

BAY COUNTY BOARD OF COMMISSIONERS

JULY 12, 2016

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, JULY 12, 2016, 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 MICHAEL DURANCZYK, VAUGHN BEGICK, KIM COONAN, DONALD J. TILLEY, MICHAEL LUTZ AND ERNIE KRYGIER

EXCUSED: COMMISSIONER THOMAS HEREK

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

ALSO PRESENT: THOMAS J. HICKNER, COUNTY EXECUTIVE
TIFFANY JERRY, PERSONNEL/ EMPLOYEE RELATIONS DIR.
DEBRA RUSSELL, ADMINISTRATIVE SERVICES DIRECTOR
KIM PRIESSNITZ, FINANCE OFFICER
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL
CRISTEN GIGNAC, RECREATION & FACILITIES DIR.
JEANIE DECKERT, WELLNESS COORDINATOR
KELLI QUIROGA, BLUE CROSS BLUE SHIELDS
HEATHER KEEBLER, REHMANN ROBISON
MINDI ALBRECHT, AMERICAN SCANDAVANIAN EXCHANGE
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

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

PLEDGE OF ALLEGIANCE:

MINUTES

MOTION 64: COMM. DURANCZYK MADE A MOTION TO APPROVE MINUTES FOR APRIL 12, MAY 3, MAY 10, MAY 24, JUNE 14 AND JUNE 21, 2016.

MOTION 64: IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

CITIZENS INPUT

THERE WERE NO CITIZENS WISHING TO ADDRESS THE BOARD WITH THEIR CONCERNS AT THIS TIME.

PETITIONS AND COMMUNICATIONS

JEANIE DECKERT: JEANIE DECKERT, WELLNESS COORDINATOR, ANNOUNCED BAY COUNTY HAD 24 EMPLOYEES THAT JOINED THE WEIGHT LOSS COMPETITION THIS YEAR AND THAT BAY COUNTY WAS THE RECIPIENT OF AN AWARD FOR THE 11-29 ENROLLEES CATEGORY. THIS WAS THE SECOND TIME BAY COUNTY EMPLOYEES HAD WON THIS AWARD IN THE BLUE CROSS/BLUE SHIELD CHALLENGE.

KELLI QUIROGA: REPRESENTATIVE FROM BLUE CROSS BLUE SHIELD, KELLI QUIROGA, WAS PRESENT TO CONGRATULATE BAY COUNTY FOR WINNING THE "SPRING 2016 WIN BY LOSING" CHALLENGE. THE COMBINE WEIGHT LOSS OF THE PARTICIPATING 24 EMPLOYEES WAS 333 POUNDS, WHICH WAS VERY NOTEWORTHY. MS. QUIROGA THANKED EVERYONE FOR THEIR PARTICIPATION AND ENCOURAGED ADDITIONAL STAFF TO BE INVOLVED

TOM HICKNER: TOM HICKNER, EXECUTIVE TOOK A MOMENT TO THANK BLUE CROSS/BLUE SHIELD REPRESENTATIVE K. QUIROGA FOR VISITING BAY COUNTY, ASSISTING STAFF WITH THE WEIGHT LOSS EFFORT AND PROVIDING STRATEGIES FOR THE WELLNESS PROGRAM.

MOTION 65: COMM. COONAN MOVED TO APPROVE A MOTION FOR THE PRESENTATION BY KELLI QUIROGA, BLUE CROSS BLUE SHIELDS, "SPRING 2016 - WIN BY LOSING" AWARD TO BAY COUNTY FOR WINNING THEIR CATEGORY OF 11 - 29 ENROLLEES WITH THE COMBINE WEIGHT LOSS OF 333 POUNDS BY 24 EMPLOYEES. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

HEATHER HEATHER KEEBLER, AUDIT MANAGER FOR REHMANN ROBSON, WHO PERFORMED THE FINANCIAL AUDIT FOR BAY COUNTY YEAR ENDED, DECEMBER 31, 2015 APPEARED BEFORE THE BOARD AND PROVIDED COPIES OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT. THE COUNTY RECEIVED AN UNMODIFIED OPINION WHICH WAS THE HIGHEST LEVEL OF ASSURANCE THAT

THE INDEPENDENT AUDITOR CAN PROVIDE CONFIRMING ALL FINANCIAL STATEMENTS WERE IN CONFORMITY WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPALS. THE GENERAL FUND BALANCE SHEET AT THE END OF THE YEAR THE GENERAL FUND HAD TOTAL ASSETS OF 18.2 MILLION, TOTAL LIABILITIES OF 4 MILLION AND DEFERRED INFLOWS FOR UNAVAILABLE PROPERTY TAX RECEIVABLES OF \$660,000 THAT WILL BE RECOGNIZED AS REVENUE IN THE NEXT YEAR LEAVING A TOTAL FUND BALANCE IN THE GENERAL FUND OF 13.5 MILLION. A LARGE PORTION OF THAT WAS COMMITTED TO THE BUDGET STABILIZATION AMOUNT AND THE LARGEST AMOUNT WAS UNASSIGNED WHICH CAN BE USED FOR OPERATIONS. GENERAL FUND REVENUES, BUDGET VS ACTUAL: THE COUNTIES GENERAL FUND REVENUES WERE UNDER-BUDGET APPROXIMATELY \$900,000.00. GENERAL FUND EXPENDITURES BUDGET VS ACTUAL: ACTUAL WERE ACTUALLY 2.8 MILLION DOLLARS UNDER BUDGET. THE LARGEST PORTION OF EXPENDITURES IS GENERAL GOVERNMENT 35% AT 9.9 MILLION, FOLLOWED BY PUBLIC SAFETY WITH 28% AT 7.9 MILLION, JUDICIAL WITH 21% AT 6.1 MILLION. GIVEN REVENUES WERE SLIGHTLY UNDER BUDGET AND THE EXPENDITURES BEING UNDER BUDGET MORE SUBSTANTIALLY THERE WAS AN INCREASE IN FUND BALANCE OF 355,000 IN COMPARISON TO THE 1.8 MILLION BUDGET DECREASE. SO THE GENERAL FUND BALANCE WENT FROM 13.2 MILLION TO 13.5 MILLION. TOTAL LIABILITIES OF 164,000; SMALL AMOUNT OF DEFERRED INFLOW WAS LEAVING A NET POSITION OF 8.9 MILLION AND THERE WORKING CAPITAL AT THE END OF THE YEAR WAS JUST UNDER 9 MILLION. 100% TAX PAYMENT, OPERATING REVENUES OF 1.3 MILLION; OPERATING EXPENSES OF 150,000 APPROXIMATELY; LEAVING OPERATING INCOME OF 1.1 MILLION; SMALL AMOUNT OF NON-OPERATING REVENUES AND TRANSFERS OUT OF 1.1 MILLION RESULTED IN AN INCREASE IN THAT POSITION OF 53,000; BRINGING THE NET POSITION UP TO 8.9 MILLION. THE EMPLOYEES RETIREMENT SYSTEM TRUST FUND; THE SCHEDULE OF NET PENSION ASSET AND SCHEDULE OF CONTRIBUTIONS. THE FULL NET PENSION ASSET OF 27.8 MILLION AND WAS 112% FUNDED. RETIREE HEALTHCARE FUND (VEBA) FOR THE GENERAL COUNTY AND THE SHERIFF DEPARTMENT PORTION WHICH IS THE LARGEST PORTION, VALUED AT 11.4 MILLION; LIABILITY JUST UNDER 50 MILLION; LEAVING AN UNFUNDED LIABILITY OF 38.5 MILLION. THIS VALUATION DATE IS DECEMBER 31, 2013 WHICH IS THE MOST RECENT VALUATION WHICH WAS DONE. EMPLOYEES RETIREMENT SYSTEM: TOTAL ASSETS AT YEAR

END 3.3 MILLION AND LIABILITIES OF 2.5 MILLION; LEAVING AN ENDING NET POSITION OF JUST UNDER 3.1 MILLION. THE VEBA TRUST FUND: TOTAL ASSETS OF 42.6 MILLION; LIABILITIES OF 224,000 LEAVING A NET POSITION OF 42.4 MILLION. COMMENTS AND RECOMMENDATIONS: CASH RECEIPTS AND SEGREGATION OF DUTIES AT THE LIBRARY, DUE TO LIMITED NUMBER OF EMPLOYEES THERE ARE TIMES THAT THE SAME INDIVIDUAL MAY COLLECT DEPOSITS, PREPARE DEPOSIT SLIP AND TAKE THE DEPOSIT TO THE BANK. INTERNAL CONTROLS WERE RECOMMENDED FOR THE COMMUNITY CENTER AND GOLF COURSE, OVER THE CASH HANDLING PROCEDURES. THERE WAS ONE MATERNAL WEAKNESS THAT WE IDENTIFIED THIS YEAR; OVER INTERNAL CONTROL OF FINANCIAL REPORTING. THE MATERIAL ADJUSTMENTS WERE PROPOSED BY US AND POSTED BY THE COUNTY SO WHAT WAS REPORTED IN THE FINANCIAL STATEMENTS HAS BEEN ADJUSTED. THE ADJUSTMENTS THAT WERE MADE WERE FOUND IN THE DRAIN COMMISSION COMPONENT UNIT, BUT AGAIN THEY WERE ADJUSTED AND PROPERLY PRESENTED IN THE FINANCIAL STATEMENTS.

TOM HICKNER: T. HICKNER POINTED OUT THE CHANGES IN TAX REVENUE BY YEAR AND THIS REALLY ILLUSTRATED WHY IT HAS BEEN SO CHALLENGING TO STAY ON TRACK BECAUSE OF WHAT HAS HAPPENED WITH PROPERTY TAX REVENUES. OUR PROPERTY TAX REVENUES IN 2006 WAS 26.7 MILLION DOLLARS AND IN 2015 IT HAD DROPPED BY ABOUT 4.3 MILLION; THAT IS A DIRECT RESULT WITH THE VALUES OF PROPERTY. WE ARE JUST COLLECTING LESS PROPERTY TAXES BASED ON TAXABLE VALUES AND STATE EQUALIZED VALUES. THE TREND SHOWS VERY MODEST IMPROVEMENT OVER THE NEXT DECADE BASED ON THE PROJECTIONS. WE SET A BUDGET BASED ON NUMBERS THAT ARE PROJECTIONS AND WE DO NOT FIND OUT UNTIL WE ARE INTO THE FISCAL YEAR WHAT THE ACTUAL COLLECTIONS ARE GOING TO BE.

MOTION 66: COMM. COONAN MOVED TO APPROVE A MOTION FOR THE PRESENTATION BY HEATHER KEEBLER, AUDIT MANAGER FOR REHMANN ROBSON, FOR THE YEAR END 2015 COMPREHENSIVE ANNUAL FINANCE REPORT FOR BAY COUNTY, MICHIGAN. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

MINDY ALBRECH: REPRESENTATIVE FOR THE AMERICAN SCANDINAVIAN STUDENT EXCHANGE PROGRAM (ASSE) WAS A NONPROFIT ORGANIZATION, FOUNDED IN 1938 AND HAS BEEN ACCREDITED FOR 32 YEARS. THE MISSION WAS TO FOSTER INTERNATIONAL UNDERSTANDING THROUGH EDUCATIONAL AND CROSS CULTURAL STUDENT PROGRAMS. HOST FAMILIES THAT ARE INTERESTED IN TAKING IN A STUDENT ARE ASKED TO COMPLETE AN APPLICATION PROCESS THEY ARE SCREENED, WITH BACKGROUND CHECKS, AND REFERENCE CHECKS THAT ARE CONDUCTED. A GREAT PROGRAM THAT ALLOWS STUDENTS TO LEARN ANOTHER CULTURE AND ALLOWS THE COMMUNITY TO SHARE IN CULTURE EXCHANGE.

MOTION 67: COMM. DURANCZYK MOVED TO APPROVE A MOTION FOR THE PRESENTATION BY MINDY ALBRECHT, REPRESENTATIVE FOR THE AMERICAN SCANDINAVIAN STUDENT EXCHANGE PROGRAM. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

MOTION 68: COMM. DURANCZYK MADE A MOTION TO RECEIVE THE CITY OF BAY CITY REQUEST FOR AN APPLICATION TO ESTABLISH AN OBSOLETE PROPERTY REHABILITATION DISTRICT AND A REHABILITATION EXEMPTION CERTIFICATE FOR 213 CENTER AVENUE, BAY CITY, WHICH WAS FILED UNDER STATE OF MICHIGAN P.A. 146 OF 2000. THIS WAS FILED ON JUNE 22, 2016 BY JENNIFER ACOSTA, ON BEHALF OF 213 DEVELOPMENT, LLC. IN ACCORDANCE WITH THE ACT, WE ARE HEREBY NOTIFIED THAT THE CERTIFICATE WAS FILED FOR REHABILITATION IN THE ESTIMATED AMOUNT OF \$12,000.00. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

REPORTS/ RESOLUTIONS OF COMMITTEES

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

RES. 2016-166: COMM. COONAN MOVED TO ADOPT RES. 2016-166 FOR THE 2017-2021 TITLE IV-D COOPERATIVE REIMBURSEMENT PROGRAM GRANT APPLICATION FOR THE TIME PERIOD OF OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2021. THIS COVERED PART OF AN ASSISTANT PROSECUTOR'S WAGES, AND INVESTIGATOR'S WAGES AND WAGES FOR A UNIT SECRETARY AND OTHER COSTS DIRECTLY RELATED TO THE PROSECUTOR'S IV-D PROGRAM FOR PATERNITY

AND CHILD SUPPORT ESTABLISHMENT. THE REQUIRED COUNTY MATCH FUNDS WILL BE INCLUDED IN THE APPROPRIATE ANNUAL PROSECUTOR'S BUDGETS. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

RES. 2016-167: COMM. COONAN MOVED TO ADOPT RES. 2016-167 TO ISSUE A REQUEST FOR PROPOSAL AND SEEK COMPETITIVE BIDS AMONG ELIGIBLE SOFTWARE PROVIDERS SINCE THE ANNUAL COSTS FOR MAINTENANCE, DATA REQUIREMENTS AND COSTS TO MANDATE A MORE ROBUST COMPUTER SYSTEM AT THE BAY COUNTY HEALTH DEPARTMENT. IN 2009, THE BAY COUNTY HEALTH DEPARTMENT PURCHASED AND IMPLEMENTED ELECTRONIC MEDICAL RECORD SOFTWARE, VIRTUAL HEALTH NETWORK (VHN) FROM MITCHELL & MCCORMICK, INC AND SINCE THAT TIME, THE FEES HAVE DOUBLED. RECENT WORK WITH THE MICHIGAN CENTER FOR EFFECTIVE IT ADOPTIONS HAS INDICATED THAT THE HEALTH DEPARTMENT WAS INITIALLY ELIGIBLE FOR AT LEAST \$120,000 OF INCENTIVE FUNDS AND ADDITIONAL GRANT FUNDING FROM SVSU EARMARKED AN ADDITIONAL \$76,800 OVER THE COMING TWO YEARS. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

RES. 2016-168: COMM. COONAN MOVED TO ADOPT RES. 2016-168 REGARDING THE MICHIGAN AREAS OF CONCERN PROGRAM THAT RECEIVED FINAL APPROVAL FOR THE BAY COUNTY/PARTNERSHIP FOR THE SAGINAW BAY WATERSHED AOC PAC SUPPORT GRANT SUBMITTED FOR FISCAL YEAR 2016 GRANT FUNDING. THIS GRANT TARGETS PAC ACTIVITY AND BEACH CLOSINGS DELISTING TARGETS. THERE IS CURRENTLY AN AWARD OF APPROXIMATELY \$25,000.00 PENDING FOR ADMINISTRATIVE SUPPORT FOR THE PAC. THERE IS NO BAY COUNTY GENERAL FUNDS THAT WILL BE USED OR OBLIGATED. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

RES. 2016-169: COMM. COONAN MOVED TO ADOPT RES. 2016-169 - REGION VII AREA ON AGING HAS A GRANT FOR SENIOR EMPLOYMENT, KNOWN AS THE SENIOR COMMUNITY SERVICES EMPLOYMENT PROGRAM. WHILE THERE WAS A MATCHING REQUIREMENT OF HOST AGENCIES, REGION VII ACCEPTS AN IN-KIND MATCH FOR THIS PROGRAM. THE BOARD APPROVES RENEWAL OF THE SENIOR COMMUNITY SERVICES EMPLOYMENT PROGRAM WORKSITE

AGREEMENT (TITLE V) FOR FISCAL YEAR JULY 1, 2016 THROUGH JUNE 20, 2017 FOR ALL BAY COUNTY SCSEP SITES. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

- RES. 2016-170: COMM. COONAN MOVED TO ADOPT RES. 2016-170 FOR THE BAY COUNTY BOARD OF COMMISSIONERS TO AUTHORIZE RENEWAL OF THE 457 DEFERRED COMPENSATION FIDUCIARY LIABILITY POLICY AND AUTHORIZED THE CHAIRMAN TO EXECUTE THE RELATED DOCUMENTS FOLLOWING LEGAL REVIEW. THE CURRENT ONE (1) YEAR POLICY EXPIRED AUGUST 17, 2016. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.
- RES. 2016-171: COMM. COONAN MOVED TO ADOPT RES. 2016-171 FOR A LETTER OF UNDERSTANDING BETWEEN THE BAY COUNTY EXECUTIVE , BAY COUNTY BOARD OF COMMISSIONERS AND THE BAY COUNTY ASSOCIATION OF MANAGERS, PROFESSIONALS AND SUPERVISORS (BCAMPS) GOVERNING THE WORK WEEK FOR A NON-STANDARD WORK WEEK IS APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.
- RES. 2016-172: COMM. COONAN MOVED TO ADOPT RES. 2016-172 FOR A LETTER OF UNDERSTANDING BETWEEN THE BAY COUNTY 911 CENTRAL DISPATCH AND THE POLICE OFFICERS LABOR COUNSEL GOVERNING THE 12 HOUR SHIFTS - 84 HOUR WORK WEEK. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.
- RES. 2016-173: COMM. COONAN MOVED TO ADOPT RES. 2016-173, THE ACCOUNT PAYABLES: GENERAL 6/15/16 \$495,875.80, 6/20/16 \$495.00, 6/22/2016 \$3,960,039.13, 6/29/16 \$483,781.17 AND 7/6/16 \$252,946.58; CENTER RIDGE ARMS 6/23/16 \$26,779.41. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.
- RES. 2016-174: COMM. COONAN MOVED TO ADOPT RES. 2016-174 IN REGARD TO BUDGET ADJUSTMENTS LISTED FOR APPROVAL FOR THE FRIEND OF THE COURT FUND - FOTC-MEDIATION DUTIES \$2,632.00. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

RES. 2016-175: COMM. COONAN MOVED TO ADOPT RES. 2016-175 IN SUPPORT FOR THE FUNDING APPLICATION SUBMITTED BY THE LAKESHORE LEGAL AID TO MAKE APPLICATION FOR FUNDING TO REGION VII AREA AGENCY ON AGING. LAKESHORE LEGAL AID PROVIDED FREE LEGAL ASSISTANCE AND ELDER ABUSE PREVENTION SERVICES TO SENIORS IN A 10 COUNTY REGION. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

RES. 2016-183: COMM. COONAN MOVED TO ADOPT RES. 2016-183 THE DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND COMMUNITY DEVELOPMENT HAS BEEN OFFERED AN ADDITIONAL \$10,000 GRANT FUNDING FROM THE U.S. FISH AND WILDLIFE SERVICES FOR THE TREATMENT OF PHRAGMITES ALONG THE SHORELINE OF THE SAGINAW BAY. THIS OFFER IS MADE WITH SIMILAR MATCH REQUIREMENTS AS OUR PREVIOUS WORK, PROVIDING \$10,000 OF USFWS FUNDING TO BE MATCHED BY PRIVATE LANDOWNERS COMMITTING TO MAINTENANCE AND UPKEEP AT THEIR PROPERTIES. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

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

RES. 2016-176: COMM. LUTZ MOVED TO ADOPT RES. 2016-176 THE BAY COUNTY SHERIFF'S DEPARTMENT HAS PROVIDED A DEPUTY, YEAR-ROUND, FOR ADDITIONAL POLICE SERVICES AND AVAILABILITY OF AN OFFICER TO THE SCHOOL DISTRICT FOR MANY YEARS. BAY CITY PUBLIC SCHOOLS WOULD PAY 75% OF THE COST OF THE DEPUTY, INSTEAD OF 100%. THE REMAINING 25% OF THE COST OF THE DEPUTY WOULD NEED TO BE PAID BY THE GENERAL FUND. BASED ON FINANCIALS FOR 2015, BAY CITY PUBLIC SCHOOLS PAID \$84,647.99. THEY WOULD NOW PAY \$63,485.99 THE REMAINING \$21,161.99 WOULD BE PAID BY THE GENERAL FUND. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

RES. 2016-177: COMM. LUTZ MOVED TO ADOPT RES. 2016-177 TO ENTER INTO AN AGREEMENT WITH DR. WILLIAM MORRONE, THE CURRENT DEPUTY MEDICAL EXAMINER FOR BAY COUNTY, WHO HAD OFFERED TO SERVE AS THE DEPUTY MEDICAL DIRECTOR FOR THE

- RES. 2016-177: TOTAL OF \$1.00 PER YEAR. THIS WOULD ENSURE THE CONTINUITY OF OPERATIONS FOR ALL CLINICAL SERVICES WITHIN THE HEALTH DEPARTMENT IN THE EVENT THE CURRENT MEDICAL DIRECTOR, DR. KIRK HERRICK BECAME INCAPACITATED, DECEASED, VOID HIS CURRENT CONTRACT OR BE UNABLE TO PERFORM THE NECESSARY DUTIES OF THE POSITION. COMM. DURANCZYK HAD MOVED TO SUPPORT THIS CONTRACTUAL ARRANGEMENT AND BOARD MEMBERS CONCURRED BY VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.
- RES. 2016-178: COMM. LUTZ MOVED TO ADOPT RES. 2016-178 THE HEALTH DEPARTMENT WISHED TO ENTER INTO AN AGREEMENT WITH SVSU TO PROVIDE OCCUPATIONAL THERAPY AND SOCIAL WORK SERVICES FOR A TOTAL OF \$1.00 PER YEAR AND ALL REVENUE GENERATED FROM BILLING WILL REMAIN WITH THE HEALTH DEPARTMENT. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.
- RES. 2016-179: COMM. LUTZ MOVED TO ADOPT RES. 2016-179 THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES RECENTLY PROVIDED ADDITIONAL GRANT FUNDS TO THE BAY COUNTY HEALTH DEPARTMENT TO DETERMINE THE FEASIBILITY OF INTEGRATING PRIMARY CARE SERVICES TO INDIVIDUALS THAT QUALIFY FOR TITLE X SERVICES. MARILYN SKROCKI HAS EXTENSIVE EXPERIENCE WORKING WITH THE HEALTH DEPARTMENT AND THE UNIVERSITY CLINIC. THE RATE OF PAY FOR MS. SKROCKI IS \$65.00 PER HOUR AND IS LIMITED TO THE AVAILABLE GRANT FUNDS RECENTLY AWARDED. NO GENERAL FUNDS WILL BE UTILIZED AND THERE IS NO ADDITIONAL FINANCIAL COST TO THE HEALTH DEPARTMENT. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.
- RES. 2016-180: COMM. LUTZ MOVED TO ADOPT RES. 2016-180 THE MICHIGAN DEPARTMENT OF HEALTH TO DETERMINE THE FEASIBILITY OF INTEGRATING PRIMARY CARE SERVICES TO INDIVIDUALS THAT QUALIFY FOR TITLE X SERVICES AS WELL AS TO DETERMINE STRATEGIES AND BEST PRACTICES TO ENSURE THAT BILLING IN THE FAMILY PLANNING CLINIC ARE MAXIMIZED TO ITS POTENTIAL SO THAT THE FULLEST AMOUNT OF REVENUE IS GARNERED, MAKING THE CLINICS SUSTAINABLE AND LESS RELIANT ON

STATE/FEDERAL GRANTS AS WELL AS SUPPORT FROM COUNTY FUNDS. THE HEALTH DEPARTMENT WISHES TO ENTER INTO AN AGREEMENT WITH A YET TO BE DETERMINED LOCAL MEDICAL BILLING CONSULTATION COMPANY. THE AVAILABLE GRANT FUNDS RECENTLY AWARDED ARE FOR THE PURPOSE STATED ABOVE; NO GENERAL FUNDS WILL BE UTILIZED. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

RES. 2016-181: COMM. LUTZ MOVED TO ADOPT RES. 2016-181 NEMCSA PROVIDES SERVICES TO INFANTS, TODDLERS, AND PREGNANT WOMEN ELIGIBLE FOR THE EARLY HEAD START PROGRAM AND IN COMPLIANCE WITH HEAD START PERFORMANCE STANDARDS AND FEDERAL REGULATIONS ARRANGES FOR A POSTPARTUM HEALTH VISIT IN THE HOME BY A PUBLIC HEALTH NURSE. THE BAY COUNTY HEALTH DEPARTMENT PROVIDES SERVICES TO ELIGIBLE CLIENTS FOR THE MATERNAL INFANT HEALTH PROGRAM, AND AS PART OF THE PROPOSED AGREEMENT, PROVIDES A MIHP NURSE TO CONDUCT A POSTPARTUM HEALTH VISIT IN THE HOME. A PROPOSED RENEWAL AGREEMENT FOR 2016 BETWEEN THE NORTHEAST MICHIGAN COMMUNITY SERVICES AGENCY, INC. AND BAY COUNTY HAS BEEN SUBMITTED. THERE IS NO FINANCIAL CONSIDERATIONS AS THE AGREEMENT PROVIDES FUNDING IN THE AMOUNT OF \$85.00 PER VISIT, WHICH COVERS 100% OF THE ACTUAL COSTS OF THE VISIT. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

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

RES. 2016-182: COMM. TILLEY MOVED TO ADOPT RES. 2016-182 REPORTS OF COUNTY EXECUTIVE, EMPLOYMENT STATUS REPORT - JUNE 2016. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

THERE WAS NO UPDATE.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS

ANNOUNCEMENTS: 2016 APPOINTMENTS:

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).

NOVEMBER:

BUILDING AUTHORITY (ONE UNEXPIRED 6 YEAR TERM, TERM EXPIRING 11/30/19).

DECEMBER:

DIVISION ON AGING ADVISORY COMMITTEE (FOUR 2 YEAR TERMS; DISTRICT 2, 4, 6 AND AT-LARGE).

CLOSED SESSION

MOTION 69: COMM. TILLEY MOVED TO TO GO INTO CLOSED SESSION PURSUANT TO MCL 15.268 (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 ROBERT LEE VS. KURT ASBURY, BAY COUNTY PROSECUTOR AND JEFF STROUD, ASSISTANT PROSECUTOR; COURT CASE NUMBER 15-CV-14255-LVP. . IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A ROLL CALL VOTE:

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

MOTION 70: COMM TILLEY MADE A MOTION TO GO BACK TO REGULAR SESSION FOLLOWING CLOSED SESSION DISCUSSIONS TO DISCUSS THE

ISSUES OF ROBERT LEE VS. KURT ASBURY, BAY COUNTY PROSECUTOR AND JEFF STROUD, ASSISTANT PROSECUTOR; COURT CASE NUMBER 15-CV-14255-LVP. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

MOTION 71: COMM. LUTZ MADE A MOTION TO ALLOW THE ATTORNEY TO PROCEED AS RECOMMENDED DURING CLOSED SESSION IN REGARD TO THE ISSUES OF ROBERT LEE VS. KURT ASBURY, BAY COUNTY PROSECUTOR AND JEFF STROUD, ASSISTANT PROSECUTOR; COURT CASE NUMBER 15-CV-14255-LVP. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

RECESS/ADJOURNMENT

MOTION 72: COMM. DURANCZYK MOVED TO ADJOURN THE REGULAR BOARD SESSION OF JULY 12, 2016. IT WAS SUPPORTED BY COMM. BEGICK. THE MEETING CONCLUDED AT 5:21 P.M. BY A VOICE VOTE OF 6 YEAS, 0 NAYS, 1 EXCUSED-HEREK.

ERNIE KRYGIER, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

DIANE YAWORSKI
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

JULY 19, 2016

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A SPECIAL SESSION ON TUESDAY, JULY 19, 2016, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN ERNIE KRYGIER AT 4:25 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

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

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
DIANE YAWORSKI, SECRETARY TO THE COUNTY CLERK -EXCUSED
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: THOMAS J. HICKNER, COUNTY EXECUTIVE
TIFFANY JERRY, PERSONNEL AND EMPLOYEE RELATIONS DIRECTOR
DEBRA RUSSELL, ADMINISTRATIVE SERVICES DIRECTOR
JAN HISTED, FINANCE OFFICER
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL
CRISTEN GIGNAC, RECREATION & FACILITIES DIRECTOR
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

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

PLEDGE OF ALLEGIANCE:

CITIZENS INPUT

THERE WAS NO CITIZENS INPUT

ITEMS FOR CONSIDERATION

PERSONNEL/HUMAN SERVICES (MICHAEL E. LUTZ, CHAIR;

DONALD J. TILLEY, VICE CHAIR)

RES. 2016-184: COMM. LUTZ MOVED TO ADOPT RES. 2016-184 REGION VII, AREA AGENCY ON AGING, SUBMITTED PROPOSED FY 2017-2019 MULTI-YEAR - ANNUAL IMPLEMENTATION PLAN WHICH OUTLINES HOW FUNDS BENEFIT OLDER ADULTS WITHIN THE PLANNING AND SERVICE AREA. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-185: COMM. LUTZ MOVED TO ADOPT RES. 2016-185 THE BAY COUNTY PROBATE COURT RECEIVED A \$310,000 GRANT FROM THE U.S. DEPARTMENT OF JUSTICE IN 2012 TO WORK WITH THE BAY COUNTY WOMEN'S CENTER TO OPEN A SAFE HAVEN: SUPERVISED VISITATION AND SAFE EXCHANGE FACILITY. LAST YEAR A ONE-YEAR EXTENSION WAS GRANTED WITH THE GRANT SET TO EXPIRE ON SEPTEMBER 30, 2016. THE BALANCE LEFT AFTER MAY 2016 MONTH-END CLOSE IS \$163,856 AND TO RETAIN UNSPENT FUNDS, THE DEPARTMENT OF JUSTICE HAS A PROCESS ALLOWING RECIPIENTS TO CONTINUE DRAWING DOWN THE BALANCE AND EXTENDING THE GRANT FOR ANOTHER YEAR. THEY ARE ASKING FOR A LETTER FROM THE COURT AND COUNTY FUNDING UNIT TO PROCESS THIS EXTENSION. THE GRANT HAS NO REQUIRED MATCH AND REQUIRES NO LOCAL FUNDS FOR OPERATION. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

**MILLAGE QUESTIONS FOR NOVEMBER 8, 2016
ELECTION BALLOT**

RES. 2016-186: COMM. TILLEY MOVED TO ADOPT RES. 2016-186, 911 MILLAGE RENEWAL 2016-2021. SUBJECT TO APPROVAL, THE FOLLOWING BALLOT QUESTION BE SUBMITTED TO THE ELECTORS OF THIS COUNTY ON NOVEMBER 8, 2016, FOR THE PURPOSE OF RENEWING THE PROPERTY TAX LIMITATION BY .70 OF A MILL TO FUND THE 911 CENTRAL DISPATCH CONTINUED OPERATION IN BAY COUNTY. THIS MILLAGE WILL RAISE ESTIMATED REVENUES OF \$1,947,155.67 IN THE FIRST YEAR OF THE LEVY. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-187: COMM. TILLEY MOVED TO ADOPT RES. 2016-187, GYPSY MOTH SUPPRESSION PROGRAM 2016-2021. SUBJECT TO APPROVAL, THE FOLLOWING BALLOT QUESTION BE SUBMITTED TO THE ELECTORS

OF THIS COUNTY ON NOVEMBER 8, 2016, FOR THE PURPOSE OF RENEWING THE PROPERTY TAX LIMITATION BY .10 OF A MILL FOR THE PURPOSE OF CONTINUED SUPPRESSION, PUBLIC EDUCATION, AND MONITORING OF GYPSY MOTHS AND OTHER INVASIVE, NON-NATIVE PESTS THAT DAMAGE LOCAL HORTICULTURE (TREES AND PLANTS). THIS IS A RENEWAL OF THE 0.1 OF A MILL APPROVED BY THE VOTERS IN 2012 THAT EXPIRED IN 2015. THIS MILLAGE WILL RAISE ESTIMATED REVENUES OF \$278,165.10 IN THE FIRST YEAR OF LEVY. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

RES. 2016-188: COMM. COONAN MOVED TO ADOPT RES. 2016-188 MOSQUITO CONTROL MILLAGE RENEWAL. THE FOLLOWING BALLOT QUESTION SHALL BE SUBMITTED TO THE ELECTORS OF THIS COUNTY ON NOVEMBER 8, 2016, FOR THE PURPOSE OF RENEWING THE PROPERTY TAX LIMITATION BY .55 OF A MILL FOR THE PURPOSE OF CONTINUED CONTROL AND ABATEMENT OF MOSQUITOES. THIS IS A RENEWAL OF .45 OF A MILL AND A .10 MILL INCREASE FOR THE CONTINUATION OF THE MOSQUITO CONTROL PROGRAM APPROVED BY THE VOTERS IN 2007 THAT EXPIRED IN 2015. THIS MILLAGE WILL RAISE ESTIMATED REVENUES OF \$1,529,908.02 IN THE FIRST YEAR OF THE LEVY. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

ROBERT REDMOND: RIGHT NOW WE ARE AT .45 WE WANT TO RECOMMEND .55; AN INCREASE OF .10 MILL.

TOM PUTT: WE HAVE BEEN WORKING AT .45 MILLAGE FOR 28 YEARS AND OUR STAFF HAS DONE A WONDERFUL JOB KEEPING IT GOING. IN THE LAST 5 TO 8 YEARS WE KNEW OUR VEHICLES ARE GETTING OLD AND GETTING UP IN MILES. EVERY YEAR WE HAVE SAID WE WILL LET IT GO AND TAKE CARE OF THEM NEXT YEAR. WE ARE NOW AT THE POINT THAT WE NEED TO DO SOME REPLACEMENTS. IN 2012 WE MADE SOME MAJOR CUTS, SO WE HAVE BEEN DOING A VERY CONSERVATIVE JOB OVER THE YEARS. RIGHT NOW WE ARE DOING GOOD, IT HAS BEEN DRY, BUT ONE GOOD THUNDERSTORM AND IT COULD MAKE US DIP INTO OUR BUDGET EVEN HEAVIER. ONE OF THE THINGS WE WOULD LIKE TO DO MORE OF WAS SOME OF THE CATCH BASIN TREATMENT, WE LIKE TO USE NATURAL CERTIFIED ORGANIC PESTICIDE IN THE CATCH BASINS AS A SET IT AND FORGET IT METHOD. YOU TREAT IT ONCE AND IT REALLY SAVES A LOT OF LABOR DOWN THE ROAD. THE PRODUCT WE USE NOW MUST BE TREATED EVERY THIRTY DAYS. WE ARE ALSO

HOPING TO GET THE FUND BALANCE UP A BIT. WE NEED TO HAVE SOME EXTRA IN CASE OF A DISEASE OUTBREAK, WE NEED A LITTLE BACK UP.

COMM. BEGICK: WE SEEM TO BE FINDING MORE MOSQUITO BORN VIRUSES SO WE NEED TO BE READY.

TOM PUTT: A YEAR AGO WE HAD NEVER HEARD OF ZIKA, WE ALL KNOW THE WORLD IS SMALL AND PEOPLE TRAVEL ALL OVER THE WORLD. WE DO NOT KNOW WHAT THE FUTURE WILL HOLD WITH TRANSMITTED DISEASES. EVERY DAY WE ARE HEARING NEW THINGS ABOUT ZIKA, THERE ARE A LOT OF UNKNOWNNS. WE NEED TO BE PREPARED FOR THAT.

RES. 2016-189: COMM. TILLEY MOVED TO ADOPT RES. 2016-189 SENIOR CITIZENS MILLAGE RENEWAL 2016 - 2021. SUBJECT TO APPROVAL, THE FOLLOWING BALLOT QUESTION BE SUBMITTED TO THE ELECTORS OF THIS COUNTY ON NOVEMBER 8, 2016, FOR THE PURPOSE OF RENEWING THE PROPERTY TAX LIMITATION BY .55 OF A MILL TO FUND THE CONTINUATION OF PROGRAMS FOR SENIOR CITIZENS WITHOUT INTERRUPTION. THIS IS A RENEWAL OF .50 OF A MILL APPROVED BY THE VOTERS IN 2009 THAT EXPIRED IN 2016 AND A .05 MILL INCREASE FOR THE CONTINUATION OF SENIOR CITIZENS PROGRAMS. THIS MILLAGE WILL RAISE ESTIMATED REVENUES OF \$1,529,908.02 IN THE FIRST YEAR OF THE LEVY. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

UNFINISHED BUSINESS

COMM. KRYGIER: WE HAD THE REPRESENTATIVES FROM THE DEQ HERE AT ONE OF OUR BOARD MEETINGS, WHICH IN TURN ALLOWED US TO HAVE AN OPEN HOUSE AT BANGOR TOWNSHIP LAST WEDNESDAY. THERE WERE THREE DIFFERENT INDIVIDUALS THERE TO ADDRESS THE SPOILS SITE IN BANGOR TOWNSHIP, KNOWN AS BAYSIDE PARK. OUT OF THE MEETING, THERE HAS BEEN AN AGREEMENT TO PUT A COMMITTEE TOGETHER TO FURTHER STUDY AND WORK WITH THE DEQ TO ANSWER QUESTIONS THAT THEY HAD TO DEAL WITH THE TYPE OF SPOILS THAT WERE THERE AND WHETHER OR NOT THERE IS ACTUALLY A HEALTH HAZARD. WITH IN THE NEXT COUPLE OF WEEKS THAT COMMITTEE WILL MEET AGAIN AND I HOPE TO COME BACK TO THE BOARD AND BRING TO ATTENTION

WHAT IS GOING ON OUT IN THE TOWNSHIP SO PEOPLE CAN GET QUESTION ANSWERED.

COMM. LUTZ: THE DEQ AGREED TO DO LOTS OF TESTING THAT THE RESIDENTS WERE ASKING FOR, TO ASSURE THEM THAT THE WHOLE AREA IS SAFE.

COMM. KRYGIER: THE COMMITTEE IS COMPRISED OF INDIVIDUALS THAT LIVE AROUND THAT SITE AND HAVE A VESTED INTEREST TO MAKE SURE THAT IT IS DONE PROPERLY AND THAT QUESTIONS ARE ANSWERED.

NEW BUSINESS

THERE WAS NO NEW BUSINESS

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS

ANNOUNCEMENTS

COMM. KRYGIER: MUNGER POTATO FESTIVAL - JULY 28TH THROUGH JULY 31ST.

RECESS/ADJOURNMENT

MOTION 73: COMM. DURANCZYK MOVED TO ADJOURN THE SPECIAL BOARD SESSION OF JULY 19, 2016. IT WAS SUPPORTED BY COMM. LUTZ. THE MEETING CONCLUDED AT 4:45 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

DIANE YAWORSKI
SECRETARY TO THE CLERK

BOARD OF COMMISSIONERS