

BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, MAY 12, 2020

4:00 P.M.

VIA ZOOM

(Instructions on last page of agenda cover sheets)

PAGE NO.

- I CALL TO ORDER (CHAIRMAN DURANCZYK)**
- II ROLL CALL**
- III INVOCATION**
- IV PLEDGE OF ALLEGIANCE**
- 68-85 **V MINUTES (4/14/2020)**
- VI CITIZEN INPUT**
- VII PETITIONS AND COMMUNICATIONS**
- VIII REPORTS/RESOLUTIONS OF COMMITTEES**
 - A. WAYS AND MEANS (THOMAS M. HEREK, CHAIR; MICHAEL E. LUTZ, VICE CHAIR)**
 - 1- 3 1. No. 2020-91 - Extension of Local State of Emergency to Access COVID-19 Budget Stabilization Funds for Emergency Use (County Executive)
 - 4- 5 2. No. 2020-92 - 2020-2021 Crime Victim Rights Grant (Prosecutor)
 - 6- 7 3. No. 2020-93 - Victims of Crimes Act (VOCA) Grant (Prosecutor)
 - 8- 9 4. No. 2020-94 - Blue Cross/Blue Shield Inmate Services Contract

(Sheriff)

- 10-11 5. No. 2020-95 - MDOC - Community Corrections Program FY2021 Grant Application (Community Corrections)
- 12-26 6. No. 2020-96 - Michigan Indigent Defense Commission (MDIC) Grant Renewal - 2020-2021 (Office of Criminal Defense)
- 27-28 7. No. 2020-97 - Civic Arena 2nd Compressor Project (Recreation & Facilities)
- 29-31 8. No. 2020-98 - Region VII Letter of Intent for FY 2020-2021 Funding (Department on Aging)
- 32-34 9. No. 2020-99 - Acceptance of Donations from Unity of Bay City and Kay Kube Memorial (Department on Aging)
- 35-52 10. No. 2020-100 - Center Ridge Arms PHA Annual/5 Year Plan 2020-2024 (Housing Department)
- 53 11. No. 2020-101 - PAYABLES: General Fund (Finance Department)
- 54 12. \$5,000 Funding Request for Pickleball Courts at Carroll Park (Referred to this meeting at the 4/14/2020 Board meeting)
- 55 13. Finance Department Items to be received:
- 56 a. Analysis of General Fund Equity 2020
- b. Update regarding Executive Directive #2007-11

B. PERSONNEL/HUMAN SERVICES (TOM RYDER, CHAIR; MICHAEL E. LUTZ, VICE CHAIR)

- 57-59 1. No. 2020-102 - Vacancies (Prosecutor)
- 60-63 2. No. 2020-103 - Vacancies: 911 Central Dispatch; Department on Aging; Mosquito Control

C. BOARD OF COMMISSIONERS (MICHAEL J. DURANCZYK, CHAIR; MICHAEL E. LUTZ, VICE CHAIR)

- 64-66 1. No. 2020-104 - Reports of County Executive

D. COMMISSIONERS KRYGIER, COONAN AND RYDER

- 67 1. No. 2020-105 - Support for Elder Abuse Legislation

IX REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

A. County Executive

X UNFINISHED BUSINESS

XI NEW BUSINESS

XII MISCELLANEOUS

XIII ANNOUNCEMENTS

A. 2020 Appointments:

1. JUNE:

a. Library Board (One 5-year term - Sue Blondin)

2. OCTOBER:

a. Land Bank Authority (One three year term expiring: Andrew Niedzinski, City Commissioner)

b. Department of Health and Human Services Board of Directors (One 3-year term - S. Shutt)

3. NOVEMBER:

a. Building Authority (One six-year term expiring: D. Maciag)

4. DECEMBER:

a. Department on Aging Advisory Committee (Four 2-year terms expiring: Districts 2, 4, 6 and at-large)

XIV CLOSED SESSION (If requested)

XV RECESS/ADJOURNMENT

PLEASE NOTE:

THE BOARD CHAIR HAS REQUESTED THAT ANY ELECTED OFFICIAL, DEPARTMENT/DIVISION HEAD/AGENCY PLACING AN ITEM ON THIS AGENDA BE PRESENT OR HAVE A REPRESENTATIVE PRESENT TO SPEAK TO THEIR REQUEST AND/OR ANSWER ANY QUESTIONS POSED BY COMMITTEE MEMBERS.

When: May 12, 2020 04:00 PM Eastern Time (US and Canada)
Topic: May 2020 Bay County Board of Commissioner Meeting

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/84099349972?pwd=d3JnaStVT0tyczJqb2V0cURTN2VhZz09>

Password: 058150

Or iPhone one-tap :

US: +19292056099,,84099349972#,,1#,058150# or +13017158592,,84099349972#,,1#,058150#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 929 205 6099

Webinar ID: 840 9934 9972

Password: 058150

International numbers available: <https://us02web.zoom.us/j/84099349972?pwd=d3JnaStVT0tyczJqb2V0cURTN2VhZz09>

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)

WHEREAS, On March 10, 2020, the Michigan Department of Health and Human Services identified the first two presumptive-positive cases of COVID-19 in Michigan and that same day, Governor Gretchen Whitmer issued Executive Order 2020-4 ("Order 2020-4"); and

WHEREAS, Order 2020-4 declared a state of emergency across the State of Michigan under Section 1, Article 5 of the Michigan Constitution of 1963; the Emergency Management Act, 1976 PA 390, as amended, MCL 30.401-421; and the Emergency Powers of the Governor Act of 1945, 1945 PA 302, as amended, MCL 10.31-3; and

WHEREAS, On March 17, the Bay County Executive declared a Local State of Emergency for Bay County pursuant to MCL 30.401(b) in order to access specially designated Emergency Funds from the County's Budget Stabilization Fund if needed; and

WHEREAS, Subsequently, in response to the worsening COVID-19 pandemic, Governor Whitmer issued her "Stay Home, Stay Safe" Executive Order, which has been extended until May 15th, and extended the State-Wide State of Emergency until May 28, 2020; AND

WHEREAS, The Bay County Board of Commissioners has twice extended the Local State of Emergency, first on March 24th and again on April 14, 2020 in order to allow County Administration to continue to have access to those COVID-19 Budget Stabilization Funds if needed for response to the COVID-19 pandemic; and

WHEREAS, The Bay County Health Officer is continuing to monitor the public health of the County of Bay and, in conjunction with the County's Emergency Manager, has advised the Executive that Administration should request continued access to the COVID-19 Budget Stabilization Fund for Emergency Use, if needed, through the Month of May which would keep the Local State of Emergency in place in order to allow Administration access to those funds through the end of business on May 29, 2020; and

WHEREAS, This action will allow the County to remain vigilant in its fight against COVID-19, by continuing the utilization of the response and recovery aspects of Bay County's Emergency Operations Plan and by using resources to the fullest extent possible; and

WHEREAS, This extension IN NO WAY extends or affects the Governor's Declared State of Emergency or Stay Home, Stay Safe Executive Order, and is for internal County purposes only to allow Administration access to emergency plans and funds to the fullest extent possible and will not impact the mobility of, nor place restrictions on, members of the general public, and

WHEREAS, There is no financial impact to the county's budget as a result of extending the availability of COVID-19 Budget Stabilization Funds through May 29th as the funds have already been designated as removed from the Budget Stabilization Fund for emergency use; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners hereby extends the previously declared Local State of Emergency until May 29, 2020 to allow Administration access to utilize the COVID-19 Budget Stabilization Funds, with the understanding that this extension IN NO WAY extends or affects the Governor's Declared State of Emergency or Stay Home, Stay Safe Executive Order, and is for internal County purposes only to allow Administration access to emergency plans and funds to the fullest extent possible and will not impact the mobility of, or place restrictions on, members of the general public.

THOMAS M. HEREK, CHAIR
AND COMMITTEE

County Executive - COVID - Extension of Local State of Emergency 5-29-2020

MOVED BY COMM. HEREK
COONAN

SUPPORTED BY COMM.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:
ROLL CALL: YEAS 7 NAYS 0 EXCUSED 0
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

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BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)

WHEREAS, The Bay County Prosecutor's Office has been the recipient of a Crime Victim Rights Grant since 1985; and

WHEREAS, The original grant provided funding for a full time Crime Victim Advocate and, in 1994, that funding was increased to provide for two full time Crime Victim Advocates with the funds coming from defendants who have been convicted of a crime in the State of Michigan; and

WHEREAS, The 2020-2021 Grant will be approximately \$185,000 which will cover salaries, wages and benefits for two full time employees with the exception of retirement; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves renewal of the 2020-2021 Crime Victim Rights Grant; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute, and submit electronically (if required), the grant application documents and funding agreements and related documents on behalf of Bay County following legal review/approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work with the Finance Department whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County.

THOMAS M. HEREK, CHAIR
AND COMMITTEE

Prosecutor - 2020-2021 Crime Victim Rights Grant

MOVED BY COMM. HEREK

SUPPORTED BY COMM. BEGICK

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:
 ROLL CALL: XX YEAS 7 NAYS 0 EXCUSED 0
 VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

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BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)

WHEREAS, Since 2000, the Bay County Prosecutor, with Board approval, received Federal Victims of Crime Act (VOCA) Grant funding to enhance the services to domestic violence and child sexual assault victims; and

WHEREAS, The VOCA grant is an 80%/20% grant and the 80% funds the salary, wages and fringes for the full time Victim Rights Coordinator, approximately \$88,955; the 20% match is covered by (1) the Victim Rights Coordinator's time dedicated to the VOCA grant and (2) indirect costs; and

WHEREAS, The Prosecutor again wishes to renew the VOCA grant for the 2020-2021 grant cycle to continue services to domestic violence and child sexual abuse victims; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves renewal of Prosecutor's Victims of Crime Act (VOCA) grant for the 2020-2021 grant period; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute, and submit electronically (if required), the grant application documents and funding agreements and related documents on behalf of Bay County following legal review/approval; Be It Further

RESOLVED That it is understood that if grant funding for the Victim Advocate position(s) under the VOCA grant is terminated, Bay County shall not be responsible to fund the position or pick up any costs associated with this position; Be It Finally

RESOLVED That the grant applicant/recipient departments are required to work with the Finance Department whose staff will provide financial oversight of said grant.

**THOMAS M. HEREK, CHAIR
AND COMMITTEE**

Pros-VOCA-2020-2021

MOVED BY COMM. HEREK

SUPPORTED BY COMM. COONAN

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNJE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:

ROLL CALL: X YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

**DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____**

-6-

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)
 WHEREAS, Bay County has contracted with Blue Cross/Blue Shield (BCBS) in past years for an Inmate Administrative Services Contract; and
 WHEREAS, The BCBS contract provides certain medical coverage to county inmates while incarcerated and the BCBS program helps to defer medical expenses that would otherwise be incurred by Bay County; and
 WHEREAS, The annual BCBS contract is up for renewal May 2020; and
 WHEREAS, Funds are included in the 2020 budget to continue BCBS coverage and the administrative service charge, which represents cost paid by Bay County, is 11%, the same as last year; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners approves the Inmate Administrative Services Contract (ASC) between Bay County (Sheriff Department) and Blue Cross Blue Shield for the period May 2020 thru April 2021 and authorizes the Chairman of the Board to execute said Contract on behalf of Bay County following legal review/approval; Be It Finally
 RESOLVED That related budget adjustments, if required, are approved.

THOMAS M. HEREK, CHAIR
 AND COMMITTEE

Sheriff Dept - BXBS Inmate Services Contract

MOVED BY COMM. HEREK

SUPPORTED BY COMM. KRYGIER

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:

ROLL CALL: X YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)

WHEREAS, The Community Corrections department has been requesting a grant yearly from MDOC for the purposes of providing services in the community to keep prison commitments low; and

WHEREAS, Some services include inpatient/outpatient substance abuse treatment, Zero Tolerance drug testing, pretrial services and educational programming; and

WHEREAS, Bay County Overall Prison Commitment Rate is currently 19% (the 2019 goal was met), and, with the assistance of this grant, it is possible to continue to keep the prison rate low by servicing more offenders in the community versus sending them to prison; and

WHEREAS At this time, the total grant request for FY2021 programs and services is unknown but will be provided once the application is completed; and

WHEREAS, The 2020 grant award was \$170,304 and it is anticipated that the FY2021 award will be approximately the same. There is no cash match required; and

WHEREAS, The grant application deadline is June 1, 2020 and it is recommended that the Board authorize and approve the grant application; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes submittal of the Community Correction FY2021 grant application and authorizes the Board Chair to sign all application documents on behalf of Bay County following Corporation Counsel review/approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County.

THOMAS M. HEREK, CHAIR
AND COMMITTEE

Community Corrections Program - FY2021 Grant Application

MOVED BY COMM. HEREK

SUPPORTED BY COMM. RYDER

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:

ROLL CALL: X YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

-10-

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)
 WHEREAS, Under 780.993 Bay County must submit a plan and cost analysis to the Michigan Indigent Defense Commission (MIDC) in order to comply with standards in representing indigent defendants as required by the State of Michigan; and
 WHEREAS, Bay County must submit a renewal plan and cost analysis to MIDC for approval for the next fiscal year for the State of Michigan which begins October 1, 2020; and
 WHEREAS, The renewal plan will allow Bay County to continue to comply with standards set as well as provide representation for indigent defendants in Bay County; and
 WHEREAS, This plan will not add any additional positions nor does it include any request for construction or furniture; and
 WHEREAS, This grant renewal will allow Bay County to continue services without adding any additional cost to the County; and
 WHEREAS, The statute requires that the County contribute the calculated local share and any additional funds needed must be requested; Bay County's local share was determined by statute and the contribution to Bay County's local share will not change next fiscal year; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners authorizes submittal of the MIDC application for grant renewal and authorizes the Chairman of the Board to sign the grant application documents and, if approved by the State, authorizes the Chairman of the Board to sign any grant award documentation; Be It Further
 RESOLVED That related budget adjustments, if required, are approved.

THOMAS M. HEREK, CHAIR
 AND COMMITTEE

Criminal Defense - MIDC Grant Renewal - 2020-2021

MOVED BY COMM. HEREK

SUPPORTED BY COMM. COONAN

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:
 ROLL CALL: X YEAS 7 NAYS 0 EXCUSED 0
 VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

-12-

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)

WHEREAS, Last year, the Board approved CIMCO to do work on one of the CIMCO compressors at the Civic Arena; and

WHEREASW, After the overhaul on that compressor, it is running efficiently, however, it is now necessary to complete an overhaul on the 2nd compressor to improve its efficiency; and

WHEREAS, Maintenance will not exceed \$12,800 but certain supplies such as ammonia or parts may be necessary; and

WHEREAS, No additional funds are needed, however, a budget adjustment within the Civic Arena budget is necessary; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves Civic Arena 2nd compressor project and authorizes the Chairman of the Board to sign documents related to this project on behalf of Bay County following Corporation Counsel review and approval; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

THOMAS M. HEREK, CHAIR AND COMMITTEE

Rec & Fac - Civic Arena - 2nd Compressor Project

MOVED BY COMM. HEREK

SUPPORTED BY COMM. KRYGIER

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:

ROLL CALL: YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

- BY:** WAYS AND MEANS COMMITTEE (5/12/2020))
- WHEREAS,** As in the past, Region VII Area Agency on Aging will release for review and comment, the proposed allocation chart for funding for the fiscal year beginning October 1, 2020 and, once the chart is approved for distribution, all interested service providers will be mailed a copy, along with a letter of intent form; and
- WHEREAS,** The letter of intent must be submitted before the specified deadline for an organization to apply for funding; and
- WHEREAS,** The Department on Aging is expected to meet the deadline for submission of the letter of intent and the subsequent due date for the complete grant proposal in order to be considered for future grant funding; and
- WHEREAS,** Due to the short turnaround time, the Director of Department on Aging is requesting authorization to submit the required documents and meet the deadlines for the new fiscal year to avoid any hardship for area seniors if these funds are not available to provide financial support for services in the new year - the Board will be updated with changes that may occur; Therefore, Be It
- RESOLVED** By the Bay County Board of Commissioners that the Director of Department on Aging is authorized to submit to Region VII Area Agency on Aging the Letter of Intent to apply for funding for FY 2020-2021; Be It Further
- RESOLVED** That the Director of Department on Aging is authorized to prepare and submit the grant application for funding for the same fiscal year; Be It Further
- RESOLVED** That the Chairman of the Board is authorized to execute the grant documents (application, grant award, all related required documents) on behalf of Bay County following legal review/approval; Be It Further
- RESOLVED** That the grant applicant/recipient departments are required to work with the Finance Department whose staff will provide financial oversight of said grant; Be It Further
- RESOLVED** That Department on Aging budget revisions resulting from Region VII funding are approved; Be It Finally
- RESOLVED** That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County.

THOMAS M. HEREK, CHAIR
AND COMMITTEE

DOA - Region VII Letter of Intent

MOVED BY COMM. HERK

SUPPORTED BY COMM. LUTZ

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:
ROLL CALL: X YEAS 7 NAYS 0 EXCUSED 0
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)

WHEREAS, In the last couple of weeks, the Bay County Department on Aging received very generous donations as follows:

1. Unity of Bay City - \$483.42 for the Home Delivery Meal Program
2. Kay Kube Memorial - \$1,992.98 for the Congregate Activity Center Programs

RESOLVED That the Bay County Board of Commissioners accepts these generous donations, with gratitude, on behalf of the Bay County Department on Aging to be used as designated; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

THOMAS M. HEREK, CHAIR
AND COMMITTEE

DOA - Donations from Unity of Bay City and Kay Kube Memorial

MOVED BY COMM. HEREK

SUPPORTED BY COMM. COONAN

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:

ROLL CALL: X YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)
 WHEREAS, In 2020 the Bay County Housing Department submitted to HUD a new PHA Annual/5 year plan for the years 2020-2024 outlining Capital Improvements, goals and objectives and this was tentatively approved by HUD Detroit Field Office on April 13th, 2020 and allows for submittal, in its entirety, to the Bay County Board of Commissioners for review and approval; and
 WHEREAS, This plan will then move to a 45 day period for public comment, after which it is then submitted to HUD for final approval; and
 WHEREAS, This PHA Plan is a comprehensive guide which allows the Housing Department to outline Capital plans for the next 5 years as well as any other goals and objectives and to meet any and all local housing needs; and
 WHEREAS, All goals, objectives and capital projects are subject to change periodically and are based off of the Quality Needs Assessment; and
 WHEREAS, This PHA Plan is provided to the Board for review and approval so that it can be moved to a 45 day period for public review; and
 WHEREAS, After 45 days, the final plan will be submitted for final approval to the Board of Commissioners; and
 WHEREAS, The Housing Department utilizes its capital funding that is earned through a Federal Grant in the amount of \$141,335.00. per fiscal year; no Bay County General Funds; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners, subject to Corporation Counsel review, receives and approves the Bay County Housing Department PHA Plan for 45 day submission for public comment.

THOMAS M. HEREK, CHAIR
 AND COMMITTEE

Housing Department - CRA PHA Annual/5 Year Plan 2020-2024 - Review Process

MOVED BY COMM. HEREK

SUPPORTED BY COMM. BEGICK

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:

ROLL CALL: X YEAS 7 NAYS 0 EXCLUDED 0

VOICE: YEAS _____ NAYS _____ EXCLUDED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (5/12/2020)

RESOLVED That the Bay County Board of Commissioners hereby approves the claims against the County as follows:

ACCOUNTS PAYABLE:

04/15/20	\$ 327,797.06
04/22/20	\$ 350,641.29
04/29/20	\$ 766,985.85
05/06/20	\$ 212,641.75

THOMAS M. HEREK, CHAIR
AND COMMITTEE

PAYABLES HEREK
MOVED BY COMM. HEREK

SUPPORTED BY COMM. LUTZ

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:

ROLL CALL: X YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (5/12/2020)

RESOLVED By the Bay County Board of Commissioners that concurrence is given to post/advertise/fill the following full time/part time/temporary/seasonal or co-op positions/vacancies/new positions, monies for said positions to come from the respective departmental budgets:

A. VACANCIES (BUDGETED)

1. Prosecutor

- a. Crime Victim Rights Coordinator (full time; \$47,819.20 annually)
b. Assistant Crime Victim Rights Coordinator (full time; \$43,721.60 annually) [NOTE: Authorization to fill this position is contingent upon the Crime Victim Rights Coordinator vacancy being filled from within current staff.]

RESOLVED That budget adjustments, if required, are approved; Be It Further

RESOLVED That it is clearly understood that any positions funded through a grant shall be terminated or hours reduced if grant funding is terminated or reduced.

TOM RYDER, CHAIR AND COMMITTEE

Vacancies - Prosecutor's Office

MOVED BY COMM. RYDER

SUPPORTED BY COMM. LUTZ

Table with 12 columns: COMMISSIONER, Y, N, E, COMMISSIONER, Y, N, E, COMMISSIONER, Y, N, E. Rows include Michael J. Duranczyk, Ernie Krygier, Vaughn J. Begick, Kim J. Coonan, Thomas M. Herek, and Tom Ryder.

VOTE TOTALS: ROLL CALL: XX YEAS 7 NAYS 0 EXCUSED 0 VOICE: YEAS NAYS EXCUSED

DISPOSITION: ADOPTED XX DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED NO ACTION TAKEN

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (5/12/2020)

RESOLVED By the Bay County Board of Commissioners that concurrence is given to post/advertise/fill the following full time/part time/temporary/seasonal or co-op positions/vacancies/new positions, monies for said positions to come from the respective departmental budgets:

A. VACANCIES (BUDGETED)

1. 9-1-1 Central Dispatch - Dispatcher (full time; \$16.17/hr. entry)
2. Department on Aging - Driver (part time; \$11.13/hr. entry)
3. Mosquito Control - Manager (full time; \$53,268.80/yr.

RESOLVED That budget adjustments, if required, are approved; Be It Further

RESOLVED That it is clearly understood that any positions funded through a grant shall be terminated or hours reduced if grant funding is terminated or reduced.

TOM RYDER, CHAIR
AND COMMITTEE

Vacancies

MOVED BY COMM. RYDER

SUPPORTED BY COMM. BEGICK

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:
ROLL CALL: XX YEAS 7 NAYS 0 EXCUSED 0
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

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BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (5/12/2020)

RESOLVED By the Bay County Board of Commissioners that the following report is received:

- 1. Employment Status Report - APRIL 2020

MICHAEL J. DURANCZYK, CHAIR AND BOARD

County Executive - Status Reports

MOVED BY COMM. LUTZ

SUPPORTED BY COMM. HEREK

Table with 12 columns: COMMISSIONER, Y, N, E, COMMISSIONER, Y, N, E, COMMISSIONER, Y, N, E. Rows include Michael J. Duranczyk, Ernie Krygier, Vaughn J. Begick, Kim J. Coonan, Thomas M. Herek, and Tom Ryder.

VOTE TOTALS: ROLL CALL: X YEAS 7 NAYS 0 EXCUSED 0 VOICE: YEAS NAYS EXCUSED

DISPOSITION: ADOPTED XX DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED NO ACTION TAKEN

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**CHANGES IN EMPLOYMENT STATUS
April, 2020**

<u>EMPLOYEE NAME</u>	<u>DEPARTMENT</u>	<u>DATE</u>
<u>NEW HIRES (Regular Status):</u>		
Bradley Bender Seasonal Supervisor	Mosquito Control	4/09/2020
Juwan Chapman PT Youth Development Worker	Juvenile Home	4/07/2020
Vincent Turner PT Youth Development Worker	Juvenile Home	4/08/2020
Dustin Gawne PT Youth Development Worker	Juvenile Home	4/09/2020
Virginia Medina Dispatcher	Central Dispatch	4/14/2020
Julia Caprathe Family Law Attorney	Public Defender	4/20/2020
<u>NEW HIRE (On-call/temporary/seasonal):</u>		
<u>Mosquito Control:</u>		
James Hughes	Seasonal Technician	4/27/2020
Madeline Hughes	Seasonal Technician	4/27/2020
Jenna VanAllen	Seasonal Technician	4/27/2020
Ahleah Yaworski	Seasonal Technician	4/27/2020
Haila Ackley	Seasonal Technician	4/27/2020
<u>Golf Course:</u>		
Dianne DeWyse	Clubhouse Attendant	4/27/2020
Hayden LeBrun	Clubhouse Attendant	4/27/2020
Lillianna Velasquez	Clubhouse Attendant	4/27/2020
Isabella Velasquez	Clubhouse Attendant	4/27/2020
Keely Gallagher	Clubhouse Attendant	4/27/2020
Yvonne Swiercz	Clubhouse Attendant	4/27/2020
Charlie Glocksine	Starter/Ranger	4/27/2020
William DeWyse	Starter/Ranger	4/27/2020
Thomas Hudson	Starter/Ranger	4/27/2020

Robert Goodwin Starter/Ranger 4/27/2020

TRANSFER:

Maureen Fitzgerald 4/01/2020
TO: Juvenile Court Referee Probate Court
FROM: Family Law Attorney Public Defender

Robert Hawkins 4/27/2020
TO: Starter/Ranger Golf Course
FROM: Custodian Civic Arena

RETURN:

Wesley Riddle 4/27/2020
Mechanic/Spray Technician Golf Course

SEPARATIONS:

Mary Wagner 3/25/2020
Temp. Clerk Treasurer's Office

RETIREMENT:

Barb Foco 4/02/2020
Deputy Account Clerk District Court

Lori Korthals 4/16/2020
Legal Secretary Public Defender

Personnel Department
May 4, 2020

BAY COUNTY BOARD OF COMMISSIONERS

MAY 12, 2020

RESOLUTION

BY: COMMISSIONERS KRYGIER, COONAN AND RYDER

WHEREAS, Elder abuse is a general term that refers to many different types of harm inflicted on an older adult; and

WHEREAS, Among the different types of elder abuse are: physical abuse; sexual abuse; emotional abuse; neglect and exploitation; and

WHEREAS, In Michigan there are state laws that make "vulnerable adult abuse" a crime and someone can go to jail if they commit vulnerable adult abuse and, in the criminal law context, there are very specific definitions of vulnerable adult abuse which may be different from the types of abuse listed above; and

WHEREAS, There are many, many scams that often target older adults, among others, to include grandparent scams; lottery and sweepstakes scams, "Nigerian" email or phone scams, government money scams, telemarketing scams, reverse mortgage scams, and many more too numerous to list; and

WHEREAS, Any older adult can be a victim of elder abuse, regardless of gender, financial status, physical and mental health status, etc., however, some seniors may be at a higher risk of elder abuse by strangers, staff at nursing or long-term care facilities; in-home caregivers, guardians, spouses, adult children, friends, neighbors or other residents in a long term care facility; and

WHEREAS, Several House Bills have been introduced that would make it a crime to assault or restrain an elder adult or vulnerable adult, expand a prohibition against embezzlement from a vulnerable adult to include an elder adult, prescribe penalties; define terms; and amend the sentencing guidelines, among other acts, to account for these changes; and

WHEREAS, These House Bills include H.B. 4254 (H-1), H.B. 4255, H.B. 4257 (H-1), H.B. 4258, H.B. 4259, H.B. 4260 (H-4), and H.B. 4265 (H-1); and

WHEREAS, The Bay County Board of Commissioners stands committed to the protection of elders and the prevention of elder abuse in any form by anyone; Be It Further

RESOLVED That the Bay County Board of Commissioners strongly supports the legislation introduced and listed in this resolution; Be It Further

RESOLVED That a copy of this resolution be forwarded to our area legislators, the Michigan Association of Counties and the other Michigan counties urging support of any and all legislation that will protect our seniors from abuse of any kind.

COMMISSIONER ERNIE KRYGIER, 2ND DISTRICT
 COMMISSIONER KIM COONAN, 4TH DISTRICT
 COMMISSIONER TOM RYDER, 6TH DISTRICT

Elder Abuse Legislation

MOVED BY COMM. LUTZ

SUPPORTED BY COMM. KRYGLER

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			TOM RYDER	X						

VOTE TOTALS:

ROLL CALL: X YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

AMENDED _____ CORRECTED _____ REFERRED _____ NO ACTION TAKEN _____

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BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: MAY 12, 2020

MOTION SPONSORED BY: COMM. KRYGIER

MOTION SUPPORTED BY: COMM. LUTZ

MOTION NO.: 37

TO APPROVE THE BOARD MINUTES FOR THE BAY COUNTY
BOARD OF COMMISSIONERS REGULAR BOARD MEETING
HELD APRIL 14, 2020.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	X			Kim Coonan	X			Michael Lutz	X		
Ernie Krygier	X			Thomas Herek	X						
Vaughn J. Begick	X			Tom Ryder	X						

VOTE TOTALS:

ROLL CALL: XX YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS NAYS EXCUSED

DISPOSITION: ADOPTED XX DEFEATED WITHDRAWN

AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: MAY 12, 2020

MOTION SPONSORED BY: COMM. HEREK

MOTION SUPPORTED BY: COMM. KRYGIER

MOTION NO.: 38

APPROVED THE PROPOSAL SUBMITTED BY PATRICK O'SHEA FOR THE CONVERSION OF TWO(2) EXISTING TENNIS COURTS TO SIX(6) PICKLE BALL COURTS AT CARROLL PARK AT A COST OF \$5,000. THIS WAS REFERRED FROM THE LAST BOARD OF COMMISSIONERS MEETING, APRIL 14, 2020. THE POSTPONEMENT WAS TO ALLOW MR. O'SHEA TO SEEK FUNDING FROM OTHER LOCAL SOURCES TOWARD THE PROPOSED PROJECT, WITH A POSSIBLE JUNE 15, 2020 COMPLETION DATE.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	X			Kim Coonan	X			Michael Lutz	X		
Ernie Krygier	X			Thomas Herek	X						
Vaughn J. Beglck	X			Tom Ryder	X						

VOTE TOTALS:

ROLL CALL: XX YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: MAY 12, 2020

MOTION SPONSORED BY: COMM. HEREK

MOTION SUPPORTED BY: COMM. COONAN

MOTION NO.: 39

MOTION TO RECEIVE THE ANALYSIS OF GENERAL FUND EQUITY REPORT COVERING JANUARY 1, 2020 - APRIL 29, 2020 AS SUBMITTED BY THE BAY COUNTY FINANCE DEPARTMENT REFLECTING AN ESTIMATED UNASSIGNED FUND BALANCE OF \$3,604,569.00.0

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	X			Kim Coonan	X			Michael Lutz	X		
Ernie Krygler	X			Thomas Herek	X						
Vaughn J. Beglick	X			Tom Ryder	X						

VOTE TOTALS:

ROLL CALL: XX YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: MAY 12, 2020

MOTION SPONSORED BY: COMM. HEREK

MOTION SUPPORTED BY: COMM. KRYGIER

MOTION NO.: 40

TO RECEIVE FROM THE FINANCE DEPARTMENT AN UPDATE REGARDING EXECUTIVE DIRECTIVE #2007-11. ON APRIL 14, 2020, AN EMAIL WAS SENT REQUESTING DEPARTMENTS TO CONTACT THEIR GRANTOR AGENCIES TO CONFIRM THE LEVEL OF GRANT FUNDING FOR THE CURRENT YEAR. AS OF APRIL 29, 2020, THE STATE GRANTOR AGENCIES THAT HAVE RESPONDED TO DEPARTMENT'S REQUESTS INDICATE THAT FUNDING LEVELS FOR THE STATE GRANTS WITH REGARD TO FISCAL YEAR 2019 AND/OR 2020 APPEAR TO HAVE NO CHANGES.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	X			Kim Coonan	X			Michael Lutz	X		
Ernie Krygler	X			Thomas Herek	X						
Vaughn J. Begick	X			Tom Ryder	X						

VOTE TOTALS:

ROLL CALL: XX YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: MAY 12, 2020

MOTION SPONSORED BY: COMM. LUTZ

MOTION SUPPORTED BY: COMM. BEGICK

MOTION NO.: 41

COMM. LUTZ MOVED TO WAIVE THE REQUIREMENTS OF THE BAY COUNTY PURCHASING POLICY AND ISSUE A REQUEST FOR PROPOSAL (RFP) IN AN AMOUNT NOT TO EXCEED \$10,000.00 FOR PRELIMINARY DRAWINGS AND RENDERINGS TO RENOVATE THE CURRENT ANIMAL SERVICES AND ADOPTION CENTER. THE PROPOSAL WAS EXPECTED TO BE COMPLETED PRIOR TO THE JULY FULL BOARD OF COMMISSION MEETING FOR PREVIEW AND RECOMMENDATION BEFORE THE AUGUST 4, 2020 PRIMARY BALLOT PROPOSAL MILLAGE DEADLINE OF JULY 28, 2020.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	X			Kim Coonan		X		Michael Lutz	X		
Ernie Krygier		X		Thomas Herek		X					
Vaughn J. Begick	X			Tom Ryder		X					

VOTE TOTALS:

ROLL CALL: **XX** YEAS 3 NAYS 4 EXCUSED 0

VOICE: YEAS NAYS EXCUSED

DISPOSITION: ADOPTED DEFEATED XX WITHDRAWN

AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: MAY 12, 2020

MOTION SPONSORED BY: COMM. KRYGIER

MOTION SUPPORTED BY: COMM. HEREK

MOTION NO.: 42

MOVED TO ADJOURN THE REGULAR SESSION OF THE BAY COUNTY BOARD OF COMMISSIONERS OF MAY 12, 2020. THE MEETING CONCLUDED AT 5:05 P.M.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	X			Kim Coonan	X			Michael Lutz	X		
Ernie Krygler	X			Thomas Herek	X						
Vaughn J. Begick	X			Tom Ryder	X						

VOTE TOTALS:

ROLL CALL: XX YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS NAYS EXCUSED

DISPOSITION: ADOPTED XX DEFEATED WITHDRAWN

AMENDED CORRECTED REFERRED