

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 10, 2017

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, OCTOBER 10, 2017, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN TOM HEREK AT 4:02 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
AMBER DAVIS-JOHNSON, CORPORATION COUNSEL
DEBRA RUSSELL, ADMINISTRATIVE SERVICES DIRECTOR
CRISTIEN GIGNAC, RECREATION AND FACILITIES
JESSICA GREGORY, BAY AREA WOMEN'S CENTER
MARY KULIS, CONSUMERS ENERGY
AMY JENROW, CONSUMERS ENERGY
RON WLOCK, MAXIMUS CONSULTING
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 73: COMM. LUTZ MOVED TO APPROVE THE REGULAR BOARD MINUTES OF SEPTEMBER 12, 2017 AS PRESENTED. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

CITIZENS INPUT

THERE WERE NO CITIZENS WHO WISHED TO ADDRESS THE BOARD AT THIS TIME.

PETITIONS AND COMMUNICATIONS

CYNTHIA LUCZAK: BAY COUNTY CLERK, CYNTHIA A. LUCZAK READ RESOLUTION 2017-206 INTO THE RECORD.

COMM. HEREK AND EXECUTIVE BARCIA: OFFERED CONGRATULATIONS AND THANKS ON BEHALF OF BAY COUNTY.

JESSICA GREGORY: BAY AREA WOMEN'S CENTER, PREVENTION AND OUTREACH SPECIALIST, EXPRESSED THANK'S TO THE ENTIRE COUNTY FOR SUPPORTING THE EFFORTS AT THE BAY AREA WOMEN'S CENTER. THE THEME THIS YEAR FOR DOMESTIC VIOLENCE AWARENESS MONTH WAS, "A COMMUNITY IN SOLIDARITY: RISING FROM THE ASHES OF DOMESTIC VIOLENCE". THIS IS NOT JUST AN INDIVIDUAL OR FAMILY ISSUE THIS WAS SOMETHING THAT AFFECTS AN ENTIRE COMMUNITY.

RES. 2017-206: COMM. DURANCZYK MOVED TO ADOPT RES. 2017-206, THE BAY COUNTY BOARD OF COMMISSIONERS, ALONG WITH THE BAY COUNTY EXECUTIVE, PROCLAIM THE MONTH OF OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH IN BAY COUNTY AND URGE OUR CITIZENS TO OBSERVE THIS MONTH BY BECOMING AWARE OF THE TRAGEDY OF DOMESTIC VIOLENCE, SUPPORTING THOSE WHO ARE WORKING TOWARD ITS END AND PARTICIPATING IN COMMUNITY EFFORTS. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

COMM. HEREK AND EXECUTIVE BARCIA: RECOGNIZED ANN ARNOLD, MSU EXTENSION EMPLOYEE, ON HER 17 YEARS OF DEVOTED PUBLIC SERVICE TO BAY COUNTY AND CONGRATULATE HER ON HER RETIREMENT.

MARY KULIS: MARY KULIS, COMMUNITY AFFAIRS MANAGER, CONSUMERS ENERGY. HERE TO GIVE AN UPDATE ON THE J.C. WEADOCK PLANT. THE PLANT WAS IN OPERATION FROM 1940 UNTIL 2016 THIS PLANT GENERATED ENOUGH ELECTRICITY TO POWER 300,000 HOUSEHOLDS. IN 2011 WE WERE FACED WITH THE UPCOMING ENVIRONMENTAL REGULATIONS THAT WOULD HAVE REQUIRED A

EQUIPMENT RETROFIT ON EACH OF THE UNITS THAT WERE DEEMED TO COSTLY AND THE DECISION WAS MADE TO RETIRE THE UNITS. WE ARE NOW PROCEEDING WITH THE ACTUAL DECOMMISSIONING PROCESS. IN THE DECOMMISSIONING PROCESS WE ARE WORKING WITH PURE MICHIGAN BUSINESS CONNECT TO KEEP JOBS WITHIN THE STATE OF MICHIGAN.

AMY JENROW: AMY JENROW, ENGINEERING LEAD, CONSUMERS ENERGY. WE ARE BEGINNING WITH THE REGULATED MATERIAL ABATEMENT AND REMOVAL; OUTBUILDING, CHIMNEY AND MAIN PLANT STRUCTURE DEMOLITION; THE FINAL STAGE OF THE PROCESS IS SITE RESTORATION TO RETURN THE SITE TO BROWNFIELD STATUS.

COMM. COONAN
COMM. KRYGIER
COMM. BEGICK
AND EXECUTIVE
BARCIA: STATED THAT THEY LIKED THE MOVE TO RENEWABLE ENERGY, WONDERED IF THERE WAS A FORECAST IN THE FUTURE OF COAL NO LONGER BEING USED, OR IF IT WILL CONTINUE TO BE USED. ALSO QUESTIONS ABOUT NUCLEAR POWER, AND THE LOCAL PLANTS. EXECUTIVE BARCIA THANKED BOTH MARY AND AMY FOR THE INFORMATIVE PRESENTATION.

MARY KULIS: MARY KULIS, COMMUNITY AFFAIRS MANAGER, CONSUMERS ENERGY, STATED THAT THEY ARE ALWAYS LOOKING FOR THE BEST ECONOMICAL SOURCE FOR OUR CUSTOMER, IN TERMS OF COST AND ENVIRONMENT. AS OF RIGHT NOW, COAL IS STILL A PART OF CONSUMERS PORTFOLIO. IN KEEPING WITH THE RECENT PASSAGE OF THE STATES ENERGY LAW AT THE END OF 2016, THE GOAL OF THE UTILITY WAS TO PROVIDE AT LEAST 20% OF THE GENERATING CAPACITY THROUGH RENEWAL ENERGY AND WIND IS OUR FOCUS FOR RIGHT NOW.

MOTION 74: COMM. DURANCZYK MOTION TO RECEIVE PRESENTATION FROM MARY KULIS, COMMUNITY AFFAIRS MANAGER AND AMY JENROW, ENGINEERING LEAD, FROM CONSUMERS ENERGY, HERE TO DISCUSS THE DECOMMISSIONING OF THE J.C. WEADOCK PLANT WHICH WAS IN OPERATION IN BAY COUNTY FROM 1940 - 2016. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RON WLOCK: RON WLOCK, MAXIMUS CONSULTING, HERE TO DISCUSS THE 2016 COST ALLOCATION PLAN. THE TITLE CFR PART 200 COST PLAN, IS THE GUIDELINES FOR IDENTIFYING WHAT TYPE OF COSTS CAN BE CHARGED TO FEDERAL GRANT PROGRAMS, BOTH DIRECT COSTS

AND INDIRECT COSTS AND TO MAKE SURE THE COST PLANS IS IN COMPLIANCE WITH THOSE FEDERAL GUIDELINES. WHY WOULD BAY COUNTY DO A COST PLAN? TO MAKE SURE TO RECOVER AS MUCH OF YOUR INDIRECT COSTS AS YOU CAN FROM THE FEDERAL GRANTS, MOST FEDERAL GRANTS DO NOT RESTRICT HOW MUCH INDIRECT COST YOU CAN CHARGE, AS LONG AS THOSE COSTS CAN BE DOCUMENTED AND ARE IN COMPLIANCE. THE TOTAL CENTRAL SERVICE COST IN THE 2016 COST PLAN FOR ALL THE CENTRAL SERVICES THAT WERE ALLOCATED WERE \$7,297,000 A SLIGHT DECREASE FROM THE PREVIOUS YEAR WHICH WERE \$7,308,000.

MOTION 75: COMM. COONAN MOTION TO RECEIVED THE PRESENTATION FROM RON WLOCK, MAXIMUS CONSULTING, TO DISCUSS THE PURPOSE OF AN INDIRECT COST ALLOCATION PLAN; THE GUIDELINES FOR IDENTIFYING WHAT TYPE OF COSTS CAN BE CHARGED TO FEDERAL GRANT PROGRAMS, BOTH DIRECT COSTS AND INDIRECT COSTS AND TO MAKE SURE THE COST PLAN IS IN COMPLIANCE WITH THOSE FEDERAL GUIDELINES. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

EXECUTIVE BARCIA: THE 2018 EXECUTIVE PROPOSED BUDGET REPRESENTS 140 MILLION DOLLARS OF TOTAL COUNTY SPENDING, A THREE MILLION DOLLARS INCREASE OVER 2017 FUNDING LEVEL. OF THE THREE MILLION DOLLAR INCREASE, HOWEVER, 73% COMES FROM MILLAGE FUNDED ACTIVITIES, IT WILL NOT HAVE AN IMPACT ON THE GENERAL FUND ACCOUNT. THE RETIREMENT FUND AND OUR FUND BALANCE LEVELS CONTINUE TO BE STRONG. THANKS TO OUR RETIREMENT BOARD ON THEIR DILIGENT WORK. WE CONTINUE TO STRIVE TO FIND NEW FUNDING SOURCES TO COVER OUR CAPITAL NEEDS AND REQUESTS. RECENTLY WE HAVE HAD GOOD NEWS, IN WILLIAMS TOWNSHIP NEW INVESTMENT GOING ON IN THE INDUSTRIAL PARK AND THE DOW EXPANSION, A 100 MILLION DOLLAR EXPANSION IN WILLIAMS TOWNSHIP. THE BUDGET DOES CONTAIN SOME MAJOR SYSTEM UPGRADES WHICH WE BELIEVE ARE NEEDED TO STAY AFFECTIVE AND EFFICIENT.

MOTION 76: COMM. DURANCZYK MOTION TO GO INTO PUBLIC HEARING REGARDING THE BAY COUNTY PROPOSED 2018 BUDGET. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

JAN HISTED: JAN HISTED, BAY COUNTY FINANCE OFFICER, HERE TO GIVE OUR

RECOMMENDATION FOR THE 2018 BUDGET. THIS BUDGET STRIVES TO BALANCE THE NEEDS OF THE CITIZENS OF BAY COUNTY AND ITS EMPLOYEES, WHILE ENSURING FISCAL RESPONSIBILITY AND EXCELLENT SERVICE TO THE BAY COUNTY COMMUNITY. TOTAL COUNTY SPENDING FOR ALL FUNDS IS BUDGETED AT \$140 MILLION UP FROM 2017 OF \$137 MILLION. TOTAL GENERAL FUND EXPENDITURES ARE BUDGETED AT \$36.8 MILLION UP FROM 2017 OF \$35.6 MILLION. THE ADDITIONAL 1.2 MILLION IS MADE UP OF NEGOTIATED WAGE AND BENEFIT INCREASES, REQUESTED PART-TIME POSITIONS, CONTRACT SERVICES AND CAPITAL OUTLAY PROJECTS. 2018 MAJOR CAPITAL EXPENDITURES, GENERAL FUND: BUILDINGS AND GROUNDS \$426,636, WHICH INCLUDES COUNTY - WIDE PHONE SYSTEM FROM 2017. INFORMATION SYSTEMS - SOFTWARE \$336,250, UPGRADE TO WINDOWS 2016, JURY SOFTWARE, WORK ORDER SOFTWARE, COUNTY WIDE SECURITY AUDIT AND REPLACE NETARMS PUBLIC SAFETY SOFTWARE. SPECIAL REVENUE FUND: 911 CENTRAL DISPATCH - RADIO EQUIPMENT \$650,000. BUDGET RECOMMENDATIONS: USE APPROXIMATELY \$1.8 MILLION OF UNASSIGNED FUND BALANCE TO BALANCE THE 2018 BUDGET. CONTINUE TO RESEARCH ADDITIONAL FUNDING REVENUE SOURCES AND GRANTS TO COVER BUDGETED EXPENDITURES. CONTINUE TO PRIORITIZE CAPITAL OUTLAY PROJECTS AS TO REDUCE THE LEVEL OF 2018 PROJECTS BASED ON NEED. CAPITAL OUTLAY IS BUDGETED AT 3.7 MILLION COUNTY WIDE. ADDITIONAL DECISIONS AND ADJUSTMENTS WILL HAVE TO BE MADE TO THE PROPOSED 2018 BUDGET TO ENSURE FISCAL RESPONSIBILITY WHILE STILL MAINTAINING EXCELLENT COMMUNITY SERVICE.

MOTION 77: COMM. KRYGIER MOTION TO RECEIVE THE PRESENTATION FROM JAN HISTED, BAY COUNTY FINANCE OFFICER, ON THE PROPOSED 2018 BAY COUNTY EXECUTIVE RECOMMENDED BUDGET. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 78: COMM. DURANCZYK MOTION TO GO BACK TO REGULAR SESSION FOLLOWING PUBLIC HEARING REGARDING THE BAY COUNTY PROPOSED 2018 BUDGET. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-207: COMM. COONAN MOVED TO ADOPT RES. 2017-207, BY THE BAY COUNTY BOARD OF COMMISSIONERS, THAT JOY BUTLER WAS

HEREBY APPOINTED TO A SIX (6) YEAR TERM ON THE BAY COUNTY JURY COMMISSION, SAID TERM TO COMMENCE 10/10/2017 AND EXPIRE 10/10/2023. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 79: COMM. LUTZ MOVED TO REQUEST FOR APPOINTMENT TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD OF DIRECTORS, MARY A. EWALD-SALES (REAPPOINT) OR SANDY D. SHUTT. ROLL CALL VOTE: SANDY D. SHUTT, 7 VOTES; MARY A. EWALD-SALES, 0 VOTES. BOARD APPROVED THE APPOINTMENT OF SANDY D. SHUTT TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD OF DIRECTORS FOR ONE, THREE (3) YEAR TERM, WHICH EXPIRES OCTOBER, 2020. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 80: COMM. DURANCZYK MOVED TO APPOINT ED CLEMENTS, BAY CITY COMMISSIONER, TO THE BAY COUNTY LAND BANK. THIS APPOINTMENT WILL REPLACE STEVE KING. THIS WAS A THREE (3) YEAR TERM, TO CONCUR WITH THE CITY COMMISSION'S RECOMMENDATION. SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF 7 YEAS, 0 NAYS.

MOTION 81: COMM. COONAN MOVE TO RECEIVE THE CITY CLERK'S APPLICATION FOR INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE, GOUGEON BROTHER, INC., LOCATED AT 100 PATTERSON AVENUE AND FILED UNDER STATE OF MICHIGAN ACT 198, PLANT REHABILITATION AND INDUSTRIAL DEVELOPMENT DISTRICT LAW OF 1974, AS AMENDED. THE APPLICATION WAS FILED IN THE AMOUNT OF \$620,000. 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. 2017-208 : COMM. LUTZ MOVED TO ADOPT RES. 2017-208, THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZED CORPORATION COUNSEL TO ENTER INTO AN APPROPRIATE RETAINER AGREEMENT IN ACCORDANCE WITH BAY COUNTY CIVIL COUNSEL GUIDELINES. BAY COUNTY HAS BEEN APPROACHED BY REPRESENTATIVES OF THE COUNTY EXECUTIVES ASSOCIATION OF AMERICA TO BECOME INVOLVED NOT ONLY IN AN OPIOID TASK FORCE, BUT ALSO TO

SIGN A RETAINER AGREEMENT TO RETAIN THE SERVICES OF A NATIONALLY RECOGNIZED LAW FIRM TO INVESTIGATE AND POTENTIALLY FILE SUCH LEGAL ACTION ON BEHALF OF BAY COUNTY. ANY SUCH CASE WOULD BE TAKEN ON A CONTINGENCY BASIS ONLY, SO THERE WOULD BE NO NEGATIVE FINANCIAL IMPACT TO THE COUNTY OTHER THAN SOME EMPLOYEE TIME DEDICATED TO RESPONDING TO POTENTIAL DISCOVERY REQUESTS IN ANY SUCH LITIGATION; THE POTENTIAL FINANCIAL BENEFIT, HOWEVER, COULD BE GREAT NOT ONLY IN POTENTIAL COMPENSATION FOR MEASURABLE LOSSES, BUT ALSO IN ADDRESSING THE CAUSE AND POTENTIAL REMEDIES FOR THE EPIDEMIC THEREBY REDUCING FUTURE FIRST RESPONDER COSTS. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

COMM. KRYGIER: COMMISSIONER KRYGIER QUESTIONED, IF BAY COUNTY JOINS THIS LITIGATION, THAT IT WILL BE AT NO COST TO BAY COUNTY.

EXECUTIVE BARCIA: EXECUTIVE BARCIA, STATED THAT, THAT WAS CORRECT, IT WAS TO TRY AND RECOUP SOME EXPENSES THAT BAY COUNTY HAS HAD WITH THE OPIOID ABUSE ISSUES.

AMBER DAVIS-JOHNSON: AMBER DAVIS-JOHNSON, CORPORATION COUNSEL, STATED IT IS TRUE THAT WE WILL NOT BE INCURRING ANY LEGAL FEES OR COSTS AS A RESULT OF ENTERING INTO ANY LITIGATION. THERE IS GOING TO BE SOME EMPLOYEE TIME THAT IS DEDICATED TO RESPONDING TO DISCOVER REQUESTS.

RES. 2017-209 : COMM. LUTZ MOVED TO ADOPT RES. 2017-209, THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZED THE SHERIFF TO SUBMIT AN APPLICATION FOR THE YOUTH ALCOHOL GRANT. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE GRANT APPLICATION DOCUMENTS ONLY ON BEHALF OF BAY COUNTY FOLLOWING FINANCE DEPARTMENT AND LEGAL REVIEW/APPROVAL WITH ALL GRANT AWARD DOCUMENTS TO BE BROUGHT BACK TO THE WAYS AND MEANS COMMITTEE FOR REVIEW. THIS GRANT SEEKS TO IMPROVE COMMUNICATION AMONG AGENCIES, SCHOOLS, PROSECUTORS AND COMMUNITY AND DEVELOPED A HEIGHTENED AWARENESS OF UNDERAGE DRINKING ASSISTING AGENCIES IN BECOMING MORE EFFICIENT TO EFFECTIVELY BETTER COORDINATE ENFORCEMENT OF THE UNDERAGE DRINKING LAWS. THE AMOUNT OF THE GRANT WAS \$5,000 AND THERE WAS A NEW GOAL FROM LAST YEAR, I.E.- TO

LIQUIDATE AT LEAST 85% OF THE GRANT FUNDS. THERE WAS NO ADDITIONAL COST TO BAY COUNTY FOR THIS GRANT. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-210: COMM. LUTZ MOVED TO ADOPT RES. 2017-210, THE BAY COUNTY BOARD OF COMMISSIONERS, APPROVED ACCEPTANCE OF THE FEDERAL VICTIMS OF CRIME ACT (VOCA) GRANT FOR THE 2017 - 2018 GRANT PERIOD IN THE AMOUNT OF \$77,250. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE, AND SUBMIT, ALL GRANT DOCUMENTS REQUIRED ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THIS WAS AN 80%/20% GRANT AND 80% COVERS THE SALARY AND BENEFITS FOR THE FULL TIME EMPLOYEE, THE 20% MATCH WAS COVERED BY THE VICTIM RIGHTS COORDINATOR'S TIME DEDICATED TO THE VOCA GRANT AND INDIRECT COSTS. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-211: COMM. LUTZ MOVED TO ADOPT RES. 2017-211, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED ACCEPTANCE OF THE PROSECUTOR'S CRIME VICTIM RIGHTS GRANT (2017-2018) IN THE AMOUNT OF \$160,429. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE AND SUBMIT ELECTRONICALLY ALL GRANT DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THE BAY COUNTY PROSECUTOR HAS RECEIVED NOTIFICATION THAT THE PROSECUTOR'S OFFICE HAS BEEN AWARDED \$160,429, THE FUNDS COMING FROM DEFENDANTS WHO HAVE BEEN CONVICTED OF A CRIME IN THE STATE OF MICHIGAN. THIS GRANT COVERS SALARIES AND BENEFITS FOR TWO FULL TIME CRIME VICTIM ADVOCATES WITH THE EXCEPTION OF RETIREMENT. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-212: COMM. LUTZ MOVED TO ADOPT RES. 2017-212, THE BAY COUNTY BOARD OF COMMISSIONERS CONCURS WITH THE RECOMMENDATION OF THE BAY COUNTY TREASURER AND AUTHORIZES A TRANSFER OF \$1,200,000 FROM THE DELINQUENT TAX REVOLVING FUND TO THE COUNTY'S GENERAL FUND IN 2018. THE BAY COUNTY TREASURER HAS PROVIDED THE WAYS AND MEANS COMMITTEE A DETAILED ANNUAL REVIEW OF THE DELINQUENT TAX REVOLVING FUND AND MAKES HIS RECOMMENDATION BASED ON THAT REVIEW, I.E. TRANSFERRING

\$1,200,000 IN 2018 IN 2018 WHICH WAS APPROXIMATELY THE AMOUNT OF NET REVENUE IN 2015. TRANSFERS TO THE GENERAL FUND HAVE BEEN APPROXIMATELY THE AMOUNT THE FUND HAS EARNED AND THE FUND HAS NOT HAD TO BORROW SINCE 1998. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-213: COMM. LUTZ MOVED TO ADOPT RES. 2017-213, THE BAY COUNTY BOARD OF COMMISSIONERS THAT THE 2017 ASSESSMENT ROLLS, AS SUBMITTED BY THE BAY COUNTY DRAIN COMMISSIONER AND ON FILE IN THE BAY COUNTY CLERK'S OFFICE, ARE HEREBY ADOPTED. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-214: COMM. LUTZ MOVED TO ADOPT RES. 2017-214, THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZED THE HEALTH OFFICER TO MAKE APPLICATION FOR NONPOINT SOURCE PROGRAM GRANT FUNDING. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE GRANT APPLICATION DOCUMENTS ONLY ON BEHALF OF BAY COUNTY FOLLOWING FINANCE DEPARTMENT AND LEGAL REVIEW/APPROVAL WITH ALL GRANT AWARD DOCUMENTS TO BE BROUGHT BACK TO THE WAYS AND MEANS COMMITTEE FOR REVIEW. THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY'S NONPOINT SOURCE PROGRAM WAS ACCEPTING GRANT PROPOSAL FROM LOCAL ORGANIZATIONS AND GOVERNMENTS FOR PROJECTS THAT IMPLEMENT PRIORITY RECOMMENDATIONS IN APPROVED WATERSHED MANAGEMENT PLANS. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-215: COMM. LUTZ MOVED TO ADOPT RES. 2017-215, THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZES APPLICATION FOR GRANT FUNDING TO UPDATE BAY COUNTY HAZARD MITIGATION PLAN. THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES A CONTRACT WITH EAST MICHIGAN COUNCIL OF GOVERNMENTS TO UPDATE THE CURRENT BAY COUNTY HAZARD MITIGATION PLAN AND AUTHORIZES THE CHAIRMAN OF THE BOARD TO EXECUTE SAID CONTRACT AND GRANT APPLICATION DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. THE HAZARD MITIGATION ASSISTANCE PROGRAM (HMAP) WILL PROVIDE THE FUNDS NECESSARY TO CONTRACT WITH EAST MICHIGAN CONTRACT WITH EAST MICHIGAN COUNCIL OF GOVERNMENTS (EMCOG) TO UPDATE THE

CURRENT BAY COUNTY HAZARD MITIGATION PLAN, WITHOUT WHICH, MUNICIPALITIES IN BAY COUNTY WILL BE INELIGIBLE FOR ANY FUTURE HAZARD MITIGATION GRANT DOLLARS. THE HMAP GRANT WILL REQUIRE A 25% MATCH FROM BAY COUNTY (THE ESTIMATED COST OF THE PLAN UPDATE WAS \$60,000 DOLLARS, LEAVING \$15,000 TO BE COVERED BY BAY COUNTY. IT WAS ANTICIPATED THAT MOST, IF NOT ALL, OF THE 25% MATCH WILL BE COVERED BY IN-KIND LABOR. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-216: COMM. LUTZ MOVED TO ADOPT RES. 2017-216, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) PROGRAM GRANT AGREEMENT FOR TY2017-2018. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE GRANT AGREEMENT DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. AS THE DESIGNATED GRANTEE OF THE EMPG FUNDING IN MICHIGAN, THE MICHIGAN STATE POLICE EMERGENCY MANAGEMENT AND HOMELAND SECURITY DIVISION (EM-HSD) ENTERS INTO AGREEMENTS WITH LOCAL EMERGENCY MANAGEMENT PROGRAMS EACH YEAR. THIS EMPG AGREEMENT COVERS THE CURRENT FISCAL YEAR AND THE AGREEMENT COVERS 35.69% (\$25,530) OF COVERED PROGRAM EXPENSES. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-217 : COMM. LUTZ MOVED TO ADOPT RES. 2017-217, THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZES THE BAY COUNTY MOSQUITO CONTROL DEPARTMENT TO MAKE APPLICATION FOR THE DEQ'S SCRAP TIRE CLEANUP GRANT PROGRAM FOR FISCAL YEAR 2017-2018. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE SAID GRANT APPLICATION AND RELATED DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. ENTITIES ARE ELIGIBLE TO RECEIVE UP TO \$2,000 PER TRAILER FOR A CLEANUP DAY OR RESIDENT DROP-OFF DAY, INCLUDING SCRAP TIRE DRIVES HELD BY BAY COUNTY MOSQUITO CONTROL. BY COUNTY MOSQUITO CONTROL HOLDS TWO SCRAP TIRE DRIVES EACH SUMMER, UTILIZING UP TO TWO TRAILERS PER TIRE DRIVE AND WAS REQUESTING TO APPLY FOR \$8,000. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

- RES. 2017-218: COMM. LUTZ MOVED TO ADOPT RES. 2017-218, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE PROJECT AUTHORIZATIONS AND AUTHORIZED THE CHAIRMAN OF THE BOARD, ON BEHALF OF BAY COUNTY, TO EXECUTE SAID FORMS AND ALL CONTRACTS AND DOCUMENTS REQUIRED TO IMPLEMENT THE BCATS 2018 UNIFIED WORK PROGRAM FOLLOWING LEGAL REVIEW/APPROVAL. THAT BUDGET ADJUSTMENTS REQUIRED RELATED TO THE BCATS 2018 UNIFIED WORK PROGRAM ARE APPROVED. THE ANTICIPATED 2018 FEDERAL FUNDING AMOUNTS FOR EACH PROGRAM AREA ARE AS FOLLOWS: BCATS PL FEDERAL FUNDING AMOUNT \$162,838; BMTA PL FEDERAL FUNDING AMOUNT \$41,537 AND; ASSET MANAGEMENT FUNDING AMOUNT \$21,100. LOCAL MATCH WAS PROVIDED THROUGH CASH CONTRIBUTIONS FROM THE CITY OF BAY CITY, CITY OF ESSEXVILLE, BAY COUNTY ROAD COMMISSION, AND BAY METROPOLITAN TRANSPORTATION AUTHORITY WHICH ARE THEN ALLOWABLE REIMBURSEMENTS TO THESE AGENCIES THROUGH THE COURSE OF THE UWP ACTIVITIES. BAY COUNTY INDIRECT COSTS ARE INCLUDED AND ARE PART OF THE COVERED EXPENSE OF THIS GRANT. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-219: COMM. LUTZ MOVED TO ADOPT RES. 2017-219, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE THREE (3) YEAR RENEWAL MEMORANDUM OF AGREEMENT BETWEEN BAY COUNTY (DEPARTMENT ON AGING) AND UNITED WAY OF BAY COUNTY FOR THE RSVP VOLUNTEER PROGRAM AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE SAID MEMORANDUM OF UNDERSTANDING ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. THE BUDGET ADJUSTMENT RELATED TO THE AGREEMENT ARE APPROVED. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-220: COMM. LUTZ MOVED TO ADOPT RES. 2017-220, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE PURCHASE OF SERVICE AGREEMENT BETWEEN BAY COUNTY (DEPARTMENT ON AGING) AND REGION VII AREA AGENCY ON AGING FOR THE WAIVER PROGRAM AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. THAT RELATED, REQUIRED BUDGET ADJUSTMENTS ARE APPROVED. IN THE PAST, BAY COUNTY DEPARTMENT ON AGING HAS PARTICIPATED WITH REGION VII AREA AGENCY ON AGING WAIVER PROGRAM,

PROVIDING DEPARTMENT ON AGING SERVICES TO WAIVER CLIENTS. THERE HAS BEEN NO CHANGE IN REIMBURSEMENT RATE PER UNIT OF SERVICE FOR DEPARTMENT ON AGING SERVICES. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-221: COMM. LUTZ MOVED TO ADOPT RES. 2017-221, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE REQUIRED DEPARTMENT ON AGING BUDGET ADJUSTMENTS FOR CONGREGATE MEALS NSIP GRANT; HOME DELIVERED MEALS NSIP GRANT, AND NON TITTLE III-C NSIP GRANT FOR CONGREGATE (KAWKAWLIN ACTIVITY CENTER) RESULTING FROM THE FUNDING AWARD FROM REGION VII AREA AGENCY ON AGING. THE BAY COUNTY DEPARTMENT ON AGING RECEIVED A REVISED AWARD LETTER FROM REGION VII AREA AGENCY ON AGING ON 9/27/17 REGARDING THE 2017 FUNDING FOR THE NSIP WHICH RESULTED IN AN OVERALL INCREASE OF \$92 FOR DEPARTMENT ON AGING. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-222: COMM. LUTZ MOVED TO ADOPT RES. 2017-222, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE REQUIRED BUDGET ADJUSTMENT(S) FOR ONE TIME ACROSS ALL SERVICES, TEMPORARY UNIT RATE INCREASE OF \$0.11 FOR FISCAL YEAR 2017 ENDING SEPTEMBER 30, 2017. THE BAY COUNTY DEPARTMENT ON AGING RECEIVED THE REVISED AWARD LETTER FROM REGION VII AREA AGENCY ON AGING ON 9/27/17 REGARDING THE ONE TIME, ACROSS ALL SERVICES, TEMPORARY UNIT RATE INCREASE OF \$0.11 FOR FISCAL YEAR 2017 ENDING SEPTEMBER 30, 2017. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-223: COMM. LUTZ MOVED TO ADOPT RES. 2017-223, THE BAY COUNTY BOARD OF COMMISSIONERS HEREBY APPROVED THE CLAIMS AGAINST THE COUNTY AS FOLLOWS; ACCOUNTS PAYABLE: BAYANET: AND CENTER RIDGE ARMS: PLEASE SEE RESOLUTION FOR DOLLAR AMOUNTS. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-224: COMM. LUTZ MOVED TO ADOPT RES. 2017-224, THE BAY COUNTY BOARD OF COMMISSIONERS OF BAY COUNTY, MICHIGAN, THAT THE FOLLOWING BUDGET ADJUSTMENTS ARE HEREBY APPROVED ON

10/10/2017 AND IF REQUIRED, THE CHAIRMAN OF THE BOARD WAS HEREBY AUTHORIZED TO EXECUTE ANY DOCUMENTATION NECESSARY FOR SAID BUDGET ADJUSTMENTS ON BEHALF OF BAY COUNTY. GENERAL FUND: TO BUDGET FOR A DONATION FROM AT&T FOR THE SHERIFF DEPARTMENT IN THE AMOUNT OF \$5,000, NO IMPACT. GENERAL FUND: TO BUDGET FOR ESTIMATED LEGAL FEES FOR THE REMAINDER OF 2017 DUE TO AN INVOICE RECEIVED REGARDING MONITOR TOWNSHIP DDA, DHS LAWSUIT AND OTHER OPEN ISSUES, \$15,000 UNFAVORABLE IMPACT. TO BUDGET FOR THE USE OF THE REMAINING BAY AREA COMMUNITY ENDOWMENT MONEY THAT CIVIC ARENA RECEIVED AND WAS RESTRICTED. THE BOARD OF COMMISSIONERS APPROVED ON SEPTEMBER 12, 2017 WITH RESOLUTION 2017-184 THE USE OF \$20,000 OF THIS ORIGINAL \$21,117 ENDOWMENT MONEY. THIS B.A. WILL AUTHORIZE THE REMAINING PORTION OF \$1,117 TO BE USED ON SKATE SHARPENER ACCESSORIES. GENERAL FUND: BUDGET FOR CONSULTANT FEES TO PERFORM AN EVALUATION OF THE COUNTY CLERKS STAFFING; \$10,500. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-225 : COMM. LUTZ MOVED TO ADOPT RES. 2017-225, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE AGREEMENT BETWEEN BAY COUNTY AND BSB COMMUNICATIONS, INC. FOR THE VOLP PHONE SYSTEM AND AUTHORIZED THE CHAIRMAN ON THE BOARD TO EXECUTE SAID AGREEMENT AND ALL RELATED DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. THE COUNTY HAS BEEN RUNNING ON A PHONE SYSTEM INSTALLED IN 1992. THE SOLUTION PROVIDED BY BSB COMMUNICATIONS, INC. INCLUDES A VOIP PHONE SYSTEM, FAX SOLUTION AND MASS NOTIFICATION SYSTEM FOR \$319,758.81. THE COST OF THE SOLUTION INCLUDES SOFTWARE ASSURANCE AND SUPPORT FOR FIVE YEARS. 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. 2017-226: COMM. RYDER MOVED TO ADOPT RES. 2017- 226 THE BAY COUNTY BOARD OF COMMISSIONERS RECEIVED THE RECLASSIFICATION REPORT. THAT THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE RECLASSIFICATION OF THE ASSISTANT CRIME VICTIMS RIGHTS COORDINATOR POSITIONS (2) IN THE PROSECUTORS OFFICE FROM A PB05, 3 YEAR STEP, TO A PB06, 1

YEAR STEP, EFFECTIVE JANUARY 1, 2018. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-227: COMM. RYDER MOVED TO ADOPT RES. 2017- 227 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED AMENDMENTS TO AGREEMENT WITH SAGINAW VALLEY STATE UNIVERSITY (SVSU) REGARDING THE BAY COMMUNITY HEALTH CLINIC (FORMERLY KNOWN AS THE UNIVERSITY CLINIC) AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE ALL AGREEMENTS REQUIRED ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. AFTER A REVIEW OF THE GRANT FINANCES BY SAGINAW VALLEY STATE UNIVERSITY, IT WAS DETERMINED THAT ADDITIONAL UNSPENT FUNDS ARE AVAILABLE AND WILL BE OFFERED TO THE HEALTH DEPARTMENT TO FURTHER SUSTAIN THE OPERATIONS OF THE CLINIC. ADDITIONAL FUNDS ARE ESTIMATED TO TOTAL OF \$51,000, \$13,724 AND \$62,000 IN ADDITION TO WHAT HAS ALREADY BEEN ALLOCATED AND THERE ARE NO MATCH REQUIREMENTS. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-228: COMM. RYDER MOVED TO ADOPT RES. 2017- 228 BY THE BAY COUNTY BOARD OF COMMISSIONERS THAT CONCURRENCE WAS GIVEN TO POST THE FOLLOWING POSITIONS , MONIES FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS: VACANCIES: JUVENILE HOME: COOK/DRIVER (PART TIME \$11.71 PER HOUR ENTRY) ANIMAL CONTROL: CUSTODIAN/KENNEL ATTENDANT (PART TIME \$11.71 PER HOUR ENTRY) DEPARTMENT ON AGING: KITCHEN ASSISTANT (PART TIME \$11.71 PER HOUR ENTRY) HEALTH DEPARTMENT - UNIVERSITY CLINIC: PUBLIC HEALTH NURSE (PART TIME; \$22.11 - \$25.44 PER HOUR FOR R.N.; \$22.28 - \$26.15 PER HOUR FOR BSN) 911 CENTRAL DISPATCH: DISPATCHERS (2) (FULL TIME \$15.85 PER HOUR ENTRY) SHERIFF DEPARTMENT: ROAD PATROL DEPUTIES (2) (FULL TIME; \$18.83 PER HOUR ENTRY) NEW POSITIONS: DEPARTMENT ON AGING - CASE MANAGEMENT WORKER (PART TIME; \$18.85 PER HOUR ENTRY) TYPIST CLERK I (PART TIME: \$11.71 PER HOUR ENTRY). IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

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

RES. 2017-229: COMM. DURANCZYK MOVED TO ADOPT RES. 2017-229 THE BAY

COUNTY BOARD OF COMMISSIONERS THAT THE FOLLOWING REPORT WAS RECEIVED: EMPLOYMENT STATUS REPORT - SEPTEMBER 2017; AND WORKER'S COMP REPORT - AUGUST 2017. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

THERE WAS NO REPORT FROM THE COUNTY EXECUTIVE.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS

NEW BUSINESS

THERE WAS NO NEW BUSINESS

MISCELLANEOUS

THERE WAS NO MISCELLANEOUS

ANNOUNCEMENTS

CHAIRMAN HEREK NOTED THE UPCOMING 2017 APPOINTMENTS AS FOLLOWS:

- 1. 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 82:

COMM. DURANCZYK MOVED TO ADJOURN THE REGULAR SESSION OF OCTOBER 10, 2017. IT WAS SUPPORTED BY COMM. BEGICK. THE MEETING CONCLUDED AT 5:30 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