

**CHEBOYGAN COUNTY BOARD OF COMMISSIONERS  
FINANCE/BUSINESS MEETING  
OCTOBER 8<sup>th</sup>, 2013**

The regular meeting of the Cheboygan County Board of Commissioners was called to order in the Commissioners Room by Vice Chairperson Pete Redmond at 9:30 a.m.

Roll called and a quorum present.

**Present:** Commissioners Bruce Gauthier, Pete Redmond, Cal Gouine, John Wallace, Sue Allor, and Tony Matelski

**Absent:** Commissioner Linda Socha (excused)

Commissioner Wallace gave the invocation and led the Pledge of Allegiance.

Commissioner Allor requested the following items be removed from the Consent Agenda and added to New Business: Item 5-A *Approve Monthly Finance Claims* and Item 5-C *Straits Regional Ride: MDOT Contract 2012-0061/P7 FY 2014 Specialized Services Operating Assistance Program and Special Services Operating Assistance Program Third Party Contract 2012-0061/P7 Correspondence* and Item 5-E 1. *Finance/Business Meeting Minutes of September 10<sup>th</sup>, 2013 and Committee of the Whole September 24<sup>th</sup>, 2013.*

**Motion** by Commissioner Wallace, seconded by Commissioner Gauthier, to approve the agenda as amended. Motion carried with 6 yes, 0 no and 1 absent.

**Motion** by Commissioner Wallace, seconded by Commissioner Gouine, to approve the amended consent agenda as follows:

- A. ~~Approve Monthly Finance Claims~~ (*Moved to New Business*)
- B. Budget Adjustments
- C. ~~Straits Regional Ride~~
  - 1. ~~MDOT Contract 2012-0061/P7 FY 2014 Specialized Services Operating Assistance Program~~
  - 2. ~~Specialized Services Operating Assistance Program Third Party Contract 2012-0061/P7 Correspondence~~
- D. Correspondence
  - 1. Bay County Resolution in Opposition to HB 4785
  - 2. Berrien County Resolution Regarding General Property Tax Act
  - 3. Gratiot County Resolution to Revoke Act 88 of 1913
  - 4. Lake County Resolution in Support of SB 395
  - 5. State of Michigan Department of Licensing & Regulatory Affairs – School Plan Review & Inspections Authority
- E. Minutes:
  - 1. Committee of the Whole Meeting of August 27, 2013, ~~Finance/Business Meeting of September 10, 2013 and Committee of the Whole Meeting of September 24, 2013~~
  - 2. Health Board – 8/20/2013
  - 3. NEMCSA – 9/13/2013
  - 4. NMSAS – 7/1/2013
  - 5. NLEA September-October Newsletter, October's President's Report and Board Minutes 7/18/2013
  - 6. Cheboygan County Road Commission – 8/15/2013 & 9/10/2013
  - 7. Cheboygan City Council – 8/27/2013 & 9/9/2013
  - 8. Planning Commission Meeting – 9/4/2013 & 9/18/2013
  - 9. ZBA – 7/24/2013

A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

### **CITIZENS COMMENTS**

Stephanie Jacobson, a resident of Inverness Township, expressed her concerns over the Zoning Ordinance Amendment regarding farm markets and farm produce stands.

Janet Vance, a resident of Tuscarora Township, also expressed her concerns over the Cheboygan County Council on Aging Special meeting she attended recently and over the Zoning Ordinance Amendment regarding farm markets and farm produce stands.

Bob Haig, a resident of Munro Township, expressed his concerns over the Zoning Ordinance Amendment regarding farm markets and farm produce stands.

Tom Meyer, a resident of Koehler Township, expressed his concerns over the Zoning Ordinance Amendment regarding farm markets and farm produce stands.

### **SCHEDULED VISITORS – None**

### **FINANCE DIRECTOR'S REPORT**

Finance Director Kari Kortz presented the revenue and expenditures report for the General Fund for the month ending August 31, 2013. She reported total year-to-date revenue of \$3,350,877.99 or 31.79% of budget compared to \$3,215,531.68, or 30.11% of budget, last year as of the end of August. Ms. Kortz reported expenditures year-to-date of \$6,672,613.46, or 63.31% of budget, compared to \$6,613,881.52, or 61.93% of budget, last year as of the end of August.

### **ADMINISTRATOR'S REPORT**

Administrator Lawson reported the following items: Contract negotiations with unions will begin next week. An update regarding these negotiations is forthcoming prospectively at the October 22<sup>nd</sup>, 2013 Committee of Whole meeting. Wage and Salary Resolution recommendations are on hold while union contract negotiations are in process. Recommendations will be forthcoming in December following contract negotiations. The Cheboygan County Maintenance staff continues to work with contractors on the County Fairgrounds bathroom remodel. This project is forecasted to be completed by the end of the year. The County Marina dredging project is currently out for bid. This project is forecasted to be completed by the end of the year. Any bids received are set to be reported at the October 22<sup>nd</sup>, 2013 Committee of the Whole meeting. Administration is waiting for DEQ approval of the project. The County building parking lot project is currently under way. It is on schedule and set to be completed by the end of October.

### **COMMITTEE REPORTS**

Commissioner Allor attended the Walker Township, Ellis Township, and Forest Township regular meetings. She attended a District No. 4 Health Board meeting, a McLaren Northern Michigan forum, a North Country Community Mental Health meeting, an Area Agency on Aging meeting, Cheboygan County Council on Aging special meeting, and a Michigan Townships Association meeting. She reported that the District No. 4 Health is experimenting with a new type of septic system, encouraging flu vaccinations, and is offering outreach programs for signing up for the healthcare exchange. From the North Country Community Mental Health meeting she reported that the Director was offered a 3% raise, but she declined until employees are also considered for wage increases, at which time the increase would be retroactive. Commissioner Allor distributed several pamphlets from the Area Agency on Aging meeting. From the Cheboygan County Council on Aging Special meeting, there were a variety of documents distributed to the Board. At the Michigan Townships Association meeting, Mike Roper gave a presentation on the Road Commission. Forest Township is still concerned with their roads and road conditions, and it was asked at what point the maintenance of the roads becomes a public safety issue.

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Commissioner Gauthier questioned when the BOC would be aware of whether or not the conditions for the CCCOA in their millage appropriation contract have been met. Administrator Lawson confirmed that Commissioner Allor has been working with the CCCOA to answer those questions and that the contracts should be presented to this Board within the month.

Commissioner Gouine attended an Inverness Township and Mullett Township meeting. He also attended a Cheboygan County Airport Authority Board meeting. Mullett Township is concerned about the new signage ordinance. The Airport Authority reported they will be short on their budget.

Commissioner Matelski attended a Millage Appropriation Committee meeting, two Planning Commission meetings, a Road Commission meeting, a Waterways Commission meeting, a Zoning Board of Appeals meeting, a Cheboygan County Council on Aging special meeting, a Koehler Township and a Waverly Township regular meeting. Commissioner Matelski reported that the CCCOA was not pleased with the BOC for their inquiries over senior millage appropriation. Forest and Waverly Township residents attend the Presque Isle County Senior Center for meals in Onaway and he advised the senior center that they may be able to receive millage funding for that. This is a similar situation as what is occurring in Mackinaw City.

Commissioner Gauthier attended a NEMCSA meeting, a NLEA meeting, a McLaren Northern Michigan forum and a District No. 4 Health Board meeting. John Briggs is tentatively scheduled to attend the next Committee of the Whole meeting to report on NEMCSA and for questions. The NLEA has been running a series of workshops regarding “how to start your own business” and the next one will be held at the Cheboygan Public Library on October 17<sup>th</sup> at 6:00 p.m.

Commissioner Wallace attended several NMSAS meetings, various township meetings and a CCE 9-1-1 meeting in Charlevoix. Commissioner Wallace reported that 9-1-1 has lost some coverage due to the mandated narrow banding. There is money available to correct the issue but the issue is still being worked out.

Commissioner Redmond attended two Fair Board meetings, a MAC Conference, a Waterways Commission meeting, and a Benton Township meeting. The Fair Board finalized budget conversations. The Harbormaster has timeline concerns regarding the dredging project.

**OLD BUSINESS** – None

**NEW BUSINESS**

Equalization Director Janice Eaton presented Resolution 13-19 for Millage Rate Resolution, the 2013 Cheboygan County Apportionment Report and Resolution 13-20 Tax Resolution. The 2013 Cheboygan County Apportionment Report was corrected and reissued to the BOC.

**Motion** by Commissioner Matelski, seconded by Commissioner Gouine to adopt the following resolution:

**Resolution 13-19  
2013 MILLAGE RATE RESOLUTION**

**WHEREAS**, Cheboygan County has the authority to levy its own maximum allowable millage rate of 6.4592 mills distributed as follows: 5.6592 mills for General County Operations, .5000 mills for Senior Citizens Operations and .3000 mills for Ambulance Authority Operations, and,

**WHEREAS**, it has been determined that to maintain basic county services, it will be necessary to levy the rate of 6.4092 mills; and,

**WHEREAS**, notice of the public hearing was given, and a public hearing was held as the County Budget Hearing;

**NOW THEREFORE BE IT RESOLVED**, that the County of Cheboygan shall levy the millage of 6.4092 for 2013.

A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

**Motion** by Commissioner Matelski, seconded by Commissioner Wallace to adopt the 2013 Cheboygan County Reapportionment Report as presented (Copy on file in County Clerk's Office). A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

**Motion** by Commissioner Matelski, seconded by Commissioner Gauthier to adopt the following resolution:

**Resolution 13-20  
TAX RESOLUTION**

**BE IT HEREBY RESOLVED**, that there be raised by taxation and that the Cheboygan County Board of Commissioners are hereby authorized and directed to spread upon the several assessment rolls and tax rolls of the County: County Tax, Township Tax, School Tax and any special taxes in the amounts as adopted by the County Board of Commissioners in the 2013 Apportionment Report. An amount of the above mentioned taxes not to exceed the schedule of millage as determined by the Apportionment Report adopted by the Cheboygan County Board of Commissioners at their annual meeting held on October 8<sup>th</sup>, 2013.

A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

District Court Administrator Jodi Barrette presented the Michigan Department of State and 89<sup>th</sup> District Court Contractual Agreement for driver, vehicle and related information. The program will allow District Court to immediately clear a license suspension upon payment in full. There is no financial impact.

**Motion** by Commissioner Guine, seconded by Commissioner Gauthier to approve the Michigan Department of State Contractual Agreement for Driver, Vehicle and Related Information with the 89<sup>th</sup> District Court. Motion carried with 6 yes, 0 no and 1 absent.

County Planner Scott McNeil presented Zoning Ordinance Amendment #120 regarding Farm Markets and Farm Product Stands. The amendment provides for Farm Markets to be addressed in the Zoning Ordinance and to bring the zoning ordinance in conformance with the Rights to Farm Act. The amendment also provides a definition for Farm Product Stand which is similar to a Farm Market but does not fall under the Rights to Farm Act. The Planning Commission has recommended that the suggested permits be reviewed and approved without charge and that the permits could be approved administratively (not needing to go before the planning commission). Legal counsel stated that currently, this type of land use is not listed in the Zoning Ordinance as it stands. If something is not addressed in the Zoning Ordinance, it is not an authorized use of the land. The aforementioned amendment streamlines the approval of land use process. This amendment is giving authorization to use these types of land uses that are not currently addressed in the Zoning Ordinance. Commissioner Redmond questioned how long the permit is good for. Mr. McNeil verified that the permits are good for as long as they are in use. Discussion continued regarding Zoning Ordinance Amendment #120.

**Motion** by Commissioner Wallace, seconded by Commissioner Gauthier to adopt Zoning Ordinance Amendment #120 regarding Farm Markets and Farm Product Stands. A roll call vote was taken. Motion failed with 2 yes (Commissioner Gauthier, Commissioner Wallace), 4 no (Commissioner Redmond, Commissioner Matelski, Commissioner Guine and Commissioner Allor) and 1 absent (Commissioner Socha).

County Planner Scott McNeil presented Zoning Ordinance Amendment #121 regarding commercial farms and hobby farms. This ordinance amendment is to provide a distinction between the definition of commercial farms and hobby farms. There was some tie to the previous Zoning Ordinance Amendment #120 which had failed. Legal counsel clarified that the phrase referencing "farm markets and farm product stands" in Section 10 of this amendment would be stricken.

**Motion** by Commissioner Matelski, seconded by Commissioner Wallace to adopt Zoning Ordinance Amendment #121 regarding Commercial Farms and Hobby Farms (NOTE: This Zoning Ordinance amendment was re-numbered as *Amendment #120* after the original had failed).

**Zoning Ordinance Amendment #120**

AN ORDINANCE TO AMEND THE CHEBOYGAN COUNTY ZONING ORDINANCE No. 200 TO PROVIDE FOR COMMERCIAL FARMS, COMMERCIAL FARM BUILDINGS, HOBBY FARMS AND HOBBY FARM BUILDINGS AND TO EXEMPT COMMERCIAL FARM BUILDINGS FROM MAXIMUM STRUCTURE HEIGHT REQUIREMENTS IN THE AGRICULTURE AND FORESTRY MANAGEMENT ZONING DISTRICT.

THE COUNTY OF CHEBOYGAN, STATE OF MICHIGAN ORDAINS

**Section 1. Amendment of Section 2.2.**

Section 2.2 of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to add the following new definitions in their appropriate alphabetical location, which new definitions shall read in its entirety as follows:

**COMMERCIAL FARM**

Land, plants, animals, buildings, structures, including ponds used for agricultural or aquacultural activities, machinery, equipment and other appurtenances used in the commercial production of farm products to be sold at a profit.

**COMMERCIAL FARM BUILDING**

A structure or building used solely for and on a commercial farm.

**COMMERCIAL PRODUCTION OF FARM PRODUCTS**

The act of producing or manufacturing farm products intended to be marketed and sold at a profit.

**FARM PRODUCTS**

Plants and animals useful to human beings produced by agriculture and includes, but is not limited to, forages and sod crops, grains and feed crops, field crops, dairy and dairy products, poultry and poultry products, cervidae, livestock, including breeding and grazing, equine, fish, and other aquacultural products, bees and bee products, berries, herbs, fruits, vegetables, flowers, seeds, grasses, nursery stock, trees and tree products, mushrooms, and other similar products, or any other product which incorporates the use of food, feed, fiber, or fur, as determined by the Michigan commission of agriculture.

**HOBBY FARM**

Land, plants, animals, buildings, structures, including ponds used for agricultural or aquacultural activities, machinery, equipment and other appurtenances which are not used in the commercial production of farm products and not intended to be sold at a profit.

**HOBBY FARM BUILDING**

A building or structure used for and on hobby farm.

**PRIVATE STORAGE / WORKSHOP BUILDING**

A building that is used for private, noncommercial storage or home workshop purposes, with no provisions for overnight living or sleeping areas.

**Section 2. Amendment of Section 2.2.**

Section 2.2 of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to repeal the definitions of Agriculture, Agricultural Building, Farm and Farm Buildings.

**Section 3. Amendment of Section 9.2.2.**

Section 9.2.2. of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to read in its entirety as follows:

Commercial Farm Buildings

**Section 4. Amendment of Section 9.2.3.**

Section 9.2.3. of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to read in its entirety as follows:

Commercial Farms

**Section 5. Amendment of Section 9.2.**

Section 9.2. of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to add a new Section 9.2.15., which shall read in its entirety as follows:

Hobby Farm Buildings

**Section 6. Amendment of Section 9.2.**

Section 9.2. of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to add a new Section 9.2.16., which shall read in its entirety as follows:

Hobby Farms

**Section 7. Amendment of Section 9.2.**

Section 9.2.14 of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to read in its entirety as follows:

Private Storage Buildings, Private Storage/Workshop Buildings and Agricultural/Private Storage/Workshop Buildings.

**Section 8. Amendment of Section 17.1.**

Section 17.1. of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to replace the following row in its proper alphabetical location which shall read in its entirety as follows:

		Minimum Floor Area	Minimum Building Width	Min. Lot Size		Min. Yard Setbacks (feet)			Maximum Height of Structures
Zoning District		Sq. ft.	Feet	Area (Sq.ft.)	Width (ft.)	Front	Sides	Rear	Feet
<b>M-AF</b>	<b><u>Agriculture and Forestry Management</u></b>	720 <sup>D</sup>	No Min.	1 Acre <sup>D</sup>	150	50	10	30	35 <sup>L</sup>

**Section 9. Amendment of Section 17.1.**

Section 17.1. of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to add note L to read in its entirety as follows:

L. Commercial Farm Buildings are exempt from maximum structure height requirements.

**Section 10. Amendment of Section 20.3.b.**

Section 20.3.b. of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to read in its entirety as follows:

b. Any new construction in a Commercial Development, Light Industrial Development, General Industrial Development, Village Center, Village Center Indian River, Village Center Indian River Overlay, Village Center Topinabee or Village Center Topinabee Overlay zoning district except single family dwellings, two family dwellings and private storage buildings.

**Section 11. Amendment of Section 20.3.c.**

Section 20.3.c. of the Cheboygan County Zoning Ordinance No. 200 is hereby amended to read in its entirety as follows:

c. Any development, except single family dwellings, two family dwellings for which off- street parking areas are provided as required in this Ordinance.

**Section 12. Severability.**

If any section, clause, or provision of this Ordinance is declared unconstitutional or otherwise invalid by a court of competent jurisdiction, said declaration shall not affect the validity of the remainder of the Ordinance as a whole or any part thereof, other than the part so declared to be unconstitutional or invalid.

**Section 13. Effective Date.**

This Ordinance shall become effective eight (8) days after being published in a newspaper of general circulation within the County.

A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

**Motion** by Commissioner Gauthier, seconded by Commissioner Gouine to adopt the following resolution:

**RESOLUTION -13-21**

WHEREAS, Public Access to lakes, rivers and streams play an important role in the economy of the region by providing recreational opportunities; and

WHEREAS, The Cheboygan County Road Commission and Townships within Cheboygan County often review issues related to the use of public road ends and easements and their abandonment.

NOW, THEREFORE, BE IT RESOLVED, that the Cheboygan County Board of Commissioners encourages the Cheboygan County Road Commission and Townships within Cheboygan County to maintain public access of road ends and easements to water bodies to permit public access and use.

A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

County Treasurer Linda Cronan presented County Road Commission refinancing information and documentation. The Bond Counsel Engagement letter, Resolution 13-22 authorizing issuance of refunding bonds not to exceed \$2,550,000, and Bond Advisor/Underwriter Engagement letter will allow the Cheboygan County Road Commission to reissue bonds to obtain a lower interest rate. The financial impact for the refinancing process is incorporated into the borrowed amount to be paid by the Cheboygan County Road Commission.

**Motion** by Commissioner Matelski, seconded by Commissioner Gouine to accept the Bond Counsel Engagement Letter from Dickinson Wright, PLLC and authorize the Chairperson to sign. Motion carried with 6 yes, 0 no and 1 absent.

**Motion** by Commissioner Gauthier, seconded by Commissioner Matelski to adopt Resolution 13-22; a resolution to authorize the issuance of refunding bonds not to exceed \$2,550,000 (Copy on File in County Clerk's Office). A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

**Motion** by Commissioner Gouine, seconded by Commissioner Wallace to accept the Bond Underwriter Disclosure/Engagement letter from Hilliard Lyons LLC and authorize the Chairperson to sign. Motion carried with 6 yes, 0 no and 1 absent.

Administrator Lawson presented the Edward Byrne Memorial Justice Assistance Grant for the Drug Court budget submittal. The 53<sup>rd</sup> Circuit Court is requesting authorization from the BOC to submit of their updated budget to the State Court Administrator's Office using the WebGrants online grant management system. The actual contract for the grant will be brought to the Board at the November 12, 2013 meeting for execution through signature of the Board Chairperson as it is due to the State Court Administrator's

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Office on December 6, 2013. Discussion was held regarding various contract recommendations and relationships.

**Motion** by Commissioner Wallace, seconded by Commissioner Gauthier to authorize the submission of the proposed budget for the Edward Byrne Memorial Justice Assistance Grant for Drug Court using the WebGrants online grant management system. A motion carried with 6 yes, 0 no and 1 absent.

Administrator Lawson presented the County building property line adjustment and easements. An encroachment on the neighbor's property was identified in the design of the new County Building parking lot. A property swap with the neighbor will solve the encroachment issues by deeding a triangular piece to the County and by the County deeding a different triangular parcel to the neighbor. Additionally, there is a natural drainage ditch from the County building located on the neighbor's property and in order for the County to do any cleaning or maintenance on that drainage ditch, the County secured an easement from the same neighbor.

**Motion** by Commissioner Wallace, seconded by Commissioner Allor to deed a 679 sq. ft. triangular parcel to Michael and Carol Sherwood and Trust and authorize the Chairperson of the Board of Commissioners to sign the deed; to accept ownership of 679 sq. ft. triangular parcel and 1279.6 sq. ft. rectangular grading and drainage easement from Michael and Carol Sherwood. A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

Administrator Lawson presented the Reid Building lease agreements. The Reid Building lease agreements expire at the end of this month and are up for renewal. There are four agencies utilizing the building the building at this time. The terms and fees of the lease are consistent from last year.

**Motion** by Commissioner Allor, seconded by Commissioner Gauthier to approve the lease with District No. 4 Health Department, North Country Community Mental Health, Dental Clinics North, and the Women's Resource Center and authorize the Chairperson to sign the four separate leases. A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

County Clerk/Register Mary Ellen Tryban said the terms of Dale Giddings (Democrat) and Susan Muschell (Republican) on the Board of County Canvassers expire on November 1, 2011. She said pursuant to MCL 168.24c she contacted the county committee of each political party and requested names of nominees for the party's expiring seat on the Board. The law states that each party is to provide the county clerk with three nominees. The following names were submitted by the Republican Party: Susan Muschell, Catherine Stone and Brian May. The following names were submitted by the Democratic Party: Dale Giddings, Susan Page and Cyndi Kress. The terms of these appointments are four (4) years, expiring November 1, 2017. Clerk Tryban said that MCL 168.24c requires the County Board of Commissioners to fill the two vacancies on the Board by electing a Republican member and a Democratic member from the submitted names; and, Michigan election law specifies that the County Board of Commissioners use ballots when filling the seats. A ballot was distributed to each commissioner and were collected and tallied by the Clerk. Brian May was elected as the Republican member of the Board of Canvassers and Dale Giddings was elected as the Democratic member.

IT Director Matt Hellens presented the Temporary/Seasonal IT Network Technician positions. The IT Department is in need of a temporary position to be filled in order to accommodate for an upcoming retirement of a permanent IT employee. The temporary position is capped at 29 hours per week.

**Motion** by Commissioner Matelski, seconded by Commissioner Allor to approve the creation of the temporary IT Network Technician position at a rate between \$16.83 and \$21.63 per hour for 29 hours per week for 26 weeks and approve the necessary budget adjustments. A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

Mr. Hellens presented Amendment #2 to the 2013 Salary and Wage Resolution from the IS Department. Additional hours and job functions are needed for the Technology Support (Network Technician position in the IS Department.

**Motion** by Commissioner Matelski, seconded by Commissioner Wallace to adopt Amendment #2 to the 2013 Salary and Wage Resolution Non-Union Employees to reflect the Technology Support position at 40 hours per week with a salary range of \$35,000 to \$45,000 per year and approve all necessary budget adjustments. A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

Finance Director Kari Kortz presented the North County Community Mental Health Services Cost-Share Agreement. An agreement was formed between Cheboygan County and North Country Community Mental Health such that Community Mental Health would be responsible for 50% of the bill (\$157.23) for an individual placed in treatment in Marquette, Michigan. Cheboygan County receives 50% reimbursement from the State of Michigan for this placement currently. The effect of this placement to the County is now \$0 through this cost-share agreement.

**Motion** by Commissioner Gauthier, seconded by Commissioner Allor to approve the North Country Community Mental Health Services Cost-Share for consumer JS #40732 and authorize the necessary budget adjustments. A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

Finance Director Kari Kortz presented the purchasing policy revision regarding sole vendor listing 300-2A. The changes included updating the Sole Vendor Listing by Adding Dickinson Wright PLLC and Hilliard Lyons.

**Motion** by Commissioner Allor, seconded by Commissioner Matelski to adopt the revised Sole Vendor Listing 300-2A to become effective October 9, 2013. Motion carried with 6 yes, 0 no and 1 absent.

Administrator Lawson presented MDOT Performance Resolution 13-23. The ROW construction permit for the parking lot improvements requires government units that work in a right-of-way to approve and submit an MDOT Performance Resolution.

**Motion** by Commissioner Matelski, seconded by Commissioner Gouine to adopt the MDOT Performance Resolution 13-23 (Copy on File in County Clerk's Office); a resolution for a right of way construction permit for the parking lot improvement project. A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

Commissioner Allor had questions regarding specific NEMCOG checks as part of the monthly finance claims. Ms. Kortz answered her questions. Commissioner Allor questioned the hours and mileage allowable for the NEMCOG Drug Court Case Manager. Administrator Lawson clarified that there is a cap on hours for case management services and mileage in NEMCOG contract. Commissioner Matelski had questions regarding specific monthly finance claims. Ms. Kortz answered his questions.

**Motion** by Commissioner Matelski, seconded by Commissioner Wallace to approve the monthly finance claims as presented, Finance = \$2,045,419.37 Prepaid = \$793,764.97. A roll call vote was taken. Motion carried with 6 yes, 0 no and 1 absent.

Commissioner Allor addressed the Straits Regional Ride MDOT Contract 2012-0061/P7 FY 2014 Specialized Services Operating Assistance Program and Specialized Services Operating Assistance Program Third Party Contract 2012-0061/P7. She stated that several items were listed as "appendixes" to the contract and they were not included. Administrator Lawson recommended allowing the contract contingent upon verifying the "appendix" documents reference therein. Legal Counsel stated that the appendixes are probably just included in the original file.

**Motion** by Commissioner Allor, seconded by Commissioner Gauthier to approve the FY 2014 Specialized Services Operating Assistance Program between MDOT, Cheboygan County and to be passed on to the Cheboygan County Council on Aging for expenses at \$1.20 per mile and up to \$25,000 for the time period of October 1, 2013 through September 30, 2014 and authorize the Chairperson to sign. Motion carried with 6 yes, 0 no and 1 absent.

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**Motion** by Commissioner Allor, seconded by Commissioner Matelski to approve the third party contract and authorize finance to pass monies onto the Cheboygan County Council on Aging following staff reviewing the additional appendix documents that were in question and authorize the Chairperson to sign. Motion carried with 6 yes, 0 no and 1 absent.

Commissioner Allor addressed the September 10<sup>th</sup>, 2013 Board of Commissioners Finance/Business Meeting minutes. She would like to see the inclusion of the discussion over time concerns regarding the County Building parking lot/sidewalk project in the minutes. She requested the inclusion of the sentence, "Administrator Lawson indicated that a delay in approval could hamper the start of the project" at the top of page six.

**Motion** by Commissioner Allor, seconded by Commissioner Gauthier to approve the September 10<sup>th</sup>, 2013 Finance/Business Meeting minutes as amended. Motion carried with 6 yes, 0 no and 1 absent.

Commissioner Allor addressed the September 24<sup>th</sup>, 2013 Board of Commissioners Committee of the Whole meeting minutes. Commissioner Allor corrected under Citizens Comments, where it says "Gina Vance", it should say "Janet Vance".

**Motion** by Commissioner Allor, seconded by Commissioner Wallace to approve the September 24<sup>th</sup>, 2013 Committee of the Whole meeting minutes as amended. Motion carried with 6 yes, 0 no and 1 absent.

**CITIZENS COMMENTS** - None

**BOARD MEMBER COMMENTS**

Administrator Lawson commented, on behalf of Commissioner Socha, that the (Corrections 11-12-13) ~~Cheboygan County construction code services contract~~ *School Plan Review & Inspection Approval* with Inland Lakes is set to expire in November and that before the expiration, the renewal of the same will be brought before the Board. Staff will follow up.

Commissioner Wallace encouraged fellow Board members to contact Kari Kortz Finance Director with questions.

Commissioner Matelski stated that the State of Michigan Panhandling Statute has been declared unconstitutional.

Commissioner Gauthier commended Commissioner Redmond for conducting an efficient meeting.

**Motion** by Commissioner Matelski, seconded by Commissioner Wallace, to adjourn to the call of the Chair. Meeting adjourned at 12:35 p.m.

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Mary Ellen Tryban  
Cheboygan County Clerk

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Linda Socha  
Chairperson