

BAY COUNTY BOARD OF COMMISSIONERS

FEBRUARY 14, 2017

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, FEBRUARY 14, 2017, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN TOM HEREK AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT.

ROLL CALL: COMMISSIONERS MICHAEL DURANCZYK, ERNIE KRYGIER, VAUGHN J. BEGICK, KIM COONAN, TOM RYDER, MICHAEL LUTZ AND THOMAS HEREK

OTHER MEMBERS: CYNTHIA A. LUCZAK, BAY COUNTY CLERK
DIANE YAWORSKI, SECRETARY TO THE COUNTY CLERK
ROBERT J. REDMOND, FINANCIAL ANALYST
DEANNE C. BERGER, BOARD COORDINATOR

ALSO PRESENT: JIM BARCIA, COUNTY EXECUTIVE
TIFFANY JERRY, PERSONNEL AND EMPLOYEE RELATIONS DIRECTOR
JAN HISTED, FINANCE OFFICER
SHAWNA WALRAVEN, CORPORATION COUNSEL
DEBRA RUSSELL, ADMINISTRATIVE SERVICES DIRECTOR
JON MORSE, BUILDING AND GROUNDS
MIKE BRISTOW, BANGOR TOWNSHIP RESIDENT
CJ MILLER, APPLICANT BAY-ARENAC HEALTH AUTHORITY BOARD
PASTOR ANDRES AND TRACY TEICH, BAY CITY PLAYERS
BOB CHADWICK, BAY CITY PLAYERS
TYRA KHAN, BAY CITY PLAYERS
REBECCA BRANDT, DIRECTOR MOSQUITO CONTROL
ZACHARY BRUNETT, HOUSING DIRECTOR, CENTER RIDGE ARMS
VARIOUS ELECTED OFFICIALS
VARIOUS DEPARTMENT HEADS
NEWS MEDIA

INVOCATION: THE INVOCATION WAS GIVEN BY THE BAY COUNTY CLERK, CYNTHIA A. LUCZAK.

PLEDGE OF ALLEGIANCE:

MINUTES

MOTION 11: COMM. DURANCZYK MOVED TO APPROVE THE REGULAR AND

SPECIAL BOARD SESSION MINUTES OF JANUARY 3, 2017; JANUARY 10, 2017; AND JANUARY 17, 2017 AS PRESENTED. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

CITIZENS INPUT

MIKE BRISTOW: THE JANUARY 31, 2017 BANGOR TOWNSHIP, BAY SIDE PARK MEETING. THE LAND FAILED THREE TESTS OUT OF FOUR. THERE IS A NUMBER OF LAWSUITS THAT HAVE BEEN BROUGHT BEFORE THE COUNTY, INVOLVING THE BAYSIDE PARK. LAND USE: THERE IS A PIECE OF LAND IN THE UPPER PENINSULA THAT THEY HAVE BEEN ARGUING FOR 110 YEARS ON, IT TO BE A PARK AND STILL A PARK TODAY. CAN YOU BREAK A RESTRICTED DEED, YOU CANNOT; THE RESTRICTED DEED IS THERE, YET IT HAS BEEN BROKEN A NUMBER OF TIMES. IT DOES NOT MATTER IF IT IS CONTAMINATED OR NOT. THE ENTIRE PROCESS WAS MISLEADING, NONE OF THE QUESTIONS ABOUT PCB'S WERE EVER ANSWERED. THIS ENTIRE REPORT SHOULD HAVE BEEN AVAILABLE TO ANYONE WHO WANTED TO READ IT, YET IT WAS NEVER MADE AVAILABLE. I HAVE GIVEN THE COUNTY EXECUTIVE, JIM BARCIA, A COPY.

CJ MILLER: APPLICANT TO THE BAY-ARENAC BEHAVIORAL HEALTH AUTHORITY BOARD. PASSED OUT COPIES OF RESUME. HAVE A HISTORY OF MENTAL AND EMOTIONAL ILLNESS AND HAVE DEALT WITH IT ALL HIS LIFE. MOST OF THE TREATMENT HAS HAPPENED HERE IN BAY COUNTY. AFTER RECEIVING TREATMENT HAVE DEVELOPED A STRONG DESIRE TO HELP OTHERS WITH THE SAME KIND OF MENTAL ILLNESS AND EMOTIONAL ILLNESSES THAT HAVE DEALT WITH. CURRENT DESIRE TO WORK TOWARDS PROPER PUBLIC EDUCATION ABOUT MENTAL/EMOTIONAL ILLNESS AND WHERE TO SEEK NECESSARY HELP. GOAL IS TO BEGIN A CAREER IN PUBLIC SERVICE IN ORDER TO BETTER THE COMMUNITY BY STANDING UP FOR EQUALITY FOR EVERYONE IN IT.

PETITIONS AND COMMUNICATIONS

RES. 2017-21 COMM. LUTZ MOVED TO ADOPT RES. 2017-21 THE BAY COUNTY BOARD OF COMMISSIONERS AND BAY COUNTY EXECUTIVE WRITE INTO BAY COUNTY'S RECORDS A HEARTY CONGRATULATIONS AND A STANDING OVATION FOR THIS OUTSTANDING COMMUNITY THEATER GROUP KNOW AS BAY CITY PLAYERS, INC. FOR ITS

CONTRIBUTIONS TO BAY COUNTY RESIDENTS OVER THE PAST ONE HUNDRED YEARS. THE ORGANIZATION WAS FOUNDED BY MRS. J. D. GRINNELL OF BAY CITY IN 1917, AND IS THE OLDEST CONTINUOUSLY OPERATING COMMUNITY THEATER IN THE STATE OF MICHIGAN. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

CYNTHIA LUCZAK: BAY COUNTY CLERK, READ RESOLUTION 2017-21, IN ITS ENTIRETY, INTO THE RECORD.

COMM. HEREK: REQUESTED ALL REPRESENTATIVES OF THE BAY CITY PLAYERS TO COME FORWARD, PASTOR ANDRES TEICH AND TRACY TEICH, BOB CHADWICK, AND TYRA KHAN. PLEASURE TO PRESENT THIS AWARD TO YOU. THE BAY CITY PLAYERS HAS ALWAYS BEEN A GREAT ORGANIZATION AND AN ASSET TO OUR COMMUNITY.

TRACY TEICH: BAY CITY PLAYERS, WE HAVE HAD OUTSTANDING SUPPORT FROM THE COMMUNITY THROUGHOUT OUR 100 YEARS. THE RENOVATION THAT WAS DONE IN 2014, HAS MADE IT A WHOLE NEW THEATER. WE ARE SO GRATEFUL, THANK YOU ALL.

MOTION 12: COMM. KRYGIER MOVED TO RECEIVE PRESENTATION BY LAURA OGAR, DIRECTOR OF ENVIRONMENTAL AFFAIRS AND COMMUNITY DEVELOPMENT'S INFORMATIONAL PRESENTATION ON COMMUNITY EFFORT TO INCREASE ACCESS TO THE SAGINAW BAY CITY STATE RECREATIONAL AREA SHORELINE. THE RESIDENTS OF BAY COUNTY HAVE LONG EXPRESSED THEIR DESIRE FOR A CLEAN, GROOMED BEACHFRONT AND INCREASED BEACH ACCESS AT THE BAY CITY STATE PARK. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

LAURA OGAR: DIRECTOR OF ENVIRONMENTAL AFFAIRS AND COMMUNITY DEVELOPMENT'S. THE BAY CITY STATE RECREATIONAL AREA THE DNR RECENTLY ANNOUNCED THEY ARE WILLING TO CHANGE THE NAME BACK TO THE BAY CITY STATE PARK. PRESENTATION ABOUT ACTIVITIES TOWARD INCREASING ACCESS. 130 MILES OF THE INNER SAGINAW BAY BETWEEN TUSCOLA, BAY AND ARENAC COUNTY WE HAVE 68 MILES OF PROTECTIVE SHORELINE FOR WILDLIFE AREA AND FOR PUBLIC USE WE HAVE 1200 FEET OF GROOMED BEACH. THE DESIRE TO INCREASE THE GROOMED BEACH AREA, THE BAY CITY STATE PARK HAVE 5000 FEET OF SHORELINE AREA, THAT IS THE AREA WE WOULD LIKE TO USE

RIGHT NOW. THERE ARE RECORDED RESTRICTIONS ON THE DEED THAT STATE THE DNR SHALL NOT CREATE A RECREATIONAL BEACH FRONT, IN THE AREA THAT HAD PREVIOUSLY BEEN SANDY BEACH FRONT. AN AREA HAD BEEN DUG AND EXCAVATED AT THE DIRECTION OF THE ARMY CORP OF ENGINEERS BACK IN THE MID 1990'S AND WET LAND PLANTS WERE TAKEN FROM THE TOBICO MARSH AND PLANTED IN THIS AREA. THIS IS NOT A NATURAL WETLAND AREA. THE DNR IS NOW AGREEABLE TO PUT A NEW DRIVE AND PARKING AREA SO YOU CAN DRIVE INTO THE PARK AND VIEW THE WATER. A BOARDWALK IS GOING TO BE INSTALLED THIS SPRING AND THE PARKING, THIS SUMMER. WE ARE WORKING TO RELEASE THE DEED RESTRICTIONS ON THE BEACH FRONT TYING IN THE OLD WATERWORKS BUILDING FOR BOUTIQUES. THE CITY IS WILING TO DONATE THAT BUILDING TO THIS EFFORT. THIS SITE WOULD THEN HAVE A FISHING PIER EXTENDING OUT INTO THE WATER. THE DNR HAS AGREED TO ALLOW FOR THIS PROPERTY TO BE CONVEYED INTO A PUBLIC/PRIVATE ENTITY. THE NEXT STEP IS A FEASABILITY STUDY, MARKETING ANALYSIS AND SOME PRELIMINARY SITE INFORMATION. HOW MUCH IS IT GOING TO COST. WE ARE ANTICIPATING THIS PIER TO BE 800 FEET LONG AND 2.7 MILLION DOLLARS, WE KNOW THERE WOULD BE MAINTENANCE AND WOULD BE ASKING FOR A MILLION DOLLAR ENDOWMENT. WHY THIS IS KEY IS THE DOW DIXON AND EPA SETTLEMENT IS COMING FORWARD AND THEY HAVE BEGUN NEGOTIATIONS, LOOKING FOR PROJECTS THAT DEAL DIRECTLY WITH NATURAL RESOURCES. DOW WILL BE WRITING A CHECK TO THE COMMUNITIES OF MIDLAND, SAGINAW AND BAY. THIS IS FOR RESTITUTION TOWARD NATURAL RESOURCE DAMAGES.

COMM. HEREK: HOW MUCH MONEY DO YOU NEED, WHAT WILL BE AVAILABLE AND HOW WILL IT BE DISBURSE?

LAURA OGAR: THE PARKING AREA WILL BE PAID BY THE DNR, THIS IS WITHIN THEIR PROPERTY. THE BAY VIEW BIKE TRAIL, WILL BE PAID FOR BY THE FRIENDS OF THE STATE PARK, THEY ARE WORKING TO SECURE GRANTS. THE PIER AND MARKET ANALYSIS, WE ARE LOOKING TOWARD GRANT DOLLARS, THE GERSTACKER FOUNDATION, THE COMMUNITY FOUNDATION AND OTHER FOUNDATION MONEY AND/OR GRANTS. THE DIXON MONEY WHICH IS CURRENTLY BEING NEGOTIATED BETWEEN THE EXECUTIVES OF DOW, THEIR LAWYERS, THE EPA AND THE US TRUSTEES.

MOTION 13: COMM. DURANCZYK MOVED TO RECEIVE LETTER FROM BOB BROWN, EXECUTIVE DIRECTOR OF REGION VII AREA AGENCY ON AGING. INFORMING THE BOARD THAT THE CURRENT DELEGATE ON THE REGION VII AREA AGENCY ON AGING ADVISORY COUNCIL WILL EXPIRE ON MARCH 31, 2017. APPOINTMENT TO BE MADE AT MARCH 14, 2017 BOARD OF COMMISSIONERS MEETING. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 14: COMM. COONAN MOVED TO RECEIVE APPLICATION FOR APPOINTMENT TO THE REGION VII DIVISION ON AGING ADVISORY COUNCIL FROM MELVIN MCNALLY. THIS APPOINTMENT TO BE MADE AT THE MARCH 14, 2017 BOARD OF COMMISSIONERS MEETING. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 15: COMM. COONAN MOVED TO RECEIVE TWO APPLICATIONS FOR APPOINTMENT TO BAY-ARENAC BEHAVIORAL HEALTH AUTHORITY. THE TWO APPLICATIONS ARE FROM CARL J. MILLER AND TOM RYDER. THE APPOINTMENT WILL BE MADE AT THE MARCH 14, 2017 BOARD OF COMMISSIONERS MEETING. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

REPORTS/RESOLUTIONS OF COMMITTEES

WAYS AND MEANS (MICHAEL E. LUTZ, CHAIR; MICHAEL J. DURANCZYK, VICE CHAIR)

RES. 2017-22: COMM. LUTZ MOVED TO ADOPT RES. 2017-22 THE BAY COUNTY BOARD OF COMMISSIONERS CONCURS WITH THE TREASURER'S RECOMMENDATION REGARDING CREATION OF A NEW PROGRAM ALLOWING FOR ELECTRONIC RECORDING OF DELINQUENT TAX FORFEITURE CERTIFICATES AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE DOCUMENTS REQUIRED ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. BUDGET ADJUSTMENTS RELATED AND REQUIRED ARE APPROVED. THE COST TO CREATE THE NEW PROGRAM IS APPROXIMATELY AND UNRESTRICTED NET ASSETS FROM THE DELINQUENT TAX FORFEITURE FORECLOSURE FUND WOULD BE USED TO PAY FOR THE WORK. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

- RES. 2017-23: COMM. LUTZ MOVED TO ADOPT RES. 2017-23 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES THE AWARDED MEDICAL MARIHUANA OVERSIGHT GRANT AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE, AND SUBMIT ELECTRONICALLY, THE GRANT AWARD DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THE BAY COUNTY SHERIFF WAS SUCCESSFUL AND A GRANT FROM THE STATE FOR THE PERIOD JANUARY 1, 2017 TO SEPTEMBER 15, 2017 HAS BEEN APPROVED WITH THE STATE'S CONTRIBUTION BEING \$33,568.00. THE PURPOSE OF THE GRANT IS TO PROVIDE FUNDING TO LAW ENFORCEMENT AGENCIES WITHIN EACH COUNTY TO BE USED FOR EDUCATION, COMMUNICATION AND ENFORCEMENT OF THE MEDICAL MARIHUANA ACT. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-24: COMM. LUTZ MOVED TO ADOPT RES. 2017-24 THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZES PARTICIPATION IN THE 2017 MARINE SAFETY PROGRAM AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE ALL DOCUMENTS REQUIRED FOR THE GRANT PROGRAM FOLLOWING LEGAL REVIEW/APPROVAL. THE GRANT PROVIDES FUNDING FOR EQUIPMENT AND THE HIRING OF SEASONAL PERSONNEL DURING THE BOATING SEASON IN BAY COUNTY. THE DNR AGREES TO REIMBURSE BAY COUNTY A SUM OF MONEY EQUAL TO 75% OF TOTAL ELIGIBLE COSTS FOR OPERATION OF THE MARINE SAFETY PROGRAM BUT NOT TO EXCEED THE GRANT ALLOCATION OF \$45,241. FUNDS FOR THE 25% GRANT MATCH REQUIREMENT \$11,310.25 ARE INCLUDED IN THE 2017 SHERIFF DEPARTMENT BUDGET. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-25: COMM. LUTZ MOVED TO ADOPT RES. 2017-25 THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZES CONTINUED PARTICIPATION IN THE EQUITABLE SHARING PROGRAM AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE EQUITABLE SHARING AGREEMENT AND CERTIFICATION ON BEHALF OF BAY COUNTY, FOLLOWING LEGAL REVIEW/APPROVAL. THE US DEPARTMENT OF JUSTICE, DEPARTMENT OF THE TREASURY, HAS SUBMITTED AN EQUITABLE SHARING AGREEMENT AND CERTIFICATION TO THE BAY COUNTY SHERIFF DEPARTMENT. THE AGREEMENT ALLOWS FOR PARTICIPATION IN THE FEDERAL EQUITABLE SHARING PROGRAM AND OUTLINES RESTRICTIONS UPON THE USE OF FEDERALLY FORFEITED CASH, PROPERTY,

PROCEEDS AND INTEREST EARNED THEREON, WHICH ARE EQUITABLY SHARED WITH PARTICIPATING LAW ENFORCEMENT AGENCIES. THE BAY COUNTY SHERIFF HAS BEEN INVOLVED IN THIS PROGRAM SINCE 2007 AND HAS RECEIVED SIGNIFICANT FUNDS AS A RESULT. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-26: COMM. LUTZ MOVED TO ADOPT RES. 2017-26 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES CONTINUATION OF THE TOWNSHIP ROAD PATROL AGREEMENTS WITH THE POOLED TOWNSHIPS FOR THE PERIOD 4/1/17 THROUGH 3/31/2018. THE CHAIRMAN OF THE BOARD IS AUTHORIZED TO EXECUTE SAID AGREEMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-27: COMM. LUTZ MOVED TO ADOPT RES. 2017-27 THE BAY COUNTY BOARD OF COMMISSIONERS THAT AUTHORIZATION IS GRANTED TO SUBMIT GRANT APPLICATIONS FOR TREATMENT COURT FUNDING. THE CHAIRMAN OF THE BOARD IS AUTHORIZED TO EXECUTE, AND SUBMIT ELECTRONICALLY THE GRANT APPLICATION DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. GRANT APPLICATIONS SUPPORTING TREATMENT COURT SERVICES IN THE CIRCUIT, DISTRICT AND PROBATE/JUVENILE COURTS FOR THE GRANT CYCLE STARTING OCTOBER 2017 WILL BE RELEASED SOON. THE EXISTING GRANT-FUNDED PROGRAMS ARE SWIFT AND SURE, ADULT DRUG, ADULT SOBRIETY, JUVENILE DRUG AND FAMILY DEPENDENCY DRUG TREATMENT COURTS. BECAUSE THE TIME LINE BETWEEN ACTUAL RELEASE OF THE APPLICATION AND REQUIRED SUBMISSION DATES DO NOT COINCIDE WITH THE BOARD OF COMMISSIONER'S CALENDAR, THE COURT ADMINISTRATOR REQUESTS AUTHORIZATION TO SUBMIT THE GRANT APPLICATIONS AND AUTHORIZE THE BOARD CHAIR TO SIGN THE APPLICATIONS. A FORMAL REQUEST FOR FUNDING WILL BE SUBMITTED DURING THE COURT'S BUDGET PROCESS. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-28: COMM. LUTZ MOVED TO ADOPT RES. 2017-28 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES AMENDMENT #2 TO THE 2016-2017 CPBC CONTRACTING AGREEMENT. THE CHAIRMAN OF

THE BOARD IS AUTHORIZED TO EXECUTE AND SUBMIT ELECTRONICALLY, IF REQUIRED, THE GRANT DOCUMENTS, ON BEHALF OF BAY COUNTY. THE BUDGET ADJUSTMENTS RELATING TO THIS AMENDMENT ARE APPROVED. THE 2016 - 2017 CPBC AGREEMENT BETWEEN BAY COUNTY AND THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH (MDCH) IS BEING AMENDED TO INCORPORATE THE ANNUAL BUDGET, OUTPUT MEASURES, FUNDING/REIMBURSEMENT MATRIX, UPDATED PROGRAM LANGUAGE AND REVISED ALLOCATIONS RECEIVED SINCE THE ORIGINAL AGREEMENT WAS ISSUED. AMENDMENT #2 REFLECTS ADJUSTMENT TOTAL: CURRENT AMOUNT \$221,928, AMENDED AMOUNT \$55,859, NEW PROJECT AMOUNT \$277,787. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-29: COMM. LUTZ MOVED TO ADOPT RES. 2017-29 THE BAY COUNTY BOARD OF COMMISSIONERS THAT THE 2018 SCRAP TIRE PROJECT/AGREEMENT BETWEEN THE COUNTY OF BAY AND ENVIRONMENTAL RUBBER RECYCLING, INC., FOR THE DISPOSAL OF ACCUMULATED USED TIRES WITHIN BAY COUNTY KNOWN TO BE, OR TO HAVE, THE POTENTIAL TO BECOME MOSQUITO BREEDING SITES, IS APPROVED AND THE CHAIRMAN OF THE BOARD AUTHORIZED TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY, SUBJECT TO FAVORABLE LEGAL REVIEW/APPROVAL. ENVIRONMENTAL RUBBER RECYCLING, INC. HAS PROVIDED PAST TIRE DISPOSAL SERVICES AND HAS INDICATED THAT THE PRICE FOR TIRE DISPOSAL IN 2017 WILL BE A FLAT RATE OF \$2,000 PER TRAILER. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-30: COMM. LUTZ MOVED TO ADOPT RES. 2017-30 THE BAY COUNTY BOARD OF COMMISSIONERS THAT THE LIGHT TRAP DATA COLLECTOR'S CONTRACTS BETWEEN BAY COUNTY AND VARIOUS INDIVIDUALS ARE APPROVED AND THE CHAIRMAN OF THE BOARD AUTHORIZED TO EXECUTE SAID AGREEMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THE LIGHT TRAP COLLECTOR SHALL BE REIMBURSED AT THE RATE OF \$50 PER MONTH FOR THE MONTHS OF JUNE, JULY, AUGUST AND SEPTEMBER, TOTALING \$2,200 FOR THE SEASON, FUNDS BUDGETED INT EH MOSQUITO CONTROL 2017 BUDGET. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

- RES. 2017-31: COMM. LUTZ MOVED TO ADOPT RES. 2017-31 THE BAY COUNTY BOARD OF COMMISSIONERS THAT THE CONTROL MATERIALS BID FOR BAY COUNTY MOSQUITO CONTROL FOR 2017 IS AWARDED TO THE LOWEST BIDDER BASED ON THE 2016 INSECTICIDE BID SUMMARY ATTACHED WITH THE EXCEPTION OF ITEM L. BTI GRANULE. THE CHAIRMAN OF THE BOARD IS AUTHORIZED TO SIGN ANY REQUIRED DOCUMENTS FOLLOWING LEGAL REVIEW/APPROVAL. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- COMM. HEREK: MOSQUITO CONTROL REPRESENTATIVE PLEASE STEP FORWARD. COMMISSIONERS PLEASE WELCOME REBECCA BRANDT, NEW DIRECTOR OF MOSQUITO CONTROL.
- REBECCA BRANDT: DIRECTOR, MOSQUITO CONTROL. I HAVE BEEN WITH MOSQUITO CONTROL FOR 15 YEARS AS A FIELD SUPERVISOR. GREAT PLANS MOVING FORWARD FOR MOSQUITO CONTROL. THANK YOU.
- RES. 2017-32: COMM. LUTZ MOVED TO ADOPT RES. 2017-32 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES ENTERING INTO AN AGREEMENT WITH IBID-US ON-LINE AUCTION FOR THE SALE OF SURPLUS COUNTY EQUIPMENT. THE CHAIRMAN OF THE BOARD IS AUTHORIZED TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS ON BEHALF OF BAY COUNTY (BUILDINGS AND GROUNDS) FOLLOWING LEGAL REVIEW/APPROVAL BY CORPORATION COUNSEL. RELATED, REQUIRED BUDGET ADJUSTMENTS ARE APPROVED. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-33: COMM. LUTZ MOVED TO ADOPT RES. 2017-33 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES THE PURCHASE A NEW FAIRWAY MOWER AT THE GOLF COURSE ONLY IN THE EVENT THERE IS A CATASTROPHIC FAILURE IN THE EXISTING MOWER, MONIES TO COME FROM THE GOLF COURSE FUND. THE EXISTING FAIRWAY MOWER AT THE BAY COUNTY GOLF COURSE IS ONE OF THE MOST FREQUENTLY USED PIECES OF EQUIPMENT. IT IS 14 PLUS YEARS OLD WITH 6,000 HOURS BEYOND ITS LIFE EXPECTANCY WITH MAJOR REPAIRS COST COULD EXCEED \$12,000. THE ESTIMATED COST OF A FAIRWAY MOWER IS APPROXIMATELY \$58,000. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

- RES. 2017-34: COMM. LUTZ MOVED TO ADOPT RES. 2017-34 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES THE REVISED BLUE CROSS BLUE SHIELDS STOP LOSS AGREEMENT, EFFECTIVE MARCH 1, 2017. AUTHORIZES THE CHAIRMAN TO EXECUTE THE REVISED AGREEMENT ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. ON NOVEMBER 1, 2016 THE BOARD APPROVED RES. NO. 2016-271 MOVING MEDICARE ELIGIBLE RETIREES FROM THEIR CURRENT BCBS MEDICARE SUPPLEMENTAL PLAN OR THE CLOSED BLUE CARE NETWORK HMO PLAN TO A NEW MEDICARE ADVANTAGE PLAN , DUE TO UNSUSTAINABLE RISING COSTS OF THE OLD PLANS. THE CHANGE TO THE MEDICARE ADVANTAGE PLAN IS ESTIMATED TO SAVE THE COUNTY APPROXIMATELY \$251,000 IN 2017. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-35: COMM. LUTZ MOVED TO ADOPT RES. 2017-35 THE BAY COUNTY BOARD OF COMMISSIONERS HEREBY APPROVES THE CLAIMS AGAINST THE COUNTY AS FOLLOWS: ACCOUNTS PAYABLE: BAYANET AND HOUSING (CENTER RIDGE ARMS). PAYABLES FOR FEBRUARY 2017. PLEASE SEE RESOLUTION FOR FULL DOLLAR AMOUNTS. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-36: COMM. LUTZ MOVED TO ADOPT RES. 2017-36 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES THE ATTACHED 2017HEALTH DEPARTMENT FEE SCHEDULE. THE BOARD ADOPTED THE 2017 BAY COUNTY BUDGET, WHICH INCLUDED THE 2017 FEE SCHEDULE , ON DECEMBER 21, 2016 (RESOLUTION NO. 2016-620). UPDATES AND REVISIONS HAVE BEEN MADE TO THE HEALTH DEPARTMENT FEE SCHEDULE. PLEASE SEE RESOLUTION FOR FULL DISCLOSURE OF CHANGES. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-44: COMM. LUTZ MOVED TO ADOPT RES. 2017-44 THE BAY COUNTY BOARD OF COMMISSIONERS CONCURS WITH THE APPOINTMENT OF ZACHARY BRUNETTE AS THE BAY COUNTY HOUSING DIRECTOR AT THE ENTRY RATE OF \$45,385.60, EFFECTIVE IMMEDIATELY. THE POSITION OF HOUSING DIRECTOR OF THE BAY COUNTY HOUSING DEPARTMENT HAS BEEN VACANT SINCE JANUARY 9, 2017 AND THE BOARD APPROVED POSTING AND FILLING THIS FULL TIME POSITION. ZACHARY BRUNETT, A TWO YEAR COUNTY EMPLOYEE

WHO HAS DEMONSTRATED LEADERSHIP AND HAS PROVEN HIMSELF AS A VALUABLE ASSET TO BAY COUNTY, HAS SUBMITTED HIS APPLICATION FOR THIS POSITION AND THE COUNTY EXECUTIVE HAS RECOMMENDED THAT ZACHARY BRUNETT BE NAMED THE BAY COUNTY HOUSING DIRECTOR. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

**PERSONNEL/HUMAN SERVICES (TOM RYDER, CHAIR;
MICHAEL J. DURANCZYK, VICE CHAIR)**

RES. 2017-37: COMM. RYDER MOVED TO ADOPT RES. 2017-37 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES AN AGREEMENT BETWEEN BAY COUNTY HEALTH DEPARTMENT AND CLAIMREMEDEI/ESOLUTIONS INC. AND THE CHAIRMAN OF THE BOARD IS AUTHORIZED TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. ANY REQUIRED BUDGET ADJUSTMENTS RELATED TO THIS AGREEMENT ARE APPROVED. THE BAY COUNTY HEALTH DEPARTMENT IS IMPLEMENTING A NEW ELECTRONIC MEDICAL RECORD SOFTWARE THAT WILL COLLECT THE NECESSARY PATIENT AND CLINICAL INFORMATION AS WELL AS PROVIDE AN ELECTRONIC PLATFORM FOR BILLING THIRD PARTY PAYERS. IT IS ESTIMATED THAT THE HEALTH DEPARTMENT SEES A LOSS OF SEVERAL THOUSANDS OF DOLLARS DUE TO INCOMPLETE OR INACCURATE BILLING TRANSFERS TO THIRD PARTY PAYERS EACH YEAR. ESTIMATED ANNUAL COSTS ARE APPROXIMATELY \$4,370 AND ARE CURRENTLY INCLUDED IN THIS YEAR'S BUDGET. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-38: COMM. RYDER MOVED TO ADOPT RES. 2017-38 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES THE DATA USE AGREEMENT BETWEEN BAY COUNTY HEALTH DEPARTMENT AND THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THE BAY COUNTY HEALTH DEPARTMENT IS RESPONSIBLE FOR MONITORING AND INVESTIGATING ALL REPORTABLE COMMUNICABLE DISEASES THAT ORIGINATE WITHIN ITS BOUNDARIES AND OCCUR AMONGST ITS RESIDENTS. CURRENTLY DISEASES ARE TRACKED AND REPORTED ON THE MICHIGAN DISEASE SURVEILLANCE SYSTEM (MDSS) BUT ARE LIMITED IN ACCESS TO THE ORIGIN AND RESIDENCE OF THE AFFECTED

PERSON, THUS CREATING A ROADBLOCK TO EFFECTIVE INVESTIGATION THAT OFTEN INVOLVES SUBSTANTIAL AMOUNTS OF TIME AND RESOURCES TO COLLECT DATA THAT OTHERWISE MAY BE AVAILABLE TO NEIGHBORING HEALTH DEPARTMENTS. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-39: COMM. RYDER MOVED TO ADOPT RES. 2017-39 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES THE EXTENSION OF AGREEMENT BETWEEN BAY COUNTY DIVISION ON AGING AND LITURGICAL PUBLICATIONS, INC. AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE THE EXTENSION OF AGREEMENT ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THE DIVISION ON AGING UTILIZES LITURGICAL PUBLICATIONS INC. FOR THE PUBLICATION OF "THE WONDERFUL TIMES" WHICH IS DISTRIBUTED TO AN EXTENSIVE NUMBER OF PEOPLE. THE CURRENT CONTRACT WILL BE EXTENDED THROUGH JUNE OF 2019 AT NO ADDITIONAL COST. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS

RES. 2017-40: COMM. RYDER MOVED TO ADOPT RES. 2017-40 VACANCIES - FEBRUARY 2017. PLEASE SEE RESOLUTION FOR FULL LISTING OF VACANCIES AND NEW POSITIONS INCLUDED IN 2017 BUDGET. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS

RES. 2017-41: COMM. RYDER MOVED TO ADOPT RES. 2017-41 THE BAY COUNTY BOARD OF COMMISSIONERS THAT THE BAY COUNTY PERSONNEL POLICY (RULES 8.7 AND 9.7) IS HERBY WAIVED AND IN ACCORDANCE WITH PAST PRACTICE, AUTHORIZATION IS GRANTED TO PAY NANCY BORUSHKO, TROY CUNNINGHAM, AND JAN MINER FOR ACCRUED VACATION AND ACCRUED SICK LEAVE. ELECTED OFFICIALS DO NOT ACCRUE SICK AND VACATION BENEFITS AND HISTORICALLY, BAY COUNTY EMPLOYEES WHO ARE ELECTED TO OFFICE REQUEST APPROVAL FROM THE BOARD FOR A WAIVER OF THE PROVISION OF THE PERSONNEL POLICY THAT REQUIRES SEPARATION OF EMPLOYMENT. BAY COUNTY'S PERSONNEL POLICY ALLOWS PAY-OUT OF UNUSED SICK AND/OR VACATION TIME UPON "TERMINATION OF EMPLOYMENT" OR UPON "SEPARATION FOR COUNTY SERVICE" IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS

RES. 2017-42: COMM. RYDER MOVED TO ADOPT RES. 2017-42 IN SEPTEMBER OF 2016 (RES. 2016-233), THE BAY COUNTY BOARD OF COMMISSIONERS HEREBY APPROVES THE ADDITION OF SECTION 30.3. PROBATION PERIOD, TO THE BAY COUNTY PERSONAL POLICE. THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED CHANGES TO THE BAY COUNTY PERSONNEL POLICY AND WITH THE REVISION OF SECTIONS 12.6, AN ADDITIONAL SECTION SHOULD HAVE BEEN INCLUDED TO PROVIDE FOR A PROBATIONARY PERIOD OF EMPLOYMENT. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS

**BOARD OF COMMISSIONERS (THOMAS M. HEREK, CHAIR,
MICHAEL J. DURANCZYK, VICE CHAIR)**

RES. 2017-43: COMM. DURANCZYK MOVED TO ADOPT RES. 2017-43 REPORTS OF COUNTY EXECUTIVE- EMPLOYMENT STATUS REPORT - JANUARY 2017. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

JIM BARCIA: COUNTY EXECUTIVE, THANKS TO THE BOARD FOR THEIR GREAT WORK. WE HAVE IDENTIFIED AN INDIVIDUAL, WHO WITH YOUR CONCURRENCE FOR THE DIRECTOR OF THE DEPARTMENT ON AGING; WILL BE SUBMITTING A PERSONAL REQUEST TO THE CHAIR AND EACH OF THE BOARD MEMBERS. I WOULD LIKE TO INTRODUCE ZACHARY BRUNETT, HOUSING DIRECTOR, CENTER RIDGE ARMS.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS.

NEW BUSINESS

THERE WAS NO NEW BUSINESS.

MISCELLANEOUS

THERE WERE NO MISCELLANEOUS ITEMS.

ANNOUNCEMENTS

CHAIRMAN HEREK NOTED THE UPCOMING 2017 APPOINTMENTS AS FOLLOWS:

1. MARCH:

A. BAY ARENAC BEHAVIORAL HEALTH AUTHORITY - FOUR THREE-YEAR TERMS EXPIRING: THOMAS RYDER, JAMES ANDERSON, RICHARD GROMASKI, COLLEEN M. MAILLETTE.

B. REGION VII AREA AGENCY ON AGING ADVISORY COUNCIL (ONE 3 YEAR TERM EXPIRING: MELVIN MCNALLY).

2. JUNE:
LIBRARY BOARD - ONE 5-YEAR TERM, MARY HERR.

3. OCTOBER:

A. LAND BANK AUTHORITY - ONE LOCAL UNIT OF GOVERNMENT REPRESENTATIVE, 3-YEAR TERM, RICHARD FINN.

B. DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD OF DIRECTORS - ONE 3-YEAR TERM, MARY EWALD SAYLES.

C. BOARD OF CANVASSERS - TWO 4-YEAR TERMS EXPIRING: JANET PIERSON (D); KEVIN LORENTZ (R)

4. DECEMBER: DIVISION ON AGING ADVISORY COMMITTEE - FOUR 2-YEAR TERMS, DISTRICTS 1, 3, 5 AND 7

CLOSED SESSION

THERE WAS NO REQUEST FOR A CLOSED SESSION

RECESS/ADJOURNMENT

MOTION 16:

COMM. DURANCZYK MOVED TO ADJOURN THE REGULAR BOARD SESSION OF FEBRUARY 14, 2017. IT WAS SUPPORTED BY COMM. BEGICK. THE MEETING CONCLUDED AT 4:47 P.M. BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

TOM HEREK, CHAIRMAN
BOARD OF COMMISSIONERS

CYNTHIA A. LUCZAK, COUNTY CLERK
BOARD OF COMMISSIONERS

DIANE K. YAWORSKI
SECRETARY TO THE CLERK
BOARD OF COMMISSIONERS