

BOARD OF COMMISSIONERS

6/1/2009

304 E. Grand River Ave., Howell, MI

7:30 PM

AGENDA

1. **CALL MEETING TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **CORRESPONDENCE**
 - A. Calhoun County - State Funding for MSU Extension
 - B. Calhoun County - Fair and Equitable Tax Structure
 - C. Lake County - Michigan Energy Fair
 - D. Lake County - Road Rage Awareness Week
 - E. Wayne County - Taxable value of property
 - F. Gratiot County - State of Mich. Enhanced Drivers License
 - G. Bay County - Hold counties harmless from DHS lawsuit
 - H. Huron County - Fair and Equitable Tax Structure
5. **CALL TO THE PUBLIC**
6. **APPROVAL OF MINUTES**

Minutes of meeting dated May 18, 2009
7. **TABLED ITEMS FROM PREVIOUS MEETINGS**

None
8. **APPROVAL OF AGENDA**
9. **REPORTS**
10. **RESOLUTIONS FOR CONSIDERATION:**

2009-06-176 RESOLUTION TO APPROVE APPOINTMENTS TO THE LIVINGSTON COUNTY VETERANS' COUNCIL - Board of Commissioners

2009-06-177 RESOLUTION AUTHORIZING THE HIRING OF ONE (1) FULL TIME CORRECTIONS OFFICER – Sheriff Jail / Personnel Committee / Finance Committee

2009-06-178 RESOLUTION TO SUBMIT EPA GRANT APPLICATION ON RELIABILITY AND LIFE EXPECTANCY OF DECENTRALIZED WASTE WATER TREATMENT SYSTEMS - Environmental Health / Infrastructure & Development Committee / Finance Committee

2009-06-179 RESOLUTION AUTHORIZING EXPENDITURES FOR THE LIVINGSTON

COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG),
HOUSING PROGRAM - Administration / Finance Committee

2009-06-180 RESOLUTION AUTHORIZING THE HIRING OF AN INTERN TO ASSUME THE DUTIES OF AN ASSISTANT PROSECUTOR WHILE ON FMLA LEAVE - Personnel Committee / Finance Committee

2009-06-181 RESOLUTION AUTHORIZING SUBMISSION OF THE FY 2010 COOPERATIVE REIMBURSEMENT GRANT APPLICATION, AGREEMENT AND OTHER SUPPORTING DOCUMENTS TO THE MICHIGAN DEPARTMENT OF HUMAN SERVICES - Friend of the Court / Finance Committee

2009-06-182 RESOLUTION AUTHORIZING AN AGREEMENT WITH OAKLAND LIVINGSTON HUMAN SERVICE AGENCY AND THE LIVINGSTON COUNTY PROBATE COURT TO PROVIDE COURT-APPOINTED PUBLIC GUARDIAN AND PUBLIC CONSERVATOR SERVICES - Probate Court / Finance Committee

2009-06-183 RESOLUTION APPROVING THE FILLING OF TWO 20 HOUR PER WEEK DEPUTY COURT CLERK POSITIONS FOR THE 53RD DISTRICT COURT - Personnel Committee / Finance Committee

2009-06-184 RESOLUTION APPROVING THE FILLING OF A VACANT JUVENILE OFFICER POSITION, VACANT ASSISTANT JUVENILE OFFICER POSITION AND SUBSEQUENT APPROVAL FOR THE FILLING OF A VACANT PROBATION OFFICER POSITION IN THE CIRCUIT COURT - Circuit Court / Public Safety Committee / Personnel Committee / Finance Committee

2009-06-185 RESOLUTION AUTHORIZING THE EXTENSION OF A CONTRACT FOR LEASE OF FARM LAND AT THE LUTZ PARK PROPERTY - Administration / Finance Committee

2009-06-186 RESOLUTION AUTHORIZING A CONTRACT WITH THE EDWARD W. SPARROW HOSPITAL ASSOCIATION TO PROVIDE MEDICAL EXAMINER AND FORENSIC PATHOLOGY SERVICES - Medical Examiner

- 11. MOTION TO ACCEPT FINANCE COMMITTEE RECOMMENDATION FOR APPROVAL OF CLAIMS DATED MAY 27, 2009**
- 12. CALL TO THE PUBLIC**
- 13. ADJOURNMENT**

NOTE: The Call to the Public appears twice on the Agenda: once at the beginning and once at the end. Anyone wishing to address the Board may do so at these times.

RESOLUTION

NO: 2009-06-176

LIVINGSTON COUNTY

DATE: June 1, 2009

**RESOLUTION TO APPROVE APPOINTMENTS TO THE LIVINGSTON COUNTY
VETERANS' COUNCIL - Board of Commissioners**

WHEREAS, the term of representatives seats on the Livingston County Veterans' Council have expired and/or been vacated; and

WHEREAS, the following appointments have been recommended:

VETERANS' COUNCIL

*Jennifer L. Atkins term expires 5/19/15

*James H. Prattterm expires 12/31/09

** indicates new appointment*

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby

approves the appointments and expiration dates referenced above.

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-06-177

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION AUTHORIZING THE HIRING OF ONE (1) FULL TIME CORRECTIONS OFFICER – Sheriff Jail / Personnel Committee / Finance Committee

WHEREAS, the Sheriff’s Department recently terminated one (1) full time Jail Sergeant due to poor performance; and

WHEREAS, the Sheriff’s Department replaced this position in order to maintain an acceptable level of supervision necessary for the safe and secure operation of the Jail facility; and

WHEREAS, due to the promotion of a corrections officer to full time sergeant, a vacancy was created within the Jail; and

WHEREAS, the Sheriff’s Department has determined the need to replace this position in order to maintain an acceptable level of security within the Jail facility; and

WHEREAS, funding for this position is approved and included in the 2009 operating budget.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes and approves the hiring of one full time corrections officer within the Livingston County Sheriff’s Department.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-06-178

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION AUTHORIZING SUBMISSION OF THE EPA GRANT APPLICATION ON RELIABILITY AND LIFE EXPECTANCY OF DECENTRALIZED WASTEWATER TREATMENT SYSTEM, Public Health and Drain Commissioner / Infrastructure & Development Committee / Finance Committee

WHEREAS, funding is available through the Environmental Protection Agency (EPA) for the purpose of developing reliability and life expectancy data for use by operators/managers/owners of decentralized wastewater systems; and

WHEREAS, there is several privately and publically owned decentralized wastewater treatment systems located in various areas through out Livingston County of which eight are operated and maintained by the Drain Commissioner; and

WHEREAS, there is interest by Livingston County Departments of Public Health and Drain Office and local units of government to see that these systems function as designed and are maintained appropriately to extend their life expectancy without creating an adverse impact to the environment; and

WHEREAS, cost sharing, County match or continuation of activities beyond the completion of the grant is not required; and

WHEREAS, the EPA anticipates awarding one grant; \$100K for year one activities and \$100K for year two for a total award not to exceed \$200K over the two year study beginning July 13, 2009 with the final report due July 12, 2012 ; and

WHEREAS, this Resolution has been recommended for approval by the Infrastructure and Development Committee; and

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the submission of the grant application and documents by LCDPH and LCDC to the EPA.

BE IT FURTHER RESOLVED that the Chair of the Livingston County Board of Commissioners be authorized to sign the above application, and subsequent Grant upon review by Civil Counsel.

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-06-179

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION AUTHORIZING EXPENDITURES FOR THE LIVINGSTON COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOUSING PROGRAM - Administration / Finance Committee

WHEREAS, Resolution # 2007-12-318 authorized OLHSA as the Third Party Administrator for the Livingston County Community Development Block Grant (CDBG) Housing Program which was awarded by the Michigan State Housing Development Authority specifically for refurbishing those units Great Lakes Nonprofit Housing Corporation sold to Venture Grand River Shores; and

WHEREAS, the authorization of the expenditures to Creative Homes Construction of Fowlerville, Michigan, is required in reference to said grant.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the expenditures by OLHSA/Venture River Shores to Creative Homes Construction of Fowlerville, Michigan, for an amount not to exceed \$ 110,000, for the Livingston County Community Block Grant (CDBG) Housing Program.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-06-180

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION AUTHORIZING THE HIRING OF AN INTERN TO ASSUME THE DUTIES OF AN ASSISTANT PROSECUTOR WHILE ON FMLA LEAVE - Personnel Committee / Finance Committee

WHEREAS, an Assistant Prosecutor will be on FMLA leave during the summer months of 2009; and

WHEREAS, the summer court dockets are especially heavy; and

WHEREAS, various Assistant Prosecutor's have scheduled vacations during the summer months; and

WHEREAS, the staffing of the Prosecutor's Office will be insufficient to meet its statutory obligations to appear in the Courts because of vacations and leaves of absence; and

WHEREAS, there will be salary cost savings as a result of an assistant prosecutors leave of absence; and

WHEREAS, the Prosecutor has identified an experienced legal intern who is willing to work on a temporary full-time basis for three months at a salary equal to the salary savings realized from the Assistant Prosecutor who is on leave; and

WHEREAS, the hiring of an temporary, full-time intern for three months will allow the Prosecutor to meet his statutory obligations at no additional cost.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the hiring of a temporary full-time intern for three months during the summer of 2009 at a salary not exceeding the salary savings realized from the leave of the Assistant Prosecutor.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-06-181

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION AUTHORIZING SUBMISSION OF THE FY 2010 COOPERATIVE REIMBURSEMENT GRANT APPLICATION, AGREEMENT AND OTHER SUPPORTING DOCUMENTS TO THE MICHIGAN DEPARTMENT OF HUMAN SERVICES - Friend of the Court / Finance Committee

WHEREAS, funding is available through the Michigan Department of Human Services (DHS) for the purposes of securing reimbursement for eligible child support enforcement costs; and

WHEREAS, in fiscal year 2009, Livingston County was granted \$1,990,000 for said reimbursement of eligible child support enforcement costs; and

WHEREAS, Livingston County is now eligible to receive \$1,570,000 through the DHS for the period of October 1, 2009 through September 30, 2010 with the DHS share of 66%, or \$1,036,200 and the County of Livingston funding the balance of 34%, or \$533,800.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the submission of the above Grant Application, and that the Chair of the Livingston County Board of Commissioners is authorized to sign the subsequent Grant Agreement and any future amendments for monetary and contractual language adjustments upon review by Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-06-182

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION AUTHORIZING AN AGREEMENT WITH OAKLAND LIVINGSTON HUMAN SERVICE AGENCY AND THE LIVINGSTON COUNTY PROBATE COURT TO PROVIDE COURT-APPOINTED PUBLIC GUARDIAN AND PUBLIC CONSERVATOR SERVICES - Probate Court / Finance Committee

WHEREAS, Livingston County has a need for court-appointed public guardian and court-appointed public conservator services; and

WHEREAS, the Oakland Livingston Human Service Agency has been successful in providing public guardian and public conservator services to wards of Livingston County; and

WHEREAS, the Livingston County Probate Court and the Oakland Livingston Human Service Agency (OLHSA) have indicated their desire to contract for a one-year period at \$44,400 per year from January 1, 2009 through December 31, 2009; and

WHEREAS, funding for same is available through the Guardianship Budget, 101-150.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into an agreement with Oakland Livingston Human Service Agency for public guardian and public conservator services for a one-year period from January 1, 2009 through December 31, 2009 at the rate of \$44,400 per year. It shall be a condition of the contract that the contract shall remain in effect as long as Oakland Livingston Human Service Agency maintains a minimum client caseload of 18 court-appointed indigent protected individuals and a maximum of 45 court-appointed indigent protected individuals.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners be authorized to sign the above-referenced contract upon preparation by Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-06-183

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION APPROVING THE FILLING OF TWO 20 HOUR PER WEEK DEPUTY COURT CLERK POSITIONS FOR THE 53RD DISTRICT COURT - District Court / Public Safety Committee

WHEREAS, the 53rd District Court has a need to fill two 20 hour per week court clerk position; and

WHEREAS, for purposes of continuity, the 53rd District Court would function more efficiently if these positions are filled; and

WHEREAS, funding for same is available in the 53rd District Court Budget; and

WHEREAS, this Resolution has been recommended for approval by the Personnel Committee.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the filling of the 20 hour per week vacancy at the 53rd District Court.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-06-184

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION APPROVING THE FILLING OF A VACANT JUVENILE OFFICER POSITION, VACANT ASSISTANT JUVENILE OFFICER AND SUBSEQUENT APPROVAL FOR THE FILLING OF A VACANT PROBATION OFFICER POSITION IN THE CIRCUIT COURT – FAMILY DIVISION - *Public Safety 5/18/09 - Personnel 5/20/09- Finance 5/27/09- Full Board 6/1/09*

WHEREAS, the Circuit Court – Family Division has a need to fill three (3) vacant funded positions; and

WHEREAS, for purposes of continuity, the Circuit Court – Family Division would function more efficiently if the filling of the positions of County Juvenile Officer, subsequent filling of the Assistant County Juvenile Officer, and resulting filling of a Probation Officer were granted; and

WHEREAS, sufficient monies were appropriated in the 2009 Budget; and

WHEREAS, funding for same is available in the Circuit Court – Family Division Budget; and

WHEREAS, the County Juvenile Officer will report to the Circuit Court Administrator; and.

WHEREAS, this Resolution has been recommended for approval by the Personnel Committee contingent upon the determination of whether the full-time Probation Officer position can be filled with two part-time positions and be in compliance with applicable state statutes and not jeopardize state-provided court funding.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the filling of the vacant Juvenile Officer and Assistant Juvenile Officer from within current court staff and the subsequent approval of the filling of the Probation Officer position contingent upon the determination of whether the full-time Probation Officer position can be filled with two part-time positions and be in compliance with applicable state statutes and not jeopardize state-provided court funding.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-06-185

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION AUTHORIZING THE EXTENSION OF A CONTRACT FOR LEASE OF FARM LAND AT THE LUTZ PARK PROPERTY – Finance 5-27-09

WHEREAS, Mark and Helena Paulik currently lease farm land from Livingston County at the Lutz Park Property; and

WHEREAS, the current lease is in effect from May 1, 2005 through April 30, 2010; and

WHEREAS, in order to participate in certain federal agricultural programs, Mark and Helena Paulik request to enter into a lease extension for four (4) additional years, plus one month, through May 31, 2014.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the extension of a lease agreement with Mark and Helena Paulik for farm land at the Lutz Park Property through May 31, 2014. Compensation shall continue to be \$3,472 annually (half to be paid on June 1st and half on December 1st of each year) for Parcels F, G, and H as described below:

Parcel F	Pasture 18 acres
Parcel G	Pasture 26 acres
Parcel H	Pasture 18 acres

BE IT FURTHER RESOLVED that the Chair of the Livingston County Board of Commissioners be authorized to sign said extension to lease agreement.

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-06-186

LIVINGSTON COUNTY

DATE: June 1, 2009

RESOLUTION AUTHORIZING A CONTRACT WITH THE EDWARD W. SPARROW HOSPITAL ASSOCIATION TO PROVIDE MEDICAL EXAMINER AND FORENSIC PATHOLOGY SERVICES – Medical Examiner

WHEREAS, the current medical examiner and forensic pathology services contract will expire on May 31, 2009; and

WHEREAS, proposals were received and interviews conducted by the Medical Examiner Review Committee of two qualified providers of medical examiner and forensic pathology services; and

WHEREAS, it was determined after careful consideration that the Edward W. Sparrow Hospital Association met the qualifications and criteria deemed necessary to provide competent and professional medical examiner and forensic pathology services; and

WHEREAS, the appointment of the medical examiner will be for a three year period with the option to renew for one additional year at a flat annual rate of \$130,000 for the first two years with the potential for an increase in year three and four equated with any across the board salary adjustments to County employees; and

WHEREAS, by changing the fee schedule from a per autopsy rate to a flat annual rate, there is a projected savings of approximately 14% from the previous year's contract; and

WHEREAS, there are sufficient funds available in line item 101-648-819.000 for this service.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves entering into a contract with Edward W. Sparrow Hospital Association for a three year period with the option to renew for one additional year, at a flat annual rate of \$130,000 per year for the first two years with the potential for an increase in year three and four equated with any across the board salary adjustments to County employees.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby appoints Joyce L. deJong, D.O. as the County's Medical Examiner; and Philip Croft, M.D., Michael Markey, M.D. and Michelle P. Elieff, M.D. as the County's Deputy Medical Examiners.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners be authorized to sign any agreements, documents or renewals as needed upon review by Civil Counsel.

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RESOLUTION NO:

PAGE: 2

MOVED:
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CARRIED:

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