

MINUTES

KALAMAZOO COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

MAY 21, 2013

ITEM 1 Call to Order: The Regular Meeting of the Board of Commissioners was called to order by Chairperson Maturen, at 7:00 pm in the Board of Commissioner's Room, second floor, County Administration Building, 201 West Kalamazoo Avenue, Kalamazoo, Michigan, on May 21, 2013.

ITEM 2 Invocation: Reverend John McNaughton from West Michigan Conference of the United Methodist Church gave the invocation on behalf of Commissioner Carolyn Alford.

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

ITEM 4 Roll Call: Commissioners Carolyn Alford, Jeff Heppler, David Maturen, Julie Rogers, Michael Seals, Phil Stinchcomb, John Taylor, Roger Tuinier and John Zull.

Members Absent: Commissioners Dave Buskirk and Brandt Iden

Administrators Present: Peter Battani, Administrator; John Faul, Deputy County Administrator; Tracie Moored, Finance Director; Thom Canny, Corporate Counsel; Linda Vail, HCS Director, David Rachowicz, Parks Director; Timothy A. Snow, County Clerk; Dina Sutton, Office Manager.

ITEM 5 Approval of Minutes:

Commissioner Alford moved and it was duly seconded that the Minutes of the May 7, 2013, Board meeting, be approved as distributed.

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

ITEM 6 Communications:

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

- a) A Letter from State Representative Sean McCann urging the EPA to delay making a decision on the Allied Site.
- b) A resolution from County of Cheboygan Supporting the Preservation of the Second Amendment.

- c) A Notice of Hearing for the Michigan Customers of Indiana Michigan Power Company Case No. U-17283.

Commissioner Zull presented a communication from John Stears stating his concerns with the lack of a left turn lane on Sprinkle Road into the Lakeshore Market.

ITEM 7 Citizens' Time

Chairperson Maturen 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. Cynthia Owens-White, Kalamazoo, addressed the Board concerning a property in the City of Kalamazoo located on 711 N. Church, for being foreclosed upon by Kalamazoo County Treasurer's office.

ITEM 8 For Consideration

CONSENT AGENDA

Circuit Court

A. Request for Approval to Accept Grant Award from the Harold and Grace Upjohn Foundation

That the appropriate County officials be authorized and directed to accept a Grant Award from the Harold and Grace Upjohn Foundation in the amount of \$20,000 for the Youthful Offender Transitions Program for the period of March 1, 2013 through February 28, 2014.

Health & Community Services

B. Request for Approval of an Agreement with Adewale Troutman, MD, MPH, MA, CPH to be the Keynote Speaker at the 2013 Health Equity Summit

That the appropriate County officials be authorized and directed to execute an Agreement with Adewale Troutman, MD, MPH, MA, CPH to be the Keynote Speaker at the 2013 Health Equity Summit in the amount of \$5,000; a copy of said Agreement to be attached to the official Minutes of this meeting.

C. Request for Approval of Amendment #5 to the Agreement with Michigan Department of Human Services (MDCH) for DOE-12-39015 Weatherization Assistance Program

That the appropriate County officials be authorized and directed to execute Amendment #5 to the Agreement with Michigan Department of Human Services (MDCH) for DOE-12-39015 Weatherization Assistance Program to extend the agreement through June 30, 2014; a copy of said Agreement to be attached to the official Minutes of this meeting.

D. Request for Approval of 2013-2014 Advertising Agreement with YP-Yellow Pages

That the appropriate County officials be authorized and directed to execute 2013-2014 Advertising Agreement with YP-Yellow Pages for various county departments; a copy of said Agreement to be attached to the official Minutes of this meeting.

E. Request for Approval of Grant Agreement with Susan G. Komen Southwest Michigan Affiliate for Breast and Cervical Cancer Control Program (BCCCP) Wrap-Around Services

That the appropriate County officials be authorized and directed to execute Grant Agreement with Susan G. Komen Southwest Michigan Affiliate for Breast and Cervical Cancer Control Program (BCCCP) Wrap-Around Services in the amount of \$25,439 for the period of April 1, 2013 through March 31, 2014; a copy of said Agreement to be attached to the official Minutes of this meeting.

F. Request for Approval of a Memorandum of Understanding with Family Health Center for the Vaccines for Children Program (VFC)

That the appropriate County officials be authorized and directed to execute a Memorandum of Understanding with Family Health Center for the Vaccines for Children Program (VFC) which allows HCS to administer VFC vaccine; a copy of said MOU to be attached to the official Minutes of this meeting.

G. Request for Approval of an Agreement with Henry Schein Dental Business Associates

That the appropriate County officials be authorized and directed to execute an Agreement with Henry Schein Dental Business Associates for the purpose of HCS purchasing dental equipment and supplies that require the use and/or disclosure of individually identifiable health information (HIPAA); a copy of said Agreement to be attached to the official Minutes of this meeting.

Information Systems

H. Request for Approval of Renewal with Earthlink Business for Local and Long Distance Phone Services

That the appropriate County officials be authorized and directed to execute a Renewal with Earthlink Business for Local and Long Distance Phone Services; a copy of said Contracts to be attached to the official Minutes of this meeting.

Parks & Expo Center

I. Request for Approval of Easements for the Kalamazoo River Valley Trail, Segment 5

That the Board of Commissioners approve the Acquisition of Easements for the Kalamazoo River Valley Trail, Segment 5 in the projected maximum cost of \$29,839.

Sheriff

J. Request for Approval of Lease with Cornerstone Office Systems for four (4) new copiers

That the appropriate County officials be authorized and directed to execute Lease with Cornerstone Office Systems for four (4) new copiers in the amount of \$542.85/month and a \$248/month maintenance fee; a copy of said Lease to be attached to the official Minutes of this meeting.

Board of Commissioners

K. Request for Approval of Transfers and Disbursements

That the Board of Commissioners approve the Transfers and Disbursements as defined and set forth in the document entitled, "Recommended Transfers and Disbursements, dated May 21, 2013", noting claims in the total amount of \$1,864,164.36, 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 May 21, 2013, and the Director of Finance be authorized to make budgetary transfers, as listed.

L. Request for Approval of Resolution Supporting Complete Cleanup of the Allied Paper Superfund Site

This Item was removed from the Consent Agenda.

M. Request for Approval of Appointment to the Older Adult Services Advisory Council

That the Board of Commissioners approve the appointment of Al Heilman to the Older Adult Services Advisory Council to assume a term ending December 31, 2015.

N. Request for Approval of Appointment to the Workforce Development Board

That the Board of Commissioners approve the appointment of Shelly Cichy to the Workforce Development Board to assume a term ending December 31, 2014.

O. Request for Approval of Surveying Services with Prein & Newhof for the Gull Road Court Facility Project

That the appropriate County officials be authorized and directed to execute a contract for surveying services with Prein & Newhof for the Gull Road Court Facility Project in the amount of \$6,200; a copy of said Contract to be attached to the official Minutes of this meeting.

P. Request for Approval of Geotechnical Evaluation Services with Soil and Materials Engineers, Inc., for the Gull Road Court Facility Project

That the appropriate County officials be authorized and directed to execute a contract for Geotechnical Evaluation Services with Soil and Materials Engineers, Inc., for the Gull Road Court Facility Project in the amount of \$3,900; a copy of said Contract to be attached to the official Minutes of this meeting.

Commissioner Alford moved and it was duly seconded that Items A. through P., with the exception of Item L., 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:	Commissioners Buskirk and Iden

The motion carried.

NON-CONSENT AGENDA ITEMS

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

ITEM 9 Old Business

There was no old business.

ITEM 10 New Business

L. Request for Approval of Resolution Supporting Complete Cleanup of the Allied Paper Superfund Site

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

WHEREAS, the Allied Paper Superfund site, located along Portage Creek between Cork and Alcott streets in the City of Kalamazoo is known to contain about 1.5 million cubic yards of PCB-contaminated waste from now-discontinued paper recycling activities; and

WHEREAS, PCBs (polychlorinated biphenyls) resist degradation in the environment, have suspected human carcinogenicity, and in human and animal studies alter neurodevelopment and immune response; and

WHEREAS, the waste material at the site is stored beneath an impermeable temporary cap in unlined pits through which groundwater penetrates; and

WHEREAS, the contaminated material thus stored is within the 5-year capture zone of the drinking water wellfield for Kalamazoo located near Crosstown Parkway; and

WHEREAS, the Environmental Health Advisory Council as advisor to the Kalamazoo County Board of Commissioners on matters of public health and environmental safety, cannot support cleanup options which allow PCBs to remain accessible to the environment.

THEREFORE BE IT RESOLVED, that the Kalamazoo County Board of Commissioners supports the City of Kalamazoo and Neighborhoods in the complete removal of all PCB-contaminated soil to a Type I Landfill designed, operated and maintained for containment of such substances.

The roll call vote was as follows:

Ayes:	All members present
Nays:	None
Abstains:	None
Absent:	Commissioners Buskirk and Iden

The motion carried.

Q. Request for Approval of Appointments to the Community Mental Health Board

Commissioner Taylor moved and it was duly seconded that the Board of Commissioners appoint Elizabeth Veenhuis to the Community Mental Health Board with a term to expire March 31, 2015.

Commissioner Rogers stated she felt Ms. Veenhuis would be a great asset to the Community Mental Health Board.

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

R. Request for Approval to Use Allocated Funds for Airport Project – Duncan Aviation

Commissioner Heppler moved and it was duly seconded that the Board of Commissioners approve the use of Allocated Funds in the amount of \$125,000 for the Duncan Aviation Project, with disbursements occurring at 50% completion, 75% completion and final acceptance of the project.

Commissioner Taylor stated he would not support this request.

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

ITEM 11 County Administrator's Report

County Administrator Peter Battani provided a written report.

ITEM 12 Chairperson's Report

Chairman Maturen thanked Clerk Snow for the 2013-2014 County Directory he prepared. He welcomed Alex Mitchell from MLive. He stated he was in Washington, DC last week and had attending meetings concerning the IRS issue and the justice issue.

ITEM 13 Vice Chairperson's Report

There was no Vice Chairman's report.

ITEM 14 Members' Time

Commissioner Alford thanked the voters for passing both millages for Transit and Kalamazoo Public Schools. She wanted to remind the Board of the 5 questions and next steps from the Board Retreat. She stated she attended the YWCA Women Achievement Award Ceremony between meetings today. She stated on Sunday the annual Memorial Day Celebration would be held at Ft. Custer Cemetery. She stated on Monday Sunrise Rotary was putting on a Memorial Day Parade. She stated the 2013 Health Equity Event would be held July 19th at the Radisson Plaza Hotel. She thanked Administrator Battani and his staff for their work on the District Court Consolidation Agreement. She read a scripture.

Commissioner Heppler invited everyone to the Memorial Day Celebration at Ft. Custer and reminded everyone to thank those who have served, those that are serving, and first responders.

Commissioner Rogers thanked the Board for passing the resolution for National Train Day; she attended the celebration last weekend and presented the resolution. She thanked the constituents for attending her coffee with community last week. She encouraged everyone to attend the ribbon cutting ceremony for the Kalamazoo River Valley Trail event in June. She reminded everyone to attend the Reading in the Park at Bronson Park on May 29 at 10 a.m.

Commissioner Seals stated at his Southwest Michigan Affiliate of the Substance Abuse Services meeting it was reported that 123 adult benefit waivers were received. He stated it was important to keep the soldiers families in thought as well. He stated he wanted to re-emphasize the County's commitment concerning the cleanup of the Allied Site and that was why he wanted to read the resolution.

Commissioner Stinchcomb thanked Commissioner Alford for pointing out that patience was a value. He thanked Commissioner Rogers for mentioning the Bells to Bells ride on the Kalamazoo River Valley Trail. He stated he moved to Kalamazoo County in 1997 and moved to Portage because of the school district, he stated Portage had recently been mentioned as one of the top schools in the Country. He stated he would be participating in the Memorial Day parade in Portage on Monday at 10 a.m.

Commissioner Taylor thanked the Chair for his remarks during citizen's time.

Commissioner Tuinier stated he too wanted to remind everyone of upcoming Memorial Day events. He asked for everyone to keep the citizens of Oklahoma in their thoughts and prayers.

Commissioner Zull stated he would like to remind everyone of the Memorial Day Parade in the City of Portage on Monday.

Commissioner Alford expressed her sincere appreciation for Reverend McNaughton for giving the invocation.

ITEM 15 Adjournment

There being no further business to come before the Board, Chairperson Maturen adjourned the meeting at 7:53 p.m.

Timothy A. Snow
Clerk/Register of Deeds

David C. Maturen, Chairperson
Kalamazoo County Board of
Commissioners