

TENTATIVE AGENDA  
DELTA COUNTY BOARD OF COMMISSIONERS  
REORGANIZATIONAL MEETING  
January 20, 2015  
5:15 p.m.

- I. CALL TO ORDER
- II. PRAYER
- III. PLEDGE OF ALLEGIANCE
- IV. ROLL CALL

**SPECIAL ORDERS OF BUSINESS:**

**1. 2015 Board Assignments**

- V. APPROVAL OF MINUTES OF PREVIOUS MEETINGS  
County Board minutes: 1-6-15  
Committee of the Whole: 1-8-15, 1-16-15
- VI. APPROVAL OF AGENDA
- VII. PRESENTATION OF WRITTEN COMMUNICATIONS
  - A. COMMUNICATIONS RECEIVED
  - B. COMMUNICATIONS FORWARDED
- VIII. REPORTS OF STANDING, STATUTORY, SPECIAL COMMITTEES AND OTHERS
- IX. **PUBLIC COMMENT ON AGENDA ITEMS** (Sign In)
- X. **COMMITTEE REPORTS**
- XI. GENERAL ORDERS OF BUSINESS
  - A. UNFINISHED BUSINESS**

B. NEW BUSINESS

1. **Payment of Bills**
2. **2015 Remonumentation Contract Amendment**
3. **Agreement with MGT of America**
4. **Agreement with County of Schoolcraft**
5. **Zoning Case No. 1-15-PC**
6. **Resolution adopting "Text to 911"**
7. **Next Michigan-Superior Trade Zone**
8. **Request to Purchase Additional Credited Service- Weber**
9. **Elected Officials & Non Bargaining One Time Bonus**
10. **Delta Force Leadership Program Sponsorship**
11. **Garden Township Noise Ordinance**
12. **Infrastructure Improvements at the Parks**
13. **Executive Session**

XII. GENERAL PUBLIC COMMENT

XIII. COMMISSIONER'S COMMENTS

XIV. MEETING SCHEDULE

- A. Board of Commissioners Meeting on 2-3-15 at 5:15 p.m. in the Service Center Boardroom.
- B. Board of Commissioners Meeting on 2-17-15 at 5:15 p.m. in the Service Center Boardroom.

XV. NOTICES

XVI. ADJOURNMENT

\*\*\*\*\*DUE TO THE TIME CONSTRAINTS, THE DELTA COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A POLICY THAT ANY INDIVIDUAL WISHING TO ADDRESS THE BOARD WILL BE ALLOCATED THREE (3) MINUTES. THE THREE MINUTES USED BY THE INDIVIDUAL ARE TO MAKE STATEMENTS. THERE WILL BE NO QUESTION AND ANSWER SESSION FORMAT. THIS WILL STRICTLY BE A STATEMENT TYPE FORMAT. IF YOU WISH TO ADDRESS THE BOARD, PLEASE SIGN YOUR NAME ON THE SIGN UP LIST AVAILABLE FROM THE COUNTY CLERK. SPEAKERS WILL BE CALLED IN ORDER OF SIGN UP.\*\*\*\*\*

THE COUNTY OF DELTA WILL PROVIDE REASONABLE AUXILIARY AIDS AND SERVICES FOR THE HEARING IMPAIRED AND TO INDIVIDUALS WITH DISABILITIES AT THE MEETING/HEARING UPON REASONABLE NOTICE TO THE COUNTY OF DELTA. INDIVIDUALS WITH DISABILITIES REQUIRING SERVICES SHOULD CONTACT THE COUNTY OF DELTA ADA COORDINATOR BY WRITING OR CALLING THE FOLLOWING:

Daniel Menacher, DELTA COUNTY ADA COORDINATOR  
310 LUDINGTON STREET  
ESCANABA, MI 49829  
TELEPHONE (906) 789-5189

The Honorable Members of the Delta  
County Board of Commissioners

Dear Commissioners:

A regular meeting of the Delta County Board of Commissioners is scheduled for  
Tuesday, January 20, 2015 at 5:15 p.m. in the Board Room in the Delta County Service Center.

Sincerely yours,

Nancy J. Kolich  
Delta County Clerk

## 2015 BOARD ASSIGNMENTS

### ADMINISTRATIVE SERVICES DEPARTMENT

County Clerk  
County Treasurer  
Board of Canvassers  
Election Scheduling Committee  
Elections Commissioners  
Ethics Advisory Board- Personnel Dir., Prosecutor & Board Chairperson  
Personnel Committee- Harrington, Chair and Malnar  
Jury Commission  
Public Relations  
ADA Coordinator-Daniel Menacher

### BUDGET AND FINANCE DEPARTMENT

Finance Committee- Johnson, Chair and Malnar  
Budget Committee- Committee of the Whole  
Equalization Department  
Director of Administration and Finance  
Computer Committee- Committee of the Whole

### PUBLIC SAFETY & JUDICIAL SERVICES

County Prosecutor- Moyle  
County Sheriff- Moyle  
County Medical Examiner  
Probate Court- Rivard  
Circuit Court- Rivard  
District Court- Rivard  
Friend of the Court- Rivard  
Community Corrections (U.P. Administered)-Malnar  
Delta County Central Dispatch Authority-Administrator, Harrington Alternate

### PHYSICAL & ECONOMIC RESOURCES DEV. DEPT.

Building & Zoning Department  
Construction & Zoning Board of Appeals- Moyle  
Planning Commission- Moyle  
Drain Commissioner  
Cooperative Extension Service- Moyle  
County Plat Board-- Chairman  
County Road Commission- Rivard  
Airport Board- Johnson and Moyle  
Parks Board - Harrington Liaison  
CUPPAD/CUPPAD Executive Committee- Rivard  
CUPPAD - Rivard  
Soil Conservation- Harrington  
Building & Grounds Committee- Rivard, Chair and Malnar  
Landfill Authority- Johnson  
MAC Workers Compensation Board- Harrington  
Building Authority- Malnar  
Renaissance Zone- Johnson  
U.P. State Fair Authority- Thomas Elegeert  
Brownfield Authority- Rivard  
U.P. Resource Conservation & Development- Malnar

### HUMAN DEVELOPMENT SERVICE DEPARTMENT

Department of Human Services Board  
Pinecrest Medical Care Facility Admin.Bd.- Harrington  
County Board of Health- Harrington and Johnson  
Veteran's Affairs  
Michigan Works! The Job Force- Harrington and Johnson  
CAA/HRA Delta Co. Committee on Aging- Moyle, Johnson Alternate and Karen Wigand  
Upper Peninsula Commission for Area Progress- Malnar  
Soldiers & Sailors Relief Commission  
Emerg.Prepare.Com.& Office - Emergency Services-Chairperson and Rivard  
Alternative Education Board- Moyle  
Little Bay de Noc Council of Governments- Rivard and Malnar  
U.P. 911- Robert Berhohm  
Pathways Authority Board - Harrington  
NorthCare Network Substance Use Disorder Policy Board- Rivard

Note: All above appointments are for 1 year only.

Proposed

**DELTA COUNTY BOARD OF COMMISSIONERS MEETING**  
**January 6, 2015**

Escanaba, Michigan

A Re-organizational meeting of the Delta County Board of Commissioners was held this date, pursuant to the following call:

December 30, 2014

The Honorable Members of the Delta  
County Board of Commissioners

Dear Commissioners:

A Re-organizational Meeting of the Delta County Board of Commissioners is scheduled for Tuesday January 6, 2015, at 5:15 p.m. in the Boardroom of the Delta County Service Center.

Sincerely yours,  
Nancy J. Kolich  
Delta County Clerk

ROLL CALL

PRESENT: Commissioners Malnar, Johnson, Harrington, Moyle, and Rivard.

ABSENT: None.

The meeting was called to order at 5:15 p.m. in the Boardroom of the Delta County Service Center by Delta County Clerk, Nancy Kolich.

SPECIAL ORDERS OF BUSINESS

1. Election Of Chair.

County Clerk Nancy Kolich opened the nominations for Chairperson. Moved by Commissioner Malnar and seconded by Commissioner Moyle to nominate Commissioner Rivard as Chairman. Moved by Commissioner Johnson and seconded by Commissioner Moyle to nominate Commissioner Harrington as Chairwoman. A secret ballot was requested. Commissioner Rivard received 2 votes and Commissioner Harrington received 3 votes. Commissioner Harrington elected Board Chair.

2. Election Of Vice Chair.

Chairperson Harrington opened the nominations for Vice Chairperson. Moved by Commissioner Malnar and seconded by

Proposed

Commissioner Moyle to nominate Commissioner Rivard as Vice Chair. Moved by Commissioner Harrington and seconded by Commissioner Johnson to nominate Commissioner Moyle.

ROLL CALL	HARRINGTON	RIVARD
	JOHNSON	RIVARD
	MALNAR	RIVARD
	MOYLE	RIVARD
	RIVARD	RIVARD

Commissioner Rivard elected Vice Chair, unanimously.

3. Adoption of Rules of Procedure

Moved by Commissioner Moyle and supported by Commissioner Rivard to adopt the Rules of Procedure, with corrections to the location (Boardroom at the Service Center) and correcting the ADA Coordinator to Dan Menacher. MOTION CARRIED.

4. 2015 Board Assignments

Tabled to the January 20<sup>th</sup> meeting.

V. APPROVAL OF MINUTES OF PREVIOUS MEETING

Moved by Commissioner Johnson and seconded by Commissioner Moyle to approve the minutes of the December 16, 2014 meeting. MOTION CARRIED.

VI. APPROVAL OF AGENDA

Moved by Commissioner Moyle and seconded by Commissioner Johnson to approve the agenda with the addition of 9.a. Administrator's Contract under New Business and moving Public Comment and Commissioner's Comments before Executive Session. MOTION CARRIED.

VII. PRESENTATION OF WRITTEN COMMUNICATIONS

A. Received:

1. Resolution from Antrim County.
2. Letter from CMI.
3. Resolution from UPCAP.
4. Letter from MAC.

B. Forwarded:

1. Letter to Brian Lauscher.

Proposed

2. Letter to Erik Bessonon.
3. Letter to Ray Fettig.
4. Letter to Judge Glenn Pearson.

VIII. REPORTS OF STANDING AND STATUTORY SPECIAL COMMITTEES AND OTHERS

1. Central Dispatch minutes of 8-13-14, 9-10-14, 10-8-14, 11-12-14, and 12-10-14.
2. Board of Public Health minutes of 10-15-14.
3. Concealed Weapons Board minutes of 10-21-14, 11-12-14 and 12-16-14.
4. Dept. of Human Services Board minutes of 11-24-14.
5. Solid Waste Management minutes of 11-25-14.

VIII. REPORTS OF SPECIAL COMMITTEES AND OTHERS.

Moved by Commissioner Rivard and seconded by Commissioner Harrington that the Communications and Reports of Standing and Statutory Committees and the Reports of Special Committees and Others be received and placed on file. MOTION CARRIED.

VIII. PUBLIC COMMENT ON AGENDA ITEMS

None.

X. COMMITTEE REPORTS:

X. GENERAL ORDERS OF BUSINESS

A. UNFINISHED BUSINESS

B. NEW BUSINESS

1. Payment of Bills.

Moved by Commissioner Moyle and seconded by Commissioner Rivard to approve payment of the bills in the amount of \$603,847.40 and Commissioner's expenses of \$120.40. MOTION CARRIED.

2. 2014 Remonumentation Completion Report.

Mel Davis, Delta County Surveyor, presented the Board with the 2014 Remonumentation Completion Report. Moved by Commissioner Moyle and seconded by Commissioner Johnson to approve the report as presented and place on file. MOTION CARRIED.

Proposed

3. 2015 Remonumentation Contract Approval.

Moved by Commissioner Moyle and seconded by Commissioner Johnson to approve the 2015 Contract for the Delta County Remonumentation Plan, as presented.

ROLL CALL	HARRINGTON	YES
	JOHNSON	YES
	MALNAR	YES
	MOYLE	YES
	RIVARD	YES

MOTION CARRIED.

4. Request to Sublease from Six County Employment Alliance.

Moved by Commissioner Moyle and seconded by Commissioner Johnson to accept the lease agreement with Six County Employment Alliance, as presented. MOTION CARRIED.

5. Prosecutors - Chief and Assistant Attorney Wages for 2015.

Moved by Commissioner Moyle and seconded by Commissioner Johnson to approve the Prosecutor's request to adjust the Chief Assistant Prosecuting Attorney's salary to \$56,000 and the Assistant Prosecuting Attorney's salary to \$52,000 which does not increase the budget. MOTION CARRIED.

6. Interim Friend of the Court/Friend of the Court Attorney.

Informational.

7. Out of County Travel - MAC Conference - March 30-31, 2015.

Moved by Commissioner Malnar and seconded by Commissioner Johnson to allow any of the Commissioners to travel out of county to attend the MAC Conference March 30-31. MOTION CARRIED.

8. Set Board Meeting Dates for 2015.

Moved by Commissioner Moyle and seconded by Commissioner Johnson to set the meeting schedule of the 1<sup>st</sup> and 3<sup>rd</sup> Tuesday of the month at 5:15 p.m., at the Service Center as presented. MOTION CARRIED.

Proposed

9. Next Michigan Superior Trade Zone.

Informational, letter from Office of the Attorney General, stating the Superior Trade Zone is compliance with the Urban Cooperation Act.

9a. Administrator's Contract.

Moved by Commissioner Rivard and seconded by Commissioner Moyle to terminate the Administrator's Contract effective immediately.

ROLL CALL	MALNAR	YES
	JOHNSON	NO
	MOYLE	NO
	RIVARD	YES
	HARRINGTON	NO

MOTION FAILED.

10. Executive Session.

Moved by Commissioner Moyle and seconded by Commissioner Rivard to move into closed session at 6:11 p.m. for the purpose of discussing contract negotiations under OMI Section 15.268(8)(c).

ROLL CALL	MALNAR	YES
	JOHNSON	YES
	MOYLE	YES
	RIVARD	YES
	HARRINGTON	YES

MOTION CARRIED.

Moved by Commissioner Johnson and seconded by Commissioner Moyle to reconvene into regular session at 6:35 p.m.  
MOTION CARRIED.

No actions were taken during executive session.

Moved by Commissioner Johnson and seconded by Commissioner Moyle to ratify the Tentative Agreement reached with the Road Patrol Union. MOTION CARRIED.

Moved by Commissioner Moyle and seconded by Commissioner Johnson to ratify the Tentative Agreement reached with the Corrections Union. MOTION CARRIED.

## Proposed

Moved by Commissioner Johnson and seconded by Commissioner Moyle to ratify the Tentative Agreement reached with the District Court Union. MOTION CARRIED.

### XII. PUBLIC COMMENT

Dan Sandin, Garden Township, addressed the Board with his concerns regarding wind turbine setbacks.

John Gavre, Garden Township, addressed the Board regarding his concerns regarding the Planning Commission and the Wind Turbine Ordinance.

Sheriff Oswald addressed the Board inviting the Commissioners to tour the jail.

Rory Mattson, addressed the Board with his concerns regarding the need for 2 new ordinances that need to be in place by spring: a firewood ordinance that would protect the parks against Oak Wilt.

### XIII. COMMISSIONERS CONCERNS

Commissioner Malnar: Congratulations to Chairman Harrington and he looks forward to working together on this Board.

Commissioner Johnson: Congratulations to Chairman Harrington.

Commissioner Moyle: Hopes everyone had a good Christmas. He is 20% of the voice of this Board and that is all he can offer. Need to focus on moving forward.

Commissioner Rivard: Congratulations to Chairman Harrington.

Commissioner Harrington: Welcome everyone, congratulations to Vice Chair Rivard. Pledges to work together in the best interest of Delta County.

### XIV. MEETING SCHEDULE

January 8 <sup>th</sup>	3:00 p.m.	Committee of the Whole meeting.
January 20 <sup>th</sup>	5:15 p.m.	Board meeting.
February 3 <sup>rd</sup>	5:15 p.m.	Board meeting.

### XV. NOTICES

Proposed

XVI. ADJOURNMENT

Moved by Commissioner Moyle and seconded by Commissioner Johnson to adjourn at 6:43 p.m.

Respectfully Submitted,

---

Nancy J. Kolich, County Clerk

---

Mary K. Harrington, Board Chair

Proposed

**DELTA COUNTY BOARD OF COMMISSIONERS MEETING  
COMMITTEE OF THE WHOLE  
January 8, 2015**

Escanaba, Michigan

A Committee of the Whole meeting of the Delta County Board of Commissioners was held this date, pursuant to the following call:

January 2, 2015

The Honorable Members of the Delta  
County Board of Commissioners

Dear Commissioners:

A Committee of the Whole Meeting of the Delta County Board of Commissioners is scheduled for Thursday January 8, 2015, at 3:00 p.m. in Boardroom of the Delta County Service Center.

Sincerely yours,  
Nancy J. Kolich  
Delta County Clerk

ROLL CALL

PRESENT: Commissioners Malnar, Johnson, Harrington, Moyle (3:11)  
and Rivard.

ABSENT: None.

The meeting was called to order at 3:05 p.m. in Conference Room of the Delta County Service Center by Delta County Clerk, Nancy Kolich.

ALSO PRESENT: Sheriff Oswald  
Under Sheriff Phil Griebel  
Phil Strom, Prosecuting Attorney  
Jason Thibeault, Jail Administrator  
Tom Sabor, Treasurer  
Connie Friets, Union Chapter Chair  
Mike Snyder, Director DMDHD  
Randolph Bjork, Delta County Road Commission  
Suani Nieto, Assistant Airport Manager  
Les Ruohomaki, retired Commissioner  
Pam Malnar, retired employee  
Jordan Beck, Daily Press reporter

V. APPROVAL OF MINUTES OF PREVIOUS MEETING

Proposed

VI. APPROVAL OF AGENDA

VII. PRESENTATION OF WRITTEN COMMUNICATIONS

- A. Received: No Communications were forwarded.
- B. Forwarded: No Communications were forwarded.

VIII. REPORTS OF SPECIAL COMMITTEES AND OTHERS.

IX. PUBLIC COMMENT ON AGENDA ITEMS

None.

X. COMMITTEE REPORTS:

XI. GENERAL ORDERS OF BUSINESS

A. UNFINISHED BUSINESS

B. NEW BUSINESS

1. Administrator's Retirement and Possible Reorganization of the Administration Office.

An advertisement for the Administrator's position will be put together by the Chair and the Administrator, to be approved by all the Commissioners. It will be placed in the Daily Press, Michigan Works! and with MAC (Michigan Association of Counties). The applications will be sent to Board Chair sealed.

XII. PUBLIC COMMENT

None.

XIV. MEETING SCHEDULE

January 16 <sup>th</sup>	9:00 a.m.	Committee of the Whole meeting.
January 20 <sup>th</sup>	5:15 p.m.	Board meeting.
February 3 <sup>rd</sup>	5:15 p.m.	Board meeting
February 17 <sup>th</sup>	5:15 p.m.	Board meeting.

XV. NOTICES

Proposed

XVI. ADJOURNMENT

Moved by Commissioner Rivard and seconded by Commissioner Johnson to adjourn at 4:00 p.m.

Respectfully Submitted,

---

Nancy J. Kolich, County Clerk

---

Mary Harrington, Board Chairperson

# DELTA COUNTY BOARD OF COMMISSIONERS

ADMINISTRATION OFFICE  
310 LUDINGTON STREET  
ESCANABA, MICHIGAN 49829  
PHONE: 906-789-5100  
FAX: 906-789-5197

B1



January 20, 2015

TO: Delta County Board of Commissioners  
FR: Nora M. Viau, Administrator  
RE: Payment of Bills

I have examined all claims presented, and recommend payment of the following; and that the County Clerk be directed to issue orders on the County Treasurer to the Claimants for the amounts allowed.

Nora M. Viau, Administrator

Date	Amount
01-08-15	100,080.82
01-14-15	152,739.68
Total Report of Claims \$	252,820.50
Total Jury Expense \$	0.00
GRAND TOTAL OF BILLS \$	252,820.50
Commissioner Expenses: \$	1,179.52 Paid

AUTHORIZED SIGNATURE \_\_\_\_\_  
AUTHORIZED SIGNATURE \_\_\_\_\_  
AUTHORIZED SIGNATURE \_\_\_\_\_  
AUTHORIZED SIGNATURE \_\_\_\_\_  
AUTHORIZED SIGNATURE \_\_\_\_\_

Check Date	Check	Vendor	Vendor Name	Description	Amount
<b>Bank FIRST ALL FUNDS</b>					
01/08/2015	155422	019300	STATE OF MICHIGAN	SALES TAX - DECEMBER 2014	1,681.56
01/08/2015	155423	001022	LEXISNEXIS A DIV OF REED ELSEVIER	LEXISNEXIS SUBSCRIPTION (12-01-14 TO 12-	196.00
01/08/2015	155424	001050	ALGER DELTA ELECTRIC ASSOC.	TOWER POWER ACCT 200500	165.01
01/08/2015	155425	001101	ANDERSON FUNERAL HOME	BURIAL ALLOWANCE - STEPHEN PICHE	300.00
01/08/2015	155426	0011019	KIESLER'S POLICE SUPPLY INC	HOLSTER	39.20
01/08/2015	155427	001132	APPLE OFFICE PRODUCTS	7 SIGNATURE STAMPS OF JUDGE PARKS	187.11
				OFFICE SUPPLIES	47.32
					<u>234.43</u>
01/08/2015	155428	001151	AT&T	PHONE - ACCT 906 786-4902 919 7	593.00
01/08/2015	155429	001184	AUTO OWNERS INSURANCE	RESTITUTION - JOHNSON - CLAIM#009-1264-2	188.59
				RESTITUTION - CLAIM# 009-1264-2012	400.00
				RESTITUTION - CLAIM # 009-1264-2012	25.00
					<u>613.59</u>
01/08/2015	155430	002068	HONORABLE MARY B BARGLIND	REIMB FOR TRAVEL ON APPOINTED CASE - OLS	58.24
01/08/2015	155431	002170	BENOIT'S GLASS & LOCK	REPAIR LOCK ON EVIDENCE DOOR	50.00
				WINDOW AND LABOR FOR KITCHEN WINDOW	635.00
					<u>685.00</u>
01/08/2015	155432	002200	GARY BJORKQUIST	PER DIEM	25.00
01/08/2015	155433	002216	BENJAMIN BOOKER	MEAL-LODGING REIMB 12/8 - 12/10/14	204.64
01/08/2015	155434	002400	BURKHART, LEWANDOWSKI & MILLER, P.C	TEAMSTERS CONTRACT	2,130.60
				RECLASSIFICATION REQUEST-CH	610.00
				GRIEVANCE 14-11 UNAUTH ALT OF TIMESHEET-	210.00
					<u>2,950.60</u>
01/08/2015	155435	003058	CBM FOOD SERVICE	INMATE FOOD 12/11 - 12/17/14	3,023.33
				INMATE FOOD 12/18 - 12/24/14	2,887.40
					<u>5,910.73</u>
01/08/2015	155436	003061	CARQUEST AUTO PARTS	CASE LOADER FUSES	9.25
				FUEL TRUCK RADIATOR CAP	4.03
				BOILER BELTS - BUILDING	6.29
				AW32 HYD FLUID - 30 GALLONS	286.98
					<u>306.55</u>
01/08/2015	155437	003085	CHARTER MEDIA	900/\$900	715.00
01/08/2015	155438	003087	CHARTER COMMUNICATIONS	INTERNET - ACCT 8245 12 032 0091915	234.64
01/08/2015	155439	003099	CINCINNATI INSURANCE COMPANY	AMBROSE RESTITUTION CLAIM#1859477	25.00
				AMBROSE RESTITUTION CLAIM#1859477	25.00
				AMBROSE RESTITUTION CLAIM#1859477	25.00
				AMBROSE / JOHNSON RESTITUTION CLAIM#1859	56.62
					<u>131.62</u>
01/08/2015	155440	003180	PATRICK CONNOR	PLANNING COMMISSION MEETING	22.30
01/08/2015	155441	003240	COOPER OFFICE EQUIPMENT INC.	KONICA BIZHUB 750	450.00
				QUARTERLY BASE RATE CHARGE FOR BIZHUB 35	156.00

Check Date	Check	Vendor	Vendor Name	Description	Amount
				COPIER MAINT - BIZHUB 282	132.00
					738.00
01/08/2015	155442	003323	CYCLE CITY	COPIER MAINT - BIZHUB 282	
				SYN CHAIN LUBE	10.39
				GLOVES	64.00
				NO SPILL GAS CAN	17.98
					92.37
01/08/2015	155443	004078	TIMOTHY G DECCLAIRE	4 SNOW REMOVALS X 125 - NOV 2014	500.00
01/08/2015	155444	004141	DELL MARKETING L.P.	DELL B2360DN LASER PRINTER	223.99
01/08/2015	155445	004230	DELTA COUNTY ROAD COMMISSION	GASOLINE - NOV 2014	3,058.32
01/08/2015	155446	004270	DELTA COUNTY TREASURER	REMON ADMIN FEE 4TH QTR 2014	99.60
01/08/2015	155447	004272	DELTA DISPOSAL	GARBAGE DISPOSAL - ACCT: 496	395.00
01/08/2015	155448	004356	JOHN DENHOLM	PLANNING COMMISSION MEETING	89.00
01/08/2015	155449	004360	DEPARTMENT OF STATE	NOVEMBER 2014 NOTARY FEES	12.00
				DECEMBER NOTARY FEES	12.00
					24.00
01/08/2015	155450	004418	DTE ENERGY	NAT'L GAS - ACCT:4569 786 0001 7	1,286.24
				NAT'L GAS - ACCT:4576 043 0002 2	431.82
				NAT'L GAS - ACCT:4576 043 0003 0	593.16
					2,311.22
01/08/2015	155451	004419	STEVEN A. DOSH, M.D.	SALARY- JANUARY 2015	3,500.00
01/08/2015	155452	004440	DIVE RESCUE INTERNATIONAL INC.	CHEST HARNESS WITH D-RING	342.44
01/08/2015	155453	004441	JASON DIX	PHONE REIMB - DEC 2014	35.00
				TRAVEL SEPT THROUGH NOVEMBER 3, 2014	71.68
					106.68
01/08/2015	155454	004448	DIV OF ALAMO SALES CORP	EQUIPMENT MAINTENANCE PUSH BOX BLADES	2,569.46
01/08/2015	155455	005020	THOMAS C. ELEGEERT	MILEAGE/PHONE REIMB-SEPT 2014	60.40
				MILEAGE/PHONE REIMB- OCT, NOV, DEC 2014	293.20
					353.60
01/08/2015	155456	005033	WLUC TV-6 & FOX UP	PETERPAN LIVE - AD	400.00
01/08/2015	155457	005050	EPIC AVIATION LLC	JET FUEL	17,957.81
01/08/2015	155458	006022	FASTENAL COMPANY	HAND TOOLS	57.04
01/08/2015	155459	006047	FILTRATION CORPORATION	HK25-15 VELCON HYDROKIT (25TEST) + FREI	100.72
				CREDIT FROM RETURNING SEALS	(49.57)
					51.15
01/08/2015	155460	006050	FIRST BANK	RESTITUTION - GUSTAFSON - 06-FH-7609	25.00
				RESTITUTION - GUSTAFSON - 06-FH-7609	25.00
					50.00
01/08/2015	155461	006057	FIRST LUTHERAN CHURCH	RESTITUTION - OLIVER - 99-FH-6468	30.00
01/08/2015	155462	006101	FRAZER'S AUTO REPAIR CO	DELTA 1, RADIATOR AND FLUID FLUSH	537.66
01/08/2015	155463	007160	GOV. FINANCE OFFICERS ASSOC.	MEMBERSHIP-N VIAU/ N SABOR - 2015	250.00
01/08/2015	155464	008034	JEFF HANSEN	MEAL REIMB - TRAINING 12/12 -12/18/14	85.84
01/08/2015	155465	008080	BENNY HERIOUX	PLANNING COMMISSION MEETING	32.08
01/08/2015	155466	008090	HIAWATHA CHEF SUPPLY	SOAP	332.88

2

Check Date	Check	Vendor	Vendor Name	Description	Amount
				MOP AND MOP HANDLE	91.19
					424.07
01/08/2015	155467	009020	I.C.L.E.	MI MODEL CRIMINAL JURY INSTRUCTIONS WITH MI MODEL CIVIL JURY INSTRUCTIONS 2014 MI MODEL CRIMINAL JURY INSTRUCTIONS MI COURTROOM EVIDENCE ANNOTATED, FIFTH E	133.50 103.50 133.50 103.50 474.00
01/08/2015	155468	010045	JEFF'S GLASS & WINDOWS INC	SERVICE CALL, REMOVE WIRE GLASS	140.00
01/08/2015	155469	010110	JOHNSTON PRINTING & OFFSET	2-SIDED BUSINESS CARDS - M. KWARCZYNY	45.00
01/08/2015	155470	011050	K-MART	REWARDS FOR INMATES, IVORY SOAP LYSOL, TAPE AND PHONE CORD	9.38 86.20 95.58
01/08/2015	155471	011071	KMB BROADCASTING INC	SPORTS BOOSTER SPONSOR	58.50
01/08/2015	155472	011080	NANCY KOLICH	MILEAGE TO DO ELECTION AUDITS	44.80
01/08/2015	155473	011097	MARIE E. KWARCZYNY	EXPERIENCED DISTRICT COURT PROBATION OFF PER DIEM	175.48 25.00
01/08/2015	155474	012032	WILLIAM LAMARCH	BOOT ALLOWANCE 2014-15	150.00
01/08/2015	155475	012093	BRIAN LAUSCHER	2015 MECRA DUES - SCHWALBACH, JODI	130.00
01/08/2015	155476	013178	MECPA		
01/08/2015	155477	013179	MENARDS	BUILDING MAINTENANCE ANGLE BROOM, BAGS, TRASH BAGS AND BATTERIES HAND TOOLS HAND TOOLS SNOW SHOVELS - SERVICE CENTER GLUE FOR ANNE ROLL PIN AND SILICONE HI TEMP SILICONE TRIM AND CAULKING TRIM AND TAPE SWIFFER REFILLS	147.26 23.01 46.05 246.63 229.51 41.96 6.96 15.25 12.99 80.09 44.19 20.64 914.54
01/08/2015	155478	013392	STATE OF MICHIGAN	CONCEALED PISTOL LICENSE - NEW APPLICANT	512.00
01/08/2015	155479	013411	MICHIGAN STATE UNIVERSITY EXTENSION	APPROPRIATION 2014/15- 1ST QTR	11,201.50
01/08/2015	155480	013435	MIDWEST CLAIMS SERVICE	RESTITUTION - GUSTAFSON - 06-FH-7610 RESTITUTION - GUSTAFSON - 06-FH-7610	25.00 25.00 50.00
01/08/2015	155481	013610	THE MUNISING NEWS	DETROIT DAILY REPT - NOV 2014	124.00
01/08/2015	155482	013616	MORPHOTRUST USA	FINGERPRINTING FOR CPL'S	96.00
01/08/2015	155483	014210	NORTHERN PLUMBING & HEATING	HAND TOOLS SIDEWALL/CEILING REGISTER EXTENSION TUBE AND OD DOX FLANGE	27.97 14.28 9.27 51.52
01/08/2015	155484	014250	NU-WAY CLEANERS	UNIFORM DRY CLEANING- DEC 2014	160.00
01/08/2015	155485	016013	PRELN&NEWHOF	RBR REGIONAL PASSENGER LOADING BRIDGE	2,342.30
01/08/2015	155486	016032	P & M INSPECTIONS, INC.	PAYROLL 12-15-2014 THROUGH 12-26-2014	1,075.00
01/08/2015	155487	016080	PIONEER TV & APPLIANCE, INC.	TOP LOAD WASHER AND REFRIGERATOR PART	929.90
01/08/2015	155488	016083	NANCY PETERSON	PLANNING COMMISSION MEETING	30.00

3

Check Date	Check	Vendor	Vendor Name	Description	Amount
01/08/2015	155489	016088	PIT STOP QUICK LUBE	OIL CHANGE OIL CHANGE	55.00 144.99 <u>199.99</u>
01/08/2015	155490	017010	QUILL CORPORATION	VACUUM BAGS, FILE FOLDERS	79.95
01/08/2015	155491	018050	RANGE TELECOMMUNICATION	PAGERS ALARM MONITORING JAN-DEC 2015 PAGER SERVICE - SEARCH & RESCUE 2015	168.00 162.00 <u>330.00</u>
01/08/2015	155492	018063	REINHART FOOD SERVICE	CREAMER, BAGS AND CUPS	456.15
01/08/2015	155493	018064	REDWOOD TOXICOLOGY LABORATORY INC.	PROBATION DEPARTMENT DRUG SCREENS 10/31/	349.50
01/08/2015	155494	018110	RICHER REFRIGERATION	LABOR - CHECK THERMOSTAT	77.00
01/08/2015	155495	018115	RIVERSIDE AUTO SALES, INC	RECALL WORK AND BATTERY REPLACEMENT	215.87
01/08/2015	155496	018116	DAVID RIVARD	MILEAGE/PHONE REIMB- DEC 2014	75.52
01/08/2015	155497	018306	RURAL AIR SERVICE ALLIANCE	RURAL SERVICE ALLIANCE MEMBERSHIP	2,000.00
01/08/2015	155498	019021	STAPLES	ELECTION EMBOSSED SEALS- ACCT 6011 1000	16.49
01/08/2015	155499	019027	LESLIE STANEK-NAULT	DECEMBER 2014 PHONE REIMB	35.00
01/08/2015	155500	019073	RANDY SCOTT	PLANNING COMMISSION MEETING	26.90
01/08/2015	155501	019168	KELLY SMITH	MRO 2015 1ST NIGHT 12TH OF APRIL	202.38
01/08/2015	155502	019189	SPARLING CORPORATION	HYDROMETER - FUEL TESTING	74.29
01/08/2015	155503	019196	STANDARD ELECTRIC COMPANY	SLOAN VALVE REPAIR PARTS SLOAN REPAIR PARTS-INSIDE COVER	28.99 5.80 73.58 94.36 16.77 16.77 775.60 <u>1,011.87</u>
01/08/2015	155504	019232	STATE OF MICHIGAN	COMMUNITY HANGAR BOILER INSPECTION	130.00
01/08/2015	155505	019290	STATE OF MICHIGAN	4TH QTR 2014 REMONUMENTATION FEE	6,540.40
01/08/2015	155506	019305	STATE OF MICHIGAN	GATEWAY CONNECTION FEE	387.00
01/08/2015	155507	019325	STATE OF MICHIGAN	PA124 MONEY	272.00
01/08/2015	155508	019356	STERICYCLE, INC	HAZARDOUS WASTE PICKUP-CUST 2235375	296.58
01/08/2015	155509	019375	STROPICH OIL COMPANY	BLEND DIESEL 420.5 X 3.40 BLEND DIESEL 583.6 X 3.20 UNLEADED FUEL	1,429.70 1,867.52 520.24 <u>3,817.46</u>
01/08/2015	155510	020045	TELNET WORLDWIDE INC	FAX LINE - ACCT CORP-005179	2.51
01/08/2015	155511	020114	TRAVELERS INSURANCE	RESTITUTION - CLAIM EHS69998 - DUNCAN / RESTITUTION - CLAIM EHS69998 - DUNCAN / RESTITUTION - CLAIM EHS69998 - DUNCAN /	35.00 35.00 35.00 <u>105.00</u>
01/08/2015	155512	021048	U.P.S.E.T.	RESTITUTION - MCCOY - 14-FH-9004	65.00
01/08/2015	155513	021050	U.P. MARKETING CONSULTANTS	MARKETING SERVICES QUATERLY CONTRACTED S MARKETING SERVICES - MNTHLY CONTRACTED S MARKETING SERVICES-NOV 2014	1,800.00 450.00 450.00 <u>2,700.00</u>
01/08/2015	155514	021065	U.P. CISM TRAINING	VSU TRAINING FOR TWO PEOPLE	300.00
01/08/2015	155515	021065	U.P. CISM TRAINING	VSU TRAINING - TWO PEOPLE	300.00
01/08/2015	155516	022014	JEFFREY VALLIER	MEAL REIMB - TRAINING 12/12 -12/18/14	74.84

4

Check Date	Check	Vendor	Vendor Name	Description	Amount
01/08/2015	155517	022017	JULIAN VANDECAVEYE	PLANNING COMMISSION MEETING	34.95
01/08/2015	155518	022025	VERIZON WIRELESS	PHONE ACCT - 482996167-00001	379.10
01/08/2015	155519	023018	DAVID WILSON	PER DIEM	25.00
01/08/2015	155520	023031	WAL-MART COMMUNITY	SNOW SHOVEL- ACCT 6032 2020 0060 0594	16.88
01/08/2015	155521	023080	THOMSON REUTERS - WEST PAYMENT CTR	SUBSCRIPTIONS (11-05-14 TO 12-04-14)	321.10
01/08/2015	155522	023096	WICKERT FLORAL	PLANTS	134.00
01/08/2015	155523	023140	WRIGHT EXPRESS FINANCIAL SERVICES	CREDIT CARD BILL-ACCT 5567 3400 0301 807	1,560.63
				COMPUTER EQUIP/KEYFOB & CARDS/CAMERA/SIG	1,065.44
					2,626.07
01/08/2015	155524	084355	LATITUDE SUBROGATION SERVICES	RESTITUTION -BERGEON - 12-FH-8660	250.00
				RESTITUTION - BERGEON - 12-FH-8660	500.00
					750.00
01/08/2015	155525	084779	BRAD MCPHEE	RESTITUTION - PORATH - 10-FH-8281	10.00
01/08/2015	155526	084861	VANDERMISSEN & SON	RESTITUTION - GRAVES - 12-FH-8675	20.00
				RESTITUTION - GRAVES - 12-FH-8675	20.00
					40.00
01/08/2015	155527	084889	UPPER LAKES TOWING COMPANY	RESTITUTION - JOHNSON - 10-FH-8324	50.00
				RESTITUTION - JOHNSON - 10-FH-8324	100.00
					150.00
01/08/2015	155528	085015	TIMOTHY KOBASIC	RESTITUTION - ARBOUR - 11-FH-8519	150.00
				RESTITUTION - ARBOUR - 11-FH-8519	100.00
					250.00
01/08/2015	155529	085260	JOSH HEIRMAN	RESTITUTION - HARRIS - 03-FH-7096	10.00
01/08/2015	155530	085379	MICHAEL & NANCY KOSSOW	RESTITUTION - IVES - 11-FH-8522	200.00
				IVES - RESTITUTION - 11-FH-8522	200.00
					400.00
01/08/2015	155531	085431	MEEMIC INSURANCE COMPANY	RESTITUTION - CHILDRESS - CLAIM#01518481	5.00
01/08/2015	155532	085524	MARY DANI	RESTITUTION - JOHNSON - 13-FC-8758	400.00
				RESTITUTION - JOHNSON - PAID IN FULL	154.79
					554.79
01/08/2015	155533	085538	NETWORK SYSTEMS PLUS	RESTITUTION - THERRIEN - 11-FH-8491	50.00
01/08/2015	155534	ADMIN MISC	BRIAN BLAIR	BURIAL ALLOWANCE - ROBERT BLAIR	300.00
01/08/2015	155535	ADMIN MISC	MARGARET CASWELL	BURIAL ALLOWANCE - ALBERT CASWELL	300.00
01/08/2015	155536	CLERK MISC	SCOTT DELKE	RETURN BOND - DELKE - 14-FH-9017 & 14-FH	900.00
01/08/2015	155537	DLO TAX	BROWN JAMES A	DLQ TAX REFUND	536.49
01/08/2015	155538	SHERF MISC	CHEBOYGAN CO. DISTRICT COURT	OUT OF COUNTY BOND	100.00
01/08/2015	155539	TAX REFUND	BRAY DARREN & JESSICA	2011 Pre Reinstatement	233.84
				2012 Pre Reinstatement	233.84
				2013 Pre Reinstatement	193.76
					661.44
01/08/2015	155540	TAX REFUND	DELAIRE JAMES & PATRICK	2012 Pre Reinstatement	727.16
01/08/2015	155541	TAX REFUND	COUILLARD MARVIN	2012 Pre Reinstatement	18.25

5

Check Date	Check	Vendor	Vendor Name	Description	Amount
				2011 Pre Reinstatement	18.37
				2013 Pre Reinstatement	18.26
					<u>54.88</u>
01/08/2015	155542	TAX REFUND	MOREY SUSAN RICE	2013 Pre reinstatement	112.96
				2012 Pre Reinstatement	110.34
				2011 Pre Reinstatement	107.44
					<u>330.74</u>
01/08/2015	155543	TAX REFUND	VIAU WALLACE & JENNETTE	2012 Pre Reinstatement December 2013 BOR	39.33
				2011 Taxes Pre-reinstatement Dec 13 BOR	38.32
					<u>77.65</u>
01/08/2015	155544	TAX REFUND	OCONNELL PEGGY	2011 tax year Pre-reinstatement	466.62
01/08/2015	155545	TAX REFUND	POSENKE CAROL LEE	2014 Winter Tax Value Change	111.93
				2013 Summer Tax Value Change	39.80
					<u>151.73</u>
01/08/2015	155546	TAX REFUND	BROWN JAMES A	2013 Pre Reinstatement	487.32
01/08/2015	155547	TAX REFUND	DEMEUSE THOMAS & ROBYN	2013 Pre Reinstatement	93.08
01/08/2015	155548	TAX REFUND	VANDERLINDEN KENNETH A & DEBORAH L	2013 Pre Reinstatement	823.56
					<u><u>100,080.82</u></u>
FIRST TOTALS:					
Total of 127 Checks:					100,080.82
Less 0 Void Checks:					0.00
Total of 127 Disbursements:					<u>100,080.82</u>

6

Check Date	Check	Vendor	Vendor Name	Description	Amount
<b>Bank FIRST ALL FUNDS</b>					
01/15/2015	155549	001029	AIRGAS USA, LLC	NITROGEN COMPRESSED 2.2 3X52.72	158.16
01/15/2015	155550	0011019	KIESLER'S POLICE SUPPLY INC	AMMUNITION RIFLES	5,612.00 37.92
01/15/2015	155551	001132	APPLE OFFICE PRODUCTS	MISC OFFICE SUPPLIES-CALENDAR-3 HOLE PUN	5,649.92
01/15/2015	155552	001151	AT&T	PHONE - ACCT: 906 786-5902 665 3 PHONE - ACCT 906 786-3633 835 3	25.34 431.84
01/15/2015	155553	001184	AUTO OWNERS INSURANCE	RESTITUTION - JOHNSON - CLAIM#22-5064-20 RESTITUTION CLAIM#009-1264-2012 AMBROSE/ RESTITUTION CLAIM#009-1264-2012 AMBROSE/	10.00 400.00 400.00
01/15/2015	155554	002073	BOB BARKER CO.	INMATE SUPPLIES	810.00
01/15/2015	155555	002144	BERTFRANDS	WALNUT ID BLOCK - HONORABLE STEVEN C PAR	1,811.23
01/15/2015	155556	002320	BRUNETTE & SON, INC.	SNOW PLOWING PARKING LOT - 12/24/14	26.95
01/15/2015	155557	002400	BURKHART, LEWANDOWSKI & MILLER, P.C	INMATE MEDICAL EXP-MGH COURTHOUSE NEGOTIATIONS ROAD PATROL NEGOTIATIONS	400.00 330.00 2,082.40
01/15/2015	155558	003058	CBM FOOD SERVICE	INMATE FOOD 12/25 - 12/31/14	3,592.40
01/15/2015	155559	003120	CITY OF ESCANABA	DUE TO ESC-PENAL FINES	2,825.41
01/15/2015	155560	003130	CITY OF ESCANABA	DANFORTH TOWER ELECT- ACCT 1-06-1320-01 UTILITY BILL- ACCT 1-06-1540-00 UTILITIES - ACCT 1-06-1500-00	3,259.98 24.35 141.36
01/15/2015	155561	003140	CITY OF GLADSTONE	DUE TO GLADSTONE-PENAL FINES	2,374.58
01/15/2015	155562	003160	CLOVERLAND PAPER CO.	HANDWASH	2,540.29
01/15/2015	155563	003170	COMMUNITY ACTION AGENCY	CK REQ#2 1044865 MSC-2013-0735-HOA CHECK REQUEST #3, 1044985 MSC2013-0735-H	31.67 128.60 231.80
01/15/2015	155564	003240	COOPER OFFICE EQUIPMENT INC.	COPIER MAINT - BIZHUB C253	360.40
01/15/2015	155565	003251	GARY AND TRACI CORRIGAN	DECEMBER 2014 FOSTER CARE FOR DREDYN DES DEC 2014 FOSTER CARE FOR MALACHI DESCHAI	4,166.00 4,460.00
01/15/2015	155566	003255	CORRECTIONAL HEALTHCARE COMPANIES I	FEBRUARY 2015 MEDICAL SERVICES	8,626.00
01/15/2015	155567	003323	CYCLE CITY	HARDWARE PART	360.82 689.44 534.44
					1,223.88
					16,208.02
					222.52



Check Date	Check	Vendor	Vendor Name	Description	Amount
				SNOWMOBILE SUPPLIES	87.98
					310.50
01/15/2015	155568	003331	CSM SERVICES	JANITORIAL SERVICES - JAN 2015	966.88
01/15/2015	155569	004029	DAILY NEWS	DLQ TAX NOTICE PUBLICATION	765.00
01/15/2015	155570	004030	DAILY PRESS	DC DLQ TAX PUBLICATION	963.12
01/15/2015	155571	004036	MEL DAVIS	REMON- PREP 2015 PROGRAM	1,175.00
				REMON- CORNERS	5,175.00
					6,350.00
01/15/2015	155572	004078	TIMOTHY G DECLAIRE	SNOW REMOVAL 12/2 12/8 12/15 12/23 1	500.00
01/15/2015	155573	004200	DELTA COUNTY CLERK	APPLY BONDS TO FINES - SCHUSTER - 14-FH-	766.00
01/15/2015	155574	004230	DELTA COUNTY ROAD COMMISSION	GAS FOR THE MONTH OF NOVEMBER, 2014	209.69
01/15/2015	155575	004241	DELTA COUNTY 4-H COUNCIL	8 PLAT BOOKS	272.00
01/15/2015	155576	004257	DELTA COUNTY BAR ASSOCIATION	2015 DELTA COUNTY BAR DUES	40.00
01/15/2015	155577	004270	DELTA COUNTY TREASURER	4 REDEMPTION CERTS	40.00
				1 REDEMPTION CERT- 052-003-007-00 D BJOR	10.00
				1 REDEMP.T. CERT 006-602-001-00 MARK & ST	10.00
					60.00
01/15/2015	155578	004272	DELTA DISPOSAL	GARBAGE PICK UP	163.95
01/15/2015	155579	004367	EMILY DESALVO	PHONE REIMB - NOV 2014	30.00
				PHONE REIMB - DEC 2014	30.00
				LODGING/MEALS 12/8 - 12/10/14	88.99
					148.99
01/15/2015	155580	005043	DEBBI SPRINGSGUTH	DHS BOARD- MILEAGE/PER DIEM-JAN 2015	19.60
01/15/2015	155581	006088	DAN FORRESTER	12/29 & 12/30/14 MILEAGE AND OPEN HOUR	528.00
				1/7/15 TRAVEL	144.00
					672.00
01/15/2015	155582	006101	FRAZER'S AUTO REPAIR CO	BATTERY AND LABOR, ROAD PATROL VEHICLE	223.53
01/15/2015	155583	008024	MARK HAGER	PHONE REIMB - NOV 2014	30.00
				PHONE REIMB - DEC 2014	30.00
					60.00
01/15/2015	155584	008031	MARK HANSON	MEAL REIMB - DECEMBER 2014	122.75
01/15/2015	155585	010110	JOHNSTON PRINTING & OFFSET	PAPER & ENVELOPES FOR PA'S OFFICE	155.00
01/15/2015	155586	011071	KMB BROADCASTING INC	ANNUAL - WDBC-AM	325.00
01/15/2015	155587	012138	HONORABLE MARK LUOMA	VISITING JUDGE 01.05.2015 & 01.09.2015	136.53
01/15/2015	155588	013004	MAAE	MEMBERSHIP 2015 - KELLY SMITH	70.00
				MEMBERSHIP 2015 - SUANI NIETO	70.00
					140.00
01/15/2015	155589	013079	MEIERS SIGNS	SHERIFF DEPARTMENT SIGN	1,310.72
01/15/2015	155590	014214	NORTHERN SCREEN PRINTING	CLOTHING - SNOWMOBILE	170.00
				EMBROIDERY OF NAME, PATCHES - MCDONOUGH	20.00
					190.00
01/15/2015	155591	014266	NYE UNIFORM	PANTS, SHIRTS - PLOURDE	375.02
01/15/2015	155592	015025	OFFICE DEPOT	OFFICE SUPPLIES	33.57

8

Check Date	Check	Vendor	Vendor Name	Description	Amount
01/15/2015	155593	016032	P & M INSPECTIONS, INC.	PAYROLL 12-26-2014 THROUGH 1-9-2015	1,333.00
01/15/2015	155594	016088	PIT STOP QUICK LUBE	OIL CHANGE	55.00
01/15/2015	155595	016110	POMP'S TIRE SERVICE INC	TIRES, SPIN AND BALANCE	589.52
				TIRES - SPIN - BALANCE	589.52
				TIRES AND SPIN BALANCE	579.52
				TIRES, SPIN AND BALANCE	579.52
				TIRES, SPIN AND BALANCE	590.02
				TIRES, SPIN AND BALANCE	579.52
				TIRES, SPIN AND BALANCE	656.08
					<u>4,163.70</u>
01/15/2015	155596	016120	PROSECUTING ATTORNEY ASSN OF MICHIG	PA MIDWINTER CONFERENCE	275.00
01/15/2015	155597	017010	QUILL CORPORATION	DESK CALENDAR, FOLDER LABELS, FILE JACKE POST IT NOTES FOLDERS	162.12 49.99 26.34 <u>238.45</u>
01/15/2015	155598	018064	REDWOOD TOXICOLOGY LABORATORY INC.	PROBATION DEPARTMENT DRUG SCREENS	110.25
01/15/2015	155599	018071	REDITEST SCREENING DEVICES	PROBATION DEPARTMENT DRUG SCREENS	123.37
01/15/2015	155600	018190	ELIZABETH ANN ROMAN	ADMIN EXP - DEC 2014	50.00
01/15/2015	155601	019166	GERALD A SMITH	DHS BOARD- MILEAGE/PER DIEM-JAN 2015	11.20
01/15/2015	155602	019201	STATE OF MICH,ST.EDUCATION TAX	SET & TLR TAX 12/15- 12/31/14	656.00
01/15/2015	155603	019236	STATE OF MICHIGAN	OVERPAYMT OF JUROR REIMBURSE	7,316.00
01/15/2015	155604	019325	STATE OF MICHIGAN	COURT FEE TRANSMITTALS DECEMBER 2014	20,513.30
01/15/2015	155605	019375	STROPICH OIL COMPANY	BLEND 551 X 2.75	1,515.52
01/15/2015	155606	020010	T & T HARDWARE	GAS CAN DRAIN OPENER	33.99 17.98 <u>51.97</u>
01/15/2015	155607	020044	TELKITE ENTERPRISES	1/3 BOOTH COST UPPER MICHIGAN	1,327.00
01/15/2015	155608	020087	TITLE CHECK LLC	PARCEL ADMINISTRATE FEE 2012 TAX CYCLE DECEMBER CERTIFIED MAILING EXPENSE 2012 T 2012 TAXES TITLE SEARCH FEES	1,804.41 3,582.55 9,600.38 <u>14,987.34</u>
01/15/2015	155609	020114	TRAVELERS INSURANCE	RESTITUTION - CLAIM EHS69998 - DUNCAN /	35.00
01/15/2015	155610	021041	U.P. ACTION NEWS	PC AD FOR JANUARY, 2015 MEETING	134.40
01/15/2015	155611	021043	UPCAP SERVICES	EQUALIZATION SERVICES- 1ST QTR 2015	31,250.00
01/15/2015	155612	021049	THE UPS STORE	POSTAGE 2012 INSPECTION PICTURES TO TITL	12.26
01/15/2015	155613	021069	U.P. ASSESSORS ASSOCIATION	BOARD OF REVIEW SCHOOLS	20.00
01/15/2015	155614	022025	VERIZON WIRELESS	PHONE - ACCT 683073603-00001	103.12
01/15/2015	155615	025000	XEROX CORPORATION	XEROX DEC 2014 - ACCT 718015423	35.63
01/15/2015	155616	026091	KAMMI YOUNG	CALEIGH GORDON NOV/DEC 2014 FOSTER CARE CLOTHING ALLOWANCE FOR CALEIGH GORDON	1,004.29 42.34 <u>1,046.63</u>
01/15/2015	155617	084779	BRAD MCPHEE	RESTITUTION - PORATH - 10-FH-8281	10.00
01/15/2015	155618	085317	BRUCE & JENNIFER MESSERSMITH	DEC 2014 FOSTER CARE FOR KALYN JONES DEC 2014 FOSTER CARE FOR JORDON POPIOLEK	534.44 534.44 <u>1,068.88</u>
01/15/2015	155619	CLERK MISC	MELISSA SCHUSTER	RETURN BALANCE OF BOND - SCHUSTER - 14-F	1,234.00
01/15/2015	155620	CLERK MISC	MATTHEW PERSONDEK	RETURN CASH BOND - EMMI - 14-FH-9030	500.00

9

Check Date	Check	Vendor	Vendor Name	Description	Amount
01/15/2015	155621	DLQ TAX	BETTY WINN	OVERPAY 005-106-002-00	24.72
01/15/2015	155622	PROS MISC	SAVANNAH RUVOLO	WITNESS FEE	6.00
01/15/2015	155623	SHERF MISC	GRAND TRAVERSE COUNTY FOC	OUT OF COUNTY BOND-JAMES KEAST	850.00
<b>FIRST TOTALS:</b>					
Total of 75 Checks:					152,739.68
Less 0 Void Checks:					0.00
<b>Total of 75 Disbursements:</b>					<u>152,739.68</u>

10



# DELTA COUNTY TRAVEL EXPENSE VOUCHER

Vendor Number: 5020

Line Item: \_\_\_\_\_

Department \_\_\_\_\_  
Charged: \_\_\_\_\_

Date: 12/30/17

Employee: Thomas E. Elquist

Address: \_\_\_\_\_

Period Covered:  
From 9/2 to 12/19

Date	\$20.00 0-3 hrs.	\$35.00 3-6 hrs.	\$50.00 over 6 hrs.	Meeting	Meals Other	Comments	Mileage	Mileage \$	Meeting \$
<del>9/12</del>	<del>X</del>			<del>Finance Mt</del>	<del>FX</del>		<del>30</del>		<del>20.00</del>
<del>9/13</del>	<del>X</del>			<del>County Bd</del>	<del>FX</del>		<del>30</del>		<del>20.00</del>
<del>9/12</del>	<del>X</del>	<del>X</del>		<del>Eda Mtg</del>			<del>30</del>		<del>20.00</del>
9/16	X	X		uppr clg mtg	FX		45		35.00
9/17		X		" "	FX		45		35.00
10/21	X			County Bd			30		20.00
10/28				Signed Paper for shorts			30		
11/6	X			mid works					20.00
11/7	X			Eda			30		20.00
12/2	X			County Bd			30		20.00
12/3		X		Cuppa at Lodge			50		35.00
12/4	X			Mgt of whole			30		20.00
12/8	X			mid works			30		20.00
12/9	X			Mgt of whole			30		20.00
12/16	X			911 mtg			30		20.00
12/16	X			County Bd			30		20.00
12/17		X		mid work	11:00-12:00		30		35.00
12/17	X			Health Bd.			30		20.00
12/19	X			uppr clg			30		20.00
	220	140					470	263.20	

I hereby certify that all items of expense included in this statement were incurred in the discharge of authorized official business, that the amounts are correct, and that they represent proper charges against the County.

NATURE OF BUSINESS: \_\_\_\_\_

SIGNED: Thomas E. Elquist

APPROVED: \_\_\_\_\_

Phone 101-101-850.000 30.00  
TOTAL PER DIEM: 360.00  
TOTAL MILEAGE: 263.20  
101-101-860.001  
GRAND TOTAL: 653.20

WHITE: CLERK      CANARY PAYROLL DEPT.      PINK: COMMISSIONER

*Handwritten initials and numbers:*  
AP  
293  
AC

12





## **2015 CONTRACT**

---

# **DELTA COUNTY REMONUMENTATION PLAN**

Contract No. - 1-2015

Contractor: **Davis/Wanic – Land Surveyors P.C.**

**DELTA COUNTY REMONUMENTATION CONTRACT**

## 2015 REMONUMENTATION CONTRACT

THIS CONTRACT MADE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2015 BY AND BETWEEN:

DELTA COUNTY  
310 LUDINGTON STREET  
ESCANABA, MICHIGAN 49829 – PARTY OF THE FIRST PART

AND

DAVIS/WANIC-LAND SURVEYORS P.C.  
1410 LUDINGTON STREET  
ESCANABA, MICHIGAN 49829 – PARTY OF THE SECOND PART (contracting surveyor)

SUBJECT TO THE TERMS AND CONDITIONS CONTAINED HEREIN AND THE DELTA COUNTY REMONUMENTATION PLAN AS APPROVED ON 10/28/92 BY THE STATE OF MICHIGAN REMONUMENTATION COMMISSION.

### **APPROVED FOR THE COUNTY OF DELTA**

\_\_\_\_\_  
Mary Harrington – Chairwoman, Board of Comissioners

\_\_\_\_\_  
Nora Viau – Delta County Grant Administrator

### **APPROVED FOR DAVIS/WANIC-LAND SURVEYORS**

  
\_\_\_\_\_  
Terence S. Wanic - President

-

## **PURPOSE AND INTENT 2015 REMONUMENTATION CONTRACT**

DELTA COUNTY REMONUMENTATION PLAN-STANDARDIZED CONTACT. THE INTENT OF THIS CONTRACT IS TO OBTAIN THE SURVEYING SERVICES LISTED IN THE SCHEDULE OF ITEMS AND IN ACCORDANCE WITH THE SPECIFICATIONS AND EXHIBITS CONTAINED IN THE "DELTA COUNTY REMONUMENTATION PLAN" AND THIS CONTRACT DOCUMENT. THE CONTRACTOR SHALL FURNISH ALL LABOR, MATERIALS (EXCEPT "COUNTY" FURNISHED MATERIALS), TRANSPORTATION, EQUIPMENT, TOOLS, OPERATING SUPPLIES, AND INCIDENTALS REQUIRED TO COMPLETE THE WORK SPECIFIED. ALL WORK SHALL BE PERFORMED BY, OR UNDER THE DIRECT SUPERVISION OF A PERSON LICENSED TO PRACTICE LAND SURVEYING IN THE STATE OF MICHIGAN.

TO THE EXTENT THAT LIABILITIES, OBLIGATIONS, DAMAGES, CLAIMS COST, CHARGES AND EXPENSES ARE CAUSED BY ANY NEGLIGENT ACT, ERROR OR OMISSIONS OF THE CONTRACTING SURVEYOR (OR ANYONE DIRECTLY OR INDIRECTLY EMPLOYED BY IT) ARISING FROM SERVICES RENDERED BY THE CONTRACTING SURVEYOR, THE CONTRACTING SURVEYOR AGREES TO HOLD HARMLESS AND INDEMNIFY DELTA COUNTY (AND ITS' AGENTS AND EMPLOYEES) FROM AND AGAINST SAID LIABILITIES, OBLIGATIONS, DAMAGES, CLAIMS, COST, CHARGES, AND EXPENSES IMPOSED UPON THE CONTRACTING SURVEYOR.

COMPLETION DATE FOR ALL ASPECTS OF THIS CONTRACT IS **DECEMBER 10, 2015.**

**DELTA COUNTY  
SURVEY & REMONUMENTATION CONTRACT  
GRANT YEAR 2015**

**WORK TO BE ACCOMPLISHED -**

**AREA 1 - T43N R21W – CORNER MONUMENTATION & GEODETIC POSITIONING**

A- Corners with acceptable monuments in place, as indicated by public record. Identified by state corner code.

[I - 07, 08, 09, 10, 11, 12, 13] [J - 01, 03, 05, 07, 09, 11, 13] [K - 01, 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13]  
[L - 01, 03, 05, 07, 09, 11, 13]

**34 corners @ \$ 720/corner ..... Total Cost \$ 24,480.00.**

**AREA 2 – T41N R19W – CORNER MONUMENTATION**

A.- Establish **geodetic positions** on the following corners – Identified by state corner code

[B - 03, 05, 07, 09, 11] [C - 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12] [D - 03, 05, 07, 09, 11] [E - 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12] [F - 03, 05, 07, 09, 11] [G - 02, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12] [H - 03, 05, 07, 09, 11] [I - 07, 08, 09, 10] [J - 03, 05, 07, 09] [MC H/I-13(1)] [MC H/I-11(2)] [MC I-10/11(3)] [MC J/K-11(4)]

**65 corners @ \$ 360/corner ..... Total Cost \$23,400.00**

**AREA 3 - T39N R18W – CORNER MONUMENTATION & GEODETIC POSITIONING**

A.- Corners requiring monumentation to County specifications – Identified by state corner code.

[MC K-8/9(2)] [MC C/D-1(3)] [MC K-8/9(5)] [MC K-7/8(7)] [MC I-8/9(8)] [MC G-9/10(9)] [MC C-5/6(13)] [MC B/C-5(14)]  
[MC A/B-3(15)] [MC C-1/2(16)] [MC G-11/12(17)] [MC I/J-9(18)] [MC J/K-9(19)]  
[I-06] [J-09] [K-02]

**16 corners @ \$ 820/corner ..... Total Cost \$ 13,120.00.**

B.- Corners with acceptable monuments in place, as indicated by public record. Identified by state corner code.

[MC A-5/6(4)] [MC G/H-9(10)] [MC F/G-11(11)] [MC G-11/12(12)] [C-11] [D-11] [E-09, 10, 11, 12] [F-09, 11] [G- 09] [H-01, 03]  
[I - 01, 04] [K-01, 03] [L-01] [M-01, 03, 07]

**23 corners @ \$ 720/corner ..... Total Cost \$ 16,560.00.**

**AREA 4 - T39N R19W – CORNER MONUMENTATION & GEODETIC POSITIONING**

A.- Corners requiring monumentation to County specifications – Identified by state corner code.

[MC J/K-5(3)] [MC I-4/5(4)] [MC H/I-5(5)] [MC I-5/6(6)] [MC I-6/7(7)] [MC G/H-7(8)] [MC I-7/8(9)]  
[MC I/J-9(10)] [MC G/H-11(14)] [I - 05] [J - 05]

**11 corners @ \$ 820/corner ..... Total Cost \$ 9020.00.**

B.- Corners with acceptable monuments in place, as indicated by public record. Identified by state corner code.

[MC G-12/13(15)] [I - 10, 11]

**3 corners @ \$ 720/corner ..... Total Cost \$ 2,160.00**

**Total cost for this contract - \$ 88,740.00 .**

# **DELTA COUNTY SURVEY & REMONUMENTATION CONTRACT GRANT YEAR 2015**

## **DEFINITIONS:**

### **CORNER MONUMENTATION**

Corner monumentation is inclusive of the following requirements.

- (a) Corner site investigation for original evidence and/or subsequent monumentation.
- (b) Establishment of a minimum of 4 witness to the corner monument, natural and/or artificial and the placement of a metal witness post. (witness post maybe used as a 4<sup>th</sup> witness in the absence of natural witnesses)
- (c) Bearing trees will be marked with a blaze and scribed "BT" at the crown of the stump, BT tags will be attached at approximately head height at the front and back of all BT's and a measuring nail w/a Delta County witness tag attached will be placed at the center of the BT as near level to the monument as conditions allow.
- (d) Enter all field generated data in a bound field book (County furnished)
- (e) Establishment of "GPS" position for each corner position monumented utilizing the Delta County coordinate system (RTK or static measurements are acceptable).
- (f) Furnish Delta County with a points list for each "GPS" position established which will include point number, point identification code and a northing, easting and elevation value for each point.
- (g) Furnish Delta County with a township map (18" x 24" required) delineating bearing and distance between monumented corners. The map will also show a "GPS" point number for each corner monumented.
- (h) Prepare a Land Corner Record Certificate (LCRC) for each corner monumented.
- (i) Present, for approval and/or discussion, the LCRC's to the Delta County Peer review committee.
- (j) After peer approval of the corner monumentation, record the LCRC's with the Delta County register of Deeds.
- (k) Should extenuating circumstance occur preventing the implementation of the above requirements, approval from the County Surveyor is required for any deviation from the same.

### **COUNTY FURNISHED MATERIAL**

- 1.- Bound field books.
- 2.- Bearing tree identification tags
- 3.- Metal witness post with survey monument tag.
- 4.- Delta County witness tags
- 5.- Bernsten aluminum survey monuments (31/4" caps fit a 5/8" rebar)
- 6.- 2" aluminum Delta County witness point caps, fits 5/8" rebar
- 7.- Monument boxes.
- 8.- Corner records research material.
- 9.- "GPS" control monuments list with horizontal and vertical control values.

# CONSULTING SERVICES AGREEMENT

B3

By and Between  
Delta County, Michigan  
and  
MGT of America, Inc.

**THIS AGREEMENT** is made this \_\_\_\_\_ day \_\_\_\_\_ 2015, by and between the County of Delta, Michigan ("Client"), and MGT of America, Inc., a Florida Corporation ("MGT").

In consideration of the mutual covenants set forth in this Agreement, the parties agree as follows:

## 1. Description of Services.

MGT shall, as an independent contractor, provide the services specified in section 1.1 below ("the Services"), on the schedule specified in section 1.2 below.

### 1.1 Scope of Services

MGT shall provide to Client the following services:

*A Countywide 2 CFR Part 200 (formerly OMB A-87) central services cost allocation plan based on actual costs for fiscal year 2014, 2015 and 2016.*

*Negotiation of the cost allocation plan with representatives of the federal cognizant agency and/or the State, as required.*

*Explain calculation methods and assumptions used in the indirect cost allocation plan. This explanation may be written or verbal as requested by the Client.*

*Provide recommendations on methods to enhance indirect cost revenues.*

*Assistance with the preparation of initial claims to recover costs due from the State and monitor the claims progress to ensure recoveries occur.*

### 1.2 Timetable for Services.

The Services shall be performed and the product(s) of the services shall be delivered on the following schedule:

*The proposed services will be completed within twelve months after the fiscal year ends, depending on the availability of data from the County. Final plans will be delivered to the Office of Child Support no later than November 30<sup>th</sup> of each year.*

## 2. Compensation.

For its work under this Agreement, MGT shall be paid a fixed fee of \$ 7,500 for each of the annual cost allocation plans. This fee shall be paid as follows:

*MGT will render to Client one invoice for each Service after delivery of each of the final Cost Allocation Plans to the Client. Payment will be due thirty (30) days after each invoice is submitted.*

### **3. Term, Renewal Options, and Termination.**

This agreement shall become effective upon its execution and delivery by the parties and shall remain in effect until completion of, and full payment for, the Services. At Client's option and approved by MGT, the contract may be renewed for two (2) additional one (1) year periods. This contract may be terminated prior to completion of the Services at the option of either party, upon delivery of written notice by the terminating party to the other party. In the event of early termination by Client, MGT shall be paid, upon invoicing in accordance with this Agreement, the agreed compensation. If, due to termination, there is no agreed value for the services performed to date, MGT's standard hourly rates plus expenses incurred shall apply for Services performed prior to termination.

### **4. Independent Contractor Status**

The relationship of MGT to Client is that of an independent contractor, and nothing in this Agreement shall be construed as creating any other relationship. As an independent contractor, MGT shall comply with all laws relating to federal and state income taxes, associated payroll and business taxes, licenses and fees, workers compensation insurance, and all other applicable state and federal laws and regulations. Neither MGT nor anyone employed or subcontracted by MGT shall be, represent, act, purport to act, or be deemed to be an agent, representative, employee or servant to Client.

### **5. Project Managers**

**James Olson** shall serve as Project Manager and point of contact for MGT under this Agreement.

**Nora Viau** shall serve as Project Manager and point of contact for Client under this Agreement. By written notice to the other party, either party may change the identity of its project manager during the term of this Agreement.

### **6. Miscellaneous**

#### **6.1 No Continuing Waiver**

The failure or forbearance by either party in exercising any remedy available to it upon a breach of any provision of this Agreement shall not operate or be construed as a waiver of any subsequent or continuing breach by either party.

#### **6.2 Entire Agreement.**

This written Agreement represents the entire agreement of the parties, and neither party is relying upon any negotiation, representation, warranty, promise, or covenant not set forth in this Agreement. This Agreement may not be modified or amended except by a written instrument for that purpose duly executed by both parties.

#### **6.3 Subcontracting and Assignment.**

MGT may utilize subcontractors in performing the Services, but MGT shall remain responsible to Client for performance under this Agreement. This contract shall be binding upon and inure to the benefit of both Client and MGT and their respective successors and assigns, if any, and legal representatives.

#### **6.4 Interpretation, Venue, and Severability.**

This agreement shall be construed, interpreted, and enforced in accordance with Michigan law without regard to conflicts of laws principles. Should any provision of this Agreement be held

invalid or unenforceable by final judgment of a court of competent jurisdiction, it is the parties' intention that the remainder of this Agreement shall nevertheless be given effect as written. Any action arising out of or relating to this Agreement may be brought only in the Michigan state court having jurisdiction. If more than one party executes this Agreement as Client, then each such party shall be jointly and severally responsible for Client's performance and payment under this Agreement.

**6.5 Prior Performance.**

Services performed by MGT pursuant to Client's authorization, but before execution of this Agreement, shall be considered as having been performed pursuant to the terms and conditions of this Agreement.

**6.6 Notices.**

All written notices, demands or requests pursuant to this Agreement may be served (as an alternate to personal service) by registered or certified mail or air freight services that provide proof of delivery, with postage and fees thereon fully prepaid, and addressed to the parties so to be served as follows:

If to MGT:

MGT of America, Inc.  
2343 Delta Road  
Bay City, Michigan 48706

If to Client:

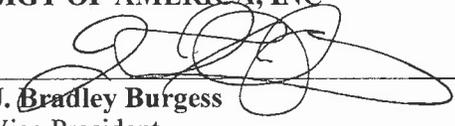
Delta County  
301 Ludington St.  
Escanaba, MI 49829

Service of any such notice or demand so made by mail shall be deemed complete on the day of actual delivery as shown by the addressee's registry or certification receipt. Either party hereto may, from time to time, by written notice served upon the other as aforesaid, designate a different mailing address, or (a) different or additional person(s) to which or to whom all such notices or demands are thereafter to be addressed. Persons named to receive copies of notices are listed for accommodation only, and are not required to be personally served to comply with service of notice on a party.

IN WITNESS WHEREOF, this agreement has been executed and delivered by Client and MGT on the date first written above.

**DELTA COUNTY, MICHIGAN**

**MGT OF AMERICA, INC**

  
\_\_\_\_\_  
**J. Bradley Burgess**  
Vice President

\_\_\_\_\_  
Date:

\_\_\_\_\_  
Date: January 8, 2015

310 Ludington St  
Escanaba, MI 49829

2343 Delta Road  
Bay City, MI 48706  
989-316-2220

FEIN: \_\_\_\_\_

FEIN: 59-1576733

B4

INDEPENDENT CONTRACT AGREEMENT

**BETWEEN**

**AND**

County of Schoolcraft,

Robert Berbohm

Party of the first part,

party of the second part,

hereinafter referred to as

hereinafter referred to as

"COUNTY"

"CONTRACTOR"

**1. PRELIMINARY RECITALS:**

The County is desirous of obtaining the services of an independent contractor who would take complete responsibility for providing emergency management services to Schoolcraft County. The CONTRACTOR agrees to provide emergency management services to the COUNTY, and to accept the role of Emergency Services Coordinator pursuant to Michigan Statute:

**2. CONTRACTUAL STATEMENT:**

For and in consideration of the promises exchanged herein, the parties do covenant and agree as follows:

**3. FACILITIES:**

In order to allow CONTRACTOR to store equipment needed to perform his services under the contract, the COUNTY will provide office facilities at the Schoolcraft County Courthouse. CONTRACTOR shall be liable for all equipment damaged through misuse, excepting normal wear and tear.

**4. FUNCTION OF CONTRACTOR:**

A. The CONTRACTOR shall provide complete emergency management services as outlined in the **Michigan Emergency Management Act 30.409 Section 9 and 30.410 Section 10.** It is understood and agreed that Contractor shall have complete responsibility for emergency management services throughout Schoolcraft County including all duties of an emergency management services as mandated by the aforementioned statutes.

B. As additional consideration for the undertakings of County, the Contractor also agrees to provide grant writing services regarding emergency management services to Schoolcraft County.

C. The CONTRACTOR shall be allowed to request additional discretionary funds from the Schoolcraft County Board of Commissioners for travel, training, etc., for activities that directly benefit Schoolcraft County but may not be directly related to emergency management.

D. Subject to 4(B) above, it is understood by both parties that out-of-county travel is reimbursed by the granting agencies, not by Schoolcraft County.

**5. LEVEL OF PERFORMANCE:**

CONTRACTOR will fully comply with all State law regulations applicable to emergency management services.

**6. PERMITS TO OPERATE:**

The CONTRACTOR will obtain any and all necessary permits, licenses, and seals necessary to allow him to perform their duties and responsibilities under this AGREEMENT. Such permits or licenses shall be obtained at the sole expense of the CONTRACTOR.

**7. IDEMNIFICATION:**

The CONTRACTOR shall indemnify and defend the COUNTY, and firm, person or corporation claimed to be liable by, through, or under said COUNTY, at the CONTRACTOR'S sole expense (including reasonable attorney's fees) against all claims, expenses and liabilities arising from the provision by CONTRACTOR of emergency management services to the COUNTY in accordance with or pursuant to this AGREEMENT. The CONTRACTOR shall also indemnify the COUNTY from any act, or omissions, or negligence of the CONTRACTOR or any agents, CONTRACTOR, employees or licensees.

**8. INSURANCE:**

The CONTRACTOR shall maintain liability insurance, at his sole cost and expense, against claims for personal injury or property damage arising out of the provision by CONTRACTOR of emergency management services to the COUNTY under this contract. Said policy of general public liability insurance shall have limits of at least \$100,000.00 for bodily injury. The CONTRACTOR shall deliver to the COUNTY certificates of insurance certifying that such insurance is in full force and effect.

**9. TERMS OF AGREEMENT:**

This Agreement shall become effective January 1, 2015 and expire on December 31, 2015.

This Agreement will be reviewed by Schoolcraft County Board of Commissioners, Delta County Board of Commissioners, and the CONTRACTOR prior to 12/1/2015 for renewal purposes.

The CONTRACTOR understands and acknowledges that records generated by the CONTRACTOR during the course of his work are COUNTY records. Upon the termination of this Agreement for any reason, the CONTRACTOR shall deliver all such records to the COUNTY.

The CONTRACTOR shall establish procedures and controls that are acceptable to the COUNTY for the purpose of assuring that no information contained in its records received from the COUNTY or from others in carrying out the CONTRACTOR'S function, shall be used by or disclosed by CONTRACTOR, or his agents, officers or employees, except as required to efficiently perform his duties under this Agreement.

**11. PAYMENT:**

The CONTRACTOR has agreed to accept \$10,000.00 for twelve months of service commencing January 1, 2015, to be paid on a monthly basis. Monthly payments shall be made out as follows: \$416.66 to CONTRACTOR and \$416.66 to Delta County. Both checks shall be delivered to CONTRACTOR for documentation purposes.

**12. MONITORING:**

Not less than quarterly, CONTRACTOR shall prepare a written summary regarding his emergency services management coordination functions, explaining in detail the services provided and to be provided, and generally updating the COUNTY on the status of his efforts, including, without limitation, the matters addressed as permitted COUNTY functions in MCLA 30.410. This provision shall be interpreted as requiring the COUNTY to be kept fully apprised of CONTRACTOR'S activities as emergency management services coordinator.

**13. INDEPENDENT CONTRACTOR:**

CONTRACTOR hereunder is, and shall operate as, an independent CONTRACTOR. CONTRACTOR shall have sole control of the manner and method of performance of his duties hereunder, except as expressly provided otherwise herein.

The compensation to be paid to the CONTRACTOR herein is exclusive. Under no circumstances shall the COUNTY be liable for any other benefits, including insurances, pension, retirement or workers' compensation for CONTRACTOR, or his or her employees, if any.

In light of CONTRACTOR'S independent contractor status, the COUNTY shall not withhold payroll taxes, FICA, FUTA or Medicare taxes. CONTRACTOR should make arrangements directly to pay such expenses, if any.

CONTRACTOR shall indemnify and hold harmless COUNTY from any claim arising out of payroll taxes, workers' compensation, unemployment, the Fair Labor Standards Act, Michigan Wage/Hour Laws, or any other federal or state law relating to employment, employment practices or employee benefits, arising out of CONTRACTOR'S operation, regardless of nature or form.

CONTRACTOR is not an agent of COUNTY, employee, partner or joint venture of or with the COUNTY.

**14. BINDING EFFECT:**

This Agreement shall be binding upon, and insure to the benefit of all parties and their respective successors, assigns, and resulting entities.

**15. TERMINATION:**

Either party to this agreement may cancel it, for cause, on two (2) weeks written notice to the other. In the event of a cancellation, the CONTRACTOR shall be paid up to the date of which services are terminated on a pro-rata basis.

IN WITNESS WHEREOF, COUNTY has hereunto set its hand and seal this 23rd day of December, 2014

WITNESS:

Beth A. Edwards  
BETH A. EDWARDS

County of Schoolcraft

By: Allen Grimm  
Allen Grimm

Chairperson

Stephanie Carlson  
Stephanie Carlson

IN WITNESS WHEREOF, CONTRACTOR has hereunto set his hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2014

WITNESS

\_\_\_\_\_

\_\_\_\_\_

CONTRACTOR

By: \_\_\_\_\_

Robert Berbohm

As CONTRACTOR has an existing CONTRACT with DELTA COUNTY, DELTA COUNTY has approved the opening of such contract and terms:

IN WITNESS WHEREOF, COUNTY has hereunto set its hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_

WITNESS:

\_\_\_\_\_  
  
\_\_\_\_\_

County of Delta

By: \_\_\_\_\_

Chairperson

NAME: Garden Township and various property owners

FILE NO: 1-15-PC

ADDRESS: P. O. Box 224, Garden, MI 49835

DATE: 12/12/14

TOWNSHIP: GARDEN

FEE: PAID

*B5*

LEGAL DESCRIPTION: Property located in the 9400 block of 00.25 Road, Garden, MI (East side of road) all being in Gov't Lot 2 of Section 4, Township 40 North, Range 18 West. (See hi-lited map attached).

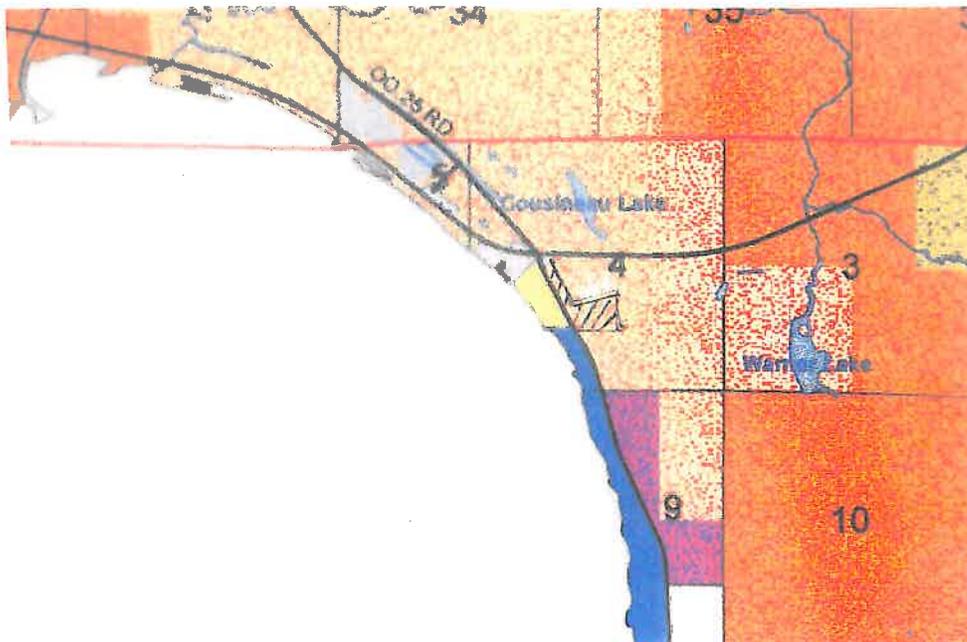
REQUEST:

Amendment	<u>XXX</u>
Conditional Use	<u>      </u>
Variance	<u>      </u>
Class A Designation	<u>      </u>
Other	<u>      </u>

SUMMARY: Applicants are requesting to have their property rezoned from Resource Production to Residential 2. It is felt that this is a correction of the original zoning as these (9) parcels are all small in size.

Map of affected area: ATTACHED

Plat Book Page No.: 34



-LEGEND-

- R-1
- R-2
- R-3
- R-4
- LS/F
- RR
- RP
- AP
- TP
- OS
- C-1
- C-2
- C-3
- I
- PL

Recommendations:

Action Taken:

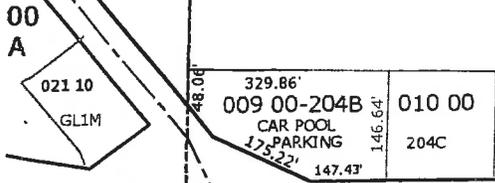
	Approves	Disapproves	Conditions
Township	<u>      </u>	<u>      </u>	<u>      </u>
Health Dept.	<u>      </u>	<u>      </u>	<u>      </u>
Zoning Adm.	<u>      </u>	<u>      </u>	<u>      </u>
Other:	<u>      </u>	<u>      </u>	<u>      </u>

	Approves	Disapp.	Table
Planning Comm.	<u>      </u>	<u>      </u>	<u>      </u>
Hearing: <i>1-5-15</i>	<u>      </u>	<u>      </u>	<u>      </u>
Board of Comm.	<u>      </u>	<u>      </u>	<u>      </u>
Meeting:	<u>      </u>	<u>      </u>	<u>      </u>
Board of Appeals.	<u>      </u>	<u>      </u>	<u>      </u>
Hearing:	<u>      </u>	<u>      </u>	<u>      </u>

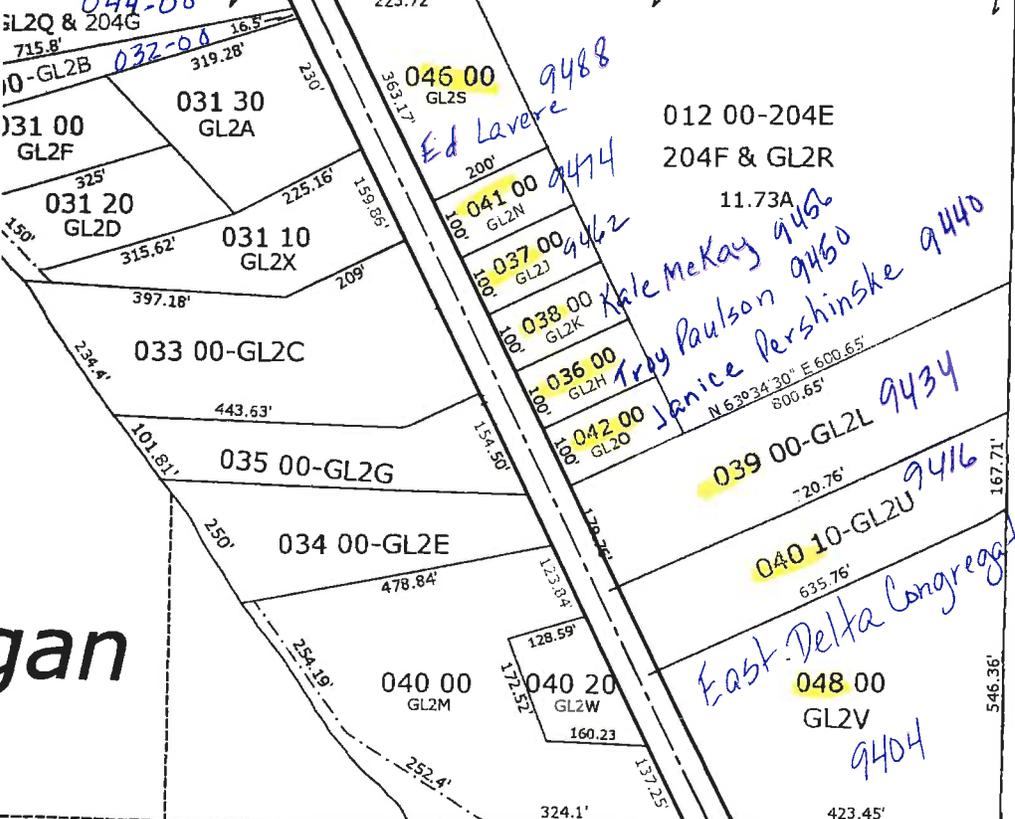
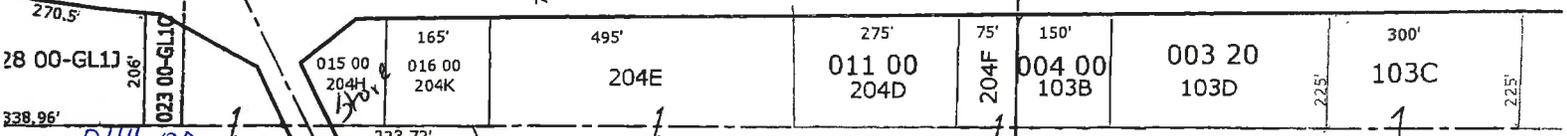
010-104

003 10-103E

30A



# GARDEN CORNERS Highway US2



018 00-402A & 103C

41.55A

gan

GARDEN TOWNSHIP PARK

17.6A

049 00-GL3A











Dear Garden Township Resident

It has come to the attention of the Garden Township Board that 9 residences at Garden Corners are zoned Resource Production (R-P). they were improperly zoned R-P in 1978 when local zoning was enacted. The problem that arises is that every time you want to add-on or build a shed or garage you have to file for a \$400 variance, since under R-P you have to be 35 feet from the property line.

The Garden Township Board has agreed to pay a one time fee of \$400 to change these residences to Residential-2 (R-2) which is the proper zoning. This will not in any way effect your taxes, but will save you from paying a \$400 variance when you want to improve your property. If you are interested in being a part of this change, please sign the enclosed application and return it to either

Ray Young  
9425 OO.25 RD  
Cooks MI 49817

or Garden Township  
P.O. Box 224  
Garden MI 49835

If we do not receive your application by November 30<sup>th</sup> we will assume you are not interested and will submit only those returned to us, and have their zoning changed to R-2.

Sincerely

Raymond Young  
Garden Township Supervisor

Parcel #	Valuations	Tax Heading	Amount	Tax Heading	Amount	--- Totals ---	
010-104-036-00	PRE/MBT %	STATE ED TAX	142.80			Tax	262.55
CLASS: 401	TV	COUNTY OPERATING	119.75			S Admin	2.62
SCHOOL: 21065	AV					Due	265.17
M.CODE: 00010	SEV					Interest	
						Total	

GT-4 0/8 GL2H 879-355 SEC 4 T40N R18W. .46 A BEG AT INT OF N  
LN OF GL2 & E'LY LN OF CO RD 483, TH S 26 DEG 25' 30" E & ALG  
E'LY R/W 663.17', TH POB, TH S 26 DEG 25' 30" E & ALG E'LY R/W  
100', TH N 63 DEG 34' 30" E 200', TH N 26 DEG 25' 30" W 100',  
TH S 63 DEG 34' 30" W 200' TO POB.

PAULSON TROY C  
15923 GARDEN  
GARDEN MI 49835

010-104-037-00	PRE/MBT %	STATE ED TAX	337.20			Tax	619.98
CLASS: 401	TV	COUNTY OPERATING	282.78			S Admin	6.19
SCHOOL: 21065	AV					Due	626.17
M.CODE: 00001	SEV					Interest	
						Total	

GT-4 0/8 GL2J 287-288&484-415&688-879 SEC 4 T40N R18W. .46 A  
BEG AT INT OF N LN OF GL2 & E'LY LN OF CO RD 483, TH S 26 DEG  
25' 30" E & ALG E'LY R/W 463.17' TO POB, TH S 26 DEG 25' 30" E  
& ALG E'LY R/W 100', TH N 63 DEG 34' 30" E 200', TH N 26 DEG  
25' 30" W 100', TH S 63 DEG 34' 30" W 200' TO POB.

GUNTER LILLIAN LE  
FENSKE ELAINE & COLLINS DAR  
6815 PRIVATE ROAD 1601  
WEST PLAINS MO 65775

010-104-038-00	PRE/MBT %	STATE ED TAX	139.20			Tax	255.93
CLASS: 401	TV	COUNTY OPERATING	116.73			S Admin	2.55
SCHOOL: 21065	AV					Due	258.48
M.CODE: 00001	SEV					Interest	
						Total	

GT-4 0/8 GL2K 1013-700 SEC 4 T40N R18W. .46 A BEG AT INT OF N  
LN OF GL2 & E'LY LN OF CO RD 483, TH S 26 DEG 25' 30" E & ALG  
E'LY R/W 563.17' TO POB, TH S 26 DEG 25' 30" E & ALG E'LY R/W  
100', TH N 63 DEG 34' 30" E 200', TH N 26 DEG 25' 30" W 100',  
TH S 63 DEG 34' 30" W 200' TO POB.

MCKAY KALE A  
2188 II DRIVE  
GARDEN MI 49835

010-104-039-00	PRE/MBT %	STATE ED TAX	143.54			Tax	263.91
CLASS: 401	TV	COUNTY OPERATING	120.37			S Admin	2.63
SCHOOL: 21065	AV					Due	266.54
M.CODE: 00001	SEV					Interest	
						Total	

GT-4 0/8 GL2L 247-175 SEC 4 T40N R18W. 3.14 A BEG AT SE COR OF  
GL2, TH N 89 DEG 53' 30" W & ALG S LN OF SD LOT 423.45' TO PT  
ON E'LY LN OF CO RD 483, TH N 30 DEG 53' 30" W & ALG E'LY R/W  
69.87' TO PC OF CURVE TO THE RT WHICH HAS A RADIUS OF 2544.18'  
& A CEN ANG OF 4 DEG 28' 198.42' & BNG ALG E'LY RD LN, TH N 26  
DEG 25' 30" W & ALG E'LY RD LN 181.71' TO POB, TH N 26 DEG 25'  
30" W 179.76', TH N 63 DEG 34' 30" E 800.65' TO PT ON E LN OF  
LOT 2, TH S 0 DEG 8' 30" W & ALG E LN 200.98', TH S 63 DEG 34'  
30" W 720.76' TO POB.

WRIGHT ROBERT D  
9434 00.25 ROAD  
COOKS MI 49817

NO: 263.91  
2.63  
266.54

9434  
00.25 Rd  
\*

9462  
00.25 Rd  
\*

9434  
00.25 Rd  
\*

Parcel #	Valuations	Tax Heading	Amount	Tax Heading	Amount	NO:	Totals
010-104-042-00	100	STATE ED TAX	165.60				304.47
CLASS: 401							Tax
SCHOOL: 21065	27,600	COUNTY OPERATING	138.87				S Admin
	AV						Due
	SEV						307.51
M.CODE:							Interst
							Total

GT-4 0/8 GL20 512-451 SEC 4 T40N R18W. .46 A COM AT INT OF N SWAGART RYAN A & MATCHINSKI LAURA M  
 LN OF GL2 & E LN OF CO RD 483, TH S 26 DEG 25' 30" E 763.17' 9440 OO.25 ROAD  
 TO POB, TH S 26 DEG 25' 30" E 100', TH N 63 DEG 34' 30" E GARDEN MI 49835  
 200', TH N 26 DEG 25' 30" W 100', TH S 63 DEG 34' 30" W 200' TO POB.

Parcel #	Valuations	Tax Heading	Amount	Tax Heading	Amount	NO:	Totals
010-104-044-00	0	STATE ED TAX	104.61				192.34
CLASS: 401							Tax
SCHOOL: 21065	17,436	COUNTY OPERATING	87.73				S Admin
	AV						Due
	SEV						194.26
M.CODE:							Interst
							Total

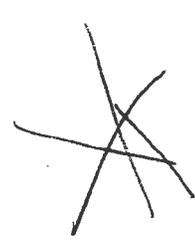
GT-4 0/8 GL20&204G 139-108&273-309&290-214&323-311&425-5-5 SEC SMITH DENNIS  
 4 T40N R18W. 3.61A A PARCEL IN GL2 BEG AT INT OF E & W 1/4 LN 8035 MCDERMITT DR UNIT 69  
 OF SEC 4 & W LN OF CO HWY 483, TH N 88 DEG 27' 30" W & ALG SD DAVISON MI 48423  
 1/4 LN 908.28' TO PT ON SHR OF BIG BAY DE NOC, TH S 47 DEG 47' 30" E & ALG SD SHR 300', TH N 78 DEG 7' E 715.8' TO PT ON W LN  
 OF HWY, TH N 26 DEG 25' 30" W 33' TO POB & THAT PT OF S 30 RDS OF W 20 RDS OF SE 1/4 OF NW 1/4 LING S OF US 2 & CO RD 483.

Parcel #	Valuations	Tax Heading	Amount	Tax Heading	Amount	NO:	Totals
010-104-046-00	0	STATE ED TAX	138.60				254.83
CLASS: 401							Tax
SCHOOL: 21065	23,100	COUNTY OPERATING	116.23				S Admin
	AV						Due
	SEV						257.37
M.CODE:							Interst
							Total

GT-4 0/8 GL2S 212-502&261-123&489-119 SEC 4 T40N R18W. 1.61 A LAVERE EDWARD JR  
 COM AT INT OF E LN OF CO RD 483 & N LN OF GL2, TH S 26 DEG 25' C/O LOUISE PROFITT  
 30" E 363.17', TH N 63 DEG 34' 30" E 200', TH N 26 DEG 25' 30" 2746 GEORGETOWN ROAD  
 W TO N LN OF GL2, TH N 89 DEG 48' W 223.72' TO POB. PARIS KY 40361

Parcel #	Valuations	Tax Heading	Amount	Tax Heading	Amount	NO:	Totals
010-104-048-00	0	STATE ED TAX	0.00				0.00
CLASS: 090							Tax
SCHOOL: 21065	0	COUNTY OPERATING	0.00				S Admin
	AV						Due
	SEV						0.00
M.CODE:							Interst
							Total

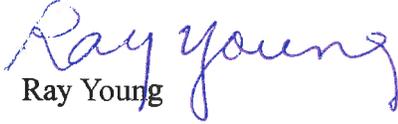
GT-4 0/8 GL2V 352-41 SEC 4 T40N R18W. 3.25 A COM AT SE COR OF EAST DELTA CONGREGATIONAL  
 GL2, TH W ALG S LN OF GL2 423.45' TO E R/W LN OF CO RD 483, TH PARISH  
 N 30 DEG 53' 30" W ALG R/W 69.87' TO PC OF CURVE, TH ON A CURVE STAR ROUTE  
 TO RT CENTRAL ANG OF 4 DEG 28' & RAD OF 2544.18' A DIST OF COOKS MI 49817  
 198.42' TO PT OF SD CURVE, TH N 26 DEG 25' 30" W 31.71', TH N  
 63 DEG 34' 30" E 635.76' TO E LN OF GL2, TH S ALG E LN OF GL2  
 546.36' TO POB.





Dear Delta County Zoning

enclosed are the forms returned to us about the zoning change from R-P to R-2. Not all the land owners returned our request to change the zoning. Some of them are out of town, in a nursing home or just plain ignored it. Garden Township is requesting that all 9 properties be re-zoned R-2 to correct the improper zoning dating back to 1978. We have received requests from the majority of property owner's to make this change. Any questions please contact Ray Young.

  
Ray Young

Garden Township Supervisor.



**DELTA COUNTY PLANNING COMMISSION**  
**JANUARY 5, 2015**  
**6:30 P.M.**

**I. The Delta County Planning Commission Board was called to order by Chairman Benny Herioux at 6:30 p.m.**

**II. Roll Call of Board Members:**

<u>PRESENT</u>	<u>ABSENT</u>	<u>OTHERS PRESENT</u>
Benny Herioux - Ch	Renee Barron	Dan Menacher
Pat Connor	Dave Moyle	Nancy Peterson
John Denholm		
Randy Scott		
Julien Vandecaveye		

**III. Correction and/or approval of minutes of previous meeting:**

Approval was made by Julien Vandecaveye and seconded by John Denholm.  
Motion carried.

Chairman Benny Herioux made a motion to make an amendment to the agenda with putting in **Public Comments on Agenda Items** before proceeding on with the agenda. Motion to approve was made by Randy Scott and seconded by Pat Connor. Motion carried.

**IV. Elections of Officers: John Denholm nominated to leave existing officers; seconded by Randy Scott. Motion carried.**

Officers are: Benny Herioux - Chairman  
Julien Vandecaveye - Vice Chairman  
Pat Connor – Secretary

## **V. Public Comments on Agenda Items:**

Janet Dash from Garden made statements in regards to a group of people attending meetings on proposals to an amendment. In regards to the decibel noise and flickering. Christine Currie – made statements about the noise. Nicole Young stated she has compassionate to the people who have problems with the noise. Gordon Lounds also talked about the noise and he is unable to be outside. Bob Powell from Heritage read a letter. Also stated that decibel meters can be off. Bob complimented planning board. After he spoke, Janet Dash spoke again. Christine Currie spoke again to. Mary Rassasum made comments to.

## **VI. Unfinished Business:**

1. Wind Turbine Amendments Committee - Dan Menacher stated that due to the budget the Administration Office has limited our meetings to only when we have a case. Randy Scott has gone over documents giving ideas on the wind turbines. Went over some thinking points to the board members. Further discussion was held on not being able to hold meetings in order to deal with the wind turbine issues. Chairman Benny Herioux and John Denholm suggested Dan Menacher go to the County Board asking that we be able to hold meetings, without cases, on special issues like this one where it takes time to come to a resolution. Dan said he will informally do this.
2. By-Laws – Change wording to read “A meeting may be cancelled if no new matters are to be considered.” Motion to approve was made by Julien Vandecaveye and seconded by Randy Scott. Motion carried.
3. Lone Oak Setbacks – Tabled.

## **VII. New Business:**

**VIII. Open Public Hearing on Case No. 1-15-PC: (Limited 3 minutes per person)** Chairman Benny Herioux opened public hearing at 7:33 p.m. Janet Dash made the statement there was a mistake made in the zoning. Dan Menacher said there were no objections.

**IX. Close Public Hearing:** Chairman Benny Herioux closed public hearing at 7:36.

**X. Worksheet for Case 1-15-PC:** Chairman Benny Herioux and board members went over worksheet.

**XI. Case No. 1-15-PC:** Garden Township and various Property Owners, P. O. Box 224, Garden, MI 49835. Township: Garden. Property located in the 9400 block of 00.25 Road, Garden, MI (East side of road) all being in Gov't Lot 2 of Section 4, Township 40 North, Range 18 West. (See Hi-lited map attached). Applicants are requesting to have their property rezoned from Resource Production to Residential 2. It is felt that this is a correction of the original zoning as the (9) parcels are small in size.

Motion to approve was made by John Denholm and seconded by Julien Vandecaveye. Motion carried.

**XII. Correspondence:**

1. Amendment to Escanaba Township Zoning ("Motorized or Mechanized Racing Events or Tracks", etc. – Put in File.
2. Letter from John Denholm to CONCERNED CITIZENS OF GARDEN AND COOKS, LLC. – Put in File.

**XIII. General Public Comments:** (Limited to 3 minutes per person)

Nicole Young commented on the wind turbines having an impact on scenic views for the tourists. Thank the board for the comments on the ordinances. Christine Currie stated that if they had the first guide lines they would not be here at meetings. Sue Rushford stated she did not receive the letter from John Denholm. Dave Rivard, County Commissioner, thanked the board members and appreciation to the board in deciding to resolve issue.

**XIV. Board Member Comments:** Randy Scott said that he will be able to attend February meeting but his schedule will start to change were he may not be able to attend all meetings.

**XV. Adjournment: Motion to adjourn was made by John Denholm and seconded by Julien Vandecaveye. Motion approved. Adjourned 7:58 p.m.**

Nancy Peterson  
Recording Secretary

**From:** Thom Sumbler [mailto:tsumbler@theironbridgegroup.com]  
**Sent:** Wednesday, January 07, 2015 4:56 PM  
**To:** 'Jon Mead'; 'Tim McKee'; 'Gary Johnson'  
**Cc:** 'Tracy Lektzian'; 'David McCartney'  
**Subject:** Text to 911 Resolution for Counties

B6

Good Afternoon all,

In reviewing the FCC registration process for NextGen 911 services (specifically texting), it has come to our attention that to actually be in compliance with FCC guidelines, each county needs to sign a resolution adopting "Text to 911" as a part of the county's 911 administration plan. While this is essentially a formality, this document should be on file with each county and with PFN.

This is how the FCC Text to 911 registration procedure reads;

<http://www.fcc.gov/encyclopedia/psap-text-911-readiness-and-certification>

As part of the notification procedure, the PSAP must state "the appropriate local or State 911 service governing authority must have authorized the PSAP to accept and, by extension, the covered text provider to provide, text-to-911 service".

I have attached a County Resolution form for each county to sign and return. Could you please circulate this to each county's 911 emergency services coordinator and ask them to have this signed and returned as soon as possible?

Thank you!

**Thom Sumbler**  
**906 387 6617**  
**Peninsula Fiber Network**



**Confidentiality Notice:**

This email message and any attachments to it, is intended only for recipient(s) to which it is addressed. The message may contain confidential and/or privileged material. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.

---

**image001.jpg**  
3 KB

STATE OF MICHIGAN

RESOLUTION

At a regular meeting of the Board of Commissioners of the County of \_\_\_\_\_, Michigan, held at the County Building in \_\_\_\_\_, Michigan on the \_\_\_ day of \_\_\_\_\_, 2015, at \_\_\_\_\_ o'clock \_\_.m. local time.

PRESENT: Commissioners: \_\_\_\_\_  
\_\_\_\_\_

ABSENT: Commissioners: \_\_\_\_\_

It was moved by Commissioner \_\_\_\_\_ and supported by Commissioner \_\_\_\_\_ that the following resolution be adopted.

**Whereas**, the \_\_\_\_\_ County Board of Commissioners (“Board”) is authorized under Michigan’s Emergency Telephone Service Enabling Act, 1986 PA 32, as amended (“Act”) and under authority provided by its Emergency Telephone Services Plan (“911 Plan”) to make administrative findings regarding among other things, the 9-1-1 services provided within the 911 Plan’s Service District;

**Now, Therefore, Be It Resolved**, that the Board hereby makes an Administrative Finding that \_\_\_\_\_ County will adopt Text to 9-1-1 and other enhanced 9-1-1 services otherwise known as Next Generation 9-1-1 (NextGen 9-1-1) in conjunction with Peninsula Fiber Network, LLC who has previously be defined as \_\_\_\_\_ County’s primary NextGen 9-1-1 service supplier, employing a common network that enables all other service suppliers within the 9-1-1 Plan’s Service District to be selectively routed and otherwise access the 9-1-1 system and the primary PSAPs identified in the Plan;

**Be It Further Resolved**, that Peninsula Fiber Network, LLC is authorized and directed to work with the 911 Plan’s service suppliers, the Michigan Public Service Commission, State 911 Committee and State 911 Director and any other state, federal or local authority in order to effectuate and implement the provisions of this Administrative Finding.

**Be It Further Resolved**, that this Resolution shall augment, supersede, modify or replace any inconsistent prior resolution or motion;

**Be It Further Resolved**, that the County Clerk shall send a copy of this resolution and its Administrative Findings to each service supplier, PSAP, and emergency service provider within the County.

YEAS: Commissioners: \_\_\_\_\_  
\_\_\_\_\_

NAYS: Commissioners: \_\_\_\_\_  
\_\_\_\_\_

ABSTENTIONS: Commissioners: \_\_\_\_\_

**RESOLUTION ADOPTED:**

\_\_\_\_\_  
\_\_\_\_\_, Chairperson  
\_\_\_\_\_  
\_\_\_\_\_ County Board of Commissioners

\_\_\_\_\_  
\_\_\_\_\_, \_\_\_\_\_ County Clerk



STATE OF MICHIGAN  
EXECUTIVE OFFICE  
LANSING

B7

RICK SNYDER  
GOVERNOR

BRIAN CALLEY  
LT. GOVERNOR

January 9, 2015

Mr. Scott H. Erbisch  
Marquette County Administrator  
Courthouse Complex  
234 W. Baraga Avenue  
Marquette, MI 49855

Re: Intergovernmental Agreement to establish the UP Next Michigan Development Corporation, a/k/a the "Superior Trade Zone"

Dear Mr. Erbisch:

I am responding to the request for approval of the proposed Intergovernmental Agreement to establish the UP Next Michigan Development Corporation, a/k/a the "Superior Trade Zone". The agreement was entered into by Marquette and Delta Counties, together with 14 cities and townships. Based on the review from the Attorney General's Office, I am notifying you that I approve the proposed Intergovernmental Agreement pursuant to the Urban Cooperation Act, 1967 (Ex Sess) PA 7, MCL 125.501 *et seq.*

Sincerely,

Rick Snyder  
Governor

c: Attorney General's Office, State Operations Division

B8

**APPLICATION FOR ADDITIONAL CREDITED SERVICE**  
**Cost Estimate, Member Certification and Governing Body Resolution**

**MEMBER**

Name: John M. Weber  
SSN: XXX-XX-7421  
DOB: 7/31/1961  
Age: 53 years, 5 months  
Spouse's DOB: 2/28/1960

**CALCULATION DATE - 1/1/2015**

(Estimate Not Valid After 2 Months)

**BENEFIT PROGRAMS**

Benefit B-4 (80% max)  
Benefit F55 (With 15 Years of Service)  
Benefit FAC-3 (3 Year Final Average Compensation)  
10 Year Vesting  
Benefit RS 50 (50% Post-Ret. Spouse Benefits)  
E2 2.5% COLA for future retirees (02/01/1991)

**EMPLOYER**

Name: Delta Co  
Number/Div: 2102 / 10

**ESTIMATED FAC ON CALCULATION DATE: \$46,396.75**

**CREDITED SERVICE**

Member's Service Credit as of Calculation Date: 13 years, 0 months  
Type of Credited Service to be Granted: Generic (Plan Section 7)  
Amount of Credited Service to be Granted: 1 year, 0 months  
**Total Estimated Actuarial Cost of Additional Credited Service: \$14,554.00 [Payment Options on Reverse]**

**BENEFIT CALCULATION ASSUMPTIONS**

1. It is assumed that the Member will continue working until the earliest date for unreduced retirement benefits. If the Member terminates prior to becoming eligible for unreduced benefits, the Employer understands and accepts that the actuarial cost will be different from the actuarial cost shown above.
2. The Member's Final Average Compensation (FAC) is projected to increase 4.5% annually from the date of purchase to the date of retirement.
3. The Plan's Investment Return is projected to be 7% annually.

**NOTE: Special Information regarding the calculation of the cost of this Service Credit Purchase is on page 2 of this report.**

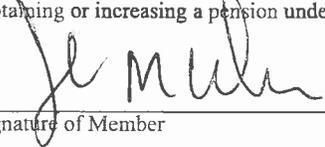
**THE ADDITIONAL CREDITED SERVICE IS PROJECTED TO RESULT IN THE FOLLOWING CHANGES:**

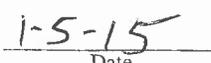
	Retirement Date	Age	Service Through	Total Service	FAC	Annual Benefit
Before Purchase	1/1/2017	55 yrs., 5 mths.	12/31/2016	15 yrs., 0 mths.	\$50,666.42	\$18,999.96
After Purchase	8/1/2016	55 yrs., 0 mths.	7/31/2016	15 yrs., 7 mths.	\$49,745.65	\$19,380.00

Note: MERS is not responsible for any Member or Employer supplied information, or any losses which may result if actual experience differs from actuarial assumptions. The Member and Employer are responsible for reviewing the information contained herein for accuracy, and assuming the risk that actual experience results in liability different than that estimated.

**MEMBER CERTIFICATION**

I certify that the above information is correct and accurate. If this is a purchase of qualifying "other governmental" service, I certify that the service has not and will not be recognized for the purpose of obtaining or increasing a pension under another defined benefit retirement plan.

  
\_\_\_\_\_  
Signature of Member

  
\_\_\_\_\_  
Date

**APPLICATION FOR ADDITIONAL CREDITED SERVICE  
Member Certification and Governing Body Resolution**

**GOVERNING BODY RESOLUTION**

As provided by the MERS Plan Document, and in accordance with the Employer's policy there under, the additional credited service described above is hereby granted this Member by Resolution of the Governing Body of Delta Co, at its meeting on \_\_\_\_\_. The Employer understands this is an estimated cost, calculated using actuarial assumptions approved by the Retirement Board. Any difference between the assumptions and actual experience will affect the true cost of the additional service. For example, changes in benefit programs through adoption or transfer of the affected employee to a division with 'better' benefits; increases in wages other than 4.5% per year; and changes to the anticipated date of termination, will affect the actual cost of the additional service (increase or decrease). Thus, actual future events and experience may result in changes different than those assumed, and liability different than that estimated. The Employer understands and agrees that it is accountable for any difference between estimated and actual costs.

\_\_\_\_\_  
Signature of Authorized Official from Delta Co

\_\_\_\_\_  
Date

**MERS Use Only**

Payment Received:	Member Payment:
Service Credited:	ER Payment:
Signed:	

**PAYMENT OPTIONS**

The Member's share of the cost may be any amount from zero up to the total estimated actuarial cost, and is due at the time of purchase. The Employer's share is the balance of the total estimated actuarial cost not paid by the Member, and must be paid in a lump sum at the time of purchase.

**STEPS FOR PROCESSING APPLICATION FOR ADDITIONAL SERVICE CREDIT**

1. The cost estimate (Application for Additional Service Credit) is **valid for 2 months from the calculation date.**
2. If you are paying for the additional service by a rollover distribution from another pension plan (or traditional IRA), you must follow these steps:
  - Contact the other plan administrator (or trustee) to determine their rules for a distribution of your funds.
  - Complete the form "Certification of Qualified Rollover to MERS". After plan administrator signs form, return the completed original to MERS.
  - Send signed, approved Application for Additional Service Credit to MERS prior to sending any payment.
  - MERS' Finance Department will provide wiring instructions, if needed.
3. If you have any questions, please call MERS Employee and Retiree Services at 800-767-2308, or go to [www.mersofmich.com](http://www.mersofmich.com). MERS is a tax-qualified plan under section 401(a) of the Internal Revenue Code, pursuant to IRS Letter of Favorable Determination dated June 15, 2005.

**SPECIAL CONDITIONS APPLICABLE TO THIS CALCULATION**

If you will be rolling-over funds from a qualified plan to complete this purchase, additional forms are required. Please visit [www.mersofmich.com](http://www.mersofmich.com), click on "forms" to download a copy of form #38, "Certification of Qualified Fund Rollover to MERS" (General) with Instructions.

B9

December 12, 2014

TO: Chairman Elegeert  
Commissioners

FR: Nora Viau, Administrator

RE: Bonus for Elected Officials and Non Bargaining Employees

In light of the recent labor agreement settlement offers with Circuit Court, Road Patrol, and District Court, and on behalf of the employees listed below, I respectfully request the Board's consideration of a similar one-time bonus not to be included in the MERS pension program for the following Elected and Non Bargaining positions.

Elected Positions: Sheriff, Clerk, Prosecutor, Treasurer, Board Chairperson and Commissioners

Appointed Positions: Undersheriff, Assistant Prosecutor, Chief Assist. Prosecutor, Airport Manager, Assistant Airport Manager, Building and Zoning Administrator, Probate Register, Probate Juvenile, FOC Director, FOC Attorney, Board Secretary, County Administrator, IT Director, District Court Administrator, District Court Magistrate.

You will see by the attached sheet the date of hire and current wage scale. The majority of the positions (17) are covered by the DC pension plan while only four employees remain on the defined benefits program.

Also included for your review is the page from the Circuit Court Contract regarding the bonus payments. If you need additional information, please feel free to contact me.



APPENDIX B

RATE OF PAY LEVELS

October 1, 2014, to September 30, 2017

	<u>BASE</u>	<u>6 MONTHS</u>	<u>1 YEAR</u>	<u>2 YEARS</u>
Court Reporter	37,775.25	38,614.68	40,293.60	41,676.17
Family Counselor/Mediator	37,127.58	37,952.37	39,602.55	40,961.38
<b>Level 4</b>				
Step 2	17.93	18.36	18.69	19.08
Step 1	16.91	17.30	17.60	18.00
<b>Level 3</b>				
Step 2	15.35	15.72	16.12	16.45
Step 1	13.95	14.28	14.63	14.96
<b>Level 2</b>				
Step 2	13.35	13.62	13.87	14.18
Step 1	12.88	13.18	13.46	13.76
<b>Level 1</b>				
Step 2	12.48	12.80	13.03	13.35
Step 1	11.25	11.60	11.94	12.28

**Effective 10-01-14=\$1,500.00 lump sum not included in MERS.**

**Effective 10-01-15=\$1,400.00 lump sum not included in MERS.**

**Effective 10-01-16=\$1,300.00 lump sum not included in MERS.**

**JESSICA E. PELTO**  
Chief Assistant Prosecutor

**MICHAEL W. DOBY**  
Assistant Prosecutor

**JEANA LACARTE**  
Legal Assistant

**PHILIP L. STROM**  
**PROSECUTING ATTORNEY**  
COUNTY OF DELTA  
Suite 237 • Second Floor  
310 Ludington Street  
Escanaba, Michigan 49829  
Phone (906) 789-5115 • Fax (906) 789-5149  
Subpoena Line (906) 789-5185

**CHRISTINE PEPIN**  
Office Manager

**KAREN ALVORD**  
Victim Witness Coordinator

**DIANNE GARTLAND**  
Intake Clerk



BIO

January 15, 2015

Ms. Nora Viau, Administrator  
310 Ludington Street  
Escanaba, MI 49829

Commissioner John Malnar  
9728 N.5 Road  
Gladstone, MI 49837

Commissioner Mary Harrington  
4968 M35  
Escanaba, MI 49829

Commissioner David Rivard  
4969 S. Pedersen 17.75  
Escanaba, MI 49829

Commissioner Patrick Johnson  
215 North Court St.  
Gladstone, MI 49837

Commissioner David Moyle  
1501 1<sup>st</sup> Avenue South  
Escanaba, MI 49829

**RE: Delta Force**

Dear Ms. Viau and Commissioners:

I am writing to request assistance with sending one of our Delta County employees, Jessica Pelto, Chief Assistant Prosecuting Attorney, to the 2015 Delta Force Leadership Program. Delta Force has been benefitting our community for 11 years by educating our citizens and focusing on five important elements: 1. Character; 2. Accountability; 3. Culture; 4. Ethics; and 5. Leadership Process.

Our county has been sponsoring an employee for many years. There is currently no county employee set to attend in 2015. I am asking the county to sponsor Ms. Pelto to attend the 2015 Delta Force Program. Ms. Pelto is interested and excited to attend and benefit from Delta Force. As a past graduate of the Delta Force Program, I can vouch for the integrity of the program. The registration fee we are asking the county board to sponsor is \$399.00. Please authorize this expense to help the growth of one of our dedicated employees.

Best Regards,

Philip L. Strom  
Prosecuting Official

cc: Jessica E. Pelto



...more freshwater shoreline than  
any other county in the nation!

[home](#) | [contact us](#)

## Delta Force Leadership Program

### Delta Force - The Strategy

As we enter the 11th year of our leadership development program, we want to take you along on the journey and give you a glimpse into the world of Delta Force.

There are probably hundreds of ways to describe leadership qualities, ideas about the process skills, or the role of leadership, those that are helpful to the community and those that are harmful.

The Delta Force leadership team has formulated five views, based on their experience, to introduce students to leadership knowledge and experience.

As our students form a learning team each year, they will find themselves discovering the need and interest to focus on specific leadership understandings.

The five important elements identified in 2003 continue to be our focus a decade later.

#### Character:

Character traits of good leaders which are meaningful include: honesty, wisdom in vision, problem solving, trustworthiness, helpfulness, courage that extends to bravery .... They move you to become the one people will follow, especially in rough times, raising the ability of the whole to positive results and excellence.

#### Accountability:

Leadership is about being accountable and responsible to those following you and those you affect. Effective leaders interact, listen, connect, discern, repair and respond with their actions without avoiding accountability.

#### Culture:

The cultural values of the place you are in and the profession you are experienced in, that which you accept as dominant in your life, will define how you behave as a leader and where the lines are that you won't cross. Leadership that stands the test of time holds high the values related to trust and truth.

#### Ethics:

January, 2015						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

### Sign up for our Email Newsletter

GO

Privacy by  SafeSubscribe<sup>SM</sup>

*chamber*

- » Chamber Information
- » Keys to Success
- » Business After Hours
- » Business Directory
- » Shorelines Quarterly Archive
- » Ambassadors of Delta County
- » Athena
- » Bay Area Economic Club
- » Delta Force Leadership Program

*community*

- » About Our Area
- » Quality of Life
- » Delta's Top 10
- » Delta County Statistics & Elected Officials
- » Calendar

*commerce center  
organizations*

Moral and principle-centered leadership in our community must be defined by the core values we hold in common, all of which are anchored in the law and a high standard of ethical behavior. The followers of this leadership are justified by their trust. In this setting, leaders that do the right things for the common good are respected, not threatened by retribution.

Leadership Process:

Managers manage things, leaders lead people, and good leaders understand the management strengths and good communications needed for the situation. Good leaders are good listeners and connect positively to those they affect. Leaders can see the map. They instinctively learn and apply the big picture. Leaders need to know how to build trust for the common good. Leaders make sound and timely decisions. They empower those involved to do their tasks and carry out their roles successfully. Leaders aren't necessarily the ones that run the meeting.

- » Builders Exchange
- » Upper Peninsula State Fair
- » Convention & Visitors Bureau
- » Delta County Economic Development Alliance



---

**Congratulations to the  
Delta Force Class of 2014**

**Tre Ballo**  
Richards Printing

**Cynthia Bender**  
VanAire Corporation

**Kate Bosk**  
Bosk Corporation

**Jennifer Cescolina**  
OSF St. Francis Hospital

**Brandon Couvillion**  
Delta County

**Bob Crumb**  
OSF St. Francis Hospital & Medcal Group

**Oscar DeLong**  
Bay College

**Amy Lawrence**  
Baybank

**Ed Legault**  
Escanaba Downtown Development Authority

**Michelle Maki**  
Great Lakes 1st Federal Credit Union

**Ron Miaso**  
Delta Business Services

**Karen Miron**  
NewPage

**Cindy Mossing**  
NewPage

**Nicolas Nastoff**  
Delta County Credit Union

**Andrea Pepin**  
Peninsula Federal Credit Union

**Hope Rudden**  
Delta County

**Luke Siebert**  
Delta Schoolcraft ISD

**April Stropich**  
mBank

**Heather Thomas**  
Michigan Works!

**Ben Troutman**  
Student

**Mandy Vardigan**  
Engineered Machined Products

---

The purpose of Delta Force is to introduce and orient new leaders to our community, identify individuals who have displayed strong tendency toward civic involvement and assist them in increasing their potential to become community leaders.

The opening session begins in mid-January and a series of nine full-day programs will follow covering such areas as education, social needs, personal skills, and key segments of our community.

If you have an employee that you believe is a candidate for Delta Force, please consider enrolling them in the program. The applicatoin deadline for the class of 2015 is January 15, 2015.

#### **Delta Force Application**

[Home](#)  
[Contact Us](#)  
[Chamber Info](#)  
[Member Listings](#)  
[About Our Area](#)

LOCATION:  
230 Ludington St. | Escanaba, MI 49829  
1-888-DELTAMI | 906-786-2192 | 906-786-8830 FAX  
email: [info@deltami.org](mailto:info@deltami.org)

follow us:



Delta Force Class of 2015 is now being selected. Please see the application below and consider giving the gift of great leadership to Delta County. Applicants will be selected on the basis of community involvement, career background, work experience, motivation, attitude and leadership potential.

The objective of Delta Force is to identify participants with potential for community leadership; acquaint these leaders with community issues, resources and opportunities; increase the leadership skills of program participants; provide participants with opportunities to network and exchange ideas with each other and community leaders; assist participants in finding volunteer roles in the community; and encourage graduates to continue their involvement by participating in community service programs.

Delta Force is a series of ten full-day sessions and two evening events covering such areas as education, social needs, personal skills, and key segments of our community.

Each day is designed to be highly interactive and thought provoking. A typical day involves a combination of group discussions, field trips and presentations by respected local leaders. The session dates are typically scheduled for the last Thursday of each month. For more information please call the Delta County Chamber of Commerce, 786-2192.

**\*\* Registration Fee is \$399 ~ Application Deadline is January 15th, 2015 \*\***

Name: Jessica Pelto Business: Delta County Prosecutor's Office

Business Address: 310 Ludington Street, Escanaba, MI 49829

Residential Address: 1912 22nd Ave S, Escanaba, MI 49829

Phone Business: 906-789-5115 Residence: 906-280-7799

Fax: 906-789-5149 Email: jpelto@deltacountymi.org

**Education (List High School, College (s) business or professional training)**

Name and City of School	Dates (From- To)	Degree	Major
<u>Cooley Law School, Lansing</u>	<u>9/04-5/07</u>	<u>Juris Doctor</u>	<u>n/a</u>
<u>NMU, Marquette</u>	<u>9/01-8/03</u>	<u>BSA</u>	<u>Political Science</u>

**Extracurricular activities, special awards or honors :** Graduated cum laude, associate editor on law review

**Employment**

Present Employer: Delta County Prosecutor's Office

Do you have the full support of your employer to be release from work on all the days required for participation in the Delta Force Leadership Mission?  (yes)  (no)

What do you consider your highest responsibility, skill or career achievement so far? My highest responsibility is my duty to represent the people of Delta County and the state of Michigan in my current position as chief assistant prosecuting attorney.

**Organizations and Activities (Please list, in order of importance to you, up to five community, civic, professional, religious, social, athletic, or other organizations of which you are or have been a member)**

Organization	Approx Dates of Membership	Position/ Office held
1. <u>Delta County Bar Association</u>	<u>11/07 - present</u>	<u>President (approx. 08-09)</u>
2. _____	_____	_____
3. _____	_____	_____

What have you accomplished in these activities that you think is important? \_\_\_\_\_

How much time each month do you currently commit to community, civic, professional, or other organizations? none

B11

**RGARDEN TOWNSHIP**  
**ORDINANCE NO. 2014-1**

**NUISANCE NOISE ABATEMENT ORDINANCE**

An ordinance to protect and secure the public health, safety and general welfare of the residents by regulating the level of noise permitted within Garden Township, Delta County, Michigan.

**GARDEN TOWNSHIP ORDAINS:**

**Section 1. Title –**

This Ordinance shall be known as the Garden Township Nuisance Noise Abatement Ordinance.”

**Section 2. Findings and Purpose –**

The Township makes the following findings underlying this Ordinance:

A. The Township has conducted an extensive investigation into the effects of unregulated noise on the health, safety and welfare of Garden Township citizens, including, but not limited to, noise emitted by mining operations, race tracks, and/or industrial wind turbines. The investigation included review of citizen complaints made to Township Board Members, Heritage Energy officials, and Delta County officials both verbally and in writing since January of 2012. A Township-wide survey was also conducted, containing numerous complaints of nuisance noise created by existing wind energy facilities.

B. After a thorough review of the investigation results and supporting documents, the Township Board concludes that the nuisance noise detrimentally affects the health, safety and welfare of the Township’s residents.

C. Reasonable regulations regarding noise emissions are necessary to protect the health, safety and welfare of persons residing near emitters in the Township.

D. The Township is authorized by 1945 Public Act 246, as amended (now MCL 41.181 et seq.) , to adopt an ordinance regulating, among other things, the public health, safety and welfare of persons and property in the Township, and fire protection. Regulating the activity of the emission of nuisance noise is a valid exercise of its police powers. The Township adopts this Ordinance under 1945 Public Act 246.

E. The purpose of this ordinance is to regulate the noise emissions of noise emitters in the Township to protect the public health, safety and welfare of the residents of the Township.

F. The following reasonable police power regulations in this Ordinance have been developed with the intention of obtaining an appropriate balance between the existence of unregulated nuisance noise emissions in the Township and the need to protect the public health, safety and welfare of residents of the Township. The Township wishes to adopt this Ordinance to impose reasonable regulations to decrease hazards and negative impacts associated with nuisance noise, and to protect the health, safety and welfare of the residents of Garden Township.

### **Section 3. Definitions –**

As used in this Ordinance, the following terms have the following meanings:

- A. "ANSI" means the American National Standards Institute.
- B. "Background Sound Level" means the sound pressure level exceeded 90% of the time or L90 during the quietest period the noise sources are expected to operate. It shall be measured following the procedures of ANSI S12.9, Part 3, (R2013) Section 7. Determining the background sound.
- C. "dB(A)" means the sound pressure level in decibels. Refers to the "A" weighted scale defined by ANSI. A method for weighting the frequency spectrum to mimic the human ear.
- D. db(C): The sound pressure level in decibels. It refers to the "C" weighted scale defined by ANSI. A method for weighting the frequency spectrum to include low frequency sound excluded by dB(A).
- E. "Decibel" means the unit of measure used to express the magnitude of sound pressure and sound intensity.
- F. "Nuisance" means an offensive, annoying, unpleasant, or obnoxious thing or practice, a cause or source of annoyance, especially a continuing or repeated invasion of any physical characteristics of activity or use across a property line which can be perceived by or affects a human being, or the generation of an excessive or concentrated movement of people or things including but not limited to, noise;

- G. "Nuisance Noise" means noise that is offensive, annoying, unpleasant or obnoxious. Between the hours of 10:00 pm to 6:00 am, noise in excess of 35 dB(A) and/or 50 dB(C) measured at the property line of the person or persons receiving such noise shall be deemed to be a nuisance.
- H. "Occupied Building" means a building used for public gathering, such as a residence, school, hospital, church, or public library, and which is occupied or in use when the permit application is submitted.
- I. "Operator" means the entity responsible for the day-to-day operation and maintenance of the item or items generating the nuisance noise.
- J. "Sound Pressure" means the average rate at which sound energy is transmitted through a unit area in a specified direction. The pressure of the sound is measured at the receiver.
- K. "Sound pressure level" means the sound pressure mapped to a logarithmic scale and reported in decibels (dB).
- L. "Township" means Garden Township.

#### **Section 4. Applicability and Scope -**

This Ordinance applies to the creation, generation and/or maintenance of all nuisance noise generated in the Township after the effective date of this Ordinance. This ordinance does not apply to activities protected by the Michigan Right to Farm Act (1981 Public Act 93).

#### **Section 5. Sound Pressure Limits -**

##### **A. Nighttime Sound Pressure Limits**

Between the hours of 10:00 pm and 6:00 am, Sound Pressure from any activity or land use not protected by 1981 Public Act 93 shall not exceed 35 dB(A) and/or 50 dB(C) measured at the property line of the person or persons receiving such noise. If the background sound pressure exceeds 35 dB(A) or 50 dB(C), the standard shall be background sound level dB(A)/(C) plus 5 dB(A)/(C).

## **Section 6. Public Inquiries and Complaints.**

Should an aggrieved property owner allege he/she is the recipient of noise in excess of the requirements of this Ordinance, the complaint resolution procedure must be as follows:

A. Complaints must be submitted to the Township Clerk in writing from the affected property owner including their name, address and contact information.

B. Upon receiving a complaint from an affected property owner the Township Clerk must present the complaint to the Township Board for review at its next regular meeting or a special meeting called for that purpose. If the Township Board deems a complaint sufficient to warrant an investigation, the Township Board must advise the owner and operator facility generating the allegedly offending noise of the complaint.

C. Within 10 days of the date of notice, the owner or operator of the allegedly offending noise generator must deposit a surety bond or its equivalent in an amount determined by the Township Board sufficient to pay for an independent investigation of the complaint. All such independent investigations and analyses must be conducted by independent, qualified, third-party professionals selected by the Township to determine compliance with the requirements of this Ordinance. All sound pressure level measurements shall be performed by an independent, qualified, third-party professional selected by the Township according to the procedures in the most current version of ANSI S12.9, Part 3, (R2013). All sound pressure levels shall be measured with a sound meter that meets or exceeds the most current version of ANSI S1.4 specifications for a Type II sound meter.

D. If the Township Board determines, based on its investigation, that the noise generator is in violation of this Ordinance, the owner or operator of the noise generator must reimburse the Township from the deposit required in subsection (C) above for the investigation or analysis and must take immediate action to bring the noise generator into compliance. If the Owner or Operator fails or refuses to bring the noise generator into compliance, the Township may seek any relief at law or equity to abate the nuisance. Each violation for which the Owner or Operator are deemed responsible is subject to a \$500 fine. Each day of non-compliance must be a separate offense.

## **Section 7. Penalties -**

A It is unlawful for any person or entity to violate any term of this Ordinance. In addition to the rights and remedies provided to the Township in this Ordinance, any person violating this Ordinance is guilty of a misdemeanor and upon

conviction thereof must be fined in an amount not more than \$500 or be imprisoned in the county jail for a period of not more than 90 days, or both. Each day a violation is committed is a separate offense and punishable as such.

B. In addition to any remedy described above, the Township may sue any person or entity who has violated this Ordinance in any court of competent jurisdiction for civil relief, including damages or injunctive relief. If successful, the Township may recover any relief ordered by the Court and found proper, as well as the Township's attorneys' fees, costs, and expenses incurred in such a case from any person found to have violated this Ordinance.

**Section 8. Fee Schedule -**

The Township Board may establish by resolution a fee schedule setting out the required escrow deposits and other applicable costs to carry out this Ordinance, including costs to defray the costs of inspection, review, enforcement, and administration of this Ordinance.

**Section 9. Severability –**

Should any portion of this Ordinance be found invalid for any reason, such finding does not impact the validity of the remaining parts of this Ordinance.

**Section 10. Repealer Clause –**

Any ordinances, resolutions (or parts of ordinances or resolutions), in conflict with this Ordinance are repealed only to the extent necessary to give this Ordinance full effect.

**Section 11. Effective Date –**

This Ordinance must be effective 30 days after publication.

Resolution: Therefore, be it ordained that the Township Board of Garden Township adopts the NUISANCE NOISE ABATEMENT ORDINANCE 2014-1 for Garden Township, Michigan, at a meeting duly called and held on the 9<sup>th</sup> day of December, 2014. Roll call vote: Margaret-abstained, Janet-yes, Mary Ann-yes, Brenda-yes, Ray-yes.