



BOARD OF COMMISSIONERS

1 S. Main St., 9th Floor
Mount Clemens, Michigan 48043
586-469-5125 FAX 586-469-5993
macombcountymi.gov/boardofcommissioners

BOARD OF COMMISSIONERS

REGULAR SESSION

THURSDAY, JULY 24, 2008, 7 P.M.

AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Invocation by **Commissioner Kathy Tocco**
5. Adoption of Agenda, **AS AMENDED, TO INCLUDE #12 and #13**
6. Approval of Minutes dated June 19, 2008 (previously distributed)
7. Public Participation
8. **COMMITTEE REPORTS:**
 - a) Special Personnel, June 27 (mailed)
 - b) Health Services, July 17 (attached)
 - c) Operational Services, July 17 (attached)
 - d) Community Services, July 18 (attached)
 - e) Planning & Economic Development, July 21 (attached)
 - f) Budget, July 22 (attached)
 - g) Personnel, July 22 (attached)
 - h) Finance, July 23 (attached)

MACOMB COUNTY BOARD OF COMMISSIONERS

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9. **RESOLUTIONS:**

- a) Approving Escrow Agreement for Defeasance of Part of the Outstanding County of Macomb Michigan Transportation Fund Bonds, Series B (recommended by Budget Committee on 7-22-08) (attached)
- b) Honoring Albert Lorenzo – Retirement from Macomb Community College (offered by Board Chairman; recommended by Finance Committee on 7-23-08; copy on file)

10. **ITEM WAIVED BY JPS COMMITTEE CHAIR:**

- a) Approve Purchase of Additional K9 and Associated Patrol Vehicle and Equipment for Sheriff's Office (mailed)

11. **ITEMS WAIVED BY LAS COMMITTEE CHAIR:**

- a) Approve Miscellaneous Department Requests: (mailed)
 - 1) Juvenile Court (one)
 - 2) MSU Extension (one)
 - 3) Public Works (one)
 - 4) Register of Deeds (one)
- b) Approve Issuance of an Add-Alternate Bid to Secure Data Center Costing Alternatives (mailed)
- c) Authorize County Clerk/Register of Deeds to Purchase Two Credit Card Processing Terminals for Register of Deeds Office (mailed)
- d) Authorize County Departments to Review Consolidation of Records Production (mailed)

12. Request to Purchase Previous Service Time (attached)

13. **APPOINTMENTS:**

- a) **VETERANS AFFAIRS COMMISSION**
2 vacancies – 4 year terms (August 1, 2008 thru July 31, 2012)

(6 applications are attached)
- b) **ZOOLOGICAL AUTHORITY**
2 appointments – 3 year terms (expire March 31, 2011)

(2 applications and correspondence from Board Chairman are attached)

14. New Business

15. Public Participation

16. Roll Call

17. Adjournment



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JUNE 27, 2008

TO: BOARD OF COMMISSIONERS
FROM: DANA CAMPHOUS-PETERSON, CHAIR, PERSONNEL COMMITTEE
RE: RECOMMENDATION FROM SPECIAL PERSONNEL COMMITTEE
MEETING OF JUNE 27, 2008

At a **special meeting** of the Personnel Committee, held Friday, June 27, 2008, the following recommendation was made and is being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY DOHERTY, SUPPORTED BY JOAN FLYNN, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS ADOPT THE ALTERNATIVE WORK SCHEDULE POLICY, AS AMENDED. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR CAMPHOUS-PETERSON, SUPPORTED BY VICE CHAIR DUZYJ.

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RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO Review and Consideration of the Alternative Work Schedule Policy
(see below)

INTRODUCED BY: Commissioner Dana Camphous-Peterson, Chairperson
Personnel Committee

* At the special Personnel Committee meeting held June 27, 2008, the following action was taken:

COMMITTEE RECOMMENDATION - MOTION

A MOTION WAS MADE BY DOHERTY, SUPPORTED BY JOAN FLYNN, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS ADOPT THE ALTERNATIVE WORK SCHEDULE POLICY.

Without objection, a **friendly amendment** by Commissioner Doherty was accepted as follows: To add the following language to the end of the sentence which relates to 24 hour/7 day per week operations: "EXCEPT FOR OFFICE STAFF."

A **friendly amendment** by Commissioner Bruley was accepted as follows: To add the following language to the policy: "TO MAKE SURE THIS DOES NOT NECESSITATE ANY OVERTIME."

COMMITTEE/MEETING DATE

Special Personnel 06-27-08

Approved

Full Board 7-24-08

Alternative Work Schedule Policy

Policy Statement

The County recognizes the benefits of alternative work schedules for employees where both operational needs of the County, as well as the personal needs of the employees can be met. Under this Policy Department Heads have the opportunity to provide an Alternative Work Schedule to employees, provided the Department can continue to provide all necessary services with proper management oversight. If an Alternative Work Schedule is approved by the Department Head, participation by employees would be voluntary and subject to payroll system processes and schedules as established by Human Resources. Any Alternative Work Schedule, as approved by the Department Head, shall be negotiated with applicable labor organizations and affected employees. The Alternative Work Schedule shall not be utilized by 24 hour/7 day per week operations, except for office staff. A Department that has approved an Alternative Work Schedule and provides service to the public shall be open, at a minimum, from 8:30 a.m. to 5:00 p.m., Monday through Friday, or other established hours set by individual departments.

Any approved Alternative Work Schedule shall not result in overtime costs or any other additional costs.

Duration of Policy

This policy shall be in effect, on a trial basis, until July 2009 and will be re-evaluated at that time.

Eligibility

Full time employees only.

Alternative Work Schedules

- **Four-Day Work Week:**
 - Shall consist of working either 37.5 or 40 hours over a four day work week, except for a pay period with a designated holiday(s).
- **Nine-Day Work Pay Period:**
 - Shall consist of working either 75 or 80 hours over a nine day pay period, except for a pay period with a designated holiday(s).



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July 17, 2008

TO: BOARD OF COMMISSIONERS

FROM: PHILIS DeSAELE, CHAIR
HEALTH SERVICES COMMITTEE

RE: RECOMMENDATIONS FROM HEALTH SERVICES COMMITTEE
MEETING OF JULY 17, 2008

At a meeting of the Health Services Committee, held Thursday, July 17, 2008, the following recommendations were made and are being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY ROCCA, SUPPORTED BY J. FLYNN, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS AUTHORIZE THE HEALTH DEPARTMENT TO APPLY FOR A U.S.E.P.A. GRANT ENTITLED "THE EFFECTS OF NUTRIENTS ON LAKE ST. CLAIR'S ECOSYSTEM" IN THE AMOUNT OF \$52,254 FOR MONITORING ACTIVITY. **THE MOTION CARRIED.**

2. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY TORRICE, SUPPORTED BY DOHERTY, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS DIRECT THE HEALTH DEPARTMENT TO CONTINUE MEETING WITH ANIMAL RESCUE ORGANIZATIONS FOR AN ADDITIONAL SIX MONTHS, WITH PROGRESS REPORTS TO BE PROVIDED TO THE HEALTH SERVICES COMMITTEE ON A REGULAR BASIS. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR DeSAELE, SUPPORTED BY VICE-CHAIR CAMPHOUS-PETERSON.

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RESOLUTION NO. _____

MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Authorize the Health Department to apply for a U.S.E.P.A. grant entitled, "The Effects of Nutrients on Lake St. Clair's Ecosystem" in the amount of \$52,254.00 for monitoring activity.

INTRODUCED BY: Commissioner Phillis DeSaele, Chairperson, Health Services Committee

The Macomb County Health Department requests authorization to apply for a U.S.E.P.A. grant in the amount of \$52,254.00 for watershed monitoring activity. This proposed monitoring would serve as an effective continuation of the recently completed Lake St. Clair Regional Monitoring Project. The sampling will also complement the Macomb County Health Department's current sampling regimen. A local match is not required, but we would like to offer an in-kind match (services) of approximately \$10,409.84 for a Supervisor's, Water Quality Analyst's and Toxicologist's time, in order to increase the chance that the grant will be funded.

COMMITTEE/MEETING DATE

Health Services – July 17, 2008

Full Board 7-24-08

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO *see below

INTRODUCED BY: from the floor

***At the 7-17-08 Health Services Committee meeting, the following motion was approved:**

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY TORRICE, SUPPORTED BY DOHERTY, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS DIRECT THE HEALTH DEPARTMENT TO CONTINUE MEETING WITH ANIMAL RESCUE ORGANIZATIONS FOR AN ADDITIONAL SIX MONTHS, WITH PROGRESS REPORTS TO BE PROVIDED TO THE HEALTH SERVICES COMMITTEE ON A REGULAR BASIS. **THE MOTION CARRIED.**

COMMITTEE/MEETING DATE

Health Services 7-17-08

Full Board 7-24-08



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July 17, 2008

TO: BOARD OF COMMISSIONERS

**FROM: JOAN FLYNN, CHAIR
OPERATIONAL SERVICES COMMITTEE**

**RE: RECOMMENDATIONS FROM OPERATIONAL SERVICES COMMITTEE
MEETING OF JULY 17, 2008**

At a meeting of the Operational Services Committee, held Thursday, July 17, 2008, the following recommendations were made and are being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY RENGERT, SUPPORTED BY TORRICE, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS AUTHORIZE PAYMENT FOR THE FOLLOWING INVOICES:

JUVENILE JUSTICE CENTER- PHASE II	BERNCO, INC.	\$380,291.00
42-2 DISTRICT COURT	E. GILBERT & SONS, INC.	141,943.48

FURTHER, FUNDS ARE AVAILABLE IN THE CAPITAL BUDGET.

THE MOTION CARRIED.

2. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY TOCCO, SUPPORTED BY SAUGER, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS ENTER INTO A THREE YEAR LEASE AGREEMENT WITH THE COURT HOUSE CAFÉ, LLC (TENANT), AUTHORIZING THE COURT HOUSE CAFÉ, LLC TO ESTABLISH A KIOSK ON THE FIRST FLOOR OF THE COURT BUILDING; COST OF CONSTRUCTION OF THE KIOSK, INSTALLATION OF UTILITIES (ELECTRIC AND WATER ESTIMATED TO BE \$5,300) WILL BE THE SOLE RESPONSIBILITY OF THE TENANT; COURT HOUSE CAFÉ, LLC ALSO AGREES TO PAY THE ESTIMATED UTILITY COST OF \$125 PER MONTH AND \$50 PER MONTH FOR THE SPACE OCCUPIED BY THE KIOSK FOR THE TERM OF THE LEASE. THE MOTION CARRIED.

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3. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY BRULEY, SUPPORTED BY RENGERT, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE A ONE YEAR PARKING LICENSE, WITH DELETION OF THE OPTION TO RENEW, WITH GLV SERVICES FOR THE ADMINISTRATION BUILDING PARKING LOT ON FRIDAY AND SATURDAY EVENINGS FROM 6:30 P.M. TO 2 A.M.; GLV SERVICES AGREES TO PAY \$1,000 PER MONTH AND TO PROVIDE INSURANCE COVERAGE ACCEPTABLE TO THE COUNTY AND WILL KEEP THE PARKING LOT FREE OF DEBRIS. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR JOAN FLYNN, SUPPORTED BY VICE-CHAIR TOCCO.

A.

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve payment to Bernco, Inc., in the amount of \$380,291.00 for construction services performed for the JJC - Phase II Renovations.

Application No. 9. Funds are available in the Captial Budget.

INTRODUCED BY: Commissioner Joan Flynn, Chair

Operational Services Committee

COMMITTEE/MEETING DATE

Operational Services: 7/17/08

Full Board 7-24-08

B.

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve payment to E. Gilbert & Sons, Inc., in the amount of \$141,943.48 for construction management services performed at the 42nd District Court – Division II.

Application No. 16. Funds are available in the Capital Budget.

INTRODUCED BY: Commissioner Joan Flynn, Chair

Operational Services Committee

COMMITTEE/MEETING DATE

Operational Services: 07/16/08

Full Board: 07/24/08

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Enter into a 3 year lease agreement with the Court House Café, LLC. (Tenant),

authorizing the Court House Café, LLC., to establish a Kiosk on the 1st floor of the Court Building. Cost of

construction of the Kiosk, installation of utilities (electric and water estimated to be \$5,300.00) will be the sole

responsibility of the Tenant. Court House Café, LLC., also agrees to pay the estimated utility cost of \$125.00 per

month and a \$50.00 per month for the space occupied by the Kiosk for the term of the lease.

INTRODUCED BY: Commissioner Joan Flynn, Chair

Operational Services Committee

COMMITTEE/MEETING DATE

Operational Services: 7/17/08

Full Board 7-24-08



FACILITIES & OPERATIONS DEPARTMENT

10 N. Main St., 13th Floor
Mount Clemens, Michigan 48043
586-469-5244 FAX 586-469-7770

Lynn M. Arnott-Bryks
Director

Diane G. Connell
Operations Supervisor

Larry K. Oakes
Mechanical Systems Supervisor

TO: Commissioner Joan Flynn, Chair
Operational Services Committee

SUBJECT: Court House Café
Kiosk

DATE: July 8, 2008

The Court House Café, LLC., has forwarded a new proposal relative to the request for the installation of a Kiosk on the first floor of the Court Building (See Attachment "A" correspondence dated June 19, 2008 and Exhibit "A" floor plan and an example of Kiosk).

The Court House Café, LLC., has proposed the following terms for your review and consideration:

1. Tenant agrees to pay all costs for the construction of the Kiosk.
2. Tenant agrees to pay the cost of installing the utilities (electric and water) estimated at \$5,300.00.
3. Tenant further agrees to pay the estimated cost for the electric and water utilized by the concession services at the Kiosk.

In order to ascertain the cost of electric, the wattage of the proposed equipment was added and converted to KWH. The cost of maximum consumption is estimated to be \$120.00 per month.

Based upon information from the City of Mt. Clemens, less than a unit of water would be consumed resulting in a water and sewer usage charge of \$5.00 per month.

Based upon the information received, the estimated cost of utilities would be \$125.00 per month.

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The Court House Café, LLC., also agrees to pay \$50.00 per month for the space occupied by the Kiosk.

Based upon the revised terms, the Court House Café, LLC., has requested your review and approval.

If you have any further questions and/or concerns, please contact the undersigned.

Respectfully,



Lynn M. Arnott-Bryks, Director
Facilities & Operations Department

Attachments

LMAB:jsd

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve a One Year Parking License with GLV Services for the Administration Building Parking Lot on Friday and Saturday evenings from 6:30 p.m. to 2:00 a.m. GLV Services agrees to pay \$1,000.00 per month. GLV Services has agreed to provide insurance coverage acceptable to the County and will keep the parking lot free of debris. *SEE BELOW

INTRODUCED BY: Commissioner Joan Flynn, Chair
Operational Services Committee

***At the 7-17-08 meeting, the request was approved but with the deletion of the option to renew.**

COMMITTEE/MEETING DATE

Operational Services: 7/17/08
Full Board 7-24-08



FACILITIES & OPERATIONS DEPARTMENT

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Lynn M. Arnott-Bryks
Director

Diane G. Connell
Operations Supervisor

Larry K. Oakes
Mechanical Systems Supervisor

TO: Commissioner Joan Flynn, Chair
Operational Services Committee

SUBJECT: GLV Services
Parking Lot License
Administration Building

DATE: July 7, 2008

The Finance Director received a request submitted by GLV Services, Macomb, MI, for a parking license for the Administration Building parking lot on Friday and Saturday evenings from 6:30 p.m. to 2:00 a.m.

GLV Services is interested in a one-year agreement with the option to renew. GLV Services would pay to Macomb County \$1,000.00 per month. In the event additional evenings are added, GLV Services would pay an additional \$125.00 per day.

GLV Services would provide insurance acceptable to the County and would be responsible for keeping the lot free of debris from the evening parking.

GLV Services is aware that if "The Bank" bar extends its hours of operations to Thursday evenings that Full Board meetings may conflict and/or other County evening events scheduled and contractually would address this issue so County parking needs are completely satisfied.

Should you have further questions or require additional information, please contact the undersigned.

Respectfully,


Lynn M. Arnott-Bryks, Director
Facilities & Operations Department

LMAB:jsd

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July 18, 2008

TO: BOARD OF COMMISSIONERS

**FROM: KATHY TOCCO, CHAIR
COMMUNITY SERVICES COMMITTEE**

**RE: RECOMMENDATION FROM COMMUNITY SERVICES
COMMITTEE MEETING OF JULY 18, 2008**

At a meeting of the Community Services Committee, held Friday, July 18, 2008, the following recommendation was made and is being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY CAMPHOUS-PETERSON, SUPPORTED BY RENGERT, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS AUTHORIZE THE MACOMB COUNTY COMMUNITY SERVICES AGENCY TO RECEIVE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM THE CITY OF ST. CLAIR SHORES IN THE AMOUNT OF \$10,000. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR TOCCO, SUPPORTED BY COMMISSIONER BRULEY.

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RESOLUTION NO. _____

FULL BOARD MEETING DATE: 7/24/2008

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO Recommend that the Macomb County Board of Commissioners
authorize the Macomb County Community Services Agency to receive Community Development
Block Grant Funds from the City of St. Clair Shores in the amount of \$10,000.

INTRODUCED BY: Commissioner Kathy Tocco, Chair Community Services Committee

Background: The Senior Chore Program assists low to moderate income level seniors with home maintenance and minor repairs. Funding is made available through the Area Agency on Aging 1-B, Community Development Block Grant funds from local communities and the County.

Funding Amount: \$10,000
(No County match required)

Period of Performance: July 1, 2008 through June 30, 2009

Funding Utilization: Community Development Block Grant (CDBG) funds are used to supplement the cost of providing seasonal services (i.e., grass cutting and snow removal) to low income senior citizens residing in the City of St. Clair Shores.

COMMITTEE/MEETING DATE

Community Services Committee 7/18/2008

Full Board 7-24-08



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JULY 21, 2008

TO: BOARD OF COMMISSIONERS

**FROM: KATHY VOSBURG, CHAIR
PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE**

**RE: RECOMMENDATIONS FROM PLANNING AND ECONOMIC
DEVELOPMENT COMMITTEE MEETING OF 07-21-08**

At a meeting of the Planning and Economic Development Committee, held Monday, July 21, 2008, the following recommendations were made and are being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY CAMPHOUS-PETERSON, SUPPORTED BY GIELEGHEM, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS ALLOW NAMING RIGHTS (SUBJECT TO BOARD REVIEW AND APPROVAL) FOR DONATIONS OF MONEY FROM PRIVATE DONORS FOR A PROPOSED FLOODPLAIN CONSERVATION EASEMENT. **THE MOTION CARRIED.**

2. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY CAMPHOUS-PETERSON, SUPPORTED BY RENGERT, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE THE APPOINTMENT OF STEPHEN N. CASSIN, EXECUTIVE DIRECTOR, PLANNING AND ECONOMIC DEVELOPMENT, TO THE STERLING HEIGHTS LOCAL DEVELOPMENT FINANCE AUTHORITY FOR A TWO-YEAR TERM BEGINNING JULY 1, 2008. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR VOSBURG, SUPPORTED BY VICE CHAIR MIJAC.

MACOMB COUNTY BOARD OF COMMISSIONERS

Andrey Duzyj - District 1
Marvin E. Sauger - District 2
Phillip A. DiMaria - District 3
Jon M. Switalski - District 4
Susan L. Doherty - District 5

Joan Flynn - District 6
Sue Rocca - District 7
David Flynn - District 8
Robert Mijac - District 9
Philis DeSaele - District 10

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District 18
Vice-Chair

Leonard Haggerty
District 21
Sergeant-At-Arms

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Ed Bruley - District 17
Paul Gielegem - District 19
Kathy Tocco - District 20

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Sarah Roberts - District 24
Kathy D. Vosburg - District 25
Leon Drolet - District 26

RESOLUTION NO. _____ FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Recommend to the Board of Commissioners that they allow naming rights (subject to their review and approval) for donations of money from private donors for a proposed Floodplain Conservation Easement

INTRODUCED BY: Kathy Vosburg, Chair, PED Committee

DESCRIPTION:

COMMITTEE/MEETING DATE

<u>PED</u>	<u>7-21-08</u>	<u>Approved</u>
<u>Full Board</u>	<u>7-24-08</u>	

RESOLUTION NO. _____ FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Recommend to the Board of Commissioners the appointment of Stephen N. Cassin, Executive Director, Planning and Economic Development, to the Sterling Heights Local Development Finance Authority for a 2-year term beginning July 1, 2008

INTRODUCED BY: Kathy Vosburg, Chair, PED Committee

DESCRIPTION:

COMMITTEE/MEETING DATE

PED 7-21-08 Approved
Full Board 7-24-08



BOARD OF COMMISSIONERS

1 S. Main St., 9th Floor
Mount Clemens, Michigan 48043
586-469-5125 FAX 586-469-5993
macombcountymi.gov/boardofcommissioners

JULY 22, 2008

TO: BOARD OF COMMISSIONERS

FROM: DON BROWN, CHAIR, BUDGET COMMITTEE

**RE: RECOMMENDATION FROM BUDGET COMMITTEE
MEETING OF JULY 22, 2008**

At a meeting of the Budget Committee, held Tuesday, July 22, 2008, the following recommendation was made and is being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY CAMPHOUS-PETERSON, SUPPORTED BY ROCCA, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE PAYMENT OF \$25,000 TO HARRISON TOWNSHIP FROM THE ENVIRONMENTAL PROBLEMS: LAKE/RIVER FUND FOR PHRAGMITE CONTROL. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR BROWN, SUPPORTED BY VICE CHAIR SAUGER.

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Leon Drolet - District 26

RESOLUTION NO. _____

MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve payment of \$25,000 to Harrison Township from the Environmental Problems: Lake/River Fund for phragmite control

INTRODUCED BY: Commissioner Philis DeSaele, Chairperson, Health Services Committee

Harrison Township has completed the phragmite control project and is requesting reimbursement. The amount approved by the Macomb County Board of Commissioners May 24, 2007 was \$25,000.

Health Services	—	July 17, 2008	APPROVED
<u>Budget</u>		<u>7-22-08</u>	<u>Approved</u>
<u>Full Board</u>		<u>7-24-08</u>	



BOARD OF COMMISSIONERS

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macombcountymi.gov/boardofcommissioners

July 22, 2008

TO: BOARD OF COMMISSIONERS

**FROM: DANA CAMPHOUS-PETERSON, CHAIR
PERSONNEL COMMITTEE**

**RE: RECOMMENDATIONS FROM PERSONNEL COMMITTEE MEETING
OF JULY 22, 2008**

At a meeting of the Personnel Committee, held Tuesday, July 22, 2008, the following recommendations were made and are being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY DUZYJ, SUPPORTED BY CROUCHMAN, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE RECONFIRMATION OF THE FOLLOWING VACANCIES PURSUANT TO THE MOTION PASSED BY THE AD HOC COMMITTEE ON JULY 8, 2008:

ONE DATA MAINTENANCE SUPERVISOR	FRIEND OF THE COURT
ONE TYPIST CLERK III	HEALTH

THE MOTION CARRIED WITH BROWN, BRULEY, GIELEGHEM, SZCZEPANSKI AND TORRICE VOTING "NO."

2. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY BRULEY, SUPPORTED BY SZCZEPANSKI, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE RECONFIRMATION AND WAIVER OF THE 20 WEEK HIRING DELAY FOR THE VACANT POSITION OF SAFETY SPECIALIST IN THE RISK MANAGEMENT AND SAFETY DEPARTMENT PURSUANT TO A MOTION BY THE AD HOC COMMITTEE ON JULY 8, 2008; FURTHER, THAT THIS BE A PART-TIME POSITION AND THAT WHATEVER THE 20 WEEK HIRING FREEZE WAS TO HAVE SAVED THE COUNTY WILL COME OUT OF THE DEPARTMENT'S BUDGET AND BE CERTIFIED BY THE FINANCE DEPARTMENT. **THE MOTION CARRIED.** (roll call vote: Yes-Brdak, Brown, Bruley, DeSaele, DiMaria, Drolet, D. Flynn, J. Flynn, Gielegghem, Lund, Mijac, Roberts, Sauger, Switalski, Szczepanski, Tocco, Torrice and Camphous-Peterson; No-Crouchman, Doherty, Rengert, Rocca, Slinde, Vosburg and Duzyj)

MACOMB COUNTY BOARD OF COMMISSIONERS

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3. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY GIELEGHEM, SUPPORTED BY DIMARIA, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE RECONFIRMATION OF ONE PARALEGAL IN THE SENIOR CITIZEN SERVICES DEPARTMENT PROVIDED THAT IT DOES NOT LEAD TO AN INCREASE IN THE BUDGET AND IS OFFSET BY COST SAVINGS WITHIN THE DEPARTMENT. **THE MOTION CARRIED.**

4. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY BRULEY, SUPPORTED BY SZCZEPANSKI, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE A WAIVER OF THE 20 WEEK HIRING DELAY FOR ONE COUNSELOR POSITION IN THE VETERANS SERVICES DEPARTMENT, BUT THAT WHATEVER THE 20 WEEK HIRING FREEZE WAS TO HAVE SAVED THE COUNTY WILL COME OUT OF THE DEPARTMENT'S BUDGET AND BE CERTIFIED BY THE FINANCE DEPARTMENT. **THE MOTION CARRIED WITH DeSAELE, DOHERTY, RENGERT, TORRICE AND VOSBURG VOTING "NO."**

5. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY RENGERT, SUPPORTED BY J. FLYNN, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS CONCUR WITH THE RECOMMENDATION TO MODIFY THE COMMUNITY SERVICES AGENCY TRANSPORTATION BUDGET REFLECTING CHANGES IN BUS DRIVER POSITIONS AND HOURLY RATES. **THE MOTION CARRIED.**

6. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A MOTION WAS MADE BY DOHERTY, SUPPORTED BY ROCCA, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE A SALARY RANGE MODIFICATION FOR THE NON-REPRESENTED CLASSIFICATIONS OF ADMINISTRATIVE SECRETARY, SENIOR SECRETARY AND SECRETARY, TO BE APPLIED TO ANY NEWLY HIRED OR PROMOTED EMPLOYEES, AS OUTLINED IN A JULY 11, 2008 CORRESPONDENCE FROM THE ACTING DIRECTOR OF THE HUMAN RESOURCES DEPARTMENT. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR CAMPHOUS-PETERSON, SUPPORTED BY VICE-CHAIR DUZYJ.

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO _____ Approve the reconfirmation of the following vacancies pursuant to
the Motion passed by the Ad Hoc Committee on July 8, 2008

INTRODUCED BY: _____ Commissioner Dana Camphous-Peterson, Chair
Personnel Committee

CLASSIFICATION

DEPARTMENT

One Data Maintenance Supervisor (Pamela Conger)
Reason for Position being Vacant: Retirement
Date Position to be Vacant: 04-01-08
Exit Interview Completed: Yes*

Friend of the Court

One Typist Clerk III (Mary Koch)
Reason for Position being Vacant: Retirement
Date Position to be Vacant: 06-06-08
Exit Interview Completed: Yes

Health

COMMITTEE/MEETING DATE

Personnel 07-22-08
Full Board 7-24-08

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO _____ Recommend the reconfirmation and waiver of the 20 Week Hiring Delay
_____ for the vacant position of Safety Specialist in the Risk Management
_____ & Safety Department pursuant to a Motion by the Ad Committee on
_____ July 8, 2008 **SEE BELOW*

INTRODUCED BY: _____ Commissioner Dana Camphous-Peterson, Chairperson
_____ Personnel Committee

*At the 7-22-08 meeting, the following substitute motion was approved:

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY BRULEY, SUPPORTED BY SZCZEPANSKI, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE RECONFIRMATION AND WAIVER OF THE 20 WEEK HIRING DELAY FOR THE VACANT POSITION OF SAFETY SPECIALIST IN THE RISK MANAGEMENT AND SAFETY DEPARTMENT PURSUANT TO A MOTION BY THE AD HOC COMMITTEE ON JULY 8, 2008; FURTHER, THAT THIS BE A PART-TIME POSITION AND THAT WHATEVER THE 20 WEEK HIRING FREEZE WAS TO HAVE SAVED THE COUNTY WILL COME OUT OF THE DEPARTMENT'S BUDGET AND BE CERTIFIED BY THE FINANCE DEPARTMENT. THE MOTION CARRIED.

COMMITTEE/MEETING DATE

Personnel 07-22-08

Full Board 7-24-08

MACOMB COUNTY, MICHIGAN

RESOLUTION TO Evaluate and recommend to the Personnel Committee regarding
the determination of each vacant personnel opening, either to reconfirm
or to eliminate the position *XSEE BELOW*

INTRODUCED BY: Commissioner Dana Camphous-Peterson, Chair
Ad Hoc Committee to Evaluate Reconfirmation of Personnel Openings

CLASSIFICATION

DEPARTMENT

~~One Dietitian (Jennifer Kasprzyk)
Reason for Position being Vacant: Resignation
Date Position to be Vacant: 04-30-08~~

~~Health~~

~~One Public Health Nurse II (Nancy Karcz)
Reason for Position being Vacant: Retirement
Date Position to be Vacant: 05-16-08~~

~~Health~~

~~One Account Clerk III (Cynthia Jean Wiegand)
Reason for Position being Vacant: Resignation
Date Position to be Vacant: 05-02-08~~

~~Martha T. Berry~~

~~One Administrative Secretary (Gail McAlpine)
Reason for Position being Vacant: Retirement
Date Position to be Vacant: 07-31-08~~

~~Martha T. Berry~~

~~One Computer Maintenance Clerk (Cheri Bushman)
Reason for Position being Vacant: Retirement
Date Position to be Vacant: 01-02-08~~

~~Prosecuting Attorney~~

K { One Paralegal (Incoronada Delfuoco)
Reason for Position being Vacant: Retirement
Date Position to be Vacant: 12-28-07

~~Senior Citizen Services~~ }

*REFERRED TO SENIOR
CITIZENS COMMITTEE*

** At the Senior Citizens Committee mtg. on 6-13-08,
the following action was taken:*

Substitute motion

*A motion was made by DeSole, supported by
Gielegem, to postpone in order to give the
director, Chair Gielegem and the Senior Legal Services
Dept time to go back and look at this and
report back at the Finance Comm mtg. next
week. The motion carried w/ Brady voting "No."*

COMMITTEE/MEETING DATE

Ad Hoc Committee to Evaluate

Reconfirmation of Personnel

Openings 06-05-08

*Seniors
Finance 6-18-08 - REMOVED FROM AGENDA
Personnel 7-22-08
Full Board 7-24-08*

*At the 7-22-08 meeting, the following motion was approved:

COMMITTEE RECOMMENDATION - MOTION

A MOTION WAS MADE BY GIELEGHEM, SUPPORTED BY DIMARIA, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE RECONFIRMATION OF ONE PARALEGAL IN THE SENIOR CITIZEN SERVICES DEPARTMENT PROVIDED THAT IT DOES NOT LEAD TO AN INCREASE IN THE BUDGET AND IS OFFSET BY COST SAVINGS WITHIN THE DEPARTMENT. THE MOTION CARRIED.

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO *see below

INTRODUCED BY: from the floor

*At the 7-18-08 meeting of the Community Services Committee, the following motion was approved:

MOTION

A motion was made by Doherty, supported by Torrice, to approve a waiver of the 20 week hiring delay for one Counselor position in the Veterans Services Department and forward to the Personnel Committee. **The Motion Carried with Bruley voting "No."**

**At the 7-22-08 meeting, the following substitute motion was approved:

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY BRULEY, SUPPORTED BY SZCZEPANSKI, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE A WAIVER OF THE 20 WEEK HIRING DELAY FOR ONE COUNSELOR POSITION IN THE VETERANS SERVICES DEPARTMENT, **BUT THAT WHATEVER THE 20 WEEK HIRING FREEZE WAS TO HAVE SAVED THE COUNTY WILL COME OUT OF THE DEPARTMENT'S BUDGET AND BE CERTIFIED BY THE FINANCE DEPARTMENT. THE MOTION CARRIED WITH DeSAELE, DOHERTY, RENGERT, TORRICE AND VOSBURG VOTING "NO."**

COMMITTEE/MEETING DATE

Community Services 7-18-08

Personnel 7-22-08

Full Board 7-24-08

RESOLUTION NO. _____

FULL BOARD MEETING DATE 7/24/2008

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Recommend that the Macomb County Board of Commissioners concur
with the recommendation to modify the Community Services Agency Transportation Budget
reflecting changes in bus driver positions and hourly rates.

INTRODUCED BY: Commissioner Kathy Tocco, Chair Community Services Committee

,See memo for back up material.

COMMITTEE/MEETING DATE
Community Services Committee 7/18/2008 *REFERRED TO PERSONNEL COMMITTEE*
Personnel 7/22/2008
Full Board 7-24-08

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO _____ Recommend a Salary Range Modification, for the Non-Represented
_____ Classifications of Administrative Secretary, Senior Secretary and
_____ Secretary, to be applied to any Newly Hired or Promoted Employees

INTRODUCED BY: _____ Commissioner Dana Camphous-Peterson, Chairperson
_____ Personnel Committee

COMMITTEE/MEETING DATE

Personnel 07-22-08
Full Board 7-24-08



BOARD OF COMMISSIONERS

1 S. Main St., 9th Floor
Mount Clemens, Michigan 48043
586-469-5125 FAX 586-469-5993
macombcountymi.gov/boardofcommissioners

July 23, 2008

TO: BOARD OF COMMISSIONERS

**FROM: BETTY SLINDE, CHAIR
FINANCE COMMITTEE**

**RE: RECOMMENDATION FROM FINANCE COMMITTEE MEETING OF
JULY 23, 2008**

At a meeting of the Finance Committee, held Wednesday, July 23, 2008, the following recommendation was made and is being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION - MOTION (SEE ATTACHED)

A MOTION WAS MADE BY SZCZEPANSKI, SUPPORTED BY CAMPHOUS-PETERSON, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE THE MONTHLY BILLS (WITH CORRECTIONS, DELETIONS AND/OR ADDENDA) AND AUTHORIZE PAYMENT; FURTHER, TO APPROVE THE PAYROLL IN THE TOTAL AMOUNT OF \$15,827,626.10, WITH NECESSARY MODIFICATIONS TO THE APPROPRIATIONS. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR SLINDE, SUPPORTED BY VICE-CHAIR SZCZEPANSKI.

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RESOLUTION NO. _____ FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO Approve List of Bills as Prepared and Provided under Separate Cover by the
Finance Department

INTRODUCED BY: Betty Slinde, Chair, Finance Committee

COMMITTEE/MEETING DATE

<u>Finance</u>	<u>7-23-08</u>
<u>Full Board</u>	<u>7-24-08</u>

RECYCLABLE PAPER



Item # 5

Budget Committee

7-22-08

Distributed

\$10,000,000
County of Macomb
Michigan Transportation Fund Bonds, Series B
(Preliminary Defeasance Analysis)

NET SOURCES AND USES

Closing Date: 08/14/08

Sources:

Funds Available	\$3,118,299.79
	\$3,118,299.79

Uses:

Escrow Fund	\$3,104,685.40
Escrow Agent Fee	4,500.00
Legal Fees & Costs	2,500.00
Financial Advisor Fees & Costs	3,500.00
Verification Report	2,500.00
Contingency Amount	614.39
	\$3,118,299.79

Defeasance Gross Savings:	\$5,011,450.00
Less Cash Deposit and Defeasance Cost:	3,118,299.79
Defeasance Net Savings:	\$1,893,150.21

**COUNTY OF MACOMB
BOARD OF COMMISSIONERS**

At a _____ meeting of the Board of Commissioners of the County of Macomb, Michigan (the "County") held at the _____, Mt. Clemens, Michigan 48043 on July __, 2008, at __: __ .m., Eastern Daylight Savings Time, there were

PRESENT:

ABSENT:

The following resolution was offered by _____ and seconded by _____:

**RESOLUTION APPROVING ESCROW AGREEMENT
FOR THE DEFEASANCE OF PART OF THE OUTSTANDING
COUNTY OF MACOMB MICHIGAN TRANSPORTATION FUND
BONDS, SERIES B
PRIOR TO MATURITY**

WHEREAS, the County of Macomb (the "County"), pursuant to Act No. 51, Public Acts of Michigan, 1951, as amended (the "Act"), issued its \$10,000,000 County of Macomb Michigan Transportation Fund Bonds, Series B (the "Bonds") in part to defray part of the cost of constructing and reconstructing certain roads in the County (the "Project"); and

WHEREAS, the Board of County Road Commissioners has requested that the County use the remaining proceeds of the bonds which will not be expended on that part of the Project to defease such Bonds with maturities and interest rates as set forth in *EXHIBIT A*, (such bonds referred to as the "BONDS TO BE DEFEASED") in an amount not to exceed \$3,000,000.00 and to pay the costs of defeasing said Bonds; and

WHEREAS, pursuant to Act No. 34, Public Acts of Michigan, 2001, as amended, in order that the BONDS TO BE DEFEASED may be properly defeased utilizing proceeds of the bonds, the County must enter into an agreement with a bank or trust company;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF COMMISSIONERS, COUNTY OF MACOMB, MICHIGAN as follows:

1. The County hereby approves the defeasance of a portion of the Bonds as described in *EXHIBIT A*

2. The County further consents to enter into an escrow agreement, dated as of August 14, 2008 (the "Escrow Agreement") with a bank or trust company designated by the Treasurer or Finance Director.

3. The County Treasurer, County Finance Director, County Clerk and Axe & Ecklund, P.C., bond counsel, are instructed to take whatever steps are necessary to effect the defeasance and call of the BONDS TO BE DEFEASED.

4. All resolutions and parts of resolution, insofar as the same may be in conflict herewith, are hereby rescinded.

A vote on the foregoing resolution was taken and was as follows:

YES:

NO:

ABSTAIN:

ABSENT:

The resolution was declared adopted.

CERTIFICATION OF PROCEEDINGS

The undersigned, being the duly qualified and acting Clerk of the County of Macomb, Michigan, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by this Board of Commissioners at a _____ meeting held on _____, 2008, (2) that an original thereof is on file in the records of my office, (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended) and (4) the minutes of such meeting were kept and will be or have been made available as required thereby.

DATED: July __, 2008

Carmella Sabaugh, County of Macomb
Clerk

Dmh/DP-MAC82(mt)

EXHIBIT A

**\$10,000,000
COUNTY OF MACOMB
MICHIGAN TRANSPORTATION FUND BONDS, SERIES B**

Dated as of May 1, 2004

Defeasance Date: August 14, 2008

BONDS TO BE DEFEASED

<u>Principal</u>	<u>Rate</u>	<u>CUSIPS*</u>	<u>Maturity Date</u>
\$ 540,000	4.50%	554885XW8	December 1, 2021
800,000	4.60	554885XX6	December 1, 2022
800,000	4.70	554885XY4	December 1, 2023
800,000	4.75	554885ZX1	December 1, 2024

Bond Registrar and Paying Agent:

Bank of New York Trust Company, N.A.
f/k/a/ J.P. Morgan Trust Company, N.A.
719 Griswold Street, Suite 930 – Dime Building
Detroit, MI 48226

Dml/DF-MAC82(mt)

ESCROW AGREEMENT

COUNTY OF MACOMB

This escrow agreement (the "Agreement"), dated as of August 14, 2008, is between the County of Macomb, Michigan (the "County") and BANK OF NEW YORK TRUST COMPANY, N.A., Detroit, Michigan, as escrow agent (the "Escrow Agent").

WHEREAS, the County has previously issued its County of Macomb Michigan Transportation Fund Bonds, Series B, dated May 1, 2004 (the "Bonds") of which the principal amount listed below remains outstanding and the principal amount listed below will be defeased (referred to as the "BONDS TO BE DEFEASED"):

<u>Bonds</u>	<u>Outstanding Principal</u>	<u>Principal to be Defeased</u>
County of Macomb Michigan Transportation Fund Bonds, Series B Dated: May 1, 2004	\$9,250,000 maturing in the years 2008 thru 2024	\$2,940,000 maturing in the years 2021 thru 2024

all bearing interest, due as to principal and subject to defeasance as more fully described in APPENDIX I to this Agreement and as further identified in APPENDIX II hereto.

WHEREAS, for the purpose of calling the BONDS TO BE DEFEASED the County has, pursuant to a resolution adopted on July __, 2008, (the "Resolution"), authorized the defeasance of said Bonds, as designated and described in the Resolution; and

WHEREAS, pursuant to the Resolution, the Escrow Agent has been appointed by the County for the purpose of assuring the payment when due of the principal of, redemption premium and interest on the BONDS TO BE DEFEASED and the County Treasurer or the County Finance Director have been authorized and directed to execute this Agreement.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and agreements set forth below the County and the Escrow Agent agree as follows for the respective equal and proportionate benefit and security of the holders of the Bonds;

Section 1. Appointment of Escrow Agent. The Escrow Agent is hereby appointed and agrees to act in such capacity to comply with all requirements of this Agreement, and to be custodian of the escrow fund (the "Escrow Fund"), to perform its duties as custodian of the Escrow Fund created under this Agreement, but only upon and subject to the following express terms and conditions:

(a) The Escrow Agent may perform any of its duties by or through attorneys, agents, receivers but shall not be

answerable for the conduct of the same if appointed in accordance with the standards specified in this Agreement and shall be entitled to advice of counsel concerning all matters of and the duties under this Agreement, and may in all cases pay such reasonable compensation to such counsel and in addition to all such attorneys, agents, receivers and employees as may reasonably be employed in connection with the same. The Escrow Agent may act upon the opinion or advice of any counsel. The Escrow Agent shall not be responsible for any loss or damage resulting from any action or non-action taken in good faith in reliance upon such opinion or advice.

(b) The Escrow Agent shall not be responsible for any recital in this Agreement or for the validity of the execution by the County of this Agreement or of any supplements to it or instruments of further assurance. The Escrow Agent shall not be bound to ascertain or inquire as to the performance or observance of any covenants, conditions or agreements on the part of the County, except as set forth in this Agreement. The Escrow Agent shall be only obligated to perform such duties and only such duties as are specifically set forth in this Agreement and no implied covenants or obligations shall be read into this Agreement against the Escrow Agent.

(c) The Escrow Agent may become the owner of the Bonds with the same rights which it would have if not Escrow Agent.

(d) The Escrow Agent shall be protected in acting upon any notice, request, consent, certificate, order, affidavit, letter, telex, telegram or other paper or document believed to be genuine and correct and to have been signed or sent by the proper person or persons. Any action taken by the Escrow Agent pursuant to this Agreement upon the request or consent of any person who at the time of making such request or consent is the owner of any of said Bonds, shall be conclusive and binding upon all future owners of the same Bonds.

(e) As to the existence or non-existence of any fact or as to the sufficiency or validity of any instrument, paper or proceeding, the Escrow Agent shall be entitled to rely upon a certificate of the County signed by (i) the Finance Director or Treasurer or (ii) any other duly authorized person as sufficient evidence of the facts contained in it, but may secure such further evidence deemed necessary or advisable, but shall in no case be bound to secure the same. The Escrow Agent may accept a certificate of the Chairman of the Commission of the County to the effect that a resolution in the form attached to such certificate has been adopted by the County as conclusive

evidence that such resolution has been duly adopted, and is in full force and effect.

(f) The permissive right of the Escrow Agent to do things enumerated in this Agreement shall never be construed as a duty. The Escrow Agent shall only be responsible for the performance of the express duties outlined in this Agreement and shall not be answerable for other than its gross negligence or willful default in the performance of those express duties.

(g) At any and all reasonable times the Escrow Agent and its duly authorized agents, attorneys, experts, accountants and representatives, shall have the right fully to inspect any and all of the books, papers and records of the County pertaining to the Bonds, and to take such memoranda from and in regard to the same as may be desired.

(h) The Escrow Agent shall not be required to give any bond or surety in respect of the execution of the powers contained in or otherwise in respect to this Agreement.

(i) Before taking any action under this Agreement (except making investments, collecting investments and making payments to the paying agents with respect to the Bonds) the Escrow Agent may require that a satisfactory indemnity bond be furnished for the reimbursement of all expenses to which it may be put and to protect it against all liability except liability which is adjudicated to have resulted from gross negligence or willful default by reason of any action so taken.

Section 2. Escrow Fund. On August 14, 2008 the County will irrevocably deposit monies in the amount of (\$3,118,299.79) with the Escrow Agent for the account of the County from its County of Macomb Michigan Transportation Fund Bonds, Series B that were issued in anticipation of said proceeds to defray part of the cost of constructing and reconstructing certain roads in the County along with pro-rata interest earnings on said bond proceeds to establish an Escrow Fund for the BONDS TO BE DEFEASED in an amount which together with the investment income therefrom, shall be held in the Escrow Fund to be maintained by the Escrow Agent and used (i) to pay the interest on all of the BONDS TO BE DEFEASED when due from the date hereof to and including December 1, 2012 (the "Redemption Date"); and (ii) to redeem on said Redemption Date the BONDS TO BE DEFEASED at a redemption price of 100% of the principal amount, as set forth in *APPENDIX II* and *APPENDIX III*.

Section 3. Redemption of the BONDS TO BE DEFEASED. The County will redeem, prior to their scheduled maturity, BONDS TO BE DEFEASED as follows:

Bonds
County of Macomb
Michigan Transportation
Fund Bonds, Series B
Dated: May 1, 2004

Principal to
be Defeased
\$2,940,000
maturing in
the years
2021 thru 2024

The County by execution of this Escrow Agreement, hereby authorizes the Escrow Agent at the expense of the County to give the paying agent for the Bonds irrevocable instructions to call the BONDS TO BE DEFEASED. The Escrow Agent shall give to the paying agent for the Bonds such notice not more than sixty (60) nor less than forty-five (45) days prior to the redemption date, December 1, 2012, in substantially the form attached to this Agreement as APPENDIX II. If necessary, the paying agent for the Bonds shall publish said notice in the Detroit Legal News in Detroit, Michigan, as set forth in APPENDIX II and mail such notice to the registered owner or owners at the addresses listed on the registration books of the County maintained by the paying agent for the Bonds.

Section 4. Investments. As directed by the County, moneys deposited in the Escrow Fund shall be immediately invested in direct obligations of the United States of America and/or obligations the principal of and premium, if any, and interest on which are fully guaranteed by the United States of America, as described on APPENDIX IV ("Investment Securities"), except for forty cents (\$0.40) which will be held in the Escrow Fund as the beginning balance for the Refunded Bonds. The Escrow Agent agrees to cause to be purchased United States Government Obligations known as "SLGS" (State and Local Government Series) from the United States Department of Treasury on the date shown in APPENDIX IV.

The investment income from the Investment Securities in the Escrow Fund shall be credited to the Escrow Fund and shall not be reinvested. The Escrow Agent shall not sell any Investment Securities. All moneys not invested as provided in this Agreement shall be held by the Escrow Agent as a trust deposit.

Section 5. Use of Moneys. Except as expressly provided in this Agreement, no paying agents' fees for the payment of principal of, redemption premium or interest on the Bonds or other charges may be paid from the escrowed moneys or Investment Securities prior to retirement of all of the BONDS TO BE DEFEASED, and the County agrees that it will pay all such fees from its other legally available funds as such payments become due prior to such retirement.

Section 6. Deficiency in Escrow Fund. At such time or times as there shall be insufficient funds on hand in the Escrow Fund for the payment of principal of, redemption premium and interest falling due on the BONDS TO BE DEFEASED, the Escrow Agent shall promptly notify the County of such deficiency.

Section 7. Reports to County. The Escrow Agent shall deliver to the Treasurer a semi-annual statement reflecting each transaction relating to the Escrow Fund; and on or before the first day of February of each year shall deliver to the County a list of assets of the Escrow Fund as of December 31 of such year and an operating statement for the Escrow Fund for the year then ended.

Section 8. Fees of Escrow Agent. The Escrow Agent agrees with the County that the charges, fees and expenses of the Escrow Agent throughout the term of this Agreement shall be the total sum of Four Thousand Five Hundred Dollars (\$4,500.00) payable on the date of closing, which charges, fees and expenses shall be paid from monies deposited with the Escrow Agent from available funds of the County. The County hereby agrees, to the extent permitted by law, to indemnify and hold harmless the Escrow Agent from and against any and all costs, claims, liabilities, losses or damages whatsoever (including reasonable costs and fees of counsel, auditors or other experts), asserted or arising out of or in connection with the acceptance or administration of the duties established pursuant to this Agreement, except costs, claims, liabilities, losses or damages resulting from the negligence or willful misconduct of the Escrow Agent. The indemnifications set forth herein shall survive the termination of this Agreement and/or the resignation or removal of the Escrow Agent. Any banking association or corporation into which the Escrow Agent may be merged, converted or with which the Escrow Agent may be consolidated, or any corporation resulting from any merger, conversion or consolidation to which the Escrow Agent shall be a party, or any banking association or corporation to which all or substantially all of the corporate trust business of the Escrow Agent shall be transferred, shall succeed to all the Escrow Agent's rights, obligations and immunities hereunder without the execution or filing of any paper or any further act on the part of any of the parties hereto, anything herein to the contrary notwithstanding.

Section 9. Payments from Escrow Fund. The Escrow Agent shall without further authorization or direction from the County, collect the principal of and interest on the Investment Securities promptly as the same shall become due and, to the extent that Investment Securities and moneys are sufficient for such purpose, shall make timely payments out of the Escrow Fund to the proper paying agent or agents or their successors for the BONDS TO BE DEFEASED, of moneys sufficient for the payment of the principal of, redemption premium and interest on such Bonds as the same shall become due and payable, all as set out in APPENDIX V. The payments so forwarded or transferred shall be made in sufficient time to permit the payment of such principal of, redemption premium and interest by such paying agent or agents without default. The County represents and warrants that the Escrow Fund will be sufficient to make the foregoing and all

other payments required under this Agreement. The proper paying agent for the Bonds is shown in APPENDIX I.

When the aggregate total amount required for the payment of principal of, redemption premium and interest on the BONDS TO BE DEFEASED has been paid to the paying agent as provided above, the Escrow Agent shall transfer any moneys or Investment Securities then held under this Agreement for the BONDS TO BE DEFEASED to the County, and this Agreement shall cease.

Section 10. Interest of Bondholders Not Affected. The Escrow Agent and the County recognize that the holders from time to time of the Bonds have a beneficial and vested interest in the Investment Securities and moneys to be held by the Escrow Agent as provided in this Agreement. It is therefore recited, understood and agreed that this Agreement shall not be subject to revocation or amendment and no moneys on deposit in the Escrow Fund for the BONDS TO BE DEFEASED can be used in any manner for another series.

Section 11. Escrow Agent Not Obligated. None of the provisions contained in this Agreement shall require the Escrow Agent to use or advance and of its own moneys or otherwise incur financial liability in the performance of any of its duties or the exercise of any of its rights or powers under this Agreement. The Escrow Agent shall be under no liability for interest on any funds or other property received by it under this Agreement, except as expressly provided.

Section 12. Payment of Other Amounts. The County agrees that it will promptly and without delay remit to the Escrow Agent such additional sum or sums of money as may be necessary to assure the payment of any BONDS TO BE DEFEASED and to fully pay and discharge any obligation or obligations or charges, fees or expenses incurred by the Escrow Agent in carrying out any of the duties, terms or provisions of this Agreement that are in excess of the sums provided for under Section 3 and Section 8 above, including the Escrow Agent's expenses in connection with the publication of the redemption notice for the BONDS TO BE DEFEASED.

Section 13. Segregation of Funds. The Escrow Agent shall hold the Investment Securities and all moneys received by it from the collection of, principal and interest on the Investment Securities, and all moneys received from the County under this Agreement, in a separate escrow account.

Section 14. Resignation of Escrow Agent. The Escrow Agent may resign as such following the giving of thirty (30) days prior written notice to the County. Similarly, the Escrow Agent may be removed and replaced following the giving of thirty (30) days prior written notice to the Escrow Agent by the County. In either event, the duties of the Escrow Agent shall terminate thirty (30) days after the date of such notice (or as of such

earlier date as may be mutually agreeable) and the Escrow Agent shall then deliver the balance of the Escrow Fund then in its possession to a successor Escrow Agent as shall be appointed by the County.

If the County shall have failed to appoint a successor prior to the expiration of thirty (30) days following the date of the notice of resignation or removal, the then acting Escrow Agent may petition any court of competent jurisdiction for the appointment of a successor Escrow Agent or for other appropriate relief and any such resulting appointment shall be binding upon the County.

Upon acknowledgment by any successor Escrow Agent of the receipt of the then remaining balance of the Escrow Fund, the then acting Escrow Agent shall be fully released and relieved of all duties, responsibilities, and obligations under this Agreement.

Section 15. Benefit. This Agreement shall be for the sole and exclusive benefit of the County, the Escrow Agent and the holders of the Bonds. With the exception of rights expressly conferred in this Agreement, nothing expressed in or to be implied from this Agreement is intended or shall be construed to give to any person other than the parties set forth above, any legal or equitable right, remedy or claim under or in respect to this Agreement.

Section 16. Severability. If any provision of this Agreement shall be held or deemed to be invalid or shall, in fact, be illegal, inoperative or unenforceable, the same shall not affect any other provision or provisions contained in this Agreement or render the same invalid, inoperative or unenforceable to any extent whatsoever.

Section 17. Notices. Any notice, request, communication or other paper shall be sufficiently given and shall be deemed given when delivered or mailed, by registered or certified mail, postage prepaid or sent by facsimile transmission, except reports as required in Section 7 which may be delivered by regular mail, as follows:

If to the County:

County of Macomb
1 S. Main, 2nd Floor
Mt. Clemens, MI 48043
Attention: Ted B. Wahby or David M. Diegel
Phone: 586-469-5194 or 586-469-5250
Fax: 586-469-6770

If to the Escrow Agent:

The Bank of New York Trust Company, N.A.
(f/k/a J.P. Morgan Trust Company, National Association)
719 Griswold Street, Suite 930 - Dime Building
Detroit, MI 48226

Attn: Marc Chambers
Phone: 313-964-6358, Fax: 313-967-5190

The County and the Escrow Agent may designate any further or different addresses to which subsequent notices, requests, communications or other papers shall be sent and shall be required to provide written notification of said address change.

Section 18. Costs of Establishment of Escrow.
Simultaneously with the transfer of monies on hand from the County establishing the Escrow Fund, sufficient moneys from bond proceeds shall be transferred to the Escrow Agent and used to pay all of the costs associated with the defeasance of the BONDS TO BE DEFEASED including, but not limited to, financial costs, legal fees, verification fees, printing costs, application fees and any other fees or costs incurred in connection with the heretofore mentioned defeasance. All such costs shall be authorized by the County, under the "Instructions to Escrow Agent for Disbursement of Expenses at Closing", and shall be paid on August 14, 2008.

Section 19. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of Michigan.

Section 20. Execution in Counterparts. This Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the parties to this Agreement have duly executed it by their duly authorized officers as of the date first above written.

COUNTY OF MACOMB

By: _____

Its: _____

**BANK OF NEW YORK TRUST COMPANY, N.A., as
Escrow Agent**

By: _____

Its: _____

Dmh/DF-MAC82 (mt)

APPENDIX I

\$10,000,000
 COUNTY OF MACOMB
 MICHIGAN TRANSPORTATION FUND BONDS, SERIES B
 Dated as of May 1, 2004

REMAINING ORIGINAL DEBT SERVICE SCHEDULE

Date	Principal	Coupon	Interest	Total Debt Service	Annual Total
12/01/08	\$350,000.00	3.625%	\$193,268.75	\$543,268.75	\$543,268.75
06/01/09			186,925.00	186,925.00	
12/01/09	400,000.00	3.625%	186,925.00	586,925.00	773,850.00
06/01/10			179,675.00	179,675.00	
12/01/10	400,000.00	3.625%	179,675.00	579,675.00	759,350.00
06/01/11			172,425.00	172,425.00	
12/01/11	400,000.00	3.625%	172,425.00	572,425.00	744,850.00
06/01/12			165,175.00	165,175.00	
12/01/12	500,000.00	3.625%	165,175.00	665,175.00	830,350.00
06/01/13			156,112.50	156,112.50	
12/01/13	500,000.00	3.700%	156,112.50	656,112.50	812,225.00
06/01/14			146,862.50	146,862.50	
12/01/14	500,000.00	3.875%	146,862.50	646,862.50	793,725.00
06/01/15			137,175.00	137,175.00	
12/01/15	500,000.00	4.000%	137,175.00	637,175.00	774,350.00
06/01/16			127,175.00	127,175.00	
12/01/16	500,000.00	4.100%	127,175.00	627,175.00	754,350.00
06/01/17			116,925.00	116,925.00	
12/01/17	500,000.00	4.200%	116,925.00	616,925.00	733,850.00
06/01/18			106,425.00	106,425.00	
12/01/18	500,000.00	4.250%	106,425.00	606,425.00	712,850.00
06/01/19			95,800.00	95,800.00	
12/01/19	600,000.00	4.300%	95,800.00	695,800.00	791,600.00
06/01/20			82,900.00	82,900.00	
12/01/20	600,000.00	4.400%	82,900.00	682,900.00	765,800.00
06/01/21			69,700.00	69,700.00	
12/01/21	600,000.00	4.500%	69,700.00	669,700.00	739,400.00
06/01/22			56,200.00	56,200.00	
12/01/22	800,000.00	4.600%	56,200.00	856,200.00	912,400.00
06/01/23			37,800.00	37,800.00	
12/01/23	800,000.00	4.700%	37,800.00	837,800.00	875,600.00
06/01/24			19,000.00	19,000.00	
12/01/24	800,000.00	4.750%	19,000.00	819,000.00	838,000.00
	<u>\$9,250,000.00</u>		<u>\$3,905,818.75</u>	<u>\$13,155,818.75</u>	<u>\$13,155,818.75</u>

Redemption Provisions: Bonds maturing prior to December 1, 2013 shall not be subject to redemption prior to maturity. Bonds maturing on and after December 1, 2013 shall be subject to redemption in whole or in part on any interest payment date on and after December 1, 2012, and in any order, at the option of the Authority, at par, plus accrued interest to the date fixed for redemption.

Bond Registrar and Paying Agent:

Bank of New York Trust Company, N.A.
 f/k/a/ J.P. Morgan Trust Company, National Association
 719 Griswold Street, Suite 930 - Dime Building
 Detroit, MI 48226

Dmh/DF-MAC82(mt)

APPENDIX II

\$10,000,000
COUNTY OF MACOMB
MICHIGAN TRANSPORTATION FUND BONDS, SERIES B

Dated as of May 1, 2004

Due December 1, 2012

NOTICE IS HEREBY GIVEN that the County of Macomb, State of Michigan has called for redemption, on December 1, 2012, (the "Redemption Date"), Part of the callable outstanding County of Macomb Michigan Transportation Fund Bonds, Series B (the "Bonds"), pursuant to the redemption provisions contained in the Bonds, bearing the original issue date of May 1, 2004, maturing in the principal amount, on the date, bearing interest at the rate, with the "CUSIP" number, as follows:

<u>Principal</u>	<u>Rate</u>	<u>CUSIPS*</u>	<u>Maturity Date</u>
\$ 540,000	4.50%	554885XW8	December 1, 2021
800,000	4.60	554885XX6	December 1, 2022
800,000	4.70	554885XY4	December 1, 2023
800,000	4.75	554885ZX1	December 1, 2024

Said Bonds will be redeemed at 100.0% of the par value thereof.

Said Bonds should be surrendered for redemption to The Bank of New York Trust Company, N.A., as paying agent, for payment as of December 1, 2012, after which date all interest on said Bonds shall cease to accrue, whether said Bonds are presented for payment or not.

Bonds may be surrendered for payment at the office of the bond registrar and paying agent indicated below. Method of delivery is at the option of the holder, but if by mail, registered mail is suggested.

Bank of New York Trust Company, N.A.
f/k/a/ J.P. Morgan Trust Company, National Association
719 Griswold Street, Suite 930 – Dime Building
Detroit, MI 48226

* No representation is made as to the correctness of the CUSIP number either as printed on the Bonds or as contained herein and reliance may be placed only on the identification number.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983 and the Comprehensive National Energy Policy Act of 1992, paying agents making payments of principal on municipal securities may be obligated to withhold a 31% tax from remittances to individuals who have failed to furnish the paying agent with a certified and valid Taxpayer Identification Number on a fully completed Form W-9. Holders of the above described Bonds, who wish to avoid the application of these provisions, should submit certified Taxpayer Identification Numbers on I.R.S. Form W-9 when presenting their securities for redemption or for payment at maturity.

COUNTY OF MACOMB
David M. Diegel, Finance Director
Ted B. Wahby, Treasurer

Dmh/DF-MAC82 (mt)

APPENDIX III

**\$10,000,000
COUNTY OF MACOMB
MICHIGAN TRANSPORTATION FUND BONDS, SERIES B**

Dated as of May 1, 2004

Redemption Date: December 1, 2012

REDEMPTION SCHEDULE

Date	Principal	Interest	Redeemed Principal	Redemption Premium	Total Debt Service	Annual Total
12/01/08		\$68,350.00			\$68,350.00	\$68,350.00
06/01/09		68,350.00			68,350.00	
12/01/09		68,350.00			68,350.00	136,700.00
06/01/10		68,350.00			68,350.00	
12/01/10		68,350.00			68,350.00	136,700.00
06/01/11		68,350.00			68,350.00	
12/01/11		68,350.00			68,350.00	136,700.00
06/01/12		68,350.00			68,350.00	
12/01/12		68,350.00	\$2,940,000.00	\$0.00	3,008,350.00	3,076,700.00
	<u>\$0.00</u>	<u>\$615,150.00</u>	<u>\$2,940,000.00</u>	<u>\$0.00</u>	<u>\$3,555,150.00</u>	<u>\$3,555,150.00</u>

Dmh/DF-MAC92 (mt)

APPENDIX IV

**\$10,000,000
COUNTY OF MACOMB
MICHIGAN TRANSPORTATION FUND BONDS, SERIES B**

Dated as of May 1, 2004

**Investment Securities to be Acquired Pursuant
to the Escrow Agreement**

Purchase Date	Investment Amount	Rate	Maturity	Investment Type
08-14-08	\$ 36,627.00	1.900%	12/01/08	SLGS-Certificate
08-14-08	15,148.00	2.410	06/01/09	SLGS-Certificate
08-14-08	15,438.00	2.630	12/01/09	SLGS-Note
08-14-08	15,641.00	2.830	06/01/10	SLGS-Note
08-14-08	15,862.00	3.000	12/01/10	SLGS-Note
08-14-08	16,100.00	3.140	06/01/11	SLGS-Note
08-14-08	16,353.00	3.260	12/01/11	SLGS-Note
08-14-08	16,620.00	3.380	06/01/12	SLGS-Note
08-14-08	2,956,896.00	3.480	12/01/12	SLGS-Note
	<u>0.40</u>			Uninvested Cash
	<u>\$3,104,685.40</u>			Total Escrow Requirement

APPENDIX V

**\$10,000,000
COUNTY OF MACOMB
MICHIGAN TRANSPORTATION FUND BONDS, SERIES B**

Dated as of May 1, 2004

DEFEASANCE ESCROW CASH FLOW ANALYSIS

08/14/08 Beginning Cash Balance: \$0.40

Date	Beginning Cash Balance	SLGS Principal	SLGS Rate	Rates Available *	SLGS Interest	Total	Debt Service Defeasance	Net Cash Flow	Ending Cash Balance	3.47207% Present Value
08/14/08	\$0.40								\$0.40	
12/01/08	0.40	\$36,627.00	1.900%	1.900%	\$31,723.41	\$68,350.41	\$68,350.00	\$0.41	0.81	\$67,654.67
06/01/09	0.81	15,148.00	2.410%	2.410%	53,202.71	68,350.71	68,350.00	0.71	1.52	66,500.49
12/01/09	1.52	15,438.00	2.630%	2.630%	52,912.45	68,350.45	68,350.00	0.45	1.97	65,365.47
06/01/10	1.97	15,641.00	2.830%	2.830%	52,709.44	68,350.44	68,350.00	0.44	2.41	64,250.06
12/01/10	2.41	15,862.00	3.000%	3.000%	52,488.12	68,350.12	68,350.00	0.12	2.53	63,153.39
06/01/11	2.53	16,100.00	3.140%	3.140%	52,250.19	68,350.19	68,350.00	0.19	2.72	62,075.80
12/01/11	2.72	16,353.00	3.260%	3.260%	51,997.42	68,350.42	68,350.00	0.42	3.14	61,016.73
06/01/12	3.14	16,620.00	3.380%	3.380%	51,730.87	68,350.87	68,350.00	0.87	4.01	59,975.93
12/01/12	4.01	2,956,896.00	3.480%	3.480%	51,449.99	3,008,345.99	3,008,350.00	-4.01	0.00	2,594,692.46
		<u>\$3,104,685.00</u>			<u>\$450,464.61</u>	<u>\$3,555,149.61</u>	<u>\$3,555,150.00</u>			<u>\$3,104,685.00</u>

Arbitrage Yield: 4.27884%

Total Cost of Escrow Securities:

Dmb/DP - MACB2 (mt)

RECYCLABLE PAPER

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: APPROVE THE PURCHASE OF AN ADDITIONAL K9 FOR THE SHERIFF'S OFFICE. THE PURCHASE AND TRAINING COSTS FOR THIS ADDITIONAL K9 ALONG WITH VEHICLE AND EQUIPMENT WOULD BE APPROXIMATELY \$50,000.00 WITH FUNDS AVAILABLE THROUGH THE SHERIFF'S OFFICE FORFEITURE FUNDS. * (see below)

INTRODUCED BY: COMMISSIONER KEITH RENGERT

* JPS Committee Chair Rengert waived this item to the July 24, 2008 meeting of the Full Board.

Waive

COMMITTEE/MEETING DATE

J.P.S. 7-16-08 waived to 7-24-08 Full Board
Full Board 7-24-08



MARK A. HACKEL

OFFICE OF THE SHERIFF

Kent B. Lagerquist
UNDERSHERIFF

TO: Commissioner Keith Rengert
J.P.S. Committee Chairman

FROM: Sheriff Mark A. Hackel

DATE: June 30, 2008

RE: JPS Agenda – July 16, 2008

Please consider this my request to be placed on the Agenda for the July 16, 2008 Justice and Public Safety Committee Meeting.

I am requesting approval to acquire an additional K9 to be paid for by the Sheriff's Office Forfeiture Funds. There is funding available to purchase the K9 and training (\$13,000), the K9 Patrol Vehicle (\$26,000), and equipment to outfit the patrol vehicle (\$11,000.). The dog will be purchased from and trained through the Macomb Criminal Justice Training Center.

Thank you in advance for your consideration in this matter. If you have any further questions regarding this matter please feel free to contact me or Captain Dave Teske at (586) 307-9337.

A handwritten signature in black ink, appearing to read "Mark A. Hackel".

Sheriff Mark A. Hackel

/dk

RECYCLABLE PAPER

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

a)

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve the purchase of two (2) Laptop computers; two (2) Microsoft Office Standard 2007 licenses; two (2) Zone Alarm Pro 5 licenses; two (2) Lavasoft Ad-Aware; two (2) Groupwise licenses for the Juvenile Court at a cost not to exceed \$4,390.06; funding is available in the Disproportionate Minority Contact Grant; * (see below)

INTRODUCED BY: Commissioner Peter Lund, Chairperson-Legislative & Administrative Services Committee

* LAS Committee Chair Lund waived this item to the Full Board meeting on 7-24-08.

Dwise

COMMITTEE/MEETING DATE

Full Board 7-24-08 *

REQUESTED BY: Juvenile Court

REQUEST: Two (2) Dell Latitude Laptops with software

RECOMMENDATION AND COST:

Two (2) Dell Latitude D820 Laptops	\$	1,520.87	ea.
Two (2) Microsoft Office 2007 licenses	\$	249.14	ea.
Two (2) ZoneAlarm Pro 5 licenses	\$	217.06	ea.
Two (2) Lavasoft Ad-Aware licenses	\$	73.84	ea.
Two (2) Groupwise licenses	\$	134.12	ea.

TRAINING COST: None

INSTALLATION COST: None

LEASE AND/OR MAINTENANCE COST: None

JUSTIFICATION:

The equipment and software requested will be used by the Court Police Liaison, the interns, and the contracted persons recently added to the Grant Program. Disproportionate Minority Contact Grant project employs staff from different minority groups to work at numerous locations in addition to the Juvenile and Circuit Court buildings. The staff of the program create assessment reports and capture the grant information into program databases that store the data for future evaluation.

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

b)

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve the purchase of (1) computer projector, (1) replacement lamp, (2) Thin Client Terminals and Flat Monitors, and (2) Citrix Licenses for the MSU Department at a cost not to exceed \$3,000.00; funding is available in the MSU Extension CCDBG Grant Fund. **(see below)*

INTRODUCED BY: Commissioner Peter Lund, Chairperson-Legislative & Administrative Services Committee

** LAS Committee Chair Lund waived this item to the Full Board meeting on 7-24-08.*

✓ Done

COMMITTEE/MEETING DATE

Full Board 7-24-08 *

REQUESTED BY: MSU Extension Department

REQUEST One (1) Computer projector
 One (1) Replacement Lamp
 Two (2) Thin Client Terminals & Flat Monitors
 Two (2) Citrix Licenses

RECOMMENDATION AND COST:

One(1) Dell 1409X DLP Computer projector	\$	685.30	ea.
One(1) Dell 1409X Projector Replacement Lamp	\$	180.37	ea.
Two (2) Thin Client Terminals & Flat Monitors	\$	466.19	ea.
Two (2) Citrix Licenses	\$	600.00	ea.

TRAINING COST: None

INSTALLATION COST: None

LEASE AND/OR MAINTENANCE COST: None

JUSTIFICATION:

The computer projector and replacement lamp will be used by the MSU Extension Department to conduct presentations on 4H related topics to the volunteers they serve.

The Thin Client terminals, monitors and licenses will be used by the MSU Department to function better. Currently, seven employees are sharing four computers. Providing two more computers will enable them to function efficiently. These computers are used by MSU – 4C department to mentor Macomb County citizens for opening home daycare centers and businesses.

c)

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve the purchase of one (1) projector for the Public Works Department at a cost not to exceed \$7,277.75; funding is available in the Capital Projects – Public Works Building fund. * (see below)

INTRODUCED BY: Commissioner Peter Lund, Chairperson-Legislative & Administrative Services Committee

* LAS Committee Chair Lund waived this item to the Full Board meeting on 7-24-08.

Duise

COMMITTEE/MEETING DATE

Full Board 7-24-08*

INFORMATION TECHNOLOGY
RECOMMENDATION

REQUESTED BY: Public Works
Department

REQUEST One (1) Projector

RECOMMENDATION AND COST:

One(1) Panasonic Projector PT-D4000	\$	3,670.80 ea.
One(1) Panasonic Long Throw Lens ET-DLE-300	\$	2,310.00 ea.
One(1) Component Cable Run	\$	100.00 ea.
One(1) Composite Video Cable Run	\$	50.00 ea.
One(1) VGA Cable Run	\$	100.00 ea.
One(1) 25' VGA Patch Cable	\$	50.00 ea.

TRAINING COST: None

INSTALLATION COST: Eight (8) hrs. Labor	\$	65.00/hr.
One (1) hr. On-Site Service	\$	65.00/hr.

LEASE AND/OR MAINTENANCE COST: None

JUSTIFICATION:

Due to the physical configuration of the conference room at the new Public Works building, a special projector with a special lens is needed to properly project images onto the screen.

d)

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve the purchase of one (1) color laser jet printer for the Register of Deeds Department at a cost not to exceed \$5,020; funding is available through the Register of Deeds Automation Fund. * (see below)

INTRODUCED BY: Commissioner Peter Lund, Chairperson-Legislative & Administrative Services Committee

* LAS Committee Chair Lund waived this item to the Full Board meeting on 7-24-08.

Davis

COMMITTEE/MEETING DATE

Full Board 7-24-08 *

REQUESTED BY: Register of Deeds Department

REQUEST One (1) Color laser jet printer

RECOMMENDATION AND COST:

One (1) HP 5550DN color laser jet printer \$ 5,020.00 ea.

TRAINING COST: None

INSTALLATION COST: None

LEASE AND/OR MAINTENANCE COST: None

JUSTIFICATION:

The requested high-resolution and high-print volume printer is required for customer requested documents where detail is essential. These documents include plats and site plans. Due to increased volume, the current printer is no longer sufficient.

RECYCLABLE PAPER

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: approve issue of an add-alternate bid to secure data center costing alternatives, as outlined in correspondence from the IT Director, as part of a joint effort with the State of Michigan. * (see below)

INTRODUCED BY: Commissioner Peter Lund, Chairperson-Legislative & Administrative Services Committee

* LAS Committee Chair Lund waived this item to the Full Board meeting on 7-24-08.
Dwise

COMMITTEE/MEETING DATE

Full Board 7-24-08 *



INFORMATION TECHNOLOGY

10 N. Main St., 7th Floor
Mount Clemens, Michigan 48043
586-469-0524 FAX 586-469-6547
macombcountymi.gov

C. N. Zerkowski
Director

July 8, 2008

K. Barbieri
Deputy Director

TO: Commissioner Peter Lund, Chair
Legislative and Administrative Services Committee
Macomb County Board of Commissioners

FROM: Cyntia N. Zerkowski, Director
Information Technology 

SUBJECT: Approval of Bid Participation for Data Center Alternatives

Since 2000, IT has been pursuing additional space and correct environmental to accommodate its growing data center environment. Over the years, various options have been reviewed; and as time has elapsed, several environmental areas are now critical and will need to be addressed very soon:

- 1) generator backup
- 2) A/C
- 3) Fire suppression (Halon replacement)
- 4) Power/power distribution (PDU)
- 5) UPS

In 2006, a schematic design was approved by Board of Commissions for the relocation of the Data Center. However, ensuing budget shortfalls have prevented any activity moving forward as the cost of construction would surely be in the two-to-three million dollar range.

An analysis commenced as to the cost of upgrading our environmental deficiencies at the current location. That cost would approximately cut in half the capital expenditure as compared to relocating.

MACOMB COUNTY BOARD OF COMMISSIONERS

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Approval of Bid Participation for Data Center Alternative
Page 2

Additionally, the cost of leasing facilities has been explored. Doing it alone is a costly alternative for an organization of our size. However, we now have an opportunity to partner with the State of Michigan on a bid the State is preparing to issue in August for a data center location in Michigan. The economies of scale for this type of participation are significant as Macomb would benefit from lower costing alternatives.

It is highly recommended that the County participates with the State of Michigan data center bid to determine a potentially lower cost alternative to remedy the issues addressed at the outset of this memorandum. Bid costs can be compared to facility upgrade costs to ascertain the best direction to be pursued. Of course, timing and location will also be important factors. This bid partnership opportunity will complete our due diligence analysis for the most economic alternatives to address the critical data center environmental issues.

CZ/de

RECYCLABLE PAPER

RESOLUTION NO. _____ FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: AUTHORIZE THE COUNTY CLERK/REGISTER OF DEEDS TO PURCHASE TWO CREDIT CARD PROCESSING TERMINALS FOR THE REGISTER OF DEEDS OFFICE FROM THE VENDOR CURRENTLY BEING USED IN THE CLERK'S OFFICE, PAYMENTECH, AT A COST NOT TO EXCEED \$1,050.00 TOTAL AND MONTHLY TRANSACTION FEES NOT TO EXCEED THE CURRENT RATES BEING CHARGED IN THE CLERK'S OFFICE. FUNDING IS AVAILABLE IN THE REGISTER OF DEEDS TECHNOLOGY FUND. * (see below)

* LAS Committee Chair Lund waived this item to the Full Board meeting on 7-24-08.

DNISE

INTRODUCED BY: COMMISSIONER PETER LUND, CHAIRPERSON
LEGISLATIVE & ADMINISTRATIVE SERVICES COMMITTEE

COMMITTEE/MEETING DATE:

*Full Board 7-24-08 **

Attached is the resolution that was submitted in January requesting that the Clerk/Register of Deeds issue an RFP for such system. The resolution was passed at LAS on January 14, 2008 and Full Board on January 24, 2008 with an amendment to broaden the RFP to include all countywide departments that are interested. The Register of Deeds would like to offer the service now. If the RFP can produce a better deal, the Register of Deeds would be happy to switch providers. Carmella Sabaugh feels a six-month delay is long enough and wants to offer the service to Register of Deeds customers in the meantime. It is already being offered to Clerk customers.

BACKGROUND:

The County Clerk/Register of Deeds has accepted credit cards since 1997 in the Clerk's Office and was one of the first clerks in the state to do so. The Clerk/Register of Deeds would now like to offer this service in the Register of Deeds office. Only a handful of other counties accept credit cards at no cost to customers in their Register of Deeds Offices. Macomb County should be one of those counties. It would benefit customers by making it easier to pay when the exact amount due is not known ahead of time.

One of the main reasons this service would be beneficial in the Register of Deeds office is that customers most often send in multiple documents to be recorded at once. If there is a tiny mistake in any of the documents, then the entire stack is returned with the check and nothing is recorded until the correction is made. If customers are able to use a credit card, they would be able to have all correct documents filed when presented and not risk losing a recording fee because one of several documents had a mistake. Customers would not have to worry about what the exact fee is in advance because they would not be preparing a check ahead of time. An added bonus is that customers can gain reward points on their credit cards too.

It is very difficult to predict the number of transactions and the amount of sales that would take place by credit card in the Register of Deeds Office. It is estimated \$500,000 in revenue or 30,000 recorded documents per year might be paid for with credit cards if that option was available to customers.

Transaction fees are as follows:

Card Type	Fee per transaction
MasterCard or Visa credit	1.87%
MasterCard or Visa signature debit	1.50%
Discover credit card	1.96% + 25¢
Discover business card	2.548% + 25¢
Discover gift or debit card	1.568% + 25¢
American Express card	2.85% + 15¢

Funding for the terminal and the monthly transaction fees is available in the Register of Deeds Technology Fund.

RESOLUTION NO. _____ FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: AUTHORIZE THE COUNTY CLERK/REGISTER OF DEEDS TO ISSUE A REQUEST FOR PROPOSAL FOR A CREDIT CARD PROCESSING MACHINE FOR THE REGISTER OF DEEDS OFFICE AND REPORT BACK TO THE BOARD WITH A RECOMMENDATION AND REQUEST FOR PURCHASE OF THE EQUIPMENT.

BACKGROUND:

In 1997, the Macomb County Clerk was believed to be among the first county clerks in Michigan to accept credit cards for court transactions, making paying and auditing easier. The County Clerk would now like to include the Register of Deeds Office as offering this service. Only a handful of other county's accept credit cards at no cost in their Register of Deeds Offices. Macomb County should be one of those counties. It would benefit customers by making it easier to pay when the exact amount due is not known ahead of time.

Customers most often send in multiple documents to be recorded at once. If there is a tiny mistake in any of the documents, then the entire stack is returned with the check and nothing is recorded until the correction is made. If customers are able to use a credit card, they would be able to have all correct documents filed when presented and not risk losing a recording fee because one of several documents had a mistake. Customers would not have to worry about what the exact fee is in advance because they would not be preparing a check ahead of time.

Also, many people use their credit cards to gain points towards rewards. If they were able to use their card at the Register of Deeds Office, including for the transfer tax, they would be able to gain a great deal of points towards rewards.

It is very difficult to predict the number of transactions and the amount of sales that would take place by credit card in the Register of Deeds Office. However, it is estimated \$500,000 in revenue or 30,000 recorded documents per year might be paid for with credit cards if that option was available to customers.

For these reasons, the County Clerk would like to issue an RFP for a credit card processing machine for the Register of Deeds Office and report back to the Board with a recommendation and request for purchase of the equipment.

INTRODUCED BY: COMMISSIONER PETER LUND, CHAIRPERSON
LEGISLATIVE & ADMINISTRATIVE SERVICES COMMITTEE

COMMITTEE/MEETING DATE:
LAS 01-14-08

PASSED BY FULL BOARD ON JANUARY 24, 2008 WITH AMENDMENT "...TO BROADEN THE RFP TO INCLUDE ALL COUNTYWIDE DEPARTMENTS THAT ARE INTERESTED."

RECYCLABLE PAPER

RESOLUTION NO. _____ FULL BOARD MEETING DATE: _____
AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: AUTHORIZE COUNTY DEPARTMENTS TO REVIEW THE CONSOLIDATION OF RECORDS PRODUCTION AND TO REPORT BACK TO THE LEGISLATIVE AND ADMINISTRATIVE SERVICES COMMITTEE. * (see below)

BACKGROUND:

The County Clerk has received a proposal from ACS, Affiliated Computer Services, Inc., to provide "One Stop Shopping" for County records related to real estate. Affiliated Computer Services, Inc. ("ACS") is the vendor that provides the Register of Deeds computer system, including Internet access to real estate documents, imaging, microfilming, public search terminals and all in-office computer equipment, scanners and printers.

ACS has proposed entering an agreement to produce County records under its APIX system. The APIX system would interface with the various electronic databases involved and promptly return search results. Currently, in order to conduct a complete title search, a person must search the Register of Deeds records, court records, death and marriage records, tax records, GIS records and maps and Public Works records. In short, a person must search several different databases or files in different locations in order to get a complete record for a real estate transaction. The APIX system would compile these records in a package. Users would pay a convenience fee premium to cover the cost of the system, in addition to the regular search fees incurred. The County would also recover its costs.

ACS, Inc. initially proposed this idea to the county clerk. The clerk organized two meetings with staff from ACS, Inc., the IT Department, Finance Department, Planning Department, Public Works, Treasurer's Department and the Equalization Department.

Several issues arose from these discussions including but not limited to:

- Which county databases would actually be involved? This involves the consent from various county officials and the Board.
- What would the fee structure be in order to reimburse the county for all expenses?
- What, if any, additional technical infrastructure would be required?

- Can the various vendors of the current systems provide data or access in a format usable by the proposed APIX system?
- Are there similar services available from competitors?
- How does this proposal fit in with the e commerce review recently authorized by the Board?

The clerk and other departments sought the advice of corporation counsel on this matter and it was decided that guidance from the Board should be sought.

Please note that the County Clerk is NOT recommending that the County proceed with the APIX project at this time. There is not enough information to make such a recommendation. There are many unresolved issues. The County Clerk would like to find out more information in order to make an informed recommendation to the Board. But the Clerk feels she cannot proceed to provide the Board information about these issues unless the Board authorizes this or a similar resolution.

Whether this particular project actually proceeds or not, the clerk at least wanted the Board to be aware of the proposal by the private sector given the possibility that this would increase reimbursement for the County's record systems and help aid in the economic development of the County.

* LAS Committee Chair Lund waived this item to the Full Board meeting on 7-24-08. (Duke)

INTRODUCED BY: COMMISSIONER PETER LUND, CHAIRPERSON
LEGISLATIVE & ADMINISTRATIVE SERVICES COMMITTEE

COMMITTEE/MEETING DATE:

Full Board 7-24-08 *

RECYCLABLE PAPER

RESOLUTION NO. _____

FULL BOARD MEETING DATE

AGENDA ITEM

MACOMB COUNTY, MICHIGAN

RESOLUTION TO APPROVE THE REQUEST BY CYNTHIA ZERKOWSKI TO PURCHASE 12 MONTHS OF OHIO PUBLIC EMPLOYEES PRIOR GOVERNMENTAL SERVICE TIME.

INTRODUCED BY: William A. Crouchman, Chairman

SEE ATTACHED MATERIAL

COMMITTEE/MEETING DATE

Full Board 7-24-08



EMPLOYEE'S RETIREMENT SYSTEM

10 N. Main St., 12th Floor
Mt. Clemens, Michigan 48043
586-469-5250 Fax 586-469-5847

July 9, 2008

COMMISSION MEMBERS

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County Commissioner

Chris Carmody
Vice-Chairperson
Employee Representative

Don Brown
County Commissioner

Gary Cutler
Employee Representative

Joan Flynn
County Commissioner

Fran Gillett
Road Commissioner

Darra Slanec
Employee Representative

Walter Warfield
Retiree Representative

David M. Diegel
Secretary

Ted B. Wahby
Treasurer

George E. Brumbaugh, Jr.
Legal Adviser

Commissioner William A. Crouchman, Chairman
Macomb County Board of Commissioners
Administration Building—9th Floor
Mount Clemens, Michigan 48043

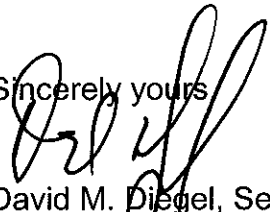
Dear Commissioner:

The Retirement Commission recommended that the following individual be allowed to purchase previous service time (see attachments):

Cynthia Zerkowski Ohio Public Employees Ret. Sys. 12 months

Public Act 507 of 1982 provides that the purchase of such service time can be allowed by the affirmative vote of not less than three-fifths of the Board of Commissioners.

Sincerely yours,


David M. Diegel, Secretary
Macomb County Employees Retirement System

DMD:ts

Enclosures

MACOMB COUNTY BOARD OF COMMISSIONERS

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Marvin E. Sauger - District 2
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Jon M. Switalski - District 4
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Cynthia N. Zerkowski

14

June 18, 2008

David M. Diegel
Secretary
Macomb County Employee's Retirement System
10 N. Main St., 12th floor
Mt. Clemens, MI 48043

RE: Purchase of Prior Governmental Service Time

Dear Mr. Diegel,

I am in receipt of your June 17, 2008 letter regarding purchase of prior governmental service time and desire to purchase 12 months additional time with the Ohio Public Employees Retirement System for \$3,471.00. As before, I would use my Deferred Compensation Plan for the purchase.

Respectfully submitted,



Cynthia N. Zerkowski

cc: Wendy Fisher, Human Resources

This request has been reviewed and is in conformance with the Retirement Ordinance requirements.

Date: 6/17/08

By: [Signature]

EMPLOYEE'S RETIREMENT SYSTEM

10 N. Main St., 12th Floor
Mt. Clemens, Michigan 48043
586-469-5250 Fax 586-469-5847

15



COMMISSION MEMBERS

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Chairperson
County Commissioner

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Vice-Chairperson
Employee Representative

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County Commissioner

Gary Cutler
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Joan Flynn
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Walter Warfield
Retiree Representative

David M. Diegel
Secretary

Ted B. Wahby
Treasurer

George E. Brumbaugh, Jr.
Legal Adviser

TO: Cyntia Zerkowski, Director
Information Technology

SUBJECT: Purchase of Prior Governmental Service Time

DATE: June 17, 2008

The Macomb County Board of Commissioners has adopted new policies regarding the purchase of prior government service. Based on your County service of 12 years as of June 17, 2008, your purchase of other government time is limited to the lower of your time worked with the other governmental unit or 36 months. Since you have previously purchased 24 months, the cost of the additional 12 months with the Ohio Public Employees Retirement System is \$3,471 until December 31, 2008.

This letter does not constitute approval to purchase this time; it is only for your information as to cost.

Should you wish to proceed with this purchase you must apply to and receive permission from the Macomb County Board of Commissioners. The Board of Commissioners will determine your eligibility by an affirmative vote of not less than three-fifth of its members.

You are also advised that in the event your bargaining unit has the Annuity Withdrawal privilege on retirement, the purchase amount of the above time will not qualify. Annuity Withdrawal is available only for those sums contributed pursuant to the Macomb County Employees Retirement System retirement deductions.

Please note: The purchase of prior other governmental service is limited to a ratio of one year purchased for every four years of County service time to a maximum of 5 years based on 20 years of County service.

If you wish to request permission to purchase the above noted other government time please address a letter to the undersigned.

Respectfully,

David M. Diegel
Secretary

DD/rq

cc: W. Fisher

MACOMB COUNTY BOARD OF COMMISSIONERS

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Phillip A. DiMaria - District 3
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Ed Bruley - District 17
Paul Gielesphem - District 19

Betty Slinde - District 22
Sarah Roberts - District 24
Kathy D. ...

RECYCLABLE PAPER

7. Previously held appointments and/or elected positions:

 N/A
Title _____ Dates Served _____

8. Is this an application for reappointment? No

If yes, how many years have you served on this board? N/A

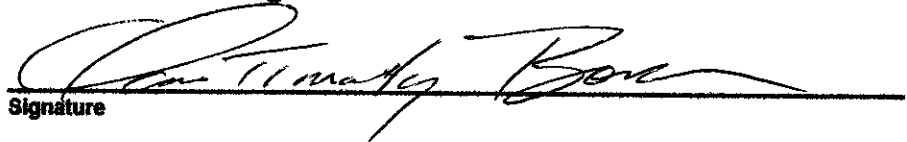
9. Briefly indicate your qualifications for appointment to this specific board and why you believe your appointment will benefit Macomb County.

1. Vietnam in-country veteran. Tenth generation military service.
2. Enlisted service from E-1 through Specialist E-4.
3. Non-commissioned service to from Sergeant E-5 to SSG, grade E-6/Infantry and Signal Corps.
4. Commissioned service from Second Lieutenant to Captain, grade O-3/Infantry and Signal Corps.
5. Served in leadership positions as Squad Leader, Section Leader, Platoon Sergeant, Platoon Commander (three platoons), Company Commander and Instructor at the Michigan Military Academy, STARC.
6. Service in the Regular Army, Michigan National Guard and US Army Reserve—all honorable.
7. Disabled veteran with combat service connected VA disability. Acted as my own service officer.
8. Life member of VFW Romeo post #2052.
9. Maintain close ties to the military at Fort Stewart/3rd ID and Fort Gordon, Signal Corps.
10. Son-in-Law is disabled Iraq War veteran from the 3rd ID.
11. Eight uncles are/were veterans, Iwo Jima, Omaha Beach, Battle of the Bulge, North Africa and Burma.
12. My father is a veteran of the Air Force/Korea. My father-in-law was a veteran, Iwo Jima, Marines.
13. Three brother-in-laws are veterans/Army Vietnam/ Navy and Air Force.
14. A niece and a nephew are currently in the military/Navy and Air Force.
15. Have provided a home and/or financial assistance for several Iraq War veterans.
16. Have assisted dozens of veterans and their lawyers for VA disability claims nationwide.
17. Served as a member of the Ford Motor Company veterans support organization.
18. Legal resident of Macomb county for 43 years having lived in Van Dyke, Warren, Ray Township and Washington Township/village of Romeo.
19. I earned the Bronze Star, the Meritorious Service Medal and, the Army Achievement Medal among others.

I believe that my past and current association with veterans, both within and outside my family spanning and covering nearly all wars and engagements from WWII to the present conflict along with my own service and veteran experience and my Human Resources degree when

coupled with my nearly lifelong experiences in Macomb County clearly demonstrates a strong and abiding commitment to both the county and it's veterans. It would be both an honor and privilege to serve as a member of the Veterans Affairs Committee.

I hereby apply for appointment to Veterans Affairs Committee and do swear or affirm
Board or Commission
that (1) if appointed, I will comply with all statutory and other requirements and obligations of my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said appointed position; (3) I hold no position or appointment which is a conflict of interest with the appointed position applied for; and (4) to the best of my knowledge and belief, I possess the requisite qualifications for the office I am seeking.


Signature

 David Timothy Bock
Name (Print or Type)

Subscribed and sworn to before me this
22 day of July, 2008.


Notary Public

DARLEEN HORTON
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF MACOMB
My Commission Expires: December 18, 2014
Acting in the County of Macomb

Macomb County, Michigan
My commission expires: 12-18-2014

Nominated By: Don Brown
Name(s) of Commissioner 

(Rev. 04/08 pd)

July 23, 2008

TO: Macomb County Board of Commissioners

I, Ben Payne, of Romeo VFW Post 2052, on behalf of the post do endorse and recommend Dave Bock to serve as a member of the Macomb County Veteran's Affairs Committee.

I am a past commander of the post and the current Veterans Service Officer pending my replacement at my request due to on going bone cancer treatments through the VA.

I have known Dave Bock for over forty years. He has served as Vice-President of the post. He is very active in helping veterans. He provides communication services for hospitalized Veterans and their families using his military radio system. He also provides communication services for active duty members and their families through the Red Cross.

Dave participates in annual fundraising activities for the VA by both donating his time and money.

He is a life member of the VFW and a member in good standing of VFW Post 2052.



**Ben Payne
Past Commander, Romeo Post 2052
Romeo Post 2052 Veterans Service Officer**

6. I presently hold the following appointments and elected positions:

<u>NONE</u>	
Title	Appointment or Election Date
Title	Appointment or Election Date
Title	Appointment or Election Date

7. Previously held appointments and/or elected positions:

<u>NONE</u>	
Title	Dates Served
Title	Dates Served
Title	Dates Served

8. Is this an application for reappointment? Yes No

If yes, how many years have you served on this board? N/A

9. Briefly indicate your qualifications for appointment to this specific board and why you believe your appointment will benefit Macomb County.

AS A VIETNAM VETERAN WITH A 30% DISABILITY, I BELIEVE THAT I HAVE A GOOD UNDERSTANDING OF THE NEEDS OF VETERANS. I MYSELF HAVE BENEFITTED FROM THE GI BILL AND KNOW THE VALUE THAT BENEFITS BRING TO ALL VETERANS.

I hereby apply for appointment to VETERANS SERVICE COMMISSION and do swear or affirm
Board or Commission
that (1) if appointed, I will comply with all statutory and other requirements and obligations of
my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said
appointed position; (3) I hold no position or appointment which is a conflict of interest with the
appointed position applied for; and (4) to the best of my knowledge and belief, I possess the
requisite qualifications for the office I am seeking.

Philip J. Candela
Signature
PHILIP J. CANDELA
Name (Print or Type)

Subscribed and sworn to before me this

21ST day of JULY, 2008

Valerie M. Buckley

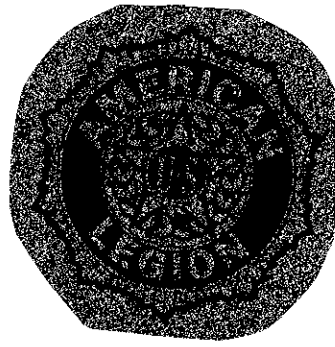
Notary Public
Macomb County, Michigan

VALERIE M. BUCKLEY
Notary Public, State of Michigan
County of Macomb
My Commission Expires Jan. 05, 2013
Acting in the County of

My commission expires: _____

Nominated By:

Peter J. [Signature]
Name(s) of Commissioner



July 21, 2008

Macomb County Board of Commissioners
One South Main St., 9th Floor
Mount Clemens, MI 48043

Dear Board of Commissioners:

Please accept this letter of support and recommendation for the application of Philip J. Candela for a seat on the Veterans Service Commission of Macomb County.

Phil is an active member of Post 4 of the American Legion, located in Mt. Clemens, MI and he is also a life member of Chapter 154 of the Vietnam Veterans of America, also located in Mt. Clemens.

Phil served his country as an Infantry Sgt. in Vietnam, was awarded the Bronze Star with Oakleaf Cluster, and as a result of his service has a 30% disability rating with the Department of Veteran Affairs.

The American Legion Post 4 believes that Phil would make an excellent addition to the Veterans Service Commission and will actively support the veterans of both past and current conflicts.

Sincerely,

Kenneth Miller
Post Commander
American Legion, Post 4

APPLICATION FOR APPOINTMENT
MACOMB COUNTY BOARD OR COMMISSION

08 JUL 22 11:10:54

I, Marco Cuenca, here by make application for appointment to _____
Name
Veterans Affairs Committee for 4 from 1 AUG 2008
Name of Board or Commission Number of years Exact Dates of Appointment
to 1 AUG 2012.

TO THE MACOMB COUNTY BOARD OF COMMISSIONERS:

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

1. I reside at 26447 Fairwood Dr. Chesterfield Twp. 48051
Street City Zip
and have since _____.

Telephone: 586 948-1689 Cell Phone: 586 405-0784

Email: marco.cuenca@macombcountymi.gov

2. I am at least 18 years of age: Yes No

3. Citizen of Macomb
County

4. Employer: Macomb County

Telephone: 586 783-8193

a. Indicate nature of your work: Computer systems analyst

b. Title: Analyst Programmer

5. Educational level and degrees received: Bachelors Degree

I hereby apply for appointment to Veterans Affairs Committee and do swear or affirm
Board or Commission

that (1) if appointed, I will comply with all statutory and other requirements and obligations of my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said appointed position; (3) I hold no position or appointment which is a conflict of interest with the appointed position applied for; and (4) to the best of my knowledge and belief, I possess the requisite qualifications for the office I am seeking.

Marco A. Cuenca
Signature

Marco A. Cuenca
Name (Print or Type)

Subscribed and sworn to before me this
15 day of July, 2008.

YVES GUYON
Notary Public
Macomb County, Michigan

My commission expires: April 2014

Nominated By: Kathy D. Vosburg
Name(s) of Commissioner

Kathy D. Vosburg
Carey S. Torrice

(Rev. 04/08 pd)

R. M. Jac

Sam A. Baker
David J. ...

John D. ...
Richard A. ...
Joe Rocca
Prof. ...
John ...
Sarah ...
Shawn ...
Kathy ...
Bill ...
Phil ...
Beth ...
Phil ...

Veterans of Foreign Wars
Post 1794
Mt. Clemens, MI
(586) 463-4700

Macomb County Board of Commissioners
One South Main Street, 9th. Floor
Mount Clemens, Michigan 48043
Phone: (586) 469-5125

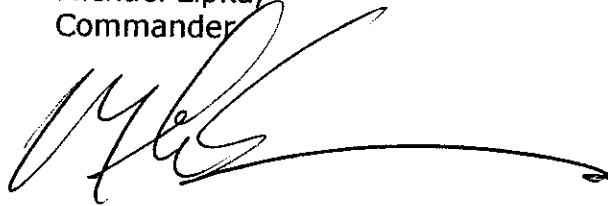
Letter of Recommendation for candidate Marco A. Cuenca

VFW Post 1794 is nominating Marco A. Cuenca for a position on the Veterans Affairs Committee of Macomb County. Mr. Cuenca has been a member of good standing for over two and a half years and held staff officer positions in the organization.

As a serving member of the Veterans Affairs Committee, Mr. Cuenca has made important contributions to the conduct of office operations. He also implemented the key hiring of personnel.

In closing, I strongly recommend Marco Cuenca to continue serving on the Veterans Affairs Committee of Macomb County.

Michael Lipka,
Commander

A handwritten signature in black ink, appearing to read 'ML', with a long horizontal flourish extending to the right.

VFW Post1794

APPLICATION FOR APPOINTMENT
MACOMB COUNTY BOARD OR COMMISSION

I, JOHN F. HAGES, hereby make application for appointment to
Name
VETERANS SERVICE COMMISSION for 4 YEARS from AUGUST 1, 2008
Name of Board or Commission Number of years Exact Dates of Appointment
to JULY 31, 2012.

TO THE MACOMB COUNTY BOARD OF COMMISSIONERS:

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

1. I reside at 39039 VASSAR AVE, STERLING HEIGHTS, MI 48313
Street City Zip
and have since 1998.

Telephone: 586-532-0570 Cell Phone: 586 850 3035

Email: jhages@comcast.net

2. I am at least 18 years of age: Yes No

3. Citizen of MACOMB
County

4. Employer: AMERICAN RED CROSS

Telephone: 313-576-4112

a. Indicate nature of your work: HEALTH + SAFETY SERVICES

b. Title: SENIOR ASSOCIATE PROGRAM/PRODUCT SALES

5. Educational level and degrees received: SOUTHLAKE HIGH SCHOOL DIPLOMA
ATTENDED MCCC - ATTENDED CENTRAL MICHIGAN UNIVERSITY

6. I presently hold the following appointments and elected positions:

Title Appointment or Election Date

Title Appointment or Election Date

Title Appointment or Election Date

7. Previously held appointments and/or elected positions:

Title Dates Served

Title Dates Served

Title Dates Served

8. Is this an application for reappointment? Yes **No**

If yes, how many years have you served on this board? _____

9. Briefly indicate your qualifications for appointment to this specific board and why you believe your appointment will benefit Macomb County.

I served in the US Army 1969/1971 – 1 year in Vietnam – Honorable Discharge

My family has a long tradition of military service – my Great-Great Grandfather was a Union Soldier from Michigan and was wounded at Gettysburg – my Grandfather was a WWI Army Veteran & my Father was a WWII Army Veteran

I am a proud American who believes in the honorable service our military provides to keep our nation free and the gratitude we all owe to each and every one of them when their mission is complete.

I hereby apply for appointment to VETERANS SERVICE COMMISSION and do swear or affirm
Board or Commission
that (1) if appointed, I will comply with all statutory and other requirements and obligations of
my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said
appointed position; (3) I hold no position or appointment which is a conflict of interest with the
appointed position applied for; and (4) to the best of my knowledge and belief, I possess the
requisite qualifications for the office I am seeking.

John F Hages
Signature
JOHN F. HAGES
Name (Print or Type)

Subscribed and sworn to before me this
23 day of July, 2008.

Myra A Coryell
Notary Public
Macomb County, Michigan

MYRA A. CORYELL
Notary Public, Macomb County, MI
My Commission Expires 09/15/2010
(Active in Macomb County)

My commission expires: _____

Nominated By: Joe Rocca
Name(s) of Commissioner



American Red Cross

Southeastern Michigan Chapter
P.O. Box 44110
Detroit, Michigan 48244-0110
(313) 833-4440

Together, we can save a life

www.semredcross.org

To: The Veterans Service Commission of Macomb County,

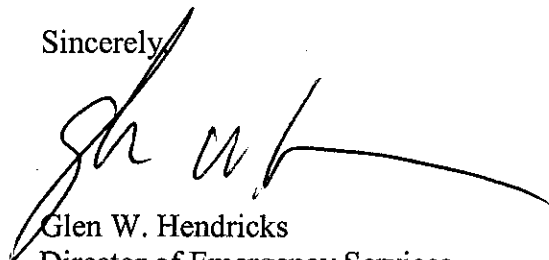
As Director of Emergency Services for the Southeastern Michigan Chapter (SEM) of the American Red Cross (ARC) I can assure you that John Hages is an outstanding member of the Southeastern Michigan Red Cross team. His honesty, integrity, experience & hard work helps our success every day in our mission to relieve human suffering.

My responsibilities include our services to the Armed Forces (active duty & veterans) for the Southeastern Michigan Chapter that includes Macomb County with our office at Selfridge Air National Guard Base. It is sometimes less known that when the United States Congress chartered the American Red Cross in 1905, part of our missions is *"to provide volunteer aid in time of war to the sick and wounded of the armed forces,"* and *"to act in matters of voluntary relief and in accordance with the military authorities as a medium of communication between the people of the United States and the armed forces of the United States and to act in those matters between similar national societies of governments of other countries through the International Committee of the Red Cross and the Governments, the people, and the armed forces of the United States:"* (reprint of Congressional Charter of the American National Red Cross attached)

An example of one our recent missions is the story of Staff Sergeant Stacy Lewis (reprint of SEM website story on Staff Sergeant Stacy Lewis attached).

In closing I am proud to recommend John to you as a member of the Macomb County Veterans Service Commission and we at the American Red Cross Southeastern Michigan Chapter are very pleased to have him as a member of our team.

Sincerely,



Glen W. Hendricks
Director of Emergency Services





I want to GIVE A GIFT



I want to TAKE A CLASS



I want RED CROSS HELP



I want to VOLUNTEER



I want to DONATE BLC

Locations Contact Us

SEARCH semredcross.org

GO

Emergency Relief

Health and Safety

Military Services

Community Outreach

International Services

LIFELINE®

Automated External Defibrillator (AED)

Diversity Initiative

User Login



"Our Home Team Red Cross Needs Your Help Now More Than Ever."

- Justin Verlander, Detroit Tigers Pitcher



American Red Cross
Southeastern Michigan Chapter

Our Services Military Services

Wednesday, July 23

Services for Military Families

The American Red Cross was founded to aid fallen soldiers on the battlefield prior to adding emergency relief services. Today, this effort continues through Red Cross services for military families. In times of emergencies, the Southeastern Michigan Chapter of the American Red Cross keeps tri-county residents in touch with loved ones serving in the United States military. Last year, the local Red Cross handled more than 3,000 military communication cases, a more than 20% increase in two years. We also offer other services including Treasure for Troops which provides for comfort items such as candy and games to U.S. military personnel.

If you need assistance to reach a loved one in the United States military, call (313) 833-8816, toll-free at 1-888-317-0860 or **e-mail us**. Red Cross volunteers and paid staff are available 24-hours-a-day, 7-days-a-week, and 365-days-a-year.

Client testimonial: Military family receives Red Cross help during tragic event

Wherever United States military troops are located, Red Cross volunteers and paid staff are there to meet their special needs. We provide:

- Twenty-four-hour, 7-days-a-week, 365-days-a-year emergency communication services reaching United States military installations, embassies and ships at sea around the world.
- A network of Armed Forces Emergency Centers, more than 800 Red Cross chapters nationwide, and offices on 100 military installations around the world.
- Trained compassionate staff to assist you in times of an emergency, including providing briefings to military members and their families on Red services when troops are deployed.

The Southeastern Michigan Chapter operates a satellite office at Selfridge Air National Guard Base. Call (586) 307-4285 for office hours.

How you can help this program:

- Become an AFES volunteer with the Southeastern Michigan Chapter of the Red Cross. You can help by making presentations to the military and their families about Red Cross services. Training is free and hours are flexible. Visit our **volunteer page** to learn how to get started.
- Make a **financial contribution**. The Red Cross was mandated by a congressional charter in 1905 to act as a medium of communication between members of the U.S. Armed Forces and their families. However, the Red Cross does not receive government funding and relies upon the support and generosity of the entire southeast Michigan community.
- Find out more about how you can support Red Cross Treasure for Troops, which helps provide comfort to U.S. armed forces overseas, by calling (313) 833-8816.
- **Donate blood** by calling **1-800-GIVE-LIFE (1-800-448-3543)** to schedule an appointment today.

Client Testimonial: Military family receives Red Cross help during tragic event

Mary Lewis-Flowers of Detroit accessed the American Red Cross military services program, officially known as Armed Forces Emergency Services (AFES), this past September. Her husband was terminally ill in hospice care at Providence Hospital while her youngest son, Staff Sergeant Stacy Lewis, was serving in Iraq with the U.S. Army.

On Tuesday, September 17, Lewis-Flowers was told by hospice staff that her husband's condition was rapidly declining and he was likely going to pass away within the week. Concerned about reaching her son serving in Iraq, who was very close to his step-father, she reached out to hospice staff and family for help.

They contacted the American Red Cross - Southeastern Michigan Chapter in Detroit knowing that it had a military services program that could deliver a message to Sgt. Lewis about his step-father. The family didn't know his exact location in Iraq due to military security policy. They gave the Red Cross Sgt. Lewis' social

security number for tracking purposes and faxed verification from the doctor that Flowers' condition was life-threatening.

Within 36 hours, a Red Cross staff member called Lewis-Flowers to confirm the situation and said her son received the message and will be on a flight home. On the afternoon of Saturday, September 23, merely four days after the initial call to the Red Cross, Sgt. Lewis was at Providence Hospital in Southfield, Mich. to say goodbye to his step-father. Flowers passed away on the following day.

"I kept telling my husband, as he went in and out of unconsciousness, that Stacy was going to be here soon," said Lewis-Flowers. "My son was able to see and talk to his step-father—Pops as he called him—for a few hours and he recognized that Stacy was there in the room."

She goes on to talk about the Red Cross service her family received. "I was amazed how quickly the Red Cross was able to help my son get home. While he was in the field in Iraq, a Red Cross worker hand delivered a message instructing him to go back to the base immediately. Once he got back to the base, he was informed of my husband's condition, and at that point the Red Cross had arranged with the military a helicopter to transport him out and then to a flight home to the U.S. Had my son not left then, he may have not had a chance to say goodbye to his step-father.

"The words my son put to this assistance is that the Red Cross didn't play around. The puzzle pieces fit together perfectly and he was here in no time. It is educational to me, my son and the entire family how the Red Cross is able to help families so quickly in their great time of need."

Sgt. Lewis' troop planned to leave Iraq on Sunday, September 24 and return to the U.S. which is the day that his step-father died. If he would have stayed with his troop until everyone returned it's likely that he wouldn't have had a chance to say goodbye.

He later told his family that he encountered resistance leaving Iraq. "As they were flying out, they were being fired at. There were no doors on the helicopter, and the U.S. soldiers began firing back," said Lewis-Flowers. "When I said how dangerous that was, he said back 'what do you expect we are in combat.'"

After his step-father's passing, Sgt. Lewis stayed with his mother and was able to attend the funeral. Afterward, he reported to Fort Campbell for debriefing, a military requirement following a tour-of-duty.

"I cannot say enough about the Red Cross and how well they perform," concluded Lewis-Flowers who decided to take this experience and help other families by becoming a Red Cross volunteer.

CONTENTS

Congressional Charter of the American National Red Cross

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Related Provisions of the United States Criminal Code

Use of the American National Red Cross in Aid of the Armed Forces

CONGRESSIONAL CHARTER OF THE AMERICAN NATIONAL RED CROSS

Section 1—Organization

(a) **FEDERAL CHARTER.** The American National Red Cross (in this chapter, the "corporation") is a Federally chartered instrumentality of the United States and a body corporate and politic in the District of Columbia.

(b) **NAME.** The name of the corporation is "The American National Red Cross". The corporation may conduct its business and affairs, and otherwise hold itself out, as the 'American Red Cross' in any jurisdiction.

(c) **PERPETUAL EXISTENCE.** Except as otherwise provided, the corporation has perpetual existence.

Section 2—Purposes

The purposes of the corporation are:

(1) to provide volunteer aid in time of war to the sick and wounded of the armed forces, in accordance with the spirit and conditions of:

(A) the conference of Geneva of October, 1863;

(B) the treaties of the Red Cross, or the treaties of Geneva, of August 22, 1864, July 27, 1929, and August 12, 1949, to which the United States of America has given its adhesion; and

(C) any other treaty, convention, or protocol similar in purpose to which the United States of America has given or may give its adhesion;

(2) in carrying out the purposes described in clause (1) of this section, to perform all the duties devolved on a national society by each nation that has acceded to any of those treaties, conventions, or protocols;

(3) to act in matters of voluntary relief and in accordance with the military authorities as a medium of communication between the people of the United States and the armed forces of the United States and to act in those matters between similar national societies of governments of other countries through the International Committee of the Red Cross and the Government, the people, and the armed forces of the United States;

(4) to carry out a system of national and international relief in time of peace, and apply that system in mitigating the suffering caused by pestilence, famine, fire, floods, and other great national calamities, and to devise and carry out measures for preventing those calamities; and

(5) to conduct other activities consistent with the foregoing purposes.

Section 3—Membership and Chapters

(a) MEMBERSHIP. Membership in the corporation is open to all the people of the United States and its territories and possessions, on payment of an amount specified, or as otherwise provided, in the bylaws.

(b) CHAPTERS.

(1) The chapters of the corporation are the local units of the corporation. The corporation shall prescribe policies and regulations related to:

- (A) granting charters to the chapters and revoking those charters;
- (B) territorial jurisdiction of the chapters;
- (C) the relationship of the chapters to the corporation; and
- (D) compliance by the chapters with the policies and regulations of the corporation.

(2) The policies and regulations shall require that each chapter adhere to the democratic principles of election specified in the bylaws in electing the governing body of the chapter and selecting delegates to the annual meeting of the corporation.

Section 4—Board of Governors

(a) BOARD OF GOVERNORS--

(1) IN GENERAL.—The board of governors is the governing body of the corporation with all powers of governing and directing, and of overseeing the management of the business and affairs of, the corporation.

(2) NUMBER.—The board of governors shall fix by resolution, from time to time, the number of members constituting the entire board of governors, provided that—

(A) as of March 31, 2009, and thereafter, there shall be no fewer than 12 and no more than 25 members; and

(B) as of March 31, 2012, and thereafter, there shall be no fewer than 12 and no more than 20 members constituting the entire board. Procedures to implement the preceding sentence shall be provided in the bylaws.

(3) APPOINTMENT.—The governors shall be appointed or elected in the following manner:

(A) CHAIRMAN.—

(i) IN GENERAL.—The board of governors, in accordance with procedures provided in the bylaws, shall recommend to the President an individual to serve as chairman of the board of governors. If such recommendation is approved by the President, the President shall appoint such individual to serve as chairman of the board of governors.

(ii) VACANCIES.—Vacancies in the office of the chairman, including vacancies resulting from the resignation, death, or removal by the President of the chairman, shall be filled in the same manner described in clause (i)

(iii) DUTIES.—the chairman shall be a member of the board of governors and, when present, shall preside at meetings of the board of governors and shall have such other duties and responsibilities as may be provided in the bylaws or a resolution of the board of governors.

(B) OTHER MEMBERS.—

(i) IN GENERAL.—Members of the board of governors other than the chairman shall be elected at the annual meeting of the corporation in accordance with such procedures as may be provided in the bylaws.

(ii) VACANCIES.—Vacancies in any such elected board position and in any newly created board position may be filled by a vote of the remaining members of the board of governors in accordance with such procedures as may be provided in the bylaws.

(b) TERMS OF OFFICE.—

(1) IN GENERAL.—The term of office of each member of the board of governors shall be 3 years, except that—

(A) the board of governors may provide under the bylaws that the terms of office of members of the board of governors elected to the board of governors before March 31, 2012, may be less than 3 years in order to implement the provisions of subparagraphs (A) and (B) of subsection (a)(2); and

(B) any member of the board of governors elected by the board to fill a vacancy in a board position arising before the expiration of its term may, as determined by the board, serve for the remainder of that term or until the next annual meeting of the corporation.

(2) STAGGERED TERMS.—The terms of office of members of the board of governors (other than the chairman) shall be staggered such that, by March 31, 2012, and thereafter, 1/3 of the entire board (or as near to

1/3 as practicable) shall be elected at each successive annual meeting of the corporation with the term of office of each member of the board of governors elected at an annual meeting expiring at the third annual meeting following the annual meeting at which such member was elected.

(3) TERM LIMITS.—No person may serve as a member of the board of governors for more than such number of terms of office or years as may be provided in the bylaws.

(c) COMMITTEES AND OFFICERS.—The board—

(1) may appoint, from its own members, an executive committee to exercise such powers of the board when the board is not in session as may be provided in the bylaws;

(2) may appoint such other committees or advisory councils with such powers as may be provided in the bylaws or a resolution of the board of governors;

(3) shall appoint such officers of the corporation, including a chief executive officer, with such duties, responsibilities, and terms of office as may be provided in the bylaws or a resolution of the board of governors; and

(4) may remove members of the board of governors (other than the chairman), officers, and employees under such procedures as may be provided in the bylaws or a resolution of the board of governors.

(d) ADVISORY COUNCIL.—

(1) ESTABLISHMENT.—There shall be an advisory council to the board of governors.

(2) MEMBERSHIP; APPOINTMENT BY PRESIDENT.—

(A) IN GENERAL.—The advisory council shall be composed of no fewer than 8 and no more than 10 members, each of whom shall be appointed by the President from principal officers of the executive departments and senior officers of the Armed Forces whose positions and interests qualify them to contribute to carrying out the programs and purposes of the corporation.

(B) MEMBERS FROM THE ARMED FORCES.—At least 1, but not more than 3, of the members of the advisory council shall be selected from the Armed Forces.

(3) DUTIES.—The advisory council shall advise, report directly to, and meet, at least 1 time per year with the board of governors, and shall have such name, functions and be subject to such procedures as may be provided in the bylaws.

(e) ACTION WITHOUT MEETING.—Any action required or permitted to be taken at any meeting of the board of governors or of any committee thereof may be taken without a meeting if all members of the board or committee, as the case may be, consent thereto in writing, or by electronic transmission and the writing or writings or electronic transmission or transmissions are filed with the minutes of proceedings of the board or committee. Such filing shall be in paper form if the minutes are maintained in paper form and shall be in electronic form if the minutes are maintained in electronic form.

(f) VOTING BY PROXY.—

(1) IN GENERAL.—Voting by proxy is not allowed at any meeting of the board, at the annual meeting, or at any meeting of a chapter.

(2) EXCEPTION.—The board may allow the election of governors by proxy during any emergency.

(g) BYLAWS.—

(1) IN GENERAL.—The board of governors may—

(A) at any time adopt bylaws; and

(B) at any time adopt bylaws to be effective only in an emergency.

(2) EMERGENCY BYLAWS.—Any bylaws adopted pursuant to paragraph (1)(B) may provide special procedures necessary for managing the corporation during the emergency. All provisions of the regular bylaws consistent with the emergency bylaws remain effective during the emergency.

(h) DEFINITIONS.—For purposes of this section—

(1) the term ‘entire board’ means the total number of members of the board of governors that the corporation would have if there were no vacancies; and

(2) the term ‘emergency’ shall have such meaning as may be provided in the bylaws.

Section 5—Powers

(a) GENERAL. The Corporation may:

(1) adopt policies and regulations;

(2) adopt, alter and destroy a seal;

(3) own and dispose of property to carry out the purposes of the corporation;

(4) accept gifts, devises, and bequests of property to carry out the purposes of the corporation;

(5) sue and be sued in courts of law and equity, State or Federal, within the jurisdiction of the United States; and

(6) do any other act necessary to carry out this chapter and promote the purposes of the corporation.

(b) DESIGNATION. The corporation is designated as the organization which is authorized to act in matters of relief under the treaties of Geneva, August 22, 1864, July 27, 1929, and August 12, 1949.

Section 6—Emblem, Badge, and Brassard

(a) EMBLEM AND BADGE. In carrying out its purposes under this chapter, the corporation may have and use, as an emblem and badge, a Greek red cross on a white ground, as described in the treaties of Geneva, August 22, 1864, July 27, 1929, and August 12, 1949, and adopted by the nations acceding to those treaties.

(b) DELIVERY OF BRASSARD. In accordance with those treaties, the delivery of the brassard allowed for individuals neutralized in time of war shall be left to military authority.

Section 7—Annual Meeting

(a) IN GENERAL.—The annual meeting of the corporation is the annual meeting of delegates of the chapters.

(b) TIME OF MEETING.—The annual meeting shall be held as determined by the board of governors.

(c) PLACE OF MEETING.—The board of governors is authorized to determine that the annual meeting shall not be held at any place, but may instead be held solely by means of remote communication subject to such procedures as are provided in the bylaws.

(d) VOTING.—

(1) IN GENERAL.—In matters requiring a vote at the annual meeting, each chapter is entitled to at least 1 vote, and voting on all matters may be conducted by mail, telephone, telegram, cablegram, electronic mail, or any other means of electronic or telephone transmission, provided that the person voting shall state, or submit information from which it can be determined, that the method of voting chosen was authorized by such person.

(2) ESTABLISHMENT OF NUMBER OF VOTES.—

(A) IN GENERAL.—The board of governors shall determine on an equitable basis the number of votes that each chapter is entitled to cast, taking into consideration the size of the membership of the chapters, the populations served by the chapters, and such other factors as may be determined by the board.

(B) PERIODIC REVIEW.—The board of governors shall review the allocation of votes at least every 5 years.

Section 8—Buildings

(a) OWNERSHIP. The United States Government shall retain ownership of the corporation's permanent headquarters, comprised of buildings erected on square 172 in the District of Columbia, including:

(1) the memorial building to commemorate the service and sacrifice of the women of the United States, North and South, during the Civil War, erected for the use of the corporation;

(2) the memorial building to commemorate the service and sacrifice of the patriotic women of the United States, its territories and possessions, and the District of Columbia during World War I, erected for the use of the corporation; and

(3) the permanent building erected for the use of the corporation in connection with its work in cooperation with the Government.

(b) MAINTENANCE AND EXPENSES. Those buildings shall remain under the supervision of the Administrator of General Services. However, the corporation shall care for and maintain the buildings without expense to the Government.

Section 9—Endowment Fund

The endowment fund of the corporation shall be kept and invested under the management and control of a board of trustees elected by the board of governors. The corporation shall prescribe policies and regulations on terms and tenure of office, accountability, and expenses of the board of trustees.

Section 10—Annual Report and Audit

(a) SUBMISSION OF REPORT.—As soon as practicable after the end of the corporation's fiscal year, which may be changed from time to time by the board of governors, the corporation shall submit a report to the Secretary of Defense on the activities of the corporation during such fiscal year, including a complete, itemized report of all receipts and expenditures.

(b) AUDITING OF REPORT AND SUBMISSION TO CONGRESS. The Secretary shall audit the report and submit a copy of the audited report to Congress.

(c) PAYMENT OF AUDIT EXPENSES. The corporation shall reimburse the Secretary each year for auditing its accounts. The amount paid shall be deposited in the Treasury of the United States as a miscellaneous receipt.

Section 11—Authority of the Comptroller General of the United States

The Comptroller General of the United States is authorized to review the corporation's involvement in any Federal program or activity the Government carries out under law.

Section 12—Office of the Ombudsman

(a) ESTABLISHMENT.—The corporation shall establish an Office of the Ombudsman with such duties and responsibilities as may be provided in the bylaws or a resolution of the board of governors.

(b) REPORT.—

(1) IN GENERAL.—The Office of the Ombudsman shall submit annually to the appropriate Congressional committees a report concerning any trends and systemic matters that the Office of the Ombudsman has identified as confronting the corporation.

(2) APPROPRIATE CONGRESSIONAL COMMITTEES.—For purposes of paragraph (1), the appropriate Congressional committees are the following committees of Congress:

(A) SENATE COMMITTEES.—The appropriate Congressional committees of the Senate are—

- (i) the Committee on Finance;
- (ii) the Committee on Foreign Relations;
- (iii) the Committee on Health, Education, Labor, and Pensions;
- (iv) the Committee on Homeland Security and Governmental Affairs; and
- (v) the Committee on the Judiciary.

(B) HOUSE COMMITTEES.—The appropriate Congressional committees of the House of Representatives are—

- (i) the Committee on Energy and Commerce;
- (ii) the Committee on Foreign Affairs;
- (iii) the Committee on Homeland Security;

(iv) the Committee on the Judiciary; and

(v) the Committee on Ways and Means.”.

Section 13—Reservation of Right to Amend or Repeal

Congress reserves the right to amend or repeal the provisions of this chapter.

[The Act approved January 5, 1905 (33 Stat. 599), as amended by the Acts approved June 23, 1910 (36 Stat. 604), December 10, 1912 (37 Stat. 647), February 27, 1917 (39 Stat. 946), March 3, 1921 (41 Stat. 1354), June 7, 1924 (43 Stat. 665), February 7, 1930 (46 Stat. 66), May 8, 1947 (61 Stat. 80), June 25, 1948 (62 Stat. 862), July 17, 1953 (67 Stat. 179), August 12, 1998 (112 Stat. 1494.), and May 11, 2007.]

Related Provisions of the United States Criminal Code

Whoever wears or displays the sign of the Red Cross or any insignia colored in imitation thereof for the fraudulent purpose of inducing the belief that he is a member of or an agent for the American National Red Cross; or

Whoever, whether a corporation, association, or person, other than the American National Red Cross and its duly authorized employees and agents and the sanitary and hospital authorities of the armed forces of the United States, uses the emblem of the Greek red cross on a white ground, or any sign or insignia made or colored in imitation thereof or the words "Red Cross" or "Geneva Cross" or any combination of these words—

Shall be fined not more than \$250 or imprisoned not more than six months, or both.

This section shall not make unlawful the use of any such emblem, sign, insignia, or words which was lawful on the date of enactment of this title. [Sec. 706, Title 18, U.S.C.]

Whoever, within the United States, falsely or fraudulently holds himself out as or represents or pretends himself to be a member of or an agent for the American National Red Cross for the purpose of soliciting, collecting, or receiving money or material, shall be fined not more than \$500 or imprisoned not more than one year, or both. [Sec. 917, Title 18, U.S.C.]

Use of the American National Red Cross in Aid of the Armed Forces

(a) Whenever the President finds it necessary, he may accept the cooperation and assistance of the American National Red Cross, and employ it under the armed forces under regulations to be prescribed by the Secretary of Defense.

(b) Personnel of the American National Red Cross who are performing duties in connection with its cooperation and assistance under subsection (a) may be furnished—

(1) transportation, at the expense of the United States, while traveling to and from, and while performing, those duties, in the same manner as civilian employees of the armed forces;

(2) meals and quarters, at their expense or at the expense of the American National Red Cross, except that where civilian employees of the armed forces are quartered without charge, employees of the American National Red Cross may also be quartered without charge; and

(3) available office space, warehousing, wharfage, and means of communication, without charge.

(c) No fee may be charged for a passport issued to an employee of the American National Red Cross for travel outside the United States to assume or perform duties under this section.

(d) Supplies of the American National Red Cross, including gifts for the use of the armed forces, may be transported at the expense of the United States, if it is determined under regulations prescribed under subsection (a) that they are necessary to the cooperation and assistance accepted under this section.

(e) For the purposes of this section, employees of the American National Red Cross may not be considered as employees of the United States. [Sec. 2602, Title 10, U.S.C.]

Note: As contemplated by the above-quoted statutes, the assistance of the American National Red Cross was tendered to and formally accepted by the President of the United States as of July 17, 1953.

6. I presently hold the following appointments and elected positions:

NONE

Title Appointment or Election Date

Title Appointment or Election Date

Title Appointment or Election Date

7. Previously held appointments and/or elected positions:

COMMISSIONER, MACOMB COUNTY BOARD MARCH 2006 - DEC. 2006
Title Dates Served

MEMBER, MACOMB COUNTY BUILDING AUTHORITY 1996 - 2006
Title Dates Served

COMMISSIONER, MACOMB COUNTY BOARD JAN 1972 - DEC 1982
Title Dates Served

8. Is this an application for reappointment? Yes No

If yes, how many years have you served on this board? N/A

9. Briefly indicate your qualifications for appointment to this specific board and why you believe your appointment will benefit Macomb County.

I AM A COMBAT VETERAN OF THE KOREAN WAR. I SERVED WITH THE 65TH REGT., 3RD INFANTRY DIVISION. I WAS HONORABLY DISCHARGED A SGT. FIRST CLASS.

I PRESENTLY SERVE AS A DIRECTOR OF THE KOREAN WAR VETERANS OF AMERICA CHAPTER 256. I AM A LIFE MEMBER

I AM A LIFE MEMBER OF V.F.W. POST 9021 IN THE CITY OF WARREN,

I UNDERSTAND THE PROBLEMS OF OUR TROOPS BOTH PAST AND PRESENT, BOTH MALE AND FEMALE AND I WANT TO HELP THEM WITH THEIR PROBLEMS.

I hereby apply for appointment to VETERAN'S SERVICE COMMISSION and do swear or affirm
Board or Commission
that (1) if appointed, I will comply with all statutory and other requirements and obligations of
my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said
appointed position; (3) I hold no position or appointment which is a conflict of interest with the
appointed position applied for; and (4) to the best of my knowledge and belief, I possess the
requisite qualifications for the office I am seeking.

James E. McCarthy
Signature
JAMES E. MCCARTHY
Name (Print or Type)

Subscribed and sworn to before me this
20 day of July, 2008.

Marianne Storalajcz
Notary Public
Macomb County, Michigan

My commission expires: 9-1-2011

MARIANNE STORALAJCZ
NOTARY PUBLIC, STATE OF MI
COUNTY OF MACOMB
MY COMMISSION EXPIRES Sep 1, 2011
ACTING IN COUNTY OF Macomb

Nominated By: WILLIAM CROUCHMAN
Name(s) of Commissioner

(Rev. 04/08 pd)

Norville Finney
Chapter 256
Korean War Veterans Association
31696 Ryan Road
Warren, Michigan 48092

July 19, 2008

To whom it may concern:


I am writing this letter on behalf of SFC James McCarthy, who belongs to the Korean Veterans Association. I have known Jim, since he joined our Chapter, and have known him to be a man of his word. I do know that he has served as a Councilman in the City of Sterling Heights as well as serving on the Macomb County Board of Commissioners. He is a Director in the Korean Chapter 256 and his work has always been in the upper level. If he tells you that he is going to do something you can take it to the bank.

I can assure you that if appointed to your Group, you will have a member that will get things done. He is worthy and well qualified, duly and truly prepared, and properly vouched for. He will be a great addition to your body.

Any further information you may need about him, just ask.

Thanking you in advance,

Respectfully,


Vincent J. Napoletano
Commander
Korean War Veterans
Chapter 256.

08 JUL 28 11:53

APPLICATION FOR APPOINTMENT
MACOMB COUNTY BOARD OR COMMISSION

I, THOMAS R. YASCHEN, hereby make application for appointment to VETERANS
Name
SERVICE COMMISSION for 4 from AUGUST 1, 2008
Name of Board or Commission Number of years Exact Dates of Appointment
to JULY 31, 2012.

TO THE MACOMB COUNTY BOARD OF COMMISSIONERS:

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

1. I reside at 48890 CHAMBERLAIN CHESTERFIELD 48047
Street City Zip
and have since 1985.

Telephone: 586-725-6381 Cell Phone: 586-344-9309

Email: TOMYO BELL FORKLIFT.COM

2. I am at least 18 years of age Yes No

3. Citizen of USA
County

4. Employer: BELL FORK LIFT, INC

Telephone: 586-425-5200

a. Indicate nature of your work: MATERIAL HANDLING EQUIPMENT
MAJOR ACCOUNT MANAGER

b. Title: MAJOR ACCOUNT MANAGER

5. Educational level and degrees received: AS MACOMB COMMUNITY COLLEGE
1 YR WALSH / 1 YEAR NORTHWOOD

6. I presently hold the following appointments and elected positions:

CHESTERFIELD BEAUTIFICATION COMMITTEE	8 MAY 2005
Title	Appointment or Election Date

Title	Appointment or Election Date

Title	Appointment or Election Date

7. Previously held appointments and/or elected positions:

NONE	
Title	Dates Served

Title	Dates Served

Title	Dates Served

8. Is this an application for reappointment? Yes No

If yes, how many years have you served on this board? _____

9. Briefly indicate your qualifications for appointment to this specific board and why you believe your appointment will benefit Macomb County.

1. US ARMY VETERAN (RETIRED) 35 YEARS SERVICE
19 MONTH RVN 12 YRS ACTIVE DUTY 23 YEAR RESERVE
2. MACOMB COUNTY SINCE 1985
3. AS FROM M.C.C.C
4. NOTARY PUBLIC MACOMB COUNTY SINCE 1986

JUL 23 2008 8:04

BELL FORK LIFT SERV DEPT 586 415 5202

4.3

I hereby apply for appointment to VETERANS SERVICE COMMISSIONER Board or Commission to swear or affirm that (1) if appointed, I will comply with all statutory and other requirements and obligations of my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said appointed position; (3) I hold no position or appointment which is a conflict of interest with the appointed position applied for; and (4) to the best of my knowledge and belief, I possess the requisite qualifications for the office I am seeking.

Thomas R. Jaschen
Signature
THOMAS R. JASCHEN
Name (Print or Type)

Subscribed and sworn to before me this 23rd day of JULY, 2008.

Patrick W. Quinn
 Notary Public
 Macomb County, Michigan

My commission expires: AUGUST 4, 2008

Nominated By:

Walter D. Vosburg
Name(s) of Commissioner

(Rev. 04/08 pd)

23 July 2008

TO: Macomb County Board of Commissioners
Macomb County
5th Floor, 40 North Main
Mount Clemens, MI 48043

We Recommend **Thomas R. Yaschen** a member of VFW Post 7573 New Baltimore, MI fill a vacant position an the Veterans Service Commission of Macomb County.

Please review and I hope you will look favorable on our request

Thank You

Jay W. Silver
Cmdr VFW Post 7573

RECYCLABLE PAPER



BOARD OF COMMISSIONERS

1 S. Main St., 9th Floor
Mount Clemens, Michigan 48043
586-469-5125 FAX 586-469-5993
macombcountymi.gov/boardofcommissioners

July 23, 2008

TO: Honorable Commissioners

FROM: William A. Crouchman, Chairman *WAC*

RE: Appointments to County of Macomb Zoological Authority

I request you concur with my appointment of the following individuals to the County of Macomb Zoological Authority:

- Mr. Thomas Kalkofen
- Dr. Peggy Kennard

The term for these appointments will begin immediately upon acceptance and end on March 31, 2011.

These appointments will be made at the July 24, 2008, Full Board Meeting.

MACOMB COUNTY BOARD OF COMMISSIONERS

William A. Crouchman
District 23
Chairman

Dana Camphous-Peterson
District 18
Vice-Chair

Leonard Haggerty
District 21
Sergeant-At-Arms

Andrey Duzyj - District 1
Marvin E. Sauger - District 2
Phillip A. DiMaria - District 3
Jon M. Switalski - District 4
Susan L. Doherty - District 5

Joan Flynn - District 6
Sue Rocca - District 7
David Flynn - District 8
Robert Mijac - District 9
Philis DeSaele - District 10

Ed Szczepanski - District 11
Peter J. Lund - District 12
Don Brown - District 13
Brian Brdak - District 14
Keith Rengert - District 15

Carey Torrice - District 16
Ed Bruley - District 17
Paul Gielegem - District 19
Kathy Tocco - District 20

Betty Slinde - District 22
Sarah Roberts - District 24
Kathy D. Vosburg - District 25
Leon Drolet - District 26

6. I presently hold the following appointments and elected positions:

Macomb County Medical Control Authority Title	1996 Appointment or Election Date
Macomb Health Plan Title	2004 Appointment or Election Date
Juvenile Justice Advisory Committee Title	2005 Appointment or Election Date

7. Previously held appointments and/or elected positions:

Title	Dates Served
Title	Dates Served
Title	Dates Served

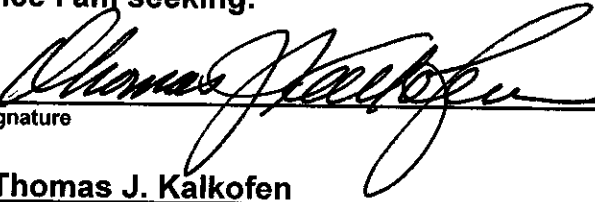
8. Is this an application for reappointment? Yes No

If yes, how many years have you served on this board? _____

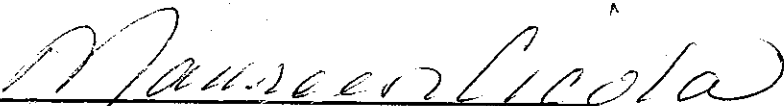
9. Briefly indicate your qualifications for appointment to this specific board and why you believe your appointment will benefit Macomb County.

I have over 35 years of experience working with laws, rules and regulations and therefore understand the requirements of the Zoo Authority and the expectations. The initial recommendations that the Authority submits to the Macomb County Board of Commissioners will determine the future relationship with the Zoological Society. I have represented Macomb County on several Boards and Commissions and have a clear understanding of the processes and importance of decisions and recommendations.

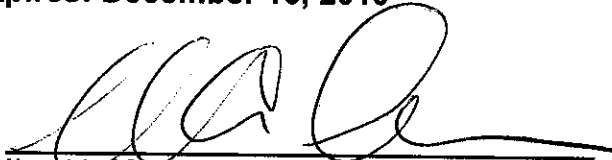
I hereby apply for appointment to Zoo Authority and do swear or affirm
Board or Commission
that (1) if appointed, I will comply with all statutory and other requirements and obligations of
my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said
appointed position; (3) I hold no position or appointment which is a conflict of interest with the
appointed position applied for; and (4) to the best of my knowledge and belief, I possess the
requisite qualifications for the office I am seeking.


Signature
Thomas J. Kalkofen
Name (Print or Type)

Subscribed and sworn to before me this
6th day of May, 2008.


Maureen Cicola, Notary Public
Macomb County, Michigan

My commission expires: December 16, 2010

Nominated By: 
Name(s) of Commissioner

APPLICATION FOR APPOINTMENT
MACOMB COUNTY BOARD OR COMMISSION

08 JUL 22 AM

I, Peggy A. Kennard, hereby make application for appointment to _____
Name
Macomb County Zoological Authority for 3 years from Immediately
Name of Board or Commission Number of years Exact Dates of Appointment
to March 31, 2011

TO THE MACOMB COUNTY BOARD OF COMMISSIONERS:

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

1. I reside at 33336 Jefferson Ave. St. Clair Shores 48082
Street City Zip
and have since 2002

Telephone: 586-285-1016 Cell Phone: 586-764-2340

Email: _____

2. I am at least 18 years of age: Yes No

3. Citizen of Macomb County
County

4. Employer: Retired

Telephone: _____

a. Indicate nature of your work: _____

b. Title: _____

5. Educational level and degrees received: _____

B.A - Asbury College 1967

M.A - Eastern Michigan University 1972

Doctorate - Western Michigan University 1983

6. I presently hold the following appointments and elected positions:

Member - Macomb County Water Quality Board 2006
Title Appointment or Election Date

Member - Macomb County Hospital Finance Board
Title Appointment or Election Date

Title Appointment or Election Date

7. Previously held appointments and/or elected positions:

Macomb County Commissioner 1999 - 2006
Title Dates Served

Harrison Twp. Trustee 1984 - 1992
Title Dates Served

Harrison Twp. Economic Development Corp. 1983 - 1992
Title Dates Served

8. Is this an application for reappointment? Yes No

If yes, how many years have you served on this board? _____

9. Briefly indicate your qualifications for appointment to this specific board and why you believe your appointment will benefit Macomb County.

As an educator for the past 40 years, as well as my service on numerous boards and commissions, I believe my experience will help me to be an effective member of the Macomb County Zoological Authority.

As a member and active participant of the Detroit Zoo through the years, I believe it has provided a valuable educational and recreational opportunity for our residents, and especially for the families in our metro area.

I believe the zoo has the potential to be a greater asset to Macomb County by stimulating our economic growth, and further enhancing our quality of life.

I hereby apply for appointment to Macomb County Zoological Authority and do swear or affirm
Board or Commission
 that (1) if appointed, I will comply with all statutory and other requirements and obligations of my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said appointed position; (3) I hold no position or appointment which is a conflict of interest with the appointed position applied for; and (4) to the best of my knowledge and belief, I possess the requisite qualifications for the office I am seeking.

Peggy A. Kennard
 Signature
Peggy A. Kennard
 Name (Print or Type)

Subscribed and sworn to before me this
21st day of July, 2008.

Myra A. Coryell
 Notary Public
 Macomb County, Michigan

MYRA A. CORYELL
 Notary Public, Macomb County, MI
 My Commission Expires 09/15/2013
 (Acting in Macomb County)

My commission expires: _____

Nominated By: [Signature]
 Name(s) of Commissioner