

BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, JUNE 11, 2013

4:00 P.M.

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.

I CALL TO ORDER (CHAIRMAN KRYGIER)

II ROLL CALL

III INVOCATION

IV PLEDGE OF ALLEGIANCE

38-57 **V MINUTES (5/14/13; 5/21/13; 6/4/13)**

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

VII PETITIONS AND COMMUNICATIONS

- 1- 2 A. City of Bay City - Application for an Obsolete Property
 Rehabilitation Exemption Certificate - MA Real Estate, LLC -
 \$120,000 **(Receive)**
- 3- 4 B. Michigan Department of Treasury - Tri-County Convention Facilities
 Tax/4% Statewide Liquor Tax **(Receive)**
- C. Requests for Appointment to Bay County Library Board
- 5- 7 1. Brandy Tilley
- 8- 9 2. Jerome D. Henderson
- 10-11 3. Anne Harris
- 12-13 4. Amy Jo Belleman
- 14-15 5. Michael Norman

VIII REPORTS/RESOLUTIONS OF COMMITTEES

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

- 16 1. No. 2013-96 - Wireless Emergency Notification System (BAY Alerts) Service Agreement (911 Central Dispatch)
- 17 2. No. 2013-97 - Amendment to FY 2013 Community Corrections Comprehensive Plans and Services Budget - Funding Reduction (Community Corrections Program)
- 18 3. No. 2013-98 - Rental Rate for Concrete Floor for Small Shows during Summer Months (Civic Arena)
- 19 4. No. 2013-99 - Support for Golden Horizons Grant Request to Region VII Area Agency on Aging
- 20 5. No. 2013-100 - Budget Adjustment (Personnel Dept.)
- 21-22 6. No. 2013-101 - 2014 Budget Schedule/Calendar (Finance Dept.)

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

- 23 1. No. 2013-102 - Vacancies: Environmental Affairs/Community Development; Health Dept.; Division on Aging; Finance Dept.
- 24 2. No. 2013-103 - Renewal of Agreement w/Northeast Michigan Community Services Agency, Inc. (Health Dept.)

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

- 25 1. No. 2013-104 - Accounts Payable/BAYANET/Center Ridge Arms
- 26-29 2. No. 2013-105 - Reports of County Executive

IX REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

A. County Executive

- 30-31 1. No. 2013-106 - Reappointment of Sheila Dahn to Great Lakes Bay Michigan Works! Workforce Development Board

X UNFINISHED BUSINESS

XI NEW BUSINESS

32-37

- A. Bay County Drain Commissioner - Budd Inter-County Drain - Res. No. 2013-107

XII MISCELLANEOUS

XIII ANNOUNCEMENTS

A. **2013 Appointments:**

1. **JUNE: Library Board (One 5 year term - Mark Kaplenski)**
2. **OCTOBER:**
 - a. **Board of Canvassers Two 4 year terms expiring: Dennis Poirier (R) ; Janet Pierson (D) NOTE: Appointments made from lists provided by the major political parties.**
 - b. **Land Bank Authority - One Township Representative, 3 year term - William Tacey)**
 - c. **Department of Human Services Board of Directors (One 3 year term - Thomas Starkweather)**
3. **NOVEMBER: Building Authority (Two 6 year terms - William Borch & Don Goulet)**
4. **DECEMBER: Division on Aging Advisory Committee (Four 2 year terms; districts 1, 3, 5 & 7)**

XIV CLOSED SESSION (If requested)

XV RECESS/ADJOURNMENT



May 17, 2013

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

RE: Application for an Obsolete Property Rehabilitation Exemption Certificate

On May 10, 2013, MA Real Estate, LLC, submitted an application for an Obsolete Property Rehabilitation Exemption Certificate for 822 Washington Avenue, 3rd Floor, Bay City, MI, filed under State of Michigan P.A. 146 of 2000.

In accordance with the Act, you are hereby notified that the certificate was filed for rehabilitation in the estimated amount of \$120,000.

A response is requested by Friday, June 14, 2013. A public hearing on the district will be held by the City Commission at their June 17, 2013, meeting. The meeting will be held at 7:30 PM at the Pere Marquette Depot.

Questions pertaining to the Act or the applications may be directed to the Patti Stowell at 894-8227.

CITY OF BAY CITY

Dana L. Muscott, MMC, CPM
Acting City Manager

-/-

June 17th
5-10-13

Application for Obsolete Property Rehabilitation Exemption Certificate

This form is issued as provided by Public Act 146 of 2000, as amended. This application should be filed after the district is established. This project will not receive tax benefits until approved by the State Tax Commission. Applications received after October 31 may not be acted upon in the current year. This application is subject to audit by the State Tax Commission.

INSTRUCTIONS: File the original and two copies of this form and the required attachments with the clerk of the local government unit. (The State Tax Commission requires two copies of the Application and attachments. The original is retained by the clerk.) Please see State Tax Commission Bulletin 9 of 2000 for more information about the Obsolete Property Rehabilitation Exemption. The following must be provided to the local government unit as attachments to this application: (a) General description of the obsolete facility (year built, original use, most recent use, number of stories, square footage); (b) General description of the proposed use of the rehabilitated facility, (c) Description of the general nature and extent of the rehabilitation to be undertaken, (d) A descriptive list of the fixed building equipment that will be a part of the rehabilitated facility, (e) A time schedule for undertaking and completing the rehabilitation of the facility, (f) A statement of the economic advantages expected from the exemption. A statement from the assessor of the local unit of government, describing the required obsolescence has been met for this building, is required with each application. Rehabilitation may commence after establishment of district.

Applicant (Company) Name (applicant must be the OWNER of the facility) MA REAL ESTATE LLC		
Company Mailing address (No. and street, P.O. Box, City, State, ZIP code) 306 5th STREET		
Location of obsolete facility (No. and street, City, State, ZIP Code) 822 WASHINGTON AVE, 3RD FLOOR ONLY, BAY CITY, MI 48708		
City, Township, Village (indicate which) BAY CITY	County BAY	School District where facility is located (include school code) 09010
Date of Commencement of Rehabilitation (mm/dd/yyyy) 5-10-13	Planned date of Completion of Rehabilitation (mm/dd/yyyy) 12-31-13	Attach Legal description of Obsolete Property on separate sheet ATTACHED
Estimated Cost of Rehabilitation \$120,000	Number of years exemption requested 12	
Expected project likelihood (check all that apply):		
<input type="checkbox"/> Increase Commercial activity	<input checked="" type="checkbox"/> Retain employment	<input checked="" type="checkbox"/> Revitalize urban areas
<input type="checkbox"/> Create employment	<input checked="" type="checkbox"/> Prevent a loss of employment	<input checked="" type="checkbox"/> Increase number of residents in the community in which the facility is situated
Indicate the number of jobs to be retained or created as a result of rehabilitating the facility, including expected construction employment _____		
Each year, the State Treasurer may approve 25 additional reductions of half the school operating and state education taxes for a period not to exceed six years. Check the following box if you wish to be considered for this exclusion. <input type="checkbox"/>		

APPLICANT'S CERTIFICATION

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all of the information is truly descriptive of the property for which this application is being submitted. Further, the undersigned is aware that, if any statement or information provided is untrue, the exemption provided by Public Act 146 of 2000 may be in jeopardy.

The applicant certifies that this application relates to a rehabilitation program that, when completed, constitutes a rehabilitated facility, as defined by Public Act 146 of 2000, as amended, and that the rehabilitation of the facility would not be undertaken without the applicant's receipt of the exemption certificate.

It is further certified that the undersigned is familiar with the provisions of Public Act 146 of 2000, as amended, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Obsolete Property Rehabilitation Exemption Certificate by the State Tax Commission.

Name of Company Officer (no authorized agents) Tom LaPorte	Telephone Number 989-895-3588	Fax Number 989-895-3588
Mailing Address 82 306 5th Street, 3rd Floor, BAY CITY, MI 48708	Email Address thomasplaporte@laporte.com	
Signature of Company Officer (no authorized agents) <i>[Signature]</i>	Title President	

LOCAL GOVERNMENT UNIT CLERK CERTIFICATION

Clerk must also complete Parts 1, 2 and 5 on Page 2. Parts 3 and 4 are to be completed by the Assessor.

Signature	Date application received 5-9-13
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FOR STATE TAX COMMISSION USE		
Application Number	Date Received	LUCI Code



STATE OF MICHIGAN
DEPARTMENT OF TREASURY
LANSING

RICK SNYDER
GOVERNOR

ANDY DILLON
STATE TREASURER

May 15, 2013

Mr. Ernie Krygier, Jr., Chair
Bay County Board of Commissioners
785 Aplin Beach
Bay City, MI 48706

Dear Mr. Krygier, Jr.:

TRI-COUNTY CONVENTION FACILITIES TAX/4% STATE-WIDE LIQUOR TAX

Distribution for 2013 and 2014

Counties share in the tri-county convention facilities tax levied under Public Act 106 of 1985 and the 4 percent liquor tax levied under Public Act 58 of 1998, when those revenues exceed the debt service requirements for convention facilities. Public Act 2 of 1986 requires the State Treasurer to annually certify an estimate of revenues to be received by counties under Public Act 106. The estimated amount of the convention facility/liquor tax (CFT) distribution to Bay County from FY 2012-13 collections is \$662,628, which is 187 percent of the county's FY 2011-12 liquor tax collections. This total for all counties is 9% (\$4.9 million) more than the FY 2012-13 estimate provided last year, and includes an additional payment for FY 2011-12 (totaling \$4.8 million for all counties). The final FY 2012-13 distribution to counties will be made in October 2013. The estimated amount of the convention facility/liquor tax distribution to Bay County from FY 2013-14 collections is \$649,038. This FY 2013-14 estimate is provided for county budget purposes only.

Reduction in Base Tax Rate for 2013 Truth-In-Taxation Hearing Purposes

Counties are required to use the CFT estimate (below) to reduce their base tax rate for 2013 truth-in-taxation hearing purposes under Public Act 2 of 1986. When county allocated millage was levied in December, the levy was for the county's fiscal year ending in the year after the levy. Therefore, the truth in taxation calculations also used the liquor and cigarette tax payments received in the fiscal year ending in the year after the property tax levy. However, with the switch to a July millage levy, the 2013 levy is for the county's fiscal year ending in 2013, not the following fiscal year. The truth- in-taxation calculations should also use the liquor and cigarette tax payments received in the fiscal year ending in the year of the levy. The law also requires that the FY 2012-13 CFT estimate be adjusted by the difference between the estimated and actual distribution for FY 2011-12. The difference for Bay County between the actual FY 2011-12 distribution and the Department of Treasury estimate of that distribution is \$-4,006. Therefore, the amount of the convention facility/liquor tax distribution that is to be used to reduce the Bay County base tax rate for 2013 truth-in-taxation hearing purposes is \$658,622 (\$662,628 + \$-4,006).

CIGARETTE TAX, HEALTH AND SAFETY FUND ACT

Distribution for 2013 and 2014

Counties share in the revenues from 4.88 cents of cigarette tax under Public Act 264 of 1987, the Health and Safety Fund (HSF) Act. The revised estimated amount of the HSF Act distribution to Bay County in 2013 is \$668. The estimated amount of the HSF distribution to Bay County in 2014 is \$0 (for county budget purposes only).

Reduction in Base Tax Rate for 2013 Truth-in-Taxation Hearing Purposes

The estimated HSF distribution for 2013 is adjusted by the difference between the actual and estimated distribution during 2012. This difference for Bay County is \$-982. Counties are required to use this adjusted amount of \$-314 (\$668 + \$-982) to further reduce their base tax rate for 2013 truth-in-taxation hearing purposes, under Public Act 264 of 1987.

SUMMARY INFORMATION

The total amount from liquor and cigarette tax distributions that Bay County must use to reduce its base tax rate for 2013 truth-in-taxation hearing purposes is \$658,308. If a county's 2013 base tax rate, after the reduction for CFT and HSF revenue, is greater than the 2013 millage the county proposes to levy, the county is not required to hold a truth-in-taxation hearing.

Counties may follow the truth-in-taxation hearing process to use the revenues for increased spending, but 50 percent of the convention facility/liquor tax revenue not used to reduce their millage rate is required by Public Act 2 of 1986 to be distributed to the county's designated substance abuse coordinating agency for substance abuse programs. All of the HSF Act revenues not used to reduce their millage rate must be spent as specified in Public Act 264 of 1987. A Property Tax Division bulletin, which explains the required calculations of Public Act 2 and Public Act 264, has been distributed to your county treasurer and is available upon request.

Sincerely,



Howard Heideman, Administrator
Tax Analysis Division
Office of Revenue and Tax Analysis

c: County Treasurer
County Equalization Director
County Executive/Administrator/Controller/Coordinator

Deanne Berger

From: postmaster@netsource-one.net
Sent: Tuesday, April 23, 2013 10:27 AM
To: Deanne Berger
Subject: Application for Appointment to County Board

FieldName: What Board Are You Applying For?

Board: Library Board

FieldName 1: Name:

Name: Brandy Tilley

FieldName 2: Address:

Address: 617 Green Ave

FieldName 3: City, State, Zip Code:

City State Bay City, MI 48708

Zip:

FieldName 4: Home Phone:

Home Phone: 989-225-1335

FieldName 5: Business Phone:

Business Phone: 989-225-1335

Phone:

FieldName 6: Occupation:

Occupation: Occupational Therapist

FieldName 7: Employer:

Employer: Bay Arenac ISD

FieldName 8: Are you a resident of Bay County?

Resident: Yes

FieldName 9: How Long?

Resident How Long: 30 years

Long:

FieldName 10: List your interests and qualifications for the above Board or Commission

Interests: I have worked in the school system, as an Occupational Therapist, for almost 15 years. I always tout the summer reading program to my students and their parents; as well the puzzles, and free craft programs that are offered. I have 4 successful children; 2 in college, 1 in high school, and one in elementary school. I attribute their success in part, to the library system. As a family, we have always took advantage of the summer reading program; and continue to do so.

I have a history of being a business owner; and know the importance of fiscal responsibility; insurance, contracts, policies and procedures in the

work place. I would like to use this knowledge to further the library system in reaching out to even more residents in the community.

FieldName
11:

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection.

Other Info:

PROFESSIONAL EXPERIENCE

Staff Occupational Therapist

Bay-Arenac Intermediate School District, Bay City, MI- September 1998 to present

- Evaluate children / young adults- ages 0 to 26 years; with a variety of diagnoses.
- Plan, prepare, and carry out individualized treatment programs to assist with success in the classroom.
- Consult with parents and teachers on strategies and techniques for school and home.
- Provide in-services to teachers, principals, support staff, speech and physical therapy.
- Maintain documentation of all assessments, treatment plans, and treatment.

Sanilac County Community Mental Health, Sandusky, MI-June 2010 to present

- Evaluate children – ages 3-16 years with a variety of diagnoses.
- Instruct child and parents on strategies and techniques to assist with quality of daily living.
- Perform Home modification evaluations.
- In-service social work staff on compensatory strategies for children under case management.
- Recommend adaptive and sensory equipment.

Business owner and Occupational Therapist

Contract Therapy Services Inc.; Bay City, MI-June 1990 to June of 1999

- Established a private contract practice serving the Occupational Therapy needs of people in Saginaw, Bay, and Arenac Counties.
- Successfully built the business via networking with various nursing homes, rehab clinics, community mental health agencies, school systems, and home care agencies.
- Employed and managed up to 10 part and full time therapists.
- Provided Occupational Therapy to a variety of patients/students in different settings.

Staff Occupational Therapist

St. Mary's Medical Center, Saginaw MI-January 1986 to June of 1990

- Provided assessment and treatment for neurological , cardiac, burn, and orthopedic patients.
- Established and managed a successful work hardening program.

EDUCATION:

Eastern Michigan University- B.S., Occupational Therapy Graduated December 1985

Central Michigan University- M.E., Educational Technology Graduated June

2003

FieldName What is your e-mail address?
12:
Email: mrsnorris@chartermi.net

Deanne Berger

From: postmaster@netsource-one.net
Sent: Friday, May 24, 2013 5:23 PM
To: Deanne Berger
Subject: Application for Appointment to County Board

FieldName: What Board Are You Applying For?

Board: Bay County Library Board

FieldName 1: Name:

Name: Jerome D. Henderson

FieldName 2: Address:

Address: 1908 S. Sheridan Street

FieldName 3: City, State, Zip Code:

City State Bay City, MI 48708-8176

Zip:

FieldName 4: Home Phone:

Home Phone: (989) 506-8288

FieldName 5: Business Phone:

Business N/A

Phone:

FieldName 6: Occupation:

Occupation: Retired Professor Emeritus

FieldName 7: Employer:

Employer: Central Michigan University

FieldName 8: Are you a resident of Bay County?

Resident: Yes

FieldName 9: How Long?

Resident 8 months

How Long:

FieldName 10: List your interests and qualifications for the above Board or Commission

Interests: University professor from 1964 - 2010, most recently in School of Broadcast & Cinematic Arts (BCA) at Central Michigan University (1975-2010). Avid supporter of online activities and modernizing education, including online library access. Established the BCA website in 1997, receiving international recognitions 1998-2002.

FieldName 11: List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection.

Other Info: Most recent research was in Copyright (specifically Podcast) law over a period of six years.

Upon retirement, received special recognition from the Michigan

Association of Broadcasters. I successfully managed college student radio throughout my university career.

FieldName 12: What is your e-mail address?

Email: jerry@hendersoncentral.com

Deanne Berger

From: postmaster@netsource-one.net
Sent: Saturday, May 25, 2013 8:55 AM
To: Deanne Berger
Subject: Application for Appointment to County Board

FieldName: What Board Are You Applying For?
Board: Library
FieldName 1: Name:
Name: Anne Harris
FieldName 2: Address:
Address: 504 E. Smith St.
FieldName 3: City, State, Zip Code:
City State Bay City, MI
Zip:
FieldName 4: Home Phone:
Home Phone: 9899803179
FieldName 5: Business Phone:
Business
Phone:
FieldName 6: Occupation:
Occupation: retired school media specialist and teacher
FieldName 7: Employer:
Employer: retired from Bay City Public Schools
FieldName 8: Are you a resident of Bay County?
Resident: Yes
FieldName 9: How Long?
Resident How life long
Long:
FieldName 10: List your interests and qualifications for the above Board or Commission
Interests: 1. Bay City Public teacher for 39 years (1970-2009)
2. 6 yr. school library media specialist (K-5)
BA - WMU, 1970
Ma - Education CMU 1973
Ed Specialist - School Administration -CMU - 1987
MA - Library Information Science - WSU- 1997

I've always enjoyed libraries since I was a child. Currently my main interests are genealogy research, reading, gardening, swimming, jewelry making and caring for my 89 yr old mother.

My experiences and education provide a rich background for this position.

I'm very interested in the Bay County Libraries and the success of their programs for Bay County.

FieldName 11: List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection.

Other Info: I've lived in Bay City my whole life and have enjoyed using the library for pleasure, research as a student, and now genealogy.

I believe I can be a useful library board member due to my education, experience, and love for Bay City and it's libraries.

FieldName 12: What is your e-mail address?

Email: amh504@yahoo.com



BAY COUNTY BOARD OF COMMISSIONERS

515 CENTER AVENUE, SUITE 405, BAY CITY, MICHIGAN 48708-5125
(989) 895-4120 FAX (989) 895-4226 TDD (989) 895-4049
e-mail address: bergerd@baycounty.net
www.baycounty-mi.gov

Bay County Building 1932

COUNTY OF BAY

APPLICATION FOR APPOINTMENT TO:

Library Board

DONALD J. TILLEY
CHAIRMAN
9TH DISTRICT

Name Amy Jo Belleman

KIM COONAN
VICE CHAIRMAN
6TH DISTRICT

Address 1416 Cornell St.
Bay City MI 48708

BRANDON KRAUSE
SERGEANT AT ARMS
2ND DISTRICT

Home Phone No. 450-3176 Business Phone No. —

E-mail Address: Robert-AmyBelleman@SBCGLOBAL.NET

MICHAEL J. DURANCZYK
1ST DISTRICT

Occupation Former journalist / Current homemaker

Employer —

VAUGHN J. BEGICK
3RD DISTRICT

Are you a resident of Bay County? yes

List your interests and qualifications for the above Board or Commission* see attached.

JOE DAVIS
4TH DISTRICT

ERNIE KRYGIER
5TH DISTRICT

TOM RYDER
7TH DISTRICT

List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection* see attached.

CHRISTOPHER RUPP
8TH DISTRICT

List membership on any other civic boards and/or committees* mothers of Preschoolers, St. Johns Lutheran School Picnic Committee, No TV week Committee, Staff Appreciation Committee, Home & School Connect

ROBERT J. REDMOND
FINANCIAL ANALYST
(989) 895-4125
redmondr@baycounty.net

*Feel free to use additional paper if required.

Date submitted: 5/31/13

DEANNE C. BERGER
BOARD COORDINATOR
(989) 895-4121
bergerd@baycounty.net

Please return this form to:

Bay County Board of Commissioners
Fourth Floor
Bay County Building
515 Center Avenue
Bay City, MI 48708 or
FAX to: 989-895-4226

INTERESTS AND QUALIFICATIONS:

My interests are varied. I like to read, watch movies, travel and spend time with my family. As a mother of three, I feel my qualifications are somewhere between a jack-of-all-trades and a U.N. Peacekeeper. I hold a bachelor's degree in journalism from Central Michigan University, but I truly feel it is my passion for our library system that most qualifies me for this post.

ANY OTHER INFORMATION:

As I am sure some of you are aware, my husband recently took a job with Saginaw County and publically stated that we would be moving. However, I am uncertain as to when that may occur because the housing market remains soft and we are not in a rush to take a loss on our home.

I would also add that I grew up loving the library. My mom read to me even before I was born. A highlight to each summer of my youth was the summer reading program. I have campaigned to support the library. I promote the library everywhere I go. My kids love the library and its programs. As a frequent user, I believe I could bring a valuable perspective to the library board.

Thank you for your consideration.

Deanne Berger

From: postmaster@netsource-one.net
Sent: Tuesday, June 04, 2013 11:38 AM
To: Deanne Berger
Subject: Application for Appointment to County Board

FieldName: What Board Are You Applying For?

Board: Library Board

FieldName 1: Name:

Name: Michael Norman

FieldName 2: Address:

Address: 4511 W. Lewis Dr.

FieldName 3: City, State, Zip Code:

City State Bay City, MI. 48706

Zip:

FieldName 4: Home Phone:

Home Phone: (989)737-1209

FieldName 5: Business Phone:

Business Phone: (989)695-9880 ext 2203

FieldName 6: Occupation:

Occupation: Housing Unit Supervisor

FieldName 7: Employer:

Employer: State of Michigan- Department of Corrections Freeland.

FieldName 8: Are you a resident of Bay County?

Resident: Yes

FieldName 9: How Long?

Resident How Long: 22 years off and on.

Long:

FieldName 10: List your interests and qualifications for the above Board or Commission

Interests: I am interesting preserving literature as a means for our citizens to enjoy rather than it be replaced by techology. I am also interested in preserving a clean safe environment for our children. I frequent the Wirt library often and would like to become involved in some of the decision making for it's future.

FieldName 11: List any other information you feel would be pertinent in assisting the County Board of Commissioners in their selection.

Other Info: I have a Bachelor of Science Degree from Ferris State University. I have been employed with the state government for 20 years. I have 13 years experience supervising employees. I have on the job experience with

budget and finance issues. I am a military veteran. I would like to see the county libraries maintain a comfortable environment where county residents come and enjoy their experience.

FieldName What is your e-mail address?

12:

Email: NormanM@michigan.gov

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (6/4/13)
 WHEREAS, The Wireless Emergency Notification System (BAY Alerts) Service Agreement requires renewal; and
 WHEREAS, WENS, commonly referred to as BAY Alerts, provides 9-1-1 Central Dispatch a fast and reliable system of communicating with Bay County residents; WEN provides emergency messaging via land line telephone, cell phone, text messaging, pager and email; and
 WHEREAS, WENS is fully integrated with NOAA allowing for automatic weather alerts such as flooding, severe thunderstorms, tornados and winder storms; and
 WHEREAS, 9-1-1 has also partnered with several other agencies and departments in an effort to increase the number of WENS subscribers and over the past 12 months, 9-1-1 has sent approximately 1.9 messages via the WENS system; and
 WHEREAS, The WENS Service Agreement has a term of one year (7/5/2013 - 7/4/2014) and the cost of the one year term is \$17,600 and these 9-1-1 funds are budgeted for this expense; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners approves the Wireless Emergency Notification System (BAY Alerts) Service Agreement and authorizes the Chairman of the Board to execute said Service Agreement on behalf of Bay County following legal review/approval; Be It Further
 RESOLVED That related budget adjustments, if required, are approved.

KIM COONAN, CHAIR
 AND COMMITTEE

911 - WENS Service Agreement

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

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

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

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BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (6/4/13)

WHEREAS, The Bay County Community Corrections Program has been notified by the Michigan Department of Corrections of a grant funding reduction totaling \$55,410 over a three (3) year period, i.e. \$18,470 per year; and

WHEREAS, As a result of the funding reduction, it is necessary to reduce the position of Pretrial Specialist from full time to part time status; and

WHEREAS, An amended contract reflecting the reduction has been submitted for approval and execution; Therefore, Be It

RESOLVED That the Chairman of the Board is authorized to execute the Contract Change Notice Number 1 to Grant No. CPS-2013-3-09 between the Michigan Department of Corrections and Bay County on behalf of Bay County following legal review/approval; Be It Further

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

RESOLVED That the position of Pretrial Specialist is reduced from full time to part time status; Be It Further

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

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

KIM COONAN, CHAIR
AND COMMITTEE

Comm Corrections - Grant Funding Reduction - 2012-2015

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

-17-

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (6/4/13)
 WHEREAS, The Civic Arena currently has a rental rate for "dry floor" rink space and the approved 2013 rate is \$1,550 per day with an additional \$500 fee to install and remove the dry floor, said rate designed to cover the cost of lost revenue from ice rental and to maximize income potential during the busy "show" season; and
 WHEREAS, The most common shows/events in the summer months are craft shows, Mom to Mom sales, and other resale shows and, while the Civic Arena is a great venue for shows of this nature, the current rental rate is cost prohibitive since the vendors' booth pricing is \$75 or under depending on the show/event; and
 WHEREAS, In the continuing effort to increase revenue, Civic Arena administration wishes to adopt a new price for renting out space at the Civic Arena to accommodate small shows/events during the spring/summer months when one ice rink is down to a concrete floor and the utility costs are lower; and
 WHEREAS, Another consideration is that the Civic Arena is closed on weekends during the summer and if shows/events were scheduled on a regular basis, the Civic Arena could be staffed to allow for ice rental time and public skates on the other rink generating additional revenue; additional staffing costs would be incurred at an approximate total of \$495.60 for the week-end; and
 WHEREAS, A rental rate of \$750 per day for smaller shows is proposed bringing in \$2,250 in revenue for a three day show and opening the Concession stand for these shows/events would also generate upwards of \$1,000 in revenue over the course of the show/event; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners approves a \$750 per day fee for rental of the concrete floor space for smaller events at the Bay County Civic Arena.

KIM COONAN, CHAIR
 AND COMMITTEE

Civic Arena - Concrete Floor Space Rental Fee - \$750

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

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

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

-18-

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (6/4/13)

WHEREAS, The Bay County Child & Senior Citizen Centers, Inc., is making application for funding to Region VII Area Agency on Aging for \$65,467 for Adult Day Care and Caregiver Training Services; and

WHEREAS, Golden Horizons Adult Day Care is the senior component of the Bay County Child and Senior Citizen Centers, Inc., a private, non-profit agency that operates three day care programs; and

WHEREAS, In addition to adult day care, Golden Horizons offers education and training, referral and linkage to services, support groups, counseling, advocacy and also operates the Bay County Dementia Information Line and Resource Center; and

WHEREAS, As a non-profit organization, this funding is crucial to Golden Horizon's on-going efforts to continually improve services; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners hereby offers its support for the funding application submitted by the Bay County Child & Senior Centers, Inc. for Region VII Area Agency on Aging funding for FY 2014.

KIM COONAN, CHAIR
AND COMMITTEE

Golden Horizons FY2014 Funding

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE 06/04/2013

RESOLVED: By this Board of Commissioners of Bay County, Michigan, that the following Budget Adjustments are hereby approved on 06/11/2013 and, if required, the Chairman of the Board is hereby authorized to execute any documentation necessary for said Budget Adjustments on behalf of Bay County:

Journal Request Number	Fund Involved Department Involved	Favorable Impact	Unfavorable Impact	No Impact
2013-06-002	GENERAL FUND BOARD OF COMMISSIONERS PERSONNEL & EMPLOYEE RELATIONS Total GENERAL FUND		\$35,065	
	BUDGET FOR HEALTH EDUCATOR / ANALYST EMPLOYEE (PB06).			

Kim Coonan, Chairman W. & M. and Committee

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (6/4/13)

RESOLVED By the Bay County Board of Commissioners that the attached 2014 Budget

Schedule and Calendar is approved.

KIM COONAN, CHAIR
AND COMMITTEE

Finance Dept - 2014 Budget Schedule/Calendar

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY, MICHIGAN
2014 BUDGET SCHEDULE AND CALENDAR

Tuesday 4-Jun-13	WAYS AND MEANS COMMITTEE MEMBERS REVIEW AND APPROVE BUDGET SCHEDULE AND CALENDAR.
Tuesday 11-Jun-13	BOARD OF COMMISSIONERS REVIEW AND APPROVE BUDGET SCHEDULE AND CALENDAR.
Monday 24-Jun-13	DISTRIBUTE 2014 BUDGET PACKAGE AND FORMS TO DEPARTMENTS.
Tuesday 16-Jul-13	DEPARTMENTS TO SUBMIT COMPLETED 2014 BUDGET REQUEST ON LINE TO BUDGET DEPARTMENT FOR SUMMARIZATION.
Monday 12-Aug-13	BUDGET PREPARATION REPORT AVAILABLE FOR REVIEW.
Friday 13-Sep-13	PUBLISH AND POST NOTICE OF PUBLIC HEARING FOR THE 2014 BUDGET AND FOR THE PROPERTY TAX MILLAGE RATE PROPOSED TO BE LEVIED TO SUPPORT THE PROPOSED BUDGET.
Tuesday 1-Oct-13	COUNTY EXECUTIVE SUBMITS 2014 BUDGET TO THE BOARD OF COMMISSIONERS.
Tuesday 1-Oct-13	COUNTY EXECUTIVE SUBMITS 2014 BUDGET TO DEPARTMENT/DIVISION HEADS AND OTHER ELECTED OFFICIALS.
Tuesday 1-Oct-13	WAYS AND MEANS COMMITTEE REVIEWS BUDGET; ANNOUNCES PUBLIC HEARING FOR 2014 BUDGET TO BE HELD ON OCTOBER 8, 2013.
Tuesday 8-Oct-13	PUBLIC HEARING ON 2014 PROPOSED BUDGET AND FOR THE PROPERTY TAX MILLAGE RATE PROPOSED TO BE LEVIED TO SUPPORT THE PROPOSED BUDGET.
Tuesday 12-Nov-13	TENTATIVE ADOPTION OF THE 2014 BUDGET BY THE BAY COUNTY BOARD OF COMMISSIONERS.

**BAY COUNTY BOARD OF COMMISSIONERS
6/11/13
RESOLUTION**

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (5/21/13)

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

1. Environmental Affairs/Community Development - Transportation Planner/GIS Technician (ft; \$\$\$39,644.80/yr. entry)
2. Environmental Affairs/Community Development - Transportation Planner/GIS Technician (Dirk Westbury, temporary up to 1,000 hrs during transition of filling full time position; \$21.89/hr.)
3. Health Department - Sanitarian (ft; \$43,347.20/yr. entry)
4. Division on Aging - Cook (on-call; \$10.63/hr. entry)
5. Finance Department - Account Clerk IV (ft; \$15.35/hr. entry)

RESOLVED That budget adjustments, if required, are approved.

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

BRANDON KRAUSE, CHAIR
AND COMMITTEE

Vacancies - June

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (5/21/13)

WHEREAS, Northeast Michigan Community Services Agency, Inc. (NEMSCA) 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; and

WHEREAS, The Bay County Health Department (BCHD) provides services to infants, toddlers and pregnant women eligible for the Maternal Infant Health Program (MIHP) and, as part of a proposed agreement, provides a MIHP nurse to conduct a postpartum health visit in the home; and

WHEREAS, The Agreement with NEMSCA is up for renewal; and

WHEREAS, There are no financial considerations as the agreement provides funding in the amount of \$85/visit which covers 100% of the actual costs of the visit including wages and benefits, mileage and supplies; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves renewal of the 2013 Agreement between Northeast Michigan Community Services Agency, Inc. (NEMSCA) Early Head Start and Bay County (Health Department) and authorizes the Chairman of the Board to execute said Agreement on behalf of Bay County following legal review/approval; Be It Further

RESOLVED That budget adjustments, if required, are approved.

BRANDON KRAUSE, CHAIR
AND COMMITTEE

Health Dept - 2013 NEMSCA Agt
MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

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

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

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (6/11/13)

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

Accounts Payable:

05/15/13	\$ 378,957.43
05/22/13	\$ 592,135.84
05/29/13	\$ 586,474.04
06/05/13	\$ 797,251.52

BAYANET:

4/1/13 - 4/30/13

Payroll	\$ 27,643.55
Payables	\$ 12,450.04

Center Ridge Arms-Payables:

5/15/13-6/3/13	\$ 61,853.94
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ERNIE KRYGIER, CHAIR
AND BOARD

Payables-June

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (6/11/13)

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

Employment Status Report: May 2013

ERNIE KRYGIER, CHAIR
AND BOARD

County Executive - Status Reports

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

**CHANGES IN EMPLOYMENT STATUS
May, 2013**

<u>EMPLOYEE NAME</u>	<u>DEPARTMENT</u>	<u>DATE</u>
<u>NEW HIRES:</u>		
Jason Hildebrant Case Manager	Circuit Court SSSPP Grant	5/06/2013
Matthew Mikolajczak 911 Dispatcher	Central Dispatch 911 Funds	5/06/2013
John Briggs Dispatcher	Central Dispatch 911 Funds	5/06/2013
Jeanie Deckert Wellness Coordinator	Personnel Department General fund	5/29/2013
<u>NEW HIRES (Temporary/On-call Status):</u>		
Division on Aging:		
Irma LaPlant	On-call Driver	5/20/2013
Joseph Witzke	On-call Driver	5/20/2013
Golf Course:		
Ryan Vincent	Service Assistant	5/02/2013
Richard Busch	Starter/Ranger	5/06/2013
Michael Beyer	Starter/Ranger	5/07/2013
Nicholas Gadille	Service Assistant	5/11/2013
Brandi Studer	Clubhouse Attendant	5/18/2013
Marine Patrol:		
Kyle Rossen	Marine Patrol Officer	5/01/2013
Ricky Hanover	Marine Patrol Officer	5/01/2013
Thomas Fouchea	Marine Patrol Officer	5/13/2013
Building and Grounds:		
Anthony Trevino	Parks Maintenance Worker	5/06/2013
Leonardo Carrasco	Parks Maintenance Worker	5/06/2013
Lawrence Williams	Park Ranger/Pin. Park	5/15/2013

Bert Mendoza Park Ranger/Pin. Park 5/06/2013

Jose Martinez Parks Maintenance Worker 5/20/213

Mosquito Control:

Nicholas Paige Seasonal Control Technician 5/06/2013

Ruth Russell Seasonal Control Technician 5/06/2013

Shaun Ruff Seasonal Control Technician 5/13/2013

Anastacio Ramirez Seasonal Control Technician 5/18/2013

Terry Peglow Seasonal Control Technician 5/18/2013

Colleen Milster Seasonal Control Technician 5/13/2013

Eric Klass Seasonal Control Technician 5/13/2013

Erin Kelly Seasonal Control Technician 5/13/2013

Michael Collins Seasonal Control Technician 5/13/2013

Emily Bladecki Seasonal Control Technician 5/13/2013

Nathan Ackerman Seasonal Control Technician 5/13/2013

Arin Shupert Seasonal Control Technician 5/13/2013

Austin Gatza Seasonal Control Technician 5/18/2013

Cullen Kwapiszewski Seasonal Control Technician 5/20/2013

Michael Samborn Seasonal Control Technician 5/20/2013

Ian Conrad Seasonal Control Technician 5/20/2013

Breanna Jacobs Seasonal Control Technician 5/20/2013

Kyle Roberts Seasonal Control Technician 5/20/2013

Mallory McFarland Seasonal Control Technician 5/20/2013

Robert Meeth Seasonal Control Technician 5/20/2013

Alexander Rinness Seasonal Control Technician 5/20/2013

TRANSFER:

Corina Morris 5/02/2013

TO: Driver Division on Aging

FROM: On-call Cook Division on Aging

Nicholas Poppe 5/01/2013
TO: Gen. Lab., Tm Ldr. Golf Course
FROM: Zamboni Driver Civic Arena

Shane Albrecht 5/01/2013
TO: Equipment Operator Golf Course
FROM: Zamboni Driver Civic Arena

Jeremy Jones 5/06/2013
TO: Park Ranger, Lead Pinconning Park
FROM: Park Ranger Pinconning Park

James Preston 5/14/2013
TO: Custodian (FT) Building and Grounds
FROM: Custodian (Temp) Building and Grounds

Wendi Booth 5/09/2013
TO: CFO (FT) Sheriff Department
FROM: CFO (Temp) Sheriff Department

SEPARATIONS: (Temporary/Seasonal)

Melissa Rieman 12/30/2012
Temp. Legal Secretary Criminal Defense

Jalene Vickey 2/01/2013
Temp. Clerical District Ct. - Treatment Court

RETIREMENT:

Tina Coones 5/18/2013
Investigator Prosecuting Attorney

Roberto Gonzales 5/18/2013
Facility Coordinator Community Center

Personnel Department
May 30, 2013



**OFFICE OF
BAY COUNTY EXECUTIVE**

Thomas L. Hickner
County Executive

515 Center Avenue, Suite 401
Bay City, Michigan 48708-5125
(989) 895-4130 ● FAX (989) 895-7658

May 17, 2013

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

RE: WORKFORCE DEVELOPMENT BOARD NOMINATION

Dear Chairman Krygier:

I respectfully submit my recommendation of Sheila Dahm, Michigan Rehabilitation Services, to represent vocational rehabilitation. Ms. Dahm is the Site Manager of the Bay City and Midland offices of Michigan Rehabilitation Services (MRS), Mid-Michigan District. Ms. Dahm is a current member of the Great Lakes Bay Michigan Works Workforce Development Board and was nominated by MRS, State of Michigan, Department of Human Services for this term which expires in 2015.

If you have any questions, please do not hesitate to contact me.

Sincerely,


TOM HICKNER
Bay County Executive

Attachment

cc: Mina Fulgencio, GLBMW

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (6/11/13)

WHEREAS, Sheila Dahm, Site Manager of Bay City and Midland Offices of Michigan Rehabilitation Services (MRS), Mid-Michigan District, has been nominated by the MRS, State of Michigan, Department of Human Services, for reappointment to the Great Lakes Bay Michigan Works! Workforce Development Board to represent vocational rehabilitation for a term to expire in 2015; and

WHEREAS, The Bay County Executive recommends in favor of Sheila Dahm's reappointment; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners concurs with the County Executive's recommendation and reappoints Sheila Dahm, Michigan Rehabilitation Services, Mid-Michigan to the Great Lakes Bay Michigan Works! Workforce Development Board.

ERNIE KRYGIER, CHAIR
AND BOARD

Michigan Works! - Sheila Dahm

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

BAY COUNTY DRAIN COMMISSIONER

JOSEPH RIVET
rivetj@baycounty.net

515 CENTER AVENUE, SUITE 601
BAY CITY, MICHIGAN 48708-5127
drainoffice@baycounty.net

PHONE (989) 895-4290
FAX (989) 895-4292
TDD (989) 895-4049
(HEARING IMPAIRED)

MEMORANDUM

TO: Ernie Krygier, Chair, Bay County Board of Commissioners

FROM: Joseph Rivet, Drain Commissioner 

DATE: June 5, 2013

RE: Budd Inter-County Drain

As you may know, my office has been working to complete an improvement project for the Budd Drain which provides drainage at the Northern border of the County in Pinconning Township. The Drain provides storm drainage for portions of Bay and Arenac Counties. We are requesting approval of an agreement to finance the project.

Working with Treasurer Rick Brzezinski, we have come up with an innovative funding alternative that we believe saves the project tens-of-thousands of dollars. As you know, Mr. Brzezinski has significant funds to invest on an ongoing basis. Part of his investment strategy is purchasing municipal investments. He suggested he would like the opportunity to invest in a Bay County municipal offering as opposed to buying other county's debt. Based on that, we came up with a strategy to fund the Budd Drain Project.

The benefit to the Drainage District is that tens-of-thousands of dollars are saved by avoiding bonding costs or fees. The benefit for the County is the interest rate is a bit higher than other municipal investments. Both parties benefit.

Attached is an agreement prepared by the Hubbard Law Firm, who are the premiere drain attorneys in the State. They have opined the transaction is legal under the Drain Code. Also included is the resolution from the Budd Inter-County Drain Board approving the agreement. Your approval is necessary for Treasurer Brzezinski to provide the funding.

Like all of our projects, the Budd Inter-County Drain Board has followed the Drain Code in developing this project. We have created the necessary assessment rolls and notified the impacted governmental units. No appeals have been filed, so the project and the repayment of the funds are secure.

We are pleased with this project. Originally expected to cost over \$600,000, we have the cost down under \$400,000 by using various cost saving techniques, including securing \$45,000 from the Saginaw Chippewa Indian Tribe. This final funding piece will complete an effort to absolutely maximize the value of the project for the residents of Bay and Arenac Counties. Please do not hesitate to contact me with any questions.

BAY COUNTY BOARD OF COMMISSIONERS

6/11/13

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (6/11/13)

WHEREAS, The Bay County Drain Office has been working to complete an improvement project for the Budd Drain which provides drainage at the Northern border of the County in Pinconning Township; and

WHEREAS, The Drain provides storm drainage for portions of Bay and Arenac Counties and an agreement to finance the project has been submitted to the Bay County Board of Commissioners for approval; and

WHEREAS, The Budd Intercounty Drain Drainage Board is a party to and has approved the Agreement for the Budd Intercounty Drain; and

WHEREAS, By this Agreement, Bay County agrees to loan funds to the Drainage District for the total cost of the Drain Project but not to exceed the total amount loaned of \$340,899 and further outlines the terms associated with the loan and repayment of funds, Agreement attached; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Agreement for the Budd Intercounty Drain and authorizes the Chairman of the Board to execute said Agreement and all related documents on behalf of Bay County following legal review/approval; Be It Further

RESOLVED That related required budget adjustments are approved.

ERNIE KRYGIER, CHAIR
AND BOARD

Drain Office - Budd Intercounty Drain Agreement

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

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

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

AGREEMENT FOR THE BUDD INTERCOUNTY DRAIN

THIS AGREEMENT is made and entered into on _____, 2013, by and between the Budd Intercounty Drain Drainage District (“Drainage District”), a public corporation under the supervision of the Budd Intercounty Drain Drainage Board (“Drainage Board”), comprised of the Bay County Drain Commissioner, 515 Center Avenue, Suite 601, Bay City, Michigan 48708, the Arenac County Drain Commissioner, 120 North Grove Street, Standish, Michigan 48658, and the Michigan Department of Agriculture, Michael R. Gregg, Chairperson, P.O. Box 30017, Lansing, Michigan 48909; and

The County of Bay (“Bay County”), a Michigan municipal corporation, whose address is 515 Center Avenue, Suite 103, Bay City, Michigan 48708.

WITNESSETH:

WHEREAS, the Drainage District is a duly established drainage district and corporate body having the power to contract, hold, manage and dispose of real and personal property, and possessing those powers granted it by 1956 PA 40, as amended (“Michigan Drain Code”), and otherwise conferred upon it by law; and

WHEREAS, Bay County is a general law county and a duly established public corporation having the power to contract and to do all other necessary acts in relation to the property and concerns of the county pursuant to MCL 45.1, *et seq.*; and

WHEREAS, in accordance with the provisions of the Michigan Drain Code, the Drainage District has undertaken a project for maintenance and improvement of the Budd Intercounty Drain (“Drain Project”); and

WHEREAS, the Drainage Board has made a Computation of Cost for the Drain Project, and arrived at an estimated total computed cost for the Drain Project of \$426,000; and

WHEREAS, the Drainage District has received prepayments from various assessed parties, thereby reducing the amount necessary to be loaned to \$340,899; and

WHEREAS, MCL 280.434 authorizes the Drainage District to accept the loan of money from a public corporation in connection with any part of a drain project to be reimbursed by the Drainage District, with interest as agreed upon by the parties, when funds are available; and

WHEREAS, subject to the terms and conditions of this Agreement, Bay County is willing to loan an amount not to exceed the total sum of \$340,899 to the Drainage District for purposes of the Drain Project, which sum is to be reimbursed to said County, with interest, from drain assessments made against public corporations at large and lands in the Drainage District, or out of the proceeds of drain orders, notes or bonds issued by the Drainage District, or out of any other available funds, or any combination of them, all pursuant to the provisions of the Michigan Drain Code; and

WHEREAS, the Drainage District pledges its full faith and credit to secure payment of its funding obligations hereunder.

NOW THEREFORE, in consideration of the premises and the covenants of each, the parties agree as follows:

1. **Loan by Bay County.** Bay County hereby agrees to loan funds to the Drainage District for the total cost of the Drain Project, but not to exceed the total amount loaned of \$340,899.
2. **Acceptance by Drainage District with Pledge of Full Faith and Credit.** The Drainage District accepts this loan of funds from Bay County in anticipation of the collection of future special assessments against property and at large assessments against public corporations in Bay and Arenac Counties lying within the Drainage District. The Drainage Board hereby irrevocably pledges the full faith and credit of the Drainage District for the timely payment of the principal and interest on this loan.
3. **Repayment of Loan by Drainage District.** The Drainage District hereby acknowledges its debt to Bay County, and promises to pay Bay County the amount loaned, not to exceed the sum of \$340,899, and to pay interest thereon from the May 31, 2013, date of said loan until the Drainage District's obligation is paid in full at the rate of two and one-half percent (2.5%) per annum. Interest on the unpaid principal amount will be computed on a 360-day per annum basis and shall be payable on June 1, 2014, and annually thereafter. The Drainage District's loan repayment obligation will mature on June 1 of each year as follows:

Year	Interest	Principal	Ending Balance	Arenac County Payment (71%)	Bay County Payment (29%)
2014	\$8,522.48	\$30,428.22	\$310,470.78	\$27,655.00	\$11,295.70
2015	\$7,761.77	\$31,188.93	\$279,281.85	\$27,655.00	\$11,295.70
2016	\$6,982.05	\$31,968.65	\$247,313.20	\$27,655.00	\$11,295.70
2017	\$6,182.83	\$32,767.87	\$214,545.33	\$27,655.00	\$11,295.70
2018	\$5,363.63	\$33,587.06	\$180,958.26	\$27,654.99	\$11,295.70
2019	\$4,523.96	\$34,426.74	\$146,531.52	\$27,655.00	\$11,295.70
2020	\$3,663.29	\$35,287.41	\$111,244.11	\$27,655.00	\$11,295.70
2021	\$2,781.10	\$36,169.60	\$75,074.52	\$27,655.00	\$11,295.70
2022	\$1,876.86	\$37,073.84	\$38,000.68	\$27,655.00	\$11,295.70
2023	\$950.02	\$38,000.68	\$0.00	\$27,655.00	\$11,295.70

The foregoing amounts are subject to appropriate modification to reflect prepayments made by the Drainage District as permitted by this Agreement.

4. **No Prepayment Penalty.** At its option and discretion, the Drainage District may make additional payments of principal at any time before such payments are due and may make full or partial prepayments of its obligations under this Agreement without prepayment charge or penalty.
5. **Bay County Drain Commissioner to Serve as Drainage District Treasurer.** For such time as the Drainage District's loan repayment obligations under this Agreement remain outstanding in whole or in part, the Drainage District and Drainage Board agree that the Bay County Drain Commissioner shall act as Treasurer of the Drainage Board.
6. **Agreement Does Not Affect County's Assessment.** Bay County understands and agrees that neither this Agreement nor any loans made pursuant to it shall relieve the County, in whole or in part, from any current or future assessments levied against it by the Drainage District.
7. **Miscellaneous Terms.** This Agreement shall be governed by the laws of the State of Michigan. If any provision is deemed invalid or unenforceable, the remainder of this Agreement shall remain in force to the fullest extent permitted by law. No amendment or modification of this Agreement shall be valid unless set forth in a written document signed by all parties.
8. **Entire Agreement.** This Agreement constitutes the entire agreement and understanding of the parties and is binding upon them, their employees, representatives, agents, and successors in interest.
9. **Execution of Agreement.** This Agreement may be executed in multiple parts at different times by the signatory parties, but it shall not become effective until and unless every party has executed a copy of the same version and all such executed copies have been received by the Chairman of the Drainage District.

IN WITNESS WHEREOF the parties hereto have caused this Agreement to be executed by their duly authorized officers as of the day(s) and year(s) set forth below.

COUNTY OF BAY

BUDD INTERCOUNTY DRAIN
DRAINAGE DISTRICT

By:
Its:

By: Michael R. Gregg, Chair

As authorized by the Bay County
Board of Commissioners on
_____, 2013.

As authorized by the Budd Intercounty
Drain Drainage Board on
_____, 2013.

BAY COUNTY BOARD OF COMMISSIONERS

MAY 14, 2013

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, MAY 14, 2013, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN ERNIE KRYGIER AT 4:03 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

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

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

ALSO PRESENT: THOMAS L. HICKNER, COUNTY EXECUTIVE
MICHAEL K. GRAY, DIRECTOR OF ADMINISTRATIVE SERVICES
MARTHA P. FITZHUGH, CORPORATION COUNSEL
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
CRYSTAL HEBERT, ASSISTANT FINANCE OFFICER
RYAN MANZ, EMERGENCY MANAGEMENT COORDINATOR
HENRY MILLER, BAY CITY RESIDENT
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

CHAIRMAN KRYGIER ASKED FOR A MOMENT OF SILENCE AFTER THE INVOCATION FOR THOSE TOUCHED BY THE BOSTON BOMBING TRAGEDY AND FOR FRANCIS PONDER, A FORMER BAY COUNTY COMMISSIONER WHO PASSED.

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

PLEDGE OF ALLEGIANCE:

MINUTES

MOTION 49: COMM. KRAUSE MOVED TO APPROVE THE REGULAR BOARD

SESSION MINUTES OF APRIL 9, 2013. IT WAS SUPPORTED BY COMM. TILLEY AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

CITIZEN INPUT

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

RYAN MANZ: RYAN MANZ, EMERGENCY MANAGEMENT COORDINATOR FOR BAY COUNTY, SAID THERE ARE SIX (6) NEW SIRENS IN PLACE. HE SAID THERE IS A TOTAL OF FIFTEEN (15) CURRENTLY AND A TEST IS SCHEDULED FOR WEDNESDAY, MAY 15, 2013. MR. MANZ STATED THAT 60-70% OF THE POPULATION IS COVERED.

HENRY MILLER: HENRY MILLER, BAY CITY RESIDENT, WAS CONCERNED ABOUT A ROAD THAT HAS BEEN CLOSED FOR YEARS AND THE RESIDENTS ON THAT ROAD BEING INCONVENIENCED.

COMM. BEGICK WAS FAMILIAR WITH THE ROAD IN FRANKENLUST TOWNSHIP WITH ACCESS THROUGH SAGINAW COUNTY. HE SAID THAT FRANKENLUST TOWNSHIP MAINTAINS THE ROAD AND THE FIRE DEPARTMENT MAINTAINS THE HYDRANTS.

CHAIRMAN KRYGIER SAID HE WOULD TALK WITH TOM HICKNER AND TRY TO GET MORE DETAILS TO SEE IF THERE IS ANY RESOLUTION TO THE SITUATION. HE THANKED MR. MILLER FOR HIS COMMENTS AND CONCERN.

PETITIONS AND COMMUNICATIONS

REPORTS/RESOLUTIONS OF COMMITTEES

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

RES. 2013-74: COMM. COONAN MOVED TO ADOPT RES. 2013-74 AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE THE HUD RESIDENT OPPORTUNITY AND SELF-SUFFICIENCY (ROSS-SC) SERVICE COORDINATOR PROGRAM GRANT AND RELATED DOCUMENTS, FOLLOWING LEGAL REVIEW AND APPROVAL. THE PURPOSE OF THE ROSS-SC PROGRAM IS TO PROVIDE FUNDING TO HIRE AND MAINTAIN A SERVICE COORDINATOR WHO ASSESSES THE NEEDS

OF RESIDENTS OF PUBLIC HOUSING AND COORDINATE AVAILABLE RESOURCES IN THE COMMUNITY TO MEET THOSE NEEDS. THE GRANT IS \$246,000.00 FOR THREE (3) YEARS AND 25% OF THE REQUESTED GRANT AMOUNT IS REQUIRED AS A MATCH AND THE MATCH CAN BE IN CASH AND/OR IN-KIND DONATIONS AS WELL AS SELF-SUFFICIENCY AND SUPPORTIVE SERVICES/PROGRAMS PROVIDED TO PARTICIPANTS IN THE ROSS-SC PROGRAM. ADDITIONALLY, THAT THE GRANT APPLICANT/RECIPIENT DEPARTMENTS ARE REQUIRED TO WORK WITH THE FINANCE DEPARTMENT WHOSE STAFF WILL PROVIDE FINANCIAL OVERSIGHT OF SAID GRANT AND IT IS CLEARLY UNDERSTOOD THAT IF THESE GRANT FUNDS ARE TERMINATED, ANY POSITIONS FUNDED BY THIS GRANT SHALL BE TERMINATED AND WILL BE NOT ABSORBED BY THE COUNTY. FINALLY, THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-75: COMM. COONAN MOVED TO ADOPT RES. 2013-75 AUTHORIZING THE 74TH DISTRICT COURT TO MAKE APPLICATION FOR SUBSTANCE ABUSE MENTAL HEALTH SERVICES AGENCY AND NATIONAL ASSOCIATION OF DRUG COURT PROFESSIONALS GRANT FUNDING. IN ORDER TO CONTINUE OPERATION OF THE TREATMENT COURT, GRANT DOLLARS FROM FEDERAL AND STATE SOURCES ARE IMPORTANT AS THEY MAKE UP THE BULK OF THE TREATMENT COURT'S FUNDING. FURTHER, TO AUTHORIZE THE BOARD CHAIR TO EXECUTE ALL RELATED DOCUMENTS FOLLOWING LEGAL REVIEW AND THAT THE GRANT APPLICANT/RECIPIENT DEPARTMENTS ARE REQUIRED TO WORK WITH THE FINANCE DEPARTMENT WHOSE STAFF WILL PROVIDE FINANCIAL OVERSIGHT OF SAID GRANT. ADDITIONALLY, IT IS UNDERSTOOD THAT IF THESE GRANT FUNDS ARE TERMINATED, ANY POSITION FUNDED BY THIS GRANT SHALL BE TERMINATED AND WILL BE NOT ABSORBED BY THE COUNTY. FINALLY, THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-76: COMM. COONAN MOVED TO ADOPT RES. 2013-76 AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE THE EQUITABLE SHARING AGREEMENT AND CERTIFICATION FROM THE US DEPARTMENT OF JUSTICE, DEPARTMENT OF THE TREASURY FOR THE BAY COUNTY SHERIFF DEPARTMENT, FOLLOWING APPROVAL BY CORPORATION COUNSEL. THIS AGREEMENT ALLOWS FOR PARTICIPATION IN THE

FEDERAL EQUITABLE SHARING PROGRAM AND OUTLINES RESTRICTIONS UPON THE USE OF FEDERALLY FORFEITED CASH, PROPERTY, PROCEEDS AND INTEREST EARNED, WHICH ARE EQUITABLY SHARED WITH THE PARTICIPATING LAW ENFORCEMENT AGENCIES. FINALLY, THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-77: COMM. COONAN MOVED TO ADOPT RES. 2013-77 APPROVING AMENDMENT #5 TO THE 2012-2013 CPBC CONTRACTING AGREEMENT BETWEEN BAY COUNTY AND THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH (MDCH) TO INCORPORATE THE ANNUAL BUDGET, OUTPUT MEASURES, FUNDING/REIMBURSEMENT MATRIX, UPDATED PROGRAM LANGUAGE AND REVISED ALLOCATIONS RECEIVED SINCE THE ORIGINAL AGREEMENT WAS ISSUED. AMENDMENT #5 IS AS FOLLOWS:

<u>PROJECT TITLE</u>	<u>CURRENT AMOUNT</u>	<u>AMENDED AMOUNT</u>	<u>NEW PROJECT</u>
EAST SAFE FISH PUBLIC HEALTH EMERGENCY PREPAREDNESS	\$54,663 \$-0-	\$4,775 \$31,167	\$69,438 \$31,167
TOTAL FUNDING	\$54,663	\$45,942	\$100,605

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

RES. 2013-78: COMM. COONAN MOVED TO ADOPT RES. 2013-78 APPROVING THE LEASE WITH THE BAY COUNTY FAIR BOARD FOR THE 2013 SEASON WHICH SECURES THE PLANNED EVENTS FOR THE 2013 SEASON. FURTHER, TO AUTHORIZE THE BOARD CHAIRMAN TO EXECUTE SAID LEASE FOLLOWING LEGAL REVIEW AND APPROVAL AND THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. KRAUSE AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-79: COMM. COONAN MOVED TO ADOPT RES. 2013-79 GRANTING USE OF THE BAY COUNTY FAIRGROUNDS FOR THE DATES OUTLINED

BELOW CONTINGENT UPON COMPLIANCE WITH ALL REQUIREMENTS OUTLINED IN THE FAIR BOARD LEASE, INCLUDING PROVISION OF REQUIRED FINANCIAL REPORTS. THE FOLLOWING DATES ARE REQUESTED:

MAY 18, 2013 - AUTOCROSS/ENDURO (DERBY)
MAY 19, 2013 - HORSE SHOE
MAY 31-JUNE 2 - U ROCK FEST (CONCERT, FAMILY ACTIVITIES)
JUNE 8, 2013 - MOM-TO-MOM SALE (CANTEEN OR MERCHANTS BLDG;
ALSO OUTSIDE WEATHER PERMITTING)
JUNE 12, 2013 - HORSE SHOW
JUNE 15, 2013 - AUTOCROSS/ENDURO
JUNE 19, 2013 - HORSE SHOW
JUNE 22, 2013 - FIGURE 8 DERBY
JULY 10, 2013 - HORSE SHOW
JULY 13, 2013 - FIGURE 8 DERBY
JULY 20-21, 2013 - HORSE SHOW
JULY 31, 2013 - HORSE SHOW
JULY 29 THRU AUGUST 16 - SET UP, BAY COUNTY FAIR EVENTS, AND
CLEAN UP
AUGUST 21, 2013 - HORSE SHOW
AUGUST 24, 2013 - FIGURE 8
SEPTEMBER 21, 2013 - FIGURE 8 DERBY - STATE CHAMPIONSHIPS

IT WAS SUPPORTED BY COMM. KRAUSE AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

COMM. COONAN ASKED THE COUNTY CLERK, CYNTHIA A. LUCZAK, TO READ RES. 2013-80.

RES. 2013-80: COMM. COONAN MOVED TO ADOPT RES. 2013-80 IN THE GOVERNOR'S RECOMMENDATION FOR THE FY 2014 BUDGET, COUNTIES ARE SCHEDULED TO RECEIVE A 22.9% CUT FROM WHAT THEY WERE PROJECTED TO RECEIVE BASED ON THE DEAL STUCK IN 2004/2005. THE GOVERNOR IS RECOMMENDING AN APPROPRIATION OF \$140.6 MILLION, \$41.7 MILLION LESS THAN STATUTORILY REQUIRED AND COUNTIES WILL BE REQUIRED TO "EARN" 20% OF THEIR FUNDING BY FULFILLING THE COUNTY INCENTIVE PROGRAM REQUIREMENTS. THE BAY COUNTY BOARD OF COMMISSIONERS CALLS UPON THE GOVERNOR AND THE STATE LEGISLATURE TO LIVE UP TO THEIR PROMISE BY FULLY FUNDING REVENUE SHARING PAYMENTS TO COUNTIES IN FISCAL YEAR 2014. FINALLY, THAT COPIES OF THIS RESOLUTION BE FORWARDED TO THE GOVERNOR, OUR STATE LEGISLATORS, THE MICHIGAN

ASSOCIATION OF COUNTIES AND THE OTHER 82 MICHIGAN COUNTIES. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-81: COMM. COONAN MOVED TO ADOPT RES. 2013-81 THE COUNTY EXECUTIVE AND THE BAY COUNTY BOARD OF COMMISSIONERS HAVE BEEN WORKING WITH THE DEPARTMENT OF NATURAL RESOURCES (DNR) FOR BEACH AND ACCESS IMPROVEMENT AT THE BAY CITY STATE RECREATION AREA (BCSRA). PROJECTS INCLUDE:

1. THE BOARDWALK TO THE BEACH AT THE BCSRA AT THE DAY USE AREA. BAY COUNTY HAS SUBMITTED A COASTAL ZONE MANAGEMENT GRANT APPLICATION, FUNDING TO BE AWARDED IN EARLY 2014. BAY COUNTY HAS APPLIED FOR THE COASTAL ZONE MANAGEMENT GRANT FOR THE BOARDWALK WITH A 50% MATCH OF FUNDS COMING FROM THE COUNTY IN THE FORM OF IN-KIND MATCH BY PROVIDING THE LABOR FOR THIS PROJECT. (A LEASE IS NECESSARY FOR THE PROJECT CONSIDERATION.)

2. ENGAGING THE PUBLIC IN A "FOCUS PHASE MANAGEMENT PLAN" TO EXPLORE THE OPTIONS FOR ACTIVE RECREATIONAL DEVELOPMENT AND ACCESS TO THE SAGINAW BAY AT THE BCSRA. AT THE REQUEST OF THE DNR, BAY COUNTY AGREED TO COVER 50% OF THE COSTS OF THIS PROJECT AND HAS BUDGETED FOR THIS PROJECT WITH OUR COSTS NOT TO EXCEED THE AMOUNT OF \$25,000.00. (CONTRACT DEVELOPMENT WITH DNR IS BEING FINALIZED AND THE DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND COMMUNITY DEVELOPMENT WILL NEED AUTHORIZATION TO ENTER INTO THE CONTRACT AND SPEND THIS MONEY.)

THEREFORE, TO AUTHORIZE THE BAY COUNTY BOARD OF COMMISSIONERS THE FOLLOWING PENDING LEGAL REVIEW AND APPROVAL:

1. ENTERING INTO A LEASE WITH THE DEPARTMENT OF NATURAL RESOURCES (DNR).
2. CONTRACTING WITH THE DNR TO SPEND THE FUNDS ALLOCATED TOWARD THIS PROJECT.
3. EXECUTION OF THE LEASE AND ALL RELATED DOCUMENTS BY THE BOARD CHAIR.
4. APPROVAL OF ALL RELATED, REQUIRED BUDGET ADJUSTMENTS.

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

RES. 2013-82: COMM. COONAN MOVED TO ADOPT RES. 2013-82 APPROVING THE PURCHASE OF BENEFIT CALCULATOR SOFTWARE FROM GABRIEL, ROEDER, SMITH & CO. WHICH WOULD ALLOW FOR FINAL AND ESTIMATED RETIREMENT CALCULATIONS TO BE PERFORMED INTERNALLY BY THE RETIREMENT ADMINISTRATOR AND TO ALLOW FOR SCANNING DOCUMENTS TO AN INDIVIDUAL EMPLOYEE RETIREMENT FILE. THE INITIAL COST OF THIS SOFTWARE WOULD BE APPROXIMATELY \$29,000.00 - \$34,000.00 AND THE WAGE COST INVOLVED WITH THE INITIAL SCANNING IS ESTIMATED TO BE \$12,740.00 FOR A TOTAL APPROXIMATE COST NOT TO EXCEED \$46,740.00. THIS PROJECT WILL BE PAID OUT OF THE RETIREMENT FUND WITH THE COSTS BEING ALLOCATED TO ALL THE DIFFERENT ENTITIES WHICH COMPRISE THE RETIREMENT SYSTEM. THE BAY COUNTY RETIREMENT SYSTEM BOARD OF DIRECTORS APPROVED THIS PURCHASE AT THEIR APRIL 9, 2013 BOARD MEETING. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO EXECUTE ALL REQUIRED DOCUMENTS FOLLOWING LEGAL REVIEW AND APPROVAL AND THAT ALL REQUIRED BUDGET ADJUSTMENTS ARE APPROVED. IT WAS SUPPORTED BY COMM. TILLEY FOR DISCUSSION.

COMM. COONAN FELT STRONGLY THAT THE RETIREMENT BOARD SHOULD COMPLY WITH THE COUNTY'S PURCHASING POLICY AND REQUESTS FOR PROPOSALS (RFP) SHOULD BE ACQUIRED BEFORE PURCHASING THE BENEFIT CALCULATOR SOFTWARE FROM GABRIEL, ROEDER, SMITH & CO. HE WOULD NOT SUPPORT THIS RESOLUTION.

MARTHA FITZHUGH, CORPORATION COUNSEL, SAID THE PURCHASING POLICY WOULD APPLY IN THIS CASE AND SHOULD BE FOLLOWED. HOWEVER, THE BOARD HAS THE OPTION TO WAIVE THE POLICY IF THEY SO WISHED.

COMM. TILLEY SAID HE HAD FAITH IN THE TREASURER AND THE RETIREMENT BOARD ON THEIR DECISION AND SAID FOR THE SAKE OF EXPEDIENCY, TO MOVE FORWARD ON THIS ISSUE.

COMM. HEREK AGREED AND WOULD SUPPORT THE RESOLUTION.

COMM. KRAUSE EXPLAINED HE SUPPORTED THE SOFTWARE IDEA AND TRUSTS THE RETIREMENT BOARD 100%. HOWEVER, HE NEEDS MORE INFORMATION FROM THE RETIREMENT BOARD.

COMM. LUTZ QUESTIONED IF THIS COMPANY WAS A SOLE SOURCE.

BOB REDMOND, FINANCIAL ANALYST, SAID EVERYONE SHOULD UPGRADE AND SUGGESTED THE COMMISSIONERS PASS THE BUDGET ADJUSTMENT, RES. 2013-83, AND LEAVE IT UP TO THE RETIREMENT BOARD TO GET ACTUARIAL BIDS.

COMMISSIONERS TILLEY AND BEGICK ASKED FOR CLARIFICATION THAT FUNDING FOR THIS PURCHASE WAS THROUGH THE RETIREMENT BOARD SYSTEM.

ULTIMATELY, COMM. TILLEY WITHDREW HIS SUPPORT FOR RES. 2013-82 AND THE FOLLOWING MOTION WAS MADE.

MOTION 50: COMM. TILLEY MOVED FOLLOWING THE WITHDRAWAL OF RES. 2013-82, THAT AUTHORIZED THE BAY COUNTY RETIREMENT BOARD TO PROCEED WITH THE RFP FOR THE PURCHASE OF BENEFIT CALCULATOR SOFTWARE FOR THE CALCULATION OF RETIREMENT BENEFITS, TO PROCEED WITH THE ADOPTION OF RES. 2013-83 WHICH INCLUDED THE BUDGET ADJUSTMENT #2013-05-010 FOR A PURCHASE IN ACCORDANCE WITH PROVISIONS OF THE BAY COUNTY PURCHASING POLICY. IT WAS SUPPORTED BY COMM. KRAUSE AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-83: COMM. COONAN MOVED TO ADOPT RES. 2013-83 APPROVING VARIOUS BUDGET ADJUSTMENTS. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-84: COMM. COONAN MOVED TO ADOPT RES. 2013-84 AUTHORIZING THE DIRECTOR OF DIVISION ON AGING TO SUBMIT A LETTER OF INTENT TO APPLY FOR FUNDING, TO PROVIDE SERVICES FOR PERSONS AGE 60 AND OLDER, FOR FY 2013-2014 TO REGION VII AREA AGENCY ON AGING. ALSO, TO AUTHORIZE THE DIRECTOR OF DIVISION ON AGING TO PREPARE THE REQUIRED GRANT DOCUMENTS FOR SUBMITTAL. FURTHER, TO AUTHORIZE THE BOARD CHAIR TO EXECUTE ALL REQUIRED DOCUMENTS FOLLOWING LEGAL REVIEW AND APPROVAL. ADDITIONALLY, THE GRANT APPLICANT/RECIPIENT DEPARTMENTS ARE REQUIRED TO WORK WITH THE FINANCE DEPARTMENT WHOSE STAFF WILL PROVIDE FINANCIAL OVERSIGHT OF SAID GRANT AND IT IS UNDERSTOOD THAT IF THESE GRANT FUNDS ARE TERMINATED,

ANY POSITIONS FUNDED BY THIS GRANT SHALL BE TERMINATED AND WILL NOT BE ABSORBED BY THE COUNTY. FINALLY, THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. KRAUSE AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-85: COMM. COONAN MOVED TO ADOPT RES. 2013-85 OPPOSING ANY AND ALL EFFORTS BY THE CURRENT ADMINISTRATION AND THE UNITED STATES CONGRESS TO ELIMINATE, LIMIT, OR IMPAIR THE USE OF TAX-EXEMPT BONDS BY STATE AND LOCAL GOVERNMENTS, OR TO ELIMINATE, LIMIT OR IMPAIR THE ABILITY OF INVESTORS IN SUCH BONDS TO CLAIM THE TAX EXEMPTION ON INTEREST EARNED FROM THESE INSTRUMENTS. THE BAY COUNTY BOARD OF COMMISSIONERS SUPPORTS THE IMMEDIATE PASSAGE OF HR 112, REAFFIRMING THE HISTORIC SUPPORT OF THE UNITED STATES CONGRESS FOR TAX EXEMPT MUNICIPAL BONDS. FURTHER, THAT THE BAY COUNTY CLERK/REGISTER BE ASKED AND DIRECTED TO SEND COPIES OF THIS RESOLUTION TO: PRESIDENT OBAMA, SENATOR CARL LEVIN, SENATOR DEBBIE STABENOW, CONGRESSMAN BILL HUIZENGA, GOVERNOR RICK SNYDER, STATE REP. AMANDA PRICE, STATE REP. JOSEPH HAVEMAN, THE NATIONAL ASSOCIATION OF COUNTIES, THE MICHIGAN ASSOCIATION OF COUNTIES, AND THE OTHER 82 MICHIGAN COUNTIES. IT WAS SUPPORTED BY COMM. LUTZ AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-86: COMM. COONAN MOVED TO ADOPT RES. 2013-86 SUPPORTING THE VETERANS OF FOREIGN WARS POST NO. 6590 AND THE LADIES AUXILIARY OF LINWOOD AND KAWKAWLIN ORGANIZATION, IN THEIR EFFORTS TO ENCOURAGE YOUTH PATRIOTISM THROUGH THEIR PLEDGE OF ALLEGIANCE/FREE SWIM PROPOSAL. THE PROPOSED PLAN ALLOWS CHILDREN TO SWIM FREE ONCE A WEEK THIS SUMMER AT THE BAY COUNTY COMMUNITY CENTER POOL IN EXCHANGE FOR RECITING THE PLEDGE OF ALLEGIANCE FIRST. JAMES CARBARY, ARMY VETERAN, WILL SEEK FUNDING FROM AREA BUSINESSES TO OFFSET THE \$4.00 SWIMMING FEE CHARGED TO USE THE BAY COUNTY COMMUNITY CENTER POOL. IT WAS SUPPORTED BY COMM. KRAUSE AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

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

RES. 2013-87: COMM. KRAUSE MOVED TO ADOPT RES. 2013-87 APPROVING THE ACCEPTANCE OF THE PROPOSAL FOR DO ALL INC. TO TAKE OVER FOOD SERVICES, FOR ONE (1) YEAR, AT THE BAY COUNTY GOLF COURSE FOR THE 2013 SEASON. IF THE OPERATION MAKES A "PROFIT", OVER EXPENSES, THE NET PROCEEDS WILL BE SHARED ON A 50/50% SPLIT WITH BAY COUNTY. FURTHER, AUTHORIZING THE BOARD CHAIRMAN TO SIGN ALL NECESSARY DOCUMENTS FOR THE 2013 GOLF SEASON AS PREPARED AND APPROVED BY ADMINISTRATION AND CORPORATION COUNSEL. ADDITIONALLY, THAT RELATED REQUIRED BUDGET ADJUSTMENTS ARE APPROVED. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-88: COMM. KRAUSE MOVED TO ADOPT RES. 2013-88 CONCURRING TO POST/ADVERTISE/FILL THE FOLLOWING VACANCIES WITH MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS:

1. SHERIFF DEPARTMENT - CORRECTIONAL FACILITY OFFICER (CFO), FULL TIME, AT \$15.49/HR. ENTRY LEVEL.
2. DIVISION ON AGING - DRIVE, PART TIME, AT \$9.88/HR.
3. CIVIC ARENA - ZAMBONI DRIVER/TEAM LEADER, PART TIME AT \$8.50/HR.
4. PROSECUTOR'S OFFICE - CHILD SUPPORT SPECIALIST/INVESTIGATOR, FULL TIME AT \$20.84/HR.
5. BUILDINGS AND GROUNDS - CUSTODIAN, FULL TIME AT \$10.83/HR. ENTRY LEVEL.
6. INFORMATION SYSTEMS DIVISION
 - A. INFORMATION SYSTEMS MANAGER - FULL TIME, AT \$57,221.00 ENTRY LEVEL.
 - B. SENIOR TECHNICAL SERVICES COORDINATOR - FULL TIME, AT \$43,347.00 ENTRY LEVEL.

FURTHER, THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED AND IT IS UNDERSTOOD THAT ANY POSITIONS FUNDED THROUGH A GRANT SHALL BE TERMINATED OR HOURS REDUCED IF GRANT FUNDING IS TERMINATED OR REDUCED. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

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

RES. 2013-89: COMM. TILLEY MOVED TO ADOPT RES. 2013-89 APPROVING THE

CLAIMS AGAINST THE COUNTY AS FOLLOWS: ACCOUNTS PAYABLE FOR 4/10/13, 4/17/13, 4/24/13, 5/1/13, 5/8/13; BAYANET FOR 3/1/13 - 3/31/13 PAYROLL AND PAYABLES; AND CENTER RIDGE ARMS PAYABLES FOR 4/1/13-4/30/13. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-90: COMM. TILLEY MOVED TO ADOPT RES. 2013-90 RECEIVING THE REPORTS OF THE COUNTY EXECUTIVE AS FOLLOWS: EMPLOYMENT STATUS FOR APRIL 2013 AND WORKERS COMP STATUS FOR APRIL 2013. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

COMMISSIONERS HEREK AND TILLEY

RES. 2013-91: COMM. HEREK MOVED TO ADOPT RES. 2013-91 RECOGNIZING THE ACHIEVEMENT OF BRIAN KULA FOR ACCOMPLISHING THE HIGHEST RANK A YOUNG MAN CAN RECEIVE IN SCOUTING OF EAGLE SCOUT AND CONGRATULATING HIM ON ACCOMPLISHING THIS VERY HIGH GOAL. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2013-92: COMM. TILLEY MOVED TO ADOPT RES. 2013-92 RECOGNIZING THE ACHIEVEMENT OF DUANE LONDON FOR ACCOMPLISHING THE HIGHEST RANK A YOUNG MAN CAN RECEIVE IN SCOUTING OF EAGLE SCOUT AND CONGRATULATING HIM ON ACCOMPLISHING THIS VERY HIGH GOAL. IT WAS SUPPORTED BY COMM. LUTZ AND ADOPTED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

THERE WERE NO REPORTS OF COUNTY OFFICIALS/DEPARTMENTS.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

COMM. BEGICK SAID THERE WILL BE A MEMORIAL SERVICE FOR VETERAN'S MONDAY, MAY 27, 2013 AT 9:15 A.M. IN FRONT OF THE BAY COUNTY BUILDING AND ANOTHER SERVICE AT 1:00 P.M. AT VETERAN'S PARK. HE ALSO MENTIONED AN AMERICAN LEGION LUNCHEON AND SAID THE SCHEDULE OF EVENTS WILL BE IN THE BAY CITY TIMES.

CHAIRMAN KRYGIER STATED THE 2013 UPCOMING APPOINTMENTS:

1. JUNE: LIBRARY BOARD - ONE 5-YEAR TERM , MARK KAPLENSKI
2. OCTOBER:
 - A. BOARD OF CANVASSERS - TWO 4-YEAR TERMS EXPIRING: DONALD CHEVALIER ®; JANET PIERSON (D). NOTE: APPOINTMENTS MADE FROM LISTS PROVIDED BY THE MAJOR POLITICAL PARTIES.
 - B. LAND BANK AUTHORITY - ONE TOWNSHIP REPRESENTATIVE, 3-YEAR TERM, WILLIAM TACEY
 - C. DEPARTMENT OF HUMAN SERVICES BOARD OF DIRECTORS - ONE 3-YEAR TERM, THOMAS STARKWEATHER
3. NOVEMBER: BUILDING AUTHORITY - TWO 6YEAR TERMS, WILLIAM BORCH AND DON GOULET
4. DECEMBER: DIVISION ON AGING ADVISORY COMMITTEE - FOUR 2-YEAR TERMS, DISTRICTS 1, 3, 5 & 7

CLOSED SESSION

MOTION 51: COMM. TILLEY MOVED THE FOLLOWING:

1. TO GO INTO CLOSED SESSION PURSUANT TO MCL 154.268 (h) TO CONSIDER MATERIAL EXEMPT FROM DISCUSSION OR DISCLOSURE BY STATE OR FEDERAL STATUTE. THE STATUTE RELIED UPON IS THE MICHIGAN FREEDOM OF INFORMATION ACT WHICH EXEMPTS FROM DISCLOSURE " PUBLIC RECORDS SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE." [MCL 15.243 (g)]

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

3. TO GO INTO CLOSED SESSION PURSUANT TO MCL 15.268 (d): TO CONSIDER THE PURCHASE OR LEASE OF REAL PROPERTY PRIOR TO OBTAINING AN OPTION TO PURCHASE OR LEASE THAT REAL PROPERTY.

IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A ROLL CALL

VOTE OF:

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

MOTION 52: COMM. TILLEY MOVED TO GO BACK TO REGULAR SESSION FOLLOWING CLOSED SESSION DISCUSSIONS REGARDING LEGAL OPINION, LABOR NEGOTIATIONS AND REAL PROPERTY. IT WAS SUPPORTED BY COMM. KRAUSE AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 53: COMM. KRAUSE MOVED TO AUTHORIZE CORPORATION COUNSEL TO DELIVER THE COUNTY OF BAY'S OFFER TO PURCHASE THE PROPERTY IDENTIFIED IN THE APPRAISAL DISCUSSED IN CLOSED SESSION FOR PARK PURPOSES AND SUBJECT TO THE FOLLOWING CONDITIONS AND OTHERS BENEFITTING THE COUNTY OF BAY.

A PURCHASE AGREEMENT AND ACQUISITION OF THE PROPERTY IS AUTHORIZED SUBJECT TO SATISFACTION OF THESE TERMS AND CONDITIONS:

1. PURCHASE PRICE NOT TO EXCEED APPRAISED VALUE OF PROPERTY.
2. PROPERTY INSPECTION TO BE TO THE COUNTY'S SOLE SATISFACTION, INCLUDING BUT NOT LIMITED TO: ACCEPTABLE PHASE II REPORT, BEA AS NEEDED, AND APPROVAL OF A DUE CARE PLAN BY ANY GOVERNMENTAL AGENCY WITH JURISDICTION.
3. DELIVERY OF A SATISFACTORY COMMITMENT FOR TITLE INSURANCE, DEEMED SATISFACTORY TO THE COUNTY, TO ITS SOLE SATISFACTION.
4. CONVEYANCE OF ALL DIVISION RIGHTS HELD BY GRANTOR.
5. THE RIGHT TO CONDUCT SUCH FURTHER TESTING, INSPECTIONS, ETC., SO AS TO MEET THE REQUIREMENTS OF ITEM 2, ABOVE.
6. APPROVAL OF PURCHASE AGREEMENT, TERMS AND CONDITIONS OF ANY GOVERNMENTAL AGENCY FROM WHOM GRANT MONIES FOR THIS PURCHASE ARE BEING SOUGHT.
7. SATISFACTORY GRANT FUNDING TO BE RECEIVED BY THE COUNTY SO AS TO ALLOW THE COUNTY TO PURCHASE THE PROPERTY AND TO PAY FOR ANY TESTING, REMEDIATION (AT COUNTY'S OPTION), INSPECTIONS, ETC., FROM GRANT FUNDS OR TO BE SATISFIED THAT SUCH EXPENDITURES WILL BE REIMBURSED FROM GRANT FUNDS.
8. COUNTY SATISFACTION THAT THE PROPERTY CAN BE USED FOR THE PURPOSES FOR WHICH IT HAS RECEIVED PRELIMINARY GRANT APPROVAL FOR PURCHASE.

IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE

VOTE OF: 7 YEAS, 0 NAYS.

MOTION 54: COMM. TILLEY MOVED TO AUTHORIZE THE COUNTY OF BAY TO FILE A LAWSUIT TO COLLECT UNPAID RENT AND TO EVICT VALLEY RESIDENTIAL SERVICE, INC. FROM THE COUNTY'S FOSTER CARE HOME OPERATED BY VALLEY RESIDENTIAL SERVICE, INC. LOCATED IN STANDISH, MICHIGAN. IT WAS SUPPORTED BY COMM. KRAUSE AND CARRIED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RECESS/ADJOURNMENT

MOTION 55: COMM. TILLEY MOVED TO ADJOURN THE REGULAR BOARD SESSION MEETING OF, MAY 14, 2013. IT WAS SUPPORTED BY COMM. HEREK. THE MEETING CONCLUDED AT 6:05 P.M. BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

ERNIE KRYGIER, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

SHEILA E. SHAW
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

MAY 21, 2013

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A SPECIAL SESSION ON TUESDAY, MAY 21, 2013, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN ERNIE KRYGIER AT 4:15 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

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

EXCUSED: COMMISSIONER KIM COONAN

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

ALSO PRESENT: MICHAEL K. GRAY, DIRECTOR OF ADMINISTRATIVE SERVICES
MARTHA P. FITZHUGH, CORPORATION COUNSEL
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
CRYSTAL HEBERT, ASSISTANT FINANCE OFFICER
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

CHAIRMAN KRYGIER ASKED FOR A MOMENT OF SILENCE AFTER THE INVOCATION FOR FAMILIES OF THE TORNADO VICTIMS.

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

PLEDGE OF ALLEGIANCE:

CITIZEN INPUT

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

NO ONE CAME FORWARD TO ADDRESS THE BOARD.

ITEMS FOR CONSIDERATION

RES. 2013-93: COMM. KRAUSE MOVED TO ADOPT RES. 2013-93 CONCURRING TO POST/ADVERTISE/FILL THE FOLLOWING VACANCIES WITH MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS:

1. COMMUNITY CENTER - RECREATION ASSISTANT/ACCOUNT CLERK (TU07 UPGRADED FROM TU06) FULL TIME, \$13.95/HR. ENTRY
2. PROSECUTOR'S OFFICE - ASSISTANT PROSECUTOR - FULL TIME, \$57,699.20/YR.

FURTHER, THAT BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED AND IT IS UNDERSTOOD THAT ANY POSITIONS FUNDED THROUGH A GRANT SHALL BE TERMINATED OR HOURS REDUCED IF GRANT FUNDING IS TERMINATED OR REDUCED. IT WAS SUPPORTED BY COMM. HEREK AND PASSED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-COONAN.

RES. 2013-94: COMM. KRAUSE MOVED TO ADOPT RES. 2013-94 THAT THE HOURS OF THE POSITION OF BOARD'S FINANCIAL ANALYST ARE REDUCED FROM FULL TIME TO PART TIME (UP TO 1,000 HOURS FOR THE REMAINDER OF 2013, EFFECTIVE JUNE 15, 2013, AND UP TO 1,000 HOURS FOR EACH SUBSEQUENT YEAR). FURTHER, THAT THE HOURLY RATE FOR THE PART TIME FINANCIAL ANALYST POSITION, WHICH ROBERT REDMOND WILL CONTINUE TO HOLD, SHALL BE \$33.68 PER HOUR WITH NO FRINGE BENEFITS OTHER THAN REQUIRED BY LAW. FINALLY, THAT THE BOARD'S FINANCIAL ANALYST POSITION WILL CONTINUE TO BE NON-UNION, AT-WILL UNDER THE BAY COUNTY PERSONNEL POLICY. IT WAS SUPPORTED BY COMM. TILLEY AND CARRIED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-COONAN.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

THERE WERE NO ANNOUNCEMENTS.

CLOSED SESSION

THERE WAS NO CLOSED SESSION REQUESTED.

RECESS/ADJOURNMENT

MOTION 56:

COMM. TILLEY MOVED TO ADJOURN THE SPECIAL BOARD SESSION OF MAY 21, 2013 . IT WAS SUPPORTED BY COMM. KRAUSE. THE MEETING CONCLUDED AT 4:20 P.M. BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED-COONAN.

ERNIE KRYGIER, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

JUNE 4, 2013

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

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

EXCUSED: COMMISSIONER THOMAS HEREK

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

ALSO PRESENT: MARTHA P. FITZHUGH, CORPORATION COUNSEL
TIM QUINN, PERSONNEL & EMPLOYEE RELATIONS DIRECTOR
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

CHAIRMAN KRYGIER ASKED FOR A MOMENT OF SILENCE AFTER THE INVOCATION FOR TOM HICKNER'S MOTHER, EVA HICKNER MCGEE, WHO RECENTLY PASSED AWAY.

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

PLEDGE OF ALLEGIANCE:

CITIZEN INPUT

THERE WAS NO CITIZEN INPUT.

ITEMS FOR CONSIDERATION

THERE WERE NO ITEMS FOR CONSIDERATION.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

COMM. TILLEY WANTED TO BID A FAREWELL TO THE CAMERA MAN FOR HIS TEN (10) YEARS OF SERVICE. THE COMMISSIONERS APPRECIATED ALL HIS HARD WORK OVER THE YEARS AND WISHED HIM GOOD LUCK AND CONGRATULATIONS ON HIS MARRIAGE.

CLOSED SESSION

MOTION 57: COMM. LUTZ MOVED TO GO INTO CLOSED SESSION PURSUANT TO MCL 15.268 (h) TO CONSIDER MATERIAL EXEMPT FROM DISCUSSION OR DISCLOSURE BY STATE OR FEDERAL STATUTE. THE STATUTE RELIED UPON IS THE MICHIGAN FREEDOM OF INFORMATION ACT WHICH EXEMPTS FROM DISCLOSURE "PUBLIC RECORDS SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE." [MCL 15.243 (g)]. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A ROLL CALL VOTE OF:

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

MOTION 58: COMM. TILLEY MOVED TO GO BACK TO REGULAR SESSION FOLLOWING CLOSED SESSION DISCUSSIONS REGARDING LEGAL OPINION. IT WAS SUPPORTED BY COMM. BEGICK AND CARRIED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED - HEREK

MOTION 59: COMM. KRAUSE MOVED TO DIRECT CORPORATION COUNSEL TO SETTLE THE CLAIM AS DISCUSSED IN CLOSED SESSION AND TO APPROVE ANY NECESSARY BUDGET ADJUSTMENTS REQUIRED. IT WAS SUPPORTED BY COMM. TILLEY AND ADOPTED BY A VOICE VOTE OF: 6 YEAS, 0 NAYS, 1 EXCUSED - HEREK

RECESS/ADJOURNMENT

MOTION 60: COMM. TILLEY MOVED TO ADJOURN THE SPECIAL BOARD SESSION

OF JUNE 4, 2013 . IT WAS SUPPORTED BY COMM. COONAN. THE MEETING CONCLUDED AT 5:00 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