 Amended Plan updates the information in the Amended Plan on the impact of the Tax Increment Finance Plan on other taxing jurisdictions as follows:

**CITY OF CARO**  
**ESTIMATED TAX INCREMENT REVENUES**  
**(TAX YEARS 2014-2035)**

Tax Year	Captured Assessed Value - Old District			Captured Assessed Value - Indianfields - New			Captured Assessed Value - Almer - New			Combined Total Captured Assessed Value	Tax Increment Revenue by Jurisdiction				
	Old District Initial Assessed Value	Old District Current Assessed Value [1]	Old District Captured Assessed Value	Indianfields Initial Assessed Value	Indianfields Current Assessed Value [1]	Indianfields Captured Assessed Value	Almer Initial Assessed Value	Almer Current Assessed Value [1]	Almer Captured Assessed Value		City Mills 16.1643	County Mills [2] 3.9141	Library Mills 1.4909	Transit Mills [2] 1.0000	Total Tax Increment Revenues
2014	\$4,374,404	\$5,248,812	\$874,408	\$6,410,917	\$8,711,654	\$2,300,737	\$2,908,173	\$8,905,540	\$5,997,367	\$9,172,512	\$148,267	\$19,662	\$13,675	\$5,023	\$186,628
2015	\$4,374,404	\$5,301,300	\$926,896	\$6,410,917	\$8,798,771	\$2,387,854	\$2,908,173	\$8,994,595	\$6,086,422	\$9,401,172	\$151,963	\$20,213	\$14,016	\$5,164	\$191,356
2016	\$4,374,404	\$5,354,313	\$979,909	\$6,410,917	\$8,886,758	\$2,475,841	\$2,908,173	\$9,084,541	\$6,176,368	\$9,632,119	\$155,696	\$20,768	\$14,361	\$5,306	\$196,131
2017	\$4,374,404	\$5,407,856	\$1,033,452	\$6,410,917	\$8,975,626	\$2,564,709	\$2,908,173	\$9,175,387	\$6,267,214	\$9,865,375	\$159,467	\$21,330	\$14,708	\$5,449	\$200,954
2018	\$4,374,404	\$5,461,935	\$1,087,531	\$6,410,917	\$9,065,382	\$2,654,465	\$2,908,173	\$9,267,141	\$6,358,968	\$10,100,964	\$163,275	\$21,896	\$15,060	\$5,594	\$205,825
2019	\$4,374,404	\$5,516,554	\$1,142,150	\$6,410,917	\$9,156,036	\$2,745,119	\$2,908,173	\$9,359,812	\$6,451,639	\$10,338,908	\$167,121	\$22,469	\$15,414	\$5,741	\$210,745
2020	\$4,374,404	\$5,571,720	\$1,197,316	\$6,410,917	\$9,247,596	\$2,836,679	\$2,908,173	\$9,453,410	\$6,545,237	\$10,579,232	\$171,006	\$23,047	\$15,773	\$5,888	\$215,714
2021	\$4,374,404	\$5,627,437	\$1,253,033	\$6,410,917	\$9,340,072	\$2,929,155	\$2,908,173	\$9,547,944	\$6,639,771	\$10,821,959	\$174,929	\$23,631	\$16,134	\$6,037	\$220,733
2022	\$4,374,404	\$5,683,711	\$1,309,307	\$6,410,917	\$9,433,473	\$3,022,556	\$2,908,173	\$9,643,424	\$6,735,251	\$11,067,114	\$178,892	\$24,221	\$16,500	\$6,188	\$225,802
2023	\$4,374,404	\$5,740,548	\$1,366,144	\$6,410,917	\$9,527,808	\$3,116,891	\$2,908,173	\$9,739,858	\$6,831,685	\$11,314,720	\$182,895	\$24,817	\$16,869	\$6,340	\$230,921
2024	\$4,374,404	\$5,797,954	\$1,423,550	\$6,410,917	\$9,623,086	\$3,212,169	\$2,908,173	\$9,837,257	\$6,929,084	\$11,564,802	\$186,937	\$25,419	\$17,242	\$6,494	\$236,092
2025	\$4,374,404	\$5,855,933	\$1,481,529	\$6,410,917	\$9,719,317	\$3,308,400	\$2,908,173	\$9,935,629	\$7,027,456	\$11,817,385	\$191,020	\$26,027	\$17,619	\$6,649	\$241,314
2026	\$4,374,404	\$5,914,493	\$1,540,089	\$6,410,917	\$9,816,510	\$3,405,593	\$2,908,173	\$10,034,985	\$7,126,812	\$12,072,494	\$195,143	\$26,641	\$17,999	\$6,806	\$246,589
2027	\$4,374,404	\$5,973,638	\$1,599,234	\$6,410,917	\$9,914,675	\$3,503,758	\$2,908,173	\$10,135,335	\$7,227,162	\$12,330,154	\$199,308	\$27,261	\$18,383	\$6,965	\$251,917
2028	\$4,374,404	\$6,033,374	\$1,658,970	\$6,410,917	\$10,013,822	\$3,602,905	\$2,908,173	\$10,236,689	\$7,328,516	\$12,590,390	\$203,515	\$27,887	\$18,771	\$7,125	\$257,297
2029	\$4,374,404	\$6,093,708	\$1,719,304	\$6,410,917	\$10,113,960	\$3,703,043	\$2,908,173	\$10,339,055	\$7,430,882	\$12,853,229	\$207,763	\$28,519	\$19,163	\$7,286	\$262,732
2030	\$4,374,404	\$6,154,645	\$1,780,241	\$6,410,917	\$10,215,099	\$3,804,182	\$2,908,173	\$10,442,446	\$7,534,273	\$13,118,696	\$212,055	\$29,158	\$19,559	\$7,449	\$268,221
2031	\$4,374,404	\$6,216,191	\$1,841,787	\$6,410,917	\$10,317,250	\$3,906,333	\$2,908,173	\$10,546,870	\$7,638,697	\$13,386,818	\$216,389	\$29,803	\$19,958	\$7,614	\$273,764
2032	\$4,374,404	\$6,278,353	\$1,903,949	\$6,410,917	\$10,420,423	\$4,009,506	\$2,908,173	\$10,652,339	\$7,744,166	\$13,657,621	\$220,766	\$30,455	\$20,362	\$7,781	\$279,364
2033	\$4,374,404	\$6,341,137	\$1,966,733	\$6,410,917	\$10,524,627	\$4,113,710	\$2,908,173	\$10,758,863	\$7,850,690	\$13,931,133	\$225,187	\$31,113	\$20,770	\$7,949	\$285,019
2034	\$4,374,404	\$6,404,548	\$2,030,144	\$6,410,917	\$10,629,873	\$4,218,956	\$2,908,173	\$10,866,451	\$7,958,278	\$14,207,379	\$229,652	\$31,778	\$21,182	\$8,119	\$290,731
2035	\$4,374,404	\$6,468,594	\$2,094,190	\$6,410,917	\$10,736,172	\$4,325,255	\$2,908,173	\$10,975,116	\$8,066,943	\$14,486,388	\$234,162	\$32,449	\$21,598	\$8,290	\$296,499
											\$4,175,409	\$568,563	\$385,115	\$145,260	\$5,274,348

[1] Current Assessed Value is the Taxable Value with an estimated 1% increase per year.  
[2] County and Transit Mills are captured at 100% in DDA Old District and 50% in Indianfields and Almer New Districts.

**Mike Hoagland**

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**From:** Clayton J. Johnson <CLAJOH@BraunKendrick.com>  
**Sent:** Wednesday, March 25, 2015 1:07 PM  
**To:** 'Mike Hoagland'  
**Cc:** Patrick Kaltenbach  
**Subject:** RE: Legal Opinion  
**Attachments:** 429.pdf

Mike,

You had requested our opinion regarding whether members of the County Board of Commissioners participating in a meeting by teleconference are taken into account for purposes of determining whether a quorum exists.

While the question of whether an individual participating electronically in an open meeting is counted toward determining whether a quorum is present has not been specifically addressed within Michigan statute, case law, or an attorney general opinion, it is our opinion that under current law that such they indeed are counted toward a quorum, provided that the means of electronic communication allows two-way communication between the participant and those in attendance at the meeting.

As you may know, MCL 46.3(a) and (b) (a copy of which is attached), respectively, state that, "a majority of the members of the county board of commissioners of a county constitutes a quorum for the transaction of the ordinary business of the county," and "The board of commissioners of a county shall act by the votes of a majority of the members present. However, the final passage or adoption of a measure or resolution or the allowance of a claim against the county shall be determined by a majority of the members elected and serving." The statute does not include a requirement of physical presence to determine the existence of a quorum, and importantly. Part (b) of the statute requires the vote of a majority of the members present for routine matters. Because, under current law, those participating electronically may vote, it would also follow that they are to be considered "present" and therefore are to be included when determining whether a quorum exists.

Consistent with our 2010 memorandum which you cited in your question, commissioner participation and voting in a meeting by electronic means, such as teleconferencing, is not currently prohibited. Indeed electronic participation in public meetings subject to the Open Meetings Act has been recognized as proper by precedential court opinion and by the written opinion of the Michigan Attorney General (see 1995 Op. Att'y Gen. 6835 - copy attached).

From a legal standpoint, there is no specific minimum number of commissioners who must be physically present. Even so, from a practical perspective, it would seem preferable that at least one commissioner is present to preside over certain aspects of the meeting, such as the public comment portion. While Michigan law does not currently specifically limit electronic participation in an open meeting (again, provided that members of the public who attend the meeting may hear and be heard by such means), the board may wish to implement certain minimum requirements or prohibitions, such as a requirement that at least one commissioner be physically present, or that electronic participation in a closed meeting is not allowed, in order to protect the confidential nature of the meeting.

The foregoing analysis would be significantly different if HB 4182 (a copy of which is attached), which you mentioned, were to become law. This bill would revise the Open Meetings Act to state that a meeting is not considered open to the public if any member of the body casts a vote without being physically present at the meeting. This change would prohibit the body from making any decisions at such a meeting. It is unclear at this point whether this Bill will eventually become law. It does have some support, with 7 sponsors - one of whom is the vice-chair of the house Oversight and Ethics Committee, to which this bill has been referred for consideration. Not testimony has yet been taken in the

committee on the bill, so more will be known once this has occurred. I will continue to monitor this and will update you with any significant developments of which I become aware.

Thank you for the opportunity to provide input on this. Please feel free to let me know of any additional information you would like me to provide.

Very best regards,

Clay



**BRAUN KENDRICK**

CLAYTON J. JOHNSON  
Attorney  
Tel: 989.399.0606  
Fax: 989.799.4666  
Email: [clajoh@braunkendrick.com](mailto:clajoh@braunkendrick.com)

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**From:** Mike Hoagland [mailto:mhoagland@tuscolacounty.org]  
**Sent:** Monday, March 23, 2015 2:34 PM  
**To:** Clayton J. Johnson  
**Cc:** ctrisch@tuscolacounty.org; 'Bardwell Thom'; 'Bierlein Matthew'; 'Kirkpatrick Craig'; 'Roger Allen'  
**Subject:** FW: Legal Opinion

Clayton

Attached is a legal opinion your firm provided in 2010 regarding electronic participation in a public meeting. The question was may a group whose meetings are subject to the requirements of the Open Meetings Act ("OMA") allow a member to participate in such a meeting via electronic means, such as teleconferencing, rather than being physically present? Your firm's opinion was that Michigan law does not prohibit the practice of remote participation in an open public meeting, therefore the public body may freely choose whether to explicitly limit, prohibit, or allow involvement through such means.

The Board of Commissioners has used electronic participation since your opinion was issued in 2010. Recently, there was a Board meeting with only two of the five Commissioners physically in the meeting and one which teleconferenced into the meeting. Although three of the five were meeting, one was via teleconferencing, therefore the Board was concerned that a quorum was not physically present in the room and did not conduct official business.

The question is under Michigan law was a quorum present? Taken to the extreme, could all 5 commissioners teleconference into the meeting and would this be a quorum and could county business be legally conducted?

Your opinion is appreciated.

Mike

**From:** Mike Hoagland [<mailto:mhoagland@tuscolacounty.org>]  
**Sent:** Friday, March 06, 2015 3:56 PM  
**To:** Bierlein Matthew  
**Subject:** Legal Opinion

Matt

Attached is the legal opinion from 2010.

Mike

Michael R. Hoagland  
Tuscola County Controller/Administrator  
989-672-3700  
[mhoagland@tuscolacounty.org](mailto:mhoagland@tuscolacounty.org)

**VISIT US ON LINE FOR COUNTY SERVICES @ [www.tuscolacounty.org](http://www.tuscolacounty.org)**

**COUNTY BOARDS OF COMMISSIONERS (EXCERPT)**  
**Act 156 of 1851**

**46.3 County board of commissioners; quorum; voting; electrical roll call system; electing chairperson and vice-chairperson; powers and duties of chairperson; signing documents; eligibility of member for other office.**

Sec. 3. (1) A majority of the members of the county board of commissioners of a county constitutes a quorum for the transaction of the ordinary business of the county.

(2) The county board of commissioners of a county shall act by the votes of a majority of the members present. However, the final passage or adoption of a measure or resolution or the allowance of a claim against the county shall be determined by a majority of the members elected and serving. The county board of commissioners may require in its bylaws that the votes of 2/3 of the members present or a majority of the members elected and serving, whichever is greater, are required on final passage or adoption of a nonagenda item. The voting requirements of this subsection do not apply if section 11 or any other provision of law imposes a higher voting requirement.

(3) To take the yeas and nays on a question to be voted upon by the county board of commissioners of a county, an electrical roll call system may be used.

(4) The county board of commissioners of a county shall elect 1 member as chairperson and 1 member as vice-chairperson. The chairperson shall be elected each odd numbered year for a 2-year term, unless the county board of commissioners provides by resolution that the chairperson shall be elected annually for a 1-year term. The vice-chairperson shall be elected annually for a 1-year term. The election of a chairperson or vice-chairperson shall take place at the first meeting of the county board of commissioners in a year in which a chairperson or vice-chairperson, respectively, is to be elected. The term of a chairperson or vice-chairperson shall begin upon his or her election. A resolution providing for a 1-year term for the chairperson does not shorten the term of office of a sitting chairperson elected for a 2-year term.

(5) The chairperson shall preside at a meeting of the board, but if the chairperson is absent from a meeting, the vice-chairperson shall preside. A chairperson may administer an oath to a person concerning a matter submitted to the county board of commissioners or connected with the discharge of its duties, may issue subpoenas for witnesses, and may compel the attendance of a witness in the same manner as a court of law. The county board of commissioners may designate 1 member to affix his or her signature to contracts, bonds, and other documents requiring the signature of the chairperson, if the chairperson is unable to so do because of illness or other exigency which, in the opinion of the board, prevents the chairperson from performing the functions of the office.

(6) A member of the county board of commissioners of a county, while a member of the board, is not eligible for election to any other county office or position, the election of which is within the jurisdiction of the county board of commissioners.

*History:* 1851, Act 156, Imd. Eff. Apr. 8, 1851;—CL 1857, 337;—Am. 1863, Act 195, Eff. June 22, 1863;—CL 1871, 469;—How. 475;—Am. 1897, Act 24, Eff. Aug. 30, 1897;—CL 1897, 2476;—CL 1915, 2266;—Am. 1919, Act 144, Eff. Aug. 14, 1919;—CL 1929, 1122;—CL 1948, 46.3;—Am. 1958, Act 109, Eff. Sept. 13, 1958;—Am. 1962, Act 144, Eff. Mar. 28, 1963;—Am. 1968, Act 56, Imd. Eff. May 28, 1968;—Am. 1969, Act 5, Imd. Eff. Apr. 11, 1969;—Am. 1978, Act 51, Eff. Mar. 30, 1979;—Am. 1978, Act 326, Imd. Eff. July 11, 1978;—Am. 1998, Act 97, Imd. Eff. May 15, 1998;—Am. 2000, Act 392, Imd. Eff. Jan. 4, 2001.

The following opinion is presented on-line for informational use only and does not replace the official version. (Mich Dept of Attorney General Web Site - [www.ag.state.mi.us](http://www.ag.state.mi.us))

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STATE OF MICHIGAN

**FRANK J. KELLEY, ATTORNEY GENERAL**

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Opinion No. 6835

February 13, 1995

**OPEN MEETINGS ACT:**

Conducting intermediate school board annual budget meeting by means of interactive television

**SCHOOLS AND SCHOOL DISTRICTS:**

Conducting intermediate school board annual budget meeting by means of interactive television

An intermediate school district may permit some representatives of constituent district boards to attend its annual budget meeting by means of interactive television.

Honorable Allen Lowe

State Representative

The Capitol

Lansing, Michigan

You have asked if an intermediate school board may permit some representatives of constituent district boards to attend its annual budget meeting by means of interactive television.

1976 PA 451, section 624(2), MCL 380.624(2); MSA 15.4624(2), requires that not later than March 1 of each year, every intermediate school board shall submit an annual general fund operating budget to a meeting of one board of education member from each of the constituent districts who represents that district. At the meeting, the intermediate school board president shall preside and the intermediate secretary shall keep the minutes. The representative members determine the maximum amount of the intermediate school district general fund operating budget but have no power to make final determinations on specific line items within the budget. Each of the constituent district representatives that is present has a vote and a majority of the members present and voting is needed to establish the maximum amount of the budget.

The proposal involved in your inquiry is to permit representatives of constituent districts to appear at the annual general fund budget meeting through interactive television. The constituent district representatives appearing through interactive television would be connected to the remaining representatives at a central site where the meeting is held.

Resolution of your question requires a determination whether this meeting is subject to the Open Meetings Act (OMA), 1976 PA 267, MCL 15.261 et seq; MSA 4.1800(11) et seq, and if it is, whether the OMA permits use of interactive television. Section 2(a) of the OMA defines a "public body," in pertinent part, as:

[A]ny state or local legislative or governing body, including a board, commission, committee, subcommittee, authority, or council, which is empowered by state ... statute ... to exercise governmental or proprietary authority or perform a governmental or proprietary function....

Opinions of this office have consistently concluded that governmental boards, commissions, committees, subcommittees, authorities, or councils vested with final decision-making authority on a particular matter are public bodies under the OMA. See, OAG, 1989-1990, No 6652, p 359, 360 (July 25, 1990), and opinions cited therein. See, also, *Menominee County Taxpayers Alliance, Inc v Menominee County Clerk*, 139 MichApp 814, 818-819; 362 NW2d 871 (1984), 1v den 422 Mich 977 (1985).

The group of constituent district representatives is a local governmental body specifically created by state statute. Section 624(2) states that "[t]he maximum amount of the budget shall not exceed that approved by the majority of the school board representatives of constituent districts." Such a determination is final and unquestionably constitutes an "exercise [of] governmental ... authority" under section 2(a) of the OMA. The group of constituent district representatives is, therefore, a public body as that term is defined in the OMA.

Section 2(b) of the OMA defines "meeting" as:

[T]he convening of a public body at which a quorum is present for the purpose of deliberating toward or rendering a decision on a public policy.

The purpose of the annual meeting required by section 624(2) of 1976 PA 451 is to establish the maximum amount of an intermediate school district general fund operating budget. Although the body may not make determinations on specific line items, it clearly has the statutory authority to limit the aggregate general fund expenditures of the intermediate school district. The establishment of the maximum amount of the intermediate school district general fund operating budget is a decision on a public policy. Thus, the annual budget meeting of the constituent district representatives under section 624(2) is a meeting as that term is defined in the OMA and must be conducted in accordance with that statute.

Research has failed to disclose any judicial decisions addressing the use of interactive television for public meetings under the OMA or similar statutes of other states. However, in *Goode v Dep't of Social Services*, 143 MichApp 756, 759-760; 373 NW2d 210 (1985), 1v den 424 Mich 882 (1986), the Court of Appeals held that contested case hearings of the Michigan Department of Social Services (DSS), which were required to be conducted in compliance with the OMA, could be held by teleconference calls without violating that act. <sup>(1)</sup> The Court recognized that although it was desirable to observe all the participants, it was not mandatory under the OMA. Id. at 760.

The Court's holding in *Goode*, supra, provides authority for a public body to conduct a meeting under the OMA without all of the participants being physically present in the same room. The use of interactive television enhances the public's access to the meetings. The medium is certainly more desirable than the teleconferencing medium sanctioned in *Goode* because the representatives and any members of the public attending the meeting through interactive television will be seen as well as heard.

In order to comply with the OMA, the meeting must satisfy the openness and notice requirements in that act. See generally, 1976 PA 267, supra, sections 3 through 5. Moreover, the central site must be set up so that interaction among all the representatives of the constituent districts, whether they be on or off that site, and interested members of the public is possible.

It is my opinion, therefore, that an intermediate school district may permit some representatives of constituent district boards to attend its annual budget meeting by means of interactive television.

Frank J. Kelley

Attorney General

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(1 Although the Supreme Court denied leave to appeal in *Goode*, the Court granted leave in a related case that raised challenges to the use of telephone conference hearings by DSS as being inconsistent with specific administrative rules promulgated by DSS. See, *Detroit Base Coalition for the Human Rights of the Handicapped v Dep't of Social Services*, 431 Mich 172, 189-190; 428 NW2d 335 (1988). Although the Court invalidated the telephone conference procedure because it was in conflict with existing DSS rules and because the procedure was not properly promulgated in compliance with the Administrative Procedures Act of 1969 (APA), MCL 24 201 et seq; MSA 3 560(101) et seq, procedures regarding rule-making, the Court did not disturb the holding in *Goode* that telephone conferencing was permissible under the OMA. See, *Goode*, supra, at 180-181. Because the annual intermediate school district general fund operating budget meeting is governed exclusively by statute and not the APA or other administrative rules, the *Detroit Base Coalition* case has no application to this meeting.

# Legislative Analysis



## OPEN MEETINGS: PHYSICAL PRESENCE REQUIRED

Phone: (517) 373-8080  
<http://www.house.mi.gov/hfa>

**House Bill 4182 as introduced**  
**Sponsor: Rep. Amanda Price**  
**Committee: Oversight and Ethics**  
**Complete to 3-24-15**

Analysis available at  
<http://www.legislature.mi.gov>

### SUMMARY:

The bill would amend the Open Meetings Act. The act currently says, "All decisions of a public body shall be made at a meeting open to the public." House Bill 4182 would specify that a meeting is not open to the public if a member of the public body casts a vote on a decision of the public body without being physically present at the meeting.

[Generally speaking, it is understood currently that members can participate in meetings of public bodies by teleconferencing, interactive television, and similar means.]

The bill also makes a number of technical amendments that would (1) replace references to the Worker's Compensation Appeal Board and to the Employment Security Board of Review with references to the Michigan Compensation Appellate Commission; (2) remove a reference to a health care arbitration panel under now-repealed Chapter 50A of the Revised Judicature Act; and (3) make other non-substantive updates to statutory references. The bill would take effect 90 days after being enacted.

MCL 15.263

### FISCAL IMPACT:

The bill does not appear to have any fiscal impact on the state.

Legislative Analyst: Chris Couch  
Fiscal Analyst: Robin Risko

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.

# HOUSE BILL No. 4182

February 11, 2015, Introduced by Reps. Price, Franz, Cox, Maturen, Howrylak, Moss and Crawford and referred to the Committee on Oversight and Ethics.

A bill to amend 1976 PA 267, entitled  
"Open meetings act,"  
by amending section 3 (MCL 15.263), as amended by 1988 PA 278.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           Sec. 3. (1) All meetings of a public body shall be open to the  
2 public and shall be held in a place available to the general  
3 public. All persons shall be permitted to attend any meeting except  
4 as otherwise provided in this act. The right of a person to attend  
5 a meeting of a public body includes the right to tape-record, to  
6 videotape, to broadcast live on radio, and to telecast live on  
7 television the proceedings of a public body at a public meeting.  
8 The exercise of this right ~~shall not be dependent upon the~~ **DOES NOT**  
9 **DEPEND ON** prior approval of the public body. However, a public body  
10 may establish reasonable rules and regulations ~~in order~~ to minimize

1 the possibility of disrupting the meeting.

2 (2) All decisions of a public body shall be made at a meeting  
3 open to the public. **A MEETING IS NOT OPEN TO THE PUBLIC IF A MEMBER**  
4 **OF THE PUBLIC BODY CASTS HIS OR HER VOTE ON A DECISION OF THE**  
5 **PUBLIC BODY WITHOUT BEING PHYSICALLY PRESENT AT THE MEETING.**

6 (3) All deliberations of a public body constituting a quorum  
7 of its members shall take place at a meeting open to the public  
8 except as provided in this section and sections 7 and 8.

9 (4) A person shall not be required as a condition of  
10 attendance at a meeting of a public body to register or otherwise  
11 provide his or her name or other information or otherwise to  
12 fulfill a condition precedent to attendance.

13 (5) A person shall be permitted to address a meeting of a  
14 public body under rules established and recorded by the public  
15 body. The legislature or a house of the legislature may provide by  
16 rule that the right to address may be limited to prescribed times  
17 at hearings and committee meetings only.

18 (6) A person shall not be excluded from a meeting otherwise  
19 open to the public except for a breach of the peace actually  
20 committed at the meeting.

21 (7) This act does not apply to the following public bodies,  
22 **BUT** only when deliberating the merits of a case:

23 (a) ~~The worker's compensation appeal board created under~~  
24 **MICHIGAN COMPENSATION APPELLATE COMMISSION OPERATING PURSUANT TO**  
25 ~~the worker's disability compensation act of 1969, Act No. 317 of~~  
26 ~~the Public Acts of 1969, as amended, being sections 418.101 to~~  
27 ~~418.941 of the Michigan Compiled Laws. 1969 PA 317, MCL 418.101 TO~~

1 418.941.

2 (b) ~~The employment security board of review created under~~  
3 **MICHIGAN COMPENSATION APPELLATE COMMISSION OPERATING PURSUANT TO**  
4 the Michigan employment security act, ~~Act No. 1 of the Public Acts~~  
5 ~~of the Extra Session of 1936, as amended, being sections 421.1 to~~  
6 ~~421.73 of the Michigan Compiled Laws-1936 (EX SESS) PA 1, MCL 421.1~~  
7 **TO 421.75.**

8 (c) ~~The state tenure commission created under Act No. 4 of the~~  
9 ~~Public Acts of the Extra Session of 1937, as amended, being~~  
10 ~~sections 38.71 to 38.191 of the Michigan Compiled Laws, 1937 (EX~~  
11 **SESS) PA 4, MCL 38.71 TO 38.191,** when acting as a board of review  
12 from the decision of a controlling board.

13 (d) An arbitrator or arbitration panel appointed by the  
14 employment relations commission under the authority given the  
15 commission by ~~Act No. 176 of the Public Acts of 1939, as amended,~~  
16 ~~being sections 423.1 to 423.30 of the Michigan Compiled Laws-1939~~  
17 **PA 176, MCL 423.1 TO 423.30.**

18 ~~— (e) An arbitration panel selected under chapter 50A of the~~  
19 ~~revised judicature act of 1961, Act No. 236 of the Public Acts of~~  
20 ~~1961, being sections 600.5040 to 600.5065 of the Michigan Compiled~~  
21 ~~Laws.~~

22 **(E) (f)** ~~The Michigan public service commission created under~~  
23 ~~Act No. 3 of the Public Acts of 1939, being sections 460.1 to 460.8~~  
24 ~~of the Michigan Compiled Laws-1939 PA 3, MCL 460.1 TO 460.11.~~

25 (8) This act does not apply to an association of insurers  
26 created under the insurance code of 1956, ~~Act No. 218 of the Public~~  
27 ~~Acts of 1956, being sections 500.100 to 500.8302 of the Michigan~~

1 ~~Compiled Laws, 1956 PA 218, MCL 500.100 TO 500.8302, or other~~  
2 association or facility formed under ~~Act No. 218 of the Public Acts~~  
3 ~~of 1956 THAT ACT~~ as a nonprofit organization of insurer members.

4 (9) This act does not apply to a committee of a public body  
5 ~~which THAT~~ adopts a nonpolicymaking resolution of tribute or  
6 memorial, ~~which IF THE~~ resolution is not adopted at a meeting.

7 (10) This act does not apply to a meeting ~~which THAT~~ is a  
8 social or chance gathering or conference not designed to avoid this  
9 act.

10 (11) This act ~~shall DOES~~ not apply to the Michigan veterans'  
11 trust fund board of trustees or a county or district committee  
12 created under ~~Act No. 9 of the Public Acts of the first extra~~  
13 ~~session of 1946, being sections 35.601 to 35.610 of the Michigan~~  
14 ~~Compiled Laws, 1946 (1ST EX SESS) PA 9, MCL 35.602 TO 35.610, when~~  
15 the board of trustees or county or district committee is  
16 deliberating the merits of an emergent need. A decision of the  
17 board of trustees or county or district committee made under this  
18 subsection shall be reconsidered by the board or committee at its  
19 next regular or special meeting consistent with the requirements of  
20 this act. "Emergent need" means a situation ~~which THAT~~ the board of  
21 trustees, by rules promulgated under the administrative procedures  
22 act of 1969, ~~Act No. 306 of the Public Acts of 1969, as amended,~~  
23 ~~being sections 24.201 to 24.328 of the Michigan Compiled Laws, 1969~~  
24 PA 306, MCL 24.201 TO 24.328, determines requires immediate action.

25 Enacting section 1. This amendatory act takes effect upon the  
26 expiration of 90 days after the date it is enacted into law.

**Mike Hoagland**

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**From:** Keith Kosik <keith@tssfinc.com>  
**Sent:** Thursday, March 19, 2015 10:04 AM  
**To:** Kim Green (kgreen@tuscolacounty.org)  
**Cc:** Mike Miller ; Jay Wheeler; Terry Gregory; Linda Deyarmnond (KovacsEngr@gmail.com); Chris Bohinski; Caro Manager (caromanager@centurytel.net); Mike Hoagland (mhoagland@tuscolacounty.org)  
**Subject:** Site Plan Review Mosquito Abatement - City of Caro

Hi Kim:

This letter is an update of the meeting from last night:

The City Planning Commission tabled action on the Site Plan until there April 14 Meeting.

They are requiring the following Items in order of importance be incorporated on the plans. Some of these will/are addressed on the construction drawings that are 95% complete.

1. The 2 parcels combined into 1.
2. Vehicle Parking area be paved in lieu of gravel. Designate fire lane through parking area. It does not need to be painted just designated.
3. Revise storm water retention to include the additional paved area. This will need to be reviewed with the City Engineer prior to the April meeting
4. Include written narrative on the drawing in lieu of in response letter. This narrative is also to include a list of the pesticides used.
5. Move the front vehicle parking fence out of the front yard setback. It is currently dimensioned 23'-6" and will be moved to 30'-0"
6. Indicate Knox box on plan at both gates in lieu of in response letter.
7. Indicate some foundation planting at front of building in lieu of allowance in specification.
8. Locate your existing dumpster from the existing gravel parking area to inside the existing fence area.
9. Provide light fixture cuts on site plan for both pole and wall mounted fixtures in lieu of response letter. Make sure these are included in the site lighting foot-candle calculations.
10. Contain a note on site plan that the interior drains in the containment area and the exterior wash bay drain into the containment tank in lieu of on construction documents.

**Mike Hoagland**

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**From:** Susan Rickwalt-Holder <srrickwalt@tbhs.net>  
**Sent:** Tuesday, March 10, 2015 4:01 PM  
**To:** 'mhoagland@tuscolacounty.org'  
**Cc:** executivedirector@carochamber.org  
**Subject:** Caro Chamber of Commerce Request for Courthouse lawn

The Caro Chamber of Commerce would like to request the use of the Tuscola County Courthouse lawn during the 26<sup>th</sup> Annual Cars and Crafts event set for Friday, June 5 and Saturday 6, 2015.

On Saturday, June 6<sup>th</sup> we would like to place two children's inflatables from the Caro Area Churches Association on the courthouse lawn for entertainment for children. Members of the Caro Area Churches Association will be coordinating and monitoring the inflatables. If the weather conditions are less than favorable the inflatables will not be set up. Safety of children/visitors to our community will be top priority.

I would be happy to attend one of your meetings if you have questions or you may reach me at 989.670.1055 or by contacting the Chamber office 989.673.5211 and leave a message with the Chamber Executive Director, Brenda.

Kind Regards,

Susan R. Holder, President  
Caro Chamber of Commerce

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**Mike Hoagland**

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**From:** Tim McClorey <tmcclorey@mrrma.org>  
**Sent:** Tuesday, March 24, 2015 4:58 PM  
**To:** mhoagland@tuscolacounty.org  
**Subject:** Annual MMRMA Renewal for March 24, 2015- March 24, 2016

Mike,

I want to thank you, Clayette and Erica for taking the time to sit and talk to me regarding your renewal with the Michigan Municipal Risk Management Authority.

As we discussed, this year the exposures for the County have changed in three major areas; property, automobiles and law enforcement. All three of these exposures increased and along with your claim activity the result was an 8.9% increase in contribution or \$18,313.00.

First your property exposure increased a total of \$3,122,475 or 10%. Your law enforcement increased by a total of 3 law enforcement employee equivalents or 15.8%. Lastly your automobiles increased by a total of 6 vehicles or 9.7%. Those increases in exposure along with some recent claim activity are the driving force in the rate increase. Each year you supply us with detailed information through our renewal exposure questionnaire and the MMRMA makes an adjustment at the next renewal not as they occur. So you did not receive a prorated bill for the addition of any property, vehicles or personnel.

Your Stop Loss Entry Point this year is the same as last year at \$100,000. This means the most you have at risk out of your loss fund in any given MMRMA fiscal year is \$100,000. That is important since your Self Insured Retention is \$75,000 for each claim. Meaning if you have 3 claims settle for \$75,000 or greater you only have \$100,000 at risk and the rest is covered by MRMMA/reinsurance.

I am happy so report that the MRMMA Board of Directors declared the largest Net Asset Distribution (NAD) since the program began in 2006. The NAD for this year is going to be \$45.1 Million bringing the NAD Program total to over \$194,000,000 returned to our members. I do not have your portion of that distribution yet but upon receipt of that number, you will be the first to know. Certainly I expect your NAD will more than offset your increase in premium. Upon receipt of that number, I will need to know what you want to do with the funds. As of today your loss fund has a balance of \$174,899.38 with reported reserves of \$126,210.08. I give you that information so you have it available when you consider what to do with your net asset distribution.

Once again, thank you and your staff for all the hard work in putting together the information for this renewal. As usual, I am available to answer any questions or provide further clarification if needed.

Thank you for your time and for your business.

Tim

Timothy J. McClorey, A.R.M, A.I.C.  
Risk Manager  
Michigan Municipal Risk Management Authority  
14001 Merriman Road  
Livonia, MI 48154

734-245-7755 – Direct

## Mike Hoagland

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**From:** Sandra Nielsen <snielsen@tuscolacounty.org>  
**Sent:** Wednesday, March 25, 2015 9:52 AM  
**To:** Mike Hoagland  
**Subject:** Agenda Items Board Of Commissioners  
**Attachments:** Request to Hire Evans.pdf; Out of State travel request.pdf; Request to fill vacancy.pdf

Mike,

Would you please add the 3 attached items to the Board of Commissioners agenda for the March 26, 2015 meeting.

- Item 1. Request to Hire Rebecca Evans
- Item 2. Request to travel out of state
- Item 3. Request to fill a recently vacant position.

Thank you,

--

Sandra Nielsen, ENP  
Director  
Tuscola County Central Dispatch  
1303 Cleaver Rd  
Caro, MI 48723  
989-673-8738 ext 7  
fax: 989-672-3747

**9-1-1**

**Tuscola County Central Dispatch**

Sandra Nielsen, Director

March 24, 2015

From: Sandra Nielsen, Director

Subject: Manning

To: Tuscola County Board of Commissioners

Dear Commissioners,

I respectfully request authorization to hire Rebecca Evans upon a satisfactory physical and drug screening test to fill one of the vacant dispatch positions that you authorized to fill in a prior board motion.

Central Dispatch currently has two unfilled dispatch positions, which as you know, has been the case for several months. Central Dispatch has the required funds in the budget for this position and the other vacant position. The dispatch operating fund comes from 911 telephone surcharge and does not affect the general fund. Filling these positions will greatly reduce the overtime we are currently spending to maintain our minimum manning and therefore will reduce our budget.

Thank you,



Sandra Nielsen, Director  
Tuscola County Central Dispatch

**9-1-1**

**Tuscola County Central Dispatch**

Sandra Nielsen, Director

March 24, 2015

From: Sandra Nielsen Director  
Subject: Out of State Travel  
To: Board of Commissioners

Dear Commissioners,

I am requesting permission to travel to the APCO (Association of Public Communications Officials) National Conference in Washington D.C. The conference will be held August 16 to 19, 2015. I am currently the president of the Michigan APCO chapter and serve on two national APCO committees. As president of the Michigan Chapter of APCO, the chapter will reimburse all costs for my travel.

Sincerely,



Sandra K Nielsen, Director  
Tuscola County Central Dispatch

9-1-1

Tuscola County Central Dispatch

Sandra Nielsen, Director

March 24, 2015

Tuscola County Board of Commissioners  
Mr. Michael Hoagland, County Controller

At the March 9, 2015 Committee of the Whole meeting, I requested authorization to hire a full time dispatcher and you granted the request to fill our *final* vacant dispatcher position. At the time of submitting the request that was the case. The day after I submitted the request Janelle Harmon, one of the dispatchers in training, resigned her position. I will again need to fill the vacant position and respectfully request authorization to complete this task.

Thank you for your consideration and should you have any questions please feel free to contact me.

Sincerely,



Sandra Nielsen, Director

**Mike Hoagland**

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**From:** Jorkasky, Tamara (DNR) <JorkaskyT@michigan.gov>  
**Sent:** Wednesday, March 25, 2015 10:42 AM  
**To:** mhoagland@tuscolacounty.org  
**Cc:** Matisoff, Amy (DNR)  
**Subject:** 5-Year Recreation Plan and Grant Application Status

Hello Mr. Hoagland,

The Tuscola County 5-Year Recreation Plan was submitted in MiRecGrants. Based on our workload we are giving priority to the review of 5-Year Plans when that community intends to apply for Michigan Natural Resources Trust Fund or Land and Water Conservation Funds by April 1, 2015. Please let us know whether you intend to apply this year.

Thank you,

Tamara Jorkasky, Grant Coordinator (Region 3, 4 and 5)

Grants Management Section

Finance and Operations Division

Michigan Department of Natural Resources

Phone: 517-284-5948

Website: [www.michigan.gov/dnr](http://www.michigan.gov/dnr)

MiRecGrants Website: <https://secure1.state.mi.us/MIRGS/login2.aspx?APPTHEME=MIDNR>

# 11

**Tuscola County Health Department**  
**Board of Commissioners Monthly Report for March 2015**  
**Prepared by: Gretchen Tenbusch, RN, MSA, Health Officer**

Visit our website at [www.tchd.us](http://www.tchd.us)

**Outcomes for the Month:**

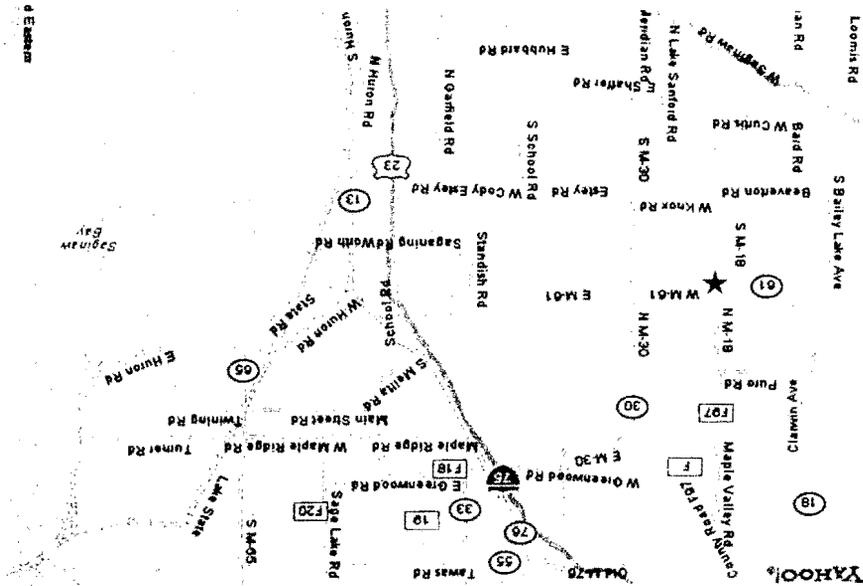
- The Michigan Department of Community Health is officially the Michigan Department of Health and Human Services. The 5 Service Priority Areas are:
  - **Children Services** – A top priority for Michigan's health and human services programs is ensuring children are protected and supported on their path to adulthood. Combining children's services into one agency will allow for increased coordination and remove barriers to ensure that families stay together whenever possible.
  - **Aging and Adult Services** – Currently, services to senior citizens and persons with disabilities are spread over multiple programs and departments. Through the creation of an Aging and Adult Services area, the State can increase program collaboration to help to ensure citizens are getting the services that best fit their needs.
  - **Service Delivery/Community Operations** – A key to success will be building on the strong network of county offices across the state to ensure greater ease in providing customers with the services and supports they need to be healthy, safe and productive.
  - **Health Services and Family Support** – Under Governor Snyder's leadership the Medicaid program has been enhanced to better focus on health outcomes through the Healthy Michigan Plan. Building on this momentum will allow the State to integrate health services providing a comprehensive approach to health care.
  - **Population Health and Community Services** – Increased coordination and collaboration of direct services programming in communities will allow the State to significantly focus their efforts at improving health indicators in the state of Michigan. By better focusing prevention strategies around the conditions where citizens live and work they feel they can lower health care costs.
  
- In Fiscal Year 2013-2014, \$1,033,624.54 WIC dollar benefits were brought into Tuscola County. The predominant share of these funds would be spent at local grocery stores.

**Issues under consideration by the Local Health Department:**

- It appears that the Breast and Cervical Cancer Control Program is being slowly changed from a direct service program to a navigation function.
  
- Regionalization grants will be coming out this month. These grants range from \$10,000 to \$30,000 to be spent by 9/30/15 to encourage shared services.

**Issues to be brought to Board of Commissioners:**

- None



**GET INTO THE ACT.**  
 OLDER AMERICANS MONTH  
 MAY 2015

*Region VII  
 Area Agency on Aging*

*Annual Meeting*

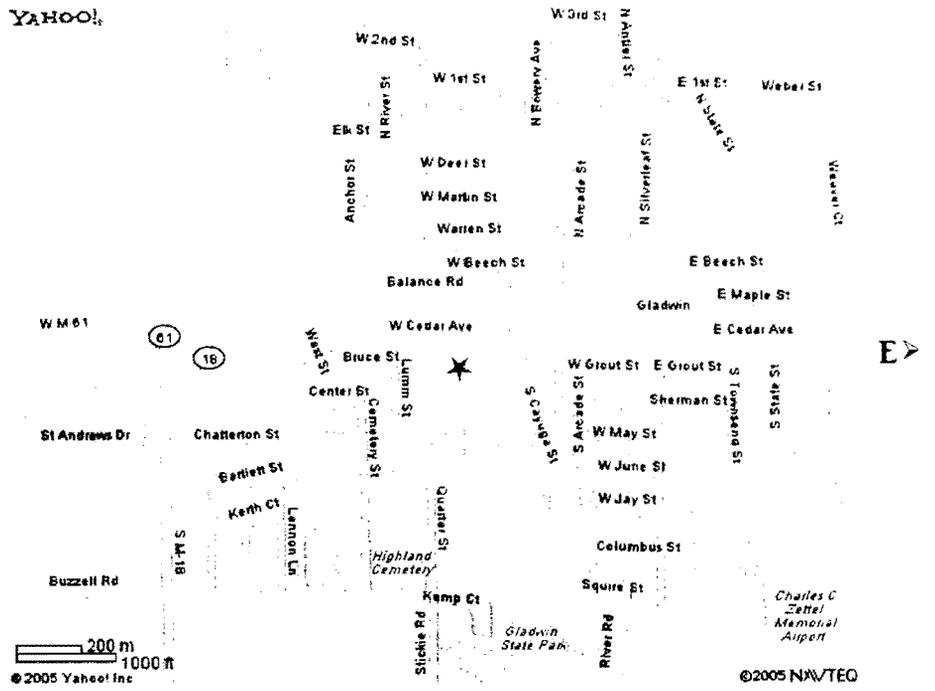
*May 7, 2015*

*Riverwalk Place  
 Gladwin, MI*

YAHOO!

A  
N

#12



**O**n behalf of the Board of Directors, Region VII Area Agency on Aging cordially invites you to our Annual Meeting.

**DATE:** Thursday, May 7, 2015  
**TIME:** 11:15 A.M. Registration

**PLACE:** Riverwalk Place  
 777 W. Cedar Avenue  
 Gladwin, Michigan

Please RSVP by April 30th

**DRAFT**  
**Tuscola County Board of Commissioners**  
**Committee of the Whole**  
**Monday, March 23, 2015 – 7:30 A.M.**  
**HH Purdy Building**  
**125 W. Lincoln, Caro, MI**

Present: District 1 - Roger Allen, District 2 - Thomas Bardwell, District 3 - Christine Trisch, District 4 - Craig Kirkpatrick (via Google Hangouts), District 5 - Matthew Bierlein

Absent: None

Also Present: Mike Hoagland, Clerk Jodi Fetting, Mike Miller, Eean Lee, Gary Johnson, Sandy Nielsen, Drain Commissioner Bob Mantey, Dara McGarry, Register John Bishop, Beth Asperger, Steve Anderson

**Finance**

Committee Leaders-Commissioners Kirkpatrick and Bierlein

**Primary Finance**

1. **Drain Commission 2014 Annual Report** - Drain Commissioner Bob Mantey presented an overview of the Drain Commissioner's 2014 Annual Report. The various projects handled during 2014 were discussed. Drain Commissioner Mantey also discussed the County at Large. The 2015 & 2016 projects and goals were presented to the Board. The Board of Public Works was also discussed. Matter to be placed on the Consent Agenda.

Recessed at 8:55 a.m.

Reconvened at 9:07 a.m.

2. **First Quarter 2015 Budget Amendments** - Mike Hoagland reviewed the 2015 General Fund Expenditure and Revenue Budget Amendments. Matter to be placed on the Consent Agenda.
3. **2014 Projects to be moved to 2015 Budget** - Mike Hoagland reviewed the 2014 projects that were budgeted but not completed. These projects need to be placed in the 2015 budget for completion. Matter to be placed on the Consent Agenda.
4. **Receive and Place on File 2014 Mosquito Abatement Annual Report** - Matter discussed at the March 12, 2015 meeting. Matter to be placed on the Consent Agenda.

5. **Draft Revised County Investment Policy (Requires Roll Call Vote)** - Matter discussed at the March 9, 2015 meeting. Matter to be placed on the Board Agenda as a roll call vote is required. Mike Hoagland will place as a separate matter on the March 26, 2015 agenda.
6. **Potential Intergovernmental Agreement for Mosquito Abatement Huron County** - Mike Hoagland and Kim Green have discussed the possibility of working with Huron County. Kim will be working on proposed budget numbers to determine the feasibility of assisting Huron County. Tentatively, the matter is to be presented to Huron County on April 21, 2015. Matter to be further discussed.
7. **Dispatch – Smart 911** - Sandy Nielsen explained how the Smart 911 system works and the benefits that are gained from implementing this program. Sandy would like to add this enhancement if the phone system budget stays on target. She will keep the Board informed as the project progresses.
8. **Recycling Grant Approval** - Tire grant approval to be placed on the Consent Agenda. Approval of letter to be placed on the Consent Agenda.
9. **Financial Planning** - Mike Hoagland is putting together an internal financial planning team to be able to get the best information gathered.

#### On-Going Finance

1. County Solid Waste Management Plan - Next meeting is on April 7, 2015.
2. Review of Bank Accounts without County Treasurer Signature
3. Shared Equalization Director Huron/Tuscola 2-Year Extension
4. Proposed Gun Board Changes
5. Road Commission Legacy Cost
6. Road Commission Tree Removal Grant Application
7. Potential P2 Recycling Grant Application
8. May 5, 2015 State Vote to Fund Roads and Bridges
9. Abused and Delinquent Children Needs Planning and P2P Program
10. 4-H Assistance to Child Care Functions
11. Tuscola County Broadband Certification
12. Step to Negotiate DC Retirement Plan for New Hires
13. Veteran's Administration Director - Hiring team has been put in place and the hiring process is underway.
14. FOIA Lawsuit - Meeting today with county insurance company.

Recessed at 10:16 a.m.

Reconvened at 10:19 a.m.

## **Personnel**

Committee Leader-Commissioner Trisch

### **Primary Personnel**

1. **Policy Regarding Board of Commissioners Quorum** - Matter discussed regarding if a policy needs to be established if a physical quorum is not present. Mike Hoagland will put the question to the county attorney. Matter to be placed on the Consent Agenda.

### **On-Going Personnel**

1. Parks and Recreation Vacancy - Vacancy is still open. Continue to post electronically and try to get the word out.

## **Building and Grounds**

Committee Leader-Commissioner Allen

### **Primary Building and Grounds**

1. **EDC office space request** - EDC is looking at avenues to be able to stay in the location where they are currently located.
2. **Boiler Replacement** - One of the two boilers (the heat exchanger) that heat the courthouse has failed. Option 1: \$18,066.94 to reroute water lines to working boiler and discontinue the failed boiler. Option 2: \$8,022.08 to replace heat exchanger on failed boiler. Option 3: Install a new higher efficient boiler for \$31,925.00. Option 3 to be placed on the Consent Agenda.
3. **Mosquito Abatement Pole Building** - The site plan review had 10 issues that Mike Hoagland reviewed the primary concerns in the review. One concern is that the employee parking lot can not be gravel.
4. **Requests to Use Courthouse Lawn** - Cardboard City has requested to use the courthouse lawn. Matter to be placed on the Consent Agenda. Cars & Crafts has requested to use the courthouse lawn for inflatables. Board would like to verify they have insurance to cover that event.

On-Going Building and Grounds - None

### **Other Business as Necessary -**

-Dayton Township sent a bill requesting reimbursement for the February election that is not reimbursable.

**Public Comment Period**

-Beth Asperger has concerns regarding making the Drain Commissioner the only member of the Board of Public Works. She feels having a Board promotes good conversations.

-Gary Johnson expressed concerns with the new boiler system and the cost effectiveness of the higher efficiency.

Meeting adjourned at 11:37 a.m.

Jodi Fetting  
Tuscola County Clerk