

MINUTES

KALAMAZOO COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

JANUARY 19, 2016

ITEM 1 Call to Order: The Regular Meeting of the Board of Commissioners was called to order by Chairperson Taylor, at 7:00 pm in the Board of Commissioner's Room, second floor, County Administration Building, 201 West Kalamazoo Avenue, Kalamazoo, Michigan, on January 19, 2016.

ITEM 2 Invocation: Pastor Jeff Wenke of The Bridge Church on behalf of Commissioner Dale Shugars.

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

ITEM 4 Roll Call: Commissioners John Gisler, Jeff Heppler, Stephanie Moore, Larry Provancher, Julie Rogers, Michael Seals, Dale Shugars, John Taylor, Roger Tuinier and Kevin Wordelman.

Members Absent: Commissioner Scott McGraw.

Administrators Present: Terrence Neuzil, County Administrator; John Faul, Deputy County Administrator; Tracie Moored, Finance Director; Thom Canny, Corporate Counsel; David Rachowicz, Parks Director; Julie Pioch, MSU Extension Director; Sheriff Rick Fuller; Pat Crowley, Drain Commissioner; Randy Winterowd, Buildings and Grounds Director; Timothy A. Snow, County Clerk; Dina Sutton, Office Manager.

ITEM 5 Approval of Minutes:

Commissioner Moore moved and it was duly seconded that the Minutes of the January 5, 2016, Board meeting be approved as distributed.

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

ITEM 6 Communications:

Commissioner Shugars presented the following communications which are on file in the Administrative Services Office unless otherwise noted:

- a) A copy of an Ordinance from Muskegon County to prohibit the possession of tobacco products by minors and to establish fines for the violation hereof.

- b) A Letter from the State of Michigan Department of Health and Human Services conferring accreditation of the Health and Community Services Department.

Commissioner Rogers stated she and Commissioner Wordelman had been approached about lead levels within Kalamazoo and would ask that an update be made to the Board at a future meeting.

ITEM 7 Citizens' Time

Chairperson Taylor 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.

Mr. Rick Fuller, Kalamazoo, stated this Saturday the Sheriff's Office as well as the Office of Emergency Management would be holding an event with the American Red Cross, to collect water to donate to Flint. He stated the Sheriff's Office would also start a Victims Service Unit this week.

Mr. Don Jarzambek, Kalamazoo, addressed the Board concerning Item K. on the agenda at tonight's agenda. He wanted to know why there was an exception for elected officials from employees. He stated he agreed with some of the recommended changes to the weapons policy.

ITEM 8 For Consideration

A. Request for Approval of Resolution Honoring the Viking Football Team

Mr. John Berry, Vikings Football President, along with the Coaching Staff and the Team joined Commissioners Moore and Provancher at the podium.

Commissioner Moore and Commissioner Provancher moved and it was duly seconded that the Board of Commissioners approve the following Resolution:

WHEREAS: Vikings football exist to foster and promote a football and cheerleading program for boys and girls in Kalamazoo within the Northern Rocket Football League; and,

WHEREAS: Vikings football mission is carried out by promoting and upholding team spirit and pride; and,

WHEREAS: Vikings football represents Kalamazoo to the highest degree, the loudest cheers, tremendous parental support and fabulous pride; and,

WHEREAS: Vikings football sets an example of good behavior and sportsmanship by team members, cheer squads and positive parents attitudes; and,

WHEREAS: Vikings football has tackled the tough issues as a leadership team for others to follow; and,

WHEREAS: Vikings football shows each child the importance of hard work, discipline and dedication on and off the field; and,

WHEREAS: Vikings football rewards the whole person by not only celebrating their success, but also by recognizing that life is a precious commodity; and,

WHEREAS: Vikings football develops the qualities that will stay with our youth as they grow into citizens with character and pride.

NOW, THEREFORE, BE IT RESOLVED that the Kalamazoo County Board of Commissioners does hereby recognize the Vikings football team and cheerleaders.

The roll call vote was as follows:

Ayes: All members present
Nays: None
Abstains: None
Absent: Commissioner McGraw

The motion carried.

Mr. Berry on behalf of the Vikings Football staff thanked the Board for honoring them.

Commissioner Moore stated the team was the only team in Kalamazoo who went to Nationals this year. She thanked everyone who made it possible to go to Nationals.

B. Request for Approval of Resolution Commemorating Kalamazoo School Choice Week
Commissioner Rogers moved and it was duly seconded to remove Item B. from the agenda.

The roll call vote was as follows:

Ayes: All members present
Nays: Commissioner Shugars
Abstains: None
Absent: Commissioner McGraw

The motion carried.

CONSENT AGENDA

C. Request for Approval of 25 Year Resolution Honoring Honorable Robert Kropf, District Court Judge

That the Board of Commissioners approve the following Resolution:

WHEREAS, Honorable Robert Kropf has served the citizens of Kalamazoo County for twenty-five (25) years as of January 1, 2016; and

WHEREAS, Honorable Robert Kropf has faithfully served as a District Court Judge; and

WHEREAS, the County of Kalamazoo wishes to acknowledge and honor employees who have longevity under the umbrella of County Government, since it is through longevity that expertise in the employee's particular field is achieved.

NOW, THEREFORE, BE IT RESOLVED that the Kalamazoo County Board of Commissioners does hereby acknowledge with gratitude the many years of dedication and service Honorable Robert Kropf has imparted to the citizens of the County and offers its best wishes for many more years of mutual association.

Buildings and Grounds

D. Request for Approval of a Contract Extension with Johnson Controls – Various County Buildings

This Item was removed from the Consent Agenda.

E. Request for Approval of a Contract with Johnson Controls – Gull Road Justice Complex

This Item was removed from the Consent Agenda.

District Court

F. Request for Approval of an Agreement with Kalamazoo Community Mental Health & Substance Abuse Services (KCMHSAS)

That the appropriate County officials be authorized and directed to execute an Agreement with KCMHSAS for supplies, training and travel, and KCMHSAS staffing for the Michigan Mental Health Court Grant Program in the amount of \$129,235 for the period of October 1, 2015 through September 30, 2016; a copy of said Agreement to be attached to the official Minutes of this meeting.

Health & Community Services

G. Request for Approval of Amendment #1 to the 2015-2016 Comprehensive Agreement with the Michigan Department of Health & Human Services (MDHHS)

That the appropriate County officials be authorized and directed to execute Amendment #1 to the Comprehensive Agreement with MDHHS for funding of public health services in the reduction amount of \$13,490 for a total amount of \$3,723,049 for the period of October 1, 2015 through September 30, 2016; a copy of said Amendment #1 to be attached to the official Minutes of this meeting.

H. Request for Approval of Contract Termination with Smartlite

That the appropriate County officials be authorized and directed to terminate a contract with Smartlite due to lack of successfulness of advertising for the Diabetes Personal Action Toward Health program effective January 31, 2016.

I. Request for Approval of Breast and Cervical Cancer Control Navigation Program (BCCCNP) Assignment and Assumption Agreements for Contracts with Bronson Healthcare Midwest

That the appropriate County officials be authorized and directed to execute BCCCNP Assignment and Assumption Agreements for Contracts with Bronson Healthcare Midwest to assign them to Bronson Methodist Hospital effective December 27, 2015; a copy of said Agreements to be attached to the official Minutes of this meeting.

J. Request for Approval of Household Hazardous Waste Program Contract with Multiple Townships and Municipalities

That the appropriate County officials be authorized and directed to execute Household Hazardous Waste Program Contract with Multiple Townships and Municipalities for the period of January 1, 2016 through December 31, 2016; a copy of said Contracts to be attached to the official Minutes of this meeting.

GOVERNMENTAL UNITS AND FUNDING

1. Alamo Township	\$ 2,800
2. Antwerp Township	\$ 3,500
3. Charleston Township	\$1,600
4. Comstock Township	\$11,140
5. Cooper Township	\$ 8,000
6. Paw Paw Township	\$ 1,700
7. Pavilion Township	\$ 4,200
8. Richland Township	\$ 7,000
9. Schoolcraft, Village of	\$ 575
10. Texas Township	\$10,000
11. Vicksburg, Village of	\$ 650

Human Resources

K. Request for Approval of Amendment to Personnel Policy 7.03 – Weapons Policy

This item was removed from the Consent Agenda.

Michigan Works!

L. Request for Approval of Workforce Investment Act Performance Goals for Program Year 2015

That the appropriate County officials be authorized and directed to execute Workforce Investment Act Performance Goals for Program Year 2015 for the period of July 1, 2015 through June 30, 2016; a copy of said Plan to be attached to the official Minutes of this meeting.

M. Request for Approval of Michigan Works! System Plan for Calendar Year 2016

That the appropriate County officials be authorized and directed to execute Michigan Works! System Plan for Calendar Year 2016 for the period of January 1, 2016 through December 31, 2016; a copy of said Plan to be attached to the official Minutes of this meeting.

N. Request for Approval of Training Program for Reemployment Services and Eligibility Assessment (RESEA) Claimants

That the appropriate County officials be authorized and directed to execute Training Program Plan

for RESEA Claimants in the amount of \$98,000 for the period of October 1, 2015 through September 30, 2016; a copy of said Plan to be attached to the official Minutes of this meeting.

Parks & Expo Center

O. Request for Approval of Acquisition of Property, 2815 Lake Street, Kalamazoo Charter Township

That the Board of Commissioners approve the acquisition of property located at 2815 Lake Street, Kalamazoo Charter Township in the amount of \$5,757.50.

Prosecuting Attorney

P. Request for Approval of Kalamazoo Valley Enforcement Team (KVET) Agreement with the City of Kalamazoo

That the appropriate County officials be authorized and directed to execute KVET Agreement with the City of Kalamazoo in the amount of \$70,000 for the period of January 1, 2016 through December 31, 2016; a copy of said Agreement to be attached to the official Minutes of this meeting.

Q. Request for Approval of FY2015-2016 Southwest Enforcement Team (SWET) Agreement

That the appropriate County officials be authorized and directed to execute FY2015-2016 SWET Agreement for salary and fringe for one full-time Assistant Prosecutor for the period of October 1, 2015 through September 30, 2016; a copy of said Agreement to be attached to the official Minutes of this meeting.

Purchasing – Office of Finance

R. Request for Approval of Equipment Maintenance Insurance with Specialty Underwriters LLC

That the appropriate County officials be authorized and directed to execute equipment maintenance insurance with Specialty Underwriters LLC in the amount of \$15,278 for the period of February 1, 2016 through February 1, 2017; a copy of said Contract to be attached to the official Minutes of this meeting.

Sheriff

S. Request for Approval of FY2015-2016 Snowmobile Grant with the Michigan Department of Natural Resources (MDNR)

That the appropriate County officials be authorized and directed to execute FY2015-2016 Snowmobile Grant with MDNR in the amount of \$800 for the period of October 1, 2015 through April 30, 2016; a copy of said Grant to be attached to the official Minutes of this meeting.

T. Request for Approval of Networkfleet Hardware & Service Order with Verizon

This Item was removed from the Agenda.

U. Request for Approval of 2014 Emergency Management Performance Grant (EMPG) Supplemental Funding

That the appropriate County officials be authorized and directed to execute 2014 EMPG Supplemental Funding in the amount of \$1,871.35; a copy of said Grant to be attached to the official Minutes of this meeting.

Board of CommissionersV. Request for Approval of Transfers and Disbursements

That the Board of Commissioners approve Transfers and Disbursements as defined and set forth in the document entitled, "Recommended Transfers and Disbursements, dated January 19, 2016", noting claims in the total amount of \$2,009,108.01 be approved and 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 January 19, 2016, and the Director of Finance be authorized to make budgetary transfers, as listed.

W. Request for Approval of Amendment to Board Bylaws

This Item was removed from the Agenda.

X. Request for Approval of Michigan State University Extension – Annual Work Plan 2016

That the Board of Commissioners approve the 2016 Annual Work Plan with Michigan State University Extension in the amount of \$113,653 for the period of January 1, 2016 through December 31, 2016; a copy of said Plan to be attached to the official Minutes of this meeting.

Commissioner Shugars moved and it was duly seconded that Items C. through X., with the exception of Items D., E., K., T., and W., 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 McGraw

The motion carried.

NON-CONSENT AGENDA ITEMS

The following Items are Non-Consent Agenda Items and will be voted on individually.

D. Request for Approval of a Contract Extension with Johnson Controls – Various County Buildings

Commissioner Tuinier moved and it was duly seconded that the appropriate County officials be authorized and directed to execute a Contract Extension with Johnson Controls for labor and material for service and system upgrades to BMS Control Service System at various County Buildings (\$25,767-2016; \$26,283 -2017; \$27,465 -2018) for the period of January 1, 2016 through December 31, 2018; a copy of said Contract Extension to be attached to the official Minutes of this meeting.

Commissioner Rogers stated she asked to have this item removed because she had questions, some of which were not answered, particularly because it was not put out to bid.

Mr. Randy Winterowd, Buildings and Grounds (B&G) Director, gave a history of the contract with Johnson Controls. He indicated the contract the County had with Johnson Controls allowed the County to control the heating and cooling systems remotely. He stated the remotes the County had currently in many buildings were made by Johnson Controls and needed to be maintained by Johnson Controls. The County was still purchasing remotes from Johnson Controls; however, the County was able to allow other vendors to utilize the systems.

Commissioner Rogers stated it was her understanding that there were other certified vendors who would be able to work on Johnson Controls. She wanted to know if the County would be able to put this out to bid. Mr. Winterowd stated the County would be able to, however, there would be additional costs associated.

Commissioner Rogers moved and it was duly seconded to postpone the vote on this item until the next meeting.

Commissioner Tuinier stated he understood B&G's position and would not support postponing the vote.

Commissioner Rogers stated she had concerns with the contract being three years.

Commissioner Wordelman inquired of Mr. Winterowd if postponing the vote for two weeks would be an issue for B&G and Mr. Winterowd indicated some hours of service would be missed, but would not be critical.

Commissioner Provancher stated he would support postponing the vote until the next meeting.

Commissioner Shugars wanted to know if the County violated any Policy by not going out to bid and Ms. Moored indicated it did not.

Commissioner Shugars stated there may be an issue now that Johnson Controls knows there was discussion on the amount, etc.

Ms. Moored stated the risk of re-bidding was if another vendor was awarded there would be a mark up to the County.

Commissioner Moore stated she wanted to know what information Commissioner Rogers was hoping to gather within the next two weeks.

Commissioner Rogers stated she had been approached by other vendors and was hearing different information from the vendors and the staff.

Commissioner Tuinier inquired about the contract terms.

Discussion ensued.

Commissioner Gisler stated it was his understanding there were no county policy violations and

he saw no reason to delay and had confidence in staff.

The roll call vote to postpone was as follows:

Ayes: All members present
Nays: Commissioners Gisler, Heppler, Moore, Seals, Shugars, Tuinier
Abstains: None
Absent: Commissioner McGraw

The motion failed.

Commissioner Moore stated Commissioner Rogers made valid points; however, she had confidence in County staff.

The roll call vote on the original motion was as follows:

Ayes: All members present
Nays: Commissioners Provancher, Rogers
Abstains: None
Absent: Commissioner McGraw

The motion carried.

E. Request for Approval of a Contract with Johnson Controls – Gull Road Justice Complex
Commissioner Wordelman moved and it was duly seconded that the appropriate County officials be authorized and directed to execute a Contract with Johnson Controls for chiller service at the Gull Road Justice Complex (\$7,250 -2016; \$7,395 – 2017; \$7,543 – 2018) for the period of January 1, 2016 through January 1, 2019; a copy of said Contract to be attached to the official Minutes of this meeting.

Commissioner Rogers stated she asked to have this item removed because she had questions and her questions had been answered.

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

K. Request for Approval of Amendment to Personnel Policy 7.03 – Weapons Policy
Commissioner Gisler moved and it was duly seconded to approve Amendment to Personnel Policy 7.03 as presented.

Ms. Moored stated this policy was to allow employees to carry commercial grade pepper spray as well as allowing verbiage clean up.

Mr. Canny stated elected officials were not employees and there was no way to enforce the policy with elected officials.

Commissioner Rogers inquired why employees were not allowed to store concealed weapons in

their vehicles. Mr. Canny stated the County could tell employees and enforce that no concealed weapons be permitted.

Commissioner Seals inquired if there were any issues with postponing the vote. Mr. Canny stated there would not been an issue.

Commissioner Seals stated his issue was that the Board should have discussed prior to being put on the agenda.

Ms. Moored stated the spirit in change would warrant a Committee of the Whole discussion.

Commissioner Wordelman stated he did not see any issue with the proposed changes to the policy. He stated he would support the amendment. He stated he agreed that elected officials should not be treated differently; however, he did not see where the County would be able to enforce this.

Commissioner Shugars moved and it was duly seconded to postpone voting on this item until the next meeting.

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

Y. Request for Approval of Amendment to the Kalamazoo County Sanitary Code to Create a Groundwater Restricted Use Zone (GRUZ)

Commissioner Moore moved and it was duly seconded that the Board of Commissioners approve the Kalamazoo County Sanitary Code to Create a GRUZ for the KL Avenue Landfill Group; a copy of said Amendment 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 Mr. Terrence Neuzil stated it had been a busy few weeks. He thanked the Board for the wonderful reception and thanked Niko's Landing for hosting the reception. He stated he would be scheduling additional meetings with those who attended. He stated he had met with all the Board members individually and had been meeting with Department Heads. He's met with a lot of local leaders and had attended various community events. He thanked Ms. Moored and Mr. Faul for all of their hard work.

ITEM 12 Chairperson's Report

Chairperson Taylor stated the meetings with Oshtemo Township had been going well. He was looking forward to the Retreat and putting together task forces. He stated the SMART Counties would be hosted by the County on January 27th. He stated he was pleased that Mr. Neuzil was submersing himself in the community.

ITEM 13 Vice Chairperson's Report

Vice Chairman Heppler stated he too was pleased with Mr. Neuzil and was proud of the Board for their due diligence. He stated he was interested in the office training program the Sheriff mentioned and wanted to know if it would be made available to the other law enforcement departments within the county. He stated he was supportive of the law enforcement millage renewal and encouraged everyone to support this millage. He stated he was excited about the progress of the consolidated dispatch.

ITEM 14 Members' Time

Commissioner Wordelman stated he asked Health & Community Services department to look into creating a needle disposal program. He stated he also wanted Environmental Health to look into the resolution suggested by the EPA for the Allied Paper site. He stated the Board received an invitation to discuss the Parks Master Plan.

Commissioner Gisler complimented Mr. Neuzil on his completion of his first month.

Commissioner Rogers echoed the sentiments of the other Commissioners concerning Mr. Neuzil. She thanked Niko's and Keith Grafo's for putting on a great event. She thanked administrative staff and HCS for attending the MLK event yesterday. She reminded everyone of the NACo's Rx plan. She wanted to thank the County's Wellness Program for their hard work and dedication.

Commissioners Seals asked everyone to support the veterans.

ITEM 15 Adjournment

There being no further business to come before the Board, Chairperson Taylor adjourned the meeting at 8:31 p.m.

Timothy A. Snow
Clerk/Register of Deeds

John Taylor, Chairperson
Kalamazoo County Board of
Commissioners