

The regular board meeting of the Huron County Board of Commissioners was held on Tuesday, December 10, 2019, commencing at 9:35 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 Khoury, Mary Babcock, Mike Meissner, John Bodis, Ron Wruble, Todd Talaski, and Steve Vaughan.

AGENDA: The agenda was reviewed. Commissioner Wruble pulled resolution #3 from the consent actions. Motion by Vaughan, seconded by Talaski to approve the agenda as amended. Motion carried. Agenda approved.

APPROVAL OF MINUTES: **Motion** by Bodis, seconded by Babcock to approve the Regular Board minutes of November 26, 2019. Motion carried.

COMMUNICATIONS:

- Emails from Jason Talaski, Wally Humphrey-Phillips, Gary S. Booms and Philip Peyerk requesting to be reappointed to the Huron County Construction Code Board of Appeals.
- A letter from Kyle McCarty, Right to Farm Program Inspector, to Frank Wolschlager and Linda Main regarding the follow up inspection that was conducted on August 16, 2019. They had been asked to submit a schedule of implementation, however, they have subsequently not submitted a plan, a letter of intent to create one or made the necessary changes in their farm operations. The complaint against their farm operation will be classified as verified and the files will be closed.
- A letter from Kyle McCarty, Right to Farm Program Inspector, to Frank Wolschlager and Linda Main in regards to the meeting on May 13, 2019, in review to a complaint received. The complaint concerned cattle, horses, ducks and other livestock being kept in lots with excessive manure accumulations. They indicated that they are willing to make these changes, as such MDARD is classifying the complaint as verified and abated. The case will now be closed.
- From the Crawford County Board of Commissioners their letter to Governor Whitmer in regards to her response to their October 30, 2019, letter regarding the 2020 budget.
- A letter from Krisie S. Fritz, Probate Court Administrator/Probate Register, giving notice of her upcoming retirement from the Huron County Probate Court effective December 30, 2019.
- From the Michigan Resource Stewards their resolution asking that the state shut down Line 5 in the Straits of Mackinac until Enbridge completes an acceptable design, provides appropriate financial assurances and commits to an expedited time line for construction prior to obtaining approval from the State to resume operations of the pipeline.
- A letter from Elaine M. Moore, District Court Administrator, giving notice of her upcoming retirement from the Huron County District Court effective January 3, 2020.
- From the Eaton County Board of Commissioners their resolution #19-11-122 to encourage changes to the application of a fee-for-service model for local substance abuse service delivery.
- A letter from David M. Rapson requesting to be reappointed to the Huron County Construction Board of Appeals.

ANNOUNCEMENTS: None at this time.

PUBLIC COMMENT: (Limit of 3 minutes per person): Robert McLean, Planning Commission Chairman, said that Catherine Kaufman is not coming other than to provide training to the Planning Commission on the Master Plan and hopes the Board of Commissioners approves and supports the motion to allow this. Mr. McLean would like everyone to come to this training.

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

CA RESOLUTION BY FINANCE COMMITTEE: #19-137C

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

WHEREAS, on August 9, 2011, this Board adopted Resolution No. 11-164 establishing a tiered per diem rate for the Board of Canvassers; and

WHEREAS, the Huron County Board of Canvassers is responsible for the canvass and certification of all elections held in this county; and

WHEREAS, each election, May, August, and November elections, involves reviewing up to a maximum of 62 canvass envelopes; and

WHEREAS, the duration of these Canvasser meetings can be all day, and it is necessary to compensate the individuals for their time spent at each meeting; and

WHEREAS, the County Clerk has recommended to the Finance Committee that the tiered per diem rates currently paid to members of the Board of Canvassers be increased to be in line with the other boards, committees, and commissions appointed by the Board of Commissioners; now

THEREFORE, BE IT RESOLVED to increase the per diem rate for the Board of Canvassers from \$70 to \$100 per member for a full day of services and from \$35 to \$50 per member for a ½-day of services, effective January 1, 2020.

CA RESOLUTION BY FINANCE COMMITTEE: #19-138C

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

WHEREAS, there was a need to purchase additional laptops for the Prosecuting Attorney's Office; and

WHEREAS, PCM-G has submitted an invoice in the amount of \$4,229.58 for three (3) laptops and related equipment (see attached); now

THEREFORE, BE IT RESOLVED to authorize the Huron County Treasurer to issue payment in the amount of \$4,229.58 to PCM-G (per attached invoice) for three (3) laptops and related equipment, to be taken from line 101-228-980.04.

CA RESOLUTION BY LEGISLATIVE COMMITTEE: #19-139C

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 December 4, 2019, 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:

*James & Cherie Goretski
Hume Township, Section 19, 40 acres;*

*James Dean & Nancy Smith
Winsor Township, Section 10, 5 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: #19-140C

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

WHEREAS, Joseph Lawson, Zoning & Permitting Agent for Consumers Energy and Alvin & Terese Gnagey, property owners of a parcel of land in Section 36 of Fairhaven Township, have requested site plan review and zoning approval for the relocation of the Bay Port Natural Gas Regulator Station from the public road right-of-way on the north side of Unionville Road (M-25) to a proposed (50' x 100') 0.116 acre private property gas facilities easement on Mr. & Mrs. Gnagey's parcel of land directly south of the current location on Unionville Road (M-25); and

WHEREAS, the zoning classification of the parcel of land is currently Agricultural District (AGR); and

WHEREAS, the parcel of land is currently enrolled in the State of Michigan Farmland Development Rights Agreement No. 32-52306-123176, and pursuant to MCL 324.36104(7)(a) and (c), the State Department of Agriculture and Rural Development permits locating gas utility facilities on property enrolled in PA 116 after obtaining approval of the Huron County Board of Commissioners as the governing body have zoning authority; and

WHEREAS, after receiving application for Site Plan Review pursuant to Section 14.28 of the Huron County Zoning Ordinance, Site Plan Review SPR 2019-03 was reviewed by the Huron County Planning Commission on Wednesday, December 4, 2019 to receive comments and consider a recommendation on approving SPR 2019-03; and

WHEREAS, pursuant to Huron County Zoning Ordinance Section 16.02 Essential Services, construction, alteration, or maintenance by Consumers Energy of the various gas transmission and distribution systems serving Huron County are essential for the preservation of the public health, safety, or general welfare; and

WHEREAS, after due consideration of master plan and zoning provisions, relevant facts and comments, a motion was approved by the Huron County Planning Commission on December 4, 2019 recommending to the Huron County Board of Commissioners that this resolution be adopted, which approves the installation of a natural gas regulator facility on land currently enrolled in a PA 116 Farmland Development Rights Agreement; now

THEREFORE, BE IT RESOLVED that the Huron County Board of Commissioners, Huron County, Michigan, as the body having local zoning authority, approve the installation of the proposed natural gas regulator station upon the 50' x 100' easement area described on attached site plan, property survey and legal description as required under MCL 324.36104(7)(a) and (c).

NEW BUSINESS: None at this time.

APPOINTMENTS: Chairman Khoury appoints the following individuals to the Construction Code Board of Appeals:

- Jason Talaski
- Wally Humphrey-Phillips
- David M. Rapson
- Gary S. Booms
- Phil Peyerk

Motion by Vaughan, seconded by Bodis to approve the Chairman's appointment of Jason Talaski, Wally Humphrey-Phillips, David M. Rapson, Gary S. Booms and Phil Peyerk to the Construction Code Board of Appeals. Motion carried.

Chairman Khoury appoints the following individual to the Nature Center Board of Directors – 1-year term:

- Melissa Baunoch

Motion by Babcock, seconded by Meissner to approve the Chairman's appointment of Melissa Baunoch to the Nature Center Board of Directors – 1- year term. Motion carried.

Chairman Khoury appoints the following individual to the Nature Center Board of Directors – 2- year term:

- Tami Salens

Motion by Babcock, seconded by Meissner to approve the Chairman's appointment of Tami Salens to the Nature Center Board of Directors – 2- year term. Motion carried.

MOTIONS:

Motion by Babcock, seconded by Wruble to contract with Municipal Attorney and MTA Educator Catherine Kaufman of Bauckham, Sparks, Thall, Seeber & Kaufman, P.C. to provide training to the Huron County Planning Commission focusing on the legal basis for planning and zoning, the requirement for a master plan, the relationship between the master plan and zoning (and other municipal ordinances), Planning Commission authorities, and County Commission zoning and planning authorities, at a cost not to exceed \$1,000. Discussion followed. Roll call vote: Ayes – Talaski, Vaughan, Bodis, Babcock, Meissner and Wruble. Nays – Khoury. Motion carried.

Motion by Talaski, seconded by Vaughan to accept the retirement of Krisie S. Fritz from the position of Probate Court Administrator effective December 30, 2019, with regret. Motion carried.

Motion by Talaski, seconded by Meissner to accept the retirement of Elaine M. Moore from the position of District Court Administrator effective January 3, 2020, with regret. Motion carried.

REPORTS:

Meissner attended: Nov. 26 – regular board meeting. Dec. 2 – Grant Township Board meeting. Dec. 5 – Ubyly Village Council meeting.

Talaski attended: Nov. 26 – regular board meeting. Dec. 4 – Planning Commission meeting. Dec. 9 – City of Caseville meeting. Dec. 10 – regular board meeting; Personnel Committee meeting. Dec. 11 – Planning Commission Special meeting. Dec. 17 – met in Sanilac County to discuss sharing a probate judge.

Bodis attended: Nov. 26 – Finance Committee meeting; regular board meeting. Nov. 27 – Road Commissioners Board meeting; 911 Authority Board meeting. Dec. 4 – Finance Committee meeting; Thumb Area Transit Authority Board meeting.

Babcock attended: Nov. 26 – Finance Committee meeting; regular board meeting. Dec. 3 – EDC meeting. Dec. 4 – Finance Committee meeting.

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

Health Department	\$118,382.30
Board Bills Approved	405,156.28
Paid Without Presentation	<u>111,053.99</u>
Total	\$634,592.57

FINAL PUBLIC COMMENT: (Limit of 3 minutes per person) No one appeared.

FINAL BOARD COMMENT:

- Commissioner Bodis wished everyone a Merry Christmas.
- Commissioner Vaughan discussed the state land in Huron County with Senator Phil Green and would like to see it utilized more.

9:53 a.m.

Meeting adjourned.

Sami Khoury, Chairman
Board of Commissioners

Lori Neal-Wonsowicz
Huron County Clerk