

MINUTES

KALAMAZOO COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

APRIL 21, 2009

ITEM 1 Call to Order: The regular meeting of the Board of Commissioners was called to order by Board Chairperson Dave Buskirk, at 7:00 p.m. in the Board of Commissioner's Room, second floor, County Administration Building, 201 West Kalamazoo Avenue, Kalamazoo, Michigan, on April 21, 2009.

ITEM 2 Invocation: Commissioner Jeff Heppler gave the Invocation.

ITEM 3 Pledge of Allegiance: Commissioner Heppler led the Pledge of Allegiance.

ITEM 4 Roll Call: Commissioners Nasim Ansari, Jeff Balkema, Rob Barnard, Grady Biby, Deb Buchholtz-Hiemstra, Dave Buskirk, Jeff Heppler, Brian Johnson, Dave Maturen, Ann Nieuwenhuis, John Nieuwenhuis, Michael Quinn, John Taylor, Frank Thompson, Jack Urban and John Zull.

Members Absent: Commissioner Carolyn Alford.

Administrators Present: Peter Battani, County Administrator; John Faul, Deputy County Administrator; Thom Canny, Corporation Counsel; Tracie Moored, Finance Director; Lisa Bradshaw, Deputy Finance Director; Linda Buzas, HCS Director; Marc Meulman, Deputy HCS Director; Mike Rodriguez, CAB Manager; Bonnie Payton, Equalization Director; David Artley, Resource Development; Jo Woods, HR Director; and Sheri Stiger, Administrative Assistant.

ITEM 5 Approval of Minutes:

Commissioner Zull moved and it was duly seconded that the Minutes of the April 7, 2009, Board Meeting be approved as distributed.

A. HCS Reaccreditation Certificate - *Jean Chabut*

Ms. Jean Chabut presented the Reaccreditation Certificate to Ms. Linda Buzas, HCS Director, and Chairperson Dave Buskirk. She noted several areas of excellence within the HCS Department and commended Ms. Buzas and her staff.

Ms. Buzas thanked her staff, Commissioners and Administration for their hard work and support.

ITEM 6 Communications:

Commissioner Heppler presented the following communications, all of which are on file in the Administrative Services Office unless otherwise noted:

- a) A letter from the Michigan Department of Community Health confirming accreditation status on our local health department
- b) A resolution from Oceana County requesting legislatures to implement a plan to improve Michigan roads and highways.
- c) A letter from the Michigan Department of Agriculture verifying Mr. Travis Bartholomew's Michigan Agriculture Environmental Assurance Program verification.
- d) A letter from McDonald's Towing & Rescue thanking the County for extending its contract with the County.
- e) A letter from the Department of Health & Human Services stating the county's audit for the period of January 1, 2007 through December 31, 2007 has met Federal audit requirements.

ITEM 7 Citizens' Time:

Chairperson Buskirk stated that Citizens' Time was when any citizen could address the Board on a non-agenda item. He said anyone wishing to address the Board on a non-agenda item should come to the podium, give their name and address, and limit their remarks to four minutes. He said if anyone would like to speak about an item that was on the consent agenda, they could ask that it be removed from the consent agenda at this time or he would provide an opportunity just prior to that section of the agenda.

Ms. Stacey Merrick, 1336 James, Board President of Michigan People's Action, spoke in support of Housing First.

Mr. Michael Fuller, 726 Egleston Avenue, representing MPA spoke in support of Housing First.

Mr. Jonathan Braun, 440 N. Church, representing MPA spoke in support of Housing First.

Mr. Jim McKinney, CROP Walk 2009, Sunday, May 3rd in Bronson Park, Communities Responding to Overcome Poverty. He stated there were 3 options available; a 5 mile walk, a 3 mile walk, and a Walk around the Park. Registration begins at 1:00 p.m., and the walks begin at 2:00 p.m.

Mr. Michael Evans, 4224 Mt. Olivet, spoke in support of Housing First.

ITEM 8 For Consideration

B. Public Hearing on the Proposed Airport Administrative Rules & Regulations

Commissioner Maturen moved and it was duly seconded that the Board of Commissioners move into a Public Hearing on the Proposed Airport Administrative Rules and Regulations.

Mr. Cliff Moshoginis, Airport Director, reviewed the changes which were being implemented.

Commissioner Johnson moved and it was duly seconded that the Board of Commissioners move out of a Public Hearing on the Proposed Airport Administrative Rules and Regulations.

C. Aeronautics Board Annual Report – *Gilbert Collver*

Mr. Gilbert Collver gave an overview of the annual report which had been distributed to the Commissioners. He noted several additional flights were being added to services now available to passengers.

Discussion ensued.

D. Workforce Development Board Update – *Bob Straits, Suprotik Stotz-Ghosh*

Mr. Bob Straits reported on Mi Works! Board structure and new monies available under the federal stimulus package. He noted that with 11% unemployment, there were approximately 18,500 people currently unemployed in Kalamazoo County.

Mr. Suprotik Stotz-Ghosh spoke regarding the changing approach in services not only for the person seeking work and updating their skills; but also in dealing with the private sector employer and their demand for specific skill sets.

Discussion ensued.

E. Equalization Report Presentation - *Bonnie Payton*

Ms. Bonnie Payton reviewed the Equalization report as provided in the packet. She noted that there was a decrease in State Equalized Value of 2.32% for 2009.

Discussion ensued.

CONSENT AGENDA

Airport

F. Request for Adoption of the Airport Administrative Rules & Regulations

That the Board of Commissioners Approve the Airport Administrative Rules and Regulations as presented.

G. Request for the Creation of a Position, Assistant Director of Finance & Administration (Airport funds)

That the Board of Commissioners Approve the Creation of an Assistant Director of Finance and Administration.

1.0 FTE Assistant Director of Finance & Administration M588
\$58,843.20-\$76,481.60 Position # 10805 581-581-704.00

Circuit Court

H. Request for Approval to Submit the Byrne Memorial Competitive Grant Application for funding of Men and Women's Drug Treatment Court

That the appropriate County officials be authorized and directed to Submit the Byrne Memorial Competitive Grant Application for funding of Men and Women's Drug Treatment Court in the amount of \$825,317.93 for the period of August 1, 2009 through July 31, 2011; a copy of said Application to be attached to the official Minutes of this meeting.

Community Corrections

I. Request for Approval of Extension of 90 day Employment for Temporary Employee in the OCC Tether Program

That the Board of Commissioners Approve the Extension of a Temporary Employee in the OCC Tether Program for the period of June 2, 2009 through July 17, 2009.

Equalization

J. Request for Approval of the 2009 Kalamazoo County Equalization Report by way of Resolution

That the Board of Commissioners Approve the 2009 Kalamazoo County Equalization Report by way of Resolution:

WHEREAS, Section 211.34, as amended, of the Compiled Property Tax Laws of Michigan requires that the County Board of Commissioners shall examine the assessment rolls of each township and city within the County and shall equitably and uniformly equalize the Real and Personal Property separately by adding to or deducting from the valuation of taxable property in any township or city such an amount as in its judgment will produce an equitable County total equalized valuation; and

WHEREAS, the Kalamazoo County Board of Commissioners has received a copy of the 2009 Equalized Valuation Report prepared by the Equalization Department; and

WHEREAS, the Kalamazoo County Board of Commissioners does hereby approve the 2009 equalized valuations of Kalamazoo County as presented in the Equalization Report.

NOW, THEREFORE, BE IT RESOLVED that the Kalamazoo County Board of Commissioners does hereby establish the 2009 County equalized valuation for the County of Kalamazoo as \$9,463,789,245 (nine billion four hundred sixty-three million, seven hundred eighty-nine thousand two hundred forty-five dollars) equalized by class pursuant to MCLA 209.1 209.8 as follows:

Agricultural - \$ 225,488,791 Timber Cutover - \$ -0-

Commercial - \$1,792,326,915 Developmental - \$ -0-
Industrial - \$ 503,111,457 Personal - \$896,482,771
Residential - \$6,046,379,311

BE IT FURTHER RESOLVED that the total County equalized valuation is apportioned to the various townships and cities as they are on the detached Equalized Valuation Report.

Health and Community Services

K. Request for Approval of Acceptance of Grant Award Amendment #1 from the Department of Health and Human Services

That the appropriate County officials be authorized and directed to Accept a Grant Award Amendment #1 from the Department of Health and Human Services in the amount of \$1,740,386 for the Head Start grant for the period of November 1, 2009 through October 31, 2009; a copy of said Award to be attached to the official Minutes of this meeting.

L. Request for Approval of Amendment #2 with Kalamazoo Community Mental Health and Substance Abuse Services for Multiple Program Services

That the appropriate County officials be authorized and directed to execute Amendment #2 with KCMH & Substance Abuse Services for multiple program services in the amount of \$59,110; a copy of said Amendment to be attached to the official Minutes of this meeting.

M. Request for Approval of Amendment #1 with Tomorrow's Child/Michigan SIDS, Inc. for the 2008/2009 Interconception Case Management Project

That the appropriate County officials be authorized and directed to execute Amendment #1 with Tomorrow's Child/Michigan SIDS, Inc. for the 2008/2009 Interconception Case Management Project at a rate of \$30 per hour not to exceed \$3,000 for the period of October 1, 2008 through September 30, 2009; a copy of said Amendment to be attached to the official Minutes of this meeting.

N. Request for Approval of Amendment #2 to the 2008/2009 Comprehensive Planning, Budgeting and Contracting Agreement with the Michigan Department of Community Health

That the appropriate County officials be authorized and directed to execute Amendment #2 to the 2008/2009 Comprehensive Planning, Budgeting and Contracting Agreement with the Michigan Department of Community Health in the increased amount of \$70,694 for a total level of \$3,741,247 for the period of October 1, 2008 through September 30, 2009; a copy of said Amendment to be attached to the official Minutes of this meeting.

O. Request for Approval of Michigan State Housing Development Authority Housing Rehabilitation Grant Agreement

That the appropriate County officials be authorized and directed to execute MSHDA Housing Rehabilitation Grant Agreement to provide housing services to low-income residents in the amount of \$50,000 effective January 1, 2009 for thirty (30) months; a copy of said Agreement to be attached to the official Minutes of this meeting.

P. Request for Approval of the Michigan Department of Human Services Federal American Recovery and Reinvestment Act Weatherization Agreement for 2009/2012 – Stimulus and Positions Creations & Position Elimination (grant funded)

That the appropriate County officials be authorized and directed to execute the Michigan Department of Human Services Federal American Recovery and Reinvestment Act Weatherization Agreement for 2009/2012 in the amount of \$4,409,994 and Creation/Elimination of positions; a copy of said Agreement to be attached to the official Minutes of this meeting.

Create:

<u>Account #</u>	<u>Position/#</u>	<u>Grade</u>	<u>Pay</u>	<u>FTE</u>
690-001	Supervisor – Housing Programs/#10809	P353	\$39,894-\$51,875	1.0
792-090	Weatherization Inspector/#10810	P307	\$36,837-\$47,902	1.0
792-090	Weatherization Inspector/#10194-001	P307	\$36,837-\$47,902	1.0
792-090	Weatherization Compliance Asst/#10811	T22	\$31,637-\$38,355	1.0
690-001	Housing Program Asst./#10812	T17	\$27,976-\$33,904	1.0
690-001	Housing Program Asst./#10813	T17	\$27,976-\$33,904	1.0

Eliminate:

690-001	Coordinator-Housing Rehab/#10194-001	P307	\$36,837-\$47,902	1.0
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Q. Request for Approval of Acceptance of Statement of Grant Award from the Michigan Office of Services to the Aging

That the appropriate County officials be authorized and directed to Accept Statement of Grant Award from the Michigan Office of Services to the Aging in the amount of \$811,605 for the period of April 1, 2009 through September 30, 2009; a copy of said Award to be attached to the official Minutes of this meeting.

R. Request for Approval of Veterans Health Administration Provider Agreement and Application for Furnishing Long-Term Care Services with Region IIIA Area Agency on Aging

That the appropriate County officials be authorized and directed to execute Veterans Health Administration Provider Agreement and Application for furnishing long-term care services with Region IIIA Area Agency on Aging in the amount of \$2,831 for a basic case and \$5,136 for intermediate for each veteran; a copy of said Agreement to be attached to the official Minutes of this meeting.

S. Request for Approval of an Agreement between HCS/Area Agency on Aging IIIa and GT Financial Services

That the appropriate County officials be authorized and directed to execute an Agreement with GT Financial Services in order to proceed with responsibilities of offering “Self-determination” to veterans and/or other AAA IIIA clients when feasible in the amount of \$65 per month per veteran effective May 1, 2009 with automatic renewals; a copy of said Agreement to be attached to the official Minutes of this meeting.

T. Request for Approval of Memorandum of Agreement from the Michigan Office of Services to the Aging to the HCS/AAAIIA for the Nursing Home Diversion Project and Position Creation (grant funded)

That the appropriate County officials be authorized and directed to execute a Memorandum of Agreement with the Michigan Office of Services to the Aging for the Nursing Home Diversion Project in the amount of \$38,000 for the period of October 1, 2008 through March 31, 2010 and the Creation of a Position; a copy of said Agreement to be attached to the official Minutes of this meeting.

Create:

Account#	Position #	Pay	Grade	FTE	Effective
280-083	Care Mgt Social Wkr/#10743-003	\$37,669-\$48,984	P319	0.2	4/22/09

Medical Examiner

U. Request for Approval of Renewal of existing Alcectis Database Licensing Agreement

That the appropriate County officials be authorized and directed to execute a contract renewal with Alcectis Database Licensing Inputting Medical Examiner Cases and Permits into a Database to be accessed by the Michigan Public Health Institute in the amount of \$300 per month for the period of October 1, 2008 through September 30, 2009; a copy of said Agreement to be attached to the official Minutes of this meeting.

Parks and Fairground

V. Request for Approval of Amendment to the Agreement with the Charter Township of Kalamazoo

That the appropriate County officials be authorized and directed to execute an Amendment to the Agreement with Charter Township of Kalamazoo to extend the Agreement from December 31, 2022 to December 31, 2030 for the use of property for the Kalamazoo River Valley Trail; a copy of said Amendment to be attached to the official Minutes of this meeting.

W. Request for Approval of Non Motorized Trail License Agreement with Kalamazoo County Road Commission

That the appropriate County officials be authorized and directed to execute an Agreement with the Kalamazoo County Road Commission for the use of land for the Kalamazoo River Valley Trail expiring April 30, 2029 and can be renewed for 10 year terms; a copy of said Agreement to be attached to the official Minutes of this meeting.

X. Request for Approval of a Contract with the Kalamazoo County Agricultural Society for the 2009 Kalamazoo County Fair

That the appropriate County officials be authorized and directed to execute a Contract with the Kalamazoo County Agricultural Society for the 2009 Kalamazoo County Fair in the approximate amount of \$35,000; a copy of said Contract to be attached to the official Minutes of this meeting.

Y. Request for Approval to Hire Nexus Business Solutions to conduct Kalamazoo River Valley Trail Market Research

That the appropriate County officials be authorized and directed to hire Nexus Business Solutions to conduct a Kalamazoo River Valley Trail Market Research in the amount of \$22,850 to be paid for by a grant from the W.K. Kellogg Foundation.

Sheriff

Z. Request for Approval of a Contract/Payment Arrangements with Fuelman

That the Board of Commissioners approve a weekly invoice payment system vs. a monthly process.

AA. Request for Approval of 2009 Marine Safety Grant Agreement with the Department of Natural Resources

That the appropriate County officials be authorized and directed to execute the 2009 Marine Safety Grant Agreement with the Department of Natural Resources in the amount of \$114,798 with the County's portion being \$89,097 for the period of January 1, 2009 through September 30, 2009; a copy of said Agreement to be attached to the official Minutes of this meeting.

BB. Request for Approval of an Interlocal Agreement with the City of Kalamazoo

That the appropriate County officials be authorized and directed to execute an Interlocal Agreement with the City of Kalamazoo to receive \$101,029 Byrne Grant funds from the American Recovery and Remediation Act of 2009; a copy of said Agreement to be attached to the official Minutes of this meeting.

Board of Commissioners

CC. Request for Approval of Transfers and Disbursements

That the Transfers and Disbursements as defined and set forth in the document entitled, "Recommended Transfers and Disbursements, dated April 21, 2009," noting claims in the total amount of \$3,404,809.15 with the exception of Kalamazoo Electric claims in the amount of \$1,458.65 as provided to each Board member, be approved; that the County Clerk be authorized to certify to the County Treasurer that the Board has approved on this date the disbursements in the list dated April 21, 2009, and the County Treasurer is therefore, authorized to make those disbursements, and the Director of Finance be authorized to make budgetary transfers, as listed.

DD. Request for Approval of Overnight Shelter Operation Agreement with Kalamazoo County Community Mental Health

This item was removed from Consent Agenda.

EE. Request for Approval of Claim of Damages; Livestock Killed by Domestic Dog(s)

This Item was removed from the Agenda.

FF. Request for Approval of Retirement Resolution

That the Board of Commissioners approve the Retirement Resolution changing normal retirement age from 60 to 65 and the early retirement age from 55 to 60 for all individuals who become members of the system on or after July 1, 2009; a copy of said Resolution to be attached to the official Minutes of this meeting.

GG. Request for Approval of Resolution Approving Planned Modifications in the Public Improvement Projects in the City of Portage Local Development Finance Authority 2003 Amended Development Plan

That the Board of Commissioners approve a Resolution Approving Planned Modification in the Public Improvement Projects in the City of Portage Local Development Finance Authority 2003 Amended Development Plan; a copy of said Resolution to be attached to the official Minutes of this meeting.

Commissioner Heppler moved and it was duly seconded that Items F. through GG., with the exception of Items DD. and EE., be voted on at one time by a roll call vote and be considered as a consent agenda by the Board.

The roll call vote was as follows:

Ayes: All members present
Nays: None
Abstains: None
Absent: Commissioner Alford.

The motion carried.

NON-CONSENT AGENDA ITEMS

DD. Request for Approval of Overnight Shelter Operation Agreement with Kalamazoo County Community Mental Health

That the appropriate County officials be authorized and directed to execute an Agreement with Kalamazoo County Community Mental Health to transfer ownership/operations of the Kalamazoo County Emergency Overnight Shelter to KCMH; a copy of said Agreement to be attached to the official Minutes of this meeting.

Discussion ensued.

There being no discussion, the motion carried by a voice vote

HH. Request for Approval of Kalamazoo Electric, Inc. Claims

Commissioner Johnson moved and it was duly seconded that the Board of Commissioners approve payment of claims from Kalamazoo Electric, Inc. in the total amount of \$1,458.65 for work provided to Kalamazoo County, and authorize the County Treasurer to make said payments.

Commissioner Buskirk made the following disclosure statement:

On the Claims List for April 7, 2009 is a claim from my employer, Kalamazoo Electric, Inc., a local electrical contractor. Since I have a conflict of interest as an employee of Kalamazoo Electric, Inc., I would like to make the following disclosure pursuant to 1968 P.A. 317, as amended:

The parties to this agreement/payment are the County of Kalamazoo and Kalamazoo Electric, Inc.

The purpose of the agreement is for Kalamazoo Electric, Inc. to provide certain electrical services to Kalamazoo County.

The amount of the payment to Kalamazoo Electric, Inc. totals:

\$1,458.65

(Invoice is listed on Pages 46, 48 and 72 of the Claims List for April 7, 2009.)

I will not receive a direct financial benefit from this project.

The term of the agreement is until project completion.

No County employees were assigned to this project.

I would request that this disclosure be made a part of the official minutes of the Board meeting of April 21, 2009. Please keep in mind that it will take a two-thirds' vote of the full Board to approve this payment.

There being no discussion, the motion carried by a voice vote, with one abstention.

II. Request for Approval of a Bargaining Agreement with AFSCME Local No. 1677.04

Commissioner Maturen moved and it was duly seconded that the Board of Commissioners approve a bargaining Agreement as secured by the County's bargaining team between the County of Kalamazoo and the AFSCME Local No. 1677.04, and that the County Board Chair and the County Clerk-register be authorized and directed to sign the aforementioned Agreement, for the period of January 1, 2009 through December 31, 2009; a copy of said Agreement to be attached to the official Minutes of this meeting.

There being no discussion, the motion carried by a voice vote.

ITEM 9 Old Business

There was no old business.

ITEM 10 New Business

There was no new business.

ITEM 11 County Administrator's Report

County Administrator Battani congratulated Ms. Linda Buzas and her staff for the exceptional review . He stated the Equalization report had shown a taxable value

growth 1.29% rather than anticipated 3% growth; a \$600,000 deficit. He indicated this was a significant issue and would need to be dealt with; and a mid-year adjustment would be the result. He mentioned that Treasurer Mary Balkema said delinquent tax revenue is up. He remarked that the local economy could cause potential problems with transit millage issue. He cautioned Board members that the economic straits being dealt with in Lansing would trickle down and affect the County as well and urged Commissioners to keep apprised of the situation.

ITEM 12 Chairperson's Report

Chairperson Buskirk proposed the Board set a legislative meeting with state legislators soon and advocated inviting surrounding counties to participate. He reminded Commissioners that May 9th was the Board Retreat at the Expo Center; beginning promptly at 8:15 a.m.

ITEM 13 Vice Chairperson's Report

Vice Chairperson Buchholtz-Hiemstra recognized the HCS Administration and staff for their outstanding work.

ITEM 14 Members' Time

Commissioner Heppler stressed working more closely with Interlocal relationships to make Kalamazoo County a better place to work & play.

Commissioner Johnson acknowledged the recent passing of John Mulder Miller. He noted the many volunteer opportunities Mr. Miller had filled during his lifetime. He reflected on his appreciation of the MI WORKS! Staff and the focus of their efforts to find positions for the unemployed.

Commissioner Maturen expressed his appreciation for Administrator Battani's recommendation for a mid-year review of the budget due to lower than anticipated revenue. He stated he had attended the Michigan Association of Counties (MAC) Economic Development & Taxation Committee and had placed materials in Board member mailboxes. He expressed some dissatisfaction in printed materials supporting the May 5th transit millage. He questioned why when the County controlled the Care-A-Van service it only put in no more than an average of \$250,000 a year, but the new millage raises \$3,250,000. Where did the extra \$3,000,000 go? To line haul service, which was not the original intent of the County sponsored Care-A-Van.

Commissioner Ann Nieuwenhuis congratulated Midwest Health Care which employs 275 people in this community. She stated she was very pleased with the efforts of the Area Agency on Aging, who were working with Veteran's health issues and assisting efforts to support people staying in their own homes. She indicated she would miss the May 5th meeting as she would be in Lansing on business.

Commissioner John Nieuwenhuis commented on the stimulus package and noted his concern for small business owners in the stressed economy.

Commissioner Quinn thanked Administrator Battani & Linda Buzas for their efforts in following up on his concerns regarding veterans' access to the Veteran's Affairs Office. He congratulated the Main Street Grills for going to a non-smoking status. He encouraged auditing home foreclosures for homestead exemption compliance.

Commissioner Taylor thanked Administrator Battani for his fiscal stewardship.

Commissioner Thompson stated he had attended the April 14th celebration at City Hall in honor of the City's 125th Anniversary. He noted that he and Commissioner Alford had visited Roosevelt school and visited with staff. He indicated VFW 827 had held an organizational meeting this evening and elected new officers. He encouraged Commissioners to visit.

Commissioner Urban gave a brief history of transit in Kalamazoo County.

Commissioner Zull commented on his concern for the anger being expressed by citizens who came to speak at Board meetings and stated decisions being made were thoroughly explored by Commissioners and Administration before being put to a vote.

Commissioner Ansari expressed a desire to see the Child Care Fund issue placed on the agenda for the anticipated legislative meeting.

Chairperson Buskirk thanked Mayor Strazdas for his recent remarks supporting the transit millage.

ITEM 15 Adjournment

There being no further business to come before the Board, Chairperson Buskirk adjourned the meeting at 9:45 p.m.

Timothy A. Snow
Clerk/Register of Deeds

Dave Buskirk
Chairman, Kalamazoo County Board of
Commissioners