

BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, JULY 15, 2014

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

IV PLEDGE OF ALLEGIANCE

V CITIZEN INPUT

VII ITEMS FOR CONSIDERATION

- 1- 4 A. City of Bay City - Application for Industrial Facilities Tax Exemption District - LLC,
Bay City MI - \$5,600,000 **(Receive)**
- B. Referrals from 7/8/14 Board Meeting - Resolutions:
- 5 1. No. 2014-131 - Waiver of Board Rules re Ordinance Adoption Process
- 6 2. No. 2014-132 - Retirement Ordinance Amendment re Retention of Legal
Counsel
- 7- 8 3. No. 2014-133 - Retirement - Binding Arbitration re Legal Representation
- 9-10 4. No. 2014-135 - Amendment to Agreement with Bay County Historical
Society
- 11 5. No. 2014-136 - Historical Preservation Millage Proposal
- 12-14 6. No. 2014-137 - USFWS Phragmites Grant (Environmental Affairs)
- 15-17 7. No. 2014-138 - Budget Adjustments (2) (Environmental Affairs)

VIII UNFINISHED BUSINESS

IX NEW BUSINESS

X MISCELLANEOUS

XI ANNOUNCEMENTS

XII CLOSED SESSION

XIII RECESS/ADJOURNMENT

BAY COUNTY BOARD OF COMMISSIONERS

7/15/14

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (7/8/14)

WHEREAS, Article XIII of the Rules of the Bay County Board of Commissioners outlines a process for consideration of ordinance and ordinance amendments, which requires at least three (3) successive full Board meetings. The process is as follows:

1. The sponsoring committee considers an ordinance or amendment and refers it to the full Board;
2. The Board rejects or considers the amendment. If the Board elects to consider the ordinance or amendment, a public hearing must be held but not until the NEXT Board meeting (must be convened after 13 days) after publication of proper notice;
3. If the Board conducts a public hearing, no Board action on the ordinance or amendment may be taken only public input heard and, if any input, those comments are referred back to the sponsoring committee and legal counsel for consideration;
4. At the next Board meeting, following publication of proper notice, the Board may vote for final passage of the proposed ordinance or amendment by majority vote

WHEREAS, An alternative process is also provided for in the Board Rules whereby the Board can elect to suspend Article XIII by a 2/3rds majority vote, bypass the requirements (1 through 4 above) and vote on the Ordinance or Ordinance Amendment before them; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners that, for the sake of expediency, **Article XIII of the Rules of the Bay County Board of Commissioners is hereby suspended** for the adoption of Amendments to the Bay County Employees' Retirement Ordinance.

ERNIE KRYGIER, CHAIR
AND BOARD

Waiver of Ordinance Adoption Process - Bay County Employees' Retirement Ordinance
MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

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

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

BAY COUNTY BOARD OF COMMISSIONERS

7/15/2014

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (7/8/14)
 ORDAINED By the Bay County Board of Commissioners that Article II, 4.012, Sec 12 (b) of the Bay County Employees' Retirement System Ordinance is hereby amended to read: "The Bay County Retirement Board may use the County Corporation Counsel or outside counsel of the Board's choosing as legal advisor to the Board, as it deems necessary."

ERNIE KRYGIER, CHAIR
 AND BOARD

Retirement Ord. - Amendment re Retention of Legal Counsel

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

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

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

BAY COUNTY BOARD OF COMMISSIONERS

7/15/2014

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (7/8/14)

WHEREAS, A question has recently arisen regarding the authority of the Retirement Board to retain outside counsel, rather than utilize the County's Department of Corporation Counsel, on matters relating to the Retirement Board; and

WHEREAS, The County's Retirement Ordinance previously passed by the Board of Commissioners (which is the Retirement Board's governing document) provides that Corporation Counsel shall serve as legal advisor to the Retirement Board and the newly adopted Civil Counsel Guidelines also direct the Department of Corporation Counsel to provide all legal services for the County, with the specific exemption of the County's "component units."; and

WHEREAS, The Retirement Board is not a "component unit" of Bay County. Public Act 139 also provides that the Department of Corporation Counsel, if adopted, shall provide legal services for the County as provided by law. The Retirement Board has obtained a written legal opinion from its own attorney that indicates the Retirement Board may retain any independent attorney of its own choosing for any matters related to the Retirement Board and is not required to utilize Corporation Counsel; and

WHEREAS, This is an apparent conflict with the County's Retirement Ordinance as well as its newly adopted Civil Counsel Guidelines and because this issue was unresolved at the time that the Board approved the Civil Counsel Guidelines, the Retirement Board was temporarily exempted from those Guidelines until the Board of Commissioners and Retirement Board could reach an agreement on this apparent conflict; and

WHEREAS, It has been suggested to the Board of Commissioners by Corporation Counsel that an appropriate (and most likely the least expensive) way to resolve this apparent conflict would be for the parties to submit the issue to binding arbitration which would involve the Board of Commissioners and the Retirement Board each submitting a legal brief to an independent third party arbitrator agreed to by the parties; and

WHEREAS, The Arbitrator would issue a written opinion that the parties agree to treat as binding unless and until the arbitrator's holding is materially affected by either legislative action or a court decision brought by an unrelated third party; and

WHEREAS, Both parties would equally share the cost of the arbitrator and would bear their own legal costs; and

WHEREAS, The Department of Corporation Counsel wishes to maintain a good working relationship with the Retirement Board so that Corporation Counsel may effectively provide assistance to that Board whenever called upon to do so, and this proposal to arbitrate the matter allows an independent third party to resolve the apparent conflict in a non-confrontational forum; and

WHEREAS, Other than the cost of the Arbitrator, which is expected to be no more than a few thousand dollars for each party, there is no financial or economic impact in sending this matter to binding arbitration, and will likely save money in indirect costs that could be expended on the issue in the long run if the matter is not definitively resolved; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners:

1. Approves sending this apparent conflict to a third party arbitrator for a binding opinion on the circumstances under which the Retirement Board may retain its own legal counsel in light of the language of the Retirement Ordinance, Civil Counsel Guidelines and relevant state law;
2. Approves payment of half the cost of the Arbitrator and authorizes any budget adjustments necessary; and
3. Makes a formal request to the Retirement Board for it to address and vote on this proposal to proceed to binding arbitration at its next Board Meeting.

ERNIE KRYGIER, CHAIR
AND BOARD

Retirement - Binding Arbitration re Legal Representation

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

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

VOTE TOTALS:

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

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

BAY COUNTY BOARD OF COMMISSIONERS

7/15/2014

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (7/15/14)

RESOLVED That the Amendment to Agreement for Historical Preservation (attached), is approved and the Chairman of the Board authorized to execute said document on behalf of Bay County following legal review/approval.

ERNIE KRYGIER, CHAIR AND BOARD

Historical Society - Amendment to Agreement

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Duranczyk

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

VOTE TOTALS:

ROLL CALL: YEAS 6 NAYS 0 EXCUSED 1

VOICE: ✓ YEAS 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED ✓ DEFEATED WITHDRAWN
AMENDED CORRECTED REFERRED

AMENDMENT TO AGREEMENT FOR HISTORICAL PRESERVATION

1. This amendment ("Amendment") is made by County of Bay, a Michigan municipal corporation, ("County") 515 Center Avenue, Suite 402, Bay City, Michigan 48708 and the Bay County Historical Society, a Michigan non-profit corporation ("Society"), parties to the Agreement for Historical Preservation dated January 23, 2013 ("Agreement").

2. Section 4 of the Agreement is amended to read as follows:

"County shall have the right to inspect all of Society's financial books, documents, papers and records, including, but not limited to canceled checks, invoices, vouchers, purchase orders and contracts during regular working hours to assure compliance with this Agreement. Society shall provide County's Risk Manager annually, certificates evidencing current property and liability insurance and providing 30-days' notice of cancellation to County.

Society shall disclose, on a yearly basis via electronic copy, the following items: 1) annual budget, 2) audit and 3) a personnel worksheet that includes the name of the employee, wage and benefits. These disclosures shall be made to the Finance Director, Bay County, 515 Center Ave., Bay City, MI 48708. Society shall also comply with any other written requests for financial information made by the Board of Commissioners with the understanding that they may be disclosed under the Freedom of Information Act.

County understands and appreciates Society's concern regarding identity theft and will not request social security numbers, dates of birth or addresses of staff members. Society may be asked to provide information where redactions would be appropriate."

3. Except as set forth in this Amendment, the Agreement is unaffected and shall continue in full force and effect in accordance with its terms. If there is conflict between this Amendment and the Agreement or any earlier amendment, the terms of this Amendment will prevail.

Signatories:

The signatories warrant that they are authorized to execute this Amendment on behalf of their respective agencies:

By: _____

By: _____

Printed Name: Ernie Krygier

Printed Name: _____

Title: Chair, Bay County Board of Commissioners

Title: _____

Dated: _____

Dated: _____

BAY COUNTY BOARD OF COMMISSIONERS

7/15/2014

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (7/1/14)

RESOLVED That the following ballot question be submitted to the electors of this County on November 4, 2014, for the purpose of renewing the property tax limitation by .1 of a mill for historic preservation work within Bay County; And Be It Further

RESOLVED That the question to be submitted to said electors at said election shall be in the following form:

HISTORICAL PRESERVATION MILLAGE PROPOSAL

This proposal will permit Bay County to renew the previous levy of .1mills for historical preservation services through the Bay County Historical Society or other entity.

"Shall the expired previous voted increase on the tax limitation imposed under Article IX, Sec. 6 of the Michigan Constitution in Bay County of .1 mills (10 cents per \$1,000 of taxable value), previously approved by the voters and reduced to .0952 mills (9.52 cents per \$1,000 of taxable value) by the required millage rollbacks, be renewed at .0952 mills (\$9.52 cents per \$1,000 of taxable value) and levied for 20 years, December 2014 through December 2033 (inclusive), to be used to preserve Bay County's unique history, educate citizens, conduct projects and operate and maintain a museum, raising an estimated \$285,394.81 in the first year the millage is levied?"

[] Yes

[] No

KIM COONAN, CHAIR
AND COMMITTEE

Historical Society - Millage Renewal Ballot Question

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

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

VOTE TOTALS:

ROLL CALL: YEAS 6 NAYS 0 EXCUSED 1

VOICE: ✓ YEAS 6 NAYS 0 EXCUSED 1

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

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BAY COUNTY BOARD OF COMMISSIONERS

7/15/2014

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (7/1/14)
 WHEREAS, The invasive species Phragmites, is an aggressive invasive plant that has taken root along the Saginaw Bay shoreline destroying nearshore habitat for fish and wildlife and grows so in such densities that they interfered with an emergency response to ice fishing rescue incident several years ago; and
 WHEREAS, The Department of Environmental Affairs and Community Development has previously performed phragmites control work for the U.S. Fish and Wildlife Service along the shoreline of the Saginaw Bay; and
 WHEREAS, The U.S. Fish & Wildlife Service has provided an additional \$10,000 of federal Fiscal Year 2013 funding to Bay County for phragmites control work; in addition to this most recent FY 2014 \$10,000 modification to include a monitoring program; and
 WHEREAS, No General Funds will be spent or incurred, and the local match will be provided through Bay County project administration, and the required Landowner Maintenance Agreements; Therefore, Be It
 RESOLVED By the Bay County Board of Commissioners authorizes acceptance of the grant award with US Fish and Wildlife for the Cooperative Agreement F13AC00389 (\$10,000) for phragmites control along the Saginaw Bay; subject to Finance Department review regarding local match; and
 RESOLVED That the Chairman of the Board is authorized to execute said contract, budget adjustments and related documents on behalf of Bay County; Be It Finally
 RESOLVED That the applicant/recipient departments are required to work with the Finance Department whose staff will provide financial oversight of said grant.

**KIM J. COONAN, CHAIR
 AND COMMITTEE**

Env Affairs - USFWS Phragmites Grant
 MOVED BY COMM. Coonan

SUPPORTED BY COMM. Begick

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

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

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

BAY COUNTY BOARD OF COMMISSIONERS

7/15/2014

RESOLUTION

BY: WAYS AND MEANS COMMITTEE 07/15/2014

RESOLVED: By this Board of Commissioners of Bay County, Michigan, that the following Budget Adjustments are hereby approved on 07/15/2014 and, if required, the Chairman of the Board is hereby authorized to execute any documentation necessary for said Budget Adjustments on behalf of Bay County:

Journal Request Number	Fund Involved Department Involved	Favorable Impact	Unfavorable Impact	No Impact
2014-07-084	GENERAL FUND ENVIRON. GRANTS Total GENERAL FUND			X

TO BUDGET FOR THE FISCAL 2013 U.S. FISH AND WILDLIFE SERVICE (USFW) COOPERATIVE GRANT AGREEMENT AWARD F13AC00389, WHICH WILL PROVIDE \$10,000 IN FEDERAL GRANT DOLLARS WITH A \$10,000. MATCHING REQUIREMENT. THE MATCHING REQUIREMENT WILL BE PROVIDED FROM IN-KIND ADMINISTRATIVE SERVICES.

2014-07-085	GENERAL FUND ENVIRON. GRANTS Total GENERAL FUND			X
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TO BUDGET FOR MODIFICATION ONE (1) OF THE U.S. FISH AND WILDLIFE SERVICES (USFW) COOPERATIVE GRANT AGREEMENT. THE USFW IS MODIFYING THE ORIGINAL F13AC00389 AGREEMENT TO ADD AN ADDITIONAL \$10,000 OF GRANT FUNDING WITH A LOCAL MATCH OF \$7,000. DOLLARS. THE LOCAL MATCH IS TO BE PROVIDED FROM IN-KIND ADMINISTRATIVE SERVICES AND ELIGIBLE LANDOWNERS PARTICIPATION AGREEMENTS.

Kim Coonan, Chairman W. & M. and Committee

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Begick

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

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

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

Budget Adjustment Detail

Journal Request Number **2014-07-084**

Ref: USFWS

Desc: USFWS GRT

Eff Date: 07/15/2014

Org / Object	Description	I/D	Amount
GENERAL FUND			
ENVIRON. GRANTS			
10128704 50100	FEDERAL GRANTS	I	10,000
10128704 80200	CONTRACTUAL SERVICES	I	10,000
Total GENERAL FUND		Favorable	Unfavorable
		\$0	\$0

Explanation

TO BUDGET FOR THE FISCAL 2013 U.S. FISH AND WILDLIFE SERVICE (USFW) COOPERATIVE GRANT AGREEMENT AWARD F13AC00389. WHICH WILL PROVIDE \$10,000 IN FEDERAL GRANT DOLLARS WITH A \$10,000. MATCHING REQUIREMENT. THE MATCHING REQUIREMENT WILL BE PROVIDED FROM IN-KIND ADMINISTRATIVE SERVICES.

Budget Adjustment Detail

Journal Request Number **2014-07-085**

Ref: MODIF

Desc: MODIF. GRT

Eff Date: 07/15/2014

Org / Object	Description	I/D	Amount
GENERAL FUND			
ENVIRON. GRANTS			
10128704 50100	FEDERAL GRANTS	I	10,000
10128704 70501	PART TIME WAGES	I	2,557
10128704 71500	SOCIAL SECURITY	I	196
10128704 71800	RETIREMENT	I	205
10128704 72001	SIF ADMINISTRATION	I	21
10128704 72100	WORKERS' COMPENSATION	I	7
10128704 72500	UNEMPLOYMENT COMPENSATION	I	14
10128704 80200	CONTRACTUAL SERVICES	I	7,000
			Favorable
			Unfavorable
Total GENERAL FUND			\$0
			\$0

Explanation

TO BUDGET FOR MODIFICATION ONE (1) OF THE U.S. FISH AND WILDLIFE SERVICES (USFW) COOPERATIVE GRANT AGREEMENT. THE USFW IS MODIFYING THE ORIGINAL F13AC00389 AGREEMENT TO ADD AN ADDITIONAL \$10,000 OF GRANT FUNDING WITH A LOCAL MATCH OF \$7,000. DOLLARS. THE LOCAL MATCH IS TO BE PROVIDED FROM IN-KIND ADMINISTRATIVE SERVICES AND ELIGIBLE LANDOWNERS PARTICIPATION AGREEMENTS.

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: JUNE 15, 2014

MOTION SPONSORED BY: COMM. LUTZ

MOTION SUPPORTED BY: COMM. TILLEY

MOTION NO.: 79

TO RECEIVE THE LETTER DATED JULY 2, 2014 FROM THE CITY OF BAY CITY REGARDING APPLICATION FOR INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE FROM 1400 EDDY, LLC, BAY CITY, MICHIGAN FOR PROPERTY LOCATED AT 1302 N. MCLELLAN STREET AND 1221 N. JOHNSON STREET, IN THE AMOUNT OF, \$5,600,000.00.

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 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: JULY 15, 2014

MOTION SPONSORED BY: COMM. COONAN

MOTION SUPPORTED BY: COMM. TILLEY

MOTION NO.: 80

TO REFER RES. 2014-131, WAIVER OF BOARD RULES FOR ADOPTION OF AMENDMENT TO BAY COUNTY EMPLOYEES' RETIREMENT ORDINANCE; RES. 2014-132, AMENDMENT TO BAY COUNTY EMPLOYEES' RETIREMENT ORDINANCE-RETENTION OF LEGAL COUNSEL; AND RES. 2014-133, BINDING ARBITRATION REGARDING RETIREMENT BOARD'S RETENTION OF OUTSIDE COUNSEL.

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 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: JULY 15, 2014

MOTION SPONSORED BY: COMM. DURANCZYK

MOTION SUPPORTED BY: COMM. BEGICK

MOTION NO.: 81

TO ADJOURN THE SPECIAL BOARD SESSION OF JUNE 15,
2014 AT 4:40 P.M.

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 6 NAYS 0 EXCUSED 1

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

 AMENDED _____ CORRECTED _____ REFERRED _____