



COUNTY OF OSCODA

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

**Oscoda County Board of Commissioners
Work Session
9:00 a.m. Tuesday, November 13, 2018**

Members Present: Commissioners Olsen, Kelly, Kischnick, Wilson and Nutt.

Members Excused:

Others Present: 16 members of the public were in attendance.

Chair Olsen called the Work Session Meeting to order at 9:00 a.m.

**Agenda Item for the B.O.C “Work Session” included:

**Ms. Brenda Moore, Executive B.O.C Secretary, reviewed the October 2018 General and Special Funds Budgets.

**Commissioner Olsen asked if the Board would be interested in getting a quote to have an Internal Control Analysis conducted on EMS, Housing Department, Oscoda County Park, Motor Pool and the Building Department, due to the EMS and Housing Director changing and some County concerns. An Internal Control Analysis is a performance audit and looks for potential problems and solutions. After a lot of discussion, it was the consensus of the B.O.C not to act on.

**Ms. Casandra Morse-Bills, County Prosecutor, presented a Resolution that would repeal the outdated and unconstitutional ordinances that have not been enforced and are not in compliance; which includes the repeal of Oscoda County Ordinances 1, 100,101,103,104, and 2012-001. Ms. Morse-Bills also requested that two Commissioners meet with her to review the Dog Control Enforcement Ordinance 107 to discuss the necessary structure changes. All other ordinances will be passes on to the appointed Prosecutor. The Board will consider the Resolution, as requested by Ms. Morse-Bills, at the November 27, 2018 B.O.C Meeting.

**Chair Olsen called for a recess (9:37 a.m.) before the Regular B.O.C Meeting.

**Official Minutes
November 13, 2018**

A Regular Meeting of the Oscoda County Board of Commissioner’s was held on **Tuesday, November 13, 2018 at 10:00 a.m.** in the Commissioner’s Room, Courthouse Annex Mio Michigan 48647.

Chair Olsen called the meeting to order at 10:00 a.m.

Pledge to the Flag

Roll Call of Members:

Members Present: Commissioners Olsen, Kelly, Kischnick, Wilson and Nutt.

Members Excused:

Others Present: 17 members of the public were in attendance.

The B.O.C approved the Agenda, with one addition for **November 13, 2018.

ADD: Closed Session for consideration of a written legal opinion.

Kelly/Wilson a motion to accept the Agenda for **November 13, 2018,** with one addition.

2018-240

5 yes: 0 no: **Motion Carried.**

Commissioner Olsen called for a Closed Session, for consideration of a written legal opinion within the attorney-client privilege, in accordance to the Open Meetings Act 176 PA 267, MCL 15.261 et seq. and excused the audience.

Nutt/Kelly a motion to go into Closed Session (10:04 a.m.), for consideration of a written legal opinion **2018-241** within the attorney-client privilege, in accordance to the Open Meetings Act 176 PA 267, MCL 15.261 et seq.

Roll Call Vote: Olsen, yes; Nutt, yes; Kelly, yes;
Kischnick, yes; Wilson, yes. **Motion Carried.**

Kelly/Nutt a motion to return to the B.O.C Meeting (10:36 a.m.).

2018-242

5 yes: 0 no: **Motion Carried.**

The B.O.C approved the Consent Agenda for **November 13, 2018, with the Calendar Items, as listed.

Item #1 Official Minutes for **October 23, 2018,** approved as presented.

Item #2 Official Minutes for **November 1, 2018 & November 8, 2018** “Special Budget Work Shops”, approved as presented.

Item #3 2019 Planning Commission Board “Organizational Meeting”.

**The B.O.C acknowledged the Planning Commission 2019 appointments, approved at their October 9, 2018 Meeting, for Chair Rob Murphy; Vice-Chair Dave Yoder and Secretary Ryan Blair along with the renewal of Rob Murphy and Dave Yoder’s Terms 2019-2021. The Planning Commission Board will continue to meet on the 2nd Tuesday of each month, at 5:00 p.m., located at the Tri-Town Fire-Hall; the Planning Commission will place an AD in the Herald and on the County Website. The Planning Commission will place an AD in the Herald for an open membership.

Item #4 Dissolve Vision Quest Committee.

**The B.O.C dissolved the Vision Quest Committee, superseding motion 2017-246, the Planning Commission will absorb.

Item #5 Equalization - L-4029 Amendment.

**The B.O.C accepted the amended L-4029 and authorized the Chair and County Clerk to sign, on behalf of the County.

Item #6 Horizon Seal Coating Invoice.

**The B.O.C approved to the invoice for Horizon Seal Coating, in the amount of \$2,500.00, (\$540.00 additional than approved per motion 2018-216) for additional material needed.

Item #7 Expenditures for **October 2018**. Total Expenditures **\$542,131.16**.

	PAYROLL	EXPENSES	TOTAL
101 General Fund	\$162,086.67	\$133,721.69	\$295,808.36
102 Ambulance Equip	\$0.00	\$0.00	\$0.00
103 Sheriff Equip	\$0.00	\$1,087.21	\$1,087.21
104 911 Emergency	\$6,140.98	\$16,733.53	\$22,874.51
205 Officer Training	\$0.00	\$0.00	\$0.00
208 Park Fund	\$4,486.25	\$5,658.59	\$10,144.84
209 D.A.R.E.	\$0.00	\$0.00	\$0.00
210 Ambulance Fund	\$48,036.11	\$33,611.75	\$81,647.86
215 Friend/Court	\$5,505.28	\$6,109.74	\$11,615.02
216 Public Guardian	\$0.00	\$0.00	\$0.00
217 Fairgrounds	\$0.00	\$890.28	\$890.28
218 Smith Lake	\$0.00	\$450.00	\$450.00
230 Hazmat	\$0.00	\$0.00	\$0.00
232 Historical Commission	\$119.50	\$33.80	\$153.30
239 Gypsy Moth	\$0.00	\$0.00	\$0.00
245 Public Improvement	\$0.00	\$0.00	\$0.00
249 Building Dept.	\$4,205.25	\$28,505.32	\$32,710.57
256 R.O.D. Automation	\$0.00	\$600.00	\$7,189.00
258 May 4 Courthouse Fire	\$0.00	\$0.00	\$0.00
260 MIDC	\$0.00	\$4,833.33	\$4,833.33
263 Concealed Pistol Licensing	\$0.00	\$54.70	\$54.70
265 Drug Law Enforcement	\$3,673.17	\$2,210.82	\$5,883.99
269 Law Library	\$0.00	\$270.22	\$270.22
271 Library	\$0.00	\$0.00	\$0.00
274 Council/Aging	\$0.00	\$10,000.00	\$20,006.85
281 EDC Revolving Loan	\$0.00	\$30.00	\$30.00
285 RSRF	\$0.00	\$0.00	\$0.00
290 Social Services	\$0.00	\$0.00	\$0.00
292 Child Care	\$2,323.11	\$31,246.59	\$33,569.70
293 Soldiers & Sailors	\$0.00	\$0.00	\$0.00
294 Veterans Trust	\$0.00	\$0.00	\$0.00

295	Airport	\$723.41	\$2,656.58	\$3,379.99
296	Basic Grant	\$0.00	\$2,500.00	\$2,500.00
297	Smile/Counseling	\$0.00	\$0.00	\$0.00
298	Veterans Affairs	\$1,722.40	\$4,166.71	\$5,889.11
470	Courthouse Preservation	\$0.00	\$0.00	\$0.00
616	Tax Revolving	\$0.00	\$1,142.32	\$1,142.32
	<i>SUB TOTALS</i>	\$239,022.13	\$286,513.18	\$542,131.16
201	Road Commission			\$452,137.12
	<i>Grand Total</i>		\$994,268.28	

Item #8 Claims and Audit Docket for **November 13, 2018**, as received from the County Clerk’s Office. Total Claims & Audit **\$56,707.85**.

Kelly/Nutt a motion to approve the Consent Calendar Items for **November 13, 2018** as presented.
2018-243

Roll Call Vote: Olsen, yes; Nutt, yes; Kelly, yes;
Wilson, yes Kischnick, yes. **Motion Carried.**

Public Matters & Comments (Regarding today’s Agenda- limited to two minutes per person).

Appointments:

**Mr. Gordon Stryker, Senior Manager, MGT Consulting Group, presented the Annual Cost Allocation Plan for the period ending December 31, 2017.

**Mr. Steve Defour, Road Commission Manager, presented Resolution 2018-019 “Senate Bill 396 Opposition”. Mr. Defour explained if SB 396 were to pass it would make exemptions from seasonal weight restrictions (aka “frost laws”) to the forest product industry during the spring thaw when roads are the most vulnerable to damage from heavy loads and would result in burdening road authorities with expensive reactive maintenance repairs and significantly increased taxpayer costs to maintain the public road system. The following motion was made:

Kelly/Kischnick a motion to adopt **Resolution 2018-019** “Senate Bill 396 Opposition”, as recommended
2018-244 by Oscoda County Road Commission Manager, Steve Defour.

Roll Call Vote: Kischnick, yes; Olsen, yes; Nutt, yes;
Kelly, yes; Wilson, yes. **Motion Carried.**

Correspondence/Reports/Resolutions:

**The B.O.C acknowledged the correspondence received by Ms. Casandra Morse-Bills, County Prosecutor. Commissioner Wilson asked to abstain from voting due the alleged circumstances concerning the conflicts of interest disclosed in Closed Session on 11/13/2018; Chair Olsen accepted.

Kelly/Nutt a motion to acknowledge the hiring of Kristi McGregor to fill the current vacant position of
2018-245 the Assistant Prosecutor, as budgeted for 2018; superseding motion 2018-219.

Roll Call Vote: Nutt, yes; Olsen, yes; Kischnick, yes;
Wilson, abstain; Kelly, yes. **Motion Carried.**

Unfinished Business/New Business:

**The B.O.C approved to extend the contract with McDonald Modular Solutions for the two mobile units; the current contract ends November 15, 2018. The invoice has been submitted for payment to insurance; however it has not been confirmed that the month to month rental agreement will be covered.

Nutt/Kelly a motion to extend the contract with McDonald Modular Solutions, between the County & **2018-246** McDonald Modular Solutions, on a month to month basis, in the amount of \$1,380.00, and authorize the Chair to sign for 6-months, in the amount of \$8,280.00, submitted to our insurance carrier for advance payment.

Roll Call Vote: Wilson, yes; Olsen, yes; Nutt, yes;
Kischnick, yes; Kelly, yes. **Motion Carried.**

**Commissioner Olsen asked the B.O.C to move forward and advertise for an EMS Director and presented a job description and salary comparisons. Commissioner Olsen stated that the EMS Department has been looking at restructuring and one of the areas is to take the EMS Secretary position to a part-time position, which is currently an EMT dual position, and to remove some of the duties that should be completed by a director, to help off-set the salary for an EMS Director. It was suggested that the B.O.C wait to take action and allow the newly elected B.O.C to pursue to hire an EMS director; due to the timing. After a lot of discussion, it was the consensus of the B.O.C to move forward and advertise and to extend an offer for two of the newly elected B.O.C to sit on the interview team.

Kelly/Nutt a motion to advertise for a, Full-time Salary, with benefits, Emergency Medical Service **2018-247** Director, for the Oscoda County Ambulance Department, with a beginning salary in the amount of \$40,000.00 to 50,000.00 based on experience & qualifications.

Roll Call Vote: Wilson, yes; Olsen, yes; Nutt, yes;
Kischnick, yes; Kelly, yes. **Motion Carried.**

Financial:

**The B.O.C did not receive any sealed bids for Vehicle #6 1193 Horton GMT 400, therefore it was the consensus of the B.O.C to return the vehicle back to inventory.

**The B.O.C approved the final MIDC-Michigan Indigent Defense Compliance Plan Contract. Commissioner Kischnick will follow-up with Michigan Association of Counties and Barbara A. Klimaszewski, MIDC Mid-Michigan Regional Manager, regarding the status of the grant funds schedule.

Kelly/Kischnick a motion to approve the Michigan Indigent Defense Compliance Plan Grant Contract **2018-248** Package for Oscoda County, as written and approved by the State of Michigan, and authorize Commissioner Pat Kelly to sign, as the appointed County contact (per motion 2017-383).

Roll Call Vote: Kelly, yes; Wilson, yes; Kischnick, yes;
Olsen, yes; Nutt, yes. **Motion Carried.**

**Commissioner Olsen along with Commissioner Kischnick, 44-North, Jennifer Martin, B.O.C Executive Secretary, Brenda Moore, and representatives from the 23rd Circuit Court Steelworkers, United Steelworkers and the POAM met a couple of times to review the 2019 Health Insurance options. It is the consensus of the committee to recommend the County go with BCN with a HRA, RX Carve Out 10/40/80 self-funded, deductible increase to \$250/\$500 from \$100/\$200 to a cap on the co-insurance from \$0 to \$1000/\$2000 and a small increase in employee contributions: Single \$35 to \$40; Two-person \$60 to \$70 and Family \$70 to \$80. This is still a 14.30% increase. The following motions pertaining to the 2019 Oscoda County Health Insurance were made:

Nutt/Kelly a motion to accept the “Letter of Understanding” between the Police Officers Association of **2018-249** Michigan, the United Steelworkers AFL-CIO-CLC, Local 14540-1 and the Chief Judge of the 23rd Circuit Court and the United Steelworkers AFL-CIO-CLC, Local Union 15157-22, as written.

Roll Call Vote: Olsen, yes; Nutt, yes; Kelly, yes;
Wilson, yes Kischnick, yes. **Motion Carried.**

Nutt/Kischnick a motion to adopt **Resolution 2018-020** the “Oscoda County Health Insurance for the **2018-250** Calendar Year of 2019” to OPT-OUT of the PA152, as presented.

Roll Call Vote: Kischnick, yes; Olsen, yes; Nutt, yes;
Kelly, yes; Wilson, yes. **Motion Carried.**

Nutt/Kischnick a motion to authorize the County Clerk’s Office to continue to payroll deduct employees **2018-251** Health Insurance Premiums, out of 24 pay-periods, as described for the 2019 Oscoda County Health Insurance Benefits; effective 01/01/2019.

Roll Call Vote: Wilson, yes; Olsen, yes; Nutt, yes;

Committee Reports:

**It was the consensus of the B.O.C to waive giving Committee Reports.

Public Comments & Matters:

**A newly Elected Commissioner thanked the B.O.C for inviting them to participate in current County business.

**A resident questioned the lack of information and up-dates on the new Governmental Building. Commissioner Kischnick stated there is no up-date to give at this time.

**“Take Back Drugs Day” collected over 50 lbs. of prescribed and over-the-counter medication.

**Sergeant Chuck Varner was thanked by Sheriff Grace for his years of service.

**“No Shave November” fund raiser to present a scholarship to someone going into the Criminal Justice Program; for more information give the Sheriff’s Department a call.

**The B.O.C was asked if the Health Insurance approved today was in the best option for the employee’s. Commissioner Kischnick stated it was in the best interest of the employee with very little additional out of the pocket cost.

**Commissioner Olsen called for a Closed Session, for consideration of a written legal opinion within the attorney-client privilege, in accordance to the Open Meetings Act 176 PA 267, MCL 15.261 et seq. and excused the audience.

Kischnick/Kelly a motion to go into Closed Session (11:57 a.m.), for consideration of a written legal **2018-252** opinion within the attorney-client privilege, in accordance to the Open Meetings Act 176 PA 267, MCL 15.261 et seq.

Roll Call Vote: Kelly, yes; Wilson, yes; Kischnick, yes;
Olsen, yes; Nutt, yes. **Motion Carried.**

Kelly/Nutt a motion to return to the B.O.C Meeting (12:12 p.m.). **2018-253**

5 yes: 0 no: **Motion Carried.**

**Commissioner Olsen made the following motion upon returning from Closed Session.

Olsen/Kelly a motion to move forward on Workman's Claim # 0004-16-01660, as recommend by
2018-254 Comp One, Claim Specialist, Marie Oliver, and Keller Thoma, Counselor at Law, Attorney,
Thomas L. Fleury.

Roll Call Vote: Kelly, yes; Wilson, yes; Kischnick, yes;
Olsen, yes; Nutt, yes. **Motion Carried.**

**Chair Olsen asked for a motion to take a lunch break.

Nutt/Kelly a motion to take a lunch break (12:15 p.m.) and return at (1:00 p.m.) for the 2019 Budget
2018-255 Workshop.

5 yes: 0 no: **Motion Carried.**

**Commissioner Olsen called the meeting back to order at 1:00 p.m. for the 2019 Budget Workshop.

**The B.O.C reviewed the following budgets.

**Trial/Courts 101/130 Budget the motion 2018-160 was extended. Commissioner Wilson asked to abstain from voting due the alleged circumstances concerning the conflicts of interest disclosed in Closed Session on 11/13/2018; Chair Olsen accepted.

Kelly/Kischnick a motion to extend motion 2018-160 for 60-days to allow Sherry Fleszar, (Non-Union
2018-256 Court) part-time Trial Court Deputy Probate Clerk, to work full-time (additional hours, up to 35 per week) on a temporary basis (Employee is NOT eligible for County benefits).

Roll Call Vote: Kelly, yes; Wilson, abstain; Kischnick, yes;
Olsen, yes; Nutt, yes. **Motion Carried.**

**Elected Official and Non-Union Wages will not be included in the 2019 Budget. Commissioner Wilson asked to abstain from voting due the alleged circumstances concerning the conflicts of interest disclosed in Closed Session on 11/13/2018; Chair Olsen accepted.

Kelly/Nutt a motion **NOT** to include wage increases for the Elected Officials, Non-Union Court and
2018-257 Non-Union Employees in the 2019 Budget, due to the deficit the County is facing.

Roll Call Vote: Kelly, yes; Nutt, yes; Kischnick, no;
Wilson, abstain; Olsen, yes; **Motion Carried.**

** Sheriff's 101/301 Budget was review again and it was the consensus of the B.O.C to leave 101/301 Budget as is.

**Prosecutor 101/229 Budget was reviewed and it was the consensus of the B.O.C to notify Ms. Casandra Morse-Bills, County Prosecutor that the B.O.C would like to take the Assistant Prosecutor from a full-time position, with benefits, to a part-time position, without benefits, in 2019. Ms. Morse-Bills is scheduled to address the B.O.C at the November 20, 2018 Budget Workshop Meeting.

**EMS 210 Budget was reviewed again and some minor changes were made. The "48 hours Letter of Understanding" was extended. Commissioner Olsen and Kelly, as the Acting Interim EMS Director's will be working with Fairview on an agreement, regarding continuing stationing an EMS Rig at the Fire Hall.

Wilson/Kelly a motion to extend the "Letter of Understanding", as written, with the Steelworkers Union,
2018-258 to allow the full-time EMS employees to work up to 48 hours, until June 30, 2019.

5 yes: 0 no: **Motion Carried.**

**The Oscoda County Park Manager’s “Memorandum of Understanding” was extended with a 30-day termination by either party.

Nutt/Kelly a motion to extend the “Memorandum of Understanding” with Dan Money, Park
2018-259 Manager, on a month to month basis, with a 30-day written notice of agreement termination for either party.

Roll Call Vote: Nutt, yes; Olsen, yes; Kischnick, yes;
Wilson, yes; Kelly, yes. **Motion Carried.**

**The next Budget Work Shop is scheduled for November 20, 2018 at 6 p.m. The B.O.C will review both the General and Special Funds one more time. Ms. Brenda Moore, Executive B.O.C Secretary, will have the insurance increases reflected in those budgets affected and those minor changes to the 210 budget.

**Chair Olsen called for a motion to adjourn.

Kelly/Wilson a motion to adjourn today’s meeting (2:33 p.m.).
2018-260

5 yes: 0 no: **Motion Carried.**

The next Regular B.O.C Meeting is scheduled for **Tuesday, November 27, 2018. A B.O.C Work Session will be held at **9:00 a.m.** and the Regular B.O.C Meeting at **10:00 a.m.**; includes a “2019 Budget Workshop to Adopt the 2019 Oscoda County Budget”.

LaNita Olsen, Oscoda County
Board of Commissioners Chair

Jeri Winton, Oscoda County
Clerk & Register of Deeds