

# COUNTY OF OSCODA

Board of Commissioners  
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## OFFICIAL MINUTES NOVEMBER 10, 2009

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

Members Present: Commissioners Stone, Hunt, Marsh, and Trimmer.  
Members Excused: Kauffman.  
Others Present: 19 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 **November 10, 2009** and approved with three additions:

Old Business: Grievance 09-14-09-01 Motion Amendment.  
Correspondence: E-Mail from NEMCOG.  
Close Session: Union Negotiations.

**Marsh/Trimmer** a motion to accept the agenda for **November 10, 2009**, with noted additions.  
**2009-319** 4 ayes: 0 nays: **Motion Carried.**

\*\*The Minutes of **October 27, 2009** were reviewed and approved as presented.

**Hunt/Marsh** a motion to approve the Unofficial Minutes from the **October 27, 2009**  
**2009-320** B.O.C. Meeting as presented.  
4 ayes: 0 nays: **Motion Carried.**

### Public Comments:

\*\*Ms. Tammy Emig stated that several children were spotted playing on the new playground equipment out at Smith Lake. Commissioner Stone welcomed the Fairview Government Class, in attendance to observe the B.O.C meeting. A member of the EDA Board invited the B.O.C to the breakfast meeting, held at the AuSable River Restaurant, on Wednesday, November 11th at 7 a.m.

### Appointments:

\*\*Mr. Casey Pullum, Ambulance Director, presented the Board with the Ambulance Service Departments "Quarterly Report". The report included up-dates on staffing, equipment, and revenue with a comparison summary between FY2008 and FY2009; as of 10/31/09. Also, Mr. Pullum shared the current and future vision of the Ambulance Service.

\*\*Commissioner Stone asked Kathleen Solomon, County Prosecutor, to give an up-date on the “Perry Lake Project”. A Jury Trial was held on October 29<sup>th</sup> and 30<sup>th</sup> in regards to the Browns easement. The Jury awarded the Browns \$45,000.00 plus attorney fees. Ms. Solomon stated that the Judge will determine how much attorney fees will be awarded along with any other fees that maybe attached to the judgment. Commissioner Hunt stated he has been in contact with our Bond Attorney and until we have an exact amount we cannot move forward.

**Old Business:**

\*\*At the last B.O.C meeting a third 2010 Budget Workshop was held. The County Treasurer, William Kendall, County Clerk & Register of Deeds, Jeri Winton and Sheriff Kevin Grace were in attendance. The Board discussed many options to reduce the 2010 General Fund Budget with a goal to balance without using the County’s Fund Balance. The topics of discussion ranged from reducing departments supply, travel and training, non-capital and capital expense lines. Also, the County is seriously considering closing one day a week (4-day work week) to reducing employee hours to 32 per week, furlough days and/ or employee layoffs. The Board was able to reduce some expense lines, however not enough. The Board did receive notice that the County’s BCBS Health Insurance would go up 12.6% a total of 11.5% overall. After reflecting the Insurance increase in each budget, reducing some expense lines, and removing the electric, gas, and sewer/water bills from the General Fund, for the Ambulance Departments portion, the County is still looking at a \$157,053.77 difference between the expected revenue and the expenses, which does not include any employee wage increases. The Board will continue to review different options before moving forward to adopt the FY2010 Budget.

\*\*The Board received a letter from Mr. Tim Whiting, Building Inspector, in regards to recalling Nicole Yoder, the Building Department Secretary. After review, the Department only saves about \$100.00 with Ms. Yoder laid-off, so in the best interest of the Department and County Mr. Whiting has requested Ms. Yoder be recalled back to work for 18 hours per week.

**Trimmer/Hunt** a motion to recall Nicole Yoder, Building Department Secretary, for 18 hours per  
**2009-321** week, effective immediately.

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

\*\*Back in June the Board discussed leasing the North MDOT Building from the Road Commission, for the County Motor Pool Department. Commissioner Stone stated the County would be responsible for all cost of the North Buildings. The Ambulance & Sheriff Department Equipment Mileages along with the County Motor Pool Budget would purchase a hoist to work on the Ambulance Rigs, Sheriff Vehicles and County Vehicles. Mr. Rod Marsh, Motor Pool Supervisor, presented documentation along with documentation to purchase a new compressor. A lease agreement is being worked on between Oscoda County and the Road Commission. The following motions were made:

**Hunt/Trimmer** a motion to **purchase a hoist, not to exceed \$16,000.00**, to be paid out of the  
**2009-322** Ambulance Equipment Special Fund (102) Sheriff Equipment Special Fund (301)  
and the General Fund Motor Pool (270); making an exemption to the spending  
freeze, and so amend the budget.

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

**Hunt/Marsh** a motion to authorize the Motor Pool to **purchase a compressor, not to exceed**  
**2009-323** **\$3,000.00**, to be paid out the General Fund Motor Pool (270); making an exemption  
to the spending freeze, and so amend the budget.

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

**Hunt/Trimmer  
2009-324** a motion to lease the North MDOT Building from the Road Commission,  
contingent upon all parties' agreement to the lease agreement.

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

\*\*Commissioner Marsh stated that an agreement with the USWA Union, in regards to grievance (9-14-09-01) is still pending. Therefore, Commissioner Marsh made a motion to amend motion **2009-313** "to continue to work with the USWA towards a settlement to grievance (09-14-09-01) and have an agreement by November 10, 2009 or take the grievance to the next step mediation.

**Marsh/Hunt  
2009-325** a motion to amend motion 2009-313 to have an agreement by November 24, 2009  
or take the grievance to the next step mediation.

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

**New Business:**

\*\*The Board received the Oscoda County "Investments 3<sup>rd</sup> Quarter Report" ending September 30, 2009, from Mr. Bill Kendall, County Treasurer.

\*\*Commissioner Hunt met with Mr. Gil Opaleski, Broker, from New Frontiers Capital, LLC, new owners of Garland Lodge and Resort. Garland Lodge and Resort is requesting Oscoda County sponsor a "TIGER" grant. The purpose of the grant is to request Federal funding that is necessary to complete road development projects at Garland; which in turn will create more jobs in the county. If the County is awarded the grant it will be administered through our County Treasurers Department and the County will receive any attached administrative fees. Also, Garland Lodge and Resort has agreed to be responsible for all funds that exceed the "TIGER" grant and to return any remaining funds.

**Hunt/Trimmer  
2009-326** a motion to sponsor "Garland Resort" and allow independent grant writer Tim Hagen-Foley to apply for the Federal "TIGER" grant, on behalf of Oscoda County CONTINGENT upon receipt of written documentation from Garland Resort, that they will responsible for ALL cost over runs beyond the Federal "TIGER" Grant Funding AND will reimburse ALL funds NOT used for the original purpose of the "TIGER" Grant application.

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

\*\*The Board received information on the Perry Lake Project "Dam Control Structures Bids". A total of 12 Sealed Bids were received. The Bids were reviewed and opened in West Branch, by the Oscoda County Drain Commission and the Engineer, Lapham Associates. The following motion was made:

**Hunt/Marsh  
2009-327** a motion to accept the bid for the "Perry Lake Water Level Control Structure", as recommended by the Oscoda County Drain Commission & Engineering Firm, Lapham Associates to **Porath Contractor Inc., Houghton Lake, MI, in the amount of \$98,267.50**, as presented; contingent upon approved County bond sales.

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

**Financial:**

\*\*The following budget amendment was requested.

**Hunt/Marsh** a motion to move the balance of \$86,177.00 from the General Fund (965)  
**2009-328** Appropriations, expense line 101-965-999.07, to Contingencies (890), and so amend  
the 2009 Budget.

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

\*\*The Board received a letter from the Ambulance Service Department with a request to send a list of  
accounts to collections and to write off 5 deceased accounts.

**Hunt/Marsh** a motion to send Ambulance Service Accounts, in the amount of \$10,602.98, to  
**2009-329** collections and to write-off \$1,409.84, as recommended and presented by the  
Ambulance Director.

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

\*\*The Board received the Expenditures for the month of October 2009 to review and approve.

	<b>PAYROLL</b>	<b>EXPENSES</b>	<b>TOTAL</b>
<b>101</b> General Fund	\$179,912.18	\$171,459.76	\$351,371.94
<b>102</b> Ambulance Equip		\$174.44	\$174.44
<b>103</b> Sheriff Equip		\$2,603.02	\$2,603.02
<b>104</b> 911 Emergency	\$9,158.37	\$2,110.17	\$11,268.54
<b>205</b> Officer Training		\$0.00	\$0.00
<b>208</b> Park Fund	\$5,348.61	\$5,626.82	\$10,975.43
<b>209</b> D.A.R.E.		\$0.00	\$0.00
<b>210</b> Ambulance Fund	\$43,851.79	\$12,323.17	\$56,174.96
<b>215</b> Friend/Court	\$5,810.71	\$3,380.94	\$9,191.65
<b>216</b> Public Guardian	\$2,124.40	\$828.97	\$2,953.37
<b>217</b> Fairgrounds	\$0.00	\$477.57	\$477.57
<b>218</b> Smith Lake		\$5,040.85	\$5,040.85
<b>230</b> Hazmat		\$0.00	\$0.00
<b>232</b> Historical Comm.	\$444.00	\$887.73	\$1,331.73
<b>239</b> Gypsy Moth		\$3,150.00	\$3,150.00
<b>245</b> Public Improvement		\$0.00	\$0.00
<b>249</b> Building Dept.	\$3,653.73	\$4,333.72	\$7,987.45
<b>256</b> R.O.D. Automation		\$4,231.75	\$4,231.75
<b>265</b> Drug Law Enforcement		\$0.00	\$0.00
<b>269</b> Law Library		\$151.19	\$151.19
<b>271</b> Library	\$5,308.34	\$5,072.65	\$10,380.99
<b>274</b> Council/Aging		\$24,058.39	\$24,058.39

281 EDC Revolving Loan		\$0.00	\$0.00
285 RSRF		\$0.00	\$0.00
290 Social Services		\$110,951.25	\$110,951.25
292 Child Care		\$220.00	\$220.00
293 Soldiers & Sailors		\$6,950.00	\$6,950.00
294 Veterans Trust		\$0.00	\$0.00
295 Airport		\$115.19	\$115.19
296 Youth Service		\$1,250.00	\$1,250.00
616 Tax Revolving		\$2,388.54	\$2,388.54
693 Summer Tax		\$0.00	\$0.00
<b><i>SUB TOTALS</i></b>	\$255,612.13	\$367,786.12	<b>\$623,398.25</b>
201 Road Commission			\$220,931.42
<b><i>Grand Total</i></b>		<b>\$844,329.67</b>	

**Trimmer/Marsh** a motion to accept the Expenditure for the month of **October 2009**, as presented by the Clerk's Office.

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

\*\*The Board reviewed and approved the Claims & Audit Docket, presented by the Clerk's Office, dated for **November 10, 2009** total Claims & Audit **\$45,407.75**.

**Hunt/Marsh** a motion to accept Claims & Audit Docket, for **November 10, 2009** presented by the Clerk's Office, total Claims & Audit **\$45,407.75**

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

**Correspondence, Reports, Resolutions (acknowledge receipt):**

\*\*Letter received from Rebecca Kalbfleisch & Casey Pullum regarding volunteer Ambulance calls. E-Mail received from NEMCOG, Diane Rekowski, in regards to Health Insurance.

**Close Session:**

\*\*Commissioner Stone called for a "Close Session" in accordance with the "Open Meetings" (1976 PA267 MCL 15.261 et seq.) (Section 8-C); Strategy with the negotiations of a collective bargaining agreement.

**Hunt/Marsh** a motion to go into **Close Session** (11:27 a.m.), for Union Negotiations.

**2009-332** **Roll Call Vote:** Marsh, yes; Trimmer, yes;  
Hunt, yes; Stone, yes. **Motion Carried.**

**Hunt/Trimmer** a motion to return to the B.O.C meeting (**12:05 p.m.**).

**2009-333** 4 ayes: 0 nays: **Motion Carried.**

**Committee Reports:**

**Commissioner Stone:**

\*\*Participated in a meeting along with Judge Root to discuss the Byrne JAG Grant.

- \*\*Attended the Landfill Meeting; replaced Commissioner Kauffman. Recycling discussed.
- \*\*A meeting has been scheduled with our Attorney and property owners to discuss the Airport Aviation Easement needed to continue with the "Airport Project" on Thursday, November 12, 2009.

**Commissioner Hunt:**

- \*\*Attended the Landfill Meeting. Discussed concerns with the Engineering Firm (GZA). A copy of the "Gasification Agreement" is available for review; the Landfill Board will review for approval at their next meeting.
- \*\*Attended the "Perry Lake" Jury Trial on Thursday, October 29<sup>th</sup>.
- \*\*Participated in a meeting with Garland Lodge and Resort representatives and Mr. Ron Burner, Road Commission Manager. Discussed "TIGER" grant.
- \*\*Phone conference with the Counties Bond Attorney, in regards to the "Perry Lake Project".
- \*\*Phone conference with Gary King, Chemical Workers Union Representative, in regards to Union Negotiations.
- \*\*Attended the N. Michigan Substance Abuse Board Meeting.
- \*\*Attended the Road Commission meeting. Discussed the "Perry Lake Project" and Garland Lodge and Resort.
- \*\*Worked on the FY2010 General Fund Budget.

**Commissioner Kauffman:** Excused.

**Commissioner Marsh:**

- \*\*Attended the Library Board Meeting. Two employees were laid off due to Budget.
- \*\*Attended the Park Board Meeting. Reviewed monthly finances and future projects.
- \*\*Attended the NEMSCA Board Meeting. Presentation on "Awareness of Poverty in America".
- \*\*As the EDC Interim Director reviewed the EDC Departments e-mails and phone messages.

**Commissioner Trimmer:**

- \*\*Attended Council on Aging.
- \*\*Attended the MTA Meeting. Recycling discussed.

**Public Comments:**

Chairman Stone adjourned the meeting at 12:20 p.m.

Next Meeting Scheduled for **Tuesday, November 24, 2009 at 10:00 a.m.**