

JANUARY SESSION 2010
MIDLAND COUNTY BOARD OF COMMISSIONERS
JANUARY 19, 2010

APPROVED

Board called to order by Chairman, James T. Bradley, at 9:00 a.m.

ROLL CALL

MEMBERS PRESENT: SCHOENHERR, BONE, LEIGEB, KEENAN, WILSON, MCQUAID, BRADLEY.

MEMBERS ABSENT: NONE.

Invocation by Commissioner Keenan.

Pledge to the Flag was given.

APPROVAL OF BILLS

GENERAL BANK CLAIMS APPROVED IN THE AMOUNT OF:

12-30-09 - REGULAR	\$ 124,060.35
01-07-10 - REGULAR	<u>\$1,154,949.68</u>
TOTAL CHECK RUNS	\$1,279,010.03

BOARD OF COMMISSIONER'S PER DIEMS AND MILEAGE IN THE AMOUNT OF \$280.90 TO BE PAID THROUGH PAYROLL ON JANUARY 28, 2010.

Motion by Commissioner McQuaid to adopt.

Motion carried by roll call.

ROLL CALL

YEAS: MCQUAID, SCHOENHERR, BONE, LEIGEB, KEENAN, WILSON, BRADLEY.

NAYS: NONE.

ABSENT: NONE.

APPROVAL OF MINUTES FOR THE MONTH OF JANUARY 2010

Motion by Commissioner Bone to adopt.

Motion carried by roll call.

ROLL CALL

YEAS: SCHOENHERR, BONE, LEIGEB, KEENAN, WILSON, MCQUAID, BRADLEY.

NAYS: NONE.

ABSENT: NONE.

SPECIAL PROGRAM OF THE DAY: NONE.

CONSENT AGENDA -NONE.

Public Comments

Commissioner Comment

Commissioner Consideration to remove any consent agenda item:

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JANUARY SESSION 2010
STANDING COMMITTEE REPORTS AND RESOLUTIONS

1

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AGREEMENT WITH THE LEGACY CENTER FOR STUDENT SUCCESS; LEADERSHIP ADVENTURE PROJECT, 42ND CIRCUIT COURT, FAMILY DIVISION-JUVENILE CARE CENTER.

January 15, 2010

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 2-1-10AO

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of an agreement between the County of Midland and The Legacy Center for Student Success. The term of this agreement is from January 1, 2010 through December 31, 2010.

The Midland County Circuit Court-Family Division will pay \$2,250.00 per year to The Legacy Center for Student Success. In exchange, The Legacy Center for Student Success will provide data collection reporting services relating to the Leadership Adventure Project. The data elements to be collected, outcomes measures and reporting frequencies are outlined in Outcomes Measurement Parameters. Funding is being provided through a grant previously awarded to Midland County by the Midland Area Community Foundation for the Leadership Adventure Project.

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson S/Rose Marie McQuaid
S/Mark Bone

Administration and Operations Committee
Motion by Commissioner Schoenherr to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

ROLL CALL
YEAS: BONE, LEIGEB, KEENAN, WILSON, MCQUAID, SCHOENHERR, BRADLEY.
NAYS: NONE.
ABSENT: NONE.

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2
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AGREEMENT WITH J. DANIEL CLINE, M.D. TO PROVIDE HEALTH CARE TO THE JUVENILE CARE CENTER.

January 15, 2010

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 3-1-10AO

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of an agreement between the County of Midland Juvenile Care Center and J. Daniel Cline, M.D. to provide health care to the Juvenile Care Center inmates as an independent contractor. The term of this agreement is from January 1, 2010 through December 31, 2011.

CONT.
The Doctor and County agree the minimum payment to Doctor for his services is to be \$12,730.00 for 2010 and \$13,112.00 for 2011 per year, paid in monthly installments. This represents increases of \$370.00 and \$382.00, or 3% each year. Additional services may be requested by the County to be billed at the rate of \$55.00 per individual patient, for routine visits. The 2010 Budget contains ample funding within Fun 296 Juvenile Care Center.

Respectfully submitted,

S/Howard G. Schoenherr, Chairperson

S/Rose Marie McQuaid

S/Mark Bone

Administration and Operations Committee

Motion by Commissioner Schoenherr to adopt.

Motion Carried by Roll Call.

Public comments: None.

Commissioner Discussion: None.

ROLL CALL

YEAS: KEENAN, WILSON, MCQUAID, SCHOENHERR, BONE, BRADLEY.

NAYS: LEIGEB.

ABSENT: NONE.

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3

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AGREEMENT WITH MIDMICHIGAN HOME CARE TO PROVIDE REGISTERED NURSE SERVICES AT THE JUVENILE CARE CENTER.

January 15, 2010

To the Honorable Chairman and

Members of the Board of Commissioners

Agenda Item: 6-1-10AO

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of an agreement between the County of Midland Juvenile Care Center and MidMichigan Home Care for registered nurse services. The term of this agreement is from January 1, 2010 through December 31, 2010. Approval of this agreement will also include a Business Associate Agreement between both parties, as required by the Health Insurance Portability and Accountability Act of 1996 ("HIPAA").

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CONT.

Under the terms of this agreement MidMichigan Home Care agrees to provide a registered nurse at the Midland County Juvenile Care Center for a maximum of twelve hours per week and to be on call 24 hours per day. The County is to pay \$37.00 per hour for registered nurse services provided, and \$55.00 per hour for registered nurse services provided in excess of 40 hours per week, and for all services provided on weekends or upon federal holidays during the term of this agreement. This is the same as the prior year agreement. During the term of this agreement the amount paid to MidMichigan Home Care is not to exceed \$20,202.00. The funding for this agreement will come from the 2010 Juvenile Care Center Budget.

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson S/Rose Marie McQuaid
S/Mark Bone
Administration and Operations Committee
Motion by Commissioner Schoenherr to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

ROLL CALL
YEAS: KEENAN, WILSON, MCQUAID, SCHOENHERR, BONE, LEIGEB, BRADLEY.
NAYS: NONE.
ABSENT: NONE.

4
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF A GRANT AGREEMENT WITH MICHIGAN DEPARTMENT OF AGRICULTURE TO PROVIDE TRAINING SEMINAR FOR FOOD SERVICE PROVIDERS; HEALTH DEPARTMENT.

January 15, 2010

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 7-1-10AO

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of a grant awarded to the County of Midland and an agreement between the County of Midland Department of Public Health and Michigan Department of Agriculture. The term of this agreement is from January 1, 2010 through December 31, 2010.

This agreement provides for funding of \$1,930.00 to attend a training seminar to provide education on non-licensed/non-profit food service providers operating within the County of Midland. The County will receive its funds upon submission of interim reports that are required to be provided at various times during the course of the grant.

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson S/Rose Marie McQuaid
S/Mark Bone
Administration and Operations Committee
Motion by Commissioner Schoenherr to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

ROLL CALL
YEAS: WILSON, MCQUAID, SCHOENHERR, BONE, LEIGEB, KEENAN, BRADLEY.
NAYS: NONE.
ABSENT: NONE.

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5
THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AGREEMENT WITH MIDLAND HEALTH PLAN TO PROVIDE SERVICES TO PATIENTS WHOM ARE MEDICAID ELIGIBLE.

January 15, 2010

To the Honorable Chairman and
Members of the Board of Commissioners Agenda Item: 140-10-06AAO

Ladies and Gentlemen:

The work to be performed is the renovation of the Central Bathhouse at Sanford Lake Park. This project is detailed in the Sanford Lake Capital Improvement Plan and is funded through Parks Improvement Fund.

Earthwork: RCL Construction	\$6,235.00
Concrete & Masonry: Earthmovers	\$18,448.00
Fluid-Applied Roofing: D.L. Bayer	\$4,000.00
Doors and Hardware: Ray Haven Group	\$13,172.00
Paint and Coatings: Superior Contracting LLC	\$11,958.00
Plumbing: J&D Plumbing	\$10,774.00
Electrical: Harbon Electric	\$4,102.00
Toilet Specialties: Contract Specialties	<u>\$4,836.00</u>
Total	\$73,525.00

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson
S/Mark Bone

S/Rose Marie McQuaid

Administration and Operations Committee
Motion by Commissioner Schoenherr to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

ROLL CALL

YEAS: KEENAN, WILSON, MCQUAID, SCHOENHERR, BONE, BRADLEY.

NAYS: LEIGEB.

ABSENT: NONE.

9

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AGREEMENT WITH DYKEMA GOSSETT, L.L.C. TO PROVIDE LABOR SERVICES.

January 15, 2010

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: 8-1-10AO

Ladies and Gentlemen:

We your Administration and Operations Committee recommend agreement between the County of Midland and Dykema Gossett, L.L.C. of Ann Arbor, Michigan. The term of this agreement is from January 1, 2010 through December 31, 2012, and is subject to cancellation by either party at any time after a thirty day prior written notice.

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CONT.

This agreement provides for the County to retain Dykema Gossett at a fixed fee retainer of \$60,000.00 to be paid at the rate of \$5,000.00 per month, plus mileage and other expenses for all labor services, including representation in grievance and arbitration proceedings, but excluding employment litigation and workers compensation. This retainer is the same as the prior agreement. These excluded matters will be billed at the rate of \$230.00 per hour for the first year of the agreement and may be increased by not more than \$5.00 per hour in each year thereafter. The 2010 Budget contains ample funding within line item "Labor Issue Counsel" to cover the costs of the agreement.

Respectfully submitted,
S/Howard G. Schoenherr, Chairperson
S/Mark Bone

S/Rose Marie McQuaid

Administration and Operations Committee
Motion by Commissioner Schoenherr to adopt.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.
ROLL CALL

Collections through May 2009 (0.9%est.)

-1,191,082.00

Estimated County Borrowing

\$ 4,102,615.00

The \$6,000,000.00 maximum authority is to ensure the resolution does not fall short of the amount to be borrowed. The Treasurer adjust the borrowing according to actual cash flows between now and June 1, 2010, the deadline for the County to pay the local units for their 2009 delinquent taxes, based on settlement.

Recommend approval of the Resolution.

Respectfully submitted,

S/Otis G. Wilson, Chairperson

S/Howard G. Schoenherr

S/Mark Bone

Finance Committee

Motion by Commissioner Wilson to adopt.

Motion Carried by Roll Call.

Public comments: None.

Commissioner Discussion: None.

ROLL CALL

YEAS: MCQUAID, SCHOENHERR, BONE, LEIGEB, KEENAN, WILSON, BRADLEY.

NAYS: NONE.

ABSENT: NONE.

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JANUARY SESSION 2010
MIDLAND COUNTY BOARD OF COMMISSIONERS
REQUESTS, PETITIONS AND COMMUNICATIONS
JANUARY 19, 2010

1-1-10
COUNTY TREASURER REQUESTS AUTHORIZATION TO BORROW FOR THE COUNTY OF MIDLAND PURCHASE OF THE 2009 DELINQUENT TAXES, PUBLIC ACT OF 1978.

REFERRED TO THE FINANCE COMMITTEE.

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2-1-10
TRIAL COURT ADMINISTRATOR REQUEST APPROVAL OF AN AGREEMENT WITH LEGACY CENTER TO PROVIDE INDEPENDENT MONITORING OF THE LEADERSHIP ADVENTURE PROGRAM.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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3-1-10
JUVENILE CARE CENTER DIRECTOR REQUESTS APPROVAL OF AN AGREEMENT WITH J. DANIEL CLINE, M.D. FOR PROVISION OF MEDICAL SERVICES AT THE CENTER.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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4-1-10
MIDLAND VOLUNTEERS FOR RECYCLING DIRECTOR REQUESTS APPROVAL OF AN AGREEMENT FOR THE PROVISION OF EDUCATION AND SUPPORT OF SERVICES TO MIDLAND COUNTY RESIDENTS.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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5-1-10
PARKS & RECREATION DIRECTOR REQUESTS APPROVAL OF AN AGREEMENT WITH STATE OF MICHIGAN DEPARTMENT OF NATURAL RESOURCES, SPECIAL USE PERMIT FOR THE PINE HAVEN RECREATION AREA.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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6-1-10
JUVENILE CARE CENTER DIRECTOR REQUESTS APPROVAL OF AN AGREEMENT WITH MIDMICHIGAN HOME CARE; NURSING SERVICES.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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7-1-10
HEALTH DIRECTOR REQUESTS APPROVAL OF A GRANT AGREEMENT WITH THE STATE OF MICHIGAN DEPARTMENT OF AGRICULTURE TO ALLOW FOR TRAINING SEMINAR AND MATERIALS FOR NON-LICENSED/NON-PROFIT ORGANIZATIONS FOOD SERVICE PROVIDERS.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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8-1-10
PROCUREMENT/CONTRACTS ADMINISTRATOR REQUESTS APPROVAL OF AN AGREEMENT WITH DYKEMA GOSSETT, PLLC FOR LABOR COUNSEL SERVICES.

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OLD BUSINESS
OLD BUSINESS NO. 1
CONSIDERATION OF REAPPOINTMENTS OF RICHARD RIPKE AND GORDON BERTHUME TO THE MIDLAND COUNTY EMERGENCY MEDIAL SERVICES ADVISORY BOARD AND JERRY NIELSEN TO THE CENTRAL DISPATCH AUTHORITY ADMINISTRATIVE POLICY BOARD.

January 19, 2010

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: 132-10-09BOC

Lady and Gentlemen:

I recommend accepting the recommendation letter from the Midland Gladwin Central Labor Council of the reappointment of Mr. Richard Ripke as the Labor Council appointment to the Midland County Emergency Medical Services Advisory Board. I further recommend waiving County Policy 101.3, section 6.6.2 to allow the reappointment of Mr. Ripke to this said board for a sixth term with the term to be January 1, 2010 through December 31, 2012.

I further recommend to continue waiving the policy mention above to allow the reappointment of Mr. Gordon Berthume, as City of Coleman representative to the Midland County Emergency Medical Services Advisory Board for a fourth term with the term to be January 1, 2010 through December 31, 2012.

I further recommend the reappointment of Jerry Nielsen to the Central Dispatch Authority Administrative Policy Board for a second term with the term to be February 2, 2010 through February 1, 2013.

Respectfully submitted,
S/Mark Bone
District #2
Midland County Board of Commissioners
Motion by Commissioner Bone to approve.
Motion Carried by Roll Call.
Public comments: None.
Commissioner Discussion: None.

ROLL CALL
YEAS: SCHOENHERR, BONE, LEIGEB, KEENAN, WILSON, MCQUAID, BRADLEY.
NAYS: NONE.
ABSENT: NONE.

NEW BUSINESS - NONE. -----

COMMISSIONER COMMENTS -----

BONE - NO COMMENT.

LEIGEB - NO COMMENT.

KEENAN - NO COMMENT.

WILSON - NO COMMENT.

MCQUAID - SPOKE REGARDING THE FIRST REPORT FROM THE MST PROGRAM BEING AND IT BEING A VERY SUCCESSFUL YEAR.

SCHOENHERR - SPOKE REGARDING ALL OF HIS RECENT MEETINGS; PINECREST, PARKS AND RECREATION, SENIORS, AND BPW.

BRADLEY - SPOKE REGARDING BUILDING AUTHORITY.
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COMMISSIONER MEETING(S) SCHEDULE -----

MEETING IS ADJOURNED UNTIL JANUARY 28, 2010 AT 9:30 A.M. TO MEET IN A SPECIAL SESSION OF THE BOARD OF COMMISSIOENRS.