

MINUTES

KALAMAZOO COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

SEPTEMBER 1, 2009

ITEM 1 Call to Order: 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 September 1, 2009.

ITEM 2 Invocation: Commissioner John Taylor gave the Invocation.

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

ITEM 4 Roll Call: Commissioners Carolyn Alford, Nasim Ansari, Jeff Balkema, Rob Barnard, Deb Buchholtz, 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 Grady Biby.

Administrators Present: Peter Battani, County Administrator; John Faul, Deputy County Administrator; Thom Canny, Corporation Counsel; Tracie Moored, Finance Director; Dave Rachowicz, Parks Director; David Artley, Resource Development; Jo Woods, HR Director; Anne Conn, HR Deputy Director; Marc Meulman, Deputy HCS Director; Tim Snow, County Clerk; and Sheri Stiger, Administrative Assistant.

ITEM 5 Approval of Minutes:

Commissioner Taylor moved and it was duly seconded that the Minutes of the August 18, 2009, Board Meeting be approved as distributed.

ITEM 6 Communications:

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

- a) A Resolution from Lenawee County Board of Commissioners opposing the language proposed in Section 470 of the S-1 version of the Department of Community Health Budget bill.
- b) A Resolution from the City of Kalamazoo regarding a Public Hearing to consider a request from Pharmacia and Upjohn Company, LLC seeking a PA 198 Industrial Facilities Tax Exemption Certificate.

- c) A Letter from the Department of Energy, Labor & Economic Growth identifying no findings in the Kalamazoo County Single Audit Report for the Fiscal Year Ending December 31, 2008 as submitted.
- d) A resolution from Lake County supporting House Bill 5019.
- e) A Resolution from Alger County supporting house Bill 4893.
- f) A Resolution from Lapeer County intending to hold the State accountable for funding mandated expenses.

Chairperson Buskirk received a letter from John Campbell of Allegan County thanking those who voted to place him on the Michigan Association of Counties Board.

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, representing Michigan People's Action, spoke in support of the Housing First Initiative.

Mr. Christopher Adams, representing MPA, spoke in favor of the jail survey seeking more information regarding homeless inmates.

Mr. Jonathan Braun, representing MPA, spoke in favor of the Housing First Initiative.

Ms. Monica Westover, 5910 Briarcliff Lane, Apt. B., stated her concerns with the judicial system in Kalamazoo County.

Mr. Douglas A. Innes, 10761 N. 43rd Street, spoke in opposition to the proposed Downtown Arena project.

ITEM 8 For Consideration:

CONSENT AGENDA

Health & Community Services

A. Request for Approval of Contract Amendment with the Kalamazoo County Health Plan Corporation for the Provision of Indigent Health Care Services

That the appropriate County officials be authorized and directed to execute a Contract Amendment with the Kalamazoo County Health Plan Corporation to increase funding from \$492,163 to \$555,714.25 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.

B. Request for Approval of a Temporary Dentist Employment Agreement

That the appropriate County officials be authorized and directed to execute a Temporary Dentist Employment Agreement with Jorie M. Harris, DDS at a rate of \$64.19/hour effective September 2, 2009 with automatic annual renewals; a copy of said Agreement to be attached to the official Minutes of this meeting.

C. Request for Approval of a Renewal Agreement with the Center for Information Management, Inc.

That the appropriate County officials be authorized and directed to execute an Agreement with the Center for Information Management, Inc. for monthly support in the amount of \$120/month for the period of October 1, 2009 through September 30, 2010; a copy of said Agreement to be attached to the official Minutes of this meeting.

D. Request for Approval to Submit an Application to the Michigan Department of Human Services (MDHS) for the 2009 CSBG ARRA Grant

That the appropriate County officials be authorized and directed to submit an Application to the MDHS for the 2009 CSBG ARRA Grant in the amount of \$859,214 for the 2009-2010 program year; a copy of said Agreement to be attached to the official Minutes of this meeting.

E. Request for Approval of an Agreement with Borgess Health for Training Facility Space

That the appropriate County officials be authorized and directed to execute an Agreement with Borgess Health for training facility space in the amount of \$78.75/day for training on September 28, 2009; a copy of said Agreement to be attached to the official Minutes of this meeting.

F. Request for Approval of Four Amendments for Head Start Classroom Space

That the appropriate County officials be authorized and directed to execute four Amendments for Head Start classroom space; a copy of said Agreement to be attached to the official Minutes of this meeting.

Facility	Lease Space Fee Per Month	Space	Current Contract Expires
Eastside Neighborhood Association	\$400	1 classroom	7/31/10
Portage Community Center	\$104.63	Add 1 office space	7/31/12
Parchment Community Schools	\$700	Add 1 classroom	7/31/10
St. Joseph Parish	No Fee	Add Playground Area	7/31/10

G. Request for Approval of Amendment #2 to the Grant Agreement with the Michigan Department of Human Services for the 2009 Low Income Home Energy Assistance Program

That the appropriate County officials be authorized and directed to execute Amendment #2 to the grant Agreement with the MDHS for the 2009 Low Income Energy Assistance Program to increase funding from \$132,600 to \$198,900 for the period of May 24, 2009 through September 30, 2010; a copy of said Amendment to be attached to the official

Minutes of this meeting.

H. Request for Approval of a Contract for Food Service with Kalamazoo Public Schools for the 2009/2010 Head Start Program

That the appropriate County officials be authorized and directed to execute a contract for food service with Kalamazoo Public Schools for the 2009-2010 Head Start Program; a copy of said Contract to be attached to the official Minutes of this meeting.

The cost per meal category will be: Breakfast \$1.20, Lunch \$2.20 and Snack \$0.75 (meal cost for 2009/2010 increased .05 cents).

I. Request for Approval of Multiple Agreements with Providers for the Choices for Independence Program

That the appropriate County officials be authorized and directed to execute multiple Agreements with Providers for the Choices for Independence Program; a copy of said Agreements to be attached to the official Minutes of this meeting.

For the period October 1, 2006 through September 30, 2009:

<u>Organization</u>	<u>Services</u>
AdvisaCare Home Health Care	Homemaking, In-Home Respite, Medication Management, Personal Care & Transportation

For the Period of October 1, 2009 through September 30, 2012:

<u>Organization</u>	<u>Services</u>
AdvisaCare Home Health Care	Homemaking, In-Home Respite, Medication Management, Personal Care & Transportation
Critical Signal Technologies, Inc.	Personal Emergency Response Systems
Family & Children Services	Counseling
Lakeshore Home Health Care Services	Homemaking, In-Home Respite & Personal Care
Medical Resource Management	Homemaking, In-Home Respite, Medication Management, Personal Care & Transportation
United Nursing Services, Inc.	Homemaking, In-Home Respite, Medication Management & Personal Care

J. Request for Approval of Body Art Business Fees for Kalamazoo County Health and Community Services Department

That the Board of Commissioners approve a Body Art Business Fee Schedule for Kalamazoo County Health and Community Services Department. Fees will be effective September 2, 2009.

Inspection fee of \$155.00 and two hourly rate fees for new establishments & renovated facilities only:

- 1) \$66.00 for body art plan review, pre-opening inspections, operational inspections and informal hearings
- 2) \$50.00 for temporary license inspections and additional inspections if more than 2 inspections are warranted to assure compliance with state rules.

Human Resources

K. Request for Approval of Personnel Policy 5.16

That the Board of Commissioners approve Personnel Policy 5.16 as included in the Committee of the Whole packet.

L. Request for Approval of a Group Sponsored Medicare Advantage Application with Humana

That the appropriate County officials be authorized and directed to execute a Group Sponsored Medicare Advantage Application with Humana for Medicare eligible retirees effective January 1, 2010; a copy of said Application to be attached to the official Minutes of this meeting.

Sheriff

M. Request for Approval of Emergency Support Plans with Townships of Comstock and Oshtemo, City of Portage, and Village of Vicksburg

That the appropriate County officials be authorized and directed to execute Emergency Support Plans with Townships of Comstock and Oshtemo, City of Portage, and Village of Vicksburg as required by P.A. 390 of 1976; a copy of said Plans to be attached to the official Minutes of this meeting.

N. Request for Approval of a Hosting Agreement with Syberworks for a Computer Based Training Program

That the appropriate County officials be authorized and directed to execute a Hosting Agreement with Syberworks for computer based training program for the period of September 1, 2009 through August 31, 2012; a copy of said Agreement to be attached to the official Minutes of this meeting.

O. Request for Approval of Contract Addendum with Oshtemo Township for one (1) additional Road Patrol Deputy

That the appropriate County officials be authorized and directed to execute a Contract Addendum with Oshtemo Township for 1 additional Road Patrol Deputy in the approximate amount of \$49,659 for the period of September 2, 2009 through December 31, 2009; a copy of said Addendum to be attached to the official Minutes of this meeting.

Board of Commissioners

P. 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 September 1, 2009," noting claims in the total amount of \$3,451,256.22 with the exception of Best Way Disposal claim in the amount of \$930.00, with the exception of Kalamazoo Electric, Inc. claim in the amount of \$412.14 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 September 1, 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.

Q. Request for Approval of Wage & Salary Administration Policy 4.0

That the Board of Commissioners approve the Wage & Salary Administration Policy 4.0 as included in the Committee of the Whole packet.

R. Request for Approval of Resolution in Support of Census Day in Kalamazoo County

That the Board of Commissioners approve the following Resolution:

WHEREAS, the kick off day for the 2010 Census is April 1, 2010; and

WHEREAS, an accurate census count is vital to our community and residents' well-being by helping planners determine where to locate schools, day-care centers, roads and public transportation, hospitals and other facilities, and is used to make decisions concerning business growth and housing needs; and

WHEREAS, more than \$300 billion per year in federal and state funding is allocated to states and communities based on census data; and

WHEREAS, Census data ensures fair Congressional representation by determining how many seats each state will have in the U.S. House of Representatives as well as the redistricting of state legislatures, county and city councils, and voting districts; and

WHEREAS, the 2010 Census creates jobs that stimulate economic growth and increase employment opportunities in our community; and

WHEREAS, the information collected by the census is protected by law and remains confidential for 72 years; and

WHEREAS, as a 2010 Census partner, Kalamazoo County will support the goals and ideals for the 2010 Census and will disseminate 2010 Census information to encourage community participation: encourage people in Kalamazoo County to place an emphasis on the 2010 Census and to participate in events that will raise overall awareness of the 2010 Census to ensure a full and accurate count; support census takes as they help our community complete an accurate count; and appoint a Complete Count Committee to seek opportunities to collaborate with other like-minded groups in our community, to utilize high-profile, trusted people to advocate on behalf of the 2010 Census.

THEREFORE BE IT RESOLVED that the Kalamazoo County Board of Commissioners hereby designates April 1, 2010 as Census Day in Kalamazoo County and joins the rest of the nation as a 2010 Census Partner.

BE IT FURTHER RESOLVED that a Complete Count Committee is a joint effort with the Cities of Kalamazoo and Portage and the co-chairs will be Chairman Buskirk, Mayor Hopewell and Mayor Strazdas.

Commissioner Taylor moved and it was duly seconded that Items A. through R., 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 Biby

The motion carried.

NON-CONSENT AGENDA ITEMS

S. Request for Approval of Best Way Disposal Claim

Commissioner Quinn moved and it was duly seconded that the Board of Commissioners approve payment of claims from Best Way Disposal in the total amount of \$930.00 for work provided to Kalamazoo County, and authorize the County Treasurer to make said payments.

Commissioner Balkema made the following Disclosure Statement:

On the Claims List for September 1, 2009 are claims from my business enterprise Best Way Disposal. Since I have a conflict of interest as an owner/employee of Best Way Disposal, I would like to make the following disclosure pursuant to 1968 P.A. 3116, as amended:

The parties to this agreement/payment are the County of Kalamazoo and Best Way Disposal

The purpose of the agreement is for Best Way Disposal to provide certain services as noted below:

Waste Removal

The amount of the payment to Best Way Disposal totals:

\$930.00

(Invoice is listed on Page 46 of the Claims List for September 1, 2009.)

I will receive an indirect financial benefit from this project.

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 September 1, 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.

T. Request for Approval of Kalamazoo Electric, Inc. Claim

Commissioner Maturen moved and it was duly seconded that the Board of Commissioners approve payment of claims from Kalamazoo Electric, Inc. in the total amount of \$412.14 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 September 1, 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 described as follows:

Labor and Material

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

\$412.14

(Invoice is listed on Page 35 of the Claims List for September 1, 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 September 1, 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.

ITEM 9 Old Business

There was no old business.

ITEM 10 New Business

U. Request for Approval of FY 2010-2012 Cooperative Reimbursement Contract

Commissioner Ann Nieuwenhuis moved and it was duly seconded that the appropriate County officials be authorized and directed to execute FY 2010-2012 Cooperative

Reimbursement Contract with MDHS in the amount of \$890,000 to fund the establishment of paternity and child support orders for families and children in Kalamazoo County for the period of October 1, 2009 through September 30, 2012; a copy of said Contract to be attached to the official Minutes of this meeting.

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

ITEM 11 County Administrator's Report

County Administrator Battani reported the Economic Development Forum will be set for sometime in October. He noted the Kalamazoo County Road Commission will be celebrating their Centennial on Friday, October 2nd from 2:30-6:30 p.m. Mr. Jim Youngs, former County Clerk/Register wanted to acknowledge HR employee Jean Michaud for her exemplary work in assisting retirees with their insurance benefit questions and needs.

ITEM 12 Chairperson's Report

Chairperson Buskirk reminded Commissioners to fill out the Administration and Corporate Counsel performance reviews. He said he and Mayor Hopewell had been guest speakers at the County Clerks Association and wanted to acknowledge Tim Snow as the 2010 President of this organization. He congratulated the City of Kalamazoo on the 50th Anniversary of the downtown Kalamazoo Mall. He thanked Commissioner Grady Biby for the books that he presented to each Commissioner and wished him good health. He stated the Land Bank Authority Board was approaching the deadline for applications for persons who are interested in serving on this board.

ITEM 13 Vice Chairperson's Report

Vice Chairperson Buchholtz stated the Resolution regarding the 2010 Census had passed tonight and that Miguel Rodriguez was heading this effort. She encouraged all elected officials to participate in this effort to get complete counts of all Kalamazoo County residents. She noted the County Clerk's Organization had recently met in Kalamazoo, and the Michigan Municipal League would be meeting here in the near future.

ITEM 14 Members' Time

Commissioner Thompson stated the Juvenile Home was on track and the old building had been removed. He reminded citizens that school was starting soon and urged persons to exercise caution with buses and students.

Commissioner Urban stated Head Start enrollment had met full requirements again this year and deserved some accolades for those who had worked so hard to make this program a showcase in Michigan.

Commissioner Zull stated he would miss the next meeting as he was having knee surgery. He thanked Commissioner Grady for the book, stating he had seen reviews and was very interested in reading it.

Commissioner Alford stated Universal Health Care should be a right for all citizens of this nation. She encouraged citizens and Commissioners to voice their concerns.

Commissioner Ansari stated he would like Sherry Thomas Cloud and the DHS Board to make a presentation to the Board.

Commissioner Barnard wished everyone a safe holiday.

Commissioner Heppler noted there would be 9/11 ceremonies at Bronson Park and Ft. Custer, and encouraged people to participate. He wished everyone a safe holiday.

Commissioner Johnson stated he had decided against a campaign for Representative and would instead run once again for a Kalamazoo County Commissioner position.

Commissioner Maturen commended Commissioner Heppler for his appointment by Governor Granholm to a second term on the Carnival Safety Board. He announced he would be going to Russia for a visit.

Commissioner Ann Nieuwenhuis made a recommendation to Administration that the Human Resources Committee add a retiree to their roster. She stated David Artley had been a huge help to the City of Galesburg working on a Youth Center. She said she was encouraged by the efforts of the transit system which had more people riding public transportation, but noted there were no shelters available and inclement weather would soon be here. She encouraged Commissioners to monitor the situation in their respective communities and keep the Transit Authority informed.

Commissioner Quinn wished citizens a safe holiday, and encouraged them to recognize those who had supported labor development in this country.

ITEM 15 Adjournment

There being no further business to come before the Board, Chairperson Buskirk adjourned the meeting at 7:47 p.m.

Timothy A. Snow
Clerk/Register of Deeds

Dave Buskirk
Chairman, Kalamazoo County Board of
Commissioners