

SPECIAL MEETING
BAY COUNTY BOARD OF COMMISSIONERS
A G E N D A
TUESDAY, FEBRUARY 16, 2016

4:15 P.M. (Or immediately following P/HS Committee meeting)

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.

- I CALL TO ORDER (CHAIRMAN KRYGIER)**
- II ROLL CALL**
- III INVOCATION/MOMENT OF SILENCE FOR BARBARA M. DURANCZYK,
MOTHER OF COMM. MICHAEL J. DURANCZYK**
- IV PLEDGE OF ALLEGIANCE**
- V CITIZEN INPUT**
- VII ITEMS FOR CONSIDERATION**
 - I A. Res. No. 2016-47 - Rapid Financial Solutions Prepaid Debit Inmate Release
Program Agent Agreement (Sheriff Dept.)**
 - 2 B. Res. No. 2016-56 - Reorganization and Consolidation of Responsibility of
Department of Public Defender and Corporation Counsel (County
Executive)**
 - C. Res. No. 2016-59 - Opposition to Section 298 of Executive Budget
Proposed for FY 2017 (Available at meeting)**
- VIII UNFINISHED BUSINESS**
- IX NEW BUSINESS**
- X MISCELLANEOUS**
- XI ANNOUNCEMENTS**
- XII CLOSED SESSION**
- XIII RECESS/ADJOURNMENT**

BAY COUNTY BOARD OF COMMISSIONERS

FEBRUARY 16, 2016

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (2/2/16)

WHEREAS, On March 10, 2015 the Bay County Board of Commissioners adopted resolution no. 2015-45 authorizing the Bay County Sheriff to seek bids for commissary services and authorizing the Chairman of the Board to execute a contract with the low qualified bidder; and

WHEREAS, Canteen Services, Inc. was the low qualified bidder and the Board Chair executed the required documents on behalf of Bay County, however, a component Prepaid Debit Inmate Release Program Agent Agreement with Rapid Financial Solutions also requires approval; and

WHEREAS, It is necessary to initiate a start-up for pre-funding inmate debit cards in an amount up to \$15,000 with monies advanced from General Fund to Inmate Trust; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Rapid Financial Solutions Prepaid Debit Inmate Release Program Agent Agreement and authorizes the Chairman of the Board to execute said Agreement on behalf of Bay County following review/approval by Corporation Counsel; Be It Further

RESOLVED Up to \$15,000 is hereby advanced from the General Fund to Inmate Trust to pre-fund inmate debit cards.

KIM COONAN, CHAIR
AND COMMITTEE

Sheriff Dept - Rapid Financial Solutions

MOVED BY COMM. LUTZ

SUPPORTED BY COMM. HEREK

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

VOTE TOTALS:

ROLL CALL: YEAS 7 NAYS 0 EXCUSED 0
VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

BAY COUNTY BOARD OF COMMISSIONERS

FEBRUARY 16, 2016

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (1/19/16)

WHEREAS, As the result of ongoing discussions, the Bay County Administration has determined that the "pilot project" initiated in 2007 for legal defense of all indigent defendants in the District Court charged with misdemeanors, misdemeanor violations of probation, and civil infractions accompanied by a misdemeanor complaint or ticket, does not allow Administration sufficient oversight and will make it difficult to comply with the proposed standards created by the Michigan Indigent Defense Commission (MIDC) for indigent defense delivery systems; and

WHEREAS, While the details are still being resolved with regard to organization of the offices, since the "pilot project" will no longer be utilized and will be phased out over a period of several months, it is necessary to post two (2) new full time Attorney positions, (PN10) (\$72,435 each before fringes) \$99,460 x 2 = \$198,920 to allow the attorneys to be part of the transition process; and

WHEREAS, Funds for these positions are included in the 2016 adopted budget; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes posting two (2) new full time Attorney positions, (PN10) (\$72,435 each before fringes) \$99,460 x 2 = \$198,920 , so that Administration may begin to advertise and properly vet the candidates; Be It further

RESOLVED That related, required budget adjustments are approved.

MICHAEL E. LUTZ, CHAIR
AND COMMITTEE

County Executive - Reorganization and Consolidation of Responsibility of Department of Public Defender and Corporation Counsel - 2

MOVED BY COMM. LUTZ

SUPPORTED BY COMM. DURANCZYK

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

VOTE TOTALS:

ROLL CALL: YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

BAY COUNTY BOARD OF COMMISSIONERS

FEBRUARY 16, 2016

RESOLUTION TO OPPOSE SECTION 298 OF THE EXECUTIVE BUDGET PROPOSAL FOR FISCAL YEAR 2017

- BY: BAY COUNTY BOARD OF COMMISSIONERS
- WHEREAS, Bay-Arenac Behavioral Health has served for more than 45 years as the public mental health and developmental disabilities services provider for this community, serving nearly 5,000 residents of Bay and Arenac Counties each year; and
- WHEREAS, Bay-Arenac Behavioral Health was created by the Bay and Arenac County Boards of Commissioners as duly authorized under 330.1205 of the Michigan Mental Health Code; and
- WHEREAS, Bay-Arenac Behavioral Health and 11 other community mental health service programs representing 21 counties created a regional entity to manage Medicaid specialty services as duly authorized under 330.1204b of the Michigan Mental Health Code; and
- WHEREAS, Bay-Arenac Behavioral Health includes persons and family members of persons receiving mental health and disability services on the Board of Directors as required under 330.1222 of the Michigan Mental Health Code; and
- WHEREAS, Bay-Arenac Behavioral Health and 11 other community mental health service programs representing 21 counties have required representation from local communities and persons and/or family members of persons receiving mental health and disability services be included on the regional entity Board of Directors managing Medicaid specialty services; and
- WHEREAS, Section 298 of the Executive Budget recommendation for 2017 effectively nullifies the duly authorized actions taken by Bay-Arenac Behavioral Health and the 11 other community mental health service programs to create a regional entity under section 330.204b of the Michigan Mental Health Code; and
- WHEREAS, Section 298 of the Executive Budget recommendation for 2017 transfers all Medicaid and Healthy Michigan funding for specialty services to private entities with no accountability to the Bay and Arenac County Boards of Commissioners; and
- WHEREAS, Section 298 of the Executive Budget recommendation for 2017 transfers all Medicaid and Healthy Michigan funding for specialty services to private entities with no accountability to persons and/or family members of persons receiving mental health and disability services from Bay-Arenac Behavioral Health; and
- WHEREAS, Section 298 of the Executive Budget recommendation for 2017 will result in the elimination of specialty mental health services that are accountable to the communities of persons residing in Bay and Arenac Counties; Therefore, Be It
- RESOLVED, That the Bay County Board of Commissioners opposes Section 298 of the Executive Budget recommendation for 2017 and encourages the Governor, State Senate, and State House of Representatives to prevent it from becoming law.

ERNIE KRYGIER, CHAIR

AND BOARD

BABHA - Opposition to Section 298 of Executive Budget Proposal for FY 2017

MOVED BY COMM. LUTZ

SUPPORTED BY COMM. TILLEY

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

VOTE TOTALS:

ROLL CALL: YEAS 7 NAYS 0 EXCUSED 0

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED X DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: FEBRUARY 16, 2016

MOTION SPONSORED BY: COMM. DURANCZYK

MOTION SUPPORTED BY: COMM. TILLEY

MOTION NO.: 25

MOVED TO ADJOURN THE SPECIAL BOARD SESSION OF
FEBRUARY 16, 2016. THE MEETING CONCLUDED AT 5:00 PM.

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

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: XX YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____