

**OFFICIAL MINUTES OF THE  
MACOMB COUNTY BOARD OF COMMISSIONERS  
FULL BOARD MEETING  
SEPTEMBER 23, 2010**

The Macomb County Board of Commissioners met at 7:00 p.m. on Thursday, September 23, 2010 on the 9<sup>th</sup> 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:

<b>NAME</b>	<b>DISTRICT</b>	<b>PRESENT</b>	<b>NOT PRESENT</b>
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	

Commissioner Torrice arrived after roll call.

**INVOCATION**

Commissioner Crouchman gave the invocation.

**AGENDA**

**MOTION**

A motion was made by Commissioner Kepler, to adopt the agenda, **AS AMENDED, TO INCLUDE #10B (Resolution), 12, 13 & 14**, supported by Commissioner Duzyj. **THE MOTION CARRIED.**

## **MINUTES**

### **MOTION**

A motion was made by Commissioner Szczepanski, to approve the minutes dated August 19, 2010, supported by Commissioner Vosburg. **THE MOTION CARRIED.**

## **PRESENTATION OF RESOLUTION PROCLAIMING OCTOBER AS POLISH HERITAGE MONTH**

## **PRESENTATION OF RESOLUTION TO SANDRA CASAMER**

### **PUBLIC PARTICIPATION**

Gregory Murray, 36497 Union Lake Road, Clinton Township  
Juanita Parker, 16442 Clarkson Drive, Fraser

### **COMMITTEE REPORTS**

#### **TECHNOLOGY & COMMUNICATIONS COMMITTEE – September 13, 2010**

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

Commissioner Boyle asked to separate Item #2. There were **NO** objections.

1. Approve the following miscellaneous department request:

48 Memory Upgrades, One Server, Five Backup Software Licenses, 230 Thin Client Devices and 100 Monitors at a Cost not to exceed \$169,266; Funding available in IT Capital Projects Computer Replacement Fund.

3. Approve the following miscellaneous department requests:

Purchase of Bar Code Equipment and Services for the Macomb Food Program at a total cost not to exceed \$16,326; funding available in the Commodity Distribution Grant Fund; and

Purchase of Integrated Food Bank Management Application Software for the Macomb County Community Services Agency's "The Emergency Food and Assistance Program" at a total cost not to exceed \$18,725; funding available from the Commodity Distribution Grant Fund.

### **THE MOTION CARRIED.**

#### **SEPARATED MOTION**

2. Approve the following miscellaneous department requests:

Four Motorola MW810 Mobile Data Computers for the Sheriff's Office at a cost not to exceed \$20,780; funding is provided from the Department of Justice Byrne Jag grant;

Purchase of equipment to connect the Road Commission to the Macomb County network at a cost not to exceed \$29,345; funding available in the E911 Capital Improvement Fund; and

Approve the Sheriff's Office and IT Department to secure bids and purchase a system for the Macomb County Sheriff's Office to monitor and record video streams from the Road Commission's Traffic Camera System at a cost not to exceed \$45,000; funding available in the E911 Capital Improvement Fund.

**THE SEPARATED MOTION CARRIED.** (Record Bruley, Boyle and Crouchman **NO** votes)

**BUILDING, ROADS AND PUBLIC WORKS COMMITTEE – September 13, 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. Authorize payment of the following invoice:

Jail Kitchen Renovation	Braun Construction Group	\$260,462.24
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Further, funds are available in the Capital budget.

2. Authorize the Chairman of the Board to sign the South Action Center Lease Extension with Farida Investment Group.

**THE MOTION CARRIED.**

**PUBLIC SAFETY AND CORRECTIONS COMMITTEE – September 14, 2010**

The clerk read the recommendations from the Public Safety and Corrections Committee and a motion was made by Chair DiMaria, supported by Vice-Chair Boyle, to adopt the committee recommendations:

1. Approve the purchase of four complete digital video systems, one workstation upgrade, four radar units, four laser radar units, and three e-ticket radars/printers for the traffic division. Total cost for this request is \$77,371. Funding is available through the secondary road patrol traffic grant (416).
2. Adopt the 2010-2015 Macomb County Hazard Mitigation Plan.
3. Accept and enter into the 2007, 2008 and 2009 Homeland Security Grant Program Interlocal Funding Agreements with Oakland County.
4. Accept and enter into the 2009 Operation Stonegarden Grant Agreement with the Michigan State Police Emergency Management Homeland Security Division in the amount of \$150,000. There is no local match.
5. Authorize the Office of Emergency Management & Communications to proceed with the purchase of air purifying respirator equipment from Aramsco, Inc. in an amount not to exceed \$375,000. Funding is provided in the 2007 Homeland Security Grant Program and there is no cost to the county.

**THE MOTION CARRIED.**

**ADMINISTRATIVE SERVICES COMMITTEE – September 15, 2010**

The clerk read the recommendation from the Administrative Services Committee and a motion was made by Chair Vosburg, supported by Vice-Chair Sauger, to adopt the committee recommendation:

1. Authorize the County Clerk to replace the broken shelving system in the first floor clerk's file room of the Circuit Court Building using the county's vendor, Mayline Group, at a cost not to

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exceed \$83,170.57, as recommended by the Purchasing Department; funding is available from:

General Fund Capital Outlay	\$10,000.00
Capital Fund Furniture Replacement	\$40,000.00
F&O General Fund Circuit Court Building Repair & Maintenance	\$28,000.00
Clerks Special Projects	\$ 5,170.57

The Purchasing Department and Facilities and Operations Department shall have discretion to direct the timing of this purchase.

**THE MOTION CARRIED.**

**PLANNING & ECONOMIC DEVELOPMENT COMMITTEE – September 15, 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. Authorize the submittal of a \$600,000 E.P.A. Assessment Grant Application.
2. Authorize the submittal of a \$1 million Brownfield Revolving Loan Fund Grant.

**THE MOTION CARRIED.**

**EDUCATION AND TRAINING COMMITTEE – September 15, 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. Approve the following requests submitted by MSU Extension:

Authorize MSU Extension to accept the contract with Michigan State Housing Development Authority (MSHDA) to participate in the MSHDA Homeownership Counseling Network in the amount of \$10,000; The Board of Commissioners support enables MSU Extension to enter into an agreement with MSHDA from October 1, 2010 through September 30, 2011;

Authorize MSU Extension to renew the contract with the City of Warren for \$11,500 to provide home repair, financial management and financial counseling classes to designated families from October 1, 2010 through September 30, 2011;

Authorize renewal of the exchange of services between MSU Extension and the WIC program whereby nutrition education is provided to WIC clients on a monthly basis for the current 2010-11 fiscal year for \$12,000 and

Authorize Macomb MSU Extension to receive \$15,000 from MSU Extension to continue support of the Home Horticulture Education Program in Macomb County from October 1, 2010 until funds are fully expended.

**THE MOTION CARRIED.**

**SENIOR SERVICES COMMITTEE – September 16, 2010**

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

1. Accept contract acknowledgement for Senior Services Resource Advocacy Program for FY 10/1/2010 – 9/30/2011 for funding from AAA 1-B in the amount of \$72,566.

2. Accept contract acknowledgement for Senior Services Legal Assistance Program for FY 10/1/2010 – 9/30/2011 for funding from AAA 1-B in the amount of \$38,280.
3. Accept Aging & Disability Resource Center memorandum of understanding between Southeast Michigan Aging and Disability Resource Center and Macomb County Senior Citizen Services.
4. Accept Emergency Food Assistance Program Commodity Distribution Agreement between MCCSA and local food pantries.
5. Accept contract for MIPPA Beneficiary Outreach and Assistance Services between Area Agency on Aging 1-B and Macomb County Department of Senior Citizen Services.
6. Accept memorandum of understanding between Community College District of the County of Macomb and Macomb County Adult Day Services – North Center for Eldercare Certificate Specialist.
7. Accept memorandum of understanding between Community College District of the County of Macomb and Macomb County Adult Day Services – South Center for Eldercare Certificate Specialist.
8. Accept addendum to agreement of August 1, 1999 for continuance of agreement between Macomb County Adult Day Care – South Campus and Macomb Community College for the 2010-2011 academic year for an Occupational Therapy Assistant.
9. Accept addendum to agreement of August 1, 1999 for continuance of agreement between Macomb County Adult Day Care – South Campus and Macomb Community College for the 2010-2011 academic year for an Associate Degree Nursing.
10. Accept addendum to agreement of August 1, 1999 for continuance of agreement between Macomb County Adult Day Care – North Campus and Macomb Community College for the 2010-2011 academic year for an Associate Degree Nursing.
11. Accept addendum to agreement of August 1, 1999 for continuance of agreement between Macomb County Adult Day Care – North Campus and Macomb Community College for the 2010-2011 academic year for an Occupational Therapy Assistant.

**THE MOTION CARRIED.**

**HEALTH & ENVIRONMENTAL SERVICES COMMITTEE– September 16, 2010**

The clerk read the recommendations from the Health & Environmental Services Committee and a motion was made by Chair Camphous-Peterson, supported by Vice-Chair J. Flynn, to adopt the committee recommendations:

1. Authorize the Health Department's participation in the Belle River Watershed Advisory Group.
2. Authorize the Health Department to work with the Purchasing Department to prepare an RFP for certain lab services.

**THE MOTION CARRIED.**

**PUBLIC SERVICES COMMITTEE – September 16, 2010**

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

Chair Gieleghem asked to separate Item #1. There were **NO** objections.

2. Authorize the Community Services Agency to submit the Community Services Block Grant Plan for 2010-11.

**THE MOTION CARRIED.**

**SEPARATED MOTION**

1. Approve the following:

Authorize the Community Services Agency to receive low income home energy assistance program funds

Authorize the Community Services Agency to receive community development block grant funds from Clinton Township to operate the Chore Program.

**MOTION**

A motion was made by Commissioner Doherty, to address the item to where it has been moved to 12b, supported by Commissioner Torrice. **THE MOTION CARRIED.**

**BUDGET COMMITTEE – September 21, 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:

Commissioner Camphous-Peterson asked to separate item 3. There were NO objections.

1. Adopt the 2009 Comprehensive Annual Financial Report and 2009 Single Audit Report, as prepared by the audit firm Rehmann Robson.
2. Approve the Sheriff's Office 2011 budget plan for reductions in the amount of \$1,657,054, as outlined.
4. Approve the Planning and Economic Development Department's 2011 budget submittal and reduction plan. Amount of reduction is \$118,171, as outlined.
5. Authorize to continue agreement in the amount of \$25,000 with the Macomb County Child Advocacy Center ("Care House"). (Camphous-Peterson abstaining)

**THE MOTION CARRIED.**

**SEPARATED MOTION**

3. Authorize to enter into an interlocal agreement with Mount Clemens and Clinton Township in order to establish a Macomb County EB-5 Regional Center and to authorize \$40,000 from the county's contingency fund for this purpose. (**Votes from Budget Committee Meeting 9/21/2010:** Yes-Boyle, Brdak, Brown, Bruley, Carabelli, Crouchman, D. Flynn, Gieleghem, Kepler, Lampar, Mijac, Mocerri,

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Sauger, Sprys, Szczepanski and Tocco; No-Camphous-Peterson, Doherty, Duzyj, Rengert, Rocca, Torrice and Vosburg)

**MOTION**

A motion was made by Commissioner D. Flynn, to make amendments to the Inter-Local Agreement, supported by Commissioner Mocerri.

**MOTION**

A motion was made by Commissioner Doherty, to postpone the entire matter, plus the amendments, until 2011 under the purview of the County Executive, supported by Commissioner DiMaria.

A roll call vote was taken:

Voting Yes were: Accavitti, Camphous-Peterson, Crouchman, DiMaria, Doherty, Duzyj, Kepler, Lampar, Rengert, Rocca, Sauger, Szczepanski, Torrice and Vosburg. There were 14 “Yes” votes.

Voting No were: Boyle, Brdak, Brown, Bruley, Carabelli, D. Flynn, J. Flynn, Mijac, MOcerri, Sprys, Tocco and Gielegem. There were 12 “No” votes.

**THE MOTION CARRIED.**

**FINANCE COMMITTEE – September 22, 2010**

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

Commissioner Vosburg asked to separate Item #4. There were **NO** objections.

Chair Gielegem asked to separate Item #2. There were **NO** objections.

1. Approve the monthly bills and authorize payment; Further, to approve the payroll in the amount of \$9,584,670.13, 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. Record Tocco abstaining from bills from Falk & Tocco, P.C.)
3. Award bid Item 04-10 Professional Energy Auditing Consultant Services to AKT Peerless Environmental & Energy Services; all funding for the audit(s) come from the Energy Efficiency & Conservation Block Grant (EECBG).
5. Approve agreement for title commitments with Chirco Title Agency, Inc. (Tax Reversion Project).
6. Concur with the recommendation of Human Resources, Risk Management and Finance Departments in the selection of Managed Care Administrators, Inc. (MCAI)/Ameriflex Corp as the county’s flexible spending account administrator (FSA) for the contracted period of January 1, 2011 through December 31, 2013.
7. Concur in the recommendation of Corporation Counsel regarding the case of County of Macomb vs. A&R Macomb, LLC.

**THE MOTION CARRIED.**

**SEPARATED MOTION**

4. Adopt the annual mileage and meal reimbursement rates as adopted by the State of Michigan effective January 1<sup>st</sup>.

**MOTION TO AMEND**

Commissioner Vosburg made a motion to amend the mileage rate to add after “...each year” and for the period of October 1, 2010 to December 31, 2010 to adopt the current federal IRS rate, supported by Commissioner Doherty. **THE MOTION TO AMEND CARRIED.**

**THE SEPARATED MOTION, AS AMENDED, CARRIED.**

**SEPARATED MOTION**

2. Approve the purchase of a patrol vehicle with police package and associated equipment for patrol in Macomb Township; this vehicle will be purchased from the fund provided in the Macomb Township contract; the actual purchase price for this vehicle has not been determined; the fleet manager will determine the final cost for this purchase.

**MOTION TO REFER**

Commissioner Bruley made a motion to refer the item back to committee, supported by Commissioner Tocco. **THE MOTION TO REFER CARRIED.** (Record **NO** vote Sprys)

**PERSONNEL COMMITTEE – September 22, 2010**

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

1. Approve reconfirmation of the following vacancies:

Two Custodians I/II	Facilities & Operations
One Public Health Nurse II	Health
One Public Health Services Coordinator	Health
One Assistant Multigraph Operator/Clerk	Purchasing
2. Approve the recommended salary range of \$13.49 to \$16.90 and required benefits for a grant funded, part-time inventory/warehouse worker position at the Community Services Agency.
3. Approve renaming of the Planning and Economic Development Department to the Planning, Economic Development and Research Department and transferring of the function and personnel of the Macomb County Reference and Research Center to the Planning, Economic Development and Research Department.
4. Approve ratification of the balance of the three-year labor agreement with the United Auto Workers, Local 412-Unit 46 (Assistant Prosecuting Attorneys) from January 1, 2008 to December 31, 2010.
5. Approve ratification of the balance of the three-year labor agreement with the United Auto Workers, Local 412-Unit 75 (Supervisors) from January 1, 2008 to December 31, 2010. (Record **NO** vote for Doherty)
6. Approve ratification of a one-year labor agreement with the Macomb County Senior Services Employee Association from January 1, 2011 to December 31, 2011. (Record **NO** vote for Doherty)
7. Approve ratification of a one-year labor agreement with the Technical, Professional and Officeworkers Association of Michigan – Family Court/Juvenile Justice Center from January



1, 2011 to December 31, 2011.

8. Approve ratification of a one-year labor agreement with the United Auto Workers, Local 412-Units 39, 46, 49, 55, 75, 95 and 98 and Local 889 representing Animal Shelter, Community Services Agency, Probate Court/Corporation Counsel and Specialized Offices from January 1, 2011 to December 31, 2011. (Record **NO** vote for Doherty on all with the exception of Unit 46)

**THE MOTION CARRIED.**

**RESOLUTIONS/TRIBUTES**

**MOTION**

A motion was made by Commissioner Kepler, to adopt the following Resolutions in their entirety, supported by Commissioner Torrice.

- |                |  |
|----------------|--|
| Res. No. 10-66 | Commending Mexico on the Celebration of Their Bicentennial (offered by Bruley; recommended by PED Committee on 09/15/10)   |
| Res. No. 10-67 | Acknowledging the South East Regional Emergency Services Authority Pursuant to the Emergency 911 Service Enabling Act (offered by Board Chair on behalf of Board; waived by Public Safety & Corrections Committee Chair) |
| Res. No. 10-64 | Commending Lasertec on being placed on the 2010 Inc. 5000 List of America's Fastest Growing Private Companies (offered by Camphous-Peterson; recommended by Finance Committee on 09/22/10)                               |
| Res. No. 10-65 | Proclaiming October as Polish Heritage Month in Macomb County (offered by Lampar; recommended by Finance Committee on 09/22/10)  |

**THE MOTION CARRIED.**

**ITEM WAIVED BY COURTS AND LEGAL AFFAIRS COMMITTEE CHAIR**

**MOTION**

A motion was made by Commissioner Kepler, to approve the item waived by the Chair of the Courts and Legal Affairs Committee, supported by Commissioner Duzyj.

1. Accept Department of Human Services grant funding in the amount of \$125,000 to continue programming to address racial disparities in the juvenile justice system. No County cash match is required.

**THE MOTION CARRIED.**

**ITEM WAIVED BY PUBLIC SERVICES COMMITTEE CHAIR**

**MOTION**

A motion was made by Commissioner Torrice, to approve the item waived by the Chair of the Public Services Committee, supported by Commissioner Szczepanski.

1. Authorize Community Services Agency to receive \$44,100 to provide home energy crisis assistance.

2. Authorize Community Services Agency to Receive Low Income Home Energy Assistance Program Funds.

**THE MOTION CARRIED.**

**ITEM WAIVED BY PERSONNEL COMMITTEE CHAIR**

**MOTION**

A motion was made by Commissioner Sprys, to approve the item waived by the Chair of the Personnel Committee, supported by Commissioner Brdak.

Commissioner Doherty asked to separate Item #2. There were **NO** objections.

1. Recommend ratification of a one (1) year Labor Agreement with the Teamsters Local 214- Court Reporters from January 1, 2011 to December 31, 2011.

**THE MOTION CARRIED.** (Record Doherty **NO** vote)

**SEPARATED MOTION**

2. Recommend ratification of a one (1) year Labor Agreement with the Teamsters Local 214- Circuit Court/Friend of the Court from January 1, 2011 to December 31, 2011.

**THE SEPARATED MOTION CARRIED.**

**REQUEST TO PURCHASE PREVIOUS SERVICE TIME**

**MOTION**

A motion was made by Commissioner Mijac, to approve requests to purchase previous service time by Penny Burg and Catherine Federspiel, supported by Commissioner J. Flynn.

**THE MOTION CARRIED.**

**APPOINTMENTS**

Chair Appointment with Concurrence of Board:

- a) **Brownfield Redevelopment Authority**  
4 vacancies – 3 year terms starting 10/01/10 to September 30, 2013
  - Dana Camphous-Peterson
  - Michael R. DeVault
  - Cynthia Manciero
  - Glenn Wynn

**MOTION**

A motion was made by Commissioner J. Flynn, to approve the appointments as recommended by the Board Chair, supported by Commissioner Accavitti. **THE MOTION CARRIED.**

**Dana Camphous-Peterson, Michael R. DeVault, Cynthia Manciero and Glenn Wynn were appointed to the Brownfield Redevelopment Authority.**

**NEW BUSINESS**

None

**PUBLIC PARTICIPATION**

Chris Utykanski, 13642 Whispering Lanes, Sterling Heights

**ROLL CALL**

<b>NAME</b>	<b>DISTRICT</b>	<b>PRESENT</b>	<b>NOT PRESENT</b>
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 Szczepanski.  
**THE MOTION CARRIED.**

Chair Gielegem adjourned the meeting at 9:10 p.m., until the call of the Chair.

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Paul Gielegem, Chairman

Todd Schmitz, Deputy County Clerk