

BAY COUNTY BOARD OF COMMISSIONERS

AGENDA

TUESDAY, JANUARY 16, 2024

4:00 P.M.

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.

I. CALL TO ORDER (CHAIRMAN BEGICK)

II. ROLL CALL

III. INVOCATION

IV. PLEDGE OF ALLEGIANCE

20-43 **V. MINUTES (12/12/23; 1/3/24)**

VI. AGENDA APPROVAL

VII. CITIZEN INPUT

VIII. PETITIONS AND COMMUNICATIONS

A. (4:00 P.M.) Presentation by Phil Eich Re: Quarterly Report for Hey, Bay City! (Receive)

1-2 **B. Personnel Director - Listing of Authorized Department Heads (Receive)**

IX. REPORTS/RESOLUTIONS OF COMMITTEES

A. WAYS AND MEANS (Tim Banaszak, Chair; Kaysey L. Radtke, Vice Chair)

3 **1. No. 2024-01 - 2024/2025 Michigan Veterans Affairs Agency Veteran Service Grant (Veteran Affairs)**

4 **2. No. 2024-02 - Bid Award for Bay County Elevator Replacement to Otis Elevator (Finance/Purchasing)**

5 **3. No. 2024-03 - Bid Award for Construction Manager and Design Professional for an Animal Services (Shelter) Facility to Spence Brothers (Finance/Purchasing)**

6 **4. No. 2024-04 – Payables (Finance)**

B. PERSONNEL/HUMAN SERVICES (Kathy Niemiec, Chair; Colleen Maillette, Vice Chair)

- 7-8 1. **No. 2024-05 - Bond for Road Improvements for Midland Rd & Three Mile Rd - 10 years (Bay County Road Commission)**
- 9 2. **No. 2024-06 - LOA with GELC Dispatchers Unit (Personnel/911 Central Dispatch)**
- 10 3. **No. 2024-07 - WIC Registered Dietitian Hired at 1-Year Rate (Personnel/Health Department)**

C. BOARD OF COMMISSIONERS (Vaughn J. Begick, Chair; Thomas M. Herek, Vice Chair)

- 11-13 1. **No. 2024-08 - Reports of County Executive – December**
- 14-15 2. **No. 2024-09 - Expansion of Kawkawlin Activity Center’s Days of Operation (Department on Aging)**
- 16 3. **No. 2024-10- Four Chaplains Day – February 3, 2024 (Board of Commissioners)**
- 17-19 4. **No. 2024-11 – Adopt Revisions to Board Rules 2024 (Board of Commissioners)**

X. REPORTS OF COUNTY OFFICIALS/DEPARTMENTS

A. County Executive

XI. COMMISSIONER COMMENTS

XII. UNFINISHED BUSINESS

XIII. NEW BUSINESS

XIV. PUBLIC INPUT

XV. MISCELLANEOUS

XVI. ANNOUNCEMENTS

A. 2024 APPOINTMENTS

1. **March**
 - a. **Bay Arenac Behavioral Health Authority (Three, 3-year terms: C.Maillette, P.McFarland, E.Krygier)**
2. **June**
 - a. **Library Board (one, 5-year term: P.Travis)**
3. **October**
 - a. **Lank Bank Authority (one, 3-year term expiring: T.Hickner)**

- b. Bay County Department of Human Services (one, At-Large, 3-year term: R.Aumock - Governor's Appointment)
4. December
- a. Bay County Veteran's Affair Committee (one, 4-year term: T. Eckstein)
 - b. Department on Aging Advisory Committee (four, 2- year terms expiring: Districts 2,4, & 6 and one at-large)

XVII. CLOSED SESSION

XVIII. RECESS/ADJOURNMENT

PLEASE NOTE: THE COMMITTEE CHAIR HAS REQUESTED THAT ANY ELECTED OFFICIAL DEPARTMENT/DIVISION HEAD PLACING AN ITEM ON THIS AGENDA BE PRESENT OR HAVE A REPRESENTATIVE PRESENT TO SPEAK TO THEIR REQUEST AND/OR ANSWER ANY QUESTIONS POSED BY COMMITTEE MEMBERS.

Join Zoom Meeting

<https://us02web.zoom.us/j/81694266170>

Meeting ID: 816 9426 6170

Passcode: 547697

One tap mobile

+13126266799,,81694266170#,,,,*547697# US (Chicago)

+19292056099,,81694266170#,,,,*547697# US (New York)

The County of Bay will provide necessary and reasonable auxiliary aids and services such as signers for the hearing impaired and audio tapes of printed materials to individuals with disabilities upon 10 days' notice to the County of Bay. Individuals with disabilities requiring auxiliary aids or services should contact the County of Bay by writing or calling:

Amber Davis-Johnson, ADA Coordinator
Corporation Counsel
515 Center Avenue
Fourth Floor, Bay County Building
Bay City, MI 48708
989-895-4131

ACTION TAKEN BY BAY COUNTY BOARD OF COMMISSIONERS

DATE	MOTION/RES.NO.	INTRODUCED/ SUBMITTED BY	SUBJECT OF RESOLUTION/MOTION	ADOPTED	AMENDED	CORRECTED	DEFEATED	REFERRED	TABLED	WITHDRAWN
1/16/24	RESOLUTION 2024-01	BANASZAK	AUTHORIZED SUBMITTAL OF A LETTER OF INTENT AND APPLICATION FOR THE 2024/2025 MICHIGAN VETERANS AFFAIRS AGENCY VETERAN SERVICE GRANT.	XX						
1/16/24	RESOLUTION 2024-02	BANASZAK	RECEIVED THE NOTIFICATION OF INTENT TO AWARD THE REQUEST FOR PROPOSAL (RFP) 2023-17 BAY COUNTY ELEVATOR REPLACEMENT TO OTS ELEVATOR.	XX						
1/16/24	RESOLUTION 2024-03	BANASZAK	RECEIVED THE NOTIFICATION OF INTENT TO AWARD THE REQUEST FOR QUALIFICATION (RFQ) 2202-15 CONSTRUCTION MANAGER AND DESIGN PROFESSIONAL FOR AN ANIMAL SERVICES (SHELTER) FACILITY TO SPENCE BROTHERS.	XX						
1/16/24	RESOLUTION 2024-04	BANASZAK	APPROVED THE CLAIMS AGAINST THE COUNTY.	XX						
1/16/24	RESOLUTION 2024-05	NIEMIEC	DECLARED IT'S OFFICIAL INTENT TO ISSUE THE BONDS TO PROVIDE FINANCING FOR PART OF THE COST OF THE PROJECTS ON 3 MILE AND MIDLAND ROAD.	XX						
1/16/24	RESOLUTION 2024-06	NIEMIEC	APPROVED THE LETTER OF AGREEMENT WITH GELC DISPATCHERS TO ALLOW THE USE OF PART-TIME EMPLOYEES FOR A TEMPORARY BASIS.	XX						
1/16/24	RESOLUTION 2024-07	NIEMIEC	APPROVED THE HIRE OF THE WIC REGISTERED DIETITIAN APPLICANT AT THE 1-YEAR RATE OF \$25.85 PER HOUR (PB06).	XX						
1/16/24	RESOLUTION 2024-08	HEREK	RECEIVED THE EMPLOYMENT STATUS REPORT FOR DECEMBER 2023.	XX						
1/16/24	RESOLUTION 2024-09	HEREK	APPROVED THE EXPANSION OF THE BAY COUNTY DEPARTMENT ON AGING'S KAWKAWJIN ACTIVITY CENTER'S DAYS OF OPERATION.	XX						

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (1/3/2024)
- WHEREAS, The State of Michigan has allocated funds to enhance counties' abilities to provide veteran benefit claims assistance; and
- WHEREAS, This would be the 7th year that the State of Michigan has accepted applications for this grant and Bay County has applied and received funds the 6 previous grant cycles; and
- WHEREAS, There is no financial impact to Bay County's General Fund by applying for this grant; and
- WHEREAS, It is necessary to submit a letter of intent as well as apply for the fiscal year 2024/2025 Michigan Veterans Affairs Agency Veteran Service Grant; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners authorizes submittal of a letter of intent and submittal of an application for the 2024/2025 Michigan Veterans Affairs Agency Veteran Service Grant; Be It Further
- RESOLVED That the Chairman of the Board is authorized to execute all required grant application documents as well as grant award documents on behalf of Bay County following Finance and Corporation Counsel review and approval; Be It Finally
- RESOLVED That related budget adjustments, if required, are approved.

TIM BANASZAK, CHAIR
AND COMMITTEE

Veterans Affairs - 2024/2025 Michigan Veterans Affairs Agency Veteran Service Grant

MOVED BY COMM. BANASZAK
SUPPORTED BY COMM. HEREK

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN-
AMENDED CORRECTED REFERRED NO ACTION TAKEN

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (1/3/2024)
 WHEREAS, On September 8, 2023, a Request for Proposal (RFP) was released seeking a firm to provide and replace the two (2) elevators located in the Bay County Building; and
 WHEREAS, The technical proposals were reviewed by VDA Elevator and Escalator Consultant, Bay County's contracted consultant, and based on this review all three (3) firms were then scheduled for a question-and-answer session to clarify some points of the bid and to gain a greater understanding of the firm's process; and
 WHEREAS, The sessions were conducted by VDA with committee members in attendance and able to ask questions and seek clarifications; and
 WHEREAS, Upon completion of the meeting and review of the modernization and long-term maintenance pricing the committee accepted VDA's recommendation to award the bid to Otis Elevator; and
 WHEREAS, Within the RFP maintenance cost was requested for the elevators located at the Law Enforcement Center, as this request is reflected in the long-term maintenance pricing and will now secure all five (5) elevators under one maintenance agreement; and
 WHEREAS, The award was based upon pricing, equipment proposed, overall knowledge of the facility, and best value provided to Bay County; and
 WHEREAS, The base price for this project is \$978,000 which includes a complete turn-key project. The long-term maintenance pricing of \$1,300 per month is based on the lump sum monthly rate for five (5) elevators referenced within the RFP; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners receives the notification of intent to award the Request for Proposal (RFP) 2023-17, Bay County Elevator Replacement to Otis Elevator and authorizes the Chairman of the Board to sign all documents related to the bid award following Corporation Counsel review and approval; Be It Finally
 RESOLVED That related budget adjustments, if required, are approved.

TIM BANASZAK, CHAIR
 AND COMMITTEE

Purchasing – Bid Award for Bay County Elevator Replacement to Otis Elevator

MOVED BY COMM. BANASZAK
 SUPPORTED BY COMM. RADTKE

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN-
 AMENDED CORRECTED REFERRED NO ACTION TAKEN

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (1/3/2024)
- WHEREAS On August 25, 2023, a Request for Qualification (RFQu) was released seeking a Construction Manager and Design Professional (CM) to coordinate the renovation of the current Animal Services and Adoption Center facility or constructing a new facility; and
- WHEREAS, The bids were reviewed, and the technical proposals were scored in relation to the proposal meeting the requirement of the bid request. The top three companies were then scheduled for a question-and-answer session to clarify some points or the bid and to gain a greater understanding of the firm's process. The committee decided to construct a new facility; and
- WHEREAS, This award was based upon overall project approach and best value provided to Bay County; and
- WHEREAS, The price for the project is \$1,123,810 which includes architectural design, construction administration, oversight, inspection services, soil report, needs assessment, feasibility study, building program study and plan pre-construction services that include, but are not necessarily limited to: drawing reviews and reports; constructability reviews; value engineering reports; detailed cost estimates; and scheduling; and
- WHEREAS, The Contractor shall be responsible for complete construction including permitting, licensing, utilities, facilities engineering, building site preparation, slab and footers, building erection, electrical and plumbing service, HVAC, and all other work associated with complete construction; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners receives the notification of intent to award the Request for Qualification (RFQu) 2202-15, Construction Manager and Design Professional for an Animal Services (Shelter) Facility to Spence Brothers and authorizes the Chairman of the Board to sign all documents related to the bid award following Corporation Counsel review and approval; Be It Finally
- RESOLVED That related budget adjustments, if required, are approved.

TIM BANASZAK, CHAIR
AND COMMITTEE

Purchasing – Bid Award for Construction Manager and Design Professional for an Animal Services (Shelter) Facility to Spence Brothers

MOVED BY COMM. BANASZAK

SUPPORTED BY COMM. HEREK

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED ___ WITHDRAWN-___

AMENDED ___ CORRECTED ___ REFERRED ___ NO ACTION TAKEN ___

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (1/3/24)

RESOLVED That the Bay County Board of Commissioners hereby approves the claims against the County as follows:

ACCOUNTS PAYABLE:

12/06/2023	\$490,820.25
12/13/2023	\$994,559.56
12/28/2023	\$282,565.96

TIM BANASZAK, CHAIR
AND COMMITTEE

Payables

MOVED BY COMM. BANASZAK

SUPPORTED BY COMM. MAILLETTE

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED ___ WITHDRAWN ___

AMENDED ___ CORRECTED ___ REFERRED ___ NO ACTION TAKEN ___

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

- BY: PERSONNEL/HUMAN SERVICES COMMITTEE (1/9/2024)
- WHEREAS, The Bay County Road Commission (BCRC) is seeking the issuance of bonds using the full faith and credit of Bay County on behalf of the Bay County Road Commission; and
- WHEREAS, The requested bonds will be used for the reconstruction of two (2) sections of roadway within the BCRC's Primary road system. The two roadways are:
1. Midland Road — US-10 Overpass east to Carter Road, Williams Township, Bay County, MI
 2. Three Mile Road — M-84 north to Midland Road, Monitor and Frankenlust Townships, Bay County, MI
- WHEREAS, Both sections of roadway have been on the BCRC's list for reconstruction for the past five (5) years, but due to the extensive amount of work needed for each, the projects have been delayed due to their high cost; and
- WHEREAS, The BCRC worked with local Municipal Planning Organization and state legislators, and funding to offset a portion of the costs for both projects was secured. However, the secured funding was not enough to allow the BCRC to complete either project in any single or a combination of multiple years; and
- WHEREAS, By doing so, the BCRC would be forced to delay other needed road and bridge repairs for those same years and as a result, forced to play "catch-up" for a number of years. The BCRC, as are all road commissions across the state, is still playing catch-up due to past funding deficiencies and cannot afford to fall further behind; and
- WHEREAS, The BCRC solicited and signed an Engagement Letter with Baker Tilly, a bond counsel advisor, to explore, recommend and develop a timeline to potentially bond for the balance of the funds needed to complete these two projects. Considering the needed documents, expected interest rates and timelines, the most favorable, fiscally responsible option was to approach and request the Bay County Board of Commissioners to issue bonds through Bay County; and
- WHEREAS, A description of both projects and costs associated with each is included as Exhibit A of the 12/27/23 memo from Jim Lillo to the Board of Commissioners as found in the Personnel/Human Services Agenda packet. The funds secured through other sources are identified and the portions the Road Commission is requesting bond assistance through Bay County are listed; and
- WHEREAS, The Bay County Road Commission is seeking issuance of a 10-year bond payback period to avoid encumbering future BCRC budgets and Bay County's bonding capacity for any longer than necessary. The annual payment to Bay County will be included in the BCRC's budget for the duration of the bond. The payments will be made using BCRC Michigan Transportation Fund (MTF) State allocations. Of note, the BCRC is currently "paying off" notes issued to replace several bridges throughout the county. These annual payments are expiring in 2026 and are near the amount the BCRC expects to pay annually for the bonds for these projects. Thus, financially, it becomes a continuation of payments the BCRC is currently making. Save for the two-year overlap, will not incur additional debt to complete these projects. The BCRC will not (a need to) rely on any Bay County General Funds to supplement or "assist" in making annual payments over the bond period; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners does hereby declare its official intent to issue the Bonds to provide financing for part of the cost of the projects described above as: Road

Improvements for Midland Road (US-10 Overpass east to Carter Road, Williams Township, Bay County, Michigan) and Three Mile Road (M-84 North to Midland Road, Monitor and Frankenlust Townships, Bay County, MI) on behalf of the Bay County Road Commission with repayments to be made within a period of no more than 10 (ten) years, with annual payments anticipated to be made through the use of the Bay County Road Commission annual Michigan Transportation Fund (MTF) State allocation, and authorizes the Board chair to sign any necessary documents/agreements between Bay County and the Bay County Road Commission related to surrounding terms and conditions of issuance and repayment of the bonded debt following review and approval by Corporation Counsel; Be it further

RESOLVED That the issuance and sale of the Bonds shall be authorized by subsequent resolution to be adopted by the Board of Commissioners of the County.

KATHY NIEMIEC, CHAIR
AND COMMITTEE

Bay County Road Commission – Bond for Road Improvements for Midland Rd & Three Mile Rd- 10 years

MOVED BY COMM. NIEMIEC

SUPPORTED BY COMM. POIRIER

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN

AMENDED CORRECTED REFERRED NO ACTION TAKEN

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (1/9/2024)
 WHEREAS, Central Dispatch centers across Michigan have experienced difficulty in recruiting and retaining qualified, and trained dispatchers; and
 WHEREAS, Bay County has worked diligently to recruit and retain personnel; however, has experienced the same challenges as other centers. As a result, employees have been required to work an exorbitant number of overtime shifts over the course of the last 18 months; and
 WHEREAS, This has further led to resignations and retirements due to the demanding work schedules which exasperates the challenge. It continues to put a strain on both employees and overtime budgets due to overtime premiums. While Bay County has seen an increase in applicants and has been able to hire several new staff members, training is limited to 2-4 employees at once taking approximately six months; and
 WHEREAS, Due to these challenges, conversations have been engaged with the union to allow Bay County to utilize part-time, temporary non-represented employees to cover shifts that current employees do not select. Full-time employees will have the first opportunity to select overtime shifts and any shifts that are not covered will be offered to fully trained part-time employees who are interested in working at the center but not willing to work the demanding schedules required out of a 24/7 facility. As this will benefit both the full-time employees by decreasing the amount of unwanted overtime and fiscally responsible for the employer to reduce the overtime cost; and
 WHEREAS, Other dispatch centers in the area have found this staffing model to be effective and will allow continuation to provide high-quality service to the citizens of Bay County while onboarding and training new full-time staff members. The union has historically been resistant to allowing the employer to add part-time staff however, have agreed to allow this on a temporary basis ending on August 1, 2025. In exchange for allowing the employer to utilize part-time, non-union staff on a temporary basis, the full-time staff members who meet eligibility criteria will accrue \$250 per month to be paid out in August of 2025; and
 WHEREAS, The Letter of Agreement (LOA) is anticipated to be cost-neutral due to decreased overtime costs, the amount will depend on how many shifts are worked by the part-time staff members. Central Dispatch is millage funded and no additional general funds will be required; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners approves the Letter of Agreement (LOA) with GELC Dispatchers to allow the use of part-time employees for a temporary basis with an end date of August 1, 2025; Be It Further
 RESOLVED The Chairman of the Board is authorized to execute the Letter of Agreement following Corporation Counsel review and approval; Be It Finally
 RESOLVED That related budget adjustments, if required, are approved.

KATHY NIEMIEC, CHAIR
 AND COMMITTEE

Personnel – LOA with GELC Dispatchers unit to allow the use of part-time employees for a temporary basis with an end date of August 1, 2025.

MOVED BY COMM. NIEMIEC

SUPPORTED BY COMM. BANASZAK

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED ___ WITHDRAWN ___

AMENDED ___ CORRECTED ___ REFERRED ___ NO ACTION TAKEN ___

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

BY: PERSONNEL/HUMAN SERVICES COMMITTEE (1/9/2024)
 WHEREAS, The WIC Registered Dietitian position that was recently opened requires specific qualifications and training.; and
 WHEREAS, Currently, there is one qualified applicant, and it is requested they be hired as soon as possible. The individual is currently working in another local WIC agency and meets both the required and preferred qualifications. Additionally, the specified applicant has all the required WIC MDHHS training and could begin without extensive training; and
 WHEREAS, The applicant holds a specialty certification in breastfeeding, as this would be a great benefit to WIC families; however, currently is making well over the starting salary and has indicated that if offered the position, would be unable to accept an offer at the 2024 hire rate of \$24.06.
 WHEREAS, This position is currently budgeted at the three-year rate. No additional funds would be necessary to allow the candidate to start at the one-year rate of \$25.85 (PB06); Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners approves the hire of the WIC Registered Dietitian applicant at the 1-year rate of 25.85 per hour (PB06); Be It Finally
 RESOLVED That related budget adjustments, if required, are approved.

KATHY NIEMIEC, CHAIR
 AND COMMITTEE

Personnel – WIC Registered Dietitian Hired at 1-Year Rate - \$25.85/hour (PB06)

MOVED BY COMM. NIEMIEC

SUPPORTED BY COMM. HEREK

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED ___ WITHDRAWN ___

AMENDED ___ CORRECTED ___ REFERRED ___ NO ACTION TAKEN ___

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (1/16/24)

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

1. Employment Status Report – DECEMBER 2023

VAUGHN J. BEGICK, CHAIR
AND BOARD

County Executive – Status Reports

MOVED BY COMM. HEREK

SUPPORTED BY COMM. MAILLETTE

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED ___ WITHDRAWN ___

AMENDED ___ CORRECTED ___ REFERRED ___ NO ACTION TAKEN ___

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (1/16/24)
 WHEREAS, Historically, Bay County Department on Aging’s Kawkawlin Activity Center has been the "millage site" and was originally open two days per week; and
 WHEREAS, Bay County Department on Aging is looking to expand the Kawkawlin Activity Center to three days per week. By opening the Activity Center three days per week Bay County Department on Aging will be able to capture those meal units towards the Congregate Contract and give our participants another day to receive a meal and socialization;
 WHEREAS, Funds are currently budgeted and no additional funds are required. However, the budget will need to be realigned to reflect this change; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners approves the expansion of Bay County Department on Aging’s Kawkawlin Activity Center days of operation to three days a week; Be it Further
 RESOLVED That the Chairman of the Board is authorized to execute all documentation required for the expansion of Kawkawlin Activity Center’s days of operation to three days a week following Corporation Counsel review and approval; Be It Finally
 RESOLVED That related budget adjustments, if required, are approved.

VAUGHN J. BEGICK, CHAIR
 AND BOARD

DOA - Expansion of Kawkawlin Activity Center’s Days of Operation

MOVED BY COMM. HEREK
 SUPPORTED BY COMM. RADTKE

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

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

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN
 AMENDED CORRECTED REFERRED NO ACTION TAKEN

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (1/16/24)
 WHEREAS, On February 3, 1943, four United States Army chaplains aboard the USAT Dorchester heroically gave their lives in the process of saving others as their ship was torpedoed and sank; and
 WHEREAS, When the supply of life jackets ran out on their sinking ship, Lieutenant George Fox, a Methodist minister, Lieutenant Alexander Goode, a Jewish rabbi, Lieutenant Clark Poling, a Dutch Reformed minister, and Lieutenant John Washington, a Roman Catholic priest, selflessly gave up their life jackets to those who had none; and
 WHEREAS, According to witnesses who survived the attack, the four chaplains linked arms, sang hymns, and offered prayers as they went down with their ship; and
 WHEREAS, More than 600 members of our nation’s military tragically passed away that day, including the four chaplains, making it known as the second-worst sea disaster of WWII; and
 WHEREAS, Congress attempted to confer the Medal of Honor on the Chaplains but was prevented by strict guidelines; and
 WHEREAS, Instead, Congress authorized a one-time posthumous Special Medal for Heroism given by former President Eisenhower in 1961 with the intention of having the same weight and importance as the Medal of Honor; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners encourages and supports the observance of Four Chaplains Day and is honored to hereby designate February 3, 2024, as FOUR CHAPLAINS DAY in Bay County.

VAUGHN J. BEGICK, CHAIR
 AND BOARD

Four Chaplains Day – February 3, 2024

MOVED BY COMM. HEREK

SUPPORTED BY COMM. POIRIER

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN-

AMENDED CORRECTED REFERRED NO ACTION TAKEN

BAY COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2024

RESOLUTION

BY: BAY COUNTY BOARD OF COMMISSIONERS (1/16/24)
 WHEREAS, After review of the existing Board Rules, at the direction of the Board Chair it was determined that revisions were necessary; and
 WHEREAS, Proposed Board Rules revised language has been read in open session to the full Board on December 12, 2023, with the revisions being placed on the table for open discussion and receipt, to be discussed and voted upon at the next regularly scheduled full board meeting scheduled for the third Tuesday of January 2024, with said revisions taking effect beginning in February 2024; and
 WHEREAS, There is no financial impact as a result of this rule change; Therefore, Be It
 RESOLVED That the Bay County Board of Commissioners approves the revisions to the Board Rules of the Bay County Board of Commissioners with the attached changes effective February 1, 2024.

VAUGHN J. BEGICK, CHAIR
 AND BOARD

Board of Commissioners – Revisions to Board Rules 2024 – Phase 1

MOVED BY COMM. HEREK

SUPPORTED BY COMM. MAILLETTE

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC	X			COLLEEN M. MAILLETTE	X			DENNIS R. POIRIER	X		
TIM BANASZAK	X			THOMAS M. HEREK	X						
VAUGHN J. BEGICK	X			KAYSEY L. RADTKE	X						

VOTE TOTALS:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED X DEFEATED WITHDRAWN

AMENDED CORRECTED REFERRED NO ACTION TAKEN

ARTICLE I – MEETINGS

1. Regular meetings of the Board of Commissioners shall be held on the ~~second~~ third Tuesday of each month except for months in which meetings are required by statute. Statutory meetings in April and October shall take the place of the ~~one~~ regularly scheduled meeting in those months unless otherwise determined by the Board. Any regular or adjourned meeting of the Board that ~~which~~ falls upon a legal holiday shall automatically be set over to the next regular day following that is not a legal holiday, at the same time and place indicated for the regularly scheduled meeting unless the Board in session determines otherwise.

ARTICLE V – DUTIES OF OFFICERS

5. Chairperson – Ways and Means/Personnel and Human Services Committee of the Whole

ARTICLE X – AGENDA

2. It shall be the responsibility of the Board Coordinator, under the direction of the Chairperson of the board, to assure delivery of the agenda packet by placement on a Commissioner's-designated desk, mail, electronically via email or other special handling.
3. Commissioners, committees, or others petitioning the Board shall present to the Board Coordinator, by 5:00 p.m. on the Wednesday preceding the Board Meeting, notification of any resolution, petition, or correspondence to be considered at the meeting.
4. Any notification or presentation of a resolution, petition or correspondence received after the ~~designated time~~ deadline noted in Article X.3 will be ~~considered by the Board~~ included on the written agenda only if approved by a ~~majority of elected commissioners~~ present and voting the Chairperson of the Board. Any ~~Additional~~ agenda items requested to be considered that were not included on the written agenda shall be noted by the Chairperson at the beginning of the meeting and shall not be added to the meeting agenda nor considered by the Board at the meeting unless approved for inclusion by a motion that is supported by a majority of the elected or appointed board members.
5. Any item ~~placed on the board~~ included on the written agenda must be approved for inclusion on the written agenda by the Chairperson of the Board of Commissioners or the Chairperson of the ~~appropriate~~ Committee of the Whole.

ARTICLE XVII – COMMITTEE OF THE WHOLE AGENDA

1. ~~Whenever possible,~~ An agenda shall be prepared by the Board Coordinator under the direction and approval of the Committee of the Whole Chairpersons ~~and/or the Board Coordinator~~ before each meeting.

* * *

3. It shall be the responsibility of the Board Coordinator, under the direction of the Committee of the Whole Chairperson, to assure delivery of the agenda packet by placement on a Commissioner's designated desk, mail, electronically via email or other special handling.
4. Commissioners, committees, or others petitioning the Committee of the Whole shall present to the Board Coordinator, by 12:00 p.m. on the Tuesday preceding the Committee of the Whole meeting, notification of any resolution, petition, or correspondence to be considered at the Committee meeting.
5. Any item included in the written Committee of the Whole agenda must be approved for inclusion on the written agenda by the Chairperson of the Committee of the Whole or the Chairperson of the Board.
6. Any notification or presentation of a resolution, petition or correspondence received after the deadline noted in Article XVII.4 will be included on the written agenda only if approved by the Chairperson of the Committee of the Whole or the Chairperson of the Board. Any additional agenda items that are not included on the written agenda shall be noted by the Committee of the Whole Chairperson at the beginning of the meeting and shall not be added to the meeting agenda nor considered by the Committee at the meeting unless approved for inclusion by a motion that is supported by a majority of the elected or appointed board members.

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: 01/16/2024

MOTION SPONSORED BY: COMM. POIRIER

MOTION SUPPORTED BY: COMM. RADTKE

MOTION NO.: 6

APPROVED THE BOARD MINUTES FOR THE BAY COUNTY BOARD OF COMMISSIONERS' REGULAR BOARD MEETING OF DECEMBER 12, 2023, AND THE MINUTES FOR THE ORGANIZATIONAL MEETING ON JANUARY 3, 2024, AS PRESENTED.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Kathy Niemiec	X			Colleen Mallette	X			Dennis Poirier	X		
Tim Banaszak	X			Thomas Herek	X						
Vaughn J. Beglck	X			Kaysey Radtke	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: **XX** YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: 1/16/2024

MOTION SPONSORED BY: COMM. POIRIER

MOTION SUPPORTED BY: COMM. MAILLETTE

MOTION NO.: 7

APPROVED THE AGENDA FOR THE BAY COUNTY BOARD OF COMMISSIONERS' REGULAR SESSION BOARD MEETING OF JANUARY 16, 2024.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Kathy Niemiec	X			Colleen Maillette	X			Dennis Poirier	X		
Tim Banaszak	X			Thomas Herek	X						
Vaughn J. Begick	X			Kaysey Radtke	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: 1/16/2024

MOTION SPONSORED BY: COMM. POIRIER

MOTION SUPPORTED BY: COMM. MAILLETTE

MOTION NO.: 8

RECEIVED THE PRESENTATION BY PHIL EICH FROM HEY,
BAY CITY!

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Kathy Niemiec	X			Colleen Maillette	X			Dennis Poirier	X		
Tim Banaszak	X			Thomas Herek	X						
Vaughn J. Begick	X			Kaysey Radtke	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: 1/16/2024

MOTION SPONSORED BY: COMM. MAILLETTE

MOTION SUPPORTED BY: COMM. POIRIER

MOTION NO.: 9

RECEIVED THE LISTING OF AUTHORIZED DEPARTMENT
HEADS FROM THE PERSONNEL DIRECTOR.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Kathy Niemiec	X			Colleen Maillette	X			Dennis Poirier	X		
Tim Banaszak	X			Thomas Herek	X						
Vaughn J. Begick	X			Kaysey Radtke	X						

VOTE TOTALS:

ROLL CALL: YEAS ___ NAYS ___ EXCUSED ___

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY BOARD OF COMMISSIONERS

MEETING DATE: 1/16/2024

MOTION SPONSORED BY: COMM. POIRIER

MOTION SUPPORTED BY: COMM. MAILLETTE

MOTION NO.: 10

ADJOURNED THE REGULAR BOARD SESSION OF JANUARY
16, 2024. THE MEETING CONCLUDED AT 4:39 P.M.

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Kathy Niemiec	X			Colleen Maillette	X			Dennis Poirier	X		
Tim Banaszak	X			Thomas Herek	X						
Vaughn J. Beglck	X			Kaysey Radtke	X						

VOTE TOTALS:

ROLL CALL: YEAS NAYS EXCUSED

VOICE: XX YEAS 7 NAYS 0 EXCUSED 0

DISPOSITION: ADOPTED XX DEFEATED WITHDRAWN

AMENDED CORRECTED REFERRED