

MINUTES

KALAMAZOO COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

NOVEMBER 4, 2015

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 November 4, 2015.

ITEM 2 Invocation: Reverend Barry Petrucci gave the Invocation on behalf of Commissioner Rogers.

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

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

Members Absent: None.

Administrators Present: John Faul, Interim County Administrator; Tracie Moored, Finance Director; Thom Canny, Corporate Counsel; Timothy A. Snow, County Clerk; Matt Hansen, Equalization Director; Drain Commissioner Pat Crowley; Treasurer Mary Balkema; Sheriff Rick Fuller; David Rachowicz, Parks Director; Prosecuting Attorney Jeff Getting; Rachel Grover, Resource Coordinator; Dr. Gillian Stoltman, HCS Director; Dina Sutton, Office Manager.

ITEM 5 Approval of Minutes:

Commissioner Seals moved and it was duly seconded that the Minutes of the October 20, 2015, Board meeting be approved as distributed.

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

ITEM 6 Communications:

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

- a) A Notice of Public Hearing from Charter Township of Oshtemo Zoning Board of Appeals.

- b) A Notice of Public Hearing from Village of Vicksburg for an Industrial Facilities Tax Exemption Certificate Amendment for MLC Research & Development LLC.
- c) A Public Meeting Notice from Kalamazoo County Local Rural Task Force.

Commissioner Seals stated he received a letter from the Family Health Center thanking the Board for reconsidering relocating HCS to the Alcott Site.

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.

Ms. Allison Colbert, Kalamazoo, thanked the Board for their service. She encouraged the Board to Levy the housing millage that was passed last night by the voters.

Mr. David Artley, Kalamazoo, thanked the Board for putting the housing millage on the ballot. He stated the Public Housing Commission would bring back to the Board a step-by-step plan.

Ms. Tobi Hannah Davies, Kalamazoo, urged the Board to utilize the housing millage funds for housing for the children at risk.

ITEM 8 For Consideration

A. Discover Kalamazoo Presentation

Mr. Greg Ayers introduced Board Members: Tim Rayman and Bill Makerl and Staff: Renee Newman and Jenny Bach. He, along with Ms. Newman, presented a Power Point presentation to the Board.

Commissioner Wordelman inquired what the impact of Uber, Room shares, accommodation tax may have on the community and Mr. Ayers stated he would get some information for the Board.

Commissioner Shugars stated he attended a meeting on behalf of the Discover Kalamazoo Board and met with the local representatives and they were all impressed by Mr. Ayers and his team. He urged the Board to be ambassadors for Discover Kalamazoo.

Chairman Taylor thanked Mr. Ayers for his presentation and for all the work he and his staff did.

CONSENT AGENDA

B. Request for Approval of 25 Year Resolution Honoring Bruce Mastny

That the Board of Commissioners approve the following Resolution:

WHEREAS, Bruce Mastny has served the citizens of Kalamazoo County for twenty-five (25) years as of October 31, 2015; and

WHEREAS, Bruce Mastny has faithfully served as a Probation Officer; 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 Bruce Mastny has imparted to the citizens of the County and offers its best wishes for many more years of mutual association.

C. Request for Approval of 25 Year Resolution Honoring Kerri Varley

That the Board of Commissioners approve the following Resolution:

WHEREAS, Kerri Varley has served the citizens of Kalamazoo County for twenty-five (25) years as of October 31, 2015; and

WHEREAS, Kerri Varley has faithfully served as a Probation Officer; 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 Kerri Varley has imparted to the citizens of the County and offers its best wishes for many more years of mutual association.

Circuit Court – Friend of the Court

D. Request for Approval to Terminate Contract with MAXIMUS and Approve a Contract with MGT

That the appropriate County officials be authorized and directed to terminate a Contract with MAXIMUS and execute a Contract with MGT for IV-D claiming services in the amount of \$4,800/annually and \$1.40 per timesheet process for the automated time log processing service; a copy of said Contract to be attached to the official Minutes of this meeting.

Finance

E. Request for Approval of Master Service Agreement Addendum #7, Contract Extension with Ricoh

That the appropriate County officials be authorized and directed to execute Addendum #7, Contract Extension with Ricoh for a 60-month lease and maintenance costs for the color and black and white copiers used by Document Services in the maximum monthly amount of \$7,328.97 and

\$753.03 per month for lease for the period of January 1, 2016 through December 31, 2016; a copy of said Addendum #7 to be attached to the official Minutes of this meeting.

Health & Community Services

F. Request for Approval of Judy Sivak, MSW, Director of Older Adult Services and Area Agency on Aging IIIA (AAAIIA) to the Area Agencies on Aging Association of Michigan (AAAAM) Board of Directors

That the Board of Commissioners approve the Appointment of Judy Sivak, MSW, Director of Older Adult Services and AAAIIA to the AAAAM Board of Directors for the period of December, 2015 to December, 2019.

G. Request for Approval to Accept Statement of Grant Award #2016-1 from the MI Aging & Adult Services Agency

That the appropriate County officials be authorized and directed to accept Statement of Grant Award #2016-1 from the MI Aging & Adult Services Agency in the total amount of \$409,288 for the period of October 1, 2015 through December 31, 2015; a copy of said Award to be attached to the official Minutes of this meeting.

H. Request for Approval of Fee Schedule Change of Immunizations in the Clinical Services Division

That the Board of Commissioners approve the Fee Schedule Change as follows:

Current Fee Structure, is a per shot vaccine administration fee of \$23.00 for the first injection and \$16.00 for each subsequent injection on same date of service. It is now recommended to increase the \$16.00 administrative fee for each subsequent injection following the first to same fee level of \$23.00.

New Fee Structure, which upon Board approval, will take effect on November 5, 2015 will be a per shot vaccine administration fee of \$23.00 for the first injection and \$23.00 for each subsequent injection on same date of service

I. Request for Approval to Terminate Contracts with Service Providers

This Item was removed from the Consent Agenda.

J. Request for Approval of an Agreement with Hometown Urgent Care and Occupational Health for the Provision of Chest X-Ray Services

This Item was removed from the Consent Agenda.

K. Request for Approval of Elimination of Position in the Health Services Michigan Care Improvement Registry (MCIR) Program

That the Board of Commissioners approve the Elimination of the following Position:

Eliminate:

| <u>Account#</u> | <u>Position/#</u> | <u>Grade</u> | <u>FTE</u> | <u>Pay Range</u> | <u>Effective</u> |
|-----------------|--------------------------------|--------------|------------|-------------------|------------------|
| 305-140 | Program Assistant 10892-001 | K4 | 1.0 | \$26,520-\$35,817 | 11/5/2015 |

Human Resources

L. Request for Approval of Resolution to Comply with Requirements of 2011 Public Act 152, the Publicly Funded Health Insurance Contribution Act, by Adopting the 80/20% Option for the Medical Benefit Plan Coverage Year January 1, 2016 through December 31, 2016

That the Board of Commissioners approve the following Resolution:

WHEREAS, 2011 Public Act 152 (the "Act") was passed by the State Legislature and signed by the Governor on September 24, 2011;

WHEREAS, the Act contains three options for complying with the requirements of the Act;

WHEREAS, the three options are as follows:

- 1) Section 3 - "Hard Caps" Option - limits a public employer's total annual health care costs for employees based on coverage levels, as defined in the Act;
- 2) Section 4 - "80%/20%" Option - limits a public employer's share of total annual health care costs to not more than 80%. This option requires an annual majority vote of the governing body;
- 3) Section 8 - "Exemption" Option - a local unit of government, as defined in the Act, may exempt itself from the requirements of the Act by an annual 2/3 vote of the governing body;

WHEREAS, the Kalamazoo County Board of Commissioners has decided to adopt the 80%/20% option as its choice of compliance under the Act;

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of the County of Kalamazoo elects to comply with the requirements of 2011 Public Act 152, the Publicly Funded Health Insurance Contribution Act, by adopting the 80%/20% option for the medical benefit plan coverage year January 1, 2016 through December 31, 2016.

M. Request for Approval of 2016 Wellness Program Incentive

That the Board of Commissioners authorize employees to receive a personal day for participating in the Wellness Program in 2016; the requirements to receive the incentive include:

1. Employees must meet with their primary care provider to obtain their biometric/wellness screening.
2. Employees must complete an on-line health risk assessment on WebMD. BCBS and WebMD will be partnering on their wellness initiatives.
3. Employee spouses (covered under the County's insurance plan) must complete an on-line health risk assessment on WebMD.

N. Request for Approval of Annual Rate Renewal with Blue Cross Blue Shield (BCBS) for Active Employees and the Pre-Medicare Retirees

That the Board of Commissioners approve Annual Rate Renewal with BCBS to continue the administration of health, pharmacy, wellness, dental and vision insurance for all active

employees and pre-Medicare retirees for the plan year January 1, 2016 through December 31, 2016; a copy of said Contract to be attached to the official Minutes of this meeting.

- The 2016 monthly administration rate is \$59.75/subscriber (up from \$58.58 in 2015)
- The 2016 monthly stop loss rate is \$58.42/subscriber (up from \$52.16 in 2015)
- The 2016 monthly wellness rate is \$4.64/subscriber for those with health insurance & \$1.50/subscriber for those without health insurance

Parks & Expo Center

O. Request for Approval of 2018 United Kennel Club Premiere Dog Show Contract

That the appropriate County officials be authorized and directed to execute 2018 United Kennel Club Premiere Dog Show Contract in the amount of \$20,404; a copy of said Contract to be attached to the official Minutes of this meeting.

P. Request for Approval of Amendment with EMA Enterprises for Expo Center Concession Services

That the appropriate County officials be authorized and directed to execute an Amendment with EMA Enterprises for Expo Center Concession Services in the amount of \$500/ month for rent and 5% of the first \$100,000 in gross sales, 10% on gross sales between \$100,000-\$300,000 and 15% on gross sales over \$300,000 for the period of November 1, 2015 through October 30, 2016; a copy of said Amendment to be attached to the official Minutes of this meeting.

Board of Commissioners

Q. 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 November 4, 2015", noting claims in the total amount of \$1,614,758.16 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 November 4, 2015, and the Director of Finance be authorized to make budgetary transfers, as listed.

R. Request for Approval of Reappointments/Appointments to Various Advisory Boards

That the Board of Commissioners approve the following Reappointments/Appointments:

Environmental Health & Advisory Council (EHAC)

- Mike Leeuw for a three year term that will commence January 1, 2016 through 12/31/2018

Economic Development Corporation/Brownfield Redevelopment Authority (EDC/BRA)

- Travis Grimwood to serve a six year term that will commence September 30, 2015 through October 31, 2021.
- Habib Mandwee to serve a six year term that will commence September 30, 2015 through October 31, 2021.

S. Request for Approval of Fair Housing Resolution

That the Board of Commissioners approve the following Resolution:

WHEREAS, under the Federal Fair Housing Law, Title VIII of the Civil Rights Act of 1968, it is illegal to deny housing to any person because of race, color, religion, gender, physical or mental disabilities or national origin, and,

WHEREAS, under the Michigan Elliott-Larsen Civil Rights Act, PA 453 of 1976, as amended, it is illegal to deny the opportunity to obtain housing to any person because of religion, race, color, national origin, age, sex, height, weight, familial status, or marital status;

LET IT BE KNOWN TO ALL PERSONS that it is the policy of Kalamazoo County, Michigan to implement programs to ensure equal opportunity in housing for all persons regardless of religion, race, color, national origin, age, sex, height, weight, familial status, or marital status.

Therefore Kalamazoo County Government does hereby pass the following Resolution:

BE IT RESOLVED that in accordance with Executive Order 11063, Kalamazoo County, Michigan shall not discriminate in the sale, rental, leasing or financing of housing because of religion, race, color, gender, physical or mental disabilities, national origin, age, height, weight, familial status, or marital status.

Kalamazoo County will assist all persons who feel they have been discriminated against because of religion, race, color, gender, physical or mental disabilities, national origin, age, height, weight, familial status, or marital status to seek equity under federal and state laws by providing information to said persons on how to file a complaint with the Michigan Department of Civil Rights.

Kalamazoo County will at a minimum post this policy or the Fair Housing poster or other posters, flyers or other information which will bring to the attention of owners of real estate, developers and builders their respective responsibilities and rights under the Federal Fair Housing Law and Michigan Elliott-Larsen Act.

T. Request for Approval to Appoint Commissioner Scott McGraw to the Portage Downtown Development Authority (DDA) and Local Development Finance Authority (LDFA)

That the Board of Commissioners approve the Appointment of Commissioner Scott McGraw to the Portage DDA and LDFA.

U. Request for Approval of Resolution Waiving the County's Allocation of Qualified Energy Conservation Bonds (QECBs)

That the Board of Commissioners approve a Resolution Waiving the County's Allocation of Qualified Energy Conservation Bonds.

Commissioner Rogers moved and it was duly seconded that Items B. through U., with the exception of Items I. and J., 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: None

The motion carried.

NON-CONSENT AGENDA ITEMS

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

I. Request for Approval to Terminate Contracts with Service Providers

Commissioner Seals moved and it was duly seconded that the appropriate County officials be authorized and directed to terminate Contract with the following service providers as these services would be provided by other providers:

| <u>Contractee</u> | <u>Service Provided</u> | <u>Original Board Approval</u> |
|----------------------------|---|--------------------------------|
| Borgess Pulmonary Medicine | Prevention and Treatment Services for HCS Tuberculosis Clinic | January 16, 2011 |
| Dr. Joseph Bruno, MD, PC | Chest X-rays for HCS Tuberculosis Clinic | August 20, 2013 |

Commissioner Rogers stated she requested Item J. to be removed from the consent agenda and stated Item I. was related to Item J.

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

J. Request for Approval of an Agreement with Hometown Urgent Care and Occupational Health for the Provision of Chest X-Ray Services

Commissioner Shugars moved and it was duly seconded that the appropriate County officials be authorized and directed to execute an Agreement with Hometown Urgent Care and Occupational Health for the provision of Chest X-Ray Services for the Tuberculosis Clinic in the amount of \$60 per X-Ray; a copy of said Agreements to be attached to the official Minutes of this meeting.

Commissioner Rogers stated she requested this item be removed from the consent agenda due to her professional working environment her patients had had issues with X Ray services received by Hometown Urgent Care and suggested an RFP be done.

The roll call vote was as follows:

Ayes: All members present, except
Nays: Commissioners Moore, Provancher, Rogers
Abstains: None

Absent: None

The motion carried.

ITEM 9 Old Business

There was no old business.

ITEM 10 New Business

V. Request for Approval of Amendment to Resolution to Levy

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

WHEREAS, on October 6, 2015, the Kalamazoo County Board of Commissioners adopted a Resolution to Levy for 2015; and

WHEREAS, it is necessary to amend said Resolution to add the levy for the Kalamazoo County Local Housing Assistance Fund.

NOW, THEREFORE, BE IT RESOLVED that the Kalamazoo County Board of Commissioners does hereby amend the 2015 Resolution to Levy by adding the following provision:

BE IT RESOLVED that 0.1000 mills for the Kalamazoo County Local Housing Assistance Fund be spread on the taxable value of the property of the County of Kalamazoo, on December 1, 2015 to cover the estimated expenses for operation of the Local Housing Assistance Programs for 2016.

All other terms of the previously approved Resolution remain unchanged and are reincorporated herein as if fully set forth in this Amendment.

Commissioner Shugars stated he voted against putting the millage question on the ballot and he would support the wishes of the people and support this resolution.

The roll call vote was as follows:

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

The motion carried.

W. Request for Approval of Appointment to the Economic Development Corporation/Brownfield Redevelopment Corporation

Commissioner Wordelman moved and it was duly seconded that the Board of Commissioners

approve the following Appointment:

Economic Development Corporation/Brownfield Redevelopment Authority (EDC/BRA)

- Douglas Milburn to fulfill a term that will expire October 31, 2019.

Commissioner Shugars inquired who was leaving the Board and Commissioner Rogers stated Anne Summerfield resigned from the Board.

Commissioner McGraw inquired if there would be a conflict of interest with Mr. Milburn working at Eckert Wordell and Mr. Canny stated there would not be any issues.

Commissioner Shugars stated he was confused by the process and felt there needed to be an agenda item.

Commissioner McGraw stated he wanted another person appointed so he would not support this motion.

Commissioner Provancher felt there should be discussion on the Board Appointment Committee and process.

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

The roll call vote was as follows:

| | |
|-----------|-------------------------------|
| Ayes: | All members present, except |
| Nays: | Commissioners McGraw, Shugars |
| Abstains: | None |
| Absent: | None |

The motion carried.

ITEM 11 County Administrator's Report

There was no Interim County Administrator's Report.

ITEM 12 Chairperson's Report

Chairperson Taylor thanked the Board for the work they did, particularly with the homeless millage.

ITEM 13 Vice Chairperson's Report

Vice Chairman Heppler stated November 11th there would be a Veteran's Day Event at Ft. Custer. He reminded everyone to thank a Veteran and the first responders.

ITEM 14 Members' Time

Commissioner Rogers mentioned various upcoming events; she stated her Community with Coffee event would be held on November 14th.

Commissioner Seals stated on November 11th there would be rededication ceremony at the Riverview Drive Cemetery.

Commissioner Wordelman stated he looked forward to the new elected City Commissioners and was very pleased the Yes for Kids campaign was successful. He stated the YWCA would host an Infant Mortality event on November 12th.

Commissioner Gisler stated there was a Veteran's job fair being held tomorrow at the Air Zoo.

Commissioner McGraw praised Clerk Snow for his hard work and his staff for their work during the elections.

Commissioner Moore thanked everyone for their assistance getting individuals to the polls. She congratulated those newly elected officials. She mentioned various upcoming events.

ITEM 15 Adjournment

There being no further business to come before the Board, Chairperson Taylor adjourned the meeting at 8:10 p.m.

Timothy A. Snow
Clerk/Register of Deeds

John Taylor, Chairperson
Kalamazoo County Board of
Commissioners