

Board of Commissioners

6/21/2010

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**
5. **CALL TO THE PUBLIC**
6. **APPROVAL OF MINUTES**
 - A. Meeting minutes of June 7, 2010
 - B. Meeting minutes of June 9, 2010
 - C. Meeting minutes of June 14, 2010
7. **TABLED ITEMS FROM PREVIOUS MEETINGS**

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

2010-06-189 **Administration**
RESOLUTION TO MODIFY THE VACANCY REVIEW POLICY - Human Resources / Personnel Committee / Finance Committee

2010-06-190 **Administration**
RESOLUTION TO APPROVE RENEWAL OF AGREEMENT FOR ADMINISTRATION OF REVOLVING LOAN FUND WITH THE ECONOMIC DEVELOPMENT COUNCIL OF LIVINGSTON COUNTY - Administration / Finance

2010-06-191 **Administration**
RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH COHL, STOKER, TOSKEY & MCGLINCHEY, P.C., TO PROVIDE LEGAL SERVICES TO LIVINGSTON COUNTY - Administration / Finance

2010-06-192 **Board of Commissioners**
RESOLUTION TO AMEND LIVINGSTON COUNTY BOARD RULES V, CONDUCT OF BOARD MEETINGS, SUBSECTION A, QUORUM - Board of Commissioners

2010-06-193 **Building Services**
RESOLUTION TO AUTHORIZE REQUEST TO USE COUNTY GROUNDS

FOR RIDE FOR THE RED AND WAIVE USE FEE – Building Services / Full Board

2010-06-194 **Prosecutor**
RESOLUTION TO AUTHORIZE A COOPERATIVE REIMBURSEMENT CONTRACT FOR FISCAL YEAR 2010 WITH THE MICHIGAN DEPARTMENT OF HUMAN SERVICES AND THE FAMILY SUPPORT DIVISION OF THE PROSECUTORS OFFICE – Prosecutors Office / Family Support / Finance Committee

2010-06-195 **Michigan Works**
RESOLUTION APPROVING THE PROGRAM YEAR 2010 WORKFORCE INVESTMENT ACT ADULT PLAN FOR LIVINGSTON COUNTY - Michigan Works! / Finance Committee

2010-06-196 **Michigan Works**
RESOLUTION APPROVING THE PROGRAM YEAR 2010 WORKFORCE INVESTMENT ACT DISLOCATED WORKERS PLAN FOR LIVINGSTON COUNTY -Michigan Works! / Finance Committee

2010-06-197 **Michigan Works**
RESOLUTION APPROVING THE PROGRAM YEAR 2010 WORKFORCE INVESTMENT ACT (WIA) YOUTH PLAN FOR LIVINGSTON COUNTY - Michigan Works! / Finance Committee

2010-06-198 **Michigan Works**
RESOLUTION APPROVING THE SUBMISSION OF THE PROGRAM YEAR 2010 WAGNER-PEYSER ACT LOCAL EMPLOYMENT SERVICE PLAN - Michigan Works! / Finance Committee

2010-06-199 **Building Inspections**
RESOLUTION TO APPROVE WAIVING LIVINGSTON COUNTY PERMIT FEES ASSOCIATED WITH HAMBURG TOWNSHIP’S “MOVING WALL” ELECTRICAL HOOK-UPS FOR COMPUTERS - Building Inspections / Full Board

- 11. CALL TO THE PUBLIC**
- 12. 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: 2010-06-189

LIVINGSTON COUNTY

DATE: June 21, 2010

**RESOLUTION TO MODIFY THE VACANCY REVIEW POLICY - Human Resources /
Personnel 6/2/10 – Finance 6/9/10 – Full Board 6/21/10**

WHEREAS, Resolution No. 2009-07-217 established the Vacancy Review policy to address filling position vacancies during the current hiring freeze and to ensure departments identify the need for the position before the position is approved for filling by the Board of Commissioners; and

WHEREAS, the policy currently requires departments to seek approval through the Vacancy Review process to fill positions on a temporary basis; and

WHEREAS, due to the sometimes urgent need for temporary increases in staff due to increased workload, vacancies created by terminations or employee leaves of absence, it may be necessary for departments to fulfill the staffing need on a temporary basis; and

WHEREAS, the Personnel Sub-Committee and Finance Committee has reviewed this matter and have recommended the revision of the Vacancy Review policy.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the revisions to the attached Vacancy Review policy.

BE IT LASTLY RESOLVED that this resolution shall take effect upon adoption and shall remain in effect until revised or rescinded by the Livingston Board of County Commissioners.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2010-06-190

LIVINGSTON COUNTY

DATE: June 21, 2010

RESOLUTION TO APPROVE RENEWAL OF AGREEMENT FOR ADMINISTRATION OF REVOLVING LOAN FUND WITH THE ECONOMIC DEVELOPMENT COUNCIL OF LIVINGSTON COUNTY - ADMINISTRATION / FINANCE

WHEREAS, Livingston County has contracted the administration of the federally-funded Revolving Loan Program, designed to assist in attracting employers to provide employment opportunities for low- to moderate-income individuals, to the Economic Development Council of Livingston County (EDC); and

WHEREAS, previous funding to administrate this program was set at \$17,000 per year and has been budgeted to remain the same for 2010.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the renewal of the Agreement with the Economic Development Council of Livingston County to administrate the Revolving Loan Fund for the period of January 1, 2010, through December 31, 2010, at a cost of \$17,000 per year.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners is authorized to sign any necessary documents as prepared by County Administration.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2010-06-191

LIVINGSTON COUNTY

DATE: June 21, 2010

RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH COHL, STOKER, & TOSKEY, P.C., TO PROVIDE LEGAL SERVICES TO LIVINGSTON COUNTY - County Administration / Finance Committee

WHEREAS, Livingston County has retained the law firm of Cohl, Stoker, & Toskey as civil counsel for the County and its various departments since 1980; and

WHEREAS, the agreement with Cohl, Stoker, & Toskey was to be reviewed on or after January 1, 2010; and

WHEREAS, inasmuch as this is a professional service the selection is based upon the ability of the firm to provide satisfactory service as opposed simply to price; and

WHEREAS, Cohl, Stoker, et al, recognizes the current difficult economic climate and has agreed to reduce their 2011 retainage by 5% by providing 40 hours of billable legal services for arbitrations under retainage.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into an agreement with the firm of Cohl, Stoker, & Toskey, P.C., to provide legal services consisting of:

- a) Answers to request for legal opinions, verbally and in writing;
- b) Attendance at all Board of Commissioners' meetings and requested Committee meetings;
- c) Notifies the County of legal issues which require action by the Board of Commissioners to either modify existing or create new policies;
- d) Answers general labor questions as requested by the County Administrator;
- e) Drafts contracts, leases and ordinances;
- f) Performs other necessary legal research;
- g) Effective January 1, 2011, and for each 12 month period of this contract provide 40 hours of legal services for arbitrations, including Act 312 arbitrations, selected by the County;
- h) Assist in reviewing and revising the County's personnel manual to be completed by December 31, 2010.

BE IT FURTHER RESOLVED that the retainage for these services for the period June 22, 2010, through June 21, 2012, shall be \$8,631.75 per month. In addition, the firm shall be paid an hourly rate of \$130 for litigation work and \$135 for labor negotiations, grievances and arbitrations, including PA 312 arbitrations and ULP hearings (except for the 40 hours per 12 month

RESOLUTION NO:

PAGE: 2

period for arbitrations as noted above, starting January 1, 2011). On or after June 21, 2012, the yearly compensation shall be reviewed between the parties.

BE IT FURTHER RESOLVED that this contract for legal services will continue upon the same terms and conditions unless terminated by either party upon sixty (60) days prior written notice.

BE IT FURTHER RESOLVED that the Chairperson of the Board of Commissioners be authorized to sign this amendment to the contract, inclusive of the above terms and conditions, with Cohl, Stoker, & Toskey, P.C., upon preparation of same by the County's Labor Relations Attorney.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO:

2010-06-192

LIVINGSTON COUNTY

DATE:

June 21, 2010

RESOLUTION TO AMEND LIVINGSTON COUNTY BOARD RULES V, CONDUCT OF BOARD MEETINGS, SUBSECTION A, QUORUM - Board of Commissioners

WHEREAS, it has been determined that the Livingston County Board Rules be amended to include language pertaining to military service under Section V, Conduct of Board Meetings, Subsection A, Quorum; and

WHEREAS, Livingston County Board Rules Section V, Conduct of Board Meetings, Subsection shall be amended as follows:

“A Commissioner in the active military service may participate in a Board meeting without being physically present if all of the following terms and conditions are met:

- 1. The Commissioner is in the active military service and he/she has been ordered to serve out of the State of Michigan.**
- 2. A quorum of the Board of Commissioners is physically present at a duly constituted Board meeting.**
- 3. The Commissioner must participate by speaker phone or by Skype so that he/she can be heard at the meeting.”**

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the amendment to the Livingston County Board Rules V, Conduct of Board Meetings, Subsection A, Quorum, with the above referenced language.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2010-06-193

LIVINGSTON COUNTY

DATE: June 21, 2010

RESOLUTION TO AUTHORIZE REQUEST TO USE COUNTY GROUNDS FOR RIDE FOR THE RED AND WAIVE USE FEE – Building Services

WHEREAS, The American Red Cross has requested the use of County grounds, specifically the East Complex Parking Lot, for the purpose of holding a Ride for the Red, motorcycle fundraiser, from 7:00 am to 2:00 pm on Sunday, September 12, 2010; and

WHEREAS, The American Red Cross is a non-profit organization and are requesting that the Board of Commissioners waive the fee for use of County grounds.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the request for use of County grounds by the American Red Cross Care, for the purpose of holding a Ride for the Red, motorcycle fundraiser, from 7:00 am to 2:00 pm on Sunday, September 12, 2010 and waive the fee for use of County grounds.

BE IT FURTHER RESOLVED that requested use of county grounds will be in accordance with existing county policy at the time of the event.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2010-06-194

LIVINGSTON COUNTY

DATE: June 21, 2010

RESOLUTION TO AUTHORIZE A COOPERATIVE REIMBURSEMENT CONTRACT AMENDMENT FOR FISCAL YEAR 2011 WITH THE MICHIGAN DEPARTMENT OF HUMAN SERVICES AND THE FAMILY SUPPORT DIVISION OF THE PROSECUTORS OFFICE – Prosecutor’s Office / Family Support / Finance Committee

WHEREAS, the Livingston County Board of Commissioners approved by Resolution No. 2009-07-204 dated July 6, 2009, the 2010 Cooperative Reimbursement Contract between the Michigan Department of Human Services and the Family Support Division of the Prosecutors Office; and

WHEREAS, the Cooperative Reimbursement contract for 2010 needs to be amended each fiscal year period beginning October 1, 2010 through September 30, 2012; and

WHEREAS, the State of Michigan has mandated that all contracts for this program coincide with the time frame for the State fiscal year; and

WHEREAS, an amendment for 2011 is desirable for the purpose of securing appropriate funding for costs incurred in operating the Family Support Division’s program during fiscal year 2011.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners approves the application for and resulting 2011 Cooperative Reimbursement Contract amendment with the Department of Human Services for the Family Support Division Cooperative Reimbursement Program with the grant period being October 1, 2010, through September 30, 2011, in the amount of \$268,500.00 with the Michigan Department of Human Services paying \$177,210.00 or approximately 66% of such amount and the County of Livingston funding the balance of \$91,290.00 or approximately 34%.

BE IT FURTHER RESOLVED that the chair of the Livingston County Board of Commissioners is authorized to sign the 2011 Cooperative Reimbursement Contract amendment and any future amendments upon review of civil counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2010-06-195

LIVINGSTON COUNTY

DATE: June 21, 2010

RESOLUTION APPROVING THE PROGRAM YEAR 2010 WORKFORCE INVESTMENT ACT ADULT PLAN FOR LIVINGSTON COUNTY - Michigan Works! / Finance Committee

WHEREAS, The Workforce Investment Act authorizes the expenditure of federal funds of job training programs in locally determined Michigan Works! Agency's)/Workforce Investment Areas; and

WHEREAS, The County of Livingston constitutes a jurisdiction designated as a MWA/SDA by the Governor of the State of Michigan; and

WHEREAS, Each Michigan Works! Agency/Service Delivery Area is required to submit job training plans which describe the planned services and goals for the programs; and

WHEREAS, The Livingston County WIA Adult plan proposes to provide core, intensive, and training services to eligible adults with an allocation of \$453,268; and

WHEREAS, The Act requires that the Workforce Development Council and the local elected officials jointly approve and submit all job training plans; and

WHEREAS, The Livingston County Workforce Development Council approved this plan at their May 20, 2010 meeting.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the PY 2010 Workforce Investment Act Adult Plan in the amount of \$453,268 for the period of July 1, 2010 to June 30, 2011.

BE IT FURTHER RESOLVED that the Chairperson be authorized to sign said plan for submission to the Michigan Department of Energy, Labor and Economic Growth.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO:

2010-06-196

LIVINGSTON COUNTY

DATE:

June 21, 2010

RESOLUTION APPROVING THE PROGRAM YEAR 2010 WORKFORCE INVESTMENT ACT DISLOCATED WORKERS PLAN FOR LIVINGSTON COUNTY - Michigan Works! / Finance Committee

WHEREAS, the Workforce Investment Act (WIA) authorizes programs and services targeted to dislocated workers, and

WHEREAS, The County of Livingston constitutes a jurisdiction designated as a Michigan Works! Agency (MWA) by the Governor of the State of Michigan; and

WHEREAS, Each MWA is required to submit job training plans which describe the planned services and goals for the programs; and

WHEREAS, The Livingston County WIA Dislocated plan proposes to serve dislocated workers with an allocation of \$583,637; and

WHEREAS, The Act requires that the Workforce Development Council and the local elected officials jointly approve and submit all job training plans; and

WHEREAS, The Livingston County Workforce Development Council approved this plan at their May 20, 2010 meeting.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the PY 2010 WIA Dislocated Worker Plan in the amount of \$583,637 for the period of July 1, 2010 to June 30, 2011.

BE IT FURTHER RESOLVED that the Chair be authorized to sign said plan for submission to the Michigan Department of Energy, Labor and Economic Growth.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2010-06-197

LIVINGSTON COUNTY

DATE: June 21, 2010

RESOLUTION APPROVING THE PROGRAM YEAR 2010 WORKFORCE INVESTMENT ACT (WIA) YOUTH PLAN FOR LIVINGSTON COUNTY - Michigan Works! / Finance Committee

WHEREAS, The Workforce Investment Act (WIA) authorizes the expenditure of federal funds for job training programs in locally determined Workforce Investment Area's /Michigan Works! Agency's; and

WHEREAS, The County of Livingston constitutes a jurisdiction designated as a Workforce Investment Area's /Michigan Works! Agency's by the Governor of the State of Michigan; and

WHEREAS, Each Workforce Investment Area/Michigan Works! Agency is required to submit job training plans which describe the planned services and goals for the programs; and

WHEREAS, The Livingston County WIA Youth Plan proposes to serve Youth ages 14-21 with an allocation of \$496,709; and

WHEREAS, The WIA requires that the Workforce Development Council and the local elected officials jointly approve and submit all job training plans; and

WHEREAS, The Livingston County Workforce Development Council approved this plan at their May 20, 2010 meeting.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the PY 2010 Workforce Investment Act Youth Plan in the amount of \$496,709 for the period of July 1, 2010 to June 30, 2011.

BE IT FURTHER RESOLVED that the Chair is authorized to sign said plan for submission to the Michigan Department of Energy, Labor & Economic Growth.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2010-06-198

LIVINGSTON COUNTY

DATE: June 21, 2010

RESOLUTION APPROVING THE SUBMISSION OF THE PROGRAM YEAR 2010 WAGNER-PEYSER ACT LOCAL EMPLOYMENT SERVICE PLAN - Michigan Works! / Finance Committee

WHEREAS, The federal Wagner-Peyser Act establishes the United States Employment Service (USES) to provide a nationwide labor exchange system and establishes State Employment Security Agencies (SESA's) to administer the system in each state and;

WHEREAS, The Workforce Investment Act of 1998 mandates that Employment Services become part of the "One-Stop" system; and

WHEREAS, The Michigan Department of Energy, Labor & Economic Growth requires the Livingston County Workforce Development Council to develop an Employment Services Plan for the period from July 1, 2010 through June 30, 2011; and

WHEREAS, Livingston County's employment service plan allocation is \$270,766; and

WHEREAS, Staff will prepare a plan based on the planning allocation, which will contain input and review by the Employer Services Committee of the Workforce Development Council; and

WHEREAS, The Livingston County Workforce Development Council approved this plan at their May 20, 2010 meeting.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the submission of the PY 2010 Wagner-Peyser Act Employment Services Plan for the period of July 1, 2010 to June 30, 2011 in the amount of \$270,766.

BE IT FURTHER RESOLVED that the Chair is authorized to sign said plan for submission to the Michigan Department of Energy, Labor and Economic Growth.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2010-06- 199

LIVINGSTON COUNTY

DATE: June 21, 2010

**RESOLUTION TO APPROVE WAIVING LIVINGSTON COUNTY PERMIT FEES
ASSOCIATED WITH HAMBURG TOWNSHIP'S "MOVING WALL" ELECTRICAL HOOK-
UPS FOR COMPUTERS - Building Inspections / Full Board**

WHEREAS, the "Moving Wall" will be in Hamburg Township and a booth will be set up with computers so people can locate their loved ones on the Wall; and

WHEREAS, Hamburg Township is requesting wavier of the Livingston County permit fees associated with the electrical hook-ups of the computers for said event.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes waiving Livingston County permit fees for Hartland Township for electrical hook-ups for computers for above referenced event.

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MOVED:

SECONDED:

CARRIED: