CHEBOYGAN COUNTY BOARD OF COMMISSIONERS
FINANCE/BUSINESS MEETING
MAY 13, 2014

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

Roll called and a quorum present.

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

Absent: None

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

Commissioner Allor requested that Item F-6 *Letter from Carl Muscott – Air North Communications, Inc.* be pulled from the Consent Agenda and moved to New Business. Commissioner Socha requested that Item 12-B *Resolution 14-09 Countywide Road Millage Proposal* be moved under Scheduled Visitors Item 7-C.

Motion by Commissioner Matelski, seconded by Commissioner Gouine, to approve the agenda as amended. Motion carried with 7 yes, 0 no and 0 absent.

Motion by Commissioner Redmond, seconded by Commissioner Allor, to approve the amended consent agenda as follows:

A. Approve Monthly Finance Claims (Finance = $44,428.22 and Prepaids = $930,954.38)
B. Budget Adjustments
C. Investment Reports
D. Straits Regional Ride – MDOT Project Authorization 2012-0061/P8/R1
E. North Country Community Mental Health Services Cost-Share Agreement Addendum No. 2
F. Correspondence
    1. Alger County Resolution Opposing HB5097 and SB850
    2. Huron County Resolution Opposing Underground Nuclear Waste Facility in Ontario
    3. Cheboygan County Road Commission Annual Report 2013
    4. NEMCOG
        1. CEDS 2013 Update-Final
        2. Notice of Intent by Village of Wolverine
        3. Program Highlights January – March 2014
        4. Regional Project Review for April 2014
    5. Letter from Tuscarora Township Planning Commission Regarding Tuscarora Township Master Plan
    6. ~~Letter from Carl Muscott – Air North Communications, Inc.~~ *(Moved to New Business)*
    7. Letter from State Bureau of Construction Codes Regarding Wolverine Schools Construction Project Plan Review and Inspection Authority

G. Minutes:
    1. Committee of the Whole Meeting of March 25, 2014, Finance Business Meeting of April 8, 2014, and Committee of the Whole Meeting of April 22, 2014.
    2. Health Board – 3/18/14
    3. NEMCSA – 4/4/14
    4. NEMCOG – 3/20/14
    5. North Country Community Mental Health – 3/20/14
    6. Michigan Northern Counties – 2/3/14
    7. NLEA April-May Newsletter and May President's Report
    8. Community Corrections Advisory Board – 1/14/14
    9. Cheboygan County Fair Board – 3/3/14 and 4/7/14
    10. Cheboygan County Road Commission – 3/11/14, 3/25/14, 4/8/14 & 4/17/14
    11. Cheboygan City Council – 3/25/14, 3/28/14 & 4/8/14

12. Planning Commission Meeting – 4/2/14 & 4/16/14
11. ZBA – 3/26/14

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

CITIZENS COMMENTS

Robert Kendrick, an attorney from Saginaw, is a homeowner near Burt Lake. Mr. Kendrick addressed the Board regarding his opposition to the Griswold Mountain Racetrack. Mr. Kendrick highlighted an exhibit providing to the planning commission which is a property appraisal that shows that addresses effects of a racetrack on neighboring residential property values and noise levels. Mr. Kendrick wants the Board to consider the adverse effect on property value in according with the relevant Zoning factors.

Jess Miller, a citizen of Tuscarora Township, addressed the Board regarding his opposition to the Griswold Mountain Racetrack and of his concern as a taxpayer over the cost of lost property tax revenue and litigation costs.

Commissioner Socha addressed those in attendance by stating that the Board will have all possible information before they enter into their deliberation hearing on the Griswold Mountain issue on June 10th, 2014.

Catherine Campbell, a citizen of Tuscarora Township, addressed the Board regarding her opposition to the Griswold Mountain Racetrack and of her concern regarding noise levels.

Stephenie Jacobson, a citizen of Inverness Township, addressed the Board regarding radio advertising from the Great Up North Initiative, and she urged the Board to stand strong against this issue.

Stephen Hatt, a citizen of Tuscarora Township, addressed the Board regarding his support for the Griswold Mountain Racetrack and of his concern over the amount of money that local jobs would bring as a result of the racetrack as compared to the reduction in property value.

Dana Carver, a citizen of Forest Township, addressed the Board regarding her concern over the Earth Pledge that was presented last month. She distributed informational packets.

William Carver, a citizen of Forest Township, addressed the Board regarding his intent to gather signatures to appeal the County Master Plan.

SCHEDULED VISITORS

Sheriff Dale Clarmont presented a commemorative retirement shadow box to Brian Howard in recognition of 32 years of service to the Cheboygan County Sheriff's Department. Brian Howard thanked his fellow employees, Sheriff Clarmont, and the Board of Commissioners past and present.

Commissioner Socha thanked and commended Brian Howard on behalf of the current and past Board of Commissioners and presented him with a Certificate of Appreciation and best wishes in retirement.

Sheriff Dale Clarmont presented a commemorative retirement shadow box to Al May in recognition of 16 years of service to the Cheboygan County Sheriff's Department.

Commissioner Socha thanked and commended Al May on behalf of the current and past Board of Commissioners and presented him with a Certificate of Appreciation and best wishes in retirement.

Al May thanked the Board of Commissioners and the Sheriff's Department for the recognition and for the long and successful career. Al said he has made a lot of friends and he is always available if needed.
Megan Anderson, Deputy Director of the Office of Emergency Management for Charlevoix, Cheboygan and Emmet Counties, addressed the Board regarding the Governor's Declaration of Emergency granted due to

the widespread freeze damage. Ms. Anderson stated that the Office of Emergency Management applied for State funding and will be working with agencies that have experienced damages regarding that funding.

Commissioner Socha thanked Greg and Megan for the amount of work they have done in all three counties in discovering damages and costs as a result of the winter freeze.

Cheboygan County Road Commission Chairperson David Brandt presented a County Road Proposal for Millage to be place on the 2014 August Primary ballot. Mr. Brandt stated that the money can only be spent on repair and resurfacing of primary roads. He distributed a list of roads that mostly likely will be priority. Commissioner Gouine asked if the millage proposal were to pass, what would happen to the townships that already have a road millage. Mr. Brandt stated that the County Road Commission would most likely be able to assist the individual townships in their projects where there is no money to do so now. Commissioner Matelski asked about the priority of Devereaux Lake Road being redone as he has concerned constituents who reside on it. Mr. Brandt stated that it is scheduled to be redone next year utilizing federal funding. Commissioner Redmond asked about the priority of N. Black River Road being redone as it was not on the distributed list of priority roads. Mr. Brandt stated that it is on the radar and that part of N. Black River Road is being redone this year. Commissioner Wallace asked for a more extensive list of priority roads with timelines to present to the voter. Mr. Brandt agreed and said what he provided was a starting point. Commissioner Socha asked Mr. Brandt if there is township support for this road millage proposal. Mr. Brandt verified that the majority of townships are in support, but some are not. He emphasized that the proposal language has been made clear that funds are to be used for road repairs. Commissioner Socha asked for clarification regarding the privatization of some of the road projects. Mr. Brandt confirmed that as true, and emphasized that the Road Commission does not have the manpower to do road projects themselves. Commissioner Matelski asked if the roads on the list provided are all repaving projects to be privatized and if they are primary roads. Mr. Brandt said they were.

Motion by Commissioner Gauthier, seconded by Commissioner Wallace to adopt:

Resolution No. 14-09

A RESOLUTION TO APPROVE THE BALLOT LANGUAGE FOR A MILLAGE PROPOSAL TO PROVIDE FUNDS FOR ROAD REPAIR AND RESURFACING WITHIN THE COUNTY AND TO SUBMIT THE PROPOSAL TO THE ELECTORATE AT THE AUGUST 5, 2014 PRIMARY ELECTION

Recitals

A. Section 20b of the general highway law, being MCL 224.20b, expressly authorizes the Board of Commissioners for the County of Cheboygan to submit to the electorate of the county the question of a tax levy for highway, road and street purposes.

B. The County of Cheboygan desires to submit to the electorate of the county the question of a tax levy for highway, road and street purposes within the county.

C. The Cheboygan County Board of Commissioners, therefore, desires to obtain voter approval for up to 1 mill to provide funds for road repair, and resurfacing within the county.

D. Because a county-wide primary election is scheduled on August 5, 2014, the Cheboygan County Board of Commissioners finds it appropriate to submit this millage proposition to the electorate at this primary election.

Resolution

NOW, THEREFORE, THE CHEBOYGAN COUNTY BOARD OF COMMISSIONERS HEREBY RESOLVES that:

1. The following proposal, the language of which is hereby approved by the Cheboygan County Board of Commissioners and certified to the Cheboygan County Clerk, shall be submitted to the electors of Cheboygan County for a vote at the August 5, 2014 primary election:

CHEBOYGAN COUNTY
Countywide Road Millage Proposal

This proposal will permit the County to levy up to 1 mill for the purpose of providing funds for the repair and resurfacing of roads within the county in the years 2014-2017, inclusive.

Shall the tax limitation imposed under Article IX, Section 6 of the Michigan Constitution on the amount of ad valorem taxes which may be levied by the County of Cheboygan, State of Michigan, against taxable property in the County be increased by up to 1 mill ($1.00 per $1,000 of taxable value) for a period of 4 years, 2014 through 2017, inclusive, for the purpose of providing funds exclusively for the repair and resurfacing of roads in accord with MCL 224.20b within the Cities and Villages and unincorporated areas of the County of Cheboygan, and shall the County of Cheboygan be authorized to levy such millage for these purposes? If approved and levied in its entirety, this millage would raise an estimated $1,333,478 for Cheboygan County in 2014.

and authorize the Chairperson to sign the resolution. A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

FINANCE DIRECTOR'S REPORT – Accountant James Manko presented the revenue and expenditures report for the General Fund for the month ended March 31, 2014. ~~She~~ He reported total year-to-date revenue of $645,060.73, or 5.70% of budget, compared to $566,851.32, or 5.40% of budget, last year at the same time. ~~Ms. Kortz~~ Mr. Manko reported expenditures year-to-date of $2,511,575.77, or 22.21% of budget, compared to $2,412,501.19, or 22.97%, last year as of the end ~~February~~ March. Mr. Manko also reviewed the Quarterly Fund Balance report and Summary of General Fund Expenses by Category, which also is a quarterly report. (Word changes corrected 7-8-14.)

Commissioner Socha commended Mr. Manko for the report and for the explanations of fluctuations. Mr. Manko stated that the auditors reported that everything went fine.

ADMINISTRATOR'S REPORT

Administrator Lawson reported the annual audit was conducted and that staff has done a great job with record keeping and responding to audit requests.

He reported that bid are being sought for the re-roofing project at the Reid Building. He stated he has contacted Community Mental Health to talk about renovations and scheduling, specifically addressing the length of time Community Mental Health plans to stay in the building. Community Mental Health responded that they have been there a long time and don't plan to move elsewhere, but that they cannot provide a long term lease agreement. A decision based on revenue for the project will need to be made.

Administrator Lawson stated that he has met with the Humane Society and the architect for the remodeling project. He stated that the architect is preparing plans for Phase II renovations, beginning with the storage building in order to temporarily move the canines from the main building.

Mr. Lawson reported that all easement transactions have been completed and recorded between the County Building and the Sherwood's next door. He reported that the stairs on the South side of the building were poured over the weekend and the final layer of asphalt for the parking lot will be applied sometime in June. He said the security safety system project for the County Building is going out for bid on the 23rd of May.

Administrator Lawson advised that the dredging portion of the Marina project is completed. The docks are going to be moved back over into place soon and the marina plans to open next week. Additionally, the roof project is underway and the soffit and fascia boards of the Marina building are being replaced.

Commissioner Socha reported that she has received several complaints regarding the sound system in the Commissioner's Room. Commissioner Socha said IT should show Steve Schnell and Scott McNeil the trick to getting the sound system operational.

COMMITTEE REPORTS

Commissioner Gauthier attended a City Council meeting, a Youth Task Force meeting and a NEMCSA meeting. He stated that he learned Mayor Sangster is running for a position on the Board of Commissioners and that he would like to be more involved with the Youth Task Force upon reelection. Commissioner Socha stated she thinks it would be advisable that the Youth Task Force have a representative from the Board assigned to the group. Civil counsel noted that if a quorum of Board members were present for observation, it would not be as though the Board members were conducting a meeting.

Commissioner Gouine attended the Inverness Township annual meeting.

Commissioner Matelski attended two Planning Commission meetings, an NLEA meeting, a Waterways Commission meeting, a Zoning Board of Appeals meeting, an MTA meeting, and Waverly, Grant and Koehler Township meetings.

Commissioner Allor attended a Forest, Ellis, Wilmot Townships and Village of Wolverine meetings, a Michigan Northern Counties Association meeting, McLaren Business Leaders Forum, NLEA Luncheon, a District No. 4 Health Department Board meeting, Cheboygan County Council on Aging, Community Mental Health and an MTA meeting. She reported that the Wilmot Township Supervisor resigned and a new Supervisor was appointed, Tony Olson. Also, recall petitions were filed for two of the Wilmot Township Board members, the Clerk and the Treasurer.

Commissioner Wallace attended a C.C.E. 9-1-1 meeting which is scheduled monthly currently for problem solving purposes. 9-1-1 is attempting to improve coverage in Charlevoix County since the narrow banding. He reported that the tri-county meeting will be held on May 21st, 2014 at the Odawa Hotel in Petoskey, Michigan. Commissioner Wallace also attended a Tuscarora Township meeting. He stated that the Tuscarora Township Board went on record as supporting the approval of the conditional rezoning request for Griswold Mountain and that they would be drafting a letter to this Board.

Commissioner Redmond attended the McLaren Business Forum, a meeting with DNR officials at the County Building, the NLEA Luncheon, a LEPC meeting, a District No. 4 Health Department Board meeting, a Waterways Commission meeting, met with the County Administrator and Community Development Director regarding the County Economic Development Corporation, Straits Regional Ride meeting, a Fair Board meeting, a Benton Township meeting and a MAC Workman's Compensation meeting. He reported that the County Marina docks are back in place now with the help of the Harbor Master Curt Chambers, Robiadek Excavating, and the County Road Commission they were able to complete the project as soon as possible. He stated that the President and Vice President of the Fair Board have a few questions remaining before they sign the deed to the County.

Commissioner Socha attended the NLEA Luncheon, an Airport Authority meeting, an LEPC meeting, multiple Office of Emergency Management meetings, and a Tax Allocation Board meeting where it was voted against requesting a fixed millage again. She reported that the Tax Allocation Board was still missing budget information from eight township units and if the information is not received by the Tax Allocation Board, no millage will be allocated to them. Commissioner Socha attended a SANE meeting. She reported that things are still fairly uncertain but that the funding for SANE should be sufficient for 2014. Commissioner Socha attended a meeting with DNR officials at the County Building. She stated that the meeting is intended to develop entity partnerships.

OLD BUSINESS - None

NEW BUSINESS

Straits Regional Ride Director Mike Couture presented Resolution 14-07 for a blanket signature resolution. He stated that this resolution allows for the Board of Commissioners' "Chairperson" (not a specific person) to sign any documents for regulatory purposes. The resolution has been reviewed by legal counsel.

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Motion by Commissioner Redmond, seconded by Commissioner Allor to adopt:

Blanket Signature Resolution 14-07

Whereas, the County of Cheboygan has the authority to contract with the Michigan Department of Transportation for state and/or federal funds for passenger transportation related services; and,

Now, Therefore, be it resolved that the Chairperson of the Cheboygan County Board of Commissioners is hereby authorized and directed to execute said agreement for and on behalf of the County of Cheboygan

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Straits Regional Ride Director Mike Couture presented Resolution 14-08 for the MDOT Master Agreement and Project Authorization 2012-0061.

Motion by Commissioner Redmond, seconded by Commissioner Allor to adopt:

MASTER AGREEMENT RESOLUTION 14-08

Whereas, the County of Cheboygan has the authority to contract with the Michigan Department of Transportation for State and/or Federal funds for passenger transportation related services; and,

Whereas, the County of Cheboygan does hereby approve Master Agreement number 2012-0061,

Now, Therefore, be it resolved that the Chairperson of the Cheboygan County Board of Commissioners is hereby authorized and directed to execute said agreement for and on behalf of the County of Cheboygan.

PROJECT AUTHORIZATION RESOLUTION

Whereas, this resolution shall also approve execution of Project Authorizations for any programs designated by the County of Cheboygan and/or Project Authorizations for any amount determined by the County of Cheboygan with the Michigan Department of Transportation which are issued under Master Agreement Number 2012-0061

Now, Therefore, be it resolved that the Chairperson of the Cheboygan County Board of Commissioners is hereby authorized to enter into and execute on behalf of the County of Cheboygan all such project Authorizations with the Michigan Department of Transportation or passenger transportation related services for the agreement period.

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Cheboygan County Council on Aging Director Mike Bur presented Resolution 14-10; a proposal to renew senior millage. Mr. Bur stated that their budget is getting tighter every year and they have gone from 44 employees to 28 employees. Commissioner Socha stated that detailed information was not requested because it is a renewal request. She also stated that there is a typo error that needs to be corrected regarding the year on the proposal. Civil counsel recommended changing the wording of the proposal to "providing funds for services for senior citizens who live within the County". Civil Counsel wants to avoid the use of the word "residence". Commissioner Wallace asked if there has been a recommendation received by the Millage Appropriation Committee on this proposal. Commissioner Socha stated that recommendation would come as a result of the millage for allocation, not for a request to the citizens via proposal.

Motion by Commissioner Gouine, seconded by Commissioner Gauthier to adopt:

Resolution No. 14-10

A RESOLUTION TO APPROVE THE BALLOT LANGUAGE FOR A MILLAGE PROPOSITION TO PROVIDE FUNDS FOR SENIOR CITIZEN SERVICES AND TO SUBMIT THE PROPOSITION TO THE ELECTORATE AT THE AUGUST 5, 2015 PRIMARY ELECTION

Recitals

A. Act 39 of the Public Acts of 1976, as amended, expressly authorizes the Board of Commissioners for the County of Cheboygan to appropriate funds for the purpose of providing services to the older persons, being individuals sixty (60) years of age or older, within the County.

B. The County of Cheboygan currently provides funds for services for senior citizens within the county.

C. The funds to provide these services for senior citizens were provided in part by a millage of .5 mills previously approved by the county electors.

D. The millage previously approved by the county electors expired in December, 2013.

E. The Cheboygan County Board of Commissioners, therefore, desires to obtain voter approval to renew the .5 mills to provide funds for senior citizen services within the county.

F. Because a county-wide primary election is scheduled on August 5, 2014, the Cheboygan County Board of Commissioners finds it appropriate to submit this millage proposition to the electorate at this primary election.

Resolution

NOW, THEREFORE, THE CHEBOYGAN COUNTY BOARD OF COMMISSIONERS HEREBY RESOLVES that:

1. The following proposition, the language of which is hereby approved by the Cheboygan County Board of Commissioners and certified to the Cheboygan County Clerk, shall be submitted to the electors of Cheboygan County for a vote at the August 5, 2014 primary election:

BALLOT LANGUAGE
CHEBOYGAN COUNTY
Proposal to Renew Senior Millage

This proposal renews the ½ mill senior millage previously approved by the electors that expired after the December, 2013 levy.

Shall the tax limitation imposed under Article IX, Section 6 of the Michigan Constitution on the amount of ad valorem taxes which may be levied by the County of Cheboygan, State of Michigan, against taxable property in the County be increased by up to .5 mills ($.50 per $1,000 of taxable value) for a period of four (4) years, 2014 through 2017, inclusive, for the purpose of providing funds for senior citizen services within the county, and shall the Cheboygan County Board of Commissioners be authorized to levy such millage for this purpose? If approved and levied in its entirety, this millage would raise an estimated $666,739 for Cheboygan County in 2014.

and also authorize the Chairperson to sign the resolution. A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Community Development Director Steve Schnell presented Resolution 14-11 for the MSHDA Housing Grant – Target Communities Resolution and the purposes of target community funding. Commissioner Allor reported that she asked Mr. Schnell if the numbers in his report overlap because the Village of Wolverine is within the boundaries of Wilmot and Nunda Township, and she wanted to know if he knows of other jurisdictions that overlap. Mr. Schnell reported that it is just occurring with the Villages. Commissioner Wallace stated that previous MSHDA projects in Tower, Michigan seem to be vacant. Mr. Schnell reported that they have found that some residences have been sold or that they may not be the individual's permanent residence.

Motion by Commissioner Matelski, seconded by Commissioner Wallace to adopt:

Resolution 14-11
Community Development Block Grant Identifying Target Communities

WHEREAS, the Cheboygan County Board of Commissioners entered into a CDBG Grant Agreement, #MSC-2012-0730-HOA, also known as a County Allocation Grant, with the Michigan State Housing Development Authority (MSHDA) effective August 1, 2013, and

WHEREAS, a condition of this grant requires that counties target 50% of the grant program to targeted areas, and

WHEREAS, to that end, the County must first identify Target Communities, i.e. those communities that are high priorities for community development and economic development activities, and

WHEREAS, the communities identified as Target Communities will be prioritized for future state funding directed toward community and economic development, and

WHEREAS, the second condition requires that the County identify County Allocation Communities, those communities within which the County will spend 50% of the current County Allocation Grant,

NOW THEREFORE, BE IT RESOLVED that the Cheboygan County Board of Commissioners designates the City of Cheboygan, Village of Wolverine, Township of Tuscarora, and community of Tower as Target Communities for the purposes of the County Allocation Grant, and

BE IT FURTHER RESOLVED, that the City of Cheboygan, Village of Wolverine, and Township of Tuscarora be designated as County Allocation Communities based on the following considerations:

1. Many of the County Allocation projects completed in the last 10 years have been located within the City of Cheboygan.

2. The City of Cheboygan, Tuscarora Township, and Village of Wolverine are primary activity centers within Cheboygan County.

3. The City of Cheboygan and Tuscarora Township have significant number of households which are both older homes and a significant number of households with median income below $35,000.

4. The Village of Wolverine has a significant percent of total households with income median income below $35,000 as well as significantly older homes.

5. All of the selected communities stand out under State guidelines from others as most benefitting from investment in the housing stock.

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Administrator Lawson presented the Dodge RAM Truck Rodeo Sponsoring Agreement. He stated that the rodeo is planned for June 21st, 2014. Commissioner Gauthier inquired as to why the Board was reviewing this item for approval as it seems like a Fair Board issue. Administrator Lawson stated that there is an Act 11 Agency relationship between the County and the Fair Board so the Board has to approve all Fair Board agreements. Commissioner Redmond stated that the Fair Board is seeking other sponsorship to help defray the costs.

Motion by Commissioner Redmond, seconded by Commissioner Gauthier to approve the Dodge Rodeo Agreement allowing the county to receive $2500 toward the sponsorship costs of the rodeo scheduled to be held on June 21st, 2014 at the Cheboygan County Fairgrounds and authorize the Chairperson to sign. Administrator Lawson clarified that the County has to meet contractual provisions for this donation unlike other donations that do not require approval. Motion carried with 7 yes, 0 no and 0 absent.

Administrator Lawson presented the Animal Control Services Agreement – Amendment #1. The agreement outlines the pledge made by the Humane Society for Phase II of the remodeling project. He stated that the Humane Society would like to donate $28,000 towards Phase II shelter improvements by June 1st, and has pledged to donate $7,833 per year for the remaining 21 years of the service agreement. Commissioner Wallace is concerned with the pledge being meaningless and wanted to know if the State Humane Society will financially support the pledge in anyway. Administrator Lawson stated he does not think there is any affiliation with the State organization. Commissioner Socha stated that the Cheboygan County Humane

Society has no affiliation with any state or federal humane society organization. Civil counsel stated that it is a contractual obligation that the Humane Society will have to the County.

Motion by Commissioner Matelski, seconded by Commissioner Gouine to approve the first amendment to the agreement for animal control services between the County of Cheboygan and the Cheboygan County Humane Society, Inc. and authorize the Chairperson to sign the agreement. Motion carried 7 yes, 0 no and 0 absent.

Administrator Lawson presented the Agreement to Extend Grant of Easement. He stated the original grant of easement occurred in 2002 between Cheboygan County and Universal Land Company aka Glens. The extension of easement extends until September 1st, 2014 to allow for negotiations with Universal Land Company for a financial obligation to be set for the resurfacing of the shared road. Commissioner Wallace asked if the road can be categorized as a City Street. Administrator Lawson stated that most likely would not be accepted by the City and that the road in question is on County property.

Motion by Commissioner Allor, seconded by Commissioner Redmond, to extend the grant of easement agreement between Cheboygan County and Universal Land Company/Family Fare Inc. until September 1, 2014 and authorize the Chairperson to sign the agreement. Motion carried with 7 yes, 0 no and 0 absent.

Administrator Lawson presented the lease termination of the dental clinic for the Health Department of Northwest Michigan located in the Reid Building. The dental clinic found a more spacious location for their operations at McLaren hospital property in town. This allows a termination of the lease and it does cause a temporary loss in rental income.

Motion by Commissioner Redmond, seconded by Commissioner Allor, to approve the lease termination for the Reid Building effective June 1st, 2014 with the Health Department of Northwest Michigan Dental Clinic and authorize the Chairperson to sign the agreement. Motion carried with 7 yes, 0 no and 0 absent.

Administrator Lawson presented the Blue Cross/Blue Shield of Michigan for Cheboygan County inmate services contract renewal. Sheriff Clarmont clarified that this contract allows the County to be billed at the Blue Cross/Blue Shield rate for inmate medical services.

Motion by Commissioner Matelski, seconded by Commissioner Gouine to approve the Blue Cross/Blue Shield – Administrative Services Contract – Advanced Deposit Program – Cheboygan County Inmate Services Contract dated July 2014 and authorizes the Chairperson to sign the contract. Motion carried with 7 yes, 0 no and 0 absent.

Commissioner Socha presented the need to discuss having a public hearing on conditional rezoning Griswold Mountain. The public hearing date is set for June 10th, 2014 at 9:30 a.m. the Opera House because of the expectation of the number of people to attend the meeting. Counsel has advised to have a public hearing on the matter. Commissioner Wallace asked what a public hearing is without public comment. Civil Counsel verified that public comment is a requirement of all open meetings where the public has an opportunity to address the Board. He stated that a public hearing is a formal process where you gather evidence that you then use to base your decision. He stated there is a legal distinction between the two, not a functional distinction. Commissioner Gauthier asked if anyone has requested a public hearing. Commissioner Socha stated that no one has requested it but because it is a regular meeting and it is expected that there will be public comment that is relative that it is legal counsel's advice that the Board conducts a public hearing so the Board can listen to them. Commissioner Gauthier asked if someone could make public comment on another subject at that meeting. Legal counsel clarified that there is a public comment portion of the meeting just like regular meetings and the public can make whatever comments they would like. Commissioner Socha stated she expects to clear the agenda for June 10th, 2014 of anything but the conditional rezoning discussion and approval of financial claims. She asked Civil Counsel if there is a time limit for the public hearing. Civil Counsel stated there is no time limit. Commissioner Matelski asked if the public hearing can be limited. Civil Counsel stated you cannot set a limit for the whole meeting as people must be given the opportunity to give comments, however the Board can set a reasonable time limit per person. Civil Counsel suggested that at the beginning of the public hearing a motion be made to incorporate all of the information presented, and the record of the Planning Commission, as part of the Board's public

hearing record, so as not to repeat that process. Commissioner Socha asked if it is possible for the Board to get names of people who wish to speak beforehand rather than looking for raised hands in the audience. Civil Counsel stated that the Board can do that, but it is not legally required. Commissioner Socha asked Community Development Director Steve Schnell if getting names of people who wish to speak would be possible with the Opera House volunteers. Mr. Schnell stated that for the Planning Commission meeting there was a wireless microphone in the front and people addressed the Commission that way. Commissioner Socha stated she would like to do it that way because then they would know how many people were interested in speaking and how much time it could take. Commissioner Wallace asked for clarification that this Board is looking for new information, and not information that has already been received by the Planning Commission. Commissioner Socha affirmed. Commissioner Wallace asked if people who have spoken at other meetings would not be able to speak again. Commissioner Socha stated that people cannot be restricted from commenting. Civil Counsel agreed. Commissioner Wallace asked if a spokesperson for people of like mind be appointed to speak instead of individuals. Civil Counsel stated that cannot be required, but it can be suggested. Commissioner Socha stated that she wants the public to know, whether they are for or against Griswold Mountain, that the Board has access to all of the information that has already been submitted and that the Board is reading and analyzing that information, as well as all of the information they are still getting. She stated that if people don't wish to speak because they know the Board already has the information, that it would be okay, but if they wish to speak or if they wish to appoint someone, that it is their right to do so. Commissioner Redmond asked if the applicant for the conditional rezoning request, Mr. Hall, will be present at the June 10th, 2014 meeting. Civil Counsel stated Mr. Hall would be present. Commissioner Redmond also asked if the Board will be allowed to ask the applicant questions. Civil Counsel stated the board could question Mr. Hall if so desired. Commissioner Socha asked about the possibility of having a screen at the meeting that shows the conditional rezoning factors that the Board will be looking at. Mr. Schnell verified that the Opera House has a very large screen there.

Motion by Commissioner Matelski, seconded by Commissioner Allor to conduct a public hearing for the Griswold Mountain conditional rezoning request to receive public comment at 9:30 a.m. on June 10th, 2014 at the Cheboygan Opera House located at 403 N. Huron Street prior to the regular Board of Commissioner meeting. Discussion was held on the venue set up and public respect for speakers and how to receive continuing communications about Griswold Mountain from Mr. Schnell. A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Commissioner Allor addressed a letter from Carl Muscott regarding Air North Communications, Inc. She stated that there were a lot of inconsistencies and inaccuracies in the *Air North* letter *and documentation provided by Mr. Muscott* and she wanted to make it clear that the Board was not aware. Commissioner Socha stated there are other documents that have Cheboygan County's name on it and the Board was not aware of it and that it is an issue. (Italicized print portion correct at 7-8-14 meeting.)

Motion by Commissioner Allor, seconded by Commissioner Wallace to receive and file the Letter from Carl Muscott regarding Air North Communications, Inc. Motion carried with 7 yes, 0 no and 0 absent.

CITIZENS COMMENTS

County Treasurer Linda Cronan asked for clarification regarding two items she has requested to be placed on the meeting agenda for June 10th, 2014 for presentation, and if she should reschedule them for the June Committee of the Whole meeting. Commissioner Socha said the items would be addressed at the June 24, 2014 Committee of the Whole meeting..

Jess Miller, a citizen of Tuscarora Township, addressed the Board regarding commentary during Board discussion as to whether or not the Board will consider the concept of noise levels at the June 10th, 2014 meeting. Mr. Miller stated that he certainly hopes the Board will be discussing noise impacts as it is one of the conditional zoning request criteria factors. Mr. Miller also stated that he hopes the Board will address the use of cellular phones during the meeting on June 10th, 2014 and ask that they be turned off. He stated he hopes legal counsel from both sides will be given equal time at the meeting. Commissioner Socha differentiated the use of legal counsel by the conditional rezoning applicant and the use of legal counsel by the public. She stated that citizens could afford their time to legal counsel to speak for citizens of the public

for a maximum of 15 minutes. Mr. Miller also stated that he hopes the Board heavily considers the decision of the Planning Commission.

Sharon Roddy, a citizen of Tuscarora Township, thanked the Board for the way they conduct their meetings and for working so hard. Ms. Roddy asked if the Board member's shared about how people are going to vote before the meeting. Commissioner Socha verified that thoughts are kept to individual Board members.

BOARD MEMBER COMMENTS – None

Motion by Commissioner Wallace, seconded by Commissioner Redmond to adjourn this meeting to the call of the chair. Motion carried with 7 yes, 0 no and 0 absent. Meeting adjourned at 12:40 p.m.

_____	_____
Mary Ellen Tryban	Linda Socha
Cheboygan County Clerk/Register	Chairperson