

BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, SEPTEMBER 13, 2016

4:00 P.M.

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.

I CALL TO ORDER (CHAIRMAN KRYGIER)

II ROLL CALL

III INVOCATION

IV PLEDGE OF ALLEGIANCE

28-59 **V MINUTES (7/12/16; 7/19/16; 8/9/16)**

VI CITIZEN INPUT

VII PETITIONS AND COMMUNICATIONS

A. Presentation of MSU Extension Annual Report (Diane Smith, District 9 Coordinator)

VIII REPORTS/RESOLUTIONS OF COMMITTEES

A. WAYS AND MEANS (KIM J. COONAN, CHAIR; DONALD J. TILLEY, VICE CHAIR)

1 1. No. 2016-210 - PA 416 Grant 2016-2017 (Sheriff Dept.)

2 2. No. 2016-211 - Dive Rescue Van (Sheriff Dept.)

3 3. No. 2016-212 - 2017 OHSP Grant (Sheriff Dept.)

4 4. No. 2016-213 - 2016-2017 Child Care Fund Budget/Budget Adjustment for 2015-2016 Child Care Fund Budget (Probate Court)
[Note: Referred without recommendation]

- | | | |
|-------|-----|---|
| 5 | 5. | No. 2016-214 - Title IV-D CRP Contract (2017-2021) (Friend of the Court) [Note: Referred without recommendation] |
| 6-7 | 6. | No. 2016-215 - BCATS MPO Organization Coordination and Planning Area Reform (Environmental Affairs/Transportation Planning) |
| 8 | 7. | No. 2016-216 - Memorandum of Agreement - Golden Horizons (Division on Aging) |
| 9-10 | 8. | No. 2016-217 - 2016 Tax Rate Request (L-4029) (Equalization Dept.) |
| 11 | 9. | No. 2016-218 - Civic Arena Floor Scrubber (Recreation & Facilities) |
| 12 | 10. | No. 2016-219 - Civic Arena Water Tank Replacement (Recreation & Facilities) |
| 13 | 11. | No. 2016-220 - Skid Steer Track Replacement (Recreation & Facilities) |
| 14 | 12. | No. 2016-221 - Replacement of Exterior Doors at Community Center (Recreation & Facilities) |
| 15 | 13. | No. 2016-222 - Reduction in Fairgrounds Winter Storage Rates (Buildings and Grounds) |
| 16 | 14. | No. 2016-223 - Payables: General; Center Ridge Arms |
| 17 | 15. | No. 2016-224 - Budget Adjustments: Sheriff Dept.; Pinconning Park |
| 18-19 | 16. | No. 2016-225 - Bayside Soils Testing (Health Dept.) |

B. PERSONNEL/HUMAN SERVICES (MICHAEL E. LUTZ, CHAIR; DONALD J. TILLEY, VICE CHAIR)

- | | | |
|----|----|--|
| 20 | 1. | No. 2016-226 - Agreement with BAISD 2016-2018 (Administrative Services-Animal Control) |
| 21 | 2. | No. 2016-227 - Nurse Practitioner Agreements (Health Dept.) |
| 22 | 3. | No. 2016-228 - Vacancies: Juvenile Home; Division on Aging (Personnel Dept.) |

C. BOARD OF COMMISSIONERS (ERNIE KRYGIER, CHAIR, DONALD J. TILLEY, VICE CHAIR)

- | | | |
|-------|----|--|
| 23-27 | 1. | No. 2016-229 - Reports of County Executive |
|-------|----|--|

IX REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

A. County Executive

X UNFINISHED BUSINESS

XI NEW BUSINESS

XII MISCELLANEOUS

XIII ANNOUNCEMENTS

A. 2016 Appointments:

I. OCTOBER:

- a. Land Bank Authority - One Local Unit of Government Representative, 3 year term - Richard L. Byrne)
- b. Department of Health and Human Services Board of Directors (One 3 year term - Thomas L. Starkweather)
- c. Bay County Building Authority (One unexpired 6 year term (Chris Hennessy); term expires 11/30/2019)

4. DECEMBER: Division on Aging Advisory Committee (Four 2 year terms; districts 2, 4, 6 and at-large)

XIV CLOSED SESSION (If requested)

A. Corporation Counsel - Pending Litigation

Motion: To go into closed session pursuant to MCLA 15.268, Sec. 8 (e): To consult with its attorney regarding trial or settlement strategy in connection with specific pending litigation, but only when an open meeting would have a detrimental financial effect on the litigating or settlement position of the public body.

XV RECESS/ADJOURNMENT

ACTION TAKEN BY BAY COUNTY BOARD OF COMMISSIONERS

DATE OF BOARD MEETING: SEPTEMBER 13, 2016

MOTION/ INTRODUCTION/ SUBJECT OF RESOLUTION/MOTION ADOPTED AMENDED CORRECTED DEFEATED REFERRED TABLED WITHDRAWN
 RES. NO. SUBMITTED BY

2016-210	Coonan	PA 416 Grant 2016-2017 (Sheriff Dept.)	XX					
2016-211	Coonan	Dive Rescue Van (Sheriff Dept.)	XX					
2016-212	Coonan	2017 OHSP Grant (Sheriff Dept.)	XX					
2016-213	Coonan	2016-2017 Child Care Fund Budget/Budget Adjus for 2015-2016 (Probate Ct.)					XX	
2016-214	Coonan	Title IV-D CRP Contract (2017-2021)(Friend of the Court)	XX					
2016-215	Coonan	BCATS MPO Organization Coordination and Planning Area Reform (Env Affairs)	XX					
2016-216	Coonan	Memorandum of Agreement - Golden Horizons (Div. On Aging)	XX					
2016-217	Coonan	2016 Tax rate request (L-4029) (Equalization Dept.)	XX					
2016-218	Coonan	Civic Arena Floor Scrubber (Recreation & Facilities)	XX					
2016-219	Coonan	Civic Arena Water Tank Replacement (Recreation & Facilities)	XX					
2016-220	Coonan	Skid Steer Track Replacement (Recreation & Facilities)	XX					
2016-221	Coonan	Replacement of Ext. Doors at Community Center (Recreation & Facilities)	XX					
2016-222	Coonan	Reduction in Fairgrounds Winter Storage Rates (Buildings and Grounds)	XX					
2016-223	Coonan	Payables: General; Center Ridge Arms	XX					
2016-224	Coonan	Budget Adjustments: Sheriff Dept.; Pinconning Park	XX					
2016-225	Coonan	Bayside Soils Testing (Health Dept)	XX					
2016-226	Lutz	Agreement with BAISD 2016-2018 (Admin. Services - Animal Control)	XX					
2016-227	Lutz	Nurse Practitioner Agreements (Health Dept.)	XX					

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (9/6/16)**
- WHEREAS,** The Bay County Sheriff's Office has participated in the Secondary Road Patrol (PA 416) State Office of Highway Safety grant for several years, said grant providing funding for three (3) officers, two (2) patrol vehicles and various items of support equipment; and
- WHEREAS,** Grant funding in the projected amount of \$139,407 is available for FY 2016-2017 and the Bay County Sheriff again wishes to make application for P.A. 416 funding which requires no local funding as a condition of the grant; and
- WHEREAS,** In order to maintain grant compliance, Bay County must continue Maintenance of Effort of twenty-three (23) locally funded Road Patrol officers for the FY 2016 grant cycle; Therefore, Be It
- RESOLVED** By the Bay County Board of Commissioners that the application for Secondary Road Patrol (PA 416) and Traffic Accident Prevention Program funding for 2016-2017 is approved; 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 (Sheriff's Office) following legal review/approval; 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;
- 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 Finally
- RESOLVED** That related budget adjustments, if required, are approved.

**KIM COONAN, CHAIR
AND COMMITTEE**

Sheriff's Office - PA 416 Grant - 2016-17

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

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			DONALD J. TILLEY	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: X YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

- / -

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, The Bay County Sheriff Office Dive Team has an old ambulance in their fleet specifically used for the Dive Team only; and

WHEREAS, This vehicle is not reliable in the event of an emergency and the Sheriff's Office wishes to replace this vehicle with a 1978 Chevrolet Dive Rescue Van that the Midland County Sheriff is willing to sell; and

WHEREAS, This van includes a four tank cascade system, storage area for 8 divers, additional storage for support equipment and will benefit the Mid-Michigan region also as a mutual aid asset that would allow the Bay County Sheriff Office Dive Team to respond and assist with an incident if needed; and

WHEREAS, There are funds in the current 2016 Budget to purchase this vehicle; Midland County estimates this vehicle, with mileage of approximately 15,000, would be worth around \$4,500 if scrapped, and \$500 was discussed as a selling price. The ambulance we currently have can be sold at auction; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the purchase of a 1978 Chevrolet Dive Rescue Van from the Midland County Sheriff Department at a cost of \$500, funds to come from the Sheriff Office 2016 budget; Be It Further

RESOLVED That budget adjustments required to facilitate this purchase are approved.

KIM COONAN, CHAIR
AND COMMITTEE

Sheriff Office - Dive Rescue Van

MOVED BY COMM. Coonan

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, For the past several years, the Bay County Sheriff's Office has been awarded traffic enforcement grants offered through the Michigan Office of Highway Safety Planning (OHSP); and

WHEREAS, Safety Belt and Impaired Driving Enforcement are among the enforcement shell grant programs in which the Sheriff's Office has participated and the OHSP grant funding is aimed at reducing the number of serious and fatal accidents in Bay County through additional enforcement patrols; and

WHEREAS, A \$25,000 funding opportunity is again being offered to the Bay County Sheriff's Office for 2017 with no additional funds required from the County in order to participate in this OHSP grant; and

WHEREAS, The grant provides for deputies' wages during additional scheduled patrols throughout 2017; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the FY2017 Office of Highway Safety Planning grant and authorizes the Chairman of the Board to execute the required grant documents on behalf of Bay County (Sheriff's Office) following legal review/approval.

KIM COONAN, CHAIR
AND COMMITTEE

Sheriff Office - 2017 OHSP Grant

MOVED BY COMM. Coonan

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, The Child Care Fund from the State of Michigan provides a 50% match for expenditures involving placement in agencies, foster homes, our juvenile home facility or institutions. Also covered are programs aimed at working with delinquent youth while the youth remains in their own homes; and

WHEREAS, Each state fiscal year a budget is submitted to the state requesting a specific amount of funding for the year beginning in October and ending in September; and

WHEREAS, The attached Child Care Fund Budget Summary for the 2016 -2017 Fiscal Year, reflects monies budgeted in the following categories: \$1,225,000 in the Family Foster Care; 1,475,200 for Institutional Care; \$876,077.85 for In Home Care; \$15,000 for Independent Living and it should be noted that 50% of most expenditures will be reimbursed by the state back to Bay County; and

WHEREAS, In addition to requesting approval of the 2016-2017 Child Care Fund budget, approval of a budget adjustment for the 2015- 2016 County Budget is also requested; and

WHEREAS, The foster care line item needs to be increased by a proportional amount that would better reflect the State 2015-2016 Child Care Fund Budget and it is requested that this line item in Bay County's Budget be increased \$525,000, by a transfer from the General Fund to the Child Care Fund; and

WHEREAS, The approved foster care line item in the state budget is \$1,225,000 and it should be noted that the amount of money originally appropriated in the county foster care line item this year was \$425,000, much less then the state budget allocation. This increase would put the county more in proportion with the \$820,000 that the county actually spent last year for foster care; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the 2016-2017 Child Care Fund Budget; Be It Further

RESOLVED That the Bay County Board of Commissioners approves a General Fund transfer to the Child Care Fund Budget in an amount not to exceed \$525,000 which the state of Michigan will reimburse at a rate of 50% for the 2015-2016 Fiscal Year; Be It Finally

RESOLVED That any related, required budget adjustments are approved.

**KIM COONAN, CHAIR
AND COMMITTEE**

Probate Court - 2016-2017 Child Care Fund Budget & Budget Adjustment for 2015-2016 Child Care Fund Budget

MOVED BY COMM. Coonan **MOVED TO REFER BACK WITHOUT ANY RECOMMENDATION**

SUPPORTED BY COMM. Herek

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			DONALD J. TILLEY	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED X _____

Referred back to Board
September 20, 2016

-4-

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

- BY:** WAYS AND MEANS COMMITTEE (9/6/16)
- WHEREAS,** The majority of Friend of the Court revenue is derived from the Office of Child Support, a division of the Michigan Department of Health and Human Services (DHHS, f/k/a FIA, f/k/a DSS), under the Cooperative Reimbursement Program; and
- WHEREAS,** The state will reimburse the county for costs associated with establishing, collecting, and enforcing child support obligations in IV-D cases; and
- WHEREAS,** The CRP grant assists the Friend of the Court in performing its "IV-D functions" of collecting, distributing and enforcing court ordered child support obligations, which in turn, contributes to the well-being of children under the jurisdiction of Bay County Circuit Court. Bay County Friend of the Court currently has approximately 7,500 active child support cases; and
- WHEREAS,** During the month of September, the Friend of the Court anticipates receipt of the FY 2017 Title IV-D Cooperative Reimbursement Program Contract in the amount of \$1,406,525.12. FY 2016's Cooperative Reimbursement Program Contract allocation was \$1,335,432.25, which demonstrates an increase in the Contract amount of \$71,092.87 for FY 2017; and
- WHEREAS,** Anticipated future funding is as follows:
- FY 2018:** the Cooperative Reimbursement Program allocation is \$1,471,691.42 which demonstrates an increase of \$65,166.30 from 2017 to 2018.
 - FY 2019:** Cooperative Reimbursement Program Contract allocation is anticipated to be \$1,540,117.16 which demonstrates an increase of \$68,425.74 from 2018 to 2019.
 - FY 2020:** Cooperative Reimbursement Program Contract allocation is anticipated to be \$1,611,962.52 which demonstrates an increase of \$71,845.36 from 2019 to 2020.
 - FY 2021:** Cooperative Reimbursement Program Contract allocation is anticipated to be \$1,687,402.39 which demonstrates an increase of \$75,439.87 from 2020 to 2021.
- RESOLVED** That the Bay County Board of Commissioners approves the FY 2017, FY2018, FY2019, FY2020 and FY2021 Title IV-D Cooperative Reimbursement Contract(s) and authorizes the Chairman of the Board to sign all required documents pertaining to the referred to Title IV-D Cooperative Reimbursement Program Contract(s) for the Bay County Friend of the Court and to submit electronically, if required, 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.

**KIM COONAN, CHAIR
AND COMMITTEE**

FOC - Title IV-D CRP Contract (2017-2018-2019, 2020 & 2021)

MOVED BY COMM. Coonan

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			DONALD J. TILLEY	X						

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

- 5 -

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, The Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) are proposing a new federal rule titled: Metropolitan Planning Organization Coordination and Planning Area Reform; with the described intent of the rule to promote more effective regional planning by states and Metropolitan Planning Organization's (MPO) with a goal to result in unified planning products for each urbanized area. Currently each state establishes its own coordinating processes resulting in various levels of coordination of unified planning products amongst urbanized areas and MPO's within each state; and

WHEREAS, In Bay County, Michigan, the Bay City Area Transportation Study (BCATS) is the MPO for the Bay City Urbanized Area providing transportation planning services on behalf of the metropolitan planning area of Bay County comprised of the cities of Bay City and Essexville and the townships of Bangor, Monitor, Hampton, Portsmouth, Kawkawlin, and Frankenlust; and BCATS, administered through Bay County's Environmental Affairs and Community Development department, Transportation Planning Program, is responsible for developing unified planning products and coordinating transportation planning activities throughout the Bay City Urbanized Area; and

WHEREAS, BCATS partners hold bi-monthly meetings to coordinate the transportation planning process, discuss and identify priority projects and have established processes in place for review and approval of unified planning documents. BCATS meetings provide an opportunity to identify issues and solve problems through coordination and collaboration; and

WHEREAS, BCATS and other Michigan MPOs already actively coordinate with the established Michigan regional planning agencies in accordance with the Governor's Michigan Regional Prosperity Initiative (RPI) which were developed with the primary purpose of coordinating regional planning efforts; and

WHEREAS, BCATS and its neighboring MPOs have established formal agreements that outline responsibilities regarding the transportation planning process in areas where an urbanized area extends outside of one metropolitan planning area and into another; and

WHEREAS, BCATS, through an agreement with the Bay County Board of Commissioners, provides management and policy functions for the transportation planning programs as required by the Fixing America's Surface Transportation Act of 2015; and

WHEREAS, BCATS has objections to the proposed federal rulemaking as Michigan's existing local transportation planning efforts effectively deliver the kind of coordinated unified products the proposed federal rule seeks now to establish; and the proposed federal rulemaking appears to disregard the decisions made by the Michigan Governor, MPOs, and regional planning agencies in establishing and reviewing the continued effectiveness MPO boundaries; and

WHEREAS, The options provided in the proposed federal rule would force some MPO mergers or add additional layers of approval and possibly different priorities from distant boards through unified planning products, having the real potential to reduce availability of local funds, cause delays of transportation projects and disrupt the priorities of our local road and transit providers in the Bay City Urbanized area; and

WHEREAS, The proposed federal rule presents a rigid set of options that will be costly to our members and does not recognize the continuous, comprehensive coordination work that is already taking place through inter-agency agreements and BCATS, the federal rulemaking will affect a significant number of MPOs in Michigan and across the nation; and

WHEREAS, That the Bay County Board of Commissioners recognizes that the proposed changes will be disruptive to existing transportation planning programming and that the proposed changes are so significant that these proposals should be addressed through changes in legislation rather than rulemaking; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners respectfully requests that FHWA and FTA withdraw the proposed federal rulemaking; Be It Further

RESOLVED The Bay County Board of Commissioners does not support Docket No. FHWA-20160016; FHWA RIN 2125-AF68; FTA RIN 2132-AB28 for the Proposed Rulemaking regarding Metropolitan Planning Organization Coordination and Planning Area Reform.

**KIM J. COONAN, CHAIR
AND COMMITTEE**

Environmental Affairs – BCATS MPO Organization Coordination and Planning Area Reform

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Lutz

COMMISSIONER	E			COMMISSIONER	E			COMMISSIONER	E		
MICHAEL J. DURANCZYK	X			KIM J. COONAN	X			MICHAEL E. LUTZ	X		
ERNIE KRYGIER	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN
 AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, A Memorandum of Agreement between Bay County (Division on Aging) and the Bay County Child & Senior Citizen Centers Inc. Golden Horizons Adult Day Care Center has been submitted for consideration; and

WHEREAS The purpose of the MOA is to develop and maintain a working relationship between agencies to assure referrals are channeled to the program which can identify and access available resources for clients; and

WHEREAS, There is no financial cost to the Division on Aging; Therefore, Be It RESOLVED That the Bay County Board of Commissioners approves the Memorandum of Agreement between Bay County (Division on Aging) and the Bay County Child & Senior Citizen Centers Inc. Golden Horizons Adult Day Care Center and authorizes the Chairman of the Board to execute said MOA on behalf of Bay County following legal review/approval.

**KIM COONAN, CHAIR
AND COMMITTEE**

DOA - MOA - Golden Horizons

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

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			DONALD J. TILLEY	X						

VOTE TOTALS:

ROLL CALL: YEAS ____ NAYS ____ EXCUSED ____

VOICE: X YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED ____ WITHDRAWN ____

AMENDED ____ CORRECTED ____ REFERRED ____

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, The 2016 Tax Rate Request (L-4029) is a state required form completed to certify that the tax rates (millages) have been reduced, if necessary, to comply with the state constitution and also authorizes the levy of the listed tax rates on the 2016 tax roll; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners that authorization is granted for the Board Chairman and County Clerk to sign the attached 2016 Tax Rate Request form (L-4029) on behalf of Bay County; Be It Further

RESOLVED That inasmuch as the form is due on September 30, 2016 and there are millage questions on the November 8, 2016 general election ballot, a revised L-4029 form may be required to be submitted.

KIM COONAN, CHAIR
AND COMMITTEE

Equalization - 4029 Form

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Duranczyk

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, The current floor scrubber at the Bay County Civic Arena is old and breaks down often requiring repair 1-2 times per year which usually costs upwards of \$500 each time to keep it functioning, however, it will not function much longer; and

WHEREAS, Funds for this equipment replacement are not budgeted and the anticipated cost of the equipment is up to \$6,500; and

WHEREAS, An appropriation from fund balance will be required; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the purchase of a floor scrubber at a cost not to exceed \$6,500, monies to come from Fund Balance; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute any documents that may be required for this purchase on behalf of Bay County following legal review/approval; Be It Finally

RESOLVED That the budget adjustment required for this acquisition is approved.

KIM COONAN, CHAIR
AND COMMITTEE

Rec & Facilities - Civic Arena Floor Scrubber

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN
AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)
WHEREAS, The Bay County Civic Arena has two storage tanks for domestic hot water, one of which has already been replaced; and
WHEREAS, The second water storage tank is in need of replacement as it is old and leaking; and
WHEREAS, This hot water storage tank not only provides hot water for the showers in the locker rooms, but also it fills the Zamboni with the necessary hot water for maintaining the ice; and
WHEREAS, Funds for this equipment replacement are not budgeted and the anticipated cost of the equipment is up to \$12,000; and
WHEREAS, An appropriation from fund balance will be required; Therefore, Be It RESOLVED That the Bay County Board of Commissioners approves the purchase of a water storage tank for the Bay County Civic Arena at a cost not to exceed \$12,000, monies to come from Fund Balance; Be It Further RESOLVED That the Chairman of the Board is authorized to execute any documents that may be required for this purchase on behalf of bay County following legal review/approval; Be It Finally RESOLVED That the budget adjustment(s) required for this acquisition is approved.

**KIM COONAN, CHAIR
AND COMMITTEE**

Rec & Facilities - Civic Arena Water Tank Replacement

MOVED BY COMM. Coonan

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			DONALD J. TILLEY	X						

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN
 AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, The two tracks of a Skid Steer, a piece of equipment used often by the County's maintenance staff on various projects, are significantly broken down with holes and other damage; and

WHEREAS, This equipment is vital to the Buildings and Grounds Department; and

WHEREAS, Funds for this equipment replacement are not budgeted and the anticipated cost of the equipment is up to \$4,000; and

WHEREAS, An appropriation from fund balance will be required; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the purchase of a two tracks for the Skid Steer at a cost not to exceed \$4,000, monies to come from Fund Balance; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute any documents that may be required for this purchase on behalf of bay County following legal review/approval; Be It Finally

RESOLVED That the budget adjustment(s) required for this acquisition is approved.

**KIM COONAN, CHAIR
AND COMMITTEE**

Rec & Facilities - Bldgs & Grnds - Skid Steer Tracks

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, Due to weather and old age, the exterior doors on both sides at the Bay County Community Center are badly rusted and rapidly deteriorating and are creating a security issue at the Community Center; and

WHEREAS, Funds for this equipment replacement are not budgeted and the anticipated cost of the replacement doors is up to \$7,500; and

WHEREAS, An appropriation from fund balance will be required; Therefore, Be It RESOLVED That the Bay County Board of Commissioners approves the replacement of the exterior doors at the Bay County Community Center at a cost not to exceed \$7,500, monies to come from Fund Balance; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute any documents that may be required for this purchase on behalf of bay County following legal review/approval; Be It Finally

RESOLVED That the budget adjustment(s) required for this acquisition is approved.

**KIM COONAN, CHAIR
AND COMMITTEE**

Rec & Facilities - Replacement of Exterior Doors at Community Center

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

WHEREAS, Recreation/Maintenance staff have noted the decline in winter storage rentals since the fee was increased from \$200 to \$250 in 2014 season; and

WHEREAS, When the rates were \$200, renters were turned away as the barns were at full capacity; In 2013, 23 renters @ \$200 = \$4,600 in revenue; In 2014, 17 renters @ \$250 = \$4,250; In 2015, 14 renters @ \$250 = \$3,500; and

WHEREAS, Every year has shown a notable decrease to revenue; and

WHEREAS, The Supervisor of Buildings and Grounds is recommending a reduction in winter storage rates for the 2016-2017 season in an effort to attract former renters and new renters and ensure their return each year hereafter; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves a reduction in winter storage rates for the 2016-2017 season from \$250 to \$200.

KIM COONAN, CHAIR
AND COMMITTEE

Bldgs & Grnds - Fairgrounds Winter Storage Rates

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

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			DONALD J. TILLEY	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: X YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

-15-

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/6/16)

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

ACCOUNTS PAYABLE:

08/10/16	\$	577,112.50
08/17/16	\$	504,813.80
08/24/16	\$	355,939.72
08/03/16	\$	232,181.47
08/31/16	\$	304,385.96
09/07/16	\$	244,770.30*

HOUSING (Center Ridge Arms):

08/09/16	\$	41,623.62
08/24/16	\$	17,730.36

*Received after Ways and Means Committee meeting 9/6/16.

KIM COONAN, CHAIR AND COMMITTEE

Payables-August

MOVED BY COMM. Coonan

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			DONALD J. TILLEY	X						

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE 09/06/2016

RESOLVED: By this Board of Commissioners of Bay County, Michigan, that the following Budget Adjustments are hereby approved on 09/13/2016 and, if required, the Chairman of the Board is hereby authorized to execute any documentation necessary for said Budget Adjustments on behalf of Bay County:

Journal Request Number	Fund Involved Department Involved	Favorable Impact	Unfavorable Impact	No Impact
2016-09-002	GENERAL FUND SHERIFF DEPARTMENT MARINE SAFETY Total GENERAL FUND			X
	BUDGET FOR THE PURCHASE OF A DIVE RESCUE VAN FROM MIDLAND COUNTY. THE ESTIMATED VALUE IS \$4,500 WITH A PURCHASE PRICE OF \$500.			
2016-09-003	GENERAL FUND BOARD OF COMMISSIONERS SECONDARY ROAD PATROL Total GENERAL FUND		\$793	
	BUDGET FOR \$1,000 CONTRIBUTION FROM ENBRIDGE RECEIPTED ON JUNE 3, 2014. THE CONTRIBUTION MUST BE SPENT ON FIRE PREVENTION TYPE OF ITEMS FOR OUR FIRE INVESTIGATOR. IN THE YEAR 2015, \$207 WAS SPENT SO THE BALANCE OF \$793 WILL BE BUDGETED TO BE SPENT IN 2016.			
2016-09-006	GENERAL FUND PINCONNING PARK Total GENERAL FUND			X
	TO BUDGET FOR PINCONNING PARK EXTRA REVENUE AND TEMPORARY HELP FOR YEAR END.			

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Duranczyk

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN
AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

- BY:** WAYS AND MEANS COMMITTEE (9/6/16)
- WHEREAS,** Recent concern over soils deposited at Bayside Park in Bangor Township has prompted calls for testing of the soils to determine the levels of toxicity that may or may not be present; and
- WHEREAS,** At a recent meeting held on Thursday, September 1st at the Bangor Township Hall, a proposal by AKT Peerless to test the soils was discussed and reviewed. The proposed cost is estimated to be \$25,000; and
- WHEREAS,** It was suggested that the County, through available funding at the Health Department, assist in contributing resources for the testing; and
- WHEREAS,** Officials from Bangor Township have indicated they will be able to contribute some funds for the testing and officials from the Michigan Department of Environmental Quality stated that they would further investigate available resources and determine if they could contribute as well; and
- WHEREAS,** The Health Department has identified approximately \$9,000 in potential funding through available sources and any additional funding will need to be procured via match from Bangor Township, potentially the MDEQ, as well as a transfer from the County's General Fund; Therefore, Be It
- RESOLVED** That the Bay County Board of Commissioners approves the use of funds for the testing of soils deposited at the Bayside Park in Bangor Township; Be It Further
- RESOLVED** That budget adjustments for funds (\$9,000) from the Health Department budget and from the General Fund (in an amount to be determined after other funding sources have contributed) are approved; Be It Finally
- RESOLVED** That all available sources of funding from Bangor Township and from the MDEQ be procured for the soils testing at Bayside Park in Bangor Township; Be It Finally
- RESOLVED** That is clearly understood that Bay County's funding from the Health Department budget and from the General Fund is contingent upon receipt of funding from Bangor Township and the Michigan Department of Environmental Quality to test the soils at Bayside Park, Bangor Township.

**KIM COONAN, CHAIR
AND COMMITTEE**

Health Dept - Bayside Soils Testing

MOVED BY COMM. Coonan

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

-18-

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (8/16/16)

WHEREAS, In cooperation with Bay Arenac Intermediate School District, the Bay County Animal Control Manager is requesting of renewal of an Agreement for Student Work Exploration Opportunities which enables the BAISD Career Center Veterinary Science Program to enhance career exploration for students in its Veterinary Science Program; and

WHEREAS, This Agreement allows high school students to learn about veterinary science in a fully functioning, operational state-of-the-art veterinary clinic under direct veterinarian supervision to provide neutering/spaying services to a limited number of adoptable animals from the Animal Control facility; and

WHEREAS, The terms of this Agreement were originally negotiated by Bay County Corporation Counsel and BAISD's attorney in 2009 with 2 year renewal in 2012; and

WHEREAS, No additional costs will be incurred as a result of this 2-year contractual arrangement; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Bay-Arenac Intermediate School District Agreement for Student Work Opportunities for a period of the 2016-2017 and 2017-2018 school years and authorizes the Chairman of the Board to execute said Agreement and all related documents on behalf of Bay County following legal review/approval.

**MICHAEL E. LUTZ, CHAIR
AND COMMITTEE**

Administrative Services - Animal Control-BAISD Agt - 2016-2018

MOVED BY COMM. Lutz

SUPPORTED BY COMM. Duranczyk

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN
 AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (8/16/16)

WHEREAS, Since 2014, the Health Department has partnered with Saginaw Valley State University on the University Clinic; and

WHEREAS, In July, the University obtained two grants form HRSA (the Health Resources Services Administration) to expand services and, to ensure that these needs due to expansion are met, the Health Department wishes to enter into contracts with up to four Nurse Practitioners so that clinical operations can be maintained and expanded; and

WHEREAS, There are no economic considerations as funding for Nurse Practitioner Services has already been budgeted via the grant agreement and through anticipated revenues, and can be utilized to pay all fees associated with the Independent Contractor Agreement(s); Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Nurse Practitioner Agreements and authorizes the Chairman of the Board to execute said Agreements on behalf of Bay County following legal review/approval; Be It Finally

RESOLVED That budget adjustments relating to these specific Agreements, if required, are approved.

**MICHAEL E. LUTZ, CHAIR
AND COMMITTEE**

Health Dept - Nurse Practitioner Agreements

MOVED BY COMM. Lutz

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE 8/16/16)

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:

1. Juvenile Home - Three (3) Youth Development Workers (part time; \$14.18/hr entry)
2. Division on Aging - Case Management Worker (part time; \$17.92/hr. entry)

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.

MICHAEL E. LUTZ, CHAIR
AND COMMITTEE

Vacancies - September

MOVED BY COMM. Lutz

SUPPORTED BY COMM. Tilley

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 13, 2016

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (9/13/16)

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

I. Employment Status Report - August 2016

**ERNIE KRYGIER, CHAIR
AND BOARD**

County Executive - Status Reports

MOVED BY COMM. Tilley

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			DONALD J. TILLEY	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN
 AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 13, 2016

MOTION SPONSORED BY: COMM. DURANCZYK

MOTION SUPPORTED BY: COMM. LUTZ

MOTION NO.: 83

TO APPROVE THE REGULAR BOARD MINUTES OF JULY 12,
2016, AUGUST 18, 2016 AND THE SPECIAL BOARD MINUTES
OF JULY 19, 2016, AS PRESENTED.

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			Donald J. Tilley	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 13, 2016

MOTION SPONSORED BY: COMM. HEREK

MOTION SUPPORTED BY: COMM. LUTZ

MOTION NO.: 84

TO RECEIVE THE INFORMATIVE PRESENTATION INCLUDING THE PAST, CURRENT AND FUTURE PROGRAMS AND WORKSHOPS AS OFFERED BY THE MSU EXTENSION. REPORTED BY DIANE SMITH, DISTRICT 9 COORDINATOR AND STAFF MEMBERS.

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			Donald J. Tilley	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 13, 2016

MOTION SPONSORED BY: COMM. TILLEY

MOTION SUPPORTED BY: COMM. DURANCZYK

MOTION NO.: 85

MOTION MADE TO WAIVE ALL ADOPTION FEES ON DOGS THAT WERE ADOPTED DURING "PAWS IN THE PARK" THAT WAS HELD ON SATURDAY, SEPTEMBER 10, 2016. THE EVENT WAS UNABLE TO HAVE THE DOGS PRESENT AT THAT TIME DUE TO A PARVO OUTBREAK AT THE KENNEL. THIS EVENT WAS ORIGINALLY APPROVED BY THE BOARD ON RESOLUTION 2016-136, DATED JUNE 14, 2016.

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			Donald J. Tilley	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 13, 2016

MOTION SPONSORED BY: COMM. TILLEY

MOTION SUPPORTED BY: COMM. COONAN

MOTION NO.: 86

TO GO INTO CLOSED SESSION PURSUANT TO MCL 15.268, SEC 8 (e): TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH SPECIFIC PENDING LITIGATION, BUT ONLY WHEN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATING OR SETTLEMENT POSITION OF THE PUBLIC BODY. TO DISCUSS THE ISSUES OF: MDCR COMPLAINT #473416 (BONNIE COLE V. CENTER RIDGE ARMS), MDCR COMPLAINT #473275 (JULIE ROTH V CENTER RIDGE ARMS), OFFICIAL UNION GRIEVANCE #14-123 (FRED WALRAVEN V BAY COUNTY SHERIFF/BAY COUNTY).

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			Donald J. Tilley	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: SEPTEMBER 13, 2016

MOTION SPONSORED BY: COMM. TILLEY

MOTION SUPPORTED BY: COMM. DURANCZYK

MOTION NO.: 87

TO GO BACK TO REGULAR SESSION FOLLOWING CLOSED SESSION TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH SPECIFIC PENDING LITIGATION, BUT ONLY WHEN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATING OR SETTLEMENT POSITION OF THE PUBLIC BODY. TO DISCUSS THE ISSUES OF: MDCR COMPLAINT #473416 (BONNIE COLE V. CENTER RIDGE ARMS), MDCR COMPLAINT #473275 (JULIE ROTH V CENTER RIDGE ARMS), OFFICIAL UNION GRIEVANCE #14-123 (FRED WALRAVEN V BAY COUNTY SHERIFF/BAY COUNTY).

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			Donald J. Tilley	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: AUGUST 9, 2016

MOTION SPONSORED BY: COMM. DURANCZYK

MOTION SUPPORTED BY: COMM. TILLEY

MOTION NO.: 88

MOTION TO APPROVE THE SETTLEMENT OF OFFICIAL UNION
GRIEVANCE #14-123 (FRED WALRAVEN V BAY COUNTY
SHERIFF/BAY COUNTY) PURSUANT TO CLOSED SESSION
RECOMMENDATION'S OF CORPORATE COUNSEL.

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			Donald J. Tilley	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: AUGUST 9, 2016

MOTION SPONSORED BY: COMM. DURANCZYK

MOTION SUPPORTED BY: COMM. TILLEY

MOTION NO.: 89

MOTION TO FOLLOW THE RECOMMENDATION OF COUNSEL WITH REGARD TO THE SETTLEMENT OF: MICHIGAN DEPARTMENT OF CIVIL RIGHTS COMPLAINT #473416 (BONNIE COLE V. CENTER RIDGE ARMS) AND MICHIGAN DEPARTMENT OF CIVIL RIGHTS COMPLAINT #473275 (JULIE ROTH V. CENTER RIDGE ARMS), FOLLOWING CLOSED SESSION DISCUSSIONS.

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			Donald J. Tilley	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: XX YEAS 6 NAYS 1 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 13, 2016

MOTION SPONSORED BY: COMM. DURANCZYK

MOTION SUPPORTED BY: COMM. TILLEY

MOTION NO.: 90

MOTION TO ADJOURN THE REGULAR BOARD SESSION OF SEPTEMBER 13, 2016. THE MEETING CONCLUDED AT 5:45 PM.

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			Donald J. Tilley	X						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____