

BRANCH COUNTY BOARD OF COMMISSIONERS
APRIL SESSION (SECOND DAY)
April 30, 2021

1/ The Board of Commissioners of the County of Branch met, pursuant to adjournment, via video conference call, on Friday, April 30, 2021.

Chairman Hazelbaker called the meeting to order at 2:00 pm.

Present: Commissioners Randall Hazelbaker, Jon Houtz, Tim Stoll, Tom Matthew, Leonard Kolcz and Administrator Bud Norman via video conference call.

County Clerk Teresa Kubasiak and IT Director Matt Fosdick were present in the Boardroom at the Courthouse.

Commissioner Matthew led the Board in the Pledge of Allegiance.

2/ Motion by Commissioner Houtz, seconded by Commissioner Stoll, to approve the agenda.

Upon roll call vote the results were as follows:

Yes –Stoll, Matthew, Houtz, Kolcz, Hazelbaker – 5

No – 0

MOTION CARRIED

3/ Motion by Commissioner Houtz, seconded by Commissioner Stoll, to approve the minutes of the April 13, 2021 Board meeting and the April 16, 2021 Special Meeting.

Upon roll call vote the results were as follows:

Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5

No – 0

MOTION CARRIED

4/ Motion by Commissioner Houtz seconded by Commissioner Stoll, to approve the request from the Prosecutor to fill a vacant part time (28 hours) Records Clerk position at the non-union level 6 T2 new hire rate of \$13.77 per hour, with no medical benefits, effective immediately.

Upon roll call vote the results were as follows:

Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5

No – 0

MOTION CARRIED

5/ Motion by Commissioner Houtz seconded by Commissioner Kolcz, to approve the revised Emergency Telephone Services Plan, as presented.

2021-04
RESOLUTION
911 Emergency Telephone Services Plan

Whereas, the Branch 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 Service Plan”) to make administrative findings regarding among other things, the service suppliers providing 9-1-1 services within the 911 Plan’s Service District;

Now, Therefore, Be It Resolved, that the Board hereby makes an Administrative Finding that Peninsula Fiber Network, LLC and or its affiliate PFN NextGen 911 Services LLC, shall be the primary 9-1-1 service supplier under the Oakland County Next Generation 911 contract, employing a common network that enables all other service suppliers within the 911 Service Plan’s District to be selectively routed and otherwise access the 9-1-1 system and the primary PSAPs identified in the Plan;

Be It Resolved, that all service suppliers shall cooperate with Peninsula Fiber Network, LLC or its affiliate PFN NextGen 911 Services LLC in order to facilitate the switchover to its common network, Next Generation Selective Router and other Next Generation 911 services, features and other offerings as may be applicable or required herein;

Be It Further Resolved, that Peninsula Fiber Network, LLC and or its affiliate PFN NextGen 911 Services LLC is authorized and directed to work with the 911 Service Plan’s 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, including but not limited to the identification for a specific date and time for the switchover to the Peninsula Fiber Networks or its affiliate’s common network;

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 Branch County Clerk shall send a copy of this resolution and its Administrative Findings to PFN and to each PSAP for which this finding applies, and emergency service provider as it deems necessary within Branch County.

Upon roll call vote the results were as follows:

Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5

No – 0

MOTION CARRIED

At 2:05 pm Chairman Hazelbaker opened the public hearing regarding the proposed Branch County Memorial Airport Zoning Ordinance. Bob Worley, who resides at 361 Branch Rd., voiced his concerns about the proposed Airport Ordinance. He feels that removing trees on his property it will cause damage to his septic, drain field and possibly to his house. His legal council has asked for a proof of navigation easement that has not been received. Mr. Worley feels this ordinance is in retaliation from Airport Manager Best.

Airport Manager Best stated that when he originally spoke to Mr. Worley, Best thought they were in agreement on taking care of the tree issue. He said everything could be brought into compliance at the Airport’s expense without causing Mr. Worley any hardships. Best noted that this issue needs to be taken care of as it is affecting licensing and funding of the airport.

The Public Hearing was closed at 2:19 pm.

6/ Motion by Commissioner Kolcz, seconded by Commissioner Stoll, to approve the Airport Resolution and Zoning Ordinance as presented.

**2021-05
RESOLUTION
BRANCH COUNTY
AIRPORT ZONING ORDINANCE**

Resolution to rescind and adopt an Ordinance to establish Airport Zoning regulations restricting the height of structures and objects of natural growth and otherwise regulating the use of property in the vicinity of the Branch County Memorial Airport; providing for the allowance of variances from such regulations; designating the Zoning Administrator charged with the administration and enforcement of such regulations; establishing an Airport Zoning Board of Appeals; providing for enforcement; and imposing penalties for violation of this Ordinance.

WHEREAS, the Ordinance, and the regulations prescribed herein, may be amended by the Branch County Board of Commissioners after a public hearing is held in relation to the proposed amendment, pursuant to Public Act 23 of 1950, Section 13 of the Airport Zoning Act; and .

WHEREAS, the Ordinance includes all airport zoning plans attached hereto and rescinds Branch County Airport Ordinance #14, as is being presented at Public Hearing.

THEREFORE, BE IT RESOLVED that the Branch County Board of Commissioners hereby repeals the Branch County Memorial Airport Zoning Ordinance #14, effective 2002.

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to take all required action to have this Branch County Memorial Airport Zoning Ordinance #20 published in a newspaper of general circulation in the County.

BE IT FURTHER RESOLVED, that the Branch County Board of Commissioners hereby adopt the amended Memorial Airport Zoning Ordinance #20; and

NOW THEREFORE BE IT RESOLVED, that the Branch County Memorial Airport Zoning Ordinance #20 shall become effective when notice of its adoption is published in a newspaper of general circulation in Branch County.

Upon roll call vote the results were as follows:

Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5

No – 0

MOTION CARRIED

7/ Motion by Commissioner Stoll, seconded by Commissioner Kolcz, to approve the purchase of body cameras with storage/software for the Sheriff’s Department from Equature in the amount of \$9626.00, with an annual fee of \$4476.00, with the funds coming from Capital Outlay/Contingencies.

Upon roll call vote the results were as follows:
Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5
No – 0
MOTION CARRIED

8/ Motion by Commissioner Matthew seconded by Commissioner Stoll, to approve the Bills and Accounts in the amount of \$337,083.32, Payroll in the amount of \$981,485.95 and Taxes in the amount of \$240,784.26.

Upon roll call vote the results were as follows:
Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5
No – 0
MOTION CARRIED

9/ Motion by Commissioner Houtz, seconded by Commissioner Stoll, to approve the appointment of Sandi Miller to the Jury Board with her new term expiring 04/30/2027.

Upon roll call vote the results were as follows:
Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5
No – 0
MOTION CARRIED

10/ Motion by Commissioner Kolcz, seconded by Commissioner Stoll, to accept the 2020 Branch County Airport annual report and place it on file.

Upon roll call vote the results were as follows:
Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5
No – 0
MOTION CARRIED

Committee/ Liaison Reports:
Houtz – attended the MAC conference via ZOOM. A lot of good information was provided.
Stoll – COA will beginning some outside activities
Matthew – the Health Agency is reminding everyone to get vaccinated.

Chairman’s Remarks:
Hazelbaker noted that the Hospice Duck Race will be held virtually this year. Tickets are available.

11/ Motion by Commissioner Stoll, seconded by Commissioner Kolcz, to go into closed session to discuss the acquisition of property.

Upon roll call vote the results were as follows:
Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5
No – 0
MOTION CARRIED

The Board went into closed session at 2:44 pm and returned to open session at 3:26 pm.

12/ Motion by Commissioner Kolcz, seconded by Commissioner Stoll, to adjourn at 3:27 pm.

Upon roll call vote the results were as follows:

Yes –Stoll, Kolcz, Matthew, Houtz, Hazelbaker, – 5

No – 0

MOTION CARRIED

Chairman

Clerk