



Macomb County Board of Commissioners

Dave Flynn – Board Chair Kathy Tocco – Vice Chair Steve Marino – Sergeant-At-Arms

District 1 – Andrey Duzyj District 2 – Marv Sauger District 3 – Veronica Klinefelt District 5 – Rob Mijac District 6 – Jim Carabelli
District 7 – Don Brown District 8 – Kathy Vosburg District 9 – Fred Miller District 12 – Bob Smith District 13 – Joe Sabatini

FINAL AGENDA

DATE/TIME: Thursday, August 18, 2016 immediately following Infrastructure / Economic Development / Finance Joint Committee Meeting

COMMITTEE: Full Board

COMMITTEE CO-CHAIRS: Board Chair Flynn and Vice-Chair Tocco

COMMITTEE MEMBERS: Committee of the Whole

LOCATION: Room 126, Oakland University / Anton Frankel Center, 20 S. Main Street Mount Clemens, MI

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Invocation by **Commissioner Fred Miller**
5. Adoption of Agenda
6. Approval of Minutes dated **August 4, 2016** **(on website)**
7. Public Participation
(Five minutes maximum per speaker, or longer at the discretion of the Chairperson, related only to issues on the agenda)
8. **Committee Reports:**
 - a. Joint Committee: Infrastructure/Economic Development and Finance, August 18 **(to be provided)**
9. **Appointments:**

Board Appointment **(page 1)**

 - a. **VETERAN AFFAIRS COMMISSION**
(2 vacancies; 4 year terms upon appointment from August 1, 2016 to July 31, 2020)

(8 applicants)
10. Vote on “An Ordinance To Amend And Restate Ordinance No. 2011-10 Entitled ‘An Ordinance To Establish A Standard Of Ethics For All Public Servants Of Macomb County Pursuant To Section 2.2 Of The Home Rule Charter Of Macomb County, Michigan’” **(page 61)**

11. Resolution:
 - a. For the authorization of electronic transactions by the Macomb County Treasurer **(page 102)**
 - b. For the acceptance of payments by financial transaction devices **(page 103)**

12. Proclamations: (potential recommendations from Joint Committee: Infrastructure/Economic Development and Finance, August 18)
 - a. Welcoming Week (September 16th-25th) **(page 104)**
 - b. Tammy Turgeon, Director of the Sterling Heights Public Library and the Suburban Library Cooperative as 2016 Michigan Library Association Librarian of the Year **(page 106)**

13. Board Chair's Report

14. New Business

15. Public Participation
(Five minutes maximum per speaker, or longer at the discretion of the Chairperson, related only to issues on the agenda)

16. Roll Call

17. Adjournment

Veterans Affairs Commission – Board Vote

- Two (2) vacancies created by term expiration as of 07-31-16; four year terms beginning 08-01-2016 to 07-31-2020.
- Method of Appointment: Board Vote

A total of eight (8) applications received for two (2) positions:

Name	Applying for:	Notarized App	Recommendation Letter from Macomb County Post Commander	Notes
Michael Salyers	Reappointment	Yes	Yes	
Therese Wrobel	Reappointment	Yes	Yes	
David Auwen, Sr.	Appointment	Yes	Yes	
William Browning	Appointment	Yes	Yes	
Paul Corrado	Appointment	Yes	No	*The rec letter included is not from Post Commander; left message to inform that Macomb County Post Commander rec letter is necessary
Frank Flores	Appointment	Yes	Yes	
Philip Gannia	Appointment	Yes	Yes	
Ammon C. Martin	Appointment	Yes	Yes	



News

Macomb County Board of Commissioners

FOR IMMEDIATE RELEASE
June 30, 2016

Media contact: Karin Armbruster
(586) 469-5713
karin.armbruster@macombgov.org

Applicants Sought for Two Veterans Affairs Commission Seats

MOUNT CLEMENS, Mich. — The Macomb County Board of Commissioners is seeking two individuals who are interested in serving on the Veterans Affairs Commission and are accepting applications.

Applicants must be residents of Macomb County and have served honorably on active duty or actively in a U.S. war. They also should demonstrate knowledge, skills, and experience in public service, business, or finance. Applicants must attach a letter of recommendation from their post commander from a chartered Macomb County veterans groups.

The Vets Affairs Commission oversees the Macomb County Veterans Service Department and appoints its Director. The department assists veterans, their spouses, and other family members with a wide variety of benefits, including non-service pensions, service connected claims, dependency and indemnity compensation, education benefits, vocational rehabilitation education/medical benefits, RH insurance, application for certificate of eligibility, burial benefits, county benefits available to veterans, and limited access to the VA Medical Center in Detroit.

Vacancies were created by term expiration and the board is currently accepting applications, which are due by 5 p.m. on Thursday, July 28, 2016. Public interviews will take place at 9 a.m. on Thursday, Aug. 4, 2016, during the Board of Commissioners' Government Operations Committee joint meeting. Applicants are encouraged to attend this meeting. Appointments will be made at the Aug. 18 Full Board meeting, which follows a 5 p.m. Finance meeting. Terms last for four years.

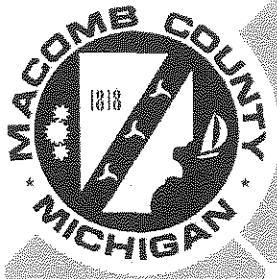
Applications are available on the Macomb County website at boardsandcommissions.macombgov.org or at the Veterans Services Department, located at 21885 Dunham Road, Suite 3, Clinton Township.

For more information, call Veterans Services at (586) 469-6507.

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Macomb County Board of Commissioners, 21885 Dunham Road, Suite 3, Clinton Township, Michigan 48065-1000

Macomb County Board of Commissioners, 21885 Dunham Road, Suite 3, Clinton Township, Michigan 48065-1000



Application forms and submission materials should be sent to:
Applications MUST have a letter of recommendation from a Macomb County Post Commander attached.
 Macomb County Board of Commissioners
 1 S. Main Street, 9th Floor
 Mt. Clemens, MI 48043
 586.469.5125 www.macombBOC.com

Two vacancies created by term expiration. Application materials are due by **5pm on Thursday, July 28, 2016**. Public interviews to be held on **Thursday, Aug. 4, 2016 at the 9am Government Operations Committee joint meeting**. Applicants are encouraged to attend this meeting. Appointment will be made at the August 18 Full Board meeting which follows 5pm Finance.

Name of Board/Commission	Veterans Affairs Commission
Origin	PA 192 (1953)
Appointment Authority	Board Vote
Function	The Vets Affairs Commission oversees the Macomb County Veterans Service Department and appoints its Director. The Vets Services Department is a total human resource delivery agency to the veteran population. The department assists veterans, their spouses, and other family members with a wide variety of benefits, including: non-service pensions, service connected claims, dependency and indemnity compensation, education benefits, vocational rehabilitation education/medical benefits, RH insurance, application for certificate of eligibility, burial benefits, county benefits available to veterans and limited access to the VA Medical Center in Detroit
Membership Composition	5 Veterans who are residents of Macomb County, who served honorably on active duty or actively in a US war. Members shall have demonstrated knowledge, skills and experience in public service, business or finance.
Term	4 years

Application for Appointment or Re-Appointment to Macomb County Board/Commission

RECEIVED

JUL 05 REC'D

BOARD OF COMMISSIONERS

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

Name of Board/Commission to which appointment is being made:

Veterans Affairs Commission

Term: 4 years; from 1 Aug 2016 (date/year) to 31 Jul 2020 (date/year)

1. Applicant Information

Name: Michael P Salyers

Residence Address: 14206 Lacavera Dr

City, Zip Code: Sterling Heights, MI 48313

County of Residence: Macomb

Mailing Address (if different than above):

Preferred Phone: 586-405-6801

Email: salyersmp@gmail.com

Best method of contact: phone

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

3. I am currently registered to vote: Yes No

4. Citizenship: US

5. Employer: VA Hospital, Ann Arbor

Employer Address: 2215 Fuller Rd, Ann Arbor, MI 48105

Nature of your work: Clerk

Position: MSA Medical Support Assistant

6. Educational level, degree(s) received, other relevant certification or endorsements:

Master Degree in Administration, Concentration in Health Services
Retired Fire Inspector II, Clinton Twp Fire Dept
Retired CW4 UH-60 Pilot, MIARNG
Retired Emergency Medical Technician, Henry Ford Macomb

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

Title/Board-Commission: Veterans Affair Commission, Macomb County
Appointment/Election Date: 1 Aug 2016
Title/Board-Commission:
Appointment/Election Date:
Title/Board-Commission:
Appointment/Election Date:

8. Previously-held appointments and/or elected positions:

Title/Board-Commission: LEPC Local Emergency Planning Commission
Dates Served: 1 April 2009 thru Dec 2015
Title/Board-Commission:
Dates Served:
Title/Board-Commission:
Dates Served:

9. Have you been convicted of a felony? Yes No

If yes, list each – provide date, nature of offense or violation, name and location of court, penalty imposed (if any) or the disposition of the case. A conviction will not automatically bar you from appointment.

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, please explain. *Please reference the Macomb County Ethics Policy at www.macombBOC.com.

NO

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

NONE

12. Is this an application for re-appointment? Yes No

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

Please indicate your attendance record for term(s) served:

Number of meetings attended

Number of meetings held

Comments/Clarification (if necessary)

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

I served our country for 20 years, 9 months and 29 days. I retired as a Chief Warrant Officer Four, from the MI Army National Guard, in Aug 2009. I wanted to serve for 30 years, but I had some medical issue that stopped me from flying the UH-60 Blackhawk helicopter. My goal is to help as many veterans as possible, get the benefits that they deserve. I am proud to have served and wish to continue in this voluntary position. With having a Master Degree in Administration, I feel that I have an excellent asset to give to our County.

Thank You for considering my reappointment.

Sincerely,

Michael P Salyers

14. Statement of Application to Board/Commission

I hereby apply for appointment and do 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 appointment 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: *Michael P. Salyers*

Printed Name: Michael P Salyers

Date: 1 Jul 2016

Subscribed and sworn to before me this 1 day of July 2016

Notary Public
Macomb County, Michigan

My Commission expires: May 27, 2023

Gina Becker
GINA BECKER
NOTARY PUBLIC - STATE OF MICHIGAN
MACOMB COUNTY
My Commission Expires May 27, 2023
Acting in the County of Macomb

Note to Applicants: You may – but it is not required – attach additional information pertaining to this Application for Appointment as long as 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

STATE DEPARTMENT
Polish Legion of American Veterans, U.S.A.

State Commander
THERESE WROBEL
18211 22 MILE RD
Macomb, MI 48044
586-943-0594



CHARTERED BY ACT OF CONGRESS

Unity With Heritage



State Adjutant
MIKE IZBICKI
3366 13th
Wyandotte, MI 48192
734-284-3857

To: Macomb County Board of Commissioners

It is my pleasure to recommend Michael Salyers for the Veteran Affairs Commission. Mike has been an asset to the commission these last four years. His care and concern for the veterans of Macomb County are inspiring. He is knowledgeable in many areas, giving informed input as we discuss the needs of veterans who have come to us for help. He is actively involved in many issues that concern today's veterans. Mike's continued service as a member of the Veteran Affairs Commission will be a definite asset to Macomb County as we move forward.

Therese Wrobel, PNC
State Commander



American Legion Post 4
401. N Groesbeck Hwy
Mount Clemens, MI 48043
(586) 469-9271

Date: 12 July, 2016

To whom it may concern:

This letter is to indicate that Michael Salyers is an active member of the American Legion Post 4 in Mount Clemens, Mi.

Tim Shosey - Commander

A handwritten signature in black ink, appearing to read "Tim Shosey", written over the printed name.

Application for Appointment or Re-Appointment to
Macomb County Board/Commission

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

Name of Board/Commission to which appointment is being made:

Term: 4 years; from August 2016 (date/year) to August 2020 (date/year)

1. Applicant Information

Name: Therese Wrobel

Residence Address: 18211 22 Mile Rd

City, Zip Code: Macomb, 48044

County of Residence: Macomb

Mailing Address (if different than above):

Preferred Phone: 586-943-0594

Email: jitters417@yahoo.com

Best method of contact: Phone

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

3. I am currently registered to vote: Yes No

4. Citizenship: U.S.A.

5. Employer: Retired

Employer Address:

Nature of your work:

Position:

6. Educational level, degree(s) received, other relevant certification or endorsements:

Associates Degree; Service Officer (National Association of Country Veteran Service Officers)

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

Title/Board-Commission: Macomb County Veteran Affairs Commission

Appointment/Election Date: December 2009

Title/Board-Commission: State Commander, Polish Legion of American Veterans, U.S.A.

Appointment/Election Date: August 2013

Title/Board-Commission: Vice President, American Polish Century Club Auxiliary

Appointment/Election Date: November 2004

8. Previously-held appointments and/or elected positions:

Title/Board-Commission: National Commander, Polish Legion of American Veterans, U.S.A.

Dates Served: August 2010 - August 2012

Title/Board-Commission: National Vice Commander, Polish Legion of American Veterans, U.S.A.

Dates Served: August 2008 - August 2010

Title/Board-Commission: State Department Board of Directors, Polish Legion of American Veterans, U.S.A.

Dates Served: August 2009 - August 2010

9. Have you been convicted of a felony? Yes No

If yes, list each – provide date, nature of offense or violation, name and location of court, penalty imposed (if any) or the disposition of the case. A conviction will not automatically bar you from appointment.

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, please explain. *Please reference the Macomb County Ethics Policy at www.macombBOC.com.
 No

11. List any family members who are, or have been, employed by Macomb County or who have been elected to County offices.
 Susan Wood, Sister - County Health Nurse

12. Is this an application for re-appointment? Yes No
 If yes, how many years have you served on this board/commission? ^{7 Years}

Please indicate your attendance record for term(s) served:

Number of meetings attended ¹⁶² Number of meetings held ¹⁶⁸

Comments/Clarification (if necessary)

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

I have been on the Commission since December 2009, so I am knowledgeable of what the position entails. I am currently the Vice Chairman as well as the Secretary. As a disabled Veteran myself, I understand and feel qualified to respond to the needs of other veterans. With the Director and other members of the Commission, I am eager to continue serving the needs of Macomb County Veterans.

14. Statement of Application to Board/Commission


I hereby apply for appointment and do 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 appointment 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: 

Printed Name: Therese Wrobel

Date: 

Subscribed and sworn to before me this  day of  


Notary Public
Macomb County, Michigan

Brianne Zielke-Stano
Notary Public - Michigan
Macomb County
My Commission Expires March 10, 2018
Acting in Macomb County

My Commission expires: 

Note to Applicants: You may – but it is not required – attach additional information pertaining to this Application for Appointment as long as 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

STATE DEPARTMENT
Polish Legion of American Veterans, U.S.A.

State Commander
THERESE WROBEL
 18211 22 MILE RD
 Macomb, MI 48044
 586-943-0594



CHARTERED BY ACT OF CONGRESS

Unity With Heritage



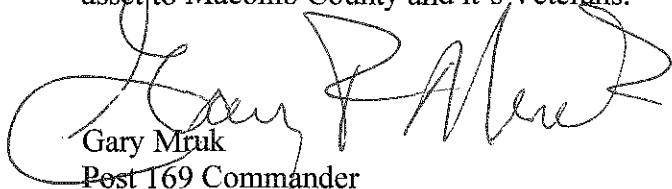
State Adjutant
MIKE IZBICKI
 3366 13th
 Wyandotte, MI 48192
 734-284-3857

To: Macomb County Board of Commissioners

It is with great pleasure that I recommend Therese Wrobel for reappointment to the Veteran Affairs Commission. Therese has been on the commission since December 2009, and is very active with them. She currently serves as the Vice Chairman as well as the Secretary.

Therese is very active with the Polish Legion of American Veterans, U.S.A. She is currently the State Department Commander, but is the Past National Commander and has held several other offices at the Post, State and National level. Her dedication to helping veterans is commendable. She volunteers at the VA Medical Center as well as doing outreaches with hospitalized and homeless veterans.

Therese's continued service as a member of the Veteran Affairs Commission will be a definite asset to Macomb County and it's Veterans.


 Gary Mruk
 Post 169 Commander

Application for Appointment or Re-Appointment to
Macomb County Board/Commission

EXECUTIVE
OFFICE

JUL 28 2016

RECEIVED

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

Name of Board/Commission to which appointment is being made:

Veterans Affairs Commission

Term: years; from (date/year) to (date/year)

1. Applicant Information

Name:

Residence Address:

City, Zip Code:

County of Residence:

Mailing Address (if different than above):

Preferred Phone:

Email:

Best method of contact:

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

3. I am currently registered to vote: Yes No

4. Citizenship:

5. Employer:

Employer Address:

Nature of your work:

Position:

6. Educational level, degree(s) received, other relevant certification or endorsements:

Norwich University; MA in Diplomacy - Concentration in Conflict Management & Resolution - 2008
American Military University; BA in Intelligence Studies - Concentration in Terrorism Studies - 2006
Anchor Bay High School - 1995

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

Title/Board-Commission: None

Appointment/Election Date:

Title/Board-Commission:

Appointment/Election Date:

Title/Board-Commission:

Appointment/Election Date:

8. Previously-held appointments and/or elected positions:

Title/Board-Commission: None

Dates Served:

Title/Board-Commission:

Dates Served:

Title/Board-Commission:

Dates Served:

9. Have you been convicted of a felony? Yes No

If yes, list each – provide date, nature of offense or violation, name and location of court, penalty imposed (if any) or the disposition of the case. A conviction will not automatically bar you from 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, please explain. *Please reference the Macomb County Ethics Policy at www.macombBOC.com.

None

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

None

12. Is this an application for re-appointment? Yes No

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

Please indicate your attendance record for term(s) served:

Number of meetings attended Number of meetings held

Comments/Clarification (if necessary)

N/A

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

I currently serve in the Marine Corps Reserves as the Battalion Sergeant Major for the 1st Battalion, 24th Marine Regiment, 4th Marine Division, Marine Forces Reserve. This is a Reserve Infantry Battalion with over 800 Marines that is headquartered at Selfridge ANG Base and has companies in Michigan, Ohio and Indiana. I have been in the Marine Corps for 19 years with 11 years of that served on Active Duty and two combat tours to Iraq in 2003 and 2004. I have been a member of the Macomb County Marine Corps League for 18 years. In my civilian job I am the Field Director for the Great Lakes-Field Intelligence Group, managing a team of intelligence analysts and officer to provide intelligence support to U.S. Customs and Border Protection and partnering agencies in the Great Lakes Region.

I believe my experience in the Marine Corps and my current job supporting national security translates very well to supporting the Veterans Affairs Commission and specifically the Veterans of Macomb County. I am a good communicator and I am able to relate both to current and younger Veterans and with my current rank I am also respected by the older veterans. It would be an honor to serve the County and community in this capacity.

14. Statement of Application to Board/Commission

I hereby apply for appointment and do 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 appointment 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: 

Printed Name:

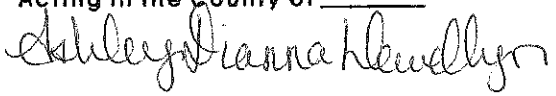
Date:

Subscribed and sworn to before me this day of , .

Notary Public
Macomb County, Michigan

My Commission expires:

ASHLEY DIANNA LLEWELLYN
Notary Public, State of Michigan
County of Macomb
My Commission Expires 04-09-2021
Acting in the County of _____



Note to Applicants: You may – but it is not required – attach additional information pertaining to this Application for Appointment as long as 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

David J. Auwen

49820 Baker Court
 Macomb Twp, MI 48044
 davidauwen@gmail.com
 Cell: 757-277-3593

Education:

- Master of Arts, Diplomacy; concentration in Conflict Management & Resolution
 Norwich University, Northfield, VT Dec 2008
- Bachelor of Arts, Intelligence Studies; concentration in Terrorism Studies
 American Military University, Charlestown, WV Dec 2006

Professional Experience:

HOMELAND SECURITY – CUSTOMS AND BORDER PROTECTION Feb 2010 – Present

Supervisory Intelligence Research Specialist – GS-0132-14

- Field Director for the Great Lake Field Intelligence Group (FIG)
- Supervise a team of intelligence analysts and task force officers to develop operational and strategic level intelligence in support of CBP Field leadership covering the border from North Dakota to New York

DEPARTMENT OF JUSTICE – FEDERAL BUREAU OF INVESTIGATION Sep 2009 – Feb 2010

Intelligence Analyst – GS-0132-12

- Detroit Division - Field Intelligence Group, Collections Management Team
- Provide intelligence and analytical support for the FBI

ADJUNCT PROFESSOR

Aug 2009 – Present

Madonna University – Criminal Justice and Emergency Management (Aug 2009 – Dec 2012)

- Teach CJ3500 Homeland Security and Terrorism to University Students
- Teach CJ4110 Ethics in Criminal Justice

Macomb Community College – Public Service Institute (Aug 2011 – Sep 2012)

- Teach HLND 1100 Introduction to Homeland Security
- Teach LAWE 1500 Analysis of Terrorism

U.S. MARINE CORPS (Active and Reserve)

1997 – Present

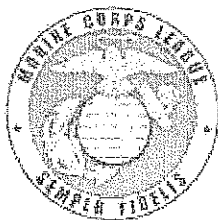
- Currently; Battalion Sergeant Major for the 1st Battalion, 24th Marine Regiment, Selfridge ANG Base, MI
- Served as an Intelligence Analyst from 1997 until 2012
- Deployed in support of Operation Iraqi Freedom; 2003 and 2004

Professional Skills and Certifications:

- International Association of Chief of Police, Leadership in Police Organizations, 2016
- CBP Second Level Command Preparation Course, 2016
- Marine Corps First Sergeants Course, 2012
- CBP Supervisor Leadership Training, 2011
- CBP Intelligence Support to Operations Course, 2010
- Federal Bureau of Investigation Academy, Intelligence Basic Course, 2010
- Marine Air-Ground Task Force Intelligence Specialist Journeyman's Course, 2002
- Marine Air-Ground Task Force Intelligence Specialist Entry Level Course, 1998

Awards and Achievements:

- Joint Services Commendation Medal; 2012
- Department of Homeland Security Intelligence Leadership Award, 2011
- Navy and Marine Corps Commendation Medal; 2002, 2003 and 2008
- Navy and Marine Corps Achievement Medal; 1999, 2001 and 2004
- Combat Action Ribbon; 2004
- Military Outstanding Volunteer Service Medal; 1999 and 2008
- Eagle Scout, June 1995



Veterans Service Commission of Macomb County

Dear Commission,

It is a distinct pleasure to recommend to you my fellow veteran and long time friend David Auwen. As a member and officer of various veteran groups for more than 32 years, I recognize the importance of selecting outstanding, well-rounded commissioners to represent our county's veteran electorate. I feel that David would fill that position with honor and pride.

I have known David for more than 22 years. Throughout that time he has shown exemplary leadership ability and character in any endeavor he has undertaken be it civilian or military.

Starting in high school, he was a member of the Young Marines, the Anchor Bay High School Air Force Junior ROTC and Boy Scouts. He excelled in each group attaining high rank and honors simultaneously.

This set the tone for the David's future endeavors in his career and personal life. He continually strives to meet the high standards of excellence he places on himself.

David has shown strength of character and convictions throughout his military career while also devoting time and attention to his community.

As an example, he volunteered as Macomb County Young Marines Commanding Officer, during an active duty tour at Selfridge, where he saved the life of a drowning Young Marine during a campout in 2000. During that time, he was also recognized for his meritorious service in accomplishing his work.

He spent 15 years as an Intelligence Analyst and Intelligence Chief at various units in the Marine Corps and Marine Corps Reserves. During this time he deployed in support of Operation Iraqi Freedom during the initial 2003 invasion with the 1st Marine Division and was part of Task Force Tripoli that secured Tikrit, Iraq. He also deployed with the 1st Battalion, 5th Marines in support of Operation Iraqi Freedom and participated in Operation Vigilant Resolve, the first attack into Fallujah in April 2004.

At this time, David serves as the Reserve Battalion Sergeant Major 1st Battalion, 24th Marines which has units spread throughout Michigan and Ohio. He currently works at the Department of Homeland Security, U.S. Customs and Border Protection where he is the Director of the Great Lakes Field Intelligence Group which operates out of Selfridge ANG Base.

His commitment to living each day without regret has led him to accomplish normally unachievable goals. David displays outstanding work ethics for any project he undertakes, throwing his determination into ensuring that it will be completed to the best of his ability.

Selecting David to serve with the Veterans Service Commission of Macomb County will give the Commission one more key to obtaining their goal of helping the veterans of our county achieve a better quality of life. He is a dynamic thinker that will bring many qualities to your board.

Semper Fidelis,

Christine A. Tonogatto-Salo
Commandant, Macomb County Detachment, Marine Corps League
Past President, Motor City Chapter, Women Marine Association

David J. Auwen Sr.
49820 Baker Ct.
Macomb Twp, MI 48044
davidauwen@gmail.com

July 28, 2016

Macomb County Board of Commissioners
1 S. Main Street, 9th Floor
Mt. Clemens, MI 48043

Dear Board of Commissioners:

I am David Auwen, a Sergeant Major in the Marine Corps Reserves and a resident of Macomb County for the last 26 years having been a dependent of military parents that got stationed at Selfridge ANG Base in 1990 when I was in Junior High School. I am writing this letter as an intent to expand my service to my community and specifically the Veterans of Macomb County by serving on the Veterans Affairs Commission.

I have literally lived my entire life around the U.S. Military with my Father being a retired Senior Chief from the U.S. Navy and my Mother being a retired Master Sergeant from the U.S. Marine Corps. Growing up I was a Boy Scout earning the rank of Eagle Scout, I was in the Macomb County Young Marines earning the rank of YM/Sergeant Major (1994 Michigan Regiment Young Marine of the Year) and I was in the Anchor Bay High School Air Force Junior Reserve Officer Training Corps (JROTC) and earned the rank of Cadet/Lieutenant Colonel serving as the Cadet Corps Commander. Following a couple years at Macomb Community College after graduating High School, I joined the Marine Corps in 1997.

Since joining the Marine Corps I have served in many capacities; as an Active Reservist supporting the training mission of the Reserve Marines, I served on regular Active Duty deploying twice to Iraq in support of Operation Iraqi Freedom and training new Marines in Intelligence Analysis tradecraft and for the last 8 years as a Marine Corps Reservist being promoted to Sergeant Major this year and appointed as the Battalion Sergeant Major for the Macomb County based 1st Battalion, 24th Marines. In my civilian job I am a GS-14 Supervisory Intelligence Analyst for U.S. Customs and Border Protection and I am the Field Director for the Great Lakes – Field Intelligence Group. I manage the workflow, budget and personnel issues for the analysts and task force officers supporting the Border Security mission.

I believe I will be a valuable addition to the Veterans Affairs Commission and I am uniquely qualified to serve the Veterans of Macomb County in this capacity. I would greatly appreciate your consideration for this opportunity to serve.

Respectfully Yours,



David J. Auwen Sr.

Application for Appointment or Re-Appointment to Macomb County Board/Commission

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

Name of Board/Commission to which appointment is being made:

MACOMB COUNTY VETERANS SERVICE COMMISSION

Term: years; from (date/year) to (date/year)

1. Applicant Information

Name:

Residence Address:

City, Zip Code:

County of Residence:

Mailing Address (if different than above):

Preferred Phone:

Email:

Best method of contact:

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

3. I am currently registered to vote: Yes No

4. Citizenship:

5. Employer:

Employer Address:

Nature of your work:

Position:

6. Educational level, degree(s) received, other relevant certification or endorsements:

BACCALAUREATE OF SCIENCE - DIETETICS, MADONNA UNIVERSITY

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

Title/Board-Commission: []
Appointment/Election Date: []
Title/Board-Commission: []
Appointment/Election Date: []
Title/Board-Commission: []
Appointment/Election Date: []

8. Previously-held appointments and/or elected positions:

Title/Board-Commission: []
Dates Served: []
Title/Board-Commission: []
Dates Served: []
Title/Board-Commission: []
Dates Served: []

9. Have you been convicted of a felony? Yes No

If yes, list each – provide date, nature of offense or violation, name and location of court, penalty imposed (if any) or the disposition of the case. A conviction will not automatically bar you from appointment.

[]

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, please explain. *Please reference the Macomb County Ethics Policy at www.macombBOC.com.

NONE

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

12. Is this an application for re-appointment? Yes No

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

Please indicate your attendance record for term(s) served:

Number of meetings attended Number of meetings held

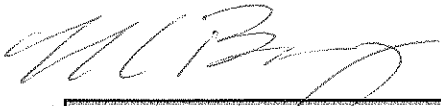
Comments/Clarification (if necessary)

13. Briefly indicate your qualifications for appointment to this specific board and the reason you You believe your appointment will benefit Macomb County:

- RESIDENT OF MACOMB COUNTY
- VETERAN OF UNITED STATES ARMY, 1983-1989
- VETERANS AFFAIRS EMPLOYEE WITH UNIQUE PERSPECTIVE OF VETERANS NEEDS AND 20 YR EXPERIENCE LEADING VETERANS ON PATHWAYS TO RESOURCES AND BENEFITS
- ESTABLISHED 1ST VA VOLUNTEER TRANSPORTATION NETWORK SHUTTLE THAT PROVIDES TRANSPORATION ASSISTANCE FOR MACOMB COUNTY VETERANS TO DETROIT/ANN ARBOR VAMC's
- NETWORK WITH MANY VETERAN AND COMMUNITY SERVICE ORGANIZATIONS WITHIN METRO-DETROIT, INCLUDING MANY IN MACOMB COUNTY - VVA 154; VFW #'s 1146, 6691, 4659; MASONIC LODGES OF SCS, ROSEVILLE AND MT CLEMENS; RED CROSS, SALVATION ARMY, VETS RETURNING HOME, AMONG MANY OTHERS
- COORDINATE LARGE-SCALE, METRO-DETROIT EVENTS INCLUDING THE 2016 NATIONAL VETERANS GOLDEN AGE GAMES, VIETNAM 50TH ANNIVERSARY COMMEMORATION CEREMONIES, DETROIT VETERANS DAY PARADE
- TRACK RECORD OF ASSISTING FELLOW VETERANS FIND ANSWERS ABOUT THEIR CARE, BENEFITS AND AVAILABLE RESOURCES

14. Statement of Application to Board/Commission

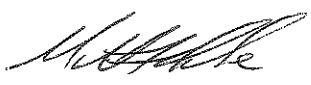
I hereby apply for appointment and do swear or affirm that, (1) if appointed, I will comply with all statutory and other requirements and obligations of my appointment; (2) if I cease to comply with such requirements, I automatically forfeit said appointed position; (3) I hold no position or appointment which is a conflict of interest with the appointment 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: 

Printed Name: WILLIAM R. BROWNING

Date: JULY 25, 2016
JULY 28

Subscribed and sworn to before me this 28 day of July, 2016

Notary Public 
Macomb County, Michigan

My Commission expires: 2-13-18

MATT TABENSKE
Notary Public, State of Michigan
County of Macomb
My Commission Expires 02-13-2018
Acting in the County of Macomb

Note to Applicants: You may – but it is not required – attach additional information pertaining to this Application for Appointment as long as 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

Francis A. McCarroll

Attorney and Counselor at Law
979 Barrington Rd.
Grosse Pointe Park, MI 48230
Telephone: (313) 815-6567

July 27, 2016

Macomb County Veterans Services Commission
21885 Dunham Road, Suite 3
Clinton Twp., MI 48036

Re. **William Browning**

Dear Chairman:

This is to advise that William Browning, a long time member of, American Legion Post # 372, would be a great and valuable asset to your organization. Mr. Browning is a veteran, obviously, and currently is employed at the Detroit Veterans Hospital, and his experience, knowledge and care concerning 'assisting and helping veterans' would be a great information source to the Macomb County Veterans Services Commission. His knowledge of programs that the VA Hospital has access to would be invaluable. He is knowledgeable about many Veteran Organizations as well as 'Southwest Solutions and Piquette Square for Veterans' in Detroit. He is a caring and qualified 'man who strives to help and assist Veterans of all branches'.

I believe that he would be a great asset to the Macomb County Veterans Services Commission, and I recommend him highly. If you have any questions at all, please feel free to contact me.

Very truly yours,



Francis A. McCarroll
Commander American Legion Post #372
313-815-6567

William R. Browning
 28202 Joan Street
 St. Clair Shores, MI 48081
 Mobile: 313-701-9102
 Email: wbrowning1@gmail.com

Country of Citizenship: United States of America
 Veterans' Preference: Yes
 Highest Grade: GS-0301-13, 05/2009-Present

Availability: Job Type: Permanent
 Work Schedule: Full Time
 Desired Location: Detroit, MI US

Work Experience: **Department of Veterans Affairs** 4/1996 to Present
(Detroit VA Healthcare System) Grade Level: 13
 Detroit, MI US Hours per week: 40

Chief, Volunteer and Community Relations, GS-301-13 (5/2009 to Present)

Supervisor: Michelle Werner (313-576-1360)

Okay to contact this Supervisor: Yes

- Initiate, develop, and implement policies, standards, plans and procedures for the direction, supervision, operation and evaluation of volunteer and community affairs program for Detroit VA Healthcare System providing healthcare for 54,000 Veteran patients in 5-county catchment area in Southeast Michigan
- Oversee VA Voluntary Service program including recruitment and placement of 1,200 volunteer corps who donate 90,000+ hours/year to support medical center mission
- Manage budget and inventory for multi-million community affairs and communications program
- Total responsibility for all monetary and non-monetary donations to the healthcare system, with annual contributions in excess of \$3-million
- Coordinate organization outreach program using demographic data to steer outreach to targeted populations
- Supervise 20 employees of mixed bargaining and non-bargaining status
- Served as Co-chair of local organizing committee for 30th National Veterans Golden Age Games (2016) that partnered

with Detroit Sports Commission and numerous public and private organizations

- Developed and coordinated fundraising strategy including grant applications
- Implemented communications plan and recognition protocol for donors
- Coordinated volunteer recruitment effort that brought 1,600+ volunteers to support the Games
- Coordinate highly-visible projects to develop partnerships in community and promote VA mission, including Vietnam 50th Commemoration Ceremony, Valentines for Veterans Concert, Hiring Fair (with U.S. Chamber of Commerce)
- Chair and facilitate quarterly meeting for 60+ member committee of private and public organizations that support Veterans in Southeast Michigan
- Developed Patient Advocate Liaison (PAL) program that helps resolve customer issues at point-of-care for patients
- Serve as facility representative to Veteran and community Service Organizations
- Developed communication plan for Detroit VA Healthcare System including production of public service announcements/press releases and maintain concurrent interaction with media
- Researched public affairs best practices in private sector and government, resulting in numerous adopted measures that improves agency reach and performance in the community
- Implemented Detroit VA Healthcare System Employee Volunteer Program that places employees in community volunteer opportunities with 3,000+ hours of cumulative service
- Drafted and facilitated national forum for Veterans Health Administration media professionals for collaboration and idea sharing
- Developed concierge program for Detroit VA Medical Center that provides ongoing improvement for customer service
- Established partnerships with numerous private, federal, state and local agencies to provide resource network for Veteran clients
- Represent facility as member of Great Lakes National Cemetery Steering Committee
- Initiated several cost-cutting measures that provide annual savings for organization

- Education:** **B.S., (April 1996), Madonna University, Livonia, MI**
36 Semester Hours
GPA: 3.40 out of 4.0
Major: Nutrition and Food Science (Dietetics)
Relevant Coursework, Licenses and Certifications: Organic and Bio-chemistry, Pathophysiology, Statistics, Public Health Safety and Policy
- Language Skills:** **English**
Spoken: Advanced
Written: Advanced
Read: Advanced
- Affiliations:** Free and Accepted Masons – Lodge 536 (2012 – present)
Detroit Regional Chamber of Commerce (2015 to present)
National Academy of Television Arts & Sciences - Michigan Chapter (1991 to present)
American Legion (1990 to present)
Disabled American Veterans (2009 to present)
- References:** Name: Bob McDonald
Employer: Foundation for American Veterans
Title: Executive Director
Phone Number: 734-306-6417
Email Address: donald5828@sbcglobal.net
Reference Type: Professional
- Name: J.J. Tighe
Employer: Michigan Fitness Foundation
Title: President & Chief Executive Officer
Phone Number: 313-452-3671
Email Address: jjtighe@michiganfitness.org
Reference Type: Professional
- Name: Martin Levine
Employer: Retired
Phone Number: 248-881-4985
Email Address: looktothesouth@yahoo.com
Reference Type: Personal

Additional Information:**Skills:**

- FAITAS Contracting Officer (COR) Certification
- Grant writing experience for federal and non-profit
- Secret Security Clearance
- Extensive broadcast television production
- Advanced proficiency in Microsoft Office programs (Word, Excel, PowerPoint, Outlook, Publisher); Adobe Creative Suite (Photoshop, Acrobat, Illustrator, InDesign, After Effects)

Leadership and Service Roles:

- Contracting Officer Representative (COR) current FAITAS Certification
 - **Detroit VA Healthcare System** (Contract: VA251-13-F-3369)
 - Veterans and Guest Internet Access VA- December 2013 to present)
 - Developed technical statement of work and manage budget for wireless internet system for 1.5-million square foot facility
- Certified Mentor, **Veterans Health Administration**
Sept. 2008-Present
 - Serve as mentor for new supervisors and service chiefs for Veterans Health Administration
 - Mentored 50+ current front-line employees, supervisors and volunteers
- Great Lakes National Cemetery, **Steering Council**
May. 2009-Present
 - Serve on 20-member committee that oversees program operations for regional national cemetery
 - Coordinate program logistics for special events

Application for Appointment or Re-Appointment to
Macomb County Board/Commission

RECEIVED

JUL 8 2016

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

BOARD OF COMMISSIONERS

Name of Board/Commission to which appointment is being made:

Veterans Affairs Commission

Term: years; from (date/year) to (date/year)

1. Applicant Information

Name:

Residence Address:

City, Zip Code:

County of Residence:

Mailing Address (if different than above):

Preferred Phone:

Email:

Best method of contact:

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

3. I am currently registered to vote: Yes No

4. Citizenship:

5. Employer:

Employer Address:

Nature of your work:

Position:

6. Educational level, degree(s) received, other relevant certification or endorsements:

Northwood University
 Business Management
 Over 196 Semester hours of college credit

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

Title/Board-Commission: Country Club Village of the North Home Owners Association - Trustee

Appointment/Election Date: June 2016

Title/Board-Commission:

Appointment/Election Date:

Title/Board-Commission:

Appointment/Election Date:

8. Previously-held appointments and/or elected positions:

Title/Board-Commission:

Dates Served:

Title/Board-Commission:

Dates Served:

Title/Board-Commission:

Dates Served:

9. Have you been convicted of a felony? Yes No

If yes, list each – provide date, nature of offense or violation, name and location of court, penalty imposed (if any) or the disposition of the case. A conviction will not automatically bar you from appointment.

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, please explain. *Please reference the Macomb County Ethics Policy at www.macombBOC.com.

None

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

Great-Grandfather: James Wilson (Macomb County Court Bailiff)

12. Is this an application for re-appointment? Yes No

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

Please indicate your attendance record for term(s) served:

Number of meetings attended Number of meetings held

Comments/Clarification (if necessary)

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

As an honorably discharged disabled veteran, I am familiar with the challenges that returning service men and women face in re-integrating into civilian life. My experience in the U.S. Air Force and in civilian employment have prepared me to understand and help meet the needs of others. In the past several years I have been responsible for the creation and management of hiring programs for several divisions of large companies. This allows me to have insight into what it takes to build successful teams and manage critical issues. In addition to my military service and experience, my wife is currently on Active Duty with the Michigan National Guard as a Recruiter.

Outside of work I am a volunteer hockey coach for my sons (3) teams and I serve on the Board of Directors for my home owners association. My drive to make situations better and improve the community feed the interest I have in serving the community and helping others. It is this experience base and personal drive that I feel would be a great benefit to Macomb County's Veterans and the community at large.

14. Statement of Application to Board/Commission

I hereby apply for appointment and do 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 appointment 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: *Paul Corrado*

Printed Name: Paul Corrado

Date: July 8, 2016

Subscribed and sworn to before me this 8th day of July 2016

Notary Public
Macomb County, Michigan
Patricia E. DIB

My Commission expires: 10-5-2017

PATRICIA E. DIB
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF MACOMB
My Commission Expires October 5, 2017
Acting in the County of Macomb

Note to Applicants: You may – but it is not required – attach additional information pertaining to this Application for Appointment as long as 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

Paul Corrado
 17263 Country Club Dr
 Macomb Township, Mi. 48042
 (586) 232-4493
Corradop76@comcast.net

Human Resources Manager

Extremely versatile and motivated HR professional with over 17 years of experience in fast paced and dynamic organizations. Experienced in creating policies, documentation and procedures. Proficient in:

- Compliance
- Health and Safety
- Compensation Negotiation/Management
- FMLA / LOA / STD / LTD
- Immigration
- Employee Development & Training
- HRIS (PeopleSoft, ADP, PeopleNet, CareerNet)
- NFPA 70E / OSHA

Professional Experience

May 2015 – Present: **Human Resources Manager, Samsung SDIA (Samsung SDIA acquired Magna Steyr)**

June 2011 to May 2015: **Human Resources Manager, Magna International (Magna Steyr/ Magna Electronics /Magna E-Car USA LLC.)**. Manage the Human Resources Department as well as Health Safety and Environmental activities within an Engineering Technical Center.

Human Resources Management

- Experienced in leading acquisition and integration activities of corporate acquisitions and mergers.
- Functioning as an HR Director with Assistant General Manager signature authority.
- Interface with a global team to direct and manage the HR activities for an engineering technical center and manufacturing location.
- Direct the health and safety activities as well as environmental programs.
 - Certified Trainer in Low Voltage and High Voltage Safety.
- Develop and administer programs, procedures and objectives in alignment with the business plan, and in support of the needs of the organization; provide policy guidance and interpretation.
- Manage and administer wage and benefit programs; merit and bonus; open enrollment, etc.
- Manage Immigration programs and interact with Immigration attorneys.
- Develop and monitor Key Performance Indicator's (KPI's) to ensure success in departmental deliverables.
- Developed and implemented a skills development program to identify talent gaps and provide employees and managers with a plan to develop employees for succession.
- Develop and maintain an employee-oriented company culture that emphasizes quality, continuous improvement, and high performance; encourage the open-door process, and promote the employee suggestion program.
- Ensure open communication is effectively maintained throughout the organization; encourage leadership to inspire trust and empower staff members to meet the needs of the organization.
- Lead the investigation of workplace complaints.
- Make recommendations for employee relation practices necessary to establish positive business relationships as well as to foster a high level of employee morale and motivation.

September 2007 – June 2011: **Assistant Manager, Human Resources, Magna Electronics**. I was responsible for establishing and managing a recruiting program for one of the fastest growth areas of Magna International.

June 2004 – July 2007: **Senior Technical Recruiter, New Dimension HCS, Troy, MI**. Identified and recruited quality candidates that met client specifications in a timely manner, utilizing established sources and developing additional resources.

May 1999 – September 2003: **Personnel Recruiter, United States Air Force**. Managed the staffing and onboarding of new members into the United States Military.

July 1995 – May 1999: **Ground Support Equipment Journeyman, United States Air Force**.

July 1, 2016

Macomb County Board of Commissioners
1 S Main Street, #9
Mount Clemens, Michigan 48043

Re: Recommendation for Paul Corrado for the Veterans Affairs Commission Board Member

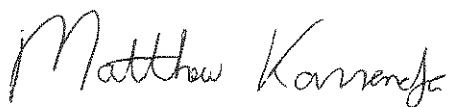
Dear Commissioners,

I would like to recommend Paul Corrado as a board member for the Veterans Affairs Commission. As a board member for the Civil Service for Shelby Township for the last six years, I understand the dedication, commitment and work involved with being on a Commission. I have known Paul Corrado for over 11 years both professionally and personally.

I worked with Paul at Magna International and was very impressed how he conducted himself with his peers and customers. Paul was always professional but was also very friendly, hard working and had a great sense of humor. After I left Magna, Paul became a customer of mine and has always maintained his reputation in the automotive industry as a well respected Manager.

On a personal side, Paul has always been willing to help support a group that I founded called the Career Ministries of Michigan. Paul is a leader in the community and has offered up his knowledge to help the unemployed. Paul is very approachable and is always available when needed.

Paul Corrado would serve his community well. If you have any additional questions or need more information please call me at 248-444-1318



Matthew Karrantja
General Employee Civil Service for Shelby Township
248-444-1318

Application for Appointment or Re-Appointment to
Macomb County Board/Commission

TO THE MACOMB COUNTY BOARD OF COMMISSIONERS:

STATE OF MICHIGAN)

)ss

COUNTY OF MACOMB)

Name of Board/Commission to which appointment is being made:

VETERANS AFFAIRS COMMISSION

Term: 4 years; from 2016, JULY (date/year) to JULY 2020 (date/year)

1. Applicant Information

Name: FRANK FLORES

Residence Address: 2436 NITA ST.

City, Zip Code: WARREN, MI 48091

County of Residence: MACOMB

Mailing Address (if different than above):

Preferred Phone: (248) 709-8217 CELL

Email:

Best method of contact: CELL PHONE

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

3. I am currently registered to vote: Yes No

4. Citizenship: UNITED STATES - HISPANIC

5. Employer: RETIRED

Employer Address:

Nature of your work: MAINTENANCE

Position: ASSIST. TECH

6. Educational level, degree(s) received, other relevant certification or endorsements:

HIGH SCHOOL DIPLOMA - 1970
AMERICAN LEGION LEADERSHIP COLLEGE - 2012

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

Title/Board-Commission:

Appointment/Election Date:

Title/Board-Commission:

Appointment/Election Date:

Title/Board-Commission:

Appointment/Election Date:

8. Previously-held appointments and/or elected positions:

Title/Board-Commission: PARKS & REC - ADVISORY IN FERNDALE

Dates Served: 1982-84 AND 1992-95

Title/Board-Commission:

Dates Served:

Title/Board-Commission:

Dates Served:


9. Have you been convicted of a felony? Yes No

If yes, list each – provide date, nature of offense or violation, name and location of court, penalty imposed (if any) or the disposition of the case. A conviction will not automatically bar you from appointment.

(ENCLOSED)
VEHICLE WAS CONSIDERED WEAPON DUE TO THE INCIDENT

14. Statement of Application to Board/Commission

I hereby apply for appointment and do 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 appointment 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: 

Printed Name: FRANK FLORES

Date: JULY 28, 2016

Subscribed and sworn to before me this 28th day of July, 2016



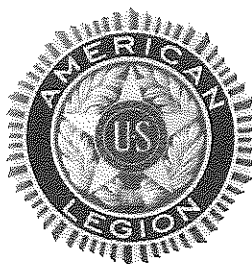
Notary Public
Macomb County, Michigan

My Commission expires:

PATRICIA E. DIB
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF MACOMB
My Commission Expires October 5, 2017
Acting in the County of MACOMB

Note to Applicants: You may – but it is not required – attach additional information pertaining to this Application for Appointment as long as 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



401 N. Groesbeck Highway
Mt. Clemens, MI 48043

To: Macomb County Veterans Services
21885 Dunham Suite 3
Clinton Twp, MI 48036

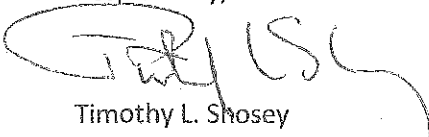
Re: Appointment to Macomb County Veterans Commission, Frank Flores 2436 Nita St. Warren, MI.
48091

Frank has been a member of the American Legion in good standing for 40 years and is a Paid up for Life Member. Frank is a caring man and has volunteered his time in his post, serving over the years in every position in the post level and is currently the Post Commander in Madison Heights, Post 354.

In addition to Frank's current position, he has served as 18th district VA&R committee chairman, POW/MIA committee chairman, National Security & Foreign Relations and Blood, Eye and Vitals programs, Department Sergeant At Arms and is active with the Disabled American Veterans (DAV), AMVETS and the Vietnam Veterans of America. At the American Legion State Depart level, he has held the positions of Assistant Sergeant at Arms for two years and POW/MIA chairman for one year.

I do feel that Frank would serve our Veterans with care and thoughtfulness in his duties, therefore I highly recommend Frank Flores to be selected for the position in the Macomb County Veterans Commission.

Respectfully,


Timothy L. Shosey
Commander, Harry Ollrich Post 4
Mt. Clemens, MI 48043
(586) 808-2580



DEPARTMENT OF VETERANS AFFAIRS
John D. Dingell Medical Center
4646 John R
Detroit, MI 48201-1932

July 22, 2016

In Reply Refer To: 553/00CO-VCR

SUBJECT: Recommendation for Frank Flores

To Selecting Committee Members:

It is with great pleasure that I provide this letter of recommendation for Frank Flores for the Macomb County Veterans Service Commission. I have known him for 4 years and Mr. Flores displays a high degree of integrity, responsibility, and ambition. He is definitely a leader and a champion for all Veterans.

Mr. Flores has been instrumental in supporting the healthcare of Veteran patients at the Detroit VA Medical Center. He is a strong advocate for Veterans to help ensure they receive the benefits they have earned for their service.

Frank is a very dependable team player, whose logical and practical approach to finding solutions will prove an invaluable asset to the Veterans of Macomb County.

I am happy to give him my wholehearted endorsement.

Sincerely Yours

A handwritten signature in black ink, appearing to read "W. R. Browning".

William R. Browning
Chief, Volunteer and Community Relations

PERSONAL DATA	1. LAST NAME-FIRST NAME-MIDDLE NAME FLONES, Frank				2. SERVICE NUMBER 270 12 63			3. SERVICE NUMBER			
	4. DEPARTMENT, COMPONENT AND BRANCH OR CLASS USMC				5a. GRADE, RAIL OR RANK LCpl		A. PAY GRADE E-3	6. DATE OF RANK 01 12 71		DAY MONTH YEAR	
	7. U.S. CITIZEN <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		8. PLACE OF BIRTH (City and State or Country) Ferndale, Michigan			9. DATE OF BIRTH 29 07 50		DAY MONTH YEAR			
SELECTIVE SERVICE DATA	10a. SELECTIVE SERVICE NUMBER 20 321 50 345				A. SELECTIVE SERVICE LOCAL BOARD NUMBER, CITY, COUNTY, STATE AND ZIP CODE LB# 321 Royal Oak, Michigan				c. DATE INDUCTED N/A		
	11a. TYPE OF TRANSFER OR DISCHARGE Transfer to Marine Corps Reserve				A. STATION OR INSTALLATION AT WHICH EFFECTED Camp Lejeune, N.C.						
TRANSFER OR DISCHARGE DATA	c. REASON AND AUTHORITY E OF E				d. EFFECTIVE DATE 25 10 72		DAY MONTH YEAR				
	12. LAST DUTY ASSIGNMENT AND MAJOR COMMAND CommCo, HqBn, 2dMarDiv, FMF, CamLej, N.C.				13a. CHARACTER OF SERVICE HONORABLE			b. TYPE OF CERTIFICATE ISSUED N/A			
	14. DISTRICT, AREA COMMAND OR CORPS TO WHICH RESERVIST TRANSFERRED							15. REENLISTMENT CODE			
SERVICE DATA	16. TERMINAL DATE OF RESERVE LIMIT & S OBLIGATION 28 09 76			17. CURRENT ACTIVE SERVICE OTHER THAN BY INDUCTION a. SOURCE OF ENTRY: <input checked="" type="checkbox"/> ENLISTED (First Enlistment) <input type="checkbox"/> ENLISTED (Prior Service) <input type="checkbox"/> REENLISTED <input type="checkbox"/> OTHER			b. TERM OF SERVICE (Years) 2	c. DATE OF ENTRY 26 10 70			
	18. PRIOR REGULAR ENLISTMENTS None			19. GRADE, RATE OR RANK AT TIME OF ENTRY INTO CURRENT ACTIVE SVC Pvt E-1		20. PLACE OF ENTRY INTO CURRENT ACTIVE SERVICE (City and State) Detroit, Michigan					
	21. HOME OF RECORD AT TIME OF ENTRY INTO ACTIVE SERVICE (Street, RFD, City, County, State and ZIP Code) 516 E Maplehurst Ferndale, Michigan 48220				22. STATEMENT OF SERVICE			YEARS	MONTHS	DAYS	
	23a. SPECIALTY NUMBER & TITLE 2511 FldWireMan		A. RELATED CIVILIAN OCCUPATION AND 822.151 Installation Foreman		a. CREDITABLE FOR BASIC PAY PURPOSES	(1) NET SERVICE THIS PERIOD	02	00	00		
					(2) OTHER SERVICE	00	00	26			
				(3) TOTAL (Line (1) plus Line (2))	02	00	26				
				A. TOTAL ACTIVE SERVICE	02	00	00				
				c. FOREIGN AND/OR SEA SERVICE	00	00	00				
24. DECORATIONS, MEDALS, BADGES, COMMENDATIONS, CITATIONS AND CAMPAIGN RIBBONS AWARDED OR AUTHORIZED National Defense Service Medal											
25. EDUCATION AND TRAINING COMPLETED High School - Academic - 4yrs - 1970 FMFLant CommScol, CamLej, N.C. FldWireMansCrs - 4wks - 1971											
VA AND EMP. SERVICE DATA	26a. NON PAY PERIODS/TIME LOST (Preceding Two Years) None				b. DAYS ACCRUED LEAVE PAID 05 Due		27a. INSURANCE IN FORCE (NSLI or USGLI) <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		c. AMOUNT OF ALLOTMENT N/A		d. MONTHS ALLOTMENT DISCONTINUED N/A
	28. VA CLAIM NUMBER N/A				29. SERVICEMEN'S GROUP LIFE INSURANCE COVERAGE <input type="checkbox"/> \$10,000 <input type="checkbox"/> \$5,000 <input type="checkbox"/> NONE \$15,000						
REMARKS	30. REMARKS										
AUTHENTICATION	31. PERMANENT ADDRESS FOR MAILING PURPOSES AFTER TRANSFER OR DISCHARGE (Street, RFD, City, County, State and ZIP Code) see item 21					32. SIGNATURE OF PERSON BEING TRANSFERRED OR DISCHARGED Frank Flones					
	33. TYPED NAME, GRADE AND TITLE OF AUTHORIZED OFFICER T. L. STROHECKER, Capt, USMC ExecO					34. SIGNATURE OF OFFICER AUTHORIZED TO SIGN T. L. Strohecker					

STATE OF MICHIGAN JUDICIAL DISTRICT JUDICIAL CIRCUIT 06th Circuit Court - Oakland County	MOTION AND ORDER FOR DISCHARGE FROM PROBATION	CASE NO. (1)03-193174-FH
---	--	-----------------------------

ORI Court address 1200 N. Telegraph Rd., Dept. 404 Court telephone no.
MI-MI630015J Pontiac, Michigan 48341-0404 (248) 858-1000

THE PEOPLE OF THE STATE OF MICHIGAN Oakland County	RECEIVED FOR FILING OAKLAND COUNTY CLERK 05 AUG 18 P3:03	Defendant's name, address and telephone no. Flores, Frank 23624 Zerita St Warren, Michigan 48091 (586) 755-6599
		CTN SID DOB 63-03084654-01 1271151T 7/29/1950

Date of Probation	Offense
2/24/2004	
Term of Probation 1 year, 6 months	(1) 750.82 - Assault with Dangerous Weapon (Felony Assault) (2) 750.377A1D - Malicious Destruction of Personal Property Less Than \$200.00

I respectfully move this court to discharge the defendant from probation for the following reasons:

The above named probationer has satisfied the terms and conditions of his probation and all costs/fees have been paid in full.

LEIN/CCH/SOS dated 8/03/05 revealed no new criminal activity.

It is recommended this case be closed and defendant be discharged from probation supervision.

8/3/05
Date

Probation Officer

STACEY M ANDERSON

Probation Supervisor

JEFF HABERMAS

ORDER OF PROBATION DISCHARGE

THE COURT FINDS that all conditions of probation were were not successfully completed.

IT IS ORDERED:

1. Defendant is discharged from probation supervision, and any unfulfilled obligations or conditions of the sentence imposed by this court are discharged, except that: a) collection for unpaid supervision fees, crime victims rights assessment, state minimum costs, and other assessments, or restitution may be pursued according to law; b) collection of any fines, costs, or assessments under any wage assignment order may be pursued according to the order.

2. The plea or finding of guilt under the:
- Controlled Substance Act (MCL 333.7411)
 - Penal Code; Practicing under the Influence (MCL 750.430)
 - Spouse Abuse Act (MCL 769.4a)
 - Parental Kidnapping Act (MCL 750.350a)
 - Drug Treatment Court (MCL 600.1076)

is set aside and the case is dismissed. The records of arrest and discharge or dismissal in this case shall be retained as a nonpublic record according to law.

3. The status of Youthful Trainee is terminated under the Holmes Youthful Trainee Act (MCL 762.14) and the case is dismissed. The record of arrest and discharge or dismissal in this case shall be retained as a nonpublic record according to law.

COLLEEN A. O'BRIEN

Date

Judge/Magistrate Colleen A. O'Brien

P33095
Bar No.

If item 2 or 3 is checked, the clerk of the court shall advise the Michigan State Police Criminal Justice Information Center of the disposition as required under MCL 769.16a.

SA/rew

A TRUE COPY
RUTH JOHNSON
Oakland County Clerk - Registrar of

CHRISTOPHER COLUMBUS⁴⁴

POST 354

&

**THE 18TH DISTRICT
PROUDLY ENDORSES**

ELIGIBILITY

**U.S. MARINE CORPS 1970 – 1972
VIETNAM ERA**

POST

AMERICAN LEGION MEMBER 37 YEARS

**COMMANDER
SENIOR VICE CDR
JUNIOR VICE CDR
ADJUTANT
SGT-AT-ARMS
SAL COMMITTEE
POPPY FUND
BASEBALL COMMITTEE
SCHOLARSHIP COMMITTEE**

DISTRICT 18

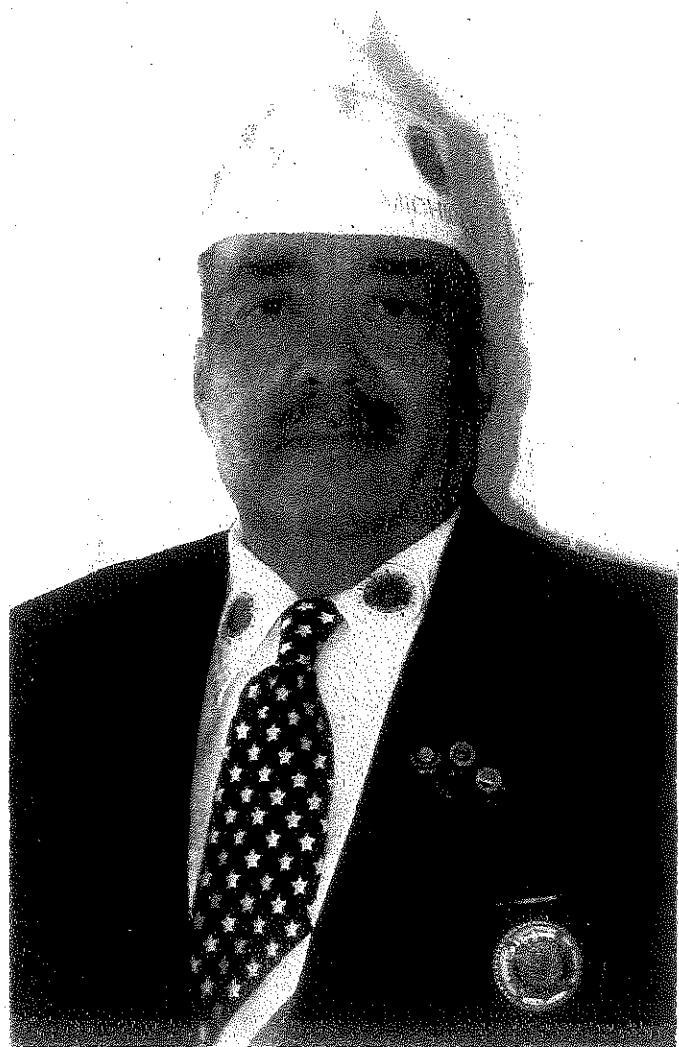
**JUNIOR VICE CDR
SGT-AT-ARMS
COMMITTEE CHAIRMAN
POW/MIA
NATIONAL SECURITY & FOREIGN RELATIONS
BLOOD, EYE AND VITALS**

DEPARTMENT

**ASSISTANT SGT-AT-ARMS 2 YEARS
POW/MIA CHAIRMAN 1 YEAR**

PERSONAL

**VOITURE 40 ET 8
DISABLED VETERANS
AMVETS
GNUTS
POST 330 LEGIONAIRE OF THE YEAR 1986
RUNNER UP STATE VETERAN OF THE YEAR 1994
PUFL
ALL AMERICAN HONOR GUARD**



FRANK FLORES

FOR

**DEPARTMENT
SERGEANT AT ARMS**

2014 - 2015 - 2016

**MACOMB COUNTY VETERAN
OFFICIAL IDENTIFICATION CARD**

Book: 86 Page: 602 ID Number: 2011-A 294


First Name: **FRANK** Middle Name: Last Name: **FLORES**

Address:
2436 NITA
WARREN, MI 48091


Date Issued: 12/2/2011
Date of Discharge: 10/25/1972
Branch of Service: **USMC**

Carmela Sabaugh
Carmela Sabaugh, Clerk / Register of Deeds

Issued by
Carmela Sabaugh, Clerk / Register of Deeds
Macomb County, Michigan

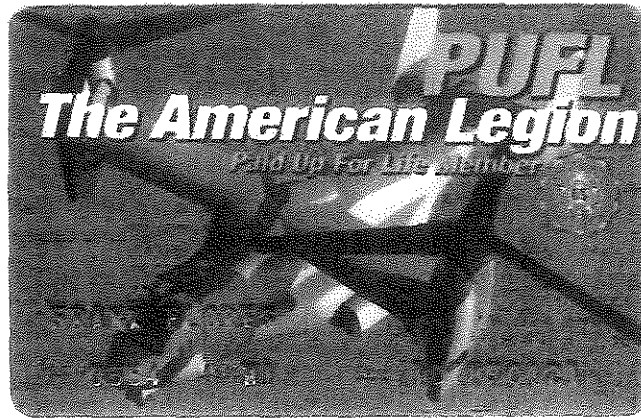


**Department of
Veterans Affairs**



FRANK FLORES
VOLUNTEER SRVCS
EXP - 06/18/2018
VA MEDICAL CENTER
DETROIT, MI

I PUT VETERANS FIRST



AMVETS
 LIFE MEMBER

Frank Flores

MEMBER ID NO. 2415767
 DEPT./POST MI-1340

Issued By: *Ray L. King*
 National Commander
 2012-05-16

DAV
 DISABLED AMERICAN VETERANS

Frank Flores
210191729121

CHAPTER 80 OAKLAND #19
 MEMBER SINCE 2000 **LIFE MEMBER**

Paid-Up-For-Life Membership Card
 2016
 The American Legion

MI 0354 101830121 CONT. YRS.
 DEPT. POST NO. MEMBER ID NO. 39

FRANK FLORES

THE ABOVE MEMBER HAS PAID DUES IN THE POST INDICATED
The Four Pillars: Veterans, National Security, Americanism, Youth

MADISON HEIGHTS MI

Frank Flores National Adjutant
 AUTHORIZED POST OFFICER

NOT VALID UNLESS CO-SIGNED BY MEMBER

July 25-2016

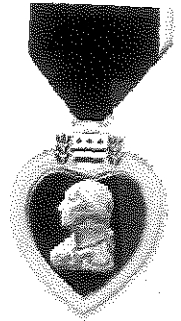
MACOMB COUNTY VETERAN COMM.

RE: FRANK FLORES
VETERAN USMC

The Military Order of the

Purple Heart

Nick Luxon VAVS REP.
nluxon@aol.com H: 248.541.0215
C: 248.766.2478
www.purpleheart.org



To whom it may concern:

This is a reference for Mr. Frank Flores regarding position on Veteran Commission. Frank has been active in Veteran community as long as I can remember. We went to high school together then he went into Marine Corp. Frank held every position in our American Legion Fendale Post. He is commander of Amvets in Troy - member of DAV #19 and volunteers with Military Order of the Purple Heart at John Piegall VAMC. He has held different District-State positions, Honor Guard, always involved Veteran fund raising.

I would recommend Frank for the Macomb County Commission.
Nicholas Luxon
Military Order Purple Heart
VAVS REP. - DAV - VFW

Application for Appointment or Re-Appointment to
Macomb County Board/Commission

48

TO THE MACOMB COUNTY BOARD OF COMMISSIONERS:

STATE OF MICHIGAN)
)ss
COUNTY OF MACOMB)

Name of Board/Commission to which appointment is being made:

VETERANS COMMISSION

Term: 4 years; from (date/year) to (date/year)

1. Applicant Information

Name: PHILIP G GRANNIA

Residence Address: 4120 KENSINGTON

City, Zip Code: CLINTON TOWNSHIP 48038

County of Residence: MACOMB

Mailing Address (if different than above): N/A

Preferred Phone: 586 3375602

Email: NIGHTHAWK09@ATT.NET

Best method of contact: PHONE

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

3. I am currently registered to vote: Yes No

4. Citizenship: AMERICAN

5. Employer: R/T

Employer Address: N/A

Nature of your work: N/A

Position: MEMBER OF VETERANS COMMISSION

6. Educational level, degree(s) received, other relevant certification or endorsements:

H.S. C.E.D.

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

Title/Board-Commission: CAPTAIN "OLD SETTLERS" HONOR GUARD ^{VFW} #215

Appointment/Election Date: 6-08

Title/Board-Commission: ^{V.F.W.} MACOMB COUNTY COUNSEL OFFICER of the Day

Appointment/Election Date: 6-12

Title/Board-Commission: V.F.W. 5th DISTRICT OFFICER of the Day

Appointment/Election Date: 6-12

8. Previously-held appointments and/or elected positions:

Title/Board-Commission: PRESIDENT VIETNAM VETERANS of AMERICA

Dates Served: 4-93 - 4-94

Title/Board-Commission: COMMANDER VFW 4659 07-08 09-11

Dates Served: 6-07-608, 6-09-11

Title/Board-Commission: POST ADVOCATE

Dates Served: 6-11 - 6-16

9. Have you been convicted of a felony? Yes No

If yes, list each – provide date, nature of offense or violation, name and location of court, penalty imposed (if any) or the disposition of the case. A conviction will not automatically bar you from appointment.

[Empty box for listing convictions]

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, please explain. *Please reference the Macomb County Ethics Policy at www.macombBOC.com.

N/A

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

N/A

12. Is this an application for re-appointment? Yes No

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

Please indicate your attendance record for term(s) served:

Number of meetings attended

Number of meetings held

Comments/Clarification (if necessary)

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

HAVE BEEN ACTIVE IN VET'S ISSUES SINCE 1980
HELPED FOUND VIETNAM VETERANS OF AMERICA ON
LOCAL, STATE, NATIONAL LEVELS
I HAVE WORKED ON NUMEROUS PROJECTS LARGE + SMALL
KNOW MANY PEOPLE FROM LOCAL TO OUR SECTION OF
STATE MR. JOHN KEENEY (CHIEF VET)
CERTAINLY CAN HELP REALY + MOBILIZE VET'S CONCERN
NEEDED

14. Statement of Application to Board/Commission

I hereby apply for appointment and do 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 appointment 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: *Philip G. Campora*

Printed Name: Philip G. Campora

Date: 7-28-16

Subscribed and sworn to before me this 28th day of July, 2016

Patricia E. DIB

Notary Public
Macomb County, Michigan

My Commission expires:

PATRICIA E. DIB
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF MACOMB
My Commission Expires October 5, 2017
Acting in the County of *Macomb*

Note to Applicants: You may – but it is not required – attach additional information pertaining to this Application for Appointment as long as 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

Subject: RECOMMENDATION- PHILLIP GANNIA
From: geraldjgorski (geraldjgorski@aol.com)
To: nighthawk09@att.net
Cc: geraldjgorski@aol.com;
Date: Wednesday, July 27, 2016 5:19 PM

Macomb County Veterans Commission,

I would like to Recommend Phillip Gannia for a Position on the Macomb County Veterans Commission.

I have known Phil for over 10 years. Some of the positions that he held were going through the chairs at Post Level to becoming the VFW Post Commander of VFW 4656 Shelby Township, Officer of the Day on the VFW Macomb County Council, Officer of the Day on VFW District 5 (Macomb & Oakland Counties) and more than 5 Years on the Department of Michigan VFW State Honor Guard, who won (4) National Titles. His Dedication and Leadership Qualities make him well qualified to become a Member of the Macomb County Veterans Commission.

I strongly recommend Phillip Gannia.

Gerald J. Gorski
State Commander
Department of Michigan
Veterans of Foreign Wars

Sent from my Verizon, Samsung Galaxy smartphone



VETERANS OF FOREIGN WARS OF THE U.S.
OLD SETTLERS POST NO. 4659
8311 Wilson Drive
Shelby Township, Michigan 48316

Phil Gannia

Joined Life Member in the VFW in 2004 Post 4659

I submit the achievements of comrade Phil Gannia and his qualities that will show his dedication to support our Veterans. He would be a very good support person on Macomb County Veterans Counsel. I will back his support to assist in a position with the MCV Counsel. Accept this as my vote for Phil Gannia.

- 2006 -2011 Elected Sr. Vice Commander. 2007 – 2009 awarded All State Commander.
- 2009 Joined VFW Depart. Michigan Honor Guard -- Won National Championship—Sr. Men drill
- 2009-2010 Elected Post Commander Awarded All State Commander.
- 2010-2011 Awarded All State 5th District Commander of the Year. All American Commander

- Spoke at High schools on behalf of the VFW, Conducted a class at Wayne State University.

- 2011-2012 Won 2nd National Championship Drill Team.
- Elected post advocate. Continued with VFW Post 4659 Captain Post Honor Guard.

- Supported Committees for the POW/MIA and Homeless Vets.
- 2012-2013 Won 3rd National Championship Drill Team.
- 2013-2016 Continue with the Drill Team and retired from the State Honor Guard with HONORS
- 2008-2016 Captain Post 4659 Honor Guard, with over 750 Funerals with local and National Cemetery.

Thank You

Mike Perusich
Commander
VFW Post 4659



2951 WOODWARD . DETROIT, MICHIGAN 48201
TEL: (313) 832-6500 . FAX: (313) 832-6022



July 22, 2016

To Whom It May Concern:

We are proud to support Mr. Phil Gannia for a position on the Macomb County Veterans Commission. Mr. Gannia's long history of Veteran advocacy will provide the Commission with an experienced person who is knowledgeable of the issues faced by our Veterans.

Among the positions that Mr. Gannia has held includes the President of Vietnam Veterans of America, Chapter 9, Detroit, being both a State and National Convention delegate and a member of the award winning color guard for the VFW.

As a past State Commander, Mr. Gannia serve with me in various capacities and I found him to be an invaluable member of my State team. Over the 35 years I've known Mr. Gannia he has demonstrated his compassion for our fellow Veterans and a commitment to serve.

If you would like any additional information on Mr. Gannia's qualifications, please call Keith King at 313-446-6885 or email info@keithkingassociates.com

On behalf of the Officers and Board of Directors,

Keith King
Secretary, Chapter 9
2004-Present



214

274

THIS IS AN IMPORTANT RECORD SAFEGUARD IT.

PERSONAL DATA	1. LAST NAME - FIRST NAME - MIDDLE NAME GAMBIA PHILLIP GEORGE		2. SERVICE NUMBER NA		3. SOCIAL SECURITY NUMBER		
	4. DEPARTMENT COMPONENT AND BRANCH OR CLASS NA		5. GRADE RATE OR RANK PVT	6. PAY GRADE E-2	7. DATE OF BIRTH 25 FEB 71	8. DATE OF BIRTH 8 NOV 50	
	9. PLACE OF BIRTH (City and State or Country) DETROIT, MI		10. DATE OF ENTRY INTO CURRENT ACTIVE SERVICE (City and State) DETROIT, MI		11. DATE OF ENTRY INTO CURRENT ACTIVE SERVICE (City and State) DETROIT, MI		
SELECTIVE SERVICE DATA	12. SELECTIVE SERVICE NUMBER 20 99 50 399		13. SELECTIVE SERVICE LOCAL BOARD NUMBER, CITY, COUNTY, STATE AND ZIP CODE 1B/99 DETROIT, MICH		14. DATE INDUCTED NA		
	15. TYPE OF TRANSFER OR DISCHARGE DISCHARGE		16. STATUS OR DUTY STATION AT WHICH COLLECTED US ARMY PERSONNEL CENTER OAKLAND, CALIF				
TRANSFER OR DISCHARGE DATA	17. REASON AND AUTHORITY AR 635-212 SPN 264 DISCHARGE		18. EFFECTIVE DATE 20 JUN 71	19. TYPE OF CERTIFICATE ISSUED DD FORM 257A		20. REASON FOR DISCHARGE DISCHARGE	
	21. LAST DUTY ASSIGNMENT AND MAJOR COMMAND HQ USARV		22. CHARACTER OF SERVICE UNDER HONORABLE CONDITIONS		23. TYPE OF CERTIFICATE ISSUED DD FORM 257A		
	24. DISTRICT AREA COMMAND OR COMPS TO WHICH RESERVIST TRANSFERRED NA		25. REASON FOR DISCHARGE DISCHARGE		26. REASON FOR DISCHARGE DISCHARGE		
	27. TYPE OF TRANSFER OR DISCHARGE DISCHARGE		28. STATUS OR DUTY STATION AT WHICH COLLECTED US ARMY PERSONNEL CENTER OAKLAND, CALIF				
SERVICE DATA	29. TERMINAL DATE OF RESERVE INDUCTED (MOS/OS) NA		30. SOURCE OF ENTRY <input checked="" type="checkbox"/> ENLISTED (First Enlistment) <input type="checkbox"/> ENLISTED (Prior Service) <input type="checkbox"/> REENLISTED		31. TERM OF SERVICE (Years) 3		
	32. PRIOR REGULAR ENLISTMENTS NA		33. GRADE RATE OR RANK AT TIME OF ENTRY INTO CURRENT ACTIVE SVC PVT		34. PLACE OF ENTRY INTO CURRENT ACTIVE SERVICE (City and State) DETROIT, MI		
	35. HOME OF RECORD AT TIME OF ENTRY INTO ACTIVE SERVICE (Street, RFD, Care, County, State and ZIP Code) 6574 WILLETTE DETROIT, MICH 48210		36. RELATED CIVILIAN OCCUPATION AND D.O.T. NUMBER NA		37. STATEMENT OF SERVICE		
	38. SPECIALTY NUMBER & TITLE 11X1P AIR BOMBER TANKER		39. RELATED CIVILIAN OCCUPATION AND D.O.T. NUMBER NA		37. STATEMENT OF SERVICE		
	40. DECORATIONS, MEDALS, BADGES, COMMENDATIONS, CITATIONS AND CAMPAIGN RIBBONS AWARDED OR AUTHORIZED NATIONAL DEFENSE SERVICE MEDAL VIETNAM SERVICE MEDAL		41. DAYS ACCRUED LEAVE PAID 00		42. AMOUNT OF ALLIANCE NA		
	43. NON-PAY PERIODS TIME LOST (Preceding Two Years) NA		44. DAYS ACCRUED LEAVE PAID 00		45. AMOUNT OF ALLIANCE NA		
VA AND EMP. SERVICE DATA	46. VA CLAIM NUMBER NA		47. SERVICE MEMBER'S GROUP LIFE INSURANCE COVERAGE NA		48. MONTH ALLIANCE DISCONTINUED NA		
	49. VA CLAIM NUMBER NA		50. SERVICE MEMBER'S GROUP LIFE INSURANCE COVERAGE NA		51. MONTH ALLIANCE DISCONTINUED NA		
REMARKS	52. REMARKS BLOOD GROUP: B+ CIVILIAN EDUCATION: LINE F TABLE 2-4 AR 601-280 APPLIES		53. REMARKS B+ 11YRS				
	54. REMARKS BLOOD GROUP: B+ CIVILIAN EDUCATION: LINE F TABLE 2-4 AR 601-280 APPLIES		55. REMARKS B+ 11YRS				
COMMUNICATION	56. PERMANENT ADDRESS FOR MAILING PURPOSES AFTER TRANSFER OR DISCHARGE (Street, RFD, City, County, State and ZIP Code) SAVE AS F21		57. SIGNATURE OF PERSON BEING TRANSFERRED OR DISCHARGED <i>[Signature]</i>				
	58. TYPED NAME, GRADE AND TITLE OF AUTHORIZING OFFICER IP 8		59. SIGNATURE OF OFFICER AUTHORIZED TO SIGN <i>[Signature]</i>				

6. Educational level, degree(s) received, other relevant certification or endorsements:

HIGH SCHOOL PLUS ONE YEAR X-RAY TECH.

7. I presently hold the following appointments and elected positions: NONE

Title/Board-Commission:

Appointment/Election Date:

Title/Board-Commission:

Appointment/Election Date:

Title/Board-Commission:

Appointment/Election Date:

8. Previously-held appointments and/or elected positions:

Title/Board-Commission: BELCHER-LANE DET. 146

Dates Served: MARINE CORPS LEAGUE
PORT HURON, MI

Title/Board-Commission: SGT. CURTIN DET. MARINE LEAGUE

Dates Served: ZEPHYRHILLS FL 33542

Title/Board-Commission:

Dates Served:

9. Have you been convicted of a felony? Yes (No)

If yes, list each - provide date, nature of offense or violation, name and location of court, penalty imposed (if any) or the disposition of the case. A conviction will not automatically bar you from appointment.

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, please explain. *Please reference the Macomb County Ethics Policy at www.macombBOC.com.

NONE

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

NONE

12. Is this an application for re-appointment? Yes No

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

Please indicate your attendance record for term(s) served:

Number of meetings attended

Number of meetings held

Comments/Clarification (if necessary)

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

KOREAN VETERAN
SER. FROM NOV. 51 TO NOV. 54
KOREAN SERVICE 1 YR. 4 mos 22 DAYS
KOREAN SERVICE MEDAL w/*
UN SERVICE MEDAL
NATIONAL DEFENSE MEDAL
KOREAN P.U.C
LIFE MEMBER MARINE CORPS LEAGUE
NO. 39949
MEMBER MARINE CORPS ASSOC. &
FOUNDATION
ATT. CARE FROM V.A. CLINIC YALE MI

14. Statement of Application to Board/Commission

I hereby apply for appointment and do 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 appointment 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: *Ammon C. Martin*

Printed Name: *AMMON C MARTIN*

Date: *7-25-16*

Subscribed and sworn to before me this *25th* day of *JULY*, 2016

Dawn A Field

Notary Public
Macomb County, Michigan
Acting in Macomb County

My Commission expires:
7-14-2020

DAWN A. FIELD
NOTARY PUBLIC, ST. CLAIR COUNTY, MI
MY COMMISSION EXPIRES JULY 14, 2020

Note to Applicants: You may – but it is not required – attach additional information pertaining to this Application for Appointment as long as 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



VETERANS OF FOREIGN WARS OF THE U.S.
AN ORGANIZATION OF VETERANS
WHO HAVE FOUGHT
AMERICA'S FOREIGN WARS
ON LAND AND SEA
AND IN THE AIR

FROM

Post 6802

We AT Post 6802 Support
Ammon C. MARTIN A Korean Vet
For The Department of Veterans
Affairs Macomb.

Commander
Philip P. Gustafson Jr.

**ENROLLED ORDINANCE
NO. 2016- ____**

Introduced by Commissioner _____, supported by Commissioner _____.

**AN ORDINANCE TO AMEND AND RESTATE ORDINANCE NO. 2011-10 ENTITLED
“AN ORDINANCE TO ESTABLISH A STANDARD OF ETHICS FOR ALL PUBLIC
SERVANTS OF MACOMB COUNTY PURSUANT TO SECTION 2.2 OF THE HOME
RULE CHARTER OF MACOMB COUNTY, MICHIGAN”**

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CHARTER COUNTY OF MACOMB:

Section 1. Amendment. Ordinance No. 2011-10 entitled “An Ordinance to Establish a Standard of Ethics for All Public Servants of Macomb County Pursuant to Section 2.2 of the Home Rule Charter of Macomb County, Michigan” is amended in its entirety to read as follows:

**AN ORDINANCE TO ESTABLISH AND TO PROVIDE FOR ENFORCEMENT AND
PENALTIES FOR VIOLATION OF A STANDARD OF ETHICS FOR PUBLIC
SERVANTS OF AND THOSE CONTRACTING WITH MACOMB COUNTY**

**ARTICLE 1
PURPOSE AND DEFINITIONS**

Sec. 1.1. Short Title.

This ordinance may be referred to as the “Ethics Ordinance.”

Sec. 1.2. Purpose and Applicability.

- A. Macomb County residents and those conducting business in or with Macomb County are entitled to fair, ethical and accountable government. Public Servants hold positions of public trust and their actions must remain above reproach.
- B. The purpose of this ordinance is to establish ethical standards of conduct for Macomb County Public Servants in accordance with sections 2.2 and 2.3 of the Charter.
- C. Unless otherwise provided by applicable law, this ordinance applies to all Public Servants and some of its provisions apply to those who previously served as Public Servants and to individuals and entities contracting with the County.
- D. The requirements of this ordinance are subject to state and federal laws, rules and regulations.
 - 1. If a state or federal law, rule or regulation conflicts with a provision of this ordinance and that state or federal law, rule or regulation states that it preempts or has been held to preempt any provision in this ordinance, that conflicting state or federal law, rule or regulation shall control.
 - 2. When a requirement of this ordinance provides a higher standard of conduct than a state or federal law, rule or regulation, this ordinance shall control unless the state or federal law, rule or regulation makes it illegal for the higher standard of conduct in this ordinance to apply.
 - 3. Without limiting the generality of the subsections D.1 and D.2, this ordinance shall not modify the requirements of Contracts of Public Servants with Public Entities Act, 1968 PA 317, MCL 15.321 to 15.330, governing the solicitation by and participation in government contracts by Public Servants.

Sec. 1.3. Definitions.

The following definitions shall apply to words and phrases used in this ordinance.

A. *Appointee* means a person appointed to a compensated or uncompensated position in County government that is not subject to a collective bargaining agreement, who is not elected to or holding office or holding an office that is subject to an election and whose appointment is subject to the approval of the Board of Commissioners or who is exempt from such approval under the Charter.

B. *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.

C. *Close Relative* means a person's (i) spouse, (ii) fiancée, ~~(iii)~~ biological, adoptive or foster parent, child, step-parent or step-child, ~~(iv)~~ biological, adoptive or foster brother or sister, step-brother or step-sister, or half-brother or half-sister (iv) anyone who resides with the person, and (vi) anyone the person declares as a dependent on the person's federal income tax return.

D. *Commission* means the County Board of Commissioners created by the Charter.

E. *Commission Chair* means the duly selected chairperson of the Commission or that person's designee(s).

F. *Commissioner* means a member of the Commission.

G. *Confidential Information* means information obtained by a Public Servant by reason of his or her position that is not available to members of the public pursuant to the Michigan Freedom of Information Act or other applicable laws, regulations, or procedures.

H. *Conflict of Interest* means a situation where an interest of a Public Servant, including a partisan political interest, is or may be in actual or apparent conflict with an actual or apparent interest of the County and includes the following situations:

1. A decision to be made by or a contract approved or signed by the Public Servant could result in private gain for the Public Servant or a Relative of the Public Servant.

2. A decision to be made by or a contract approved or signed by a body on which the Public Servant serves could result in private gain for the Public Servant or a Relative of the Public Servant.

3. A decision to be made by or a contract approved or signed by a subordinate of the Public Servant could result in private gain for the Public Servant or a Relative of the Public Servant.

4. A decision to be made by or a contract approved or signed by any appointee(s) of the Public Servant or the body on which the Public Servant serves could result in private gain for the Public Servant or a Relative of the Public Servant.

5. A decision to be made by the Public Servant or a contract approved or signed by the Public Servant could result in private gain for (a) anyone the Public Servant represents in any professional capacity, such as, for example and not as limitation, an attorney, accountant, architect, or engineer, (b) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (d) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (a) does not apply to an attorney, accountant or other professional whose client is only a lender on a project. Subsection (d) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

6. A decision to be made by or a contract approved or signed by a body on which the Public Servant serves could result in private gain for (a) anyone the Public Servant represents in any professional capacity, such as, for example and not as limitation, an attorney, accountant, architect, or engineer, (b) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the

interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (d) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (a) does not apply to an attorney, accountant or other professional whose client is only a lender on a project. Subsection (d) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

7. A decision to be made by or a contract approved or signed by a subordinate of the Public Servant could result in private gain for (a) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (b) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (c) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

8. A decision to be made by or a contract approved or signed by any appointee(s) of the Public Servant could result in private gain for (a) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (b) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (c) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

I. *County Agency* means a department, office, board, commission, or other unit of County government, whether created by Charter, ordinance or law.

J. *County-Wide Elected Official* means the person holding the office of County Executive, Public Works Commissioner, Clerk/Register of Deeds, Treasurer, Prosecuting Attorney, or Sheriff.

K. *Department Head* means the administrative head of a County Agency regardless of the title of the position.

L. *Employee* means a person employed in a position of County government whether on a full-time or part-time basis.

M. *Entity* means an association, business corporation, general partnership, governmental agency or unit, limited liability company, limited partnership, non-profit corporation, individual's assumed name, or any other legal person or identity other than an individual.

N. *Executive* means the person holding the office of County Executive as provided in the Charter or that person's designee(s).

O. *Gift* means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, travel, lodging, and honoraria for speaking engagements.

P. *Inter-governmental gift* means, for the purposes of this ordinance, any gift given to a Public Servant from a (i) federal, state, local or school district elected official, (ii) a federal, state, local or school district appointed official, or (iii) a federal, state or local government employee who is not a Public Servant.

Q. *Intra-governmental gift* means, for the purpose of this ordinance, any gift given to a Public Servant from another Public Servant of Macomb County.

R. *Private gain* means any direct financial benefit that is different than any financial benefit members of the general public or a significant group of the general public would gain in similar circumstances.

S. *Prohibited Source* means anyone doing business with, who is regulated by, who is seeking business from, or seeking any action from the County or any officer, office, agency or body of the County.

T. *Public Servant* means a County employee, County-Wide Elected Official, County Commissioner, or County appointee.

U. *Publicly disclose* means to disclose in such a manner as to ensure all involved in considering the decision, action or contract are aware of the conflict of interest or other situation requiring disclosure under this ordinance (i) the nature of a conflict of interest or other situation requiring disclosure under this ordinance and (ii) the efforts the Public Servant to comply with this ordinance. Public disclosure shall, at a minimum, include the following:

1. In situations where either the disclosing Public Servant or a subordinate of the disclosing Public Servant, would otherwise consider the decision, action or contract on behalf of the County, the disclosing Public Servant shall (a) make the required disclosure in writing to the disclosing Public Servant's immediate subordinates and to a superior to the disclosing Public Servant and (b) direct that the decision, action or contract be considered by the disclosing Public Servant's superior or the designee of the Public Servant's superior.

2. In situations where the disclosing Public Servant is a member of a County body, that Public Servant shall, during a public meeting of that body, (a) publicly disclose to the body the situation requiring disclosure before that County body considers the decision, action or contract and (b) ask that the disclosure be made part of the minutes of that body's meeting.

3. In situations where the decision, action or contract is to be considered by any appointee whose appointment is made or approved by the disclosing Public Servant or by the body on which the Public Servant serves, the Public Servant shall make disclosure in writing (a) to that appointee, (b) if there is one, to that appointee's superior, and, (c) if there is one, to the County body on which the Public Servant serves.

V. *Relative* means (i) a person's Close Relative, (ii) a person's biological, adoptive or foster grandparent, (iii) a Close Relative of a person's spouse ~~or fiancée~~, or of anyone over the age of 18 residing with a person, or (iv) a biological, adoptive or foster grandparent of a person ~~person's spouse or fiancé or of anyone over the age of 18 residing with a person.~~

ARTICLE 2

STANDARDS OF CONDUCT

Sec. 2.1. General Standards of Conduct.

Public Servants shall observe the highest standards of ethical conduct and shall do all of the following.

- A. Comply with federal and state constitutions, laws, rules and regulations and with decisions and orders of federal and state agencies, officials and courts of competent jurisdiction that are applicable to the Public Servant's office, any County body on which the Public Servant serves, and any meeting the Public Servant attends.

- B. Comply with all County ordinances and policies.

- C. Be independent, impartial, and fair in their judgments and actions. Public Servants shall not display any favor for or disfavor of any individual, group or entity in the discharge of their duties. Public Servants shall treat all persons they encounter with courtesy and respect.

- D. Use their public office for the public good, not for private gain.

E. Respect and act in accordance with County processes and procedures. This does not preclude advocating for changes of County processes and procedures but requires compliance with them unless and until they are changed.

F. Conduct public business openly, as provided by law.

G. Cooperate fully with any lawful request of the Ethics Board, the Commission, and the Office of County Executive for information or assistance. A lawful request is (i) a request required or allowed to be made by the Charter or other applicable law, rule, regulation or ordinance or (ii) a request that when made, under the Charter or applicable law, rule, regulation or ordinance, requires a response or the disclosure of the requested information.

Sec. 2.2. Conflicts of Interest

A. A Public Servant shall not make any decision, participate in making any decision or take any action, influence any decision or action, or attempt to influence any decision or action, in which the Public Servant has a conflict of interest.

B. A Public Servant shall not approve any contract, participate in approving any contract, influence the approval of a contract, attempt to influence the approval of any contract, or sign any contract in which the Public Servant has a conflict of interest.

C. A Public Servant shall publicly disclose the Public Servant's conflict of interest before any decision, action or contract in which the Public Servant has a conflict of interest is considered by (i) any other Public Servant who is a subordinate of or a superior to the Public Servant with the conflict of interest, (ii) any County body on which the Public Servant with the conflict of interest serves, (iii) any appointee whose appointment is made or approved by the Public Servant who has the conflict of interest or the body on which that Public Servant serves. That disclosure shall either be in writing or otherwise made part of the official written record of the office in which or body on which the disclosing Public Servant serves. It shall disclose the nature of the conflict of interest and the actions taken by the Public Servant to comply with this ordinance.

Sec. 2.3. Other Personal Interests.

A. A Public Servant shall not engage in a business transaction in which the Public Servant or a Relative of the Public Servant may recognize a private gain from the Public Servant's County position.

B. A Public Servant shall not participate on behalf of another individual or entity who/which the Public Servant or a Close Relative of the Public Servant serves as an employee, officer, director, member, or other agent in (i) the negotiation, approval or execution of contracts with, (ii) issuance of approvals to, (iii) providing goods or services to, or (iv) using property of the County, a County Agency or another Public Servant.

C. A Public Servant shall not accept from any individual or entity other than the County, any payment, good, service, employment or promise of employment, or other thing of value in exchange for (i) taking any action, (ii) making any decision, (iii) giving any approval, (iv) issuing any decision, (v) voting for or against, (vi) issuing any permit, (vii) making any payment, (viii) making any statement, (ix) making or approving an appointment, or (x) undertaking any other effort as a Public Servant for the benefit of any individual or entity.

D. A Public Servant shall not knowingly cause, allow, enable or without objecting, endure-suffer any individual or entity other than the County, to make any payment or to provide any-good, service, employment or promise of employment, or other thing of value to a Relative of the Public Servant in exchange for (i) taking any action, (ii) making any decision, (iii) giving any approval, (iv) issuing any decision, (v) voting for or against, (vi) issuing any permit, (vii) making any payment, (viii) making any statement, (ix) making or approving an appointment, or (x) undertaking any other effort as a Public Servant for the benefit of any individual or entity.

Sec. 2.4. Information, Representations and Opinions

- A. A Public Servant shall not represent the Public Servant's personal opinion or position as that of the County, a County Agency or another Public Servant.
1. This provision is not intended to and shall not be interpreted to preclude the Executive from representing the Executive's office or the County in relations with other governments, the media or the general public.
 2. This provision is also not intended to and shall not be interpreted to preclude the Chair of the Commission or the Chair of another County body from representing the Commission's or other body in relations with other governments, the media or the general public.
 3. This provision is also not intended to and shall not be interpreted to preclude a County-Wide Elected Official from representing the County-Wide Elected Official's office or County Agency in relations with other governments, the media or the general public.
- B. A Public Servant shall not disclose any Confidential Information before it is authorized for release to the general public.
- C. A Public Servant shall not use Confidential Information for private gain.
- D. A Public Servant shall not knowingly disclose to any unauthorized person information provided, obtained or discussed in closed or executive sessions of the Board of Commissioners or other County body in advance of the time prescribed for its authorized release to the public.

Sec. 2.5. Gifts and Gratuities

Except as permitted by this ordinance, a Public Servant shall not intentionally solicit or accept any gift from any Prohibited Source, including intra-governmental gift, intergovernmental gift, or any gift which is otherwise prohibited by law or ordinance.

~~1.A.~~ This prohibition shall not apply to:

~~A.1.~~ Opportunities, benefits, and services that are available on the same conditions as for the general public.

~~B.2.~~ Complimentary copies of trade publications, books, reports, pamphlets, calendars, periodicals or other informational materials.

~~C.3.~~ A gift received from a Relative of the Public Servant, provided that the Relative is not acting as a third party's intermediary or an agent in an attempt to circumvent this ordinance.

~~D.4.~~ Acceptance of unsolicited advertising or promotional materials and other items of nominal intrinsic value.

~~E.5.~~ Food or refreshments not exceeding \$75.00 in value on a single calendar day; provided that the food or refreshments are (i) consumed on the premises from which they were purchased or prepared, or (ii) catered. For the purposes of this ordinance, "catered" means food or refreshments that are purchased ready to consume which are delivered by any means.

~~F.6.~~ Food, refreshments, lodging, transportation, and other benefits resulting from outside business or employment activities (or outside activities that are not connected to the official duties of a Public Servant), if the benefits have not been offered or enhanced because of the Public Servant's official position or employment and are customarily provided to others in similar circumstances.

~~G.7.~~ Admission—If previously approved as may be required in this subsection 2.5.A.7, admission or registration fees, travel expenses, entertainment, lodging, meals or refreshments that are furnished to the Public Servant: (i) by the sponsor(s) of an event, appearance or ceremony which is related to official County business in connection with such an event, appearance or ceremony and to which one or more of the public are invited; or (ii) in connection with teaching, a speaking engagement or the provision of assistance to or

service as a director, officer, board member, or committee member of an organization or another governmental entity as long as the County does not compensate the public servant for admission or registration fees, travel expenses, entertainment, meals or refreshments for the same activity; and are customarily provided to others in similar circumstances. If the event, ceremony, meeting, or conference is outside the state of Michigan, the Public Servant shall obtain approval prior to attending from the public body on which the Public Servant serves or, if the Public Servant does not serve as a member of a Public Body, from the Commission.

~~H.8.~~ Anything for which the Public Servant pays fair market value.

~~I.9.~~ Any contribution that is lawfully made or event that is lawfully held under the Campaign Finance Laws of the State of Michigan.

~~J.10.~~ Anything provided by an individual on the basis of a personal friendship unless the Public Servant has reason to believe that, under the circumstances, the gift was provided because of the Public Servant's official position or employment. In determining whether a gift is provided on the basis of personal friendship, the Public Servant shall consider the circumstances under which the gift was offered, such as: (i) the history of the relationship between the individual giving the gift and the Public Servant, including any previous exchange of gifts between those individuals; (ii) whether to the actual knowledge of the Public Servant the individual who gave the gift personally paid for the gift or sought a tax deduction or business reimbursement for the gift; and (iii) whether to the actual knowledge of the Public Servant the individual who gave the gift also at the same time gave the same or similar gifts to other Public Servants.

~~K.11.~~ An inter-governmental gift unless that inter-governmental gift is prohibited by applicable law, rule or regulation.

~~L.12.~~ Admission to a charitable or non-profit event or fundraiser when the Public Servant is attending as a representative of the County or for which other Public Servants or officials of other local governments have similarly been provided complimentary admission due to their status as governmental officials.

~~M.13.~~ Admission to events honoring another Public Servant or governmental official when the Public Servant is attending as a representative of the County or for which other Public Servants or officials of other local governments have similarly been provided complimentary admission due to their status as governmental officials.

~~2-B.~~ Each of the exceptions listed in this Section is mutually exclusive and independent of every other.

~~C.~~ A Public Servant does not violate this Section if the Public Servant promptly takes reasonable action to return the gift.

Sec. 2.6. Incompatible Employment

A. A Public Servant shall not engage in or accept employment or render services for a private or public interest when that employment or service is incompatible or in conflict with the discharge of the Public Servant's official duties or when that employment may tend to impair Public Servant's independence of judgment or action in the performance of official duties.

~~A.1.~~ Subject to state law, for one year after service as a Public Servant, a former Public Servant shall not lobby or appear before the Commission, another County body, a County Agency or another Public Servant in connection with any contract, improvement, issue, action, decision or other matter in which the former Public Servant was directly concerned, personally participated, actively considered or acquired knowledge while serving as a Public Servant. This provision shall not apply to a former Public Servant who holds another public office or is appointed to another governmental position.

~~B.2.~~ Subject to state law, for a period of one year after service as a Public Servant, a former Public Servant shall not accept employment with any person or company that did

business with the County during the former Public Servant's tenure if that former Public Servant was the sole decision maker in the award or management of that contract or the employment would require the sharing of confidential information.

~~C.3.~~ For one year after service as a Public Servant, a former Public Servant shall not act or appear on behalf of, represent, undertake any duties or activities on behalf of the County, a County Agency or a Public Servant.

~~D.4.~~ For one year after the former Public Servant's service as a Public Servant, no entity (i) for which the former Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, (ii) in which the former Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (iii) has an interest totaling \$50,000 or more in value, act or appear on behalf of, represent, undertake any duties or activities on behalf of the County, a County Agency or a Public Servant. Subsection (iii) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

~~E.5.~~ County elected officials are prohibited from employment with Macomb County government for a period of one year after leaving elected office.

B. If it determines that allowing a former Public Servant to in serve a role otherwise prohibited by subsection A is in the best interests of the County, the Commission may by a resolution approved by 2/3 of the Commissioners elected and serving permit a former Public Servant to serve in such a role.

Sec 2.7. Nepotism

A. It is the general policy of County not to discriminate in its employment and personnel actions with respect to its employees and applicants on the basis of marital status.

B. Notwithstanding this policy, a County Agency will consider a Close Relative of a Public Servant for employment if the applicant possesses all the qualifications for employment. However, a Close Relative may not be hired, if the employment would:

1. Create either a direct or indirect supervisor/subordinate relationship between the Public Servant and a Close Relative of the Public Servant; or
2. Create an actual conflict of interest or the appearance of a conflict of interest.

C. The Department Head shall have the authority and responsibility for determining if such a potential for adverse impact does or does not exist.

D. When a Department Head has made a determination that such adverse impact does not exist, the determination shall be reviewed by the Human Resources Director prior to any employment decision being made. The Department Head shall submit a Nepotism Review Request form developed by the Human Resources Department to the Human Resources Director. Only Department Heads or their designees may sign the request form. The Human Resources Director will review the request form and concur (with or without restrictions) or not concur with the decision of the Department Head. If the Human Resources Director determines that an adverse impact would in fact occur, the Department Head, Executive and the Board of Ethics shall be notified in writing.

E. These criteria will also be considered when assigning, transferring, or promoting an employee.

F. Employees who marry or become members of the same household may continue employment as long as there is not:

1. A direct or indirect supervisor/subordinate relationship between the employees; or
2. An actual conflict of interest or the appearance of a conflict of interest.

G. If one of the above situations described in subsection F occur, the County shall attempt to find a suitable position within the County to which one of the affected employees may transfer.

Exceptions may be made by the Executive in cases where there is an intermediate level of supervision between the Public Servant and the employee who is a Relative of the Public Servant. If accommodations of this nature are not feasible, the employees will first be permitted to determine which of them will resign. If no agreement between the employees can be reached, the County will decide which of the employees will be terminated.

H. This Section shall in no way disqualify such relatives or their spouses who are bona fide appointed officers or employees of the County at the time of the election or appointment of an officer to elective County office.

Sec. 2.8. Inappropriate Use of County Time and Property for Political Activity

A. The following constitute inappropriate use of County time or property:

1. Public Servants shall not engage in political campaign activities using County property or during time in which they are performing official duties.
2. Public Servants shall not solicit other Public Servants to work on political campaign activities using County property or during working hours on their behalf or on the behalf of another.
3. Public Servants shall not solicit campaign contributions from Department Heads or Employees under their supervision, coordination, direction, or control.
4. County-Wide Elected Officials and Commissioners shall not solicit campaign contributions from appointees, Department Heads or employees.

B. Nothing in this provision shall prevent any Public Servant, Department Head, or Employee from contributing to or otherwise supporting any political campaign during non-working hours.

C. Subsection A shall not apply where (i) a Public Servant's solicitations are inadvertently sent to another Public Servants or to a Department Head or employee, (ii) the solicitation includes an express disclaimer stating that it was not intended to be sent to such persons, and (iii) the Public Servant takes actions to correct the mailing list to avoid recurrence of such solicitation.

Sec. 2.9. Use of Public Assets for Private Purposes

A Public Servant shall use County personnel resources, property and funds under the Public Servant's official care or control judiciously and solely in accordance with applicable federal, state and County laws, rules, regulations, ordinances and policies. All county vehicles shall be used in accordance with the County Vehicle policy.

ARTICLE 3 DISCLOSURE STATEMENT

Sec. 3.1. Personal Disclosure for Public Servants

Public Servants shall file a personal disclosure statement ~~of~~in a form provided by the County Personnel Department.

~~1.A.~~ The personal disclosure statement shall disclose (i) the Public Servant's current employer(s), (ii) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, and (iii) an entity in which the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or has an interest totaling \$50,000 or more in value.

~~2.B.~~ To the extent the Public Servant knows any of the following are located within, have a contract with, or have within the preceding 2 years sought a permit or other approval from the County, a County Agency, or a Public Servant, the personal disclosure statement shall disclose (i) the current employer(s) of the Public Servant's Close Relatives, (ii) an entity for which any Close Relative of the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, and (iii) an entity in which the a Close Relative of the

Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or has an interest totaling \$50,000 or more in value.

~~3.C.~~ Public Servants specified under this section shall file personal disclosure statements within 30 days of date of hire or taking office. Public Servants shall file an amended personal disclosure statement within 30 days after the information required by subsection A changes or, immediately, if they have a conflict of interest that was not disclosed in a previously filed disclosure statement.

~~4.D.~~ The County Clerk shall post the submitted Personal Disclosure forms on the County's website. The Personal Disclosure form may be submitted electronically.

Sec. 3.2. Personal Disclosure for Vendors

All existing County vendors and any vendor submitting a proposal, bid or contract for County consideration shall file a vendor disclosure statement in the form specified by the County Executive. At a minimum, the vendor disclosure statement shall include (a) the employment of a Close Relative of a Public Servant, (b) any interest of a Public Servant as a director, officer, partner, beneficiary, trustee member, employee or contractor in the entity, (c) any legal or beneficial ownership by a Public Servant of 10 % or more of the total outstanding stock of a corporation, limited liability company, partnership, sole proprietorship, or other business entity, and (d) any instances in the last five calendar years of failure to perform or otherwise deliver on the terms of a contract or agreement with the County, County Agency or Public Servant, including any suspensions or debarments.

ARTICLE 4 ENFORCEMENT, SANCTIONS, AND REMEDIES

Sec. 4.1. Advice

~~A. A Public Servant may seek the advice of the Public Servant's superior and, if the Public Servant is a County Wide Elected Official, a Commissioner, a Department Head or has the permission of the Public Servant's superior, seek advice from Corporation Counsel regarding any upcoming proceeding, action, decision, or regarding any other potential situation addressed by this ordinance. A Commissioner may also seek the advice of the Commission's independent legal counsel. If a Public Servant (i) does so prior to any violation of this ordinance, (ii) truthfully and fully discloses all information requested by the Public Servant's superior and, if consulted, legal counsel, and (iii) fully and completely complies with the superior and legal counsel's advice and direction, the Public Servant shall not be subject to sanctions as detailed in this Article.~~

~~B. Alternatively, a~~ Public Servant may seek an advisory opinion from the Ethics Board. If a Public Servant (i) does so prior to any violation of this ordinance, (ii) truthfully and fully discloses all information requested by the Ethics Board, and (iii) fully and completely complies with the Ethics Board's advice and direction, the Public Servant shall not be subject to sanctions as detailed in this Article. The Ethics Board shall render a written advisory opinion within 30 calendar days after a Public Servant's written request for an advisory opinion.

Sec. 4.2. Sanctions

A. Sanctions shall not be construed to diminish or impair the rights of a Public Servant under any collective bargaining agreement, nor the County's obligation to comply with collective bargaining agreements.

B. State and federal statutes, including those cited in this ordinance and including, without limitation, those found at MCL 750.505 (misconduct in office), MCL 750.478 (neglect of duty), and MCL 15.321 *et seq.* (contracts of public servants with public entities), may address conduct described in this ordinance or impose requirements on Public Servants or candidates. Nothing in this ordinance is intended to affect the applicability of, to replace or to modify any such requirements or the penalties for their violations.

C. A violation of this ordinance shall be a municipal civil infraction that may be punished by a fine of up to \$500.00. Because the Public Servants subject to this ordinance all serve the County, because any candidate addressed by this ordinance would be a candidate for County office, and

because any vendor addressed by this ordinance would be contracting with the County, and because the County seat is in Mt. Clemens, to the extent not otherwise prohibited by law any violation of this ordinance shall be deemed to have occurred in Mount Clemens. In addition, the District Court shall have jurisdiction to order other appropriate remedies and compliance as provided by applicable state law.

D. In addition to any other penalty, a Public Servant who violates this ordinance may be subject to appropriate personnel actions.

E. Any contract made in violation of this ordinance shall be void.

F. If any vendor, individual or entity who violates this ordinance or employs or uses as an agent anyone who violates this ordinance in connection with a County contract, that contract may be voided by the resolution of the Commission.

G. Any permit or other approval issued or obtained in violation of this ordinance shall be void.

ARTICLE 5

BOARD OF ETHICS

Sec. 5.1. Recognition and General Provisions

A. Section 2.4 of the Charter establishes a Board of Ethics. The Board is charged with the enforcement of the ethics provisions of the Charter, this ordinance, and the law.

B. The Board shall adopt procedural rules consistent with the Charter and this Ordinance.

C. An individual or entity that is directly affected by a contract, decision or action alleged to have been in violation of this ordinance, or a resident of Macomb County, may file a complaint with the Ethics Board alleging one or more violations of this ordinance.

D. The Board shall provide a Public Servant who is the subject of an ethics complaint of a copy of the complaint within one business day after a complaint is filed. The Board shall also notify that Public Servant in writing at least 7 days before any meeting at which any complaint involving that Public Servant will be discussed or otherwise considered by the Board of the date, time and place of that meeting. The Board shall also notify in writing a Public Servant who is the subject of a complaint of all actions taken or decisions made with respect to that complaint within 1 business day after that action or decision. Written notification shall be by electronic mail and by mail sent via the United States Postal Service.

E. The Board shall normally finalize its decisions and actions on an ethics complaint within 60 days after the complaint is filed. For good cause or with the consent of the complainant and the Public Servant involved in a complaint, the Board may determine to extend the time for a decision or action on a given complaint for an additional 30 days.

F. The County Clerk/Register of Deeds shall serve as the Clerk of the Board and the original copies of all notices, agendas, minutes, complaints, decisions and other public records submitted to or created by the Board shall be retained in the office of the County Clerk/Register of Deeds. The County Clerk/Register of Deeds shall provide and post notices, agendas and minutes consistent with the County Clerk/Register of Deeds' practices for other County board and commissions.

Sec. 5.2. Meetings and Materials

Because the Ethics Board and this ordinance are intended to enhance public accountability, all Ethics Board proceedings and documents shall be open to the public.

A. All meetings of the Board are subject to the Open Meetings Act, MCL 15.261 *et seq.*

B. The Open Meetings Act might permit some matters to be discussed or considered in closed sessions but the Open Meetings Act does not require a closed session for that discussion or consideration. Therefore, all sessions to consider or discuss any complaint or allegations concerning a Public Servant, to meet with a complainant or any respondent to a complaint, or to

meet with any Public Servant other than legal counsel for the Board, shall be in a session open to the public.

C. Public notice of the Board’s meetings shall be provided for in accordance with the provisions of the Open Meetings Act.

D. All complaints, all responses to complaints, and all other records of the Ethics Board, except legal opinions or information required by state or federal law to remain confidential, shall be records available for public inspection and copying.

E. The Board shall not delegate any of its duties or powers to any member or to any committee. Actions required or allowed to be taken by the Board shall be taken by the entire Board at an open meeting.

F. The Board shall notify in writing a complainant who filed an ethics complaint at least 7 days before any meeting at which that complaint will be discussed or otherwise considered by the Board of the date, time and place of that meeting. The Board shall also notify in writing a complainant who filed a complaint of all actions taken or decisions made with respect to that complaint within 1 business day after that action or decision. Written notification shall be by electronic mail and by mail sent via the United States Postal Service.

Sec. 5.3. Annual Report

The Board shall annually report to the Commission as required by section 2.8 of the Charter. That annual report shall, among any other information the Board determines to include, provide the information required by this section, including the number of complaints filed, the numbers of complaints for which probable cause was determined to exist, the numbers of complaints resulting in findings of violations, and the sanctions or remedies imposed. It shall also include a list of the names of persons and entities who the Board determined violated this ordinance, the nature of the violation and the resulting sanction or remedy.

Section 2. Effective Date. This ordinance shall take effect 20 days after its adoption and delivery to the County Executive.

Date: _____, 2016

David Flynn, Board Chair

Carmella Sabaugh, County Clerk

Adopted: _____, 2016

[GRAPIDS 57771-1 392759v7](#)
[GRAPIDS 57771-1 392759v8](#)
[GRAPIDS 57771-1 392759v8](#)

ENROLLED ORDINANCE
NO. 2016-

Introduced by Commissioner _____, supported by Commissioner _____.

AN ORDINANCE TO AMEND AND RESTATE ORDINANCE NO. 2011- 10

~~INTRODUCED BY COMMISSIONER(S) DIMARIA, SUPPORTED BY COMMISSIONER(S) SAUGER. ENTITLED "AN ORDINANCE TO ESTABLISH A STANDARD OF ETHICS FOR ALL PUBLIC SERVANTS OF MACOMB COUNTY PURSUANT TO SECTION 2.2 OF THE HOME RULE CHARTER OF MACOMB COUNTY, MICHIGAN "~~

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CHARTER COUNTY OF MACOMB:

Section 1. Amendment. Ordinance No. 2011-10 entitled "An Ordinance to Establish a Standard of Ethics for All Public Servants of Macomb County Pursuant to Section 2.2 of the Home Rule Charter of Macomb County, Michigan" is amended in its entirety to read as follows:

AN ORDINANCE TO ESTABLISH AND TO PROVIDE FOR ENFORCEMENT AND PENALTIES FOR VIOLATION OF A STANDARD OF ETHICS FOR PUBLIC SERVANTS OF AND THOSE CONTRACTING WITH MACOMB COUNTY

SECTION 1. ARTICLE 1
PURPOSE AND DEFINITIONS.

Sec. 1.1. Short Title.

This ordinance may be referred to as the "Ethics Ordinance."

Sec. 1.2. Purpose and Applicability. The

A. Macomb County residents and those conducting business in or with Macomb County are entitled to fair, ethical and accountable government. ~~County officials, employees, and appointees~~ Public Servants hold positions of public trust and their actions must remain above ~~suspicion~~ reproach.

B. The purpose of this ordinance is to ~~set forth~~ establish ethical standards of conduct for ~~elected officials, employees, and appointees of~~ Macomb County Public Servants in accordance with sections 2.2 and 2.3 of the Charter.

This

C. Unless otherwise provided by applicable law, this ordinance applies to all ~~Macomb County Public Servants unless otherwise provided by state or federal law.~~

~~Pursuant to Section 2.2 of the Home Rule Charter of Macomb County, an ethics ordinance shall be adopted governing all Public Servants. Therefore, the rules, requirements, and standards of conduct contained herein are expected of all Public Servants.~~

~~Sec. 1.2. General Standards of Conduct. Public Servants of the County shall observe the highest standards of ethical conduct and are obligated to:~~

- ~~A. Comply with all laws and policies of County government;~~
- ~~B. Be independent, impartial, and fair in their judgment and actions;~~
- ~~C. Use their public office for the public good, not for personal gain;~~
- ~~D. Conduct public business openly, as provided by law, in an atmosphere of respect and civility; and~~
- ~~E. Cooperate fully with any request of the Ethics Board for information or assistance, subject to law. Public Servants and some of its provisions apply to those who previously served as Public Servants and to individuals and entities contracting with the County.~~

D. The requirements of this ordinance are subject to state and federal laws, rules and regulations.

1. If a state or federal law, rule or regulation conflicts with a provision of this ordinance and that state or federal law, rule or regulation states that it preempts or has been held to preempt any provision in this ordinance, that conflicting state or federal law, rule or regulation shall control.
2. When a requirement of this ordinance provides a higher standard of conduct than a state or federal law, rule or regulation, this ordinance shall control unless the state or federal law, rule or regulation makes it illegal for the higher standard of conduct in this ordinance to apply.
3. Without limiting the generality of the subsections D.1 and D.2, this ordinance shall not modify the requirements of Contracts of Public Servants with Public Entities Act, 1968 PA 317, MCL 15.321 to 15.330, governing the solicitation by and participation in government contracts by Public Servants.

Sec. 1.3. Definitions.

The following definitions shall apply to words and phrases used in this ordinance.

A. *Appointee* means a person appointed to a compensated or uncompensated position in County government that is not subject to a collective bargaining agreement, who is not elected to or holding office or holding an office that is subject to an election and whose appointment is subject to the approval of the Board of Commissioners or who is exempt from such approval under the Charter.

B. *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.

C. *Close Relative* means a person's (i) spouse, (ii) biological, adoptive or foster parent, child, step-parent or step-child, (iii) biological, adoptive or foster brother or sister, step-brother or step-sister, or half-brother or half-sister (iv) anyone who resides with the person, and (v) anyone the person declares as a dependent on the person's federal income tax return.

D. ~~C.~~ *Commission* means the County Board of Commissioners created by the Charter.

E. *Commission Chair* means the duly selected chairperson of the Commission or that person's designee(s).

F. ~~D.~~ *Commissioner* means a member of the Commission.

G. ~~E.~~ Confidential Information means information obtained by a Public Servant by reason of his or her position that is not available to members of the public pursuant to the Michigan Freedom of Information Act or other applicable laws, regulations, or procedures.

H. ~~F.~~ Conflict of Interest means one or more of a situation where an interest of a Public Servant, including a partisan political interest, is or may be in actual or apparent conflict with an actual or apparent interest of the County and includes the following situations:

1. A decision to be made by ~~the Public Servant or the body on which the Public Servant serves, or in the case of a County Commissioner or the County Executive, a decision to be made by any County body or Public servant, that~~ a contract approved or signed by the Public Servant could result in private gain for the Public Servant or a ~~member~~Relative of the Public Servant's family.

2. A decision to be made by ~~the Public Servant or the County~~ a contract approved or signed by a body on which the Public Servant serves could result in private gain for ~~(a) anyone the Public Servant represents in any professional capacity, (b) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, or (c) an entity in which the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or has an interest totaling \$50,000 or more in value.~~ the Public Servant or a Relative of the Public Servant.

3. A decision to be made by or a contract approved or signed by a subordinate of the Public Servant could result in private gain for the Public Servant or a Relative of the Public Servant.

4. A decision to be made by or a contract approved or signed by any appointee(s) of the Public Servant or the body on which the Public Servant serves could result in private gain for the Public Servant or a Relative of the Public Servant.

5. A decision to be made by the Public Servant or a contract approved or signed by the Public Servant could result in private gain for (a) anyone the Public Servant represents in any professional capacity, such as, for example and not as limitation, an attorney, accountant, architect, or engineer, (b) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (d) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (a) does not apply to an attorney, accountant or other professional whose client is only a lender on a project. Subsection (d) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

6. A decision to be made by or a contract approved or signed by a body on which the Public Servant serves could result in private gain for (a) anyone the Public Servant represents in any professional capacity, such as, for example and not as limitation, an attorney, accountant, architect, or engineer, (b) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value,

(c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (d) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (a) does not apply to an attorney, accountant or other professional whose client is only a lender on a project. Subsection (d) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

7. A decision to be made by or a contract approved or signed by a subordinate of the Public Servant could result in private gain for (a) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (b) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (c) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

8. A decision to be made by or a contract approved or signed by any appointee(s) of the Public Servant could result in private gain for (a) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (b) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (c) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

I. County Agency means a department, office, board, commission, or other unit of County government, whether created by Charter, ordinance or law.

J. G. County-Wide Elected Official means the person holding the office of County Executive, Public Works Commissioner, Clerk/Register of Deeds, Treasurer, Prosecuting Attorney, or Sheriff.

K. H. Department Head means the administrative head of ~~any department, office, board, commission or other administrative unit of County government~~ County Agency regardless of the title of the position.

L. I. Employee means a person employed in a position of County government whether on a full-time or part-time basis.

M. Entity means an association, business corporation, general partnership, governmental agency or unit, limited liability company, limited partnership, non-profit corporation, individual's assumed name, or any other legal person or identity other than an individual.

N. J. Executive or County Executive means the person holding the office of County Executive as provided in the Charter or that person's designee(s).

O. K. Gift means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, travel, lodging, and honoraria for speaking engagements.

~~**P. L. Immediate Family** means a person's spouse and the person's children and step-children, by blood or adoption, or anyone over the age of eighteen (18) who resides with that person.~~ **Inter-governmental gift** means, for the purposes of this ordinance, any gift given to a Public Servant from a (i) federal, state, local or school district elected official, (ii) a federal, state, local or school district appointed official, or (iii) a federal, state or local government employee who is not a Public Servant.

~~**Q. M. Intra-governmental gift** means, for the purpose of this ordinance, any gift given to a Public Servant from another Public Servant of Macomb County.~~

~~**R. N. Personal**~~ **Private gain** means any direct financial benefit that is different than any financial benefit members of the general public or a significant group of the general public would gain in similar circumstances.

~~**S. O. Prohibited Source** means anyone doing business with, who is regulated by, who is seeking business from, or seeking any action from the County or any officer, office, agency or body of the County.~~

~~**T. P. Public Servant** means an employee, county wide elected official, commissioner, or appointee.~~ **County employee, County-Wide Elected Official, County Commissioner, or County appointee.**

~~**Q. Relative** means people related to the individual as father, mother, son, daughter, brother, sister, uncle, aunt, great aunt, great uncle, first cousin, nephew, niece, husband, wife, grandfather, grandmother, grandson, granddaughter, father in law, mother in law, son in law, daughter in law, brother in law, sister in law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, half sister, and including the father, mother, grandfather, or grandmother of an individual's spouse and the individual's fiancé or fiancée~~

SECTION 2. CONFLICTS OF INTEREST

~~In order to ensure independence and impartiality, Public Servants shall not use their position to influence or otherwise affect government decisions or actions in which they possess a personal interest which may present an apparent or real conflict of interest.~~

U. Publicly disclose means to disclose in such a manner as to ensure all involved in considering the decision, action or contract are aware of the conflict of interest or other situation requiring disclosure under this ordinance (i) the nature of a conflict of interest or other situation requiring disclosure under this ordinance and (ii) the efforts the Public Servant to comply with this ordinance. Public disclosure shall, at a minimum, include the following:

1. In situations where either the disclosing Public Servant or a subordinate of the disclosing Public Servant, would otherwise consider the decision, action or contract on behalf of the County, the disclosing Public Servant shall (a) make the required disclosure in writing to the disclosing Public Servant's immediate subordinates and to a superior to the disclosing Public Servant and (b) direct that the decision, action or contract be considered by the disclosing Public Servant's superior or the designee of the Public Servant's superior.

2. In situations where the disclosing Public Servant is a member of a County body, that Public Servant shall, during a public meeting of that body, (a) publicly disclose to the body the situation requiring disclosure before that County body

considers the decision, action or contract and (b) ask that the disclosure be made part of the minutes of that body's meeting.

3. In situations where the decision, action or contract is to be considered by any appointee whose appointment is made or approved by the disclosing Public Servant or by the body on which the Public Servant serves, the Public Servant shall make disclosure in writing (a) to that appointee, (b) if there is one, to that appointee's superior, and, (c) if there is one, to the County body on which the Public Servant serves.

V. Relative means (i) a person's Close Relative, (ii) a person's biological, adoptive or foster grandparent, (iii) a Close Relative of a person's spouse, or of anyone over the age of 18 residing with a person, or (iv) a biological, adoptive or foster grandparent of a person

ARTICLE 2 STANDARDS OF CONDUCT

Sec. 2.1. General Standards of Conduct.

Public Servants shall observe the highest standards of ethical conduct and shall do all of the following.

A. A Public Servant shall not represent his or her personal opinion as that of the county. Comply with federal and state constitutions, laws, rules and regulations and with decisions and orders of federal and state agencies, officials and courts of competent jurisdiction that are applicable to the Public Servant's office, any County body on which the Public Servant serves, and any meeting the Public Servant attends.

B. Comply with all County ordinances and policies.

C. Be independent, impartial, and fair in their judgments and actions. Public Servants shall not display any favor for or disfavor of any individual, group or entity in the discharge of their duties. Public Servants shall treat all persons they encounter with courtesy and respect.

D. Use their public office for the public good, not for private gain.

E. Respect and act in accordance with County processes and procedures. This does not preclude advocating for changes of County processes and procedures but requires compliance with them unless and until they are changed.

F. Conduct public business openly, as provided by law.

G. Cooperate fully with any lawful request of the Ethics Board, the Commission, and the Office of County Executive for information or assistance. A lawful request is (i) a request required or allowed to be made by the Charter or other applicable law, rule, regulation or ordinance or (ii) a request that when made, under the Charter or applicable law, rule, regulation or ordinance, requires a response or the disclosure of the requested information.

Sec. 2.2. Conflicts of Interest

A. A Public Servant shall not make any decision, participate in making any decision or take any action, influence any decision or action, or attempt to influence any decision or action, in which the Public Servant has a conflict of interest.

B. A Public Servant shall not approve any contract, participate in approving any contract, influence the approval of a contract, attempt to influence the approval of any contract, or sign any contract in which the Public Servant has a conflict of interest.

C. A Public Servant shall publicly disclose the Public Servant's conflict of interest before any decision, action or contract in which the Public Servant has a conflict of interest is

considered by (i) any other Public Servant who is a subordinate of or a superior to the Public Servant with the conflict of interest, (ii) any County body on which the Public Servant with the conflict of interest serves, (iii) any appointee whose appointment is made or approved by the Public Servant who has the conflict of interest or the body on which that Public Servant serves. That disclosure shall either be in writing or otherwise made part of the official written record of the office in which or body on which the disclosing Public Servant serves. It shall disclose the nature of the conflict of interest and the actions taken by the Public Servant to comply with this ordinance.

Sec. 2.3. Other Personal Interests.

~~B. A~~ A Public Servant shall not engage in a business transaction in which the Public Servant and his or her relative may profit from his or her official position or authority or benefit financially from confidential information which the Public Servant has obtained or may obtain by reason of that position or authority or a Relative of the Public Servant may recognize a private gain from the Public Servant's County position.

~~C. B. A~~ A Public Servant shall not participate in on behalf of another individual or entity who/which the Public Servant or a Close Relative of the Public Servant serves as an employee, officer, director, member, or other agent in (i) the negotiation, approval or execution of contracts, making of loans, granting of subsidies, issuance of permits or certificates or other regulation or supervision, which involves Macomb County and an entity in which the Public Servant and his or her relative has a financial or personal interest with, (ii) issuance of approvals to, (iii) providing goods or services to, or (iv) using property of the County, a County Agency or another Public Servant.

C. A Public Servant shall not accept from any individual or entity other than the County, any payment, good, service, employment or promise of employment, or other thing of value in exchange for (i) taking any action, (ii) making any decision, (iii) giving any approval, (iv) issuing any decision, (v) voting for or against, (vi) issuing any permit, (vii) making any payment, (viii) making any statement, (ix) making or approving an appointment, or (x) undertaking any other effort as a Public Servant for the benefit of any individual or entity.

D. A Public Servant shall not knowingly cause, allow, enable or, without objecting, endure any individual or entity other than the County, to make any payment or to provide any good, service, employment or promise of employment, or other thing of value to a Relative of the Public Servant in exchange for (i) taking any action, (ii) making any decision, (iii) giving any approval, (iv) issuing any decision, (v) voting for or against, (vi) issuing any permit, (vii) making any payment, (viii) making any statement, (ix) making or approving an appointment, or (x) undertaking any other effort as a Public Servant for the benefit of any individual or entity.

Sec. 2.4. Information, Representations and Opinions

A. A Public Servant shall not represent the Public Servant's personal opinion or position as that of the County, a County Agency or another Public Servant.

1. This provision is not intended to and shall not be interpreted to preclude the Executive from representing the Executive's office or the County in relations with other governments, the media or the general public.

2. This provision is also not intended to and shall not be interpreted to preclude the Chair of the Commission or the Chair of another County body from representing the Commission's or other body in relations with other governments, the media or the general public.

3. This provision is also not intended to and shall not be interpreted to preclude a County-Wide Elected Official from representing the County-Wide Elected Official's office or County Agency in relations with other governments, the media or the general public.

B. A Public Servant shall not disclose any Confidential Information before it is authorized for release to the general public.

C. A Public Servant shall not use Confidential Information for private gain.

~~D. This ordinance shall not in any manner vary or change the requirements of Contracts of Public Servants with Public Entities Act, 1968 PA 317, MCL 15.321 to 15.330, which governs the solicitation by and participation in government contracts by officers and employees of the County and preempts all local regulation of such conduct.~~
A Public Servant shall not knowingly disclose to any unauthorized person information provided, obtained or discussed in closed or executive sessions of the Board of Commissioners or other County body in advance of the time prescribed for its authorized release to the public.

SECTION 3. STANDARDS OF CONDUCT

Sec. ~~3.1-2.5.~~ Gifts and Gratuities

Except as permitted by this ordinance, ~~no~~ Public Servant ~~of Macomb County~~ shall not intentionally solicit or accept any gift from any ~~prohibited source~~, including intra-governmental ~~gifts, or gift, intergovernmental gift, or any gift~~ which is otherwise prohibited by law or ordinance.

A. This prohibition shall not apply to:

1. Opportunities, benefits, and services that are available on the same conditions as for the general public.
2. Complimentary copies of trade publications, books, reports, pamphlets, calendars, periodicals or other informational materials.
3. A gift received from a Relative of the Public Servant's ~~relative or immediate family member~~, provided that the ~~relative or immediate family member~~ Relative is not acting as a third party's intermediary or an agent in an attempt to circumvent the ~~is article ordinance~~.
4. Acceptance of unsolicited advertising ~~or~~ promotional materials and other items of nominal intrinsic value.
5. Food or refreshments not exceeding ~~Seventy-Five (\$ 75.00) Dollars per person~~ in value on a single calendar day; provided that the food or refreshments are (i) consumed on the premises from which they were purchased or prepared, or (ii) catered. For the purposes of this ~~Section ordinance~~, "catered" means food or refreshments that are purchased ready to consume which are delivered by any means.
6. Food, refreshments, lodging, transportation, and other benefits resulting from outside business or employment activities (or outside activities that are not connected to the official duties of a Public Servant), if the benefits have not been offered or enhanced because of the Public Servant's official position or employment ~~of the officer or employee~~, and are customarily provided to others in similar circumstances.

7. Admission ~~if previously approved as may be required in this subsection 2.5.A.7,~~ admission or registration fees, travel expenses, entertainment, lodging, meals or refreshments that are furnished to the Public Servant: (i) by the sponsor(s) of an event, appearance or ceremony which is related to official County business in connection with such an event, appearance or ceremony and to which one or more of the public are invited; or (ii) in connection with teaching, a speaking engagement or the provision of assistance to or service as a director, officer, board member, or committee member of an organization or another governmental entity as long as the County does not compensate the public servant for admission or registration fees, travel expenses, entertainment, meals or refreshments for the same activity; and are customarily provided to others in similar circumstances. If the event, ceremony, meeting, or conference is outside the state of Michigan, the Public Servant shall obtain approval prior to attending from the public body on which the Public Servant serves or, if the Public Servant does not serve as a member of a Public Body, from the Commission.
8. Anything for which the Public Servant pays fair market value.
9. Any contribution that is lawfully made or event that is lawfully held under the Campaign Finance Laws of the State of Michigan.
10. Anything provided by an individual on the basis of a personal friendship unless the ~~recipient~~ Public Servant has reason to believe that, under the circumstances, the gift was provided because of the Public Servant's official position or employment ~~of the recipient and not because of the personal friendship~~. In determining whether a gift is provided on the basis of personal friendship, the ~~recipient~~ Public Servant shall consider the circumstances under which the gift was offered, such as: (i) the history of the relationship between the individual giving the gift and the ~~recipient of the gift~~ Public Servant, including any previous exchange of gifts between those individuals; (ii) whether to the actual knowledge of the ~~recipient~~ Public Servant the individual who gave the gift personally paid for the gift or sought a tax deduction or business reimbursement for the gift; and (iii) whether to the actual knowledge of the ~~recipient~~ Public Servant the individual who gave the gift also at the same time gave the same or similar gifts to other Public Servants.
11. An inter-governmental gift unless that inter-governmental gift is prohibited by applicable law, rule or regulation.
12. Admission to a charitable or non-profit event or fundraiser when the Public Servant is attending as a representative of the County or for which other Public Servants or officials of other local governments have similarly been provided complimentary admission due to their status as governmental officials.
13. Admission to events honoring another Public Servant or governmental official when the Public Servant is attending as a representative of the County or for which other Public Servants or officials of other local governments have similarly been provided complimentary admission due to their status as governmental officials.
- B. Each of the exceptions listed in this Section is mutually exclusive and independent of every other.
- C. A Public Servant does not violate this Section if ~~he or she~~ the Public Servant promptly takes reasonable action to return the gift.

Sec. 3.2. ~~Personal Disclosure for Public Servants~~ 2.6. Incompatible Employment

~~Public Servants shall file a personal disclosure statement.~~

- ~~A. The personal disclosure statement shall disclose the existence of the following financial interest in or the receipt of gifts by the Public Servant and the Public Servant's immediate family in any company, business, or entity that has contracted with Macomb County or which has sought licensure or approvals from Macomb County in the two calendar years prior to the filing of the statement:~~
- ~~1. Any interest as a partner, member, employee or contractor in or for a co-partnership
or other unincorporated association;~~
 - ~~2. Any interest as a beneficiary or trustee in a trust;~~
 - ~~3. Any interest as a director, officer, employee or contractor in or for a corporation, limited liability company, partnership, sole proprietorship, or other business entity; and~~
 - ~~4. Legal or beneficial ownership of 10 % or more of the total outstanding stock of a corporation, limited liability company, partnership, sole proprietorship, or other business entity;~~
- ~~B. Public servants specified under this section shall file personal disclosure statements by March 31, 2012. Newly hired or appointed Public Servants shall file within 30 days of date of hire or appointment. Public servants would not be required to file an additional personal disclosure statement unless the substance of the document were to change, in which case they shall file an amended personal disclosure statement.~~
- ~~C. The County Executive shall develop a Personal Disclosure Form, notify all affected Public Servants, collect the forms from Public Servants, and otherwise implement this section. The County Clerk shall post the submitted Personal Disclosure forms on the County's website. The Personal Disclosure form may be submitted electronically.~~
- ~~D. The County shall amend its standard contract form to include language which provides that County contracts shall be voidable or rescindable at the discretion of the County Executive at any time if a Public Servant has an interest in such contract and fails to disclose such interest. Such contract shall be voided or rescinded if a lobbyist or employee of the contracting party offers a prohibited gift, gratuity, honoraria or payment to a Public Servant in relation to the contract. A fine shall be assessed to the contractor in the event of a violation of this section of the Charter. If applicable, the actions of the contractor, and its representative lobbyist or employee, shall be referred to the appropriate prosecuting authorities.~~

- ~~E. If a person required to file a Personal Disclosure form discovers that the person neglected to disclose some required information, the person shall file an amended form within 10 days of the discovery or notification.~~

~~Sec. 3.3. Personal Disclosure for Vendors~~

~~All potential and existing County vendors shall be required to file a vendor disclosure statement in the manner specified by the County Executive. At a minimum, the vendor disclosure statement shall include (a) the employment of a relative of a Public Servant of the County, (b) any interest of a Public Servant of the County as a director, officer, partner, beneficiary, trustee member, employee or contractor in the entity, (c) legal or beneficial ownership by a Public Servant of the County of 10 % or more of the total outstanding stock of a corporation, limited liability company, partnership, sole proprietorship, or other business entity, and (d) any instances in the last five calendar years of failure to perform or otherwise deliver on the terms of a contract or agreement with the County or any other public entity, including any suspensions or debarments.~~

~~Sec. 3.4. Incompatible Employment~~

~~A. A Public Servant shall not engage in or accept employment or render services for a private or public interest when that employment or service is incompatible or in conflict with the discharge of the official or employee Public Servant's official duties or when that employment may tend to impair his or her Public Servant's independence of judgment or action in the performance of official duties.~~

~~1. A. Subject to state law, for one ~~(1)~~ year after employment with Macomb County, a service as a Public Servant, a former Public Servant shall not lobby or appear before the County Commission or any, another County office, department, agency, board, commission or body or receive compensation for any services body, a County Agency or another Public Servant in connection with any contract, improvement, issue, action, decision or other matter in which he or she the former Public Servant was directly concerned, personally participated, actively considered or acquired knowledge while working for the county serving as a Public Servant. This provision shall not apply to a former Public Servant who holds another public office or is appointed to another governmental position.~~

~~2. B. Subject to state law, for a period of one ~~(1)~~ year after employment with the county, a service as a Public Servant, a former Public Servant shall not accept employment with any person or company that did business with the eCounty during the former Public Servant's tenure if that former Public Servant was in any way involved the sole decision maker in the award or management of that contract or the employment would require the sharing of confidential information.~~

~~3. For one year after service as a Public Servant, a former Public Servant shall not act or appear on behalf of, represent, undertake any duties or activities on behalf of the County, a County Agency or a Public Servant.~~

~~4. For one year after the former Public Servant's service as a Public Servant, no entity (i) for which the former Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, (ii) in which the former Public~~

Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (iii) has an interest totaling \$50,000 or more in value, act or appear on behalf of, represent, undertake any duties or activities on behalf of the County, a County Agency or a Public Servant. Subsection (iii) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

5. C. ~~Macomb~~ County elected officials are prohibited from employment with Macomb County government for a period of one year after leaving elected office.

B. If it determines that allowing a former Public Servant to in serve a role otherwise prohibited by subsection A is in the best interests of the County, the Commission may by a resolution approved by 2/3 of the Commissioners elected and serving permit a former Public Servant to serve in such a role.

Sec 3-5-2.7. Nepotism

A. It is the general policy of ~~Macomb~~ County not to discriminate in its employment and personnel actions with respect to its employees and applicants on the basis of marital status.

A. B. Notwithstanding this policy, ~~the~~ County Agency will consider a ~~member of an employee's immediate family~~ Close Relative of a Public Servant for employment if the applicant possesses all the qualifications for employment. ~~An immediate family member~~ However, a Close Relative may not be hired, ~~however~~, if the employment would:

1. 1. Create either a direct or indirect supervisor/subordinate relationship ~~with a family member~~ between the Public Servant and a Close Relative of the Public Servant; or

2. 2. Create an actual conflict of interest or the appearance of a conflict of interest.

B. C. The Department Head shall have the authority and responsibility for determining if such a potential for adverse impact does or does not exist.

C. D. When a Department Head has made a determination that such adverse impact does not exist, the determination shall be reviewed by the Human Resources Director prior to any employment decision being made. The Department Head shall submit a Nepotism Review Request form developed by the Human Resources Department to the Human Resources Director. Only Department Heads or their designees may sign the request form. The Human Resources Director will review the request form and concur (with or without restrictions) or not concur with the decision of the Department Head. If the Human Resources Director determines that an adverse impact would in fact occur, the Department Head, ~~County~~ Executive and the Board of Ethics shall be notified in writing.

D. E. These criteria will also be considered when assigning, transferring, or promoting an employee.

E. F. Employees who marry or become members of the same household may continue employment as long as there is not:

1. 1. A direct or indirect supervisor/subordinate relationship between the employees; or

2. 2. An actual conflict of interest or the appearance of a conflict of interest.

~~Should~~ G. If one of the above situations described in subsection F occur, the County ~~would~~ shall attempt to find a suitable position within the County ~~of Macomb~~ to which one of the affected employees may transfer. Exceptions may be made by the ~~County~~ Executive in cases where there is an intermediate level of supervision between the ~~division head or supervisor~~ Public Servant and the ~~related~~ employee who is a Relative of the Public Servant.

If accommodations of this nature are not feasible, the employees will first be permitted to determine which of them will resign. If no agreement between the employees can be reached, the County will decide which of the employees will be terminated.

~~F. H.~~ This Section shall in no way disqualify such relatives or their spouses who are bona fide appointed officers or employees of the County at the time of the election or appointment of an officer to elective County office.

Sec. ~~3.6-2.8.~~ Inappropriate Use of County Time and Property for Political Activity

A. The following constitute inappropriate use of County time or property:

- 1. A.** ~~Public servants are prohibited from engaging~~ **Servants shall not engage** in political campaign activities using County property or ~~engaging in such activity~~ during time in which they are performing official duties.
- 2. B.** ~~Public servants are prohibited from soliciting appointees and employees~~ **Servants shall not solicit other Public Servants** to work on political campaign activities using County property or during working hours on their behalf or on the behalf of another.
- 3. C.** ~~Public servants are prohibited from soliciting~~ **Servants shall not solicit** campaign contributions from ~~County department heads and employees~~ **Department Heads or Employees** under their supervision, coordination, direction, or control.
- 4. D.** ~~County-wide elected officials and Commissioners are prohibited from soliciting~~ **shall not solicit** campaign contributions from appointees, ~~Department heads~~ **and** employees.

Sec. 3.7. Confidential Information

- ~~A. A Public Servant shall not divulge to any unauthorized person confidential information acquired in the course of service to the county in advance of the time prescribed for its authorized release to the public.~~
- ~~B. A Public Servant shall not knowingly disclose to any unauthorized person information provided, obtained or discussed in closed or executive sessions of the Board of Commissioners in advance of the time prescribed for its authorized release to the public. Nothing in this provision shall prevent any Public Servant, Department Head, or Employee from contributing to or otherwise supporting any political campaign during non-working hours.~~
- ~~C. A Public Servant shall not benefit financially from confidential information acquired in the course of holding office or employment or knowingly use confidential information for actual or anticipated personal gain, or for the actual or anticipated personal gain of any other person. Subsection A shall not apply where (i) a Public Servant's solicitations are inadvertently sent to another Public Servants or to a Department Head or employee, (ii) the solicitation includes an express disclaimer stating that it was not intended to be sent to such persons, and (iii) the Public Servant takes actions to correct the mailing list to avoid recurrence of such solicitation.~~

Sec. ~~3.8.2.9.~~ Use of Public Assets for Private Purposes

~~A. A Public Servant shall use County personnel resources, property and funds under the **official or employee Public Servant's** official care **and/or** control judiciously and solely in accordance with **prescribed constitutional, statutory and regulatory procedures and not for personal gain or benefit applicable federal, state and County laws, rules, regulations, ordinances and policies**. All county vehicles shall be used in accordance with the County Vehicle policy.~~

SECTION 4. SANCTIONS, REMEDIES, AND INTERPRETATION.

ARTICLE 3
DISCLOSURE STATEMENT

Sec. 3.1. Personal Disclosure for Public Servants

Public Servants shall file a personal disclosure statement in a form provided by the County Personnel Department.

A. The personal disclosure statement shall disclose (i) the Public Servant's current employer(s), (ii) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, and (iii) an entity in which the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or has an interest totaling \$50,000 or more in value.

B. To the extent the Public Servant knows any of the following are located within, have a contract with, or have within the preceding 2 years sought a permit or other approval from the County, a County Agency, or a Public Servant, the personal disclosure statement shall disclose (i) the current employer(s) of the Public Servant's Close Relatives, (ii) an entity for which any Close Relative of the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, and (iii) an entity in which the a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or has an interest totaling \$50,000 or more in value.

C. Public Servants specified under this section shall file personal disclosure statements within 30 days of date of hire or taking office. Public Servants shall file an amended personal disclosure statement within 30 days after the information required by subsection A changes or, immediately, if they have a conflict of interest that was not disclosed in a previously filed disclosure statement.

D. The County Clerk shall post the submitted Personal Disclosure forms on the County's website. The Personal Disclosure form may be submitted electronically.

Sec. 3.2. Personal Disclosure for Vendors

All existing County vendors and any vendor submitting a proposal, bid or contract for County consideration shall file a vendor disclosure statement in the form specified by the County Executive. At a minimum, the vendor disclosure statement shall include (a) the employment of a Close Relative of a Public Servant, (b) any interest of a Public Servant as a director, officer, partner, beneficiary, trustee member, employee or contractor in the entity, (c) any legal or beneficial ownership by a Public Servant of 10 % or more of the total outstanding stock of a corporation, limited liability company, partnership, sole proprietorship, or other business entity, and (d) any instances in the last five calendar years of failure to perform or otherwise deliver on the terms of a contract or agreement with the County, County Agency or Public Servant, including any suspensions or debarments.

ARTICLE 4
ENFORCEMENT, SANCTIONS, AND REMEDIES

Sec. 4.1. Advice

A Public Servant may seek an advisory opinion from the Ethics Board. If a Public Servant (i) does so prior to any violation of this ordinance, (ii) truthfully and fully discloses all information requested by the Ethics Board, and (iii) fully and completely complies with the Ethics Board's advice and direction, the Public Servant shall not be subject to sanctions as detailed in this Article. The Ethics Board shall render a written advisory opinion within 30 calendar days after a Public Servant's written request for an advisory opinion.

Sec. 4.2. Sanctions

A. Sanctions shall not be construed to diminish or impair the rights of a Public Servant under any collective bargaining agreement, nor the County's obligation to comply with ~~such~~ collective bargaining agreements.

B. State and federal statutes, including those cited in this ordinance and including, without limitation, those found at MCL 750.505 (misconduct in office), MCL 750.478 (neglect of duty), and MCL 15.321 *et seq.* (contracts of public servants with public entities), may address conduct described in this ordinance or impose requirements on Public Servants or candidates. Nothing in this ordinance is intended to affect the applicability of, to replace or to modify any such requirements or the penalties for their violations.

C. A violation of this ordinance shall be a municipal civil infraction that may be punished by a fine of up to \$500.00. Because the Public Servants subject to this ordinance all serve the County, because any candidate addressed by this ordinance would be a candidate for County office, and because any vendor addressed by this ordinance would be contracting with the County, and because the County seat is in Mt. Clemens, to the extent not otherwise prohibited by law any violation of this ordinance shall be deemed to have occurred in Mount Clemens. In addition, the District Court shall have jurisdiction to order other appropriate remedies and compliance as provided by applicable state law.

D. In addition to any other penalty, a Public Servant who violates this ordinance may be subject to appropriate personnel actions.

E. ~~This ordinance repeals, supersedes and replaces all County policies or parts of County policies dealing with its subject matter. Any contract made in violation of this ordinance shall be void.~~

F. If any vendor, individual or entity who violates this ordinance or employs or uses as an agent anyone who violates this ordinance in connection with a County contract, that contract may be voided by the resolution of the Commission.

G. Any permit or other approval issued or obtained in violation of this ordinance shall be void.

SECTION 5. ~~ARTICLE 5~~
BOARD OF ETHICS

~~Section 2.4 of the Home Rule Charter of Macomb County establishes a Board of Ethics. The Board is charged with the enforcement of the ethics provisions of the Charter, this ordinance, and the law. For the purposes of this section, "Board" refers to the Board of Ethics.~~

Sec. 5.1. Recognition and General Provisions

A. Section 2.4 of the Charter establishes a Board of Ethics. The Board is charged with the enforcement of the ethics provisions of the Charter, this ordinance, and the law.

B. The Board shall adopt procedural rules consistent with the Charter and this Ordinance.

C. An individual or entity that is directly affected by a contract, decision or action alleged to have been in violation of this ordinance, or a resident of Macomb County, may file a complaint with the Ethics Board alleging one or more violations of this ordinance.

D. The Board shall provide a Public Servant who is the subject of an ethics complaint of a copy of the complaint within one business day after a complaint is filed. The Board shall also notify that Public Servant in writing at least 7 days before any meeting at which any complaint involving that Public Servant will be discussed or otherwise considered by the Board of the date, time and place of that meeting. The Board shall also notify in writing a Public Servant who is the subject of a complaint of all actions taken or decisions made with respect to that complaint within 1 business day after that action or decision. Written notification shall be by electronic mail and by mail sent via the United States Postal Service.

E. The Board shall normally finalize its decisions and actions on an ethics complaint within 60 days after the complaint is filed. For good cause or with the consent of the complainant and the Public Servant involved in a complaint, the Board may determine to extend the time for a decision or action on a given complaint for an additional 30 days.

F. The County Clerk/Register of Deeds shall serve as the Clerk of the Board and the original copies of all notices, agendas, minutes, complaints, decisions and other public records submitted to or created by the Board shall be retained in the office of the County Clerk/Register of Deeds. The County Clerk/Register of Deeds shall provide and post notices, agendas and minutes consistent with the County Clerk/Register of Deeds' practices for other County board and commissions.

Sec. 5-1-5.2. Open Meetings Act and Materials

Because the Ethics Board and this ordinance are intended to enhance public accountability, all Ethics Board proceedings and documents shall be open to the public.

A. All meetings of the Board are subject to the Open Meetings Act, MCL ~~15.261, 15.261~~ *et seq.*
~~The Board may hold closed sessions when authorized by law.~~

B. The Open Meetings Act might permit some matters to be discussed or considered in closed sessions but the Open Meetings Act does not require a closed session for that discussion or consideration. Therefore, all sessions to consider or discuss any complaint or allegations concerning a Public Servant, to meet with a complainant or any respondent to a complaint, or to meet with any Public Servant other than legal counsel for the Board, shall be in a session open to the public.

~~C. B.~~ Public notice of the Board's meetings shall be provided for in accordance with the provisions of the Open Meetings Act.

D. All complaints, all responses to complaints, and all other records of the Ethics Board, except legal opinions or information required by state or federal law to remain confidential, shall be records available for public inspection and copying.

E. The Board shall not delegate any of its duties or powers to any member or to any committee. Actions required or allowed to be taken by the Board shall be taken by the entire Board at an open meeting.

F. The Board shall notify in writing a complainant who filed an ethics complaint at least 7 days before any meeting at which that complaint will be discussed or otherwise considered by the Board of the date, time and place of that meeting. The Board shall also notify in writing a complainant who filed a complaint of all actions taken or decisions made with respect to that complaint within 1 business day after that action or decision.

Written notification shall be by electronic mail and by mail sent via the United States Postal Service.

Sec. 5.3. Annual Report

The Board shall annually report to the Commission as required by section 2.8 of the Charter. That annual report shall, among any other information the Board determines to include, provide the information required by this section, including the number of complaints filed, the numbers of complaints for which probable cause was determined to exist, the numbers of complaints resulting in findings of violations, and the sanctions or remedies imposed. It shall also include a list of the names of persons and entities who the Board determined violated this ordinance, the nature of the violation and the resulting sanction or remedy.

Section 2. Effective Date. This ordinance shall take effect 20 days after its adoption and delivery to the County Executive.

Date: ~~December 20, 2011~~ _____

, 2016

~~Kathy D. Vosburg~~David Flynn, Board Chair

Carmella Sabaugh, County Clerk

Adopted: ~~December 20, 2011~~ _____, 2016

Notice Published:

**ENROLLED ORDINANCE
NO. 2016- ____**

Introduced by Commissioner _____, supported by Commissioner _____.

**AN ORDINANCE TO AMEND AND RESTATE ORDINANCE NO. 2011-10 ENTITLED
“AN ORDINANCE TO ESTABLISH A STANDARD OF ETHICS FOR ALL PUBLIC
SERVANTS OF MACOMB COUNTY PURSUANT TO SECTION 2.2 OF THE HOME
RULE CHARTER OF MACOMB COUNTY, MICHIGAN”**

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CHARTER COUNTY OF MACOMB:

Section 1. Amendment. Ordinance No. 2011-10 entitled “An Ordinance to Establish a Standard of Ethics for All Public Servants of Macomb County Pursuant to Section 2.2 of the Home Rule Charter of Macomb County, Michigan” is amended in its entirety to read as follows:

**AN ORDINANCE TO ESTABLISH AND TO PROVIDE FOR ENFORCEMENT AND
PENALTIES FOR VIOLATION OF A STANDARD OF ETHICS FOR PUBLIC
SERVANTS OF AND THOSE CONTRACTING WITH MACOMB COUNTY**

**ARTICLE 1
PURPOSE AND DEFINITIONS**

Sec. 1.1. Short Title.

This ordinance may be referred to as the “Ethics Ordinance.”

Sec. 1.2. Purpose and Applicability.

- A. Macomb County residents and those conducting business in or with Macomb County are entitled to fair, ethical and accountable government. Public Servants hold positions of public trust and their actions must remain above reproach.
- B. The purpose of this ordinance is to establish ethical standards of conduct for Macomb County Public Servants in accordance with sections 2.2 and 2.3 of the Charter.
- C. Unless otherwise provided by applicable law, this ordinance applies to all Public Servants and some of its provisions apply to those who previously served as Public Servants and to individuals and entities contracting with the County.
- D. The requirements of this ordinance are subject to state and federal laws, rules and regulations.
 - 1. If a state or federal law, rule or regulation conflicts with a provision of this ordinance and that state or federal law, rule or regulation states that it preempts or has been held to preempt any provision in this ordinance, that conflicting state or federal law, rule or regulation shall control.
 - 2. When a requirement of this ordinance provides a higher standard of conduct than a state or federal law, rule or regulation, this ordinance shall control unless the state or federal law, rule or regulation makes it illegal for the higher standard of conduct in this ordinance to apply.
 - 3. Without limiting the generality of the subsections D.1 and D.2, this ordinance shall not modify the requirements of Contracts of Public Servants with Public Entities Act, 1968 PA 317, MCL 15.321 to 15.330, governing the solicitation by and participation in government contracts by Public Servants.

Sec. 1.3. Definitions.

The following definitions shall apply to words and phrases used in this ordinance.

A. *Appointee* means a person appointed to a compensated or uncompensated position in County government that is not subject to a collective bargaining agreement, who is not elected to or holding office or holding an office that is subject to an election and whose appointment is subject to the approval of the Board of Commissioners or who is exempt from such approval under the Charter.

B. *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.

C. *Close Relative* means a person's (i) spouse, (ii) biological, adoptive or foster parent, child, step-parent or step-child, (iii) biological, adoptive or foster brother or sister, step-brother or step-sister, or half-brother or half-sister (iv) anyone who resides with the person, and (v) anyone the person declares as a dependent on the person's federal income tax return.

D. *Commission* means the County Board of Commissioners created by the Charter.

E. *Commission Chair* means the duly selected chairperson of the Commission or that person's designee(s).

F. *Commissioner* means a member of the Commission.

G. *Confidential Information* means information obtained by a Public Servant by reason of his or her position that is not available to members of the public pursuant to the Michigan Freedom of Information Act or other applicable laws, regulations, or procedures.

H. *Conflict of Interest* means a situation where an interest of a Public Servant, including a partisan political interest, is or may be in actual or apparent conflict with an actual or apparent interest of the County and includes the following situations:

1. A decision to be made by or a contract approved or signed by the Public Servant could result in private gain for the Public Servant or a Relative of the Public Servant.

2. A decision to be made by or a contract approved or signed by a body on which the Public Servant serves could result in private gain for the Public Servant or a Relative of the Public Servant.

3. A decision to be made by or a contract approved or signed by a subordinate of the Public Servant could result in private gain for the Public Servant or a Relative of the Public Servant.

4. A decision to be made by or a contract approved or signed by any appointee(s) of the Public Servant or the body on which the Public Servant serves could result in private gain for the Public Servant or a Relative of the Public Servant.

5. A decision to be made by the Public Servant or a contract approved or signed by the Public Servant could result in private gain for (a) anyone the Public Servant represents in any professional capacity, such as, for example and not as limitation, an attorney, accountant, architect, or engineer, (b) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (d) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (a) does not apply to an attorney, accountant or other professional whose client is only a lender on a project. Subsection (d) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

6. A decision to be made by or a contract approved or signed by a body on which the Public Servant serves could result in private gain for (a) anyone the Public Servant represents in any professional capacity, such as, for example and not as limitation, an attorney, accountant, architect, or engineer, (b) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the

interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (d) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (a) does not apply to an attorney, accountant or other professional whose client is only a lender on a project. Subsection (d) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

7. A decision to be made by or a contract approved or signed by a subordinate of the Public Servant could result in private gain for (a) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (b) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (c) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

8. A decision to be made by or a contract approved or signed by any appointee(s) of the Public Servant could result in private gain for (a) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, (b) an entity in which the Public Servant or a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (c) an entity in which the Public Servant or a Close Relative of the Public Servant either owns stock or another interest totaling \$50,000 or more in value. Subsection (c) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

I. *County Agency* means a department, office, board, commission, or other unit of County government, whether created by Charter, ordinance or law.

J. *County-Wide Elected Official* means the person holding the office of County Executive, Public Works Commissioner, Clerk/Register of Deeds, Treasurer, Prosecuting Attorney, or Sheriff.

K. *Department Head* means the administrative head of a County Agency regardless of the title of the position.

L. *Employee* means a person employed in a position of County government whether on a full-time or part-time basis.

M. *Entity* means an association, business corporation, general partnership, governmental agency or unit, limited liability company, limited partnership, non-profit corporation, individual's assumed name, or any other legal person or identity other than an individual.

N. *Executive* means the person holding the office of County Executive as provided in the Charter or that person's designee(s).

O. *Gift* means any gratuity, discount, entertainment, hospitality, loan, forbearance, or other tangible or intangible item having monetary value including, but not limited to, cash, food and drink, travel, lodging, and honoraria for speaking engagements.

P. *Inter-governmental gift* means, for the purposes of this ordinance, any gift given to a Public Servant from a (i) federal, state, local or school district elected official, (ii) a federal, state, local or school district appointed official, or (iii) a federal, state or local government employee who is not a Public Servant.

Q. *Intra-governmental gift* means, for the purpose of this ordinance, any gift given to a Public Servant from another Public Servant of Macomb County.

R. *Private gain* means any direct financial benefit that is different than any financial benefit members of the general public or a significant group of the general public would gain in similar circumstances.

S. *Prohibited Source* means anyone doing business with, who is regulated by, who is seeking business from, or seeking any action from the County or any officer, office, agency or body of the County.

T. *Public Servant* means a County employee, County-Wide Elected Official, County Commissioner, or County appointee.

U. *Publicly disclose* means to disclose in such a manner as to ensure all involved in considering the decision, action or contract are aware of the conflict of interest or other situation requiring disclosure under this ordinance (i) the nature of a conflict of interest or other situation requiring disclosure under this ordinance and (ii) the efforts the Public Servant to comply with this ordinance. Public disclosure shall, at a minimum, include the following:

1. In situations where either the disclosing Public Servant or a subordinate of the disclosing Public Servant, would otherwise consider the decision, action or contract on behalf of the County, the disclosing Public Servant shall (a) make the required disclosure in writing to the disclosing Public Servant's immediate subordinates and to a superior to the disclosing Public Servant and (b) direct that the decision, action or contract be considered by the disclosing Public Servant's superior or the designee of the Public Servant's superior.

2. In situations where the disclosing Public Servant is a member of a County body, that Public Servant shall, during a public meeting of that body, (a) publicly disclose to the body the situation requiring disclosure before that County body considers the decision, action or contract and (b) ask that the disclosure be made part of the minutes of that body's meeting.

3. In situations where the decision, action or contract is to be considered by any appointee whose appointment is made or approved by the disclosing Public Servant or by the body on which the Public Servant serves, the Public Servant shall make disclosure in writing (a) to that appointee, (b) if there is one, to that appointee's superior, and, (c) if there is one, to the County body on which the Public Servant serves.

V. *Relative* means (i) a person's Close Relative, (ii) a person's biological, adoptive or foster grandparent, (iii) a Close Relative of a person's spouse, or of anyone over the age of 18 residing with a person, or (iv) a biological, adoptive or foster grandparent of a person

ARTICLE 2

STANDARDS OF CONDUCT

Sec. 2.1. General Standards of Conduct.

Public Servants shall observe the highest standards of ethical conduct and shall do all of the following.

A. Comply with federal and state constitutions, laws, rules and regulations and with decisions and orders of federal and state agencies, officials and courts of competent jurisdiction that are applicable to the Public Servant's office, any County body on which the Public Servant serves, and any meeting the Public Servant attends.

B. Comply with all County ordinances and policies.

C. Be independent, impartial, and fair in their judgments and actions. Public Servants shall not display any favor for or disfavor of any individual, group or entity in the discharge of their duties. Public Servants shall treat all persons they encounter with courtesy and respect.

D. Use their public office for the public good, not for private gain.

E. Respect and act in accordance with County processes and procedures. This does not preclude advocating for changes of County processes and procedures but requires compliance with them unless and until they are changed.

- F. Conduct public business openly, as provided by law.
- G. Cooperate fully with any lawful request of the Ethics Board, the Commission, and the Office of County Executive for information or assistance. A lawful request is (i) a request required or allowed to be made by the Charter or other applicable law, rule, regulation or ordinance or (ii) a request that when made, under the Charter or applicable law, rule, regulation or ordinance, requires a response or the disclosure of the requested information.

Sec. 2.2. Conflicts of Interest

- A. A Public Servant shall not make any decision, participate in making any decision or take any action, influence any decision or action, or attempt to influence any decision or action, in which the Public Servant has a conflict of interest.
- B. A Public Servant shall not approve any contract, participate in approving any contract, influence the approval of a contract, attempt to influence the approval of any contract, or sign any contract in which the Public Servant has a conflict of interest.
- C. A Public Servant shall publicly disclose the Public Servant's conflict of interest before any decision, action or contract in which the Public Servant has a conflict of interest is considered by (i) any other Public Servant who is a subordinate of or a superior to the Public Servant with the conflict of interest, (ii) any County body on which the Public Servant with the conflict of interest serves, (iii) any appointee whose appointment is made or approved by the Public Servant who has the conflict of interest or the body on which that Public Servant serves. That disclosure shall either be in writing or otherwise made part of the official written record of the office in which or body on which the disclosing Public Servant serves. It shall disclose the nature of the conflict of interest and the actions taken by the Public Servant to comply with this ordinance.

Sec. 2.3. Other Personal Interests.

- A. A Public Servant shall not engage in a business transaction in which the Public Servant or a Relative of the Public Servant may recognize a private gain from the Public Servant's County position.
- B. A Public Servant shall not participate on behalf of another individual or entity who/which the Public Servant or a Close Relative of the Public Servant serves as an employee, officer, director, member, or other agent in (i) the negotiation, approval or execution of contracts with, (ii) issuance of approvals to, (iii) providing goods or services to, or (iv) using property of the County, a County Agency or another Public Servant.
- C. A Public Servant shall not accept from any individual or entity other than the County, any payment, good, service, employment or promise of employment, or other thing of value in exchange for (i) taking any action, (ii) making any decision, (iii) giving any approval, (iv) issuing any decision, (v) voting for or against, (vi) issuing any permit, (vii) making any payment, (viii) making any statement, (ix) making or approving an appointment, or (x) undertaking any other effort as a Public Servant for the benefit of any individual or entity.
- D. A Public Servant shall not knowingly cause, allow, enable or, without objecting, endure any individual or entity other than the County, to make any payment or to provide any good, service, employment or promise of employment, or other thing of value to a Relative of the Public Servant in exchange for (i) taking any action, (ii) making any decision, (iii) giving any approval, (iv) issuing any decision, (v) voting for or against, (vi) issuing any permit, (vii) making any payment, (viii) making any statement, (ix) making or approving an appointment, or (x) undertaking any other effort as a Public Servant for the benefit of any individual or entity.

Sec. 2.4. Information, Representations and Opinions

- A. A Public Servant shall not represent the Public Servant's personal opinion or position as that of the County, a County Agency or another Public Servant.

1. This provision is not intended to and shall not be interpreted to preclude the Executive from representing the Executive's office or the County in relations with other governments, the media or the general public.
 2. This provision is also not intended to and shall not be interpreted to preclude the Chair of the Commission or the Chair of another County body from representing the Commission's or other body in relations with other governments, the media or the general public.
 3. This provision is also not intended to and shall not be interpreted to preclude a County-Wide Elected Official from representing the County-Wide Elected Official's office or County Agency in relations with other governments, the media or the general public.
- B. A Public Servant shall not disclose any Confidential Information before it is authorized for release to the general public.
- C. A Public Servant shall not use Confidential Information for private gain.
- D. A Public Servant shall not knowingly disclose to any unauthorized person information provided, obtained or discussed in closed or executive sessions of the Board of Commissioners or other County body in advance of the time prescribed for its authorized release to the public.

Sec. 2.5. Gifts and Gratuities

Except as permitted by this ordinance, a Public Servant shall not intentionally solicit or accept any gift from any Prohibited Source, including intra-governmental gift, intergovernmental gift, or any gift which is otherwise prohibited by law or ordinance.

- A. This prohibition shall not apply to:
1. Opportunities, benefits, and services that are available on the same conditions as for the general public.
 2. Complimentary copies of trade publications, books, reports, pamphlets, calendars, periodicals or other informational materials.
 3. A gift received from a Relative of the Public Servant, provided that the Relative is not acting as a third party's intermediary or an agent in an attempt to circumvent this ordinance.
 4. Acceptance of unsolicited advertising or promotional materials and other items of nominal intrinsic value.
 5. Food or refreshments not exceeding \$75.00 in value on a single calendar day; provided that the food or refreshments are (i) consumed on the premises from which they were purchased or prepared, or (ii) catered. For the purposes of this ordinance, "catered" means food or refreshments that are purchased ready to consume which are delivered by any means.
 6. Food, refreshments, lodging, transportation, and other benefits resulting from outside business or employment activities (or outside activities that are not connected to the official duties of a Public Servant), if the benefits have not been offered or enhanced because of the Public Servant's official position or employment and are customarily provided to others in similar circumstances.
 7. If previously approved as may be required in this subsection 2.5.A.7, admission or registration fees, travel expenses, entertainment, lodging, meals or refreshments that are furnished to the Public Servant: (i) by the sponsor(s) of an event, appearance or ceremony which is related to official County business in connection with such an event, appearance or ceremony and to which one or more of the public are invited; or (ii) in connection with teaching, a speaking engagement or the provision of assistance to or service as a director, officer, board member, or committee member of an organization or another governmental entity as long as the County does not compensate the public servant for admission or registration fees, travel expenses, entertainment, meals or refreshments for the same activity; and are customarily provided to others in similar circumstances. If the event, ceremony,

meeting, or conference is outside the state of Michigan, the Public Servant shall obtain approval prior to attending from the public body on which the Public Servant serves or, if the Public Servant does not serve as a member of a Public Body, from the Commission.

8. Anything for which the Public Servant pays fair market value.

9. Any contribution that is lawfully made or event that is lawfully held under the Campaign Finance Laws of the State of Michigan.

10. Anything provided by an individual on the basis of a personal friendship unless the Public Servant has reason to believe that, under the circumstances, the gift was provided because of the Public Servant's official position or employment. In determining whether a gift is provided on the basis of personal friendship, the Public Servant shall consider the circumstances under which the gift was offered, such as: (i) the history of the relationship between the individual giving the gift and the Public Servant, including any previous exchange of gifts between those individuals; (ii) whether to the actual knowledge of the Public Servant the individual who gave the gift personally paid for the gift or sought a tax deduction or business reimbursement for the gift; and (iii) whether to the actual knowledge of the Public Servant the individual who gave the gift also at the same time gave the same or similar gifts to other Public Servants.

11. An inter-governmental gift unless that inter-governmental gift is prohibited by applicable law, rule or regulation.

12. Admission to a charitable or non-profit event or fundraiser when the Public Servant is attending as a representative of the County or for which other Public Servants or officials of other local governments have similarly been provided complimentary admission due to their status as governmental officials.

13. Admission to events honoring another Public Servant or governmental official when the Public Servant is attending as a representative of the County or for which other Public Servants or officials of other local governments have similarly been provided complimentary admission due to their status as governmental officials.

B. Each of the exceptions listed in this Section is mutually exclusive and independent of every other.

C. A Public Servant does not violate this Section if the Public Servant promptly takes reasonable action to return the gift.

Sec. 2.6. Incompatible Employment

A. A Public Servant shall not engage in or accept employment or render services for a private or public interest when that employment or service is incompatible or in conflict with the discharge of the Public Servant's official duties or when that employment may tend to impair Public Servant's independence of judgment or action in the performance of official duties.

1. Subject to state law, for one year after service as a Public Servant, a former Public Servant shall not lobby or appear before the Commission, another County body, a County Agency or another Public Servant in connection with any contract, improvement, issue, action, decision or other matter in which the former Public Servant was directly concerned, personally participated, actively considered or acquired knowledge while serving as a Public Servant. This provision shall not apply to a former Public Servant who holds another public office or is appointed to another governmental position.

2. Subject to state law, for a period of one year after service as a Public Servant, a former Public Servant shall not accept employment with any person or company that did business with the County during the former Public Servant's tenure if that former Public Servant was the sole decision maker in the award or management of that contract or the employment would require the sharing of confidential information.

3. For one year after service as a Public Servant, a former Public Servant shall not act or appear on behalf of, represent, undertake any duties or activities on behalf of the County, a County Agency or a Public Servant.

4. For one year after the former Public Servant's service as a Public Servant, no entity (i) for which the former Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, (ii) in which the former Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or (iii) has an interest totaling \$50,000 or more in value, act or appear on behalf of, represent, undertake any duties or activities on behalf of the County, a County Agency or a Public Servant. Subsection (iii) does not apply to stock traded on a public exchange or to situations where the interest is held by a publicly traded mutual fund.

5. County elected officials are prohibited from employment with Macomb County government for a period of one year after leaving elected office.

B. If it determines that allowing a former Public Servant to in serve a role otherwise prohibited by subsection A is in the best interests of the County, the Commission may by a resolution approved by 2/3 of the Commissioners elected and serving permit a former Public Servant to serve in such a role.

Sec 2.7. Nepotism

A. It is the general policy of County not to discriminate in its employment and personnel actions with respect to its employees and applicants on the basis of marital status.

B. Notwithstanding this policy, a County Agency will consider a Close Relative of a Public Servant for employment if the applicant possesses all the qualifications for employment. However, a Close Relative may not be hired, if the employment would:

1. Create either a direct or indirect supervisor/subordinate relationship between the Public Servant and a Close Relative of the Public Servant; or
2. Create an actual conflict of interest or the appearance of a conflict of interest.

C. The Department Head shall have the authority and responsibility for determining if such a potential for adverse impact does or does not exist.

D. When a Department Head has made a determination that such adverse impact does not exist, the determination shall be reviewed by the Human Resources Director prior to any employment decision being made. The Department Head shall submit a Nepotism Review Request form developed by the Human Resources Department to the Human Resources Director. Only Department Heads or their designees may sign the request form. The Human Resources Director will review the request form and concur (with or without restrictions) or not concur with the decision of the Department Head. If the Human Resources Director determines that an adverse impact would in fact occur, the Department Head, Executive and the Board of Ethics shall be notified in writing.

E. These criteria will also be considered when assigning, transferring, or promoting an employee.

F. Employees who marry or become members of the same household may continue employment as long as there is not:

1. A direct or indirect supervisor/subordinate relationship between the employees; or
2. An actual conflict of interest or the appearance of a conflict of interest.

G. If one of the above situations described in subsection F occur, the County shall attempt to find a suitable position within the County to which one of the affected employees may transfer. Exceptions may be made by the Executive in cases where there is an intermediate level of supervision between the Public Servant and the employee who is a Relative of the Public Servant. If accommodations of this nature are not feasible, the employees will first be permitted

to determine which of them will resign. If no agreement between the employees can be reached, the County will decide which of the employees will be terminated.

H. This Section shall in no way disqualify such relatives or their spouses who are bona fide appointed officers or employees of the County at the time of the election or appointment of an officer to elective County office.

Sec. 2.8. Inappropriate Use of County Time and Property for Political Activity

A. The following constitute inappropriate use of County time or property:

1. Public Servants shall not engage in political campaign activities using County property or during time in which they are performing official duties.
2. Public Servants shall not solicit other Public Servants to work on political campaign activities using County property or during working hours on their behalf or on the behalf of another.
3. Public Servants shall not solicit campaign contributions from Department Heads or Employees under their supervision, coordination, direction, or control.
4. County-Wide Elected Officials and Commissioners shall not solicit campaign contributions from appointees, Department Heads or employees.

B. Nothing in this provision shall prevent any Public Servant, Department Head, or Employee from contributing to or otherwise supporting any political campaign during non-working hours.

C. Subsection A shall not apply where (i) a Public Servant's solicitations are inadvertently sent to another Public Servants or to a Department Head or employee, (ii) the solicitation includes an express disclaimer stating that it was not intended to be sent to such persons, and (iii) the Public Servant takes actions to correct the mailing list to avoid recurrence of such solicitation.

Sec. 2.9. Use of Public Assets for Private Purposes

A Public Servant shall use County personnel resources, property and funds under the Public Servant's official care or control judiciously and solely in accordance with applicable federal, state and County laws, rules, regulations, ordinances and policies. All county vehicles shall be used in accordance with the County Vehicle policy.

ARTICLE 3 DISCLOSURE STATEMENT

Sec. 3.1. Personal Disclosure for Public Servants

Public Servants shall file a personal disclosure statement in a form provided by the County Personnel Department.

A. The personal disclosure statement shall disclose (i) the Public Servant's current employer(s), (ii) an entity for which the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, unless the interest is held in a manner so that the Public Servant does not directly control the number of shares, portion of the ownership interest, or its value, and (iii) an entity in which the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or has an interest totaling \$50,000 or more in value.

B. To the extent the Public Servant knows any of the following are located within, have a contract with, or have within the preceding 2 years sought a permit or other approval from the County, a County Agency, or a Public Servant, the personal disclosure statement shall disclose (i) the current employer(s) of the Public Servant's Close Relatives, (ii) an entity for which any Close Relative of the Public Servant serves as an officer, director, or, for a limited liability company or partnership, as a member, and (iii) an entity in which the a Close Relative of the Public Servant either owns more than 10% of the total stock or other ownership interest in the entity, or has an interest totaling \$50,000 or more in value.

C. Public Servants specified under this section shall file personal disclosure statements within 30 days of date of hire or taking office. Public Servants shall file an amended personal disclosure statement within 30 days after the information required by subsection A changes or, immediately, if they have a conflict of interest that was not disclosed in a previously filed disclosure statement.

D. The County Clerk shall post the submitted Personal Disclosure forms on the County's website. The Personal Disclosure form may be submitted electronically.

Sec. 3.2. Personal Disclosure for Vendors

All existing County vendors and any vendor submitting a proposal, bid or contract for County consideration shall file a vendor disclosure statement in the form specified by the County Executive. At a minimum, the vendor disclosure statement shall include (a) the employment of a Close Relative of a Public Servant, (b) any interest of a Public Servant as a director, officer, partner, beneficiary, trustee member, employee or contractor in the entity, (c) any legal or beneficial ownership by a Public Servant of 10 % or more of the total outstanding stock of a corporation, limited liability company, partnership, sole proprietorship, or other business entity, and (d) any instances in the last five calendar years of failure to perform or otherwise deliver on the terms of a contract or agreement with the County, County Agency or Public Servant, including any suspensions or debarments.

ARTICLE 4 ENFORCEMENT, SANCTIONS, AND REMEDIES

Sec. 4.1. Advice

A Public Servant may seek an advisory opinion from the Ethics Board. If a Public Servant (i) does so prior to any violation of this ordinance, (ii) truthfully and fully discloses all information requested by the Ethics Board, and (iii) fully and completely complies with the Ethics Board's advice and direction, the Public Servant shall not be subject to sanctions as detailed in this Article. The Ethics Board shall render a written advisory opinion within 30 calendar days after a Public Servant's written request for an advisory opinion.

Sec. 4.2. Sanctions

A. Sanctions shall not be construed to diminish or impair the rights of a Public Servant under any collective bargaining agreement, nor the County's obligation to comply with collective bargaining agreements.

B. State and federal statutes, including those cited in this ordinance and including, without limitation, those found at MCL 750.505 (misconduct in office), MCL 750.478 (neglect of duty), and MCL 15.321 *et seq.* (contracts of public servants with public entities), may address conduct described in this ordinance or impose requirements on Public Servants or candidates. Nothing in this ordinance is intended to affect the applicability of, to replace or to modify any such requirements or the penalties for their violations.

C. A violation of this ordinance shall be a municipal civil infraction that may be punished by a fine of up to \$500.00. Because the Public Servants subject to this ordinance all serve the County, because any candidate addressed by this ordinance would be a candidate for County office, and because any vendor addressed by this ordinance would be contracting with the County, and because the County seat is in Mt. Clemens, to the extent not otherwise prohibited by law any violation of this ordinance shall be deemed to have occurred in Mount Clemens. In addition, the District Court shall have jurisdiction to order other appropriate remedies and compliance as provided by applicable state law.

D. In addition to any other penalty, a Public Servant who violates this ordinance may be subject to appropriate personnel actions.

E. Any contract made in violation of this ordinance shall be void.

F. If any vendor, individual or entity who violates this ordinance or employs or uses as an agent anyone who violates this ordinance in connection with a County contract, that contract may be voided by the resolution of the Commission.

G. Any permit or other approval issued or obtained in violation of this ordinance shall be void.

ARTICLE 5
BOARD OF ETHICS

Sec. 5.1. Recognition and General Provisions

A. Section 2.4 of the Charter establishes a Board of Ethics. The Board is charged with the enforcement of the ethics provisions of the Charter, this ordinance, and the law.

B. The Board shall adopt procedural rules consistent with the Charter and this Ordinance.

C. An individual or entity that is directly affected by a contract, decision or action alleged to have been in violation of this ordinance, or a resident of Macomb County, may file a complaint with the Ethics Board alleging one or more violations of this ordinance.

D. The Board shall provide a Public Servant who is the subject of an ethics complaint of a copy of the complaint within one business day after a complaint is filed. The Board shall also notify that Public Servant in writing at least 7 days before any meeting at which any complaint involving that Public Servant will be discussed or otherwise considered by the Board of the date, time and place of that meeting. The Board shall also notify in writing a Public Servant who is the subject of a complaint of all actions taken or decisions made with respect to that complaint within 1 business day after that action or decision. Written notification shall be by electronic mail and by mail sent via the United States Postal Service.

E. The Board shall normally finalize its decisions and actions on an ethics complaint within 60 days after the complaint is filed. For good cause or with the consent of the complainant and the Public Servant involved in a complaint, the Board may determine to extend the time for a decision or action on a given complaint for an additional 30 days.

F. The County Clerk/Register of Deeds shall serve as the Clerk of the Board and the original copies of all notices, agendas, minutes, complaints, decisions and other public records submitted to or created by the Board shall be retained in the office of the County Clerk/Register of Deeds. The County Clerk/Register of Deeds shall provide and post notices, agendas and minutes consistent with the County Clerk/Register of Deeds' practices for other County board and commissions,

Sec. 5.2. Meetings and Materials

Because the Ethics Board and this ordinance are intended to enhance public accountability, all Ethics Board proceedings and documents shall be open to the public.

A. All meetings of the Board are subject to the Open Meetings Act, MCL 15.261 *et seq.*

B. The Open Meetings Act might permit some matters to be discussed or considered in closed sessions but the Open Meetings Act does not require a closed session for that discussion or consideration. Therefore, all sessions to consider or discuss any complaint or allegations concerning a Public Servant, to meet with a complainant or any respondent to a complaint, or to meet with any Public Servant other than legal counsel for the Board, shall be in a session open to the public.

C. Public notice of the Board's meetings shall be provided for in accordance with the provisions of the Open Meetings Act.

D. All complaints, all responses to complaints, and all other records of the Ethics Board, except legal opinions or information required by state or federal law to remain confidential, shall be records available for public inspection and copying.

E. The Board shall not delegate any of its duties or powers to any member or to any committee. Actions required or allowed to be taken by the Board shall be taken by the entire Board at an open meeting.

F. The Board shall notify in writing a complainant who filed an ethics complaint at least 7 days before any meeting at which that complaint will be discussed or otherwise considered by the

Board of the date, time and place of that meeting. The Board shall also notify in writing a complainant who filed a complaint of all actions taken or decisions made with respect to that complaint within 1 business day after that action or decision. Written notification shall be by electronic mail and by mail sent via the United States Postal Service.

Sec. 5.3. Annual Report

The Board shall annually report to the Commission as required by section 2.8 of the Charter. That annual report shall, among any other information the Board determines to include, provide the information required by this section, including the number of complaints filed, the numbers of complaints for which probable cause was determined to exist, the numbers of complaints resulting in findings of violations, and the sanctions or remedies imposed. It shall also include a list of the names of persons and entities who the Board determined violated this ordinance, the nature of the violation and the resulting sanction or remedy.

Section 2. Effective Date. This ordinance shall take effect 20 days after its adoption and delivery to the County Executive.

Date: _____, 2016

David Flynn, Board Chair

Carmella Sabaugh, County Clerk

Adopted: _____, 2016

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2016 RESOLUTION NO. R16-123

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

Resolution Authorizing the Use of Electronic Transactions by the Macomb County Treasurer

**Commissioner Fred Miller On Behalf of the Board of Commissioners,
Offers the Following Resolution:**

WHEREAS, the Electronic Transactions of Public Funds Act, MCL 124.301 *et seq.* authorizes the use of electronic transactions by the County Treasurer; and

WHEREAS, the Commission has determined that it is in the best interest of Macomb County to make certain financial transactions by using electronic transactions as described in the Act;

NOW, THEREFORE, BE IT RESOLVED that the Macomb County Board of Commissioners authorizes that the Macomb County Treasurer, or his designees, may use electronic transactions subject to the following:

- a) The County Treasurer shall be responsible for establishing all ACH arrangements for Macomb County;
- b) The County Treasurer's written policy submitted to the Commission in accordance with the Act is approved;
- c) The County Treasurer shall be responsible for payment approval, accounting, reporting, overseeing compliance with the Act and County policy and may designate employees to perform such duties;
- d) The County Treasurer or his designees shall submit documentation to the Finance Department detailing goods and services purchased, the cost of goods or services, the date of payment, and the department levels serviced;
- e) All ACH transactions shall be approved by the County Treasurer or his designees before payment is made.

BE IT FURTHER RESOLVED that digital copies of this resolution be provided to County Treasurer Derek Miller, and County Finance Director Stephen Smigiel.

Dave Flynn
Macomb County Board Chair

Derek Miller
Macomb County Treasurer

Carmella Sabaugh
Macomb County Clerk/Register of Deeds

Mark Deldin / Stephen Smigiel
Office of the County Executive/Finance Dept.

Passed at _____ Full Board Meeting

2016 RESOLUTION NO. R16-124

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

Resolution for the Acceptance of Payments by Financial Transaction Devices

**Commissioner Fred Miller On Behalf of the Board of Commissioners,
Offers the Following Resolution:**

WHEREAS, Public Act 280 of 1995, MCL 129.221 *et seq.*, requires a local unit to adopt a resolution to accept payments from financial transaction devices as defined in MCL 129.221(c); and, this Board has determined that the acceptance of payments through financial transaction devices is in the best interest of the County.

NOW THEREFORE, BE IT RESOLVED, that the County Treasurer and Finance Director are authorized to determine the types of financial transaction devices that may be accepted and to further determine the fees, costs and taxes which may be paid by approved financial transaction devices.

BE IT FURTHER RESOLVED that prior authorization to use financial transaction devices shall remain in effect until the expiration of current contractual terms and any renewal or new contracts to use financial transaction devices shall comply with the County's procurement ordinance and policy and shall be approved by the County Treasurer and Finance Director.

BE IT FURTHER RESOLVED that digital copies of this resolution be provided to County Treasurer Derek Miller and County Finance Director Stephen Smigiel.

Dave Flynn
Macomb County Board Chair

Derek Miller
Macomb County Treasurer

Carmella Sabaugh
Macomb County Clerk/Register of Deeds

Mark Deldin / Stephen Smigiel
Office of the County Executive/Finance Dept.

Passed at _____ Full Board Meeting

2016 PROCLAMATION NO. _____

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

**A Proclamation Commending Tammy Turgeon
On Being Named the 2016 Librarian of the Year by Michigan Library Association**

**Commissioners David Flynn and Robert Mijac,
On Behalf of the Board of Commissioners, Offers the Following Proclamation:**

Whereas, for more than 30 years the Michigan Library Association Librarian of the Year has been an award given out to recognize and commend an individual's outstanding impact to the library community; and

Whereas, Tammy Turgeon has received the honor of being named 2016 Librarian of the Year; and

Whereas, Tammy Turgeon who holds a Bachelor of Arts Degree in elementary education from The University of Michigan and a Master of Library and Information Science Degree from Wayne State University has worked for the City of Sterling Heights by serving as the Director of the Sterling Heights Public Library and the Director of the Suburban Library Cooperative since 2007; and

Whereas, Tammy Turgeon has been the driving force behind the expansion of the ConnectEd program - a program that enables students from 20 school districts in Macomb County, Troy and Harper Woods to access electronic resources from 21 local public libraries; and

Whereas, Tammy Turgeon has a deep passion and commitment to ensuring the continued development and progression of the educational system for the children within the community.

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 Present, the Macomb County Board of Commissioners hereby publicly acknowledges and expresses tribute to **Tammy Turgeon** on being honored as the 2016 Librarian of the Year by the Michigan Library Association.

II

Be It Further Resolved that a suitable copy of this Proclamation be presented to **Tammy Turgeon** in testimony of the high esteem in which she is held by the Macomb County Board of Commissioners.

Dave Flynn, Board Chair

Robert Mijac, County Commissioner

2016 PROCLAMATION NO. _____

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

**A Proclamation Recognizing National Welcoming Week and
Proclaiming September 16th-25th, 2016 as Welcoming Week in Macomb County****The Macomb County Board of Commissioners
Offers the Following Proclamation:**

WHEREAS, a distinctive component of America's history is the numerous waves of people that have travelled to the county seeking refuge, opportunity, and/or freedom; and

WHEREAS, National Welcoming Week was founded with the purpose of facilitating an environment in which organizations, institutions, and individuals can share best practices, utilize and support each other, and build a community of practice around immigrant integration; and

WHEREAS, National Welcoming Week in the state of Michigan in 2015 was a success with 150 participants from all across the state acquiring knowledge on how to build and maintain a dynamic, multicultural community; and

WHEREAS, based on Data Driven Detroit's 2013 New Macomb County Report, "the last 20 years has brought greater change to Macomb County's racial and ethnic makeup than experienced in the past, and the change is occurring in Macomb at a faster rate than in the neighboring counties;" and

WHEREAS, in 2014, with the adoption of Resolution No. 14-293, the Board of Commissioners formally urged community leaders to engage and support Macomb County's refugee and immigrant population and to take action on key issues that impact the refugee and immigrant community; and

WHEREAS, the Board of Commissioners adopted Resolution No. 15-223 supported National Welcoming Week in 2015; and

WHEREAS, Macomb County is involved in the Welcoming Cities and Counties Initiative, whose goal is to recognize the diverse people from around the world who make up our communities, welcome the fresh perspectives and introduce new ideas they offer, and encourage the economic development and entrepreneurship that is brought about as a result of the opportunities that are available here; and

WHEREAS, recognizing the wide-ranging contributions that a diverse population makes both economically and culturally for a community will ensure that Macomb County reaps the ultimate benefit.

Now Therefore, Be It Resolved By The Board Of Commissioners, Speaking For And On Behalf Of All Citizens As Follows:

I

That By These Presents, the Macomb County Board of Commissioners hereby publically calls upon of its citizens and upon all, to observe the week of September 16-25, 2016, as National Welcoming Week.

II

Be It Further Resolved that the Macomb County Board of Commissioners urges municipalities throughout the County to observe National Welcoming Week with activities and events that raise awareness and recognize the many contributions made by a diverse population.

Dave Flynn
Chairman, Macomb County Commission
Commissioner, District 4

Andrey Duzyj
Macomb County Commissioner, District 1

Bob Smith
Macomb County Commissioner, District 12

Marvin Sauger
Macomb County Commissioner, District 2

Veronica Klinefelt
Macomb County Commissioner, District 3

Robert Mijact
Macomb County Commissioner, District 5

James Carabelli
Macomb County Commissioner, District 6

Don Brown
Macomb County Commissioner, District 7

Kathy Vosburg
Macomb County Commissioner, District 8

Fred Miller
Macomb County Commissioner, District 9

Steve Marino
Macomb County Commissioner, District 10

Kathy Tocco
Macomb County Commissioner, District 11

Joe Sabatini
Macomb County Commissioner, District 13