

## MINUTES

### KALAMAZOO COUNTY BOARD OF COMMISSIONERS

#### REGULAR MEETING

DECEMBER 3, 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 December 3, 2013.

ITEM 2 Invocation: Commissioner Michael Seals.

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

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; Tracie Moored, Finance Director; Thom Canny, Corporate Counsel; Mary Balkema, Treasurer; Lotta Jarnefelt; Planning & Community Development Director; Josh Jacobs, HCS Deputy Director; David Rachowicz, Parks Director; Dane Turner, HR Director; Timothy A. Snow, County Clerk; Dina Sutton, Office Manager.

ITEM 5 Approval of Minutes:

Commissioner Zull moved and it was duly seconded that the Minutes of the November 19, 2013 Board meeting be approved as distributed.

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

ITEM 6 Communications:

Commissioner Seals presented the following communication, which is on file in the Administrative Services Office unless otherwise noted:

- a) A Resolution from Bay County supporting HB 4194.

Commissioner Rogers received a call from Mary Brier who voiced her concerns regarding retiree health care costs.

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.

Mr. Frank Warren, Kalamazoo stated he attended the last Fair Advisory Council meeting concerning strategic planning and was very pleased with the discussions that occurred.

Ms. Edie Trent, Legislative Aide to Representative Sean McCann, along with Matt Lechel and Representative McCann thanked the Board for its letter of support for the 60<sup>th</sup> District Service Office for 40 years of service.

Mr. John Gisler, Scotts stated he attended the Committee of the Whole meeting earlier and listened to the discussion on retiree health and appreciated as a citizen that Kalamazoo County was run so well.

ITEM 8      For ConsiderationA.      Request for Approval of Proclamation Honoring Harold Garnaat

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

Whereas, Harold Garnaat has volunteered over 750 hours to the Great Lakes Burn Camp, and has raised money by coordinating the annual ice cream social at the Westwood Fire Department, working with the Kalamazoo Wings Booster Club during their spaghetti dinners, and volunteering at Comstock Days where he sets up a food booth for the Burn Camp. He has also coordinated with the Texas Corral restaurant back yard barbeque to raise funds for the burn camp, and

Whereas, Harold Garnaat has volunteered 18 years as the logistics director, and

Whereas, Harold Garnaat has arranged to have kids from the Burn Camp transported by Limousine, donated by Langeland Funeral Homes for the Winter Burn Camp in Northern Michigan, and

Whereas, Harold Garnaat has volunteered over 600 hours to Pride Care Ambulance and works tirelessly during the entire year making sure people are where they want to be. Harold works Pride Cares "Home for the Holidays" program and sacrifices his own time to pick up people from nursing homes and other care facilities to take them "home" for precious time with their families, and

Whereas, Harold Garnaat received the 2005 STAR Career Volunteer Award and worked on the hurricane Katrina Red Cross Disaster Relief Team, and the New York Floods Red Cross Disaster Team.

Now, therefore, be it proclaimed that the County of Kalamazoo does hereby, honor, recognize and thank Harold Garnaat for his dedicated service and contributions to our community.

The roll call vote was as follows:

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

The motion carried.

B. Public Hearing on Brownfield Plan, 9008 Portage Road, Portage  
Commissioner Stinchcomb moved and it was duly seconded that the Board of Commissioners move into a Public Hearing on Brownfield Plan, 9008 Portage Road, Portage.

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

Commissioner Taylor moved and it was duly seconded that the Board of Commissioners move out a Public Hearing on Brownfield Plan, 9008 Portage Road, Portage.

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

## **CONSENT AGENDA**

### Buildings & Grounds

C. Request for Approval of Professional Services Agreement for Consumers Energy Rebates to Tower Pinkster Titus Associates

That the appropriate County officials be authorized and directed to execute a Professional Services Agreement for Consumers Energy Rebates to Tower Pinkster Titus Associates not to exceed \$20,000 plus expenses; a copy of said Agreement to be attached to the official Minutes of this meeting.

### Circuit Court

D. Request for Approval to Submit Grant Application to the Michigan State Bar Foundation for the Youthful Offender Transitions Program

That the appropriate County officials be authorized and directed to submit a Grant Application to the Michigan State Bar Foundation for funding of the Youthful Offender Transitions Program in the amount of \$15,000; a copy of said Grant to be attached to the official Minutes of this meeting.

E. Request for Approval of Elimination/Creation of Positions

That the Board of Commissioners approve the elimination/creation of the following positions:

Eliminate:

Position #	Position Title	Grade	FTE	Pay Rate	GL Account #
10568-002	Youth Specialist	A15	0.8	\$10.64	292-662-704.00
10568-003	Youth Specialist	A15	0.55	\$10.64	292-662-704.08
10568-015	Youth Specialist	A15	0.8	\$10.64	292-662-704.00

Create:

10556	Youth Specialist I	A16	1.0	\$26,187 - \$32,323	292-662-704.00
10556	Youth Specialist I	A16	1.0	\$26,187 - \$32,323	292-662-704.00

**F. Request for Approval of Elimination/Creation of Positions**

That the Board of Commissioners approve the elimination/creation of the following positions:

Eliminate:

Position #	Position Title	Grade	FTE	Hourly Rate	GL Account #
10569-001	Youth Specialist Relief On-Call	A15	0.00	\$10.64	292-662-706.00
10583-001	Cook - Relief	A11	0.00	\$10.51	292-662-706.00

Create:

TBD	Relief Worker		0.00	\$10.75	292-662-706.00
TBD	Relief Kitchen Worker		0.00	\$10.62	292-662-706.00

District Court

**G. Request for Approval of Michigan Mental Health Court Grant Program (MMHCGP) Contract with Kalamazoo Community Mental Health & Substance Abuse Services (KCMHSAS)**

That the appropriate County officials be authorized and directed to execute MMHCGP Contract with KCMHSAS for supplies, training & travel, psychiatric/substance abuse medication and CMH Staffing in the amount of \$96,406 for the period of October 1, 2013 through September 30, 2014; a copy of said Contract to be attached to the official Minutes of this meeting.

Finance

**H. 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, 2014 through December 31, 2014**

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, 2014 through December 31, 2014.

#### Health & Community Services

I. Request for Approval to Accept Statement of Grant Awards #2014-2, #2014-3 & #2014-4 from the Michigan Office of Services to the Aging (OSA)

That the appropriate County officials be authorized and directed to Accept Statement of Grant Awards #2014-2, #2014-3 & #2014-4 from OSA in the total amount of \$246,135 for the period of October 1, 2013 through March 31, 2014; a copy of said Awards to be attached to the official Minutes of this meeting.

J. Request for Approval to Submit Grant Application to the United Way of Battle Creek and Kalamazoo Region

That the appropriate County officials be authorized and directed to Submit Grant Application to the United Way of Battle Creek and Kalamazoo Region in the amount of \$119,000 for evidenced based chronic disease self management and falls prevention programs; a copy of said Grant to be attached to the official Minutes of this meeting.

K. Request for Approval of HIPAA Managed Services Proposal with Health Care Management

That the appropriate County officials be authorized and directed to execute HIPAA Managed Services Proposal with Health Care Management in the amount of \$18,105; a copy of said Contract to be attached to the official Minutes of this meeting.

L. Request for Approval of Amendment to LCA13-39015 Low Income Home Energy Assistance Program (LIHEAP) Crisis Assistance (LCA) Deliverable Fuel Agreement from the Michigan Department of Human Services (MDHS)

That the appropriate County officials be authorized and directed to execute Amendment to LCA13-39015 LIHEAP LCA Deliverable Fuel Agreement from the MDHS for the period of September 1, 2013 through August 31, 2016; a copy of said Amendment to be attached to the official Minutes of this meeting.

Parks & Expo CenterM. Request for Approval of Change Order to Boat Ramp Construction Contract with James Fulton Excavating Contractors

That the appropriate County officials be authorized and directed to execute Boat Ramp Construction Contract with James Fulton Excavating Contractors in the amount of \$8,900 for Prairie View County Park; a copy of said Change Order to be attached to the official Minutes of this meeting.

Planning & Community DevelopmentN. Request for Approval of Removal of Lien from 524 Fenimore Avenue, Kalamazoo

That the Board of Commissioners remove Lien from 524 Fenimore Avenue, Kalamazoo; a copy of said Lien to be attached to the official Minutes of this meeting.

O. Request for Approval of Brownfield Plan for Site at 9008 Portage Road, Portage

That the Board of Commissioners approve Brownfield Plan for Site at 9008 Portage Road, Portage; a copy of said Plan to be attached to the official Minutes of this meeting.

P. Request for Approval of Contract with Heritage Land Surveying and Mapping, PC

That the appropriate County officials be authorized and directed to execute a Contract with Heritage Land Surveying and Mapping, PC in the maximum amount of \$500 with work being completed by December 31, 2013; a copy of said Contract to be attached to the official Minutes of this meeting.

SheriffQ. 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 to assist with serving the needs of those in the county jail with mental health or substance abuse issues; a copy of said Agreement to be attached to the official Minutes of this meeting.

R. Request for Approval of Creation of Positions (general fund/law enforcement)

This Item was removed from the Consent agenda.

S. Request for Approval of Elimination/Creation of Positions (house keeping)

That the Board of Commissioners approve the elimination/creation of the following positions:

<u>Position #</u>	<u>Position Title</u>	<u>Grade Code</u>	<u>FTE</u>	<u>Salary/Fringe</u>	<u>GL Account #</u>
<b><u>Eliminate:</u></b>					
10435-003	Captain	C03	1.0	\$144,078	101-303-704.28
10436-003	Lieutenant	C02	1.0	\$131,146	101-301-704.28
<b><u>Create:</u></b>					
10435-003	Captain	C03	1.0	\$144,078	104-303-704.28
10436-003	Lieutenant	C02	1.0	\$131,146	104-301-704.28

Board of CommissionersT. 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 December 3, 2013", noting claims in the total amount of \$2,700,739.26, 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 December 3, 2013, and the Director of Finance be authorized to make budgetary transfers, as listed.

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

That the Board of Commissioners approve the following Reappointments/Appointments to Various Advisory Boards:

The Board Appointments Committee recommends the following re-appointments for terms expiring 12/31/13:

## Animal Services

- Sue Brodasky - Chair (served since 2/15/05)

## Board of Public Works

- Douglas Wagner (served since 3/15/05)
- David Docso (served since 2/1/00)
- Stephen Zimmerman (served since 2/21/12)

## Parks Commission

- Marion Hill (served since 2/15/05)
- Toni Thompson (served since 10/2/12)

The Board Appointments Committee also recommends the appointment of Jeremy Orr to the Jury Board to assume a term that will expire 4/30/17.

Commissioner Seals moved and it was duly seconded that Items C. through U., with the exception of Item R., 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.**

ITEM 9 Old Business

There was no old business.

ITEM 10 New Business

R. Request for Approval of Creation of Positions (general fund/law enforcement)

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

Create:

10715 Corrections Officer I NF17 4.0 fte \$63,907 each \$255,631 total 101-302-704.29

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

V. Request for Approval of Bargaining Agreement with AFSCME Local 1677 Juvenile Home Employees

Commissioner Zull moved and it was duly seconded that the Board of Commissioners approve a Bargaining Agreement as secured by the County's bargaining team between the County of Kalamazoo and the Juvenile Home employees affiliated with the AFSCME Local 1677 Labor Council for the period of December 3, 2013 through December 31, 2014, and that the County Board Chairman and the County Clerk-Register be authorized and directed to sign the aforementioned Agreement; a copy of said Agreement to be attached to the official Minutes of this meeting.

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

ITEM 11 County Administrator's Report

County Administrator Mr. Peter Battani stated there was an article on MLive concerning the EPA's decision on Enbridge and it will not have any effect on the County's Agreement with Enbridge. He stated he would be scheduling small group meetings concerning various issues. He stated he was pleased with the discussion concerning legacy costs. He stated the Consolidated Dispatch Steering Committee will be meeting tomorrow and Commissioner Heppler would be participating as a representative for the small police agencies and not as a Commissioner.

ITEM 12 Chairperson's Report

Chairperson Maturen thanked Administration for their Legacy Cost recommendations.

ITEM 13 Vice Chairperson's Report

There was no Vice Chairperson's Report.

ITEM 14     Members' Time

Commissioner Seals reminded everyone to think of the military personnel that were deployed and to support their families. He stated Mr. Garnaat had done a lot for this community.

Commissioner Stinchcomb stated there were some KCRC Policy Changes, one in particular was roadside vegetation policy and this would be discussed at the December 17, 2013 meeting. He passed on his condolences to the family who lost two of their children in a car crash earlier today.

Commissioner Tuinier stated he appreciated the report on Legacy Costs. He thanked Mr. Warren for attending the Fair Advisory Council meeting last week. He thanked those organizations in the community who assisted those in need. He stated he personally knew the children who passed away and urged everyone to pray for the family.

Commissioner Zull read a statement on how Thanksgiving was made into a Holiday. He stated he attended a tour of the Midlink Business Park last week. He stated he also attended the Strategic Planning meeting for the Fair.

Commissioner Alford thanked the citizens who attended the meeting tonight and those who addressed the Board.

Commissioner Heppler wanted to remind everyone to be cautious and drive carefully.

Commissioner Iden stated in today's news it was reported that Judge Rhodes approved bankruptcy for the City of Detroit. He echoed comments concerning the tragic loss of the two young people today.

Commissioner Rogers thanked Commissioner Zull for being on the tour of Midlink and was very excited and amazed how much the site had been reutilized and encouraged everyone to tour this facility. She wanted to give a shout out to Sigma Machines. She thanked the Board for supporting the Brownfield Plan for the Portage Road site. She stated General Mills groundbreaking began last week. She invited everyone to attend the Underwear Party benefitting Ministry with Community on December 9 from 5 to 8 p.m. at the Lawrence Education Center at Borgess.

ITEM 15     Adjournment

There being no further business to come before the Board, Chairperson Maturen adjourned the meeting at 7:44 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