

**MACOMB COUNTY BOARD OF COMMISSIONERS
FULL BOARD MEETING
MARCH 19, 2008**

The Macomb County Board of Commissioners met at 7:00 p.m. on Wednesday, March 19, 2008 on the 9th Floor of the County Administration Building, in the Commissioners' Board Room, Mount Clemens. Chairman Crouchman 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	
Jon Switalski	4	X	
Susan L. Doherty	5	X	
Joan Flynn	6	X	
Sue Rocca	7	X	
David J. Flynn	8	X	
Robert Mijac	9	X	
Philis DeSaele	10	X	
Ed Szczepanski	11	X	
Peter J. Lund	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	
Leonard Haggerty	21	X	
Elizabeth Slinde	22	X	
William A. Crouchman	23	X	
Sarah Roberts	24	X	
Kathy Vosburg	25	X	
Leon Drolet	26	X	

INVOCATION

Commissioner Rengert gave the invocation.

AGENDA

MOTION

A motion was made by Commissioner Duzyj, supported by Commissioner Gielegem, to adopt the agenda.

A motion was made by Commissioner Torrice, supported by Commissioner DeSaele to add a resolution to make the Animal Shelter a no kill facility.

THE MOTION CARRIED.

MINUTES

MOTION

A motion was made by Commissioner Vosburg, supported by Commissioner Doherty, to approve the minutes of February 14, 2008. **THE MOTION CARRIED.**

PRESENTATION

Iretta Bobbitt, Assistant Store Manager from Walmart, presented a check to Susan Figurski, Food Program Coordinator of Macomb Food Program through MCCSA.

PRESENTATION

Chesterfield Town Center LLC Re: Proposed Convention Center and Adjacent Development.

PUBLIC PARTICIPATION

Jack Doerr, 22407 Bayview, St. Clair Shores

Jamie Dzieszowski, 37050 Jordan Street, Clinton Township

Wendy Wiegand, Ray Wiegand's Nursery, 47747 Romeo Plank

Kenneth Decock, 80575 Holmes Rd, Armada Twp.,

Co-Chair of Local Issues Committee for the Macomb County Farm Bureau

Denise Eichburg, 46074 Huling, Shelby Twp.

Amber Sitko, All About Animals Rescue, Eastpointe & Warren

Brett Wiler, Scott's Miracle Grow

Russ Montney, 58655 Romeo Plank, Ray Twp.

Jim Vansteenkiste, 55605 Card Road, Macomb Twp.

Leesa Sesta, 32610 Linderman, Warren

Daniel Orlowski, 26055 Arlington Street, Roseville, Animal Control Officer

Donald Lobsinger, 26900 Taylor, St. Clair Shores

Mike Landsiedel, 26182 Annagrove Lane, Chesterfield Twp.

Timothy Herrick, Animal Control Officer, City of Warren

Justine Depalma, Richmond

Christine Divito, 22152 Hayes, Eastpointe

Shannon Haack, 52230 Worthington Lane, Chesterfield, Kennel Attendant

Michael Torrice, 19891 Woodview, Clinton Township

Lisa Taylor, Animal Control Officer, City of Warren

Pete Torrice, 22713 Lakeshore Dr., St. Clair Shores

John Rhein, 31370 - 32 Mile Road, Lenox Twp.

Bill Jacobson, 11424 - 30 Mile Road, Washington

Linda Kramer, 70375 Canterbury, Richmond

Mathew Pruehs, 29101 School Section, Richmond

Nelson Schramm, 17717 33 Mile Road, Armada

COMMITTEE REPORTS

JUSTICE AND PUBLIC SAFETY COMMITTEE – March 10, 2008

MOTION

The clerk read the recommendation from the Justice and Public Safety Committee and a motion was made by Chair Rengert, supported by Vice-Chair Brdak, to adopt the committee recommendation:

1. Approve the disbursement of wireless E-911 funds pursuant to Macomb County's Amended 911 Plan per Schedule A (attached) utilizing population figures supplied by SEMCOG.

THE MOTION CARRIED.

LEGISLATIVE AND ADMINISTRATIVE SERVICES COMMITTEE – March 10, 2008

MOTION

The clerk read the recommendations from the Legislative and Administrative Services Committee and a motion was made by Chair Lund, supported by Commissioner Brdak, to adopt the committee recommendations:

1. Approve the following miscellaneous department requests:

One laptop computer, one Adobe CS3 Production Premium 3 license, one Microsoft Office 2007 license, one Zone Alarm Pro 5 license, and one Lavasoft Ad-Aware license for the County Clerk at a cost not to exceed \$3,582.92; funding is available in IT capital;

42 license upgrades from Citrix Enterprise Version to Platinum for Information Technology at a one-time cost of \$5,850.18; funding is available in the PC replacement fund; and

One Symantec Backup Exec System Recovery Server Edition license, five GIS work stations, two graphics work stations, one color network printer, and one KIP engineering plotter printer for the Planning and Economic Development Department at a cost not to exceed \$36,658.48; funding is available in the Planning Economic Development – Spec Aerial Photos, Capital Equipment and Furniture.

2. Adopt the county Information Technology Business Plan: 2008-2011 and Technology Planning Framework Principles and Guidelines.

THE MOTION CARRIED.

OPERATIONAL SERVICES COMMITTEE – March 12, 2008

MOTION

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

1. Authorize payment for the following invoices:

Hall Road Warehouse	Bernco, Inc.	\$ 19,253.60
Juvenile Justice Center-Phase II	Bernco, Inc	332,705.37
42-2 District Court	E. Gilbert & Sons, Inc.	496,131.96
42-2 District Court	Partners in Architecture, PLC	7,400.00

Further, funds are available in the Capital Budget.

2. Concur with the fleet manager and approve the purchase of one 2008 Ford Expedition for the Sheriff's Department to the lowest responsible bidder, Signature Ford, Perry, Michigan,

in the amount of \$25,565; funds are being provided by the County of Macomb Enforcement Team (COMET).

THE MOTION CARRIED.

HEALTH SERVICES COMMITTEE – March 13, 2008

MOTION

The clerk read the recommendation from the Health Services Committee and a motion was made by Chairman DeSaele, supported by Vice-Chair Camphous-Peterson, to adopt the committee recommendation:

1. Authorize the Health Department to apply for an Environmental Protection Agency Grant in the amount of \$10,526 for the collection of unwanted household medicines and electronic waste.
2. Authorize the Health Department to apply for a Michigan Department of Environmental Quality Grant in the amount of \$29,839.40 for Lake St. Clair shoreline water quality monitoring.
3. Authorize the Health Department to apply for a Michigan Department of Environmental Quality Grant in the amount of \$9,231.54 for inland lake beach monitoring.
4. Authorize the Health Department to apply for a Michigan Department of Environmental Quality Grant in the amount of \$46,559.02 for Clinton River water monitoring.

THE MOTION CARRIED.

COMMUNITY SERVICES COMMITTEE – March 14, 2008

MOTION

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

1. Authorize the Macomb County Community Services Agency to submit the Low Income Home Energy Assistance Program 2008-09 Grant Application.
2. Authorize the Macomb County Community Services Agency to submit the Weatherization Assistance Program PY 08 local service plan.
3. Authorize the Macomb County Community Services Agency to accept \$14,817 from the United Way for Southeastern Michigan; funds will be used to purchase items as requested by the Food Pantry Network.

THE MOTION CARRIED.

SENIOR CITIZENS COMMITTEE – March 14, 2008

MOTION

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

1. Accept VA solicitation contract between the Department of Veterans Affairs and the Macomb County Department of Senior Citizen Services Adult Day Services (North Center and South Center).
2. Accept Caremark PCS Health, L.P. Managed Pharmacy Benefit Services Agreement Consumer Card Program.
3. Accept Central Macomb F.O.P. Lodge No. 187's check #1332 in the amount of \$300. Donation to offset costs and expenses for safety items (door prizes) at the August 20, 2008 Safe, Sound and Secure Conference held at M.I.S.D.

THE MOTION CARRIED.

PERSONNEL COMMITTEE – March 17, 2008

MOTION

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

1. Approve reconfirmation of the following vacancies:

One Computer Maintenance Clerk	Health
Two Environmentalists II/III	Health
Two Business Systems Analysts	Information Technology
2. Approve reconfirmation and waiver of the 20 week hiring delay for the vacant position of Division Director – Health Promotion/Disease Control at the Health Department pursuant to a motion by the Ad Hoc Committee on March 5, 2008.
3. Not reconfirm one vacant Typist Clerk III position in the Equalization Department pursuant to a motion by the Ad Hoc Committee on March 5, 2008.
4. Approve the reclassification of certain positions in the Human Resources Department as outlined in a March 7, 2008 correspondence from the Acting Director.
5. Approve a title change only of one vacant Specialist II (Occupational Therapist) position to one Case Manager II in the Community Mental Health Department.
6. Approve the reclassification of one vacant Counseling Therapist position to one Probation Officer in the Circuit Court – Juvenile Division.
7. Retain the Law Firm of Hardy, Lewis and Page for Labor Relations support; the firm will work at the direction of the Acting Director of the Human Resources Department; fees for services will be paid from the Human Resources Department salary and fringe line item.

THE MOTION CARRIED.

BUDGET COMMITTEE – March 18, 2008

MOTION

The clerk read the recommendations from the Budget Committee and a motion was made by Chairman Brown, supported by Vice Chair Sauger, to adopt the committee recommendations:

1. Approve the purchase of a replacement K9 for the Sheriff's Office. The purchase and training costs for this replacement K9 would be approximately \$12,000. Further, the money for this request will come from the contingency account.
2. Approve the agreement with Birchler-Arroyo Associates for \$26,250 for consulting services to develop a Macomb County Development Certification Program. Funding is available in the department's economic development account.
3. Suspend the West Nile Virus Community Assistance Program.
4. Approve the transfer of \$208,735.74 from the 2008 Martha T. Berry Personal Services (salary and fringe) accounts to the Contract Services Account as outlined in the memo from the MTB Administrator dated February 5, 2008. This action requires no additional funding.
5. Authorize the continuance of the part-time reimbursement analyst position. Funding for this position is available in the Sheriff's budget.
6. Amend the 2008 Macomb County budget reducing the revenue account for inmate housing – local units (local ordinance violation) by \$15,000. This revenue reduction will be offset by an increase in fund balance requirement. This action is outlined in the budget chair's memo dated March 6, 2008.
7. Adopt a county drain debt requirement of .0055 mill for inclusion on the December, 2008 Millage Levy.

THE MOTION CARRIED.

FINANCE COMMITTEE – March 19, 2008

MOTION

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

Commissioner DiMaria asked to separate Item 1. There were **NO** objections.

2. Approve the monthly bills (with corrections, deletions and/or addenda) and authorize payment; further, to approve the payroll in the total amount of \$16,905,182.59, with necessary modifications to the appropriations. (Torrice abstaining from bills for Torrice and Zalewski, PLLC/Circuit Court fees-Defense Attorneys, Tocco abstaining from bills for Pamukov and Rabaut and Doherty and Rocco voting "no" on bills for Pamukov and Rabaut.).

THE MOTION CARRIED.

SEPARATED MOTION

1. Concur in the recommendation of Corporation Counsel and outside counsel regarding the case of Seales vs. County of Macomb, et al.

THE SEPARATED MOTION CARRIED.

RESOLUTIONS/TRIBUTES

MOTION

A motion was made by Commissioner Doherty, supported by Commissioner J. Flynn, to adopt the Resolutions and Tributes in their entirety.

Commissioner Rengert asked to separate Resolution #08-17. There were **NO** objections.

Commissioner Duzyj asked to separate added Resolution #08-23. There were **NO** objections.

Res. No. 08-09 Honoring Relevar Home Care for being recognized as one of Michigan's Best Small Businesses (offered by Vosburg and Bruley; recommended by PED Committee on 03/11/08)

Res. No. 08-08 In support of establishing M-29 as a Heritage Road (offered by Vosburg and Brdak; recommended by PED Committee on 03/11/08)

Res. No. 08-19 Declaring April 7 - 13, 2008 as Public Health Week in Macomb County (offered by Board Chair; recommended by Health Services Committee on 03/13/08)

Res. No. 08-07 Tribute in Memory of Deacon R.C. Parker (offered by Bruley; recommended by Community Services Committee on 03/14/08)

Res. No. 08-20 Approving the Undertaking to Provide Continuing Disclosure by the County of Macomb (offered by Board Chair; recommended by Budget Committee on 03/18/08)

Res. No. 08-21 County of Macomb Refunding Bond Resolution (offered by Board Chair; recommended by Budget Committee on 03/18/08)

Res. No. 08-22 2008 Depository Resolution Designating Public Fund Depositories (offered by Board Chair; recommended by Finance Committee on 03/19/08)

Res. No. 08-10 Honoring Kay Beard for Her Years of Dedicated Service (offered by Brdak, J. Flynn, Gielegem & Slinde; recommended by Finance Committee on 3/19/08)

Res. No. 08-11 Congratulating the Shrine Circus - 100th Anniversary (offered by Board Chair; recommended by Finance Committee on 03/19/08)

Res. No. 08-12 Supporting NACo in their Campaign Against Sexual Exploitation (offered by J. Flynn; recommended by Finance Committee on 03/19/08)

Res. No. 08-13 Honoring Brian Annable - Retirement from Lake Shore Public Schools (offered by Roberts; recommended by Finance Committee on 03/19/08)

- Res. No. 08-14 Congratulating Matthew Kovalcik for Being Named President of the Macomb County Fire Chiefs Association (offered by Roberts; recommended by Finance Committee on 03/19/08)
- Res. No. 08-15 Commemorating the 40th Anniversary of the City of Sterling Heights (offered by DeSaele, J. Flynn, D. Flynn, Mijac and Rocca; recommended by Finance Committee on 03/19/08)
- Res. No. 08-16 Proclaiming July 13 through July 19, 2008 as Road Rage Awareness Week (offered by Board Chair; recommended by Finance Committee on 03/19/08)
- Res. No. 08-18 Proclaiming March, 2008 as Women's History Month (offered by Board Chair; recommended by Finance Committee on 03/19/08)

THE MOTION CARRIED.

SEPARATED RESOLUTION

- Res. No. 08-17 Urging the State Legislature to pass a Law banning the use of Fertilizer Containing Phosphorous (offered by Roberts; recommended by Health Services Committee on 03/13/08)

A motion was made by Commissioner Rengert, supported by Commissioner Vosburg, to refer this resolution back to the Health Committee.

A roll call vote was taken:

Voting Yes were: Brown, Camphous-Peterson, DeSaele, Drolet, J. Flynn, Haggerty, Lund, Rengert, Rocca, Sauger, Slinde, Szczepanski, Tocco, Vosburg and Crouchman. There were 15 "Yes" votes.

Voting No were: Brdak, Bruley, DiMaria, Doherty, Duzyj, D. Flynn, Gielegem, Mijac, Roberts, Switalski, Torrice. There were 11 "No" votes.

THE MOTION CARRIED.

SEPARATED RESOLUTION

- Res. No. 08-23 Adopt the concept of making the Macomb County Animal Shelter a "No Kill" facility and to look into what it would take to accomplish that. Also, to then report the progress to the Health Committee on a regular basis. (offered by Torrice, supported by DeSaele)

FRIENDLY AMENDMENT

Commissioner Lund offered a friendly amendment for a six-month pilot program that eliminates all fees for reputable animal rescue groups for animals they receive from the Macomb County Animal Shelter provided they agree to shelter, feed and provide veterinary care while the animals are under their care. Further, the rescue organization must agree to a "no kill" policy.

MOTION

A motion was made by Commissioner DiMaria, supported by Commissioner Duzyj to refer the item back to the Health Services Committee.

Commissioner DiMaria withdrew his motion to refer back.

THE RESOLUTION WAS PASSED. (Record No vote Duzyj)

APPOINTMENTS

- a) **Community Mental Health Services Board:**
4 vacancies – 3 year terms (04/01/08 thru 03/31/11)
7 applications

A roll call vote was taken with each Commissioner voting for 4 applicants and a majority vote recorded for appointment.

Voting for Marilyn Brown was: Brdak, Bruley, DiMaria, Doherty, Duzyj, D. Flynn, Gielegem, Mijac, Roberts, Switalski, Tocco and Torrice. There were 12 votes for Brown.

Voting for Nick Ciaramitaro was: Brdak, Bruley, Camphous-Peterson, DiMaria, Doherty, Duzyj, D. Flynn, J. Flynn, Gielegem, Haggerty, Mijac, Roberts, Rocca, Sauger, Slinde, Switalski, Tocco, Torrice and Crouchman. There were 19 votes for Ciaramitaro.

Voting for Mary L. Daner was: Brdak, Brown, Bruley, DeSaele, DiMaria, Doherty, Drolet, Duzyj, D. Flynn, J. Flynn, Gielegem, Haggerty, Lund, Mijac, Rengert, Roberts, Switalski, Szczepanski, Tocco and Torrice. There were 20 votes for Daner.

Voting for James Perna was: Brown, DeSaele, J. Flynn, Haggerty, Rengert, Sauger, Slinde, Szczepanski, Vosburg and Crouchman. There were 10 votes for Perna.

Voting for Eric Utz was: Brown, Camphous-Peterson, DeSaele, Drolet, Lund, Rengert, Rocca, Szczepanski and Vosburg. There were 9 votes for Utz.

Voting for Kathy Vosburg was: Brown, Camphous-Peterson, DeSaele, Drolet, J. Flynn, Lund, Rengert, Rocca, Sauger, Slinde, Szczepanski, Vosburg and Crouchman. There were 13 votes for Vosburg.

Voting for Janice Wilson was: Brdak, Bruley, Camphous-Peterson, DiMaria, Doherty, Drolet, Duzyj, D. Flynn, Gielegem, Haggerty, Lund, Mijac, Roberts, Rocca, Sauger, Slinde, Switalski, Tocco, Torrice and Crouchman. There were 20 votes for Wilson.

Nick Ciaramitaro, Mary Daner and Janice Wilson were appointed with lack of majority for a fourth appointment.

A roll call vote was taken for the remaining appointment.

Voting for Marilyn Brown was: Brdak, Bruley, DiMaria, Doherty, Duzyj, D. Flynn, Gielegem, Mijac, Roberts, Switalski, Tocco, Torrice. There were 12 votes for Marilyn Brown.

Voting for Kathy Vosburg was: Brown, Camphous-Peterson, DeSaele, Drolet, J. Flynn, Haggerty, Lund, Rengert, Rocca, Sauger, Slinde, Szczepanski, Vosburg and Crouchman. There were 14 votes for Kathy Vosburg.

Kathy Vosburg was appointed.

NEW BUSINESS

Commissioner Brdak spoke regarding resolutions.

Commissioner Tocco reminded everyone that applications for the Womens' Commission are due by April 7th.

Commissioner Lund wished everyone a Happy Easter.

Commissioner Brdak spoke regarding Commissioner DeSaele's advocacy for animals.

PUBLIC PARTICIPATION

Donald Lobsinger, 26900 Taylor, St. Clair Shores

ROLL CALL

NAME	DISTRICT	PRESENT	NOT PRESENT
Andrey Duzyj	1	X	
Marvin Sauger	2	X	
Phillip A. DiMaria	3	X	
Jon Switalski	4	X	
Susan L. Doherty	5	X	
Joan Flynn	6	X	
Sue Rocca	7	X	
David J. Flynn	8	X	
Robert Mijac	9	X	
Philis DeSaele	10	X	
Ed Szczepanski	11	X	
Peter J. Lund	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	
Leonard Haggerty	21	X	
Elizabeth Slinde	22	X	
William A. Crouchman	23	X	
Sarah Roberts	24	X	
Kathy Vosburg	25	X	
Leon Drolet	26	X	

ADJOURNMENT

MOTION

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

THE MOTION CARRIED.

Chair Crouchman adjourned the meeting at 9:45 p.m., until the call of the Chair.

William Crouchman, Chairman

Carmella Sabaugh, Clerk