

BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, SEPTEMBER 10, 2013

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

31-48

V MINUTES (7/30/13; 8/13/13; 8/20/13)

VI CITIZEN INPUT (4:00 P.M.)

VII PETITIONS AND COMMUNICATIONS

A. Presentations (4:00 P.M.):

1. Great Lakes Bay Regional Convention and Visitors Bureau - Progress Report and 2013 Strategic Plan (Annette Rummel to present) **(Receive)**
2. 2012 Bay County Audit Report (Auditing firm, Rehmann, to present) **(Receive)**

1- 3

B. City of Bay City - Application for Industrial Facilities Tax Exemption Certificate - Modern Machine Company - \$414,936 **(Receive)**

VIII REPORTS/RESOLUTIONS OF COMMITTEES

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

- 4 1. No. 2013-148 - Child Placement Funding (Probate Court)
- 5 2. No. 2013-149 - Making Strides Against Breast Cancer Fund Raiser (Register of Deeds)
- 6 3. No. 2013-150 - Secondary Road Patrol (SRP P.A. 416) Grant (Sheriff Department)
- 7 4. No. 2013-151 - Victims of Crimes Act (VOCA) Grant Reduction (Prosecutor's Office)
- 8 5. No. 2013-152 - FY2013-2014 Comprehensive Planning, Budgeting and Contracting Agreement (CPBC) (Health Dept.)

- 9 6. No. 2013-153 - Purchase of Laptops (4) (Health Dept.)
- 10 7. No. 2013-154 - 2013 Truck & Animal Transport Box (Animal Control)
- 11-12 8. No. 2013-155 - 2013 Tax Rate Request Form (Equalization)
- 13 9. No. 2013-156 - Security Updates at Community Center and County Building (Buildings and Grounds)
- 14 10. No. 2013-157 - Payroll Staff Transition (Personnel Dept.)
- 15 11. No. 2013-158 - Waiver of Step Process for Assistant Prosecutor (Personnel Dept.)
- 16 12. No. 2013-159 - Budget Adjustments (Finance Dept.)
- 17 13. No. 2013-160 - Accounts Payable Staff Transition (Finance Dept.)
- 18-19 14. No. 2013-161 - MSHDA Community Development Block Grant Target Area Recommendations (Finance Dept.)
- 20 15. No. 2013-162 - Appointment to Tri City Area Joint Airport Zoning Board (MBS Airport)
- 21 16. No. 2013-163 - Revised Civic Arena Base Prime Ice Rate (Civic Arena)

B. PERSONNEL/HUMAN SERVICES (BRANDON KRAUSE, CHAIR; DONALD J. TILLEY, VICE CHAIR)

- 22 1. No. 2013-164 - Vacancies: Buildings and Grounds; Treasurer's Office; 911 Central Dispatch; Civic Arena

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

- 23 1. No. 2013-165 - Accounts Payable/BAYANET/Center Ridge Arms
- 24-29 2. No. 2013-166 - Reports of County Executive
- 30 3. No. 2013-167 - Michael Gray Memorial Trail (Pinconning Park) (Sponsored by Commissioner Brandon Krause)

IX REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

- A. County Executive

X UNFINISHED BUSINESS

XI NEW BUSINESS

XII MISCELLANEOUS

XIII ANNOUNCEMENTS

A. 2013 Appointments:

1. OCTOBER:

- a. Board of Canvassers Two 4 year terms expiring: Donald Chevalier (R) ; Janet Pierson (D) NOTE: Appointments made from lists provided by the major political parties.**
- b. Land Bank Authority - One Township Representative, 3 year term - William Tacey)**
- c. Department of Human Services Board of Directors (One 3 year term - Thomas Starkweather)**

2. NOVEMBER: Building Authority (Two 6 year terms - William Borch & Don Goulet)

3. DECEMBER: Division on Aging Advisory Committee (Four 2 year terms; districts 1, 3, 5 & 7)

XIV CLOSED SESSION (If requested)

XV RECESS/ADJOURNMENT



August 20, 2013

Mr. Ernie Krygier, Chairman
Bay County Board of Commissioners
515 Center Avenue
Bay City, MI 48708

RE: Application for Industrial Facilities Tax Exemption Certificate

Modern Machine Company, Bay City, Michigan, has submitted an application for an Industrial Facilities Tax Exemption Certificate located at 1111 S. Water Street and filed under State of Michigan Act 198, Plant Rehabilitation and Industrial Development District Law of 1974, as amended.

In accordance with Section 5(2) of the Act, you are hereby notified that the application was filed in the amount of \$414,936 for machinery, equipment, furniture and fixtures.

A response is requested by Friday, September 6, 2013. A public hearing on the application will be held by the City Commission at their September 9, 2013, meeting scheduled at 7:30 PM at Pere Marquette Depot.

Questions pertaining to the Act or the application may be directed to the City Assessor's Office, at 894-8123.

CITY OF BAY CITY

Dana L. Muscott, MMC, CPM
Acting City Manager

- 1 -

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of Public Act 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-2408.

To be completed by Clerk of Local Government Unit	
Signature of Clerk	Date received by Local Unit 8-1-13
STC Use Only	
Application Number	Date Received by STC

APPLICANT INFORMATION
All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility) Modern Machine Company		1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) 3545	
1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) 1111 S. Water St. Bay City MI 48708		1d. City/Township/Village (indicate which) Bay City	1e. County Bay
2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(4)) <input type="checkbox"/> Transfer (1 copy only) <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Rehabilitation (Sec. 3(1)) <input type="checkbox"/> Research and Development (Sec. 2(9))		3a. School District where facility is located Bay City	3b. School Code 09010
		4. Amount of years requested for exemption (1-12 Years) 12	

5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed

MACHINE SHOP - ACQUIRED NEW MILL & OTHER RELATED EQUIPMENT

6a. Cost of land and building improvements (excluding cost of land) * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.	Real Property Costs 414,936
6b. Cost of machinery, equipment, furniture and fixtures * Attach itemized listing with month, day and year of beginning of installation, plus total	Personal Property Costs 414,936
6c. Total Project Costs * Round Costs to Nearest Dollar	Total of Real & Personal Costs 414,936

7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.

Begin Date (M/D/Y)	End Date (M/D/Y)	
Real Property Improvements	Personal Property Improvements	<input type="checkbox"/> Owned <input type="checkbox"/> Leased <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased
_____	6-25-13	6-28-13

8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. Yes No

9. No. of existing jobs at this facility that will be retained as a result of this project	10. No. of new jobs at this facility expected to create within 2 years of completion 2 to 3
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11. Rehabilitation applications only. Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation.

a. TV of Real Property (excluding land) _____

b. TV of Personal Property (excluding inventory) _____

c. Total TV _____

12a. Check the type of District the facility is located in:

Industrial Development District Plant Rehabilitation District

12b. Date district was established by local government unit (contact local unit) 4-16-90	12c. Is this application for a speculative building (Sec 3(8))? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
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APPLICANT CERTIFICATION - complete all boxes.

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name <i>KARLA Oaks</i>	13b. Telephone Number <i>989-895-8563</i>	13c. Fax Number <i>989-895-9609</i>	13d. E-mail Address <i>Karla@modernmachines</i>
14a. Name of Contact Person <i>KARLA Oaks</i>	14b. Telephone Number <i>989-895-8563</i>	14c. Fax Number <i>989-895-9609</i>	14d. E-mail Address <i>Karla@modernmachines</i>
15a. Name of Company Officer (No Authorized Agents) <i>GARY EMEDE</i>			
15b. Signature of Company Officer (No Authorized Agents) <i>[Signature]</i>		15c. Fax Number <i>989-895-9609</i>	15d. Date <i>7-22-13</i>
15e. Mailing Address (Street, City, State, ZIP Code) <i>1111 S. Water St., Bay City MI 48708</i>		15f. Telephone Number <i>989-895-8563</i>	15g. E-mail Address <i>GARY@modernmachines</i>

LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

<p>16 Action taken by local government unit</p> <p><input type="checkbox"/> Abatement Approved for _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><input type="checkbox"/> Denied (Include Resolution Denying)</p>	<p>16b. The State Tax Commission Requires the following documents be filed for an administratively complete application:</p> <p>Check or Indicate N/A if Not Applicable</p> <p><input type="checkbox"/> 1. Original Application plus attachments, and one complete copy</p> <p><input type="checkbox"/> 2. Resolution establishing district</p> <p><input type="checkbox"/> 3. Resolution approving/denying application.</p> <p><input type="checkbox"/> 4. Letter of Agreement (Signed by local unit and applicant)</p> <p><input type="checkbox"/> 5. Affidavit of Fees (Signed by local unit and applicant)</p> <p><input type="checkbox"/> 6. Building Permit for real improvements if project has already begun</p> <p><input type="checkbox"/> 7. Equipment List with dates of beginning of installation</p> <p><input type="checkbox"/> 8. Form 3222 (if applicable)</p> <p><input type="checkbox"/> 9. Speculative building resolution and affidavits (if applicable)</p>
16a. Documents Required to be on file with the Local Unit Check or Indicate N/A if Not Applicable	
<p><input type="checkbox"/> 1. Notice to the public prior to hearing establishing a district.</p> <p><input type="checkbox"/> 2. Notice to taxing authorities of opportunity for a hearing.</p> <p><input type="checkbox"/> 3. List of taxing authorities notified for district and application action.</p> <p><input type="checkbox"/> 4. Lease Agreement showing applicants tax liability.</p>	
16c. LUCI Code	16d. School Code
17 Name of Local Government Body	18 Date of Resolution Approving/Denying this Application

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
19d. Clerk's Mailing Address (Street, City, State, ZIP Code)		
19e. Telephone Number	19f. Fax Number	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original and one copy of the completed application and all required attachments to:
 State Tax Commission
 Michigan Department of Treasury
 P.O. Box 30471
 Lansing, MI 48909-7971

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
1 LUCI Code	2 Begin Date Real	3 Begin Date Personal	4 End Date Real	5 End Date Personal

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)
 WHEREAS, As the result of an increase in petitions requesting children be removed from their families, the cost of the children under the care of the court has been increasing significantly; and
 WHEREAS, In cases where placement is with a foster home or residential facility, if the child is not Title IVE eligible, then the cost of care for that child is covered by the state and county; and
 WHEREAS, In addition to the general escalation of costs is the fact that many cases that once were monitored by the Department of Human Services foster care workers are now being monitored by outside agencies and the county is required to pay \$37/day. That cost is for each child that is being monitored in addition to the cost of care that is forwarded to the foster parents; and
 WHEREAS, Another factor that has added to the overall cost is the type of children who are being removed from their parents' home, i.e. mentally and emotionally challenged and requiring specialized services costing hundreds and even thousands of dollars; and
 WHEREAS, The previous two months have cost the county over \$50,000 for the various placements and the budget will be out of money in September; and
 WHEREAS, An appropriation of \$112,500 is requested to cover the anticipated costs for the balance of 2013; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners appropriates \$112,500 to the 2013 budget for child placement (292662.00), monies to come from General Fund Fund Balance.

KIM COONAN, CHAIR
 AND COMMITTEE

Probate Ct - \$225,000 Child Placement Appropriation

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

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BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)
WHEREAS, The Bay County Register of Deeds is again leading a team of Bay County employees to raise money and walk in the Making Strides Against Breast Cancer Walk on October 26, 2013; and
WHEREAS, Additionally fund raising efforts will be undertaken in the form of a bake sale and by soliciting donations from Bay County employees; and
WHEREAS, 100% of the donations received will be contributed to the American Cancer Society on October 26, 2013; and
WHEREAS, Committee approval for the fund raising efforts are required pursuant to the Bay County Fund Raising Activities Policy; Therefore, Be It
RESOLVED That the Bay County Board of Commissioners approves the fund raising efforts of the Bay County Register of Deeds in support of Making Strides Against Breast Cancer Walk and bake sale with all proceeds to be contributed to the American Cancer Society.

KIM COONAN, CHAIR
AND COMMITTEE

Reg of Deeds - Breast Cancer Fund Raiser

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

Table with 12 columns: COMMISSIONER, Y, N, E, COMMISSIONER, Y, N, E, COMMISSIONER, Y, N, E. Rows include Brandon Krause, Ernie Krygier, Vaughn J. Begick, Kim J. Coonan, Thomas M. Herek, and Donald J. Tilley.

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (9/3/13)
- WHEREAS, The Bay County Sheriff Department 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 additional support equipment; and
- WHEREAS, Grant funding in the projected amount of \$139,407 is available for FY 2013-2014 and the Bay County Sheriff again wishes to make application for P.A. 416 funding; 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 2013 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 2013-2014 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 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 Finally
- RESOLVED That related budget adjustments, if required, are approved.

KIM COONAN, CHAIR
AND COMMITTEE

Sheriff Dept - PA 416 Grant - 2014

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

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BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (9/3/13)
- WHEREAS, The Bay County Prosecutor’s Office has received notice that the VOCA grant for the fiscal year 10/1/13 to 9/30/14 has been reduced by the amount of \$6,622; and
- WHEREAS, The fiscal year grant totaling \$76,636 is an 80/20 grant with the federal grant funding being \$61,309 and the County’s match being \$15,327; and
- WHEREAS, This grant funding covers part of a Victim’s Advocate’s wages directly related to crime victim’s services which are provided to domestic violence and child sexual abuse victims;
- RESOLVED That the Chairman of the Board is authorized to execute and submit electronically (if required) 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 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; Be It Finally
- RESOLVED That related budget adjustments, if required, are approved.

KIM COONAN, CHAIR
AND COMMITTEE

Prosecutor - VOCA 2013-2014 Grant Reduction

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)
 WHEREAS, The 2013-2014 Comprehensive Planning, Budgeting and Contracting (CPBC) Agreement between Bay County and the Michigan Department of Community Health sets forth a joint and cooperative Contractor/Department relationship and basis for facilitating the delivery of public health services to the citizens of Bay County; and
 WHEREAS, Public health services to be delivered under this agreement include Local Public Health Operations (LPHO) and Categorical Programs as specified in the Agreement; and
 WHEREAS, In accordance with the Funding/Reimbursement Matrix, the total proposed State budget and amount committed for this period for the program elements covered by this Agreement is \$1,107,654, pending enactment of the FY 13/14 MDCH Appropriation Bill; and
 WHEREAS, Any subsequent allocation changes will be made in Amendment # 1; Therefore, Be It
 RESOLVED By the Bay County Board of Commissioners that the Agreement between Bay County and the Michigan Department of Community Health for the delivery of public health services under the Comprehensive Planning, Budgeting and Contract (CPBC) Process for the period October 1, 2013 through September 30, 2014 is hereby approved and the Chairman of the Board authorized to execute said Agreement and related documents, following legal review/approval; 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 Finally
 RESOLVED That related budget adjustments, if required, are approved.

KIM COONAN, CHAIR
 AND COMMITTEE

Health Dept - 2013-2014 CPBC Agt.
 MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

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

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)
 WHEREAS, The approved 2013 Environmental Health budget included \$4,000 for the acquisition of 4 GPS trackers to be installed in county vehicles operated by Sanitarians while engaged in field work; and
 WHEREAS, Improvements in GPS technology have increased to the extent that GPS tracking can be done at minimal or no expense by way of deployment through smartphones which are currently utilized by Environmental Health Sanitarians; and
 WHEREAS, While preparing for the 2014 budget, it was determined that four laptops currently in use in Environmental Health will require replacement; and
 WHEREAS, In accordance with Section 10-E of the current Bay County Budget Act, the Health Department is requesting permission to modify the capital request for the purchase of said laptops; and
 WHEREAS, Funding exists to cover the purchase of the laptops and making this purchase now will decrease the amount of capital requests for 2014; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners authorizes the purchase of four (4) laptops for the Environmental Health division of the Bay County Health Department; Be It Further
 RESOLVED That related required budget adjustments are approved.

KIM COONAN, CHAIR
 AND COMMITTEE

Health - Laptops for Env Hlth

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

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BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)

WHEREAS, A 2000 truck presently utilized by the Animal Control Department has over 209,000 miles requiring frequent repair, and the Animal Transport Box (also 2000) is in poor condition due to oxidization of aluminum makeup and locking mechanisms; and

WHEREAS, Approximately \$31,000 is required to replace the truck and box and funds do not exist in the Animal Control budget; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners appropriates \$31,000 for the purchase of a truck and transport box for the Animal Control Department, monies to come from Fund Balance; Be It Further

RESOLVED That related required budget adjustments are approved.

KIM COONAN, CHAIR
AND COMMITTEE

Animal Control - Appropriation for Truck and Transport Box

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)

RESOLVED By the Bay County Board of Commissioners that authorization is granted for the Board Chairman and County Clerk to sign the attached 2013 Tax Rate Request form (L-4029) on behalf of Bay County.

KIM COONAN, CHAIR
AND COMMITTEE

Equalization - L-4029

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

2013 Tax Rate Request (This form must be completed and submitted on or before September 30, 2013)
MILLAGE REQUEST REPORT TO COUNTY BOARD OF COMMISSIONERS

This form is issued under authority of MCL Sections 211.24e, 211.34 and 211.34d. Filing is mandatory; Penalty applies.
County(ies) Where the Local Government Unit Levies Taxes

Carefully read the instructions on page 2.

2013 Taxable Value of ALL Properties in the Unit as of 5-28-13 **2,870,408,411**

Local Government Unit Requesting Millage Levy **Bay**

For LOCAL School District: 2013 Taxable Value excluding Principal Residence, Qualified Agricultural, Qualified Forest, Industrial Personal and Commercial Personal Properties.

This form must be completed for each unit of government for which a property tax is levied. Penalty for non-filing is provided under MCL Sec 211.119. The following tax rates have been authorized for levy on the 2013 tax roll.

(1) Source	(2) Purpose of Millage	(3) Date of Election	(4) Original Millage Authorized by Election Charter, etc.	(5)** 2012 Millage Rate Permanently Reduced by MCL 211.34d "Headlee"	(6) 2013 Current Year "Headlee" Millage Reduction Fraction	(7) 2013 Millage Rate Permanently Reduced by MCL 211.34d "Headlee"	(8) Sec. 211.34 Truth in Assessing or Equalization Millage Rollback Fraction	(9) Maximum Allowable Millage Levy *	(10) Millage Requested to be Levied July 1	(11) Millage Requested to be Levied Dec. 1	(12) Expiration Date of Millage Authorized
Fixed	Operation	08-1986	6.0000	5.7257	1.0000	5.7257	1.0000	5.7257	5.7257		Frozen
Extra Voted	Library	11-2010	1.0000	1.0000	1.0000	1.0000	1.0000	1.0000	1.0000	1.0000	12-2013
Extra Voted	Library	08-2000	1.0000	0.9953	1.0000	0.9953	1.0000	0.9953	0.9953	0.9953	12-2019
Extra Voted	S Citizen	08-2010	0.5000	0.5000	1.0000	0.5000	1.0000	0.5000	0.5000	0.5000	12-2015
Extra Voted	S Citizen	11-2012	0.3000	0.3000	1.0000	0.3000	1.0000	0.3000	0.3000	0.3000	12-2016
Extra Voted	911	08-2010	0.7000	0.7000	1.0000	0.7000	1.0000	0.7000	0.7000	0.7000	12-2015
Extra Voted	Historical Medical	08-1998	0.1000	0.0952	1.0000	0.0952	1.0000	0.0952	0.0952	0.0952	12-2013
Extra Voted	Care	11-2012	0.7500	0.7500	1.0000	0.7500	1.0000	0.7500	0.7500	0.7500	12-2016
Act 214	Veterans		0.1000	0.1000	1.0000	0.1000	1.0000	0.1000	0.1000	0.1000	12-2013
Extra Voted	Gypsy Moth	08-2012	0.1000	0.1000	1.0000	0.1000	1.0000	0.1000	0.1000	0.1000	12-2015
Extra Voted	Mosquito Control	08-2008	0.4500	0.4500	1.0000	0.4500	1.0000	0.4500	0.4500	0.4500	12-2015

Prepared by **Richard Gruber** Telephone Number **989-895-4075** Title of Preparer **Equalization Director** Date **08/26/2013**

CERTIFICATION: As the representative for the local government unit named above, we certify that these requested tax levy rates have been reduced, if necessary to comply with the state constitution (Article 9, Section 31), and that the requested levy rates have also been reduced, if necessary, to comply with MCL Sections 211.24e, 211.34 and, for LOCAL school districts which levy a Supplemental (Hold Harmless) Millage, 380.1211(3).

Clerk
 Secretary
 Chairperson
 President

Signature: **Cynthia A. Luczak** Date: _____
Signature: **Ernie Krygier** Date: _____

* Under Truth in Taxation, MCL Section 211.24e, the governing body may decide to levy a rate which will not exceed the maximum authorized rate allowed in column 9. The requirements of MCL 211.24e must be met prior to levying an operating levy which is larger than the base tax rate but not larger than the rate in column 9.

** IMPORTANT: See instructions on page 2 regarding where to find the millage rate used in column (5).

Local School District Use Only: Complete if requesting millage to be levied. See STC Bulletin 2 of 2013 for instructions on completing this section.

Total School District Operating Rates to be Levied (HH/Supp and NH Oper ONLY)	Rate
For Principal Residence, Qualified Ag, Qualified Forest and Industrial Personal	
For Commercial Personal	
For All Other	

12

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)

WHEREAS, As the result of a recent incident at the Bay County Community Center and follow-up investigation, there is a concern about the safety of the employees and the public at that facility; and

WHEREAS, Following a meeting with key employees, it has been determined that security updates/enhancements are required and the total cost for which is \$19,100 which includes labor and materials; and

WHEREAS, Funds do not exist in the Buildings and Grounds budget to cover these required security updates and enhancements for the Community Center and County Building; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners appropriates the sum of \$19,100 from Fund Balance for security updates at the Community Center and County Building to include additional lighting, motion sensors, additional cameras, electrical latches, monitoring, panic devices, and a large TV monitor for camera system at Community Center; Be It Further

RESOLVED That related required budget adjustments are approved.

KIM COONAN, CHAIR
AND COMMITTEE

Bldgs & Grnds - Security Updates - County Bldg & Community Center

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)

WHEREAS, In December 2012 a Payroll Clerk vacancy was filled in the Finance Department, however, the individual filling the vacancy opted not to stay and the position was ultimately filled in February 2013; and

WHEREAS, Due to the complexity and cyclical nature of the payroll position, training and overtime is necessary and the Personnel Director is requesting restoration of overtime to the original 2012 budget of \$15,000 (the 2013 overtime budget is \$7,000); and

WHEREAS, The Personnel Director is also requesting an increase in temporary help to replenish the 2012 & 2013 training dollars of \$3,600 provided; and

WHEREAS, There will be an additional cost to Bay County of \$13,451 which includes fringe benefits, however, funds do not exist in the payroll budget; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners appropriates \$13,451 from Fund Balance to cover the increase in overtime and temporary help for the balance of 2013; Be It Finally

RESOLVED That related required budget adjustments are approved.

KIM COONAN, CHAIR
AND COMMITTEE

Personnel Director - Appropriation for Payroll Staff Transition

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)

WHEREAS, On May 21, 2013, via resolution no. 2013-93, the Bay County Board of Commissioners authorized filling an Assistant Prosecutor vacancy which resulted from a retirement; and

WHEREAS, Applications were received and interviews conducted with the candidate chosen being an Assistant Prosecutor in Saginaw County with over 27 years of experience; and

WHEREAS, The Bay County Prosecutor is requesting a waiver of the County's step process in the PN10 pay scale to allow this candidate to hire in at the 1 year step of the PN10 level instead of the entry level; and

WHEREAS, In 2006, the Board of Commissioners waived the step process and an Assistant Prosecutor, with prior experience, was also hired in at the PN10 1 year rate; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners waives the County's Personnel Policy to allow the newly hired Assistant Prosecutor to be compensated at the PN10 1 year step (\$30.75/hr.) effective with the date said Assistant Prosecutor begins employment.

BRANDON KRAUSE, CHAIR
AND COMMITTEE

Prosecutor - Waiver of Pay Scale - Assistant Prosecutor

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE 09/03/2013

RESOLVED: By this Board of Commissioners of Bay County, Michigan, that the following Budget Adjustments are hereby approved on 09/10/2013 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
2013-09-002	SOLDIERS' RELIEF FUND VETERANS COUNSELOR SERVICES SOLDIERS AND SAILORS RELIEF Total SOLDIERS' RELIEF FUND		\$1,270	
	INCREASE SOLDIERS AND SAILORS VETERANS COUNSELOR SERVICES 2013 BUDGET.			
2013-09-003	GENERAL FUND BOARD OF COMMISSIONERS SECONDARY ROAD PATROL Total GENERAL FUND		\$71,675	
	TO BUDGET FOR THREE SHERIFF DEPARTMENT VEHICLES WHICH WILL BE PURCHASED UNDER STATE CONTRACT.			

Kim Coonan, Chairman W. & M. and Committee

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

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BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)
 WHEREAS, There is a pending Account Clerk IV retirement in the Finance Department and Board authorization has been granted to fill this upcoming vacancy; and
 WHEREAS, Filling high-level administrative support positions that require a wide range of complex skills, knowledge and are deadline driven, require that the new hiree train side-by-side with the experienced employee for the smoothest transition; and
 WHEREAS, Between October and December, the new hiree will learn several critical and complex financial procedures, i.e. year-end grant closing, next year budget processing, year-end closing for Purchasing and Accounts Payable, in addition to learning the weekly check run process, county policies and the day-to-day procedures associated with accounts payable; and
 WHEREAS, Currently \$2,000 exists in the 2013 Budget Department budget for training but, based on the Payroll Department's experience filling a full time employee's position, this amount will not adequately cover the dual training required; and
 WHEREAS, \$12,615 to cover wages and fringe benefits (\$9,615) plus overtime (\$3,000) is required; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners hereby appropriates \$12,615 from Fund Balance to the Budget Department budget to cover wages, overtime, and fringe benefits is approved; Be It Finally
 RESOLVED That related required budget adjustments are approved.

KIM COONAN, CHAIR
 AND COMMITTEE

Finance - Funding for Accounts Payable Staff Transition

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

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

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (9/3/13)
- WHEREAS, In September 2011, the Michigan State Housing and Development Authority (MSHDA) added a special condition to the County Allocation Program requiring counties to target 50% of the Program to "forward the goal of placemaking"; and
- WHEREAS, MSHDA then contracted Kuntzsch Business Services, Inc. (KBS) to provide assistance to counties attempting to meet this special condition and county staff and KBS are providing recommendations to the Bay County Board of Commissioners to meet this condition; and
- WHEREAS, MSHDA, with input from KBS, has created a three step process for targeting the County Allocation Program, the first two steps required in order for counties to receive the second 50% of the County Allocation grant and the third step is optional; and
- WHEREAS, The first step of targeting the County Allocation Program is selection of Target Communities (these are the areas within Bay County that are the highest priority for Community and Economic Development) and it is recommended that the Cities of Essexville and Pinconning and the Charter Township of Bangor be included; and
- WHEREAS, Step 2 - In order to receive 50% of the current County Allocation Grant, MSHDA requires counties to select no more than three of their Target Communities as County Allocation Communities for the current grant cycle. The communities selected in this step may change with each grant (every two years) and County Allocation Communities must meet specific requirements developed by MSHDA; and
- WHEREAS, Based on the criteria evaluation, it is recommended that Bay County select the Cities of Essexville and Pinconning and the Charter Township of Bangor as County Allocation Communities for the 2013-2015 grant cycle and this will require Bay County to spend 50% of its County Allocation Grant within the boundaries of these areas; and
- WHEREAS, The third and final step for targeting the County Allocation Program is optional and if Bay County chooses to identify Placemaking Area (downtowns, neighborhoods or some combination), within one or more target areas, it may have the ability to spend County Allocation funds on activities other than homeowner rehabilitation in these areas and it is recommended that County staff and KBS will revisit this third and final step when Bay County Economic Development completes their current survey on the topic in September of this year; Therefore, Be It

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

RESOLVED That the Bay County Board of Commissioners concurs with the recommendations of County staff and Kuntzsch Business Services, Inc. regarding the MSHDA 2013-2015 County Allocation Grant i.e. (1) that the Cities of Essexville and Pinconning and the Charter Township of Bangor be included as Target Communities in the County Allocation Plan; (2) that the Cities of Essexville and Pinconning and the Charter Township of Bangor are selected as County Allocation Communities for the 2013-2015 grant cycle; and (3) that County staff and KBS will revisit this third and final step when Bay County Economic Development completes their current survey on the topic in September of this year.

KIM COONAN, CHAIR
AND COMMITTEE

MSHDA - 2013-2015 County Allocation Grant

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)

WHEREAS, Bay, Midland and Saginaw Counties each have three seats on the Tri City Area Joint Airport Zoning Board and currently representing Bay County are Richard Byrne and Patrick Beson; and

WHEREAS, It is necessary to appoint a third representative who must reside in Bay County but live south of Linwood Road; and

WHEREAS, This Board does not meet on a regular basis and no per diem is paid to the representatives; and

WHEREAS, Pursuant to the Michigan Aeronautics, the Board of Commissioners must approve the appointments; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners that Ernie Krygier is hereby appointed to the Tri City Area Joint Airport Zoning Board for a term of six (6) years or until a successor is named.

KIM COONAN, CHAIR
AND COMMITTEE

MBS - Tri City Area Joint Airport Zoning Board

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/3/13)

RESOLVED By the Bay County Board of Commissioners that the Civic Arena Base Prime Ice (hourly reserved rates) for 2013 shall be:

	2012	2013
BASE PRIME ICE (hourly rates reserved):	226.00	230.00
Annual Hours Reserved: over 100	219.00	220.00
U8	38.50	40.00

Plus \$50 per child over 15 children
per 20 sessions

KIM COONAN, CHAIR
AND COMMITTEE

Civic Arena - Prime Ice Rates 2013

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (8/20/13)

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. Buildings and Grounds - Maintenance IV (ft; \$15.35/hr. entry)
- b. Treasurer's Office - Account Clerk II (ft; \$12.71/hr. entry)
- c. 911 Central Dispatch
 - 1. Dispatch Supervisor I (ft; \$14.27/hr. entry)
 - 2. Dispatch Supervisor II (ft; \$13.69/hr. entry)
- d. Civic Arena - Concessions and Zamboni Drivers (up to 3 part time positions; \$7.40/hr.)

RESOLVED That budget adjustments, if required, are approved.

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.

BRANDON KRAUSE, CHAIR
AND COMMITTEE

Vacancies - September

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (9/10/13)

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

Accounts Payable:

08/14/13 \$ 835,670.98
 08/21/13 \$ 325,772.90
 08/28/13 \$1,370,568.94

BAYANET:

7/1/13 - 7/31/13

Payroll \$ 12,374.22
 Payables \$ 18,999.09

Center Ridge Arms-Payables:

8/15/13 \$ 23,864.24
 8/30/13 \$ 8,139.32

**ERNIE KRYGIER, CHAIR
 AND BOARD**

Payables-August

MOVED BY COMM. _____

SUPPORTED BY COMM.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

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

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

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BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (9/10/13)

RESOLVED By the Bay County Board of Commissioners that the reports of the County Executive, listed below and attached, are received:

Employment Status Report: August 2013

Workers' Compensation Report: July 2013

Unemployment Report - Second Quarter 2013

ERNIE KRYGIER, CHAIR
AND BOARD

County Executive - Status Reports

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

**CHANGES IN EMPLOYMENT STATUS
August, 2013**

<u>EMPLOYEE NAME</u>	<u>DEPARTMENT</u>	<u>DATE</u>
<u>NEW HIRES:</u>		
Abbie Schlager Family Evaluator	Friend of the Court	8/05/2013
<u>NEW HIRES</u> (Temporary/On-call Status):		
Kathryn Middleton Tmp. C.F.O.	Sheriff Department	8/21/2013
Matthew Reszke Temp. C.F.O.	Sheriff Department	8/07/2013
<u>TRANSFER:</u>		
Robert Hauk TO: FT CFO FROM: Temp CFO	Sheriff Department Sheriff Department	8/28/2013
<u>SEPARATIONS:</u>		
Shirley Joynt Account Clerk II	Treasurer's Office	8/09/2013
<u>SEPARATIONS:</u> (Temporary/Seasonal)		
<u>Summer Recreation Program:</u>		
Amy Fetter	Program Supervisor	8/23/2013
Heather Bauer	Program Supervisor	8/23/2013
Julia Raynak	Program Assistant	8/08/2013
Drew Harding	Program Assistant	8/08/2013
Sarah Irish	Program Assistant	8/08/2013
Ashton Tacey	Program Assistant	8/08/2013
Summer Sharrard	Program Assistant	8/08/2013

Jeffrey Martin	Program Assistant	8/08/2013
Molly Braun	Program Assistant	8/08/2013
Jodi Fry	Program Assistant	8/08/2013
Katie Neering	Program Assistant	8/08/2013
Brooke Rosebrock	Program Assistant	8/08/2013
Caitlyn Keuvelaar	Program Assistant	8/08/2013
Taylor Scholz	Program Assistant	8/08/2013
Sean Reilly	Program Assistant	8/08/2013

Pool:

Noah Delano	Lifeguard	8/23/2013
Russell Bauer	Lifeguard	8/23/2013
Madison Behmlander	Lifeguard	8/23/2013
Kelsey Dukaj	Lifeguard	8/23/2013
Alexis Jackson	Cashier	8/23/2013
Angela Raynak	Cashier/Fill-in Prog. Asst.	8/23/2013
Brandon Russell	Lifeguard	8/23/2013
Tyler Russell	Asst. Pool Supervisor	8/23/2013
Rachel VanWormer	Lifeguard	8/23/2013
Nicholas Murphy	Lifeguard	8/23/2013
Lindsey Martin	Lifeguard	8/23/2013
Garrett Mason	Lifeguard	8/23/2013
Nicholas Murphy	Lifeguard	8/23/2013
Hannah Myers	Lifeguard	8/23/2013
Ann Starling	Lifeguard	8/23/2013
Rachel VanWormer	Lifeguard	8/23/2013

Mosquito Control:

Ruth Russell	Seasonal Control Technician	8/14/2013
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Kyle Roberts	Seasonal Control Technician	8/02/2013
Emily Bladecki	Seasonal Control Technician	8/15/2013
Alexander Rinness	Seasonal Control Technician	8/15/2013
Shaun Ruff	Seasonal Control Technician	8/15/2013
Austin Gatza	Seasonal Control Technician	8/20/2013
Eric Klass	Seasonal Control Technician	8/20/2013
Colleen Milster	Seasonal Control Technician	8/21/2013
Mallory McFarland	Seasonal Control Technician	8/21/2013
Erin Kelly	Seasonal Control Technician	8/23/2013
Cullen Kwapiszewski	Seasonal Control Technician	8/16/2013
Michael Samborn	Seasonal Control Technician	8/29/2013

RETIREMENT:

Scott Gordon		8/31/2013
Asst. Pros. Attorney	Prosecutor's Office	
Allan Pelletier		8/07/2013
Dispatcher	Central Dispatch	

Personnel Department
September 4, 2013

WORKERS' COMPENSATION REPORT
July, 2013

EMPLOYEE NAME	DEPARTMENT	DATE OF INJURY	REASON FOR PAYMENT
Wendi Booth	Sheriff Department	05/14/2013	Medical only
Cherrie Colmus-Harper	Sheriff Department	03/27/2013	Medical only
Brent Daniels	Sheriff Department	04/04/2013	Medical only
Dan Gilliman	Sheriff Department	05/01/2013	Medical only
Anthony Micho	Sheriff Department	06/29/2013	Indemnity & Medical
Danielle Sizick	District Court	02/14/2013	Indemnity & Medical

Note: Employees appear on this report if there has been a payment during the month from the self-insurance fund for a work related injury. A name appearing on this report does not necessarily mean the employee is off work. Oftentimes, medical bills are received a month or two after the date of injury.

Submitted by: Danean Wright/Bay County Finance Dept.
Dated: August 8, 2013

UNEMPLOYMENT REPORT
2nd QUARTER, 2013
Total: \$12,888.19

Name	Department
Patrick Ouellette	Civic Arena
Andrew Trepkowski	Civic Arena
Deanna Grosart	District Court
Barry Hugo	Environmental Health
Michael Finan	Golf Course
Richard Rapin	Golf Course
Wesley Riddle	Golf Course
Adam Shaffer	Mosquito Control
Ruth Russell	Mosquito Control
Patti Byce	Sheriff Department

Submitted by: Tiffany Jerry/Bay County Finance Dept.
Date: August, 2013

BAY COUNTY BOARD OF COMMISSIONERS

9/10/13

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS

WHEREAS, Over the years, Bay County has enjoyed the leadership of many individuals who were visionaries with a love of community and a commitment to the growth and prosperity of all of Bay County; and

WHEREAS, One of these leaders was MICHAEL K. GRAY, Assistant Bay County Executive for Recreation and Administrative Services, who served in that capacity since 1993; and

WHEREAS, From 1980 to 1984 Michael K. Gray served as a Trustee for the Charter Township of Williams and as its Clerk from 1984 to 1993 and was instrumental in the first phases of construction of the Williams Township Park and for bringing the Auburn Branch Library to the City of Auburn; and

WHEREAS, A project near and dear to Michael Gray's heart was the continuing development of Pinconning Park, a park considered a prime vacation destination for campers and visitors to Bay County; and

WHEREAS, Michael K. Gray was a leader and visible force in our community, serving on numerous boards and commissions, who earned the respect and admiration of all who worked with him; and

WHEREAS, Given his role in the Bay County government, it is fitting that a trail at Pinconning Park be named after Michael K. Gray; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners and Bay County Executive do hereby recognize the efforts and contributions made to Bay County by Michael K. Gray and hereby designate a trail at Pinconning Park as the Michael K. Gray Memorial Trail.

ERNIE KRYGIER, CHAIR
AND BOARD

Sponsored by Brandon Krause, 1st District Commissioner

Michael Gray Memorial Trail - Pinconning Park

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
BRANDON KRAUSE				KIM J. COONAN				MICHAEL E. LUTZ			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				DONALD J. TILLEY							

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

BAY COUNTY BOARD OF COMMISSIONERS

JULY 30, 2013

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A SPECIAL SESSION ON TUESDAY, JULY 30, 2013, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN ERNIE KRYGIER AT 4:10 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS VAUGHN BEGICK, KIM COONAN, DONALD J. TILLEY, MICHAEL LUTZ AND CHAIRMAN ERNIE KRYGIER

EXCUSED: COMMISSIONERS BRANDON KRAUSE AND THOMAS HEREK

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
SHEILA E. SHAW, SECRETARY TO THE COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: THOMAS L. HICKNER, COUNTY EXECUTIVE
MARTHA P. FITZHUGH, CORPORATION COUNSEL
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
CRYSTAL HEBERT, ASSISTANT FINANCE OFFICER
JODY BISSONETTE, BAY COUNTY RESIDENT
CHRISTOPHER PINTER, BABHA CHIEF EXECUTIVE OFFICER
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

CHAIRMAN KRYGIER ASKED FOR A MOMENT OF SILENCE AFTER THE INVOCATION FOR MICHAEL K. GRAY, DIRECTOR OF ADMINISTRATIVE SERVICES, WHO PASSED AWAY.

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

CITIZEN INPUT

CHAIRMAN KRYGIER OFFERED TO ACCEPT COMMENTS OF CITIZENS WISHING TO ADDRESS THE BOARD WITH THEIR CONCERNS.

J. BISSONETTE: JODY BISSONETTE, BAY COUNTY RESIDENT, VOICED HIS CONCERN REGARDING THE ANIMAL CONTROL ORDINANCE NOT BEING ENFORCED. MARTHA FITZHUGH, CORPORATE COUNSEL STATED SHE WAS AWARE OF HIS CONCERN. CHAIRMAN KRYGIER SAID HE WOULD TALK TO MS. FITZHUGH AND GET BACK WITH MR. BISSONETTE ON THIS ISSUE.

ITEMS FOR CONSIDERATION

RES. 2013-129: COMM. COONAN MOVED TO ADOPT RES. 2013-129 URGING THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH TO ENSURE THAT THE PER ENROLLEE MEDICAID FUNDING FOR THE REGION 5 MEDICAID PREPAID INPATIENT HEALTH PLAN (PIHP), OF WHICH BAY-ARENAC BEHAVIORAL HEALTH AUTHORITY (BABHA) IS A PART, IS INCREASED TO THAT OF THE BETTER FUNDED REGIONAL PIHPS IN THE STATE, THUS IMPROVING ACCESS TO MENTAL HEALTH SERVICES AVAILABLE TO THE RESIDENTS OF BAY COUNTY. IT WAS SUPPORTED BY COMM. LUTZ FOR DISCUSSION.

C. PINTER: CHRISTOPHER PINTER, BAY ARENAC BEHAVIORAL HEALTH CHIEF EXECUTIVE OFFICER, DISTRIBUTED A HAND-OUT TO THE BOARD OF COMMISSIONERS AND ADMINISTRATION. MR. PINTER SAID THE BAY ARENAC BEHAVIORAL HEALTH AUTHORITY (BABHA) WAS CREATED IN 2001 AND HAS SERVED OVER 5,000 IN 2012. BABHA HAS BEEN ASSIGNED A NEW REGION FOR 2014 SERVING A 21 COUNTY REGION. REGION 5 WILL INCLUDE A NEW PREPAID INPATIENT HEALTH PLAN (PIHP) CONSISTING OF OVER 370,000 MEDICAID ENROLLEES, WHICH IS LARGER THAN THE MEDICAID ENROLLMENT IN 17 STATES. REGION 5 HAS SOME OF THE MOST POORLY FUNDED COMMUNITY MENTAL HEALTH PROGRAMS (CMH) IN THE STATE. AS A RESULT, BABHA STANDS TO LOSE NEARLY 30% OF ITS MEDICAID FUNDING BASE IN 2014. A POTENTIAL LOSS OF OVER \$12 MILLION IN BAY AND ARENAC COUNTIES THAT WILL DEVASTATE SERVICES TO THE COMMUNITY. THEREFORE, THE BABHA IS REQUESTING BAY COUNTY CONSIDERS STATE ACTION TO RESOLVE THIS ISSUE AND PROTECT SERVICES TO RESIDENTS IN BAY COUNTY.

COMM. BEGICK SAID THE MICHIGAN ASSOCIATION OF COUNTIES (MAC) HAS BEEN WORKING ON THIS ISSUE FOR A WHILE AND THERE IS A DEFINITE NEED TO SUPPORT THIS RESOLUTION.

IT WAS PASSED BY A VOICE VOTE OF: 5 YEAS, 0 NAYS, 2 EXCUSED-KRAUSE AND HEREK.

RES. 2013-130: COMM. TILLEY MOVED TO ADOPT RES. 2013-129 CONCURRING WITH THE COUNTY EXECUTIVE'S APPOINTMENT OF JOEL STRASZ AS THE BAY COUNTY HEALTH DIRECTOR, PURSUANT TO P.A. 139 OF 1973. IT WAS SUPPORTED BY COMM. LUTZ AND CARRIED BY A VOICE VOTE OF: 5 YEAS, 0 NAYS, 2 EXCUSED-KRAUSE AND HEREK.

CHAIRMAN KRYGIER CONGRATULATED JOEL STRASZ ON HIS APPOINTMENT AS THE BAY COUNTY HEALTH DIRECTOR AND SAID HE WAS LOOKING FORWARD TO WORKING WITH HIM IN THE FUTURE.

CHAIRMAN KRYGIER ASKED THE COUNTY CLERK, CYNTHIA LUCZAK, TO READ RES. 2013-131.

RES. 2013-131: COMM. TILLEY MOVED TO RESTORE THE PER DIEM LINE ITEM AS OF 7/9/13 TO THE BOARD OF CANVASSERS 2013 BUDGET WITH \$3,100.00 APPROPRIATED TO COVER SCANNING AND RECORD RETENTION OF ELECTIONS/MINUTES BY A TEMPORARY EMPLOYEE THROUGH 8/30/13 WITH THE REMAINING BALANCE TO COVER PER DIEM EXPENSES IN ACCORDANCE WITH MICHIGAN ELECTION LAW AT THE RATE \$100.00 PER DAY. IT WAS SUPPORTED BY COMM. BEGICK FOR DISCUSSION.

MATT LANCE, BOARD OF CANVASSERS CHAIRMAN, ANSWERED THE COMMISSIONERS QUESTIONS REGARDING THE MONIES APPROPRIATED (\$3,100.00) AND THE PER DAY PAY OF \$100.00. ULTIMATELY, RES. 2013-131 WAS ADOPTED BY A VOICE VOTE OF: 5 YEAS, 0 NAYS, 2 EXCUSED-KRAUSE AND HEREK.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

COMM. TILLEY SAID THE BAY COUNTY FAIR IS SCHEDULED FOR AUGUST 6-10, 2013 AT THE BAY COUNTY FAIR GROUNDS.

CLOSED SESSION

MOTION 74: COMM. COONAN MOVED TO GO INTO CLOSED SESSION PURSUANT TO MCLA 15.268, SEC. 8 (c): FOR STRATEGY AND NEGOTIATION SESSIONS CONNECTED WITH THE NEGOTIATION OF A COLLECTIVE BARGAINING AGREEMENT WHEN EITHER NEGOTIATING PARTY REQUESTS A CLOSED HEARING.

ALSO, 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. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A ROLL CALL VOTE OF:

5 YEAS-BEGICK, COONAN, TILLEY, LUTZ, KRYGIER
0 NAYS
2 EXCUSED-KRAUSE AND HEREK

MOTION 75: COMM. LUTZ MOVED TO GO BACK TO REGULAR SESSION FOLLOWING CLOSED SESSION DISCUSSIONS REGARDING LABOR NEGOTIATIONS AND PENDING LITIGATION MATTERS. IT WAS SUPPORTED BY COMM. COONAN AND CARRIED BY A VOICE VOTE OF: 5 YEAS, 0 NAYS, 2 EXCUSED-KRAUSE AND HEREK.

MOTION 76: COMM. TILLEY MOVED TO AUTHORIZE THE ATTORNEY TO ACT IN THE MANNER DISCUSSED IN CLOSED SESSION, PER CORPORATE COUNSEL, MARTHA FITZHUGH. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE OF: 5 YEAS, 0 NAYS, 2 EXCUSED-KRAUSE AND HEREK.

MOTION 77: COMM. COONAN MOVED TO ACCEPT THE RECOMMENDATION OF THE PERSONNEL DIRECTOR, TIM QUINN, CONCERNING LABOR NEGOTIATIONS BROUGHT FORTH IN CLOSED SESSION. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 5 YEAS, 0 NAYS, 2 EXCUSED-KRAUSE AND HEREK.

RECESS/ADJOURNMENT

MOTION 78: COMM. TILLEY MOVED TO ADJOURN THE SPECIAL BOARD SESSION OF JULY 30, 2013. IT WAS SUPPORTED BY COMM. COONAN. THE MEETING CONCLUDED AT 6:00 P.M. BY A VOICE VOTE OF: 5 YEAS, 0 NAYS, 2 EXCUSED-KRAUSE AND HEREK.

ERNIE KRYGIER, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

SHEILA E. SHAW
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

AUGUST 13, 2013

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, AUGUST 13, 2013, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN ERNIE KRYGIER AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS BRANDON KRAUSE, VAUGHN BEGICK, KIM COONAN, THOMAS HEREK, DONALD J. TILLEY, MICHAEL LUTZ AND CHAIRMAN ERNIE KRYGIER

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
SHEILA E. SHAW, SECRETARY TO THE COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: THOMAS L. HICKNER, COUNTY EXECUTIVE
MARTHA P. FITZHUGH, CORPORATION COUNSEL
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
CRYSTAL HEBERT, FINANCE OFFICER
CINDY HOWELL, BAY COUNTY VICTIMS RIGHTS COORDINATOR
JOEL STRASZ, BAY COUNTY HEALTH DIRECTOR
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

CHAIRMAN KRYGIER ASKED FOR A MOMENT OF SILENCE FOR ELLA JANE MARTINI, FORMER HAMPTON TOWNSHIP CLERK AND LIBRARY BOARD MEMBER, AND DOLORES DEWITT, BAY COUNTY EMPLOYEE, WHO BOTH PASSED AWAY.

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

MINUTES

MOTION 79: COMM. KRAUSE MOVED TO APPROVE THE REGULAR BOARD SESSION MINUTES OF JULY 9, 2013. IT WAS SUPPORTED BY

COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

CITIZEN INPUT

CHAIRMAN KRYGIER OFFERED TO ACCEPT COMMENTS OF CITIZENS WISHING TO ADDRESS THE BOARD WITH THEIR CONCERNS.

C. HOWELL: CINDY HOWELL, BAY COUNTY VICTIMS RIGHTS COORDINATOR, SAID BAY COUNTY WAS ONE OF THE BEST COUNTIES IN THE STATE DEALING WITH JUVENILES IN COURT. MS. HOWELL SAID THERE ARE MANY WAYS TO PREVENT CHILD ABUSE AND NEGLECT FROM HAPPENING AND IT IS OUR RESPONSIBILITY TO MAKE SURE CHILDREN ARE SAFE. MS. HOWELL STATED THERE IS A CAN COUNCIL DUCKY DERBY SCHEDULED FOR SATURDAY, AUGUST 17, 2013 FROM 9:00 - 11:00 A.M. TO BE HELD AT CASTAWAYS BAR AND GRILL, 3940 BOY SCOUT ROAD, BAY CITY, MICHIGAN. THE DUCK RACE IS AT 10:00 A.M. AND ALL PROCEEDS GO TOWARDS THE CAN COUNCIL'S CHILD ABUSE PREVENTION EDUCATION PROGRAMS.

PETITIONS AND COMMUNICATIONS REPORTS/RESOLUTIONS OF COMMITTEES

CHAIRMAN KRYGIER ASKED THE COUNTY CLERK, CYNTHIA A. LUCZAK, TO READ RES. 2013-112.

RES. 2013-112: COMM. TILLEY MOVED TO ADOPT RES. 2013-112 EXTENDING CONGRATULATIONS TO THE BAY CITY WESTERN WARRIORS BASEBALL TEAM AND THEIR COACHES FOR THEIR HISTORY MAKING CHAMPIONSHIP TITLE AND TO OFFER BEST WISHES FOR ALL FUTURE ENDEAVORS. IT WAS SUPPORTED BY COMM. KRAUSE AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

COMMISSIONERS KRAUSE, BEGICK AND TILLEY PRESENTED THE TEAM WITH AWARDS AND CONGRATULATED THEM ON THEIR ACHIEVEMENT.

CHAIRMAN KRYGIER ASKED THE COUNTY CLERK TO READ RES. 2013-113.

RES. 2013-113: COMM. TILLEY MOVED TO ADOPT RES. 2013-113 EXTENDING CONGRATULATIONS TO BAY CITY WESTERN WARRIORS SOFTBALL TEAM AND THEIR COACHES FOR THEIR HISTORY MAKING

ACHIEVEMENT OF BECOMING THE FIRST GROUP OF WARRIORS TO REACH THE DIVISION 1 SOFTBALL STATE TITLE GAME AND TO OFFER BEST WISHES FOR ALL FUTURE ENDEAVORS. IT WAS SUPPORTED BY COMM. KRAUSE AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

COMMISSIONERS KRAUSE, BEGICK AND TILLEY PRESENTED THE WESTERN COACH WITH AWARDS AND CONGRATULATED HIM AND THE TEAM FOR THEIR ACHIEVEMENT.

MOTION 80: COMM. KRAUSE MOVED TO RECEIVE THE LETTER DATED JULY 9, 2013 FROM THE CITY OF BAY CITY REGARDING AN OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE FROM STERTZ TOWER, LLC FOR PROPERTY LOCATED AT 108 S. LINN STREET, BAY CITY, MI IN THE AMOUNT OF \$280,715.00. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 81: COMM. KRAUSE MOVED TO RECEIVE THE LETTER DATED JULY 31, 2013 FROM THE CITY OF BAY CITY REGARDING AN INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FROM DELTA CONTAINERS DIVISION, BAY CITY, MICHIGAN FOR PROPERTY LOCATED AT 1400 EDDY STREET IN THE AMOUNT OF \$1,236,238.00. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 82: COMM. LUTZ MOVED TO RECEIVE THE LETTER DATED AUGUST 7, 2013 FROM THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK, REQUESTING THE APPOINTMENT OF KEVIN LORENZ (REPUBLICAN) AND THE REAPPOINTMENT OF JANICE PIERSON (DEMOCRAT) TO THE BAY COUNTY BOARD OF CANVASSERS FOR FOUR-YEAR TERMS EACH EXPIRING 10/31/2017. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 83: COMM. TILLEY MOVED TO RECEIVE THE LETTER DATED JULY 22, 2013 FROM JANICE PIERSON REQUESTING REAPPOINTMENT TO THE BAY COUNTY BOARD OF CANVASSERS. IT WAS SUPPORTED BY COMM. COONAN AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

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

RES. 2013-132: COMM. COONAN MOVED TO ADOPT RES. 2013-132 APPROVING THE APPROPRIATION OF \$31,100.00 TO THE APPROPRIATE GASOLINE LINE ITEM IN THE SHERIFF DEPARTMENT'S 2013 BUDGET, DUE TO THE FLUCTUATION IN GAS PRICES, WITH MONIES TO COME FROM THE FUND BALANCE. FURTHER, THAT FUTURE RELATED REQUIRED 2013 BUDGET ADJUSTMENTS ARE APPROVED. IT WAS SUPPORTED BY COMM. KRAUSE AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-133: COMM. COONAN MOVED TO ADOPT RES. 2013-133 INCREASING THE PER DAY FEE FOR SENTENCED WORK RELEASE INMATES FROM THE SHERIFF'S DEPARTMENT, TO \$26.00 PER DAY (FROM \$20.00 PER DAY), TO MEET THE STATE MANDATED TETHER REQUIREMENT OF \$6.00 PER DAY. FURTHER, THAT RELATED REQUIRED BUDGET ADJUSTMENTS ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-134: COMM. COONAN MOVED TO REFER RES. 2013-134, THE RENEWAL OF THE INMATE MEDICAL SERVICES CONTRACT WITH CORRECTIONAL HEALTHCARE COMPANIES FOR THE PERIOD OF 8/14/13 THROUGH 8/13/14 WITH THE BAY COUNTY SHERIFF DEPARTMENT, TO THE WAYS AND MEANS COMMITTEE MEETING OF SEPTEMBER 3, 2013. IT WAS SUPPORTED BY COMM. LUTZ AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS. (ISSUE WAS CONSIDERED AT 8/20/2013 SPECIAL BOARD MEETING.)

COMM. LUTZ WAS CONCERNED THE CONTRACT EXPIRATION DATE WAS TODAY. MARTHA FITZHUGH, SAID THE COMPANY WANTS TO BE A FIVE (5) YEAR PROVIDER AND SHE WILL FOLLOW-UP ON THE COVERAGE EXTENSION.

RES. 2013-135: COMM. COONAN MOVED TO ADOPT RES. 2013-135 APPROVING THE FOLLOWING TRANSPORTATION PLANNING PROJECT AGREEMENTS FOR FEDERAL HIGHWAY ADMINISTRATION PL FUNDS AND FEDERAL TRANSIT ADMINISTRATION SECTION 5303 FUNDS:

1. BCATS PL FEDERAL FUNDING AMOUNT - \$182,416.00
2. FTA FEDERAL FUNDING AMOUNT - \$50,800.00
3. ASSET MANAGEMENT FUNDING AMOUNT - \$20,000.00

FURTHER, TO AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE SAID AGREEMENTS AND ALL RELATED DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT THE GRANT APPLICANT/RECIPIENT

DEPARTMENTS ARE REQUIRED TO WORK WITH THE FINANCE DEPARTMENT WHOSE STAFF WILL PROVIDE FINANCIAL OVERSIGHT OF SAID GRANT. FINALLY THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-136: COMM. COONAN MOVED TO ADOPT RES. 2013-136 APPROVING AMENDMENT #6 TO THE 2012-2013 CPBC CONTRACTING AGREEMENT TO INCORPORATE THE ANNUAL BUDGET, OUTPUT MEASURES, FUNDING/REIMBURSEMENT MATRIX, UPDATED PROGRAM LANGUAGE AND REVISED ALLOCATIONS RECEIVED SINCE THE ORIGINAL AGREEMENT WAS ISSUED:

<u>PROJECT TITLE</u>	<u>CURRENT AMOUNT</u>	<u>AMENDED AMOUNT</u>	<u>NEW PROJECT</u>
EAT SAFE FISH	\$69,438.00	-\$2,774.00	\$66,664.00
TOTAL FUNDING	\$69,438.00	-\$2,774.00	\$66,664.00

FURTHER, THAT THE GRANT APPLICANT/RECIPIENT DEPARTMENTS ARE REQUIRED TO WORK WITH THE FINANCE DEPARTMENT WHOSE STAFF WILL PROVIDE FINANCIAL OVERSIGHT OF SAID GRANT AND THAT BUDGET ADJUSTMENTS RELATING TO THIS AMENDMENT ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-137: COMM. COONAN MOVED TO ADOPT RES. 2013-137 APPROVING THE AMENDMENT TO THE AGREEMENT WITH BAY HEALTH PLAN CORPORATION WHICH WOULD ALLOW FOR THE ADDITION OF OFFICE SPACE AND PERIPHERALS FOR AN ADDITIONAL THREE (3) WORKERS. ALSO, THE BAY HEALTH PLAN CORPORATION WILL INCREASE ITS COMPENSATION TO THE COUNTY FOR SERVICES RENDERED UNDER THIS AGREEMENT. BAY COUNTY WILL NOW RECEIVE \$9,000.00 ON AN ANNUAL BASIS (AN INCREASE FROM \$3,500.00 PER YEAR) AND THE BAY COUNTY HEALTH DEPARTMENT WILL RECEIVE AN ADDITIONAL ONE-TIME PAYMENT OF \$15,000.00 TO COVER PURCHASES OF OFFICE CUBICLES AND FURNITURE FOR THE REQUESTED SPACE. FURTHER, TO AUTHORIZE THE BOARD CHAIR TO EXECUTE SAID AMENDED AGREEMENT FOLLOWING LEGAL REVIEW AND FINALLY THAT REQUIRED BUDGET ADJUSTMENTS ARE APPROVED. IT WAS SUPPORTED BY COMM. BEGICK AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-138: COMM. COONAN MOVED TO ADOPT RES. 2013-138 APPROVING THE PURCHASE/INSTALLATION OF LED SIGNAGE AT THE BAY COUNTY

HEALTH DEPARTMENT. THE SIGNAGE WILL NOT EXCEED \$10,000.00, WITH MONIES FROM GRANT SOURCES (WIC) WILL BE UTILIZED TO INCREASE AWARENESS AND ADVERTISE SERVICES CURRENTLY OFFERED AT THE BAY COUNTY HEALTH DEPARTMENT. FURTHER, THAT REQUIRED BUDGET ADJUSTMENTS ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY FOR DISCUSSION.

CHAIRMAN KRYGIER ASKED JOEL STRASZ, BAY COUNTY HEALTH DIRECTOR, IF HE HAD CONTACTED THE CITY OF BAY CITY TO SEE IF THERE WERE ANY CONDITIONS WITH PLACEMENT OF THE SIGN AT THE COUNTY HEALTH DEPARTMENT. MR. STRASZ CONFIRMED THERE WERE NO ISSUES, ONLY A \$24.00 FEE WHICH WAS NOT A PROBLEM.

IT WAS ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-139: COMM. COONAN MOVED TO ADOPT RES. 2013-139 AWARDDING THE BID FOR ARCHITECTURAL/ENGINEERING SERVICES FOR THE DIVISION ON AGING KITCHEN RENOVATION/EXPANSION PROJECT TO SPICER GROUP ENGINEERING FOR THEIR BID OF \$74,400.00. ALL COSTS ASSOCIATED WITH THE KITCHEN PROJECT ARE INCLUDED IN THE DIVISION ON AGING BUDGET. FURTHER TO AUTHORIZE THE BOARD CHAIR TO EXECUTE ALL DOCUMENTS REQUIRED FOLLOWING LEGAL REVIEW AND THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. AUTHORIZING IT WAS SUPPORTED BY COMM. KRAUSE FOR DISCUSSION.

COMM. LUTZ REQUESTED TO GO ON RECORD ASKING TO RECYCLE MATERIALS AND NOT PLACE THEM IN THE TRASH.

IT WAS PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS

RES. 2013-140: COMM. COONAN MOVED TO ADOPT RES. 2013-140 APPROVING VARIOUS BUDGET ADJUSTMENTS. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

**PERSONNEL/HUMAN SERVICES (BRANDON KRAUSE, CHAIR;
DONALD J. TILLEY, VICE CHAIR)**

RES. 2013-141: COMM. KRAUSE MOVED TO ADOPT RES. 2013-141 AUTHORIZING THE BAY COUNTY SHERIFF TO ADMINISTER THE PROMOTIONAL EXAM FOR THE LIEUTENANT/SERGEANT POSITION IN THE ROAD

PATROL SUPERVISORY UNIT AND FILL THE POSITION. ADDITIONALLY, TO AUTHORIZE THAT THE ROAD PATROL DEPUTY POSITION THAT WILL BECOME VACANT AFTER PROMOTION TO BE POSTED/FILLED. FUNDING IS AVAILABLE IN THE 2013 SHERIFF DEPARTMENT BUDGET FOR THIS POSITION. FURTHER, THAT REQUIRED BUDGET ADJUSTMENTS ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

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

RES. 2013-142: COMM. TILLEY MOVED TO ADOPT RES. 2013-142 APPROVING THE CLAIMS AGAINST THE COUNTY AS FOLLOWS: ACCOUNTS PAYABLE FOR 07/10/13, 07/17/13, 07/25/13, 07/31/13, 08/07/13 AND CENTER RIDGE ARMS-PAYABLES FOR 07/01/13-07/31/13. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-143: COMM. TILLEY MOVED TO ADOPT RES. 2013-143 RECEIVING THE REPORTS OF THE COUNTY EXECUTIVE AS FOLLOWS: EMPLOYMENT STATUS REPORT FOR JULY 2013 AND WORKERS COMPENSATION REPORT FOR JUNE 2013. IT WAS SUPPORTED BY COMM. HEREK AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

MOTION 84: COMM. TILLEY MOVED TO RECEIVE THE LETTER DATED JULY 23, 2013 FROM MARCUS R. GARSKE, GOWER REDDICK PLC, REGARDING A FREEDOM OF INFORMATION ACT APPEAL AND TO DIRECT CORPORATION COUNSEL TO RESPOND IN ACCORDANCE WITH MICHIGAN LAW AND TO WORK WITH CENTRAL DISPATCH TO EDIT THE 911 RECORDING WHICH WILL PROVIDE INFORMATION REQUESTED. IT WAS SUPPORTED BY COMM. BEGICK AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

CHAIRMAN KRYGIER SAID HE WAS INFORMED TODAY BY MATT LANCE, BOARD OF CANVASSERS CHAIRMAN, THAT THE SCANNING PROJECT IN THE CLERK'S OFFICE, ON BEHALF OF THE BOARD OF CANVASSERS, WILL BE COMPLETED AND STAFF MEMBER FINISHED ON 8/16/2013.

BOB REDMOND STATED THERE WILL BE A SPECIAL BOARD MEETING NEXT TUESDAY, AUGUST 20, 2013 TO PASS TWO (2) RESOLUTIONS ON THE WATER TREATMENT PLANT.

ANNOUNCEMENTS1. OCTOBER:

A. BOARD OF CANVASSERS - TWO 4-YEAR TERMS EXPIRING: DONALD CHEVALIER (R); JANET PIERSON (D). NOTE: APPOINTMENTS MADE FROM LISTS PROVIDED BY THE MAJOR POLITICAL PARTIES.

B. LAND BANK AUTHORITY - ONE TOWNSHIP REPRESENTATIVE, 3-YEAR TERM, WILLIAM TACEY

C. DEPARTMENT OF HUMAN SERVICES BOARD OF DIRECTORS - ONE 3-YEAR TERM, THOMAS STARKWEATHER

2. NOVEMBER: BUILDING AUTHORITY - TWO 6-YEAR TERMS, WILLIAM BORCH AND DON GOULET

3. DECEMBER: DIVISION ON AGING ADVISORY COMMITTEE - FOUR 2-YEAR TERMS, DISTRICTS 1, 3, 5 & 7

CLOSED SESSION

MOTION 85:

COMM. HEREK MOVED 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.

ALSO, TO GO INTO CLOSED SESSION PURSUANT TO MCLA 15.268, SEC. 8 (c): FOR STRATEGY AND NEGOTIATION SESSIONS CONNECTED WITH THE NEGOTIATION OF A COLLECTIVE BARGAINING AGREEMENT WHEN EITHER NEGOTIATING PARTY REQUESTS A CLOSED HEARING.

ADDITIONALLY, TO GO INTO CLOSED SESSION PURSUANT TO MCLA 15.268, SEC. 8 (c): FOR STRATEGY AND NEGOTIATION SESSIONS CONNECTED WITH THE NEGOTIATION OF A COLLECTIVE BARGAINING AGREEMENT WHEN EITHER NEGOTIATING PARTY REQUESTS A CLOSED HEARING. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A ROLL CALL VOTE OF:

7 YEAS - KRAUSE, BEGICK, COONAN, HEREK, TILLEY, LUTZ, KRYGIER
0 NAYS.

MOTION 86: COMM. HEREK MOVED TO GO BACK TO REGULAR SESSION FOLLOWING CLOSED SESSION DISCUSSIONS REGARDING PENDING LITIGATION AND LABOR NEGOTIATIONS. IT WAS SUPPORTED BY COMM. KRAUSE AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 87: COMM. KRAUSE MOVED TO AUTHORIZE RELEASE OF THE REMAINDER OF BAY COUNTY'S SELF-INSURED RETENTION TO THE MICHIGAN MUNICIPAL RISK MANAGEMENT AUTHORITY FOR PURPOSES OF RESOLVING THE MCIVER CASE AND AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE THE NECESSARY DOCUMENTS FOR SETTLEMENT. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 88: COMM. KRAUSE MOVED TO DIRECT PERSONNEL DIRECTOR, TIM QUINN, TO CONTINUE LABOR NEGOTIATIONS AS DISCUSSED DURING CLOSED SESSION. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RECESS/ADJOURNMENT

MOTION 89: COMM. LUTZ MOVED TO ADJOURN THE REGULAR BOARD SESSION OF AUGUST 13, 2013. IT WAS SUPPORTED BY COMM. KRAUSE. THE MEETING CONCLUDED AT 7:05 P.M. BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

ERNIE KRYGIER, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

SHEILA E. SHAW
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

AUGUST 20, 2013

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A SPECIAL SESSION ON TUESDAY, AUGUST 20, 2013, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN ERNIE KRYGIER AT 4:15 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS VAUGHN BEGICK, KIM COONAN, THOMAS HEREK, DONALD J. TILLEY, MICHAEL LUTZ AND CHAIRMAN ERNIE KRYGIER

EXCUSED: COMMISSIONER BRANDON KRAUSE

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
SHEILA E. SHAW, SECRETARY TO THE COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: THOMAS L. HICKNER, COUNTY EXECUTIVE
MARTHA P. FITZHUGH, CORPORATION COUNSEL
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
CRYSTAL HEBERT, FINANCE OFFICER
RICHARD BRZEZINSKI, BAY COUNTY TREASURER
TOM PAIGE, BAY COUNTY WATER & SEWER DEPARTMENT DIRECTOR

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

CITIZENS INPUT

THERE WAS NO CITIZENS INPUT AT THIS TIME.

ITEMS FOR CONSIDERATION

TOM PAIGE: TOM PAIGE, BAY COUNTY WATER & SEWER DEPARTMENT DIRECTOR, EXPLAINED THE RESOLUTION APPROVING THE CONTRACT AND BOND RESOLUTION WHICH GRANTED APPROVAL OF THE BAY AREA WATER TREATMENT PLANT AND RAW WATER TRANSMISSION MAINS PROJECT. THE BAY AREA WATER

TREATMENT PLANT AND RAW WATER TRANSMISSION MAINS PROJECT CONTRACT IS THE CONTRACT AMONG THE PARTNERS THAT PROVIDES FOR THE FINANCING OF THE PROJECT, COMMONLY REFERRED TO AS THE "FINANCE AGREEMENT." THE BOND RESOLUTION IS FOR THE FIRST 2 BOND ISSUES FOR THE PROJECT AND AN ADDITIONAL 2 BOND ISSUES ARE ANTICIPATED FOR COMPLETION OF THE PROJECT. THE BOND RESOLUTION AT THIS TIME IS FOR BOND SERIES 2013-A (\$12 MILLION DRINKING WATER REVOLVING FUND) AND BOND SERIES 2013-B (\$30 MILLION LOCAL GOVERNMENT LOAN PROGRAM). HE SAID ADDITIONAL BOND RESOLUTIONS WILL BE PREPARED AND SUBMITTED FOR THE FUTURE BOND ISSUES. MR. PAIGE THEN ANSWERED THE COMMISSIONERS QUESTIONS AND CONCERNS.

MOTION 90: COMM. TILLEY MOVED TO RECEIVE THE FOLLOWING INFORMATION REGARDING THE DEPARTMENT OF WATER AND SEWER - BAY AREA WATER TREATMENT PLANT AND RAW WATER TRANSMISSION MAINS PROJECT:

1. LETTER OF EXPLANATION DATED AUGUST 15, 2013 FROM TOM PAIGE, DIRECTOR, BAY COUNTY DEPARTMENT OF WATER AND SEWER.
2. RESOLUTION BY THE BAY COUNTY ROAD COMMISSION APPROVING THE CONTRACT AND BOND RESOLUTION AT A SPECIAL MEETING HELD AUGUST 14, 2013.
3. BAY AREA WATER TREATMENT PLANT AND RAW WATER TRANSMISSION MAINS PROJECT CONTRACT.

IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED - KRAUSE.

RES. 2013-144: COMM. COONAN MOVED TO ADOPT RES. 2013-144 APPROVING THE BOND RESOLUTION WATER SUPPLY SYSTEM REVENUE BONDS, SERIES 2013 FOR THE BAY AREA WATER TREATMENT PLANT AND RAW WATER TRANSMISSION MAINS PROJECT. IT WAS SUPPORTED BY COMM. LUTZ AND CARRIED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-KRAUSE.

RES. 2013-145: COMM. LUTZ MOVED TO REFER RES. 2013-145 WAIVING THE PN10 LEVEL TO ALLOW THE NEWLY HIRED ASSISTANT PROSECUTOR TO BE COMPENSATED AT THE PN10 3-YEAR STEP (\$37.65/HR.), TO ADMINISTRATION. IT WAS SUPPORTED BY COMM. COONAN AND ADOPTED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-

KRAUSE.

RES. 2013-146: COMM. TILLEY MOVED TO ADOPT RES. 2013-146 AMENDING THE PINCONNING PARK PROJECT AGREEMENT, FOR IMPROVEMENTS AND GRANT FUNDING AT PINCONNING PARK, DELETING ARCHERY RANGE FROM THE SCOPE ITEMS, AND TO AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE AND SUBMIT THE AMENDED (NO. 2) PINCONNING PARK PROJECT AGREEMENT FOLLOWING LEGAL REVIEW. ADDITIONALLY, THAT THE GRANT APPLICANT/RECIPIENT DEPARTMENTS ARE REQUIRED TO WORK WITH THE FINANCE DEPARTMENT WHOSE STAFF WILL PROVIDE FINANCIAL OVERSIGHT OF SAID GRANT. FURTHER, THAT IT IS UNDERSTOOD IF THESE GRANT FUNDS ARE TERMINATED, ANY POSITIONS FUNDED BY THIS GRANT SHALL BE TERMINATED AND WILL NOT BE ABSORBED BY THE COUNTY AND THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-KRAUSE.

RES. 2013-147: COMM. TILLEY MOVED TO ADOPT RES. 2013-147 APPROVING AN APPROPRIATION OF \$1,000.00 TO THE VETERAN'S CHAPTER 514 OF THE MILITARY ORDER OF THE PURPLE HEART FOR THEIR CONVENTION HELD SEPTEMBER 20-21, 2013 AT THE DOUBLE TREE HOTEL IN BAY CITY, MICHIGAN. STATE LAW ALLOWS COUNTIES TO CONTRIBUTE TO VETERAN'S GROUPS FOR CONVENTIONS AND CONFERENCES UP TO \$5,000.00 PER YEAR. IT WAS SUPPORTED BY COMM. BEGICK AND CARRIED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-KRAUSE.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

THERE WERE NO ANNOUNCEMENTS.

CLOSED SESSION

MOTION 91: COMM. TILLEY MOVED 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. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A ROLL CALL VOTE OF:

6 YEAS - BEGICK, COONAN, HEREK, LUTZ, TILLEY, KRYGIER
 0 NAYS
 1 EXCUSED - KRAUSE.

MOTION 92: COMM. COONAN MOVED TO GO BACK TO REGULAR SESSION FOLLOWING CLOSED SESSION DISCUSSIONS REGARDING PENDING LITIGATION. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-KRAUSE.

MOTION 93: COMM. TILLEY MOVED TO AUTHORIZE CORPORATION COUNSEL TO ACT AS DISCUSSED IN CLOSED SESSION DISCUSSIONS. IT WAS SUPPORTED BY COMM. LUTZ AND CARRIED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-KRAUSE.

RECESS/ADJOURNMENT

MOTION 94: COMM. HEREK MOVED TO ADJOURN THE SPECIAL BOARD SESSION OF AUGUST 20, 2013. IT WAS SUPPORTED BY COMM. BEGICK. THE MEETING CONCLUDED AT 4:40 P.M. BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-KRAUSE.

 ERNIE KRYGIER, CHAIRMAN
 BOARD OF COMMISSIONERS

 CYNTHIA A. LUCZAK, COUNTY CLERK
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 SHEILA E. SHAW
 SECRETARY TO THE CLERK
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