

APRIL SESSION 2012
MIDLAND COUNTY BOARD OF COMMISSIONERS
APRIL 17, 2012

APPROVED

Board called to order by Chairman, Mark C. Bone, at 9:00 a.m.

ROLL CALL

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

MEMBERS ABSENT: NONE.

Invocation by Commissioner Keenan.

Pledge to the Flag was given.

APPROVAL OF MINUTES FOR THE SESSIONS OF APRIL 3RD AND APRIL 10TH, 2012:

Motion by Commissioner Leigeb to approve.

Motion carried by voice.

ACCEPTANCE OF BILLS:

GENERAL BANK CLAIMS APPROVED IN THE AMOUNT OF:

03-23-12 - REGULAR	\$1,115,137.98
03-30-12 - REGULAR	<u>\$1,174,089.34</u>
TOTAL CHECK RUNS	\$2,289,227.32

TOTAL GENERAL FUNDS EXPENDITURES \$499,236.35

Motion by Commissioner Schoenherr to accept.

Motion carried by voice.

SPECIAL PROGRAM OF THE DAY - NONE.

CONSENT AGENDA - COMMITTEE REPORT #4 (*51-4-12):

Request by Commissioner Bradley to remove Committee Report #4 from the Consent Agenda.

Public Comments on anything that is not on the agenda or consent.

Commissioner Comment

Commissioner Consideration to remove any consent agenda item:

STANDING COMMITTEE REPORTS AND RESOLUTIONS

1

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AGREEMENT WITH MAXIMUS CONSULTING SERVICES, INC. FOR THE DEVELOPMENT OF A COST ALLOCATION PLAN TO IDENTIFY THE INDIRECT COST RELATIVE TO THE CHILD CARE FUND.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 53-4-12AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend approval of an agreement between the County of Midland and Maximus Consulting Services, Inc. The term of this agreement becomes effective upon signature by both parties.

The County agrees to pay \$3,500.00 for the development of a cost allocation plan to identify the indirect cost relative to the Child Care Fund, where the Child Care Fund grant reimburses the County for 50% of allowable expenses, thereby maximizing the grant reimbursement to the County. The \$3,500.00 fee itself is an allowable cost and reimbursed 50% through the grant. Furthermore, the Child Care Fund budget would need amended with the State of Michigan, and we recommend authorization for the Administrator/Controller to make budget adjustments to the County's Budget, as necessary.

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson S/James Geisler
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, GEISLER, BRADLEY, MCQUAID, SCHOENHERR, BONE.
NAYS: NONE.
ABSENT: NONE.

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2

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AMENDMENT TO THE PROBATE COURT CHILD CARE BUDGET SUMMARY AND GRANT WITH THE MICHIGAN DEPARTMENT OF HUMAN SERVICES, CHILD AND FAMILY SERVICES; BABY COURT.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 54-4-12AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend approval of an amendment to the Probate Court Child Care Budget Summary and Grant between the Midland County Probate Court and the Michigan Department of Human Services, Child and Family Services. The term of this grant amendment is for the State fiscal year October 1, 2011 through September 30, 2012.

Cont.

The amended grant calls for an amended total net expenditures of \$4,537,906.25. The State will be reimbursing 50% of all net reimbursable expenditures. The 2011-2012 amendment represents an increase in expenditures of \$81,661.50 from the original agreement and includes allowable expenses from Baby Court to be included for grant reimbursement. We authorize the Administrator/Controller to make the necessary budget adjustments to the 2012 Midland County Budget.

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson S/James Geisler
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, GEISLER, BRADLEY, MCQUAID, SCHOENHERR, LEIGEB, BONE.

NAYS: NONE.

ABSENT: NONE.

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3
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AGREEMENT WITH DEBRA G. STIEVE, D/B/A DGS SERVICES TO PROVIDE TRANSFER DATA FROM EXISTING MICROFILM STORAGE INTO A COMPUTERIZED INDEX.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 46-4-12A0

Lady and Gentlemen:

We your Administration and Operations Committee recommend approval of an agreement between the County of Midland and Debra G. Stieve, doing business as DGS Services. The term of this agreement is from March 1, 2012 to February 28, 2013.

This agreement provides for the DGS Services to transfer data from existing microfilm storage into a computerized index. The County agrees to pay \$16.00 per hour, up to a maximum of 40 hours per week, annual cost not to exceed \$33,280.00. The 2012 Budget has sufficient funds to cover this cost.

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson S/James H. Geisler
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: GEISLER, BRADLEY, MCQUAID, SCHOENHERR, LEIGEB, KEENAN, BONE.

NAYS: NONE.

ABSENT: NONE.

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4

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS RECEIVING AND FILING THE COMMUNICATION FROM THE HUMANE SOCIETY OF MIDLAND COUNTY PRESIDENT.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: *51-4-12AO

Lady and Gentlemen:

We your Administration and Operations Committee recommend receiving and filing the communication from Humane Society of Midland County President requesting to purchase the Animal Shelter from the County of Midland.

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson S/James Geisler
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: BRADLEY, MCQUAID, SCHOENHERR, LEIGEB, KEENAN, GEISLER, BONE.
NAYS: NONE.
ABSENT: NONE.

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5

THE FINANCE COMMITTEE RECOMMENDS APPROVAL OF THE TREASURER'S REQUEST TO ADVANCE FUNDS FROM MULTIPLE NON-RESTRICTED FUNDS IN ORDER TO PROVIDE THE NECESSARY LIQUIDITY TO THE GENERAL FUND.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 44-4-12F

Lady and Gentlemen:

We your Finance Committee reviewed the request from the Midland County Treasurer to advance funds from multiple non-restricted funds in order to provide the necessary liquidity to the General Fund.

The Cash Flow Analysis of the General Fund shows that in order to provide adequate cash flow between the months of April and July a advance of funds is needed as much as \$3,800,000.00. The advance funds would be paid back by the General Fund by October 15, 2012, after receipt of 2012 summer Tax Collections. The advancing of these funds internally will internally save the County from having to pay interest expense from the General Fund.

7

THE FINANCE COMMITTEE RECOMMENDS APPROVAL TO ESTABLISH A TRUST AND AGENCY FUND (798) TO COLLECT REAL ESTATE TRANSFER TAXES FROM FEDERALLY BACKED MORTGAGE COMPANIES.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 45-4-12F

Lady and Gentlemen:

The Michigan Department of Treasury has concluded that real estate transfer tax is an excise tax on the instrument being recorded. Government sponsored entities are not exempt from real estate transfer tax, including Federal National Mortgage Association ("Fannie Mae") and the Federal Home Loan Mortgage Corporation ("Freddie Mac"). Yet Fannie Mae and Freddie Mac have not paid real estate transfer taxes when a property sold in Midland County or any other governmental entity. Based on legal actions taken by the Oakland County Treasurer, transfer tax collected from these federally backed mortgage companies awarded to Oakland County and the case is currently under appeal.

We your Finance Committee recommend approval of the Finance Director's request to establish a Trust and Agency Fund, (798), to collect real estate transfer taxes as of April 2, 2012 from federally backed mortgage companies. These tax collections should be set aside in a separate fund to maximize interest earnings until final disposition of the monies is determined; and this fund is to be interest-bearing fund.

Respectfully submitted,
S/James H. Geisler, Chairperson S/James Leigeb
S/Howard G. Schoenherr

Finance Committee
Motion by Commissioner Geisler to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

ROLL CALL

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

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8

THE FINANCE COMMITTEE RECOMMENDS APPROVAL TO PLACE THE PROPOSED BALLOT LANGUAGE ON THE AUGUST 2012 PRIMARY ELECTION BALLOT FOR MOSQUITO ABATEMENT MILLAGE RENEWAL AND INCREASE PROPOSAL.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 48-4-12F

Lady and Gentlemen:

We your Finance Committee reviewed the request from Midland County Mosquito Control Director to place the following ballot language for Mosquito Abatement Millage Renewal and Increase Proposal on the August 2012 primary ballot:

10
THE HUMAN SERVICES COMMITTEE RECOMMENDS APPROVAL TO FILL THE SOON-TO-BE VACANT PART-TIME POSITION IN THE HOUSING/FACILITIES DEPARTMENT AND ANY SUBSEQUENT POSITIONS THAT MAY OCCUR.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 43-4-12HS

Lady and Gentlemen:

We your Human Services Committee recommend approval to fill the part-time position in facilities that will be vacant effective May 31, 2012 by an individual retiring/resigning and any subsequent positions that may occur from filling this position.

Respectfully submitted,
S/Richard Keenan, Chairperson S/Rose Marie McQuaid
S/James T. Bradley
Human Services Committee
Motion by Commissioner Keenan to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

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

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11
THE HUMAN SERVICES COMMITTEE RECOMMENDS APPROVAL TO FILL THE C.A.R.'S DEPUTY POSITION AND ANY SUBSEQUENT POSITIONS.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 47-4-12HS

Lady and Gentlemen:

We your Human Services Committee recommend approval to fill the vacant position of C.A.R.'s Deputy and any subsequent positions that may occur from filling this position.

Respectfully submitted,
S/Richard Keenan, Chairperson S/Rose Marie McQuaid
S/James T. Bradley
Human Services Committee
Motion by Commissioner Keenan to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

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

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12

THE HUMAN SERVICES COMMITTEE RECOMMENDS APPROVAL TO ACCEPT THE GOALS OF THE ADMINISTRATOR/CONTROLLER AS SUBMITTED BY THE HUMAN RESOURCES DIRECTOR.

April 13, 2012

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 33-3-12HS

Lady and Gentlemen:

We your Human Services Committee recommend approval to accept the attached goals of the Administrator/Controller for 2011-2012.

Respectfully submitted,
S/Richard Keenan, Chairperson S/Rose Marie McQuaid
James T. Bradley
Human Services Committee
Motion by Commissioner Keenan to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

ROLL CALL

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

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MIDLAND COUNTY BOARD OF COMMISSIONERS
REQUESTS, PETITIONS AND COMMUNICATIONS
APRIL 17, 2012

43-4-12

HOUSING/FACILITIES DIRECTOR REQUESTS APPROVAL TO FILL THE SOON-TO-BE-VACANT REGULAR PART-TIME FACILITIES POSITION AND ANY SUBSEQUENT POSITIONS THAT MAY OCCUR FROM FILLING THIS POSITION.

REFERRED TO THE HUMAN SERVICES COMMITTEE.

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44-4-12

COUNTY TREASURER REQUESTS APPROVAL TO ADVANCE FROM MULTIPLE NON-RESTRICTED FUNDS IN ORDER TO PROVIDE THE NECESSARY LIQUIDITY TO THE GENERAL FUND.

REFERRED TO THE FINANCE COMMITTEE.

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45-4-12

FINANCE DIRECTOR REQUESTS APPROVAL TO ESTABLISH A TRUST AND AGENCY FUND (798); FOR THE PURPOSE OF COLLECTING REAL ESTATE TRANSFER TAXES AS OF APRIL 2ND FROM FEDERALLY BACKED MORTGAGE COMPANIES AND SET THESE TAX COLLECTIONS ASIDE IN A SEPARATE FUND AS TO MAXIMIZE INTEREST EARNINGS UNTIL FINAL DISPOSITION OF THE MONIES IS DETERMINED; AND THIS FUND TO BE INTEREST-BEARING.

REFERRED TO THE FINANCE COMMITTEE.

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46-4-12

REGISTER OF DEEDS REQUESTS APPROVAL OF AN AGREEMENT WITH DEBRA G. STIEVE D/B/A DGS SERVICES TO PROVIDE BACK INDEXING FOR THE OFFICE.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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47-4-12

SHERIFF NIELSEN REQUESTS APPROVAL TO FILL THE SOON-TO-BE VACANT C.A.R.'S DEPUTY POSITION AND ANY SUBSEQUENT VACANCIES THAT MAY OCCUR.

REFERRED TO THE HUMAN SERVICES COMMITTEE.

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48-4-12

MOSQUITO CONTROL DIRECTOR REQUESTS APPROVAL TO PLACE PROPOSED MILLAGE LANGUAGE FOR MILLAGE-RENEWAL QUESTION ON AUGUST PRIMARY ELECTION BALLOT.

REFERRED TO THE FINANCE COMMITTEE.

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49-4-12

EQUALIZATION DIRECTOR REQUESTS APPROVAL OF THE 2012 STATE TAX COMMISSION REPORT OF COUNTY EQUALIZED VALUE.

REFERRED TO THE FINANCE COMMITTEE.

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50-4-12

THE HUMAN RESOURCES DIRECTOR REQUESTS APPROVAL OF SENDING TWO NEW JOB DESCRIPTIONS FOR THE COMMUNITY CORRECTIONS DEPARTMENT FOR VALUATION AND PLACE IN THE COUNTY'S JOB CLASSIFICATION SYSTEM; MUNICIPAL CONSULTING SERVICES, LLC RECOMMENDS THE COMMUNITY CORRECTIONS MANAGER POSITION BE PLACED AS A "J" PAY GRADE AND THE COMMUNITY CORRECTIONS CLERK BE PLACED AS A "C" PAY GRADE.

REFERRED TO THE HUMAN SERVICES COMMITTEE.

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51-4-12

HUMANE SOCIETY OF MIDLAND COUNTY PRESIDENT REQUESTS TO PURCHASE THE SHELTER AND PROPERTY LOCATED AT 4371 E. ASHMAN, FORMALLY KNOWN AS ANIMAL CONTROL, FROM THE COUNTY.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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52-4-12

MIDLAND AMATEUR RADIO CLUB PUBLIC INFORMATION OFFICER REQUESTS APPROVAL OF A PROCLAMATION TO DECLARE THE WEEK OF JUNE 17-23, 2012 AS AMATEUR RADIO WEEK IN MIDLAND COUNTY.

April 17, 2012

To the Honorable Chairman and Members of the Board of Commissioners Agenda Item: 52-4-12BOC

Lady and Gentlemen:

I recommend approval the attached Proclamation declaring the week of June 17-23, 2012 as Amateur Radio Week in the Midland County.

The Midland Amateur Radio Club is a public service organization whose membership consists of Amateur Radio Operators living in Midland County and neighboring communities. An affiliate of the American Radio Relay League, the Midland Amateur Radio Club exists not only to promote Amateur Radio but also to provide communications in the public interest.

The County of Midland recognizes the efforts of the Midland Amateur Radio Club throughout their 60-plus year history to serve our community, our state, and our nation. They provide a valued communications reserve to the City and the County and strive to maintain the health and well-being of the citizens in the event of an emergency or natural disaster. They have proven themselves as an invaluable resource to the citizen of Midland County.

We recommend the County Clerk send this Proclamation to Patrick Mullet, Public Information Officer for the Midland Amateur Radio Club if approved.

Respectfully submitted, S/James T. Bradley District #6 Midland County Board of Commissioners Motion by Commissioner Bradley to approve. Motion Carried by Roll Call. Public comments: None. Commissioner Discussion: None.

ROLL CALL

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

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53-4-12

HONORABLE JUDGE ALLEN REQUESTS APPROVAL OF AN AMENDMENT TO THE CHILD CARE FUND DAY TREATMENT INTESIVE PROBATION BUDGET AND AN AGREEMENT WITH MAXIMUS TO PREPARE A DEDICATED COST PLAN FOR THE CHILD CARE FUND; PROFESSIONAL CONSULTING SERVICES-COURT-WIDE COST ALLOCATION PLAN.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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54-4-12

HONORABLE JUDGE ALLEN REQUESTS APPROVAL OF AN AMENDMENT TO THE CHILD CARE FUND BUDGET SUMMARY REPORT FOR 2012 WITH THE MICHIGAN DEPARTMENT OF HUMAN SERVICES; BABY COURT.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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OLD BUSINESS - NONE.

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NEW BUSINESS - NONE.

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COMMISSIONER COMMENTS

SCHOENHERR - NO COMMENT.

LEIGEB - SPOKE REGARDING THE SUCCESS OF THE ORGANIZATION HE JOINED IN 1975 REGARDING THE NO HELMET LAW.

KEENAN - SPOKE REGARDING PERSONAL PROPERTY TAX LEGISLATION.

GEISLER - NO COMMENT.

BRADLEY - SPOKE REGARDING PERSONAL PROPERTY TAX LEGISLATION.

MCQUAID - NO COMMENT.

BONE - SPOKE REGARDING TRYING TO SET UP MEETINGS WITH STAMAS AND MOOLENAAR.

COMMISSIONER MEETING(S) SCHEDULE

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MOTION BY SCHOENHERR SUPPORTED BY BRADLEY TO ADJOURN
Motion carried by voice.

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MEETING IS ADJOURNED UNTIL MAY 1, 2012 9:00 A.M. TO MEET IN A REGULAR SESSION OF THE BOARD OF COMMISSIONERS AND FOR THE COMMITTEES TO RESUME THEIR DUTIES.

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Mark C. Bone, Chairman, Midland County
Board of Commissioners

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