

JULY SESSION 2010  
MIDLAND COUNTY BOARD OF COMMISSIONERS  
JULY 6, 2010

APPROVED

Board called to order by Chairman, James T. Bradley, at 9:00 a.m.

ROLL CALL

MEMBERS PRESENT: SCHOENHERR, BONE, LEIGEB, KEENAN, MCQUAID, BRADLEY.

MEMBERS ABSENT: WILSON.

Invocation by Commissioner Keenan.

Pledge to the Flag was given.

APPROVAL OF MINUTES FOR THE SESSION OF JUNE 15, 2010:

Motion by Commissioner Bone to adopt.

Motion carried by roll call.

ROLL CALL

YEAS: LEIGEB, KEENAN, MCQUAID, SCHOENHERR, BONE, BRADLEY.

NAYS: NONE.

ABSENT: WILSON.

APPROVAL OF BILLS:

GENERAL BANK CLAIMS APPROVED IN THE AMOUNT OF:

06-10-10 - REGULAR	\$550,890.92
06-17-10 - REGULAR	\$598,222.10
06-24-10 - REGULAR	<u>\$699,433.78</u>
TOTAL CHECK RUNS	\$1,848,546.80

Motion by Commissioner Schoenherr to adopt.

Motion carried by roll call.

ROLL CALL

YEAS: KEENAN, MCQUAID, SCHOENHERR, BONE, LEIGEB, BRADLEY.

NAYS: NONE.

ABSENT: WILSON.

SPECIAL PROGRAM OF THE DAY - NONE.

83-6-10: APPOINTMENT TO THE MIDLAND COUNTY COMMUNITY CORRECTION ADVISORY BOARD -  
APPLICANTS TO CONSIDER: ERICK FORSHEE, STEVEN N. RAPANOS AND WM. MICHAEL WOOD -

CHAIRMAN BRADLEY APPOINTED COMMISSIONERS BONE AND KEENAN AS TELLERS AND A VOTE WAS  
TAKEN WITH THE FOLLOWING RESULTS.

FORSHEE

RAPANOS

WOOD

BONE

SCHOENHERR

KEENAN

MCQUAID

BRADLEY

LEIGEB

HAVING RECEIVED A MAJORITY OF THE VOTES, STEVEN N. RAPANOS WAS APPOINTED TO THE  
COUNTY COMMUNITY CORRECTION ADVISORY BOARD.

CONSENT AGENDA - NONE.

Public Comments- NONE.

Commissioner Comment - COMMISSIONER LEIGEB SPOKE REGARDING THE BUDGET ISSUES,  
UNFUNDED MANDATES AND SETTING PRIORITIES.

Commissioner Consideration to remove any consent agenda item:

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JULY SESSION 2010

STANDING COMMITTEE REPORTS AND RESOLUTIONS

1

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AMENDMENT TO AN  
AGREEMENT WITH THE MICHIGAN DEPARTMENT OF HUMAN SERVICES, BUREAU OF JUVENILE JUSTICE;  
CHILD CARE BUDGET SUMMARY GRANT.

July 1, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners                      Agenda Item: 128-10-09AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend approval of an amendment to the 42<sup>nd</sup> Circuit Court-Family Division Child Care Budget Summary and Grant agreement between the County of Midland and the Michigan Department of Human Services, Bureau of Juvenile Justice. The term of this amended grant agreement is from October 1, 2009 through September 30, 2010.

The total net expenditure of this amendment is \$4,331,104.35. The State will be reimbursing 50% of all net reimbursable expenditures. This 2009-2010 amendment represents an increase of \$5,000.00 from the original agreement. The increase represents the addition of a new component of the program titled "Youth Leadership Adventure Program."

Respectfully submitted,  
S/Howard G. Schoenherr, Chairperson                      S/Rose Marie McQuaid  
S/Richard Keenan  
Administration and Operations Committee  
Motion by Commissioner Schoenherr to adopt.  
Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.  
ROLL CALL  
YEAS:            MCQUAID, SCHOENHERR, BONE, KEENAN, BRADLEY.  
NAYS:            LEIGEB.  
ABSENT:         WILSON.

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2  
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF A GRANT AGREEMENT WITH THE HERBERT H. AND GRACE A. DOW FOUNDATION TO FUND THE UPDATE TO A PREVIOUS STUDY OF THE COURTHOUSE.

June 30, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners                      Agenda Item: 228-12-01AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend approval of a grant agreement between the County of Midland and Herbert H. and Grace A. Dow Foundation to fund the update to the previous study of the historic Midland County Courthouse.

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CONT.

This grant agreement provides that the Herbert H. and Grace A. Dow Foundation will fund this study in the amount of \$40,690.00, payable June, 2010.

Respectfully submitted,  
S/Howard G. Schoenherr, Chairperson                      S/Rose Marie McQuaid  
S/Richard Keenan  
Administration and Operations Committee  
Motion by Commissioner Schoenherr to adopt.

Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.

ROLL CALL

YEAS: MCQUAID, SCHOENHERR, BONE, LEIGEB, KEENAN, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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3  
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AMENDMENT TO AN AGREEMENT WITH MIDMICHIGAN MEDICAL CENTER-MIDLAND; BUSINESS ASSOCIATION AGREEMENT.

June 30, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners                      Agenda Item: 58-5-08AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend approval of an amendment to an agreement between the County of Midland and the MidMichigan Medical Center-Midland. The term of this agreement is from July 1, 2010 through June 30, 2011.

The amendment to the original agreement provides for a Business Associate Agreement. The document is prepared under the auspices of the Health Information Technology (HITECH) Act, protecting health information of individuals (PHI) and comports to comply with the requirements for inter-business activity assurances of privacy for covered information.

This agreement describes the activity covered, namely the information provided to the County and used to make payments for residents utilizing the services of the MidMichigan Medical Center; and allows the use of the information for the purposes described in the previously Board approved agreement.

Respectfully submitted,  
S/Howard G. Schoenherr, Chairperson                                              S/Rose Marie McQuaid  
S/Richard Keenan

Administration and Operations Committee  
Motion by Commissioner Schoenherr to adopt.  
Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.

ROLL CALL

YEAS: SCHOENHERR, BONE, LEIGEB, KEENAN, MCQUAID, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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4  
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AMENDMENT TO THE 2010-2012 TITLE IV-D GRANT AGREEMENT AND ACCEPTANCE OF THE 2010/2011 GRANT WITH THE MICHIGAN DEPARTMENT OF HUMAN SERVICES; FRIEND OF THE COURT.

June 30, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners                      Agenda Item: 59-5-09AO  
62-4-10AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend approval of the amendment to the 2010-2012 Title IV-D Grant Agreement and the acceptance of the 2010/2011 Title IV-D grant between the County of Midland Friend of the Court and the State of Michigan Department of Human Services. The amended grant agreement term is from October 1, 2010 through September 30, 2011.

This amended grant agreement provides that the Friend of the Court will conduct activities to enforce State laws concerning paternity and support of minor children. The State of Michigan will under the terms of this grant agreement will reimburse up to 66% of the cost of enforcing these laws.

This amended grant agreement allows for a reimbursement of \$817,234.00 for State of Michigan's fiscal year 2010/2011. The 2011 Recommended Budget will contain funds that closely approximate State reimbursements.

Respectfully submitted,  
S/Howard G. Schoenherr, Chairperson S/Rose Marie McQuaid  
S/Richard Keenan

Administration and Operations Committee  
Motion by Commissioner Schoenherr to adopt.  
Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.

ROLL CALL  
YEAS: BONE, LEIGEB, KEENAN, MCQUAID, SCHOENHERR, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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5  
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AMENDMENT TO THE 2010-2012 TITLE IV-D GRANT AGREEMENT AND ACCEPTANCE OF THE 2010/2011 GRANT WITH THE MICHIGIAN DEPARTMENT OF HUMAN SERVICES; PROSECUTING ATTORNEY.

July 30, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners Agenda Item: 63-5-09AO  
61-4-10AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend approval of the amendment to the 2010-2012 Title IV-D Grant Agreement and the acceptance of the 2010/2011 Title IV-D grant between the County of Midland Prosecuting Attorney and the State of Michigan Department of Human Services. The amended grant agreement term is from October 1, 2010 through September 30, 2011.

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CONT.

This amended grant agreement provides that the Prosecuting Attorney will conduct activities to enforce State laws concerning paternity and support of minor children. The State of Michigan Department of Human Services will under the terms of this grant agreement will reimburse up to 66% of the cost of enforcing these laws.

This amended grant agreement allows for a reimbursement of \$84,958.00 for State of Michigan's fiscal year 2010/2011. The 2011 Recommended Budget will contain funds that closely approximate State reimbursements.

Respectfully submitted,  
S/Howard G. Schoenherr, Chairperson S/Rose Marie McQuaid  
S/Richard Keenan

Administration and Operations Committee  
Motion by Commissioner Schoenherr to adopt.

Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.

ROLL CALL

YEAS: LEIGEB, KEENAN, MCQUAID, SCHOENHERR, BONE, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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6  
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF A GRANT AND ENTERING INTO AN AGREEMENT WITH THE STATE OF MICHIGAN DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENT; MARINE SAFETY PROGRAM.

June 30, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners                      Agenda Item: 17-2-10AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend accepting the grant and entering into an agreement between the County of Midland Sheriff's Office and the State of Michigan Department of Natural Resources and Environment for the Marine Safety Program from January 1, 2010 through September 30, 2010.

This program provides grant reimbursement of eligible expenditures in the amount of \$10,824.00. The prior year grant was \$9,889.00, resulting in an increase of \$935.00. The prepared estimates are in accordance with the General Fund Sheriff-Marine Law Activity of the 2010 Budget.

Respectfully submitted,  
S/Howard G. Schoenherr, Chairperson                                              S/Rose Marie McQuaid  
S/Richard Keenan

Administration and Operations Committee  
Motion by Commissioner Schoenherr to adopt.  
Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.

ROLL CALL

YEAS: KEENAN, MCQUAID, SCHOENHERR, BONE, LEIGEB, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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7  
THE FINANCE COMMITTEE RECOMMENDS APPROVAL OF THE TRANSFER OF FUNDS FROM THE WORKERS' COMPENSATION SELF INSURANCE FUND TO THE EMPLOYEE DISABILITY INSURANCE FUND.

July 1, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners                      Agenda Item: 93-7-10F

Lady and Gentlemen:

We your Finance Committee have reviewed the requests to transfer \$100,000.00 from the Workers' Compensation Self Insurance Fund to the Employee Disability Insurance Fund. This transfer will ensure that sufficient funds are available to pay Midland County employees who are placed on either short-term or long-term disability.

In recent months the County has experienced an increase in disability pay to employees while the volume of Workers' Compensation claims has decreased. As a result, the

Workers' Compensation Fund has grown while the Employee Disability Fund has diminished. The transfer will adjust the fund balance in order to meet the County's needs for the remainder of 2010.

The increase in disability pay is largely driven by the number of employees who are currently on long-term disability. Since the disabilities are long-term, it appears that the increase will not be dissipating anytime soon. Recommend approval of this request.

Respectfully submitted,  
Otis G. Wilson, Chairperson S/Howard G. Schoenherr  
S/Mark Bone  
Finance Committee  
Motion by Commissioner Schoenherr to adopt.  
Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.  
ROLL CALL  
YEAS: MCQUAID, SCHOENHERR, BONE, LEIGEB, KEENAN, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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8  
THE HUMAN SERVICES COMMITTEE RECOMMENDS APPROVAL TO HIRE A PART-TIME DAY SHIFT 40% RESIDENT CARE AID-HOUSEKEEPER UNIVERSAL WORKER POSITION TO REPLACE THE VACANT POSITION AT PINECREST.

June 30, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners Agenda Item: 92-7-10HS

Lady and Gentlemen:

We your Human Services Committee recommend approval of the hiring of the part-time day shift 40% Resident Care Aid-Housekeeper universal worker position to replace a recent vacancy at Pinecrest.

Respectfully submitted,  
S/Rose Marie McQuaid, Chairperson S/Richard Keenan  
S/Jim Leigeb  
Human Services Committee  
Motion by Commissioner McQuaid to adopt.  
Motion Carried by Roll Call.

Public comments: None.  
Commissioner Discussion: None.

ROLL CALL

YEAS: MCQUAID, SCHOENHERR, BONE, LEIGEB, KEENAN, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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9  
THE HUMAN SERVICES COMMITTEE RECOMMENDS APPROVAL TO BEGIN THE EVALUATION PROCESS TO BE DONE BY THE BOARD OF COMMISSIONERS OF THE ADMINISTRATOR/CONTROLLER.

June 30, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners                      Agenda Item: 94-7-10HS

70-6-09HS

Lady and Gentlemen:

We your Human Services Committee have reviewed the Administrator/  
Controller's job description and evaluation process and recommend starting the evaluation  
process of the Administrator/Controller to be done by the Board of Commissioners in  
August.

Respectfully submitted,  
S/Rose Marie McQuaid, Chairperson                                      S/Richard Keenan  
S/Jim Leigeb

Human Services Committee  
Motion by Commissioner McQuaid to adopt.  
Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.

ROLL CALL

YEAS: SCHOENHERR, BONE, LEIGEB, KEENAN, MCQUAID, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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MIDLAND COUNTY BOARD OF COMMISSIONERS  
REQUESTS, PETITIONS AND COMMUNICATIONS  
JULY 6, 2010

92-7-10  
PINECREST DIRECTOR REQUESTS APPROVAL OF FILLING A PART-TIME DAY SHIFT 40% RESIDENT  
CARE AID-HOUSEKEEPER UNIVERSAL WORKER POSITION.

REFERRED TO THE HUMAN SERVICES COMMITTEE.

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93-7-10  
FINANCE DIRECTOR REQUESTS APPROVAL TO TRANSFER FUNDS FROM WORKERS' COMPENSATION SELF  
INSURANCE FUND TO THE EMPLOYEE DISABILITY INSURANCE FUND.

REFERRED TO THE FINANCE COMMITTEE.

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94-7-10  
HUMAN RESOURCES DIRECTOR REQUESTS REVIEW OF CURRENT GOALS AND OBJECTIVES OF THE  
ADMINISTRATOR/CONTROLLER, AS WELL AS THE EVALUATION PROCESS.

REFERRED TO THE HUMAN SERVICES COMMITTEE.

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OLD BUSINESS -

OLD BUSINESS NO. 1

COMMISSIONER BONE REQUESTS APPROVAL OF A COUNTY-WIDE WAGE FREEZE FOR 2011.

July 1, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners

Agenda Item: 77-5-10F

Lady and Gentlemen:

I am writing this letter to request that the Administrator/Controller seek a County-wide wage freeze for 2011. In these troubling economic times I feel it is unacceptable to see county employees take a raise and watch their co-workers be laid off. A wage freeze will not fix our 2011 Budget, but it is a step in the right direction. I would appreciate the support of the Board of Commissioners in this request.

Respectfully,

S/Mark Bone

District #2

Midland County Board of Commissioners

Motion by Commissioner Bone to approve.

Commissioner Bone accepts friendly amendment.

Motion Carried by Roll Call.

Public comments: None.

Commissioner Discussion: None.

ROLL CALL

YEAS: BONE, LEIGEB, KEENAN, MCQUAID, SCHOENHERR, BRADLEY.

NAYS: NONE.

ABSENT: WILSON.

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JULY SESSION 2010

NEW BUSINESS -

Motion by Commissioner Bone, supported by Commissioner Schoenherr to bring two items of New Business to the floor.

Motion Carried by Roll Call.

Public comments: None.

Commissioner Discussion: None.

ROLL CALL

YEAS: LEIGEB, KEENAN, MCQUAID, SCHOENHERR, BONE, BRADLEY.

NAYS: NONE.

ABSENT: WILSON.

NEW BUSINESS NO. 1

CONSIDERATION OF A NEW SPECIAL MILLAGE FOR THE NOVEMBER BALLOT FOR THE PURPOSE OF PROVIDING SHERIFF ROAD PATROL SERVICES.

July 21, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners

AGENDA ITEM: 95-7-10

Lady and Gentlemen:

I am requesting that the process be started to place a new special millage be placed on the ballot in November of 2010. This special millage of up to 1.0 mill would be for the purpose of providing Sheriff Road Patrol services to the citizens of Midland County.

The Tax years for this request are years 2010 to 2013, both inclusive. We expect that the dollar amount of this millage, if approved and levied in its entirety, is estimated to be \$3,534,155 in 2011.

The Board of Commissioners shall have the option of levying only the amount of millage needed for the millage year up to 1.0 mills, to fund the Road Patrol in Midland County.

Respectfully submitted,

S/Howard G. Schoenherr

District #1

Midland County Board of Commissioners  
Motion by Commissioner Schoenherr to approve with amendments.  
Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.

ROLL CALL

YEAS: KEENAN, MCQUAID, SCHOENHERR, BONE, LEIGEB, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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JULY SESSION 2010

NEW BUSINESS NO. 2

RECOMMENDATION TO ACCEPT THE REQUEST FROM THE MIDLAND AREA CHAMBER OF COMMERCE TO REAPPOINT MR. TERRY KING TO THE GREAT LAKES BAY MICHIGAN WORKS WORKFORCE DEVELOPMENT BOARD AND TO WAIVE COUNTY POLICY 101.3, SECTION 6.5.1.

July 6, 2010

To the Honorable Chairman and  
Members of the Board of Commissioners

Lady and Gentlemen:

I recommend accepting the Midland Area Chamber of Commerce request to reappoint Mr. Terry King to continue to serve as Private Sector representative to the Great Lakes Bay Michigan Works Workforce Development Board. I further recommend waiving County Policy 101.3, Section 6.5.1 to allow Mr. Terry King to serve a third term, with term to be July 1, 2010 through June 30, 2010.

Respectfully submitted,  
S/Rose Marie McQuaid  
District #7  
Midland County Board of Commissioners  
Motion by Commissioner McQuaid to approve.

Motion Carried by Roll Call.  
Public comments: None.  
Commissioner Discussion: None.

ROLL CALL

YEAS: MCQUAID, SCHOENHERR, BONE, LEIGEB, KEENAN, BRADLEY.  
NAYS: NONE.  
ABSENT: WILSON.

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COMMISSIONER COMMENTS

MCQUAID - WANTED TO MAKE SURE EVERYONE GOES OVER THE ADMINISTRATOR/CONTROLLER JOB EVALUATION.

SCHOENHERR - NO COMMENT.

BONE - MENTIONED THE FACT THAT THEY WOULD BE VOTING ON THE MILLAGE ON AUGUST 17<sup>TH</sup>.

LEIGEB - SPOKE REGARDING THE LAW ENFORCEMENT AND JUDICIARY COMMITTEE'S REPORT ON THE JAIL AND THAT THINGS ARE LOOKING UP WITH THE POSSIBILITY OF FEDERAL INMATES.

KEENAN - SPOKE REGARDING THE FACT THAT HER VOTED FOR MILLAGE TODAY BU THERE NEED TO BE CONCESSIONS BY THE BOARD OF COMMISSIONERS ON SPENDING.

WILSON - ABSENT.

BRADLEY - NO COMMENT.

COMMISSIONER MEETING(S) SCHEDULE

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JULY SESSION 2010

MOTION BY COMMISSIONER BONE TO ADJOURN.

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MEETING IS ADJOURNED UNTIL JULY 13 2010 9:00 A.M. TO MEET IN AN EXECUTIVE SESSION OF THE BOARD OF COMMISSIONERS AND FOR THE COMMITTEE TO RESUME THEIR DUTIES.

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James T. Bradley, Chairman, Midland County  
Board of Commissioners

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Ann Manary, Midland County Clerk and  
Clerk of the Board of Commissioners