

## MINUTES

### KALAMAZOO COUNTY BOARD OF COMMISSIONERS

#### REGULAR MEETING

AUGUST 6, 2014

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 August 6, 2014.

ITEM 2      Invocation: Commissioner Brandt Iden.

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

Commissioner Seals introduced his niece who was observing the meeting.

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

Members Absent: None.

Administrators Present: Peter Battani, Administrator; John Faul, Deputy County Administrator; Lotta Jarnefelt, Planning & Community Development Director; Lee Adams, Resource Director; Thom Canny, Corporate Counsel; 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 July 15, 2014, Board meeting be approved as distributed.

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

ITEM 6      Communications:

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

- a) A Resolution from Antrim County opposing HB 5097 and SB 850.
- b) A Notice of Public Meeting concerning a Temporary Use Permit for the Air Zoo.

- c) A Copy of a Letter from MDOT concerning a letter from Balkema Excavating, Inc. expressing its concerns with MDOT's proposed Sprinkle Road Interchange Roundabouts.

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. Jane Herbert, Water Source Educator at MSU Extension shared some information with the Board.

Commissioner Zull inquired if there was any connection with MSU Extension and local lake boards and Ms. Herbert indicated there was no connection, however educational programming and seminars were available to lake boards.

Mr. Robert Bushouse, Kalamazoo, addressed the Board concerning issues with the Healy Street Center and patrons parking in businesses and their parking lots located in that area, particularly, Washington and Healy Streets.

ITEM 8      For Consideration

**CONSENT AGENDA**

A.      Request for Approval of 25 Year Resolution Honoring Mark Caley

That the Board of Commissioners approve the following Resolution:

WHEREAS, Mark Caley has served the citizens of Kalamazoo County for twenty-five (25) years as of August 2, 2014; and

WHEREAS, Mark Caley has faithfully served as a Deputy in the Jail and working the street in the USS Division. On top of his normal daily work, he is also assigned to the Evidence Collection Team as an Evidence Technician. Mark Caley has been instrumental in investigations throughout his career leading to the detection and apprehension of many suspects, ultimately leading to their arrests and convictions; 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 Mark Caley

has imparted to the citizens of the County and offers its best wishes for many more years of mutual association.

#### Buildings and Grounds

##### B. Request for Approval of Settlement Release with Republic Services

Proposed Motion: I move that the appropriate County officials be authorized and directed to execute a Settlement Release with Republic Services for damage to canopy over the gas islands in the amount of \$8,753.32; a copy of said Settlement Release to be attached to the official Minutes of this meeting.

#### Circuit Court

##### C. Request for Approval to Submit a Grant Application to Georgia-Pacific Foundation for the Youthful Offender Transition Program (YOTP)

That the appropriate County officials be authorized and directed to submit a Grant Application to Georgia-Pacific Foundation for the YOTP in the amount of \$35,000 for the period of January 1, 2015 through December 31, 2015; a copy of said Grant to be attached to the official Minutes of this meeting.

##### D. Request for Approval to Submit a Grant Application to Walmart Foundation for the Youthful Offender Transition Program (YOTP)

That the appropriate County officials be authorized and directed to submit a Grant Application to Walmart Foundation for the YOTP in the amount of \$2,500 for the period of January 1, 2015 through December 31, 2015; a copy of said Grant to be attached to the official Minutes of this meeting.

##### E. Request for Approval to a Submit Michigan Supreme Court State Court Administrative Office for Court Performance Innovation Grant

That the appropriate County officials be authorized and directed to submit a Michigan Supreme Court State Court Administrative Office for Performance Innovation Grant in the amount of \$2,235 for the period of October 1, 2014 through September 30, 2015; a copy of said Grant to be attached to the official Minutes of this meeting.

#### Health & Community Services

##### F. Request for Approval to Accept Grant Award from the Michigan Medicare/Medicaid Assistance Program (MMAP) for the Area Agency on Aging IIIA Senior Medicare Patrol Project

That the appropriate County officials be authorized and directed to execute Grant Award from MMAP for the Senior Medicare Patrol Project in the amount of \$1,933 for the period of June 1, 2014 through May 31, 2015; a copy of said Grant to be attached to the official Minutes of this meeting.

##### G. Request for Approval of Breast and Cervical Cancer Control Program (BCCCP) Agreements with Battle Creek Community Physicians

That the appropriate County officials be authorized and directed to execute BCCCP Agreements with Battle Creek Community Physicians effective July 1, 2014 with automatic annual renewals; a copy of said Agreements to be attached to the official Minutes of this meeting.

H. Request for Approval of Amendment #1 to DOE 13-39015 Weatherization Subcontract Agreements

That the appropriate County officials be authorized and directed to execute Amendment #1 to DOE 13-39015 Weatherization Subcontract Agreements for the period of July 1, 2013 through July 1, 2015 with the following Contractors:

Subcontract Amendment #1 to Agreements with:

- DeHaan Heating/Cooling, Andrew Gyllstrom – HVAC
- Better World Builders, Mark Lee – Auditor/QC Inspector
- Athena Construction, Heidi Johnson – Auditor/QC Inspector
- Lakeshore Construction, Mike Horvath – Weatherization Contractor

A copy of said Amendments to be attached to the official Minutes of this meeting.

I. Request for Approval to Accept Grant Award from the Michigan Department of Community Health (MDCH) MIECHV Grant and Corresponding Agreement with Kalamazoo Regional Educational Service Agency (KRESA)

That the appropriate County officials be authorized and directed to accept MDCH MIECHV Grant Award and corresponding Agreement with KRESA in the amount of \$5,000 for the period of July 1, 2014 through September 30, 2014; a copy of said Award and Agreement to be attached to the official Minutes of this meeting.

J. Request for Approval of Temporary Social Worker Position in the Area Agency on Aging IIIA Program (Grant Funded)

That the Board of Commissioners approve a Temporary Social Worker Position in the Area Agency on Aging IIIA Program at the rate of \$22.87 per hour for up to 296 hours between August 7, 2014 and September 29, 2014.

K. Request for Approval of an Agreement with Disability Network Southwest Michigan

That the appropriate County officials be authorized and directed to execute an Agreement with Disability Network of Southwest Michigan for counseling services for IIIA Program recipients in the amount of \$11,931 for the period of July 22, 2014 through September 29, 2014; a copy of said Agreement to be attached to the official Minutes of this meeting.

L. Request for Approval of Statement of Grant Award from the Michigan Office of Services to the Aging

That the appropriate County officials be authorized and directed to accept Statement of Grant Award from the Michigan Office of Services to the Aging in the amount of \$41,500 for the period of October 1, 2013 through September 30, 2014; a copy of said Award to be attached to the official Minutes of this meeting.

Prosecuting Attorney

M. Request for Approval of FY 2013-2014 Victims of Violence – Assistance Program Grant Agreement Amendment #1 with the Michigan Department of Community Health

That the appropriate County officials be authorized and directed to execute FY 2013-2014 Victims of Violence – Assistance Program Grant Agreement Amendment #1 with the Michigan Department of Community Health for revisions to special provisions for the period of October 1, 2013 through September 30, 2014; a copy of said Amendment #1 to be attached to the official Minutes of this meeting.

Sheriff

N. Request for Approval of 2014 Marine Grant Agreement with the Michigan Department of Natural Resources (MDNR)

That the appropriate County officials be authorized and directed to execute 2014 Marine Grant Agreement with the MDNR in the amount of \$21,100 to be used for marine patrol and related expenses for the period of January 1, 2014 through September 30, 2014; a copy of said Agreement to be attached to the official Minutes of this meeting.

O. Request for Approval of Elimination/Creation of Positions (General Fund)

Proposed Motion: I move that the Board of Commissioners approve the elimination/creation of the following Positions:

Eliminate:

Account #	Position/#	Grade	FTE	Pay Range	Effective
101-301-704.29	Account Clerk II #10446-003	F16a	1.0	\$17.74-\$21.58/hr	8/06/2014

Create:

Account#	Position/#	Grade	FTE	Pay Range	Effective
101-301-704.00	Financial Administrator #TBD	K11	1.0	\$26.55-\$35.84/hr	8/06/2014

Board of Commissioners

P. 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 August 6, 2014", noting claims in the total amount of \$3,661,416.03, 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 August 6, 2014, and the Director of Finance be authorized to make budgetary transfers, as listed.

Q. Request for Approval of Performance Resolution for Government Agencies for the Purpose of Receiving a State Highway right of Way Use Permit

That the Board of Commissioners approve a Performance Resolution for Government Agencies for the Purpose of Receiving a State Highway right of Way Use Permit; a copy of said Resolution to be attached to the official Minutes of this meeting.

R. Request for Approval of Kalamazoo County Transportation Authority Articles of Incorporation

That the Board of Commissioners approve the Kalamazoo County Transportation Authority Articles of Incorporation as included in the Packet.

S. Request for Approval of Tax Incrementing Financing (TIF) Policy

This Item was removed from the Consent Agenda.

T. Request for Approval of Amendment to Personnel Policy 3.06

That the Board of Commissioners approve an amendment to Non-Union Personnel Policies: Repeal current section 3.06 Hiring and Wage Approval and replace with new section 3.06 Hiring and Wage Approval allowing the hiring of a new employee up to a D step as outlined in policy.

U. Request for Approval of Personnel Policy 4.08

That the Board of Commissioners approve an amendment to Non-Union Personnel Policies: Create Section 4.08 Competitive Adjustments allowing the County Administrator to approve a three year Competitive Adjustment as outlined in policy.

V. Request for Approval of a Temporary Agreement with Circuit Court

That the Board of Commissioners approve a temporary agreement between the Board of Commissioners and the 9<sup>th</sup> Circuit Court to allow flexibility for reorganization through June 30, 2015 as outlined by terms and conditions of said agreement; a copy of said Agreement to be attached to the official Minutes of this meeting.

Commissioner Iden moved and it was duly seconded that Items A. through V, with the exception of Item S., 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.**

S. Request for Approval of Tax Incrementing Financing (TIF) Policy

Commissioner Rogers moved and it was duly seconded that the Board of Commissioners approve the Tax Incrementing Financing (TIF) Policy as included in the Packet, and as amended in the meeting of the Committee of the Whole on August 6, 2014.

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

ITEM 9 Old Business

There was no old business.

ITEM 10      New BusinessW.      Request for Approval of Budget Line Item Transfer to the Child Care Budget Summary

Commissioner Seals moved and it was duly seconded that the Board of Commissioners approve a budget line item transfer to the Child Care Budget Summary which transfers \$800,000 from the Family Foster Care line item and transfers \$68,000 from the Independent Living line item and increasing the Institution Care line item by \$868,000.

Commissioner Rogers would like an update if possible,

Ms. Susan Sayles, Circuit Court Finance Director indicated the Department of Human Services made a request for additional funds and the budget line items needed to occur before payments could be made.

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

X.      Request for Approval of a Contract with Environmental Testing and Consulting Inc.

Commissioner Stinchcomb moved and it was duly seconded that the appropriate County officials be authorized and directed to execute a Contract with Environmental Testing and Consulting Inc. to conduct lead base paint investigation and assessments on homes built prior to 1978 as part of the rehabilitation project through the Weatherization Program for the period of August 1, 2013 through September 30, 2015; a copy of said Contract to be attached to the official Minutes of this meeting.

Commissioner Rogers wanted to know why this was under New Business.

Deputy County Administrator, John Faul stated due to guidelines from MSHDA, Health & Community Services needed to get this agreement approved so work could continue.

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

Y.      Request for Approval of Appointment/Reappointment to Aeronautics Board

Commissioner Taylor moved and it was duly seconded that the Board of Commissioners approve the Appointment of Ken Hazelrigg and Reappoint Gil Collver to the Aeronautics Board for terms beginning August 1, 2014 through July 31, 2017.

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

ITEM 11      County Administrator's Report

County Administrator Mr. Peter Battani stated at the next meeting recommendations for the health care plan would be discussed. He thanked the Board for adopting two significant items tonight, KCTA Articles of Inc. and also the TIF Policy.

ITEM 12      Chairperson's Report

Chairperson Maturen thanked all the candidates who ran and was part of the democratic process.

ITEM 13 Vice Chairperson's Report

Vice Chairman Buskirk thanked the KCTA Board and staff for all the work they did for getting the KCTA Articles of Inc. approved.

ITEM 14 Members' Time

Commissioner Iden stated the Boys National Tennis Association Tournament was being held at Kalamazoo College this week.

Commissioner Rogers echoed Commissioner Iden's comments concerning the Boys National Tennis Association. She stated her next quarterly coffee would be held on August 23<sup>rd</sup> at Oshtemo Park. She stated a Parchment Graduate had a tragic accident in California and a fundraiser would be held this weekend for him.

Commissioner Seals stated this week the County Fair was being held; he stated Friday was Veterans Day at the Fair.

Commissioner Stinchcomb echoed previous comments.

Commissioner Taylor echoed previous comments.

Commissioner Tuinier echoed previous comments. He encouraged the Vets to attend the Fair on Friday.

Commissioner Zull stated he attended a meeting of the KATS Policy Committee concerning the Complete Streets Policy.

Commissioner Alford thanked the KCTA Board for attending their meeting and all their hard work on the Articles of Inc. She thanked the Board for its foresight for holding its meetings on Wednesday on National Night Out.

Commissioner Heppler echoed previous comments.

ITEM 15 Adjournment

There being no further business to come before the Board, Chairperson Maturen adjourned the meeting at 7:57 p.m.

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Timothy A. Snow  
Clerk/Register of Deeds

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David C. Maturen, Chairperson  
Kalamazoo County Board of  
Commissioners