



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, NOVEMBER 5, 2015

FINAL AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Adoption of Agenda
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. **COMMITTEE REPORTS:**
 - a) Government Operations, November 3 (**no report**)
 - b) Health and Human Services, November 4 (**no report**)
 - c) Justice and Public Safety, November 4 (**no report**)
 - d) Finance, November 5 (**page 1**) **(attached)**
8. Approve 2016 Meeting Schedule (**page 14**) **(attached)**

MACOMB COUNTY BOARD OF COMMISSIONERS

David J. Flynn – Board Chair
District 4

Kathy Tocco – Vice Chair
District 11

Steve Marino – Sergeant-At-Arms
District 10

Andrey Duzyj – 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. **RESOLUTIONS:**

- a) Supporting Michigan Senate Bill 524 and House Bill 4909 to Stop the Use of “Dark Store Theory” and Eliminate Unfair Tax Advantages for “Big Box” Retailers (offered by Klinefelt; recommended by Government Operations Committee meeting on 11-3-15) (page 29) **(attached)**
- 10. Approve Request from Commissioner Marino to be Excused from Absence for 11-3-15 Government Operations Committee Meeting (attended a Military Affairs Committee led by the Macomb Chamber)
- 11. New Business
- 12. Public Participation (five minutes maximum per speaker or longer at the discretion of the Chairperson)
- 13. Roll Call
- 14. Adjournment



BOARD OF COMMISSIONERS

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

November 5, 2015

TO: BOARD OF COMMISSIONERS
FROM: FRED MILLER, CHAIR, FINANCE COMMITTEE
RE: RECOMMENDATIONS FROM MEETING OF 11-05-15

At a meeting of the Finance Committee, held Thursday, November 5, 2015, the following recommendations were made and are being forwarded to the November 5, 2015 Full Board meeting for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Sabatini, supported by Sauger, to recommend that the Board of Commissioners concur in the recommendation of Corporation Counsel concerning the case of Michele Karwoski vs. County of Macomb, et al; 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 Carabelli, supported by Smith, to recommend that the Board of Commissioners approve a contract allowing the Southeastern Michigan Health Association to coordinate and implement the County’s Behavioral Risk Factor Survey for the Health Department; 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.**

3. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Sabatini, supported by Carabelli, to recommend that the Board of Commissioners concur with the Sheriff’s request to amend the contract renewal for law enforcement services with Macomb Township for the term of January 1, 2016 through December 31, 2018 for a total three year cost of \$11,370,100; this includes the amendment amount of \$1,201,053; 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 | Steve Marino – Sergeant-At-Arms | | |
| Andrey Duzyj – 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 |

4. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Marino, supported by Carabelli, to recommend that the Board of Commissioners concur with the Sheriff's request to amend the 2016 budget to reflect the additional \$393,149 in revenue from the amended Macomb Township law enforcement services contract; also, the corresponding expenditures in the budget; 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.**

5. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Carabelli, supported by Smith, to recommend that the Board of Commissioners concur with the Sheriff's request to award Civil Staffing Resources LLC the bid for the operation of the Sheriff's Civil Division; 50 percent of all revenue will be paid to the County by the vendor; 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.**

6. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Carabelli, supported by Mijac, to recommend that the Board of Commissioners approve the agreement between Macomb County and St. Clair County Family Court providing detention services for all eligible youth as ordered by a St. Clair County judge or referee; 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 Carabelli, supported by Sauger, to recommend that the Board of Commissioners approve the Blue Cross Blue Shield 2016 administrative and stop/loss fees; 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.**

8. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Mijac, supported by Tocco, to recommend that the Board of Commissioners approve the Blue Cross Blue Shield 2016 Medicare Advantage renewal for the period 1-1-16 through 12-31-16; 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.**

9. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Flynn, supported by Sauger, to recommend that the Board of Commissioners approve the Blue Care Network 2016 renewals; 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.**

10. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Smith, supported by Vosburg, to recommend that the Board of Commissioners approve the Health Alliance Plan (HAP) HMO 2016 renewals; 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 VICE-CHAIR BROWN.

RESOLUTION NO.

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: CONCUR IN THE RECOMMENDATION OF CORPORATION COUNSEL CONCERNING THE CASE OF MICHELE KARWOSKI VS. COUNTY OF MACOMB, ET AL

INTRODUCED BY: CHAIRPERSON VERONICA KLINEFELT, GOV OPS COMMITTEE

Counsel's recommendation regarding this pending litigation will be provided to each Commissioner under a separate attorney/client privileged communication.

COMMITTEE/MEETING DATE

GOV OPS – 11/3/15

Finance 11-5-15

Full Board 11-5-15



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:

RESOLUTION

Resolution to:

Approve the contract allowing the Southeastern Michigan Health Association to coordinate and implement the County's Behavioral Risk Factor Survey for the Health Department.

Introduced By:

Andrey Duzyj, Chair, Health and Human Services Committee

Additional Background Information (If Needed):

The purpose of this project is to survey the adult population in Macomb County (1,200 individuals) on various behaviors, medical conditions, and preventive health care practices. Findings from the survey are useful to MCHD, the hospital systems, and community partners in identifying priority health issues and the populations at greatest risk for health problems. The data contribute to planning efforts and effective targeting of resources to support intervention programs, and can be used by all community members to gain a better understanding of the health concerns affecting our community. The Health Department has conducted the Behavioral Risk Factor Survey in 2009, 2005 and 2002, based on the Centers for Disease Control and Prevention's survey methodology and instrument and contracted with the Southeastern Michigan Health Association to coordinate and implement these surveys and reports.

Committee	Meeting Date
Health and Human Services	11-4-15
Finance	11-5-15
Full Board	11-5-15



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:

RESOLUTION

Resolution to:
<p>Concur with the Sheriff's request to amend the contract renewal for Law Enforcement Services with Macomb Township for the term of January 1, 2016 through December 31, 2018 for a total three (3) year cost of \$ 11,370,100.00. This includes the amendment amount of \$1,201,053.00.</p>

Introduced By:
<p>Kathy Vosburg, Chair, Justice and Public Safety Committee</p>

Additional Background Information (If Needed):
<p>Macomb Township Board on September 23, 2015 approved renewing the Law Enforcement Services contract and amending it by adding 2 deputy positions and 1 dispatcher position. The three year dollar amount for the additional positions will be \$1,201,053.00.</p>

Committee	Meeting Date
Justice and Public Safety	11-4-15
Finance	11-5-15
Full Board	11-5-15



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:

RESOLUTION

Resolution to:

Concur with the Sheriff's request to amend the 2016 Budget to reflect the additional \$393,149.00 in revenue from the amended Macomb Township Law Enforcement Services contract. Also the corresponding expenditures in the Budget.

*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 Justice and Public Safety Committee Chair Vosburg.)

Introduced By:

Kathy Vosburg, Chair, Justice and Public Safety Committee

Additional Background Information (If Needed):

Macomb Township has requested the addition of two Deputies and one Dispatcher to their existing contract. The cost of the two Deputy positions for 2016 is \$288,118 and the cost of the one Dispatcher position for 2015 is \$105,031, for a total of \$393,149. These costs have been provided by the Finance Department and are included in the attached documentation.

Committee	Meeting Date
Justice and Public Safety	11-4-15
Finance	11-5-15
Full Board	11-5-15



MACOMB COUNTY, MICHIGAN

Resolution Number:

Full Board Meeting Date:

--	--

RESOLUTION

Resolution to:

Concur with Sheriff Wickersham's request to award Civil Staffing Resources LLC the bid for the operation of the Sheriff's Civil Division. 50% of all revenue will be paid to the County by vendor.

Introduced By:

Kathy Vosburg, Chair, Justice and Public Safety Committee

Additional Background Information (If Needed):

Committee

Meeting Date

Justice and Public Safety

11-4-15

Finance

11-5-15

Full Board

11-5-15



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:
	11/05/2015

RESOLUTION

Resolution to:

Approve agreement between Macomb County and St. Clair County Family Court providing detention services for all eligible youth as ordered by a St. Clair County Judge or Referee

Introduced By:

Kathy Vosburg, Chair, Justice and Public Safety Committee

Additional Background Information (If Needed):

Committee	Meeting Date
11/04/2015 Justice and Public Safety	11-04-15 11/05/2015
Finance	11-05-15
Full Board	11-05-15



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:
	11/05/2015

RESOLUTION

Resolution to:
Approve the BC/BS 2016 Administrative & Stop/Loss Fees

Introduced By:
Fred Miller, Chair - Finance Committee

Additional Background Information (If Needed):
<p>In recent years there has been a significant migration from the PPO Plans to HMO plans. In 2013, there were 1,210 PPO contracts. We expect there to be only 750 PPO contracts in 2016.</p> <p>Based on claims data and cost, I am recommending the County maintain the current stop/loss attachment point of \$275,000 (\$48.64 pc pm)</p>

Committee	Meeting Date
Finance	11/05/2015
Full Board	11-5-15



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:

RESOLUTION

Resolution to:
<p>Approve the BC/BS 2016 Medicare Advantage Renewal for the period 1-1-2016 through 12-31-2016.</p>

Introduced By:
<p>Fred Miller, Chair - Finance Committee</p>

Additional Background Information (If Needed):
<p>2015 BC/BS Medicare Advantage Fully-Insured Premium \$8,143,868.16 (total spend) \$372.07 pm pm 2106 BC/BS Medicare Advantage Fully-Insured Premium \$8,950,003.20 (total spend) \$408.90 pm pm (9.9%) increase</p>

Committee	Meeting Date
Finance	11-5-15
Full Board	11-5-15



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:
	11/05/2015

RESOLUTION

Resolution to:
Approve the BCN 2016 Renewals

Introduced By:
Fred Miller, Chair - Finance Committee

Additional Background Information (If Needed):
<p>BCN 2016 Active Rates (4.1% increase over 2015)</p> <p>1 - Person \$ 511.84 2 - Person \$1,070.42 Family \$1,395.94</p> <p>BCN 2016 Retiree "same as active" Rates</p> <p>1 - Person \$ 510.40 2 - Person \$1,067.41 Family \$1,392.01</p>

Committee	Meeting Date
Finance	11/05/2015
Full Board	11-5-15



MACOMB COUNTY, MICHIGAN

Resolution Number:	Full Board Meeting Date:
	11/05/2015

RESOLUTION

Resolution to:
Approve the 2016 HAP HMO Renewals.

Introduced By:
Fred Miller, Chair, Finance Committee

Additional Background Information (If Needed):
<p>2016 HAP HMO Active Rates (3% increase over 2015)</p> <p>1-person \$510.97 2-person \$1,068.58 Family \$1,393.55</p> <p>2016 Retiree HAP HMO "Same as Active" Rates (3% increase over 2015)</p> <p>1-person \$725.97 2-person \$1,451.93 Family \$1,979.90</p>

Committee	Meeting Date
Finance	11/05/2015
Full Board	11-5-15



BOARD OF COMMISSIONERS

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

November 3, 2015

TO: BOARD OF COMMISSIONERS
FROM: DAVID FLYNN, CHAIRMAN
SUBJECT: 2016 MEETING DATES

Listed below are the dates of the Board of Commissioners meetings for 2015, approved at the 11/05/15 Full Board Meeting. Committee meetings will begin at **9 a.m.**, and the Full Board meetings at **7 p.m.** and all meetings will be held on the ninth floor of the County Administration Building, in the Board of Commissioners' Board Room, **unless otherwise noted.**

January

12 9 am Full Board (Organizational Meeting), **followed by** Government Operations
13 Justice & Public Safety, **followed by** Health & Human Services
14 Finance, **followed by** Full Board
19 Infrastructure/Economic Development
20 4:30 pm Finance, **followed by** Full Board

February

2 Government Operations
3 Justice & Public Safety, **followed by** Health & Human Services
4 Finance, **followed by** Full Board
9 Infrastructure/Economic Development
10 Finance
11 Full Board

March

8 Government Operations
9 Justice & Public Safety, **followed by** Health & Human Services
10 Finance, **followed by** Full Board
15 Infrastructure/Economic Development
16 Finance
17 Full Board

MACOMB COUNTY BOARD OF COMMISSIONERS

David J. Flynn – Board Chair
 District 4

Kathy Tocco – Vice Chair
 District 11

Steve Marino – Sergeant-At-Arms
 District 10

Andrey Duzyj – 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

April

- 12 Government Operations
- 13 Justice & Public Safety, **followed by** Health & Human Services
- 14 Finance, **followed by** Full Board
- 19 Infrastructure/Economic Development
- 20 Finance
- 21 Full Board

May

- 3 Government Operations
- 4 Justice & Public Safety, **followed by** Health & Human Services
- 5 Finance, **followed by** Full Board
- 10 Infrastructure/Economic Development
- 11 Finance
- 12 Full Board

June

- 7 Government Operations
- 8 Justice & Public Safety, **followed by** Health & Human Services
- 9 Finance, **followed by** Full Board
- 14 Infrastructure/Economic Development
- 15 Finance
- 16 Full Board

July

- 12 Full Board (Intro of Budget), **followed by** Government Operations
- 13 Health & Human Services
- 14 Finance, **followed by** Full Board
- 18 **12 p.m.** Justice & Public Safety
- 19 Infrastructure/Economic Development
- 20 Finance
- 21 Full Board

August

- 1 **12 pm** Health & Human Services
- 2 Government Operations
- 3 Justice & Public Safety
- 4 Finance, **followed by** Full Board
- 16 Infrastructure/Economic Development
- 17 Finance
- 18 Full Board
- 23 Finance

September

- 6 Government Operations
- 7 Justice & Public Safety, **followed by** Health & Human Services
- 8 Public Hearing on Budget, **followed by** Finance, **followed by** Full Board
- 13 Infrastructure/Economic Development
- 14 Finance
- 15 Full Board
- 22 Full Board (**reserve date**)
- 29 Full Board (**reserve date**)

October

- 4 Government Operations
- 5 Justice & Public Safety, **followed by** Health & Human Services
- 6 Finance, **followed by** Full Board
- 11 Infrastructure/Economic Development
- 12 Finance
- 13 Full Board

November

- 1 Government Operations, **followed by** Infrastructure/Economic Development
- 2 Justice & Public Safety, **followed by** Health & Human Services
- 3 Finance, **followed by** Full Board

December

- 6 Government Operations
- 7 Justice & Public Safety, **followed by** Health & Human Services
- 8 Finance, **followed by** Full Board
- 13 Infrastructure/Economic Development
- 14 Finance
- 15 Full Board

January 2016

Mon	Tue	Wed	Thu	Fri
				1 New Year's Day Holiday
4	5	6	7	8
11	12 9:00 am Full Board (Organizational Meeting) Gov Ops	13 9:00 am JPS HHS	14 9:00 am Finance Full Board	15
18 Martin Luther King Day Holiday	19 9:00 am Infra/Econ Dev	20 4:30 pm Finance Full Board	21	22
25	26	27	28	29

February 2016

Mon	Tue	Wed	Thu	Fri
1 CMH (Kalamazoo)	2 9:00 am Gov Ops CMH (Kalamazoo)	3 9:00 am JPS HHS CMH (Kalamazoo)	4 9:00 am Finance Full Board	5
8 SEMCOG Conference (D.C.)	9 9:00 am Infra/Econ Dev SEMCOG Conference (D.C.)	10 9:00 am Finance SEMCOG Conference (D.C.)	11 7:00 pm Full Board	12
15 President's Day Holiday	16	17	18	19
22 NACo CONFERENCE (D.C.)	23 NACo CONFERENCE (D.C.)	24 NACo CONFERENCE (D.C.)	25	26
29 MAC CONFERENCE (Lansing)				

March 2016

Mon	Tue	Wed	Thu	Fri
	1	2	3	4
	MAC CONFERENCE (Lansing)	MAC CONFERENCE (Lansing)		
7	8 9:00 am Gov Ops	9 9:00 am JPS HHS	10 9:00 am Finance Full Board	11
14	15 9:00 am Infra/Econ Dev	16 9:00 am Finance	17 7:00 pm Full Board	18
21	22	23	24	25 ½ Day Good Friday Holiday
28	29	30	31	

April 2016

Mon	Tue	Wed	Thu	Fri
				1
4	5	6	7	8
11	12 9:00 am Gov Ops	13 9:00 am JPS HHS	14 9:00 am Finance Full Board	15
18	19 9:00 am Infra/Econ Dev	20 9:00 am Finance	21 7:00 pm Full Board	22
25	26	27	28	29

May 2016

Mon	Tue	Wed	Thu	Fri
2	3 9:00 am Gov Ops	4 9:00 am JPS HHS	5 9:00 am Finance Full Board	6
9 CMH (Dearborn)	10 9:00 am Infra/Econ Dev CMH (Dearborn)	11 9:00 am Finance CMH (Dearborn)	12 7:00 pm Full Board	13
16	17	18	19	20
23 MAPERS	24 MAPERS	25	26	27
30 Memorial Day Holiday	31 MACKINAC POLICY CONFERENCE			

June 2016

Mon	Tue	Wed	Thu	Fri
		1	2	3
		MACKINAC POLICY CONFERENCE	MACKINAC POLICY CONFERENCE	MACKINAC POLICY CONFERENCE
6	7 9:00 am Gov Ops	8 9:00 am JPS HHS	9 9:00 am Finance Full Board	10
13	14 9:00 am Infra/Econ Dev	15 9:00 am Finance	16 7:00 pm Full Board	17
20	21	22	23	24
27	28	29	30	
SEMCOG CONFERENCE (Utah)	SEMCOG CONFERENCE (Utah)	SEMCOG CONFERENCE (Utah)	SEMCOG CONFERENCE (Utah)	

July 2016

Mon	Tue	Wed	Thu	Fri
				1 SEMCOG CONFERENCE (Utah)
4 Independence Day Holiday	5	6	7	8
11	12 9:00 am Full Board (Budget Introduction) Gov Ops	13 9:00 am HHS	14 9:00 am Finance Full Board	15
18 12:00 pm JPS	19 9:00 am Infra/Econ Dev	20 9:00 am Finance	21 7:00 pm Full Board	22 NACo CONFERENCE (California)
25 NACo CONFERENCE (California)	26	27	28	29

August 2016

Mon	Tue	Wed	Thu	Fri
1 12:00 pm HHS	2 9:00 am Gov Ops	3 9:00 am JPS	4 9:00 am Finance Full Board	5
8 (Tax Training Conf.)	9 (Tax Training Conf.)	10 (Tax Training Conf.)	11 (Tax Training Conf.)	12 (Tax Training Conf.)
15	16 9:00 am Infra/Econ Dev	17 9:00 am Finance	18 7:00 pm Full Board	19
22	23 9:00 am Finance	24	25	26
29	30	31		

September 2016

Mon	Tue	Wed	Thu	Fri
			1	2
5 Labor Day Holiday	6 9:00 am Gov Ops	7 9:00 am JPS HHS	8 9:00 am Public Hearing on Budget Finance Full Board	9
12	13 9:00 am Infra/Econ Dev	14 9:00 am Finance	15 7:00 pm Full Board	16 MAPERS MAC CONFERENCE (Boyne Falls)
19 MAPERS MAC CONFERENCE (Boyne Falls)	20 MAPERS	21	22 7:00 pm Full Board (Reserve)	23
26	27	28	29 7:00 pm Full Board (Reserve)	30

October 2016

Mon	Tue	Wed	Thu	Fri
3	4 9:00 am Gov Ops	5 9:00 am JPS HHS	6 9:00 am Finance Full Board	7
10 Columbus Day Holiday	11 9:00 am Infra/Econ Dev	12 9:00 am Finance	13 7:00 pm Full Board	14
17	18	19	20	21
24 CMH (Traverse City)	25 CMH (Traverse City)	26	27	28
31				

November 2016

Mon	Tue	Wed	Thu	Fri
	1 9:00 am Gov Ops Infra/Econ Dev	2 9:00 am JPS HHS	3 9:00 am Finance Full Board	4
7	8 Election Day Holiday	9	10	11 Veteran's Day Holiday
14	15	16	17	18
21	22	23	24 Thanksgiving Day Holiday	25 Day After Thanksgiving Holiday
28	29	30		

December 2016

Mon	Tue	Wed	Thu	Fri
			1	2
5	6 9:00 am Gov Ops	7 9:00 am JPS HHS	8 9:00 am Finance Full Board	9
12	13 9:00 am Infra/Econ Dev	14 9:00 am Finance	15 7:00 pm Full Board	16
19	20	21	22	23 Christmas Eve Holiday
26 Christmas Day Holiday	27	28	29	30 New Year's Eve Holiday

2015 RESOLUTION NO. _____

*Official Resolution of the Board of Commissioners
Macomb County, Michigan*

**Resolution Supporting Michigan Senate Bill 524 and House Bill 4909
To Stop The Use Of The "Dark Stores" Approach And
Eliminate Unfair Tax Advantages For "Big Box" Retailers**

**Commissioners Veronica Klinefelt, Steve Marino, Kathy Vosburg, and Dave Flynn,
On Behalf Of The Macomb County Board of Commissioners
Offer the Following Resolution:**

WHEREAS, Michigan has three accepted methods of determining a property's "true cash value," or fair market value: (1) *Sales Approach* – comparable sales, (2) *Cost Approach* – the cost of construction less depreciation, and (3) *Income Approach* – how much income a property produces; and

WHEREAS, in the past, Michigan has determined a property's "true cash value," or fair market value, via the "cost approach"; and

WHEREAS, recently, large ("Big Box") retailers have convinced the Michigan Tax Tribunal (MTT) and the State Court to rely on the "sales approach" to determine a property's "true cash value," which relies on sales comparisons to vacant, or dark properties, also called the "Dark Stores" approach; and

WHEREAS, these vacant, or dark properties are usually owned by the same "big box" retailers who refuse to sell their vacant structures to other retailers, some of which have even imposed deed restrictions to block their use for retailing, so that assessors are forced to compare sales of vacant structures to existing "big box" stores; and

WHEREAS, these "Big Box" retailers have used the "Dark Stores" approach to repeal local property tax assessments by way of the MTT and distort the valuation process and shifted more of the burden to fund local public services to small businesses and homeowners; and

WHEREAS, these vacant structures maintained through deed restrictions also contribute to blight in our communities; and

WHEREAS, according to the 2015 Michigan Association of County Treasurers survey, since 2013, local municipalities refunded almost \$75 million to "Big Box" retailers as a result of the MTT's decisions; and

WHEREAS, according to the Michigan Association of Counties, a study of property taxes in Oakland County showed on average “Big Box” retailers paying fifty percent less than their smaller competitors, and the median property tax rate for smaller retailers is 72 percent above the median property tax rate for “Big Box” retailers; and

WHEREAS, Michigan Senate Bill 524 and House Bill 4909 hopes to address the tax minimization strategy used by national "Big Box" retailers by preventing the use of anti-competitive deed restrictions that distort the market, and by requiring that assessors and taxpayers use all three assessment approaches (cost, sales and income) based on the particular circumstances so that “Big Box” retailers be valued and taxed in the same manner as any other Michigan storefront business and like any other taxpayer.

NOW THEREFORE BE IT RESOLVED that the Macomb County Board of Commissioners supports the Michigan Senate Bill 524 and House Bill 4909 to stop the use of the “Dark Stores” approach to property tax assessments and eliminate unfair tax advantages for "Big Box" Retailers.

BE IT FURTHER RESOLVED that hard copies of this resolution, digital copies if possible, be provided to Governor Rick Snyder; all members of the Macomb County State Legislative Delegation; all members of the Michigan Tax Tribunal, Macomb County Executive Mark Hackel; Macomb County Finance Director Stephen Smigel; Macomb County Equalization Director Kristen Sieloff; Macomb County Treasurer Ted Wahby; all members of the Macomb Area Communities for Regional Opportunities (MACRO); Michigan Association of Counties (MAC) Deputy Director Steve Currie; Michigan Association of Counties (MAC) Director of Legislative Affairs Dana Gill; GCSI Director Kirk Profit; and GCSI Associate Gary Owens.

Dave Flynn
Chair, Macomb County Commission
Commissioner, District 4

Veronica Klinefelt
Macomb County Commissioner, District 3

Steve Marino
Macomb County Commissioner, District 10

Kathy Vosburg
Macomb County Commissioner, District 8

Carmella Sabaugh
Macomb County Clerk/Register of Deeds

Passed at _____ Full Board Meeting