

Bad Axe, Michigan
Tuesday, June 12, 2018

The regular board meeting of the Huron County Board of Commissioners was held on Tuesday, June 12, 2018, commencing at 9:30 a.m. in the Board of Commissioners office, Third Floor, Huron County Building, Bad Axe, Michigan.

PRAYER AND PLEDGE: The meeting was called to order by Chairman Khoury with The Lord's Prayer and Pledge to the Flag of the United States of America.

ROLL CALL: Commissioners present: Chairman Sami Khoury, Dave Peruski, John Nugent, John Bodis, Ron Wruble, Todd Talaski, and Steve Vaughan.

AGENDA: The agenda was reviewed. Legislative Committee will be adding a late motion. **Motion** by Vaughan, seconded by Bodis to approve the agenda as amended. Motion carried. Agenda approved.

APPROVAL OF MINUTES: **Motion** by Vaughan, seconded by Bodis to approve the Regular Board minutes of May 22, 2018. Motion carried.

Motion by Peruski, seconded by Bodis to approve the Closed Session minutes of May 22, 2018. Motion carried.

COMMUNICATIONS:

- A letter from Jan Stoekle to please consider this correspondence to be Warren J. Krohn's letter of resignation from the Board of the Huron County Department of Public Works with regret.
- Received two letters from the State of Michigan as equalized by the State Tax Commission at the regular session in the year 2018, for the valuations of several counties in the State.
- From Evah Cole, Division Administrator Revenue Sharing and Grants Division, the Tri-County Convention Facilities Tax/4% State-Wide Liquor Tax distribution for 2018 and 2019.
- A letter from Dr. Russell L. Bush announcing he will be retiring on September 30th as the Associated Health Departments' Medical Director.
- A letter from Tony Loewe, Port Austin, requesting to be allowed to talk to the Board of Commissioners in regards to the development of the former 754th Air Base Property.
- From Lori Offenbacher, Executive Director of the Human Development Commission has sent the Fiscal Year 2019 Summary of Senior Services.
- Received a summary of SB 1031. The bill would amend the General Property Tax Act to exempt qualified utility personal property from the collection of taxes under the Act.

ANNOUNCEMENTS: Commissioner Wruble announced Harbor Beach will be having a truck show this Saturday.

PUBLIC COMMENT: (Limit of 3 minutes per person): Karen Liwienski inquired about the Circus that will be held at the Expo Center. She asked if the Board knew anything about this Circus. Ms. Liwienski explained how they treat these animals and believes these Circuses should be stopped for animal cruelty.

CONSENT ACTION: Motion by Bodis, seconded by Wruble to approve the resolutions on the Consent Actions. Motion carried. Resolutions adopted:

CA RESOLUTION BY FINANCE COMMITTEE: #18-53C

WE, the FINANCE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, on May 24, 2018, the Huron County Treasurer gave a report to the Huron County Board of Commissioners regarding the Forfeiture-Foreclosure Fund pursuant to Public Act 498 of 2006; and

WHEREAS, after contingent costs, the reported amount to be transferred to General Fund is \$101,107; and

WHEREAS, it is necessary to amend the 2018 General Fund 101 budget for this additional appropriation; now

THEREFORE, BE IT RESOLVED to amend the 2018 budget by increasing the following lines:

<i>101-253-699.13</i>	<i>Contribution from Forfeiture Fund</i>	<i>\$101,107</i>
<i>101-890-965</i>	<i>Contingency</i>	<i>\$101,107</i>

CA RESOLUTION BY LEGISLATIVE COMMITTEE: #18-54C

WE, the LEGISLATIVE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, the Huron County Planning Commission, at their meeting of June 6, 2018, reviewed and approved the attached application(s) for Farmland Agreement under the provisions of P.A. 116 of 1974, which were made by the person(s) listed below:

*Martinus Verhaar
Sheridan Township, Section 20, 94 acres; and*

WHEREAS, under provisions of P.A. 116 of 1974, Farmland Agreements in townships under county zoning require approval of the County Board of Commissioners; now

THEREFORE, BE IT RESOLVED that the above application(s) as submitted for Farmland Agreement be approved.

CA RESOLUTION BY LEGISLATIVE COMMITTEE: #18-55C

WE, the LEGISLATIVE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, on April 26, 2018, the Huron County Planning Commission received a request from Troy A. Stock, Trustee of the Harold & Evelyn Stock Trust, for approval of the release of a 1.35-acre parcel from the Development Rights Agreement Act, Farmland Development Rights Agreement No. 32-4109-123166, which was executed in accordance with the provisions of PA 116 of 1974, commonly known as the Farmland and Open Space Preservation Act; and

WHEREAS, the Huron County Planning Commission, at their meeting of June 6, 2018, has reviewed this request and determined that at least one structure located on Parcel No. 3223-032-014-00 was present prior to the original execution of said P.A. 116 agreement; and

WHEREAS, the Parcel requested for release consists of 1.35 acres including structures, which is compliant with the partial termination requirements of the Farmland Development Rights Agreement and is described as follows:

*See Attached Parcel Information, Farmland Agreement, GIS Aerial Map,
Survey and Legal Description for 1.35 acre Termination; and*

WHEREAS, the Sebawaing Township Assessor has completed a tax cost for this parcel that is intended to be released from the P.A. 116 program, in which the last seven (7) years tax credits would be reimbursed to the State of Michigan; and

WHEREAS, the Huron County Planning Commission recommends approval of the request for release of said land from the P.A. 116 program; now

THEREFORE, BE IT RESOLVED that the Huron County Board of Commissioners and the Huron County Planning Commission have no objection to the releasing of this 1.35 acre parcel of land from P.A. 116.

CA RESOLUTION BY LEGISLATIVE COMMITTEE: #18-56C

WE, the LEGISLATIVE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, on April 24, 2018, the Huron County Planning Commission received a request from Jeffrey A. and Terry C. Jurgess, for approval of the release of a 4.5-acre parcel from the Development Rights Agreement Act, Farmland Development Rights Agreement No. 32-23788-123127, which was executed in accordance with the provisions of PA 116 of 1974, commonly known as the Farmland and Open Space Preservation Act; and

WHEREAS, the Sigel Township assessor has reviewed this request and determined that at least one structure located on Parcel No. 3226-019-013-00 was present prior to the original execution of said P.A. 116 agreement; and

WHEREAS, the Parcel requested for release consists of 4.5 acres including structures, in which the Huron County Zoning Administrator has determined the location of existing structures necessitates the exceedance of 2 acres to comply with the Huron County Zoning Ordinance, which is compliant with the partial termination requirements of the Farmland Development Rights Agreement and is described as follows:

*See Attached Parcel Information, Farmland Agreement, GIS Aerial Map,
Survey and Legal Description for 4.5 acre Termination; and*

WHEREAS, the Sigel Township Assessor has completed a tax cost for this parcel that is intended to be released from the P.A. 116 program, in which the last seven (7) years tax credits would be reimbursed to the State of Michigan; now

THEREFORE, BE IT RESOLVED that the Huron County Zoning Administrator and the Huron County Board of Commissioners have no objection to the releasing of this 4.5 acre parcel of land from P.A. 116.

CA RESOLUTION BY LEGISLATIVE COMMITTEE: #18-57C

WE, the LEGISLATIVE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, on May 31, 2018, the Huron County Planning Commission received a request from Clark & Clark, agent for current property owners John W. Nimitz (formerly owned by Howard Bedford) and Bill & Carol Weitzel, for approval of the release of a 0.95-acre parcel from the Development Rights Agreement Act, Farmland Development Rights Agreement No. 32-39182-123172, which was executed in accordance with the provisions of PA 116 of 1974, commonly known as the Farmland and Open Space Preservation Act; and

WHEREAS, the Huron County Planning Commission at their meeting of June 6, 2018, has reviewed this request and determined that at least one structure located on Parcel No. 3228-012-004-20 was present prior to the original execution of said P.A. 116 agreement; and

WHEREAS, the Parcel requested for release consists of 0.95 acres including structures, which is compliant with the partial termination requirements of the Farmland Development Rights Agreement and is described as follows:

See Attached Parcel Information, Farmland Agreement, GIS Aerial Map, Survey and Legal Description for 0.95 acre Termination; and

WHEREAS, the Winsor Township Assessor has certified the 0.95 acre parcel requested for termination has been assessed to Bill & Carol Weitzel since prior to January 1, 2010, which is not part of the Nimtze (Bedford) Parcel No. 3228-012-004-10 currently enrolled under Farmland Development Rights Agreement No. 32-39182-123172, therefore the 0.95 acres requested to be released from the P.A. 116 program has no taxable value in relation to the parcel currently enrolled and eligible for tax credits through the State of Michigan; and

WHEREAS, the Huron County Planning Commission recommends approval of the request for release of said land from the P.A. 116 program; now

THEREFORE, BE IT RESOLVED that the Huron County Board of Commissioners and the Huron County Planning Commission have no objection to the releasing of this 0.95 acre parcel of land from P.A. 116.

NEW BUSINESS:

RESOLUTION BY PERSONNEL COMMITTEE: #18-58

WE, the PERSONNEL COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, there is a need to hire a regular part time employee to fill the position of Office Assistant in the Board of Commissioners Office to fill a vacancy; and

WHEREAS, Brandi M. Krug has applied for said position in the Board of Commissioners Office; and

WHEREAS, Jodi M. Essenmacher, BOC Executive Assistant, has recommended to the Personnel Committee that Brandi M. Krug be hired to fill said position at a rate of \$11.45 per hour; now

THEREFORE, BE IT RESOLVED that Brandi M. Krug shall be employed effective June 13, 2018 as a part time employee to fill the above referenced position, in accordance with the pay, terms, and conditions of the Huron County Employee Handbook, as established periodically by the Huron County Board of Commissioners.

Motion by Nugent, seconded by Talaski to approve this resolution. Discussion followed. Roll call vote: Ayes – Peruski, Nugent, Talaski, Bodis, Wruble, Vaughan and Khoury. Nays – None. Motion carried. Resolution adopted.

APPOINTMENTS: None at this time.

MOTIONS:

Motion by Peruski, seconded by Vaughan to authorize the Chairman to sign the agreement between Huron County Economic Development Corporation and Warner Norcross & Judd for the preparation of a set of template documents that can be used to establish alternative ownership structures for economic development projects. Motion carried.

Motion by Nugent, seconded by Talaski to authorize the Chairman to sign the Independent Contractor Agreement between Huron County and Brittany Warchuck to provide services to families and/or children in connection with the "Intensive Prevention Program". Motion carried.

Motion by Peruski, seconded by Bodis to authorize the Chairman to sign the Confidentiality Agreement between DTE Electric Company, Bloomfield Township, and Sigel Township as requested by the MREC attorney, Rick Sundquist. Discussion followed. Motion carried.

REPORTS:

Khoury attended: May 22 – regular board meeting. June 3 – USA High School Commencement Exercise. June 6 – Planning Commission meeting. June 11 – Brookfield Township meeting.

Peruski attended: May 22 – regular board meeting. May 30 – Personnel Committee meeting. June 7 – Village of Ubyly meeting.

Bodis attended: May 22 – Finance Committee meeting; regular board meeting; Constituent about problems with cats. May 24 – Franklin Inn Randy's Hunting Center, Ruger's Retailer of the year award presentation. May 31 – Health Department Employee Contract negotiations. June 4 – Thumb Area Transit Board meeting; City of Bad Axe Council meeting. June 7 – Constituents concerns, PA 116. June 8 – Michigan Works Development Board meeting; Michigan Works Governing Body Board meeting.

APPROVAL OF BILLS: **Motion** by Wruble, seconded Bodis to approve monthly bills as submitted. Motion carried.

Health Department	\$123,206.42
Board Bills Approved	173,286.96
Paid Without Presentation	<u>933,361.40</u>
Total	\$1,229,854.78

FINAL PUBLIC COMMENT: No one appeared.

FINAL BOARD COMMENT:

- Jodi Essenmacher, Executive Assistance to the Board, questioned who will be attending the MAC 7th District meeting in Caro.

9:53 a.m.

Motion by Talaski, seconded by Vaughan to go into closed session to discuss negotiation strategy, pursuant to MCL 15.268(c) under the Open Meetings Act. Motion carried.

11:15 a.m.

Reconvene the regular meeting.

Motion by Nugent, seconded by Peruski to go to arbitration. Roll call vote: Ayes – Talaski, Vaughan, Nugent, Peruski, Wruble and Khoury. Nays – Bodis. Motion carried.

11:18 a.m.

Meeting adjourned.

Sami Khoury, Chairman
Board of Commissioners

Lori Neal-Wonsowicz
Huron County Clerk