BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, APRIL 12, 2022

4:00 P.M.

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.			
	I	CALL TO ORDER (CHAIRMAN HEREK)	
	II	ROLL CALL	
	III	INVOCATION	
	IV	PLEDGE OF ALLEGIANCE	
20-38	V	MINUTES (3/8/2022; 3/15/2022)	
	VI	CITIZEN INPUT	
	VII	PETITIONS AND COMMUNICATIONS	
1		A.	Sandy D. Shutt - Resignation from Bay County Department of Health and Human Services Board of Directors (Receive)
2		B.	Drain Commissioner - 2021 Annual Report (Receive)
	VIII	REPORTS/RESOLUTIONS OF COMMITTEES	
		A.	WAYS AND MEANS (MARIE FOX, CHAIR; KAYSEY L. RADTKE, VICE CHAIR)
3		1.	No. 2022-77 - Treatment Court Grants (Courts)
4		2.	No. 2022-78 - 2022 Service Contracts/Agreements (Community Corrections)
5		3.	No. 2022-79 - Skid Steer Acquisition (Buildings and Grounds)

6		4.	No. 2022-80 - Replacement of Generator - Juvenile Home (Buildings and Grounds)
7		5.	No. 2022-81 - Natural Gas Pooled Prices - New Constellation Energy (Buildings and Grounds)
8		6.	No. 2022-82 - Senior Project FRESH/Market Fresh Program (Department on Aging)
9		7.	No. 2022-83 - Animal Shelter Architect Study - ARPA Funds (Administrative Services)
10		8.	No. 2022-84 - Payables - General (Finance)
11-12		9.	No. 2022-85 - Replacement Lost Revenue - ARPA (Finance)
13-14		10.	No. 2022-86 - 2023 Budget Schedule (Finance)
	B.	PERSONNEL/HUMAN SERVICES (JAYME A. JOHNSON, CHAIR; ERNIE KRYGIER, VICE CHAIR)	
	C.	BOARD OF COMMISSIONERS (THOMAS M. HEREK, CHAIR; VAUGHN J. BEGICK, VICE CHAIR)	
15-18		1.	No. 2022-87 - Reports of County Executive
19		2.	No. 2022-88 - Amendment to Board Rules - Board Meeting 3rd Tuesday of Month
IX	REPORTS OF COUNTY OFFICIALS/DEPARTMENTS		
	A.	County Executive	
X	UNFINISHED BUSINESS		
XI	NEW BUSINESS		
XII	MISCELLANEOUS		

XIII ANNOUNCEMENTS

A. 2022 Appointments:

1. MAY:

   a. Department of Health and Human Services Board (One unexpired term expiring 10/31/2023- S.Shutt)

2. JUNE:

   a. Library Board (One 5-year term - M. Herr)

3. OCTOBER:

   a. Land Bank Authority (One Township Representative 3 year term expiring: R. Campbell)

   b. Department of Health and Human Services Board of Directors (One 3-year term - K. Bejcek)

4. DECEMBER:

   a. Veterans Affairs Committee (One 4 year terms expiring: M.Lazarz)

   b. Department on Aging Advisory Committee (Four 2-year terms expiring: Districts 2, 4, 6 and at-large)

XIV CLOSED SESSION (If requested)

A. Personnel Director - Labor Negotiations

Motion: To go into closed session pursuant to MCLA 15.268, Sec. 8 ©: For strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement when either negotiating party requests a closed hearing.

XV RECESS/ADJOURNMENT

PLEASE NOTE: THE BOARD CHAIR HAS REQUESTED THAT ANY ELECTED OFFICIAL, DEPARTMENT/ DIVISION HEAD/AGENCY PLACING AN ITEM ON THIS AGENDA BE PRESENT OR HAVE A REPRESENTATIVE PRESENT TO SPEAK TO THEIR REQUEST AND/OR ANSWER ANY QUESTIONS POSED BY COMMITTEE MEMBERS.

Join Zoom Meeting
https://us02web.zoom.us/j/81694266170

Meeting ID: 816 9426 6170
Passcode: 547697
One tap mobile
+13126266799,,81694266170#,,,,*547697# US (Chicago)
+19292056099,,81694266170#,,,,*547697# US (New York)

The County of Bay will provide necessary and reasonable auxiliary aids and services such as signers for the hearing impaired and audio tapes of printed materials to individuals with disabilities upon 10 days' notice to the County of Bay. Individuals with disabilities requiring auxiliary aids or services should contact the County of Bay by writing or calling:

Amber Davis-Johnson, ADA Coordinator
Corporation Counsel
515 Center Avenue
Fourth Floor, Bay County Building
By City, MI 48708
(989)895-4131

Sandy D. Shutt

5653 Stoney Creek Drive
Bay City, Michigan. 48706
1-989-545-2965
sshutt922@gmail.com

March 22, 2022

Mr. Thomas Herek
Bay County Board of Commissioners – Chair
Bay County Building
Suite 405
515 Center Avenue
Bay City, Michigan 48708

RE: Notification of Resignation

I have been approached to seek the 3rd District County Commission seat in the upcoming election cycle and after much thought and consideration, I have decided to pursue this opportunity.

Based on this decision, I am required to resign my position on the DHHS Board. Public Act 280 of the Public Acts of 1939 – Operation Guidelines / Charter Documents / Bylaws stipulates the statutorily mandated condition for serving, that during the term of office, a HHS Board member shall not "participate in any form of political activity" and is expressly prohibited from becoming a candidate for the office of county commissioner since the political activity involved in running for the partisan office of county commissioner would be inconsistent with the prohibition against political activity'"

My resignation will be effective at the completion of the March DHHS meeting on Thursday, March 24th which will allow the board to name a replacement at their April meeting. This date was also selected to allow me time to file the requisite forms for the August primary.

It has been my pleasure to work with all during these past years, and hope that I have been able to contribute to the advancement of the DHHS Board.

Respectfully submitted,

Sandy D Shutt RN

Sandy D. Shutt MA, BSN, CPHQ, CHIT-IM, RN

BAY COUNTY DRAIN COMMISSIONER

MICHAEL RIVARD
rivardm@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)

March 30, 2022

To the Honorable Chairman and
Members of the Bay County
Board of Commissioners

Dear Board of Commissioners:

In compliance with the provisions of Chapter 2, Section 31, of the Michigan Drain Code, which is Act 40 of the Public Acts of 1956, as amended, I respectfully submit my Annual Report for the Bay County Drain Commissioner's office for the year ending December 31, 2021.

It is hoped that the information in this report will be of benefit to you and the residents of the townships you represent.

Sincerely,

Michael Rivard
Bay County Drain Commissioner

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No. 2022-77

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

WHEREAS, Grant applications supporting Treatment Court services in Circuit, District and Probate/Juvenile Courts for the grant cycle starting October 1, 2022 will be released soon; and

WHEREAS, The existing grant funded programs are Swift and Sure, Adult Drug, Adult Sobriety, Juvenile Drug and Family Dependency Drug Treatment Courts; and

WHEREAS, These grants come from a variety of sources such as the Federal Byrne Grant, Bureau of Justice Assistance, Office of Highway and Safety, SAMSA and the State Court Administrator's Office and, because the timeline between actual release of the application and required submission dates do not coincide with the Board calendar, the Court Administrator requests consideration for recommendation to the Board of Commissioners to allow submission of these applications, and furthermore, to authorize the Board Chair to sign the applications once they are completed; and

WHEREAS, Signature of the application only supports the request; it does not commit the County and a formal request for funding will be submitted during the County's budget process and any awards will be presented for authorization upon receipt of notice; and

WHEREAS, The Courts have been a successful recipient of grants for the past several years. In order to continue operation of our Treatment Courts, grant dollars from these sources are very important as they make up the majority of the funding; Therefore, Be It

RESOLVED That the Chairman of the Board is authorized to execute, and submit electronically (if required), the grant application documents on behalf of Bay County following legal review/approval; Be It Further

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

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

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

MARIE FOX, CHAIR
AND COMMITTEE

Courts - Treatment Court Grants

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS_____ NAYS_____ EXCUSED____
VOICE: YEAS_____ NAYS_____ EXCUSED

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED____ REFERRED_____NO ACTION TAKEN_____

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: **WAYS AND MEANS COMMITTEE (4/5/2022)**

WHEREAS, Each year, the Community Corrections Department requests grant funding from the Michigan Department of Corrections for the purpose of providing services to the community; and

WHEREAS, These services include inpatient/outpatient substance abuse treatment, Zero Tolerance drug testing and educational programing and these programs services assist in lowering prison commitments, pre-trial supervision services and provide valuable drug treatment and educational services; and

WHEREAS, Routinely, the Michigan Office of Community Corrections contracts with SMB Program d/b/a TRI-CAP, INC, Sacred Heart Rehabilitation Center d/b/a BASIS, and Education Training Connection as the providers for these services; and

WHEREAS, The SMB Program offers cognitive behavioral programs; Scared Heart provides substance abuse evaluations and treatment; and Education Training Connection provides educational services to assist with GED prep and employment training; and

WHEREAS, In April 2021, the Bay County Board of Commissioners, pursuant to Resolution 2021-16, authorized the execution of the Community Correction grant documents including the application and award documents and Bay County Community Corrections was awarded $156,796 for the 2022 Michigan Department of Corrections Grant Program to contract the service providers; and

WHEREAS, On March 8, 2022, the Bay County Board of Commissioners, pursuant to Resolution 2022-57, authorized the execution of the Community Correction grant documents including the application and award documents. The anticipated award amount for 2023 Michigan Department of Corrections Grant Program is $156,796; and

WHEREAS, Pursuant to the terms and conditions of the grant agreement, the Department of Community Corrections is seeking authorization to enter into the following service agreements with the service providers: (1) Non-Core Service Agreement with SMB Probation Center: (2) Substance Abuse Evaluations Agreement with Sacred Heart: (3) Outpatient Substance Abuse Treatment Agreement with Scared Heart; and (4) Agreement for Education Services provided by Education Training Connections; and

WHEREAS, There is no financial impact to Bay County because the service contracts are paid for entirely with grant funds and no service contracts will not be entered into unless the grant funding is awarded to Bay County; further, the services contracts provide for contract termination if there is no available granting funding; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the 2022 Service Contracts and Agreements outlined above and authorizes the Chairman of the Board to execute said Contracts/Agreements on behalf of Bay County following Corporation Counsel review and approval; Be It Further

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

MARIE FOX, CHAIR
AND COMMITTEE

Community Corrections 2022 Service Contracts/Agreements

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED_____ REFERRED_____NO ACTION TAKEN_____

No. 2022-79

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

WHEREAS, The current skid steer is a 2001 model and parts are becoming obsolete; costs to repair the existing problems are upwards of $15,000 and progressively going up and soon there will be a need to replace the tracks on skid steer at an additional cost of $5,000 in years to come; and

WHEREAS, The skid steer is currently used for a wide variety of projects and everyday activity including the loading of salt, and snow removal; it is also used for brush removal, grading of gravel drives, excavation of old concrete and asphalt, and multiple other uses; and

WHEREAS, Funding in the amount of $42,000 for replacement of the skid steer with a quality used skid steer was approved in the 2022 budget, however, given the current economy, a quality used machine for $42,000 cannot be located and $18,000 is being requested to allow for the purchase of a mechanically sound skid steer at a cost of up to $60,000; and

WHEREAS, The current skid steer will be sold when a new one is purchased and the proceeds from that sale will go back into the general fund; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the purchase of a skid steer not to exceed $60,000 and appropriates $18,000 from Fund Balance combined with the $42,000 approved in the 2022 budget for said purchase; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute required documents on behalf of Bay County following Corporation Counsel review and approval; Be It Finally

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

MARIE FOX, CHAIR
AND COMMITTEE

Bldgs & Grnds - Skid Steer

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED_____ REFERRED_____NO ACTION TAKEN_____

No. 2022-80

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

WHEREAS, The existing 1997 generator at the Bay County Juvenile Home is in need of replacement based on the problems experience overt the last couple of years with power not transferring when outages occur leaving the Juvenile Home in a black out; and

WHEREAS, Multiple contractors have recommended that this generator be replaced because of common problems with these specific types of generators and the availability of parts which are difficult to find; and

WHEREAS, $18,000 was approved in the 2022 capital budget for the replacement of this generator, however, per the life safety code, the following are required additions to the generator that were unknown at the time of budgeting:

1. Remote annunciator panel

2. Ten second transfer response time

3. Generator block heater

WHEREAS, An additional $9,000 is requested to replace the Juvenile Home generator, for a total project cost of $27,000; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves replacement of the generator at the Bay County Juvenile Home and appropriates $9,000 additional funding from Fund Balance combined with the $18,000 approved for this purchase in the 2022 budget for the generator purchase; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute required documents on behalf of Bay County following Corporation Counsel review and approval; Be It Finally

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

MARIE FOX, CHAIR
AND COMMITTEE

Juvenile Home - Replacement of Generator

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED_____ REFERRED_____NO ACTION TAKEN_____

No. 2022-81

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

WHEREAS, Constellation New Energy is Bay County's current gas transportation provider and the contract with them expires at the end of April 2022; and

WHEREAS, Constellation New Energy again has been able to secure the best rates and they are also member of MIDeal; and

WHEREAS, By locking into a pooled rate with Constellation as opposed to going with Consumers Energy individually, Bay County's savings will be substantial. That being said, when Bay County locked into a price in 2019, natural gas prices were lower that they are today due to world events. Therefore, natural gas prices will be higher than they once were, but lower than doing nothing; and

WHEREAS, This public utility cost will increase due to the cost of the commodity at this time. As prices are moving daily, the County expects to lock into a price at least a dollar a MMBTU higher than currently being paid. Bay County will be working with Constellation to watch the market up to the end of this current contract in order to get the best pricing available; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes the Chairman of the Board to enter into an agreement with Constellation New Energy for a pooled price for gas transportation for up to 3 years based on the best market price available, following Corporation Counsel review and approval; Be It Further

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

MARIE FOX, CHAIR
AND COMMITTEE

Bldgs & Grnds - Constellation New Energy - Natural Gas Pooled Prices

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED_____ REFERRED_____NO ACTION TAKEN_____

No. 2022-82

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

WHEREAS, In the past, Bay County Department on Aging has participated in the Senior Project FRESH/Market Fresh program with Michigan Department of Health and Human Services Aging and Adult Services Agency to assist homebound Bay County Seniors with the ability to purchase fresh fruit and vegetables from participating local farmers and farmers' markets; and

WHEREAS, This year's program runs from May 1, 2022 to October 31, 2022; and

WHEREAS, The Case Managers will assist client with filling out applications for the Senior Project FRESH/Market Fresh Program; and

WHEREAS, There is no financial cost to Bay County or Bay County Department on Aging; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Memorandum of Understanding for the Senior Project FRESH/Market Fresh Program between Bay County (Department on Aging) and the Michigan Department of Health and Human Services Aging and Adult Services Agency; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute all documentation required for this program following Corporation Counsel review and approval; Be It Further

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

MARIE FOX, CHAIR
AND COMMITTEE

DOA - Senior Project FRESH/Market Fresh Program

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED____
VOICE: YEAS_____ NAYS_____ EXCUSED____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____

AMENDED_____ CORRECTED____ REFERRED_____NO ACTION TAKEN_____

No. 2022-83

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

WHEREAS, Bay County Animal Services' building was built in 2004 and, since that time, Bay County Animal Services (BCAS) has transitioned to "no-kill" meaning that over 90% of the adoptable animals are adopted or transferred and, like other entities, the facility has been affected; and

WHEREAS, BCAS has seen an increase in animals, specifically dogs with animals staying longer at the shelter than previous years and adoptions have also decreased compared to recent years which has put added stress on the building and staff; and

WHEREAS, Shelter design has drastically changed in recent years to allow for noise / stress reduction impacting the animals, increase the overall well-being of the animals at the shelter, and providing staff with an environment and tools to more effectively do their jobs; and

WHEREAS, An Architect Study of the Animal Shelter will look at local data including population as well as current animal intake and create an individualized plan for Bay County to include drawings; and

WHEREAS, The anticipated cost of the Architect Study is $24,500 and utilization of American Rescue Plan Act (ARPA) dollars is requested; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners, that, due to time constraints involved, including limited time prior to issuance of potential ballot initiative, as well as the limited availability of a specialized architect, the Bay County Purchasing Policy is waived for the Architect Study for the Bay County Animal Shelter; Be It Further

RESOLVED That the Bay County Board of Commissioners authorizes an Architect Study of the Animal Shelter at a cost not to exceed $24,500, American Rescue Plan Act funds to be utilized for the study; Be It Finally

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

MARIE FOX, CHAIR
AND COMMITTEE

Administrative Services - Animal Shelter Architect Study

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED_____ REFERRED_____NO ACTION TAKEN_____

No. 2022-84

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

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

ACCOUNTS PAYABLE:

03/09/22	$ 14,090.99
03/16/22	$ 853,819.58
03/23/22	$ 260,058.35
03/24/22	$ 40,353.00
03/30/22	$ 359,669.83

MARIE FOX, CHAIR
AND COMMITTEE

PAYABLES

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:

ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED____ REFERRED_____NO ACTION TAKEN_____

No. 2022-85

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

WHEREAS, The US Treasury previously released an Interim ARPA-SLFRF Final Rule in May 2021 that provided initial guidance to counties on the eligible and ineligible uses of the funds including the replacement of lost revenue; and

WHEREAS, Provisions to the ARPA-SLFRF Final Rule are effective April 1, 2022, this provides broader flexibility and simplicity to the program as it relates to the replacement of lost revenue; and

WHEREAS, The ARPA-SLFRF Final Rule allows for deriving the replacement of lost revenue in one of two ways:

1. Calculate revenue loss through a formula that compares present economic data with pre-pandemic data.
   a. *Under option 1, Bay County is permitted to use up to the amount calculated to fund government services through the period of performance - 2026.*
2. Elect a "standard allowance" of up to $10 million.
   a. *Under option 2, which is a new method offered under the final rule, the U.S. Treasury presumes that up to $10 million in revenue has been lost due to the public health emergency and Bay County is permitted to use up to that amount to fund government services through the period of performance - 2026.*

WHEREAS, Bay County must select either option 1 or option 2 for the amount of loss revenue replacement and report this no later than April 30, 2022, on the quarterly grant report; and

WHEREAS, The ARPA lost revenue replacement amount for general government can be used for functions not otherwise eligible under the ARPA-SLFRF; and

WHEREAS, Under the Final Rule the following are defined as ineligible expenses pertaining to the use of lost revenue replacement funds.

1. "Extraordinary contributions" to pension funds.
2. Funding debt service, legal settlements or judgements.
3. Deposits to rainy day funds or financial reserves.
4. Funding to directly or indirectly offset reduction in net tax revenue.
5. Additional restrictions that apply, including that:
   a. Uses of funds may not undermine COVID-19 mitigation practices in line with CDC guidance
   b. Uses of funds may not violate Uniform Guidance conflict of interest requirements and other laws

WHEREAS, The Finance Department recommendation is to elect a standard allowance of $10 million. Electing the standard allowance to spend on government services through the life of the program greatly simplifies the program by eliminating a potential audit of the revenue loss calculation. It is important to note that electing the standard allowance does not increase or decrease Bay County's total allocation that was awarded; Therefore, Be It

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RESOLVED That the Bay County Board of Commissioners concurs with the recommendation to elect a standard allowance of $10,000,000 as Bay County's replacement lost revenue under the American Rescue Plan Act - State and Local Fiscal Recovery Fund (ARPA-SLFRF); Be It Further

RESOLVED That the Chairman of the Board is authorized to execute any and all documents required with this action; Be It Finally

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

MARIE FOX, CHAIR
AND COMMITTEE

Finance - ARPA - Replacement Lost Revenue

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED_____ REFERRED_____NO ACTION TAKEN_____

No. 2022-86

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/5/2022)

RESOLVED By the Bay County Board of Commissioners that the attached 2023 Budget Schedule and Calendar is approved.

THOMAS M. HEREK, CHAIR
AND COMMITTEE

Finance Dept - 2023 Budget Schedule/Calendar

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED_____ REFERRED_____NO ACTION TAKEN_____

BAY COUNTY, MICHIGAN
2023 BUDGET SCHEDULE AND CALENDAR

Tuesday 5-Apr-22	WAYS AND MEANS COMMITTEE MEMBERS REVIEW AND APPROVE BUDGET SCHEDULE AND CALENDAR.
Tuesday 12-Apr-22	BOARD OF COMMISSIONERS REVIEW AND APPROVE BUDGET SCHEDULE AND CALENDAR.
Monday 20-Jun-22	DISTRIBUTE 2023 PROPOSED BUDGET PACKAGE AND FORMS TO DEPARTMENTS.
Friday 22-Jul-22	DEPARTMENTS TO SUBMIT COMPLETED 2023 ON LINE PROPOSED BUDGET REQUEST TO THE BUDGET DEPARTMENT FOR SUMMARIZATION.
Monday 8-Aug-22	ALL SERVICE ENHANCEMENTS REQUESTS ARE DUE TO BUDGET DEPARTMENT NO EXCEPTIONS.
Monday 15-Aug-22	PROPOSED 2023 COUNTY EXECUTIVE BUDGET REPORT AVAILABLE AND THE PROPOSED FEE SCHEDULE FOR REVIEW BY DEPARTMENT HEADS.
Tuesday 16-Aug-22	COUNTY EXECUTIVE MEETS WITH INDIVIDUAL DEPARTMENT HEADS REGARDING 2023 PROPOSED BUDGET ADJUSTMENTS.
Sunday 17-Sep-22	PUBLISH AND POST NOTICE OF PUBLIC HEARING FOR THE 2023 BUDGET AND FOR THE PROPERTY TAX MILLAGE RATE PROPOSED TO BE LEVIED TO SUPPORT THE PROPOSED BUDGET.
Monday 3-Oct-22	COUNTY EXECUTIVE SUBMITS 2023 PROPOSED BUDGET TO THE BOARD OF COMMISSIONERS, DEPARTMENT / DIVISION HEADS AND OTHER ELECTED OFFICIALS.
Monday 3-Oct-22	BOARD OF COMMISSIONERS - FINANCIAL ANALYST BEGINS REVIEW OF THE PROPOSED 2023 EXECUTIVE BUDGET.
Tuesday 4-Oct-22	WAYS AND MEANS COMMITTEE REVIEWS THE PROPOSED 2023 BUDGET; AND ANNOUNCES THE PUBLIC HEARING FOR THE 2023 BUDGET TO BE HELD ON OCTOBER 11, 2022.
Tuesday 11-Oct-22	PUBLIC HEARING ON 2023 PROPOSED BUDGET AND FOR THE PROPERTY TAX MILLAGE RATE PROPOSED TO BE LEVIED TO SUPPORT THE PROPOSED BUDGET.
Tuesday 15-Nov-22	TENTATIVE ADOPTION OF THE 2023 BUDGET BY THE BAY COUNTY BOARD OF COMMISSIONERS.

No. 2022-87

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (4/12/2022)

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

1. Employment Status Report - MARCH 2022

THOMAS M. HEREK, 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
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED____ REFERRED_____NO ACTION TAKEN_____

CHANGES IN EMPLOYMENT STATUS
March 2022

EMPLOYEE NAME	DEPARTMENT	DATE
NEW HIRES (Regular Status):		
Jared McLean Youth Dev Worker Full-time	Juvenile Home	3/16/2022
Sheri Henderson PT Typist Clerk II	Animal Services	03/08/2022
Reanne Vernon PT Custodian/Kennel Attendant	Animal Services	3/4/2022
NEW HIRE (On-call/temporary):		
Kaitlyn Stilber Temp CFO	Sheriff- Jail	3/14/2022
Debra Weber On-Call Driver HDM	Department on Aging	3/2/2022
TRANSFER:		
Bradley Bender From: Seasonal Supervisor To: Supervisor	From: Mosquito Control To: Mosquito Control	3/29/2022
Kristine Sabo From: Legal Stenographer To: Juvenile Register-Adoption/Delinquency Division	From: Prosecuting Attorney To: Probate Court	3/28/2022
Kendal Misiak From: Supervisor To: Operations Supervisor	Mosquito Control	3/22/2022
Christopher Foret From: Day Treatment Program Asst To: Youth Dev Worker Full-time	From: Probate Court To: Juvenile Home	3/16/2022
Brent Rubis From: Dispatch Supervisor To: Assistant Director 911	Central Dispatch	3/15/2022
Randy Schabel From: Road Patrol Deputy To: Road Patrol Sergeant	Sheriff Department- Road Patrol	3/13/2022
Deb Foster From: Court Clerk/Receptionist To: Admin Aide/Jury Clerk	Circuit Court	3/12/2022

Quinten Jill From: Temp CFO To: Full-time CFO	Sheriff- Jail	3/10/2022
Lynne Fielbrandt From: Court Clerk To: Court Clerk II	Circuit Court	3/9/2022
Ryan Gale From: Assistant Director 911 To: Director 911	Central Dispatch	3/8/2022
Karen K. Mika From: Chief Assign Clerk To: Admin Assistant Probate	Probate Court	3/7/2022
Allison Pangborn From: Deputy Court Clerk To: Deputy Court Clerk II	District Court	3/7/2022
Lori Fisher From: Admin Assistant Probate To: Admin Assistant Circ Court	From: Probate Court To: Circuit Court	2/27/2022
Katie Spyhalski From: Deputy Register To: Chief Assign Clerk	Probate Court	3/7/2022
Yanina Shore From: PT Youth Dev Worker To: Full-time Youth Dev Worker	Juvenile Home	3/2/2022
Ana Garcia-Lopez From: PT Youth Dev Worker To: Full-time Youth Dev Worker	Juvenile Home	3/2/2022
Steve Goss From: PT Youth Dev Worker To: Full-time Youth Dev Worker	Juvenile Home	3/2/2022

RETURN:

Bradley Bender Seasonal Supervisor	Mosquito Control	2/28/2022
Codie Bodrie Operations Supervisor	Mosquito Control	3/7/2022

SEPARATIONS:

Chancellor Smith Epi Investigator	Health Department	3/11/2022
Cody Bodrie Operations Supervisor	Mosquito Control	3/17/2022

Jimmie Blanton Supervisor	Juvenile Home	3/8/2022
Maddison Velasquez Admin Aide Circuit Court	Circuit Court	3/12/2022
Char Hogan PT Typist Clerk III	County Clerk	3/11/2022
Harley Martinez Concessions Clerk	Civic Arena	1/1/2022

RETIREMENT:

Gary Rajewski Road Patrol Deputy	Sheriff Department	3/18/2022
Dana Smithers Road Patrol Sergeant	Sheriff - Road Patrol	3/19/2022
Brent Daniels CFO	Sheriff - Jail	3/7/2022

No. 2022-88

BAY COUNTY BOARD OF COMMISSIONERS

APRIL 12, 2022

RESOLUTION

BY: **BAY COUNTY BOARD OF COMMISSIONERS (4/12/2022)**

WHEREAS, Article I, Section 1 of the Bay County Board of Commissioners Rules indicates that "Regular meetings of the Board of Commissioners shall be held on the second Tuesday of each month except for when meetings are required by statute."; and

WHEREAS, Currently, the Ways and Means Committee meets on the First Tuesday of each month, and the Personnel and Human Services Committee meets on the third Tuesday of each month. The Board Chair determines the composition and number of the standing committees, as well as the dates for the standing committee meetings; and

WHEREAS, The Chairman believes that it would be more efficient to conduct business for both administration and the Board if the meeting dates are changed such that the full Board meets on the third Tuesday of each month following the Ways and Means Committee meeting on the first Tuesday of each month and the Personnel and Human Services meeting on the second Tuesday of each month; and

WHEREAS, To change the standing date of the regular Board meetings, the Bay County Board of Commissioners Rules must be amended. Article XXI, Section 2 of the Bay County Board of Commissioners Rules provides that, [t]hese rules may be amended by a majority vote of Commissioners elected, provided such amendment be reduced to writing and read in full to the full Board session immediately preceding the session at which time such amendment shall be voted upon. Such amendment shall be by roll call vote; and

WHEREAS, The Board Chair is requesting that the first sentence of Article I, Section 1 of the Bay County Board of Commissioners Rules be amended to read as follows:

"Regular meetings of the Board of Commissioners shall be held on the third Tuesday of each month except for months in which meetings are required by statute."

WHEREAS, This amended language has been read in open session to the full Board on March 8, 2022, with the amendment being open for discussion and receipt, to be discussed and voted upon at the next regularly scheduled full board meeting currently scheduled for the second Tuesday of April 12, 2022, with said amendment taking effect beginning in May, 2022; and

WHEREAS, There is no financial impact as a result of this rule change; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the amendment to the first sentence of Article I, Section 1 of the Bay County Board of Commissioners Rules to read as follows:

"Regular meetings of the Board of Commissioners shall be held on the third Tuesday of each month except for months in which meetings are required by statute"

RESOLVED That this amendment shall take effect beginning in May, 2022.

THOMAS M. HEREK, CHAIR
AND BOARD

Board of Commissioners - Amendment to Board Rules

MOVED BY COMM._____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MARIE FOX				KIM J. COONAN				JAYME A. JOHNSON			
ERNIE KRYGIER				THOMAS M. HEREK							
VAUGHN J. BEGICK				KAYSEY L. RADTKE							

VOTE TOTALS:
ROLL CALL: YEAS_____ NAYS_____ EXCUSED_____
VOICE: YEAS_____ NAYS_____ EXCUSED_____

DISPOSITION: ADOPTED_____ DEFEATED_____ WITHDRAWN_____
AMENDED_____ CORRECTED_____ REFERRED_____NO ACTION TAKEN_____

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 8, 2022

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, MARCH 8, 2022, FOURTH FLOOR, BAY COUNTY BUILDING, 515 CENTER AVENUE, BAY CITY, MI 48708. ZOOM VIDEO CONFERENCING WAS AVAILABLE TO THE PUBLIC. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN THOMAS HEREK AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS ERNIE KRYGIER, VAUGHN BEGICK, KIM COONAN, KAYSEY RADTKE, JAYME JOHNSON AND CHAIRMAN THOMAS HEREK

OTHER MEMBERS: KATHLEEN B. ZANOTTI, BAY COUNTY CLERK
DIANE YAWORSKI, CHIEF DEPUTY CLERK
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: JIM BARCIA, COUNTY EXECUTIVE
CRAIG GOULET, ADMINISTRATIVE SERVICES DIRECTOR
TIFFANY JERRY, PERSONNEL AND EMPLOYEE RELATIONS DIRECTOR
CHRISTOPHER IZWORSKI, FINANCE OFFICER
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL
CRISTEN GIGNAC, DIRECTOR RECREATION AND FACILITIES
JULIE COPPENS, INFORMATION SYSTEMS
TROY CUNNINGHAM, SHERIFF
FRANCES MOORE, FINANCE
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

MOTION 36: COMM. JOHNSON MOVED TO EXCUSE COMM. FOX FROM THE MARCH 8, 2022 REGULAR SESSION BOARD MEETING. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, KATHLEEN B. ZANOTTI

PLEDGE OF ALLEGIANCE:

IN ADDITION TO THESE TYPED MINUTES WHICH WERE NOT VERBATIM BUT AN OVERVIEW OF ACTION TAKEN, THIS MEETING WAS ALSO VIDEO TAPED BY BCTV AND THOSE TAPES WERE AVAILABLE FOR REVIEW IN THE ADMINISTRATIVE SERVICES

DEPARTMENT OR CAN BE VIEWED ON BAY COUNTY'S WEBSITE.

MINUTES

MOTION 37: COMM. BEGICK MOVED TO APPROVE THE BOARD MINUTES FOR THE BAY COUNTY BOARD OF COMMISSIONERS REGULAR SESSION BOARD MEETING FEBRUARY 8, 2022 AND SPECIAL SESSION BOARD MEETING FEBRUARY 18, 2022; AS PRESENTED. IT WAS SUPPORTED BY COMM. JOHNSON AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

CITIZENS INPUT

RICHARD BYRNE: RICHARD BYRNE, INCUMBENT FOR BAY ARENAC BEHAVIORAL HEALTH (BABH) BOARD OF DIRECTORS, ADDRESSED THE BOARD ABOUT REAPPOINTMENT TO THE BOARD FOR ANOTHER THREE YEAR TERM. RICHARD STATED IT WAS AN HONOR AND PRIVILEGE TO SERVE HIS COMMUNITY AND REQUESTED TO BE REAPPOINTED.

CHRISTOPHER GIRARD: CHRISTOPHER GIRARD WAS ALSO UNDER CONSIDERATION FOR THE BAY ARENAC BEHAVIORAL HEALTH (BABH) BOARD OF DIRECTORS. CHRISTOPHER ADDRESSED THE BOARD REQUESTING THEIR VOTE, HE SHARED THAT OVER HIS 20 YEAR CAREER LEARNING THE BEHAVIORAL HEALTH SYSTEM, HE WAS PASSIONATE ABOUT HELPING UNDER SERVED INDIVIDUALS IN OUR COMMUNITY.

KRISTY GROCE: KRISTY GROCE, EXECUTIVE DIRECTOR OF ADVISACARE ADDRESSED THE BOARD ABOUT THE AUTO REFORM THAT HAPPENED JULY OF 2021. THEY HAD BEEN ATTENDING COUNTY BOARD MEETINGS REQUESTING THEM TO PASS A RESOLUTION ADDRESSING HOMECARE BEING OVERLOOKED DURING THE AUTO INSURANCE REFORM. BEFORE THE REFORM THEY BILLED INSURANCE COMPANIES BETWEEN $28.00 AND $30.00 PER HOUR AND NOW RATES WERE CUT 55%, WHICH WAS THE SAME RATE THEY PAID THEIR CARE GIVERS. MANY HOME CARE AGENCIES HAD CLOSED THEIR DOORS BECAUSE OF THIS ACT. KRISTY WAS HERE TO BRING AWARENESS AND TO LET THE BOARD OF COMMISSIONERS KNOW THE COUNTY'S CONSTITUENTS NEEDED THIS CARE.

ELIZABETH KORNACKI: ELIZABETH KORNACKI, RETIREE WHO VOLUNTEERED AT THE ANIMAL SERVICES AND ADOPTION CENTER ADDRESSED THE BOARD REGARDING THE NEED FOR ADDITIONAL STAFFING, SPECIFICALLY A PART TIME VET TECHNICIAN. ELIZABETH READ THE MISSION OF

THE ANIMAL SERVICES AND SHARED THAT THE FACILITY FELL SHORT ON STANDARDS AND DID NOT PROVIDE OPTIMAL CARE. ELIZABETH MENTIONED MAYBE A POSSIBLE MILLAGE COULD BE DONE TO FUND A VET TECHNICIAN.

JULIE WAGNER: JULIE WAGNER, ALSO FROM ADVISACARE CAME TO SPEAK ON BEHALF OF BRIAN HARRISON WHO HAD SENT EMAILS TO THE BOARD. SHE HAD THE PRIVILEGE TO TALK TO FAMILIES WHO NEEDED HELP, BUT WITH THE INSURANCE AUTO REFORM THEY CANNOT AFFORD TO TAKE ON PATIENTS THAT COULD NOT PAY. JULIE SHARED THAT DEATHS IN THESE CLIENTS HAD INCREASED SINCE THIS INSURANCE REFORM AND THEY HAD BEEN LEFT WITHOUT CARE. JULIE ASKED THE BOARD TO PASS A RESOLUTION ADDRESSING HOMECARE BEING OVERLOOKED DURING THE AUTO INSURANCE REFORM.

MOTION 38: COMM. COONAN MOVED TO ADD A LATE ADDITION TO THE AGENDA, RES. 2022-65, TO SECTION 8C3 TO APPOINT RYAN GALE AS 9-1-1 CENTRAL DISPATCH DIRECTOR. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

MOTION 39: COMM. JOHNSON MOVED TO REFER SECTION 7C AGENDA, THE APPOINTMENT OF THREE, 3-YEAR TERMS EXPIRING MARCH 31, 2025 TO THE BAY ARENAC BEHAVIORAL HEALTH AUTHORITY BOARD OF DIRECTORS, AS REPRESENTATIVE OF BOTH THE GENERAL AND PRIMARY CONSUMER REQUIREMENTS UNDER THE MHC, DUE TO COMM. FOX BEING EXCUSED FROM THE MEETING. THIS WOULD ALLOW THE FULL BOARD TO VOTE. IT WAS SUPPORTED BY COMM. RADTKE AND REFERRED BY ROLL CALL VOTE: 4 YEAS, COMM. BEGICK, HEREK, RADTKE AND JOHNSON; 2 NAYS, COMM. KRYGIER AND COONAN AND 1 EXCUSED, COMM. FOX.

DISCUSSION: COMM. COONAN QUESTIONED WHY IT WAS BEING REFERRED? PER CHAIRMAN HEREK, THIS WOULD ALLOW THE FULL BOARD TO VOTE AT THE MARCH 15, 2022 BOARD MEETING. COMM. KRYGIER STATED THAT THE ELECTION OF OFFICERS FOR BAY ARENAC BEHAVIORAL WAS SET FOR NEXT MONDAY, BEFORE THE MARCH 15, 2022 MEETING.

PETITIONS AND COMMUNICATIONS

DAVID HAAG: DAVID HAAG, CITY ADMINISTRATOR FOR THE CITY OF AUBURN, HANDED OUT A PRESENTATION ON WASTE WATER INFRASTRUCTURE: LIFT STATION #15 AND DETENTION BASIN

PROJECT. THE CITY OF AUBURN WAS REQUESTING ARPA FUNDING FOR THIS PROJECT. THE CITY OF AUBURN WAS PROPOSING A PARTNERSHIP WITH BAY COUNTY TO REHABILITATE AND UPGRADE AUBURN'S WASTEWATER INFRASTRUCTURE, SPECIFICALLY LIFT STATION #15, AND MECHANICAL AND STRUCTURAL COMPONENTS AT THE DETENTION BASIN VIA THE RE-GRANTING OF BAY COUNTY'S ARPA AWARD FUNDS. THE CITY PROPOSED UPGRADING TO INCREASE RELIABILITY OF THE CURRENT WASTEWATER SYSTEM AND DIMINISH GROUND WATER I & I WITHIN THE SYSTEM. THE RESULT WAS A DECREASED LIKELIHOOD OF CRISIS: CATASTROPHIC FLOODING CAUSING DAMAGE TO HOMES AND BUSINESSES, AND OTHER STORM/SEWER SYSTEMS FAILURES. CITY OF AUBURN ASKED FOR $769,720 FROM ARPA FUNDS WHICH WAS THE ANTICIPATED COST FOR THIS PROJECT. DAVID SHARED THAT AUBURN RECEIVED $218,000 IN ARPA FUNDS FROM THE STATE, BUT THAT WOULD BE USED TOWARD OTHER PROJECTS IN THE CITY OF AUBURN. DAVID COMMENTED THAT THE BAY COUNTY DEPARTMENT OF WATER AND SEWER HAD THE ABILITY TO DO THE MAJORITY OF THE WORK, SO THE MONEY WOULD GO RIGHT BACK TO THE BAY COUNTY DEPARTMENT OF WATER AND SEWER AND IT WOULD BE A WIN WIN SITUATION.

DISCUSSION: COMM. KRYGIER QUESTIONED IF THERE WERE ANY PUMP FAILURES LAST YEAR? DAVID ANSWERED YES AND THEY HAD FAILURES 18 OR 24 MONTHS BEFORE. KRYGIER ASKED DAVID HOW MUCH IT WOULD COST TO GET POWER OUT TO THE PUMP STATION AND IF WOULD GIVE THEM AN EXTRA STATION? PER DAVID IT WOULD COST $45,000 AND IT WAS SO COSTLY SINCE THEY HAD NEVER HAD POWER AT THAT ONE PUMP STATION. KRYGIER QUESTIONED DAVID IF SOLAR POWER WOULD WORK? PER DAVID IT WOULD NOT UNFORTUNATELY. COMM. BEGICK COMMENTED HE HAD BEEN AT MEETINGS WHERE PEOPLE HAD COMPLAINED ABOUT WATER IN THEIR BASEMENTS, SO HE SUPPORTED THEIR EFFORTS. DAVID SHARED THIS WOULD NOT ELIMINATE THE ENTIRE FLOODING ISSUE BUT HOPEFULLY IF IT DID HAPPEN, IT WOULD BE CLEAR WATER, NOT SEWER WATER. EXECUTIVE JIM BARCIA CLARIFIED WITH DAVID THAT THE BAY COUNTY ROAD COMMISSION WAS ONLY CALLED THAT SINCE IT WAS LOCATED IN BAY COUNTY AND IT DID NOT EMPLOY ANY BAY COUNTY EMPLOYEES. JIM COMMENTED THAT ARPA MONEY WAS TARGETED FOR COVID AND THAT PRESIDENT BIDEN SIGNED, HE THOUGHT, A 10 BILLION INFRASTRUCTURE PACKAGE THAT WAS COMING TO MICHIGAN. THE CITY OF AUBURN SHOULD APPROACH REPRESENTATIVES FROM THE ROAD COMMISSION WHICH WAS THE WATER AND

SEWER DEPARTMENT AND SEEK MONEY FROM THAT INFRASTRUCTURE PACKAGE. COMM. COONAN COMMENTED THAT 20 YEARS AGO BAY CITY WAS REQUIRED BY THE DEQ TO INVEST 40 OR 50 MILLION DOLLARS TO UPGRADE THEIR WASTE WATER TREATMENT PLANT. THAT COST WAS PASSED ON TO THE BAY CITY RESIDENTS THROUGH VERY HIGH SEWER RATES. COONAN BELIEVED THESE ARPA DOLLARS SHOULD BE FOR KIDS, CHILDREN AT RISK AND SMALL BUSINESSES THAT SUFFERED THROUGH THE COVID PANDEMIC. COONAN COMMENTED THAT THE CITY OF BAY CITY HAD DONE A GREAT JOB IN ALLOCATING THEIR ARPA MONEY, THEY HAD COMMITTEES AND THE COUNTY NEEDED TO SIT DOWN AND FIGURE OUT WHO WAS GOING TO GET ARPA DOLLARS. COONAN INFORMED DAVID THEY NEEDED TO GET THIS PROJECT DONE, BUT THE PEOPLE IN THAT AREA NEEDED TO TAKE RESPONSIBILITY AND REINVEST IN THEIR AREA, JUST LIKE THE CITY OF BAY CITY HAD DONE 20 YEARS AGO.

MOTION 40: COMM. KRYGIER MOVED TO RECEIVE AN ARPA PRESENTATION FROM DAVID HAAG, CITY ADMINISTRATOR FOR THE CITY OF AUBURN, ON THEIR NEED FOR A SANITARY SEWER LIFT PUMP. IT WAS SUPPORTED BY COMM. RADTKE AND REFERRED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

MOTION 41: COMM. KRYGIER MOVED TO RECEIVE BAY ARENAC BEHAVIORAL HEALTH (BABH) NOMINATIONS COMMITTEE REVIEW ELIGIBILITY RESULTS FOR APPOINTMENT TO BAY ARENAC BEHAVIORAL HEALTH AUTHORITY (BABH) BOARD OF DIRECTORS (THREE, 3-YEAR TERMS EXPIRING MARCH 31, 2025). THE FOLLOWING FOUR CANDIDATES APPLIED: RICHARD BYRNE (INCUMBENT), CHRISTOPHER R. GIRARD, ROBERT PAWLAK (INCUMBENT) AND JUSTIN PETERS (INCUMBENT). IT WAS SUPPORTED BY COMM. JOHNSON AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED COMM. FOX.

MOTION 42: COMM. JOHNSON MOVED TO RECEIVE LETTER FROM REGION VII AREA AGENCY ON AGING REQUESTING AN APPOINTMENT TO THE BOARD OF DIRECTORS REGION VII, AREA AGENCY ON AGING, THREE (3) YEAR TERM BEGINNING APRIL 1, 2022 THROUGH MARCH 31, 2025. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

MOTION 43: COMM. COONAN MOVED TO RECEIVE APPLICATION FROM PATRICK BESON FOR APPOINTMENT TO REGION VII AREA AGENCY ON AGING, BOARD OF DIRECTORS, THREE (3) YEAR TERM BEGINNING APRIL 1, 2022 THROUGH MARCH 31, 2025. IT WAS SUPPORTED BY

COMM. KRYGIER AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

MOTION 44: COMM. COONAN TO APPOINT PATRICK BESON TO REGION VII AREA AGENCY ON AGING, BOARD OF DIRECTORS, THREE (3) YEAR TERM BEGINNING APRIL 1, 2022 THROUGH MARCH 31, 2025. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

REPORTS/RESOLUTIONS OF COMMITTEES

WAYS AND MEANS (MARIE FOX, CHAIR; KAYSEY L. RADTKE, VICE CHAIR)

RES. 2022-55: COMM. RADTKE MOVED TO ADOPT RES. 2022-55, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED RENEWAL OF CLEAR SERVICES AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO SIGN THE WEST ORDER FORM FOR CLEAR SERVICES FOR THE BAY COUNTY FRIEND OF COURT AND ALL RELATED DOCUMENTATION AND/OR CONTRACTS PERTAINING TO THE CLEAR SUBSCRIPTION FROM WEST, AFTER REVIEW/APPROVAL BY CORPORATION COUNSEL. CLEAR WAS AN ONLINE INVESTIGATIVE SOFTWARE PACKAGE THAT WAS DESIGNED TO MEET THE NEEDS OF INVESTIGATIVE CUSTOMERS. CLEAR SERVICES WERE A USEFUL LOCATE TOOL TO ASSIST IN THE FRIEND OF THE COURT'S CHILD SUPPORT ENFORCEMENT DEPARTMENT. CLEAR HELPED FIND THOSE PARENTS WHO HAD NEGLECTED TO PAY THEIR SUPPORT OBLIGATIONS. THE TOTAL MONTHLY CHARGE WAS $498.71, A 19% INCREASE FROM THE 2019 RENEWAL CONTRACT. WITH THE 66% REIMBURSEMENT FROM THE COOPERATIVE REIMBURSEMENT PROGRAM, THE TOTAL MONTHLY COST FROM THE FRIEND O THE COURT'S 215 FUND WOULD BE $169.56. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-56: COMM. RADTKE MOVED TO ADOPT RES. 2022-56,THE BAY COUNTY BOARD OF COMMISSIONERS APPROPRIATED UP TO $1,800 FROM FUND BALANCE FOR THE PURCHASE OF 4 SOFTWARE LICENSES AT $450.00 EACH (TOTALING $1,800.00) FROM SHIELDFORCE. RECENTLY TYLER TECHNOLOGIES HAD RELEASED A PROGRAM CALLED SHELDFORCE THAT 9-1-1 OBTAINED ACCESS TO AND AFTER REVIEWING THE CAPABILITIES OF THIS SOFTWARE, BAY COUNTY

ANIMAL SERVICES WOULD BENEFIT FROM ACCESSING INFORMATION THROUGH THIS SOFTWARE PROGRAM. IT WAS SUPPORTED BY COMM. JOHNSON AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-57: COMM. RADTKE MOVED TO APPROVE RES. 2022-57,THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE COMMUNITY CORRECTIONS GRANT DOCUMENTS, AND SUBMIT INCLUDING ELECTRONICALLY (IF REQUIRED) THE GRANT APPLICATION DOCUMENTS AND GRANT AWARD DOCUMENTS IF CONSISTENT WITH THE APPROVED APPLICATION REQUEST ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THE CURRENT YEAR'S AWARDED AMOUNT WAS $156,796 AND IT WAS EXPECTED TO BE AROUND THE SAME AMOUNT FOR FY2023. WITH THE ASSISTANCE OF THIS GRANT, BAY COUNTY COMMUNITY CORRECTIONS WOULD CONTINUE TO KEEP THE PRISON RATE LOW BY SERVICING MORE OFFENDERS IN THE COMMUNITY VERSUS SENDING THEM TO PRISON. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-58: COMM. RADTKE MOVED TO ADOPT RES. 2022-58, BY THE BAY COUNTY BOARD OF COMMISSIONERS THAT THE 2022 FEE SCHEDULE BE CHANGED AS FOLLOWS: "OPEN GYM AND FITNESS MEMBERSHIP" - $20 UNTIL SEPTEMBER 1, 2022 AT WHICH TIME THE FEE WOULD BE CHANGED TO $30 A MONTH. IT WAS SUPPORTED BY COMM. JOHNSON AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-59: COMM. RADTKE MOVED TO ADOPT RES. 2022-59, THE BAY COUNTY BOARD OF COMMISSIONERS APPROPRIATED UP TO $3,590 FROM FUND BALANCE TO ALLOW FOR FIBER REMOVAL AND POLE ATTACHMENTS ON 51 POWER POLES OWNED BY BAY CITY LIGHT AND POWER. THE CABLE WAS DAMAGED UNDER THE RIVER AND WAS NO LONGER IN USE AND TO ELIMINATE THE ANNUAL EXPENSE, THE CABLE NEEDED TO BE REMOVED. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-60: COMM. RADTKE MOVED TO ADOPT RES. 2022-60, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE FOLLOWING PROJECTS OUTLINED BY THE BAY COUNTY FAIR AND YOUTH EXPOSITION

BOARD:
1. CONSTRUCT A 36 X 80 BUILDING WITH 40 HORSE STALLS, 12 X 80 LEAN TO ON EACH SIDE, TOTAL SIZE 60 X 80. BUILDING WOULD BE USED FOR HORSE SHOWS, THEN STORAGE DURING OFF SEASON. BUILDING WOULD BE LOCATED SOUTH OF THE HORSE BARN AND EAST OF THE FAIR BOARD OFFICE.
2. REMOVE TOW TURNOUTS, SOUTH OF DRIVEWAY AND CONSTRUCT A NEW PRACTICE HORSE ARENA CLOSER TO THE SHOW ARENA. (EAST OF SHOW ARENA)
3. ADD FENCING FOR SECURITY AND SAFETY.
THAT THE BAY COUNTY FAIR AND YOUTH EXPOSITION (BCFYE) BOARD WAS AUTHORIZED TO MAKE APPLICATION FOR AVAILABLE GRANT FUNDING THROUGH THE BAY AREA COMMUNITY FOUNDATION AND THE MICHIGAN DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT AND OTHER FUNDING SOURCES DEEMED APPROPRIATE AND WHEN APPLICATIONS AND AWARDS WERE SECURED, THEY WOULD BE BROUGHT BACK TO THE BOARD FOR FINAL APPROVAL. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-61 : COMM. RADTKE MOVED TO ADOPT RES. 2022-61, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE FY 2021 EMERGENCY MANAGEMENT PERFORMANCE GRANT AMERICAN RESCUE PLAN ACT FUNDS AGREEMENT AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AGREEMENT AND RELATED DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING FINANCE AND CORPORATION COUNSEL REVIEW AND APPROVAL. THIS EMPG ARPA AGREEMENT COVERED THE CURRENT FISCAL YEAR AND THE AGREEMENT COVERED 17.13% ($12,367.00) OF COVERED PROGRAM EXPENSES. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-62: COMM. RADTKE MOVED TO ADOPT RES. 2022-62, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE ACCOUNTS PAYABLE CLAIMS AGAINST THE COUNTY. SEE RESOLUTION FOR EXACT DOLLAR AMOUNTS. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

PERSONNEL/HUMAN SERVICES (JAYME A. JOHNSON, CHAIR; VAUGHN J. BEGICK, VICE CHAIR)

NO NEW BUSINESS FOR PERSONNEL/HUMAN SERVICES

BOARD OF COMMISSIONERS (THOMAS M. HEREK, CHAIR, VAUGHN J. BEGICK, VICE CHAIR)

RES. 2022-63: COMM. BEGICK MOVED TO ADOPT RES. 2022-63, TO APPROVE THE EMPLOYMENT STATUS REPORT - FEBRUARY 2022. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-64: COMM. BEGICK MOVED TO ADOPT RES. 2022-64, THAT THE BAY COUNTY BOARD OF COMMISSIONERS HEREBY DESIGNATE MARCH 2022 AS PROCUREMENT MONTH IN BAY COUNTY. DURING THIS MONTH, THE BAY COUNTY BOARD OF COMMISSIONERS JOINED WITH THE MICHIGAN PUBLIC PURCHASING OFFICERS ASSOCIATION TO RECOGNIZE PROCUREMENT PROFESSIONALS WHO SERVE AND CONTRIBUTE TO INDUSTRIES IN OUR COMMUNITY, AND ENCOURAGE PEOPLE THROUGHOUT BAY COUNTY AND MICHIGAN TO LEAN MORE ABOUT CAREER OPPORTUNITIES IN THIS VITAL FIELD. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

RES. 2022-65: COMM. BEGICK MOVED TO ADOPT RES. 2022-65, THAT THE BAY COUNTY BOARD OF COMMISSIONERS CONCURRED WITH THE COUNTY EXECUTIVE'S APPOINTMENT OF RYAN GALE AS BAY COUNTY CENTRAL DISPATCH DIRECTOR AT THE MN13 RATE OF $70,408 ANNUALLY, EFFECTIVE IMMEDIATELY. MR. GALE HAD BEEN EMPLOYED WITH BAY COUNTY SINCE 2006 AND HAD SERVED AS THE ASSISTANT DIRECTOR OF CENTRAL DISPATCH SINCE 2016. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

EXECUTIVE JIM BARCIA: EXECUTIVE JIM BARCIA THANKED THE BOARD FOR THEIR CONCURRENCE IN APPOINTMENT OF RYAN GALE, HE WAS A TREMENDOUS ASSET TO BAY COUNTY AND FIRST RESPONDERS. RYAN WAS WELL RESPECTED BY HIS STAFF AND WAS DOING A GREAT JOB, HE HIT THE GROUND RUNNING.

RYAN GALE: RYAN GALE, NEWLY APPOINTED 9-1-1 CENTRAL DISPATCH DIRECTOR, THANKED THE BOARD FOR THE APPOINTMENT OF HIS

NEW POSITION. HE WAS HONORED AND HUMBLED TO SERVE THE CITIZENS OF BAY COUNTY AND LOOKED FORWARD TO NEW OPPORTUNITIES TO PROVE HIS WORTH.

EVERYONE CONGRATULATED AND APPLAUDED RYAN GALE.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS

NEW BUSINESS

MOTION 45: COMM. COONAN MOVED TO AMEND THE FIRST SENTENCE OF ARTICLE 1, SECTION 1 OF THE BAY COUNTY BOARD OF COMMISSIONER RULES TO READ AS FOLLOWS: "REGULAR MEETINGS OF THE BOARD OF COMMISSIONERS SHALL BE HELD ON THE THIRD TUESDAY OF EACH MONTH EXCEPT FOR MONTHS IN WHICH MEETINGS ARE REQUIRED BY STATUTE". THAT THE BOARD, PURSUANT TO ARTICLE XXI, SECTIONS 2 AND 4 OF THE BAY COUNTY BOARD COMMISSIONERS' RULES, DISCUSS AND VOTE UPON THE PROPOSED AMENDMENT AT THE NEXT REGULARLY SCHEDULED FULL BOARD MEETING CURRENTLY SCHEDULED FOR THE SECOND TUESDAY OF APRIL, 2022 (APRIL 12, 2022) WITH SAID AMENDMENT TAKE EFFECT BEGINNING IN MAY, 2022.IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED, COMM. FOX.

KATHLEEN ZANOTTI: KATHLEEN B. ZANOTTI, BAY COUNTY CLERK, READ MOTION 45 ON THE RECORD, THE AMENDED BOARD RULES.

AMBER DAVIS-JOHNSON: AMBER DAVIS-JOHNSON, CORPORATION COUNSEL, READ ON THE RECORD, THE LEGAL LANGUAGE OF MOTION 45.

COMM. KRYGIER: COMM. KRYGIER QUESTIONED THE FACT WITH HAVING PERSONNEL ON THE SECOND TUESDAY WOULD THE BOARD HAVE TO WAIT ANOTHER MONTH TO ADDRESS THE NEEDS OF PERSONNEL?

COMM. HEREK: COMM. HEREK CLARIFIED THAT WITH HOLDING THE FULL BOARD MEETING THE THIRD WEEK OF THE MONTH THAT PERSONNEL WOULD BE ADDRESSED THE FOLLOWING WEEK.

TIFFANY JERRY: TIFFANY JERRY, PERSONNEL AND EMPLOYEE RELATIONS DIRECTOR, COMMENTED THAT BEFORE WITH PERSONNEL BEING HELD THE THIRD WEEK OF THE MONTH THE BOARD HAD TO WAIT SEVERAL WEEKS FOR APPROVAL, WITH MOVING IT TO THE SECOND WEEK,

THEY NOW ONLY HAD TO WAIT ONE WEEK.

COMM. JOHNSON: COMM. JOHNSON AGREED THIS CHANGE MADE SENSE.

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS

ANNOUNCEMENTS

CHAIRMAN HEREK NOTED THE UPCOMING 2022 APPOINTMENTS AS FOLLOWS:

1. MARCH:

A. BAY ARENAC BEHAVIORAL HEALTH AUTHORITY - (THREE 3-YEAR TERMS EXPIRING: J. PETERS, R. PAWLAK, R. BYRNE)

2. JUNE:

A. LIBRARY BOARD - (ONE 5-YEAR TERM - M. HERR)

3. OCTOBER:

A. LAND BANK AUTHORITY - (ONE TOWNSHIP REPRESENTATIVE 3 YEAR TERM EXPIRING: R. CAMPBELL)

B. DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD OF DIRECTORS - (ONE 3-YEAR TERM - K. BEJCEK)

4. DECEMBER:

A. VETERANS AFFAIRS COMMITTEE (ONE 4 YEAR TERM EXPIRING: T. ECKSTEIN)

A. DEPARTMENT ON AGING ADVISORY COMMITTEE (FOUR 2-YEAR TERMS EXPIRING: DISTRICTS 2, 4, 6 AND AT-LARGE)

CLOSED SESSION

THERE WAS NO NEED FOR A CLOSED SESSION

RECESS/ADJOURNMENT

MOTION 46: COMM. KRYGIER MOVED TO ADJOURN THE REGULAR BOARD SESSION OF MARCH 8, 2022. IT WAS SUPPORTED BY COMM. JOHNSON, THE MEETING CONCLUDED AT 5:00 P.M. BY VOICE VOTE: 6 YEAS, 0 NAYS, 1 EXCUSED COMM. FOX.

THOMAS HEREK, CHAIRMAN
BOARD OF COMMISSIONERS

KATHLEEN B. ZANOTTI
BAY COUNTY CLERK
BOARD OF COMMISSIONERS

DIANE YAWORSKI
CHIEF DEPUTY CLERK
BOARD OF COMMISSIONERS

BAY COUNTY BOARD OF COMMISSIONERS

MARCH 15, 2022

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A SPECIAL SESSION ON TUESDAY, MARCH 15, 2022, FOURTH FLOOR, BAY COUNTY BUILDING, 515 CENTER AVENUE, BAY CITY, MI 48708. ZOOM VIDEO CONFERENCING WAS AVAILABLE TO THE PUBLIC. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN THOMAS HEREK AT 4:37 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MARIE FOX, ERNIE KRYGIER, VAUGHN BEGICK, KIM COONAN, KAYSEY RADTKE, JAYME JOHNSON AND CHAIRMAN THOMAS HEREK

OTHER MEMBERS: KATHLEEN B. ZANOTTI, BAY COUNTY CLERK
TINA MUELLER, SECRETARY TO THE COUNTY CLERK
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: JIM BARCIA, COUNTY EXECUTIVE
CRAIG GOULET, ADMINISTRATIVE SERVICES DIRECTOR
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL
TIFFANY JERRY, PERSONNEL AND EMPLOYEE RELATIONS DIRECTOR
CHRISTOPHER IZWORSKI, FINANCE OFFICER
TROY CUNNINGHAM, SHERIFF
CRISTEN GIGNAC, RECREATION AND FACILITIES
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, KATHLEEN B. ZANOTTI.

PLEDGE OF ALLEGIANCE:

IN ADDITION TO THESE TYPED MINUTES WHICH WERE NOT VERBATIM BUT AN OVERVIEW OF ACTION TAKEN, THIS MEETING WAS ALSO VIDEO TAPED BY BCTV AND THOSE TAPES WERE AVAILABLE FOR REVIEW IN THE ADMINISTRATIVE SERVICES DEPARTMENT OR CAN BE VIEWED ON BAY COUNTY'S WEBSITE.

CITIZENS INPUT

PAT BESON: PAT BESON REPRESENTING REGION VII DIVISION ON AGING BOARD AND TREASURER FOR THE LAST FIFTEEN YEARS. PAT APPRECIATED ALL THE SUPPORT OVER THE YEARS AND COMMENTED THAT

REGION VII RECENTLY COMPLETED AN AUDIT AND HE WANTED TO SHOW THE DOLLARS SPENT OVER THE YEARS. PAT SHARED THEY NOW RECEIVED ABOUT 45 MILLION A YEAR AND HE WAS RESPONSIBLE FOR HOW IT WAS SPENT. ALL THE MONEY SPENT WAS APPROVED BY THE STATE AND FEDERAL GOVERNMENT, PAT COMMENTED REGION VII WERE EXPERTS ON ALL THE FEDERAL LAWS AND RULES. PAT SAID THEY WORKED WITH ELIZABETH EURICH, BAY COUNTY DEPARTMENT ON AGING AND GAVE THEM MONEY. PER PAT, ALL TEN COUNTIES REPORTED BACK TO REGION VII DOLLARS SPENT, THIS WAY THEY WERE MADE AWARE OF HOW MUCH MONEY WAS LEFT OF WHAT WAS GIVEN TO THEM. PAT BESON ALSO BROUGHT UP THE ARPA MONEY AND WAS HOPING TO RECEIVE SOME SO THEY COULD BUILD THEIR 20 ROOM HOUSING UNIT WHICH WOULD HOUSE SENIORS AND VETERANS. PAT COMMENTED THAT THE DIVISION ON AGING AND VETERANS WOULD DECIDE WHO WAS TO LIVE THERE.

DAROLD NEWTON: DAROLD NEWTON PRESIDENT OF THE NAACP OF BAY CITY, WAS HERE TO MAKE A PLEA ON BEHALF OF THE CITIZENS OF BAY COUNTY REGARDING THE ARPA FUNDS WHICH COULD BE TRANSFORMATIONAL. HE SERVED PEOPLE WHO WERE STRUGGLING DUE TO THE PANDEMIC. DAROLD ASKED THE BOARD TO GET A PANEL TOGETHER AND MEET WITH THE COMMUNITY WHERE THE PANDEMIC HIT AND GET FEEDBACK FROM THEM. DAROLD PUT TOGETHER A PROPOSAL WITH A 5 YEAR PLAN WITH LONGEVITY AND ASKED THE BOARD TO PLEASE CONSIDER IT.

APRIL RICHARDSON: APRIL RICHARDSON, FROM ADVISACARE ATTENDED THE BOARD MEETING TO BRING AWARENESS TO THE BOARD MEMBERS REGARDING THE AUTO REFORM THAT WAS AFFECTING THE COUNTY'S CONSTITUENTS. PEOPLE WERE NOT GETTING THE CARE NEEDED AND THE HOME HEALTH CARE AGENCIES PAY WAS REDUCED BY 45% WHICH RESULTED IN BEING WHAT THEY PAID THEIR EMPLOYEES. THEY WERE ASKING THE BOARD FOR SUPPORT AND TO CREATE A RESOLUTION TO MAKE CHANGES TO THIS REFORM.

ITEMS FOR CONSIDERATION

MOTION 47: COMM. COONAN MOVED TO RECEIVE NOTIFICATION OF APPLICATION FROM THE CITY OF BAY CITY FOR OBSOLETE PROPERTY REHABILITATION CERTIFICATES - 300 CENTER AVENUE, BAY CITY, MI, ($605,000) ON BEHALF OF RED HAWK

OPPORTUNITIES, LLC AND 308 CENTER AVENUE, BAY CITY, MI ($580,000) ON BEHALF OF RED HAWK VENTURES, LLC, FILED UNDER STATE OF MICHIGAN P.A. 146 OF 2000. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

MOTION 48: COMM. BEGICK MOVED TO APPOINT CHRISTOPHER R. GIRARD, RICHARD L. BYRNE AND ROBERT PAWLAK TO THE BAY ARENAC BEHAVIORAL HEALTH AUTHORITY BOARD OF DIRECTORS, EACH SERVING ONE, THREE (3) YEAR TERM EXPIRING MARCH 31, 2025, AS REPRESENTATIVE OF BOTH THE GENERAL AND PRIMARY CONSUMER REQUIREMENTS UNDER THE MHC.

VOTES WERE CAST AS FOLLOWS, EACH COMMISSIONER VOTED FOR THREE (3) CANDIDATES:

CHRISTOPHER R. GIRARD - 4 VOTES
COMM: FOX, BEGICK, RADTKE AND HEREK

RICHARD L. BYRNE - 7 VOTES
COMM: FOX, KRYGIER, BEGICK, COONAN, RADTKE, JOHNSON AND HEREK

JUSTIN PETERS - 3 VOTES
COMM: KRYGIER, COONAN AND JOHNSON

ROBERT PAWLAK- 7 VOTES
COMM: FOX, KRYGIER, BEGICK, COONAN, RADTKE, JOHNSON AND HEREK

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

C. RESOLUTIONS CONSIDERED FROM PERSONNEL/HUMAN SERVICES COMMITTEE 3/15/2022

RES. 2022-66: RES. 2022-66 ARPA FUNDING FOR GENERATIONAL CARE PROJECT, WITHDRAWN.

RES. 2022-67: COMM. JOHNSON MOVED TO ADOPT RES. 2022-67, THAT THE BOARD OF COMMISSIONERS RESTORED THE LIEUTENANT COMMAND POSITION IN THE SHERIFF'S OFFICE AND AUTHORIZED POSTING/FILLING SAID POSITION PURSUANT TO THE POLC

SUPERVISORY LABOR AGREEMENT. IT HAD BEEN DETERMINED THAT THE SEVENTH COMMAND OFFICER POSITION WAS VITAL TO ENSURE CONTINUITY AND COMMUNICATION AT THE SHERIFF'S OFFICE. THAT AUTHORIZATION WAS GRANTED TO POST/FILL VACANCIES RESULTING FROM MOVES WITHIN A DEPARTMENT WHEREBY A BOARD APPROVED VACANCY WAS FILLED FROM STAFF WITHIN THE DEPARTMENT CREATING ANOTHER VACANCY IN THE SAME DEPARTMENT, MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS. THAT IN THE EVENT INDIVIDUALS HIRED TO FILL APPROVED VACANCIES PROVE TO BE UNQUALIFIED OR NO LONGER WANT THE POSITION, THE PERSONNEL DIRECTOR WAS AUTHORIZED TO POST/FILL THE PREVIOUSLY APPROVED VACANCY WITHIN A 60 DAY TIME PERIOD. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2022-68: COMM. JOHNSON MOVED TO ADOPT RES. 2022-68,THE BOARD OF COMMISSIONERS APPROVED THE PATROL DEPUTY'S STARTING WAGE AS $23.18 AND AUTHORIZED POSTING AND FILLING DEPUTY POSITIONS BEGINNING AT THE RATE OF $23.18 AN HOUR, EFFECTIVE IMMEDIATELY. THAT THE RATE OF THE TWO CURRENTLY EMPLOYED DEPUTIES THAT WERE AT THE STARTING RATE WOULD BE ADJUSTED TO $23.18 PER HOUR. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2022-69: COMM. JOHNSON MOVED TO ADOPT RES. 2022-69, THE BOARD OF COMMISSIONERS APPROVED THE 2 YEAR AGREEMENT WITH THE BAY ARENAC INTERMEDIATE SCHOOL DISTRICT FOR STUDENT WORK EXPLORATION OPPORTUNITIES FOR THE SCHOOL YEARS 2022-2023 AND 2023-2024. THIS PROGRAM ENABLED THE BAISD CAREER CENTER VETERINARY SCIENCE PROGRAM ENHANCE CAREER EXPLORATION FOR STUDENTS IN ITS VETERINARY SCIENCE PROGRAM. IT WAS SUPPORTED BY COMM. FOX AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2022-70: COMM. JOHNSON MOVED TO ADOPT RES. 2022-70, THE BOARD OF COMMISSIONERS APPROVED THE REQUEST OF DUSTIN BOX TO PURCHASE ONE (1) YEAR AND THREE (3) MONTHS (AUGUST 2000 THROUGH JANUARY 2004) OF HIS ACTIVE MILITARY SERVICE CREDIT FOR RETIREMENT PURPOSES. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS .

RES. 2022-71: COMM. JOHNSON MOVED TO ADOPT RES. 2022-71, THE BOARD OF COMMISSIONERS APPROVED THE PROFESSIONAL SERVICES AGREEMENT BETWEEN BAY COUNTY (DEPARTMENT OF CRIMINAL DEFENSE) AND SALLY WARREN FOR SERVICES AS A MANAGEMENT ASSIGNED COUNSEL COORDINATOR (MACC) UNDER THE MICHIGAN INDIGENT DEFENSE COMMISSION (MIDC). IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2022-72: COMM. JOHNSON MOVED TO ADOPT 2022-72, THE BOARD OF COMMISSIONERS APPROVED THE AFFILIATION AGREEMENT WITH DELTA COLLEGE FOR PHLEBOTOMY SERVICES AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY (HEALTH DEPARTMENT) FOLLOWING CORPORATION COUNSEL REVIEW AND APPROVAL. THE NEED FOR RELIABLE PHLEBOTOMY SERVICES IN CLINICAL AREAS WITHIN THE HEALTH DEPARTMENT WAS PARAMOUNT. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2022-73: COMM. JOHNSON MOVED TO ADOPT 2022-73, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED A GENERAL SERVICES AGREEMENT WITH SAGINAW VALLEY STATE UNIVERSITY (SVSU) AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY(HEALTH DEPARTMENT) FOLLOWING CORPORATION COUNSEL REVIEW AND APPROVAL. PREAUTHORIZING THE AGREEMENT WITH THE UNIVERSITY ALLOWED THE HEALTH DEPARTMENT AND THE UNIVERSITY TO CONTINUE TO WORK TOGETHER AND PROVIDE A FRAMEWORK TO CONTINUE TO BILL FOR PROVIDED SERVICES AND HELP TO SUSTAIN CLINICS IN THE FUTURE. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2022-74: COMM. JOHNSON MOVED TO ADOPT 2022-74,BE IT RESOLVED BY THE BAY COUNTY BOARD OF COMMISSIONERS THAT THE BAY COUNTY HAZARD MITIGATION PLAN WAS HEREBY ADOPTED AS AN OFFICIAL PLAN OF BAY COUNTY, MICHIGAN. BAY COUNTY HAD PREPARED A HAZARD MITIGATION PLAN THAT OUTLINED THE COUNTY'S OPTIONS TO REDUCE OVERALL DAMAGE AND IMPACT FROM NATURAL HAZARDS. (SEE RESOLUTION FOR FULL EXPLANATION) IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2022-75: COMM. JOHNSON MOVED TO ADOPT RES. 2022-75,BY THE BOARD OF COMMISSIONERS CONCURRENCE WAS GIVEN TO POST/FILL THE FOLLOWING POSITIONS: 9-1-1 CENTRAL DISPATCH: DISPATCHER (FULL TIME) AND ASSISTANT DIRECTOR (FULL TIME); JUVENILE HOME: YOUTH DEVELOPMENT WORKER (FULL TIME) AND SUPERVISOR (FULL TIME); COUNTY CLERK: TYPIST CLERK (PART TIME); CIVIC ARENA: CIVIC ARENA MANAGER (FULL TIME). THAT AUTHORIZATION WAS GRANTED TO POST/FILL VACANCIES RESULTING FROM MOVES WITHIN A DEPARTMENT WHEREBY A BOARD APPROVED VACANCY WAS FILLED FROM STAFF WITHIN THE DEPARTMENT CREATING ANOTHER VACANCY IN THE SAME DEPARTMENT, MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS. THAT IN THE EVENT INDIVIDUALS HIRED TO FILL APPROVED VACANCIES PROVE TO BE UNQUALIFIED OR NO LONGER WANT THE POSITION, THE PERSONNEL DIRECTOR WAS AUTHORIZED TO POST/FILL THE PREVIOUSLY APPROVED VACANCY WITHIN A 60 DAY TIME PERIOD. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

RES. 2022-76: COMM. JOHNSON MOVED TO ADOPT RES. 2022-76, BY THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE NEW TA06 CIVIC ARENA PROGRAMMING COORDINATOR POSITION AND AUTHORIZED HIRING UP TO THE TOP OF THE WAGE SCALE. EFFECTIVE SEPTEMBER 1, 2022, THE FEE FOR AN HOUR OF ICE AT THE BAY COUNTY CIVIC ARENA SHALL BE INCREASED BY $5.00. GIVEN THE EXTREME DIFFICULTY IN HIRING AND KEEPING QUALIFIED STAFF, IT IS RECOMMENDED THAT ONE MORE FULL TIME ENTRY LEVEL POSITION BE ADDED TO NOT ONLY IMPROVE THE STAFFING SITUATION BUT TO CREATE DEPTH IN OUR ORGANIZATION. IT WAS SUPPORTED BY COMM. RADTKE AND PASSED BY VOICE VOTE: 7 YEAS, 0 NAYS.

UNFINISHED BUSINESS

THERE WAS NO NEW BUSINESS

NEW BUSINESS

THERE WAS NO NEW BUSINESS

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS

ANNOUNCEMENTS

VAUGHN BEGICK: COMM. BEGICK ANNOUNCED THAT THIS SUNDAY, MARCH 20, 2022 AT 2 P.M. WAS THE ST. PATRICK'S PARADE.

CLOSED SESSION

THERE WAS NO NEED FOR A CLOSED SESSION

RECESS/ADJOURNMENT

MOTION 49: COMM. KRYGIER MOVED TO ADJOURN THE SPECIAL BOARD SESSION OF MARCH 15, 2022. IT WAS SUPPORTED BY COMM. FOX, THE MEETING CONCLUDED AT 5:09 P.M. BY VOICE VOTE: 7 YEAS, 0 NAYS.

THOMAS HEREK, CHAIRMAN
BOARD OF COMMISSIONERS

KATHLEEN B. ZANOTTI
BAY COUNTY CLERK
BAY COUNTY MICHIGAN

TINA MUELLER
SECRETARY TO THE CLERK
BAY COUNTY MICHIGAN