

**OFFICIAL MINUTES OF THE
MACOMB COUNTY BOARD OF COMMISSIONERS
FULL BOARD MEETING
FEBRUARY 26, 2009**

The Macomb County Board of Commissioners met at 7:00 p.m. on Thursday, February 26, 2009 on the 9th 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:

NAME	DISTRICT	PRESENT	NOT PRESENT
Andrey Duzyj	1	X	
Marvin Sauger	2	X	
Phillip A. DiMaria	3	X	
Toni Mocerri	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	

INVOCATION

Commissioner Sauger gave the invocation.

AGENDA

MOTION

A motion was made by Commissioner Sprys to add Item 12a, Remove Commissioner J. Flynn from Public Safety and Corrections Committee and add Commissioner J. Sprys, supported by Commissioner J. Flynn. **THE MOTION CARRIED.**

MOTION

A motion was made by Commissioner Duzyj, to adopt the agenda, as amended, to include #12a,

#14 and Resolution #10j, supported by Commissioner DiMaria. **THE MOTION CARRIED.**

MINUTES

MOTION

A motion was made by Commissioner Doherty, to approve the minutes dated January 15, 2009 (Special) and January 22, 2009 and February 10, 2009, supported by Commissioner J. Flynn. **THE MOTION CARRIED.**

PRESENTATION BY ANNE VAARA, EXECUTIVE DIRECTOR, CLINTON RIVER WATERSHED COUNCIL / CERTIFICATE OF APPRECIATION TO MACOMB COUNTY

PRESENTATION OF RESOLUTION TO MT. CALVARY COMMUNITY CENTER (WARREN COMMISSIONERS)

PUBLIC PARTICIPATION

Dale Shomo, 17828 Anna Court., Macomb MI
Tom Rombach, 43597 Hillsboro, Clinton Township, MI
Warren Garland, 15816 Villaire, Clinton Township, MI

COMMITTEE REPORTS

BUILDINGS, ROADS AND PUBLIC WORKS COMMITTEE – February 2, 2009

The clerk read the recommendation from the Buildings, Roads and Public Works Committee and a motion was made by Chair Duzyj, supported by Vice-Chair Carabelli, to adopt the committee recommendation:

1. Authorize Payment For The Following Invoice :
Juvenile Justice Center – Phase II Bernco, Inc. \$225,915.42
Further, funds are available in the capital budget.

THE MOTION CARRIED.

PUBLIC SAFETY AND CORRECTIONS COMMITTEE – February 3, 2009

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:

Commissioner DiMaria asked to separate Item 3. There were **NO** objections.

1. Grant Community Corrections permission to submit a request for additional funds for their “Alcohol Specific Program” in the amount of \$161,845 from the State with no matching funds from the County.
2. Approve a letter of understanding between St. Clair County and Macomb County for the FY 2008 Operation Stonegarden Grant Program and accept a grant award in the amount of \$177,686. There is no local match.

THE MOTION CARRIED.

SEPARATED MOTION

3. Direct Corporation Counsel, Finance Department and Sheriff's Department to:
- Prepare a 5 year historical report detailing the volume of foreclosure cases in Macomb County.
 - From those values estimate the revenue associated with this line of business (based on fees applicable to each year).
 - Prepare an RFQ/RFP to have Civil Division Services bid out.

The proposal shall include:

- An agreed upon structure for measurement of revenue.
- A specified donation to the County (to MSUE or the Treasurer's Department). Such funds will be specifically earmarked for foreclosure assistance programs in the county budget.
- A duration of 3 years with optional 1 year extensions.

Given the nature of this work, the Sheriff (who is statutorily required to deputize certain individuals involved with the activity) shall have the authority to recommend the vendor to the Board of Commissioners.

Further, to include an audit of Writs, Inc.

Further, to consider the option of providing this service in-house.

MOTION TO AMEND

A motion was made by Commissioner DiMaria to remove "A specified donation to the County (to MSUE or the Treasurer's Department). Such funds will be specifically earmarked for foreclosure assistance programs in the county budget" and "A duration of 3 years with optional 1 year extensions", supported by Commissioner Doherty. **THE MOTION TO AMEND CARRIED.**

THE SEPARATED MOTION CARRIED AS AMENDED.

ADMINISTRATIVE SERVICES COMMITTEE – February 4, 2009

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:

Commissioner Sprys asked to separate Item 5. There were NO objections.

1. Approve hosting the 2009 Volunteer Recognition Awards program .
2. Approve participation in Macomb County Close-up Student Government Day.
3. Approve posting podcasts of Board of Commissioners Committee Meetings on the Board of Commissioners website.
4. Approve formation of a work group to begin preliminary discussion of video taping Full Board and Committee meetings.

THE MOTION CARRIED.

SEPARATED MOTION

5. Award the bid to Dearborn Lithograph, Inc. for printing 50,000 copies of the 2009 Macomb County Directory in the amount of \$25,143; Funds are available in the Clerk's outside printing budget. (Record no votes for Accavitti and Szczepanski)

A roll call vote was taken:

Voting Yes were: Boyle, D. Flynn, J. Flynn, Kepler, Lampar, Mijac, Rengert, Sauger, Vosburg.

There were 9 Yes votes.

Voting No were: Accavitti, Brdak, Brown, Bruley, Camphous-Peterson, Carabelli, Crouchman, DiMaria, Doherty, Duzyj, Mocerri, Rocca, Sprys, Szczepanski, Tocco, Torrice, Gielegem.

There were 17 No votes.

THE MOTION FAILED.

PLANNING & ECONOMIC DEVELOPMENT COMMITTEE– February 4, 2009

The clerk read the recommendation from the Planning & Economic Development Committee and a motion was made by Co-Chairs Carabelli & Bruley, supported by Vice-Chair D. Flynn, to adopt the committee recommendation:

1. Authorize the Planning and Economic Development Department to develop a two-year implementation plan which completes the countywide trail and to make this a priority for the economic stimulus package being considered in congress and to consult with state and federal officials.

THE MOTION CARRIED.

EDUCATION AND TRAINING COMMITTEE – February 4, 2009

The clerk read the recommendations from the Education and Training Committee and a motion was made by Chair D. Flynn, supported by Vice-Chair Mocerri, to adopt the committee recommendations:

1. Approve the request from Sandy Casamer, Assistant Director of the Macomb County Reference and Research Center, to change hours open to the public, as outlined in a January 28, 2009 correspondence, effective March 1 through April 30, 2009.
2. Authorize MSU Extension to accept a grant from the Wells Fargo Foundation on behalf of Wells Fargo home mortgage for \$5,000 to support the Housing Counseling and Education programs for Macomb County families from January 1, 2009 through December 31, 2009; a part-time Computer Maintenance Clerk will be hired to support the new program at no cost to the county.

THE MOTION CARRIED.

HEALTH & ENVIRONMENTAL SERVICES COMMITTEE– February 5, 2009

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:

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

2. Approve Sterling Height's request to extend environmental problems: Lake/River fund projects through December 31, 2009.
3. Authorize the Health Department to amend the 2009 discretionary fee schedule to include plan review fees for the new construction and remodeling of body art facilities under the "Regulations Governing Body Art Establishments in Macomb County, Michigan".
4. Authorize the Health Department to apply for a Michigan Department of Environmental Quality grant in the amount of approximately \$20,000 for inland lake beach monitoring.

THE MOTION CARRIED.

SEPARATED MOTION

1. Authorize the Health Department to send the revised environmental problems: Lake/River Fund Guidance document and grant application to all Macomb County cities, villages and townships.

MOTION TO REFER

A motion made by Commissioner Vosburg to refer the item to the Budget Committee, supported by Commissioner J. Flynn.

Commissioner Brdak indicated if the motion was withdrawn he would place the item on the March Budget Committee Agenda.

Commissioner J. Flynn **WITHDREW SUPPORT ON MOTION TO REFER.**

MOTION TO AMEND

A motion was made by Commissioner Doherty to amend motion to add "such distribution of materials shall not take place until after April 15th," supported by Commissioner J. Flynn. **THE MOTION TO AMEND CARRIED.** (Record NO vote Bruley and Lampar)

THE SEPARATED MOTION CARRIED AS AMENDED.

SENIOR SERVICES COMMITTEE– February 5, 2009

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

1. Concur with the Director of the Senior Services Department to apply for extension of Smart Specialized Services Grant for fiscal year 2010.

THE MOTION CARRIED.

AD HOC COMMITTEE / ESTABLISH A PROCESS FOR APPOINTMENTS TO BOARDS AND COMMISSIONS – February 12, 2009

The clerk read the recommendations from the Ad Hoc Committee and a motion was made by Brown, supported by Bruley, to adopt the committee recommendations:

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1. Approve the proposed process for appointments to Boards and Commissions, effective February 27, 2009.
2. Authorize that any Board or Commission appointment postponed in 2008 be placed on the March Full Board Meeting Agenda and anyone who submitted an application, which was not for reappointment, be given the new application to be filled out and submitted to the Board Office two weeks before the March Full Board Meeting and that interviews be scheduled for all candidates; Also, for any appointments that need to be made in April, the 90 day notice requirement will be waived and a 60 and 30 day notice will be issued.

THE MOTION CARRIED.

PERSONNEL COMMITTEE – February 23, 2009

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: (Record no vote for Carabelli)

One Program Director	Community Mental Health
One Registered Nurse	Community Mental Health
Two Typist Clerks I/II	Community Mental Health
One Chief Probation Officer	District Court-Probation
Two Custodians I/II	Facilities & Operations
One Case Manager	Macomb/St. Clair Employment & Training Agency
One Counselor	Senior Citizen Services
2. Approve a title change only for one vacant Account Clerk Senior position to Data Entry Clerk and reconfirm the vacancy in the office of the Friend of the Court.
3. Approve the addition of seven full-time positions in the Community Services Agency as a result of the Economic Recovery and Reinvestment Act of 2009.
4. Approve the following personnel requests from the Director of the Veterans Services Department: three Counselor positions and one Paralegal position.
5. Approve ratification of three year labor agreements with the American Federation of State, County and Municipal Employees (AFSCME), Teamsters Local #214 – Court Reporters, UAW Local 412 – Units 39, 49, 55, 75 and 95 and Local 889 representing the Animal Shelter, Specialized Offices and Community Services Agency, and the Macomb County Senior Service Employees Association (POAM) from January 1, 2008 to December 31, 2010. (Record NO vote Brown and Carabelli)
6. Approve changes for all non-union employees, effective as soon as administratively possible after March 1, 2009.
7. Authorize that employee exit interview forms not be included in the Personnel Committee agenda packets, but provided to the Director of Board Services to be kept on file for any commissioner to review.

THE MOTION CARRIED.

BUDGET COMMITTEE – February 24, 2009

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:

1. Approve the 2009 budget summary submitted by the Director of the Veterans Services Department.
2. Authorize the Macomb County Community Services Agency to receive \$18,863 to provide home energy crisis assistance for low-income families.
3. Authorize to increase elections account 101-19101-70350 “per diems non payroll” by \$1,708.53 and increase revenue by the same amount.
4. Authorize to reinstate one Data Maintenance Clerk at the Judicial Aide division of the Circuit Court as detailed in correspondence dated January 16, 2009 from the Finance Director.
5. Adopt the proposed 2009 budget calendar for the development of the 2010 budget.

THE MOTION CARRIED.

FINANCE COMMITTEE – February 25, 2009

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

1. Approve the monthly bills (with corrections, deletions and/or addenda) and authorize payment; further, to approve the payroll in the amount of \$142,737,810.75 with necessary modifications to the appropriations. (Torrice abstains from bills for Torrice and Zalewski, PLLC)
2. Approve the request from the Department of Planning and Economic Development for a departmental credit card, subject to the conditions listed.
3. Concur in the recommendation of legal counsel regarding the case of Arnold vs. County of Macomb, et al.
4. Concur in the recommendation of legal counsel regarding the case of Bertolini vs. Macomb County Sheriff Deputies.

THE MOTION CARRIED.

RESOLUTIONS/TRIBUTES

A motion was made by Commissioner Camphous-Peterson, supported by Commissioner Duzyj, to adopt the following Resolutions in their entirety:

- Res. No. 09-11 2009 Depository Resolution Designating Public Fund Depositories (recommended by Finance Committee on 2-25-09)
- Res. No. 09-03 Commending James Jacobs on his Inauguration as President of Macomb Community College (offered by Board Chair, recommended by Finance on 2-25-09)

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- Res. No. 09-04 Commending Nancy Schlichting as the Recipient of the B'nai B'rith International Great American Traditions Award (offered by Commissioner Camphous-Peterson, recommended by Finance Committee on 2-25-09)
- Res. No. 09-05 Proclaiming April 19 – 25, 2009 as Administrative Professionals Week (offered by Board Chair, recommended by Finance Committee on 2-25-09)
- Res. No. 09-06 Designating September 28, 2009 As “Family Day – A Day To Eat Dinner With Your Children” In Macomb County (offered by Board Chair, recommended by Finance Committee on 2-25-09)
- Res. No. 09-07 Commending Dan Last on Being Named the Firefighter of the Year (offered by Brown, recommended by Finance Committee on 2-25-09)
- Res. No. 09-08 Honoring Ida Brueggeman on her 95th Birthday (offered by Sauger, recommended by Finance Committee on 2-25-09)
- Res. No. 09-09 Commending Nino Salvaggio International Marketplace for all Their Charitable Services to the Community (offered by Torrice, recommended by Finance on 2-25-09)
- Res. No. 09-10 Welcoming National City Bank to New Haven (offered by Brdak, recommended by Finance Committee on 2-25-09)
- Res. No. 09-12 Commending Ford Motor Co. Romeo Engine Plant on producing its 10 millionth engine (offered by Chair)

THE MOTION CARRIED.

REQUEST TO PURCHASE PREVIOUS SERVICE TIME

MOTION

A motion was made by Commissioner Duzyj, supported by Commissioner J. Flynn, to approve requests to purchase previous service time by John Burgeson and Margaret DuMouchel. **THE MOTION CARRIED.**

AMENDMENT TO 2009-10 COMMITTEE ASSIGNMENTS

MOTION

A motion was made by Commissioner DiMaria, to approve amendments to 2009-10 committee assignments; remove James Carabelli from Public Services Committee and place on Public Safety and Corrections Committee and remove Robert Mijac from Public Safety and Corrections Committee and place on Public Services Committee, supported by Commissioner Sczcepanski. **THE MOTION CARRIED.**

MOTION

A motion was made by Commissioner Sprys to remove Commissioner J. Flynn from the Public Safety and Corrections Committee and to add Commissioner Sprys, supported by Commissioner J. Flynn. **THE MOTION CARRIED.**

FORMATION OF A TASK FORCE

MOTION

A motion was made by Commissioner Brdak, to form a task force whose members will develop language content for an employee healthcare benefit RFP and review submissions, supported by

ITEM WAIVED BY PERSONNEL COMMITTEE CHAIR

MOTION

A motion was made by Commissioner Doherty to approve the addition of two Case Manager positions in the Macomb/St. Clair Employment & Training Agency as a result of the Economic Recovery Act, supported by Commissioner J. Flynn. **THE MOTION CARRIED.**

NEW BUSINESS

None

PUBLIC PARTICIPATION

Chris Utykanski, 13642 Whispering Lane, Sterling Heights, MI

ROLL CALL

NAME	DISTRICT	PRESENT	NOT PRESENT
Andrey Duzyj	1	X	
Marvin Sauger	2	X	
Phillip A. DiMaria	3	X	
Toni Mocerri	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

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MOTION

A motion was made by Commissioner Duzyj, to adjourn, supported by Commissioner Camphous-Peterson. **THE MOTION CARRIED.**

Chair Gielegem adjourned the meeting at 8:21p.m., until the call of the Chair.

Paul Gielegem, Chairman

Carmella Sabaugh, Clerk