

MINUTES

KALAMAZOO COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

JUNE 4, 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 June 4, 2013.

ITEM 2 Invocation: Commissioner Jeff Heppler.

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

ITEM 4 Roll Call: Commissioners Dave Buskirk, Jeff Heppler, Brandt Iden, David Maturen, Julie Rogers, Phil Stinchcomb, John Taylor, Roger Tuinier.

Members Absent: Commissioners Carolyn Alford, Michael Seals, and John Zull.

Administrators Present: Peter Battani, Administrator; John Faul, Deputy County Administrator; Tracie Moored, Finance Director; Thom Canny, Corporate Counsel; Lotta Jarnefelt, Planning & Community Development Director; Kathy Flack, Circuit Court; Timothy A. Snow, County Clerk; Dina Sutton, Office Manager.

ITEM 5 Approval of Minutes:

Commissioner Taylor moved and it was duly seconded that the Minutes of the May 21, 2013, Board meeting be approved as distributed.

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

ITEM 6 Communications:

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

- a) A Resolution from Oceana County calling upon the Governor and the State Legislature to restore revenue sharing payments to counties in fiscal year 2014.

- b) A Resolution from Crawford County supporting the preservation of the 2nd Amendment.
- c) A Resolution from Crawford County urging the Governor to support full funding of the essential services line items in the fiscal year 2014.
- d) A Resolution from Bay County calling upon the Governor and the State Legislature to restore revenue sharing payments to counties in fiscal year 2014.
- e) A Resolution from Bay County supporting the passage of HR 112.
- f) A Notice of Public Hearing from Charter Township of Comstock for an Industrial Facilities Exemption Certificate for Burchett Quality Tool, Ltd.
- g) A Letter from NACo indicated an increase in membership dues for 2014 to \$5,007.

Chairman Maturen stated he received a communication from Judge Halstead announcing his retirement.

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.

Mr. Nasim Ansari, Portage, announced he would be running for Portage City Council in November.

Mr. Jose Perez, Holland, from Workers Freedom Coalition, addressed the Board concerning issues with Lamar Construction. He stated the company had over 100 OSHA violations, he indicated there wage theft had occurred and showed pictures of unsafe working environments.

Mr. Pete, Iron Mountain, from Workers Freedom Coalition, addressed the Board concerning issues with Lamar Construction. He stated they were not following procedures and protocols and was doing unsafe work.

ITEM 8 For Consideration

- A. Request for Approval of 25 Year Resolution Honoring Dawn Morse

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

WHEREAS, Dawn M. Morse has served the citizens of Kalamazoo County for twenty-five (25) years as of May 9, 2013; and

WHEREAS, Dawn M. Morse has faithfully served as a Caseflow Specialist; 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 Dawn M. Morse has imparted to the citizens of the County and offers its best wishes for many more years of mutual association.

The roll call vote was as follows:

Ayes:	All members present
Nays:	None
Abstains:	None
Absent:	Commissioners Alford, Seals, Zull

The motion carried.

B. Discover Kalamazoo Presentation

Mr. Greg Ayers, President/CEO of Discover Kalamazoo provided the Board with an update via a power point presentation. He introduced Board Chair, Lori Russell and thanked her for all of her work; he also thanked Commissioner Iden for his representation and work on the Discover Kalamazoo Board. He presented a First Quarter 2013 Scorecard.

Commissioner Rogers thanked Mr. Ayers for his presentation and for meeting with her earlier in the week. She wanted to highlight their work on using social media.

Commissioner Tuinier commended them on their Visitor's Guide.

Commissioner Iden thanked Mr. Ayers and his team for their work. He stated he appreciated all the work they did.

CONSENT AGENDA

Circuit Court

C. Request for Approval of to Accept Grant Award from the Stucki Family Foundation

That the appropriate County officials be authorized and directed to accept a Grant Award from the Stucki Family Foundation in the amount of \$2,000 for the Youthful Offender Transitions Program for the period of March 1, 2013 to February 28, 2014.

District Court

D. Request for Approval of an Agreement with Kalamazoo Community Mental Health & Substance Abuse Services (KCMHSAS) for the Mental Health Recovery Program (MHRC)

That the appropriate County officials be authorized and directed to execute an Agreement with KCMHSAS in the amount of \$2,000 to purchase bus tokens for the MHRC participants for the period of October 1, 2012 through September 30, 2013; a copy of said Agreement to be attached to the official Minutes of this meeting.

E. Request for Approval of an Amended Agreement with Kalamazoo Community Mental Health & Substance Abuse Services (KCMHSAS) for the Sobriety Court Program

That the appropriate County officials be authorized and directed to execute an Amended Agreement with KCMHSAS to reduce funding in the amount of \$2,000 to the Sobriety Court Program for the period of October 1, 2012 through September 30, 2013; a copy of said Amendment to be attached to the official Minutes of this meeting.

Equalization

F. Request for Approval of Resolution to Levy

That the Board of Commissioners approve the following Resolution:

WHEREAS, the County Administrator of Kalamazoo County has submitted to the Board of Commissioners of Kalamazoo County estimates of the anticipated expenditures for the various departments and functions of Kalamazoo County for the year 2013; together with the estimated revenues from said departments and from taxation for the year 2013; and

WHEREAS, it is the duty of the Kalamazoo County Board of Commissioners to discuss, consider and authorize an annual appropriation to cover such expenditures as determined by the Board of Commissioners to be necessary; and

WHEREAS, it is estimated that a 4.6871 mill tax to cover such estimated expenditures would be necessary.

NOW, THEREFORE, BE IT RESOLVED that a 4.6871 mill operating tax be spread on the taxable value of the property of the County of Kalamazoo in 2013 to cover the estimated expenditures for the various departments and functions of Kalamazoo County for the year 2013. Such tax spread being subject to Public Act 357 of 2004, requiring the total operating rate of 4.6871 mills to be levied in July 2013.

BE IT FURTHER RESOLVED that the County Administrator, as the duly appointed Budget Director, is hereby empowered to administer such duties as may be from time to time delegated to that office by the Kalamazoo County Board of Commissioners.

BE IT FURTHER RESOLVED that the Budget Guidelines as adopted by the Kalamazoo County Board of Commissioners at the October 16, 2012 meeting and such amendments as from time to time may be adopted, shall be incorporated by reference into this Resolution and the County Administrator is hereby authorized to implement those guidelines for fiscal control of the County revenues and expenditures.

Health & Community Services

G. Request for Approval to Accept Statement of Grant Awards #2013-1 and #2013-3 from the Michigan Office of Services to the Aging

That the appropriate County officials be authorized and directed to accept Statement of Grant Award #2013-1 in the amount of \$2,750 for the period of May 3, 2012 through September 29, 2013 and Grant Award #2013-3 in the amount of \$1,260,952 for the period of October 1, 2012 through September 30, 2013 from the Michigan Office of Services to the Aging; a copy of said Grant Awards to be attached to the official Minutes of this meeting.

H. Request for Approval to Seek Funding from Kalamazoo Community Foundation and Irving S. Gilmore Foundation to Support the 2013 Health Equity Summit

That the appropriate County officials be authorized and directed to seek two \$5,000 grant awards from the Irving S. Gilmore Foundation to Support the 2013 Health Equity Summit.

I. Request for Approval of an Extension of Paid Intern Position in the Emergency Preparedness Program

That the Board of Commissioners authorize the extension of a paid intern position in the Emergency Preparedness Program at a rate of \$14/hour plus fringe not to exceed \$2,968.

Michigan Works!

J. Request for Approval of Wagner-Peyser 7(a) Employment Services Plan 13-00

That the appropriate County officials be authorized and directed to execute Wagner-Peyser 7(a) Employment Services Plan 13-00 in the amount of \$407,842 for the period of July 1, 2013 through June 30, 2015; a copy of said Plan to be attached to the official Minutes of this meeting.

K. Request for Approval of Direct Services Waiver Request 13-00

That the appropriate County officials be authorized and directed to execute Direct Services Waiver Request 13-00 effective October 1, 2013 to allow Kalamazoo-St. Joseph Michigan Works! W.E. Upjohn Institute to deliver direct services for the Temporary Assistance for Needy Families, Food Assistance Employment & Training, and Prison Reentry Programs; a copy of said Waiver to be attached to the official Minutes of this meeting.

Sheriff

L. Request for Approval of 2013 Marine Safety Program Grant Agreement from the State of Michigan Department of Natural Resources (MDNR)

That the appropriate County officials be authorized and directed to execute 2013 Marine Safety

Program Grant Agreement from the State of Michigan Department of Natural Resources (MDNR) in the amount of \$22,032 for the period of January 1, 2013 through September 30, 2013; a copy of said Agreement to be attached to the official Minutes of this meeting.

Treasurer

M. Request for Approval of Resolution to Utilize the County's Option to Acquire Tax Foreclosed Properties

This Item was removed from the Consent Agenda.

Board of Commissioners

N. 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 June 4, 2013", noting claims in the total amount of \$3,314,666.47, 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 June 4, 2013, and the Director of Finance be authorized to make budgetary transfers, as listed.

O. Request for Approval of Architect & Engineers Services Agreement with Eckert Wordell for the Deferred Maintenance Portion of Phase 1, Items 3-7, Facilities Master Plan

That the appropriate County officials be authorized and directed to execute an Architect & Engineers Services agreement with Eckert Wordell for the deferred maintenance portion of Phase 1, Items 3-7, Facilities Master Plan; a copy of said Agreement to be attached to the official Minutes of this meeting.

P. Request for Approval of Construction Manager at Risk Services Agreement with AVB for the Gull Road Court Facility Project

That the appropriate County officials be authorized and directed to execute Construction Manager at Risk Services agreement with AVB for the Gull Road Court Facility Project; a copy of said Agreement to be attached to the official Minutes of this meeting.

Commissioner Heppler moved and it was duly seconded that Items C. through P., with the exception of Item M., 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 Alford, Seals, Zull

The motion carried.

NON-CONSENT AGENDA ITEMS

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

M. Request for Approval of Resolution to Utilize the County’s Option to Acquire Tax Foreclosed Properties

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

WHEREAS, the Kalamazoo County Treasurer is acting as the foreclosing governmental unit under P.A. 123 of 1999; and

WHEREAS, the General Property Tax Act (PA123 of 1999), allows a county, under MCL 211.78m(1), to purchase tax foreclosed property for the minimum bid which is defined in statute; and

WHEREAS, the County Board of Commissioners wish to utilize their local option to acquire tax foreclosed property not otherwise optioned by the State of Michigan or other local units of government; and

WHEREAS, the Kalamazoo County Land Bank Authority (the “Authority”) on May 11, 2013 passed a resolution requesting the County to acquire certain properties that meet the criteria outlined in the Authority’s Priorities.

THEREFORE BE IT RESOLVED that the Board of Commissioners request the County Treasurer, acting as the Foreclosing Governmental Unit, to accept the minimum bid in the name of Kalamazoo County for the properties identified in the attached list, subject to local and state option and other deletions as required by statute and Land Bank Priorities, Policies and Procedures.

BE IT FURTHER RESOLVED, that acquisition cost shall be covered by the Kalamazoo County Land Bank Authority, the County contingency fund, and MDOT.

BE IT FURTHER RESOLVED, that the Board Chairperson and County Clerk are authorized to sign any necessary documents as approved by the County Attorney to convey said properties to the Authority.

Commissioner Rogers stated she asked for this item to be pulled from the consent agenda because she felt discussion needed to occur and she stated a good discussion did occur at the Committee of the Whole meeting earlier in the day.

The roll call vote was as follows:

- Ayes: All members present
- Nays: None
- Abstains: None
- Absent: Commissioners Alford, Seals, Zull

The motion carried.

ITEM 9 Old Business

There was no old business.

ITEM 10 New Business

There was no new business.

ITEM 11 County Administrator's Report

Mr. Peter Battani, County Administrator reminded the Board of the Legislative meeting on Friday morning, also of the Parks trail dedication on Sunday. He stated the Health Equity Summit would be held on July 19th and encouraged the Board to attend. He stated he would be meeting with Russian delegates on June 13 at 10 a.m. as part of Colleagues International.

ITEM 12 Chairperson's Report

Chairman Maturen stated he attended a Memorial Day Parade in Vicksburg. He stated there was a Council of Government meeting on June 12th at the Road Commission.

ITEM 13 Vice Chairperson's Report

There was no Vice Chairman's report.

ITEM 14 Members' Time

Commissioner Heppler thanked those who attended the ceremony at Ft. Custer. He stated Greater Galesburg Days would be held on June 15th.

Commissioner Iden stated the Farmers Market in Texas Township was open on Saturdays.

Commissioner Rogers stated Alamo Township had their Farmers Market 2nd Saturdays of the Month. She also stated she would be participating in Relay for Life this weekend and would be attending an upcoming Tai Chi ceremony. She thanked Commissioners Seals and Alford for joining her at Ft. Custer. She stated she would be attending the trail opening.

Commissioner Stinchcomb stated he followed up with a constituent on an issue he had with a cross section on Sprinkle Road, he also followed up with Joanna Johnson. He stated he would not be at the Legislative meeting. He stated he would be participating in his first 5k on Saturday.

Commissioner Taylor thanked former Commissioner Ansari for sitting through the entire meeting.

ITEM 15 Adjournment

There being no further business to come before the Board, Chairperson Maturen adjourned the meeting at 8:01 p.m.

Chm Initial _____

Clk Initial _____

29547

Timothy A. Snow
Clerk/Register of Deeds

David C. Maturen, Chairperson
Kalamazoo County Board of
Commissioners