

**OFFICIAL MINUTES OF THE
MACOMB COUNTY BOARD OF COMMISSIONERS
FULL BOARD MEETING
MAY 27, 2010**

The Macomb County Board of Commissioners met at 7:00 p.m. on Thursday, May 27, 2010 on the 9th Floor of the County Administration Building, in the Commissioners' Board Room, Mount Clemens. Chairman Gielegem called the meeting to order. A roll call was taken for attendance as follows:

NAME	DISTRICT	PRESENT	NOT PRESENT
Andrey Duzyj	1	X	
Marvin Sauger	2	X	
Phillip A. DiMaria	3	X	
Toni Mocerri	4	X	
Susan L. Doherty	5	X	
Joan Flynn	6	X	
Sue Rocca	7	X	
David J. Flynn	8	X	
Robert Mijac	9	X	
Ken Lampar	10	X	
Ed Szczepanski	11	X	
James L. Carabelli	12	X	
Don Brown	13		X
Brian Brdak	14	X	
Keith Rengert	15	X	
Carey Torrice	16	X	
Ed Bruley	17	X	
Dana Camphous-Peterson	18	X	
Paul Gielegem	19	X	
Kathleen E. Tocco	20	X	
Irene M. Kepler	21	X	
Frank Accavitti, Jr.	22	X	
William A. Crouchman	23	X	
Michael A. Boyle	24	X	
Kathy D. Vosburg	25	X	
Jeffery S. Sprys	26	X	

Commissioner Brown arrived after roll call.

INVOCATION

Commissioner Bruley gave the invocation.

AGENDA

MOTION

A motion was made by Commissioner Szczepanski, to adopt the agenda, **AS AMENDED, TO**

DELETE #8A-COMMITTEE RECOMMENDATION #2 AND ADD #10, 11 AND 14, supported by Commissioner J. Flynn. **THE MOTION CARRIED.**

MINUTES

MOTION

A motion was made by Commissioner Vosburg, to approve the minutes dated April 29, 2010, supported by Commissioner DiMaria. **THE MOTION CARRIED.**

PUBLIC PARTICIPATION

Bob Tess
Mark Drouillard

COMMITTEE REPORTS

TECHNOLOGY & COMMUNICATIONS COMMITTEE – May 10, 2010

The clerk read the recommendation from the Technology & Communications Committee and a motion was made by Chair Accavitti, supported by Vice-Chair Boyle, to adopt the committee recommendation:

1. Approve the following miscellaneous department requests:
Two Dell Latitude E6500, Intel Core 2 Duo P8700 Laptop Computers for the MCCSA Weatherization Program at a cost not to exceed \$2,158.14; Funding is available in the Department of Energy Weatherization Assistance Program – American Recovery and Reinvestment Act Funds; and

One Memory Upgrade, Two Network Interface Cards and Two Network Tap Modules for improvement of the County Web Filter at a cost not to exceed \$18,109.02; Funding is available in IT Capital.

THE MOTION CARRIED.

BUILDING, ROADS AND PUBLIC WORKS COMMITTEE – May 10, 2010

The clerk read the recommendations from the Building, Roads and Public Works Committee and a motion was made by Chair Duzyj, supported by Vice-Chair Carabelli, to adopt the committee recommendations:

1. Approve an amendment to the lease with Lakeshore Legal Aid.
2. Approve the license agreement between Macomb County and Care House for the use of the parking structure on July 2, 2010, between the hours of 11 a.m. – 12 a.m. (Midnight). Care House agrees to pay the sum of \$380 as reimbursement for lost revenue from the 74 parking spaces located on “F” level. Care House also agrees to reimburse the County for costs incurred in opening the parking structure on July 3, 2010 for teardown and clean-up after the event.
3. Authorize GLV Services to operate the Clemens Center and Administration Building parking lots for the Stars & Stripes Festival in accordance with the following schedule: July 2, 2010 (6 p.m. - 2:30 a.m.), July 3, 2010 (11 a.m. - 2:30 a.m.), July 4, 2010 (11 a.m. - 2:30 a.m.), July 5, 2010 (11 a.m. - 9:00 p.m). GLV Services to pay \$3,200 to the County, provide insurance required by Risk Management and clean-up the lots at the conclusion of the Stars & Stripes Festival.

4. Direct Corporation Counsel, in connection with Facilities and Operations and the Purchasing Department, to draft a policy concerning property that is donated to the County.

THE MOTION CARRIED. (Record Camphous-Peterson and Accavitti abstaining on #2 due to conflicts of interest)

Commissioner Bruley asked to bring Resolution 9i forward. There were NO objections.

RESOLUTION 9i

MOTION

A motion was made by Commissioner Doherty, supported by Commissioner Bruley to move the following Resolution:

Res. No. 10-40 Forego Taxes and Extend the Warren Arsenal Industrial District Geographic Renaissance Zone at 13-16-426-025 through December 31, 2019 (offered by Board Chair; recommended by Finance Committee on 05/26/10)

A roll call vote was taken.

Voting Yes was: Doherty, Bruley, Camphous-Peterson, Carabelli, Crouchman, DiMaria, Duzyj, D. Flynn, J. Flynn, Kepler, Lampar, Mijac, Mocerri, Rocca, Sauger, Sprys, Szczepanski, Tocco, Torrice, Vosburg, Gielegghem, Accavitti, Boyle, Brdak and Brown. There were 25 “Yes” votes.

THE MOTION CARRIED.

COURTS AND LEGAL AFFAIRS COMMITTEE – May 11, 2010

The clerk read the recommendations from the Courts and Legal Affairs Committee and a motion was made by Chair Crouchman, supported by Vice-Chair Sprys, to adopt the committee recommendations:

1. Authorize the Circuit Court to apply for a renewal of the State of Michigan Adult Felony Drug Court Grant for the state fiscal year 2010-2011. No Macomb County funds are required.
2. Authorize the filing of the Michigan Drug Court Grant Program application in the amount of \$5,000 to support Juvenile Drug Court Operations. No cash match required.

THE MOTION CARRIED.

PLANNING & ECONOMIC DEVELOPMENT COMMITTEE– May 12, 2010

The clerk read the recommendations from the Planning & Economic Development Committee and a motion was made by Co-Chairs Carabelli and Bruley, supported by Vice-Chair D. Flynn, to adopt the committee recommendations:

1. Approve and authorize the Board Chair to sign and submit to HUD: 1) the 2010 CDBG Annual Plan for the Urban County of Macomb and 2) the 2010 Home Annual Plan for the Macomb Home Consortium.
2. Approve and authorize the Board Chair to execute agreements for \$248,300 in home funds for Habitat for Humanity to acquire, repair and sell homes to lower income households in Clinton Township and Roseville.

3. Approve and authorize the Board Chair to execute agreements for \$258,511 in remaining County 2008 home funding for Springhill Housing Corporation to acquire, repair and rent homes for developmentally disabled adults in the county; and \$50,000 in remaining 2008 home funding for Family Youth Interventions, contingent on satisfying two conditions, to convert a rental property into transitional housing for youths at the FYI Campus in Mount Clemens. (Record No vote for Carabelli)

THE MOTION CARRIED.

EDUCATION AND TRAINING COMMITTEE – May 12, 2010

The clerk read the recommendation from the Education and Training Committee and a motion was made by Chair D. Flynn, supported by Vice-Chair Mocerri, to adopt the committee recommendation:

1. Authorize MSU Extension 4-H Program to accept up to \$1,000 per child mentored through The Mentoring Children of Prisoners Voucher Demonstration Program: Caregiver's Choice to expand the 4-H youth mentor program through December 2010; the program will utilize current MSUE staff.
2. Authorize Macomb MSU Extension to receive \$13,800 from the Michigan Department of Community Health on behalf of Macomb County to implement renewal of Project Fresh from June 1, 2010 through October 31, 2010.

THE MOTION CARRIED.

SENIOR SERVICES COMMITTEE – MAY 13, 2010

The clerk read the recommendation from the Senior Services Committee and a motion was made by Chair Rocca, supported by Vice-Chair Mocerri, to adopt the committee recommendation:

1. Accept 309 Senior Project Fresh coupon books from Michigan Office of Services to the Aging.

THE MOTION CARRIED.

PUBLIC SERVICES COMMITTEE – May 13, 2010

The clerk read the recommendations from the Public Services Committee and a motion was made by Chair Torrice, supported by Vice-Chair Tocco, to adopt the committee recommendations:

1. Authorize the Community Services Agency to receive additional funds to operate the Senior Citizens Nutrition Program during fiscal year 2009-10.
2. Authorize the Community Services Agency to receive \$352,836 from the Federal Emergency Food and Shelter Program through United Way for Southeastern Michigan.
3. Authorize the Community Services Agency to accept the Early Head Start funds for 2010-11.

THE MOTION CARRIED.

PERSONNEL COMMITTEE – May 24, 2010

The clerk read the recommendations from the Personnel Committee and a motion was made by

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Chair Mijac, supported by Vice-Chair Tocco, to adopt the committee recommendations:

1. Approve reconfirmation of the following vacancies:

One Boiler/Refrigeration Operator, 1 st Class	Facilities & Operations
One Account Clerk IV	Health
One Public Health Nurse I	Health
One Program Coordinator I	MSU Extension
One Administrative Secretary	Planning & Economic Development
One Resource Advocate	Senior Citizen Services
2. Approve the purchase of a pension interest calculation module from Gabriel, Roeder, Smith & Company.
3. Approve the ratification of a three year labor agreement with the United Auto Workers – Local 412, Unit 55, representing Senior Citizen Services-Legal Services from January 1, 2008 to December 31, 2010. (Record Brown No vote)

THE MOTION CARRIED.

FINANCE COMMITTEE – May 26, 2010

The clerk read the recommendations from the Finance Committee and a motion was made by Chair Kepler, supported by Vice-Chair Bruley, to adopt the committee recommendations:

1. Approve the monthly bills and authorize payment; Further, to approve the payroll in the amount of \$9,684,556.21, with necessary modifications to the appropriations. (Record Sprys abstaining from bills for Jeffery Sprys and Torrice abstaining from bills for Torrice and Zalewski PLLC/fees-defense attorneys.)
2. Authorize signing of the contract with Richmond Township to provide reappraisal services.
3. Approve an agreement with the City of Warren to collect the City of Warren's delinquent personal property taxes.
4. Approve the purchase of one storage network connection device for the Information Technology Department at a cost not to exceed \$2,095.20; funding is available in the IT Capital Account.
5. Concur with the recommendation of the Risk Management and Safety Director to approve a 9-month contract extension with the accident fund for workers' compensation Third Party Administrator (TPA) services; the contract extension is from July 1, 2010 to April 1, 2011. (Record Carabelli No vote)
6. Concur with the recommendation of the Risk Management and Safety and Human Resources Departments to approve the release of the RFP for Flexible Spending Account (FSA) Administrator; contract to run from January 1, 2011 through December 31, 2011.
7. Concur in the recommendation of Corporation Counsel regarding a May 25, 2010 Attorney/Client Confidential Memorandum.

THE MOTION CARRIED.

BUDGET COMMITTEE – May 26, 2010

The clerk read the recommendations from the Budget Committee and a motion was made by Chair Brdak, supported by Vice-Chair Sprys, to adopt the committee recommendations:

1. Approve a link from the Macomb County home page to the Finance Department Financial Transparency pages.
2. Concur in the request of the Macomb County Sheriff's Office and approve the renewal of the Macomb Auto Theft Squad Grant for 2011, requiring a County match of \$345,179; and direct the Purchasing Department in conjunction with the Sheriff's Office and the Department of Risk Management to prepare a Request for Proposals (RFP) for the purpose of providing medical services to the inmates at the Macomb County Jail. The Purchasing Department shall publicize said RFP in their usual manner. Further, to authorize spending up to \$7,500 to retain a professional consultant to review and evaluate the bids.

THE MOTION CARRIED.

RESOLUTIONS/TRIBUTES

Commissioner Duzyj asked to separate 9a for a roll call. There were **NO** objections.

MOTION

A motion was made by Commissioner Carabelli, to adopt the following Resolutions in their entirety, supported by Commissioner J. Flynn.

- | | |
|----------------|--|
| Res. No. 10-39 | Commending Ilah Naldrett Popiel on Her 90 th Birthday (offered by Vosburg; recommended by Administrative Services Committee on 05/12/10) |
| Res. No. 10-42 | Supporting the Community Mental Health Board in Their Efforts to Seek Fair Funding (offered by Board Chair; recommended by H & ES Committee on 05/13/10) |
| Res. No. 10-45 | Congratulating Jack Hayman – 2010 New Baltimore Citizen of the Year (offered by Brdak; recommended by Budget Committee on 05/26/10) |
| Res. No. 10-44 | Grand Opening of the Macomb Hispanic International Cultural Center (offered by Brdak & Vosburg; recommended by Budget Committee on 05/26/10) |
| Res. No. 10-41 | Proclaiming Annual Metro Detroit Youth Day (offered by Gielegem; recommended by Finance Committee on 05/26/10) |
| Res. No. 10-43 | Support of the Plan by S3 Entertainment Group's Subsidiary, State Fair Studios, to Redevelop the Michigan State Fairgrounds Site with a Production Studio and Revival of the Michigan State Fair by Funfest Productions (offered by Board Chair; recommended by Finance Committee on 05/26/10) |
| Res. No. 10-47 | Adopt a Policy to Seek Competitive Bids for any Expiring Contract Exceeding \$20,000 in Value (offered by Board Chair; recommended by Finance Committee on 05/26/10) |
| Res. No. 10-46 | Grand Opening of the American International Driving Academy (offered by Tocco) |

THE MOTION CARRIED.

MOTION

A motion was made by Commissioner Duzyj, supported by Carabelli, to adopt the following resolution:

Res. No. 10-38 Full Faith and Credit Resolution for the Macomb Interceptor Drain (offered by Duzyj; recommended by Buildings, Roads & Public Works Committee on 05/10/10)

A roll call vote was taken:

Voting Yes were: Duzyj, Carabelli, Crouchman, DiMaria, Doherty, D. Flynn, J. Flynn, Kepler, Lampar, Mijac, Moceri, Rocca, Sauger, Sprys, Szczepanski, Tocco, Torrice, Vosburg, Gielegem, Accavitti, Boyle, Brdak, Brown, Bruley, and Camphous-Peterson. There were 25 “Yes” votes.

THE MOTION CARRIED.

ITEM WAIVED BY TECHNOLOGY & COMMUNICATIONS COMMITTEE CHAIR

MOTION

A motion was made by Commissioner D. Flynn, to approve the item waived by the Chair of the Technology & Communications Committee, supported by Commissioner Torrice.

1. Approve joining the Southeast Michigan based Peplemovers.com Online Community 2.0 Network to connect the County Web site.

THE MOTION CARRIED.

REQUEST TO PURCHASE PREVIOUS SERVICE TIME

MOTION

A motion was made by Commissioner DiMaria, to approve the requests to purchase previous service time by Dinah Fox and Nadine Thacker, supported by Commissioner Vosburg.

THE MOTION CARRIED.

NEW BUSINESS

None

PUBLIC PARTICIPATION

None

EXECUTIVE SESSION TO DISCUSS ATTORNEY/CLIENT CONFIDENTIAL MEMORANDUMS DATED 05-27-10

MOTION

A motion was made by Commissioner Accavitti, to go into executive session, supported by Commissioner Camphous-Peterson.

A roll call vote was taken:

Voting Yes were: Accavitti, Camphous-Peterson, Carabelli, Crouchman, DiMaria, Doherty, Duzyj, D. Flynn, J. Flynn, Kepler, Lampar, Mijac, Moceri, Rocca, Sauger, Sprys, Szczepanski, Tocco, Torrice, Vosburg, Gielegem, Boyle, Brdak, Brown, and Bruley. There were 25 “Yes” votes.

THE MOTION CARRIED.

The Board entered executive session at 7:30 p.m. with it concluding at 8:22 p.m.

MOTION

A motion was made by Commissioner Duzyj to concur in the recommendation of Corporation Counsel and authorize the Kitch Law Firm to file a lawsuit in Federal Court and to be paid on an hourly basis, supported by Commissioner Vosburg.

An amendment was offered by Commissioner Sprys that the law firm be paid on contingency. The amendment lacked support.

THE MOTION CARRIED.

ROLL CALL

NAME	DISTRICT	PRESENT	NOT PRESENT
Andrey Duzyj	1	X	
Marvin Sauger	2	X	
Phillip A. DiMaria	3	X	
Toni Mocerì	4	X	
Susan L. Doherty	5	X	
Joan Flynn	6	X	
Sue Rocca	7	X	
David J. Flynn	8	X	
Robert Mijac	9	X	
Ken Lampar	10	X	
Ed Szczepanski	11	X	
James L. Carabelli	12	X	
Don Brown	13	X	
Brian Brdak	14	X	
Keith Rengert	15		X
Carey Torrice	16	X	
Ed Bruley	17	X	
Dana Camphous-Peterson	18	X	
Paul Gielegem	19	X	
Kathleen E. Tocco	20	X	
Irene M. Kepler	21	X	
Frank Accavitti, Jr.	22	X	
William A. Crouchman	23	X	
Michael A. Boyle	24	X	
Kathy D. Vosburg	25	X	
Jeffery S. Sprys	26	X	

ADJOURNMENT

MOTION

A motion was made by Commissioner Duzyj, to adjourn, supported by Commissioner Vosburg.

THE MOTION CARRIED.

Chair Gieleghem adjourned the meeting at 8:25 p.m., until the call of the Chair.

Paul Gieleghem, Chairman

Carmella Sabaugh, County Clerk