



BOARD OF COMMISSIONERS

1 S. Main St., 9th Floor
Mount Clemens, Michigan 48043
586.469.5125 ~ Fax: 586.469.5993
www.macombBOC.com

BOARD OF COMMISSIONERS

REGULAR SESSION

THURSDAY, JUNE 5, 2014

FINAL AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Adoption of Agenda, **AS AMENDED, TO INCLUDE #10B (RESOLUTION)**
5. Public Participation (five minutes maximum per speaker, or longer at the discretion of the Chairperson related only to issues contained on the agenda)
6. Correspondence from Executive (**none**)
7. **APPOINTMENTS:**
Executive Appointment
 - a) **ETHICS BOARD**
1 unexpired 5-year term ending 2-1-17
(1 application is attached) (page 1)
8. **COMMITTEE REPORTS:**
 - a) Government Operations, June 2 (page 11) (attached)
 - b) Justice and Public Safety, June 3 (no report)
 - c) Economic Development, June 4 (no report)
 - d) Finance, June 5 (page 13) (attached)

MACOMB COUNTY BOARD OF COMMISSIONERS

David J. Flynn – Board Chair
District 4

Kathy Tocco – Vice Chair
District 11

Mike Boyle – Sergeant-At-Arms
District 10

Toni Mocerì – District 1
Don Brown – District 7

Marvin Sauger – District 2
Kathy Vosburg – District 8

Veronica Klinefelt – District 3
Fred Miller – District 9

Robert Mijac - District 5
Bob Smith – District 12

James Carabelli – District 6
Joe Sabatini – District 13

9. OCE Funding Proposal for Retiree Health Care, 5-Year Capital Improvement Plan and Downtown Revitalization Project **(for informational purposes only)**

Document available by clicking link:

<http://boc.macombgov.org/sites/default/files/content/pdfs/news/FundingProposalCombined060514.pdf>

10. **RESOLUTIONS:**

- a) Expressing Direction for Issuance of Request for Proposal for Professional Services for Bond Counsel and Financial Adviser **(attached)**
(offered by Board Chair on behalf of Board) (page 23)
(revised resolution is attached)
- b) Urging Enactment of SB 922 to Extend the Sunset on Issuance of Municipal Securities to Defray Unfunded Pension Liability or Unfunded Accrued Health Care Liability Costs **(attached)**
(offered by Board Chair on behalf of Board) (page 24)

11. **Adoption of Proclamations:**

- a) Congratulating Susan Berardinelli – 100th Birthday (offered by Tocco; recommended by Government Operations Committee on 6-2-14; previously provided at committee meeting)
- b) Congratulating Michael Holycross on Being Chosen as One of America’s “Top 1,200 Advisors” (offered by Board Chair on behalf of Board; recommended by Government Operations Committee on 6-2-14; previously provided at committee meeting)
- c) Commending A.H. Peters Funeral Home – 40th Anniversary (offered by Sauger; **(attached)** recommended by Government Operations Committee on 6-2-14) **(page 25)**
- d) Commending Joe Jaczkowski – Eagle Scout (offered by Smith; recommended by Finance Committee on 6-5-14; previously provided at committee meeting)

12. New Business

13. Public Participation (five minutes maximum per speaker or longer at the discretion of the Chairperson)

14. Roll Call


15. Adjournment



Macomb County Executive Mark A. Hackel

Mark F. Deldin
Deputy County Executive

TO: Dave Flynn, Board Chair

FROM: Mark A. Hackel, County Executive 

DATE: May 21, 2014

RE: **ETHICS BOARD APPOINTMENT**

As provided under Macomb County Home Rule Charter, Section 2.4.2, this memorandum serves as notice of the Executive's nomination to the Ethics Board as presented to you for Board approval:

- Mr. Timothy Wiley to fill term to expire February 1, 2017 (see attached application)

Please note that Mr. Germaine Jackson resigned from the Board and Mr. Wiley will fill his five-year unexpired term ending February 1, 2017.

Thank you for your attention to this transmittal and I am available to answer any questions or concerns which you or the Board members may have.

MAH/smf

cc: Donald Amboyer
Timothy Wiley

APPLICATION FOR APPOINTMENT
MACOMB COUNTY BOARD OR COMMISSION
(Please note only legible applications can be considered)

I, Timothy P. Wiley, hereby make application for appointment to MACOMB COUNTY ETHICS BOARD for from to

TO THE MACOMB COUNTY BOARD OF COMMISSIONERS:

STATE OF MICHIGAN)
COUNTY OF MACOMB)

1. I reside at 54388 Pine St. New Baltimore 48047
Macomb and have since 1/2013 *previous residence history 1978-2004

Mailing address if different than above: N/A

Telephone: 586-648-7188 Cell Phone: 586-719-9922

Email: TWILEY@CITYOFNEWBALTIMORE.ORG

- 2. I am at least 18 years of age: Yes X No
3. I am currently registered to vote: Yes X No
4. Citizen of U.S.

5. Employer: City of New Baltimore / Police Department

Telephone: 586-716-9043

- a. Indicate nature of your work: Law Enforcement
b. Title: Chief of Police

EXECUTIVE OFFICE

APR 07 2014

RECEIVED

6. Educational level and degrees received: Master of Public Administration-CMU, B.A. Education-University of Detroit Mercy, Macomb Police Academy-MCC, and LEADERSHIP MACOMB GRADUATE CLASS XIV

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

F.O.P. LODGE #112 TRUSTEE 2010-PRESENT
Title Appointment or Election Date

Title Appointment or Election Date

Title Appointment or Election Date

8. Previously held appointments and/or elected positions:

ANCHOR BAY BOARD OF EDUCATION
TRUSTEE/SECRETARY 1998-2001
Title Dates Served

CHAIRPERSON-MACOMB COUNTY DOMESTIC VIOLENCE LAW ENFORCEMENT TASK-
FORCE 2001-2012
Title Dates Served

9. Have you even been convicted of a felony? If yes, list each, giving date, nature of offense or violation, name and location of court, the penalty imposed, if any, or the disposition of the case. A conviction will not automatically bar you from an appointment.

N/A _____

10. Do you have a conflict of interest or a potential conflict of interest such as a financial or business interest in any contracts, grants, permits, etc. with Macomb County? If so, list the interest (except where required for the appointment).

NO KNOWN CONFLICTS OF INTEREST _____

11. List any family members who are or have been employed by Macomb County or are or have been elected to County offices.

N/A _____

12. Is this an application for reappointment? Yes No

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

Please indicate your attendance record for the term(s) served _____ / _____
No. of meetings attended No. of meetings held

Comments/Clarification (only if necessary) _____ N/A _____

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

Macomb County & the City of New Baltimore have collectively provided an environment that has facilitated so many positive opportunities in my life to progress from childhood to adulthood. Those opportunities range from every aspect one could hope for in a high quality of life standard. The safe and secure living conditions, exemplary educational and recreational institutions, and a community comprised of hardworking/innovative people who promote high family values have been the basis of my development as a stakeholder in this county.

I believe that my combined professional and personal commitments to obtain the necessary knowledge, skills & abilities, as an effective public service leader, will be the most significant qualifications that I can bring to the board. I also have faith that my moral compass is well adjusted and will demonstrate my conviction in maintaining a stronghold of the public's trust as a top priority.

As a public servant whose entire profession is centered on one's own integrity, I fully subscribe to the belief that "doing the right thing, even when no one else is watching", should be exemplified by each appointed member of the Ethic's Board. Lastly, I feel that this appointment would provide an opportunity to give back to a county that has provided, both my family and I, with so many life changing opportunities.

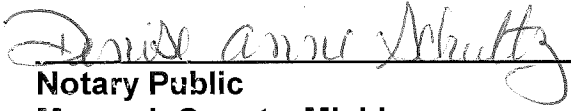
I hereby apply for appointment to _____ and do swear or affirm
Board or Commission
that (1) if appointed, I will comply with all statutory and other requirements and obligations of my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said appointed position; (3) I 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

Timothy P. Wiley
Name (Print or Type)

Subscribed and sworn to before me this
7 day of April, 2014.



Notary Public
Macomb County, Michigan

My commission expires: 3/21/2020

Note: Applicants may – but it is not required – attach additional information pertaining to this Application for Appointment if attachments do not exceed the maximum for each item listed below:

- Resume – up to one page
- Letter of Reference – up to two pages
- Letter of Intent – up to one page

The following is for Board Office use only:

Overseeing Committee: _____

Chair Review for Compliance: _____
(Commissioner Sign-off)

(revised 02/09 pd)

**54388 Pine St.
New Baltimore, MI 48047**

(586) 719-9922 Mobile
TWILEY@CITYOFNEWBALTIMORE.ORG

Timothy P. Wiley *M.P.A.*

- Objective** To serve as a member on the Macomb County Ethics Board by utilizing my acquired knowledge, skills, & abilities to assist in maintaining a stronghold of the public's trust.
- Employment**
- 1998-Present New Baltimore Police Department New Baltimore, MI
- **2010- Present Chief of Police**
 - **Former I.C.A.C. Task Force Investigator**
 - **Public Affairs/Media Relations/Social Network Communications**
- 2011-Present Wayne State University Clinton Twp, MI
- Adjunct Professor**
- CRJ 3260 Criminal Investigations
 - CRJ 4750 Domestic Violence
 - CRJ 5995 Cyber Crime Investigations
- 2010-Present Macomb Community College Clinton Twp., MI
- Adjunct Professor**
- LAWE 1600 Computer Forensics & Cyber Crime
 - LAWE 1410 Juvenile Delinquency Theory, Practice, & Law
- 2006-Present University of Michigan Ann Arbor, MI
- National Juvenile Fire Setting Prevention Program Instructor/Video Production**
- 2013 "Straight Talk" 2013 National Juvenile Arson Video Production
 - "Real Life" Program (Drugs and Alcohol)
- 2006-2007 St. Clair County Sheriff's Office Port Huron, MI
- Marine Deputy Sheriff**
- Oakland Marine Academy Training
 - M.C.O.L.E.S. Certification
- 2000-2001 New Haven Community Schools New Haven, MI
- Secondary Alternative Education Teacher**
- Instructor / Mentor of At-Risk High School Students 9-12 Grades

Leadership/ Related Media Experience

2010-2011 Leadership Macomb Clinton Twp, MI

Leadership Graduate Class XIV

- Regional Leadership Organization

2011 **Dateline NBC- New York City "Written in Blood" TV Special**

- Local LE Coordinator of National Media Production within City & Department
- <http://www.nbcnews.com/video/dateline/48709535#48709535>

2010 **National Juvenile Fire Setting Prevention Program Video Production**

- Law Enforcement subject matter cast member/actor/writer
- <http://www.traumaburn.org/prevention/seanstory/>

1998-2001 Anchor Bay Public Schools New Baltimore, MI

School Board Member

- Executive Board Member (Union negotiation / Supervision experience)
- Mandated State and Government Administrative Educational Requirements
- Public Relations, Budget Awareness and Operational Directives
- Human Resource Experience (Hiring & Evaluation of District C.E.O.)
- District Safety / Security Emergency Response Planning

2007-2008 St. Clair County Sheriffs Office Port Huron, MI

Political Candidate, Office of St. Clair County Sheriff

- St. Clair County Democratic Party Nominee

Education/Experience

2006-2007 Central Michigan University Mt. Pleasant, MI

- **M.P.A. Master of Public Administration**

2006-2007 Fox Valley Technical College Appleton, WI

Major: I.C.A.C. Internet Crimes Against Children / Investigator

1996-2001 University of Detroit Mercy Detroit, MI

- **B.A. Bachelor of Arts Degree, Education**
- **State Teaching Certification (Major: Social Studies Minor: Language Arts)**

1998 Macomb Community College Clinton Twp., MI

- **Macomb Basic Police Academy (MCOLES Certification)**

92/93-95/96 Cardinal Mooney Catholic H.S. Marine City, MI

- **College Preparatory Academy**
- **Hugh O'Brian Youth Leadership Award Recipient**
- **Service Awards (Student Executive Board Member 4yrs)**

Grammar School Immaculate Conception School Fair Haven, MI

Professional Awards

- Tracy Minnella Domestic Violence Award
- M.A.D.D. Mothers Against Drunk Drivers 2002 Lifesaver Award
- Departmental lifesaving, merit & service awards

Professional Organizations

- Leadership Macomb Class XIV
- Michigan & International Association of Chiefs of Police
- Immediate Past Macomb County Domestic Violence Task Force Chairman
- Macomb County Child Advocacy Program Committee Member
- Carehouse Multi-Disciplinary Team Member / Case Review
- Traffic Safety Association of Macomb County
- F.O.P. Lodge #112 Fraternal Order of Police Trustee
- Selfridge Air National Guard Base Council Member
- M.E.A. Macomb Community College
- American Federation of Teachers Wayne State University

Hobbies/ Leisure Interests

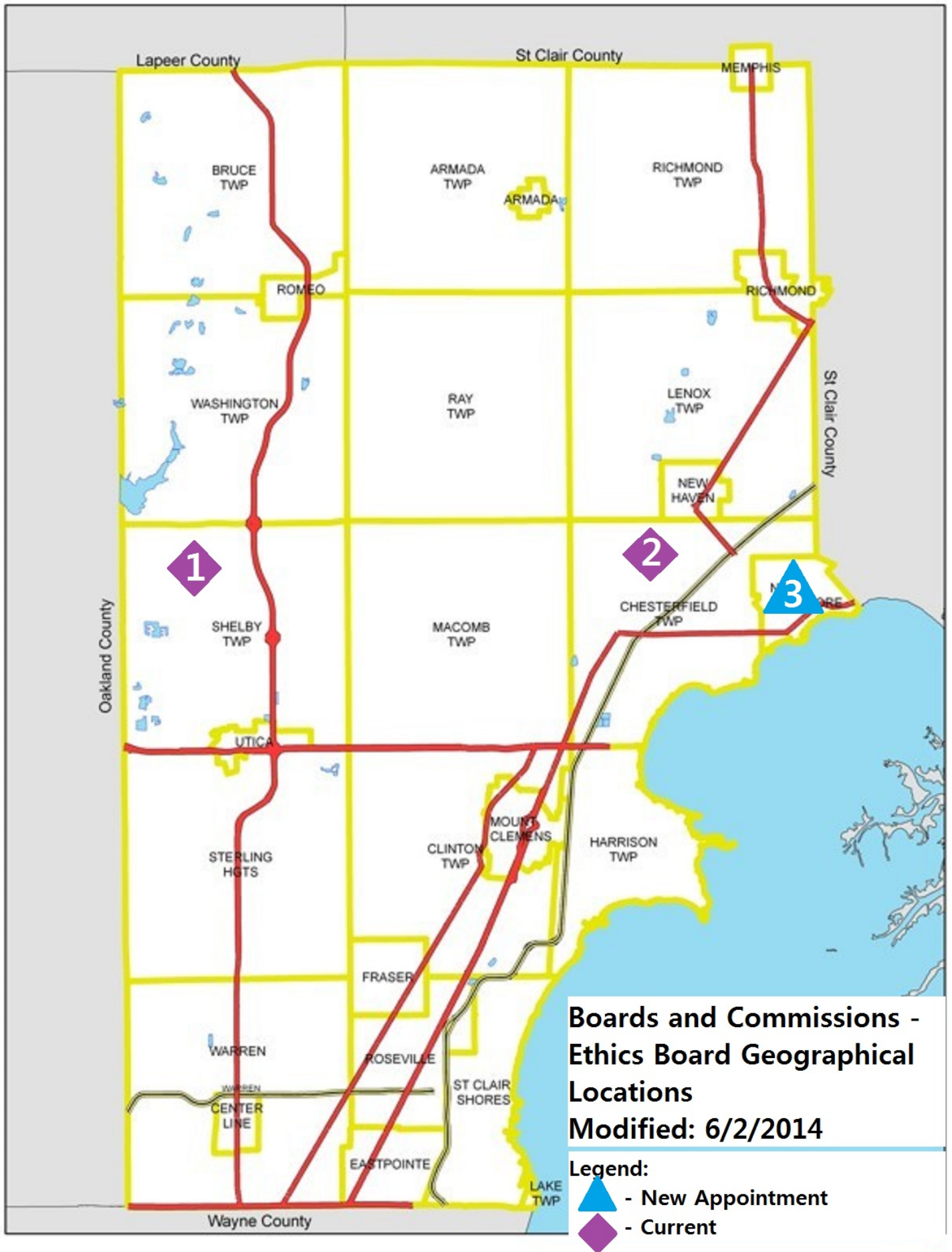
Soccer, Golf, Mt. Biking & Skiing

Professional References

PUBLIC SECTOR:

Mark A. Hackel, Macomb County Executive
 Eric Smith, Macomb County Prosecutor
 Anthony Wickersham, Macomb County Sheriff
 Dr. Daniel Spitz, Macomb County Medical Examiner
 John Dupray, Mayor of New Baltimore
 Brian Bilinski, New Baltimore Fire Chief
 Dorie Vasquez, Macomb County Child Advocacy
 Gail Lippert, Turning Point-Forensic Nurse Program
 Lynn Davidson, Friend of the Court Macomb Co.
 Theresa Morin, Child Protective Services Macomb
 Gail Peterson, Traffic Safety Association of Macomb Co.
 Leonard Woodside, AB Schools Superintendent

Ethics Board Geographical Locations		
Number	Name	Address
1	Dr. Amboyer	54367 Queens Row, Shelby Twp, MI 48316
2	Patricia Laske	49615 Regatta, Chesterfield, MI 48047
3	Tim Wiley	54388 Pine, New Baltimore, MI 48047





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June 2, 2014

TO: BOARD OF COMMISSIONERS

**FROM: KATHY TOCCO, CHAIR
 GOVERNMENT OPERATIONS COMMITTEE**

**RE: RECOMMENDATION FROM GOVERNMENT OPERATIONS
 COMMITTEE MEETING OF JUNE 2, 2014**

At a meeting of the Government Operations Committee, held Monday, June 2, 2014, the following recommendation was made and is being forwarded to the June 5, 2014 Full Board meeting for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Carabelli, supported by Mocerri, to recommend that the Board of Commissioners concur with the Board Chair and approve request from Commissioner Veronica Klinefelt to change title from Co-Chair of Audit Committee to Vice-Chair of Audit Committee; further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

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

MACOMB COUNTY BOARD OF COMMISSIONERS

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 District 11

Mike Boyle – Sergeant-At-Arms
 District 10

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 Don Brown – District 7

Marvin Sauger – District 2
 Kathy Vosburg – District 8

Veronica Klinefelt – District 3
 Fred Miller – District 9

Robert Mijac - District 5
 Bob Smith – District 12

James Carabelli – District 6
 Joe Sabatini – District 13

RESOLUTION NO. _____ FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO concur with Board Chair and approve request from Commissioner Veronica Klinefelt to change title from Co-Chair of Audit Committee to Vice-Chair of Audit Committee

INTRODUCED BY: Kathy Tocco, Chair, Government Operations Committee

COMMITTEE/MEETING DATE

<u>Government Operations</u>	<u>6-2-14</u>
<u>Full Board</u>	<u>6-5-14</u>



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June 5, 2014

TO: BOARD OF COMMISSIONERS

FROM: FRED MILLER, CHAIR, FINANCE COMMITTEE

RE: RECOMMENDATIONS FROM FINANCE COMMITTEE MEETING OF 6-5-14

At a meeting of the Finance Committee, held Thursday, June 5, 2014, the following recommendations were made and are being forwarded to the June 5, 2014 Full Board meeting for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Carabelli, supported by Flynn, to recommend that the Board of Commissioners approve an increase in revenues and expenses in the amount of \$99,257 in the fiscal year Health Grants Fund; this increase is due to Amendment #4 to the FY 2013/2014 Comprehensive Planning and Budgeting Contracting (CPBC) Grant Agreement between the Michigan Department of Community Health and the Macomb County Health Department; further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately; further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

2. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Brown, supported by Sauger, to recommend that the Board of Commissioners approve an amendment to the 2013/2014 Department of Roads budget to include the additional salary/benefits expense of \$53,791.28 for the Traffic Operations Center Director to be covered through the Roads' fund balance; further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately; further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

MACOMB COUNTY BOARD OF COMMISSIONERS

David J. Flynn – Board Chair

Kathy Tocco – Vice Chair

Mike Boyle – Sergeant-At-Arms

Toni Mocerri – District 1

Marvin Sauger – District 2

Veronica Klinefelt – District 3

Robert Mijac - District 5

James Carabelli – District 6

Don Brown – District 7

Kathy Vosburg – District 8

Fred Miller – District 9

Bob Smith – District 12

Joe Sabatini – District 13

3. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Brown, supported by Sauger, to recommend that the Board of Commissioners approve an amendment to the 2013/2014 Department of Roads budget to include the addition of \$78,357.79 for three Assistant Foreman positions to be covered through the Roads' fund balance; further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately; further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

4. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Brown, supported by Sauger, to recommend that the Board of Commissioners approve an amendment to the Public Works 2014 budget by an increase of \$127,557 to fund three new positions for the Wastewater Services Division; the funding for this increase will be 100 percent reimbursed through the user charge rates of the Macomb County Wastewater Disposal System; further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately; further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED WITH FLYNN AND TOCCO VOTING "NO."**

5. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Brown, supported by Sauger, to recommend that the Board of Commissioners approve an amendment to the Public Works general administration budget by \$61,854 (which reflects deletion of retroactive pay) to fund pay grade reclassifications for Public Works Inspector positions; this request is to be funded from fund balance, in consideration of the inspection fee revenue budgeted for 2014 which was increased by \$250,000; further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately; further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED WITH BOYLE, FLYNN AND KLINEFELT VOTING "NO."**

6. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Vosburg, supported by Sauger, to recommend that the Board of Commissioners concur in the recommendation of Corporation Counsel to settle the lawsuit of Consiglia Attard v. Macomb County Department of Roads, 16th Circuit Court Case No. 13-4601-NI; further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

7. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Vosburg, supported by Klinefelt, to recommend that the Board of Commissioners concur in the recommendation of Corporation Counsel to settle the lawsuit of Ronald Craft v. Macomb County Department of Roads, 16th Circuit Court Case No. 13-3420-NO; further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

**A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR MILLER,
SUPPORTED BY COMMISSIONER BOYLE.**



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:

RESOLUTION

Resolution to:
<p>Amend the 2013-14 Department of Roads Budget to include the additional salary/benefits expense of \$53,791.28 to be covered through the Roads' fund balance.</p> <p>*Further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately. FORWARD TO THE FINANCE COMMITTEE.</p>

*(This language was added by Infrastructure Committee Chair Carabelli.)

Introduced By:
<p>Jim Carabelli, Chair Robert Hoepfner, Director of Roads Infrastructure Committee</p>

Additional Background Information (If Needed):
<p>Adding position for Traffic Operations Center Director, \$53,791.28 payroll increase (\$31,333.33 salary plus \$22,457.95 fringe benefit)</p> <p style="text-align: center; margin-top: 100px;">*WAIVED TO FINANCE BY INFRASTRUCTURE COMMITTEE CHAIR</p>

Finance* <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center; color: red; margin: 0;">Infrastructure</p> <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">Committee</p>	6-5-14 06/04/2014 <hr style="border: 0; border-top: 1px solid black; margin: 5px 0;"/> <p style="text-align: center;">Meeting Date</p>
Full Board	6-5-14



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:

RESOLUTION

Resolution to:
<p>Amend the 2013-14 Department of Roads Budget to include the addition of \$78,357.79 for three assistant foreman positions to be covered through the Roads fund balance.</p> <p>*Further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately. FORWARD TO THE FINANCE COMMITTEE.</p>

*(This language was added by Infrastructure Committee Chair Carabelli.)

Introduced By:
<p>Jim Carabelli, Chair Infrastructure Committee</p> <p style="margin-left: 150px;">Robert Hoepfner, Director of Roads</p>

Additional Background Information (If Needed):
<p>Three assistant foreman positions at 78,357.79 (\$37,688.04 salaries and \$40,669.75 fringe benefit).</p> <p style="text-align: center; margin-top: 100px;">*WAIVED TO FINANCE BY INFRASTRUCTURE COMMITTEE CHAIR</p>

Finance*	6-5-14
Infrastructure	06/04/2014
Committee	Meeting Date
Full Board	6-5-14



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:

RESOLUTION

Resolution to:

To amend the Public Works 2014 Budget by an increase of \$127,557 to fund three (3) new positions for the Wastewater Services Division. The funding for this increase will be 100% reimbursed through the user charge rates of the Macomb County Wastewater Disposal System.

*Further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately. FORWARD TO THE FINANCE COMMITTEE.

*(This language was added by Infrastructure Committee Chair Carabelli.)

Introduced By:

Jim Carabelli, Chair, Infrastructure Committee

Additional Background Information (If Needed):

Requested new positions: Wastewater Services Engineer II, Wastewater Services Field Operator, and a Wastewater Services Engineer I

Increase to be added to the Public Works - Wastewater Division Budget Line Items as follows:

101 44150:	Revenue	Increase	
Personal Services	67719	\$127,557	
	Expenses	Increase	
Salary & Wage	70200	\$ 79,365	
FICA-OASDI	71510	4,921	
FICA-Medicare	71515	1,151	
Hospital Insurance	71520	17,394	
Dental Insurance	71521	1,008	
Retiree Medical	71529	9,450	
Life Insurance-Base	71530	69	
Pension	71540	12,873	
Worker's Comp	71560	397	
Longterm Disability	71580	135	
Compensated Abs	71590	794	
	Total	\$127,557	

Committee	Meeting Date
Infrastructure	5-13-14
Finance	5-14-14 *DELETED FROM AGENDA
Finance	6-5-14
Full Board	6-5-14



MACOMB COUNTY, MICHIGAN

Resolution Number:
Full Board Meeting Date:

RESOLUTION **SEE BELOW

Resolution to:

Amend the Public Works General Administration budget by ~~\$106,035~~ to fund pay grade reclassifications for Public Works Inspector Positions. This request is to be funded from Fund Balance, in consideration of the Inspection Fee revenue budgeted for 2014 which was increased by \$250,000.

*Further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately. FORWARD TO THE FINANCE COMMITTEE.

*(This language was added by Infrastructure Committee Chair Carabelli.)

Introduced By:

Jim Carabelli, Chair, Infrastructure Committee

Additional Background Information (If Needed):

Nine inspector positions reclassified from Pay Grade 17 to Pay Grade 24.
The tenth inspector position to be reclassified to Lead Inspector going from Pay Grade 17 to Pay Grade 26.

Public Works General Administration 10144101

Object Code	Description	Amount of Increase
70200	Sal & Wage Base	84,463
71510	FICA - OASDI	5,237
71515	FICA - Medicare	1,225
71540	Pension	13,700
71560	Worker's Compensation	422
71580	Long-term Disability	144
71590	Compensated Absences	845
	Request Total	\$106,035

**At 6-5-14 Finance Committee meeting, an amendment was approved: approve budget amendment of \$61,854 (which reflects deletion of retroactive pay).

Committee
Meeting Date

Infrastructure

5-13-14 (REFERRED TO FINANCE)

Finance

5-14-14 *DELETED FROM AGENDA

Finance

6-5-14

Full Board

6-5-14

RESOLUTION NO.

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: CONCUR IN THE RECOMMENDATION OF CORPORATION COUNSEL TO SETTLE THE LAWSUIT OF CONSIGLIA ATTARD V. MACOMB COUNTY DEPARTMENT OF ROADS, 16th CIRCUIT COURT CASE NO. 13-4601-NI

INTRODUCED BY: CHAIRPERSON FRED MILLER, FINANCE COMMITTEE

Pursuant to the provisions of the Charter, this office is asking the Board to concur in the recommendation of settling the Attard lawsuit, as outlined in the May 20, 2014 privileged/confidential Lawsuit Settlement Memorandum from Corporation Counsel.

COMMITTEE/MEETING DATE

<u>FINANCE COMMITTEE</u>	<u>6-5-14</u>
<u>Full Board</u>	<u>6-5-14</u>

RESOLUTION NO.

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: CONCUR IN THE RECOMMENDATION OF CORPORATION COUNSEL TO SETTLE THE LAWSUIT OF RONALD CRAFT V. MACOMB COUNTY DEPARTMENT OF ROADS, 16th CIRCUIT COURT CASE NO. 13-3420-NO

INTRODUCED BY: CHAIRPERSON FRED MILLER, FINANCE COMMITTEE

Pursuant to the provisions of the Charter, this office is asking the Board to concur in the recommendation of settling the Craft lawsuit, as outlined in the May 21, 2014 privileged/confidential Lawsuit Settlement Memorandum from Corporation Counsel.

COMMITTEE/MEETING DATE

<u>FINANCE COMMITTEE</u>	<u>6-5-14</u>
<u>Full Board</u>	<u>6-5-14</u>

Board of Commissioners
Charter County Of Macomb

**A Resolution Expressing Direction for Issuance of a Request for Proposal for
Professional Services For Bond Counsel and Financial Adviser**

Commissioner Dave Flynn on Behalf of the Board of Commissioners,
Offers the Following Resolution

Whereas, after communications from the County's Finance Director and Office of County Executive, the Board of Commissioners (the "Commission") believes it is in the best interests of the County to undertake certain capital improvement projects and to issue municipal securities to defray the costs of those improvements; and

Whereas, after communications from the County's Finance Director and Office of County Executive, the Board of Commissioners (the "Commission") believes it is in the best interests of the County to undertake issue municipal securities defray the costs of funding retiree health benefits; and

Whereas, in order to issue those securities, the County will need professional services from recognized bond counsel and from a capable financial adviser; and

Whereas, the Commission deems it prudent to seek proposals for the Professional Services.

Now, therefore, be it resolved as follows:

1. The Commission expresses its desire for the Office of the County Executive to issue a request for proposals for professional services for bond counsel and for financial adviser for purposes of possible issuance of the municipal securities as briefly described in the recitals above.
2. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded.

David Flynn, Chair, Board of Commissioners

Carmella Sabaugh, County Clerk

**BOARD OF COMMISSIONERS
CHARTER COUNTY OF MACOMB**

**A RESOLUTION URGING ENACTMENT OF SB 922 TO EXTEND THE SUNSET ON
ISSUANCE OF MUNICIPAL SECURITIES TO DEFRAY UNFUNDED PENSION LIABILITY
OR UNFUNDED ACCRUED HEALTH CARE LIABILITY COSTS**

Commissioner Dave Flynn on Behalf of the Board of Commissioners,
Offers the Following Resolution

Whereas, 2012 PA 34 amended the Revised Municipal Finance Act to authorize a county, city, village or township with a credit rating of AA or higher or the equivalent by at least one nationally recognized rating agency to issue municipal securities to defray the costs of unfunded pension liability or the unfunded accrued health care liability; and

Whereas, that authorization sunsets at the end of this year; and

Whereas, the issuance of municipal securities to defray the costs of unfunded pension liability or the unfunded accrued health care liability is best undertaken when market conditions are favorable to achieving the goals of their issuance; and

Whereas, Commission supports the extension of the sunset on the authorization for issuance of such securities, but if that extension is not enacted soon, some local governments may feel rushed to issue securities, or may not pursue bonding if market conditions are not as favorable as desired; and

Whereas, Senate Bill 922, introduced by Senator Brandenburg on May 1, 2014, would extend the sunset until December 32, 2016; and

Whereas, Macomb County is considering issuance of municipal securities to defray the costs of unfunded accrued health care liability, but wishes to have the time to wait for the appropriate market conditions, rather than rushing to issue them prior to the sunset of the authorization to do so.

Now, therefore, be it resolved as follows:

1. The Macomb County Board of Commissioners urges the prompt enactment of Senate Bill 922.
2. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded.

David Flynn, Chair, Board of Commissioners

Carmella Sabaugh, County Clerk

Official Proclamation of the Board of Commissioners
Macomb County, Michigan

**A Proclamation Commending A.H. Peters Funeral Home
For 40 Years of Business in Macomb County**

Commissioner Marvin Sauger, on Behalf of the
Board of Commissioners, Offers the Following Proclamation:

Whereas, the Macomb County Board of Commissioners would like to commend A.H. Peters Funeral Home on the 40th anniversary of the establishment of their Warren, Michigan location on June 6, 1974; and

Whereas, Arthur and Alma Peters began operating A.H. Peters Undertaker out of their home in 1917; the Waterloo Street location in Detroit was so well appreciated that they moved to a larger building on Gratiot Avenue, which was also well accepted. The business flourished enough to warrant an addition being put on the building; and

Whereas, sons Alvin and Roy joined their parents in the family venture. In 1950, A. H. Peters Funeral Home was established in Grosse Pointe Woods and in 1974 they also began operating at the Schoenherr address in Warren. Another generation joined the business when David, Roy's son, began working with his father; and

Whereas, the A.H. Peters Funeral Home has served its community by offering respectful and dignified final arrangements for loved ones and providing comfort and support to families during their most difficult times.

Now Therefore, Be It Proclaimed By The Board Of Commissioners, Speaking For And On Behalf Of All County Residents As Follows:

I

That by these presents, the Macomb County Board of Commissioners hereby publicly commends, acknowledges and expresses congratulations to the Peters family on the occasion of their 40th business anniversary.

II

Be It Further Proclaimed that a suitable copy of this Proclamation be presented to the Peters family in testimony of the high esteem in which it is held by the Macomb County Board of Commissioners.

**BOARD OF COMMISSIONERS
CHARTER COUNTY OF MACOMB, MICHIGAN**

Commissioner _____, supported by Commissioner _____, moved the following preamble and ordinance.

Whereas, section 10.5.1 of the Home Rule Charter of the County of Macomb, Michigan (the "Charter") provides for elector initiated Charter amendments as follows:

10.5.1. Amendments may be proposed to this Charter by petition of the registered electors of the County. A petition shall include the full text of the proposed amendment, and be signed by registered electors of the County constituting not less than 10 percent of the total votes cast for all candidates for governor at the most recent gubernatorial election. *The procedures for proposing amendments to this Charter shall be established by ordinance.*

(emphasis added); and

Whereas, the Commission desires to comply with the Charter by enacting such an ordinance.

**ENROLLED ORDINANCE
NO. 2014-__**

AN ORDINANCE ESTABLISHING PROCEDURES FOR PROPOSING CHARTER AMENDMENTS AS REQUIRED BY SECTION 10.5.1 OF THE MACOMB COUNTY CHARTER.

SECTION 1. DEFINITIONS.

A. The following definitions shall apply to this ordinance.

1. Charter means the Home Rule Charter of Macomb County that took effect on January 1, 2011, as it may from time-to-time be amended.
2. Clerk means the person holding the office of County Clerk as provided in the Charter or that person's designee(s).
3. Commission means the County Board of Commissioners created by the Charter.
4. County Elections Commission means the County Elections Commission established pursuant to the Michigan Election Law.
5. Executive or County Executive means the person holding the office of County Executive as provided in the Charter or that person's designee(s).
6. Michigan Election Law means the Michigan Election Law, 1954 PA 116, as amended, MCL 168.1 *et seq.*, as it may from time-to-time be amended or replaced.

B. Words not listed in subsection A above that are defined in the Charter shall have the meanings provided them in the Charter.

SECTION 2. INITIATIVE REQUIREMENT.

A. To initiate an amendment to the Charter, petitions complying with this ordinance must be validly signed as provided in this ordinance by registered electors of the County constituting not less than 10 percent of the total votes cast for all candidates for governor at the most recent gubernatorial election.

B. Petitions to initiate an amendment to the Charter shall be filed with the Clerk not less than 14 days before the date the Clerk needs to certify the ballot wording under the Michigan Election Law for the next County general election or at such other time as may be provided by the Michigan Election Law for petitions for county ballot questions to be placed on the ballot at the next County general election.

SECTION 3. PETITION REQUIREMENTS.

A. Each petition under this section shall be 8-1/2 inches by 14 inches in size.

B. The heading of each part of the petition shall be prepared in the following form and printed in capital letters in 14-point boldfaced type:

INITIATIVE PETITION
AMENDMENT TO THE MACOMB COUNTY CHARTER

C. The full text of the amendment so proposed shall follow and be printed in 8-point type. If the proposal would alter or abrogate an existing provision of the Charter, the petition shall so state and the provisions to be altered or abrogated shall be inserted, preceded by the words:

"Provisions of existing Macomb County Charter altered or abrogated by the proposal if adopted."

D. The following statement shall appear beneath the petition heading:

"We, the undersigned qualified and registered electors of Macomb County, Michigan, respectively petition for an amendment to the Home Rule Charter of the County of Macomb."

E. The following warning shall be printed in 12-point bold-face type immediately above the place for signatures, on each part of the petition:

WARNING

A person who knowingly signs this petition more than once, signs a name other than his or her own, signs when not a qualified and registered elector, or sets opposite his or her signature on a petition, a date other than the actual date the signature was affixed, is violating the provisions of the Michigan Election Law.

F. Following the warning, the following signature lines shall appear in 8 point type:

	Printed Name and Signature	Street Address	Zip Code	Date of Signing		
				Month	Day	Year
1						
2						
3						
4						
5						

G. The following certificate of the circulator of the petition shall appear in 8-point type with the warning in 12-point bold-face type:

CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified registered elector of the city or township listed in the heading of the petition, and the elector was qualified to sign the petition.

Circulator—Do not sign or date certificate until after circulating petition.

(Printed Name and Signature of Circulator) (Date)

(City or Township Where Registered to Vote)

(Complete Residence Address (Street and Number))

(Zip Code)

Warning-A circulator knowingly making a false statement in the above certificate, a person not a circulator who signs as a circulator, or a person who signs a name other than his or her own as circulator is guilty of a misdemeanor.

H. The petition shall be in a form providing a space for the circulator and each elector who signs the petition to print his or her name. The Clerk shall prescribe the location of the space for the printed name. The failure of the circulator or an elector who signs the petition to print his or her name, to print his or her name in the location prescribed by the Clerk, or to enter a zip code or his or her correct zip code does not affect the validity of the signature of the circulator or the elector who signs the petition. A printed name located in the space prescribed for printed names does not constitute the signature of the circulator or elector. If an elector does not include his or her signature, his or her street address, or the date of signing on the petition as required under subsection (1), the elector's signature is invalid and shall not be counted by the Clerk.

I. At the time of circulation, the circulator of a petition shall be a registered elector in the County. At the time of executing the certificate of circulator, the circulator shall be registered in the city or township indicated in the certificate of circulator on the petition.

J. The circulator of a petition shall sign and date the certificate of circulator before the petition is filed. A circulator shall not obtain electors' signatures after the circulator has signed and dated the certificate of circulator. The Clerk shall not count electors' signatures that were obtained after the date the circulator signed the certificate or that are contained in a petition that the circulator did not sign and date.

K. An individual shall not do any of the following:

- (1) Sign a petition with a name other than his or her own.
- (2) Make a false statement in a certificate on a petition.
- (3) If not a circulator, sign a petition as a circulator.
- (4) Sign a name as circulator other than his or her own.

L. If after a canvass the Clerk determines that an individual has knowingly and intentionally failed to comply with subsection K, the Clerk may disqualify obviously fraudulent signatures on a petition form on which the violation of subsection K occurred, without checking the signatures against local registration records.

M. All signatures on a petition shall be made not more than 180 days before the petition is filed. Signatures obtained more than 180 days before the petition is filed shall be void.

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N. Signatures on a petition collected prior to the date of a November general election at which the Executive is elected shall not be filed after the date of that November general election.

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SECTION 4. PETITION REVIEW AND BALLOT QUESTION.

A. After the petitions are filed, the Clerk shall determine whether the petitions comply with the requirements of this ordinance.

B. If the Clerk determines the petitions comply with the requirements of this ordinance, the Clerk shall notify the Chairperson of the Commission who shall call a meeting of the Commission to approve the statement of purpose of the proposed amendment or question to be placed before the electors at the next County general election which shall comply with the following:

- (1) The statement of the purpose of the proposed amendment or question to be placed before the electors shall, to the extent that it will not confuse the electorate, be worded so that a "yes" vote will be a vote in favor of the subject matter of the proposal or issue and a "no" vote will be a vote against the subject matter of the proposal or issue. The question shall be worded so as to apprise the voters of the subject matter of the proposal or issue, but need not be legally precise. The question shall be clearly written using words that have a common everyday meaning to the general public. The language used shall not create prejudice for or against the issue or proposal.
- (2) The statement shall be not more than 100 words, exclusive of the caption.

C. Once the Commission acts, the Clerk shall certify the ballot proposal, provide election notices and take other actions in accordance with the Michigan Election Law.

Deleted: y

D. If the Clerk determines the petitions do not comply with the requirements of this ordinance, the Clerk shall notify the persons who filed the petitions.

E. Any review of any actions taken by the Clerk or the Commission pursuant to this section are reviewable or appealable as provided by the Michigan Election Law for county ballot proposals.

SECTION 5. ELECTION.

A. The Clerk shall cause a copy of the ballot proposal and the proposed amendment to the Charter together with the Charter provisions to be altered or abrogated if the amendment is approved to be published at least once in a newspaper of general circulation in the County not less than 2 weeks nor more than 4 weeks prior to the election.

B. Promptly after certifying the ballot proposal, the Clerk shall post a copy of the ballot proposal and the proposed amendment to the Charter together with the Charter provisions to be altered or abrogated if the amendment is approved on the County's website.

C. If a majority of electors approve a proposed amendment, it becomes part of the Charter 45 days after certification of the election at which it was approved.

SECTION 6. PENALTIES.

A. An individual who violates subsection 4.K is guilty of a misdemeanor punishable by a fine of not more than \$500.00 or imprisonment for not more than 90 days, or both.

B. If an individual violates subsection 4.K and the affected petition sheet is filed, each of the following who knew of the violation of subsection 4.K before the filing of the affected petition sheet and who failed to report the violation to the Clerk, a law enforcement officer, or the county prosecuting attorney is guilty of a misdemeanor, punishable by a fine of not more than \$500.00 or imprisonment for not more than 90 days, or both:

- (1) The circulator of the petition, if different than the individual who violated subsection (11).
- (2) The organization or other person sponsoring the petition drive.

C. A person who aids or abets another in an act that is prohibited by this ordinance is guilty of that act.

SECTION 7. PUBLICATION AND EFFECTIVE DATE.

The Clerk shall publish this ordinance after its adoption. This ordinance shall take effect 10 days after its publication.

David Flynn, Commission Chair

Adopted: _____, 2014

Carmella Sabaugh, County Clerk