

BAY COUNTY BOARD OF COMMISSIONERS

DECEMBER 12, 2017

THE BAY COUNTY BOARD OF COMMISSIONERS MET FOR A REGULAR SESSION ON TUESDAY, DECEMBER 12, 2017, IN THE FOURTH FLOOR COMMISSION CHAMBERS OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN TOM HEREK AT 4:05 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
EILEEN CURTIS, BAY AREA COMMUNITY FOUNDATION
BRIAN GALLAHER, MHT HOUSING, INC.
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 95: COMM. DURANCZYK MOVED TO APPROVED THE REGULAR BOARD MINUTES FOR THE BAY COUNTY BOARD OF COMMISSIONERS OF NOVEMBER 7, 2017 AND THE SPECIAL SESSION ON NOVEMBER 14, 2017 AS PRESENTED. IT WAS SUPPORTED BY COMM. BEGICK 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 A. LUCZAK: CYNTHIA A. LUCZAK, BAY COUNTY CLERK, READ THE RESOLUTION INTO THE RECORD.

RES. 2017-258: COMM. KRYGIER MOVED TO ADOPT RES. 2017-258, THE BAY COUNTY BOARD OF COMMISSIONERS AND BAY COUNTY EXECUTIVE DO HEREBY RECOGNIZE THE EFFORTS AND CONTRIBUTIONS TO THE BAY COUNTY COMMUNITY MADE BY EILEEN A. CURTIS, PRESIDENT AND CEO OF THE BAY AREA COMMUNITY FOUNDATION, AFTER 10 YEARS OF SERVICE TO THE BAY COUNTY COMMUNITY AND EXTEND BEST WISHES FOR A LONG, HEALTHY AND WELL-DESERVED RETIREMENT. EILEEN HAS PLAYED AN INTEGRAL ROLE IN THE DEVELOPMENT OF THE BAY COMMITMENT FIRST GENERATION SCHOLARSHIP AND THE GREAT LAKES BAY COLLEGE AND CAREER RESOURCE CENTER. SHE WAS ALSO ONE OF THE COMMUNITY LEADERS INSTRUMENTAL IN IMPLEMENTING THE BAY COUNTY ROAD MAP TO THE FUTURE. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

COMM'S KRYGIER, HEREK AND EXECUTIVE BARCIA: MADE STATEMENTS OF CONGRATULATIONS TO EILEEN A. CURTIS ON HER RETIREMENT FOLLOWING A LIST OF ACCOMPLISHMENTS IN BAY COUNTY.

EILEEN CURTIS: SHE HAD ENJOYED WORKING WITH BAY COUNTY. SHE EMPHASIZED THE IMPORTANCE OF CONTINUING TO WORK TOGETHER TO MAKE THIS COUNTY A BETTER PLACE.

RES. 2017-259: COMM. COONAN MOVED TO ADOPT RES. 2017-259, THE BAY COUNTY BOARD OF COMMISSIONERS CONCURS WITH THE DRAIN COMMISSIONER'S SUBMITTAL OF THE GREAT LAKES RESTORATION INITIATION PROGRAM GRANT APPLICATION FOR FUNDING IN THE AMOUNT OF \$397,780 FOR THE KAWKAWLIN RIVER WATERSHED THE PERIOD NOVEMBER 1, 2017 THROUGH DECEMBER 31, 2020. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 96: COMM. BEGICK MOVED TO REAPPOINT TO THE BAY COUNTY DEPARTMENT ON AGING ADVISORY COMMITTEE FROM DISTRICTS 1,3,5 AND 7. DISTRICT COMMISSIONERS HAVE RECOMMENDED REAPPOINTMENT OF THE REPRESENTATIVES FROM THEIR DISTRICT; RECEIVED REQUESTS AND CONCURRED WITH REAPPOINTMENT OF THE LISTED INDIVIDUALS.

1. DISTRICT 1 - ROBIN WEISS
2. DISTRICT 3 - DIANE BEHMLANDER
3. DISTRICT 5 - PAUL RABIDOUX
4. DISTRICT 7 - RUSS TANNER

IT WAS SUPPORTED BY COMM. DURANCZYK 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. 2017-260: COMM. LUTZ MOVED TO ADOPT RES. 2017-260, APPROVAL OF THE BYRNE JUSTICE ASSISTANCE GRANT (JAG) SUBCONTRACT COVERING THE PERIOD 10/01/2017 - 9/30/2018. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE GRANT DOCUMENTS (APPLICATION, GRANT AWARD, ALL RELATED REQUIRED DOCUMENTS) ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-261: COMM. LUTZ MOVED TO ADOPT RES. 2017-261, FOR AMENDMENT TO THE PINCONNING TOWNSHIP ROAD PATROL AGREEMENT, TO INCLUDE AN ADDITIONAL DEPUTY AND CANINE UNIT, WHICH EXPIRES DECEMBER 31, 2018 AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AMENDMENT ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION REVIEW/APPROVAL. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-262: COMM. LUTZ MOVED TO ADOPT RES. 2017-262, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE SUBGRANT AGREEMENT BETWEEN MICHIGAN STATE POLICE - BAYANET AND BAY COUNTY (PROSECUTOR'S OFFICE) COVERING THE PERIOD

10/1/2017 - 9/30/2018. THAT THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE GRANT DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THE BAY COUNTY PROSECUTOR'S OFFICE WILL RECEIVE \$5,907.00 AS A SUBCONTRACTOR. THE SUBCONTRACT COVERS THE PERIOD OCTOBER 1, 2017 TO SEPTEMBER 30, 2018. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-263: COMM. LUTZ MOVED TO ADOPT RES. 2017-263, TO APPROVE THE CONTRACT WITH MGT OF AMERICA CONSULTING LLC TO PERFORM THE IV-D IT SECURITY AUDIT AND AUTHORIZED THE BOARD CHAIR TO EXECUTE SAID CONTRACT AND ALL RELATED DOCUMENTS ON BEHALF OF BAY COUNTY (PROSECUTOR) FOLLOWING LEGAL REVIEW/APPROVAL. THAT REQUIRED BUDGET ADJUSTMENTS RELATED TO THIS CONTRACT ARE APPROVED. THE BAY COUNTY PROSECUTOR WISHED TO CONTRACT WITH MGT OF AMERICA CONSULTING LLC TO PERFORM REQUIRED AUDIT TO DELIVER AN INITIAL STATUS REPORT TO THE FRIEND OF THE COURT OFFICE, WITH ALL INFORMATION REQUIRED BY THE OFFICE OF CHILD SUPPORT, FOR SUBMISSION INTO THE EGRAMS SYSTEM SATISFYING THE JANUARY 31, 2018 REQUIREMENT. THE COST WAS A FIXED FEE OF \$1,850 WHICH CAN BE EXPENSED TO THE IV-D CONTRACT. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-264: COMM. LUTZ MOVED TO ADOPT RES. 2017-264, REGARDING PREFORMING THE CONSULTING SERVICES AGREEMENT FOR JANUARY 31ST, FILL SECURITY RISK ASSESSMENT, BETWEEN BAY COUNTY (FRIEND OF THE COUNTY) AND MGT OF AMERICAN CONSULTING, LLC. THE CHAIRMAN OF THE BOARD TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. THE FRIEND OF THE COURT WAS REQUIRED TO HAVE AN INDEPENDENT IT SECURITY AUDIT PREFORMED. THE TOTAL CHARGE FOR THE FRIEND OF THE COURT'S SECURITY RISK ASSESSMENT WAS \$1,850 WHICH WAS ELIGIBLE FOR A DIRECT REIMBURSEMENT UNDER THE COOPERATIVE REIMBURSEMENT PROGRAM (CRP) CONTRACT OF 66%, THEREFORE, THE COST TO THE COUNTY WILL BE \$629 WHICH WILL BE PAID DIRECTLY FROM THE FRIEND OF THE COURT 215 FUND. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

- RES. 2017-265: COMM. LUTZ MOVED TO ADOPT RES. 2017-265, TO HEREBY AMEND THE BAY COUNTY FEE SCHEDULE TO INCLUDE: ROAD DITCH MAINTENANCE/MINOR RESIDENTIAL ADDITIONS/ CHARITABLE ORGANIZATIONS WITH NEW FEE WILL BE \$50.00 EFFECTIVE IMMEDIATELY. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-266: COMM. LUTZ MOVED TO ADOPT RES. 2017-266, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED SUBMITTAL OF THE 2018 REMONUMENTATION GRANT APPLICATION AND AUTHORIZED THE BOARD CHAIR TO SIGN ALL REQUIRED GRANT DOCUMENTATION AS WELL AS CONTRACTS FOR THE REMONUMENTATION PROGRAM, INCLUDING AWARDED OF THE CONTRACTS FOR THE SURVEY WORK, FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. THE REMONUMENTATION PROGRAM WAS FUNDED THROUGH A COMBINATION OF STATE GRANT DOLLARS AND A FEE ON DEED RECORDINGS WHICH ARE SPECIFICALLY ALLOWED BY STATE LAW TO BE ALLOCATED TO THE PROGRAM IN A RESERVE ACCOUNT. NO GENERAL FUND DOLLARS ARE REQUIRED. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-267: COMM. LUTZ MOVED TO ADOPT RES. 2017-267, AMENDMENT TO THE CURRENT INDEPENDENT CONTRACTOR AGREEMENT FOR VETERAN SERVICE OFFICER BETWEEN THE COUNTY OF BAY AND ARTHUR W. SCHUPBACK EXTENDING SAID AGREEMENT FOR A PERIOD OF TIME NOT TO EXCEED FOUR MONTHS. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE AMENDMENT TO THE INDEPENDENT CONTRACTOR AGREEMENT ON BEHALF OF BAY COUNTY FOLLOWING CORPORATION COUNSEL REVIEW/APPROVAL. THE CURRENT INDEPENDENT CONTRACTOR AGREEMENT EXPIRES ON DECEMBER 31, 2017, AS EXTENDED THROUGH APRIL 30, 2018. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-268: COMM. LUTZ MOVED TO ADOPT RES. 2017-268, FOR THE RETURN OF UNSPENT FUNDS TO THE BAY AREA COMMUNITY FOUNDATION FOR THE BOARDWALK CONCEPTUAL RENDERINGS PROJECT WITH WADE TRIM. THE BAY AREA COMMUNITY FOUNDATION AWARDED GRANT FUNDS TO THE CHAMBER OF COMMERCE FOUNDATION IN SUPPORT OF BAY COUNTY'S WORK. \$14,400 FOR THE GRANT WAS

RECEIVED AND THE COST FOR THE RENDERINGS WAS \$4,291.23. THE GRANT SHOULD BE CLOSED OUT ALONG WITH THE RETURN OF THE REMAINING FUNDS TO THE BAY AREA COMMUNITY FOUNDATION. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-269: COMM. LUTZ MOVED TO ADOPT RES. 2017-269, THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZED THE GYPSY MOTH SUPPRESSION PROGRAM TO REQUEST COMPETITIVE BIDS FOR A FOUR (4) YEAR CONTRACT WITH A QUALIFIED APPLICATION FIRM TO CONTINUE TREATING QUALIFIED ASH TREES ON PUBLIC LANDS IN BAY COUNTY. THAT UPON REVIEW AND DETERMINATION OF THE BEST QUALIFIED BIDDER, THE CONTRACT SHALL BE SUBMITTED TO THE BOARD, THROUGH COMMITTEE. IT WAS THE INTENT OF THE PROGRAM TO USE A COMPETITIVE BIDDING PROCESS TO SELECT A QUALIFIED CONTRACTOR TO TREAT ONE THIRD OF THE QUALIFIED ASH TREES EACH YEAR BETWEEN MAY 1 AND JUNE 30 OF 2018, 2019, 2020 AND 2021 FOR OPTIMUM EFFECT. THIS COULD BE A SINGLE, FOUR (4) YEAR CONTRACT WITH THE POSSIBILITY OF EXTENDING THE CONTRACT FOR AN ADDITIONAL TWO YEARS. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-270: COMM. LUTZ MOVED TO ADOPT RES. 2017-270, ACTIVITY CENTER SITE AGREEMENTS FOR THE HAMPTON TOWNSHIP SENIOR ACTIVITY CENTER, KAWKAWLIN TOWNSHIP HALL, AND WILLIAMS TOWNSHIP HALL, SUBJECT TO CONTINUED RECEIPT OF THE BUDGETED GRANT FUNDING FROM REGION VII AREA AGENCY ON AGING. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE ACTIVITY CENTER SITE AGREEMENTS AND ALL RELATED DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THAT RELATED BUDGET ADJUSTMENTS, IF REQUIRED, ARE APPROVED. THE CONTRACTS WILL COVER THE PERIOD OF JANUARY 1, 2018 THROUGH DECEMBER 31, 2018. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-271: COMM. LUTZ MOVED TO ADOPT RES. 2017-271, TO AUTHORIZE ANIMAL CONTROL'S SUBMITTAL OF THE MICHIGAN DEPARTMENT OF AGRICULTURE GRANT APPLICATION IN THE AMOUNT OF \$5,500 TO FUND A 2-DAY SEMINAR TO ADDRESS THE TOPIC "THE RECOGNITION OF AN ANIMAL'S BEHAVIOR UPON CONTACT AS WELL AS IT'S BODY LANGUAGE" THE CHAIRMAN OF THE BOARD WAS

AUTHORIZED TO EXECUTE, THE GRANT APPLICATION DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THE GRANT APPLICANT/RECIPIENT DEPARTMENTS ARE REQUIRED TO WORK SIMULTANEOUSLY WITH THE FINANCE DEPARTMENT WHOSE STAFF WILL PROVIDE FINANCIAL OVERSIGHT OF SAID GRANT. THERE WAS NO FINANCIAL IMPACT TO BAY COUNTY. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-272: COMM. LUTZ MOVED TO ADOPT RES. 2017-272, THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED THE TRANSFER \$4,000 FROM ANIMAL CONTROL'S RESERVE FOR RESTRICTED CONTRIBUTIONS IN THE GENERAL FUND TO THE NEW STERILIZATION PROGRAM WITH ALL ABOUT ANIMALS RESCUE. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-273: COMM. LUTZ MOVED TO ADOPT RES. 2017-273, THE BAY COUNTY BOARD OF COMMISSIONERS HEREBY APPROVES THE CLAIMS AGAINST THE COUNTY AS FOLLOWS: ACCOUNTS PAYABLE, PLEASE SEE RESOLUTION FOR EXACT DOLLAR AMOUNTS. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-274: COMM. LUTZ MOVED TO ADOPT RES. 2017-274, WHICH AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE 2018 YEARLY MAINTENANCE AGREEMENTS FOR A VENDOR BUDGETED AS AN EXPENSE FOLLOWING LEGAL REVIEW/APPROVAL. INFORMATION SYSTEMS DIVISION EACH YEAR BUDGETS FOR MAINTENANCE COSTS FOR HARDWARE AND SOFTWARE TO SUPPORT VARIOUS DEPARTMENTS IN THE COUNTY AND MANY VENDORS REQUEST AN UPDATED SIGNED AGREEMENT WHILE OTHERS NEED A PURCHASE ORDER TO PAY FOR THE MAINTENANCE IN ACCORDANCE WITH THE PURCHASING POLICY BACKUP MATERIAL WAS REQUIRED FOR A PURCHASE ORDER. ISD HAS BUDGETED APPROXIMATELY \$471,770 FOR THE HARDWARE AND SOFTWARE MAINTENANCE FOR SYSTEMS IN THE COUNTY. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-275: COMM. LUTZ MOVED TO ADOPT RES. 2017-275, THE BAY COUNTY BOARD OF COMMISSIONERS, THAT THE FOLLOWING BUDGET ADJUSTMENTS ARE HEREBY APPROVED, 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: UNFAVORABLE \$6,000, PERSONNEL & EMPLOYEE RELATIONS, TO INCREASE EDUCATION AND TRAINING. GENERAL FUND: UNFAVORABLE \$3,950, INCREASE THE BUDGET FOR THE DEPARTMENT OF PUBLIC DEFENDER'S TRAVEL MILEAGE. PINCONNING PARK: TO BUDGET FOR THE PURCHASE OF ROOFING MATERIALS FOR 6 CABINS, ELECTRIC BOX UPGRADE AND PUMPING STATIONS MATERIALS FOR PINCONNING PARK. FUND SOURCE WAS THE EXTRA REGISTRATION REVENUE. GENERAL FUND, ANIMAL SHELTER, UNFAVORABLE \$6,160, TO INCREASE ANIMAL CONTROL PERSONNEL BUDGET FOR EXTRA HOURS WORKED BY THE TYPIST CLERK II WHILE TYPIST CLERK III OUT ON SICK LEAVE. SELF INSURANCE FUND HEALTHCARE: \$480,661, TO RE-ALIGN AND INCREASE THE SELF INSURANCE FUND-HEALTHCARE BUDGET FOR 2017. GENERAL FUND: PROSECUTING ATTORNEY, UNFAVORABLE \$3,990, TO INCREASE PROSECUTING ATTORNEYS BUDGET FOR THE FOLLOWING TWO ITEMS: THE COSTS RELATED TO A COURT CASE WHICH REQUIRED A SPECIAL PROSECUTOR AND THE COST OF A REPLACEMENT SHREDDER MACHINE. GENERAL FUND: FAVORABLE, TREASURER, \$994,372, TO RE-ALIGN THE 2017 BUDGET TO RECOGNIZE THE ADDITIONAL REVENUE RECEIVED FROM THE STATE OF MICHIGAN ON NOVEMBER 20, 2017 FOR BAY COUNTY'S LOCAL COMMUNITY STABILIZATION PAYMENT. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-276: COMM. LUTZ MOVED TO ADOPT RES. 2017- 276 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED A BUDGET ADJUSTMENT(S) UP TO \$200,000 FROM FUND BALANCE TO THE HEALTH FUND. A REVIEW OF FISCAL ACTIVITY FOR THE HEALTH DEPARTMENT INDICATES THAT THE HEALTH FUND WILL END THE YEAR IN A DEFICIT. AS REVIEW CONTINUES, THE BOARD'S FINANCIAL ANALYST RECOMMENDS A BUDGET ADJUSTMENT UP TO \$200,000 FROM FUND BALANCE TO THE HEALTH FUND TO COVER ANY POTENTIAL DEFICITS IN 2017 AND CASH FLOW PURPOSES IN 2018. IT WAS SUPPORTED BY COMM. BEGICK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

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

- RES. 2017-277: COMM. RYDER MOVED TO ADOPT RES. 2017- 277 THAT CONCURRENCE WAS GIVEN TO FILL THE FOLLOWING POSITIONS, MONEY FOR SAID POSITIONS TO COME FROM THE RESPECTIVE DEPARTMENTAL BUDGETS: VACANCIES: 911 DISPATCHERS (2) FULL TIME (15.85/HR. ENTRY). HEALTH DEPARTMENT (WIC PROGRAM): TYPIST CLERK II (FULL TIME; \$12.75/HR. ENTRY). DEPARTMENT ON AGING: KITCHEN AIDE (PART TIME; \$10.09/HR. ENTRY). ENVIRONMENTAL AFFAIRS AND COMMUNITY DEVELOPMENT: TRANSPORTATION PLANNER/GIS TECHNICIAN (FULL TIME; \$42,868.80/YEAR ENTRY). NEW POSITIONS: HEALTH DEPARTMENT (WIC PROGRAM): BREAST-FEEDING PEER COUNSELOR (PART TIME; \$12.75/HR. ENTRY). IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-278: COMM. RYDER MOVED TO ADOPT RES. 2017- 278 THE MEMORANDUM OF AGREEMENT BETWEEN REGION VII AAA AND BAY COUNTY (DEPARTMENT ON AGING) AND AUTHORIZED THE CHAIRMAN OF THE BOARD TO EXECUTE SAID MOA AND RELATED DOCUMENTS ON BEHALF OF BAY COUNTY FOLLOWING LEGAL REVIEW/APPROVAL. THAT REQUIRED BUDGET ADJUSTMENTS RELATED TO THE MATTER OF BALANCE PROGRAM FOR FY2017-2018 ARE APPROVED. REGION VII AREA AGENCY ON AGING WILL PROVIDE \$100.66 PER HOUR OF TRAINING IN FEDERAL FUNDING FOR PROVISION OF THE EVIDENCED-BASED PROGRAM FOR THE PERIOD OF THE GRANT AND THE DEPARTMENT ON AGING MUST PROVIDE UP TO A MAXIMUM OF THREE (3) SESSIONS OF TRAINING AT 16 HOURS PER SESSION. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.
- RES. 2017-279: COMM. RYDER MOVED TO ADOPT RES. 2017- 279 THE BAY COUNTY BOARD OF COMMISSIONERS APPROVES THE AGREEMENT FOR NCQA PATIENT-CENTERED MEDICAL HOME (PCMH) RECOGNITION PROGRAM. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE SAID AGREEMENT ON BEHALF OF BAY COUNTY HEALTH DEPARTMENT SUBJECT TO CORPORATION COUNSEL REVIEW/APPROVAL. THE BAY COUNTY HEALTH CLINIC (AKA UNIVERSITY CLINIC) HAS BEEN IN OPERATION SINCE JANUARY OF 2015 AND HAS EXPANDED SERVICES TO INCLUDE MENTAL HEALTH SERVICES. THE HEALTH DEPARTMENT WAS SEEKING PATIENT CENTERED MEDICAL HOME STATUS FOR THE CLINIC. THERE WAS NO COST TO ENTER INTO THIS AGREEMENT. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-280: COMM. RYDER MOVED TO ADOPT RES. 2017- 280 THE BAY COUNTY BOARD OF COMMISSIONERS ACCEPTED THE CHILDREN'S SPECIAL HEALTH CARE SERVICES (CSHCS) LOCAL HEALTH DEPARTMENT (LHD) SMALL GRANT CYCLE FOR CARE COORDINATION SERVICES TO INCLUDE COMMUNITY OUTREACH EVENTS AND EVENT ATTENDANCE INCENTIVES. THAT THE BAY COUNTY BOARD OF COMMISSIONERS APPROVED A CONTRACTUAL AGREEMENT WITH SARAH HENDERICKSON TO SERVE AS THE CHILDREN'S SPECIAL HEALTH CARE SERVICES PARENT LIAISON. THE CHAIRMAN OF THE BOARD WAS AUTHORIZED TO EXECUTE THE GRANT ACCEPTANCE DOCUMENTS AS WELL AS THE AGREEMENT WITH SARAH HENDRICKSON FOR CHILDREN'S SPECIAL HEALTH CARE SERVICES PARENT LIAISON CARE COORDINATION SERVICES ON BEHALF OF BAY COUNTY (HEALTH DEPARTMENT) SUBJECT TO CORPORATION COUNSEL REVIEW/APPROVAL. THE HEALTH DEPARTMENT HAS BEEN NOTIFIED THAT IT WAS AWARDED A \$10,000 CHILDREN'S SPECIAL HEALTH CARE SERVICES. NO GENERAL FUNDS WILL BE UTILIZED AND THERE WAS NO ADDITIONAL FINANCIAL COST TO THE HEALTH DEPARTMENT AS ALL COSTS ASSOCIATED FOR THE PROJECT ARE INCLUDED IN THE AWARDED GRANT. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

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

RES. 2017-281: COMM. DURANCZYK MOVED TO ADOPT RES. 2017-281 INCLUDING, EMPLOYMENT STATUS REPORT - NOVEMBER 2017: WORKERS' COMP REPORT - SEPTEMBER AND NOVEMBER 2017: UNEMPLOYMENT STATUS REPORT - 3RD QUARTER 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: BAY COUNTY EXECUTIVE JIM BARCIA STATED THAT HE DID NOT HAVE ANYTHING TO ADD.

RES. 2017-282: COMM. KRYGIER MOVED TO ADOPT RES. 2017-282, SUBMITTAL OF THE SUGGESTED REVISIONS TO BAY COUNTY ANIMAL CONTROL ORDINANCES NO 32 IDENTIFIED BY THE STRATEGIC PLANNING COMMITTEE IN THE BEST PRACTICES PLAN DOCUMENT AS WELL AS INITIATION OF THE REVIEW PROCESS BY CORPORATION COUNSEL.

THAT CORPORATION COUNSEL OVERSEE THE STATUTORY TIME LINE AND OTHER REQUIREMENTS NECESSARY TO REVISE THE EXISTING ORDINANCE AND CULMINATING WITH ADOPTION, ONCE REVIEWED BY CORPORATE COUNSEL. THE ADMINISTRATIVE SERVICES DIRECTOR HAD SUBMITTED THE PROPOSED REVISIONS AND WAS REQUESTING THAT THE PROCESS BE INITIATED FOR REVIEW AND INCLUSION IN ANIMAL CONTROL ORDINANCE NO. 32 BY CORPORATION COUNSEL. WILL COME TO THE BOARD FOR FINAL APPROVAL AT A LATER DATE. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RES. 2017-283: COMM. COONAN MOVED FOR DISCUSSION ONLY RES. 2017-283 THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZED THE BOARD CHAIR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING ON BEHALF OF THE COUNTY WITH MHT FOR THE DEVELOPMENT, OPERATION AND OWNERSHIP OF CENTER RIDGE ARMS UPON REVIEW AND ONLY AFTER POSITIVE RECOMMENDATION OF OUTSIDE COUNSEL, AND TO AUTHORIZE THE BOARD CHAIR TO SIGN ANY ADDITIONAL NECESSARY AGREEMENTS TO IMPLEMENT THE PROJECT AND APPROVE ANY NECESSARY BUDGET ADJUSTMENTS. IT WAS SUPPORTED BY COMM. BEGICK AND WAS REFERRED TO THE FULL BOARD MEETING ON DECEMBER 19, 2017: 7 YEAS, 0 NAYS.

JIM BARCIA: COUNTY EXECUTIVE, JIM BARCIA, STATED THAT A RECENT EXAMPLE OF A REDEVELOPMENT EFFORT WAS THE PROJECT AT MAPLEWOOD MANNER IN BAY CITY. THEY WILL EXPLAIN THE AMOUNT OF HUD AND MSHDA MONEY THAT WENT INTO REFURBISHING THAT AFFORDABLE HOUSING FACILITY. THIS WAS WHAT OUR GOAL WOULD BE FOR CENTER RIDGE ARMS. IT HAS NOT BEEN UPDATED OR RENOVATED SINCE IT OPENED.

BRIAN GALLAHER: CHIEF FINANCIAL OFFICER, OF MHT HOUSING INC., BRIAN GALLAHER STATED, MHT HOUSING INC., WAS A NON-PROFIT AFFORDABLE HOUSING DEVELOPER, THAT HAS BEEN IN BUSINESS SINCE 1990. MHT SPECIALIZE IN AFFORDABLE HOUSING AND THE LOW INCOME HOUSING TAX CREDIT INDUSTRY. MHT HOUSING, INC., HAS APPROACHED BAY COUNTY REQUESTING THAT IT ENTER INTO A MEMORANDUM OF UNDERSTANDING TO SELL, DEVELOP, OPERATE AND REPURCHASE CENTER RIDGE ARMS, BAY COUNTY'S LOW INCOME-HOUSING DEVELOPMENT. MHT PROPOSES THAT MHT AND BAY COUNTY FORM A LIMITED LIABILITY HOUSING

ASSOCIATION, BAY COUNTY WOULD BE A 51% OWNER, MHT A 49% OWNER WHICH WOULD PURCHASE AND REHABILITATE/UPGRADE/IMPROVE THE EXISTING CENTER RIDGE ARMS THROUGH AN AWARD OF LOW INCOME HOUSING TAX CREDITS SECURED THROUGH MSDHA, A HUD 221(d)(4) LOAN, AND CONSTRUCTION-PERMANENT LOAN PROCEEDS. BAY COUNTY WOULD BE REQUIRED TO APPLY FOR AND BE GRANTED A RENTAL ASSISTANCE DEMONSTRATION CONVERSION IN ORDER TO PARTICIPATE IN SUCH A PROJECT THIS WOULD CONVERT BAY COUNTY'S CENTER RIDGE ARMS TO A LONG TERM SECTION 8 HOUSING DEVELOPMENT.

COMM'S HEREK
COONAN, AND
LUTZ:

MULTIPLE QUESTIONS ABOUT HOW LOW INCOME TAX CREDITS WORK, WHAT NEEDS TO BE CORRECTED AT CENTER RIDGE ARMS AND WHAT ALL BAY COUNTY WOULD BE RESPONSIBLE FOR.

MOTION 97:

COMM. KRYGIER MOVED TO REFER THE PRESENTATION BY BRIAN GALLAHER. CHIEF FINANCIAL OFFICER FROM MHT HOUSING, INC., IN REGARD TO THE RESTORATION OF CENTER RIDGE ARMS TO THE NEXT FULL BOARD MEETING ON DECEMBER 19, 2017. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

JIM BARCIA:

BAY COUNTY EXECUTIVE, JIM BARCIA, ASKED GALLAHER FROM MHT HOUSING AND HIS STAFF TO PLEASE WORK CLOSELY WITH MR. REDMOND AND EACH OF THE COMMISSIONER'S TO TRY AND SATISFY ANY QUESTIONS THAT THEY HAVE BEFORE THE NEXT MEETING. BOTH WRITTEN AND VERBAL QUESTIONS.

UNFINISHED BUSINESS

THERE WAS NO UNFINISHED BUSINESS

NEW BUSINESS

RES. 2017-284:

COMM. DURANCZYK MOVED TO ADOPT RES. 2017-284 THE BAY COUNTY BOARD OF COMMISSIONERS AUTHORIZED THE CORRECTION TO THE KOLB, BEHMLANDER, STEPHAN, EBELT DRAIN ASSESSMENT ROLL, PARCEL 09-100-025-100-030-00 WAS HEREBY ORDERED CORRECTED. THAT THE BAY COUNTY TREASURER BE NOTIFIED OF THIS CORRECTION. DURING THE PREPARATION OF THE ASSESSMENT ROLL FOR THE KOLB, BEHMLANDER, STEPHAN, EBELT DRAIN AN ERROR WAS MADE ON THE PARCEL. THIS PARCEL

WAS OWNED BY MDOT AND WAS TAX EXEMPT AND ASSESSED IN ERROR. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

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

MOTION 98: COMM. LUTZ MOVED TO GO INTO CLOSED SESSION PURSUANT TO MCL 15.268 (e): TO CONSULT WITH ITS ATTORNEY REGARDING TRIAL OR SETTLEMENT STRATEGY IN CONNECTION WITH SPECIFIC PENDING LITIGATION, BUT ONLY WHEN AN OPEN MEETING WOULD HAVE A DETRIMENTAL FINANCIAL EFFECT ON THE LITIGATING OR SETTLEMENT POSITION OF THE PUBLIC BODY. TO DISCUSS THE LITIGATION MATTER OF HAMMOND/MINER, CASE NO. 17-3316-NM. IT WAS SUPPORTED BY COMM. RYDER AND PASSED BY A ROLL CALL VOTE: 7 YEAS: DURANCZYK, BEGICK, KRYGIER, COONAN, HEREK, RYDER, AND LUTZ. 0 NAYS.

MOTION 99: COMM. RYDER MOVED TO GO BACK INTO REGULAR SESSION AFTER DISCUSSION OF THE LITIGATION MATTER OF HAMMOND/MINER, CASE NO. 17-3316-NM. IT WAS SUPPORTED BY COMM. COONAN AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 100: COMM. KRYGIER MOVED TO FOLLOW THE RECOMMENDATION OF BAY COUNTY CORPORATE COUNSEL, AMBER DAVIS-JOHNSON IN REGARD TO HAMMOND/MINER, CASE NO. 17-3316-NM. IT WAS SUPPORTED BY COMM. LUTZ AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 101: COMM. LUTZ MOVED TO GO INTO CLOSED SESSION PURSUANT TO MCL 15.268 (g): TO CONSIDER MATERIAL EXEMPT FROM DISCUSSION OR DISCLOSURE BY STATE OR FEDERAL STATUTE. THE STATUTE RELIED UPON WAS THE MICHIGAN FREEDOM OF INFORMATION ACT WHICH EXEMPTS FROM DISCLOSURE "PUBLIC RECORDS SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE." IN REGARD TO A LEGAL OPINION ON PROPERTY SALE OF BAY COUNTY MARKET PROPERTY. IT WAS SUPPORTED BY COMM. KRYGIER AND

PASSED BY A ROLL CALL VOTE: 7 YEAS: DURANCZYK, BEGICK, KRYGIER, COONAN, HEREK, RYDER, AND LUTZ. 0 NAYS.

MOTION 102: COMM. KRYGIER MOVED TO GO BACK INTO REGULAR SESSION AFTER CLOSED SESSION IN REGARD TO A LEGAL OPINION ON PROPERTY SALE FO BAY COUNTY MARKET PROPERTY. IT WAS SUPPORTED BY COMM. DURANCZYK AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

MOTION 103: COMM. RYDER MOVED TO REFRAIN FROM TAKING A POSITION REGARDING THE SALE FOR THE BAY COUNTY MARKET PROPERTY FOLLOWING CLOSED SESSION DISCUSSIONS. IT WAS SUPPORTED BY COMM. KRYGIER AND PASSED BY A VOICE VOTE OF: 7 YEAS, 0 NAYS.

RECESS/ADJOURNMENT

MOTION 104: COMM. DURANCZYK MOVED TO ADJOURN THE REGULAR SESSION OF DECEMBER 12, 2017. IT WAS SUPPORTED BY COMM. KRYGIER THE MEETING CONCLUDED AT 6:27 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