

BAY COUNTY BOARD OF COMMISSIONERS

A G E N D A

TUESDAY, OCTOBER 13, 2015

4:00 P.M.

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.

I CALL TO ORDER (CHAIRMAN KRYGIER)

II ROLL CALL

III INVOCATION

IV PLEDGE OF ALLEGIANCE

25-39 **V MINUTES (9/8/15; 9/15/15)**

VI CITIZEN INPUT

VII PETITIONS AND COMMUNICATIONS

A. Presentations (4:00 p.m.):

- 1
1. October as Domestic Violence Awareness Month in Bay County (Women's Center representatives will be in attendance to receive proclamation) **(Adopt res. 2015-217 and present to Women's Center representatives)**
 2. Public Hearing on County Executive's proposed 2016 Bay County Budget **(Motion to go out of regular order to conduct public hearing, following comments/input, motion to go back to regular order of business - Receive proposed 2016 budget)**

VIII

REPORTS/RESOLUTIONS OF COMMITTEES

A. WAYS AND MEANS (KIM J. COONAN, CHAIR; DONALD J. TILLEY, VICE CHAIR)

- 2 1. No. 2015-218 - OHSP Traffic Enforcement Grant Projects (Sheriff Dept.)
- 3 2. No. 2015-219 - Acceptance of Port Security Grant (Sheriff and Emergency Services)
- 4- 8 3. No. 2015-220 - 2015 Assessment Rolls (Drain Commissioner)
- 9 4. No. 2015-221 - Making Strides Against Breast Cancer Fund Raising Efforts (Register of Deeds)
- 10 5. No. 2015-222 - Nonpoint Source Program Grant Funding (Health Department)
- 11 6. No. 2015-223 - Memorandum of Agreement for Personal Action Towards Health (PATH) Diabetes Program (Division on Aging)
- 12 7. No. 2015-224 - Acceptance of Partnership for Saginaw Bay Watershed Grant and Designation as Fiduciary on Behalf of Public Advisory Council (PAC) (Environmental Affairs)
- 13 8. No. 2015-225 - RAP Grant for Community Center Bleachers (Recreation and Facilities)
- 14-16 9. No. 2015-226 - 2015 Clerk's Certificates and 4029 (Equalization)
- 17 10. No. 2015-227 - Payables: General; BAYANET; Center Ridge Arms
- 18 11. No. 2015-228 - Banking Services for 2016-2018 - Independent Bank (Treasurer; Finance Dept.)

B. PERSONNEL/HUMAN SERVICES (MICHAEL E. LUTZ, CHAIR; DONALD J. TILLEY, VICE CHAIR)

- 19 1. No. 2015-229 - Vacancies: Division on Aging; Sheriff Department; Juvenile Home

**C. BOARD OF COMMISSIONERS (ERNIE KRYGIER,
CHAIR, DONALD J. TILLEY, VICE CHAIR)**

- 20 1. No. 2015-230 - Opposition to Use of Sky Lanterns in Michigan
(Commissioners Tilley and Duranczyk)
- 21 2. No. 2015-231 - Support for S.B. 437 and S.B. 438
(Commissioner Tilley)
- 22-24 3. No. 2015-232 - Reports of County Executive

IX REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

- A. County Executive

X UNFINISHED BUSINESS

XI NEW BUSINESS

XII MISCELLANEOUS

XIII ANNOUNCEMENTS

A. 2015 Appointments:

1. **OCTOBER: Department of Health and Human Services
Board of Directors (One 3 year term -
Cynthia Howell - NOTE: Governor's
appointment)**
2. **NOVEMBER:**
- a. **Land Bank Authority - One At-Large
Representative, 3 year term - Matt de Heus)**
- b. **Building Authority (Two 6 year terms - Gary
Phillips; Rick Bukowski)**
3. **DECEMBER: Division on Aging Advisory Committee
(Four 2 year terms; districts 1, 3, & 5 and 7)**

XIV CLOSED SESSION (If requested)

XV RECESS/ADJOURNMENT

ACTION TAKEN BY BAY COUNTY BOARD OF COMMISSIONERS

DATE OF BOARD MEETING: October 13, 2015

MOTION/ RES. NO.	INTRODUCED/ SUBMITTED BY	SUBJECT OF RESOLUTION/MOTION	ADOPTED	AMENDED	CORRECTED	DEFEATED	REFERRED	TABLED	WITHDRAWN
2015-217	Board of Comm.	The Month of October as Domestic Violence Awareness Month in Bay County	XX						
2015-218	Ways and Means	OHSP Traffic Enforcement Grant Projects (Sheriff and Emergency Services)	XX						
2015-219	Ways and Means	Acceptance of Port Security Grant (Sheriff and Emergency Services)	XX						
2015-220	Ways and Means	Assessment Rolls (Drain Commissioner)	XX						
2015-221	Ways and Means	Making Strides Against Breast Cancer Fund Raising Efforts (Register of Deeds)	XX						
2015-222	Ways and Means	Nonpoint Source Program Grant Funding (Health Department)	XX						
2015-223	Ways and Means	Memorandum of Agreement for Personal Action Towards Health (PATH) Diabetes Program (Division on Aging)	XX						
2015-224	Ways and Means	Acceptance of Partnership for Saginaw Bay Watershed Grant and Designation as Fiduciary on Behalf of Public Advisory Council (PAC) Environmental Affairs)	XX						
2015-225	Ways and Means	RAP Grant For Community Center Bleachers (Recreation and Facilities)	XX						
2015-226	Ways and Means	2015 Clerk's Certificates and 4029 (Equalization)	XX						
2015-227	Ways and Means	Payables: General; BAYANET; Center Ridge Arms	XX						
2015-228	Ways and Means	Banking Services for 2016-2018- Independent Bank (Treasurer; Finance Dept.)	XX						
2015-229	Personnel/Human	Vacancies: Division on Aging; Sheriff Department; Juvenile Home	XX						

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: THE BAY COUNTY BOARD OF COMMISSIONERS (10/13/15)

WHEREAS, Home should be a place of warmth, unconditional love, tranquility, and security, and for most of us, home and family can indeed be counted among our greatest blessings. Tragically, for many Americans, these are blessings that are tarnished by violence and fear; and

WHEREAS, On average, 24 people per minute are victims of rape, physical violence or stalking by an intimate partner in the United States - more than 12 million women and men over the course of a year; and

WHEREAS, According to the American Psychological Association, 74% of all murder-suicides involved an intimate partner and, of these, 96% have been women killed by their intimate partners; and

WHEREAS, Women are not the only targets; men, children, the elderly and family pets are counted among the victims and, sadly, emotional scars are often permanent; and

WHEREAS, 71 percent of pet-owning women entering women's shelters reported that their batterer had injured, maimed, killed or threatened family pets for revenge or to psychologically control victims; 32 percent reported their children had hurt or killed animals; and

WHEREAS, According to a study by Break the Silence, 2006, witnessing violence is the strongest risk factor in transmitting violent behavior from one generation to the next; and

WHEREAS, According to the Bureau of Justice Statistics Crime Data Brief, Intimate Partner Violence, February 2003, women accounted for 85% of the victims of intimate partner violence, men for approximately 15%; and

WHEREAS, A coalition of organizations has emerged to directly confront this crisis. Law enforcement officials, staff of shelters and hotline services, health care providers, the clergy and concerned citizens are helping in the effort to end domestic violence. We must recognize the compassion and dedication of these volunteers and professionals, applaud them and increase public understanding of this important problem; and

WHEREAS, The theme of Domestic Violence Awareness Month is "Defining authentic love: Words from experience" the emphasis being "Authentic love never devalues another human being" Therefore, Be It

RESOLVED That the Bay County Board of Commissioners, along with the Bay County Executive, proclaim the month of October as Domestic Violence Awareness Month in Bay County and urges our citizens to observe this month by becoming aware of the tragedy of domestic violence, supporting those who are working toward its end and participating in community efforts.

ERNIE KRYGIER, CHAIR
AND BOARD

Domestic Violence Awareness Month
MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:
ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

-/-

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (10/6/15)
- WHEREAS, For the past several years, the Bay County Sheriff's Department has been awarded traffic enforcement grants through the Michigan Office of Highway Safety Planning; and
- WHEREAS, Safety Belt and Impaired Driving Enforcement are among the enforcement shell grant programs the Sheriff's Office has participated in with OHSP grant funding; and
- WHEREAS, These shell grant programs are aimed at reducing the number of serious and fatal accidents in Bay County through additional enforcement patrols; and
- WHEREAS, A Traffic Enforcement Program Grant opportunity is again being offered to the Sheriff's Office for 2016 and the proposed funding level is \$25,000 with no local match required of Bay County; and
- WHEREAS, The grant provides for deputies' wages during additional scheduled patrols throughout 2016, i.e. Safety Belt Enforcement - \$8,000 and Impaired Driving Enforcement - \$17,000; Therefore, Be It
- RESOLVED By the Bay County Board of Commissioners that authorization is granted to make application for the 2016 Office of Highway Safety Program Strategic Traffic Enforcement Grant in the amount of \$25,000 for the Bay County Sheriff Department; Be It Further
- RESOLVED That the Chairman of the Bay County Board of Commissioners is authorized to electronically submit/sign any and all required documents for the grant application following legal review/approval; Be It Further
- RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Finally
- RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County.

KIM COONAN, CHAIR
AND COMMITTEE

Sheriff - 2016 OHSP Strategic Traffic Enforcement Program Grant
MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/15)
 WHEREAS, On April 14, 2015, via Resolution No. 2015-67, the Bay County Board of Commissioners authorized submittal of a grant application through the Port Security Grant Program, a FEMA program that directly supports maritime transportation infrastructure security activities; and
 WHEREAS, The grant application submitted by Bay County was seeking funding for a new maritime response vessel which would provide additional response functions and be equipped with radar, as well as thermal imaging for search and rescue operations, estimated cost of the vessel being \$250,000; and
 WHEREAS, PSGP funds available to local entities are intended to improve port-wide maritime risk management, enhance maritime domain awareness, support maritime security training and exercises and maintain or reestablish maritime security mitigation protocols that support port recovery and resiliency capabilities; and
 WHEREAS, Bay County has been awarded \$187,500 in PSGP grant funding and the required 25% match or \$62,500 will require general fund dollars, private donations, sale of one existing boat, other local grant and/or in-kind match; Therefore, Be It
 RESOLVED That the Chairman of the Board is authorized to execute, and submit electronically (if required), the grant acceptance documents and all other documents related to the Port Security Grant on behalf of Bay County following legal review/approval; Be It Further
 RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further
 RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County.

KIM COONAN, CHAIR
 AND COMMITTEE

Sheriff & Emergency Management - Acceptance of Port Security Grant

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:
 ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
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DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/14)

RESOLVED By the Bay County Board of Commissioners that the 2015 Assessment Rolls, as submitted by the Bay County Drain Commissioner and on file in the County Clerk's Office, are hereby adopted.

KIM COONAN, CHAIR
AND COMMITTEE

Drain - 2015 Assessment Rolls

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/15

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/15)
WHEREAS, The Chief Deputy Register of Deeds is leading a team of Bay County employees to raise money and walk in the Making Strides Against Breast Cancer Walk on October 24, 2015; and
WHEREAS, Additionally fund raising efforts will be undertaken in the form of a bake sale and by soliciting donations from Bay County employees; and
WHEREAS, 100% of the donations received will be contributed to the American Cancer Society on October 24, 2015; and
WHEREAS, Committee approval for the fund raising efforts are required pursuant to the Bay County Fund Raising Activities Policy; Therefore, Be It
RESOLVED That the Bay County Board of Commissioners approves the fund raising efforts of the Chief Deputy Bay County Register of Deeds in support of Making Strides Against Breast Cancer Walk and bake sale with all proceeds to be contributed to the American Cancer Society.

KIM COONAN, CHAIR
AND COMMITTEE

Reg of Deeds - Breast Cancer Fund Raiser

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

Table with 12 columns: COMMISSIONER, Y, N, E, COMMISSIONER, Y, N, E, COMMISSIONER, Y, N, E. Rows include Michael J. Duranczyk, Ernie Krygier, Vaughn J. Begick, Kim J. Coonan, Thomas M. Herek, and Donald J. Tilley.

VOTE TOTALS:
ROLL CALL: YEAS NAYS EXCUSED
VOICE: YEAS 7 NAYS 0 EXCUSED

DISPOSITION: ADOPTED DEFEATED WITHDRAWN
AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/15)

WHEREAS, The Michigan Department of Environmental Quality's Nonpoint Source Program is accepting grant proposals from local organizations and governments for projects that implement priority recommendations in approved watershed management plans; and

WHEREAS, Identifying and eliminating failing septic systems help control untreated wastewater discharges that contaminate ground and surface water supplies is one such project, and, in the Kawkawlin River Watershed, it is estimated that there are approximately 6,900 septic systems in operation; and

WHEREAS, Of these systems, a preliminary analysis estimates that at least 36% were considered "at-risk" for failure due to age, soil structure or insufficient current data on the system and a survey done with homeowners in 2013, indicated a sizable number lacked sufficient knowledge of proper maintenance and care including regular pumping and inspection of said systems; and

WHEREAS, This project proposes to 1) identify the homes that are most "at-risk" in the Kawkawlin River Watershed; and 2) partner with these homeowners to inspect, provide one-time simple maintenance (i.e. pumping) of the system at hand so that failing systems can be identified and homeowners educated on future options including replacement. Homeowners will be educated on the proper maintenance of said systems as well; and

WHEREAS, \$150,000 of funding is available for this project and there is a 25% match required, which will be derived from participating local homeowners. No General Fund sources will be used; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes the Bay County Health Department to make application for Nonpoint Source Program grant funding; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute, and submit electronically (if required), all grant application documents and agreements on behalf of Bay County following legal review/approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County.

KIM COONAN, CHAIR
AND COMMITTEE

Health Dept - Nonpoint Source Program Grant

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	/						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:
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BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/15)
 WHEREAS, A Memorandum of Agreement (MOA) for the Personal Action Towards Health (PATH) Diabetes Program between Region VII Area Agency on Aging and Bay County (Division on Aging) has been submitted for consideration; and
 WHEREAS, The MOA, which covers a period through October 31, 2016, aids in developing, implementing and assessing PATH (Personal Action Towards Health) Diabetes programs and requires the Division on Aging to send three (3) employees to receive training to become Lay Leaders in the PATH Diabetes Program; and
 WHEREAS, Region VII Area Agency on Aging will provide \$5,100 in reimbursement to the Division on Aging for costs associated with the training of the three (3) employees to become Lay Leaders in the PATH Diabetes Program; and
 WHEREAS, The Division on Aging will coordinate and work with the Health Department to implement; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners approves the Memorandum of Agreement (MOA) for the Personal Action Towards Health (PATH) Diabetes Program between Region VII Area Agency on Aging and Bay County (Division on Aging) and authorizes the Chairman of the Board to execute said MOA and all related documents on behalf of Bay County following legal review/approval; Be It Further
 RESOLVED That budget adjustments required and related to the MOA for the PATH Diabetes Program are approved.

KIM COONAN, CHAIR
 AND COMMITTEE

DOA - PATH Diabetes Program

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Duranczyk

COMMISSIONER E			COMMISSIONER E			COMMISSIONER		
MICHAEL J. DURANCZYK	✓		KIM J. COONAN	/		MICHAEL E. LUTZ	✓	
ERNIE KRYGIER	✓		THOMAS M. HEREK	/				
VAUGHN J. BEGICK	✓		DONALD J. TILLEY	/				

VOTE TOTALS:
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BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/15)
 WHEREAS, The Partnership for the Saginaw Bay Watershed is the Public Advisory Council (PAC) working for the restoration of the Saginaw Bay; and
 WHEREAS, Due to statewide organizational changes, the Partnership (PAC) is no longer able to use the Great Lakes Commission DUNS for PAC grants; and
 WHEREAS, Most of the other Public Advisory Council's use the local government as their fiduciary agency for grants; and
 WHEREAS, Since Bay County's mission is comparable (Saginaw Bay Restoration) the Bay County Environmental Affairs and Community Development Department has been asked to serve as fiduciary for the grant and use the County DUNS Number; and
 WHEREAS, Currently there is an award of approximately \$12K pending for administrative support for the PAC; and
 WHEREAS, The Bay County Department of Environmental Health and Community Development will continue to work on Saginaw Bay restoration and will work closely in conjunction with the PAC Board of Directors to ensure effective oversight, no Bay County general funds will be used or obligated; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners accepts the Partnership for the Saginaw Bay Watershed grant and authorizes Bay County to act as fiduciary on behalf of the Public Advisory Council (PAC); Be It Further
 RESOLVED That the Chairman of the Board is authorized to execute all documents required on behalf of Bay County following legal review/approval; Be It Further
 RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further
 RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County

KIM COONAN, CHAIR
 AND COMMITTEE

Env Affairs - Fiduciary for PAC - Saginaw Bay Watershed

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Tilley

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:
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BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/15)
 WHEREAS, The bleachers in the large gym at the Bay County Community Center have seen over 40 years of use and are in need of replacement; and
 WHEREAS, The Director of Recreation and Facilities wishes to seek a Risk Avoidance Program (RAP) grant through Michigan Municipal Risk Management Authority (MMRMA) for a portion of a bleacher replacement project and, if approved, the MMRMA RAP Grant will cover 50% of bleacher replacement cost up to \$5,000 per location; and
 WHEREAS, If the County's grant request is approved, MMRMA will reimburse Bay County up to \$2,500; and
 WHEREAS, The cost to replace the bleachers in the large gym at the Community Center will be \$6,000 and funding for bleacher replacement has been included in the 2016 Executive Recommended Budget; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners authorizes submittal of a Risk Avoidance Program (RAP) Grant through MMRMA for the replacement of the bleachers in the newly finished Community Center large gym; Be It Further
 RESOLVED That the Chairman of the Board is authorized to execute, and submit electronically (if required), the grant application and all related documents on behalf of Bay County following legal review/approval; Be It Further
 RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department whose staff will provide financial oversight of said grant; Be It Further
 RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will be not absorbed by the County.

KIM COONAN, CHAIR
 AND COMMITTEE

Rec & Facilities - RAP Grant for Bleacher Replacement

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Lutz

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
 VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS

WHEREAS, The Bay County Board of Commissioners has the duty, in its October annual session, to do the following in accordance with 211.37 of the Michigan Property Tax Laws; and

WHEREAS, These requirements are as follows:

Sec. 37: The County Board of Commissioners, at its annual session in October in each year, shall ascertain and determine the amount of money to be raised for County purposes, which determination and apportionment shall be entered at large on its records. It shall also examine all certificates, statements, papers, and records submitted to it, showing the moneys to be raised in the several townships for school, highway, drain, township and other purposes. It shall hear and duly consider all objections made to raising any such moneys by any taxpayer to be affected thereto. If it shall appear to the Board that any certificate, statement, paper, or record is not properly certified, or that the same is in anyway defective, or that any proceeding to authorize the raising of any such moneys had not been had or is in anyway imperfect, the Board shall certify the same, and if the certificate, statement, paper, record, or proceeding can then be corrected, supplied or had, the Board shall authorize and require the defects or omissions of proceedings to be corrected, supplied, or had. It may refer any or all the certificates, statements, papers, records, and proceedings to the Prosecuting Attorney, whose duty it shall be to examine the same and without delay, report in writing his opinion to the Board. It shall direct that such of the several amounts of money proposed to be raised for township, school, highway, drain, and all other purposes as shall be authorized by law, be spread upon the assessment roll of the proper townships, wards and cities. Such action and direction shall be entered in full upon the records of the proceedings of the Board, and shall be final as to the levy and assessment of all such taxes, except when there is a change made in the equalization of any county by the Board or State Tax Commissioners upon appeal in the manner provided by law. The direction for spread of taxes shall be expressed in terms of millages to be spread against the taxable values of properties and shall not direct the raising of any specific amount of money. This section does not apply when Section 36(2) applies; and

WHEREAS, The Bay County Board of Commissioners has caused the above to be thoroughly checked for statutory requirements; Therefore, Be It

RESOLVED That the following county millages shall be levied on the 2015 taxable value of real and personal property 2015 assessments rolls of each township and city within the County of Bay:

Mills

Bay County General Operating	5.7257
Baya County Library	.9953
Bay County Library Operating	1.0000
Bay County Historical Society	.0952
Bay County Senior Citizens	.5000
Bay County Senior Citizens	.3000
Bay County 911 Central Dispatch	.7000
Bay County Medical Care Facility	.7500
Bay County Veterans	.1000
Bay County Gypsy Moth	.1000
Bay County Mosquito Control	<u>.4500</u>
Total	10.7162

All millages are in accordance with the demands as presented on the Clerk's Certificates for schools, intermediate schools, community college city, township, and authority within the above local units. All have been checked for statutory compliance and, to the best of our knowledge, are in compliance with the Michigan Statutes. All special assessments, drain taxes, and all other taxes authorized by law shall be levied in accordance with the Michigan Statutes; Be It Further

RESOLVED That the Chairman of the Board and the Bay County Clerk are authorized to execute the Clerk's Certificates, the 4029's and any other documentation required.

KIM COONAN, CHAIR
AND BOARD

2015 ClerkCerts/4029

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/15)
 RESOLVED That the Bay County Board of Commissioners hereby approves the claims against the County as follows:

ACCOUNTS PAYABLE:

9/09/15	\$1,859,915.58
9/15/15	\$ 8,680.00
9/16/15	\$ 337,365.67
9/23/15	\$ 253,005.80
9/30/15	\$1,098,478.37
9/30/15	\$ 5,897.40
10/7/15*	\$ 197,531.48*

BAYANET:

July 2015	
1. Payables	\$ 18,497.62
2. Payroll	\$ 12,079.27
August 2015	
1. Payables	\$ 100,228.18
2. Payroll	\$ 9,874.49
September 2015*	
1. Payables	\$ 17,974.87*
2. Payroll	\$ 8,641.95*

HOUSING (Center Ridge Arms):

9/05/15	\$ 5,202.05
9/28/15	\$ 21,864.40

KIM COONAN, CHAIR
 AND COMMITTEE

*Received after Ways and Means Committee meeting

Payables-October

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Lutz

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
 VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
 AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (10/6/15)

WHEREAS, Pursuant to Public Act passed in 1909, the County is required to go out for bid for banking services every two years (even year election years) and, in 2014, the Board of Commissioners directed that an RFP be issued for Bay County's banking services; and

WHEREAS, An RFP was issued and three financial institutions submitted proposals, i.e. Chemical Bank, First Merit Bank, and Independent Bank all of which can provide the required services; and

WHEREAS, It is recommended that Independent Bank be retained as the County's main bank they provided the least costly proposal in terms of average deposits required to offset service charges; and

WHEREAS, While this process did not meet the 2014 deadline to the letter of the law, it was detailed and thorough to insure the County is receiving the best banking services at the most reasonable cost; and

WHEREAS, Given the detail and complexity of this process which required an extensive amount of time not only for County staff but also for the financial institutions willing to bid, it is recommended that the Board of Commissioners consider this bid award as meeting the State requirement for 2016 and award the contract to Independent Bank for the period 2016 to 2018; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners hereby awards the Bay County banking services bid award to Independent Bank for the period 2016 - 2018 and the Chairman of the Board is authorized to execute any documents required on behalf of Bay County following legal review/approval.

KIM COONAN, CHAIR
AND COMMITTEE

Treasurer - Banking Services for 2016 - 2018- Independent Bank

MOVED BY COMM. Coonan

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

-18-

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (9/15/15)

RESOLVED By the Bay County Board of Commissioners that concurrence is given to post/advertise/fill the following full time/part time/temporary/seasonal or co-op positions/vacancies/new positions, monies for said positions to come from the respective departmental budgets:

1. Division on Aging - Drivers (3) (on-call, \$10.18/hr. entry)
2. Sheriff Department - CFO (full time, \$15.95/hr. entry)
3. Juvenile Home - Youth Development Workers (4) (part time, \$14.18/hr. entry)

RESOLVED That budget adjustments, if required, are approved; Be It Further

RESOLVED That it is clearly understood that any positions funded through a grant shall be terminated or hours reduced if grant funding is terminated or reduced.

MICHAEL E. LUTZ, CHAIR
AND COMMITTEE

Vacancies - October

MOVED BY COMM. Lutz

SUPPORTED BY COMM. Herek

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:
ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS

WHEREAS, A growing number of communities are banning the use of popular sky lanterns over fears the floating fires could spark unintended blazes; and

WHEREAS, Sky lanterns, a balloon-shaped piece of paper that typically has a bamboo frame with a fuel pad at the bottom to provide lift, originated in China over 1,000 years ago and have become popular in the United States over the last 10-15 years; and

WHEREAS, Sky lanterns, while not classified as fireworks Michigan but rather as aerial candles, can pose a danger to humans, wildlife and livestock and can cause structure fires as their landing cannot be controlled; and

WHEREAS, The National Association of State Fire Marshals came out against the devices two years ago citing a sky lantern that landed at a plastic recycling plant causing \$9 million in damage; and

WHEREAS, California, Hawaii, Illinois, Maryland, Minnesota, New Hampshire, Oregon, South Carolina, Tennessee, Utah, Virginia and Washington have passed legislation making use of sky lanterns illegal and Michigan legislators are also considering taking action to ban the sky lanterns; Therefore, Be It

RESOLVED That the Bay County Board of Commissioner goes on recording voicing opposition to use of sky lanterns in Michigan and calls upon the Michigan legislature to adopt legislation banning use of sky lanterns in Michigan; Be It Further

RESOLVED That a copy of this resolution be forwarded to our area Legislators, the Michigan Association of Counties and the other Michigan counties urging their support of a ban on use of sky lanterns in Michigan.

ERNIE KRYGIER, CHAIR
AND BOARD

Sky Lanterns
Resolution proposed by Commissioners Tilley and Duranczyk
MOVED BY COMM. Tilley

SUPPORTED BY COMM. Duranczyk

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:
ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

- BY: BAY COUNTY BOARD OF COMMISSIONERS (10/13/15)
- WHEREAS, Nine coal fired plants across Michigan, that serve more than one million people, will shut down in less than a year because of environmental standards and old age and an additional sixteen will shut down by 2020; and
- WHEREAS, Michigan's partially deregulated market pushes \$300 million in annual costs and a sum total of \$1.7 billion since November 2008, that deregulated customers avoid and is passed onto utility customers; and
- WHEREAS, Michigan needs an energy policy that prioritizes fairness. No one should be asked to unfairly shoulder costs that another avoids; and
- WHEREAS, Companies that are invested and ingrained in our communities should service Michigan. In the midst of economic recovery, a policy that will solidify Michigan's energy future is needed — not putting it more at risk; and
- WHEREAS, Reliable, affordable and clean energy is paramount to the future of Michigan. Gambling Michigan's future on out-of-state marketers proven to be untrustworthy would be a disaster; and
- WHEREAS, Responsible regulations will ensure Michigan's power remains reliable, affordable and clean; and
- WHEREAS, It is imperative to ensure that every Michigander never has to worry about having affordable, reliable power by passing a comprehensive energy policy with responsible regulations; and
- WHEREAS, Michigan needs a policy that creates the next generation of clean energy jobs right here in Michigan; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners urges the Michigan legislature to support Senate Bill 437, maintaining the current 10 percent cap on deregulation and ensuring energy marketers are accountable for reliability and that customers, families and small businesses will be protected from rate volatility and from subsidizing deregulated customers; Be It Further
- RESOLVED The Bay County Board of Commissioners urges to the Michigan legislature to also support Senate Bill 438, ensuring Michigan's energy portfolio mix has the flexibility necessary to provide affordable, reliable and clean energy to its customers.

ERNIE KRYGIER, CHAIR
AND BOARD

Support for SB 437 and SB 438

Resolution proposed by Commissioner Donald J. Tilley

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Coonan

COMMISSIONER E			COMMISSIONER E			COMMISSIONER E		
MICHAEL J. DURANCZYK	✓		KIM J. COONAN	✓		MICHAEL E. LUTZ	✓	
ERNIE KRYGIER	✓		THOMAS M. HEREK	✓				
VAUGHN J. BEGICK	✓		DONALD J. TILLEY	✓				

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS 7 NAYS 0 EXCUSED _____

DISPOSITION: ADOPTED ✓ DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

10/13/2015

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (10/13/15)

RESOLVED By the Bay County Board of Commissioners that the following report is received:

- 1. Employment Status Report - September 2015

ERNIE KRYGIER, CHAIR
AND BOARD

County Executive - Status Reports

MOVED BY COMM. Tilley

SUPPORTED BY COMM. Coonan

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
MICHAEL J. DURANCZYK	✓			KIM J. COONAN	✓			MICHAEL E. LUTZ	✓		
ERNIE KRYGIER	✓			THOMAS M. HEREK	✓						
VAUGHN J. BEGICK	✓			DONALD J. TILLEY	✓						

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: OCTOBER 13, 2015

MOTION SPONSORED BY: COMM. TILLEY

MOTION SUPPORTED BY: COMM. COONAN

MOTION NO.: 66

TO GO OUT OF THE REGULAR ORDER OF AGENDA BUSINESS
FOR A PUBLIC HEARING REGARDING THE COUNTY EXECUTIVE'S
PROPOSED 2016 BAY COUNTY BUDGET.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	✓			Kim Coonan	✓			Michael Lutz	✓		
Ernie Krygier	✓			Thomas Herek	✓						
Vaughn J. Begick	✓			Donald J. Tilley	✓						

VOTE TOTALS:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED ✓ DEFEATED WITHDRAWN
AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: OCTOBER 13, 2015

MOTION SPONSORED BY: COMM. TILLEY

MOTION SUPPORTED BY: COMM. COONAN

MOTION NO.: 67

TO GO BACK TO THE REGULAR ORDER OF AGENDA BUSINESS
FOLLOWING THE 2016 PROPOSED BUDGET PRESENTATION.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	✓			Kim Coonan	✓			Michael Lutz	✓		
Ernie Krygier	✓			Thomas Herek	✓						
Vaughn J. Begick	✓			Donald J. Tilley	✓						

VOTE TOTALS:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED ✓ DEFEATED WITHDRAWN

AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: OCTOBER 13, 2015

MOTION SPONSORED BY: COMM. HEREK

MOTION SUPPORTED BY: COMM. TILLEY

MOTION NO.: 68

RECEIVE THE REPORT OF THE EXECUTIVE PROPOSED 2016
RECOMMENDED BUDGET AS PROVIDED BY THE FINANCE OFFICER.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	✓			Kim Coonan	✓			Michael Lutz	✓		
Ernie Krygier	✓			Thomas Herek	✓						
Vaughn J. Begick	✓			Donald J. Tilley	✓						

VOTE TOTALS:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED ✓ DEFEATED WITHDRAWN
AMENDED CORRECTED REFERRED

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: OCTOBER 13, 2015

MOTION SPONSORED BY: COMM. DURANCZYK

MOTION SUPPORTED BY: COMM. TILLEY

MOTION NO.: 69

ADJOURNMENT OF THE REGULAR BOARD SESSION
TO THE CALL OF THE CHAIR AT 4:45 P.M.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael Duranczyk	✓			Kim Coonan	✓			Michael Lutz	✓		
Ernie Krygier	✓			Thomas Herek	✓						
Vaughn J. Begick	✓			Donald J. Tilley	✓						

VOTE TOTALS:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED ✓ DEFEATED WITHDRAWN
 AMENDED CORRECTED REFERRED