

MARCH SESSION 2016
MIDLAND COUNTY BOARD OF COMMISSIONERS
MARCH 7, 2017

APPROVED

Board called to order by Chairman, Mark Bone, at 9:00 a.m.

ROLL CALL

MEMBERS PRESENT: SNYDER, GLASER, TERWILLEGAR, GEISLER, DORRIEN, NOESEN, BONE.

MEMBERS ABSENT: NONE.

Invocation by Commissioner Terwillegar.

Pledge to the Flag was given.

APPROVAL OF MINUTES FOR FEBRUARY 21st, 2017:

Motion by Commissioner Noesen supported by Commissioner Snyder to approve.

Motion carried by voice.

ACCEPTANCE OF BILLS FOR JANUARY 27TH AND FEBRUARY 3RD, 2017:

01-27-17 - REGULAR	\$2,018,149.65
02-03-17 - REGULAR	<u>\$4,523,865.16</u>
TOTAL CHECK RUNS	\$6,542,014.81

TOTAL GENERAL FUNDS EXPENDITURES \$135,631.13

Motion by Commissioner Noesen supported by Commissioner Geisler to accept.

Motion carried by voice.

SPECIAL PROGRAM OF THE DAY - VALERIE GERHART AND SHARON MORTENSON TO SHARE INFORMATION AND DATA ON THE CAREER AND COLLEGE ACCESS NETWORK. VALERIE IS THE COORDINATOR FROM THE MIDLAND AREA COMMUNITY FOUNDATION.

Sharon and Valerie gave a presentation on Career and College Access Network

Public Comments on anything that is not on the agenda or consent:

CONSENT AGENDA - NONE.

Commissioner Consideration to remove any consent agenda item:

STANDING COMMITTEE REPORTS AND RESOLUTIONS

Motion by Commissioner Noesen supported Commissioner Geisler to take Committee Reports 3 and 4 off the table from the previous Board of Commissioners meeting.

3

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF THE TAX SHARING AGREEMENT BETWEEN THE COUNTY OF MIDLAND AND THE CITY OF MIDLAND, DOWNTOWN DEVELOPMENT AUTHORITY. THIS AGREEMENT LASTS FIVE YEARS AND ALLOWS THE CAPTURE OF TAX INCREMENT REVENUES.

February 21, 2017

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: 13-2-17 (A) A&O

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of the tax sharing agreement between the County of Midland and the City of Midland effective as of November 14, 2016. This agreement relates to tax revenue received from property located within the boundaries of the City's Downtown Development Authority and allows for the City to capture county general operating tax revenue which would otherwise be collected by the County during its term. This term of this agreement is five years.

Respectfully submitted,
S/James Geisler, Chairperson S/Scott Noesen
S/Eric Dorrien

Administration and Operations Committee
Motion by Commissioner Geisler to adopt.
Motion Carried by Roll Call.

Public comments: Bill Carey - Edenville Township resident spoke regarding Committee Report, Greg Groningen - City of Midland resident spoke regarding Committee Report, Rich Keenan - Mt. Haley Township Supervisor spoke regarding Committee Report, Terry Holt - Midland Township Supervisor spoke regarding Committee Report

ROLL CALL

YEAS: GEISLER, DORRIEN, NOESEN, BONE.
NAYS: TERWILLEGAR, SNYDER, GLASER.
ABSENT: NONE.

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4

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF THE TAX SHARING AGREEMENT BETWEEN THE COUNTY OF MIDLAND AND THE CITY OF MIDLAND, CORRIDOR IMPROVEMENT AUTHORITY. THIS AGREEMENT LASTS FIVE YEARS AND ALLOWS THE CAPTURE OF TAX INCREMENT REVENUES.

February 21, 2017

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: 13-2-17 (B) A&O

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of the tax sharing agreement between the County of Midland and the City of Midland effective as of November 14, 2016. This agreement relates to tax revenue received from property located within the boundaries of the City's Corridor Improvement Authority and allows for the City to capture county general operating tax revenue which would otherwise be collected by the County during its term. This term of this agreement is five years.

Respectfully submitted,
S/James Geisler, Chairperson S/Scott Noesen
S/Eric Dorrien
Administration and Operations Committee
Motion by Commissioner Geisler to adopt.
Motion Carried by Roll Call.
Public comments: None.

ROLL CALL

YEAS: GEISLER, DORRIEN, NOESEN, BONE.
NAYS: SNYDER, GLASER, TERWILLEGAR.
ABSENT: NONE.

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1

THE FINANCE COMMITTEE RECOMMENDS APPROVAL OF COUNTY POLICY 301.6, MIDLAND COUNTY INVESTMENT POLICY.

February 21, 2017

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: RE: 6-1-16 F

Ladies and Gentlemen:

We your Finance Committee recommend approval of County Policy 301.6, Midland County Investment Policy with recommended changes as per the County Treasurer.

Respectfully submitted,
S/Scott Noesen, Chairperson S/James Geisler
S/Jeanette Snyder
Finance Committee
Motion by Commissioner Noesen to adopt.
Motion Carried by Roll Call.
Public comments: None.

ROLL CALL

YEAS: DORRIEN, NOESEN, SNYDER, GLASER, TERWILLEGAR, GEISLER, BONE.
NAYS: NONE.
ABSENT: NONE.

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2

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF NEW COUNTY POLICY 303.2, PURCHASE OF GOODS REQUIRING BOARD NOTIFICATION.

February 21, 2017

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: 6-1-17 A&O

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of the Board Chairperson's request to implement policy 303.2, Purchase of Goods Requiring Board Notification for a trial period, to be re-evaluated after six months for permanent implementation.

Respectfully submitted,
S/James Geisler, Chairperson S/Scott Noesen
S/Eric Dorrien

Administration and Operations Committee
Motion by Commissioner Geisler to adopt.

Motion Carried by Roll Call.

Public comments: None.

ROLL CALL

YEAS: NOESEN, SNYDER, GLASER, TERWILLEGAR, GEISLER, BONE.
NAYS: DORRIEN.
ABSENT: NONE.

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5

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF THE HIPAA BUSINESS ASSOCIATE AGREEMENT BETWEEN TEN SIXTEEN RECOVERY NETWORK AND THE MIDLAND COUNTY HEALTH DEPARTMENT.

February 21, 2017

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: 16-2-17 A&O

Ladies and Gentlemen:

We your Administration and Operations Committee recommend the approval of a Qualified Service Organization/Business Associate Agreement between Ten Sixteen Recovery Network and the Midland County Health Department. This agreement meets the requirements as defined in CFR 42, Part 2, Health Insurance Portability and Accountability Act (HIPAA) and the HITECH Act (Health Information Technology for Economic and Clinical Health) relative to protected health information. This agreement commences upon January 1, 2017 and continues until amended or terminated.

Respectfully submitted,
S/James Geisler, Chairperson S/Scott Noesen
S/Eric Dorrien

Administration and Operations Committee
Motion by Commissioner Geisler to adopt.

Motion Carried by Roll Call.

Public comments: None.

ROLL CALL

YEAS: SNYDER, GLASER, TERWILLEGAR, GEISLER, DORRIEN, NOESEN, BONE.
NAYS: NONE.
ABSENT: NONE.

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6

THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AFFILIATION (INTERNSHIP) AGREEMENT BETWEEN DAVENPORT UNIVERSITY AND MIDLAND COUNTY PINECREST FARMS FOR A CLINICAL SITE NURSING PROGRAM.

February 21, 2017

To the Honorable Chairman and Members of the Board of Commissioners

Agenda Item: 17-2-17 A&O

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of an affiliation (internship) agreement between Davenport University and Midland County Pinecrest Farms to provide supervised practical educational experience to students of the University. Davenport University is an accredited LPN school and Pinecrest may likely recruit and retain Davenport LPNs as they graduate and seek employment. There is no cost associated with this affiliation.

Respectfully submitted, S/James Geisler, Chairperson S/Scott Noesen S/Eric Dorrien

Administration and Operations Committee Motion by Commissioner Geisler to adopt.

Motion Carried by Roll Call.

Public comments: None.

ROLL CALL

YEAS: GLASER, TERWILLEGAR, GEISLER, DORRIEN, NOESEN, SNYDER, BONE. NAYS: NONE. ABSENT: NONE.

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7

THE ADMINISTRATION AND OPERATIONS AND FINANCE COMMITTEES RECOMMEND APPROVAL OF A ONE YEAR CONTRACT WITH DANIEL J. DUKE TO PROVIDE LEGAL REPRESENTATION FOR INDIGENT PERSONS FOR THE 42ND CIRCUIT COURT AND THE 75TH DISTRICT COURT.

February 21, 2017

To the Honorable Chairman and Members of the Board of Commissioners

Agenda Item: 18-2-17 A&O, F

Ladies and Gentlemen:

We your Finance and Administration and Operations Committees recommend approval of a one-year contract with Daniel J. Duke, Consortium Administer, to provide legal representation for indigent persons for the 42nd Circuit Court and the 75th District Court. The term of this contract is from January 1, 2017 through December 31, 2017. Circuit Court fees, under this contract, are \$17,280 per month. The County agrees to pay normal witness fees and costs as well as extraordinary costs as listed under the contract. Total costs for Circuit Court are not to exceed \$227,400. The District Court monthly fee is \$9,600 and may not exceed \$115, 200, including normal witness fees and costs as well as extraordinary costs. We further recommend that the Administrator/Controller increase the District Court 2017 budget by \$62,200 with funds to come from the General Fund reserve balance.

Respectfully submitted, S/James Geisler, Chairperson S/Scott Noesen, Chairperson S/Scott Noesen S/James Geisler S/Eric Dorrien S/Jeanette Snyder

Administration and Operations Committee Finance Committee Motion by Commissioner Geisler supported by Commissioner Noesen to adopt.

Motion Carried by Roll Call.

Public comments: None.

ROLL CALL

YEAS: TERWILLEGAR, GEISLER, DORRIEN, NOESEN, SNYDER, GLASER, BONE. NAYS: NONE. ABSENT: NONE.

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8

THE HUMAN SERVICES COMMITTEE RECOMMENDS APPROVAL OF THE REQUEST FROM THE CHIEF JUDGE OF MIDLAND COUNTY TO HIRE A TRIAL COURT ADMINISTRATOR AT STEP 4 OF THE CURRENT PAY SCALE.

February 21, 2017

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: 19-2-17 HS

Ladies and Gentlemen:

We your Human Services Committee recommend approval of the request from the Chief Judge of Midland County to hire a Trial Court Administrator at Step 4 of the current pay scale rather than Step 1, as the candidate for the position has 21 years of experience. No budget amendment is necessary, if approved.

Respectfully submitted,
S/Eric Dorrien, Chairperson S/Gaye Terwillegar
S/Steve Glaser
Human Services Committee

Motion by Commissioner Dorrien to adopt.
Motion Carried by Roll Call.
Public comments: None.

ROLL CALL

YEAS: GEISLER, DORRIEN, NOESEN, SNYDER, GLASER, TERWILLEGAR, BONE.
NAYS: NONE.
ABSENT: NONE.

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MIDLAND COUNTY BOARD OF COMMISSIONERS
REQUESTS, PETITIONS AND COMMUNICATIONS
MARCH 7, 2017

16-2-17

HEALTH DEPARTMENT DIRECTOR REQUESTS APPROVAL OF HIPPA BUSINESS ASSOCIATE AGREEMENT BETWEEN TEN SIXTEEN RECOVERY NETWORK AND THE MIDLAND COUNTY HEALTH DEPARTMENT.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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17-2-17

PINECREST FARMS DIRECTOR REQUESTS APPROVAL OF AN AGREEMENT WITH DAVENPORT UNIVERSITY TO USE PINECREST FARMS AS A CLINICAL SITE FOR DAVENPORTS LPN NURSING PROGRAM.

REFERRED TO THE ADMINISTRATION AND OPERATIONS COMMITTEE.

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18-2-17

CIRCUIT AND DISTRICT COURTS REQUEST APPROVAL OF A ONE-YEAR CONTRACT WITH DANIEL J. DUKE FOR INDIGENT CRIMINAL DEFENSE TO COMPLY WITH STANDARDS SET FORTH BY THE STATE OF MICHIGAN.

REFERRED TO THE ADMINISTRATION AND OPERATIONS AND FINANCE COMMITTEES.

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19-2-17

HONORABLE STEPHEN P. CARRAS REQUESTS APPROVAL TO START THE TRIAL COURT ADMINISTRATOR AT A PAY SCALE STEP 4 INSTEAD OF A STEP 1.

REFERRED TO THE HUMAN SERVICES COMMITTEE.

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OLD BUSINESS -
OLD BUSINESS NO. 1

50-6-15 - THE ADMINISTRATION AND OPERATIONS COMMITTEE RECOMMENDS APPROVAL OF AN AMENDMENT OF THE ARCHITECTURAL AGREEMENT BETWEEN ARCHIVERDE DESIGN, LLC AND MIDLAND COUNTY TO ENLARGE THE SCOPE OF THE CURRENT RENOVATION/EXPANSION AT THE MIDLAND COUNTY COURTHOUSE FOR AN ADDITIONAL COST OF \$93,180.00

February 21, 2017

To the Honorable Chairman and
Members of the Board of Commissioners

Agenda Item: RE: 50-6-15 A&O

Ladies and Gentlemen:

We your Administration and Operations Committee recommend approval of an amendment to the architectural agreement between Archiverde Design, LLC and Midland County, as was originally approved on November 15, 2016. This amendment enlarges the scope of the current renovation/expansion at the Midland County Courthouse for an additional cost of \$93,180, funding of which is to come from Fund 410. The additional architectural work includes HVAC improvements and LED lighting fixtures and installation for the historic Courthouse.

Respectfully submitted,
S/James Geisler, Chairperson S/Scott Noesen
S/Eric Dorrien

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

ROLL CALL

YEAS: DORRIEN, NOESEN, SNYDER, GLASER, TERWILLEGAR, GEISLER, BONE.
NAYS: NONE.
ABSENT: NONE.

NEW BUSINESS - NONE.

COMMISSIONER COMMENTS

DORRIEN - NO COMMENT.

NOESEN - THANKED EVERYONE FOR A GOOD MEETING.

SNYDER - GOOD MEETING.

GLASER - APPRECIATED THE DISCUSSION.

TERWILLEGAR - THINKS EVERYONE CAN AGREE TO DISAGREE.

GEISLER - NO COMMENT.

BONE - SPOKE REGARDING THE NEW POLICY REQUEST.

COMMISSIONER MEETING(S) SCHEDULE

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MOTION BY COMMISSIONER DORRIEN SUPPORTED BY COMMISSIONER TERWILLEGAR TO ADJOURN
Motion carried by voice.

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MEETING IS ADJOURNED UNTIL MARCH 14, 2017 AT 9:00 A.M. TO MEET IN AN EXECUTIVE SESSION OF
THE BOARD OF COMMISSIONERS AND FOR THE COMMITTEES TO RESUME THEIR DUTIES.

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Mark C. Bone, Chairman, Midland County
Board of Commissioners

Ann Manary, Midland County Clerk and
Clerk of the Board of Commissioners