

**BAY COUNTY ELECTION COMMISSION
BAY COUNTY LIBRARY QUESTION
AUGUST 13, 2007**

THE MEMBER OF THE BAY COUNTY ELECTION COMMISSION MET ON MONDAY, AUGUST 13, 2007 IN THE OFFICE OF THE BAY COUNTY CLERK, BAY COUNTY BUILDING, BAY CITY, MICHIGAN AT 8:45 A.M. THE SESSION HAD BEEN CALLED TO ORDER FOR THE PURPOSE OF DISCUSSING THE PLACEMENT OF THE BAY COUNTY LIBRARY MILLAGE QUESTION ON THE NOVEMBER 6, 2007 BALLOT.

ROLL CALL: RICHARD BRZEZINSKI, COUNTY TREASURER
 CYNTHIA A. LUCZAK, BAY COUNTY CLERK
 KAREN TIGHE, PROBATE JUDGE/CHAIRPERSON

CLERK LUCZAK EXPLAINED TO THE MEMBERS THAT THE FRIENDS OF THE BAY COUNTY LIBRARY SYSTEM HAD REQUESTED THAT THE BAY COUNTY BOARD OF COMMISSIONERS PLACE AN OPERATING MILLAGE QUESTION ON THE BALLOT AND THE BOARD AGREED BY PASSING THE ATTACHED RESOLUTION #2007-173 ON AUGUST 7, 2007. THIS WAS FOR 1 MILL FOR A PERIOD OF THREE (3) YEARS, 2007-2009 INCLUSIVE, FOR THE GENERAL OPERATION, PROGRAMS AND SERVICES OF THE LIBRARY SYSTEM.

AS THE CITIES WERE SCHEDULED TO HOLD ELECTIONS IN 2007, THE BAY COUNTY LIBRARY SYSTEM WERE ELIGIBLE TO PLACE THEIR PROPOSAL ON THE BALLOT, BUT PER LAW, BE REQUIRED TO ABSORB THE ENTIRE COST ASSOCIATED WITH CONDUCTING THE ELECTION. THE FRIENDS OF THE LIBRARY WERE AWARE OF THE LAW AND BY THEIR MOTION AND MINUTES AGREED TO PAY ALL EXPENSES AS ATTACHED.

CLERK LUCZAK EXPRESSED A CONCERN THAT THE COUNTY MIGHT BE EXPOSED TO UNNECESSARY COSTS AND JUDGE TIGHE RESPONDED THAT CORPORATE COUNSEL, MARTHA FITZHUGH, SHOULD BE THE ONE CONCERNED WITH THE DOCUMENTATION OR EXECUTION OF ANY TYPE OF "CONTRACT" FOR OUR SERVICES. FURTHER, TO NORMALLY RUN THE ELECTION AS HAD BEEN DONE IN PAST PRACTICE AND LET THE COUNTY DEAL WITH THE REST OF IT.

WHEN CLERK LUCZAK REQUESTED THE CONSOLIDATION OF VOTING PRECINCTS FOR THIS ELECTION THE MEMBERS CONCURRED WITH A MOTION.

- MOTION 1:** THAT THE BAY COUNTY CLERK BE AUTHORIZED TO CONDUCT THE NOVEMBER 7, 2007 ELECTION WITH THE PLACEMENT OF THE BAY COUNTY LIBRARY MILLAGE OPERATING QUESTION AND CITY OFFICIALS ON SAID BALLOT, ALL COSTS TO BE PAID BY THE BAY COUNTY LIBRARY PER ELECTION CONSOLIDATION ACT OF 2003. IN ADDITION, TO COMBINE THE VOTING PRECINCTS AS DEEMED NECESSARY BY THE CLERK. MOTION WAS SUPPORTED BY RICHARD BRZEZINSKI AND PASSED BY VOICE VOTE OF 3 YEAS, 0 NAYS.
- MOTION 2:** JUDGE TIGHE MOVED TO ADJOURN THIS SESSION OF THE ELECTION COMMISSION. WITH THE SUPPORT OF RICHARD BRZEZINSKI AND CLERK LUCZAK, MOTION CARRIED BY UNANIMOUS VOTE.

RESPECTFULLY SUBMITTED
CYNTHIA A. LUCZAK
BAY COUNTY CLERK

BAY COUNTY BOARD OF COMMISSIONERS
8/7/07

RESOLUTION

BY:

RESOLVED That the following ballot question be submitted to the electors of this County on November 6, 2007, for the purpose of renewing the property tax limitation by 1 of a mill to be used exclusively to maintain current level of operations, programs and services of the Bay County Library System; And Be It Further

RESOLVED That the question to be submitted to said electors at said election shall be in the following form: Library System Millage Renewal: "Shall the limitation on the amount of general ad valorem taxes which may be imposed each year for all purposes upon real and personal property within the County of Bay under Article IX, Section 6 of the Michigan Constitution be increased by 1 mill (which is equal to \$1.00 per \$1,000 of taxable value) for the period of three (3) years, 2007 through 2009, inclusive, for the purpose of funding general operations, programs and services of the Bay County Library System?" The amount of revenue the County will collect if that millage is approved and levied by the County in the first year is estimated to be \$3,014,158. The proposal is for a new additional millage; Be It Further

RESOLVED That changes as to form made by Corporation Counsel are permitted.

PATRICK H. BESON, CHAIR
AND COMMITTEE

Library Operating Millage - Ballot Question - November

MOVED BY COMM. Beson

SUPPORTED BY COMM. Tilley

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Richard L. Byrne	✓			Dawn A. Klida			✓	Brian K. Elder	✓		
Patrick H. Beson	✓			Ernie Krygler	✓			Eugene F. Gwizdala		✓	
Vaughn J. Begick	✓			Kim Coonan	✓			Donald J. Tilley	✓		

VOTE TOTALS:
ROLL CALL: ✓ YEAS 7 NAYS 1 EXCUSED 1
VOICE: YEAS _____ NAYS _____ EXCUSED _____

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

MILLAGE PROPOSAL FOR BAY COUNTY LIBRARY SYSTEM

Shall the limitation on the amount of general ad valorem taxes which may be imposed each year for all purposes upon real and personal property within the County of Bay under Article IX, Section 6 of the Michigan Constitution be increased by 1 mill (which is equal to \$1.00 per \$1,000 of taxable value) for the period of three years (3) years, 2008 through 2010, inclusive, for the purpose of funding general operations, programs and services of the Bay County Library System? The amount of revenue the County will collect if that millage is approved and levied by the County in the first year is estimated to be \$3,014,158. The proposal is for a new additional millage.

Yes _____
No _____

**MINUTES OF THE
BAY COUNTY LIBRARY SYSTEM
BOARD OF TRUSTEES
REGULAR BOARD MEETING
July 25, 2007**

Don Carlyon, Chairperson, called the regular board meeting of the Bay County Library System Board of Trustees to order at 5:30 p.m. on July 25, 2007 in the Community Room, of the Alice and Jack Wirt Public Library.

The Pledge of Allegiance was recited.

Roll call:

Present: Don Carlyon, James Davison and Mark Kaplenski

Excused: Ella Jane Martini

Other: Kevin Ayala, Ryan Stanton, and several from staff and the public.

UNFINISHED BUSINESS

Millage

Motion by M. Kaplenski, seconded by J. Davison, to request the County Board of Commissioners to approve placing the Library millage question on the November 2007 ballot.

Roll call: M. Kaplenski – yes; J. Davison – yes; D. Carlyon – yes. Motion Carried.

BY _____
AUG 1 10 26 07
CLERK

**MINUTES OF THE
BAY COUNTY LIBRARY SYSTEM
BOARD OF TRUSTEES
SPECIAL BOARD MEETING
July 30, 2007**

Don Carlyon, Chairperson, called the regular board meeting of the Bay County Library System Board of Trustees to order at 5:30 p.m. on July 30, 2007 in the Community Room, of the Alice and Jack Wirt Public Library.

The Pledge of Allegiance was recited.

Roll call:

Present: Don Carlyon, James Davison and Mark Kaplenski

Excused: Ella Jane Martini

Other: Eileen Schulz, Ryan Stanton, and several from staff and the public.

UNFINISHED BUSINESS

Millage

Motion by J. Davison, seconded by M. Kaplenski, to approve a 1 mill vote. Motion Carried.

Motion by M. Kaplenski, seconded by J. Davison, to approve asking for a 1 mill levy for 3 years beginning in January 2008. Motion carried.

EX-100
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AUG 1 10 20 2007
PUBLIC LIBRARY
BAY COUNTY
FLORIDA

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 2007
 10 29 PM '07

August 1, 2007

Memo: Kim Coonan, Chairman
 Bay County Board of Commissioners

Brian Elder, Chairman
 Ways and Means Committee

The Bay County Library System Board of Trustees requests the Bay County Board of Commissioners to authorize the placement of the attached millage question on the November 6, 2007 ballot. This millage will be for 1 mill over a three year period beginning January 1, 2008 through December 31, 2010.

The Library Board of Trustees understands the proposed millage language is subject to minor editorial revisions.

If the millage is passed the following 2008 Branch Hours would be:

<u>Branch</u>	<u>Days Open</u>	<u>Hours Open Per Day</u>	<u>Hours Open Per Week</u>	<u>Days</u>
Wirt	6	7	42	Mon-Sat
Sage	5	7	35	Mon-Fri
Auburn	5	7	35	Tues-Sat
Pinconning	5	7	35	Tues-Sat
Bookmobile	2	7	14	Tues and Thur
Southside	0	0	0	

Note: The Southside would only have minor upgrades to house the Bookmobile and Outreach Employees.

We would further explore if it would be legal for the remainder of the Southside

construction money be used to pay down the Bond debt.

We would also bring back the Children's summer reading program, and would be able to place the book drop boxes at Sage, Auburn, and Pinconning.

If you have any questions, please call me at 895-5988.

Very truly yours,

Don Carlyon, Chairperson
Bay County Library System Board of Trustees

Enclosures

- (1) The clerk may administer the combined school election/local election with the same precincts and polling places established in the jurisdiction for the conduct of state and federal elections. (If the use of such precincts to administer the school election changes any polling place voters routinely attend to participate in the school district's elections, the city or township clerk is responsible for notifying the affected voters of the polling change for the school election.)
- (2) The clerk may administer the combined school election/local election with the precincts and polling places established by the school district's "election coordinating committee" for the conduct of school elections. (This option cannot be selected without the consent of the county clerk who is functioning as the school district's "election coordinator.")

Regardless of the option used, the city or township clerk may "consolidate" the precincts as provided under MCL 168.659. (*MCL 168.305(4) as amended under PA 287 of 2004*)

IV. Reimbursement of Costs Associated with School Elections

- Local school districts, intermediate school districts and community college districts are required to reimburse any expenses incurred by a county, city or township when conducting a regular or special election on behalf of the district. If a regular or special school election is held in conjunction with another election conducted by the county or local jurisdictions involved, the local school district, intermediate school district or community college district is responsible for any added costs attributable to the conduct of the district's regular or special election. If a regular or special school election is not held in conjunction with another election conducted by the county or local jurisdictions involved, the district is responsible for 100% of the costs attributable to the conduct of the district's regular or special election. (*MCL 168.315 as amended under PA 302 of 2003*)
- To initiate the reimbursement process, the county and local jurisdictions are required to provide the school board with "a verified account of actual costs" associated with the conduct of the district's regular or special election no later than the 84th day after the date of the election. Upon the receipt of a reimbursement request, the school board must "pay or disapprove all or a portion of the verified account" within 84 days. (*MCL 168.315 as amended under PA 302 of 2003*)
- Upon the request of a county, city or township, the school board is required to review any disapproved costs with the county, city or township. If an agreement on the disapproved costs cannot be reached, the Secretary of State is responsible for resolving the matter. (*MCL 168.315 as amended under PA 302 of 2003*)
- County and local jurisdictions must use the cost factors and standards established by the Department of State for the administration of the presidential primary reimbursement program when preparing reimbursement requests for school elections. (*MCL 168.315 as amended under PA 302 of 2003*)

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