

BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, SEPTEMBER 8, 2015

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

35-63 **V MINUTES (7/14/15; 8/11/15)**

VI CITIZEN INPUT

VII PETITIONS AND COMMUNICATIONS

1 A. Presentation: Proclamation - October 15, 2015 as Conflict Resolution Day in Bay County **(Resolution no. 2015-192 attached - adopt and present)**

2- 5 B. Bay County Drain Commissioner - Proposed LiDar Grant **(Seeking authorization to participate in the Michigan Department of Agriculture and Rural Developments (MDARD) Application for Grant Funds Under the United States Geological Survey (USGS) Three Dimensional Elevation Program (3DEP) for the Acquisition of Quality Level 2 (QL2) Light Detection and Ranging (Lidar) Data - adopt proposed resolution no. 2015-193 attached - adopt)**

6- 8 C. Court Administrator - Extension of U.S. Department of Justice Grant **(Requesting authorization for Board Chair to sign letter requesting extension of the grant - adopt proposed resolution no. 2015-194 attached)**

VIII

REPORTS/RESOLUTIONS OF COMMITTEES

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

- 9 1. No. 2015-195 - Agreement for Police Services/Liaison Officer between Bay City Public Schools and Bay County (Sheriff Department)
- 10 2. No. 2015-196 - Use of Golf Course Property for Duration of Medical Care Facility Project
- 11 3. No. 2015-197 - Excavation of Peace Capsule (Historical Society)
- 12 4. No. 2015-198 - Modification 1 to Restatement of Interlocal Agreement Establishing Saginaw County/Bay County/Midland County Job Training Partnership Act (JTPA) Consortium to include Gratiot and Isabella Counties (Michigan Works!)
- 13 5. No. 2015-199 - Terms of Richard L. Byrne and Patrick H. Beson on the Tri City Area Joint Airport Zoning Board
- 14 6. No. 2015-200 - Grant Funding for Boardwalk Project at Bay City State Recreation (Environmental Affairs)
- 15 7. No. 2015-201 - FY 2015-2016 Comprehensive Planning, Budgeting and Contracting Agreement (CPBC) (Health Dept.)
- 16 8. No. 2015-202 - Aerial Spraying for 2016 and 2017 (Mosquito Control)
- 17 9. No. 2015-203 - Bangor Township Communications Tower Project (9-1-1 Central Dispatch)
- 18 10. No. 2015-204 - Community Center Furnaces (2) (Buildings and Grounds)
- 19 11. No. 2015-205 - In-Line Gas Valve - Riverside Center (Buildings and Grounds)
- 20 12. No. 2015-206 - Pinconning Park 4x4 ATV (Buildings and Grounds)
- 21 13. No. 2015-207 - Golf Course Maintenance Barn Roof (Buildings and Grounds)

- 22 14. No. 2015-208 - Payables (General Fund; Housing)
- 23 15. No. 2015-209 - Paws in the Park Event (Animal Control)

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

- 24 1. No. 2015-210 - Process for Filling 9-1-1 Dispatcher Vacancies (9-1-1 Central Dispatch)
- 25 2. No. 2015-211 Vacancies: Division on Aging; Sheriff Department; Finance Department

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

- 26-29 1. No. 2015-212 - Reports of County Executive
- 30-31 2. No. 2015-213 - 4029 Tax Rate Request (Equalization)
- 32-34 3. No. 2015-214 - Workforce Development Board Appointments

IX REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

- A. County Executive

X UNFINISHED BUSINESS

XI NEW BUSINESS

XII MISCELLANEOUS

XIII ANNOUNCEMENTS

- A. **2015 Appointments:**

- 1. OCTOBER:**

- a. **Land Bank Authority - One At-Large Representative, 3 year term - Matt de Heus)**
- b. **Department of Health and Human Services Board of Directors (One 3 year term - Cynthia Howell - NOTE: Governor's appointment)**

- 2. NOVEMBER: Building Authority (Two 6 year terms - Gary Phillips; Rick Bukowski)**

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

XIV CLOSED SESSION (If requested)

- A. Corporation Counsel - Pending Litigation

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

XV RECESS/ADJOURNMENT

ACTION TAKEN BY BAY COUNTY BOARD OF COMMISSIONERS

DATE OF BOARD MEETING: September 8th, 2015

PAGE /

MOTION/ RES. NO.	INTRODUCED/ SUBMITTED BY	SUBJECT OF RESOLUTION/MOTION	ADOPTED	AMENDED	CORRECTED	DEFEATED	REFERRED	TABLED	WITHDRAWN
2015-192	Board of Comm.	National Conflict Resolution Day be set aside the third Thursday in October in recognition of the mediation process and to increase public awareness of constructive ways to resolve interpersonal and intergroup conflicts of any type	XX						
2015-193	Board of Comm.	Authorizing Participation in the Michigan Department of Agriculture and Rural Developments (MDARD) Application for grant funds Under States Geological Survey (USGS) Three Dimensional Elevation Program (3DEP) Doe the Acquisition of Quality Level 2 (QL2) Light Detection and Ranging (LIDAR) Data	XX						
2015-194	Board of Comm.	Extension of Grant (2012-CW-AX-K017) for another year for Bay County Women's Center	XX						
2015-195	Ways and Means	Police Services /Liaison Officer between Bay City Public Schools and Bay County (Sheriff Department)	XX						
2015-196	Ways and Means	Use of Golf Course Property for Duration of Medical Care Facility Project	XX						
2015-197	Ways and Means	Excavation of Peace Capsule (Historical Society)	XX						
2015-198	Ways and Means	Modification 1 to restatement of Interlocal Agreement Establishing Saginaw County/Bay County/Midland County Job Training Partnership Act (JTPA) Consortium to include Gratiot and Isabella Counties (Michigan Works)	XX						
2015-199	Ways and Means	Terms of Richard L. Byrne and Patrick H. Beson on the Tri City Area Joint Airport Zoning Board	XX						

2015-200	Ways and Means	Grant Funding for Boardwalk Project at Bay City State Recreation (Environmental Affairs)	XX						
2015-201	Ways and Means	FY 2015-2016 Comprehensive Planning Budgeting and Contracting Agreement (CPBC) (health Dept.)	XX						
2015-202	Ways and Means	Aerial Spraying for 2016 and 2017 (Mosquito Control)	XX						
2015-203	Ways and Means	Bangor Township Communications Tower Project (9-1-1 Central Dispatch)	XX						
2015-204	Ways and Means	Community Center Furnaces (2) (Buildings and Grounds)	XX						
2015-205	Ways and Means	In Line Gas Valve- Riverside Center (Buildings and Grounds)	XX						
2015-206	Ways and Means	Pinconning Park 4x4 ATV (Buildings and Grounds)	XX						
2015-207	Ways and Means	Golf Course Maintenance Barn Roof (Buildings and Grounds)	XX						
2015-208	Ways and Means	Payables (General Fund; Housing)	XX						
2015-209	Ways and Means	Paws in the Park Event (Animal Control)	XX						
2015-210	Personnel/Human	Process for Filling 9-1-1 Dispatcher Vacancies (9-1-1 Central Dispatch)	XX						
2015-211	Personnel/Human	Vacancies: Division on Aging; Sheriff Department; Finance Department	XX						
2015-212	Board of Comm.	Reports of County Executive	XX						
2015-213	Board of Comm.	4029 Tax Rate Request (Equalization)	XX						
2015-214	Board of Comm.	Workforce Development Board Appointments	XX						
	MOTIONS								
61	BEGICK	APPROVE MINUTES FROM 7/14/2015 AND 8/11/2015	XXX						
62	TILLEY	CLOSED SESSION FOR DISCUSSION OF PENDING SHERIFF DEPT. MATTERS	XXX						
63	TILLEY	BACK TO REGULAR ORDER FROM CLOSED SESSION	XXX						
64	HEREK	ADJOURNMENT OF THE REGULAR MEETING	XXX						

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS

WHEREAS, Conflict resolution is a way of people solving individual disputes, as well as a means toward creating a more peaceful community; and

WHEREAS, Our citizens possess the moral authority and power to resolve conflicts on their own; and

WHEREAS, The conflict resolution process empowers all individuals, families, communities, schools, businesses, and organizations to foster communication and devise solutions that are acceptable to the needs and interests of all the parties involved; and

WHEREAS, Michigan Public Act 260 of 1988, known as the Community Dispute Resolution Act, authorized the establishment of Community Dispute Resolution Program Centers throughout the state of Michigan; and

WHEREAS, The Michigan Supreme Court Administrative Office provides support to nineteen community resolution centers together as the Michigan Community Dispute Resolution Program Centers' Association, which provide trained volunteer mediators to assist in conflict resolution; and

WHEREAS, Community-based volunteers and professional partners, trained in conflict resolution, are the backbones of this program. These trained mediators provide mediation, facilitation, and conciliation when asked by their peers or ordered by the court; and

WHEREAS, These volunteers and professionals, serving as mediators, provide low-cost, quality services that can strengthen and restore relationships by relieving parties and courts of costly litigation, resulting in less time involved to reach a mutually satisfactory solution rather than an order imposed on them by a third party; and

WHEREAS, The third Thursday in October is set aside as National Conflict Resolution Day in recognition of the mediation process and to increase public awareness of constructive ways to resolve interpersonal and intergroup conflicts of any type; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners does hereby proclaim, Thursday, October 15, 2015, as Conflict Resolution Day in Bay County, Michigan and encourages its citizens to acknowledge the value of conflict resolution thru mediation, facilitation, and conciliation and encourage use of this form of dispute resolution and to get involved in and support their local Community Dispute Resolution Program Centers.

ERNIE KRYGIER, CHAIR
AND BOARD

Conflict Resolution Day - 10-15-15

MOVED BY COMM. Herek

SUPPORTED BY COMM. Begick

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

VOTE TOTALS:
ROLL CALL: YEAS 6 NAYS 0 EXCUSED 1
VOICE: YEAS 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED ✓ DEFEATED WITHDRAWN
AMENDED CORRECTED REFERRED

-/-

RESOLUTION

NO: 2015-193

Bay COUNTY

DATE: 9/8/2015

RESOLUTION OF SUPPORT AND AUTHORIZING PARTICIPATION IN THE MICHIGAN DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT'S (MDARD) APPLICATION FOR GRANT FUNDS UNDER THE UNITED STATES GEOLOGICAL SURVEY (USGS) THREE DIMENSIONAL ELEVATION PROGRAM (3DEP) FOR THE ACQUISITION OF QUALITY LEVEL 2 (QL2) LIGHT DETECTION AND RANGING (LIDAR) DATA.

WHEREAS, the USGS has announced a grant program for matching and cost sharing associated with the acquisition of LIDAR data under its 3DEP program; and

WHEREAS, QL2 LIDAR data will provide communities with the data to produce hyper-accurate topographic contour mapping for GIS based spatial imaging; and

WHEREAS, QL2 LIDAR data has significant benefits for planning, roads, floodplain mapping, wildlife and habitat management, recreation, flood modeling, site planning and many other uses; and

WHEREAS, the Natural Resources Conservation Service (NRCS) has pledged significant matching funds for the program; and

WHEREAS, more than 20 counties in Southern Lower Michigan have expressed interest in participating in the program; and

WHEREAS, the broad support between the many interested agencies and local units of government will allow counties to acquire LIDAR data at roughly one-third the cost necessary to singly acquire the data; and

WHEREAS, the cost for individual counties to acquire the data and leverage the federal agency matching funds will be \$100 per square mile of territory, or forty-eight thousand four hundred Dollars (\$48,400); and

WHEREAS, the acquisition of LIDAR data will provide an important data tool for the county's spatial data program at a much reduced cost.

THEREFORE BE IT RESOLVED that the Bay County Board of Commissioners requests its inclusion and authorizes its participation in MDARD's application to the USGS' 3DEP grant program;

SECTION I: that the County Board Chair is hereby authorized and directed to coordinate with MDARD and other partner agencies and governments in filing with the U.S. Geological Survey (USGS) for a grant to fund the 3D Elevation Program/National Geospatial Program within the County of Bay.

SECTION II: That the County Board Chair is hereby authorized and directed to provide and

RES No. 2015-193
9/8/2015

execute any additional documents, on behalf of the County of Bay, which may be required by the USGS to secure the aforesaid grant.

SECTION III: That, should said grant be approved and issued by USGS, the Board Chair is hereby authorized and directed to accept the same and comply with the conditions of the grant and the funding for the aforesaid project.

ERNIE KRYGIER, CHAIR
AND BOARD

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 1

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

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (9/8/15)

WHEREAS, 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 up a Safe Haven: Supervised Visitation and Safe Exchange facility; and

WHEREAS, This grant was set to expire September 30, 2015, however, unspent funds remain and the Court has been notified that the Department of Justice has agreed to extend the grant period for another year; and

WHEREAS, The grant has no required match and requires no local funds for operations; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes the Chairman of the Board to sign the letter to the U.S. Department of Justice requesting an extension of the grant (2012-CW-AX-K017) which will allow the Court and the Women's Center to continue to meet the needs of Bay County residents.

ERNIE KRYGIER, CHAIR AND BOARD

Probate Court - Safe Haven Grant Extension

MOVED BY COMM. Herek

SUPPORTED BY COMM. Duranczyk

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

VOTE TOTALS: ROLL CALL: YEAS 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED [checked] DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, The Bay County Sheriff Department provides law enforcement services/Liaison Officer to the Bay City Public Schools to augment existing patrols with police presence and availability for the School District; and

WHEREAS, The School District is willing to pay Bay County for the provision of such availability and service; and

WHEREAS, This mutually agreeable arrangement has worked well for several years and both parties to said Agreement wish to continue this arrangement; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Agreement for Police Services/Liaison Officer between the Bay City Public Schools and Bay County (Sheriff Department) and authorizes the Chairman of the Board to execute Agreement on behalf of Bay County following legal review/approval; Be It Further

RESOLVED That budget adjustments related to this Agreement are approved.

KIM COONAN, CHAIR
AND COMMITTEE

Sheriff Dept - School Liaison Officer

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 1

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

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, An upcoming extensive construction project at the Bay County Medical Care Facility, approved by the Department of Health and Human Services Board, involves building additions and renovations to approximately 13,470 GSF of the existing facility with a preliminary estimated cost of \$6.25 million with a 12% contingency of \$.75 million totaling \$7.00 million; and

WHEREAS, The Bay County Medical Care Facility wishes to utilize an area approximately 100 feet off Hampton Road and the entire area running east to west for staging/contractor parking removing the top soil and installing stonecrete to create the parking lot/staging area for the duration of the project; and

WHEREAS, There is no activity that will affect the driving range, however, it is expected this area will remain a staging area until the entire project is completed at which time, the area will be replanted with grass; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes a Memorandum of Understanding which will be drafted by Corporation Counsel to cover terms and conditions for use of the Golf Course property (100 feet off Hampton Road and the entire area running east to west) for the duration of the Medical Care Facility Project; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute said Memorandum of Understanding on behalf of Bay County.

KIM COONAN, CHAIR
AND COMMITTEE

Golf Course - Medical Care Facility Project

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 1

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

-10-

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)
 WHEREAS, In September 1965 the Bay County Labor Council buried the "John F. Kennedy Peace Capsule" on the south-western lawn of the Bay County Building; and
 WHEREAS, The time capsule included documents honoring Bay City's history and Centennial Celebration as well as "letters to tomorrow" that were submitted by members of the public; and
 WHEREAS, The "Peace Capsule" was then donated to the Bay County Historical Society via letter dated September 8, 1965, for "safe-keeping" with the intent that it be opened 100 years after burial in 2065, however, in November 1969, the Historical Society was approached by the Bay County Labor Council with a request to amend the 100 years to 50 years after it was buried; and
 WHEREAS, On June 24, 2015, the current Historical Society Board voted to request permission and assistance from Bay County to excavate the capsule this Fall in keeping with the promise made in 1965 and amended in 1969 and that request has been formally submitted; and
 WHEREAS, It is the desire of the Historical Society to open the capsule in conjunction with Bay City Sesquicentennial Celebration events planned for late September; and
 WHEREAS, The Historical Society is also requesting authorization to work with County staff on a plan to possibly re-bury another time capsule in the same vault possibly later in the Fall; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners authorizes Bay County staff to work with the Bay County Historical Society on the excavation of the John F. Kennedy Peace Capsule and possible reburial of another time capsule on the south-western lawn of the Bay County Building on a date and time convenient to Bay County staff and the Historical Society.

KIM COONAN, CHAIR
 AND COMMITTEE

Historical Society - Excavation of Kennedy Peace Capsule
 MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 2

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

-11-

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, Based on a directive from the State of Michigan, it is necessary to modify the Restatement of the Interlocal Agreement dated June 28, 1983, as amended, establishing the Saginaw County/Midland County/Bay County Jobs training Partnership Act (JTPA) Consortium; and

WHEREAS, Modification 1 expands the Restatement of Interlocal Agreement to include Michigan Works! services in the County of Gratiot and the County of Isabella; and

WHEREAS, This Modification is to be temporary commencing October 1, 2015 and terminating June 30, 2016, at which time the participating counties intend to enter into a new Interlocal Agreement establishing a more permanent governance structure; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves Modification 1 to Restatement of the Interlocal Agreement dated June 28, 2983, as amended, establishing the Saginaw County/Midland County/Bay County Jobs training Partnership Act (JTPA) Consortium and authorizes the Chairman of the Board to execute said Modification 1 on behalf of Bay County following legal review/ approval.

KIM COONAN, CHAIR AND COMMITTEE

Michigan Works! - Modification 1 to Restatement of Interlocal Agreement

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Begick

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

VOTE TOTALS: ROLL CALL: YEAS NAYS EXCUSED VOICE: YEAS 6 NAYS 0 EXCUSED 2

DISPOSITION: ADOPTED DEFATED WITHDRAWN AMENDED CORRECTED REFERRED

**MODIFICATION 1
TO
RESTATEMENT OF THE INTERLOCAL AGREEMENT
DATED JUNE 28, 1983, AS AMENDED,
ESTABLISHING THE SAGINAW COUNTY/MIDLAND COUNTY/BAY COUNTY
JOB TRAINING PARTNERSHIP ACT (JTPA) CONSORTIUM**

This Modification 1 to the Restatement of the Interlocal Agreement (hereinafter "Modification") is entered into as of the first day of October, 2015, by the County of Saginaw, the County of Midland, the County of Bay, the County of Isabella, and the County Gratiot (hereinafter "the Counties") pursuant to the Michigan Urban Cooperation Act, being Public Act 7 of 1967 (ex. sess.), as amended.

WHEREAS, the Counties are each a "public agency" as defined by the Michigan Urban Cooperation Act, being Public Act 7 of 1967 (ex. sess.), as amended; and each may separately exercise the power, privilege, and authority they share in common and wish to exercise jointly with the other; and

WHEREAS, the County of Saginaw, the County of Midland, and the County of Bay entered into the Restatement of the Interlocal Agreement governing Michigan Works! programs in their area on April 8, 2014; and

WHEREAS, the Counties wish to expand the Restatement of Interlocal Agreement to include Michigan Works! services in the County of Gratiot and the County of Isabella;

THEREFORE, the Counties agree to the following:

I. DURATION

The Counties intend this Modification to be temporary in nature. This Modification commences on October 1, 2015, and shall cease on June 30, 2016. It is the intent of the Counties to enter into a new Interlocal Agreement establishing a more permanent governance structure prior to the termination of this Modification.

II. CONTINUATION OF RESTATEMENT

The provisions of the Restatement of the Interlocal Agreement entered into on April 8, 2014 (hereinafter "the Restatement") remain in full force and effect except as amended by this Modification.

III. REFERENCE TO "THE COUNTIES"

All references to "the Counties" in the Restatement mean the County of Saginaw, the County of Midland, the County of Bay, the County of Isabella, and the County of Gratiot.

IV. AMENDMENT TO RESTATEMENT SECTION IV.D

Section IV.D of the Restatement dealing with Consortium Board membership is amended to read as follows:

The membership of the Consortium Board shall consist of members of the Boards of Commissioners of the Counties or their County Administrator. In the case of Bay County, one of its members may be its chief elected official, the Bay County Executive, or his or her appointee. Each County shall establish its own rules and procedures for appointing its members to the Consortium Board. Each County may remove its respective Consortium Board members (and alternates, if applicable) at will.

- i. The Consortium Board shall consist of 13 members: 5 members from Saginaw County, 3 members from Bay County, 2 members from Midland County, 2 members from Isabella County, and 1 member from Gratiot County.
- ii. A quorum of the Consortium Board shall consist of a majority of its members and will be required in order to conduct business.
- iii. The addition of another county to the Consortium Board shall require the affirmative vote of each of the Counties and a majority vote of the Consortium Board.
- iv. The County Board of Commissioners for each County shall determine whether its members of the Consortium Board shall serve with or without compensation.

V. AMENDMENT TO RESTATEMENT SECTION IV.F

Section IV.F of the Restatement dealing with Consortium Board voting is amended to read as follows:

An affirmative vote of a majority of the membership present shall be required in order to pass any motion or resolution. However, adoption or amendment of the Consortium Board's by-laws shall require the affirmative vote of nine (9) members of the Consortium Board.

VI. AMENDMENT TO RESTATEMENT SECTION IV.H

The final sentence of Section IV.H of the Restatement dealing with the Consortium Board Director is amended to read as follows:

The Consortium Board may recommend the termination of the Director to the Administrative Unit with the affirmative vote of nine (9) members of the Consortium Board.

IN WITNESS WHEREOF, the undersigned have placed their hands and seals the day and year set below their signatures.

COUNTY OF BAY

By: _____
Ernie Krygier, Chair, Board of Commissioners

Date: _____

COUNTERSIGNED:

By: _____
Clerk of Bay County

COUNTY OF ISABELLA

By: _____
George Green, Chair, Board of Commissioners

Date: _____

COUNTERSIGNED:

By: _____
Clerk of Isabella County

COUNTY OF SAGINAW

By: _____
Michael J. Hanley, Chair, Board of Commissioners

Date: _____

COUNTERSIGNED:

By: _____
Clerk of Saginaw County

COUNTY OF GRATIOT

By: _____
Laura McCollum, Chair, Board of Commissioners

Date: _____

COUNTERSIGNED:

By: _____
Clerk of Gratiot County

COUNTY OF MIDLAND

By: _____
Mark Bone, Chair, Board of Commissioners

Date: _____

COUNTERSIGNED:

By: _____
Clerk of Midland County

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, Bay, Midland and Saginaw Counties each have three (3) seats on the Tri City Area Joint Airport Zoning Board, the term for which is six (6) years, and currently representing Bay County are Richard L. Byrne, Patrick H. Beson and Ernie Krygier; and

WHEREAS, While Ernie Krygier's term on the Tri City Area Joint Airport Zoning Board is defined as running from September 2013 to September 2019, there is no term expiration reflected for Richard L. Byrne and Patrick H. Beson; and

WHEREAS, This Board does not meet on a regular basis and no per diem is paid to the representatives and, pursuant to the Michigan Aeronautics, the Board of Commissioners must approve the appointments; and

WHEREAS, In an effort to be consistent and eliminate confusion as regards the terms of Bay County's representatives on the Tri City Area Joint Airport Zoning Board, the terms of Richard L. Byrne and Patrick H. Beson should be the same as that of Ernie Krygier; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners that term of Richard L. Byrne and Patrick H. Beson on the Tri City Area Joint Airport Zoning Board shall expire in September 2019.

KIM COONAN, CHAIR
AND COMMITTEE

Tri City Area Joint Airport Zoning Board - Byrne & Beson

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Duranczyk

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 1

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

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)
 WHEREAS, The Bay County Executive and the Bay County Board of Commissioners have been working closely with the Department of Natural Resources (DNR) for beach and access improvements at the Bay City State Recreation Area (BCSRA); and
 WHEREAS, The DNR proposal for a boardwalk across the "wetlands" to a new groomed area along the beachfront has progressed, with a number of accomplishments; and
 WHEREAS, The Army Corps of Engineers (ACOE) has identified a 650' long section on the shoreline in front of the Spray Park that is not covered by the (Do not Disturb) Deed Restriction as is most of the remaining beachfront shoreline at the SBCSR. This will allow for a 650' beach that would be able to be permitted under a General Permit for public beach grooming; and
 WHEREAS, The DNR Partnership grant (\$35K) was awarded to the Friends of BCSRA towards the construction of the Boardwalk project; and
 WHEREAS, A Bay Area Community Foundation Grant (\$14,400) was awarded to the Bay Area Chamber of Commerce to be used for construction costs towards the Boardwalk project and related site amenities. The Chamber has forwarded these funds to Bay County; and
 WHEREAS, The DEQ has permitted the Boardwalk and we are working to tweak the final design based on the ACOE comments; and
 WHEREAS, Funding raised thus far will go a long way to advance construction of the actual Boardwalk to the beach at the BCSRA, and an ADA accessible access pathway will be included in conjunction with the Boardwalk. This may require several additional ADA parking spaces at the entrance of the BCSRA and some modifications to the drawings. As this is a community-supported project, additional grant funds will be sought to complete this work and be ready for Spring 2016 Construction; and
 WHEREAS, The recent Bay County - DNR Lakefront and Beach Access Study identified the Boardwalk as a priority in Action Strategy #1. The "complete" project was estimated to cost approximately \$101,000.00, so approximately \$45,000.00 will be pursued from grant sources; Therefore, Be It
 RESOLVED By the Bay County Board of Commissioners that the Director of Environmental Affairs and Community Development is authorized to apply for further grant funding, not requiring a cash County match, in order to complete the Boardwalk Project and the Chairman of the Board is authorized to execute said Grant application documents on behalf of Bay County; Be It Further
 RESOLVED The Bay County Buildings and Grounds crew is authorized to contribute the labor to build the Boardwalk, an estimated value of \$7,000.00, which will serve as Bay County's in-kind match contribution (no General Funds dollars will be utilized); Be It Further
 RESOLVED That the Chairman of the Board is authorized to execute all contracts and documents resulting from the grant award on behalf of Bay County following legal review/approval;
 RESOLVED That the applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further
 RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County.

KIM J. COONAN, CHAIR
 AND COMMITTEE

Env Affairs - Authorization for Additional Grant Applications for Boardwalk Project

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 1
 DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

-14-

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, The purpose of the FY 2015-16 Comprehensive Planning and Budgeting Contract (CPBC) Agreement between Bay County ("Contractor") and the Michigan Department of Community Health ("Department") is to set forth a joint and cooperative Contractor/Department relationship and basis for facilitating the delivery of public health services to the citizens of Bay County, as described in the Agreement's Output Measures and Annual Budget, established Minimum Program Requirements, and all other applicable Federal, State and Local laws and regulations pertaining to the Contractor and the Department. Public health services to be delivered under this agreement include Local Public Health Operations (LPHO) and Categorical Programs as specified in the Agreement, said Agreement covering services from October 1, 2015 and continuing through September 30, 2016; 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 \$1,261,006.00 with the enactment of the FY 15/16 Michigan Department of Community Health (MDCH) Appropriation Bill. Any subsequent allocation changes will be made in Amendment #1; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the FY 15/16 CPBC Agreement; Be It Further

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; Be It Further

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

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

KIM COONAN, CHAIR
AND COMMITTEE

Health Dept - 2015-2016 CPBC Agreement
MOVED BY COMM. Coonan

SUPPORTED BY COMM. Begick

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 4

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

-15-

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, Bay County Mosquito Control's annual aerial treatment is the most important larviciding activity in its program with the single highest control cost; and

WHEREAS, In 2015, 44,649 acres of seasonal flooded woodlots throughout Bay County were successfully treated; and

WHEREAS, The aerial treatment contract was last bid out in late 2014 and Earl's Spray Service from Breckenridge, MI, was the lowest qualified and only bidder for the 2014-15 seasons, performing quality, reputable work; and

WHEREAS, The owner of Earl's Spray Service has indicated that his local company would extend the current contract with all the terms and conditions for the next two (2) years; and

WHEREAS, The total cost of the aerial treatment services will not exceed the 2016 budget and the rate will be \$4.25 per acre; and

WHEREAS, In an effort to stabilize the cost of a crucial portion of the Mosquito Control Treatment Program and assist with budgeting for the next two years, the Mosquito Control Manager recommends in favor of extending the contract with Earl's Spray Service for the next two (2) years (2016 & 2017); Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves extension of the contract with Earl's Spray Service for 2016 and 2017, with the current terms and conditions, and authorizes the Chairman of the Board to execute the contract extension on behalf of Bay County following legal review/approval.

KIM COONAN, CHAIR AND COMMITTEE

Mosquito Control - Earl's Spray Service

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

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

VOTE TOTALS: ROLL CALL: YEAS NAYS EXCUSED VOICE: YEAS 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED / DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED

-16-

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (9/1/15)
- WHEREAS, The Bangor Township Recreation room, located just behind the Bangor Fire Station, serves as the Bay County 9-1-1 backup center and, as part of housing our Backup Center at Bangor Township, the Township has allowed Bay County 9-1-1 to co-locate our VHF and 800 MHz radio antennas on the Bangor Fire Dept radio tower which was erected in the early 1960's. Currently, Bangor Township Fire no longer needs use of the tower; and
- WHEREAS, A few weeks ago, it was brought to 9-1-1's attention that the Bangor Township Tower is structurally unsound, i.e. the tower base has deteriorated which has compromised the overall structural integrity of the tower; and
- WHEREAS, Due to both the safety concern as well as the public safety communications concern the existing Bangor Tower poses, 9-1-1 plans to purchase a new tower; and
- WHEREAS, The new tower will be public safety grade engineered for 100' and installed at 70' and, in fact, the tower would be an exact duplication of the tower 9-1-1 installed for the siren system, 5 years ago. (The siren tower is located at 9-1-1); and
- WHEREAS, Bangor Township will cover the costs associated with tearing down and removing the existing tower and, in accordance with the Bay County Purchasing Policy, 9-1-1 will incur the costs associated with the purchase and installation of: the new tower; the moving of existing 9-1-1 radio equipment; and fencing the tower site; and
- WHEREAS, 9-1-1 will reallocate dollars to complete the Bangor Radio Tower Project - the entire project is estimated to cost \$38,000; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners authorizes the Bangor Radio Tower Project and authorizes the Chairman of the Board to execute all documents required to implement the Project on behalf of Bay County following legal review/ approval; Be It Further
- RESOLVED That required budget adjustments related to the Bangor Radio Tower Project are approved.

KIM COONAN, CHAIR
AND COMMITTEE

9-1-1 - Bangor Radio Tower Project

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Begick

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 2

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

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, Furnace units (2) which heat the locker rooms and guard shack at the Bay County Community Center are non-functioning and need to be replaced; and

WHEREAS, The cost of replacement would not exceed \$5,000, however, funds have not been budgeted in 2015 for the furnace replacement; and

WHEREAS, County staff will install both furnaces; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners appropriates up to \$5,000 from Fund Balance for the purchase of two (2) furnace units at the Bay County Community Center.

KIM COONAN, CHAIR AND COMMITTEE

Bldgs & Grnds - Community Center Furnaces

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Duranczyk

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 10 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED DEFERRED WITHDRAWN AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, Presently the Bay County Division on Aging reimburses the County for utility usage at the Riverside Center based on an old calculation of shared space and services; and

WHEREAS, Installation of a new in-line gas meter will allow for an accounting of actual gas consumption by the Riverside Center as is the case for water meter and electrical meter utilities; and

WHEREAS, The estimated cost for the meter and piping is \$2,100 and those funds are not budgeted in the Buildings and Grounds 2015 budget; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners appropriates up to \$2,100 from Fund Balance for a new in-line gas meter and piping to record actual gas consumption at the Riverside Center.

KIM COONAN, CHAIR AND COMMITTEE

Bldgs & Grnds - In-Line Gas Meter for Riverside Center

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

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

VOTE TOTALS: ROLL CALL: YEAS NAYS EXCUSED VOICE: YEAS 6 NAYS 0 EXCUSED 2

DISPOSITION: ADOPTED DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, The current golf cart utilized at Pinconning Park has reached its life expectancy and is not a good work vehicle; and

WHEREAS, Replacing this piece of equipment with a 4x4 ATV will allow for beach grooming, hauling of tools in the dump box, moving gravel and dirt, and pulling at least 1,000 lbs. when necessary; and

WHEREAS, The ATV is a "side-by-side" allowing two employees to ride together to a job site; and

WHEREAS, Funds required (\$9,000) have not been budgeted for this purchase; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners appropriates up to \$9,000 for the purchase of a 4x4 ATV, monies to come from Fund Balance.

KIM COONAN, CHAIR AND COMMITTEE

Bldgs & Grnds - Pinconning Park 4x4 ATV

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Duranczyk

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	/			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 0 NAYS 0 EXCUSED 2

DISPOSITION: ADOPTED DEFATED WITHDRAWN AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, The roof of the Bay County Golf Course maintenance barn is approximately 25 years old and in poor condition; and

WHEREAS, It is proposed that this roof be replaced with a 40 year steel roof at a cost of approximately \$11,750 to be installed by County staff; and

WHEREAS, Fund for this replacement have not been budgeted in the 2015 budget; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves installation of a new steel roof for the Golf Course maintenance barn by County staff at a cost up to \$11,750 monies to come from Golf Course Fund Balance; Be It Further

RESOLVED That required budget adjustments related to the roof replacement are approved.

KIM COONAN, CHAIR AND COMMITTEE

Bldgs & Grnds - Golf Course Maintenance Barn Roof

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

Table with 4 columns of Commissioner names and 4 columns of Y/N/E vote indicators.

VOTE TOTALS: ROLL CALL: YEAS NAYS EXCUSED VOICE: YEAS 6 NAYS 0 EXCUSED 4

DISPOSITION: ADOPTED DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

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

ACCOUNTS PAYABLE:

8/12/15	\$1,377,292.41
8/19/15	\$ 355,668.99
8/26/15	\$ 510,581.46
9/02/15*	\$ 200,867.43*

HOUSING (Center Ridge Arms):

8/06/15	\$ 31,361.32
8/21/15	\$ 27,993.57

*Received after Ways and Means Committee meeting

KIM COONAN, CHAIR
AND COMMITTEE

Payables-September

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Begick

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 1

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

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)
 WHEREAS, Bay County Animal Control has been contacted by Digits Media to sponsor a "Paws in the Park" event at the Bay County Fairgrounds on Saturday, September 12, 2015; and
 WHEREAS, It is anticipated this event will attract over 5,000 pet lovers from around our community with many non-profit organizations, animal rescue groups, service providers and pet lovers coming together from 11:00 a.m. til 5:00 p.m.; and
 WHEREAS, There is no financial impact to the County since this event is sponsored by Bay County Animal Control; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners authorizes Bay County Animal Control to sponsor Paws in the Park on Saturday, September 12, 2015 from 11:00 a.m. to 6:00 p.m.; Be It Further
 RESOLVED That the Chairman of the Board is authorized to execute any agreement required for this event on behalf of Bay County following legal review/ approval.

KIM COONAN, CHAIR
 AND COMMITTEE

Animal Control - Paws in the Park

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			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 6 NAYS 0 EXCUSED 1

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

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (8/18/15)

WHEREAS, Studies indicate a national turnover rate between 17%-19% in the field of 9-1-1 Dispatching and that a dispatcher's career averages two to three years; and

WHEREAS, Bay County's turnover rate is comparable to the National Average at 16% and, since 2007, 9-1-1 averages four dispatchers leaving annually; and

WHEREAS, Reasons for the turnover include the inability to conform to the demands of the profession, disciplinary issues, stress, scheduling conflicts, mandatory overtime, rigorous and intense training program and awkward schedules; and

WHEREAS, Due to minimum staffing levels, a decrease in time between the loss and replacement of 9-1-1 personnel will decrease overtime costs, important not only from a cost standpoint but also from a safety standpoint as overtime diminishes individuals' awareness and decision making abilities

WHEREAS, 9-1-1 is budgeted for twenty-four 9-1-1 Dispatcher positions; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes 9-1-1 to hire a temporary Dispatcher(s) as a vacancy(s) occurs for the period of time required to post/fill the budgeted full time Dispatcher(s) positions; Be It Further

RESOLVED That required related budget adjustments are approved.

MICHAEL E. LUTZ, CHAIR
AND COMMITTEE

9-1-1 - Filling Dispatcher Vacancies

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Coonan

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

VOTE TOTALS:

ROLL CALL: YEAS 6 NAYS 0 EXCUSED 1
VOICE: YEAS 6 NAYS 0 EXCUSED 1

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

-24-

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (8/18/15)

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

- 1. Division on Aging - Driver (part time, \$10.18/hr. entry)
2. Sheriff Department - CFO (full time, \$15.95/hr. entry)
3. Finance Department - Account Clerk IV (full time, \$15.81/hr. entry)

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

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

MICHAEL E. LUTZ, CHAIR AND COMMITTEE

Vacancies - September

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Coonan

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

VOTE TOTALS: ROLL CALL: YEAS NAYS EXCUSED VOICE: YEAS 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (9/8/15)

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

1. Employment Status Report - August 2015

ERNIE KRYGIER, CHAIR
AND BOARD

County Executive - Status Reports

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Begick

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	/			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 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

**CHANGES IN EMPLOYMENT STATUS
August, 2015**

<u>EMPLOYEE NAME</u>	<u>DEPARTMENT</u>	<u>DATE</u>
<u>NEW HIRES (Regular status):</u>		
Poonam Mehta Staff Attorney/Law Clerk	Circuit Court	7/29/2015
Kristopher Otberg Correctional Facility Officer	Sheriff Department, Jail	8/27/2015
<u>NEW HIRES (Temporary status):</u>		
Golf Course:		
Eugene Goik Equipment Operator	Golf Course	8/10/2015
<u>TRANSFERS:</u>		
Travis Schumann TO: Staff Accountant FROM: Account Clerk IV	Treasurer's Office Finance Department	8/24/2015
Stephen Poppe TO: Skateguard FROM: Program Counselor	Civic Arena Summer Rec. Program	8/19/2015
<u>RETIREMENT:</u>		
Timothy Smith Road Patrol Deputy	Sheriff Department	7/27/2015
<u>SEPARATIONS (Regular):</u>		
Karen Kayner Staff Accountant	Treasurer's Office	8/06/2015
Shelly Nickel Correctional Facility Officer	Sheriff Department	8/03/2015
Ronald Wenglikowski Driver	Division on Aging	8/28/2015
Melanie Holihan P.T. Typist Clerk II	Personnel Department	8/24/2015
Bryce Wilcox P.T. Zamboni Driver	Civic Arena	8/21/2015

SEPARATIONS

(Seasonal/Temporary):

Richard Phelps Equipment Operator	Golf Course	8/06/2015
--------------------------------------	-------------	-----------

Summer Recreation Program:

Lauren Bedell	Program Counselor	8/19/2015
Benjamin Yagiela	Program Counselor	8/19/2015
Charlotte Thill	Program Counselor	8/19/2015
Stone Manczak	Program Counselor	8/19/2015
Breana Baranek	Program Counselor	8/19/2015
Brooke Cunningham	Program Counselor	8/19/2015
Luke Funston	Program Counselor	8/19/2015
Erin Caspers	Program Counselor	8/19/2015
Samantha Albaugh	Program Counselor	8/19/2015
Summer Sharrard	Program Counselor	8/19/2015
Julia Raynak	Program Counselor	8/19/2015
Sean Reilly	Program Counselor	8/19/2015
Taylor Scholz	Program Counselor	8/19/2015
Amy Jo Fetter	Program Supervisor	8/19/2015
Alyssa Ahlberg	Program Supervisor	8/19/2015

Pool:

Angela Raynak	Cashier	8/19/2015
Noah Delano	Lifeguard	8/19/2015
Nicholas Murphy	Pool Supervisor	8/19/2015
Garrett Mason	Asst. Pool Supervisor	8/19/2015
Ann Starling	Lifeguard	8/19/2015
Joshua Schmidt	Lifeguard	8/19/2015
Carly Lipinski	Lifeguard	8/19/2015

Olivia Delano	Lifeguard	8/19/2015
Brenden Ulrey	Cashier	8/19/2015
Abby Swanson	Lifeguard	8/19/2015
Madeline Martin	Lifeguard	8/19/2015
Frederick Maxson	Lifeguard	8/19/2015
Brooke Gillespie	Lifeguard	8/19/2015

Mosquito Control:

Matt Rudy	Seasonal Technician	8/14/2015
Evan Arrowsmith	Seasonal Technician-Night	8/19/2015
Edmond Lockhart	Seasonal Technician	8/19/2015
Lance Anderson	Seasonal Technician	8/21/2015
Aimee Anderson	Seasonal Technician	8/21/2015
Austin Gatza	Seasonal Technician-Night	8/21/2015
Briana Gallagher	Seasonal Technician	8/25/2015
Jonathon Nuenke	Seasonal Technician-Night	8/25/2015
Joaquin Cortez	Seasonal Technician-Night	8/28/2015
Greg Knight	Seasonal Technician-Night	8/28/2015
Darian Willett	Seasonal Technician	8/13/2015

Personnel Department
September 1, 2015

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (9/8/15)

WHEREAS, The 2015 Tax Rate Request (L-4029) is a state required form completed to certify that the tax rates (millages) have been reduced, if necessary, to comply with the state constitution and also authorizes the levy of the listed tax rates on the 2015 tax roll; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners that authorization is granted for the Board Chairman and County Clerk to sign the attached 2015 Tax Rate Request form (L-4029) on behalf of Bay County.

ERNIE KRYGIER, CHAIR
AND BOARD

Equalization - 4029 Form

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Coonan

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	/			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 0 NAYS 0 EXCUSED 1

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

ORIGINAL TO: County Clerk(s)
COPY TO: Equalization Department(s)
COPY TO: Each township or city clerk

2015 Tax Rate Request (This form must be completed and submitted on or before September 30, 2015)
MILLAGE REQUEST REPORT TO COUNTY BOARD OF COMMISSIONERS

This form is issued under authority of MCL Sections 211.246, 211.34 and 211.34d. Filing is mandatory; Penalty applies.

County(ies) Where the Local Government Unit Levies Taxes:

Bay

2015 Taxable Value of ALL Properties in the Unit as of 5-31-15

2,847,034,923

For LOCAL School District: 2015 Taxable Value excluding Principal Residences, Qualified Agricultural, Qualified Forest, Industrial Personal and Commercial Personal Properties.

Carefully read the instructions on page 2.

Bay County

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 2015 tax roll.

(1) Source	(2) Purpose of Millage	(3) Date of Election	(4) Original Millage Authorized by Election Charter, etc.	(5) 2014 Millage Rate Permanently Reduced by MCL 211.34d "Headlee"	(6) 2015 Current Year "Headlee" Millage Reduction Fraction	(7) 2015 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	08-2000	1.0000	0.9953	1.0000	0.9953	1.0000	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	12-2015
Extra Voted	S Citizen	11-2012	0.3000	0.3000	1.0000	0.3000	1.0000	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	12-2015
Extra Voted	Medical Care	11-2012	0.7500	0.7500	1.0000	0.7500	1.0000	0.7500		0.7500	12-2016
Act 214	Veterans		0.1000	0.1000	1.0000	0.1000	1.0000	0.1000		0.1000	12-2015
Extra Voted	Gypsy Moth	08-2012	0.1000	0.1000	1.0000	0.1000	1.0000	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	12-2015
Extra Voted	Historical Preservation	11-2014	0.1000	0.0952	1.0000	0.0952	1.0000	0.0952		0.0952	12-2033
Extra Voted	Library	11-2014	1.0000	1.0000	1.0000	1.0000	1.0000	1.0000		1.0000	12-2019

Prepared by: **Richard Gruber** Telephone Number: **(989) 895-4075** Title of Proprietor: **Equalization Director** Date: **09/01/2015**

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 211.246, 211.34 and, for LOCAL school districts which levy a Supplemental (Hold Harmless) Millage, 380.1211(3).

<input checked="" type="checkbox"/> Clerk	Signature	Type Name	Date
<input checked="" type="checkbox"/> Secretary		Cynthia Luczak	
<input checked="" type="checkbox"/> Chairperson	Signature	Type Name	Date
<input type="checkbox"/> President		Ernie Krygier	

* 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 3 of 2015 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	

BAY COUNTY BOARD OF COMMISSIONERS

9/8/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (9/1/15)

WHEREAS, The following individuals have been nominated for service on the Workforce Development Board by the Bay Area Chamber of Commerce:

- 1. Jeff Adamo, Director of Human Services for Michigan Sugar Company, recommended by the Bay Area Chamber of Commerce, to represent Bay County business community
2. Chris Taylor, Great Lakes Organizing Committee (GROC) Organizer, recommended by Laborers' Local 1098, to represent Bay County labor community
3. Sheila Dahm, Site Manager for the Bay City and Midland offices of Michigan Rehabilitation Services, recommended by Michigan Rehabilitation Services, to represent vocational rehabilitation
4. Brian McBride, Adult Education Supervisor at Bay-Arenac ISD, recommended by Bay Arenac ISD, to represent education and the Talent District Career Council

WHEREAS, The Bay County Executive recommends in favor of appointment of the listed individuals; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners concurs with the County Executive's recommendations and appoints Jeff Adamo, Chris Taylor, Sheila Dahm and Brian McBride to the Great Lakes Bay Michigan Works! Workforce Development Board of Directors covering Prosperity Region 5.

ERNIE KRYGIER, CHAIR AND BOARD

Michigan Works! - Adamo, Taylor, Dahm, and McBride

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Duranczyk

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

VOTE TOTALS: ROLL CALL: YEAS NAYS EXCUSED VOICE: YEAS 6 NAYS 0 EXCUSED 2

DISPOSITION: ADOPTED DEFEATED WITHDRAWN AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 8, 2015

MOTION SPONSORED BY: BEGICK

MOTION SUPPORTED BY: HEREK

MOTION NO.: 61

TO APPROVE THE BOARD OF COMMISSION PROCEEDINGS
AS PRESENTED FROM THE JULY 14, 2015 AND THE
AUGUST 11, 2015 SESSIONS AS PRESENTED.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	✓			Kim Coonan	✓			Michael Lutz			✓
Ernie Krygier	✓			Thomas Herek	✓						
Vaughn J. Begick	✓			Donald J. Tilley	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS 6 NAYS 0 EXCUSED 1

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

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 8, 2015

MOTION SPONSORED BY: TILLEY

MOTION SUPPORTED BY: DURANCZYK

MOTION NO.: 62

TO GO INTO CLOSED SESSION PURSUANT TO MCLA 15.268,
SECTION 8 (e); TO CONSULT WITH BAY COUNTY CORPORATE
COUNSEL 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 IN THE MATTER OF THE
BAY COUNTY SHERIFF DEPARTMENT PENDING LAWSUITS.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	✓			Kim Coonan	✓			Michael Lutz			✓
Ernie Krygier	✓			Thomas Herek	✓						
Vaughn J. Begick	✓			Donald J. Tilley	✓						

VOTE TOTALS:

ROLL CALL: YEAS 6 NAYS 0 EXCUSED 1

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 8, 2015

MOTION SPONSORED BY: TILLEY

MOTION SUPPORTED BY: DURANCZYK

MOTION NO.: 63

TO RETURN TO THE REGULAR ORDER OF AGENDA

BUSINESS FOLLOWING THE CLOSED SESSION DISCUSSIONS.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	✓			Kim Coonan	✓			Michael Lutz			✓
Ernie Krygier	✓			Thomas Herek	✓						
Vaughn J. Begick	✓			Donald J. Tilley	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS 6 NAYS 0 EXCUSED 1

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

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: SEPTEMBER 8, 2015

MOTION SPONSORED BY: HEREK

MOTION SUPPORTED BY: DURANCZYK

MOTION NO.: 64

TO ADJOURN THE REGULAR BOARD MEETING

AT 4:45 P.M.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	✓			Kim Coonan	✓			Michael Lutz			✓
Ernie Krygier	✓			Thomas Herek	✓						
Vaughn J. Begick	✓			Donald J. Tilley	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____