

COUNTY OF OSCODA

Board of Commissioners
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Oscoda County Courthouse 105 S. Court Street P.O. Box 399 Mio, MI 48647

OFFICIAL MINUTES

APRIL 14, 2009

A REGULAR MEETING OF THE OSCODA COUNTY BOARD OF COMMISSIONERS WAS HELD ON **TUESDAY APRIL 14, 2009** AT 10:00 A.M. IN THE COMMISSIONER'S ROOM, COURTHOUSE ANNEX MIO, MICHIGAN

Members Present: Commissioner Stone, Hunt, Marsh, and Trimmer.
Members Excused: Kauffman
Others Present: 22 members of the public were in attendance.

Chairman Stone called the meeting to order at 10:00 a.m.
Roll Call, followed by the Pledge to the Flag.

The Board reviewed the agenda for today's meeting **April 14, 2009 and accepted as presented.

Hunt/Trimmer a motion to accept the agenda for **April 14, 2009** as presented.
2009-113 4 ayes: 0 nays: **Motion Carried.**

The Minutes of **March 24, 2009 were reviewed and approved as presented.

Marsh/Trimmer a motion to approve the Official Minutes of the **March 24, 2009** B.O.C.
2009-114 Meeting, as presented.
4 ayes: 0 nays: **Motion Carried.**

Public Comments:

***Perry Lake resident asked if the Commissioners knew what the Perry Lake dam structure is going to cost and asked if there were any alternatives that would be less expensive? Commissioner Hunt stated that we have not received a final estimate yet, but we are looking at a estimate of over \$550,000.00 for the entire project and approximately \$170,000.00, from a previous estimate, just for the dam structure. Also, as far as another less expensive alternative, several alternatives have been suggested and reviewed but the dam structure is necessary plus the Board has to follow the Judges Court Judgment Order. Ms. Ceslee Kuffel, MSU Extension presented an handout "Partner Report" with some up-dates.

Appointments:

***The Board received the "Community Plan Oscoda County FY 2009-2010" presented by Mr. Mark Granter, Oscoda Counties Council on Aging Director. The Community Plan included the Council on Aging Mission Statement, History, Needs Assessment, Plan, B.O.C Endorsement, Evaluation &

Satisfaction, Millage, to a General Summarization. Mr. Granter, on behalf of the Agency on Aging, is asking for Oscoda County's support.

**Hunt/Trimmer
2009-115** a motion to send a letter of support from the Oscoda County Board of Commissioners to the Oscoda County Council on Aging, supporting the Region 9 Area Agencies on Aging Annual Implementation Plan, for FY2009-2010.
4 ayes: 0 nays: **Motion Carried.**

***Ms. Peggy Ebert, presented on behalf of the ORV Advisory Committee a recommendation of the Oscoda Counties ORV Routes Proposal, and asked for the Board to adopt "Ordinance 2009-414" as presented. Commissioner Hunt stated that there were still many unanswered questions and asked to table any decision until we had a full Board and we had the answers to those questions, however the rest of the Board wanted to move forward and the following motion was made. Commissioner Stone thanked Ms. Ebert personally and the ORV Advisory Committee for all their time and efforts. Also, Ms. Ebert requested funds to purchase the necessary signs to mark the routes.

**Trimmer/Marsh
2009-116** a motion to adopt Ordinance No. 2009-414 "State of Michigan County Of Oscoda ORV Ordinance" as presented effective May 1, 2009.
Roll Call Vote: Trimmer, yes; Hunt, no;
Stone, yes; Marsh, yes. **Motion Carried.**

**Trimmer/Marsh
2009-117** a motion to authorize \$759.20 for the necessary ORV signs, to be paid out of the General Fund (115) Civic Projects, and so amend the 2009 Budget.
Roll Call Vote: Trimmer, yes; Hunt, no;
Stone, yes; Marsh, yes. **Motion Carried.**

***Ms. Chris Gerber, Equalization Director, presented the 2009 Equalization Report for the Board to adopt. The Equalization Department reviewed the 2009 Assessment Rolls for the six Townships in Oscoda County and with a complied analysis recommends the adoption of an equalized value of the real & personal property, as presented, in compliance with Public Act 135 of 1991. Also, Ms. Gerber asked the Board to adopt **Resolution 2009-005** "Comins Township, Oscoda County 2008 Assessment Roll" which will allow the 2008 difference in taxes against individual properties, if any, between the Interim Levy and the Final Level, be added to or subtracted from the next succeeding annual tax roll for residents in Comins Township.

**Hunt/Trimmer
2009-118** a motion to go into an Equalization Session, as required by PA 135 of 1991. {10:30 a.m.}
Roll Call Vote: Hunt, yes; Stone, yes;
Marsh, yes; Trimmer, yes. **Motion Carried.**

**Hunt/Trimmer
2009-119** a motion adjourn the Equalization Session and return to the Regular Board Meeting {10:40 a.m.}.
4 ayes: 0 nays: **Motion Carried.**

**Hunt/Trimmer
2009-120** a motion to accept the Oscoda County 2009 Equalization Report, as presented by Ms. Chris Gerber, Equalization Director.
Roll Call Vote: Stone, yes; Marsh, yes;
Trimmer, yes; Hunt, yes. **Motion Carried.**

**Hunt/Marsh
2009-121** a motion to adopt **Resolution 2009-005** "Comins Township, Oscoda County 2008 Assessment Roll" as read and presented

Roll Call Vote: Stone, yes; Marsh, yes;
Trimmer, yes; Hunt, yes. **Motion Carried.**

Old Business:

***Commissioner Stone and Commissioner Hunt met with Mr. Casey Pullum, Ambulance Director, to discuss his annual salary and job description. Also, discussed was the purchases of two new ambulances, one to purchase this year along with the chassis of the second ambulance; with the balance of the second ambulance paid in 2010 (the Ambulance Department would receive discounts per chassis and save at least \$14,000.00 by doing it this way). Commissioner Stone and Commissioner Marsh along with Mr. Pullum met with the Steelworkers Union to add paramedic union employees and set a wage scale to the current contract between Oscoda County Board of Commissioners and the Steelworkers Union with a “Memorandum of Understanding”. On Monday, April 13, 2009 Commissioner Stone and Marsh along with Mr. Pullum, Mr. Ken Temple and Ms. Pam Raquepaw, both EMT-B conducted interviews. The following motions were made in reference to the Ambulance Department.

**Hunt/Trimmer
2009-122** a motion to authorize a annual salary for Ambulance Director, Casey Pullum, at \$35,000.00, effective April 6, 2009, and so amend the 2009 Budget.

Roll Call Vote: Marsh, yes; Trimmer, yes;
Hunt, yes, Stone, yes. **Motion Carried.**

**Hunt/Marsh
2009-123** a motion to authorized the Ambulance Director to purchase a new ambulance and the chassis on a second ambulance, (with the balance due on the second ambulance included in the 2010 budget) in the amount of \$191,470.00, to be paid out of Special Fund (102) Ambulance Equipment, and so amend the 2009 budget.

Roll Call Vote: Trimmer, yes; Hunt, yes;
Stone, yes; Marsh, yes. **Motion Carried.**

**Marsh/Hunt
2009-124** a motion to accept the “Memorandum of Understanding” between the United Steelworkers Union and the B.O.C by adding Paramedic’s and a wage scale and to allow the Ambulance Director to hire two (2) Full-time Paramedics and up to four (4) Regular part-time Paramedics, effective May 1, 2009.

Roll Call Vote: Hunt, yes; Stone, yes;
Marsh, yes; Trimmer, yes. **Motion Carried.**

**Marsh/Trimmer
2009-125** a motion to hire Paramedic Todd Klann and Paramedic Chandra Ryba to the Oscoda County Ambulance Service Department, effective May 1, 2009.

Roll Call Vote: Marsh, yes; Trimmer, yes;
Hunt, yes, Stone, yes. **Motion Carried.**

***At the last Board of Commissioners meeting the Board made a motion to appoint Commissioner Marsh to the Economic Development Alliance Board (EDA), as a voting member representing the Board of Commissioners. However, after some research, the Board did not recognize the EDA Board as a “County Recognized Board” before they were elected, therefore Commissioner Marsh could not represent the Board of Commissioners and according to our own by-laws changes in compensation for a County Commissioner can only become effective after the Commissioners commence a new term of office after a general election, therefore a per-diem would not be permitted. Commissioner Trimmer, who serves on your Board as a “Citizen”, has offered to keep our Board up-to-date until the Board of Commissioners can legally consider making the EDA Board a “Recognized Board” and appoint one of our Commissioners to their Board. Therefore, Commissioner Hunt made the following motion.

**Hunt/Stone
2009-126** a motion to rescind **motion#2009-103** to appoint Commissioner Marsh to the EDA Board, as a voting member representing the Board of Commissioners.

Roll Call Vote: Trimmer, abstain; Hunt, yes;
Stone, yes; Marsh, yes. **Motion Carried.**

New Business:

***Michigan Association of Counties (MAC) has an upcoming workshop for County Commissioners on Budget and Finance. Commissioner Stone recommended that the Finance Committee, which consist of himself and Commissioner Hunt, Brenda Moore, B.O.C Secretary, and Mr. Bill Kendall, County Treasurer planning on attending.

**Hunt/Trimmer
2009-127** a motion to authorize payment of \$300.00 (\$75.00 per person) for the Finance Committee, Commissioner Stone & Hunt, Secretary, Brenda Moore and Bill Kendall, Treasurer to attend the Budget & Finance Workshop held at the Ramada Inn, Grayling on April 29, 2009.

Roll Call Vote: Hunt, yes; Stone, yes;
Marsh, yes; Trimmer, yes. **Motion Carried.**

***Commissioner Stone and Commissioner Hunt have been in contact with legal counsel in regards to Mr. Robert Berney, Animal Control Officer, future employment and retirement status. The following motion is necessary to move forward.

**Hunt/Trimmer
2009-128** a motion to authorize negotiations and settlement regarding Robert Berney's claim that he is not an independent contractor. Mr. Berney has alleged that he is not an independent contractor, and the Board of Commissioners desires to avoid litigation regarding that issue. Therefore, the Chairman, Vice-Chairman, and legal counsel are authorized to negotiate with Mr. Berney regarding his claim in an attempt to settle same.

Roll Call Vote: Stone, yes; Marsh, yes;
Trimmer, yes; Hunt, yes. **Motion Carried.**

***Commissioner Stone stated that after two weeks of advertising, the Maintenance Department received only one bid for the removal and replacement of the front door entrance of the Annex Building, in the amount of \$7,869.00. Also, after three weeks of advertising, only two bids were received for the removal and replacement of the entry way stairs and ramp, in the amount of \$12,300.00 to replace in concrete, and \$5,354.00 remove & replace in pressured treated lumber. It is Commissioner Stones recommendation is to approve the bid to replace the door and the bid to replace the stairs and ramp in pressured treated lumber to be paid out of the Public Improvement Fund.

**Marsh/Hunt
2009-129** a motion to accept the bid, from KM Builders, to replace for the Annex Building Front Door Entrance, in the amount of \$7,869.00 as presented, and to accept the bid from Precision Excavating, in the amount of \$2,150.00 to remove the concrete, as presented and the bid from Shawn Seaver, to construct a new deck and ramp entrance using pressured treated lumber, in the amount of \$3,204.00 as presented, to be paid out of Special Funds (245) Public Improvement, expense line 245-294-930.00 (Building Repair) and so amend the budget.

Roll Call Vote: Hunt, yes; Stone, yes;
Marsh, yes; Trimmer, yes. **Motion Carried.**

**Marsh/Hunt
2009-130** a motion to authorize the Treasurer Department to appropriate \$13,223.00 out of the General Fund (101-965-999.07) to Special Fund (245) Public Improvements, and so amend the Budget.

Roll Call Vote: Stone, yes; Marsh, yes;
Trimmer, yes; Hunt, yes. **Motion Carried.**

Financial:

***The Prosecutor, Kathleen Solomon, is requesting \$560.98 in addition to the \$2,025.00 previously approved. The actual cost of the two computer systems with tax and shipping were a little more than estimated; the two computer systems were just a portion of the \$2,025.00. Also, to continue with the improvement of the Prosecutor's Office Ms. Solomon is requesting \$1,337.00 to purchase a new filing system.

Marsh/Trimmer 2009-131 a motion to move \$1,897.98 from Contingency to the Prosecutor's Office Expense Line 101-229-775.00 (Non Capital), and so amend the 2009 Budget.

Roll Call Vote: Stone, yes; Marsh, yes;
Trimmer, yes; Hunt, yes. **Motion Carried.**

***Commissioner Marsh asked the B.O.C. to appropriate \$3,000.00 to Special Fund (218) Smith Lake, that is usually appropriated each year, to off-set the cost and support of the Beach Project out at Smith Lake. Commissioner Marsh stated that the EDC Board is just a continuation of what the Park Board had already planned and they deserve the credit for the Beach Project; it will benefit our County in many ways. Some of the EDC Boards goals for 2009 out at Smith Lake are 1. Beach addition, estimated at \$7,250.00 2. Picnic Pavilion 3) Playground Equipment 4) Misc. Improvements. However we will need the Board of Commissioners support and funding assistance. Also, the EDC Board made a motion at their March 24, 2009 meeting to write off Northern Michigan Filters Revolving Loan Fund, in the amount of \$19,158.63 and we need the Board to make a motion to allow the Treasurer's Office to official write off that amount, per the recommendation of our County Auditor.

Marsh/Hunt 2009-132 a motion to move \$3,000.00 to the General Fund 101-965-999.12 (Appropriations Smith Lake) and authorize the County Treasurer to transfer \$3,000.00 to Special Fund (218) Smith Lake and so amend the 2009 Budget.

Roll Call Vote: Marsh, yes; Trimmer, yes;
Hunt, yes, Stone, yes. **Motion Carried.**

Marsh/Hunt 2009-133 a motion to authorize the County Treasurer to write off \$19,158.63 out of the Revolving Loan Fund, per the recommendation of the EDC Board and the County Auditor.

Roll Call Vote: Stone, yes; Marsh, yes;
Trimmer, yes; Hunt, yes. **Motion Carried**

***The Finance Committee, which consist of Commissioner Stone and Hunt, reviewed the Counties purchasing policy and feel that Department Heads should be allowed to purchase necessary equipment and supplies, over the \$500.00 limit, when funds are available, with the Finance Committees approval.

Marsh/Hunt 2009-134 motion to authorize Department Heads, the authority to purchase the necessary equipment and supplies, over \$500.00, for their Department, as long as the Department Budget has funds available, as deem necessary, with the approval of the Finance Committee.

Roll Call Vote: Stone, yes; Marsh, yes;
Trimmer, yes; Hunt, yes. **Motion Carried.**

*Expenditures received from the Clerk's office for the month of **March 2009** were reviewed and approved, as presented.

MARCH 2009	PAYROLL	EXPENSES	TOTAL
General Fund	\$122,821.74	\$161,699.43	\$284,521.17
Ambulance Equip		\$1,461.92	\$1,461.92
Sheriff Equip		\$56,826.70	\$56,826.70
911 Emergency	\$7,438.95	\$2,648.72	\$10,087.67
Officer Training		\$0.00	\$0.00
Park Fund	\$2,982.54	\$3,880.69	\$6,863.23
D.A.R.E.		\$0.00	\$0.00
Ambulance Fund	\$23,094.69	\$37,854.99	\$60,949.68
Friend/Court	\$1,856.40	\$2,920.78	\$4,777.18
Public Guardian	\$630.60	\$171.13	\$801.73
Fairgrounds		\$314.19	\$314.19
Smith Lake		\$0.00	\$0.00
Hazmat		\$0.00	\$0.00
Historical Comm.	\$0.00	\$36.23	\$36.23
Gypsy Moth		\$4,918.45	\$4,918.45
Public Improvement		\$0.00	\$0.00
Building Dept.	\$3,215.04	\$2,405.35	\$5,620.39
R.O.D. Automation		\$0.00	\$0.00
Drug Law Enforcement		\$0.00	\$0.00
Law Library		\$385.38	\$385.38
Library	\$4,035.61	\$2,294.82	\$6,330.43
Council/Aging		\$12,000.00	\$12,000.00
EDC Revolving Loan		\$0.00	\$0.00
RSRF		\$0.00	\$0.00
Social Services		\$219,822.86	\$219,822.86
Child Care		\$16,965.92	\$16,965.92
Soldiers & Sailors		\$616.06	\$616.06
Veterans Trust		\$0.00	\$0.00
Airport		\$596.68	\$596.68
Youth Service		\$1,250.00	\$1,250.00
Tax Revolving		\$2,530.49	\$2,530.49
Summer Tax	\$0.00	\$0.00	\$0.00
<i>SUB TOTALS</i>	\$166,075.57	\$531,600.79	\$697,676.36
Road Commission			\$258,589.39

Grand Total

\$956,265.75

**Hunt/Marsh
2009-135**

a motion to accept the Expenditures for the month of **March 2009**, in the amount of **\$697,676.36** as presented by the Clerk's Office.

Roll Call Vote: Marsh, yes; Trimmer, yes;
Hunt, yes, Stone, yes. **Motion Carried.**

The Claims & Audit Docket, presented by the Clerk's Office, dated for **April 14, 2009 was approved with two invoices removed for further research and one added, total Claims & Audit **\$77, 613.26**.

**Hunt/Marsh
2009-136**

a motion to accept Claims & Audit Docket, for **April 14, 2009** presented by the Clerk's Office, with the noted changes, in the amount of **\$77,613.26**.

Roll Call Vote: Trimmer, abstain; Hunt, yes;
Stone, yes; Marsh, yes. **Motion Carried.**

Correspondence, Reports, Resolutions (acknowledge receipt):

- **POLC Union Election of Steward and Assistant Steward.
- **Letter from Sheriff Grace-Supporting ORV Ordinance
- **Mentor Township- Minutes (ORV Special Meeting).
- **Letter from Road Commission on the ORV Routes.
- **Letter from Fairview Home Owner – ORV Movement.

Committee Reports:

Commissioner Stone:

- **Attended a meeting with the Ambulance Director, Casey Pullum, along with Commissioner Hunt- Discussed Annual Salary and purchase of new Ambulances.
- **Attended a meeting with the Ambulance Director, Casey Pullum, along with Commissioner Marsh and the Steelworkers Union Representatives- Discussed a "Memorandum of Understanding" to add new Paramedics & Wages to the current Union Contract.
- **Participated in the interview and selection process along with Commissioner Marsh, Ambulance Director, Casey Pullum, and two full-time EMTS, for the newly opened Paramedic positions, at the Ambulance Department.
- **District Health Department#2 Board Meeting-
- **Attended a Judiciary Committee Meeting along with Commissioner Hunt- Discussed Non-Union Circuit Court Employees request for annual wage increase.

Commissioner Hunt:

- **Attended Landfill Meeting- Gasification Project approved. Recycling Survey has been distributed. Hours of operation discussed.
- **Attended Road Commission Meeting- ORV Routes Discussed.
- **Attended a meeting with the Ambulance Director, Casey Pullum, along with Commissioner Stone - Discussed Annual Salary and purchase of new Ambulances.
- **District Health Department#2 Board Meeting- Union Contract finally approved. Dr. Hanert turned in his resignation, effect May 1, 2009. The Board is looking at two other Doctors to replace Dr. Hanert; even if just temporarily.
- **Attended a Judiciary Committee Meeting along with Commissioner Stone- Discussed Non-Union Circuit Court Employees request for annual wage increase.
- **Attended the N. Michigan Substance Abuse Meeting- Discussed Finances and changed Health Insurance (to a high deductible).

Commissioner Kauffman:

- **Excused- Vacation

Commissioner Marsh:

- **Attended Planning Commission Board Meeting- Made a motion to Support the Smith Lake Beach Project.
- **Attended EDC Board Meeting- Approved a Revolving Loan for a new Local Business. Mr. Jim Blamer gave the Board a presentation on the Smith Lake Beach Project. Still finalizing details on the Garage Sale over Memorial Weekend out at the Fairgrounds.
- **Attended a Electric Energy Seminar-Gasification and Wind Farms were discussed.
- **Attended a meeting with the Ambulance Director, Casey Pullum, along with Commissioner Stone and the Steelworkers Union Representatives- Discussed a “Memorandum of Understanding” to add new Paramedics & Wages to the current Union Contract.
- **Participated in the interview and selection process along with Commissioner Stone, Ambulance Director, Casey Pullum, and two full-time EMTS, for the newly opened Paramedic positions, at the Ambulance Department.
- *Attended a Park Board Meeting- Discussed a Fishing Pier (handicap accessible) Project. Reservations for this Summer are up.

Commissioner Trimmer:

- **Attended Housing Commission Board Meeting-An up-date will be presented at our next B.O.C. Meeting.
- **Attended the MTA Meeting-
- **Attended the Council on Aging Board Meeting-

Public Comments:

**Ms. Tammy Emig announced that herself and Brenda Moore attended a Public Information Officer class, as part of the E.O.C Team. Steiner Museum will be holding their annual “Pancake Social” on May 23, 2009 from 9a.m. to 11a.m. Sheriff Grace asked the Board if they could move forward on hiring a temporary Animal Control Officer before the Summer months arrive. County Clerk, Jeri Winton, asked the Board for an up-date on the three insurance companies that gave presentation a few months ago, has there been any movement? Commissioner Stone stated that Commissioner Hunt and himself would be meeting this week to discuss. Also, Ms. Winton asked Commissioner Hunt for a letter from the Health Department#2, for County records, with Dr. Hanerts date of resignation.

Closed Session:

***Commissioner Stone called for a Closed Session for Circuit Court, Non-Union Employee Strategy and Negotiations. (Open Meetings Act 176 PA 267, MCL 15.261 et seq.- Section X - #3.)

**Hunt/Marsh
2009-137** a motion to go into closed session (11:45 a.m.) for Circuit Court, Non-Union Employee Strategy and Negotiations. (Open Meetings Act 176 PA 267, MCL 15.261 et seq.- Section X - #3.)

Roll Call Vote: Trimmer, abstain; Hunt, yes; Stone, yes; Marsh, yes. **Motion Carried.**

**Marsh/Trimmer
2009-138** a motion to return to the regular Board of Commissioners Meeting (12:05 p.m.) from closed session for Circuit Court, Non-Union Employee Strategy and Negotiations. 4 ayes: 0 nays: **Motion Carried.**

**Hunt/Trimmer
2009-139** a motion to accept the recommendation of the Judiciary Committee, representing all four Counties, not to honor a wage increase (0%) for 2009, to Circuit Court Non-Union Employees.

Roll Call Vote: Stone, yes; Marsh, yes; Trimmer, yes; Hunt, yes. **Motion Carried.**

Chairman Stone adjourned the meeting. [12:10 p.m.]

**Next Meeting Scheduled for
Tuesday April 28, 2009
At 10:00 a.m.**

Joseph L. Stone, Chairman

Jeri Winton, County Clerk