

Bad Axe, Michigan
Tuesday, June 9, 2009

The regular meeting of the Huron County Board of Commissioners was held on Tuesday, June 9, 2009, commencing at 9:08 a.m. in the Board of Commissioners office, Third Floor, Huron County Building, Bad Axe, Michigan.

The meeting was called to order by Chairman Wruble with The Lord's Prayer and Pledge to the Flag.

Commissioners present: Chairman Ron Wruble, Steve Vaughan, Kurt Damrow, Clark Elftman, John Horny, Jim Leonard, and Dave Peruski.

Huron County Health Department Health Officer Gretchen Tenbusch appeared before the Board to answer questions concerning the agreement for a shared Medical Director.

Motion by Elftman, seconded by Horny to authorize the Chairman of the Huron County Board of Commissioners to sign the Associated Agreement for Medical Direction only effective 7/1/09 between the Associated Health Departments of Huron, Sanilac, Tuscola, Lapeer and District Health Department #2 with Dr. Russell Bush, M.D., M.P.H. as the Independent Contractor of Medical Direction services.

Motion by Elftman, seconded by Horny to reconfirm the appointment of Russell Bush, M.D., M.P.H. as the Medical Director of the Huron County Health Department as approved by the Michigan Department of Community Health.

9:11 a.m.

Recess.

10:53 a.m.

The agenda was reviewed. Resolutions 11 and 12 on the Consent Agenda will be moved to the New Business Agenda. Properties will bring a late motion. Chairman Wruble announces the Board will go into closed session to discuss property acquisitions.

Motion by Leonard, seconded by Damrow to approve the agenda as corrected. Motion carried.

Motion by Vaughan, seconded by Elftman to approve the minutes of the May 26, 2009 regular meeting. Motion carried.

Motion by Peruski, seconded by Vaughan to turn communications over to proper committee. Discussion followed. Motion carried.

- Letter from the Department of Treasury informing the County of the estimated convention facility/liquor tax distribution to Huron County from FY 2009-10 collections is \$150,437.
- Letter from the Township of Sherman announcing a public hearing on June 9, 2009 at 7:30 p.m. in the Sherman Township Hall for public comment on Cooperative Elevator Co.'s application for an Industrial Facilities Exemption Certificate for a project to be constructed during 2009 at an estimated cost of \$1,450,000.
- E-mail from Huron County Nature Center President Duane Wurst requesting the Board appoint Christine Kirby and Dawn Rowley to the Nature Center Board of Directors.
- Letter from Huron Medical Center indicating its intent not to renew the lease of the property at 1142 S. VanDyke in Bad Axe effective May 31, 2009.
- E-mail to EDC Director Carl Osentoski with information and deadlines for seeking assistance from the Rivers, Trails and Conservation Assistance Program.

- Resolutions from Lake County 1) opposing the changes to the Natural Resources and Environmental Protection Act, Act 451 of 1994, Part 201 as it pertains to Brownfield site redevelopment; 2) requesting the Legislature add \$5 million for Local Public Health Operation in the Department of Community Health budget for fiscal year 09-10; and 3) requesting Governor Granholm to terminate any Memorandum of Agreement between Michigan and the federal government that would require RFID to be included in any Michigan's drivers licenses, enhanced drivers license, or other identification document issued by the State of Michigan.
- Letter from Joan B. Bushey announcing her retirement from the Clerk's office effective July 28, 2009.
- Letter from Huron County Circuit Judge M. Richard Knoblock requesting the Board reappoint Betty M. Hurlburt to the Huron County Jury Board for a term expiring on April 30, 2015.
- Letter from Douglas and Janice Maurer in opposition to the wind turbines in Bingham Township.
- An article from the Bay City News regarding a study on Lake Huron bacteria points to agriculture.
- News Release from the Michigan Public Safety Commission concerning Wind Energy Resource Zone Board submits proposed report, identifies four Michigan regions with highest wind energy proposal, with a public hearing to take place at the Expo Center in Bad Axe at 11:00 a.m. on August 24, 2009.
- The Annual Report for FY 2008 from Region VII Area Agency on Aging.
- Invitation to the Huron County Township Officers Association quarterly dinner on Wednesday, June 17, 2009 at the Farm Bureau Building in Bad Axe at 6:30 p.m.
- Letters from Michael Lupinski, Tae-Kwon Do program representative, and Scott Whipple and Noreen Habana requesting the Board continue to sub-lease a space at the Huron County Health Department building for Chun Siev's Tae-Kwon Do class.
- Letter from Orin Gablan of Gore Township requesting the county enforce ORV's to use trails and not be permitted to ride on roadways.
- Letter from Manistee County with an invitation to the Fourth Annual Michigan Energy Fair on June 26-27-28 at the Manistee County Fairgrounds in Onekama.
- Letter from Glenn Sweeney expressing appreciation for the participation of Burt Eichler in Chemical Bank's Emergency Readiness Training on June 2, 2009.

11:00 a.m.

Time scheduled for Open Meetings Act. Mary Ann Vandermark of Human Development appeared to discuss the proposal on the senior complex building. The Board acknowledges former County Commissioner Al Long is in attendance at the meeting. Meeting concludes.

RESOLUTION by Finance Committee: #09-96 (Impose a summer tax levy and levy the Huron County allocated tax on July 1, 2009 at the rate of 4.3807 mills (full amount allocated after application of the Headlee millage reduction fraction).) Motion by Peruski, seconded by Leonard for approval. Discussion followed. Motion carried. Resolution adopted.

RESOLUTION by Finance Committee: #09-97 (Establish the additional millage rate for 2009 at .2223.) Motion by Peruski, seconded by Leonard for approval. Motion carried. Resolution adopted.

11:05 a.m.

Time scheduled for the Truth in Taxation Hearing. No one appears. Hearing concludes.

Motion by Leonard, seconded by Vaughan to approve the resolutions on the Consent Agenda. Motion carried. Resolutions adopted.

CA RESOLUTION by Agencies Committee: #09-98C (Authorize the Chairman to sign MDOT Agreement #2007-0227/Z7R1 (Huron Transit Corporation).)

CA RESOLUTION by Finance Committee: #09-99C (Levy the additional millage rate of .2223.)

CA RESOLUTION by Finance Committee: #09-100C (Amend the 2009 Revenue and Expenditure Budgets for the Treasurer to reflect increased grant revenues and expenditures (NOAA transmitter).)

CA RESOLUTION by Finance Committee: #09-101C (Transfer \$9,300 from Contingency Fund to cover increased costs to the 209 Sheriff budget for purchase of vehicles.)

CA RESOLUTION by Finance Committee: #09-102C (Authorize Booms Construction, Inc. to repair and Wrights Painting and Sandblasting to refinish the exterior stair towers of the Jail at a total cost of \$17,900, to be taken from the General Public Improvement Fund.)

CA RESOLUTION by Legislative Committee: #09-103C (Approve the application to allow 6 acres in P.A. 116 in Fairhaven Township as requested by Richard L. & Connie L. Gremel.)

CA RESOLUTION by Legislative Committee: #09-104C (Adopt Zoning Amendment 2009-01 in Ordinance Form, which revises Huron County Zoning Ordinance, Article III, Section 3.02 District Boundaries (Zoning Map).)

CA RESOLUTION by Legislative Committee: #09-105C (Authorize the Chairman to sign the 2009 Survey & Remonumentation Contracts.)

CA RESOLUTION by Personnel Committee: #09-106C (Increase the rate of pay for part-time marine patrol officer David Navock from \$8.50 per hour to \$9.00 per hour, effective May 15, 2009.)

CA RESOLUTION by Personnel Committee: #09-107C (Employ Kristin Roemer and Zachary E. Tyll as casual employees, Dog Census Deputies, in the Huron County Sheriff Office at the rate of \$9.00 per hour, effective June 9, 2009.)

RESOLUTION by Personnel Committee: #09-108C (Appoint Mark J. Gaertner to the position of District Court Magistrate at Grade 17, Step 6, with a salary of \$53,072.00, effective June 16, 2009.) Motion by Leonard, seconded by Damrow for approval. Discussion followed. Judge David Herrington, Corporation Counsel Steve Allen and Mark Gaertner addressed the Board individually as to the procedures and law pertaining to the termination of an at will employee and the hiring procedures for the Magistrate position. **Motion** by Peruski, seconded by Leonard to table the resolution until the June 23, 2009 meeting. Roll call vote on the motion to table the resolution: Ayes – Horny, Elftman, Vaughan, Peruski and Wruble. Nays – Leonard and Damrow. Motion carried. Resolution TABLED.

RESOLUTION by Properties Committee: #09-109 (Pledge the full faith and credit of Huron County for Betty and Branches Drain, principal amount of \$355,000.) Motion by Vaughan, seconded by Damrow for approval. Discussion follows. Motion carries. Resolution adopted.

Chairman Wruble appoints Dawn Rowley and Christine Kirby to fill two of three vacancies on the Huron County Nature Center Board of Directors. **Motion** by Peruski, seconded by Horny to approve the Chairman's appointments. Motion carried.

Chairman Wruble appoints Betty Hurlburt to a six-year term on the Huron County Jury Commission. **Motion** by Peruski, seconded by Elftman to approve the Chairman's appointment. Motion carried.

Motion by Leonard, seconded by Vaughan to accept the retirement of Joan B. Bushey from the position of Deputy Clerk/Accounting Payroll Clerk in the County Clerk's office with regret. Motion carried.

Motion by Vaughan, seconded by Elftman to reconsider Resolution No. 09-95. Motion carried.

RESOLUTION by Finance Committee: #09-95 (Authorize Wilcox Professional Services to collect additional groundwater samples to verify the contamination plume at a cost of \$3,700.) **Motion** by Peruski, seconded by Leonard to waive the reading of the resolution. Motion carried. **Motion** by Elftman, seconded by Horny to approve resolution No. 09-95. A unanimous vote of Nay was given by all members of the Board. Motion fails. Resolution FAILS.

12:51 p.m.

Recess to lunch.

1:35 p.m.

Motion by Vaughan, seconded by Damrow to go into closed session to discuss acquisition of property. Roll call vote: Ayes – Vaughan, Damrow, Horny, Elftman, Leonard, Peruski and Wruble. Nays – None.

1:35 p.m.

Recess to go into closed session.

2:55 p.m.

Recess to audit bills.

3:16 p.m.

Peruski attended: May 26 – regular Board meeting, Finance Committee meeting, Finance meeting with Treasurer; Human Development meeting; May 27 – Huron Community Foundation fundraiser; May 28 – meeting with three constituents; June 1 – Grant Township meeting; June 3 – Planning Commission meeting; June 4 – meeting with Ron Burkstover, meeting with three constituents in the Village of Ubyly; June 8 – Personnel Committee meeting.

Leonard attended: May 26 – regular Board meeting, Properties Committee meeting, Finance Committee meeting; June 2 – Wayne State Medical School graduation; June 4 – Personnel Committee meeting; June 8 – meeting with constituent, Personnel Committee meeting.

Horny attended: May 26 – regular Board meeting, Finance Committee meeting; May 26 – Tri-County Senior Advisory Council meeting; May 28 – Tuscola County Drain Commissioner meeting; June 1 – Sebawaing Village meeting, TRIAD speaker; June 3 – DEQ meeting; June 4 – HDC meeting; June 5 – Senior Fair; June 8 – Brookfield Township meeting, Soil Conservation meeting.

Elftman attended: May 26 – regular Board meeting, Historical Society meeting; May 27 – DHS meeting, Medical Care Facility meeting; June 1 – Caseville Township meeting; June 2 – Winsor Township meeting; June 3 – Saginaw Bay Coastal Initiative meeting; June 5 – Saginaw Bay

Coastal Initiative annual meeting; June 8 – Saginaw Bay Coastal Atlas meeting, Caseville Village meeting.

Damrow attended: May 26 – regular Board meeting; June 3 – Planning Commission meeting, DTE meeting; June 4 – Personnel Committee meeting, VA meeting; June 8 – Personnel Committee meeting.

Vaughan attended: May 26 – regular Board meeting, Properties Committee meeting; May 27 – Probate Court hearing; June 1 – Thumb Industries meeting, Chandler Township meeting; June 2 – Oliver Township meeting; June 3 – meeting at jail for repairs, meeting with Judge Herrington; June 4 – HDC meeting; June 8 – meeting with constituent.

Wruble attended: May 26 – regular Board meeting; May 27 – Candice Miller meeting; May 30 – meeting with constituent; June 2 – EDC meeting; June 4 – Wage Study meeting, meeting with Corporation Counsel; meeting with Prosecutor.

Motion by Peruski, seconded by Horny to approve monthly Board bills as submitted. Motion carried.

Health Department	\$ 119,666.23
Board Bills Approved	\$ 41,921.17
Paid Without Presentation	<u>\$1,116,546.10</u>
	\$1,278,133.50

3:35 p.m.

Meeting adjourned.

s/Ron Wruble
Ron Wruble, Chairman
Board of Commissioners

s/Peggy A. Koehler
Peggy A. Koehler
Huron County Clerk