

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 28, 2009

A REGULAR MEETING OF THE OSCODA COUNTY BOARD OF COMMISSIONERS WAS HELD ON **TUESDAY APRIL 28, 2009** AT 10:00 A.M. IN THE COMMISSIONER'S ROOM, COURTHOUSE ANNEX MIO, MICHIGAN

Members Present: Commissioners Stone, Hunt, Kauffman, Marsh, and Trimmer.
Members Excused:
Others Present: 20 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 28, 2009 with one noted addition:

Finance: Purchase of Exterior Door, Old Court House Building

Kauffman/Hunt a motion to accept the agenda for **April 28, 2009** with one noted addition.
2009-140 5 ayes: 0 nays: **Motion Carried.**

The Minutes of **April 14, 2009 were reviewed and approved along with the Closed Session Minutes of **April 14, 2009** for Circuit Court Non-Union Employee Strategy and Negotiation. (Open Meetings Act 176 PA 267, MCL 15.261 et seq. - Section X - #3.) were approved and placed in a sealed envelope to be filed at the County Clerk's Office for one-year and one day before destroyed.

Hunt/Marsh a motion to approve the Official Minutes & Closed Session Minutes of the
2009-141 **April 14, 2009** B.O.C. Meeting, as presented.
5 ayes: 0 nays: **Motion Carried.**

Public Comments:

Appointments:

***Mr. Cy Wakeley, Oscoda County Housing Administrator, gave the Board an up-date on the Oscoda County Housing Programs & Projects currently taking place or being offered. The Board asked if Oscoda County would receive any of the Stimulus Money? Mr. Wakeley, stated that there is no direct money as of now, but funds are available for Weatherization Projects through NEMSCA.

**Mr. William Kendall, Oscoda County Treasurer, presented to the Board the Investment Report for the 1st Quarter of 2009, which also included the investment summary of the 2008 Delinquent Tax Settlement.

**Kauffman/Hunt
2009-142** a motion to accept Oscoda County Treasurer, William Kendall, Investments 1st Quarter Report, ending March 31, 2009 and 2008 Delinquent Settlement Report.

5 ayes: 0 nays: **Motion Carried.**

Old Business:

**The ORV Ordinance adopted at the April 14, 2009 Meeting was rescinded by Commissioner Hunt stating with the amendments to the Ordinance he recommends that the ORV Advisory Committee relook at other alternative routes.

**Hunt/Trimmer
2009-143** a motion to **rescind** Motion 2009-116 Ordinance No. 2009-414 “State of Michigan County Of Oscoda ORV Ordinance”.

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

**Commissioner Kauffman stated he felt that the Board should consider opening all the roads, it would allow all the revenue from any violations to stay in our County. Commissioner Stone opened the floor to the public for discussion many comments for opening all the roads, economy, responsibility, concerns on enforcement, to those residents against ORV’s on roads. After a lot of discussion Commissioner Kauffman made a motion to open all roads.

**Kauffman/Trimmer
2009-144** a motion to adopt an ORV Ordinance that would open all Oscoda County Roads, effective May 15, 2009.

Roll Call Vote: Marsh, yes; Trimmer, yes; Hunt, no; Kauffman, yes; Stone, no. **Motion Carried.**

**Commissioner Stone stated on April 14, 2009 the Board made the motion to pay Casey Pullum \$35,000.00 a year, based on 40 hours. However, Casey is also a Paramedic and may need to take Ambulance runs from time to time; therefore he asked the Board to make a motion to add to his job description the authority to take Paramedic Runs, as deemed necessary, to be paid at the Paramedic wage; Mr. Pullum would not be eligible for overtime, per our Auditor, if added to his job description.

**Kauffman/Hunt
2009-145** a motion to add to the Ambulance Director, Casey Pullum, Job Description the authority to take Ambulance Runs, as a Paramedic, as deemed necessary, effective immediately. Ambulance Runs taken by the Director will be paid at the current Paramedic wage scale; Ambulance Director is not eligible for overtime.

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

New Business:

**Commissioner Kauffman asked the Board to review and adopt Resolution 2009-006 “Support for Third Option to Fill Vacant Road Commission Seats” introduced by Michigan Northern Counties Association to fill available seats on local Road Commission Boards by election, appointment, or district.

**Hunt/Marsh
2009-146** a motion to adopt **Resolution 2009-006** “Support for Third Option to Fill Vacant Road Commission Seats”

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

RESOLUTION 2009-006

“Support for Third Option to Fill Vacant Road Commission Seats”

WHEREAS, counties and local units of government across the great State of Michigan find themselves facing increasingly difficult political challenges; and

WHEREAS, the greater portion of counties in Northern Michigan are by and large rural; and

WHEREAS, those rural portions are not always equally represented on the Road Commission Boards; and

WHEREAS, adding the option to local boards of government to offer seats on Road Commission Boards by election by district; and

THEREFORE, BE IT RESOLVED, that the Oscoda County Board of Commissioners hereby requests the State of Michigan to support three choices to fill available seats on local Road Commission Boards.

1. By election.
2. By appointment
3. By election by district.

Motion #2009-146 Moved by Commissioner Hunt and supported by Commissioner Marsh to adopt the above Resolution at a Regular meeting of the Oscoda County Board of Commissioners held on April 28, 2009.

Roll Call Vote: Commissioner Hunt, yes.
Commissioner Kauffman, yes.
Commissioner Stone, yes.
Commissioner Marsh, yes.
Commissioner Trimmer, yes.

RESOLUTION #2009-006 DECLARED ADOPTED
“Support for Third Option to Fill Vacant Road Commission Seats”

Joseph L. Stone, Chairman
Oscoda County Board of Commissioners

STATE OF MICHIGAN }
COUNTY OF OSCODA }

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted at a regular meeting of the Oscoda County Board of Commissioners held on **Tuesday, April 28, 2009**, and that the said minutes are on file in the office of the Oscoda County Clerk and are available for public inspection.

**Jeri Winton, Oscoda County
Clerk/Register of Deeds**

**The Board of Commissioners Office received a letter from Judge Bergeron requesting the reappointment of Ms. Sondra Houlton to the Oscoda County Jury Board.

**Hunt/Trimmer
2009-147** a motion accept the reappointment of Ms. Sondra Houlton to the Oscoda County Jury Board, as recommended by Judge Bergeron.
5 ayes: 0 nays: **Motion Carried.**

**The Board of Commissioners Office received an e-mail from Ms. Amy Knepp, Library Director, with the Library Boards approved new member, Ms. Dawn Stenzel.

**Marsh/Trimmer
2009-148** a motion to accept the appointment of Ms. Dawn Stenzel to the Oscoda County Library Board, per the recommendation of the Library Board.
5 ayes: 0 nays: **Motion Carried.**

Financial:

**Ms. Chris Gerber, Equalization Director, sent a letter to the Board, along with an estimate, requesting the purchase of three new computers, not to exceed \$5,000.00.

**Hunt/Kauffman
2009-149** a motion to move, up to \$5,000.00, from Contingency to General Fund (225) Equalization, expense line 101-225-775.00 (Non-Capitol Equipment) for the purchase of three new Computers, and so amend the Budget.
Roll Call Vote: Kauffman yes; Stone yes; Marsh yes; Trimmer, yes; Hunt yes. **Motion Carried.**

**Commissioner Marsh presented a proposal, in the amount of \$500.00, to allow the Citizens Ambulance Advisory Board to purchase items that would educate the citizens of Oscoda County the benefits available to them through the services of the Oscoda County Ambulance Service during the Memorial Weekend Event at the Fairgrounds. Also, Commissioner Marsh announced that Denise Johnson resigned to take a position elsewhere and asked that the Board send a letter of appreciate to Ms. Johnson for her service.

**Marsh/Hunt
2009-150** a motion to allow the Citizens Ambulance Advisory Board to spend up to \$500.00, to be paid out of the General Fund (115) Civic Project expense line, to purchase items to hand out to our Oscoda County Residents in an effort to educate residents of the many services provide by our Ambulance Service.
Roll Call Vote: Stone, yes; Marsh, yes; Trimmer, yes; Hunt, yes; Kauffman, yes. **Motion Carried.**

**The Board received a letter from the County Clerk & Register of Deeds, Jeri Winton, requesting two amendments, one for life insurance and the other for a wage increase for Ms. Diane Gusler, Chief Deputy Clerk. Commissioner Hunt made a motion to accept the life insurance amendment and a motion to deny a wage increase, to be reviewed at Budget time.

**Hunt/Marsh
2009-151** a motion to move \$62.10 from Contingency to General Budget (215) expense line 101-215-722.00 (Life Insurance), and so amend the Budget.
Roll Call Vote: Kauffman yes; Stone yes; Marsh yes; Trimmer, yes; Hunt yes. **Motion Carried.**

**Hunt/Kauffman
2009-152** a motion to **deny** the request for a wage increase for Diane Gusler, Chief Deputy Clerk, at this time, and review during the 2010 Budget process.
Roll Call Vote: Stone, yes; Marsh, yes; Trimmer, yes; Hunt, yes; Kauffman, yes. **Motion Carried.**

The Claims & Audit Docket, presented by the Clerk's Office, dated for **April 28, 2009 was approved as presented, total Claims & Audit **\$40,328.79**.

**Kauffman/Hunt
2009-153** a motion to accept Claims & Audit Docket, for **April 28, 2009** presented by the Clerk's Office, in the amount of **\$40,328.79**.
Roll Call Vote: Marsh, yes; Trimmer, yes; Hunt, yes; Kauffman, yes; Stone, yes. **Motion Carried**

**Commissioner Stone asked the Board to make a motion to allow the Maintenance Department to purchase new exterior doors for the Old Court House Building; to be paid out of the Public Improvement Fund.

**Trimmer/Kauffman
2009-154** a motion to authorize the Treasurer Department to appropriate \$600.00 out of the General Fund (101-965-999-07) to Special Fund (245) Public Improvements, to purchase new Exterior doors, located at the Old Court House, and so amend the Budget.
Roll Call Vote: Trimmer, yes; Hunt, yes; Kauffman, yes; Stone, yes; Marsh, yes. **Motion Carried**

Correspondence, Reports, Resolutions (acknowledge receipt):

Committee Reports:

Commissioner Stone:

- **Attended a meeting with the Soil Conservation District- Discussed possible Stimulus Money.
- **Attended a meeting with Commissioner Hunt and the Animal Control Officer, to discuss and gather facts on retirement eligibility.
- **Attended a meeting along with Commissioner Marsh and Dan Kauffman, IT, to review and obtain the facts on a invoice pulled at our last Board meeting.
- **Attended a "Ask A Lawyer" Seminar- Review on the "Open Meetings Act" "COBRA & FMLA Regulations". (Commissioner Training)

Commissioner Hunt:

- **Attended Landfill Meeting/Claims & Audit/Personnel Committee-
- **Attended Road Commission Meeting- ORV Routes Discussed & MDOT Building & Proposed Resolution.
- **Attended a meeting with Commissioner Stone and the Animal Control Officer, to discuss and gather facts on retirement eligibility.
- **Attended a "Ask A Lawyer" Seminar- Review on the "Open Meetings Act" "COBRA & FMLA Regulations". (Commissioner Training)
- **Commissioner Hunt will be getting with the Prosecutor to see what the status is on the Perry Lake Condemnation Process. (County Clerk stated a counter complaint was entered on April 27, 2009)

Commissioner Kauffman:

- **Attended Landfill Meeting – Still working on Equipment Maintenance & Manuals. County Treasurer looking at different investment options for the landfill.
- **Attended a Northern Michigan of Counties Meeting- ORV Presentation- (Positive feedback in regards to opening all roads).
- **Attended the NE MI Consortium Meeting-Passed out some information on the Programs through COOR. Some misunderstandings with the Soil Conservation District on how and what the stimulus money is being used for.

Commissioner Marsh:

- **Attended the Library Board- Appointed new Board member and discussed up-coming projects.
- **Attended a meeting along with Commissioner Stone and Dan Kauffman, IT, to review and obtain the facts on a invoice pulled at our last Board meeting.
- **Attended a “Ask A Lawyer” Seminar- Review on the “Open Meetings Act” “COBRA & FMLA Regulations”. (Commissioner Training)
- **Attended a Budget Training Session along with Commissioner Trimmer, County Treasurer, and Board of Commissioner Secretary to learn more about the 2009 Budget.

Commissioner Trimmer:

- **Attended Housing Commission Board Meeting-
- **Attended the DHS Meeting- County Case loads are about the same.
- **Attended the NEMCOG Meeting- Working on Web-site update.
- **Attended Human Resource Meeting- Poverty and Transportation Discussed.
- **Attended the MSU Extension Meeting- Phil Durst did a presentation on “Knowledge of the Economy” and Kirtland Community College did a presentation.
- **Attended the EDA Board Meeting- Next Business Breakfast Meeting is scheduled for May 13, 2009 the topic is “Tourism” presented by Tom Ferguson.
- **Attended a “Ask A Lawyer” Seminar- Review on the “Open Meetings Act” “COBRA & FMLA Regulations”. (Commissioner Training)
- **Attended a Budget Training Session along with Commissioner Marsh, County Treasurer, and Board of Commissioner Secretary to learn more about the 2009 Budget.

Public Comments:

**County Clerk, Jeri Winton, announced she would be revoking the Board of Commissioners Secretary Deputy Certificate and she would now take the Official Minutes. County Treasurer, William Kendall, stated he disagreed with the Board decision to allow the Ambulance Director to take Paramedic runs and to be paid for them above his salary. Sheriff Grace was disappointed in the Board decision to make a motion to “Open all Roads” stating that he is very concerned with the enforcement. A resident asked if there was any truth to the allegations that one or two of our County Deputies have been charged with drug charges? Sheriff Grace stated there is no truth to the allegations and no Deputy or Deputies have been charged.

Chairman Stone adjourned the meeting. [11:20 a.m.]

**Next Meeting Scheduled for
Tuesday May 12, 2009
At 10:00 a.m.**

Joseph L. Stone, Chairman

Jeri Winton, County Clerk

