

**OFFICIAL MINUTES OF THE  
MACOMB COUNTY BOARD OF COMMISSIONERS  
FULL BOARD MEETING  
DECEMBER 16, 2010**

The Macomb County Board of Commissioners met at 7:00 p.m. on Thursday, December 16, 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	

Commissioners Szczepanski, Torrice and Kepler were absent and excused.

**INVOCATION**

Commissioner Sprys gave the invocation.

**AGENDA**

**MOTION**

A motion was made by Commissioner Accavitti, to adopt the agenda, **AS AMENDED, TO INCLUDE #11B AND 14**, supported by Commissioner Brown. **THE MOTION CARRIED.**

## **MINUTES**

### **MOTION**

A motion was made by Commissioner J. Flynn, to approve the minutes dated November 24, 2010 and December 15, 2010 (Public Hearing), supported by Commissioner Doherty. **THE MOTION CARRIED.**

### **PRESENTATION OF RESOLUTIONS**

Presentation of resolution to Honorable Antonio Viviano by Commissioner Carabelli  
Presentation of resolution to Honorable James Biernat by Commissioner Carabelli

### **PUBLIC PARTICIPATION**

None

### **COMMITTEE REPORTS**

#### **BUDGET COMMITTEE – November 23, 2010**

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

1. Adopt a recommended 2011 Macomb County budget in the amount of \$476,660,686 (General Fund \$198,059,012 and Non-General Fund \$278,601,674) and includes the adoption of the property millage rate of 4.5685. (Record **NO** votes for Rengert and Vosburg)

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

#### **TECHNOLOGY & COMMUNICATIONS COMMITTEE – December 6, 2010**

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

1. Approve the purchase of the following:

Two Citrix terminals, two Citrix licenses and two MS Office 2007 licenses for the Public Health – WIC Department at a cost not to exceed \$2,085.40; funding is available in the Public Health – Computer Projects account;

One Dell-Latitude E6500 laptop computer and one MS Office 2007 license for the Public Health Department at a cost not to exceed \$1,408.47; funding is available in the Public Health – Medical Examiner account; and

One Dell desktop computer and one MS Office 2007 license for the Family Health Services Division of the Health Department at a cost not to exceed \$1,130.95; funding is available in the Public Health – Children Special Health Care Services Grant fund.

2. Approve the purchase of one scanner for the Romeo 42-I District Court at a cost not to exceed \$919.60; funding is provided from the IT Capital fund.

**THE MOTION CARRIED.**

#### **BUILDING, ROADS AND PUBLIC WORKS COMMITTEE – December 6, 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	\$296,472.04
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Further, funds are available in the Capital budget.

2. Authorize the Federal Division of the Prosecutor's Office to utilize available space within the County Building for the purpose of accommodating court ordered paternity testing.

**THE MOTION CARRIED.**

**ADMINISTRATIVE SERVICES COMMITTEE – December 8, 2010**

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

1. Authorize the County Clerk to create a FastPass system to enable customers to schedule appointments to receive clerk services, and even prepay, reducing wait times and shifting the delivery of service from peak demand times to non-peak demand times, so that the clerk may efficiently serve customers, despite staff cuts, by purchasing professional services to create an online appointment database with lobby check-in module from DGC Interactive LLC at a one time cost of \$3,946; funds are available in the clerk's printing account (10121501 – 90101).
2. Authorize the County Clerk to improve jury service by purchasing a new jury system to allow jurors to complete juror questionnaires online, automatically scan and triage juror responses, allow touch-tone telephone juror responses, provide for automated juror excusals under appropriate circumstances, and allow more juror self-service while accommodating recent clerk staff reductions from Courthouse Technologies at a cost in 2011 of \$142,780.50 and annual costs of \$107,805 beginning in 2012; funds are available for 2011 from the jury room budget (\$67,000 from 10116601), new revenue from CCW photos (\$58,000 annually from 10121501 – 60777) and from the clerk's 2011 special projects account (\$17,780.50 from 10121501 – 72607). Beginning 2012 and annually thereafter, funds are available in the Jury Room budget (\$67,000 from 10116601) and the additional revenue from CCW photos (\$40,805 from 10121501 – 60777). Further, increase the CCW photo revenue account (10121501 – 60777) by \$58,000 annually starting in 2011.
3. Approve the contract between the Macomb County Clerk/Register of Deeds and ACS Enterprise Solutions, Inc. To continue the vital records system at a 10 percent reduction in cost, with total cost not to exceed \$325,000 over five years, contingent on review of the contract by Corporation Counsel and acceptance of any modifications suggested by corporation counsel; funding is available in the clerk's indexing services account 10121501-92115.

**THE MOTION CARRIED.**

**EDUCATION AND TRAINING COMMITTEE – December 8, 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 service to renew the contract with the Macomb Intermediate School District early on program to provide family resource and referral services to early on families in the amount of \$5,000 for the 2010/2011 year.

**THE MOTION CARRIED.**

**SENIOR SERVICES COMMITTEE – December 9, 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 second year contract addendum for Senior Services Legal Assistance Program for FY 10/1/2010 through 09/30/2011 for additional funding from AAA 1-B in the amount of \$38,280 (prior funding was \$36,835).
2. Accept collaborative agreement between Community Assessment Referral & Education and Macomb County Senior Services.

**THE MOTION CARRIED.**

**HEALTH & ENVIRONMENTAL SERVICES COMMITTEE– December 9, 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 to accept a U.S.E.P.A. Great Lakes Restoration Initiative grant through the Michigan Department of Natural Resources and Environment for a total of \$233,850 for two beach projects in Macomb County.
2. Authorize the Health Department to accept a WIC Infrastructure grant from the Michigan Department of Community Health in the amount of \$19,200.

**THE MOTION CARRIED.**

**PERSONNEL COMMITTEE – December 13, 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:

One Account Clerk IV	Finance – Purchasing
One Buyer	Finance – Purchasing
2. Grant the MCCSA Director the authority to reclassify any budgeted teacher position in any established category consistent with conditions within the collective bargaining agreement and budgetary guidelines.
3. Amend Section 4 of the Macomb County Employees Retirement System Ordinance, as attached. Further, to direct Corporation Counsel to address the make-up of the Retiree

Health Care Board.

4. Approve ratification of a one (1) year labor agreement with the Technical, Professional and Office Workers Association of Michigan (TPOAM) – Circuit Court Officers and Professionals Association from January 1, 2011 to December 31, 2011.

**THE MOTION CARRIED.**

**BUDGET COMMITTEE – December 14, 2010**

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

1. Approve the purchase of an integrated application software package for the Senior Citizen Services' Resource Advocacy Program with a total project cost not to exceed \$8,678.37 and a subsequent annual maintenance cost of \$1,416.
2. Approve shifting the funding source for 50% of the annual salary, fringe benefits and associated costs of a Register of Deeds Account Clerk IV from the Register of Deeds Remonumentation Program to the Register of Deeds Automation Fund at an annual cost not to exceed \$19,218.50 and shifting the funding source for annual supplies, postage, printing, maintenance agreements and telephone service as listed in the attached documentation at a current cost of \$2,680 from the remonumentation program to the automation fund. Funds are available in the Macomb County Register of Deeds Automation Fund which is funded through recording fees and by state law is required to be used solely to improve the register of deeds office.
3. Approve the request to extend the temporary reclassification of Susan Bates from Account Clerk IV to Business Counselor in the Planning and Economic Development Department through 2011. Partial funding is available from the SBTDC.
4. Increase the budget for defense attorney fees in the Mental Division of the Probate Court by \$30,000 for fiscal year 2010, as outlined in the attached correspondence from the Finance Department. Funding is available from contingency.

**THE MOTION CARRIED.**

**FINANCE COMMITTEE – December 15, 2010**

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

1. Approve the monthly bills, with the exception of the three bills by Plunkett Cooney (Cristini, Fisher and Moldowan), and authorize payment; further, to approve the payroll in the amount of \$4,777,411.72, with necessary modifications to the appropriations.
2. Approve assignment of agreement for title commitments with Greco Title Company (Tax Reversion Project).

**THE MOTION CARRIED.**

**RESOLUTIONS/TRIBUTES**

**MOTION**

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

Commissioner Sprys asked to separate items d, e, f and i. There were NO objections.  
Commissioner Boyle asked to separate item k. There were NO objections.

- Res. No. 10-92      Urging Congress to Extend Unemployment Benefits (offered by D. Flynn and Mocerri, recommended by Education & Training Committee on 12/8/10)
- Res. No. 10-100    Establishing Salaries and Compensation for County-Wide Officials, Per Diem Rates For County Boards And Commissions and County Supplementary Pay Benefits For Circuit Court, Probate Court And Certain District Court Judges for 2011 and 2012 (offered by Chairman, recommended by Budget Committee on 12/14/10)
- Res. No. 10-74      Commending Commissioners Frank Accavitti, Michael Boyle, Brian Brdak, Edward Bruley, Dana Camphous-Peterson, William Crouchman, Susan Doherty, Andrey Duzyj, Joan Flynn, Paul Gielegem, Irene Kepler, Ken Lampar, Robert Mijac, Keith Rengert, Sue Rocca, Jeffery Sprys, Ed Szczepanski and Carey Torrice for Years of Outstanding Service (offered by Chairman, recommended by Finance Committee on 12/15/10)
- Res. No. 10-97      Commending Judge Antonio Viviano on his Retirement from Macomb County Circuit Court (offered by Carabelli, recommended by Finance Committee on 12/15/10)
- Res. No. 10-98      Commending Judge James Biernat on his Retirement from Macomb County Circuit Court (offered by Carabelli, recommended by Finance Committee on 12/15/10)
- Res. No. 10-101    Commending Judge Donald Miller on his Retirement from Macomb County Circuit Court (offered by Carabelli, recommended by Finance Committee on 12/15/10)

**THE MOTION CARRIED.**

**SEPARATED RESOLUTIONS**

**MOTION TO POSTPONE**

A motion was made by Commissioner DiMaria to postpone Resolutions d, e, f, i, and k be postponed until next year until all background information is received, supported by Commissioner J. Flynn

**FRIENDLY AMENDMENT**

Commissioner Sprys offered a friendly amendment only include Resolutions d, e, f and i. **THE FRIENDLY AMENDMENT WAS NOT ACCEPTED.**

A roll call vote was taken:

Voting Yes were: Carabelli, DiMaria, J. Flynn, Sauger and Sprys. There were 5 Yes votes.

Voting No were: Accavitti, Boyle, Brdak, Brown, Bruley, Camphous-Peterson, Crouchman, Doherty, Duzyj, D. Flynn, Lampar, Mijac, Mocerri, Rengert, Rocca, Tocco, Vosburg and Gielegem. There were 18 No votes.

**THE MOTION TO POSTPONE FAILED.**

**MOTION**  
(d) Res. No. 10-93 Commending Dr. Peter Torrice for 40 Years of Practicing Medicine in Macomb County (offered by Torrice, recommended by Finance Committee on 12/15/10)  
**THE MOTION CARRIED.** (Record Sprys **NO** vote)

**MOTION**  
(e) Res. No. 10-95 Commending Barbara Torrice for 25 Years as an Elementary School Teacher (offered by Torrice, recommended by Finance Committee on 12/15/10)  
**THE MOTION CARRIED.** (Record Sprys **NO** vote)

**MOTION**  
(f) Res. No. 10-96 Commending Michael Blomquist for His Years of Community Service in Macomb County (offered by Torrice, recommended by Finance Committee on 12/15/10)  
**THE MOTION CARRIED.** (Record Sprys **NO** vote)

**MOTION**  
(i) Res. No. 10-99 Commending Dr. Steven Grekin for 16 Years of Practicing Medicine (offered by Carabelli, recommended by Finance Committee on 12/15/10)  
**THE MOTION CARRIED.** (Record Sprys **NO** vote)

**MOTION**  
(k) Res. No. 10-94 Commending Judge Sheila Miller for Her Years of Service to Clinton Township District Court (offered by Chairman, recommended by Finance Committee on 12/15/10)  
**THE MOTION CARRIED.**

#### **ITEMS WAIVED BY PUBLIC SERVICES COMMITTEE CHAIR**

##### **MOTION**

A motion was made by Commissioner D. Flynn to approve the following items waived by Public Services Committee Chair, supported by Commissioner Camphous-Peterson.

1. Authorize Community Services Agency to receive funds from the Michigan Community Action Agency Association.
2. Authorize Community Services Agency to Receive ARRA Funds from the Federal Emergency Food and Shelter Program through United Way.

**THE MOTION CARRIED.**

#### **PAYMENT OF THREE BILLS FOR PLUNKEETT COONEY (CRISTINI/FISHER/MOLDOWAN)**

##### **MOTION**

A motion was made by Commissioner Duzyj to approve the three bills for Plunkett Cooney (Cristini/Fisher/Moldowan) that were postponed from the Finance Committee meeting, supported by Commissioner Accavitti. **THE MOTION CARRIED.**

#### **AWARD OF BID FOR LAKE ST. CLAIR COASTAL MARSHLAND RESTORATION PROJECT**

##### **MOTION**

MACOMB COUNTY BOARD OF COMMISSIONERS  
 FULL BOARD MEETING OFFICIAL MINUTES – December 16, 2010

A motion was made by Commissioner Carabelli to award the bid for Lake St. Clair Coastal Marshland Restoration Project to Anderson, Eckstein and Westrick of Michigan, funding is available through the EPA grant for \$1.5 million given to Macomb County for Lake St. Clair Restoration initiative, supported by Commissioner D. Flynn. **THE MOTION CARRIED** (Record **NO** votes Duzyj and Mocerì)

**REQUEST TO PURCHASE PREVIOUS SERVICE TIME**

**MOTION**

A motion was made Commissioner J. Flynn to approve the request of Paula Mack-Crouchman to purchase two years of City of Grosse Pointe Farms previous service time, supported by Commissioner Carabelli. **THE MOTION CARRIED.** (Record Crouchman abstention)

**NEW BUSINESS**

Commissioner Tocco scheduled Organizational Meeting for January 5, 2011 at 11 a.m. Chair Gielegghem thanked office staff and Charter Commission.

**PUBLIC PARTICIPATION**

None

**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 Gielegghem	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 Boyle. **THE MOTION CARRIED.**

Chair Gieleghem adjourned the meeting at 7:47 p.m., until the call of the Chair.

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Paul Gieleghem, Chairman

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Carmella Sabaugh, County Clerk