



# 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, December 1, 2016, immediately following Finance

COMMITTEE: Full Board

COMMITTEE CHAIR/VICE CHAIR: Board Chair Flynn, Vice Chair Tocco

COMMITTEE MEMBERS: Committee of the Whole

LOCATION: 1 S. Main St., 9th Floor Mount Clemens, Michigan 48043

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Adoption of Agenda
5. Approval of Minutes
6. Public Participation (5 minutes maximum per speaker, or longer at the discretion of the Chairperson, related only to issues on the agenda)
7. Labor Agreement
  - a) Ratification of Labor Agreement (forwarded from finance committee) / Eric Herppich
8. FY 2017 Budget
  - a) FY 2017 Comprehensive General Appropriations Ordinance (forwarded from finance committee) / Scott G. Smith, Independent Council
9. New Business
10. Public Participation
11. Roll Call
12. Adjournment



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## Macomb County Executive Mark A. Hackel

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Mark F. Deldin  
Deputy County Executive

To: David Flynn, Board Chair

From: Pamela J. Lavers, Assistant County Executive *PJL*

Date: November 22, 2016

**RE: Agenda Item – HR, Request Approval/Adoption of Tentative Agreement of various  
2017-2017 Collective Bargaining Agreements**

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Attached you will find the memorandum, documentation and a resolution from Eric Herppich, HRLR Director, to recommend the ratification of various 2017-2019 Labor Agreements. Please see attached documentation for further information.

The Executive Office respectfully submits this agenda item for the Commission's consideration and recommends approval.

PJL/mmc

cc: Mark Deldin  
Eric Herppich



Mark A. Hackel  
County Executive

# MEMORANDUM

DATE: 11/17/2016

TO: Office of County Executive

FROM: Eric A. Herppich, Director

Human Resources and Labor Relations

RE: REQUEST APPROVAL / ADOPTION OF

Tentative Agreement of various 2017 - 2019 Collective Bargaining Agreements

*ok*  
*Mark A. Hackel*  
*11-22-16*

**SUBJECT:**

Recommend the ratification of various 2017-2019 Labor Agreements.

**PURPOSE / JUSTIFICATION:**

Resolution to recommend ratification of 2017 - 2019 Labor Agreements with AFSCME Local #411, Building Trades Association, International Union of Operating Engineers (Boiler Operators), POAM - Juvenile Justice Center, Teamsters Local #214 (Circuit Court/FOC), Teamsters Local #214 (Court Reporters), TPOAM - Circuit Court Officers and Professionals, TPOAM - Family Court/Juvenile Justice Center Employees, UAW #412, Unit 39 (General), UAW Local #412, Unit 46 (Assistant Prosecutors), UAW Local #412, Unit 49 (IT), UAW Local #412, Unit 75 (Supervisors), UAW Local #412, Unit 95 (Corporation Counsel), UAW Local #412, Unit 98 (Head Start Professionals, UAW Local #889.

**FISCAL IMPACT / FINANCING:**

**FACTS AND PROVISION / LEGAL REQUIREMENTS (If applicable):**

**IMPACT ON CURRENT SERVICES (PROJECTS):**



# MACOMB COUNTY, MICHIGAN

<b>Resolution Number:</b>	<b>Full Board Meeting Date:</b>

## RESOLUTION

**Resolution to:**

Recommend on behalf of the Macomb County Executive and the Human Resources and Labor Relations Department that the Macomb County Board of Commissioners ratify Collective Bargaining Agreements from January 1, 2017 to December 31, 2019 as tentatively agreed to and ratified by the following bargaining groups: AFSCME Local #411, Building Trades Association, International Union of Operating Engineers (Boiler Operators), POAM - Juvenile Justice Center, Teamsters Local #214 (Circuit Court/FOC), Teamsters Local #214 (Court Reporters), TPOAM - Circuit Court Officers and Professionals, TPOAM - Family Court/Juvenile Justice Center Employees, UAW #412, Unit 39 (General), UAW Local #412, Unit 46 (Assistant Prosecutors), UAW Local #412, Unit 49 (IT), UAW Local #412, Unit 75 (Supervisors), UAW Local #412, Unit 95 (Corporation Counsel), UAW Local #412, Unit 98 (Head Start Professionals, UAW Local #889.

**Introduced By:**

Commissioner Fred Miller, Chair, Finance Committee

**Additional Background Information (If Needed):**

See attached

Committee	Meeting Date
Finance	11/30/2016
Full Board	12/1/2016



Mark A. Hackel  
County Executive

## HUMAN RESOURCES AND LABOR RELATIONS DEPARTMENT

4

1 S. Main Street, 6<sup>th</sup> Floor  
Mount Clemens, Michigan 48043  
Phone: 586-469-5280 Fax: 586-469-6974  
hrhr@macombgov.org

November 21, 2016

Eric A. Herppich  
Director  
469-5281

Karlyn R. Semlow  
Service Director  
469-6160

Karen L. Bathanti  
Service Director  
469-7248

Stephanie Dobson  
Retirement Administrator  
469-6223

TO: Commissioner Fred Miller, Chair  
Finance Committee and Committee Members

FROM: Eric A. Herppich, Director  
Human Resources and Labor Relations

RE: Ratification Summary

The following is a ratification summary that applies to the bargaining units identified on this Resolution with a tentative agreement, as follows:

### **Duration:**

January 1, 2017 to December 31, 2019

### **Wage Adjustment:**

January 1, 2017: 1.0%  
January 1, 2018: 1.0%  
January 1, 2019: 1.0% and wage re-opener regarding the Classification and Compensation study only

### **Compensation:**

1. Based on a November ratification, a lump sum payment of \$2,100 will be paid to each full-time employee, including DROP participants and a \$500 lump sum will be paid to each part-time employee. Lump sum payments will be paid in a regular paycheck in December, 2016.
2. December, 2017: A lump sum payment of \$1,000 will be paid to each full-time employee, including DROP participants and a \$500 lump sum will be paid to each part-time employee. Lump sum payments will be paid in a regular paycheck in December, 2017.

November 21, 2016  
Page 2

**Benefits:**

1. Shortened waiting period for insurance benefits for full-time new hires to first of month following thirty (30) days.
2. For post November 1, 2013 retirees, elimination of language that allowed for future negotiated changes to apply to retirement health care.

**Retirement:**

Full-time employees hired into the County on or after January 1, 2016:

1. Will participate in a Defined Contribution Retirement Plan. Employees shall contribute 3% of his/her base pay and the Employer shall contribute 6% of the employee's base pay. Upon the completion of 5 years of actual service with the Employer, employees shall be eligible to elect to increase his/her contribution from 3% to 4% of his/her base pay. If such election is made by the employee, the Employer shall increase its contribution from 6% to 8% of the employee's base pay.
2. Employees shall have the following schedule as it relates to vesting for the Employer contributions:

Completion of 1 year of service	20%
Completion of 2 years of service	40%
Completion of 3 years of service	60%
Completion of 4 years of service	80%
Completion of 5 years of service	100%

November 21, 2016  
Page 3

**Paid Time Off:**

- Change Paid Time Off to the following schedule:

<u>Years of Consecutive Service Completed</u>	<u>Up to an Annual Maximum of</u>
Less than 5	<b>15</b> <del>13</del> days
5	<b>20</b> <del>18</del> days
10	<b>21</b> <del>20</del> days
13	<b>24</b> <del>23</del> days
20	<b>25</b> <del>24</del> days
21	<b>26</b> <del>25</del> days
22	<b>27</b> <del>26</del> days
23	<b>28</b> <del>27</del> days
24	<b>29</b> <del>28</del> days
<b>25</b>	<b>30</b> days

- Allow for a second conversion to cash opportunity in the February/March timeframe.

**Leave of Absence:**

Enhanced benefits and supplemental pay for employees on a military leave of absence.

**Miscellaneous:**

- During the course of negotiations, the Parties also reached agreement on numerous language changes, many of which resulted in administrative efficiencies.
- Actual Tentative Agreements are available in the Human Resources and Labor Relations Department for review.

EAH/mb

**BOARD OF COMMISSIONERS  
MACOMB COUNTY, MICHIGAN**

**ENROLLED ORDINANCE  
No: 2016-0\_**

**FY 2017 COMPREHENSIVE GENERAL APPROPRIATIONS ORDINANCE**

INTRODUCED BY COMMISSIONER \_\_\_\_\_, SUPPORTED BY COMMISSIONER \_\_\_\_\_:

WHEREAS, section 8.6 of the Home Rule Charter of the County of Macomb (the "Charter") requires the Macomb County Executive (the "Executive") to prepare, recommend, and administer a comprehensive balanced budget; and

WHEREAS, pursuant to section 8.6 of the Charter, the Executive, by a letter dated September 1, 2016, submitted a recommended comprehensive balanced budget (the "Recommended Budget") to the Board of Commissioners (the "Commission"); and

WHEREAS, the Commission engaged in 26 hours of deliberation in 21 meetings, reviewed each County agency, reviewing each agency's goals, benchmarks and performance metrics, and reviewing follow-up information and details; and

WHEREAS, with a commitment to its legislative priorities as expressed in Resolution R16-185, adopted on September 6, 2016, to (i) establish a sustainable, efficient and innovative county government for the next generation, (ii) foster and safe and healthy community, (iii) encourage collaboration with our local municipalities, and (iv) support the changing demographic ("New Macomb"), the Commission modified the Recommended Budget to improve transparency and accountability related to the expenditure of County funds, to reflect the Commission's budget priorities, and to increase the fiscal year-end General Fund balance; and

WHEREAS, the Charter requires the Commission to adopt a balanced line item budget prior to the beginning of the fiscal year; and

WHEREAS, the Executive and Commission agree that the FY 2017 appropriations ordinance should include the funds with September 30 and December 31, 2017, fiscal year ends; and

WHEREAS, the estimated total revenues by source and expenditures by fund being adopted herein are as follows (the "FY 2017 Budgeted Revenues"):

<u>Revenues</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Property Taxes	\$ 117,561,032	\$ 1,113,754	\$ 118,674,786
Licenses & Permits	1,385,664	977,674	2,363,338
Intergovernmental	36,069,712	159,105,095	195,174,807
Charges for Services	33,200,224	240,972,234	274,172,458
Investment Income	225,000	195,769	420,769
Fines & Forfeitures	467,750	245,000	712,750
Reimbursements	8,025,614	19,610,540	27,636,154
Indirect Cost Allocation	14,516,589	55,093	14,571,682
Other Revenue	118,200	3,711,621	3,829,821
Transfers In	8,153,000	40,569,693	48,722,693
Fund Balance Utilization	<u>13,671,965</u>	<u>25,074,844</u>	<u>38,746,809</u>
Total Revenues	<u>\$ 233,394,750</u>	<u>\$ 491,631,317</u>	<u>\$ 725,026,067</u>



WHEREAS, the estimated expenditures by fund are as follows (the "FY 2017 Budgeted Expenditures by Fund"):

<u>Fund</u>	<u>Total</u>
General Fund	\$ 233,394,750
Circuit Court Programs	310,648
Child Care Fund	21,682,794
Community Corrections-Dec Year End	251,681
Community Corrections-Sep Year End	1,716,577
Community Action-Dec Year End	8,662,579
Community Action-Sep Year End	32,519,317
Department of Human Services	200,000
Friend of the Court	10,834,666
Health Grants-Dec Year End	19,500
Health Grants-Sep Year End	6,754,124
Homeland Security Grants	3,962,000
Martha T. Berry	26,335,828
Michigan Works!	4,429,255
MSUE Grants-Dec Year End	31,651
MSUE Grants-Sep Year End	18,954
Planning Grant Fund	640,918
Prosecuting Attorney Forfeitures	5,000
Prosecuting Attorney Grants-Sep Year End	2,718,249
Register of Deeds Remonumentation Fund	260,304
Register of Deeds Technology Fund	1,273,545
Concealed Pistol License Fund	166,474
Roads	119,619,023
Sheriff Grants-Dec Year End	355,606
Sheriff Grants-Sep Year End	2,210,865
Veterans' Affairs	1,358,432
Community Mental Health	201,174,460
Freedom Hill Park	507,700
Substance Abuse	16,044,119
Debt Service Fund	<u>27,567,048</u>
	<u>\$ 725,026,067</u>

WHEREAS, the estimated expenditures by budget center in the General Fund being adopted herein are as follows (the "FY 2017 Budgeted Expenditures by General Fund Budget Center"):

**Legislative**

Board of Commissioners	\$ 1,799,128
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**Judicial**

Circuit Court	12,490,901
District Court - Romeo	1,045,089
District Court - New Baltimore	1,344,070
District Court - 3rd Class	25,000
Family Counseling	74,291
Jury Commission	183,475
Juvenile Court	5,302,533
Law Library	36,337
Probate Court	3,249,295
Probation - Circuit Court	118,500
Probation - District Court	481,064
Prosecuting Attorney	<u>9,983,849</u>
	<u>34,334,404</u>

**General Government**

Building Authority	1,300
Clerk	4,988,655
Corporation Counsel	1,083,998
County Executive	1,586,503
Equalization	960,249
Elections	29,763
Ethics Board	19,000
Facilities & Operations	15,641,981
Finance	2,260,418
Human Resources	2,342,287
Information Technology	7,929,488
MSU Extension	934,440
Planning & Economic Development	3,398,359
Purchasing	1,441,710
Register of Deeds	1,915,789
Treasurer	2,363,970
Non Departmental Appropriations	<u>(4,842,688)</u>
	<u>42,055,222</u>

**Public Safety**

Civil Service Commission	60,925
Emergency Management	1,252,245
Sheriff	<u>67,224,945</u>
	<u>68,538,115</u>

**Public Works**

Public Works Commissioner	6,672,678
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**Health & Welfare**

Animal Shelter	2,058,090
Health and Community Services	297,082
Health Department	20,301,223
Resident County Hospitalization	<u>72,472</u>
	<u>22,728,867</u>

<b>Capital Outlay</b>	1,350,796
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<b>Transfers Out</b>	<u>55,915,540</u>
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<b>Total Expenditures</b>	<u><u>\$ 233,394,750</u></u>
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THE PEOPLE OF THE CHARTER COUNTY OF MACOMB ORDAIN:

Section 1. Short Title. This ordinance shall be known as the "FY 2017 General Appropriations Ordinance."

Section 2. Definitions. The following definitions shall apply to this ordinance.

- A. "Charter" means the Home Rule Charter of Macomb County, Michigan, which took effect on January 1, 2011.
- B. "Adopted Budget" means the Fiscal Year 2017 official budget as amended by this ordinance at the front of which this edited copy of this ordinance is included.
- C. Other words used in this ordinance shall have the meanings provided in the Charter.

Section 3. Applicability. This ordinance and budget adopted by it constitutes the County's balanced line item budget and appropriations ordinance for the General Fund, Special Revenue Funds, the Debt Service Fund and certain Enterprise Funds for the fiscal years ending September 30, 2017, and December 31, 2017, as required by section 8.7 of the Charter and by the Uniform Budgeting and Accounting Act, 1968 PA 2, as amended, MCL 141.421 *et seq.*

Section 4. Budget Adoption. This is the budget for funds ending September 30, 2017, and December 31, 2017, that includes (i) the FY 2017 Budgeted Revenues, (ii) the FY 2017 Budgeted Expenditures by Fund, (iii) the FY 2017 Budgeted Expenditures by General Fund Budget Center, and (iv) the Recommended Budget with the following changes and others provided in this ordinance.

A. This General Appropriations Ordinance is inserted in the document at the beginning of the Adopted Budget as a substitute for the proposed general appropriations ordinance in the budget proposed by the Executive.

B. Funds may only be spent in compliance with County policies, including any policies in effect as of the date of this ordinance and any policies adopted by the Commission after the date of this ordinance. No funds are to be expended or used for any activities, goods, services or contracts that violate such policies or that are procured in ways that violate such policies.

C. The following changes made by the Commission in amounts for specific line items are included as part of the FY 2017 Budget.

ITEM REF.	PAGE NO.	DEPARTMENT	FUND	EXPENDITURE / [REVENUE] CATEGORY	LINE ITEM	EXECUTIVE RECOMMENDED	COMMISSION APPROVED	DIFFERENCE
A	C-19	101 - BOARD OF COMMISSIONERS	101 - GENERAL FUND	Expenditures	Full Time Wages	\$829,165	\$904,041	\$74,876
B	C-19	101 - BOARD OF COMMISSIONERS	101 - GENERAL FUND	Expenditures	FICA/Medicare	\$20,400	\$26,128	\$5,728
C	C-19	101 - BOARD OF COMMISSIONERS	101 - GENERAL FUND	Expenditures	Pension /Retiree Health Care	\$277,592	\$282,084	\$4,492
D	C-19	101 - BOARD OF COMMISSIONERS	101 - GENERAL FUND	Expenditures	Employee Health/ Dental/Life Ins	\$235,872	\$248,976	\$13,104
E	C-19	101 - BOARD OF COMMISSIONERS	101 - GENERAL FUND	Expenditures	Workers Comp/ Unemployment/Other	\$11,745	\$12,808	\$1,063
F	C-19	101 - BOARD OF COMMISSIONERS	101 - GENERAL FUND	Expenditures	Internal Services	\$25,698	\$26,399	\$701
G	C-23	215 - COUNTY CLERK	101 - GENERAL FUND	Expenditures	Full Time Wages	\$2,612,633	\$2,577,309	(\$35,324)
H	C-23	215 - COUNTY CLERK	101 - GENERAL FUND	Expenditures	FICA/Medicare	\$204,635	\$201,933	(\$2,702)
I	C-23	215 - COUNTY CLERK	101 - GENERAL FUND	Expenditures	Pension /Retiree Health Care	\$886,139	\$884,020	(\$2,119)
J	C-23	215 - COUNTY CLERK	101 - GENERAL FUND	Expenditures	Employee Health/ Dental/Life Ins	\$799,344	\$786,240	(\$13,104)
K	C-23	215 - COUNTY CLERK	101 - GENERAL FUND	Expenditures	Workers Comp/ Unemployment/Other	\$37,084	\$36,582	(\$502)
L	C-23	215 - COUNTY CLERK	101 - GENERAL FUND	Expenditures	Internal Services	\$88,553	\$88,200	(\$353)
M	C-34	181 - ETHICS BOARD	101 - GENERAL FUND	Expenditures	Contract Services	\$50,000	\$10,000	(\$40,000)
N	C-70	930 - OPERATING TRANSFERS	101 - GENERAL FUND	Operating Transfers Out	Capital Improvement Fund	\$26,000,000	\$17,145,000	(\$8,855,000)

O	C-70*	930 - OPERATING TRANSFERS	101 - GENERAL FUND	Operating Transfers Out	Parks Fund	\$113,200	\$0	(\$113,200)
P	E-4	692 - PARKS & REC	208 - PARKS FUND	Other Financing Sources (Uses)	Transfers in - General Fund	\$113,200	\$0	(\$113,200)
Q	C-71	931 - APPROPRIATIONS	101 - GENERAL FUND	Appropriations - Outside Agencies/Associations	Survivors of Suicide/Loss/MERG	\$70,000	\$0	(\$70,000)
R	C-71	931 - APPROPRIATIONS	101 - GENERAL FUND	Appropriations - Other	Compensation study	\$0	\$334,285	\$334,285

\*Also changes summary on pg. C-69

D. The following changes made by the Commission to correct errata in the Recommended Budget proposed by the Executive shall be amended in the adopted budget. However, this chart does not need to be included in the Adopted Budget.

FINANCE CHANGES TO 2017 RECOMMENDATION BUDGET SUBMITTED BY COUNTY EXECUTIVE										
Fund	Dept	Page	Description	2017		2018		2019		
				Original	Revised	Original	Revised	Original	Revised	
General Fund	District Court-New Baltimore	C-26	Reclass \$58,500 in PT Magistrate hours from Overtime Wages	\$71,000	\$12,500	\$71,000	\$12,500	\$71,000	\$12,500	
			To Part Time Wages	-	58,500	-	58,500	-	58,500	
General Fund	Information Technology	C-45	Reduced Contract Services by \$80,000 in 2018 & 2019 to be consistent with the same reduction in 2017	200,000	200,000	280,000	200,000	280,000	200,000	
General Fund	MSU-Extension	C-49	Reclass \$9,500 in Security expense from Supplies & Services	439,259	429,759	439,259	429,759	439,259	429,759	
			To Contract Services	2,000	11,500	2,000	11,500	2,000	11,500	
General Fund	Planning & Economic	C-51	Reclass \$50,000 expense from Contract Services	300,000	250,000	300,000	250,000	300,000	250,000	
	Development		to Supplies & Services (Marketing)	258,400	308,400	258,400	308,400	258,400	308,400	
General Fund	Sheriff Department	C-64	Reclass \$500,000 in FOC deputy revenue from the Friend of the Court program from Reimbursements	2,621,500	2,121,500	2,621,500	2,121,500	2,621,500	2,121,500	
			To Charges for Services	16,125,369	16,625,369	16,372,369	16,872,369	16,603,369	17,103,369	
General Fund	Non-Departmental	C-69	Increase Supplies & Services by \$334,285 for Countywide Classification & Compensation Study to be conducted in 2017	1,529,300	1,863,585	1,543,300	1,543,300	1,543,300	1,543,300	

General Fund	Appropriations	C-71	Increase Appropriations-Other section by \$334,285 for Countywide Classification & Compensation Study in 2017 (Increase flows to Page 69 as stated above)	633,000	967,285	642,000	642,000	639,000	639,000
Veterans' Affairs	Veterans' Affairs	D-20	Increased 2018 & 2019 Property Tax revenue to account for increased millage approved in Aug 2016	988,884	988,884	1,008,663	1,739,943	1,028,837	1,774,742
Veterans' Affairs	Veterans' Affairs	D-20	Added Intergovernmental revenue to account for personal property tax loss reimbursement anticipated from the State of Michigan	-	30,440	-	31,049	-	31,670
Child Care Fund	Juvenile Justice Center	D-23	Reclass \$47,399 in additional hours for PT Youth Specialist from Full Time Wages	5,704,352	5,656,953	5,891,950	5,844,551	6,040,714	5,993,315
			To Part Time Wages	429,626	477,025	438,218	485,617	446,982	494,381
FOC Fund	Friend of the Court	D-31	Reclass \$8,000 Vehicle Lease expense from Supplies & Services	173,300	165,300	203,300	195,300	203,300	195,300
			To Vehicle Operations	11,050	19,050	11,050	19,050	11,050	19,050
PA Grant Fund	Prosecuting Attorney Grants	D-38	Reclass \$33,665 in Extra Hire hours included from Full Time Wages	1,423,316	1,389,651	1,452,687	1,419,022	1,481,568	1,447,903
			To Part Time Wages	28,462	62,127	27,804	61,469	27,804	61,469
Roads	Department of Roads	D-40	Reclass local revenue from Intergovernmental	92,113,309	80,387,879	89,346,681	79,544,930	93,097,925	83,296,174
			To Charges for Services	2,511,500	14,236,930	2,511,500	12,313,251	2,511,500	12,313,251
Sheriff Grant Fund	Sheriff Grants	D-43	Reclass \$8,000 net from Supplies & Services	966,200	958,200	966,200	958,200	966,200	958,200
			To Vehicle Operations	113,000	121,000	113,000	121,000	113,000	121,000
Debt Service	N/A	F-2	Added outstanding maturities at 12-31-2015 for Series 2015 Retiree Health Care bonds	-	262,555,000	N/A	N/A	N/A	N/A
Debt Service	N/A	F-2	Added outstanding maturities at 12-31-2015 for Series 2015 Central Campus renovation bonds	-	44,210,000	N/A	N/A	N/A	N/A

E. All funds appropriated by this ordinance and all County Agencies and activities funded in whole or in part by funds appropriated by this ordinance shall comply with the following:

1. No County funds shall be expended for acquiring or using any goods or services or engaging in any activities that violate Ordinance No. 2014-10 ("County Seal Use Ordinance").
2. No County funds shall be expended to obtain goods or services from, to pay for goods or services provided by, or to in any way compensate or support any entity that is an entity recognized or qualified as an entity described by subsection 501(c)(4) or section 527 of the

United States Internal Revenue Code, unless a contract with that entity is first approved by the Commission.

3. No County funds may be expended on any additional placement of a current County elected official's name or likeness on any vehicle, building, billboard, County signage, or County promotional materials. Funds may be expended to place a County elected official's name on directional signage or on signage identifying the office space(s) regularly occupied by a County elected official or to identify a County elected official's seat or place at a meeting. This provision shall not prevent the use of funds other than County funds for such purposes.

Section 5. Expenditures Authorized, Not Mandated. The appropriations within this ordinance and budget proposed by the Executive as modified by this ordinance, including all appendices, are the maximum authorized expenditures, but are not a mandate to spend.

Section 6. Tax Levy. The General Operating Millage Rate to be levied by the County on July 1, 2017, to support the FY 2017 budget shall be 4.5566 mills, the voted Veterans Millage to be levied by the County on December 1, 2016, to support the FY 2017 budget shall be 0.03989 mill, and the Drain Debt Millage to be levied by the County on December 1, 2016, to support the FY 2017 budget shall be 0.0050 mill.

Section 7. Cigarette and Liquor Taxes.

A. 12/17th of the cigarette tax distributions received from the State of Michigan pursuant to 1987 PA 264, as amended, MCL 141.471 *et seq.*, shall be used by the Health Department to fund existing or new health related programs as provided in that statute and the remaining 5/17th shall be used by the Sheriff Department for Jail Operations.

B. One half (50%) of the liquor tax distributions received from the State of Michigan will be designated for use in substance abuse programs in accordance with 1985 PA 106, as amended, MCL 207.621 *et seq.*

Section 8. Grant and Donation Carryovers. Unexpended balances of grants and donations that do not require a General Fund match shall carry over to successive fiscal years until the purpose of the program is completed or otherwise terminated.

Section 9. Fund Transfers. The County Executive, Countywide Elected Officials, Departments and Agencies shall have authority to transfer funds as follows (i) from or to any line item within each of the budgetary center in an amount up to \$100,000 or 10.0% of the budget in that budgetary center known as a department number, whichever is less, and (ii) to or from any line item for internal service costs between the budgetary centers known as a department number. Multiple related expenditures shall be aggregated and subject to the limitation of \$100,000 or 10.0%, whichever is less for the budget year. The amounts and brief descriptions of any line item transfers shall be posted on the County's website not less frequently than monthly for public access and inspection and, in addition, written information shall be provided to the Commission upon request of the Commission.

Section 10. Additional Authorization May Be Required.

A. The Department of Roads budget includes details provided on pages D-40, D-41 and D-42. No capital expenditures or contracts will be approved that exceeds the details so included without an explanation reasonably acceptable to the Commission at the time of approval of the capital expenditure or contract.

B. No funds are appropriated for any capital improvements or acquisitions exceeding \$250,000 in total cost. Each such project shall require approval by the Commission of an amendment to this ordinance and an amendment to the budget. No requests for proposals or requests for qualifications shall be made until an amendment to this appropriations ordinance and a budget amendment are first approved by the Commission for a capital improvement or acquisition project the total cost of which

will exceed \$250,000. This approval is in addition to any approval required for specific contracts.

C. Budget amendments shall be required when the award amount of any federal, state or private grant fund increases or decreases by \$35,000 or more. Such budget amendments shall include details about the amount of the grant, the amounts and sources of any required local matching funds and a brief synopsis of any restrictions on or requirements for their use. Budget amendments shall not be required when the award amount of any federal, state or private grant increases or decreases by less than \$35,000. However, any such decreases that result in service delays, disruptions or other negative impact shall be reported to the Commission within the Quarterly Report. Budget amendments necessitated by changes in grant award amounts related to food and immunization programs are exempt from this clause and the Executive shall have the authority to make such amendments as needed.

D. This ordinance does not authorize any employment severance or employment separation payments. Routine payments made on employment separation for accrued and due annual leave, sick leave, longevity payments, or cost of living allowances may be made only as required by applicable collective bargaining agreements or personnel policies. No funds without prior Commission approval may be used to pay any amounts pursuant to any contract with (i) a person who is currently, or within 1 year of the date of the contract, was a Public Servant of the County; or (ii) an entity in which a person who is currently a Public Servant, or who was a Public Servant within 1 year of the date of the contract, is a partner, officer, director, member, principal, or owner of 10% or more of the entity or its stock. Additionally, no funds may be used to pay any amounts pursuant to any contract if the Macomb County Ethics Board finds that the substance or execution of said contract did not comply with the letter or spirit of the county's ordinances or policies, including but not limited to the county's Ethics Ordinance.

E. Nothing in this ordinance is or should be construed to be approval of any contracts or any appointments requiring Commission approval. All contracts and appointments requiring Commission approval shall be submitted to the Commission in accordance with all applicable laws, rules, ordinances, and resolutions.

F. Commission approval shall be required for any lawsuit settlement.

G. The Executive shall submit to the Commission budget amendments for any lawsuit settlements resulting in payments to the County.

#### Section 11. Interpretation and Severability.

A. The wording of this ordinance shall control any inconsistency between it and any chart or table included within or attached to this ordinance or any inconsistent wording in the Adopted Budget.

B. If any portion of any provision or any section of this ordinance is determined to be invalid or unenforceable, it shall not affect the validity of the remaining portions of such provision or section.

Section 12. Effective Date. This ordinance shall become effective immediately upon publication of a notice of enactment.

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DAVID FLYNN  
Chair, Macomb County Commission

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CARMELLA SABAUGH  
Macomb County Clerk/Register of Deeds

**Passed at \_\_ - \_\_-2016 Full Board Meeting**

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