

**OSCEOLA COUNTY
BOARD OF COMMISSIONERS
BOARD MINUTES
JUNE 5, 2018**

The Osceola County Board of Commissioners meeting was called to order at 11:21 a.m. by Chairman Larry Emig in the Courthouse.

Roll call: Commissioners Larry Emig, Jack Nehmer, Pam Wayne, Alan Tiedt, Roger Elkins, Mark Gregory and Jill Halladay were present.

Chairman Emig led everyone in a prayer followed by the Pledge of Allegiance to the United States of America.

Communications: None.

Brief Public Comment: None.

Employee Comment: None.

MOTION #1: Approve Board Agenda

Motion by Commissioner Gregory, seconded by Commissioner Nehmer, to approve the agenda as presented. Motion carried with a voice vote.

MOTION #2: Approve Board Minutes of May 15, 2018

Motion by Commissioner Tiedt, seconded by Commissioner Wayne, to approve the Board minutes of May 15, 2018, as presented. Motion carried with a voice vote.

MOTION #3: Approve Prepaid Invoices May 2018

Motion by Commissioner Tiedt, supported by Commissioner Wayne, to approve the prepaid cash disbursements for the County in the amount of \$791,591.63 and recommend the several amounts scheduled therein be allowed, also that the Clerk of this Board be allowed to draw orders on the County Treasurer for the same. Motion carried with seven (7) yes votes.

MOTION #4: Approval of Consent Agenda

Motion by Commissioner Nehmer, seconded by Commissioner Tiedt, to accept the following Committee recommendations of June 5, 2018.

MOTION 4A: Accounts Payable

Approve the accounts payable invoices for claims for the County in the amount of \$79,499.38 and recommend the several amounts scheduled therein be allowed, also that the Clerk of this Board be allowed to draw orders on the County Treasurer for the same.

MOTION 4B: E.M.S. New Ambulance Chassis

Issue the Request for Proposals for the new ambulance chassis and box remount.

MOTION 4C: Terminix Agreement/C.O.A. Marion

Approve the Terminix agreement for the Marion Commission on Aging building and authorize the Chairman to sign.

MOTION 4D: Animal Control Internet Services

Approve the agreement with Spectrum for Animal Control Department telephone and internet services and installation and authorize the Chairman to sign.

MOTION 4E: Housing Grant, Program Income

Forgive \$5,400 for the Michigan State Housing Development Authority Homeowner Rehab Program Loan for 148 E. Lincoln, Reed City, Michigan in the best interest of Osceola County, thereby reducing the amount owed to \$34,900.

MOTION 4F: Payment of Attorney Invoice

Approve payment of the attorney invoice from Commissioner Halladay in the amount of \$50.00 regarding the FOIA request.

MOTION 4G: 49th Circuit Court Contract Attorney LGAL Costs

Concur with the 18th Probate Court and 49th Circuit Court recommendations to change the Lawyer Guardian Ad Litem visit fees.

**RESOLUTION 2018-0010
RESOLUTION OF OPPOSITION TO AMENDATORY LEGISLATION
TO MICHIGAN PUBLIC ACT 93 OF 2013**

WHEREAS, Michigan Public Act 93 of 2013 created the Michigan Indigent Defense Commission (MIDC), authorized the MIDC to establish minimum standards for the provisions of indigent defense services, mandated compliance plans from all Michigan counties by November 20, 2017 to address the first four indigent defense standards, and mandated that any additional costs required to implement these minimum standards be paid by the state; and

WHEREAS, Osceola County has developed a mandatory compliance plan for implementing the first four indigent defense standards and submitted this plan to the MIDC by the November 20, 2017 deadline; and

WHEREAS, Governor Rick Snyder has now proposed a FY19 budget for the state of Michigan, which includes insufficient funding to pay the additional indigent defense expenses that are anticipated in association with implementation of the first four indigent defense minimum standards, as required by Michigan Public Act 93 of 2013; and

WHEREAS, realizing state funding as currently proposed is insufficient and in violation of Michigan Public Act 93 of 2013, the Governor has further proposed amendatory legislation, "to clarify and improve" Michigan Public Act 93 of 2013, which include, among other things, establishing a new minimum local share of indigent defense costs to \$7.25 per capita and requiring that 90 percent of the revenue now collected by counties from partially indigent defendants be remitted to the state to support statewide system costs; and

WHEREAS, it has been determined that the proposed amendatory changes to Michigan Public Act 93 of 2013 would result in an absorbent increase in expenses to Osceola County to provide indigent services in compliance with the first four standards; and

THEREFORE BE IT RESOLVED, the Osceola County Board of Commissioners hereby opposes any amendatory legislation to Michigan Public Act 93 of 2013 that would reduce or eliminate the state of Michigan's fiduciary responsibility to pay any and all additional costs required to implement the minimum indigent defense standards, as presently legislated; and

BE IT FURTHER RESOLVED, the Osceola County Board of Commissioners remains committed to implementing the new indigent defense standards as mandated by the MIDC, so long as the state of Michigan remains true to its original commitment to pay for any additional costs necessary for their implementation.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Governor Rick Snyder, State Representative Michelle Hoytenga, State Representative Jason Wentworth, State Senator Darwin Booher, the Michigan Association of Counties, and the other 82 counties.

Motion to approve the consent agenda recommendations from the Committee of the Whole meeting of June 5, 2018 carried with seven (7) yes votes.

Board Comments: None.

Extended Public Comment: None.

Moved by Commissioner Nehmer, seconded by Commissioner Gregory, to adjourn at 11:28 a.m. Motion carried.

Karen J. Bluhm, County Clerk

Larry Emig, Chairman