

SPECIAL MEETING
BAY COUNTY BOARD OF COMMISSIONERS
A G E N D A
TUESDAY, JULY 30, 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

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

VII ITEMS FOR CONSIDERATION

- | | |
|------|---|
| 1-3 | A. No. 2013-129 - Resolution Encouraging a Local Community Mental Health System with Equitable Funding (BABHA) |
| 4-6 | B. No. 2013-130 - Confirmation of County Executive's Recommendation to Appoint Joel Strasz as Bay County Health Director |
| 7-10 | C. Board of Canvassers -2013 Budget Allocation |

VIII UNFINISHED BUSINESS

IX NEW BUSINESS

X MISCELLANEOUS

XI ANNOUNCEMENTS

XII CLOSED SESSION

A. Corporation Counsel - Pending Litigation (2 Matters)

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.

B. Personnel Director - Labor Negotiations

Motion: 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.

XIII RECESS/ADJOURNMENT



BEHAVIORAL HEALTH

Chief Executive Officer
Christopher Pinter

Board of Directors

William L. Powell, Chairman
Boyd Boettger, Vice-Chairman
James Anderson, Secretary
Robert Pawlak, Treasurer
Richard Byrne, Parliamentarian
Kim Easterle
Richard Gromaski
Ernie Krygier
Colleen Maillette
Patrick McFarland
Thomas Starkweather
Virginia Zygiel

Board Administration
Health Plan Services

Behavioral Health Center
201 Mulholland
Bay City, MI 48708
800-448-5498 Access Center
989-895-2300 Business

Community Treatment Services

Arenac Center
PO Box 1188
1000 W. Cedar
Standish, MI 48658
1-800-891-2472

William B. Cammin Clinic
1010 N. Madison
Bay City, MI 48708

Davidson Building
916 Washington Ave., #223
Bay City, MI 48708

Albert Kahn Building
135 Washington Ave.
Bay City, MI 48708

North Bay Center
1961 E. Parish Road
Kawkawlin, MI 48631

www.babha.org

July 25, 2013

Ernie Krygier, Chair
Bay County Board of Commissioners
515 Center Avenue, Suite 405
Bay City, MI 48708

Dear Commissioner Krygier:

Enclosed please find a resolution for consideration by the Bay County Board of Commissioners in support of encouraging a local Community Mental Health system with equitable funding.

As a result of a new regionalization initiative of the Prepaid Inpatient Health Plans (PIHPs) by the Michigan Department of Community Mental Health (MDCH), Bay-Arenac Behavioral Health (BABH) could see a significant negative impact in its funding base. BABH is diligently working to protect the services provided to the residents of Bay and Arenac Counties.

Please feel free to contact my office at 989-895-2348 if the Commission has any questions or needs more information. I will also be in attendance at the July 30, 2013 meeting to present further details.

Thank you in advance for the support.

Sincerely,

A handwritten signature in blue ink, appearing to read "Chris Pinter", is written over a horizontal line.

Christopher Pinter
Chief Executive Officer

- / -

1. Bay Arenac Behavioral Health Authority (BABHA) was created in 2001 by the Bay and Arenac County Commissions to provide community mental health (CMH) services to area residents. Formerly, Bay-Arenac Community Mental Health had been a county department.
2. BABHA was designated as a Pre-paid Inpatient Health Plan (PIHP) in 2002 to receive Medicaid funding for a six county affiliation that included Arenac, Bay, Huron, Montcalm, Shiawassee, and Tuscola Counties.
3. BABHA's Medicaid funding has increased during the last 10 years from nearly \$24 million in 2003 to over \$40 million in the current year. This is due to the increasing number of residents in the area that qualify for Medicaid. BABHA served more than 5,000 residents in 2012.
4. Under state law, the Arenac and Bay County Commissions contribute a fixed amount of local funds to BABHA: Arenac County provides \$104,812 and Bay County \$682,242 on an annual basis.
5. BABHA has been assigned to a new PIHP region for 2014; BABHA will be one of 12 community mental health authorities serving a 21 county region.
6. BABHA and its 11 partner organizations have created a new public entity under state law to receive and administer Medicaid funds in the new region and ensure the connections back to county government.
7. The historical variations in Medicaid funding between the new partners has created the possibility that counties with higher funding may be forced to subsidize counties with lower funding.
8. As a result, BABHA as the highest funded area stands to lose nearly 30% of its Medicaid funding base in 2014, simply as a result of being assigned to this new region. This translates to a potential loss of over \$12 million of health care activity in Bay and Arenac Counties that will devastate our services to the community.
9. BABHA is coordinating political and legislative efforts with Senators Mike Green and John Moolenaar, as well as Representatives Charles Brunner and Jim Stamas to prevent this reduction. In addition, state officials are aware of this potential issue and have expressed a willingness to remedy the longstanding issue of CMH funding inequality.
10. The BABHA Board of Directors respectfully requests our appointing authority, the Bay County Commission to consider a resolution requesting state action to resolve this issue and protect services to residents of Bay County.

BAY COUNTY BOARD OF COMMISSIONERS

7/30/13

RESOLUTION ENCOURAGING A LOCAL CMH SYSTEM WITH EQUITABLE FUNDING

BY: BAY COUNTY BOARD OF COMMISSIONERS (7/30/13)

WHEREAS, Bay-Arenac Behavioral Health (BABHA) has served, for over 42 years, as the public mental health and developmental disability services provider for this community, serving over 5,000 residents of Bay and Arenac Counties each year; and

WHEREAS, The Michigan Department of Community Health (MDCH) is creating Community Mental Health regions which will place BABHA into Region 5, which includes 12 Community Mental Health programs (CMHs) operating in 21 counties; and

WHEREAS, Region 5 will include a new Prepaid Inpatient Health Plan (PIHP) consisting of over 370,000 Medicaid enrollees, which is larger than the Medicaid enrollment in 17 states; and

WHEREAS, Region 5 has some of the most poorly funded CMHs in the state; and

WHEREAS, This funding inequity is not related to differences in need or the cost of providing services, but is the result of past appropriation patterns, the locations of state psychiatric hospitals and developmental disability centers, and past Medicaid billing practices; and

WHEREAS, This funding inequity has led to significant gaps in the public mental health safety net in many of the counties in Region 5; and

WHEREAS, Annually, as a result of this funding inequity, some Region 5 CMHs turn away thousands of persons in need of mental health services and are forced to provide less comprehensive and time shortened services than are available to the residents of other parts of the state; and

WHEREAS, If Region 5 received the same per-enrollee Medicaid funding as the better funded CMHs in the state, the 12 partner CMHs would receive over \$100 million additional Medicaid dollars annually – thus greatly improving the access to and comprehensiveness of the mental health services available to the residents of Bay County; and

WHEREAS, As a matter of Medicaid policy, Michigan’s Medicaid recipients should have the same access to mental health care, regardless of where in the state they live; and

WHEREAS, The formation of this new regional PIHP, on January 1, 2014, provides an opportunity for MDCH to correct this longstanding funding inequity; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners urges the Michigan Department of Community Health to ensure that the per enrollee Medicaid funding for the Region 5 Medicaid Prepaid Inpatient Health Plan (PIHP), of which Bay-Arenac Behavioral Health Authority (BABHA) is a part, is increased to that of the better funded regional PIHPs in the state.

ERNIE KRYGIER, CHAIR
AND BOARD

BABHA - CMH SYSTEM WITH EQUITABLE 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 _____



**OFFICE OF
BAY COUNTY EXECUTIVE**

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

Thomas L. Hickner
County Executive

July 19, 2013

Mr. Ernie Krygier
Board Chairman
Bay County Board of Commissioners
515 Center Avenue, Suite 405
Bay City, MI 48708-5125

RE: *Board Concurrence of Appointment*

Dear Chairman Krygier:

I am pleased to recommend Joel Strasz to serve as Bay County's Community Public Health Director. Pursuant to Act 139, Board of Commissioners' concurrence of this appointment is required.

Attached, I have summarized Mr. Strasz's work experience, education and civic involvement over the span of his career. We are very confident that Joel will be a valuable addition to the Bay County workforce.

Thank you for your consideration.

Sincerely,

Tom Hickner
Bay County Executive

JOEL STRASZ

Education

Michigan State University
Bachelor of Arts Degree in Political
Science/Pre Law

University of Michigan-Flint
Master's Degree in Public Administration

Work Experience

2005 - Present

Public Health Services Manager
Bay County Health Department

2002 - 2005

Director of Community Research and
Analysis
United Way of Midland County

2001 - 2002

Community Analyst
Bay County Health Dept./18th Judicial Circuit
Court - Juvenile Division

1996 - 2001

Community Health Analyst
Bay Medical Center

1994 - 1996

Project Coordinator
Thump Partnership for Health

Memberships/Affiliations

2010 - Present

Board Member/President, Crossroads Center
for Recovery

2008 - 2010

Program Evaluation Committee Member,
United Way of Bay County

2003 - 2010

Board Member, American Red Cross, East
Shoreline Chapter

2006 - 2008

Administration & Finance Committee
Member, St. Boniface Parish

2005 - 2009

Stewardship Committee Member, St.
Boniface Parish

2003 - 2005

Planning and Evaluation Committee
Member, Mid-Michigan Visiting Nurses
Association

BAY COUNTY BOARD OF COMMISSIONERS

7/30/13

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (7/30/13)

WHEREAS, Based on his work experience, education and civic involvement over the span of his career, the Bay County Executive has submitted the name of Joel Strasz as the new Bay County Health Director; and

WHEREAS, Pursuant to P.A. 139 of 1973, the Board of Commissioners' concurrence with this appointment is required; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners concurs with the County Executive's appointment of Joel Strasz as the Bay County Health Director.

ERNIE KRYGIEIR, CHAIR
AND BOARD

Health Dept. - Joel Strasz as Health Director

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 _____



Courthouse Erected A.D. 1932

Cynthia A. Luczak
Bay County Clerk

515 Center Ave., Suite 101
Bay City, MI 48708-5941
Phone (989) 895-4280
Fax (989) 895-4284
TDD (989) 895-4049

July 23, 2013

Bay County Board of Commissioners
Ernie Krygier, Chairman
515 Center Avenue
Bay City, Michigan 48708

RE: Board of Canvasser 2013 budget allocation

Dear Chairman Krygier:

At a special session of the Bay County Board of Canvassers held on Tuesday, July 23, 2013, members reviewed the attached "Draft" of a communication dated July 31, 2013 to the Director of the Bureau of Elections; Secretary of State and Attorney General.

This communication was compiled following the adopted Board action on July 9, 2013 to reduce the level of funding of this statutory board to a "zero" balance within the 2013 budget.

The Board of Canvassers formally request the reinstatement of the 2013 budget allocation to the level of funding documented on July 9, 2013 which will restore the efforts of a temporary employee and afford this board the ability to conduct their statutory duties following the August 6 and November 5, 2013 elections. Reversal of board action to eliminate funding should be considered at your Tuesday, July 30, 2013 session or state officials will be notified as submitted.

Sincerely,

Matt Lance
Matt Lance
Janice Pierson
Janice Pierson
Walter Wozniak Jr.
Walter Wozniak Jr.
Donald Chevalier
Donald Chevalier



Courthouse Erected A.D. 1932

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 **DRAFT**

July 31, 2013

Michigan Secretary of State
Hon. Ruth Johnson
Richard H. Austin Bldg.
430 W Allegan Street, 4th Floor
Lansing, Michigan 48918

Michigan Office of Attorney General
Hon. Bill Schuette
G. Mennen Williams Bldg.
525 W. Ottawa Street, 7th Floor
P.O. Box 30212
Lansing, MI 48909

Mr. Christopher Thomas, Director
Michigan Bureau of Elections
Richard H. Austin Bldg.
430 W Allegan Street, 4th Floor
Lansing, Michigan 48918

RE: POTENTIAL ELECTION LAW VIOLATION/INABILITY TO CONDUCT CANVASS

 **DRAFT**

Dear State Officials:

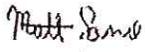
The Bay County Board of Canvassers met on Thursday, July 18, 2013 to discuss the potential inability to conduct their statutory duties at the local level following recent actions by the Bay County Board of Commissioners, reducing the Canvassers budget to zero, formerly this budget was \$15,000.00.

MLC 168.24f(2) states "In counties having a population of less than 475,000, the members of the board of county canvassers shall receive actual and necessary expenses incurred in the performance of their official duties... Payment for meetings and the reimbursement of expenses shall be paid by the county treasurer upon warrant of the county clerk".

On Tuesday, July 9, 2013, the Bay County Board of Commissioners voted to reduce the per diem line item of the Bay County Board of Canvassers to a zero balance thereby eliminating funds to cover the per diem expenses and potentially violating the law as noted above.

It will be necessary to conduct a canvass and certify upcoming elections scheduled for Tuesday, August 6 and November 5, 2013 in Bay County. In addition the potential for a recount always exists. Please be advised of this and provide direction to the Bay County Board of Canvassers as to the course of action to be followed.

Sincerely,


Matt Lance


Janice Pierson


Donald Chevalier


Walter Wozniak

cc: Bay County Board of Commissioners /Bay County Prosecutor

7/18/2013

BAY COUNTY BOARD OF CANVASSERS
515 CENTER AVE., SUITE 101
BAY CITY, MI

AGENDA

1. Roll Call
2. Approval of Agenda
3. Approval of Minutes May 7, 2013 Election Canvass
4. Public Input
5. Funding of Statutory Duties for the 2013 Election Year and 2013 Budget
6. Old Business
7. New Business
8. Adjourn

7/23/2013

BAY COUNTY BOARD OF CANVASSERS
515 CENTER AVE., SUITE 101
BAY CITY, MI

AGENDA

1. Roll Call
2. Approval of Agenda
3. Public Input
4. Correspondence dated 7/23/2013 Office of Attorney General/Michigan Secretary of State
5. Old Business: Funding of Statutory Duties for the 2013 Election Year and 2013 Budget
6. New Business
7. Adjourn