



**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

JANUARY 2002

First Day of the January Session of the Board of Commissioners of Saginaw County, Michigan, Wednesday, January 2, 2002. The Board met pursuant to call of County Clerk Susan Kaltenbach at 5:00 p.m.

Honorable County Clerk Susan Kaltenbach served as Acting Chair pending the election of a Temporary Chair. She announced that pursuant to Article I of the Board Rules, the Saginaw County Board of Commissioners will convene for their organizational meeting to elect the Chair and Vice Chair for the ensuing year.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - **14**

ABSENT: Robert L. Fish - **1**

TOTAL: - 15

Commissioner Collison gave the invocation listed below. It was followed by the Pledge of Allegiance to the Flag.

Dear Father in Heaven,

On this second day of the New Year 2002, let us give thanks for our bountiful blessings of life in the United States of America. Thank you God, for our leaders, local, state and national who have led us through the difficult challenges of September 11. Thank you for the inspiration of our heroic citizens, fire, police and our neighbor on the street.

We thank you for this new day and this New Year, and for the infinite privilege to meet together renewing our dedication to the high principles of governing our county. Dear God, we ask your blessing and guidance in upholding and putting these high principles and goals into action for the coming year. Grant us guidance in selecting the leaders of the Saginaw County Board of Commissioners today that they and we may govern our county with wisdom, responsibility, courage, integrity, and dedication to bringing about positive changes and growth in our communities.

Finally, dear Father, may Your gift of love enfold our leaders and all the peoples of the world so freedom from fear, and peace and tranquility may be established on our beautiful planet. God bless America and God bless Saginaw County.

United we stand in Jesus name, Amen.

Acting Chair Susan Kaltenbach presented the Call of Session.

CLERK'S CALL OF SESSION

December 18, 2001

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of January 2002 Organizational Board Session

Honorable Commissioners:

Pursuant to Article I of the 2001 Rules, the Saginaw County Board of Commissioners will convene for their organizational meeting on Wednesday, January 2, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw,

Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

ELECTION OF TEMPORARY CHAIR, CHAIR & VICE CHAIR

Acting Chair Susan Kaltenbach announced that nominations were now open for Temporary Chair. Commissioner Foxx placed in nomination the name of Robert M. Woods, Jr. The Acting Chair called for further nominations three consecutive times. By Commissioner Horn, supported by Commissioner Mallette: That nominations be closed, the rules temporarily suspended, and the Clerk instructed to cast a unanimous ballot of the members present for Commissioner Woods as Temporary Chair. Carried. Commissioner Woods took the Chair.

Temporary Chair Woods thanked the Board for their support and outlined procedures for selection of the Chair and Vice Chair. According to Section 3 of Public Acts of 1851, No. 156, as amended by Public Acts of 1973, No. 102, the first order of business is as follows: "The Board of Commissioners at their first meeting in each year, choose one of their number as chairperson and one of their number as vice-chairperson."

And according to Saginaw County Local Act 653 of 1905 and the Rules of the Board, it is stated that "All officials, appointees, agents, and servants elected by the Board of "Supervisors" of Saginaw County shall be elected by viva voce vote of the members of said board."

Temporary Chair Woods called on Stephen L. Borrello, County Counsel, to further clarify the election process. Counsel stated that there is nothing in State Law or Local Acts that precludes a commissioner not able to be present at the meeting from being nominated and voted into office, and that no formal acceptance is required.

Temporary Chair Woods opened nominations for permanent Chair of the Board. Commissioner O'Hare placed in nomination the name of Robert L. Fish. The Chair called for further nominations three consecutive times. By Commissioner Graham, supported by Commissioner Basil: That nominations be closed, the rules temporarily suspended, and the Clerk instructed to cast a unanimous ballot of the members present for Commissioner Fish as Chair of the Board for the ensuing year. Carried.

Temporary Chair Woods opened nominations for Vice Chair. Commissioner Smith placed in nomination the name of Todd M. Hare. The Chair called for further nominations three consecutive times. By Commissioner Horn, supported by Commissioner Foxx: That nominations be closed, the rules temporarily suspended, and the Clerk instructed to cast a unanimous ballot of the members present for Commissioner Hare as Vice-Chair of the Board for the ensuing year. Carried.

Vice Chair Hare took the Chair. He thanked commissioners for their vote of support, and sent our prayers for Bob Fish to return soon.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

2002 RULES OF THE BOARD OF COMMISSIONERS

Vice Chair Hare announced the current Rules of the Board of Commissioners, as amended with the 2002 meeting schedule, would be in effect pending review by the Special Committee on Rules. Commissioner Basil moved, supported by Commissioner Bartels to concur. Carried.

ANNOUNCEMENTS

Vice Chair Hare announced the next meeting of the Board would be held on Tuesday, January 8, 2002.

The Toast to the Chair hosted by the law firm of Jensen, Gilbert, Smith & Borrello, P.C., County Counsel, would be rescheduled.

Vice Chair Hare called on Mrs. Robert Fish. On Bob's behalf she graciously thanked the Board for their support in re-electing Bob Fish as Chairman for the year 2002. She also thanked everyone for their prayers. She said, "Bob is struggling but he's going to make it.....leading the Board is his dream job."

Commissioners applauded their unanimous support for Robert L. Fish.

By Commissioner Basil: That the Board adjourn. Carried.

Thereupon the Board adjourned at 5:12 p.m.

ROBERT L. FISH, CHAIRMAN

SUSAN KALTENBACH, CLERK

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**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

JANUARY 2002

Second day of the January Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, January 8, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare, Vice Chair in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Patrick A. Wurtzel

ABSENT: Robert L. Fish, Robert M. Woods, Jr. - 2

TOTAL: - 15

Commissioner Bartels opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Almighty God our Heavenly Father, send down upon those who hold office in this County, the spirit of wisdom, charity, and justice; that with steadfast purpose they may faithfully serve in their offices to promote the well-being of all people; through Jesus Christ our Lord. Amen

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

The following resolution was included in the packet. It was previously presented to the family by Commissioner Foxx.

**LAUDATORY RESOLUTION
IN MEMORY OF REVEREND NICK HALL, JR.**

WHEREAS, This evening, December 28, 2001, we gather together in the Wolverine State Baptist Convention Center in memory Reverend Nick Hall, Jr. He touched the hearts of many people and will be sorely missed; and,

WHEREAS, As a community leader, Reverend Hall was devoted to God, his Church, and family. He was a mentor and role model for the young and old alike and served in various capacities, including County Commissioner, to help make our community a better place in which to live; and,

WHEREAS, Reverend Hall was a man to be admired, as he "practiced what he preached." The Psalmist wrote: "Precious in the sight of the Lord is the death of His saints." Psalms 116:15. May the passing of Reverend Hall remind us that this world is not our home, we are just passing through. In Reverend Hall's memory, let us strive to continue on the path he followed.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby express our deepest heartfelt sympathy to the family and friends of Reverend Nick Hall, Jr.

BE IT FURTHER RESOLVED, That this resolution be spread upon the minutes of the January 8, 2002 meeting as a permanent record for future generations.

ON BEHALF OF THE SAGINAW COUNTY BOARD OF COMMISSIONERS

Robert L. Fish, Chair

By Commissioner Foxx: That the Resolution be adopted. Approved.

CLERK'S CALL OF SESSION

January 3, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of January 8 Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their Second Day's Session on Tuesday, January 8, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

1-8-1 PARKS COMMISSION --- asking the Board to consider reappointing Robert Bolger and Alice Nickleberry to the Parks Commission for another three year term. (previously distributed to all commissioners)

-- Receive and file

1-8-2 PUBLIC HEALTH --- asking to fill a position of part-time Account Clerk T06/08 funded by indirect cost reimbursement.

-- Human Services

1-8-3 REGION VII AREA AGENCY ON AGING --- sending its FY 2001 Annual Report.

-- Human Services

1-8-4 SAGINAW FUTURE --- asking to use dollars from the Revolving Loan Fund as a local match for a county-wide feasibility study of developing a business park.

-- County Services

1-8-5 PLANNING COMMISSION --- asking for an amendment to the Solid Waste budget for Fiscal Year 2002.

-- County Services

1-8-6 SAGINAW BAY RC&D AREA --- sending notice of funding opportunities through the Clean Water Fund Grant Application Package.

-- County Services

1-8-7 CITY OF FRANKENMUTH --- sending the annual report of the Frankenmuth Downtown Development Authority.

-- County Services

1-8-8 TOWNSHIP OF CHESANING --- sending a resolution regarding the dredging of the upper Saginaw River.

-- Appropriations / Legislative

1-8-9 CONTROLLER FACILITIES MANAGEMENT --- asking for a budget transfer in order to proceed with the Courthouse and Jail Chiller replacement project.

-- Appropriations / Budget Audit

1-8-10 COMMUNITY CORRECTIONS BOARD --- requesting that supervision of the Pre-Trial Screeners be placed under the Circuit Court.

-- Courts & Public Safety

1-8-11 MICHIGAN DEPARTMENT OF STATE POLICE --- sending information about

the State Domestic Preparedness Equipment Grant Program and asking for a response by January 15.

- Courts & Public Safety
- 1-8-12 MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY --- asking for Saginaw County's position on sharing a portion of the local sponsor cost with the State for a Upper Saginaw River Dredged Material Disposal site.
- Appropriations / Legislative
- 1-8-13 CONTROLLER ACCOUNTING --- submitting the voucher payment transmittal form for the period 12/11/01 - 12/21/01 in the amount of \$4,715,718.80.
- Appropriations / Budget Audit
- 1-8-14 COMMISSIONER SMITH --- asking the Board to consider renaming Unity Hall located in the County Event Center, "The Robert L. Fish Unity Hall."
- County Services
- 1-8-15 SHERIFF --- asking to continue the Record's Management project budget for 2001/2002.
- Courts and Public Safety
- 1-8-16 SHERIFF --- asking to use funds from the Plus-Home Surveillance Program to purchase 25 additional tether units.
- Courts and Public Safety
- 1-8-17 PUBLIC HEALTH --- sending a sewage disposal evaluation related to the Ronald Avery annexation request.
- County Services
- 1-8-18 REGISTER OF DEEDS --- sending the Annual Financial and Statistical Report for the period October 1, 2000 ending September 20, 2001.
- County Services
- 1-8-19 CONTROLLER --- sending a proposed reorganization to address the Financial Services Director position becoming vacant on January 25, 2002.
- County Services
- 1-8-20 CONTROLLER --- sending the proposed deficit funding plan for funds and activities that ended the year in a deficit position.
- Appropriations / Budget Audit
- 1-8-21 CONTROLLER --- sending recommendations with regard to reductions in State Revenue Sharing funds.
- Appropriations / Budget Audit
- 1-8-22 CONTROLLER --- asking approval of the proposed user fees for various departments based on the DMG-Maximus User Fee Study.
- Appropriations / Budget Audit
- 1-8-23 CONTROLLER --- sending a proposed plan to fulfill due process representation requirements (Court appointed Attorney expenses).
- Appropriations / Budget Audit
- 1-8-24 SAGINAW CITY --- sending the notice of hearing on Custom Food, Inc.'s application for an industrial facilities exemption certificate.
- County Services
- 1-8-25 EMERGENCY TELEPHONE SERVICE COMMITTEE --- sending the form to be used for reporting use of E911 wireless surcharge funds.
- Courts and Public Safety

REPORTS OF REGULAR COMMITTEES

COMMITTEE COMPENSATION -- 5.1**JANUARY 8, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held November 25 - December 8, 2001.

HealthSource Saginaw Board---11-5-01*

R. Bartels, 3 miles (no comp.) 1.04

B. Fish, 40 miles (no comp.) 13.80

J. Graham, 17 miles (no comp.) 5.87

HealthSource Saginaw Finance---11-27-01

R. Bartels, 3 miles (no comp.) 1.04

J. Graham, 17 miles (no comp.) 5.87

Environmental Health Code Board of Appeals---11-26-01

M. O'Hare, 50 miles 27.25

Human Services Committee---11-26-01

R. Woods, 7 miles 52.42

C. Smith, 3 miles 51.04

T. Basil, 3 miles 51.04

R. Blaine, 26 miles 58.97

B. Fish, 40 miles 63.80

County Services Committee---11-27-01

T. Hare, 2 miles 50.69

R. Bartels, 3 miles 51.04

K. Horn, 30 miles 60.35

M. O'Hare, 50 miles 67.25

C. Ruth, 4 miles 51.38

B. Fish, 40 miles 63.80

Human Services Collaborative Body

Finance Committee---11-28-01

C. Smith, 3 miles 51.04

Courts & Public Safety Committee---11-28-01

R. Mallette, 10 miles 53.45

P. Wurtzel, 13 miles 54.49

J. Collison, 4 miles 51.38

E. Foxx, 8 miles 52.76

J. Graham, 17 miles 55.87

B. Fish, 40 miles 63.80

Bay Area Substance Abuse Advisory Council---11-28-01

E. Foxx, 0 miles (no comp.)

Mental Health Executive Limitations---11-28-01

R. Woods, 7 miles 12.42

911 Personnel Committee---11-29-01

B. Fish, 40 miles 63.80

R. Mallette, 10 miles 53.45

Budget Audit Subcommittee---11-29-01

R. Bartels, 3 miles 51.04

R. Blaine, 26 miles 58.97

T. Hare, 2 miles 50.69

K. Horn, 30 miles 60.35

C. Ruth, 4 miles 51.38

Board of Commissioners**January 8, 2002**

J. Graham, 17 miles	55.87
Community Action Committee---11-29-01	
B. Fish, 0 miles	25.00
E. Foxx, 8 miles	52.76
City County School Liaison at Courthouse---11-29-01	
C. Ruth, 0 miles	25.00
M. O'Hare, 50 miles	67.25
R. Blaine, 0 miles	25.00
J. Collison, 4 miles	51.38
Job Training Consortium Board with Workforce Development at Horizon's---12-3-01	
T. Basil, 3 miles	51.04
B. Blaine, 26 miles	58.97
J. Collison, 4 miles	51.38
E. Foxx, 8 miles	52.76
C. Ruth, 4 miles	51.38
C. Smith, 4 miles	51.04
P. Wurtzel, 13 miles	54.49
Community Corrections Advisory Board---12-4-01	
R. Mallette, 10 miles	53.45
Executive Committee---12-5-01	
B. Fish, 40 miles	63.80
M. O'Hare, 50 miles	67.25
R. Mallette, 10 miles	53.45
R. Woods, 7 miles	52.42
T. Hare, 2 miles	50.69
J. Graham, 17 miles	55.87
P. Wurtzel, 13 miles	54.49
Local Emergency Planning Committee---12-6-01	
R. Mallette, 10 miles	13.45
Parks & Recreation Commission---10-4-01**	
R. Mallette, 0 miles	20.00
Saginaw Future Board---12-7-01	
B. Fish, 40 miles	63.80
Respectfully submitted, Kaye Schultz, Board Coordinator	
*Not previously reported	
**To adjust 11-1-01 meeting	
COMMITTEE COMPENSATION -- 5.2	JANUARY 8, 2002
I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held December 9-22, 2001.	
Labor Relations Subcommittee---12-10-01	
C. Smith, 3 miles	51.04
T. Basil, 3 miles	51.04
E. Foxx, 8 miles	52.76
M. O'Hare, 50 miles	67.25
J. Graham, 21 miles	57.25
B. Fish, 40 miles	63.80

Board of Commissioners**January 8, 2002**

Board Session---12-11-01 (all present)	
Mental Health Authority Board---12-11-01	
R. Woods, 0 miles	10.00
Animal Control Advisory Committee---12-12-01	
C. Smith, 3 miles	51.04
Region VII Advisory Council---12-13-01	
C. Ruth, 0 miles	5.00
Environmental Health Code Board of Appeals---12-17-01	
M. O'Hare, 50 miles	27.25
Mosquito Abatement Commission---12-19-01	
M. O'Hare, 50 miles (no comp.)	17.25
Frankenmuth Convention & Visitors Bureau---12-20-01	
K. Horn, 6 miles	52.07
Commission on Aging---12-20-01	
M. O'Hare, 50 miles	27.25
Human Services Collaborative Body Planning Committee---12-20-01	
C. Smith, 3 miles	51.04
Respectfully submitted, Kaye Schultz, Board Coordinator	

COMMITTEE COMPENSATION -- 5.3**JANUARY 8, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held December 23, 2001 - January 5, 2002.

HealthSource Saginaw Board---12-3-01*	
R. Bartels, 3 miles (no comp.)	1.10
J. Graham, 21 miles (no comp.)	7.67
Environmental Health Formal Hearing---12-5-01*	
R. Woods, 7 miles	12.56
HealthSource Planning & Building---12-12-01*	
R. Bartels, 3 miles (no comp.)	1.10
J. Graham, 21 miles (no comp.)	7.67
HealthSource Saginaw Finance---12-18-01*	
R. Bartels, 3 miles (no comp.)	1.10
J. Graham, 17 miles (no comp.)	7.67
Vice Chair, Duties for Chair---12-31-01	
M. O'Hare, 50 miles (no comp.)	18.25
Board Session---1-2-02 (B. Fish absent)	
Local Emergency Planning Committee---1-3-02	
R. Mallette, 10 miles	3.65
Parks & Recreation Commission---1-3-02	
R. Mallette, 10 miles	3.65
Human Services Collaborative Body Executive Committee---1-3-02	
C. Smith, 3 miles	51.10
Respectfully submitted, Kaye Schultz, Board Coordinator	

*Not previously reported

By Commissioner Horn: That Committee Compensation Report(s) 5.1, and 5.2, and 5.3 be

received, not read, and the recommendations contained therein adopted. Approved.

APPOINTMENTS

On behalf of Chair Fish, Vice-Chair Hare made the following appointments:

Animal Control Advisory Council -

Carl Quackenbush, Jan Lecureux, Dick Borm, Dick Mallette

Communications Center Board, 911 -

Eddie Foxx - designee for Chair, Dick Mallette

Community Foundation - Pat Wurtzel

Convention & Visitors Bureau, Frankenmuth - Ken Horn

Environmental Health Code Board of Appeals -

Michael O'Hare, Marc Ebenhoeh

Mosquito Abatement Commission - Bob Bolger

Saginaw Bay Resource Conservation / Development - Mike O'Hare

Vice Chair Hare announced that elections will be held at the January 22 session for the Board of Health, Family Independence Agency, HealthSource Saginaw, and Parks & Recreation Commission.

COMMITTEE ASSIGNMENTS

On behalf of Chair Fish, Vice-Chair made the following committee assignments:

Standing Committees

Courts & Public Safety:

Mallette-Chair, Wurtzel-Vice, Collison, Foxx, Graham, Fish

Human Services:

Woods-Chair, Smith-Vice, Basil, Blaine, Fish

County Services:

O'Hare-Chair, Bartels-Vice, Hare, Horn, Ruth, Fish

Appropriations Committee

Graham-Chair, Smith-Vice (balance of Board)

Appropriations Subcommittees

Affirmative Action:

Basil-Chair, Woods-Vice, Foxx, O'Hare, Smith, Graham, Fish

Budget Audit:

Bartels-Chair, Blaine-Vice, Hare, Horn, Ruth, Graham, Fish

City / County Liaison:

Fish-Chair, Hare-Vice, Collison, Mallette, Ruth, Woods, Graham

Labor Relations:

Smith-Chair, Wurtzel-Vice, Basil, Foxx, O'Hare, Graham, Fish

Legislative:

Horn-Chair, Mallette-Vice, Bartels, Basil, Hare, Graham, Fish

Other Committees of the Board

City County School Liaison:

Ruth-Chair, O'Hare-Vice, Blaine, Collison

Executive Committee:

Fish-Chair, Hare-Vice, Mallette, Woods, O'Hare, Graham, Wurtzel

Parliamentarian

Basil, Parliamentarian

Graham, Deputy Parliamentarian

Rules Committee

Bartels-Chair, Graham-Vice, O'Hare, Smith, Wurtzel, Ruth, Hare

VICE CHAIR'S ANNOUNCEMENTS

The third day's session is scheduled for January 22 at 5:00 p.m.

The Budget Audit Subcommittee will meet this Thursday. The Controller expects the meeting to be two hours.

Next week, meetings are scheduled for Human Services, County Services, Courts & Public Safety, Legislative Subcommittee, and Executive Committee.

By Commissioner Horn: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 5:15 p.m.

ROBERT L. FISH, CHAIRMAN

SUSAN KALTENBACH, CLERK

**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

JANUARY 2001

Third day of the January 2002 Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, January 22, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Vice Chair Todd M. Hare in the Chair.

Deputy Clerk Jannis R. Corley took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT: Robert L. Fish - 14

TOTAL: - 15

Commissioner Mallette opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

LAUDATORY RESOLUTIONS

Vice Chair Hare announced the following were prepared for presentation:

National Sorority of Phi Delta Kappa, Inc. Gamma Kappa Chapter, 23rd year Dr. Martin Luther King, Jr. Day celebration on January 20 at Saginaw High School Auditorium. Commissioner Foxx brought greetings.

National Sorority of Phi Delta Kappa Inc., Gamma Kappa Chapter, Kudos Youth Club 8th Annual Winter Ball held on February 16 at the County Event Center, Unity Hall. Congratulatory letters were prepared.

CERTIFICATE OF COMMENDATION

Presented To:

Marquetta Carroll, Tamarah Lane, Natasha Morris, Kandra Phillips
"Zeta Phi Beta Archonette"

The Saginaw County Board of Commissioners is taking this opportunity at the Third Annual Zeta Archonette Scholarship Ball sponsored by Zeta Phi Beta Sorority, Inc. on January 26, 2002 to recognize the Archonette Youth Group Graduating Class of 2002.

We join the family, friends, and colleagues of these deserving young ladies in wishing them the best in their future endeavors.

ON BEHALF OF THE SAGINAW COUNTY BOARD OF COMMISSIONERS

Robert L. Fish, Chair

Eddie F. Foxx, District #6

CERTIFICATE OF RECOGNITION

Presented To:

Latisha Anderson, Candase Barker, Chantell Boddie, Laquita Brown, Marquisha Jones, Tajmah Martin, Cynthia Morris, Kortney Moten, Nakita Myles, Aymanda Newson, Celeste Quiney, Shawntrell Smith, Latoria Williams

"Zeta Phi Beta Archonette"

The Saginaw County Board of Commissioners takes this opportunity at the Third Annual Zeta Archonette Scholarship Ball sponsored by Zeta Phi Beta Sorority, Inc. on 1/26/02 to recognize the 13 Zeta Archonette Youth Group members for exemplifying the ideals of finer womanhood. We join the family, friends, and colleagues of these thirteen deserving young ladies in wishing them the best in their future endeavors.

ON BEHALF OF THE SAGINAW COUNTY BOARD OF COMMISSIONERS

Robert L. Fish, Chair

Eddie F. Foxx, District #6

Alpha Phi Alpha Fraternity, Inc. Iota Chi Lambda Chapter, Sixth Annual Martin Luther King, Jr. Unity Luncheon on January 21 at the Saginaw Plaza Hotel. Commissioners Foxx and Ruth attended on behalf of County.

**RESOLUTION ACKNOWLEDGING
DR. MARTIN LUTHER KING, JR. DAY
UNITY LUNCHEON**

WHEREAS, Monday, January 21, 2002 at 12:00 p.m. at the Saginaw Plaza Hotel marks the Sixth Annual Keeping the Dream Alive Dr. Martin Luther King, Jr., Unity Luncheon; and, WHEREAS, This luncheon is held to commemorate the birthday of Dr. King who had a dream that one day people of all races will join hands and sing "Free at last, Free at last, Thank God almighty, we're free at last;" and,

WHEREAS, The Alpha Phi Alpha Fraternity, Inc., has resolved to continue "The Dream." In that respect, they have instituted the Dr. Martin Luther King, Jr. Unity Luncheon as a vehicle for promoting and spotlighting brotherhood for our community; and,

WHEREAS, The keynote speaker for this year's Unity Luncheon is Gerald D. Dawkins, Superintendent, City of Saginaw School District; and,

WHEREAS, The sponsors of the Unity Luncheon are pleased to honor individuals who have made positive contributions in the community as recipients of the Lake Huron Area Council of the Boy Scouts of America, Whitney M. Young, Jr. Service Awards; the Delta College Spirit of Dr. Martin Luther King, Jr. Award; and the Alpha Phi Alpha Unity Award.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby commend the Alpha Phi Alpha Fraternity, Inc. Iota Chi Lambda Chapter and all sponsors for keeping the spirit of Dr. Martin Luther King, Jr. alive with a Unity Luncheon to commemorate his birthday.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the January 22, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to them.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Robert L. Fish, Chairman

By Commissioner Foxx: That the Resolution be adopted. Approved.

**RESOLUTION OF RECOGNITION
Presented to: OIC of Metropolitan Saginaw, Inc.**

WHEREAS, It is with deep appreciation of the significance of this milestone that we commend the management and staff of OIC of Metropolitan Saginaw, Inc. as they mark their 32nd anniversary. We are proud to recognize the important role that OIC of Metropolitan

Saginaw, Inc. has played in contributing to the economic well-being of the Saginaw area and lives of countless citizens; and,

WHEREAS, Since its founding in Saginaw, OIC of Metropolitan Saginaw, Inc. has become a vital element in helping Michigan grow and adapt to needs in commerce and all aspects of life in Saginaw and the surrounding communities. Even as our cyclical Michigan economy has presented obstacles to growth and stability, OIC of Metropolitan Saginaw, Inc. has sustained itself through dedication and innovation; and,

WHEREAS, Looking back over 32 years of OIC Metropolitan Saginaw, Inc.'s history, it is clear that this organization has set its course with a continuing look to the future. While changes of the marketplace dictate many of the decisions for any good organization, OIC of Metropolitan Saginaw, Inc. has also demonstrated the importance of looking beyond the balance sheet alone to include the ideas of the community in making choices. We are grateful for all that OIC of Metropolitan Saginaw, Inc. has contributed to Saginaw and all of Michigan.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners in recognition of the 32nd anniversary of OIC of Metropolitan Saginaw, Inc. salute the management and staff on this happy occasion, and wish them well in future years.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the January 22nd meeting as a permanent record and duly inscribed upon parchment and presented to them.

Sincerely,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Robert L. Fish, Chairman

By Commissioner Foxx: That the Resolution be adopted. Approved.

CLERK'S CALL OF SESSION

January 9, 2001

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of January Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their Third Day's Session on Tuesday, January 22, 2001 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Vice Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Vice Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

1-22-1 PUBLIC HEALTH --- asking to carry forward \$56,000 in Healthy Start grant funds.

-- Human Services (1-22-1.1)

1-22-2 PLANNING DEPARTMENT --- informing the Board that in accordance with Budget Resolution A, the recently vacated position of Associate Planner will not be filled and the duties reassigned.

-- County Services (1-22-3.7)

1-22-3 PUBLIC WORKS COMMISSIONER --- recommending the Board adopt an ordinance dealing with the Soil Erosion and Sedimentation Control Law, Part 91 of Act 451.

- County Services (1-22-3.4 / Resolution A)
- 1-22-4 FRIEND OF THE COURT --- asking for an exception to Saginaw County Policy #335 (7.6.3) for an employee who will be changing classifications in February 2002.
- Courts and Public Safety
- 1-22-5 ANIMAL CARE --- sending the year end figures for the Animal Care Center.
- Courts and Public Safety
- 1-22-6 ANIMAL CARE --- informing the Board that in accordance with Budget Resolution A, a recently vacated position will not be filled and the duties reassigned.
- Courts and Public Safety (1-22-2.4)
- 1-22-7 BRIDGEPORT CHARTER TOWNSHIP --- sending the notice of hearing on Shear Tool, Inc.'s request for an industrial facilities exemption certificate.
- County Services
- 1-22-8 KITTY PACKARD --- asking the Board to consider appointing her to the vacancy on the Family Independence Agency Board. (copy distributed to all commissioners)
- Receive and file
- 1-22-9 MICHIGAN WORKS! --- asking Saginaw County to accept or reject Ross Learning, Inc. to provide Partnership for Adult Learning training for the period January 10, 2002 through September 30, 2003.
- County Services
- 1-22-10 PROSECUTOR --- asking to fill the vacant position of Warrant Coordinator.
- Courts and Public Safety
- 1-22-11 JOSE GARCIA --- asking the Board to consider appointing him to the vacancy on the Family Independence Agency Board. (copy distributed to all commissioners)
- Receive and file
- 1-22-12 FRIEND OF THE COURT ADVISORY COMMITTEE --- sending its Annual Report for 2001.
- Courts and Public Safety
- 1-22-13 REGISTER OF DEEDS --- asking to adjust the Remonumentation Budget to reflect the correct amount received from the grant.
- County Services
- 1-22-14 SHERIFF --- asking to fill two vacant Sheriff Deputy positions.
- Courts and Public Safety
- 1-22-15 COUNTY CLERK --- asking to use the Clerks Office Special Projects Account for equipment purchases.
- County Services
- 1-22-16 SHERIFF --- asking to continue the budget for the uncompleted Video Arraignment project.
- Courts and Public Safety (1-22-2.2)
- 1-22-17 CONTROLLER --- sending a recommendation with regard to dredging of the Upper Saginaw River.
- Appropriations / Legislative (1-22-4.7 / Resolution C)
- 1-22-18 ASSISTANT BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
- A. Arenac County Board of Commissioners forwarding a resolution supporting Senate Bill 677 pertaining to Secondary Road Patrol and Jail Reimbursement programs.
- B. Michigan Department of Environmental Quality Environmental Assistance Division sending the December 2001 EAD Bulletin.

- C. U.S. Department of Justice forwarding the following:
- Adam Preliminary 2000 Findings on Drug Use & Drug Markets
 - Public/Private Ventures' Evaluation of Faith-Based Programs
 - Homicides of Children and Youth
 - The National Juvenile Court Data Archive Web Site
 - Receive and file

APPROPRIATIONS COMMITTEE

Vice Chair Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:03 p.m. The Board reconvened, time being 5:22 p.m. By Commissioner Bartels, supported by Commissioner Ruth that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

V. APPROPRIATIONS MINUTES (1-22-02)

Members present: J. Graham-Chair, C. Smith-Vice Chair, R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, R. Woods, P. Wurtzel

Absent: R. Fish

Others: M. McGill-Controller; S. Borrello-Counsel; J. Corley, M. Massey, S. Patrick-Board Staff

I. Welcome

II. Call to Order---Graham at 5:03 p.m.

III. Public Comments---None.

IV. Agenda - COMMITTEE REFERRALS

1. Human Services Committee

R. Woods, Chair; C. Smith, Vice Chair

1.1) Health Department, re: authorization to carry forward grant monies for the Healthy Start Project

1.2) Health Department, re: filling of a vacant position of part-time Account Clerk T06/08

1.3) Michigan State University Extension, re: budget adjustments for Special Activity Funds of Healthy Families Saginaw, CTF-Parent Education, 21st Century, and Sugar Beet Advancement Program

---Woods moved, supported by Smith to approve 1.1 through 1.3. There was an exception to 1.2; 1.1 and 1.3 carried. Horn stated for the record, that he is pleased with the revision to the language relating to filling vacancies. Motion carried to approve 1.2.

2. Courts and Public Safety Committee

R. Mallette, Chair; P. Wurtzel, Vice Chair

2.2) Sheriff, re: Video Arraignment Project budget

2.3) Sheriff Department, re: Plus Home Surveillance Program Fund Balance

2.4) Animal Care Center, re: deletion of position

---Mallette moved, supported by Woods to approve 2.2 through 2.4. Motion carried. Mallette and Horn commended the Director of Animal Control Mark Wachner for complying with Budget Resolution A.

3. County Services Committee

M. O'Hare, Chair; R. Bartels, Vice Chair

3.5) Saginaw Future, Inc., re: use of Revolving Loan Fund

3.6) Planning Department, re: solid waste budget adjustment

3.7) Planning Department, re: reorganization

3.8) Controller, re: reorganization

3.9) Controller, re: sale of County owned buildings

---O'Hare moved, supported by Ruth to approve 3.5 through 3.9. Motion carried. O'Hare commended the Controller/CAO McGill and Planning Director Wm. Wright for complying with Budget Resolution A.

4. Appropriations

J. Graham, Chair; C. Smith, Vice Chair

Budget Audit Subcommittee

R. Bartels, Chair; R. Blaine, Vice Chair

- 4.1) Claims for the period November 27 - December 21, 2001
- 4.2) Amendment to Budget Resolution A, paragraph #11
- 4.3) Cost of Service Study for Saginaw County
- 4.4) Deficit Funding Plan
- 4.5) Addressing State Revenue Sharing shortfall
- 4.6) Adjustments to complete Courthouse & Jail Chiller replacement project

---Bartels moved, supported Horn to approve 4.1. through 4.6. There was an exception to 4.2; Reports 4.1, 4.3, 4.4, 4.5, 4.6 carried. Mallette asked the Controller for clarity relating to filling vacancies. McGill explained that when an employee leaves county employment, the position is automatically left vacant. The department can then do one of two things, reorganize their department showing one less position (this can be done in different ways); or the department may ask the Board to waive the policy and allow the vacant position to be filled. Since each situation will likely be different, the committees will have to review the requests and make a recommendation based on the criteria presented. Basil asked if maintenance of effort language should be included in the paragraph. The Controller responded no, because grants vary and doing so could create other vacancies within the department. Motion carried to approve 4.2.

Legislative Subcommittee

K. Horn, Chair; R. Mallette, Vice Chair

- 4.7) Local sponsor for Upper Saginaw River Dredging project

---Horn moved, supported by Mallette to approve 4.7. Motion carried.

V. Miscellaneous---None.

VI. Adjournment---Smith moved, supported by Woods to adjourn. Motion carried, time being 5:22 p.m.

Respectfully submitted,

Jannis R. Corley, Assistant Coordinator

James M. Graham, Committee Chair

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON HUMAN SERVICES -- 1.1

January 22, 2002

At the August 14, 2001 Board Session, the Saginaw County Health Department was authorized to accept a four year grant award for the Great Beginnings - Healthy Start Project.

In communication no. 1-22-1, the Health Department is requesting to carry forward \$56,000 of unspent funds in the Healthy Start Grant project into the FY 2002 County budget year. No additional revenue from the County is required.

It is the recommendation of your committee that the Saginaw County Department of Public Health be authorized to carry forward the grant award; further, that the proper County officials be authorized to execute the necessary documents on behalf of the County and amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 1.2

January 22, 2002

Your committee has considered communication no. 1-8-2 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill a vacant position of part-time Account Clerk T06/08.

The position is funded by indirect cost reimbursement and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. Neither would the deletion of the position result in any overall savings to the General Fund.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be refilled.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 1.3

January 22, 2002

Your committee has considered communication no. 12-11-22 from Marie Ruemenapp, Director, Michigan State University Extension requesting budget adjustments for the Special Activity Funds of Healthy Families Saginaw, CTF-Parent Education, 21st Century, and Sugar Beet Advancement Program. (see attachment)

We recommend the budget adjustment presented by the Michigan State University Extension be approved; further, that the proper County officials be authorized and directed to make the appropriate and necessary changes to the budget.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to

concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 2.1 **JANUARY 22, 2002**

Your committee has considered communication no. 1-8-10 from Captain Robert Rae, Community Corrections Advisory Board Chair requesting that supervision of Pre-Trial Services be placed under the Circuit Court.

Presently the positions of Pre-Trial Screener are being supervised by the Community Corrections Program Manager. Captain Rae informed us that after much discussion by the Community Corrections Advisory Board, along with a recommendation from its Standards and Evaluation Committee, it was concluded that the Pre-Trial Services Program would be better utilized and more efficient under the supervision of the Circuit Court.

It is our recommendation to concur with the Community Corrections Advisory Board to place the supervision of Pre-Trial Services Program under the Tenth Judicial Circuit Court; further, that the proper County officials be authorized and directed to make the necessary changes to the personnel complement.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 2.2 **JANUARY 22, 2002**

Your committee has considered communication no. 1-22-16 from Sheriff Charles Brown asking to continue the video arraignment project budget for 2001/2002.

Sheriff Brown informed us they had anticipated the project would be completed as of September 30, 2001, therefore, no budget was set up for fiscal year 2002. The unappropriated fund balance in this account is \$125,123.38.

We recommend funds from the 2001/02 video arraignment fund balance be transferred for use into the 2002 budget; further, that the proper County officials be authorized and directed to make the necessary budgetary adjustments.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 2.3 **JANUARY 22, 2002**

Your committee has considered communication no. 1-8-16 from Sheriff Brown requesting to use funds from the Plus-Home Surveillance Program budget to purchase additional tether units.

Sheriff Brown informed us that due to the increased usage of the MOR, Juvenile, and Plus-Home Surveillance Program, there is a need to purchase twenty-five more tether units. The total cost of these units is \$17,452.

It is our recommendation that funds from Plus-Home Surveillance budget in the amount of

\$17,452 be used to purchase twenty-five units. We further that the proper County officials be authorized and directed to make the necessary budgetary adjustments.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 2.4

JANUARY 22, 2002

Your committee has considered communication no. 1-22-6 from Mark Wachner, Animal Care Center Director of Operations informing the Board he will not be filling a vacant part-time Clerk Typist position and that the duties will be reassigned in accordance with Section 11 of the 2002 Budget Resolution A which reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

It is the recommendation of your committee to concur with the Animal Care Center Director to leave vacant the part-time Clerk Typist position and reassign the duties. We further recommend the proper County officials be authorized and directed to make the necessary changes to the personnel complement accordingly, effective immediately.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.1

JANUARY 22, 2002

Your committee has considered communication 12-11-10 from East Central Michigan Planning & Development Regional Commission (ECMPDR) sending the 2001 Comprehensive Economic Development Strategy (CEDS) for review and concurrence. (Saginaw County portion attached)

We met with William Wright, Director, Planning Department who informed us that in order to maintain Economic Development Agency designation as a redevelopment area, we must prepare a Comprehensive Economic Development Strategy annually or concur with the Regional CEDS. Redevelopment status relates to U.S. Department of Commerce, Economic Development Agency grant eligibility. The portion of the document pertaining to Saginaw County is attached.

It is the recommendation of your committee to concur with the Comprehensive Economic Development Strategy for Saginaw County for 2001, as prepared by the East Central Michigan

Planning & Development Regional Commission; and authorize the Chairman of the Board to sign the attached letter of concurrence, subject to review by the Controller as to substance, and Civil Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Raymond F. Bartels, Vice Chair

Kenneth B. Horn

Todd M. Hare

Carl E. Ruth

Robert L. Fish

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

January 22, 2002

Mr. C. Robert Sawyer, Director

Chicago Regional Office

Economic Development Administration

U.S. Department of Commerce

111 North Canal Street, Suite 855

Chicago, Illinois 60606

Dear Mr. Sawyer:

In order to maintain our EDA designation as a redevelopment area, we are required each year to submit to your office a Comprehensive Economic Development Strategy (CEDS) Annual Report.

It is our understanding of the guidelines that we may comply with this requirement by either preparing an individual local area CEDS Annual Report, or by indicating to you our concurrence with the report developed by the East Central Michigan Planning and Development Region.

We have reviewed the 2001 Regional CEDS Annual Report and are satisfied that it sufficiently addresses our local needs. We therefore, concur with its findings and forego the necessity of developing an individual report for our area.

We hope that this indication of our concurrence will be sufficient to maintain our designation. If you should have questions, however, or require additional information, please contact me at your convenience.

Respectfully submitted,

Robert L. Fish, Chair

Saginaw County Board of Commissioners

SAGINAW COUNTY

(excerpt from 2001 CEDS)

AREA POPULATION

Population was essentially unchanged in the Saginaw-Midland-Bay Labor Market Area (LMA) during the 1990s. With a negative growth rate of 1.3 percent since 1990, Saginaw County lags well behind Michigan growth of 6.9 percent.

LABOR FORCE TRENDS

Employment growth patterns were strong during the 1990s in the Saginaw-Midland-Bay LMA. Labor force expanded by 7.9 percent since 1990, and employment rose 11.9 percent, both of which did not exceed state and national growth. A strong employment economy has prevailed in the Saginaw-Midland-Bay LMA since the late 1990s, Since 1990. the Saginaw-Midland-Bay area has consistently recorded unemployment rates slightly above the statewide average.

Unemployment in the Saginaw-Midland-Bay area has been below 5.0 percent since 1996, and

averaged 3.7 percent through the first ten months of 2000. Of Michigan 83 counties, the three counties ranked 8 (Midland), 31 (Saginaw) and 38th (Bay), during 1999. Joblessness in the Tri-County area exceeds the state rate, mainly because of the volatility of the auto and related industries.

PER CAPITA PERSONAL INCOME

In 1999, Saginaw had a per capita personal income (PCPI) of \$24,140. This PCPI ranked 27th in the State, and was 86 percent of the State average, \$28,104, and 85 percent of the national average, \$28,546. In 1989, the PCPI of Saginaw was \$16,032 and ranked 23rd in the State. The average annual growth rate of PCPI over the past 10 years was 4.2 percent. The average annual growth rate for the State was 4.4 percent and for the nation was 4.4 percent.

TOTAL PERSONAL INCOME

In 1999 had a total personal income (TPI) of \$5,051,226,000. This TPI ranked 10th in the State and accounted for 1.8 percent of the State total. In 1989, the TPI of Saginaw was \$3,403,668,000 and ranked 9th in the State. The average annual growth rate of TPI over the past 10 years was 40 percent. The average annual growth rate for the State was 5.1 percent and for the nation was 5.4 percent.

COMPONENTS OF TOTAL PERSONAL INCOME

Total personal income (TPI) includes the earnings (wages and salaries, other labor income, and proprietor's income); dividends, interest, and rent; and transfer payments received by the residents of Saginaw. In 1999, earnings were 64.1 percent of TPI (compared with 65.2 percent in 1989); dividends, interest, and rent were 18.1 percent (compared with 19.1 percent in 1989); and transfer payments were 17.7 percent (compared with 15.7 percent in 1989). From 1989 to 1999, earnings increased on average 3.9 percent each year; dividends, interest, and rent increased on average 3.5 percent; and transfer payments increased on average 5.3 percent.

EARNINGS BY INDUSTRY

Earnings of persons employed in Saginaw increased from \$2,737,178,000 in 1989 to \$4,143,315,000 in 1999, an average annual growth rate of 4.2 percent. The largest industries in 1999 were durable goods manufacturing, 34.9 percent of earnings; services, 22.6 percent; and retail trade, 9.2 percent. In 1989, the largest industries were durable goods manufacturing, 39.0 percent of earnings; services, 17.8 percent; and retail trade, 9.5 percent. Of the industries that accounted for at least 5 percent of earnings in 1999, the slowest growing from 1989 to 1999 was durable goods manufacturing, which increased at an average annual rate of 3.1 percent; the fastest was services, which increased at an average annual rate of 6.8 percent.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.2

JANUARY 22, 2002

Your committee has considered communication 12-11-30 from Saginaw, Midland, Bay Michigan Works! Administration asking Saginaw County to accept or reject Bangor Township Schools to provide Wagner-Peyser funded reemployment services for the period December 1, 2001 through September 30, 2002.

It is the recommendation of your committee to accept the proposed contractor, as outlined above.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Carl E. Ruth

Raymond F. Bartels, Vice Chair

Todd M. Hare

Robert L. Fish

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.3

JANUARY 22, 2002

At the December 11, 2001 session the Board considered a Petition from the Village of Reese to annex a one (1) acre parcel of land from the Township of Blumfield in Saginaw County to the Village of Reese in Tuscola County; along with the appropriate Legal Notice announcing the Public Hearing, and the appropriate Determination and Order. At the Public Hearing we heard from Mr. Ronald Avery, owner of the parcel being proposed for annexation who explained that the property has serious septic problems. He added his options to replace the septic system are limited because of poor drainage and soil conditions on the property. Mr. Avery added that it is his understanding that because of the way the Village of Reese's sewer bond repayment is structured, it does not contract with individual residents from outside the Village.

Mr. Ralph Frahm, Clerk, Blumfield Township also spoke at the Public Hearing and explained the Blumfield Township Board denied Mr. Avery's request to annex his property because it was an individual parcel. If all the property owners on the road had wanted to connect to the Village of Reese sewer system, the Board may not have objected. Mr. Frahm stated that it is Blumfield Township's position that the Village of Reese should contract with Mr. Avery to provide sewer service. Mr. Frahm acknowledged that Blumfield Township would not lose any tax dollars if the land is annexed.

At our January 15, 2002 meeting your committee considered the communication 1-8-17 from Kevin Datte, Director, Environmental Health Services which relates to a Health Department evaluation of the property in question. In his letter, Mr. Datte explains that the site is limited for installation of an sewage system. Please refer to the attached letter for details.

After thoroughly reviewing and discussing this issue we are recommending the Board approve the Village of Reese's request to annex the parcel of property owned by Mr. Ronald Avery. Under the proper order of business the Determination and Order authorizing same will be submitted, subject to review by Civil Counsel.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Carl E. Ruth

Raymond F. Bartels, Vice Chair

Todd M. Hare

Robert L. Fish

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON COUNTY SERVICES -- 3.4

JANUARY 22, 2002

Your committee has considered communication 1-22-3 from James Koski, Public Works Commissioner asking approval of the proposed Saginaw County Soil Erosion and Sedimentation Control Ordinance; along with amendments to Saginaw County's existing Soil Erosion and Sedimentation Control Supplemental Rules and Conditions.

We met with James Koski, Public Works Commissioner who informed us Saginaw County, through the Public Works Commissioners Office has performed soil erosion and control duties for many years, and in accordance with the law was required to turn over to the State any funds collected as a result of fines. In January 2001, the Soil Erosion and Sedimentation Control Law, Part 91 of Act 451 was amended by the State Legislature. The change allows counties to adopt an ordinance to administer their own programs and retain funds collected as result of fines to offset administration costs. The funds must be used for soil erosion related activities.

The change in the law compels counties to be more aggressive in watching for soil erosion violations. Counties that do not satisfactorily administer and enforce their programs will have their authority revoked, the State will take over the program, and subsequently charge the cost to the county. Mr. Koski assured committee members that individuals will have an opportunity to correct violations before being fined. However, to avoid the State taking over the program, the Public Works Commissioner will take the necessary measures to assure violations are corrected in a timely manner.

The proposed Ordinance #114 was drafted by Civil Counsel, and has received preliminary review and approval from the DEQ. The Ordinance adopts the same language used by the State. Public Works staff have had the additional State required training and are all licensed.

Act 156 of 1851, as amended, MCLA 46.11(m), governs the procedure for adopting ordinances. It requires a majority vote of the members of the county board of commissioners elected and serving; the ordinance cannot contravene the general laws of the State or interfere with the local affairs of a township, city or village; and it provides suitable penalties for violations.

We recommend that Saginaw County Soil Erosion and Sedimentation Control Ordinance #114; along with the amendments to County's existing Soil Erosion and Sedimentation Control Supplemental Rules and Conditions be approved. We further recommend the Chairman of the Board be authorized and directed to sign the necessary documents on behalf of the County and the Clerk directed to certify the ordinance and publish it in a newspaper of general circulation in the County. The Ordinance shall officially take effect seven (7) days after written approval by the Department of Environmental Quality. Under the proper order of business, the appropriate resolution will be submitted to accomplish same.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Carl E. Ruth

Raymond F. Bartels, Vice Chair

Todd M. Hare

Robert L. Fish

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.5

JANUARY 22, 2002

Your committee has considered communication 1-8-4 from Steve Black, Vice-President, Saginaw Future, Inc. asking the Board to approve using the Revolving Loan Fund (the remaining 50%) as local match for a county-wide study to determine the feasibility of developing business parks.

We met with Mr. Black who informed us that in the last few years a number of Saginaw County

communities have expressed interest in investigating the potential of developing a business park. Due to the number of requests, the Michigan Economic Development Corporation (MEDC) has offered to fund a county-wide planning grant application looking at the feasibility of business parks and the development of a large speculative industrial site (or "super site"). The MEDC has sent written confirmation to Saginaw Future that it would pay for 50% of the cost of such a study.

At this time Saginaw Future does not have a cost estimate for such a study. However, based on similar studies done for other communities, it is anticipated the cost would be in the range of \$100,000 - 150,000. With the approval of the concept of using RLF dollars as local match, the next step would be to initiate a request for proposal process to receive cost estimates, following which a grant application could be written.

It is the recommendation of your committee to approve Saginaw Future, Inc.'s request to use the Revolving Loan Fund (the remaining 50%) as a local match for a county-wide feasibility study of developing business parks. We further recommend the proper County officials be authorized and directed to make the necessary budget adjustments and sign the necessary documents on behalf of the County.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Carl E. Ruth

Raymond F. Bartels, Vice Chair

Todd M. Hare

Robert L. Fish

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.6

JANUARY 22, 2002

Your committee has considered communication 1-8-5 from William Wright, Director, Planning Department requesting to increase the Solid Waste budget for FY 2002 by \$10,000 to allow for the expense of Health Department activities, such as quarterly landfill inspections, enforcement actions against dumping violations, etc.

We met with Mr. Wright who explained that due to a misunderstanding he recommended deleting the line item for this expense from the 2001/2002 Solid Waste budget. The error came to light when the Health Department tried to close their 2001 books. The Controller's Office was able to rectify the problem for 2001, but recommended the 2002 budget be amended to prevent the same thing from happening in 2002. There is sufficient revenue generated from the Solid Waste surcharge to cover the additional funds needed for this line item expense.

It is the recommendation of your committee to approve the Planning Director's request to increase the Solid Waste Planning budget for 2002 with Solid Waste Surcharge funds, and further the proper County officials be authorized and directed to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Carl E. Ruth

Raymond F. Bartels, Vice Chair

Todd M. Hare

Robert L. Fish

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.7

JANUARY 22, 2002

Your committee has considered communication 1-22-2 from William Wright, Director, Planning Department asking the Board to approve a reorganization due to the resignation of an Associate Planner position.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

We met with Mr. Wright who informed us that the duties of the vacant Associate Planner position have been reassigned to other Planning staff, with the exception of the brownfields work, which has been contracted with Cindy Inland of Crescent Consulting. The projected cost of the brownfield contract is \$30,000. The annual net savings to the County is approximately \$66,000 (salary and benefits) per year minus any brownfield consulting expense.

It is the recommendation of your committee to approve the Planning Director's request to reassign duties leaving an Assistant Planner position vacant; further that the proper County officials be authorized and directed to amend the budget and personnel complement accordingly, effective immediately.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Raymond F. Bartels, Vice Chair

Kenneth B. Horn

Todd M. Hare

Carl E. Ruth

Robert L. Fish

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.8

JANUARY 22, 2002

Your committee has considered communication 1-8-19 from Marc McGill Controller asking the Board to approve a reorganization due to the resignation of the Financial Services Director.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

We met with Mr. Mr. McGill who informed us that over the last two years the Controller's Office has been able to delete two financial positions through attrition. The Office is unable to withstand the loss of another financial position. After careful consideration it was determined that the deletion of the Administrative Assistant position would have the least impact on Controller's Office operations. Therefore, Mr. McGill recommends the incumbent be laid off, and the position of Financial Services Director be filled. The Personnel Office will work to relocate the individual into a vacant position that the Board has approved to be refilled. The

current duties of the Administrative Assistant will be reassigned to other non-union staff within the Controller's Office. The net savings to the County is approximately \$48,000 (salary and benefits) annually. It is the recommendation of your committee to approve the Controller's request to delete the position of Administrative Assistant, effective March 1, 2002, and to fill the position of Financial Services Director, effective immediately. We further recommend the proper County officials be authorized and directed to amend the budget and personnel complement accordingly, effective immediately.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Carl E. Ruth

Raymond F. Bartels, Vice Chair

Todd M. Hare

Robert L. Fish

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.9

JANUARY 22, 2002

Your committee has considered communication 12-11-23 from Marc McGill, County Controller asking to market five (5) parcels of real estate currently owned by the County of Saginaw.

We met with Mr. McGill who informed us that in order for the property to be sold it is necessary that the Board of Commissioners, by majority vote, authorize such sale. The individual parcels of real estate are listed below:

King Louie's Lounge

5788 Dixie Highway, Bridgeport, MI 48722

Order of Forfeiture dated 11/21/01

Includes Liquor License & Permit

H.W. Browne Airport

4821 Janes Road, Saginaw, MI 48601

3600 SF 7000 SF 6720 SF

Old Town Annex (Planning)

400 Court Street, Saginaw, MI 48602

Mr. McGill indicated that professional appraisals will be need to be performed on the all the properties. However rough estimates of the values are - \$230,000 for King Louie's Lounge. It should be noted that the liquor license on this property expires on April 30, 2002. Because the Liquor License adds considerable value to the property, the County would benefit more if it could be sold prior to that date. Money from this sale goes into the forfeiture fund.

The hangars at the H. W. Browne Airport are estimated to be valued at \$36,000 for the 3600 sq. ft. hangar, and up to \$72,000 for the larger hangars. The funds from the sale of the hangars go to the Airport for expenditure on capital items.

The Old Town Annex that formerly housed the Planning Department is estimated to sell for \$138,000. The money from this sale would go into the General Fund.

It is the recommendation of your committee to approve the request of the Controller to market the afore referenced properties for sale, in accordance with Saginaw County Policy #411. (Sale of Real and Personal Property)

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Carl E. Ruth

Raymond F. Bartels, Vice Chair

Todd M. Hare

Robert L. Fish

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1

JANUARY 22, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (12-11-32, 01-08-13)

Accordingly, we recommend the attached voucher payment transmittals be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period November 27 through December 21, 2001.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2

JANUARY 22, 2002

At the December 11, 2001 Session, your Budget Audit Subcommittee was asked to clarify the process for filling vacant positions included in paragraph #11 of the 2002 Budget Resolution A. Controller McGill proposes that certain millage funded departments be excluded from the policy.

We recommend paragraph #11 be amended (bold type), as follows:

BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, **(with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation)** said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization.

Further, that the proper County officials be authorized and directed to amend the budget accordingly and to notify County departments.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3

JANUARY 22, 2002

Your Budget Audit Subcommittee considered communication no. 1-8-22 from Marc McGill, Controller/CAO submitting the Cost of Service Study for Saginaw County as prepared by DMG-Maximus, and making recommendations on how to proceed with its findings.

As a result of declining revenue sources, the County contracted with DMG-Maximus to perform a "user fee study" based on budgeted expenditures for fiscal 2002. The consultants were to determine the full cost of providing specific services, compare costs with the revenues received, and recommend levels to recover more of the full cost when practical. Departments were interviewed to obtain the necessary information, and were asked to review the Study after its completion.

Attached is a Summary of the Results from the Study, a copy of the complete document is available through the Board Office or Controller. When considering new or revised user fees, the committee emphasized being mindful of the separation of powers and the ability to collect.

We recommend the Controller work with the Elected and Department Officials to implement new or revised fees as soon as feasible, and work toward incorporating any additional new or revised fees during the development of the fiscal 2003 budget; further, that any new or revised fee is subject to approval by the Board prior to review by Counsel.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.4

JANUARY 22, 2002

Your Budget Audit Subcommittee considered communication no. 1-8-20 from Michelle R. McInerney, Financial Services Director, submitting a summary of the funds and activities that ended the 2001 fiscal year in a deficit position totaling \$811,799. These preliminary figures, subject to audit, are expected to remain solid.

The Uniform Budget and Accounting Act requires that no fund be left in a deficit position at the end of the fiscal year. Attached is a Deficit Funding Plan which proposes to utilize the remaining \$315,000 in the 9/30/01 General Fund Undesignated/Unreserved Fund balance, and \$95,513 of Budget Stabilization Reserves.

We recommend the Deficit Funding Plan presented by the Controller be approved; further, that the proper County officials be authorized and directed to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.5

JANUARY 22, 2002

Your Budget Audit Subcommittee considered communication no. 1-8-21 from Michael E. Thompson, Administration Director, recommending that Budget Stabilization Reserves be utilized to fund programs and services as a result of reductions in state revenue sharing. (attachment)

At the close of last year the Governor reduced the amount of state revenue sharing payments that were included in the County's current budget for fiscal year 9/30/02 in the amount of \$235,589. The reduction has impacted the programs and services that are funded in whole or in part with state revenue sharing.

The Controller has determined it is in the best interest of the County to continue these programs and services without change and/or interruption through the end of the current fiscal year. Future funding will be considered during the 2003 budget process.

We recommend that \$235,589 from the Budget Stabilization Reserve be used to cover the state revenue sharing shortfall; further, that the proper County officials be authorized and directed to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.6

JANUARY 22, 2002

Your Budget Audit Subcommittee considered communication no. 1-8-9 from Chris Kulhanek, Facilities Manager, sending a recommendation to complete the Courthouse and Jail Chiller Replacement projects.

The 2001 Capital Improvement Budget included \$800,000 to replace the chiller equipment which provides air conditioning for the Courthouse and Jail. It was not anticipated that the new equipment would require that the primary electrical service for the Courthouse and Jail be replaced. However, the additional service capacity would reduce utility cost, provide a modernized control system, and meet the County's needs for the foreseeable future. The total cost of the project is \$976,100.

We recommend that \$180,000 be transferred from the General Fund Budget Stabilization Reserve to the Capital Improvement Fund for the Courthouse and Jail Chiller Replacement projects and electrical service; further, that the proper County officials be authorized and directed to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.7

JANUARY 22, 2002

Your Legislative Subcommittee considered communication no. 1-22-17 from Marc A. McGill, Controller/CAO, recommending that Saginaw County identify itself as the local sponsor in order to initiate the dredging of the Upper Saginaw River.

Over the past several years, sediments have deposited in the navigable shipping channel, causing the depth of the river to decrease and making it difficult or impossible for large ships and barges to pass through.

The Saginaw River shipping channel is a viable link to maintain the existence of some 16 businesses in Saginaw County. These businesses are very important to the builders, contractors, foundries, power plants, farmers, grain and corn brokers, municipalities, asphalt producers and concrete companies in the community.

The local sponsor is responsible for securing funds and providing all lands, easements and right of ways for the Dredged Material Disposal site. State, Federal and other funds will pay the costs incurred as a local sponsor. No County monies will be used.

Under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Horn: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

REPORTS OF SPECIAL COMMITTEES

FROM: SPECIAL COMMITTEE ON RULES -- 6.1

JANUARY 22, 2002

The Saginaw County Board of Commissioners at its organizational meeting held on January 2, 2002 adopted the 2001 Rules and 2002 Board Schedule, subject to review by the Special Rules Committee. Your Special Committee on Rules herewith submits for approval the amendments to the Rules of the Saginaw County Board of Commissioners, as attached. The addition to Section 7.5 will allow Board staff to experiment with assembling the board packet. Proposed changes are in bold type.

In accordance with Article X, we recommend the proposed amendments to the Rules be laid on the table and considered under Unfinished Business at the next day's session.

Respectfully submitted,

SPECIAL COMMITTEE ON RULES

Raymond F. Bartels, Chair

James M. Graham, Vice Chair

Todd M. Hare

Michael P. O'Hare

Carl E. Ruth

Connie D. Smith

Patrick A. Wurtzel

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

ARTICLE II

Meetings and Sessions of the Board

SECTION 2.6. Meeting Schedule - 2002

- Mon. January 2, 5:00 p.m.
- Tue. January 8, 5:00 p.m.
- Tue. January 22, 5:00 p.m.
- Tue. February 26, 5:00 p.m.
- Tue. March 26, 5:00 p.m.
- Tue. April 23, 5:00 p.m.
- Tue. May 21, 5:00 p.m.
- Tue. June 25, 5:00 p.m.
- NO SESSION IN JULY
- Tue. August 13, 5:00 p.m.
- Tue. September 17, 5:00 p.m.*
- Tue. October 15, 5:00 p.m.
- Tue. November 12, 5:00 p.m.
- Tue. December 10, 5:00 p.m.

*Statutory Meeting

Changes to the schedule will be posted by the Clerk.

ARTICLE VII

Officers

SECTION 7.5. The agenda packet prepared for the Board will be **numbered and/or** color-coded to designate the various sections and fastened together as one unit. The Addendum prepared on the day of the Session shall be **numbered and/or color-coded** in blue to distinguish it from the Agenda. Communications will be summarized in the packet and kept on file in their entirety in the Board Office. Communications and supporting material will be distributed to the appropriate committee members, as requested by the committee. At the end of each meeting, Board material may be removed by the commissioner or left on her/his desk for re-distribution. All confidential and privileged material shall be personally returned to the Board Secretary or signed out at the end of the Session.

RESOLUTIONS

RESOLUTION A

JANUARY 22, 2002

ORDINANCE # 114

SAGINAW COUNTY SOIL EROSION AND SEDIMENTATION CONTROL

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 22nd day of January, 2002, at 5:00 o'clock, p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- Robert L. Fish

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Smith.

WHEREAS, the State of Michigan has authorized counties to adopt a Soil Erosion and Sedimentation Control Ordinance pursuant to Part 91, Soil Erosion and Sedimentation Control, of 1994 P.A. 451, Natural Resources and Environmental Protection Act, as amended.

IT IS HEREBY RESOLVED AND ORDAINED:

(A)The Saginaw County Commissioner of Public Works is hereby appointed for the

administration and enforcement of the Saginaw County Soil Erosion and Sedimentation Control Ordinance and all rules promulgated under state statute and this ordinance in the name of the County of Saginaw throughout the County of Saginaw except within a municipality that has assumed the responsibility for Soil Erosion and Sedimentation Control Act under MCL 426.9101 et seq; and with regard to earth changes by authorized public agencies.

(B)All persons filing an application for a land use permit shall pay permit fees according to the schedule affixed thereto.

(C)That all provisions of Part 91, Soil Erosion and Sedimentation Control, of 1994 P.A. 451, Natural Resources and Environmental Protection Act, as amended, including all rules promulgated under this Part are adopted as the County ordinance.

(D)That affixed to this ordinance is a copy of said statute and rules and the County hereby adopts the same as its own.

(E)That this ordinance shall be effective seven (7) days after written approval by the Department of Environmental Quality.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Robert L. Fish, Chair

Todd M. Hare Vice Chair

ADOPTED: Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

Nays --- None

STATE OF MICHIGAN)
) SS

COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on the 22nd day of January, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 22nd day of January, 2002.

Susan Kaltenbach, County Clerk

Deletions are shown in strike out, additions are shown in bold

Saginaw County
Soil Erosion and Sedimentation Control
Supplemental Rules and Conditions
(Pursuant to Part 91 of Act 451, PA of 1994, as Amended)
Revised ~~December 14, 1999~~ **January 22, 2002**

Section I

Application for Land Use Permit

A. All persons proposing to maintain or undertake a land use or earth change activity disturbing one (1) or more acres of land or within 500 feet of a lake, river or stream, with exceptions as identified in 323.1705 of the Michigan Administrative Code, must make application to the Saginaw County Public Works Commissioner for a land use permit.

B. Application for a Land Use Permit must be made prior to the start of any work including, but not limited to, construction of access roads, driveways, ~~tree and shrub removal~~ **land clearing and grubbing** and grading.

C. Application must be made on the prescribed application form, furnished by the Public Works Commissioner, and must be filled out completely. All incomplete application forms ~~will be~~ **are subject to rejected rejection.**

D. The following information, plans and documents should accompany the application form:

1. A final design plan or development plan detailing all items of work.
2. A map or site plan, at a scale of not more than ~~100~~ **200** feet per inch, showing all predominant land features, and contour intervals, and proximity to lakes or streams.
3. A soils description of the affected areas, to include soil test borings if so requested by the Public Works Commissioner.
4. A legal description of the site indicating legal ownership.
5. A description and location of the physical limits of the proposed earth change.
6. A listed sequence of each proposed earth change and the estimated time required to complete each.
7. A detailed description and design of all soil erosion and sedimentation control measures.
8. A program of maintenance of temporary and permanent soil erosion and sedimentation control measures.

Section II

Land Use Permit

A. Land Use Permits will be issued to those persons properly filing applications only after all documents and plans have been reviewed, **fees paid**, and approved by the Public Works Commissioner. Decisions of the Public Works Commissioner may be appealed as outlined in Section X.

B. Land Use Permits shall contain limitations and conditions of issuance and shall be prominently displayed on the site at all times.

C. Land Use Permits shall contain an expiration date after which time the applicant must apply for a renewal or extension to all the provisions of these Supplemental Rules and Conditions. The expiration date will be established by the Public Works Commissioner to reflect the normal time required to complete the proposed construction or development but, in no case, shall exceed three (3) years.

Section III

Fee Schedule

A. All persons filing an application for a land use permit shall pay permit fees according to the following schedule:

- | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| 1. Submission of application for approval | \$40.00 |
| 2. Plan review (per acre of site and fraction of for area disturbed) Minimum of 2 acres shall be used, regardless of lesser sized site | \$40.00 |
| 3. Revised plan review (per acres of site & fraction of for area disturbed) Min. of 2 acres | \$15.00 |
| 4. Site inspection (per acre of site and fraction of for area disturbed) Minimum of 2 acres | \$40.00 |
| 5. Request for time extension-administrative fee | \$40.00 |
| 6. Re-inspection fee (per occurrence) | \$40.00 |
| 7. Residential permit fee Minor Use, under 1 acre | \$25.00 \$60.00 |

B. The fee schedule stated above shall apply to permits issued for a period not exceeding one (1) year. Permits issued for a period of greater than one year but not exceeding two (2) years shall pay a fee equal to one and one-half (1 1/2) the fees listed above. Permits issued for a period greater than two years but not exceeding three (3) years shall pay a fee equal to twice the fees

listed above.

C. All fees are to be payable to the Public Works Commissioner prior to issuance of a Land Use Permit.

~~D. Applications received for which no permits are required will be entitled to a refund of one-half (1/2) the application fee.~~

~~E. D.~~ A minimum of one (1) site inspection for each year permitted is required for all permits.

F. E. Any permit that has expired for 60 days or more will ~~required~~ **require** a permit renewal. Permit renewal fees will be one-half (1/2) of those listed above.

Section IV

Bond Requirements

A. Prior to the issuance of a Land Use Permit, the applicant may be required to post a Surety Bond executed by the owner and corporate surety with authority to do business in this state as a surety. The bond shall be in a form approved by the Public Works Commissioner. Said bond shall be in the amount of the cost of all temporary or permanent soil erosion and sedimentation control measures as estimated by the Public Works Commissioner.

B. In lieu of a Surety Bond, the applicant may file with the Public Works Commissioner, a Cash Bond in the amount equal to that which would be required for a Surety Bond.

Section V

Extension of Time

A. Requests for extension of time for Land Use Permits must be received by the Public Works Commissioner at least ten (10) days prior to the expiration date.

B. Requests for extensions must be in writing and set forth reasons for such requests.

Section VI

Violations

A. Whenever, by the provisions of Part 91 of Act 451, PA 1994, **as amended**, the General Rules or these Supplemental Rules and Conditions, the performance of any act is required or the performance of any act is prohibited, a failure to comply with such provisions shall constitute a violation of the law.

B. All violations shall be corrected within ten (10) days following issuance of a written notice to correct. Such notice shall be mailed by certified mail, in the alternative, may be hand delivered to the person charged with said violation. Failure to incorporate corrections shall cause the Land Use Permit to be voided and shall cause legal action to be initiated.

C. All earth change activities, for which a Land Use Permit is required, that commence prior to obtaining a permit, may be charged land use permit fees twice those as defined in Section III of these Supplemental Rules and Conditions.

Section VII

Maintenance

All persons carrying out soil erosion and sedimentation control measures under Part 91 of **Act 451 of 1994**, as amended, the General Rules and these Supplemental Rules and Conditions, and all subsequent owners of properties on which such measures have been installed, shall adequately maintain permanent erosion control measures, devices and plants in effective working conditions.

Section VIII

Standards and Specifications

All soil erosion and sedimentation control measures, both temporary and permanent, shall be designed, constructed and maintained in accordance with current standards and specifications published by the Saginaw Soil Conservation District and specifications contained in the Michigan Soil Erosion and Sedimentation Control Guidelines published by the Department of

Environmental Quality, both as approved and adopted by the Public Works Commissioner.

Section IX

Interpretation

The Public Works Commissioner shall have the ~~authority~~ **responsibility** to interpret ~~the~~ Part 91 of Act 451, PA 1994, as amended, the General Rules and these Supplemental Rules and Conditions as to intent and general purpose and base decisions on said interpretation.

Section X

Board of Appeals

A. The Soil Erosion and Sedimentation Control Board of Appeals shall consist of three (3) members appointed by the Chairman of the Board of Commissioners, for terms of two (2) years. One member shall be appointed from the Board of ~~Public Works Commissioners~~, one from the Saginaw Soil Conservation District Board and one from the Saginaw County Township Officials organization. The Public Works Commissioner shall be a permanent member of the board in an advisory capacity, without the right to vote.

B. When the Public Works Commissioner refuses to grant a Land Use Permit or makes any other decision pursuant or related to Part 91 of Act 451, PA of 1994, its General Rules or these Supplemental Rules and Conditions, an interested person or his authorized agent, may appeal said decision, in writing, to the Board of Appeals. The Board of Appeals shall hear the appeal and render and file its decision with a statement of reasons therefore with the Public Works Commissioner not later then thirty (30) calendar days after submission of the appeal. A copy of the decision and statement of reasons therefore shall be delivered or mailed, before such filing, to the party making the appeal. A record of decisions made by the Board of Appeals shall be kept by the Public Works Commissioner and shall be open to public inspection during normal business hours.

Section XI

Revisions

The Board of Commissioners may, from time to time, revise these Supplemental Rules and Conditions as deemed necessary for the effective enforcement and administration of Part 91 of the Act 451, PA 1994, as amended, and the General Rules.

Section XII

Enforcement Assignment

A. The Public Works Commissioner may assign and permit, pursuant to a properly executed agreement, enforcement of the General Rules and these Supplemental Rules and Conditions, on behalf of the Department, to county municipalities for earth change activities within that municipality. Said municipality may collect and retain permit fees as outlined in Section III of these Supplemental Rules and Conditions.

B. The Public Works Commissioner may secure, pursuant to properly executed agreements approved by the Board of Commissioners, services for enforcing the Act, the General Rules and these Supplemental Rules and Conditions, on behalf of the Commissioner, from private contractors or vendors. Enforcement responsibilities that may be included in said agreements are receipt of applications, collection of permit fees, setting and receiving bond amounts and plan appropriate record keeping. All fees charged shall be in accordance with these Supplemental Rules and Conditions and shall be turned over to the Commissioner.

Approved by Saginaw County Board of Commissioners

Robert L. Fish, Chair

Date: _____

Part 91 of the Act 451, PA of 1994 **AS AMENDED**
 Revised ~~December 14, 1999~~ **January 22, 2002**

The Saginaw County Public Works Commissioner, acting on behalf of the Saginaw County Board of Commissioners, as County Enforcing Agent for Part 91 of Act 451, PA of 1994, do hereby issue the following statements of policy and interpretation regarding the enforcement of said Part 91. These statements are not intended to be all inclusive but are made in a effort to improve clarity of existing rules and to provide educational information.

1. A **one year** permit renewal will be required when the excavation, grading, or hauling operations are not yet complete.
 2. A **four month** permit extension may be requested when only minor alterations, final cleanup or reseeded operations remain to be completed.
 3. The decision as to whether a permit renewal or an extension is necessary shall be the decision of the Permit Enforcement Office.
 4. For both a permit renewal and an extension, the bond requirements shall be the same as in the original permit. That is, a Surety Bond for the same amount shall be extended, or in the case of a Cash Bond, the original amount will be retained until completion. No additional bond will be required.
 5. One interim inspection during the life of each permit will be the goal of Public Works Commissioner. Waiver of this goal will be at the discretion of the Public Works Commissioner.
 6. It is required that the permit be in the name of the owner of the property.
 7. Only two consecutive permit extensions will be granted per project. If the project is not yet complete after the expiration of the second extension, a permit renewal will be required.
 - ~~8. A permit extension shall be issued for no longer than four (4) months (120) days.~~
 - ~~9.~~ **8.** The application fee is not required for a permit renewal or extension.
 - ~~10.~~ **9.** If the applicant anticipates a project to be longer than three (3) years in duration, he or she should consider separating the project into several distinct phases.
 - ~~11.~~ **10.** For applications received from municipalities, the bond may be waived providing the Saginaw County Public Works Commissioner is named on the Contractor's Performance Bond.
 - ~~12.~~ **11.** The minimum rate for establishment of the bond amount shall be ten (10) times the per acre site inspection fee rate.
 - ~~13.~~ **12. Residential Minor Use** permits will be issued at the discretion of the Public Works Commissioner or the Soil Erosion permitting agent.
- Saginaw County Pubic Works Commissioner
~~Walter J. Wendling~~ **James A. Koski**
 Date: ~~December 14, 1999~~ **January 22, 2002**

**PART 91, SOIL EROSION AND SEDIMENTATION CONTROL
 OF THE
 NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT
 1994 PA 451, AS AMENDED**

324.9101 Definitions; A to W.

Sec. 9101. (1) "Agricultural practices" means all land farming operations except the plowing or tilling of land for the purpose of crop production or the harvesting of crops.

(2) "Authorized public agency" means a state agency or an agency of a local unit of government authorized under section 9110 to implement soil erosion and sedimentation control procedures with regard to earth changes undertaken by it.

(3) "Conservation district" means a conservation district authorized under part 93.

- (4) "Consultant" means either of the following:
- (a) An individual who has a current certificate of training under section 9123.
 - (b) A person who employs 1 or more individuals who have current certificates of training under section 9123.
- (5) "County agency" means an officer, board, commission, department, or other entity of county government.
- (6) "County enforcing agency" means a county agency or a conservation district designated by a county board of commissioners under section 9105.
- (7) "County program" or "county's program" means a soil erosion and sedimentation control program established under section 9105.
- (8) "Department" means the department of environmental quality.
- (9) "Earth change" means a human-made change in the natural cover or topography of land, including cut and fill activities, which may result in or contribute to soil erosion or sedimentation of the waters of the state. Earth change does not include the practice of plowing and tilling soil for the purpose of crop production.
- (10) "Local ordinance" means an ordinance enacted by a local unit of government under this part providing for soil erosion and sedimentation control.
- (11) "Municipal enforcing agency" means an agency designated by a municipality under section 9106 to enforce a local ordinance.
- (12) "Municipality" means any of the following: (a) A city. (b) A village. (c) A charter township. (d) A general law township that is located in a county with a population of 200,000 or more.
- (13) "Rules" means the rules promulgated pursuant to the administrative procedures act of 1969. 1969 PA 306, MCL 24.201 to 24.328.
- (14) "Sediment" means solid particulate matter, including both mineral and organic matter, that is in suspension in water, is being transported, or has been removed from its site of origin by the actions of wind, water, or gravity and has been deposited elsewhere.
- (15) "Soil erosion" means the wearing away of land by the action of wind, water, gravity, or a combination of wind, water, or gravity.
- (16) "State agency" means a principal state department.
- (17) "Violation of this part" or "violates this part" means a violation of this part, the rules promulgated under this part, a permit issued under this part, or a local ordinance enacted under this part.
- (18) "Waters of the state" means the Great Lakes and their connecting waters, inland lakes and streams as defined in rules promulgated under this part, and wetlands regulated under part 303.
- History: Add. 1995. Act 60, Imd. Eff. May 24, 1995;--Am. 2000. Act 504, Imd. Eff. Jan. 11, 2001.

324.9102, 324.9103 Repealed. 2000, Act 504, Imd. Eff. Jan. 11, 2001. Compiler's Note: The repealed sections pertained to definitions and soil erosion and sedimentation control program.

324.9104 Rules; availability of information.

Sec. 9104. (1) The department, with the assistance of the department of agriculture, shall promulgate rules for a unified soil erosion and sedimentation control program, including provisions for the review and approval of site plans, land use plans, or permits relating to soil erosion control and sedimentation control. The department shall notify and make copies of proposed rules available to county enforcing agencies, municipal enforcing agencies, and authorized public agencies for review and comment before promulgation.

(2) The department shall make available to county enforcing agencies, municipal enforcing agencies, and authorized public agencies educational information on soil erosion and sedimentation control techniques and the benefits of implementing soil erosion and

sedimentation control measures. County enforcing agencies and municipal enforcing agencies shall distribute this information to persons receiving permits under a county program or a local ordinance and to other interested persons.

History: Add. 1995, Act 60, Imd. Eff. May 24, 1995;--Am. 2000, Act 504, Imd. Eff. Jan 11, 2001

324.9105 Administration and enforcement of rules; resolution; ordinance; interlocal agreement; review; notice of results; informal meeting; probation; consultant; inspection fees; rescission of order, stipulation, or probation.

Sec. 9105. (1) Subject to subsection (6), a county is responsible for the administration and enforcement of this part and the rules promulgated under this part throughout the county except as follows:

(a) Within a municipality that has assumed the responsibility for soil erosion and sedimentation control under section 9106.

(b) With regard to earth changes of authorized public agencies.

(2) Subject to subsection (3), the county board of commissioners of each county, by resolution, shall designate a county agency, or a conservation district upon the concurrence of the conservation district, as the county enforcing agency responsible for administration and enforcement of this part and the rules promulgated under this part in the name of the county. The resolution may set forth a schedule of fees for inspections, plan reviews, and permits and may set forth other matters relating to the administration and enforcement of the county program and this part and the rules promulgated under this part.

(3) In lieu of or in addition to a resolution provided for in subsection (2), the county board of commissioners of a county may provide by ordinance for soil erosion and sedimentation control in the county. An ordinance adopted under this subsection may be more restrictive than, but shall not make lawful that which is unlawful under, this part and the rules promulgated under this part. If an ordinance adopted under this subsection is more restrictive than this part and the rules promulgated under this part, the county enforcing agency shall notify a person receiving a permit under the ordinance that the ordinance is more restrictive than this part and the rules promulgated under this part. The ordinance shall incorporate by reference the rules promulgated under this part that do not conflict with a more restrictive ordinance and may set forth such other matters as the county board of commissioners considers necessary or desirable. The ordinance may provide penalties for a violation of the ordinance that are consistent with section 9121

(4) A copy of a resolution or ordinance adopted under this section and all subsequent amendments to the resolution or ordinance shall be forwarded to the department for the department's review and approval. The department shall forward a copy to the conservation district for that county for review and comment. Not later than December 31, 2001, the department shall prepare and submit a report to the standing committees of the senate and the house of representatives with jurisdiction over issues primarily related to natural resources and the environment. This report shall detail the number and the substance of complaints that have been received by the department related to county ordinances that have been adopted under subsection (3) that are more restrictive than this part and the rules promulgated under this part.

(5) Two or more counties may provide for joint enforcement and administration of this part and the rules promulgated under this part by entering into an interlocal agreement pursuant to the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512.

(6) Within 3 years after the effective date of the amendatory act that added this subsection, the department shall conduct an initial review of each county's soil erosion and sedimentation control program in accordance with a schedule established by the department. If the department approves a county program, its approval is valid for a 5-year period. After the initial review, the

department shall conduct a review of a county's program every 5 years. The review shall be conducted at least 6 months before the expiration of each succeeding 5-year period. The department shall approve a county's program if all of the following conditions are met:

(a) The county has passed a resolution or enacted an ordinance as provided in this section.
(b) The individuals with decision-making authority who are responsible for administering the county program have current certificates of training under section 9123.
(c) The county has effectively administered and enforced the county program in the past 5 years or has implemented changes in its administration or enforcement procedures that the department determines will result in the county effectively administering and enforcing the county program. In determining whether the county has met the requirement of this subdivision, the department shall consider all of the following:

(i) Whether a mechanism is in place to provide funding to administer the county's program

(ii) Whether the county has conducted adequate inspections to assure minimization of soil erosion and off-site sedimentation.

(iii) The effectiveness of the county's past compliance and enforcement efforts.

(iv) The adequacy and effectiveness of the applications and soil erosion and sedimentation control plans being accepted by the county.

(v) The adequacy and effectiveness of the permits issued by the county and the inspections being performed by the county.

(vi) The conditions at construction sites under the jurisdiction of the county as documented by departmental inspections.

(7) Following a review under subsection (6), the department shall notify the county of the results of its review and whether the department proposes to approve or disapprove the county's program. Within 30 days of receipt of the notice under this subsection, a county may request and the department shall hold an informal meeting to discuss the review and the proposed action by the department.

(8) Following the meeting under subsection (7), if requested, and consideration of the review under subsection (6), if the department does not approve a county's program, the department shall enter an order, stipulation, or consent agreement under section 91 12(2) placing the county on probation. In addition, at any time that the department determines that a county that was previously approved by the department under subsection (6) is not satisfactorily administering and enforcing the county's program, the department shall enter into an order, stipulation, or consent agreement under section 9112(2) placing the county on probation. During the 6-month period after a county is placed on probation, the department shall consult with the county on how the county could change its administration of the county program in a manner that would result in its approval.

(9) Within 6 months after a county has been placed on probation under subsection (8), the county may notify the department that it intends to hire a consultant to administer the county's program. If, within 60 days after notifying the department, the county hires a consultant that is acceptable to the department, then within 1 year after the county hires the consultant, the department shall conduct a review of the county's program to determine whether or not the county program can be approved.

(10) If any of the following occur, the department shall hire a consultant to administer the county's program:

(a) The county does not notify the department of its intent to hire a consultant under subsection (9).

(b) The county does not hire a consultant that is acceptable to the department within 60 days

after notifying the department of its intent to hire a consultant under subsection (9).

(c) The county remains unapproved following the department's review under subsection (9).

(11) Upon hiring a consultant under subsection (10), the department may establish a schedule of fees for inspections, review of soil erosion and sedimentation control plans, and permits for the county's program that will provide sufficient revenues to pay for the cost of the contract with the consultant, or the department may bill the county for the cost of the contract with the consultant. As used in this subsection, "cost of the contract" means the actual cost of a contract with a consultant plus the documented costs to the department in administering the contract, but not to exceed 10% of the actual cost of the contract

(12) At any time that a county is on probation as provided for in this section, the county may request the department to conduct a review of the county's program. If, upon such review, the county has implemented appropriate changes to the county's program, the department shall approve the county's program. If the department approves a county's program under this subsection, the department shall rescind its order, stipulation, or consent agreement that placed the county on probation.

History: Add 1995, Act 60, Imd. Eff. May 24, 1995;--Am. 2000, Act 504, Imd. Eff. Jan. 11, 2001
324.9106 Ordinances.

Sec. 9106. (1) Subject to subsection (3), a municipality by ordinance may provide for soil erosion and sedimentation control on public and private earth changes within its boundaries except that a township ordinance shall not be applicable within a village that has in effect such an ordinance. An ordinance may be more restrictive than, but shall not make lawful that which is unlawful under, this part and the rules promulgated under this part. If an ordinance adopted under this section is more restrictive than this part and the rules promulgated under this part, the municipal enforcing agency shall notify a person receiving a permit under the ordinance that the ordinance is more restrictive than this part and the rules promulgated under this part. The ordinance shall incorporate by reference the rules promulgated under this part that do not conflict with a more restrictive ordinance, shall designate a municipal enforcing agency responsible for administration and enforcement of the ordinance, and may set forth such other matters as the legislative body considers necessary or desirable. The ordinance shall be applicable and shall be enforced with regard to all private and public earth changes within the municipality except earth changes by an authorized public agency. The municipality may consult with a conservation district for assistance or advice in the preparation of the ordinance. The ordinance may provide penalties for a violation of the ordinance that are consistent with section 9121.

(2) An ordinance related to soil erosion and sedimentation control that is not approved by the department as conforming to the minimum

requirements of this part and the rules promulgated under this part has no force or effect. A municipality shall submit a copy of its proposed ordinance or of a proposed amendment to its ordinance to the department for approval before adoption. The department shall forward a copy to the county enforcing agency of the county in which the municipality is located and the appropriate conservation district for review and comment. Within 90 days after the department receives an existing ordinance, proposed ordinance, or amendment, the department shall notify the clerk of the municipality of its approval or disapproval along with recommendations for revision if the ordinance, proposed ordinance, or amendment does not conform to the minimum requirements of this part or the rules promulgated under this part. If the department does not notify the clerk of the local unit within the 90-day period, the ordinance, proposed ordinance, or amendment shall be considered to have been approved by the department.

(3) After a date determined by a schedule established by the department, but not later than 3 years after the effective date of the amendatory act that added this subsection, a municipality

shall not administer and enforce this part or the rules promulgated under this part or a local ordinance unless the department has approved the municipality. An approval under this section is valid for 5 years, after which the department shall review the municipality for reapproval. At least 6 months before the expiration of each succeeding 5-year approval period, the department shall complete a review of the municipality for reapproval. The department shall approve a municipality if all of the following conditions are met:

(a) The municipality has enacted an ordinance as provided in this section that is at least as restrictive as this part and the rules promulgated under this part.

(b) The individuals with decision-making authority who are responsible for administering the soil erosion and sedimentation control program for the municipality have current certificates of training under section 9123.

(c) The municipality has submitted evidence of its ability to effectively administer and enforce a soil erosion and sedimentation control program. In determining whether the municipality has met the requirements of this subdivision, the department shall consider all of the following:

(i) Whether a mechanism is in place to provide funding to administer the municipality's soil erosion and sedimentation control program.

(ii) The adequacy of the documents proposed for use by the municipality including, but not limited to, application forms, soil erosion and sedimentation control plan requirements, permit forms, and inspection reports.

(iii) If the municipality has previously administered a soil erosion and sedimentation control program, whether the municipality effectively administered and enforced the program in the past or has implemented changes in its administration or enforcement procedures that the department determines will result in the municipality effectively administering and enforcing a soil erosion and sedimentation control program in compliance with this part and the rules promulgated under this part. In determining whether the municipality has met the requirement of this subparagraph, the department shall consider all of the following:

(A) Whether the municipality has had adequate funding to administer the municipality's soil erosion and sedimentation control program.

(B) Whether the municipality has conducted adequate inspections to assure minimization of soil erosion and off-site sedimentation.

(C) The effectiveness of the municipality's past compliance and enforcement efforts.

(D) The adequacy and effectiveness of the applications and soil erosion and sedimentation control plans being accepted by the municipality.

(E) The adequacy and effectiveness of the permits issued by the municipality and the inspections being performed by the municipality.

(F) The conditions at construction sites under the jurisdiction of the municipality as documented by departmental inspections.

(4) If the department determines that a municipality is not approved under subsection (3) or that a municipality that was previously approved under subsection (3) is not satisfactorily administering and enforcing this part and the rules promulgated under this part, the department shall enter an order, stipulation, or consent agreement under section 9112(2) denying the municipality authority or revoking the municipality's authority to administer a soil erosion and sedimentation control program. Upon entry of this order, stipulation, or consent agreement, the county program for the county in which the municipality is located becomes operative within the municipality.

(5) A municipality that elects to rescind its ordinance shall notify the department. Upon rescission of its ordinance, the county program for the county in which the municipality is located becomes operative within the municipality.

(6) A municipality that rescinds its ordinance or is not approved by the department to administer the program shall retain jurisdiction over projects under permit at that time. The municipality shall retain jurisdiction until the projects are completed and stabilized or the county agrees to assume jurisdiction over the permitted earth changes.

History: Add. 1995, Act 60, Imd. Eff. May 24, 1995;--Am. 2000, Act 504, Imd. Eff. Jan 11, 2001

324.9107 Notice of violation.

Sec. 9107. If a local unit of government has notice that a violation of this part has occurred within the boundaries of that local unit of government, including but not limited to a violation attributable to an earth change by an authorized public agency, the local unit of government shall notify the appropriate county enforcing agency and municipal enforcing agency and the department of the violation. History: Add. 1995, Act 60, Imd. Eff. May 24, 1995;--Am. 2000, Act 504, Imd. Eff. Jan. 11, 2001.

324.9108 Permit; deposit as condition for issuance.

Sec. 9108. As a condition for the issuance of a permit, the county enforcing agency or municipal enforcing agency may require the applicant to deposit with the clerk of the county or municipality in the form of cash, a certified check, or an irrevocable bank letter of credit, whichever the applicant selects, or a surety bond acceptable to the legislative body of the county or municipality or to the county enforcing agency or municipal enforcing agency, in an amount sufficient to assure the installation and completion of such protective or corrective measures as may be required by the county enforcing agency or municipal enforcing agency. History: Add. 1995, Act 60, Imd. Eff. May 24, 1995;--Am. 2000, Act 504, Imd. Eff. Jan 11, 2001.

324.9109 Agreement between public agency or county or municipal enforcing agency and conservation district; purpose; reviews and evaluations of agency's programs or procedures; agreement between person engaged in agricultural practices and conservation district; notification: enforcement.

Sec. 9109. (1) An authorized public agency, county enforcing agency, or municipal enforcing agency may enter into an agreement with a conservation district for assistance and advice in overseeing and reviewing compliance with soil erosion and sedimentation control procedures and in reviewing existing or proposed earth changes, earth change plans, or site plans with regard to technical matters pertaining to soil erosion and sedimentation control. In addition to or in the absence of such agreements, conservation districts may perform periodic reviews and evaluations of the authorized public agency's, county enforcing agency's, or municipal enforcing agency's programs or procedures pursuant to standards and specifications developed in cooperation with the respective districts and as approved by the department. These reviews and evaluations shall be submitted to the department for appropriate action.

(2) A person engaged in agricultural practices may enter into an agreement with the appropriate conservation district to pursue agricultural practices in accordance with and subject to this part, the rules promulgated under this part, and any applicable local ordinance. If a person enters into an agreement with a conservation district, the conservation district shall notify the county enforcing agency or municipal enforcing agency or the department in writing of the agreement. Upon entering into the agreement under this subsection, a person is not subject to permits required under this part, but is required to develop project specific soil erosion and sedimentation control plans and is subject to the remedies provided for in this part for violations of this part. History: Add. 1995, Act 60, Imd. Eff. May 24, 1995;--Am. 2000, Act 504, Imd. Eff. Jan. 11, 2001

324.9110 Designation as authorized public agency; application; submission of procedures;

variance; approval.

Sec. 9110. (1) Subject to subsection (4), a state agency or an agency of a local unit of government may apply to the department for designation as an authorized public agency by submitting to the department the soil erosion and sedimentation control procedures governing all earth changes normally undertaken by the agency. If the applicant is an agency of a local unit of government, the department shall submit the procedures to the county enforcing agency and the appropriate conservation district for review. The county enforcing agency and the conservation district shall submit their comments on the procedures to the department within 60 days. If the applicant is a state agency, the department shall submit the procedures to the department of agriculture for review, and the department of agriculture shall submit its comments on the procedures to the department within 60 days.

(2) Subject to subsection (4), if the department finds that the soil erosion and sedimentation control procedures of the state agency or the agency of the local unit of government meet the requirements of this part and rules promulgated under this part, the department shall designate the agency as an authorized public agency.

(3) Subject to subsection (4), after approval of the procedures and designation as an authorized public agency pursuant to subsection (1) or (2), all earth changes maintained or undertaken by the authorized public agency shall be undertaken pursuant to the approved procedures. If determined necessary by the department and upon request of an authorized public agency, the department may grant a variance from the provisions of this subsection.

(4) After a date determined by a schedule established by the department, but not later than 3 years after the effective date of the amendatory act that added this subsection, a state agency or an agency of a local unit of government shall not administer and enforce this part and the rules promulgated under this part as an authorized public agency unless the department has approved the agency under this section. An approval under this section is valid for 5 years, after which the department shall review the agency for reapproval. At least 6 months before the expiration of each succeeding 5-year period, the department shall complete a review of the authorized public agency for reapproval. The department shall approve a state agency or an agency of a local unit of government if all of the following conditions are met:

(a) The agency has adopted soil erosion and sedimentation control procedures that are at least as restrictive as this part and the rules promulgated under this part.

(b) The individuals with decision-making authority who are responsible for administering the soil erosion and sedimentation control procedures have current certificates of training under section 9123.

(c) The agency has submitted evidence of its ability to effectively administer soil erosion and sedimentation control procedures. In determining whether the agency has met the requirement of this subdivision, the department shall consider all of the following:

(i) Funding to administer the agency's soil erosion and sedimentation control program.

(ii) The agency's plans for inspections to assure minimization of soil erosion and off-site sedimentation.

(iii) The adequacy of the agency's soil erosion and sedimentation control procedures.

(iv) If the agency has previously administered soil erosion and sedimentation control procedures, the agency has effectively administered these procedures or has implemented changes in their administration that the department determines will result in the agency effectively administering the soil erosion and

sedimentation control procedures. In determining whether the agency has met the requirement of this subparagraph, the department shall consider all of the following:

(A) Whether the agency has had adequate funding to administer the agency's soil erosion

- and sedimentation control program.
- (B) Whether the agency has conducted adequate inspections to assure minimization of soil erosion and off-site sedimentation.
 - (C) The effectiveness of the agency's past compliance and enforcement efforts.
 - (D) The adequacy of the agency's soil erosion and sedimentation control plans and procedures as required by rule.
 - (E) The conditions at construction sites under the jurisdiction of the agency as documented by departmental inspections.
- (5) If the department determines that a state agency or an agency of a local unit of government is not approved under subsection (4) or that a state agency or an agency of a local unit of government that was previously approved under subsection (4) is not satisfactorily administering and enforcing this part and the rules promulgated under this part, the department shall enter an order, stipulation, or consent agreement under section 9112(2) denying or revoking the designation of the state agency or agency of a local unit of government as an authorized public agency.

History: Add. 1995, Act 60, Imd Eff. May 24, 1995--Am. 2000, Act 504, Imd. Eff. Jan 11, 2001.

324.9111 Repealed. 2000, Act 504, Imd. Eff. Jan. 11, 2001.

Compiler's Note: The repealed section pertained to statements and certificates relating to plats.

324.9112 Earth change; permit required; violation; notice; hearing; answer; evidence; stipulation or consent order; final order of determination.

Sec. 9112. (1) A person shall not maintain or undertake an earth change governed by this part, the rules promulgated under this part, or an applicable local ordinance, except in accordance with this part and the rules promulgated under this part or with the applicable local ordinance, and pursuant to a permit approved by the appropriate county enforcing agency or municipal enforcing agency. A county enforcing agency or municipal enforcing agency shall approve or deny an application for a permit within 30 days after the filing of a complete application for a permit.

(2) If in the opinion of the department a person, including an authorized public agency, violates this part, the rules promulgated under this part, or an applicable local ordinance, or a county enforcing agency or municipal enforcing agency fails to enforce this part, the rules promulgated under this part, or an applicable local ordinance, the department may notify the alleged offender in writing of its determination. If the department places a county on probation under section 9105, a municipality is not approved under section 9106, or a state agency or agency of a local unit of government is not approved under section 9110, or if the department determines that a municipal enforcing agency or authorized public agency is not satisfactorily administering and enforcing this part and rules promulgated under this part, the department shall notify the county, municipality, state agency, or agency of a local unit of government in writing of its determination or action. The notice shall contain, in addition to a statement of the specific violation or failure that the department believes to exist, a proposed order, stipulation for agreement, or other action that the department considers appropriate to assure timely correction of the violation or failure. The notice shall set a date for a hearing not less than 4 nor more than 8 weeks from the date of the notice of determination. Extensions of the date of the hearing may be granted by the department or on request. At the hearing, any interested party may appear, present witnesses, and submit evidence. A person who has been served with a notice of determination may file a written answer to the notice of determination before the date set for hearing or at the hearing may appear and present oral or written testimony and evidence on the charges and proposed requirements of the department to assure correction of the violation or failure. If a person served with the notice of determination agrees with the proposed requirements of the

department and notifies the department of that agreement before the date set for the hearing, disposition of the case may be made with the approval of the department by stipulation or consent agreement without further hearing. The final order of determination following the hearing, or the stipulation or consent order as authorized by this section and approved by the department, is conclusive unless reviewed in accordance with the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, in the circuit court of Ingham county, or of the county in which the violation occurred, upon petition filed within 15 days after the service upon the person of the final order of determination.

History: Add.1995, Act 60, Imd. Eff. May 24, 1995;—Am 2000, Act 504, Imd. Eff. Jan. 11. 2001.

324.9113 Injunction; inspection and investigation.

Sec. 9113. (1) Notwithstanding the existence or pursuit of any other remedy, the department or a county enforcing agency or municipal enforcing agency may maintain an action in its own name in a court of competent jurisdiction for an injunction or other process against a person to restrain or prevent violations of this part.

(2) An agent appointed by the department, a county enforcing agency, or a municipal enforcing agency may enter at all reasonable times in or upon any private or public property for the purpose of inspecting and investigating conditions or practices that may be in violation of this part.

History: Add.1,995, Act 60, Imd. Eff. May 24, 1995;--Am. 2000, Act 504. Imd. Eff. Jan 11. 2001.

324.9114 Additional rules.

Sec. 9114. In order to carry out their functions under this part, the department and the department of agriculture may promulgate rules in addition to those otherwise authorized in this part.

History: Add. 1995, Act 60, Imd Eff. May 24, 1995.

324.9115 Logging, mining, or land plowing or tilling; permit exemption; "mining" defined.

Sec. 9115. (1) Subject to subsection (2), a person engaged in the logging industry, the mining industry, or the plowing or tilling of

land for the purpose of crop production or the harvesting of crops is not required to obtain a permit under this part. However, all earth changes associated with the activities listed in this section shall conform to the same standards as if they required a permit under this part. The exemption from obtaining a permit under this subsection does not include either of the following:

(a) Access roads to and from the site where active mining or logging is taking place.

(b) Ancillary activities associated with logging and mining.

(2) This part does not apply to a metallic mineral mining activity that is regulated under a mining and reclamation plan that contains soil erosion and sedimentation control provisions and that is approved by the department under part 631.

(3) A person is not required to obtain a permit from a county enforcing agency or a municipal enforcing agency for earth changes associated with well locations, surface facilities, flowlines, or access roads relating to oil or gas exploration and development activities regulated under part 615, if the application for a permit to drill and operate under part 615 contains a soil erosion and sedimentation control plan that is approved by the department under part 615. However, those earth changes shall conform to the same standards as required for a permit under this part. This subsection does not apply to a multisource commercial hazardous waste disposal well as defined in section 62506a.

(4) As used in this section, "mining" does not include the removal of clay, gravel, sand, peat, or topsoil.

History: Add. 1995, Act 60, Imd. Eff May 24, 1995--Am. 2000, Act 504, Imd. Eff. Jan 11, 2001

324.9116 Reduction of soil erosion or sedimentation by owner.

Sec. 9116. A person who owns land on which an earth change has been made that may result in or contribute to soil erosion or sedimentation of the waters of the state shall implement and maintain soil erosion and sedimentation control measures that will effectively reduce soil erosion or sedimentation from the land on which the earth change has been made.

History: Add.1995, Act 60, Imd. Eff. May 24,1995.

324.9117 Notice of determination.

Sec. 9117. If the county enforcing agency or municipal enforcing agency that is responsible for enforcing this part and the rules promulgated under this part determines that soil erosion or sedimentation of adjacent properties or the waters of the state has or will reasonably occur from land in violation of this part or the rules promulgated under this part or an applicable local ordinance, the county enforcing agency or municipal enforcing agency may seek to enforce a violation of this part by notifying the person who owns the land, by mail, with return receipt requested, of its determination. The notice shall contain a description of the violation and what must be done to remedy the violation and shall specify a time to comply with this part and the rules promulgated under this part or an applicable local ordinance.

History: Add.1995, Act 60, Imd. Eff. May 24, 1995;--Am 2000, Act 504, Imd. Eff. Jan. 11, 2001

324.9118 Compliance; time.

Sec. 9118. Within 5 days after a notice of violation has been issued under section 9117, a person who owns land subject to this part and the rules promulgated under this part shall implement and maintain soil erosion and sedimentation control measures in conformance with this part, the rules promulgated under this part, or an applicable local ordinance.

History: Add 1995, Act 60, Imd. Eff. May 24, 1995;--Am. 2000, Act 504, Imd. Eff Jan. 11, 2001.

324.9119 Entry upon land; construction, implementation, and maintenance of soil erosion and sedimentation control measures; cost.

Sec. 9119. Except as otherwise provided in this section, not sooner than 5 days after notice of violation of this part has been mailed under section 9117, if the condition of the land, in the opinion of the county enforcing agency or municipal enforcing agency, may result in or contribute to soil erosion or sedimentation of adjacent properties or to the waters of the state, and if soil erosion and sedimentation control measures in conformance with this part and the rules promulgated under this part or an applicable local ordinance are not in place, the county enforcing agency or municipal enforcing agency, or a designee of either of these agencies, may enter upon the land and construct, implement, and maintain soil erosion and sedimentation control measures in conformance with this part and the rules promulgated under this part or an applicable local ordinance. However, the enforcing agency shall not expend more than \$10,000.00 for the cost of the work, materials, labor, and administration without prior written notice in the notice provided in section 9117 for the person who owns the land that the expenditure of more than \$10,000.00 may be made. If more than \$10,000.00 is to be expended under this section, then the work shall not begin until at least 10 days after the notice of violation has been mailed.

History: Add. 1995, Act 60, Imd. Eff. May 24, 1995--Am. 2000, Act 504, Imd. Eff. Jan. 11, 2001.

324.9120 Reimbursement of county or municipal enforcing agency; lien for expenses; priority; collection and treatment of lien.

Sec. 9120. (1) All expenses incurred by a county enforcing agency or a municipal enforcing agency under section 9119 to construct, implement, and maintain soil erosion and sedimentation

control measures to bring land into conformance with this part and the rules promulgated under this part or an applicable local ordinance shall be reimbursed to the county enforcing agency or municipal enforcing agency by the person who owns the land.

(2) The county enforcing agency or municipal enforcing agency shall have a lien for the expenses incurred under section 9119 of bringing the land into conformance with this part and the rules promulgated under this part or an applicable local ordinance. However, with respect to single-family or multifamily residential property, the lien for such expenses shall have priority over all liens and encumbrances filed or recorded after the date of such expenditure. With respect to all other property, the lien for such expenses shall be collected and treated in the same manner as provided for property tax liens under the general property tax act, 1893 PA 206, MCL 211.1 to 21 1.157.

History: Add. 1995, Act 60, Imd. Eff. May 24, 1995--Am 2000, Act 504, Imd. Eff. Jan 11, 2001

324.9121 Violations; penalties.

Sec. 9121. (1) A person who violates this part is responsible for either of the following:

(a) If the action is brought by a county enforcing agency or a municipal enforcing agency of a local unit of government that has enacted an ordinance under this part that provides a penalty for violations, the person is responsible for a municipal civil infraction and may be ordered to pay a civil fine of not more than \$2,500.00.

(b) If the action is brought by the state or a county enforcing agency of a county that has not enacted an ordinance under this part, the person is responsible for a state civil infraction and may be ordered to pay a civil fine of not more than \$2,500.00.

(2) A person who knowingly violates this part or knowingly makes a false statement in an application for a permit or in a soil erosion and sedimentation control plan is responsible for the payment of a civil fine of not more than \$10,000.00 for each day of violation.

(3) A person who knowingly violates this part after receiving a notice of determination under section 9112 or 9117 is responsible for the payment of a civil fine of not less than \$2,500.00 or more than \$25,000.00 for each day of violation.

(4) Civil fines collected under subsections (2) and (3) shall be deposited as follows:

(a) If the state filed the action under this section, in the general fund of the state.

(b) If a county enforcing agency or municipal enforcing agency filed the action under this section, with the county or municipality that filed the action.

(c) If an action was filed jointly by the state and a county enforcing agency or municipal enforcing agency, the civil fines collected under this subsection shall be divided in proportion to each agency's involvement as mutually agreed upon by the agencies. All fines going to the department shall be deposited into the general fund of the state.

(5) A default in the payment of a civil fine or costs ordered under this section or an installment of the fine or costs may be remedied by any means authorized under the revised judicature act of 1961, 1961 PA 236, MCL 600.101 to 600.9948

(6) In addition to a fine assessed under this section, a person who violates this part is liable to the state for damages for injury to, destruction of, or loss of natural resources resulting from the violation. The court may order a person who violates this part to restore the area or areas affected by the violation to their condition as existing immediately prior to the violation.

(7) This section applies to an authorized public agency, in addition to other persons. This section does not apply to a county enforcing agency or a municipal enforcing agency with respect to its administration and enforcement of this part and rules promulgated under this part.

History: Add. 1995, Act 60, Imd. Eff. May 24, 1995;--Am. 1996, Act 173, Imd Eff. Apr. 18, 1996;--Am. 2000, Act 504, Imd. Eff. Jan. 11, 2001.

324.9122 Severability.

Sec. 9122. If any provision of this part is declared by a court to be invalid, the invalid provision shall not affect the remaining provisions of the part that can be given effect without the invalid provision. The validity of the part as a whole or in part shall not be affected, other than the provision invalidated.

History: Add 1995, Act 60, Imd. Eff. May 24, 1995.

324.9123 Training program; certificate; fees.

Sec. 9123. (1) Beginning 3 years after the effective date of the 2000 amendments to this section, each individual who is responsible for administering this part and the rules promulgated under this part or a local ordinance and who has decision-making authority for soil erosion and sedimentation control plan development or review, inspections, permit issuance, or enforcement shall be trained by the department. The department shall issue a certificate of training to individuals under this section if they do both of the following:

(a) Complete a soil erosion and sedimentation control training program sponsored by the department.

(b) Pass an examination on the subject matter covered in the training program under subdivision (a).

(2) A certificate of training under subsection (1) is valid for 5 years. For recertifications, the department may offer a refresher course or other update in lieu of the requirements of subsection (1)(a) and (b).

(3) The department may charge fees for administering the training program and the examination under this section that are not greater than the department's cost of administering the training program and the examination. All fees collected under this section shall be deposited into the soil erosion and sedimentation control training fund created in section 9123a. History: Add 1995, Act 60, Imd. Eff. May 24, 1995;--Am.2000, Act 504, Imd. Eff. Jan. 11, 2001.

324.9123a Soil erosion and sedimentation control training fund; creation; disposition of funds; lapse; expenditures.

Sec. 9123a. (1) The soil erosion and sedimentation control training fund is created within the state treasury.

(2) The state treasurer may receive money or other assets from any source for deposit into the soil erosion and sedimentation control training fund. The state treasurer shall direct the investment of the soil erosion and sedimentation control training fund. The state treasurer shall credit to the soil erosion and sedimentation control training fund interest and earnings from fund investments.

(3) Money in the soil erosion and sedimentation control training fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund.

(4) The department shall expend money from the fund, upon appropriation, only to administer the soil erosion and sedimentation control training program and examination under section 9123.

History: Add. 2000, Act 504, Imd Eff. Jan. 11, 2001.

RESOLUTION B **JANUARY 22, 2002**
RESOLUTION AND ORDER APPROVING ENLARGEMENT
OF BOUNDARIES OF THE VILLAGE OF REESE,
TUSCOLA COUNTY, MICHIGAN

WHEREAS, the Board of Commissioners of Saginaw County, Michigan, at a regular meeting held this 22nd day of January, 2002, has duly considered a Petition submitted by the Village of Reese to enlarge the Village boundaries to include the following, described premises:

N. 140 FT. S. 1170 OF E. 182 FT. OF NE 1/4 OF SE 1/4 0.59 ACRE SEC. 12 T12N R6E

AND WHEREAS, Notice of Presentation of said Petition to the Saginaw County Board

of Commissioners was duly posted, and proof thereof submitted for a hearing which was held on December 11, 2001, and notice thereof duly posted at the Commissioners, Room 200 in the City of Saginaw located at 111 South Michigan, and an opportunity for public hearing thereon was held this day;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Commissioners of Saginaw County, Michigan, that the Petition of the Village of Reese to enlarge the Village boundaries by including the above-described premises therein is hereby approved and granted, and that the premises described in said petition shall henceforth be included within the corporate limits of the Village of Reese, and further that the County Clerk is hereby directed to enter a copy of this order upon the Board of Commissioners' records and to transmit a certified copy thereof to the Secretary of State and to the Village Clerk of Reese.

On motion of Commissioner Michael O'Hare Seconded by Commissioner Robert Blaine, the above and foregoing Resolution and Order was adopted by the following roll call: Those voting "Yes "were: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

Those voting "No" were: None

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Robert L. Fish, Chair

Todd M. Hare, Vice Chair

Saginaw County Board of Commissioners

I hereby certify that the foregoing is a true copy of the Resolution adopted by the Board of Commissioners of Saginaw County at a regular meeting held January 22, 2002 at Saginaw, Michigan.

Susan Kaltenbach, Clerk

Saginaw County Board of Commissioners

RESOLUTION C

JANUARY 22, 2002

**Saginaw County Identified as Local Sponsor
for Upper Saginaw River Dredging Project**

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 22nd day of January, 2002, at 5:00 o'clock, p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- Robert L. Fish

Commissioner Horn offered the following resolution and moved its adoption. The motion was seconded by Commissioner Graham.

WHEREAS, The Saginaw River shipping channel is and has been a great value to serving the economic and workforce needs of the community since the early 1990s; and,

WHEREAS, Over the past several years, sediments have deposited in the navigable shipping channel, causing the depth of the river to decrease and making it difficult or impossible for large ships and barges to pass through; and,

WHEREAS, The Saginaw River shipping channel is a viable link to maintain the existence of some 16 businesses in the County who provide for builders, contractors, foundries, power plants, farmers, grain and corn brokers, municipalities, asphalt producers and concrete companies; and,

WHEREAS, A local sponsor is required to be identified. The local sponsor is responsible for securing funds and providing all lands, easements and right of ways for the Dredged Material

Disposal site; and,

WHEREAS, Saginaw County will secure State, Federal and other funds to pay the costs incurred as local sponsor. No County monies will be used.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners designates Saginaw County as the local sponsor for the Upper Saginaw River Dredging Project in order to maintain an open waterway for commerce in our community.

BE IT FURTHER RESOLVED, That copies of this resolution be distributed to the Governor, area State and Federal Legislators, the Michigan Department of Environmental Quality, Michigan Department of Transportation, U.S. Army Corps of Engineers, Saginaw Vision 2020, and the Upper Saginaw River Dredging Alliance.

SAGINAW COUNTY BOARD OF COMMISSIONERS

Robert L. Fish, Chair

Todd M. Hare Vice Chair

Saginaw County Board of Commissioners

ADOPTED:

Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

Nays --- None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on the 22nd day of January, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 22nd day of January, 2002.

Susan Kaltenbach, County Clerk

ELECTIONS

Vice Chair Hare announced the election would now be held to fill two seats on the Board of Health with terms expiring December 31, 2004. The floor was opened for nominations.

Seat 1 - Commissioner Woods nominated Commissioner Eddie Foxx. The Vice Chair called for further nominations three consecutive times. Commissioner Horn moved, supported by Commissioner Graham that nominations be closed and the Clerk instructed to cast a unanimous ballot of the members present for Commissioner Eddie Foxx. Motion carried.

Seat 2 - Commissioner Foxx nominated Lou Budd. The Vice Chair called for further nominations three consecutive times. Commissioner Basil moved, supported by Commissioner Horn that nominations be closed and the Clerk instructed to cast a unanimous ballot of the members present for Lou Budd. Motion carried.

Vice Chair Hare announced the election would now be held to fill the seat on the Family Independence Agency Board with a term expiring October 31, 2004. The floor was opened for nominations.

Commissioner Bartels nominated Kathleen "Kitty" Packard. Commissioner Graham nominated

Jose Garcia. The Vice Chair asked if there were any other nominations. Being none, the Vice Chair asked the Clerk to call the roll.

Kathleen (Kitty) Packard - Bartels, Basil, Blaine, Collison, Foxx, Hare, Horn, Mallette, O'Hare, Ruth, Smith, Woods, Wurtzel (13)

Jose Garcia - Graham (1)

Kitty Packard having received a majority of the votes was declared duly elected to the Family Independence Agency Board.

Vice Chair Hare announced the election would now be held to fill the two commissioner seats on the HealthSource Saginaw Board of Trustees for 2002. The floor was opened for nominations.

Seat 1 - Commissioner Foxx nominated Commissioner Ray Bartels. The Vice Chair called for further nominations three consecutive times. Commissioner Smith moved, supported by Commissioner Basil that nominations be closed and the Clerk instructed to cast a unanimous ballot of the members present for Commissioner Ray Bartels. Motion carried.

Seat 2 - Commissioner O'Hare nominated Commissioner James Graham. The Vice Chair called for further nominations three consecutive times. Commissioner Horn moved, supported by Commissioner Basil that nominations be closed and the Clerk instructed to cast a unanimous ballot of the members present for Commissioner James Graham. Motion carried.

Vice Chair Hare announced the election would now be held to fill two seats on the Parks & Recreation Commission with terms expiring January 1, 2005. The floor was opened for nominations.

Seat 1 - Commissioner Woods nominated Alice Nickleberry. The Vice Chair called for further nominations three consecutive times. Commissioner Graham moved, supported by Commissioner Foxx that nominations be closed and the Clerk instructed to cast a unanimous ballot of the members present for Alice Nickleberry. Motion carried.

Seat 2 - Commissioner Mallette nominated Bob Bolger. The Vice Chair called for further nominations three consecutive times. Commissioner Basil moved, supported by Commissioner Ruth that nominations be closed and the Clerk instructed to cast a unanimous ballot of the members present for Bob Bolger. Motion carried.

APPOINTMENTS

Vice Chair Hare made the following appointments:

Airport Committee - Robert Woods, Ken Horn, Carl Ruth

Brownfield Redevelopment Authority - Michael O'Hare (comm. rep.)

Convention & Visitors Bureau, Saginaw - Ken Horn

ECMPDR - Marti Sageman (Township), Ray Bartels (County)

HealthSource Board of Trustees - Connie Smith, designee for Chair

Solid Waste Planning Committee - Jeff Tucker and Monica Duebbert (Solid Waste Industry), Ray Ilkka (Industrial Waste), Gail Basner (Township Government)

ANNOUNCEMENTS BY THE CHAIR

Vice Chair Hare reminded Board members that the Annual State of the County, and State of the City addresses will take place on Thursday, February 7, 2002, 7:30 a.m. at the Germania Club.

COMMISSIONERS' AUDIENCES

Commissioner Horn informed Board members that the Annual Frankenmuth Snowfest begins on January 30 and runs through February 3, 2002. He thanked fellow commissioners and staff for

their condolences after the recent death of his father and will provide Board staff with information about funeral arrangements when they are made.

Commissioner Blaine reminded commissioners to keep Chair Robert L. Fish in their prayers.

By Commissioner Basil: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 5:36 p.m.

ROBERT L. FISH, CHAIRMAN

SUSAN KALTENBACH, CLERK

**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
SPECIAL SESSION
OF SAGINAW COUNTY, MICHIGAN**

FEBRUARY 2002

Special Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, February 19, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare, in the Chair.

Deputy Clerk Jannis R. Corley took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - **12**

ABSENT: Thomas A. Basil, Michael P. O'Hare - **2**

VACANCY: - 1

TOTAL: - 15

Commissioner Blaine gave the invocation. Chairman Hare asked for a moment of silence in memory of former Chairman Robert L. Fish who left his earthly life on January 24, 2002.

The Board then gave the Pledge of Allegiance to the Flag.

PUBLIC PARTICIPATION

The following individuals addressed the Board and asked to be considered to fill the vacant District #3 County Commissioner seat:

James Totten, Cheryl Hadsall, Wyn Wilson, Joe Wasmiller, Robert Cramer.

CLERK'S CALL OF SESSION

February 6, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of Special Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for a Special Session on Tuesday, February 19, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan, for the sole purpose of holding an election to fill the vacant County Commissioner seat in District #3. Said meeting is being called in accordance with a request in writing signed by one-third (1/3) of the commissioners of Saginaw County.

Sincerely,

Susan Kaltenbach, County Clerk

PETITIONS AND COMMUNICATIONS

2-19-1 CLERK --- sending the call of Special Session and Petition to hold the meeting.
-- Receive and file

2-19-2 ASSISTANT BOARD COORDINATOR --- forwarding applications from

individuals interested in being nominated to fill the vacant District #3 County Commissioner seat, and relevant information from Civil Counsel about the procedure for filling the vacancy.

-- Receive and file

Based on the procedure recommended by Counsel Peter Jensen in communication no. 2-19-2, Chairman Hare asked for a motion to proceed with the election according to the following rules: A candidate must obtain a majority of votes of the commissioners present. (seven) If there are more than two candidates nominated and no candidate receives a majority of votes, then the candidate with the least number of votes is eliminated. Voting continues until one candidate receives a majority. Commissioner Horn moved, supported by Mallette to approve. Motion carried.

Chairman Hare called for nominations.

Commissioner Smith nominated Cheryl M. Hadsall.

Commissioner Ruth nominated Wyn Wilson.

Commissioner Bartels nominated Joseph L. Wasmiller.

Chairman Hare called for further nominations three times. Moved by Horn, supported by Mallette close nominations. Carried.

Chair asked the Clerk to proceed with the Roll Call. The vote was recorded as follows:

--Cheryl Hadsall - Blaine, Horn, Foxx, Woods, Smith, Graham, Collison, Mallette, Hare (9)

--Wyn Wilson - Wurtzel, Ruth (2)

--Joseph Wasmiller - Bartels (1)

Chairman Hare announced that Cheryl Hadsall having received the majority of votes cast by the members present, was duly elected as Commissioner of District #3, with the term ending December 31, 2002.

CHAIRMAN'S ANNOUNCEMENTS

Chairman Hare thanked all the candidates for their interest and added that it was a difficult decision to make.

COMMISSIONERS' AUDIENCES

Commissioner Woods and Commissioner Collison echoed Chairman Hare's comments.

By Commissioner Bartels: That the Board adjourn. Carried.

Thereupon the Board adjourned at 5:20 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

FEBRUARY 2002

First day of the February Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, February 26, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare in the Chair.

Deputy Clerk Jannis R. Corley took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Todd M. Hare, Cheryl M. Hadsall, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - **15**

ABSENT: - 0

TOTAL: - 15

Commissioner O'Hare opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

AUDIENCES

Chairman Hare called on those individuals who had requested an audience. Their comments are summarized:

Bill Page, No Till Technician, Midland Conservation District, invited commissioners to attend the upcoming workshop on "Land Use Planning for Farmland & Open Spaces" on Friday, March 1 at the Horizons Conference Center. He distributed material to commissioners.

The following individuals appeared before the Board to encourage adoption of the proposed Saginaw County Ground Water Ordinance, as attached to Report 2-26-2.1. Communication no. 2-26-32 includes written comments received from other individuals. (under Initiatory Motions, see the action taken by the Board at this day's session)

Mary Sherman, Lakefield Township

Frank Gotts, Lakefield Township

Carson Lonsway, Fremont Township

Larry Fleming, Jonesfield Township

Linda Kaeckmeister, Fremont Township

LAUDATORY RESOLUTIONS

Chairman Hare announced the following resolutions were prepared for presentation:

RESOLUTION OF APPRECIATION

Presented To:

ALPHA KAPPA ALPHA SORORITY, INCORPORATED

Eta Upsilon Omega Chapter

WHEREAS, On Friday, February 8, 2002 at the Sheraton Four Points Hotel at 7:00 p.m. the

ladies of Alpha Kappa Alpha Sorority, Eta Upsilon Omega Chapter will celebrate their annual Founders' Day and the Anniversary of the chartering of the Saginaw Chapter; and,

WHEREAS, The theme for this year is: "Blazing New Trails;" and,

WHEREAS, Alpha Kappa Alpha Sorority, Incorporated was founded in 1908 at Howard University in Washington, D.C. It is the first and oldest predominately black Greek lettered organization established by and for college trained women; and,

WHEREAS, The Saginaw chapter, Eta Upsilon Omega Chapter was chartered February 10, 1962 at the Bancroft Hotel; and,

WHEREAS, Through the years, "service to all mankind" has been the chief aim of the sorority. Some of their activities include: Shoes for Kids, AKA Kids Alert, SOS Shoe Box Project and Hats off to Mom; and,

WHEREAS, It is befitting to commend the Alpha Kappa Alpha Sorority, Incorporated for their efforts and achievements, as they stand as a strong pillar in this community.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners is honored to recognize the Alpha Kappa Alpha Sorority, Incorporated on their 40th Anniversary. We wish them success in all their future endeavors and may God continuously bless them.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the February 26, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to them.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Eddie F. Foxx, Commissioner District #6

By Commissioner Foxx: That the Resolution be adopted. Approved.

Requested by: Commissioner Patrick A. Wurtzel

RESOLUTION OF ACKNOWLEDGEMENT

Presented To:

MARVIN L. JOHNSON

WHEREAS, It is indeed a great pleasure to be here to participate in this celebration naming the Swan Valley Administrative Center for one of our community's most deserving individuals; and,

WHEREAS, Of course I'm speaking of Marvin L. Johnson. Marvin or Marv as many of us know him, began his career in 1957 as a teacher. After only six years he became principle of Shields Junior High School, where over the years he acted as Business Manager, Transportation Director, Maintenance Supervisor, Assistant Superintendent, and Acting Superintendent. Marv even functioned as a bus driver when needed; and,

WHEREAS, Marv officially retired from his position as Assistant Superintendent in 1986. However, his thorough knowledge of the educational system along with his commitment to area youth, earned him four consecutive terms on the Swan Valley Board of Education. During his twelve year tenure on the Board, Marv held every position from Trustee to President; and,

WHEREAS, The people of this community have been privileged, indeed blessed, to have been served by Marvin L. Johnson. In his capacity as educator, many have been inspired by his character, entertained by his wit, comforted by his love, and secured by his generosity. Marv is most deserving of this special honor being bestowed upon him.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby join the family, friends and colleagues of Marvin L. Johnson in

acknowledging him for his exemplary service to the community. Marv has earned the respect of us all, and we wish him the very best in the future.

BE IT FURTHER RESOLVED, That this expression of recognition shall be spread upon the minutes of the February 26, 2002 meeting of the Saginaw County Board of Commissioners as a permanent record, and is duly inscribed upon parchment and presented to him this 8th day of February, 2002.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Susan Kaltenbach, Clerk

By Commissioner Wurtzel: That the Resolution be adopted. Approved.

RESOLUTION OF RECOGNITION

Presented To:

GILSON D. FOSTER

WHEREAS, This evening, Wednesday, February 20, 2002, we gather to give special recognition to Gilson D. Foster for outstanding service to the Saginaw Labor Council; and,

WHEREAS, For twenty-one years, "Gil" has served as President of the Saginaw County Labor Council, receiving the respect of working men and women, as well as management personnel; and,

WHEREAS, In addition to his leadership commitment in serving the Labor community, Gil has shared his talent with many Saginaw County worthwhile organizations and projects; and,

WHEREAS, Gil is married to Patricia Foster and they are the proud parents of five children; Anne, Randall, Keith, Nancee and Kathy.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby acknowledge Mr. Gilson D. Foster on his retirement after twenty-one years of faithful service to the Saginaw Labor Council and to the citizens of Saginaw County.

BE IT FURTHER RESOLVED, That a copy of this resolution be transmitted to him as evidence of our esteem and respect. We wish him continued blessings in all his future endeavors.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Adopted: February 26, 2002

By Commissioner Mallette: That the Resolution be adopted. Approved.

SPECIAL RESOLUTION ACKNOWLEDGING THE EAGLE SCOUT

Presented to:

JERRY L. ROBERTS

Achieving the rank of Eagle Scout carries special significance. It is a performance-based award, having standards that have been well maintained over the years. Only 2.5 percent of all boy scouts fulfill the requirements needed to achieve this status.

WHEREAS, It is a distinct privilege to extend congratulations to Jerry L. Roberts as he is presented with the highest honor bestowed on a Boy Scout, the prestigious Eagle Award. This achievement signifies qualities that are much admired by his peers as well as the residents of Saginaw County; and,

WHEREAS, Through his affiliation with Troop 321, Jerry has taken full advantage of the opportunities for personal growth that have made the Boy Scouts of America one of the most universally respected organizations in our Country. Like those before him, Eagle Scout Roberts

has displayed unselfishness and eagerness to accept responsibility; and,

WHEREAS, Jerry has followed Boy Scout tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project; and,

WHEREAS, The famed Boy Scouts' motto, "Be Prepared," appropriately describes Jerry in his new role as an Eagle Scout. He has clearly learned the valuable lessons that scouting strives to teach, such as working hard, accepting responsibility, showing concern for others and providing leadership.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners take special pride in acknowledging Jerry L. Roberts for achieving the rank of Eagle Scout. We are very proud of this young man, and are very pleased he is a part of this community. We wish him continued success in all his future endeavors.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the February 26, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Susan Kaltenbach, Clerk

By Commissioner Bartels: That the Resolution be adopted. Approved.

CLERK'S CALL OF SESSION

February 6, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of February Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, February 26, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chairman: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chairman hears none, it is so ordered.

2-26-1 CONTROLLER --- sending the voucher payment transmittal form dated 12-22-01 / 1-22-02 in the amount of \$10,458,683.78.

-- Appropriations / Budget Audit

2-26-2 PUBLIC HEALTH --- informing the Board that due to a reduction in State funding, an Outreach Educator worker is being laid off, and Medicaid funds are needed to balance the budget.

-- Human Services (2-26-2.2)

2-26-3 PUBLIC HEALTH --- informing the Board that the Michigan Department of Community Health has granted the status of "accreditation with commendation" to the Public Health Department.

-- Human Services

2-26-4 MICHIGAN SUPREME COURT --- announcing the first quarter disbursement

from the State Court Equity Fund.

- Courts and Public Safety
- 2-26-5 CONTROLLER ADMINISTRATION --- sending a proposed revision to County Policy #335 - Compensation.
- Appropriations / Labor Relations (2-26-4.1)
- 2-26-6 FAMILY INDEPENDENCE AGENCY --- sending information about Michigan's child support enforcement program.
- Courts and Public Safety
- 2-26-7 PARKS COMMISSION --- asking to accept a Michigan Natural Resources Trust Fund grant for rail trail surfacing and amenities.
- County Services (2-26-1.3 / Resolution A)
- 2-26-8 PROBATE COURT FAMILY DIVISION --- asking to fill a vacant position of Clerk Typist.
- Courts and Public Safety (2-26-3.5)
- 2-26-9 COMMISSIONER BLAINE --- asking that the proposed Saginaw County Ground Water Ordinance be placed on the Human Services Committee agenda for action.
- Human Services (2-26-2.1/2-26-32/Initiatory Motions)
- 2-26-10 MENTAL HEALTH --- inviting commissioners to a forum relating to mental health services.
- Human Services
- 2-26-11 TREASURER --- sending the Treasurer's Investment Report for the fourth quarter of 2001.
- Appropriations / Budget Audit
- 2-26-12 SHERIFF --- asking approval of a restructuring plan for Law Enforcement.
- Courts and Public Safety (2-26-3.3)
- 2-26-13 CIRCUIT COURT JUDGES --- supporting the Sheriff's restructuring plan for law enforcement.
- Courts and Public Safety
- 2-26-14 CRIME PREVENTION COUNCIL --- supporting the Sheriff's restructuring plan for law enforcement.
- Courts and Public Safety
- 2-26-15 SHERIFF --- asking to fill any vacant correction positions that occur at the jail, and to run a corrections school for part time corrections officers.
- Courts and Public Safety (2-26-3.4)
- 2-26-16 SHERIFF --- asking to accept a grant for crime victim services and 2002 safe kids.
- Courts and Public Safety (2-26-3.1)
- 2-26-17 SHERIFF --- asking approval of a proposed fee schedule for services provided.
- Courts and Public Safety (2-26-3.2)
- 2-26-18 CONTROLLER FACILITIES MANAGER --- forwarding a request from the Underground Railroad to plant a tree and place a commemorative plaque somewhere on Courthouse grounds.
- County Services
- 2-26-19 CONTROLLER --- sending the proposed prioritized issues for 2002 for all Standing and Appropriations Subcommittees.
- All Committees
- 2-26-20 EQUALIZATION --- sending a proposed amended Tax Increment Financing Policy #213 for review and approval.

- County Services (2-26-1.2)
2-26-21 SAGINAW COUNTY SHERIFF DEPARTMENT, POLICE OFFICERS ASSO. OF MICHIGAN, 312 UNION EXECUTIVE BOARD --- supporting the Sheriff's restructuring plan for law enforcement.
- Courts and Public Safety
2-26-22 FAMILY INDEPENDENCE AGENCY --- sending information about base spending amounts for incentive reimbursement.
- Courts and Public Safety
2-26-23 VICTOR GOMEZ --- in support of the Sheriff being allowed to fill two vacant road patrol positions with the two deputies who worked in Chesaning.
- Courts and Public Safety
2-26-24 PUBLIC HEALTH --- asking to accept additional funds from the Michigan Department of Community Health for Civilian/Law Enforcement Inspections of Tobacco Retailers.
- Human Services (2-26-2.3)
2-26-25 MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY --- sending notice that they are delaying the start of the update process for county solid waste management plan updates beyond June 2002.
- County Services
2-26-26 MOSQUITO ABATEMENT --- sending an update on the Shiawassee National Wildlife Refuge - denial for treatment of Refuge lands, and requesting the Board take action.
- Human Services
2-26-27 MICHIGAN DEPARTMENT OF TRANSPORTATION --- sending a notice Public Auction Sale of Real Estate.
- County Services
2-26-28 CONTROLLER --- sending the voucher payment transmittal form dated 1-23 through 2-11-02 in the amount of \$9,871,115.63.
- Appropriations / Budget Audit
2-26-29 PUBLIC HEALTH --- asking to fill a vacant position of Clerk Typist in Children's Special Health Care Services.
- Human Services (2-26-2.4)
2-26-30 MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY --- sending the Single Audit Report for FY ended September 30, 2000 regarding Saginaw County's CDBG grant program.
- Human Services
2-26-31 PUBLIC WORKS COMMISSIONER --- asking the Board to authorize the County Treasurer to file a Notice of Intent to Issue an Obligation for the Misteguay Creek Intercounty Drain.
- County Services
2-26-32 BOARD COORDINATOR --- forwarding letters from County residents regarding the proposed Saginaw County Groundwater Ordinance. (all letters copied for commissioners)
- Human Services (2-26-9/2-26-2.1/Initiatory Motions)
2-26-33 MICHIGAN STATE UNIVERSITY EXTENSION --- sending the Urban Collaborators Annual Report.
- Human Services
2-26-34 CIRCUIT COURT FAMILY DIVISION --- asking to fill the vacant position of janitor and to let detention administration fill such vacancies as they occur.
- Courts and Public Safety

- 2-26-35 TREASURER --- asking to be allowed to return to the Defined Benefit Retirement Plan of MERS from the Defined Contribution Plan.
 -- Executive Committee
- 2-26-36 SHERIFF --- asking to submit the annual application to the Michigan Department of Highway Safety Planning for funding to continue the Secondary Road Patrol program.
 -- Courts and Public Safety
- 2-26-37 REGISTER OF DEEDS --- asking the Board to support a resolution in support of Lapeer County and the Lapeer County Register of Deeds relating to production of record copies.
 -- Appropriations / Legislative
- 2-26-38 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 2-12 through 2-25-02 in the amount of \$6,417,458,74.
 -- Appropriations / Budget Audit
- 2-26-39 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
- A. Public Libraries of Saginaw forwarding a copy of their Annual Report.
 B. Consumers Energy forwarding a copy of their Annual Progress Report for 2001.
 C. The Office of Juvenile Justice and Delinquency Prevention forwarding information regarding their Mentoring Program.
 -- Receive and file

INITIATORY MOTIONS

Commissioner Blaine moved, supported by Commissioner O'Hare to set a public hearing at the regular scheduled Board Meeting of March 26, 2002 at 5:00 p.m. for the purpose of taking public comment on the proposed Draft Saginaw County Ordinance titled, "Ground Water Withdrawal Regulations" as submitted in today's Board Packet attached to Human Services Report 2-26-2.1; further, that proposed changes to the aforementioned Ordinance be communicated in writing to the Board Office for review and consideration at the March 11, 2002 Human Services Committee meeting no later than 5:00 p.m. March 6, 2002.

Discussion followed; comments are summarized by the Clerk.

- Commissioner Woods, Chair, Human Services Committee, pointed out that while he does support the proposed Ordinance it is still under study in committee. He asked Counsel Borrello to comment on whether the County is in a position to adopt a groundwater ordinance.
- Attorney Borrello responded that the proposed Ordinance as drafted by the Health Department is devoid of authority, and that he is waiting for an opinion he requested from the Attorney General. Further, he is of the opinion that neither the County nor the Township can regulate underground water; and, by adopting the Ordinance today, the County could face serious liability issues.
- Commissioner Basil asked if it was Commissioner Blaine's intention that the proposed Ordinance be voted on today.
- Commissioner Blaine responded that he wanted the AG opinion first.
- Commissioner Smith, member, Human Services Committee, said she understood that Report 2.1 was intended to update the Board on this particular issue and that it was still under review in the Human Services Committee.
- Commissioner Horn said if the AG opinion is received in time it could be made a part of the public hearing. He supported the Ordinance as written.
- Commissioner Foxx questioned whether a public hearing was necessary, to which Counsel Borrello said he did not think so.
- Commissioner Blaine questioned the extent of the Health Department's authority in regulating

potential health hazards. - John Niederhauser, Director, Health Department was called on to respond. Pertaining to the issue at hand, he said that legislation exists for the Health Department to regulate the quality of water but he is unaware of any legislation to regulate the quantity.

- Counsel Borrello and Controller McGill spoke of legislation that was recently introduced to address the water issue, but said it would probably be the Fall before it was voted on, if at all.

Commissioner Basil moved, supported by Commissioner Bartels to end debate and call the question. Commissioners Horn and Collison objected; motion carried.

Chair Hare proceeded with the vote on the main motion. Commissioner Graham requested a roll call.

Ayes: Basil, Bartels, Horn, Wurtzel, Hadsall, Foxx, Ruth, Smith, Graham, O'Hare, Blaine, Mallette, Collision

Nays: Woods, Hare

Motion carried.

APPROPRIATIONS COMMITTEE

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:50 p.m. The Board reconvened, time being 6:00 p.m.

By Commissioner Smith, supported by Commissioner Horn that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

V. APPROPRIATIONS MINUTES (2-26-02)

Members present: J. Graham-Chair, C. Smith-Vice Chair, R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, R. Woods, P. Wurtzel

Others: McGill-Controller; Borrello-Counsel; Corley, Massey, Patrick-Board Staff

I. Welcome

II. Call to Order---Graham at 5:50 p.m.

III. Public Comments---None.

IV. Agenda - COMMITTEE REFERRALS

1. County Services Committee - M. O'Hare, Chair; R. Bartels, Vice Chair

1.3) Parks Commission, re: grant funds for rail trail surfacing in Swan Creek Township

1.4) County Clerk, re: use of Special Projects Account

1.5) Register of Deeds, re: budget adjustment for 2002 Remonumentation program

---O'Hare moved, supported by Ruth to approve Reports 1.3 through 1.5. There were no exceptions, motion carried.

2. Human Services Committee - R. Woods, Chair; C. Smith, Vice Chair

2.2) Health Department, re: funding reductions in the Maternal and Child Outreach, Enrollment and Coordination program

2.3) Health Department, re: grant funds for the Civilian/Law Enforcement Inspections of Tobacco Retailers

2.4) Health Department, re: filling of a vacant position of Clerk Typist in Children's Special Health Care Services

---Woods moved, supported by Smith to approve Reports 2.2 through 2.4. There were no exceptions, motion carried.

3. Courts and Public Safety Committee - R. Mallette, Chair; P. Wurtzel, Vice Chair

3.1) Sheriff Department, re: grant awards from Michigan Sheriff's Association and Michigan

Safe Kids Coalition

- 3.2) Sheriff Department, re: fee schedule
- 3.3) Sheriff Department, re: position vacancies
- 3.4) Sheriff Department, re: position vacancy and Corrections School
- 3.5) Probate Court Family Division, re: position vacancy

---Mallette moved, supported by Foxx to approve Reports 3.1 through 3.5. There were no exceptions, motion carried.

4. Appropriations - J. Graham, Chair; C. Smith, Vice Chair
- Labor Relations Subcommittee - C. Smith, Chair; P. Wurtzel, Vice Chair

- 4.1) Amendment to Policy No. 335 - Compensation
- 4.2) Factoring evaluation of Juvenile Probation Officer position

---Smith moved, supported by Horn to approve Reports 4.1 and 4.2. There were no exceptions, motion carried.

Executive Committee - T. Hare, Chair

- 4.3) Controller/CAO contract

---Hare moved, supported by Woods to approve Report 4.3. There were no exceptions, motion carried.

V. Miscellaneous

VI. Adjournment---Smith moved, supported by Horn to adjourn, time being 6:00 p.m. Motion carried.

Respectfully submitted,

Jannis R. Corley,

Assistant Board Coordinator

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON COUNTY SERVICES -- 1.1 FEBRUARY 26, 2002

Your committee has considered communication 1-22-9 from the Michigan Works! Administration asking Saginaw County to accept or reject Ross Learning, Inc. as the contractor to provide Partnership for Adult Learning training for the period January 10, 2002 through September 30, 2003.

It is the recommendation of your committee to accept the proposed contractor, as outlined above.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Raymond F. Bartels, Vice Chair

Carl E. Ruth

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 1.2 FEBRUARY 26, 2002

Your committee has considered communication 2-26-20 from Richard Gruber, Saginaw County Equalization Director forwarding proposed amendments to Saginaw County Tax Increment Financing Policy #213. (See attached Policy)

We met with Mr. Gruber who informed us the Downtown Development Authority Act of 1975 provided a mechanism for municipalities to establish a downtown development authority(s). The purpose of the authority was to correct and prevent deterioration in business districts, to encourage historic preservation, etc. These economic development authorities were authorized, among other things, to levy and collect taxes, issue bonds, and use tax increment financing.

Proposal "A" changed the way economic development authority's can capture local property

taxes. Prior to 1995 taxes were levied on the State Equalized Value, and values were quickly recovered by local taxing jurisdictions. Proposal "A" restricted this growth in that each property is capped at the annual rate of inflation, and not the growth in real estate value. This limited the growth in Taxable Value.

Initially, local taxing jurisdictions such as counties and school districts has little say in how a DDA operated. However after February 15, 1994, the Act was amended to require a new authority (or existing ones amending their boundaries) to notify the various taxing jurisdictions and give them the opportunity to "opt-out" if they choose to do so. After a county opts out of a plan, it may enter into an agreement with the authority allowing part of the millage to be captured for a limited time period. In this way, if the authority is fulfilling its intended purpose, the arrangement can be extended to allow time to finish the original project. This moves economic development authorities into action and limits them from going on indefinitely.

The proposed amended policy allows for creation of a staff evaluation committee which would consist of the Treasurer, Planning Director, Equalization Director, Civil Counsel, and Board representative. This committee would use their combined knowledge to review a TIFA plan from various perspectives, evaluate its effects on the County as a whole, and make a fact-based recommendation to the Board. The amendments are shown in capital letters and are in bold font.

It is the recommendation of your committee to approve changes to Policy #213 - Tax Increment Financing; further, that the Board Coordinator distribute a copy to all Elected Officials, Department Heads and Agencies of the County in accordance with County Policy.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Raymond F. Bartels, Vice Chair

Carl E. Ruth

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Commissioner Horn requested Section 7 of the amended Policy be discussed further in County Services Committee as to the procedure the Staff Evaluation Committee would follow. No one objected, and the amended policy was approved as submitted.

Category: 200

Number: 213

Subject: **TAX INCREMENT FINANCING POLICY**

1. **PURPOSE:** The Goals of this Policy are to:
 - 1.1 Formulate a comprehensive written County Policy, which clearly defines the Board of Commissioners position with respect to tax increment financing;
 - 1.2 Serve as a guideline for whether the **STAFF EVALUATION COMMITTEE** should encourage the Board to voice approval or disapproval for a specific Downtown Development Authority (DDA), Local Development Financing Authority (LDFA) and Tax Increment Financing Authorities (TIFA's);
 - 1.3 Assist the County in evaluating the specific economic impact of a given tax increment financing proposal on the County for the current and future years;
 - 1.4 Set in place a method for evaluating current and future policy in the taxation and economic development area; and
 - 1.5 Communicate to County Elected Officials, Department Heads, Municipalities and the General Public the formal County policy with respect to tax increment financing.
2. **AUTHORITY:** The Saginaw County Board of Commissioners.

3. APPLICATION: This policy applies to all Elected Officials, Departments and Agencies of Saginaw County.
4. RESPONSIBILITY: The County Equalization Director shall be responsible for the implementation of this policy.
5. DEFINITION(S): NONE
6. POLICY:
 - 6.1 It is the policy of the Saginaw County Board of Commissioners to support economic development and rational tax increment financing which is beneficial to the County as a whole and to support local tax increment financing where appropriate. Economic development is vital to local municipalities, as well as, the County and should be supported in principle and in practice. In determining, **TO WHAT EXTENT AND FOR WHAT DURATION**, whether a specific DDA, LDFA or TIFA is to be supported or opposed by the County, the County will review at least the following factors:
 - 6.1.1 With respect to a DDA, is the DDA located within an existing area, "principally and primarily used for business"?
 - 6.1.2 With respect to a LDFA, is the township an "Urban Township"?
 - 6.1.3 With respect to TIFA, is the TIFA located in an area of "substantially declining property values"?
 - 6.1.4 Is the proposed tax increment financing located in a general area of "substantially declining property values" and "necessary for the development or rehabilitation of the area"?
 - 6.1.5 What is the number of projected jobs saved or to be created, net of any transfers of employment within the area? **IS THIS PROPOSED TAX INCREMENT FINANCING PLAN A BENEFIT OR DETRIMENT TO THE LOCAL UNIT?**
 - 6.1.6 What is the anticipated captured ~~SEV~~ **TAXABLE VALUE**, what is the cost in terms of lost tax revenues to the County versus the benefits to the County as a whole and what is the anticipated captured ~~SEV~~ **TAXABLE VALUE?**
 - 6.1.7 How long will the tax abatement last, **HOW SPECIFIC IS THE PLAN**, and what is the cost and benefit to the local unit of government for financing utilizing tax increment financing? **DOES THE PLAN OUTLINE THE SCOPE OF THE PROPOSED PROJECTS, THE AMOUNT OF MONEY TO BE BORROWED, AND THE EXTENT TO WHICH CAPTURED TAXABLE VALUE IS TO BE RELIED UPON?**
 - 6.1.8 What will the local unit do with the revenues captured from the DDA, LDFA and TIFA? **ARE PROJECTS ALLOWABLE UNDER THE LAW? WILL THE REVENUE BE SPENT FOR THE BENEFIT OF THE DEVELOPMENT AREA?**
 - 6.1.9 Is the local unit of government willing to submit to Saginaw County annual reports of revenues, expenses and fund balances related to the tax abatement?
 - 6.1.10 On the whole, is this proposed tax increment financing plan a benefit or detriment to the County?
7. ADMINISTRATIVE PROCEDURES: ~~The Equalization Department shall be responsible for the implementation and developing of any procedures or forms required~~

~~to fulfill this policy.~~ **THE STAFF EVALUATION COMMITTEE (WHICH CONSISTS OF A REPRESENTATIVE SELECTED BY THE CHAIRMAN OF THE BOARD, EQUALIZATION DIRECTOR, CIVIL COUNSEL, PLANNING DIRECTOR, AND COUNTY TREASURER) WILL REVIEW AND RECOMMEND TO THE BOARD OF COMMISSIONERS AN ACTION, BASED ON THE ABOVE MENTIONED CRITERIA.**

- 8. **CONTROLLER/CAO LEGAL COUNSEL REVIEW:** The Controller/CAO has determined that this policy as submitted to the Board of Commissioners contains the necessary substance in order to carry out the purpose of the policy. The County Civil Council has determined that this policy as submitted contains content that appears to be legal activities of the Saginaw County Board of Commissioners.

Approved as to Substance:
Saginaw County Controller/CAO
REVISED: February 26, 2002
Todd M. Hare, Chairman

Approved as to Legal Content:
Saginaw County Civil Counsel
Effective Date: February 26, 2002

SAGINAW COUNTY BOARD OF COMMISSIONERS

FROM: COMMITTEE ON COUNTY SERVICES -- 1.3 FEBRUARY 26, 2002

At the March 2001 session, the Board authorized the Parks Commission to submit a grant application in the amount of \$493,000 to the Michigan Natural Resources Trust Fund for development of approximately 4.96 miles of bituminous surfaced trail and amenities extending from Martin Road to Swan Creek Road in Swan Creek Township as part of the Saginaw Valley Rail Trail project.

We met with John Schmude, Parks Director who informed us the Parks Commission has been notified (comm. 2-26-7) by Michigan Department of Natural Resources that they have been awarded the grant, and are asking the Board to adopt the appropriate resolution to accept said funds and to authorize the proper County officials to execute the necessary documents on behalf of the County.

The grant amount equals Forty Three (43%) percent of the One Million One Hundred Fifty Thousand Five Hundred (\$1,150,500.00) dollars, which is the total eligible cost of construction and engineering costs. The remaining Fifty Seven (57%) percent, which represents the entire local match of Six Hundred Fifty-Seven Thousand Five Hundred (\$657,500.00) dollars has been raised. No County dollars are involved.

Under the proper order of business, the appropriate resolution will be submitted to accomplish same, as outlined above, and subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES
Michael P. O'Hare, Chair
Kenneth B. Horn

Raymond F. Bartels, Vice Chair
Carl E. Ruth

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 1.4 FEBRUARY 26, 2002

Your committee has considered communication 1-22-15 from Susan Kaltenbach, County Clerk asking to use a portion of the Clerk's Special Projects Account to purchase a compact disk burner to backup election files, and etc.

We met with Ms. Kaltenbach who informed us that it is her understanding that the Board is required to approve all expenditures from the Special Projects Account. The cost of the compact disk burner is \$119.00, leaving a balance of \$751.68 in the account.

It is the recommendation of your committee to approve the Clerk's request to use the Special Projects Account for the purpose outlined above, and further the proper County officials be authorized and directed to make the necessary budget adjustments.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Raymond F. Bartels, Vice Chair

Carl E. Ruth

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 1.5

FEBRUARY 26, 2002

Your committee has considered communication 1-22-13 from Mildred Dodak, Register of Deeds / Grant Administrator for the Saginaw County Remonumentation process asking to adjust the 2002 Remonumentation Budget to reflect the actual amount that the County will be receiving from the State for this years program. See attached for information about the remonumentation process.

Because the actual grant amount is not available at the time the County budget is being prepared, the amount is estimated and adjusted when it becomes known. This year it was expected that the County would receive \$72,000, the actual amount is \$82,100.

It is the recommendation of your committee to approve the Register of Deeds request to amend the 2002 Remonumentation budget, as outlined above.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Kenneth B. Horn

Raymond F. Bartels, Vice Chair

Carl E. Ruth

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Remonumentation

Public Act 345 of 1990, as amended, created the State Survey and Remonumentation Commission. Public Act 346 of 1990 (the companion to Act 345) increased the fee for recording an instrument with the County Register of Deeds by \$4.00; with \$2.00 remitted to the State Survey and Remonumentation Fund and \$2.00 retained by the county for general county use.

In 1992, the Saginaw County Board of Commissioners adopted the State's model County Plan for Monumentation and Remonumentation. The Plan provides for the location,

monumentation and/or remonumentation of corners, a history of all corners and control markers located in the County, a repository for all records, a perpetual maintenance program and the preservation of public land survey corners. The remonumentation process is expected to take twenty years or more to complete.

SEE INITIATORY MOTIONS FOR ACTION TAKEN. ORDINANCE UNDER REVIEW IN HUMAN SERVICES COMMITTEE.

FROM: COMMITTEE ON HUMAN SERVICES -- 2.1 February 26, 2002

Your committee has considered communication no. 2-26-9 from Robert Blaine, Saginaw County Commissioner, District #2 asking that a proposed Draft Saginaw County Ground Water Ordinance be placed on the Human Services Committee agenda for action. (attached)

The draft ordinance is currently being reviewed by County Counsel, County Controller, and County Environmental Director with the Department of Environmental Quality and Attorney General to determine its appropriateness for County adoption.

Your committee provides this report to keep the Board updated on the status of this issue.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice Chair

Robert D. Blaine

Todd M. Hare

DRAFT

SAGINAW COUNTY ORDINANCE

GROUND WATER WITHDRAWAL REGULATIONS

ARTICLE I

Section 1 --- Purpose

1.1 An ordinance to define, manage, and regulate the installation and operation of consumptive use sub-surface water wells within Saginaw County; to establish standards and criteria for issuance of water well construction, installation, and operation permits; to manage and regulate the operation of water supply wells which may adversely impact and limit the common use of sub-surface ground water by citizens; establish Saginaw County as a prior appropriation county; to prescribe penalties and other relief available to the County of Saginaw for violations of this ordinance; to promote and manage the reasonable and beneficial use of ground water through sound practices to conserve and protect ground water resources consistent with public interest; all for the purpose of promoting public health, safety, general welfare of the residents of Saginaw County and the preservation of ground water supplies.

Section 2 --- Definitions

2.1 "Adequate rainfall" means one-half inch of rain or precipitation during a rain event not to exceed 24 hours duration.

2.2 "Adverse Impact" means reductions in ground water levels or changes in ground water quality that limit the ability of any existing ground water user to withdraw the quantity and quality of ground water required by the existing use.

2.3 "Consumptive Water Use" means the withdrawal of ground water by a water supply system without recycle of the water back to its source. Consumptive water use shall include water withdrawn by irrigation and production wells.

2.4 "Consumptive Water Use Well" means a well that is installed, maintained, or operated with a capacity and pumping level that would allow for the withdrawal of ground water of 70 gallons or more per minute.

2.5 "Department" shall mean the Saginaw County Department of Public Health.

- 2.6 "Domestic Consumptive Use" is defined as the use of water by any family unit for household purposes, watering farm and domestic animals, and watering lawns or gardens.
- 2.7 "Human Consumptive Use" means the withdrawal of ground water for private residential domestic use and that portion of the ground water used to support residential water use.
- 2.8 "Fugitive Water" shall mean the pumping, flow, release, escape, spray, or leakage of water from any pipe, valve, faucet, connection, diversion, well, or any other device onto adjacent property or the public right-of-way.
- 2.9 "Ground Water" means any water which is presently flowing or occurs below the land surface in the zone of saturation or in/below geological formations.
- 2.10 "Health Officer" shall mean the Health Officer of the Saginaw County Department of Public Health and/or authorized representatives.
- 2.11 "Irrigation well" means a well that is used to provide water for plants, livestock, or other agricultural/horticultural processes.
- 2.12 "Mitigate" means to take actions necessary to assure that prior appropriation water supply systems that experience an adverse impact or is limited to the withdrawal of ground water continues to have access to the amount and quality of ground water needed for human consumptive uses.
- 2.13 "Operation permit" shall mean a written document issued by the Health Officer to obtain, withdrawal, or use ground water for consumptive use.
- 2.14 "Permit" shall mean a written document issued by the Health Officer authorizing the construction, installation, or extension of a ground water supply system under this regulation.
- 2.15 "Person or people" shall mean an individual, firm, partnership, party, corporation, company, association or any public or private entity.
- 2.16 "Prior appropriation" means this ordinance and the water rights doctrine recognized herein shall regulate the withdrawal of ground water under the general principal of "first in time-first in right (senior priority)" and at times of water shortages or If an adverse impact occurs, the last people to obtain water rights are the first people to be affected by whatever remedy(s) or penalties is prescribed.
- 2.17 "Public Interest" means that the withdrawal of ground water shall consider the adverse impact and irreparable damage or harm from the intrusion of salt water or lower water quality, affect the common use of water for human/domestic consumptive use, the diminished capacity of ground water storage by the ground water reservoir, and the likely injury to the public health, safety, and welfare.
- 2.18 "Public right-of-way" is the area of land acquired or obtained by a city, county, township, village, or state primarily for the use of the public for the movement of people, goods, vehicles or storm water. The public right-of-way shall include streets, curbs, storm water structures, ditches, roadways, and state highways.
- 2.19 "Reasonable use" is the withdrawal of ground water by a landowner that does not interfere with the neighboring landowners normal use or withdrawal of ground water for consumptive use.
- 2.20 "Special ground water protection area" is a geographical area designated by the Health Officer where ground water quality/quantity problems are known to exist or where wells for consumptive water use may effect ground water quantities or create an adverse impact.
- 2.21 "Static water level" is the distance measured from the established ground surface to the water surface of the column of water in a well casing.
- 2.22 "Water supply system" means a water well or other device and all appurtenance thereto for the delivery of water for use from the source, including pumps and piping up to and including the pressure tank or spray irrigation pipes and nozzles.

2.23 "Well" means an intrusive construction or excavation procedure, however constructed, through the surface of the earth for the purpose of removing fresh water for consumptive use by a private well, public well, a test well, irrigation well, or monitoring well.

ARTICLE II

Section 1 --- Administration

1.1 Permits Required. No person or people shall install, construct, or extend a water supply system or any part thereof to be used for consumptive use unless a valid permit has been issued by the Health Officer for such installation, construction, or extension. A permit shall also be required for the extension of a water supply line from an existing consumptive use well.

1.1.1 Permits are not transferable to place. Should the ownership of the property for which a permit has been issued change, the permit may be transferred to the new owner. Such transfer must be requested in writing on forms to be provided by the Health Officer and signed by the permit holder who was issued the original permit.

1.1.2 Application for permit shall be made upon such forms and shall contain such reasonable information as required by the Health Officer. Information shall include the following:

- (1) Depth of proposed well.
- (2) Casing size of the proposed well.
- (3) Projected yield of the proposed well.
- (4) Projected use of the consumptive well.
- (5) The location of neighboring water wells within a two mile radius of the proposed well site.

1.1.3 A permit issued for the installation, construction, or extension of a water supply system shall become void twenty-four (24) months from the date of issuance.

1.2 Each application for permit shall be accompanied by a fee to be established by the Saginaw County Board of Health with approval by the Saginaw County Board of Commissioners as authorized by Section 2444, Act 368, P.A. 1978, as amended. Fees shall be payable to the Saginaw County Department of Public Health.

1.3 Any water supply system installed for consumptive water use must also include a monitoring well, equal in depth to the consumptive water use well. This well must be located in close proximity and no further than one-half mile from the consumptive water well and be accessible at all times from a public right-of-way, access road, driveway, or other means of ingress for monitoring, sampling, or measuring the static water level.

1.4 Before construction, installation, or extension can begin on a water supply system to be used for consumptive water use in a special ground water protection area, the Health Officer may require the applicant to provide a hydrogeologic study or an environmental impact statement on the anticipated impact of the proposed consumptive water use well to the ground water aquifer from a certified, registered, or professional ground water specialist whose expertise is with geology and/or hydrology.

1.4.1 The Health Officer shall annually declare the geographical areas, townships, villages, cities, or boundaries of the special ground water protection area.

1.5 The Health Officer may call for a public hearing before issuing a permit for the construction, installation, or extension of a water supply system if the Department finds that the consumptive use well may be contrary to the public interest.

1.6 The Health Officer may refuse to issue a permit for a water supply system where the required submitted information is not in compliance with the provisions of this ordinance, or:

(a) whether the proposed withdrawal of ground water is likely to have an adverse impact on other water users, including without limitation public or private use.

(b)whether the proposed withdrawal is likely to result in the intrusion of salt water or the movement of lower quality water into the ground water reservoir.

(c)whether the proposed withdrawal combined with the current rate of withdrawal, is likely to meet, exceed or severely demise the reservoir of ground water reservoir.

(d)whether the proposed withdrawal is likely to result in injury to the public health, safety, or welfare.

1.7 If any person is aggrieved by a ruling of the Health Officer and wishes to appeal such ruling, he may do so within fifteen (15) days from the date of the decision. Appeals must be made in writing and shall state the reason for the appeal.

1.7.1 The appeal shall be considered at a public meeting/hearing. Notice shall be published in a newspaper of general or regional circulation in Saginaw County or other locations deemed appropriate by the public body.

1.7.2 The appeal board shall consist of a representative of the Township or Village, a citizen at large in the special ground water protection area, and a representative of the Saginaw County Board of Commissioners.

1.7.3 The Health Officer shall be responsible for the notification of the meeting/hearing and shall act as the ex-official Secretary to the Board of Appeals.

Section 2 --- Water Supply System Construction Requirement

2.1 All water supply systems must be constructed in accordance with the Groundwater Quality Control Rules, Part 127 of Act 368, P.A. 1978, as amended, or other applicable Administrative Rule, Act, Ordinance, special construction requirements, or permitted condition or stipulation.

2.2 No water supply system shall be placed into operation or otherwise used for its intended purpose without an approval of the construction and installation of such system by the Health Officer.

ARTICLE III

Section 1 --- Operation of a Water Supply System for Consumptive Water Use

1.1 Where a consumptive water use well is to be operated for irrigation applications, pond maintenance or other commercial/industrial use, the following provisions apply:

(1) The application of ground water onto the land surface by any means shall not result in fugitive water.

(2) The withdrawal of ground water must not affect the health, safety and welfare of the surrounding community that depends on ground water for domestic consumptive water use, public safety, or create an adverse impact.

(3) The withdrawal of ground water must be a reasonable and beneficial use.

1.2 Any water supply system to be used for consumptive water use, except domestic or human consumptive use, shall not operate without a consumptive water use permit issued by the Health Officer. An operating permit must be filed with the Health Officer by April 1 of each year the well will be placed into service. An application for the operating permit shall include the following information:

(1) Intended use. Information must include agricultural crop(s), pumping periods, recovery periods, acreage to be irrigated (if applicable).

(2) Estimated quantity of ground water to be withdrawn each day, including time of operation, number of hours of use and frequency of use.

(3) Depth of well, static water level, capacity of well pump in gallons per minute (gpm).

(4) Certificate of crop insurance, including policy coverage.

(5) Water management plan for the site, including water management needs of the

crop to be irrigated, from emergence to maturity, and a position paper on crop water needs from a crop scientist.

(6) Mitigation plan of action should the operation of the well create an adverse effect to senior users of the ground water.

(7) Location and depth of any underground drainage tile.

1.3 Each application for permit shall be accompanied by a fee to be established by the Saginaw County Board of Health with approval by the Saginaw County Board of Commissioners as authorized by Section 2444, Act 368, P.A. 1978, as amended. Fees shall be payable to the Saginaw County Department of Public Health.

1.4 An operation permit shall be valid for one year and must be renewed by application each year in accordance with Section 1.2.

1.5 An irrigation well located in a special ground water protection area may be required to operate with restrictions. Restrictions may include but not limited to months of the year, hours of the day, number of days, and just-in-time irrigation practices.

1.6 An irrigation well used as a consumptive water use well shall not be used for its intended purpose unless a rain sensor device, hour meter and pump cycle counter has been installed on the system. The sensor shall override the cycle or pump for a period of 24 hours when adequate rainfall has been received.

1.7 The Health Officer shall have the right to amend or modify an operation permit or condition. Any amendment or modification to an operation permit will be expressed in writing to the applicant or operator.

1.8 Any changes in the intended use of a consumptive use water supply system after filing an operation permit application or the issuance of an operation permit is prohibited without written approval of the Health Officer.

Section 2 --- Withdrawal of Ground Water

2.1 Any new or existing water supply system operated for consumptive water use shall have available a monitoring well equal in depth with the production/irrigation well. This well must be located in close proximity and no further than one-half mile to the consumptive water well and be accessible at all times from a public right-of-way, access road, driveway, or other means of ingress for monitoring, sampling, or measuring the static water level.

2.1.1 Each monitoring well shall be sampled three times per year for chemistry analysis. Samples shall be analyzed for chloride, sodium, iron, hardness, nitrate, nitrite, sulfate, hydrogen sulfide, pH, and total alkalinity as CaCO₃. The cost of these samples shall be the responsibility of the applicant or operator.

2.1.2 The sampling periods shall include a pre-operation permit application sample, one sample during the operation and one sample after recovery of the static water level.

2.1.3 Samples must be analyzed by a laboratory licensed and certified by the Michigan Department of Environmental Quality or the United States Environmental Protection Agency. The Drinking Water Standards of the United States Environmental Protection Agency will be used as guidelines to determine the chemical quality of the water.

2.1.4 If analysis of the water samples find the water quality has changed with the intrusion of salt water or the movement of lower quality water where such movement would result in adverse impacts on existing domestic consumptive water users or the ground water resources, immediate mitigation shall commence to reduce or prevent the intrusion of lower water quality. Mitigation shall include but is not limited to suspension of ground water withdrawals from the consumptive water use well, suspension of the consumptive water use operation permit, and other actions that are deemed to be necessary and appropriate.

2.2 The operation of the water supply system for consumptive water use must be reasonable

and shall prevent: (1) flooding or ponding of the ground water on the land surface, (2) flooding of adjoining drainage ditches and/or excavation of adjoining surface water drainage structures or ditches to improve the flow of excessive water (3) the application of fugitive water to adjacent property, surface water, or the public right-of-way, (4) undue interference with the rights of other landowners to the like use and enjoyment of such water.

2.2.1 If the land is tiled, the tile outlet must be temporarily plugged, fitted with a gate valve or similar device to control flow, or disconnect power to a sump, if used, during the growing season to prevent the flow of waste water from the field as a result of over-application of groundwater to the land. In the event that a torrential rain event or persistent rain causes flooding of the crops, managed flood control by the field tile would be allowed.

2.2.2 The moisture needs of the crop or soil must be closely monitored so that reasonable use of the irrigation well occurs. The reasonable use of the well should also be managed to prevent irrigating the land for a 24 hour period after a rain event which precipitates an adequate amount of rain or more.

2.3 The Health Officer may require any person or people withdrawing ground water for any consumptive use to furnish such information that may be necessary to carry out the provisions of this ordinance.

Section 3 --- Chemical Applications

3.1 The application of chemicals such as fertilizers, pesticides, herbicides, fungicides whether organic or inorganic composite materials by spray irrigation must be accomplished to prevent the back flow, back siphonage, or inadvertent migration of chemicals into the water supply system or ground water.

3.2 Chemical applicators of any type connected to water supply systems for spray applications shall be protected from back flow, back siphonage, or the inadvertent migration of chemicals by approved back flow or back siphonage devices.

3.3 A person or people and/or his/her agents, employees, contractors, or those acting in concert therein who apply chemicals with the aid, assistance, or by processes of spray irrigation must be a licensed by the Michigan Department of Agriculture.

Section 4 --- Mitigation

4.1 Duty to mitigate. Upon determination by the Health Officer that the operation of the water supply system for consumptive use has caused an adverse impact or significant irreparable damage or harm to the ground water or the reasonable use domestic or human consumptive use of the ground water, the Health Officer shall notify in writing of the impact or caused by the operation of the consumptive use well, the factual basis for the determination, and the mitigation necessary to resolve the adverse impact or irreparable damage or harm.

4.2 Any mitigation plan required by the Health Officer shall be without prejudice to the rights of the consumptive water use operator or owner. Any party involved in mitigation activities may seek judicial relief with respect to the initial determination and/or corrective action requirements.

4.3 The permittee shall take all reasonable steps to:

- (a) Avoid all adverse impacts with first-in-line human consumptive water users from the withdrawal of ground water.
- (b) Where impacts cannot be avoided, provide mitigation of the adverse impact that is reasonable.
- (c) Implement the approved plan within five (5) days when ordered by the Health Officer.
- (d) have available at all times during normal working hours of the Department, a person, people, agent, employee, or other individual working in concert with the

consumptive water use operator able to implement or authorize the approved corrective action requirements or mitigation activities.

ARTICLE IV Enforcement

Section 1

1.1 Any permit or operation permit in noncompliance with the requirements or provisions of this regulation is a violation of this ordinance. Subsequently, any violation is grounds for enforcement action, permit termination or suspension, permit revocation, amendment to permit, or denial of an operation permit renewal application.

1.2 Upon a finding by the Health Officer that the operation of the consumptive water use well or the water supply system by reason of a condition or maintenance causes an adverse impact or significantly causes irreparable damage or harm to the ground water, presents an immediate danger to the health, safety, welfare of the community or first-in-line users, and/or effects the reasonable use of a private or public human or domestic consumptive water well and a person or people fails to comply with a request to mitigate the adverse impact or irreparable damage within the allotted time period, an order may be issued to immediately cease and desist the operation of the consumptive water use well.

1.3 Notwithstanding the existence and pursuit of any other remedy, the Health Officer may maintain an action in the name of the County for injunction or other process against any person or people to restrain or prevent the construction, installation, or extension of a water supply system contrary to this regulation or restrain or prevent the operation of a water supply system for consumptive water use.

1.4 Any person or people who shall intentionally fail to comply with the provisions of this ordinance or any part thereof or order of the Health Officer shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed the sum of \$500 or by imprisonment in the County jail, not to exceed thirty (30) days or both such fine and imprisonment at the discretion of the Court. Each day a violation is permitted to exist shall constitute a separate and distinct violation.

Section 2 --- Right of Entry

2.1 No person or people shall refuse to permit the Health Officer, after proper identification, to inspect as deemed necessary in the enforcement of this ordinance any property, public or private, located anywhere in the County of Saginaw for the purpose of obtaining information, conducting surveys or inspections, collect samples, inspect water supply systems and monitoring wells, or evaluate a premise to ensure compliance with any permits, standards, policies, rules, regulations, rulings, and special orders at reasonable times nor shall any person or people molest, interfere, or resist the Health Officer in the discharge of his/her duty.

ARTICLE V Validity

Section 1

1.1 Any section, subsection, paragraph, sentence, clause, phrase, or portion of this ordinance that is for some reason held invalid or unconstitutional by any court of competent jurisdiction; such portion shall be deemed as separate, distinct, and independent provision and such ruling shall not affect the validity of the remaining portions thereof.

1.2 Upon adoption of this ordinance, any agreement, contract, memo of understanding, permitted condition or allowance of any kind agreed to by any person or people with the operation or construction, installation, or extension of a water supply system for consumptive water use shall be considered invalid, revoked, or void by this ordinance.

ARTICLE VI Amendments

Section 1

1.1 Amendments. The Board of Health of the County of Saginaw may from time to time

recommend supplements, amendments, or changes subject to approval of the Board of Commissioners. Any proposed supplement, amendment, or change will be issued in writing by the Health Officer. A public hearing shall be conducted in accordance to Section, Act 368, P.A. of 1978, as amended, to review the effectiveness and consider the recommended supplement, amendment, or change to this ordinance.

FROM: COMMITTEE ON HUMAN SERVICES -- 2.2

February 26, 2002

Your committee has considered communication no. 2-26-2 from John Niederhauser, Health Officer, Saginaw County Department of Public Health informing the Board that the Michigan Department of Community Health has sent notification of funding reductions in the Maternal and Child Outreach, Enrollment and Coordination program in the amount of \$57,403 retroactive to October 1, 2001.

We met with John Niederhauser who informed us the funding reduction will result in the layoff of an Outreach Educator Worker and in the utilization of Medicaid incentive funds to balance the budget.

It is our recommendation to concur with the Saginaw County Health Department's proposal to balance the Maternal and Child Outreach, Enrollment and Coordination program, as outlined above; further, that the proper County Officials be authorized and directed to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice Chair

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 2.3

February 26, 2002

Your committee has considered communication no. 2-26-24 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to accept grant funds in the amount of \$75,235.00 for FY 2002 from the Michigan Department of Community Health.

This grant is additional revenue and will be used for the Civilian/Law Enforcement Inspections of Tobacco Retailers. The categorical allocations are as follows:

Saginaw County Sheriff Department	\$ 26,728.00
Bay County Sheriff Department	26,780.00
City of Saginaw Police Department	<u>14,768.00</u>
Current Allocation Amount	\$ 68,276.00

The remaining portion of \$6,959.00 will be used for Civilian compliance checks. No County match is required.

It is the recommendation of your committee that the Saginaw County Department of Public Health be authorized to accept the grant funds from the Michigan Department of Community Health for Civilian/Law Enforcement Inspections of Tobacco Retailers; further, that the proper County Officials be authorized to execute the necessary documents on behalf of the County and amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 2.4

February 26, 2002

Your committee has considered communication no. 2-26-29 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill a vacant position of Clerk Typist in Children's Special Health Care Services.

The position is 100% funded by a state grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuring fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be filled.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 3.1

FEBRUARY 26, 2002

Your committee has considered communication no. 2-26-16 from Sheriff Charles Brown asking to accept grant awards from the Michigan Sheriff's Association for Crime Victims Services and from the Michigan Safe Kids Coalition for the Safe Kids Program.

1)The grant from the Michigan Sheriff's Association will be used to support training and expenses for volunteers to assist in providing counseling for victims/survivors of serious crime. Funds in the amount of \$1885.00 will support, in part, training for the volunteers, hand-out material and equipment, i.e., flashlights for on-scene use. No local match is required.

2)The Michigan Safe Kids Coalition continuation grant in the amount of \$12,000.00 will support expenses associated with the "child car seat inspections," bicycle, home and firearms safety initiatives, and promotional cost associated with child safety awareness. No local match is required.

We recommend approval for the Sheriff Department to accept the grant funds from the Michigan Sheriff's Association and Michigan Safe Kids Coalition, as outlined; further, that the proper County Officials be authorized and directed to sign the necessary documents on behalf of the County, subject to review by the Controller as to substance and Counsel as to legal form, and to amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair
Jeanine A. Collison
James M. Graham

Patrick A. Wurtzel, Vice Chair
Eddie F. Foxx
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Connie D. Smith, Vice Chair

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 3.2 FEBRUARY 26, 2002

Your committee has considered communication no. 2-26-17 from Sheriff Charles Brown forwarding for approval various fees for services provided by the Sheriff Department.

This follows the Board action taken at the January 22, 2002 Session in Report 4.3 relating to the Cost of Service Study for Saginaw County prepared by DMG-Maximus. To address declining revenue sources, the Controller was directed to work with Elected and Department Officials to implement new or revised fees as soon as feasible, and work toward incorporating any additional new or revised fees during the development of the fiscal 2003 budget.

We recommend the following fees be established as submitted by the Sheriff Department:

- 1) \$100 fee for liquor license investigation - This fee is for new and transferred licenses.
- 2) \$15.00 fee for all fingerprinting, including CCW permit prints - Previously fees were only charged for CCW permits.
- 3) \$15.00 for DNA testing - This is a new fee set by law and will be collected from agencies making the request for DNA testing.
- 4) \$4.00 fee for accident reports, gun purchase permits, gun registrations, gun dealer purchase permits, and explosive permits - Previously the fee was \$3.00 and only included accident reports.

Respectfully submitted,
COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair
Jeanine A. Collison
James M. Graham

Patrick A. Wurtzel, Vice Chair
Eddie F. Foxx
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Connie D. Smith, Vice Chair

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 3.3 FEBRUARY 26, 2002

Your committee has considered communication no. 2-26-12 from Sheriff Charles Brown requesting to fill two vacant positions in the Law Enforcement Division with two deputies

recently eliminated from the contract with Chesaning.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

Sheriff Brown informed us that in anticipation of the action taken by the Chesaning Village Council to eliminate two deputy positions from their contract with Saginaw County, he held two positions vacant in the Law Enforcement Division.

To fill the positions, the Sheriff and Controller restructured a plan for fiscal year 2003. It would allow the two vacant deputy positions in the Law Enforcement Division to be filled with the two deputies previously assigned to Chesaning with the understanding that four law enforcement positions in the 2003 budget would be eliminated through attrition and/or lay off.

It is the recommendation of your committee to approve Sheriff Brown's request to fill two vacant positions in the Law Enforcement Division with the two deputies previously assigned to Chesaning, and that at least four law enforcement positions be eliminated in the 2003 Budget; further, that the proper County officials be authorized and directed to amend the budget and personnel complement accordingly, effective immediately.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 3.4 FEBRUARY 26, 2002

Your committee has considered communication no. 2-26-15 from Sheriff Charles Brown requesting to fill the vacant position of Corrections Officer and to run a Corrections School for potential part-time correction officers.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

We met with Sheriff Brown who informed us that current jail staffing is low, with two employees on worker's comp, and one employee resigning last month. Currently the Jail houses 513 inmates per day. To ensure the safety of the employees and inmates, the need exists to fill the vacant Correction Officer position.

In addition, Sheriff Brown is asking to operate a school to train potential part-time officers. Upon completion of a three week training period, as openings become available in the Sheriff Department, these persons would then be qualified to apply. Funding is available within the Sheriff's budget.

It is the recommendation of your committee to approve Sheriff Brown’s request to fill the vacant Correction Officer position, along with any subsequent vacancies up to and thru September 30, 2002, and to operate the Corrections School for potential part-time correction officers. We further recommend the proper County officials be authorized and directed to amend the budget and personnel complement accordingly, effective immediately.

Respectfully submitted,
COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair
Jeanine A. Collison
James M. Graham

Patrick A. Wurtzel, Vice Chair
Eddie F. Foxx
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 3.5 FEBRUARY 26, 2002

Your committee has considered communication no. 2-26-8 from Judge McGraw, Probate Court, re: 2-26-8 requesting to fill the vacant positions of Deputy Register and Clerk Typist.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

We met with Judge McGraw who informed us that the Deputy Register position was added in 2000 due to a large backlog in the Probate Court Estates Division. The person in this position recently decided to stay home with her family. He would like to move the Clerk Typist into the Deputy Register position, and then fill the Clerk Typist position. The Clerk Typist position is essential for the preparation of the everyday Court activities. Judge McGraw is presently working to reduce his budget by \$20,000 through contracting with attorneys, which is expected to become effective prior to next year’s budget. In addition, he anticipates saving money by implementing video commitment proceedings.

It is the recommendation of your committee to approve Judge McGraw’s request to fill the positions of Deputy Register and Clerk Typist. We further recommend that the proper County officials be authorized and directed to amend the budget and personnel complement accordingly, effective immediately.

Respectfully submitted,
COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair
Jeanine A. Collison
James M. Graham

Patrick A. Wurtzel, Vice Chair
Eddie F. Foxx
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1

FEBRUARY 26, 2002

Your Labor Relations Subcommittee considered communication no. 2-26-5 from Cathy J. Snyder, County Administration Director, submitting proposed amendments to Policy no. 335 - Compensation.

The changes specifically address the recently adopted hiring freeze which can result in employees being placed in lower paying positions. Current language treats all demotions, whether for cause or for budgetary reasons, the same. Amending the policy will ensure fair treatment of employees, who through no fault of their own, may be forced to accept a lower paying position.

Recommended changes, as attached, are in **bold** and deletions are in ~~strike-out~~. The Controller and Counsel have reviewed and approved the revisions. Personnel Policies are in the process of being reviewed and any changes will be submitted to the Board for consideration.

It is the recommendation of your committee to approve changes to Policy No. 335 - Compensation, retroactive to February 1, 2002; further, that the Board Coordinator distribute a copy to all Elected Officials, Department Heads and Agencies of the County in accordance with County Policy.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Smith: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Category: 300

Number: 335

Subject: **COMPENSATION**

1. **PURPOSE:** It is the purpose of this policy to establish uniform guidelines and appropriate rules regarding employee compensation in an effort to improve the quality of personnel administration in the County.
2. **AUTHORITY:** The Saginaw County Board of Commissioners.
3. **APPLICATION:** The rules and regulations herein set forth apply to all employees paid by Saginaw County, except:
 - 3.1 Personnel employed by the Saginaw County Road Commission.
 - 3.2 Personnel employed by HealthSource Saginaw.
 - 3.3 Personnel providing services through contractual agreements such as court appointed attorneys, medical doctors, and others paid on a fee basis. (These people are not considered employees; income is reported on Treasury Department 1099 rather than W-2)
 - 3.4 Personnel employed in offices headed by elected officials if the elected official has published personnel policies in substantial compliance with the "Standards for a Merit System of Personnel Administration". Elected officials who do not intend to comply with County personnel policies or any part thereof, shall notify the Board of Commissioners in writing and furnish a copy of their Personnel Policy Manual to the Board.
 - 3.5 Personnel employed through a collective bargaining agreement shall be covered under the terms of the applicable agreement.
4. **RESPONSIBILITY:** The Controller/CAO of Saginaw County shall be responsible for the implementation and administration of this policy.
5. **DEFINITION(S):**
 - 5.1 Pyramiding of overtime is defined as the payment of more than one premium rate

- for the same hours of overtime.
- 5.2 Workweek is defined as seven consecutive 24-hour periods from Sunday, 12:00 a.m. through Saturday, 11:59 p.m.
6. POLICY:
- 6.1 Pay Plan. The Pay Plan shall include a schedule of pay ranges consisting of minimum, intermediate, and maximum rates of pay for all classes of positions. ~~The plan provides three separate salary schedules: (1) Technical, Office, Paraprofessional and Service employees (TOPS), (2) Professional, and (3) Managerial. All pay grades are identified by the prefix "T", "P", "M" as appropriate.~~
- 6.2 Development of the Pay Plan. The development of the Pay Plan shall be directly linked to the Classification Plan and shall be based on the principle of equal pay for equal work. Pay ranges shall be determined with due regard to such factors as:
- 6.2.1 Uniformity of pay for each class.
- 6.2.2 The relative difficulty and responsibility of work.
- 6.2.3 The recruiting experience of the County.
- 6.2.4 The prevailing rates of pay in both public service and private sector.
- 6.2.5 The financial condition and policies of the County.
- 6.2.6 Other pertinent economic considerations.
- 6.3 Adoption. All salaries must be set by the Saginaw County Board of Commissioners.
- 6.4 Exceptions. Exceptions from the Pay Plan shall be authorized by the Board of Commissioners as necessary due to the supersession of negotiated labor agreements or statutes.
7. ADMINISTRATIVE PROCEDURES:
- 7.1 Administration and Amendment. The County Controller/CAO shall be responsible for administering the Pay Plan. He/she shall be responsible for conducting periodic reviews and comparative studies of pertinent factors affecting levels of pay. When appropriate, the Controller/CAO may recommend to the designated committee of the Board of Commissioners necessary amendments to the Pay Plan. In any case, amendments to the Pay Plan may only be made upon the approval of the Board of Commissioners.
- 7.2 Entrance Salary Rate. The entrance salary rate for a newly hired employee shall be Step 1 of the appropriate pay grade as indicated in the current Pay Plan. The Controller may authorize an employee at Step 2 or Step 3 of the pay grade if justified by pertinent documentation from the Department Head. The justification must contain specific reasons for the requested action. If, in the opinion of the Controller, there is insufficient justification to approve the request, he may request additional justification and forward the request to the appropriate Board committee for consideration.
- 7.2.1 A part-time or temporary employee shall be paid on an hourly basis at not more than Step 1 of the classified position to which assigned. The Controller may approve a higher salary if requested and justified by proper documentation.
- 7.3 Step Increases. Each pay grade on the salary schedules shall consist of Steps **and employees** ~~one 1 through nine 9~~. Employees shall progress through the steps based on length of service in their jobs. ~~; however, step~~ increases are a means of

recognizing satisfactory performance and a department head is permitted to withhold a salary increase for a period not to exceed six months during which time the employee will be on probation. The employee will be advised in writing of this action and the reasons for withholding the increase. If the employee does not show the required improvement to warrant removal from probationary status within the six-month period, he/she shall be separated from employment.

7.3.1 Progress through the steps shall be based on the time periods indicated on the salary schedule (except in the case of regular part-time employees who must serve twice the time period indicated), unless such time period is adjusted because of the probationary period resulting from a withheld step increase or an approved leave of absence. When an employee is hired at a rate above Step I in accordance with Section 7.2, progression shall proceed from the step at which hired. For example, an employee hired at Step III (one-year rate) would progress to Step IV (two-year rate) after one year and Step V (three-year rate) after two years. An employee hired at Step II (six month rate) would progress to Step III (one year rate) after six months) and Step IV (two year rate) after 18 months.

7.3.2 Part-time and temporary employees shall not be eligible for step increases except as provided in Section 7.2.1 of this policy.

7.4 Severance Pay. Severance pay is not authorized.

7.5 Overtime. **Upon pre-approval, in writing, and only when budgeted in a department's current year budget, non-exempt** Employees of Saginaw County **may be scheduled for overtime work and shall** be paid overtime compensation at the rate of time and one-half of regular rates of pay for all hours actually worked in excess of forty hours ~~worked or scheduled to work and excused with pay per workweek~~, provided, however, there shall be no pyramiding of overtime. Furthermore, employees who are on authorized PTO, vacation, or personal leave and actually work within the same 24 hour period, shall be credited no more time than a normal scheduled work day or the amount of time actually worked, if more than a normal work day. Elected officials, persons appointed to serve on a policy-making level, and FLSA exempt personnel on the Managerial and Professional Classification Schedules are generally exempt from overtime pay. Professional and managerial Exempt personnel are salaried employees who are expected to meet the demands of the position without overtime compensation.

7.5.1 Overtime shall not be authorized by department heads unless provided for as a separate line item in the departmental budget. Special projects or other extraordinary circumstances, not foreseen during the budget process, may justify special consideration for overtime authorization, which may be requested from the Board of Commissioners. Emergency situations may be approved on a temporary basis by the Controller.

7.5.2 Regular full-time employees or part-time and temporary employees working or scheduled to work 40 or more hours a week in one department shall not be permitted to work any additional hours in another department unless approved by the Controller.

7.6 Pay Adjustments. The following personnel actions shall affect the pay status of the affected employee in the following manner:

7.6.1 Transfers. If an employee is transferred into a classification with the same pay rate grade, the employee's pay rate shall remain unchanged. If a

- transfer involves an employee moving from one pay schedule to another, the employee will be placed at the step which is closest to their former compensation rate. An employee must actually have worked (1) one full year in their current position to be eligible to apply for transfers (meaning those positions of the same classification and hours designated to work), unless waived in special circumstances by the Personnel Director or applicable official.
- 7.6.2 Promotions. If an employee is promoted to a higher pay grade, the employee shall be paid at the lowest step in the new pay grade which is at least five percent (5%) above the salary he was receiving immediately before the promotion. ~~provided, however, application of the five percent (5%) rule shall not result in the employee being placed in a higher step than justified by his length of service in that case the employee would be placed at the applicable service step.~~
- 7.6.2.1 Personnel may be employed in a lower grade than authorized on the Personnel Allocation Schedule. If such an individual is later promoted to the authorized grade, the promotion shall be treated as a reclassification and he shall retain his/her step.
- 7.6.3 Demotions **For Cause or at employee request.** If an employee is demoted to a classification with a lower pay grade, **for cause, or at the employee's request**, the employee shall be paid in accordance with the pay range for the new classification but will retain his/her previous step, **including time accrued in previous step.**
- 7.6.4 **Transfer To A Lower Paying Position. If an employee is transferred to a lower paying position because of budgetary requirements, reorganization, or to avoid layoff, or upon recall from a layoff, the employee will be paid at the highest step of the new classification, if the highest step is lower than the employee's salary before the transfer. If the highest step is not lower than the employee' salary before transfer, then the employee will be placed at the step which is nearest to, but less than, their salary before the transfer.**
- 7.7 Reclassification of Position. If an employee's position is reclassified to a higher pay grade he/she shall be paid at the higher pay range retaining the same step.
- 7.7.1 If an employee's position is reclassified to a lower pay grade, the employee's salary shall remain frozen at the current pay rate until such time as the salary rate for the new classification equals or exceeds the employee's current salary pay rate.
- 7.8 Layoff. When an employee following layoff is recalled in the same class **and pay rate** from which he was laid off, he/she shall be placed in the same step that he/she occupied at the time of layoff. **If the recall involves an employee moving from one pay schedule to another, the employee will be placed at the step which is closest to their former compensation rate.** ~~When an employee is recalled in a class having a lower pay range, he/she shall retain his/her previous step in the lower pay range.~~
- 7.9 Computation of Step Time. Although time spent on an approved leave of absence or layoff is credited towards continuous length of service, such periods of thirty (30) or more continuous days are not credited towards step increases.

- 7.9.1 Full-time temporary service, **when the employee was hired through competitive selection**, that immediately precedes the transfer of an employee to a regular position in the same class shall be credited in determining the employee's position on the salary schedule.
- 7.9.2 Regular part-time service which immediately precedes the transfer of an employee to regular full-time service in the same class will be credited at one-half (1/2) time regardless of the number of hours actually worked.
- 7.9.3 Part-time service is not credited.
- 7.10 Former Employee. A former employee who is recalled or rehired shall be paid at Step 1 of the pertinent grade unless a higher step is authorized in accordance with Section 7.2 or the employee is granted previous service in accordance with the Continuous Length of Service Policy, Sections 6.7 or 6.8.
- 7.11 Pay Periods. Employees shall be paid on a bi-weekly basis.
- 7.12 Longevity Pay. **Regular Full-Time** Employees who have completed five or more years of continuous service as of December 1st of each year shall be entitled to longevity pay. Longevity pay shall be based on length of continuous service as of December 1st of each year and employment status (regular full-time or regular part-time) as of December 1st of each year. Length of continuous service shall be determined as stated in the Continuous Length of Service Policy. Employment status is defined in the Recruitment, Selection and Appointment Policy. Regular full-time employees shall receive \$70 for each full year of continuous service. **Regular part-time employees who received longevity pay in 2001, shall receive \$35 for each full year of continuous service, until their employment terminates. Regular part-time employees who did not qualify for longevity pay in 2001 (those that had less than five full years continuous service as of 12/01/01), are not eligible for longevity pay.** ~~and regular part-time employees shall receive \$35 for each full year of continuous service.~~
 - 7.12.1 ~~A~~ **A Full-Time** employee who retires or dies during the year prior to December 1st shall be entitled to a pro-rata longevity bonus for the number of months since the previous December 1st to the date of retirement or death.
- 8. CONTROLLER/CAO LEGAL COUNSEL REVIEW: The Controller/CAO has determined that this policy as submitted to the Board of Commissioners contains the necessary substance in order to carry out the purpose of the policy. The County Civil Counsel has determined that this policy as submitted contains content that appears to be legal activities of the Saginaw County Board of Commissioners.

Approved as to Substance:
Saginaw County Controller/CAO

Approved as to Legal Content:
Saginaw County Civil Counsel

ADOPTED: November 23, 1999

REVISED: December 12, 2000 (Effective Date: February 1, 2001)

REVISED: February 26, 2002 (Effective Date: February 1, 2002)

Todd M. Hare, Chairman

SAGINAW COUNTY BOARD OF COMMISSIONERS

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2

FEBRUARY 26, 2002

Your Labor Relations Subcommittee met on February 19, to consider various referrals for factoring evaluation and/or classification. We herewith submit the following and direct the proper county officials to make the necessary budgetary adjustments.

A)Courts & Public Safety Committee referral, communication no. 12-11-19-01: factoring of

Family Court Juvenile Probation Officer position as part of new collective bargaining agreement ---Based on factoring evaluation, we recommend the classification remain unchanged.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Smith: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3

FEBRUARY 26, 2002

Your Executive Committee considered the Employment Agreement with Marc A. McGill to serve as County Controller/CAO for an additional three (3) year period commencing October 1, 2002 and ending September 30, 2005.

We recommend:

- 1) The Controller/CAO progress to Step 6 of his current pay Range M21 as originally scheduled on October 1, 2002;
- 2) The Controller be held frozen at the M21 Step 6 pay level throughout the term of the agreement with the exception of providing the same across the board wage adjustment to the Controller/CAO that the Board may approve and budget for the non-bargaining management staff of the County;
- 3) The benefit section providing for the County to pay for higher education at the John F. Kennedy School of Public Finance and Government in the current agreement be deleted;
- 4) The annual adjustment to the ICMA Retirement Account be increased by \$1,000 per year of the agreement;
- 5) The beneficial and accelerated schedule of Retiree Health Care Funding in the current agreement be deleted; and,
- 6) The language in the current agreement allowing compensatory time off be deleted.

Further, that all other legal conditions of the current agreement are recommended for Board approval and that the Chairman of the Saginaw County Board of Commissioners be authorized to finalize and sign on behalf of the Board of Commissioners.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

COMMITTEE COMPENSATION -- 5.1

FEBRUARY 26, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held January 6-19, 2002.

Community Corrections Advisory Board---1-8-02

R. Mallette, 0 miles (no comp.)

Board Session---1-8-02 (B. Fish absent)

Animal Control Advisory Committee---1-9-02

R. Mallette, 10 miles** 33.65

C. Smith, 3 miles 51.10

R. Woods, 7 miles 52.56

Budget Audit Subcommittee---1-10-02

R. Bartels, 3 miles 51.10

R. Blaine, 26 miles 59.49

Board of Commissioners**February 26, 2002**

T. Hare, 2 miles	50.73
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
J. Graham, 21 miles	57.67
Saginaw Future Board---1-11-02	
T. Hare, 2 miles	25.73
Special Committee on Rules---1-11-02	
R. Bartels, 3 miles	51.10
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
C. Ruth, 4 miles	51.46
C. Smith, 3 miles	51.10
P. Wurtzel, 13 miles	54.75
Human Services Committee---1-14-02	
R. Woods, 7 miles	52.56
C. Smith, 3 miles	51.10
T. Basil , 3 miles	51.10
R. Blaine, 26 miles	59.49
T. Hare, 2 miles	50.73
Legislative Subcommittee---1-15-02	
K. Horn, 0 miles (no comp.)	
R. Mallette, 10 miles	53.65
R. Bartels, 0 miles (no comp.)	
T. Basil , 3 miles	51.10
T. Hare, 0 miles (no comp.)	
J. Graham, 21 miles	57.67
County Services Committee---1-15-02	
M. O'Hare, 50 miles	68.25
R. Bartels, 3 miles	51.10
T. Hare, 2 miles	50.73
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
Courts & Public Safety Committee---1-16-02	
R. Mallette, 10 miles	53.65
P. Wurtzel, 13 miles	54.75
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Executive Committee---1-17-02	
T. Hare, 2 miles	50.73
R. Mallette, 10 miles	53.65
M. O'Hare, 50 miles	68.25
R. Woods, 7 miles	52.56
P. Wurtzel, 13 miles	54.75
Human Services Collaborative Body---1-18-02	
C. Smith, 3 miles	51.10
Emergency Food & Shelter National Board---1-18-02	

Board of Commissioners**February 26, 2002**

R. Mallette, 10 miles 53.65
 Community Action Committee---1-18-02
 E. Foxx, 8 miles 52.92

Respectfully submitted,
 Kaye Schultz, Board Coordinator

**To adjust 12-6-01 Parks & Recreation meeting

COMMITTEE COMPENSATION -- 5.2**FEBRUARY 26, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held January 20-February 2, 2002.

Region VII AAA Advisory Council---1-22-01

C. Ruth, 0 miles
 Board Session---1-22-02 (B. Fish absent)
 Brownfield Redevelopment Authority---1-24-02
 M. O'Hare, 50 miles 68.25

Mosquito Abatement Commission---1-24-02

M. O'Hare, 0 miles (no comp.)

City County School Liaison at Board of
 Education---1-24-01

C. Ruth, 4 miles 51.46

R. Blaine, 26 miles 59.49

J. Collison, 4 miles 51.46

M. O'Hare, 0 miles 25.00

Courthouse & Jail Tour---1-25-02

R. Mallette, 10 miles 53.65

Human Services Collaborative Body Planning
 Committee---1-25-02

C. Smith, 3 miles 51.10

Environmental Health Code Board---1-28-02

M. O'Hare, 50 miles 28.25

Human Services Collaborative Body Finance
 Committee---1-30-02

C. Smith, 3 miles 51.10

Respectfully submitted,

Kaye Schultz, Board Coordinator

COMMITTEE COMPENSATION -- 5.3**FEBRUARY 26, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held February 3-16, 2002.

County Services Committee---2-5-02

M. O'Hare, 50 miles 68.25

R. Bartels, 3 miles 51.10

T. Hare, 2 miles 50.73

K. Horn, 30 miles 60.95

C. Ruth, 4 miles 51.46

Courts & Public Safety Committee---2-6-02

R. Mallette, 10 miles 53.65

P. Wurtzel, 13 miles 54.75

J. Collison, 4 miles 51.46

E. Foxx, 8 miles 52.92

Board of Commissioners**February 26, 2002**

J. Graham, 21 miles	57.97
T. Hare, 2 miles	50.73
Board of Health---2-6-02	
E. Foxx, 0 miles	10.00
Local Emergency Planning Committee---2-7-02	
R. Mallette, 10 miles	13.65
Parks & Recreation Commission---2-7-02	
R. Mallette, 10 miles (no comp.)	3.65
911 Board---2-7-02	
R. Mallette, 10 miles	53.65
E. Foxx, 8 miles	52.92
Community Corrections Advisory Board---2-12-02	
R. Mallette, 10 miles	53.65
Animal Control Advisory Committee---2-13-02	
R. Mallette, 10 miles	53.65
C. Smith, 3 miles	51.10
R. Woods, 7 miles	52.56
Human Services Committee---2-13-02	
R. Woods, 7 miles	27.56
C. Smith, 0 miles	25.00
T. Basil , 3 miles	51.10
R. Blaine, 26 miles	59.49
T. Hare, 2 miles	50.73

Respectfully submitted,

Kaye Schultz, Board Coordinator

By Commissioner Horn: That Committee Compensation Report(s) 5.1, 5.2 and 5.3 be received, not read, and the recommendations contained therein adopted. Approved.

RESOLUTIONS**RESOLUTION A****FEBRUARY 26, 2002**

RE: Accepting TF 01-082 - Michigan Natural Resources Trust Fund grant for the Saginaw Valley Rail Trail

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 26th day of February, 2002, at 5:00 o'clock, p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- none

Upon motion made by Commissioner O'Hare, seconded by Commissioner Graham the following Resolution was adopted:

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners of Saginaw County, Michigan, does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources, and that the County of Saginaw does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate all funds necessary to complete the project during the project period and to provide Six Hundred Fifty Seven Thousand Five Hundred (\$657,500) dollars to match the grant authorized by the DEPARTMENT.

- 2. To maintain satisfactory financial accounts, documents, and records to make them available to the DEPARTMENT for auditing at reasonable times.
- 3. To construct the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreement.
- 4. To regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.
- 5. To comply with any and all terms of said Agreement including all terms not specifically set forth in the foregoing portions of this Resolution.

The following aye votes were recorded: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

The following nay votes were recorded: none

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, Susan Kaltenbach, Clerk of the Saginaw County Board of Commissioners, Michigan, do hereby certify that the above is a true and correct copy of the Resolution relative to the Agreement with the Michigan Department of Natural Resources, which Resolution was adopted by the Saginaw County Board of Commissioners at a regular meeting held on February 26, 2002.
Susan Kaltenbach, Clerk
County of Saginaw
Dated: February 26, 2002

UNFINISHED BUSINESS

Chair Hare announced there was a motion on the floor from the January 22 session to adopt Report 6.1, if there are no exceptions. Hearing none, the Chair called the question; motion carried unanimously.

FROM: SPECIAL COMMITTEE ON RULES -- 6.1 **JANUARY 22, 2002**

The Saginaw County Board of Commissioners at its organizational meeting held on January 2, 2002 adopted the 2001 Rules and 2002 Board Schedule, subject to review by the Special Rules Committee. Your Special Committee on Rules herewith submits for approval the amendments to the Rules of the Saginaw County Board of Commissioners, as attached. The addition to Section 7.5 will allow Board staff to experiment with assembling the board packet. Proposed changes are in **bold** type.

In accordance with Article X, we recommend the proposed amendments to the Rules be laid on the table and considered under Unfinished Business at the next day's session.

Respectfully submitted,

SPECIAL COMMITTEE ON RULES

Raymond F. Bartels, Chair

Todd M. Hare

Carl E. Ruth

James M. Graham, Vice Chair

Michael P. O'Hare

Connie D. Smith

Patrick A. Wurtzel

PREAMBLE

We, the members of the Board of Commissioners mindful of the obligations and trust placed in us by the people of Saginaw County and desirous of managing the affairs of the County to the best of our abilities, do hereby establish these Rules.

ARTICLE I

Organization

SECTION 1.1. On the first business day in January each year, the election of Permanent Chair and Vice Chair shall be the first order of business.

SECTION 1.2. At the organizational meeting, the County Clerk, or a designated representative, shall be Acting Chair and preside until a member of the Board is elected Temporary Chair. The Temporary Chair shall preside until the Permanent Chair is elected.

SECTION 1.3. The election of Chair and/or Vice Chair shall be by voice vote (1905 LA 653).

---Under study in the Legislative Subcommittee to review Saginaw County Local Acts and their usefulness today.

---Under study in the Executive Committee to review P.A. 392 of 2000 regarding term of the chairperson and ask that the committee report back to the Board.

SECTION 1.4. The Chair and Vice Chair of the Board shall assume office immediately after being elected and shall hold such office until the annual Board term has expired.

ARTICLE IIMeetings and Sessions of the Board

SECTION 2.1. The organizational meeting of the Board of Commissioners shall be held on the first business day of January each year.

SECTION 2.2. All meetings of the Board shall be called in accordance with State Statute and Rules of this Board. (MSA 5.321 -MSA 5.359 (16) [MCL 46.1 -46.416])

SECTION 2.3. The annual meeting of the Board of Commissioners shall be held each year after September 14, but before October 16. (MCL 46.1)

SECTION 2.4. All regular meetings of the Board shall take place at the Courthouse in Saginaw County, Michigan, or at such other place as may be designated by the Board.

SECTION 2.5. The meeting time of the Board of Commissioners shall be at 5:00 p.m. on Tuesdays of each month in Room 200 of the Saginaw County Courthouse, on the schedule set forth in Section 2.6. There will be no meeting in July and the annual meeting will be held in accordance with State Statute.

SECTION 2.6. Meeting Schedule - 2002

Mon. January 2, 5:00 p.m.

Tue. January 8, 5:00 p.m.

Tue. January 22, 5:00 p.m.

Tue. February 26, 5:00 p.m.

Tue. March 26, 5:00 p.m.

Tue. April 23, 5:00 p.m.

Tue. May 21, 5:00 p.m.

Tue. June 25, 5:00 p.m.

NO SESSION IN JULY

Tue. August 13, 5:00 p.m.

Tue. September 17, 5:00 p.m.*

Tue. October 15, 5:00 p.m.

Tue. November 12, 5:00 p.m.

Tue. December 10, 5:00 p.m.

*Statutory Meeting

Changes to the schedule will be posted by the Clerk.

SECTION 2.7. Petitioners requesting an audience before the Board shall be required to submit a request to the Board no later than noon of the day preceding the Board so audiences can be listed on the Addendum. The presenter shall be limited up to five minutes in length for oral remarks, with the summation details to be filed in writing with the Board for referral to the appropriate

committee, if required.

SECTION 2.8. If a situation arises where an individual addressing the Board or attending the Session is discourteous or disorderly, the Chair shall take appropriate action by warning, requesting to leave, or having the individual escorted from the meeting.

SECTION 2.9. Special meetings of the Board shall be held only when authorized during regular sessions or by petition of at least one-third (1/3) of the members of the Board, (MCLA 46.10) and shall be at a time to allow the maximum attendance.

SECTION 2.10. The business which a county board of commissioners may perform shall be conducted at a public meeting of the board held in compliance with Act No. 267 (Open Meetings Act) of Public Acts of 1976, being sections 15.261 to 15.275 of the Michigan Compiled Laws.

ARTICLE III

Order of Business

SECTION 3.1. The order of business of the Board shall be as follows:

- (1) Call to order by the Chair;
- (2) Roll call by the Clerk of the Board;
- (3) Invocation by a Board member or her/his guest;
- (4) Pledge of Allegiance to the flag;
- (5) Correcting and approving the Minutes of a preceding day's meeting except that on the last day of any meeting, the Minutes of that day shall stand approved subject to proofreading by the Clerk;
- (6) Audience for petitioners; laudatories (resolutions of appreciation);
- (7) Petitions and communications;
- (8) Commissioners' Initiatory Motions;
- (9) Recess for Appropriations;
- (10) Reports of Appropriations, (presented with minutes to be voted on as a whole but allowing division by commissioner request);
- (11) Reports of Regular Committees;
- (12) Reports of Special Committees;
- (13) Resolutions;
- (14) Unfinished business;
- (15) Announcements by Chair;
- (16) Commissioners' audiences;
- (17) Adjournment.

ARTICLE IV

Voting

SECTION 4.1. A quorum shall consist of a majority of the members serving on the Board of Commissioners. (MCL 46.3)

SECTION 4.2. All voting shall be by voice vote, hand vote, or roll call vote as determined by the Chair. Minutes shall state results of vote as called by the Chair.

SECTION 4.3. A member by privilege, may have her/his name entered into the Minutes demonstrating said vote.

SECTION 4.4. A member may, by privilege, order a roll call vote on any question submitted for final passage to the Board and it shall be recorded in the Minutes as taken by the Clerk.

SECTION 4.5. The following procedure shall be utilized for roll call voting:

- (1) When a roll call vote is taken, the roll shall be called by the members names in numerical progression by districts, provided that the lead district be in continuous rotation, and provided, however, the Chair shall always vote last.
- (2) During a roll call vote, a member shall vote when requested by the Clerk, and each member

shall be recorded in the Minutes as voting aye or nay; provided, however, any member who, after three requests by the Chair to report her/his vote to the Clerk, fails to report her/his vote to the Clerk, shall be passed and the Chair shall instruct the Clerk to record the member's vote as "present and not voting", and the Minutes shall reflect the action taken by the Chair.

SECTION 4.6. The vote of a member shall be recorded only when a member is present and seated at the time the vote is called for.

SECTION 4.7. Questions which arise at meetings of the Board of Commissioners shall be determined by the votes of a majority of members present, except as otherwise provided by law or the Rules of this Board.

SECTION 4.8. A majority vote of the members elected and serving shall be necessary for the final passage or adoption of a measure or resolution, or the allowance of a claim against the County. A two-thirds (2/3) majority of the members elected to the Board is required for passage of certain measures pursuant to State law.

SECTION 4.9. Any non-agenda matter, including committee reports, placed before the Board for final passage shall require two-thirds (2/3) majority vote of the members present for adoption.

SECTION 4.10. The Board of Commissioners may, by a majority vote of the members elected and serving, pass regulations and ordinances relating to county affairs which the Board considers proper, but which shall not contravene the general law of this state or interfere with the local affairs of a township, city or village within the limits of the county.

ARTICLE V

Conduct of Members

SECTION 5.1. A member desiring to speak to the question shall, after being recognized, assume the floor and address only the Chair.

SECTION 5.2. When two or more members address the Chair at the same time, it shall be the duty of the Chair to name the member entitled to the floor.

SECTION 5.3. A member shall not assume the floor more than once unless every other member desiring to speak on the same question shall first have an opportunity to do so.

SECTION 5.4. A member shall keep debate on any issue on a reasonable plane and to a reasonable amount of time; both subject to the rule of the Chair.

SECTION 5.5. A member shall have the privilege to extend her/his time for discussion of a question if requested in advance of commencing discussion. The time allowed shall not exceed twice the time set forth in the Rules of this Board.

SECTION 5.6. A member whose time for discussion has expired, by privilege, may request the floor for a specific time period not to exceed one additional minute.

SECTION 5.7. A member shall be allowed the floor under agenda section "Commissioners' Audiences" for a time period not to exceed ten minutes, and shall be allowed the floor only once during this agenda section.

SECTION 5.8. A member shall not question a petitioner on her/his presentation.

SECTION 5.9. A member entering or leaving the Board chamber shall be recorded in the proceedings and notify the Chair by quiet signal.

SECTION 5.10. A member shall not in any manner cause any distraction from the business of the Board or while the Chair, the Clerk, or any member is speaking.

SECTION 5.11. A member who has a direct or indirect pecuniary interest in a specific business transaction or contract with the County, must make the Board cognizant of said interest and it shall be recorded in the Minutes; and further, the business transaction or contract shall not be allowed until approved by 2/3's (10) of the full membership without the vote of the public servant making the disclosure. (Contracts of Public Servants Public Entities Act, P.A. 1 of 1984, MCL 15.321 et seq.)

ARTICLE VIProcedure

SECTION 6.1. The business of the Board shall be conducted in accordance with Robert's Rules of Order, revised, insofar as such rules are not in conflict with these Rules and the Statutes of the State of Michigan. The Chair shall appoint a Parliamentarian and Deputy Parliamentarian to ensure adherence to the rules under which the Board conducts its business.

SECTION 6.2. A member shall have the privilege to request that a question before the Board be postponed to the next scheduled meeting; except when there is reasonable indication that postponement would result in the denial of the motion. Such deferred question shall be taken up at the next scheduled meeting under the order of unfinished business. This section shall not apply to appointment by majority vote of this Board (elections).

SECTION 6.3. A member shall have the right to move reconsideration of any question on which the member voted with the prevailing side. A question may be reconsidered at the same or succeeding day's meeting but shall not be reconsidered more than twice.

SECTION 6.4. A motion made and seconded shall be restated by the Chair or if in writing, read aloud by the Clerk before being debated.

SECTION 6.5. A member shall reduce a motion to writing at the request of the Chair.

SECTION 6.6. A member may move for the division of a question or the Chair may order same.

SECTION 6.7. These Rules may be temporarily suspended for the consideration of a specific question at any regular or special meeting by a two-thirds (2/3) vote of the members present.

SECTION 6.8. Committee reports and resolutions will be introduced to the Board by the Chair of each committee, who may yield the floor for presentation to a member of the committee. Committee reports will be grouped together and numbered accordingly.

SECTION 6.9. A member is encouraged to summarize committee reports since it is not mandatory they be read in their entirety.

SECTION 6.10. At the request of any member and with the concurrence of the Board, comments by and questions of staff persons or others with information vital to a question before the Board shall be allowed.

SECTION 6.11. The procedure for taking action on the Appropriations Committee reports and reports from Regular Committees shall be by consensus with exceptions debated individually. Resolutions will be considered individually and voted on by a show of hands.

SECTION 6.12. A memo from the Board Chair will accompany the Rules to provide clarity in matters relating to conduct and procedure at Official Board Sessions, and any other matters which may be appropriate.

ARTICLE VIIOfficers

SECTION 7.1. The Chair shall be the presiding officer of the Board and her/his duties shall be:

- (1) To preserve order and decide questions of order subject to appeal by the Board;
- (2) To make the appointment of members of all regular committees and special committees, boards, and commissions unless otherwise directed by the Board or State Statute; provided, however, that members shall be notified in the Board Agenda of pending elections and appointments; the Chair's appointments will be listed in the Addendum prepared on the day of the Session;
- (3) To call all adjourned meetings of the Board;
- (4) To be a voting member of all standing service committees;
- (5) To refer all petitions and communications that come before the Board to the proper committee for consideration unless otherwise directed by the Board;
- (6) To direct the County Emergency Preparedness Coordinator in accordance with established

Board policy; and in the event of disaster within the County jurisdiction shall request a declaration of disaster from the Governor.

SECTION 7.2. The Vice Chair shall preside at all meetings in the absence or incapacity of the Chair and shall assume all responsibilities of Chair while acting as Chair and execute necessary documents on behalf of the County. In the absence or incapacity of the Vice Chair, the Chair of Appropriations shall assume all responsibilities.

SECTION 7.3. In order to provide for the orderly conduct of county government in the event of an emergency, i.e., flood, tornados, etc. the line of succession to the position of Chair of the Board of Commissioners shall be as follows:

- (1) Vice Chair;
- (2) Chair of Courts & Public Safety Committee;
- (3) Chair of Human Services Committee;
- (4) Chair of County Services Committee;
- (5) Chair of Appropriations;

SECTION 7.4. The agenda shall be closed at 5:00 p.m. the Thursday prior to the scheduled Tuesday Board Session. Only emergency matters requiring Board action will be allowed to bypass the scheduled deadline as approved by the Chair. Those matters will be assigned to the appropriate committee which will act on them prior to the Session and any recommendations subject to the 2/3 rule. (Section 4.10)

SECTION 7.5. The agenda packet prepared for the Board will be **numbered and/or** color-coded to designate the various sections and fastened together as one unit. The Addendum prepared on the day of the Session shall be **numbered and/or** color-coded in blue to distinguish it from the Agenda. Communications will be summarized in the packet and kept on file in their entirety in the Board Office. Communications and supporting material will be distributed to the appropriate committee members, as requested by the committee. At the end of each meeting, Board material may be removed by the commissioner or left on her/ his desk for re-distribution. All confidential and privileged material shall be personally returned to the Board Secretary or signed out at the end of the Session.

ARTICLE VIII

Clerk

SECTION 8.1. The Clerk of the Board shall be the County Clerk as provided for by Statute.

SECTION 8.2. The Clerk, or a designated representative, shall duly record all proceedings of the Board as provided for by Statute, notify all petitioners of action taken by the Board and perform such other duties as the Board may direct.

ARTICLE IX

Committees

SECTION 9.1. The following shall be the regular Standing Service Committees of the Board:

- (1) Courts and Public Safety - five members
- (2) Human Services - four members
- (3) County Services - five members

SECTION 9.2. A quorum for Standing Service Committees shall be three members.

SECTION 9.3. Each Board member shall serve on only one Standing Service Committee. Commissioners attending committee meetings who are not members of the committee shall be treated the same as the general public and may speak during the public comments section.

SECTION 9.4. There shall be an Appropriations Committee, consisting of all fifteen (15) members of the Board.

- (1) The Appropriations Committee shall be responsible for recommendations to alter the approved Annual Budget; for recommendations to alter County Personnel Policies; for providing

input and direction in labor negotiations; for recommendations to alter the Affirmative Action Plan; for recommendations concerning state and federal legislative issues; and, for recommendations concerning cooperative efforts between City and County government.

(2) The Appropriations Committee shall have five standing subcommittees and shall include the Chair of the Board, and Chair of Appropriations. A quorum shall consist of a majority of the members serving on the subcommittee.

- a) Budget/Audit Subcommittee shall review the cash position of the County with the Treasurer and Controller as compared to budget categories in both revenues and expenses, and shall report to Appropriations Committee on a timely basis.
- b) Labor Relations Subcommittee shall review all personnel matters as they relate to County policy and negotiations with Controller and appropriate personnel officer and report to Appropriations Committee on a timely basis. Labor Relations Subcommittee shall also serve as the Factoring Subcommittee. These responsibilities may be delegated by the Labor Relations Subcommittee but they shall remain responsible for the final decision to be reported to the Board.
- c) Affirmative Action Subcommittee shall review, monitor, and recommend changes necessary to implement adopted Affirmative Action Plan and shall report to Appropriations Committee on a timely basis.
- d) Legislative Subcommittee shall address state and federal legislative issues affecting the County, have regular contact with legislators, departments and organizations, and shall report to the Appropriations Committee on a timely basis. Any member of the Board of Commissioners who is serving as a director of MAC or NACo shall be a member.
- e) City County Liaison Subcommittee shall review the provision of governmental services and areas where cooperative efforts could be developed or expanded, and shall report to the Appropriations Committee on a timely basis.

SECTION 9.5. There shall be a Committee of the Whole, consisting of all fifteen (15) members of the Board. The Committee shall consider all petitions, communications, and any other matters deemed appropriate as directed by the Board or the Chair of the Board with the actions or motions recorded in the Minutes of the Committee. The Vice Chair shall assume Chairmanship of said Committee. In the absence of the Vice Chair, the line of succession shall be as listed in Section 7.2. The Committee shall be subject to Robert's Rules of Order, as revised. Upon completion of discussion, only motions to refer to an organized committee or to postpone indefinitely shall be allowed.

SECTION 9.6. There shall be an Executive Committee, consisting of the Chair of the Board, Vice Chair, the Chair of each of the Standing Service Committees, and the Chair of the Appropriations Committee.

(1) When there is no member of the minority party serving on the Executive Committee, the minority party shall recommend one of their members to serve on the Committee to the Chairman of the Board, who shall have the authority to make the final appointment.

(2) The Executive Committee shall serve as an Advisory Committee to the Chair of the Board. Recommendations from said Committee should first be placed before the appropriate Standing Service Committee. The Executive Committee shall retain the option to refer matters directly to the Board.

SECTION 9.7. Additional committees may be constituted for special activities beyond the scope of the Standing Service Committees upon motion of any member of the Board or the Chair of the Board.

SECTION 9.8. The Chair of the Board shall appoint, in January, members to all committees and subcommittees in this section, except as otherwise noted.

SECTION 9.9. The first-named member of each committee shall act as chair of that committee and the second-named member shall act as vice chair of that committee.

SECTION 9.10. All committee recommendations to the Board shall be reduced to writing.

SECTION 9.11. All committees shall be subject to the call of the Chair of the Board or the Committee Chair, at a time convenient for all members of the committee except in emergency situations.

SECTION 9.12. Committee members shall be entitled to per diem and mileage for committee assignments during the recess of the Board when said work has been previously ordered by the Board Chair or its Committee Chair.

SECTION 9.13. Conduct of committees shall be subject to State Statutes and Rules of the Board of Commissioners, wherever applicable.

ARTICLE X
Amendments

SECTION 10.1. These Rules may be revised or amended by a two-thirds (2/3) vote of the members of the Board at any meeting of the Board, provided, however, that the proposed amendments must have been submitted to the Board in writing at a previous meeting.

ARTICLE XI
Repeal

SECTION 11.1. All previously adopted rules or policies inconsistent with the Rules herein provided are declared to be null and void.

TO: MEMBERS OF THE SAGINAW COUNTY
BOARD OF COMMISSIONERS

Honorable Commissioners:

In accordance with Article VI, Section 6.13, this memo is included with the 2002 Rules to provide clarity relating to conduct and procedure at Official Board Sessions, and any other matters which may be appropriate.

One of the duties as Board Chairman is to preserve order. The Board Rules assist the Chair with this in the sections pertaining to reporting, questioning and voting on committee recommendations. The Rules provide that committee reports be introduced by the Committee Chair who is encouraged to summarize the reports. Members with questions are recognized by the Board Chair and the questions are addressed through the Board Chair. Members are encouraged to keep debate on a reasonable plane; questions and/or debate on the Board Floor should stay within the parameters of the motion consistent with the Rules adopted by the Board.

There are guidelines on the number of times and length of time a member may speak on an issue. Voting is open and members have the option of voice vote, hand vote or roll call. Members are allowed by privilege to request that a question be postponed. In addition, there is opportunity to speak under commissioners' initiatory motions and commissioners' audiences.

When a member requires more extensive information, it is recommended that he/she contact the Board Chair, Committee Chair or Staff Person prior to the Board Session, when possible. Commissioners are welcome to attend Standing Service Committee meetings for a better understanding of the issues.

To avoid disruptions and out of courtesy, please have all cell phones and pagers turned off or on vibrate while the Board is in session.

Following these procedures maintains the dignity in which the Board has successfully conducted its business throughout the years, and allows us to be more efficient, effective and cohesive.

Respectfully,

Todd M. Hare, Board Chairman

APPOINTMENTS

Chairman Hare made the following appointments:

911 Authority Board - Eddie Foxx (2002 designee for Chair)
Brownfield Redevelopment Authority
Albee Township - Leon Turnwald
City of Saginaw - Tim Dempsey
James Township - Len Ballosh
Richland Township - Fred Clark
Thomas Township - Dan Sika
Tittabawassee Township - Sue Sauer
Village of St. Charles - Kris Neuman
Budget Audit Subcommittee of Appropriations - Cheryl Hadsall
City County Liaison Subcommittee of Appropriations - Cheryl Hadsall
(Robert M. Woods, Jr. to serve as Vice Chair)
County Services Committee - Cheryl Hadsall
Executive Committee - James Graham to serve as Vice Chair
Friend of the Court Citizen Advisory Committee
Mary Lysogorski and John Brady
HealthSource Board - Connie Smith (2002 designee for Chair)
Planning Commission - Thomas Basil (Wurtzel could not serve because he is a member of the
Thomas Township Planning Commission)

COMMISSIONERS' AUDIENCES

Commissioner Smith welcomed newly seated commissioner, Cheryl Hadsall.

By Commissioner Ruth: That the Board adjourn. Carried.
Thereupon, the Board adjourned at 6:05 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

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**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

MARCH 2002

First day of the March Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, March 26, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - **14**

ABSENT: Richard F. Mallette - **1**

TOTAL: - 15

Commissioner Hadsall opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

PUBLIC HEARING

Chairman Hare opened the public hearing at 5:03 p.m. to hear public comments on a proposed ordinance to regulate ground water usage. The Ordinance is currently under study in the Human Services Committee. Chair Hare called on County Counsel Stephen Borrello to explain the public hearing process. Mr. Borrello explained: Board Rules do not provide for a back and forth discussion between the speaker and commissioners, all comments will be referred to the Human Services Committee, the time limit is five minutes. The Chair began with the requests that were received in the Office.

Carolyn J. Allen, Lakefield Township resident, distributed copies of existing State Law that she believes gives the Board the authority to enact an ordinance. Her written comments remain on file in the Board Office for public viewing.

Michael J. Brown, Attorney representing Walther and Sons Farms Inc., spoke of the steps his client has taken to determine the cause of the problem. These have included limiting irrigation (without damaging crops), digging experimental wells, employing the services of an engineer, attending meetings, and monitoring and collecting data. He stated they remain ready to work with anyone to find a reasonable solution, but would take the County to court is necessary.

Terry T. Crevia, Lakefield Township Supervisor, accused the corporate irrigators of not cooperating and not being reasonable. His written comments remain on file in the Board Office for public viewing.

Debbie King, Lakefield Township resident, asked for assistance in sending a message to corporate farmers. Her written comments remain on file in the Board Office for public viewing.

Robert Larsen, Mormon Church Farm Committee Chairman, read the Merrill Michigan Farms

Irrigation position paper. Their group stands ready to help and believes that upgrading the wells will solve the problem. Their written comments remain on file in the Board Office for public viewing.

Michael Nohel, Fremont Township resident, asked that the practice of agricultural irrigation be judged on a moral basis. His written comments remain on file in the Board Office for public viewing.

Lillian Novak, residing within two miles of the Walther Farm, spoke about the problems her family has experienced during the last four summers. Her written comments remain on file in the Board Office for public viewing.

Mary Sherman, Lakefield Township resident, warned that people in southwestern Saginaw County will not be able to cope with another summer with no water, something they have been dealing with since 1998. She said the Church of Jesus Christ of Latter Day Saints has worked with them and they have pled with the Walther Farms for help with no results. She concluded by stating that the water needs to be shared.

Karen Hollingsworth read the comments of Susan Skucz as about the hardships she and her husband experience when the well goes dry. Her written comments remain on file in the Board Office for public viewing.

Gary LeFevre, Fremont Township resident, pointed out that this is not just a water issue, it involves basic human dignity. He petitioned the Board to have the courage and wisdom to do what's right.

Michael Goschka, Michigan State Senator, spoke about short and long term solutions, as well as, whether it was a state or local issue. He was of the opinion that long term it was a state issue, but short term it was clearly a County issue. He cited the statutes giving Saginaw County the authority to act and encouraged the Board to adopt the Ordinance. He referenced the letter from the DEQ regarding the legal authority of the Health Department to enact these regulations. His written comments remain on file in the Board Office for public viewing.

Vic Weigold, Marion Township Fire Chief, made comments about the public safety issues involved.

William Wright, Saginaw County Planning Director, made everyone aware of some funds available in Housing Rehabilitation Program. He spoke about an emergency fund which loans money for a safe and health issue. For more information about this, he said to call the Planning Department.

There were no further requests to speak.

Chair Hare called on John Niederhauser, Health Officer, Saginaw County Department of Public Health, who referenced two letters he received from the DEO. Both letters state that the Health Department does not have the legal authority under P.A. 368 to enact regulations that attempt to regulate public water supplies. These letters are on file in the Board Office for public viewing.

Chair Hare announced the public hearing would remain open. Time being 6:01 p.m.

AUDIENCES

Senator Michael Goschka, and Representatives A. T. Frank and James Howell presented Martha Fish with State Resolutions honoring the life and memory of her beloved husband and Board Chairman, Robert L. Fish. They recalled Bob as a man who truly loved the people and who had their best interests at heart. Marty Fish accepted and her comments are recorded in these minutes.

It is an honor to accept this recognition on behalf of my husband, my best friend, my mentor, my buddy and my soul mate. To God be the Glory, for God works together for good to those who love Him. I have to keep reminding myself of this on a daily basis.

Bob's success was not an accident, but rather a planned strategy. It was a combination of faith in God and years of quality training - not just statistics, but good common sense business practices including problem solving and team strategies and coordination. A key principle being that - vision + coordinated action = yields = results!

He was a streetwise Christian gentleman who did not want to be labeled a politician - but rather liked the word "statesman." Our formula for a successful statesman was - good packaging + energy + positive attitude = yields = statesman with charisma and presentation and moral values. Bob lead by living his values....success will happen to the person who captures a vision and backs it with action. The results of his vision is shared by many Saginaw inhabitants - quality of life in our community.

Life is full of choices, sometimes it is only a choice of attitude. Everyone has the option of choosing between two basic freedoms: 1) the freedom to do what he / she likes (false), and 2) the freedom to do what he / she ought to do (true). I am so proud of him for choosing the latter, especially since it often was not "the path of least resistance."

I've been doing a lot of reading lately to try and make some sense of this tragedy in my life (and also because I've been having a difficult time sleeping). One passage that I came across reads:

Passion

"People with passion find it difficult to use the word work. Such people are pursuing what they most enjoy and, therefore, what is personally rewarding. Everyone was born with a limited amount of time. Every moment we live whether we are working, playing, complaining, or being thankful is the time that we've spent. Nothing is more valuable than the time we have left. When we're pursuing our passion, it isn't just getting to the goal, because the journey is as rewarding as the end result. At the end of our lives we can say, I've loved my life, the ultimate definition of success." - Cynthia Kersey.

If we honor him for his leadership abilities and inspiration, this should not be the end of the vision, but rather the beginning of our responsibility to carry on... I, for one, (as he would say) don't plan on dropping the ball.

"I expect to pass through this world but once. Any good therefore that I can do, any kindness that I can show to any fellow creature, let me do it now. Let me not defer or neglect it, for I shall not pass this way again." - Stephen Grellet.

Thank you again for this recognition. God bless you all.

Commissioner Woods and Dr. David Johnson, CEO, Michigan Department of Community Health, presented John Niederhauser, Health Officer, Saginaw County Department of Public Health with a Certificate of Accreditation from the State and a Resolution of Commendation from the County. Niederhauser introduced his Executive Team: Kevin Datte - Environmental Health Director, Kim Kelley Sutter - Personal and Preventive Health Services Director, Dr. Neil Varner - Medical Director, and Tammy Theisen - Laboratory Services Director.

RESOLUTION OF COMMENDATION

Presented to

THE SAGINAW COUNTY DEPARTMENT OF PUBLIC HEALTH

The Saginaw County Board of Commissioners hereby acknowledges the Saginaw County Department of Public Health upon receiving a Certificate of Accreditation from the Michigan Department of Community Health as recommended by the Michigan Local Public Health Accreditation Commission. The status of full accreditation assures and enhances the quality of local public health in Saginaw County. Michigan's strong public health network is fortified through continued state and local partnership.

Respectfully submitted,

Saginaw County Board of Commissioners

Adopted: March 26, 2002

Todd M. Hare, Chairman

By Commissioner Woods: That the Resolution be adopted. Approved.

Commissioner Bartels presented Chuck Sorentino, Principal, Nouvel Catholic Central with a certificate commending them for being selected to receive the 2002 Governor's Cup. Students present included Julie Manning and Andrea McNab. Commissioner Bartels said this is the equivalent of getting a championship sport award only this is academic.

CERTIFICATE OF RECOGNITION

Presented To:

NOUVEL CATHOLIC CENTRAL

The Saginaw County Board of Commissioners is proud to take this opportunity to acknowledge Nouvel Catholic Central for being awarded the 2001 Governor's Cup. The Governor's Cup is a non-monetary award that recognizes a high school in each athletic conference with the highest number of Michigan Merit Award recipients. Nouvel Catholic Central secured the academic Class C State Championship with 78.7% of its 2001 graduation class receiving the MEAP Award. This Board takes great pleasure in congratulating the teachers, students and their parents for receiving this prestigious award.

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

By Commissioner Bartels: That the Resolution be adopted. Approved.

Chairman Hare called on Donald Scherzer, Vice President, Spicer Group, who presented James Koski, Public Works Commissioner, with a merit award for engineering and surveying. The project was the Westlawn Subdivision Sanitary Sewer Extension located in Spaulding Township. (see communication no. 3-26-9)

Chairman Hare presented Karen Courneya, Commission on Aging Director, with the following proclamation:

PROCLAMATION

WHEREAS, Americans traditionally have volunteered their time, talent, and energy to help one another and their communities; and,

WHEREAS, The active involvement of citizens is needed today more than ever to combat growing human and social problems, to renew our belief that these problems can be solved, and to renew our sense of community; and,

WHEREAS, Volunteering offers all citizens the opportunity to participate in the life of their

community and to gain new skills and widened horizons; and,
WHEREAS, National Volunteer Week offers a special opportunity to publicly celebrate the accomplishments of the hundreds of people in Saginaw County who volunteer, and to encourage everyone to get involved.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners do hereby proclaim the month of April, 2002 as: VOLUNTEER RECOGNITION MONTH in the County of Saginaw and in doing so invite all citizens to join the Board in honoring all volunteers, our greatest natural resource.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 26th day of March in the year of Our Lord Two Thousand and Two.

Sincerely,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Commissioner Wurtzel presented Tom McIntyre, 911 Director, with a proclamation designating April 14-20 as National Public Safety Telecommunications Week.

PROCLAMATION

WHEREAS, Emergencies can occur at anytime that require police, fire, or emergency medical services; and,

WHEREAS, When an emergency occurs, the prompt response of law enforcement, firefighters, and paramedics is critical to the protection of life and preservation of property; and,

WHEREAS, The safety of our deputy sheriffs, police officers, and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the SAGINAW COUNTY 9-1-1 COMMUNICATIONS CENTER; and,

WHEREAS, Public Safety Dispatchers are the first and most critical contact our citizens have with emergency services; and,

WHEREAS, Public Safety Dispatchers are the single, vital link for our law enforcement, emergency, and fire personnel by monitoring their activities by radio, providing them information and insuring their safety; and,

WHEREAS, Public Safety Dispatchers of the SAGINAW COUNTY 9-1-1 COMMUNICATIONS CENTER contributed substantially to the apprehension of criminals, suppression of fires, and treatment of patients; and,

WHEREAS, Each dispatcher has exhibited compassion, understanding, and professionalism during the performance of their job in the past year.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners do hereby proclaim the week of April 14 - 20, 2002 as: NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK

in the County of Saginaw and in doing so invite all citizens to join the Board in honoring the men and women whose diligence and professionalism keep our community and citizens safe.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 26th day of March in the year of Our Lord Two Thousand and Two.

Sincerely,

Todd M. Hare, Chair

Saginaw County Board of Commissioners

Chairman Hare announced the second call of the public hearing being held on a proposed ordinance to regulate ground water usage and asked if there was anyone wishing to speak. There were no further requests. He said the hearing would remain open. Time being 6:28 p.m.

LAUDATORY RESOLUTIONS

Chair Hare announced the following resolutions were prepared for presentation:

CERTIFICATE OF RECOGNITION

Presented To:

VICTORIOUS BELIEVERS MINISTRIES CHURCH OF GOD IN CHRIST

The Saginaw County Board of Commissioners is taking this opportunity to acknowledge Victorious Believers Ministries Church of God in Christ on their 10th Annual Prayer Breakfast. This joyous celebration will take place on Saturday, March 2, 2002 at 9:00 a.m. at the Horizons Conference Center. The guest speaker will be Evangelist Joyce Rodgers of Denton, Texas. We join Bishop Marvin C. Pryor, congregation and guests on this occasion and pray God's blessings on each of you.

ON BEHALF OF THE SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

By Commissioner Foxx: That the Resolution be adopted. Approved.

CERTIFICATE OF RECOGNITION

Presented To:

RECIPIENTS OF THE MAYOR'S SCHOLARSHIP

The Saginaw County Board of Commissioners takes this opportunity to acknowledge your selection by the Saginaw International Mahogany Models and Friends to receive the Mayor's Scholarship. The 10th Annual Mayor's Scholarship Ball, held today, Friday, April 12, 2002 at Horizons, recognizes you and other area youth who have shown commitment to education and hard work. The Saginaw County Board of Commissioners takes great pleasure in recognizing your persistence in pursuing your goals which enabled you to achieve this prestigious award. We likewise commend your parents, teachers and counselors who were there to offer their assistance.

ON BEHALF OF THE SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

By Commissioner Ruth: That the Resolution be adopted. Approved.

**RESOLUTION OF SPECIAL RECOGNITION
RICKER SCHOOL CRIME PREVENTION TEAM**

Presented to:

**CARLA JORDAN, JASMINE RILEY, SHERMAN SAMPSON,
ANJELICA VARGAS, MARC MILLS, MAURICE WOOD,
AARON DENNIS, RAFAEL GARCIA**

The Saginaw County Board of Commissioners takes great pleasure in presenting this Resolution of Special Recognition for your contribution to the community as a member of the Ricker Middle School Youth Crime Prevention Team. We commend you for your ideas that promote respect for self and others; for your commitment to creating a safer school and community; for your willingness to mentor and serve as a role model so fellow students can excel academically and personally; and, for helping to make Saginaw County the safest community of its size in the United States by 2003. We want to especially commend you for your imagination and ability to create the MOVING ON UP: PATHWAYS TO MIDDLE SCHOOL comic book. All the Thomas, Kikis and Alexs in our community, thank you for reminding us: "follow the rules, pay attention, and open up to new experiences so school can be one of the best experiences you'll ever have." Riing!

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

Adopted: March 26, 2002

By Commissioner Mallette: That the Resolution be adopted. Approved.

Resolution of Recognition

Presented To:

Pastor Nathaniel Calhoun, Sr.

“Exploring The depth Of God’s Word” - II Timothy 3:16-17

Emphasis: “So That The Men Of God May Be Thoroughly Equipped For Every Good Work.”

On behalf of the Saginaw County Board of Commissioners I am pleased to be here this evening, Friday, April 5, 2002 at the Saginaw Valley District Congress of Christian Education Awards Banquet. It is a pleasure to acknowledge Pastor Nathaniel Calhoun, Sr. Dean of the Saginaw Valley Baptist Congress of Christian Education, for the unselfish and dedicated work he has performed in the field of Christian Education. As a Pastor of the Greater Renaissance Missionary Baptist Church, as well as, being involved in numerous Christian and civic activities, Pastor Calhoun’s personal dedication and courage have left a lasting impression on the many lives he has touched in this community. We are honored to join with the Saginaw Valley Baptist Congress of Christian Education, Family and Friends in expressing gratitude to Pastor Nathaniel Calhoun, Sr. for his contributions and achievements. We wish him continued blessings in the Lord’s service.

Respectfully submitted,

Saginaw County Board of Commissioners

Todd M. Hare, Chairman

Adopted: March 26, 2002

By Commissioner Woods: That the Resolution be adopted. Approved.

ALL NATIONS PRAYER TOWER

CHURCH OF GOD IN CHRIST

I was glad when they said unto me,

“let us go into the house of the Lord.” - Psalm 122:1

WHEREAS, On Friday, March 22 through Sunday, March 24, 2002, the members of All Nations Prayer Tower Church of God in Christ of Saginaw, Michigan will celebrate their “50th Church Anniversary;” and,

WHEREAS, All Nations Prayer Tower had humble beginnings, meeting in the home of Bro. and Mother Duckett as a Church Mission in 1952. Later a Church building was purchased on Astor Street and Elder William Kelly Moore was selected as Pastor. Under the leadership of Pastor Moore, the Church grew and the Lord blessed them to build a new edifice at its present location on South Twentieth. Pastor Moore went home to be with the Lord in 1972; and,

WHEREAS, In August 1972, Elder Louis Bishop was appointed as Pastor to help take the Church forth. Much has been accomplished through the guidance of Pastor Bishop, and the Church continues to progress both spiritually and financially. With the help of the Lord and the people, Bishop Louis’ vision to renovate and add an addition to the Church has come to pass; and,

WHEREAS, Today, by the grace of God, All Nations Prayer Tower continues to work the work of Him who sent them by winning souls for Christ. We commend Pastor Bishop and the members of All Nations Prayer Towner on the occasion of their “50th Anniversary.”

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners are honored to acknowledge Pastor Louis Bishop and the All Nations Prayer Tower Church of God in Christ for their efforts and achievements and wish them continued blessings, as they

stand as a strong pillar in this community.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the March 26, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to them.

Respectfully submitted,

Todd M. Hare, Chair

Eddie F. Foxx, Commissioner, District #6

By Commissioner Foxx: That the Resolution be adopted. Approved.

CLERK'S CALL OF SESSION

March 12, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of March Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, March 26, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

3-26-1 BROWNFIELD REDEVELOPMENT AUTHORITY ---- asking approval of revised bylaws.

-- County Services (3-26-2.2)

3-26-2 MOSQUITO ABATEMENT --- sending an update on the Federal / Regional no treatment policy of spring mosquitoes at the Shiawassee National Wildlife Refuge.

-- Human Services (3-36-3.1)

3-26-3 SAGINAW FUTURE --- sending the Annual Report of the Economic Development Corporation, along with a 2002 membership list and meeting schedule.

-- County Services (3-26-2.5)

3-26-4 TREASURER --- asking approval of a resolution to establish the 2002 Delinquent Tax Revolving Fund using existing Fund balances.

-- Appropriations / Budget Audit (3-26-4.4/Res.D)

3-26-5 COUNTY CLERK --- asking approval of proposed fees for the Clerk's Office.

-- County Services (3-26-2.8)

3-26-6 CITY COUNTY SCHOOL LIAISON COMMITTEE --- asking to increase its budget to \$20,000 with funds available in its existing account.

-- Human Services (3-26-3.2)

3-26-7 PUBLIC WORKS COMMISSIONER --- asking the Board to adopt a resolution to join the Saginaw Clean Water Alliance.

-- County Services (3-26-2.7/Res.B)

3-26-8 CONTROLLER --- sending information relating to Judicial Resource Recommendations with regard to eliminating a District Court Judgeship.

-- Courts and Public Safety / Legislative

- 3-26-9 SPICER GROUP --- asking to present an engineering and surveying award to the Public Works Commissioner, James Koski at a Board Session.
-- County Services
- 3-26-10 PARKS COMMISSION --- asking to be authorized to submit a grant application to the Michigan Department of Natural Resources for Phase III development funds for the rail trail project.
-- County Services (3-26-2.4/Res.C)
- 3-26-11 MICHIGAN WORKS! --- asking Saginaw County to accept or reject Education and Training Connection to provide Partnership for Adult Learning training.
-- County Services (3-26-2.1)
- 3-26-12 UNDERGROUND RAILROAD --- sending a copy of the Saginaw County Consortium of Homeless Assistance Providers Continuum of Care.
-- Human Services
- 3-26-13 CONTROLLER --- sending the Comprehensive Annual Financial Report ended September 30, 2001. (previously distributed to each commissioner)
-- Appropriations / Budget Audit (3-26-4.1)
- 3-26-14 CONTROLLER --- sending a copy of Rehmann Robson Management Letter on Internal Control. (previously distributed to each commissioner)
-- Appropriations / Budget Audit (3-26-4.2)
- 3-26-15 PROSECUTOR --- asking approval of a proposed reorganization.
-- Courts and Public Safety (3-26-1.3)
- 3-26-16 PUBLIC HEALTH --- sending a preliminary statement regarding the published report from the U.S. Department of Health and Human Services, and Michigan Department of Community Health.
-- Human Services
- 3-26-17 REGION VII AAA --- sending for review and comment the Draft Allocation Plan for senior services for 2003.
-- Human Services
- 3-26-18 CONTROLLER --- forwarding a request from various individuals / agencies to create a Veterans Memorial Plaza with the County acting as fiduciary.
-- Appropriations / Budget Audit (3-26-4.5)
- 3-26-19 CONTROLLER --- asking to fill the vacant position of Assistant Financial Services Director.
-- County Services (3-26-2.9)
- 3-26-20 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 2-20 / 3-11-02 in the amount of \$4,696,567.03.
-- Appropriations / Budget Audit (3-26-4.3)
- 3-26-21 TREASURER --- informing the Board that the Mental Health Authority has cancelled the Banking and Investment Contract with the County, and the General Fund budget must be amended to reflect same.
-- Appropriations / Budget Audit
- 3-26-22 RANDALL BURTCH, PARENTS FOR CHILDREN --- asking that Friend of the Court interviews be video taped with audio.
-- Courts and Public Safety
- 3-26-23 PUBLIC HEALTH --- asking to fill a vacant Clerk-Typist I/II position.
-- Human Services
- 3-26-24 CONTROLLER --- sending the Marc-ing Report dated March 2002. (previously distributed to each commissioner)

- Executive Committee
- 3-26-25 MICHIGAN DEPARTMENT OF TREASURY --- sending a bulletin about millage requests and millage rollbacks.
- County Services
- 3-26-26 MENTAL HEALTH --- recommending reappointment of Robert D. Blaine, John Pugh, Leola Wilson, and Robert M. Woods, Jr. to the Mental Health Authority Board. (copy included in packet)
- Receive and file
- 3-26-27 PUBLIC HEALTH --- asking to accept \$44,396 in additional funding from the Bureau of Substance Abuse Services.
- Human Services
- 3-26-28 REGION VII AAA --- sending for review and comment the FY 2003 Implementation Plan, and Request for Transfer of Funds for senior services.
- Human Services
- 3-26-29 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form for the period March 12 - 25, 2002 in the amount of \$7,113,513.46.
- Appropriations / Budget Audit
- 3-26-30 MOSQUITO ABATEMENT COMMISSION --- notifying the Board that the U.S. Fish & Wildlife Services has suspended the policy for mosquito control on lands within the National Refuge System for a one-year period. (copy included in addendum packet)
- Human Services (3-26-3.1)
- 3-26-31 BOARD COORDINATOR --- forwarding letters from County residents regarding the proposed Saginaw County Groundwater Ordinance. (copy included in addendum packet)
- Human Services
- 3-26-32 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
 - A. Michigan Mosquito Control Association honoring Saginaw County Mosquito Abatement Commission Director, William Lechel for his 16 years of service.
 - B. U.S. Department of Justice forwarding the following:
 - News @ a Glance - A New Approach to Information Dissemination
 - Highlights of the 2000 National Youth Gang Survey
 - National Report Series - Law Enforcement and Juvenile Crime
 - Justice Expenditure and Employment Statistics - Justice Variable Pass through Data, 1997
- Receive and file

Chairman Hare announced the third and final call of the public hearing being held on a proposed ordinance to regulate ground water usage and asked if there was anyone wishing to speak. There were no further requests. The Chair called on County Counsel Stephen Borrello for an update on the water problems in southwestern Saginaw County. Mr. Borrello stated a formal request has been directed to Attorney General Jennifer M. Granholm by State Representative A. T. Frank asking for an opinion whether or not counties have the statutory authority to implement a local ordinance regulating water utilized by a farming operation during irrigation season. Specifically:

- 1) Can counties enact ordinances limiting or regulating the amount of water extracted from an underground aquifer once a well permit has been granted?
- 2) Would liability attach to a county if they were to enact an ordinance that sought to restrict, limit, or regulate residents taking of water from an underground aquifer?

He was informed by Attorney General staffers that they most likely will uphold the March 11 letter from the Department of Environmental Quality. The communication states the Saginaw County Board of Commissioners cannot legally adopt the

Ground Water Withdrawal Regulations under the Public Health Code, 1978 PA 368 because the local health department does not have the underlying legal authority under the Act to enact regulations that attempt to regulate public water supplies. The DEQ further states that the general language of the regulations will make the implementation difficult. Mr. Borrello commented on a second letter from the Department of Environmental Quality dated March 26. It states that there may be other legal authority which could enable the Board to enact these regulations, referencing the Safe Drinking Water Act 1976 PA 399. Although he has not researched this, he believed along with the Health Officer that PA 399 would only apply to water above the ground. Mr. Borrello said he and Chairman Hare have met with the attorneys for Walther and Sons Farms Inc. Commissioner Basil suggested the County serve as a mediator between the two factions until the AG opinion was received, Mr. Borrello offered his services. The floor was open for questions. Commissioner Smith questioned whether township, county and state officials have worked together on this. Mr. Borrello responded that yes they have worked diligently on it to resolve. He emphasized that legislation has to come from Lansing to provide local government with the power and authority to regulate under ground water. Commissioner Horn felt that the best solution would be a mediated solution. Commissioner Smith applauded any and all efforts to resolve this matter. Chair Hare closed the hearing at 6:44 p.m.

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 6:45 p.m. The Board reconvened, time being 6:56 p.m.

By Commissioner Smith, supported by Commissioner Ruth that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE

V. APPROPRIATIONS MINUTES

Members present: J. Graham-Chair, C. Smith-Vice Chair, R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, C. Hadsall, T. Hare, K. Horn, M. O'Hare, C. Ruth, R. Woods, P. Wurtzel

Members absent: R. Mallette

Others: McGill-Controller; Borrello-Counsel; Schultz, Corley, Massey-Board Staff

I. Welcome

II. Call to Order---Graham at 6:45 p.m.

III. Public Comments---None.

IV. Agenda - COMMITTEE REFERRALS

1. Courts and Public Safety Committee

R. Mallette, Chair; P. Wurtzel, Vice Chair

1.1) Sheriff Department, re: Michigan Office of Highway Safety Planning continuation grant funds

1.2) Family Division, re: filling of vacant positions

1.3) Prosecutor's Office, re: staff reorganization and filling of vacant position

---Wurtzel moved, supported by Foxx to approve 1.1 through 1.3. There were no exceptions. Motion carried.

2. County Services Committee

M. O'Hare, Chair; R. Bartels, Vice Chair

2.7) Public Works Commissioner, re: recommending adoption of a Saginaw Clean Water Alliance resolution

2.8) County Clerk, re: proposed fees

2.9) Controller, re: filling of vacant position

---O'Hare moved, supported by Ruth to approve 2.7 through 2.9. In Report 2.9, O'Hare included additional language to reflect the intent of the committee, as follows: We recommend the position be refilled *and any subsequent vacancies that may occur as a result of filling the vacancy*. There were no exceptions. Motion carried.

- 3. Human Services Committee
R. Woods, Chair; C. Smith, Vice Chair

3.2) City County School Liaison, re: amended budget

---Woods moved, supported by Foxx to approve 3.2. There were no exceptions. Motion carried.

- 4. Appropriations
J. Graham, Chair; C. Smith, Vice Chair

Budget Audit Subcommittee

R. Bartels, Chair; B. Blaine, Vice Chair

---Bartels called on Gerald Desloover, Rehmann Robson to give an overview of the County of Saginaw Comprehensive Annual Financial Report for fiscal year ended September 30, 2001. A similar presentation was made at the last Budget Audit Subcommittee meeting. There were no questions.

4.1) County of Saginaw Comprehensive Annual Financial Report for Fiscal Year ended September 30, 2001

4.2) Rehmann Robson's Management Letter on Internal Control

4.3) Voucher payment transmittals 12/22/01 - 03/11/02

4.4) Self Funded Delinquent Tax Revolving Fund

4.5) Fiduciary for Veterans Memorial Plaza project funds

---Bartels moved, supported by Horn to approve 4.1 through 4.5. There were no exceptions. Motion carried.

Legislative Subcommittee

K. Horn, Chair; R. Mallette, Vice Chair

4.6) Opposition to State funding reductions for public health services

---Horn moved, supported by Smith to approve 4.6. There were no exceptions. Motion carried.

Executive Committee

T. Hare, Chair; J. Graham, Vice Chair

4.7) Standing Committee and Appropriations Subcommittee 2002 Issues

---Hare moved, supported by Bartels to approve 4.7. There were no exceptions. Motion carried.

V. Miscellaneous

VI. Adjournment---Smith moved, supported by Bartels to adjourn. Motion carried; time being 6:56 p.m.

Respectfully submitted,

Kaye V. Schultz, Board Coordinator

Todd M. Hare, Chairman

REPORTS OF REGULAR COMMITTEES

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 1.1

MARCH 26, 2002

Your committee has considered communication no. 2-26-36 from Sheriff Charles Brown requesting approval to accept a continuation grant from the Michigan Office of Highway Safety Planning in the amount of \$306,172 for Fiscal Year 2001-02.

The grant will be used to support wages and equipment for four Deputies assigned to provide traffic and accident enforcement on secondary roads in Saginaw County. There are no local matching funds required.

We recommend approval for the Sheriff Department to accept the grant funds from the Office of Highway Safety Planning, as outlined; further, that the proper County Officials be authorized and directed to sign the necessary documents on behalf of the County, subject to review by the Controller as to substance and Counsel as to legal form, and to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Wurtzel: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 1.2

MARCH 26, 2002

Your committee has considered communication no. 2-26-34 from Judge Faye M. Harrison, Tenth Judicial Circuit Family Division asking to fill the vacant position of janitor and to allow detention administration to fill all child care, support and administrative staff vacancies as they occur.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

We met with Tim Metro, Detention Superintendent who informed us the Detention Center provides custody for male and female juveniles, some of whom have been charged as adults, but are being held at the Juvenile Facility pending processing of their case. Like the County Jail, the Juvenile Detention Facility must meet State licensing standards, insure safety of the residents and staff, and provide protection of school personnel, visitors, and the general public.

It is the recommendation of your committee to approve Judge Harrison's request to fill the vacant janitor position, along with any subsequent child care, support and administrative staff vacancies that occur in the Juvenile Detention Administration up to and thru September 30, 2002. We further recommend the proper County officials be authorized and directed to amend the budget and personnel complement accordingly, effective immediately.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Wurtzel: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 1.3

MARCH 26, 2002

Your committee has considered communication no. 3-26-15 from Prosecutor Michael Thomas asking approval of a proposed reorganization which would eliminate one Attorney position in the Criminal Division and fill a vacant Warrant Coordinator position.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

We met with Prosecutor Thomas who informed us that one of the assistant attorneys in the Child Support Division will be retiring, effective April 1, 2002. As a result, he will delete an assistant attorney position in the Criminal Division and move the person into the vacant Child Support assistant attorney position. Since the State funds 75% of the Child Support Attorney's salary, it is anticipated that a net savings of \$40,000 to \$57,000 in General Fund dollars will be achieved with this reorganization.

It is the recommendation of your committee to approve the Prosecutor's Office reorganization by filling the vacant position of Warrant Coordinator and deleting one attorney position in the Criminal Division. We further recommend the proper County officials be authorized and directed to amend the budget and personnel complement accordingly, effective immediately.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Wurtzel: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.1

MARCH 26, 2002

Your committee has considered communication 3-26-11 from the Michigan Works! Administration Workforce Development Board asking Saginaw County to accept or reject Education and Training Connection to provide Partnership for Adult Learning training for the period March 5, 2002 through September 30, 2002.

It is the recommendation of your committee to accept Education and Training Connection as a contractor to provide Partnership for Adult Learning training as outlined above.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Raymond F. Bartels, Vice-Chair

Cheryl M. Hadsall

Kenneth B. Horn

Carl E. Ruth

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.2

MARCH 26, 2002

Your committee has considered communication 3-26-1 from Cynthia Winland, Brownfield Authority Administrator asking approval of the attached amended bylaws for the Saginaw

County Brownfield Redevelopment Authority.

We met with Cynthia Winland who informed us the amended bylaws provide for staggered terms for the members to provide continuity within the organization (Art. II, Sect. 4), and also provides a remedy for unexcused absences (Art. II, Sect. 5).

It is the recommendation of your committee to approve the amended bylaws for the Saginaw County Brownfield Redevelopment Authority as attached.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

BYLAWS OF THE SAGINAW COUNTY BROWNFIELD REDEVELOPMENT AUTHORITY

ARTICLE I: Name and Address

Name. The name of the Authority is the Saginaw County Brownfield Redevelopment Authority (hereinafter referred to as the "Authority"). The address of the Authority is 111 S. Michigan Avenue, Saginaw, MI 48602.

ARTICLE II: Directors

Section 1.General Powers. The business and affairs of the Authority shall be managed by its Board, except as otherwise provided by statute or by these Bylaws.

Section 2.Board of Directors. The Board of Directors (hereinafter referred to as the "Board") of the Authority shall consist of not less than five (5) persons and not more than nine (9) persons.

Section 3.Replacement and Vacancies. Directors shall be appointed at the expiration of each Director's term of office. A Director whose term of office has expired shall continue to hold office until his/her successor has been appointed with the advice and consent of the Saginaw County Board of Commissioners. A Director may be reappointed with the advice and consent of the Saginaw County Board of Commissioners to serve additional terms. If a vacancy is created by death or resignation, a successor shall be appointed with the advice and consent of the Saginaw County Board of Commissioners within thirty (30) days to hold office for the remainder of the term of office so vacated.

Section 4.Terms. The term of each director shall be three years, except that of the directors first appointed, 1/3 shall serve for one year, 1/3 for 2 years and 1/3 for three years.

Section 4-5Removal. A Director may be removed from office for inefficiency, neglect of duty, or misconduct or malfeasance, by a majority vote of the Saginaw County Board of Commissioners after discussion with the **Brownfield Board**—Redevelopment Authority **or following three unexcused absences in any calendar year.**

Section 5-6Conflict of Interest. A Director who has a direct interest in any matter before the Authority shall disclose his/her interest prior to any discussion of that matter by the Authority, which disclosure shall become a part of the record of the Authority's official proceedings. The interested Director shall further refrain from participation in the Authority's action relating to the matter. Each Director, upon taking office and annually thereafter, shall acknowledge in writing that they have read and agree to abide by this section.

Section 6-7Meetings. Meetings of the Board may be called by or at the request of the Chairperson of the Board or any two Directors. The meetings of the Board shall be public, and the appropriate notice of such meeting shall be provided to the public. The Board shall hold an annual meeting in the second calendar quarter of each year at which time officers of the Board

shall be elected as provided in Article III, Section 2.

Section 7.8Notice. Notice of any meetings shall be given in accordance with the Open Meetings Act (Act No. 267 of the Public Acts of 1976).

Section 8-9Quorum. A majority of the members of the Directors then in office constitutes a quorum for the transaction of business at any meeting of the Board, provided, that a majority of the Board present may adjourn the meeting from time to time without further notice. The vote of the majority of the Directors present at a meeting at which a quorum is present constitutes the action of the Board, unless the vote of a larger number is required by statute or by these Bylaws. Amendment of the Bylaws by the Board requires the vote of not less than a majority of the members of the Board then in office.

Section 9.10Participation by Communication Equipment. A member of the Board or of a committee designated by the Board may participate in a meeting by means of conference telephone or similar communications equipment by means of which all persons participating in the meeting can hear each other. Participation in a meeting pursuant to this provision constitutes presence at the meeting.

Section 10.11Committees. The Board may, by resolution passed by a majority of the whole Board, designate one or more committees, each committee to-consist of one or more of the Directors of the Authority. The Board may designate one or more Directors as alternative members of a committee, who may replace an absent or disqualified member at a meeting of the committee. In the absence or disqualification of a member of a committee, the members thereof present at a meeting and not disqualified from voting, whether or not they constitute a quorum, may unanimously appoint another member of the Board to act at the meeting in place of such an absent or disqualified member. A committee, and each member thereof, shall serve at the pleasure of the Board. A committee so designated by the Board, to the extent provided in the resolution by the Board, may exercise all powers and authority of the Board in the management of the business and affairs of the Authority, except that such committee shall not have the power or authority to: (a) recommend to members a dissolution of the Authority, or a revocation of dissolution, (b) amend the Bylaws of the Authority, or (c) fill vacancies in the Board.

ARTICLE III: Officers

Section 1.Officers. The officers of the Authority shall be elected by the Board and shall consist of a Chairperson, Vice Chairperson, and Secretary/Treasurer. The Board may also appoint a Recording Secretary who need not be a member of the Board.

Section 2.Nomination, Election, and Term of Office. The officers of the Authority shall be elected by the Board at an annual meeting held during the second calendar quarter of each year. Candidates shall be nominated by a nominating committee composed of three members appointed by the Chairperson. The term of each office shall be for one (1) year. Each officer shall hold office until his/her successor is appointed. No person shall hold the same office for more than three successive terms

Section 3.Vacancies. A vacancy in any office because of death, resignation, removal, disqualification or otherwise, may be filled at any meeting of the Board for the unexpired portion of the terms of such office.

Section 4.Chairperson and Vice Chairperson. The Chairperson shall be the chief executive officer of the Authority, but he or she may from time to time delegate all or any part of his/her duties to the Vice Chairperson. He or she, or in his/her absence, the Vice Chairperson, shall preside at all meetings of the Board, he or she shall have general and active management of the business of the Authority and shall perform all the duties of the office as provided by law or these Bylaws. He or she shall be ex-officio a member of all standing committees, and shall have the general powers and duties of supervision and management of the Authority.

Section 5. Secretary/Treasurer and Recording Secretary. The Secretary/Treasurer or Recording Secretary shall attend all meetings of the Board and record all votes and the minutes of all proceedings in a book to be kept for that purpose, and shall perform like duties for the standing committees when required. They shall further perform all duties of the office of Secretary/Treasurer as provided by law or these Bylaws. They shall be sworn to the faithful discharge of these duties.

Section 6. Delegation of Duties of Offices. In the absence of any officer of the Authority, or for any other reason that the Board may deem sufficient, the Board may delegate, from time to time and for such time as it may deem appropriate, the powers or duties, or any of them, of such officer to any other officer, or to any Director, provided a majority of the Board then in office concurs therein. The Board may direct appointed staff or consultants to carry out the wishes of the Board.

Section 7. Executive Committee. The Chairperson, Vice Chairperson and Secretary/Treasurer shall comprise the Executive Committee. The Executive Committee may, upon a majority vote, authorize the expenditure of up to \$1,000 for any expense listed as an eligible item for expenditure under the approved Authority funding guidelines. The Executive Committee must report any such expenditures to the Board at the next regularly scheduled Board meeting.

ARTICLE IV: Contracts, Loans, Checks and Deposits

Section 1. Contracts. The Board may authorize any officer or officers, agent or agents, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Authority, and such authority may be general or confined to specific instances.

Section 2. Loans/Grants. No grant or loan shall be contracted on behalf of the Authority and no evidence of indebtedness shall be issued in its name unless authorized by a resolution of the Board and approved by the Saginaw County Board of Commissioners. Such authority may be general or confined to specific instances.

Section 3. Checks, Drafts, etc. All checks, drafts, or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Authority, shall be signed by such officer or officers, agent or agents of the Authority and in such manner as shall from time to time be determined by resolution of the Board.

Section 4. Deposits. All funds of the Authority not otherwise employed shall be deposited from time to time to the credit of the Authority in such banks, trust companies or other depositories as the Board may select.

Section 5. The Board may adopt operating rules and procedures after consultation with member units to guide decisions and land continuity.

ARTICLE V: Fiscal Year

The fiscal year of the Authority shall correspond at all times to the fiscal year of the County of Saginaw.

ARTICLE VI: Miscellaneous

Section 1. Seal. The Board shall provide a corporate seal which shall be the official seal of the Authority.

Section 2. Waiver of Notice. When the Board or any committee thereof may take action after notice to any person or after lapse of a prescribed period of time, the action may be taken without notice and without lapse of the period of time, if at any time before or after the action is completed the person entitled to notice or to participation in the action to be taken submits a signed waiver of such requirements.

ARTICLE VII: Amendments

These Bylaws may be altered, amended, or repealed by the affirmative vote of a majority of the Board then in office at any regular or special meeting called for that purpose.

I HEREBY CERTIFY that the above Bylaws were adopted the 28th day of October, 1999 and amended on March 26, 2002.

Susan Kaltenbach, Clerk

Todd M. Hare, Chair, Saginaw County Board of Commissioners

FROM: COMMITTEE ON COUNTY SERVICES -- 2.3

MARCH 26, 2002

Your committee has considered communication 2-26-18 from Chris Kulhanek, Saginaw County Facilities Manager forwarding a request from Underground Railroad, Inc. to plant a tree, and place a commemorative plaque somewhere on the Courthouse grounds.

We met with Mr. Kulhanek and Lisa Fitch, Underground Railroad who informed us the five inch by twelve inch bronze plaque would honor sexual assault victims and survivors. The tree they have chosen to plant is a crab apple tree with a one inch caliper trunk. The tree will grow to a height of approximately fifteen to twenty feet and will be placed in a suitable location chosen by the County. To address these kind of requests in the future, the Controller was asked to look into the feasibility of establishing a policy for placing commemorative items on County property.

It is the recommendation of your committee to approve the request of the Underground Railroad, Inc., as outlined above, and subject to details being worked out by the Controller and his staff.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.4

MARCH 26, 2002

Your committee has considered communication 3-26-10 from John Schmude, Director, Saginaw County Parks & Recreation asking to apply to the Michigan Department of Natural Resources Land and Water Conservation and/or Trust Fund for \$420,000 for final Phase III development of the Saginaw Valley Rail Trail.

We met with Mr. Schmude who informed us Phase III development of the rail trail includes asphaltting 3.49 miles of the trail from Swan Creek Road to Stroebel Road (James Township), the construction of a parking lot and restrooms at the corner of Swan Creek and Van Wormer Roads, and a twenty car parking lot off Stroebel Road. The total cost of this, the final Phase, is estimated to be \$926,926. The local match of approximately \$506,926 would come from local sources. No monies would come from the Parks Fund or County General Fund. The Parks Commission held a public hearing on March 7, 2002 to inform residents about the application process.

We agree with the request. Under the proper order of business the appropriate resolution will be submitted to accomplish same.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.5

MARCH 26, 2002

Your committee has considered communication 3-26-3 from Saginaw Future, Inc. forwarding a

copy of the Annual Report of the Saginaw County Economic Development Corporation (EDC), prepared under Section 23, P.A. 338, as amended in 1974. Also included is the 2002 meeting schedule and a list of its 2002 membership and officers. (See attached)

It is the recommendation of your committee to accept the Annual Report of the Saginaw County Economic Development Corporation for FY ended January 31, 2002.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

Attachment

Attachment

Attachment

Attachment

FROM: COMMITTEE ON COUNTY SERVICES -- 2.6

MARCH 26, 2002

Your committee has considered communication 2-26-31 from James Koski, Public Works Commissioner asking Saginaw County to adopt a resolution authorizing the County Treasurer to issue a notice of intent to issue an obligation for the Misteguay Creek Intercounty Drain project.

We met with Mr. Koski who informed us that the Revised Municipal Finance Act (P.A. 34 of 2001) changed the way bond obligations are issued by requiring the Board of Commissioners to authorize the County Treasurer to file a notice of intent with the Michigan Department of Treasury prior to issuance.

The Drainage Board for the Misteguay Creek Intercounty Drain has authorized work, based on an Order from the Michigan Department of Natural Resources, on the emergency spillway at the structure 4A dam off Garey Road in Maple Grove Township. The cost of the work is estimated to be \$2,500,000 **with the County's portion 15%, and the balance paid back through a drain assessment district (80%) and the Road Commission (5%)**. ~~The County's portion (15%) of the cost is approximately \$900,000. The balance will be paid back through a drain assessment district (80%) and the Road Commission 5%.~~

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES
Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved. (Commissioner Basil said the \$900,000 was not reflective of the percentage rate so the report was re-worded. Counsel Borrello advised this was a notice of intent and not the final document. Further negotiations will take place on how it will be financially allocated. It will go back through committee.)

FROM: COMMITTEE ON COUNTY SERVICES -- 2.7

MARCH 26, 2002

Your committee has considered communication 3-26-7 from James Koski, Public Works Commissioner recommending Saginaw County adopt a resolution to join the Saginaw Clean Water Alliance (SCWA).

We met with Mr. Koski who informed us as part of the Federal Clean Water Act of 1972, and under Michigan Law (Act 451 of 1994, Sections 3103 and 3106, as amended) Saginaw County, along with eleven other municipalities in the County have been identified as Phase II communities, and as such are required to either apply for a National Pollution Discharge Elimination System (NPDES) Permit or a Notice of Intent for storm water. March 10, 2003 is the deadline for Phase II communities to submit for coverage. The new regulations take effect in 2003. There are serious penalties for political leaders whose communities do not meet the deadline, including steep fines and even imprisonment.

To address this potentially costly issue in a timely manner, the Public Works Commissioner, in January, hosted an informational meeting, and gave a presentation with the Department of Environmental Quality for what is required and the options available; the goal being to see if there was a consensus among the communities to work together and share the costs. There was, and as a result the Saginaw Clean Water Alliance (SCWA) was formed. To fund a consultant, legal expenses, and printing, publishing, and mailing costs, Phase II communities are being asked to contribute \$4,000 each. Spicer Engineering has been selected as the consultant to develop the storm water plan, and Attorney David Meyer would be setting up the SCWA as a

Authority. A preliminary budget and a list of the Phase II municipalities are attached. At this point the total annual cost associated with NPDES requirements is unknown. The SCWA will be pursuing grant funds, and Mr. Koski is hoping the County will be able to do in kind work through GIS and other county services to help offset the costs further. County Services Committee Chairman, Michael O'Hare has been selected to represent the County on the SCWA, an alternate will be selected later.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted to accomplish same, subject to Civil Counsel review and approval. We recommend the funding source for the \$4,000 come from existing General Fund monies.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Preliminary Budget SCWA

Consultant	450 hours @ \$ 70.00	\$31,500.00
Legal Expense	70 hours @ \$100.00	\$ 7,000.00
Printing, Publishing, Postage Contingency, etc.		\$ 9,500.00
		\$48,000.00

Twelve Alliance Members X \$4,000.00 = \$48,000.00

Bridgeport Charter Township

Buena Vista Charter Township

Carrollton Township

City of Saginaw

James Township

Tittabawassee Township

Kochville Township

Saginaw Charter Township

Saginaw County

Spaulding Township

Thomas Township

City of Zilwaukee

FROM: COMMITTEE ON COUNTY SERVICES -- 2.8

MARCH 26, 2002

Your committee has considered communication 3-26-5 from Susan Kaltenbach, County Clerk asking approval of proposed revised and new fees for copying vital records in accordance with the Cost of Service Study for Saginaw County that was adopted by the Board at the January 22, 2002 session.

We met with Ms. Kaltenbach who informed us the Clerk's Office is in the process of upgrading the quality of certified vital records copies. The current fee would be raised from \$5.00 to \$10.00 for the first copy, and from \$2.00 to \$4.00 for each additional copy of the same record. This is consistent with fees charged by other counties.

In addition, the Clerk's Office is receiving more mail requests. Historically, the Office has absorbed the cost of postage and materials to respond to the requests, however, with the anticipated increase in postage later this year the Clerk is asking to add \$1.00 to any request needing a mailed response.

Ms. Kaltenbach indicated that previously she mailed a copy of the monthly decedent lists to various hospitals at no charge. She is proposing hospitals be offered an annual rate of \$45.00 to

cover materials and postage costs. A similar subscription type service is already in place for supplying a copy of assumed name lists to businesses. The Clerk also has not charged funeral homes for replacement copies of death certificates if they have corrections before the record is sent to Lansing. She would like to notify the funeral homes that they will be recharged the original fee to redo the record, as well as be charged the \$1.00 mailing fee.

It was noted that in the future it may be feasible to develop fees for obtaining information from the internet. However, at the present time that is not an option.

It is the recommendation of your committee to approve the proposed new and revised fees as submitted by the County Clerk, as outlined above. The changes would be effective April 1, 2002.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.9

MARCH 26, 2002

Your committee has considered commutation 3-26-19 from Marc McGill Saginaw County Controller asking to fill the vacant position of Assistant Financial Services Director.

Section 11 of the 2002 Budget Resolution A, as amended reads:

BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization.

We recommend the position be refilled, and any subsequent vacancies that may occur as a result of filling the position.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.1

March 26, 2002

Your committee has considered communication no. 2-26-26 and 3-26-2 from William Lechel, Director, Saginaw County Mosquito Abatement Commission (SCMAC) sending information relating to a new Policy (attached) issued by the Regional Office of the U.S. Fish and Wildlife Services on when to allow mosquito control on lands within the National Wildlife Refuge System.

The new Federal Policy would severely limit mosquito control on the Shiawassee National Wildlife Refuge in Saginaw County. Saginaw County Mosquito Abatement Commission and the Shiawassee National Wildlife Refuge have worked cooperatively in controlling mosquitos on the refuge for the past 20 years. There are 1,000 acres of mosquito breeding habitat located on refuge land adjacent to the City of Saginaw, Village of Bridgeport and portions of Saginaw, Thomas and James Townships.

In meeting with William Lechel, he requests the Board to:

- a) Reaffirm Board Resolution A, 4-24-01 objecting to a policy eliminating mosquito control on refuge lands, and because of the policy, objecting to expansion of Shiawassee Wildlife Refuge in Saginaw County. (attached)
- b) Send a letter from the Board to the U.S. Fish & Wildlife Service asking them to reverse the policy due to the impact it will have on the health and quality of life for Saginaw County residents.
- c) Communicate today's action to our area Federal and State Legislators, and Saginaw County local units of government, including townships, cities and villages.

It is the recommendation of your committee to concur with the request from the Saginaw County Mosquito Abatement Commission and recommend approval of items a, b and c listed above; further, authorize the Chairman of the Board to sign the letter on behalf of the Board.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved. (Commissioner Woods informed members in communication no. 3-26-30 from Wm. Lechel, Director, Saginaw County Mosquito Abatement Commission, the Board is advised that the National Director of USFWS has suspended the policy for one year while the service staff review the issues.)

RESOLUTION A

APRIL 24, 2001

Opposing the Shiawassee National Wildlife Refuge Proposal to Eliminate Mosquito Abatement on all Refuge Land, and Expansion of Shiawassee National Wildlife Refuge in Saginaw County

At a regular meeting of the Board of Commissioners of the County of Saginaw, held in the City of Saginaw, on the 24th day of April, 2001, at 5:00 o'clock, p.m., Eastern Daylight Savings Time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Robert L. Fish, Eddie F. Foxx, James M. Graham, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- Todd M. Hare

The following was offered by Commissioner Woods and seconded by Commissioner Graham:

WHEREAS, The draft Comprehensive Conservation Plan (CCP) developed for the Shiawassee National Wildlife Refuge is specifically proposing to end mosquito control on all existing refuge lands as well as on all future refuge land throughout Saginaw County; and,

WHEREAS, Mosquito control activities have been allowed for the past twenty years with no adverse impact on the wildlife or the refuge land; and,

WHEREAS, The public health and public comfort level as stipulated in the Food Quality Protection Act would be directly impacted by the elimination of mosquito control on refuge lands; and,

WHEREAS, A Technical Advisory Group for the Saginaw County Mosquito Abatement

Commission has conducted a review of all scientific published articles related to the "impact on the food chain for wildlife", a point the refuge uses in their justification of ending mosquito control, this Board agrees with and adopts the position by this scientific committee that states "the risks of discontinuing larviciding, i.e., increased potential for viral disease in man and animal, are great. The benefits of discontinuing are low... Thus the most prudent course is to continue larviciding;" and,

WHEREAS, All Saginaw County residents will be directly and negatively impacted by eliminating mosquito abatement on refuge lands abutting the City of Saginaw, Saginaw Township, Thomas Township, James Township, Bridgeport Township, Spaulding Township, Swan Creek Township, and Tittabawassee Township.

NOW THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners object to the policy of eliminating mosquito control on refuge lands, and due to this policy of eliminating mosquito control on refuge lands, also object to all expansion of Shiawassee Wildlife Refuge lands in Saginaw County.

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to all affected townships encouraging their respective Boards to take appropriate action, and that the Mosquito Commission relay this information to the citizenry in the affected areas.

Respectfully submitted

Saginaw County Board of Commissioners

Robert L. Fish, Chair

A vote on the foregoing resolution was taken and was as follows:

YES --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Robert L. Fish, Eddie F. Foxx, James M. Graham, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

NO --- None

ABSENT --- Todd M. Hare

The Resolution was declared adopted.

STATE OF MICHIGAN)
)SS
COUNTY OF SAGINAW)

The undersigned, being the duly qualified and acting Clerk of the County of Saginaw, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the Board of Commissioners of the County of Saginaw at a regular meeting held on April 24, 2001, at which meeting a quorum was present and remained throughout, (2) that an original thereof is on file in the records of the County, (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended), and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

Susan Kaltenbach, Saginaw County Clerk

IN WITNESS WHEREOF, I have hereunto affixed my signature this 24th day of April, 2001.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.2

March 26, 2002

Your committee has considered communication no. 3-26-6 from Carl E. Ruth, Co-Chair, City County School Liaison Committee asking to amend their FY 2002 budget from \$15,000 to \$20,000.

An amount of \$17,800 has been spent on various activities this fiscal year. The amount spent includes \$5,800 transferred to the City of Saginaw for the Veterans Memorial Project. Amending the budget will not require any additional General Fund dollars.

We concur and recommend that the proper County officials be authorized and directed to increase the City County School Liaison Committee 2002 FY Budget by \$5,000 with funds from their previous year's unspent fund balance; further, that the proper County Officials be authorized to amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1 **MARCH 26, 2002**

Your Budget Audit Subcommittee considered communication no. 3-26-13 from Marc A. McGill, Controller/CAO, submitting the County of Saginaw Comprehensive Annual Financial Report for Fiscal Year ended September 30, 2001. The report was prepared by the Financial Services Department in conjunction with financial auditors Rehmann Robson. A copy was previously distributed to each commissioner.

The statements present fairly, in all material respects, the financial position of the County of Saginaw. The County received an unqualified opinion.

Representatives from Rehmann Robson appeared before the committee, and are scheduled to give a presentation during the March 26 Appropriations meeting. Commissioners may ask questions at that time.

Accordingly, it is the recommendation of your committee that the County of Saginaw Comprehensive Annual Financial Report for Fiscal Year ended September 30, 2001 be accepted.

Respectfully submitted,
COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2 **MARCH 26, 2002**

Your Budget Audit Subcommittee considered communication no. 3-26-14 from Marc A. McGill, Controller/CAO, submitting Rehmann Robson's Management Letter on Internal Control which is based on issues disclosed during the FY 2000/2001 annual audit.

The comments and recommendations of Rehmann Robson are offered to provide opportunities for strengthening internal controls and operating efficiencies; and, do not affect the general purpose financial statements of the County. Departmental responses to the Letter were presented by County staff to the Budget Audit Subcommittee. Rehmann Robson reviews the status of these comments during their next audit.

Accordingly, it is the recommendation of your committee that the responses to the Management Letter on Internal Control for Fiscal Year ended September 30, 2001 be accepted.

Respectfully submitted,
COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the

recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3

MARCH 26, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (2-26-1, 2-26-28, 2-26-38, 3-26-20)

Accordingly, we recommend the attached voucher payment transmittals be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period December 22, 2001 through March 11, 2002.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

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FROM: COMMITTEE ON APPROPRIATIONS -- 4.4

MARCH 26, 2002

Your Budget Audit Subcommittee considered communication no. 3-26-4 from Marvin D. Hare, Saginaw County Treasurer recommending the County self-fund the Delinquent Tax Revolving Fund.

The Delinquent Tax Revolving Fund has been in existence for 26 years. The County has borrowed money each year to reimburse, by the first of June, all local units of government including schools, townships, cities, county, Delta College and Intermediate Schools for their delinquent taxes. For some time, the plan has been to self-fund this payment process without having to borrow through a bond issue.

The Delinquent Tax Revolving Fund has assisted the General Fund each year by more than \$1,000,000. Self-funding will increase the contribution to the General fund, in addition to providing cost savings in legal fees and in interest payments.

We agree with the request. Under the proper order of business the appropriate resolution will be submitted to accomplish same.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.5

MARCH 26, 2002

Your Budget Audit Subcommittee considered communication no. 3-26-18 from Marc A. McGill, Controller/CAO forwarding a request from individuals interested in creating a Veterans Memorial Plaza within Saginaw County.

The City County School Liaison Committee, Veterans Groups such as the American Legions, VFWs and their auxiliaries, and the Saginaw County Veterans Council are developing design plans for a Veterans Memorial Plaza. The intent is to relocate veterans monuments from around the County at the site. The Plaza will be located at Hoyt Park on Washington Avenue; it is expected to take two years to complete. The Plan requires a governmental entity to become a fiduciary. No County funds would be involved.

We recommend that the proper County officials be authorized and directed to establish a Trust and Agency fund for the County to act as fiduciary for the accumulation and expenditure of funds for the purpose of creating a Veterans Memorial Plaza within Saginaw County.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.6

MARCH 26, 2002

Your Legislative Subcommittee was asked by the Human Services Committee to consider adopting a resolution in opposition to the proposal from the Michigan Department of Community Health to revise the formula for distributing local public health operations funding to local health departments.

The revised formula would reduce funding for public health services within Saginaw County by an estimated \$151,000. It would affect childhood immunizations, food inspections, water and sewage services, hearing and vision screenings, and communicable and sexually transmitted disease services.

We agree with the request. Under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Horn: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.7

MARCH 26, 2002

Each year the Standing Committees and Appropriations Subcommittees are asked to prioritize the items under their respective committee (communication no. 2-26-19 from the County Controller). The process assists in focusing on major issues, providing direction, and gauging accomplishments.

Your Executive Committee herewith submits the completed Issues and Prioritization List for 2002 and Status as of February 1, 2002.

ATTACHMENT A - Courts & Public Safety

ATTACHMENT B - Human Services Committee

ATTACHMENT C - County Services Committee

ATTACHMENT D - Budget Audit Subcommittee

ATTACHMENT E - Labor Relations Subcommittee

ATTACHMENT F - Legislative Subcommittee

ATTACHMENT G - Executive Committee

The material is included in the County's General Information Book which is used with financial institutions, and shared with many governmental leaders throughout the County and State. The issues will be updated periodically, as needed, and the process continued next year.

It is the recommendation of your committee that this informational report be received and filed.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

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Attachment

COMMITTEE COMPENSATION -- 5.1**MARCH 26, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held February 17-March 2, 2002.

Mid-Michigan Dispute Resolution

Center---10-18-01, 12-6-02*

J. Collison, 8 miles 102.92

Meeting with State and County Officials, re:

Water Issues---2-15-02*

T. Hare, 2 miles 50.73

B. Blaine, 26 miles 59.49

Frankenmuth Convention & Visitors Bureau---2-19-02

K. Horn, 6 miles 27.07

Factoring Committee---2-19-02

P. Wurtzel, 0 miles (no comp.)

Community Action Personnel Committee---2-19-02

E. Foxx, 8 miles 27.92

Labor Relations Subcommittee---2-19-02

C. Smith, 0 miles (no comp.)

P. Wurtzel, 0 miles (no comp.)

E. Foxx, 0 miles (no comp.)

J. Graham, 0 miles (no comp.)

T. Hare 0 miles (no comp.)

Board Session---2-19-02 (all present)

Executive Committee---2-20-02

T. Hare, 2 miles 50.73

J. Graham, 21 miles 57.97

R. Mallette, 10 miles 53.65

R. Woods, 7 miles 52.56

P. Wurtzel, 13 miles 54.75

Community Action Committee---2-21-02

E. Foxx, 8 miles 52.92

Mid-Michigan Dispute Resolution

Center---2-21-02

J. Collison, 4 miles 51.46

Human Services Collaborative Body Planning

Committee---2-22-02

C. Smith, 3 miles 51.10

Environmental Health Code Board---2-25-02

M. O'Hare, 50 miles 28.25

Emergency Services Bio-Terrorism Table Top

Meeting---2-25-02

R. Mallette, 10 miles 53.65

911 Planning---2-25-02

R. Mallette, 10 miles 28.65

E. Foxx, 8 miles 52.92

Board Session---2-26-02 (all present)

Saginaw Future Board---2-28-02

T. Hare, 2 miles 50.73

Board of Commissioners**March 26, 2002**

Mosquito Abatement Commission---2-28-02	
M. O'Hare, 50 miles (no comp.)	18.25
City County School Liaison at Board of Education---2-28-02	
C. Ruth, 4 miles	51.46
R. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
M. O'Hare, 0 miles	50.00

Respectfully submitted,
Kaye Schultz, Board Coordinator

*Not previously reported

COMMITTEE COMPENSATION -- 5.2**MARCH 26, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held March 3-16, 2002.

Frankenmuth Convention & Visitors Bureau---2-14-02*

K. Horn, 6 miles	52.19
Michigan Works! Consortium Board - Bay County---3-4-01	
T. Basil, 30 miles	60.95
B. Blaine, 50 miles	68.25
E. Foxx, 30 miles	60.95
C. Ruth, 30 miles	60.95
C. Smith, 30 miles	60.95
P. Wurtzel, 50 miles	68.25
City County School Liaison Job Fair---3-6-02	
C. Ruth, 4 miles	51.46
J. Collison, 4 miles	51.46
Airport Committee at Browne Airport---3-6-02	
R. Woods, 6 miles (no comp.)	2.19
K. Horn, 20 miles (no comp.)	7.30
C. Ruth, 8 miles (no comp.)	2.92
Board of Health---3-6-02	
E. Foxx, 8 miles	12.92
Brownfield Redevelopment Authority---3-7-02	
M. O'Hare, 50 miles	68.25
Saginaw Future Board---3-8-02.	
Hare, 2 miles	50.73
Human Services Collaborative Body---3-11-02	
C. Smith, 3 miles	51.10
Human Services Committee---3-11-02	
R. Woods, 7 miles	52.56
C. Smith, 3 miles	26.10
T. Basil, 3 miles	51.10
R. Blaine, 26 miles	59.49
T. Hare, 2 miles	50.73
Mental Health Authority Board---3-11-02	
R. Woods, 0 miles (no comp.)	
Legislative Subcommittee---3-12-02	
K. Horn, 30 miles	60.95

Board of Commissioners**March 26, 2002**

R. Bartels, 3 miles	51.10
T. Basil, 3 miles	51.10
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
County Services Committee---3-12-02	
M. O'Hare, 50 miles	68.25
R. Bartels, 0 miles (no comp.)	
C. Hadsall, 40 miles	64.60
K. Horn, 0 miles (no comp.)	
C. Ruth, 4 miles	51.46
T. Hare, 0 miles (no comp.)	
Labor Relations Subcommittee---3-12-02	
C. Smith, 3 miles	51.10
P. Wurtzel, 13 miles	54.75
T. Basil, 0 miles	25.00
E. Foxx, 8 miles	52.92
M. O'Hare, 0 miles (no comp.)	
J. Graham, 0 miles	25.00
T. Hare 0 miles (no comp.)	
Saginaw Clean Water Alliance---3-13-02	
M. O'Hare, 50 miles	68.25
Animal Control Advisory Committee---3-13-02	
C. Smith, 3 miles	51.10
R. Woods, 7 miles	52.56
Courts & Public Safety Committee---3-13-02	
P. Wurtzel, 13 miles	54.75
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Budget Audit Subcommittee---3-14-02	
R. Bartels, 3 miles	51.10
R. Blaine, 26 miles	59.49
C. Hadsall, 40 miles	64.60
C. Ruth, 4 miles	51.46
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Human Services Collaborative Body---3-15-02	
C. Smith, 3 miles	51.10

Respectfully submitted,

Kaye Schultz, Board Coordinator

*Not previously reported

By Commissioner Horn: That Committee Compensation Report(s) 5.1 and 5.2 be received, not read, and the recommendations contained therein adopted. Approved.

**RESOLUTIONS
RESOLUTION A**

MARCH 26, 2002**RE: NOTICE OF INTENT TO ISSUE AN OBLIGATION**

At a regular meeting of the Board of Commissioners of the County of Saginaw held in the City of Saginaw, Michigan, on March 26, 2002, at 5:00 o'clock p.m., Michigan time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- Richard F. Mallette

The following resolution was offered by Commissioner O'Hare and seconded by Blaine:

BE IT RESOLVED that the County Treasurer is hereby authorized and directed to file with the Michigan Department of Treasury a Notice of Intent to Issue an Obligation with respect to the drain notes to be issued by the Misteguay Creek Intercounty Drainage District in the principal amount of not to exceed \$2,500,000 to pay the cost of constructing improvements to the Misteguay Creek Intercounty Drain.

ADOPTED: Yeas: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

Nays: None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Saginaw County Board of Commissioners, held on March 26, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

Susan Kaltenbach, County Clerk

RESOLUTION B
COUNTY OF SAGINAW
Resolution Approving Membership in
Saginaw Clean Water Alliance
And Appointing Designee to Committee

MARCH 26, 2002

At a regular meeting of the County of Saginaw Board of Commissioners, held in the City of Saginaw, County of Saginaw, Michigan, on the 26th day of March, 2002, at 5:00 O'clock p.m., Michigan Time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- Richard F. Mallette

Commissioner O'Hare offered the following resolution and moved for its adoption. The motion was seconded by Commissioner Ruth.

WHEREAS, Saginaw County has been requested to participate in the Saginaw Clean Water Alliance to consider implementation of Phase II Storm Water Regulations, and

WHEREAS, because Saginaw County was named under the amended Federal Water Quality Act of 1987 as a Phase II Storm Water Regulated Municipality, and

WHEREAS, by March 10, 2003, Saginaw County will be required to have a National

Pollution Discharge Elimination System Permit (NPDES) for surface water discharges from areas of the County, and

WHEREAS, Saginaw County believes that to comply with the new regulations, a watershed approach is the best way to meet the new regulation, and

WHEREAS, the other Saginaw County municipalities also required to meet the new regulations have formed the Saginaw Clean Water Alliance (SCWA), and

WHEREAS, the SCWA will develop and establish a Municipal Authority pursuant to PA 233 of 1955 MCLA 124.282 (1) to meet the long term Phase Water Federal requirements, and

WHEREAS, the SCWA was formed to prepare the Notice of Intent (NOI) by March 10, 2003, to meet the federal requirements, and

WHEREAS, the SCWA will also prepare the Illicit Discharge Elimination Plan and the Public Education Plan for all its members, and

WHEREAS, Saginaw County believes the general health, safety and welfare of its residents will be best served if it joins and participates in the SCWA's activities.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Saginaw as follows:

The County Board Chairman and Clerk are hereby authorized and directed to make application to join the Saginaw County Water Alliance, established pursuant to MCLA 123.631 et seq. Saginaw County acknowledges that each member of the Alliance will be assessed an initial four thousand dollars (\$4,000.00) to meet the expenses for professional services in preparation for the Notice of Intent, Illicit Discharge Elimination Plans, Public Education Plans and to establish a Municipal Authority and other relevant administrative duties required by the alliance. That the amount of the assessment for the administrative expenses will be determined by the SCWA, or will be provided in its bylaws, which shall be subject to approval by this board.

Upon acceptance as a member of the SCWA, Commissioner Michael P. O'Hare is appointed the Saginaw County Board of Commissioners constituent member and (to be designated later) is appointed alternate constituent member to serve until replaced by this governing body. YEAS -- - Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

NAYS --- None

ABSTENTIONS --- None

Resolution declared adopted.

STATE OF MICHIGAN)

)SS

COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk, Saginaw County, Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a regular meeting of the Saginaw County Board of Commissioners, held on the 26th day of March, 2002, the original of which is on file in my office. I further certify that notice of said meeting was given in accordance with the provisions of the Open Meetings Act.

Susan B. Kaltenbach, Clerk

Saginaw County

RESOLUTION C

MARCH 26, 2002

RE: SUPPORTING THE SAGINAW COUNTY PARKS & RECREATION COMMISSION'S APPLICATION FOR FUNDING PHASE III DEVELOPMENT OF THE SAGINAW VALLEY RAIL TRAIL

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 26th day of March 2002, at 5:00 p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- Richard F. Mallette

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Graham.

WHEREAS, The Saginaw County Parks & Recreation Commission acting through the Saginaw County Board of Commissioners strives to meet the recreation needs of the residents of Saginaw County; and,

WHEREAS, The Parks Commission and its staff have analyzed the cultural and physical resources of Saginaw County including existing park land inventories and have identified the current recreation deficiencies; and,

WHEREAS, The Park Commission has sought public input through a variety of channels in establishing goals and objectives that address identified recreation deficiencies; and,

WHEREAS, The Parks Commission has transformed its goals and objectives into a logical plan of action for parks, recreation facility development and open space preservation; and,

WHEREAS, The Parks Commission plans to file an application to the Michigan Department of Natural Resources Land and Water Conservation and/or Trust Fund for Phase III funds for further developing the rail trail in Saginaw County from Swan Creek Road to Stroebel Road in James Township. The required local match for these grants would be secured through local cash donations.

NOW, THEREFORE BE IT RESOLVED, That the Board of Commissioners hereby authorizes the Saginaw County Parks and Recreation Commission to submit an application to the Michigan Department of Natural Resources Land and Water Conservation Fund and/or Trust Fund for \$420,000 in grant funds for Phase III development of the Saginaw County Rail Trail.

After discussion, the vote was:

YEAS --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

NAYS --- None

A sufficient majority having voted therefor, Resolution C was adopted.

STATE OF MICHIGAN)
)SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting Clerk of the County of Saginaw, State of Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a regular meeting of the Board of Commissioners of said County, held on the 26th day of March 2002, insofar as the same relate to the intent of the Saginaw County Parks & Recreation's to submit an application to the Michigan Department of Natural Resources Land and Water Conservation Fund and/or Trust Fund for grant monies for Phase III development of the Saginaw Valley Rail Trail project, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, as amended.

Susan Kaltenbach, Clerk
County of Saginaw

**RESOLUTION D
SAGINAW COUNTY
AUTHORIZING THE COUNTY TREASURER
TO ESTABLISH THE 2002 DELINQUENT TAX REVOLVING FUND**

MARCH 26, 2002

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 26th day of March 2002, at 5:00 p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- Richard F. Mallette

The following resolution was offered by Commissioner Bartels and seconded by Commissioner Smith:

WHEREAS, For many years, the Saginaw County Board of Commissioners has utilized Delinquent Revolving Tax Fund financing to settle delinquent tax accounts with involved governmental entities on a timely basis; and,

WHEREAS, As a result, the school districts, as well as other local governments, have been able to better plan and provide for necessary expenditures, often avoiding the necessity to borrow for operation needs; and,

WHEREAS, The Saginaw County Treasurer has proposed a plan which would permit the County to utilize existing delinquent revolving tax fund balances to settle 2002 balances (2001 taxes) with involved units of government; and,

WHEREAS, Implementation of the Saginaw County Treasurer's Plan will save Saginaw County taxpayers many thousands of dollars in related interest and legal costs.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners authorizes the Saginaw County Treasurer to establish the 2002 Delinquent Tax Revolving Fund utilizing existing revolving fund balances from previous years amounting to up to \$12,000,000.

After discussion, the vote was:

YEAS --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

NAYS --- None

A sufficient majority having voted, Resolution D was adopted.

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Saginaw County Board of Commissioners, held on March 26, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

Susan Kaltenbach, County Clerk

**RESOLUTION E
OPPOSING REDUCTIONS IN PUBLIC HEALTH SERVICES**

MARCH 26, 2002

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 26th day of March 2002, at 5:00 p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

ABSENT --- Richard F. Mallette

The following resolution was offered by Commissioner Horn and seconded by Commissioner Blaine:

WHEREAS, The Michigan Department of Community Health has proposed a revision to the formula for distributing local public health operations funding to local health departments; and,

WHEREAS, The proposal takes funds from Saginaw County for redistribution to other counties, and if implemented would result in a reduction in funding for Saginaw County of approximately \$151,000 (15.9%); and,

WHEREAS, The proposal would reduce services to Saginaw residents for childhood immunizations, food inspections, water and sewage services, hearing and vision screenings, and communicable and sexually transmitted disease services; and,

WHEREAS, Saginaw County has worked very hard to provide quality health services as indicated by the award of full accreditation with commendation issued and presented to the Saginaw County Department of Public Health by the Michigan Department of Community Health.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners joins the Michigan Association for Local Public Health in opposing revision to the formula for distributing local public health operations funding in Saginaw County;

BE IT FURTHER RESOLVED, That the Saginaw County Board of Commissioners petitions our area Legislators to intervene with the Michigan Department of Community Health to prevent any reduction in funding for Saginaw County;

BE IT FURTHER RESOLVED, That a copy of this resolution and attached cover letter be sent to the Governor, area Legislators, the Michigan Department of Community Health, the Michigan Association for Local Public Health and the Michigan Association of Counties.

After discussion, the vote was:

YEAS --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

NAYS --- None

A sufficient majority having voted, Resolution E was adopted.

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Saginaw County Board of Commissioners, held on March 26, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

Susan Kaltenbach, County Clerk
March 26, 2002

TO: Governor John Engler
Senator Michael Goschka
Representative A.T. Frank
Representative James Howell

Representative Carl Williams
Michigan Department of Community Health
Michigan Association for Local Public Health

Michigan Association of Counties

As addressed -

The Michigan Department of Community Health (MDCH) is proposing a revised formula for distributing local public health operations funding to local health departments. If implemented, Saginaw County would experience an approximate \$151,000 (15.9%) reduction. The reduction would affect the following public health services within Saginaw County: Food Inspection Services, Water Services, On-site Sewage Services, Hearing Services, Vision Services, Communicable Disease Services, Sexually Transmitted Disease Services, and Immunization Services.

The proposed formula takes dollars from several counties such as Saginaw and distributes them to other counties that have been determined to be under funded. We do not oppose additional funding for these counties, but not at the expense of services to Saginaw County residents. We have worked very hard over the past several years to provide quality health services, and this formula would reduce and significantly weaken the public health infrastructure in Saginaw County.

We are writing to inform you that we are opposed to the implementation of this formula or any formula that results in the reduction of funding to Saginaw County. MDCH proposes to finalize the revised formula and implementation plan by May 1, 2002. We ask for your assistance by intervening with MDCH to prevent any reduction in funding to Saginaw County. Additionally, on March 11, 2002, the Michigan Association for Local Public Health (MALPH) voted to reject the MDCH revised formula.

Attached is Resolution e adopted by the Saginaw County Board of Commissioners at the March 26 Session. Should you require further information, please contact John Niederhauser, Health Officer at (989) 758-3818.

Respectfully,

Saginaw County Board of Commissioners

Todd M. Hare, Chairman

PROCLAMATIONS

Chairman Hare designated the week of April 8 - 12, 2002 as Public Health Week, and the Month of April 2002 as Anti Bullying Month.

PROCLAMATION

WHEREAS, The health of the citizens of Saginaw County is a major concern of the Saginaw County Board of Commissioners and the Saginaw County Board of Public Health; and,

WHEREAS, The Saginaw County Department of Public Health provides leadership in serving the health needs of the citizens of Saginaw County through innovative, unique and meaningful services; and,

WHEREAS, The citizens of Saginaw County are served through a variety of programs and have benefited through increased health awareness and the continuing and expanding preventive activities of the Saginaw County Department of Public Health.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners do hereby proclaim the week of April 8-12, 2002 as: PUBLIC HEALTH WEEK in the County of Saginaw, Michigan in recognition of the important role played by the Saginaw County Department of Public Health in serving all of our citizens and to encourage the citizens of this County to become more aware of the many services available to them through the

Saginaw County Department of Public Health.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 26th day of March in the year of Our Lord Two Thousand and Two.

Sincerely,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

PROCLAMATION

WHEREAS, On July 19, 2001 the Michigan Board of Education asked Michigan's schools to develop and implement an anti-bullying policy and appropriate programs to help stop the problem of bullying; and,

WHEREAS, Bullying poisons the educational environment and affects the learning of every child. When bullying is ignored or down-played, all students suffer; and,

WHEREAS, The rash of school shootings around the country have focused new attention on the age-old problem of bullying. In most cases the shooter's motive was revenge; and,

WHEREAS, Anti-Bullying Programs are designed to increase the student awareness of the problem of bullying, establish clear behavioral standards and make it clear that bullying is unacceptable, and mobilize the masses of students, who are neither victims nor bullies, to take action against bullying.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners do hereby proclaim April, 2002 as: ANTI BULLYING MONTH in the County of Saginaw and in doing so urge parents, students, educators, clergy men and women, employers, organized labor, and community agencies to work together to help STOP bullying.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 26th day of March in the year of Our Lord Two Thousand and Two.

Sincerely,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

APPOINTMENTS

Chairman Hare made the following appointments:

Brownfield Authority - Steve Black (12-31-03)

Commission on Aging -

District #2 Ilagene Doehring (4-1-05)

District #4 Ernest Heine (4-1-05)

District #6 Charles Mitchner (4-1-05)

District #9 Henry Shaft (4-1-05)

District #13 Michael Faerber (4-1-05)

District #14 Dr. Robert Vitu (4-1-04)

Commission on Aging Liaison - Michael O'Hare (2002)

Community Action Committee - Al Holiday and Terry Sangster

Community Corrections Advisory Board -

Anthony Grzesiak, Saginaw Probation Department (9-30-02)

East Central MI Planning & Development -

Bridget Smith Saginaw City/Mayor recommended (12-31-04)

Economic Development Corporation - Joseph Sanders (4-1-08)

Emergency Food & Shelter Board - Richard Mallette (2002)

HealthSource Advisory Board - Thomas Basil (2002)

Jury Commission - Jack Campbell (4-30-08)

Library Board - Ray Friend (5-31-07) and Marcia Warner (5-31-06)

Legislative Subcommittee - Robert Blaine (2002)

LEPC - Education, Tom Mynsberge (nomination)

Mental Health Authority Board -

Commissioner Foxx moved, supported by Commissioner Basil to concur with the appointments of Leola Wilson, Bob Blaine, John Pugh, and Robert Woods (4-1-05). Motion carried.

Region VII AAA - Michael Wegner (3-31-05)

Saginaw Clean Water Alliance (3-26-2.7/ResB) - Michael O'Hare

Solid Waste Planning Committee -

Tom Darnell Saginaw City/Mayor recommended (12-31-02)

Staff Evaluation Committee for TIFA Plans - (2-26-1.2)

Commissioner Representative Todd Hare, County Counsel Steve Borrello, Equalization Director Richard Gruber, Planning Director William Wright, Treasurer Marvin Hare

By Commissioner Basil: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 7:11 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

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**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

APRIL 2002

First day of the April Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, April 23, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - 15

ABSENT: - 0

TOTAL: - 15

Commissioner Horn opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

PUBLIC HEARING

At 5:04 p.m., Chair Hare opened the Public Hearing on the proposed grant application to the Michigan Economic Development Corporation CDBG for funding of a county-wide Business Park and Super Site Feasibility Study. He called for comments three consecutive times. There were none. He announced the hearing would remain open. (4-23-3.2 / Resolution B)

AUDIENCES

Commissioner Hadsall presented Suzanne Greenberg, Executive Director, Child Abuse & Neglect Council with a proclamation designating April as Child Abuse Prevention Month, and the fourth Friday in April as Children's Memorial Day.

PROCLAMATION

WHEREAS, Since 1983, National Child Abuse Prevention Month has been observed every year in April. The goal of this month-long observance is to increase awareness of child abuse and its prevention; and,

WHEREAS, Reports estimate over three million children are abused and neglected each year, and three children die each day due to abuse; and,

WHEREAS, Child maltreatment continues to be a major threat to the well-being of the Nation's children. Thankfully, many communities are becoming more involved in activities and events that promote the message that child abuse can and must come to an end; and,

WHEREAS, In memory of the children who have died by violence, the fourth Friday in April is set aside to recognize these little ones and help to make a difference for the ones who are still fighting to hold their heads high.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners do hereby proclaim April as: CHILD ABUSE PREVENTION MONTH and the fourth Friday of April as: CHILDREN'S MEMORIAL DAY

in the County of Saginaw and in doing so announce that the Children's Memorial Flag will be

flown on April 26 in remembrance of those whose young lives were cut short by senseless violence.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 23rd day of April in the year of Our Lord Two Thousand and Two.

Respectfully,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Commissioner Woods presented Leslie Reinbold with a Proclamation designating May as Mental Health Month. She accepted on behalf of HealthSource Saginaw and the Bay Medical Center.

PROCLAMATION

WHEREAS, Mental health is essential to everyone's overall health and well-being; and,
WHEREAS, One in five American adults and children are affected by a mental illness;
and,

WHEREAS, Mental health problems do not discriminate. They know no race, creed, age limit or economic status; and,

WHEREAS, People with mental illness can recover and lead full, productive lives; and,

WHEREAS, An estimated two-thirds of adults and young people with mental health problems are not getting the help they need; and,

WHEREAS, Untreated or under-treated mental illness costs public and private employers billions of dollars annually through absenteeism, turnover, low productivity and increased medical costs; and,

WHEREAS, Saginaw County has made a commitment to community-based systems of mental health care in which all residents can receive high-quality and consumer-responsive services; and,

WHEREAS, The National Mental Health Association, the National Council for Community Behavioral Healthcare, and their national partners observe Mental Health Month every May to raise awareness and understanding of mental health and illness.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners, do hereby proclaim May 2002 as: MENTAL HEALTH MONTH in Saginaw County. I call upon all Saginaw County citizens, government agencies, public and private institutions, businesses and schools to recommit our community to increasing awareness and understanding of mental illness and the need for appropriate and accessible services for all people with mental illnesses.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 23rd day of April in the year of Our Lord Two Thousand and Two.

Respectfully,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

The Chair called on Mr. Gary Gerrish who expressed his opposition to proposed cuts in the 2002/2003 Friend of the Court budget. Charts that he distributed are on file in the Board Office.

Robert McDuffy was not present and the Chair said he would call on him when he arrived.

At 5:22 p.m., Chair Hare announced the second call of the Public Hearing being held on the proposed grant application to the Michigan Economic Development Corporation CDBG for funding of a county-wide Business Park and Super Site Feasibility Study. He called for comments three consecutive times. There were none. He announced the hearing would remain open.

LAUDATORY RESOLUTIONS

Chair Hare announced the following resolutions were prepared for presentation:

CERTIFICATE OF RECOGNITION

Presented To

Recipients of The Finer Womanhood Awards

"Give her the reward she has earned,
and let her works bring her praise at the city gate."

Proverbs 31:31

Today, Saturday, April 20, 2002 at the Horizons Conference Center, the ladies of Zeta Omega Zeta Chapter of Zeta Phi Beta Sorority, Inc. gather to celebrate thirty-five years of Finer Womanhood and Service to the Saginaw Community.

The Saginaw County Board of Commissioners is pleased to acknowledge you as a Charter Member of Zeta Omega Zeta Chapter.

You have displayed commitment and support to this worthwhile organization, and we are honored to join with the Zeta Omega Zeta Chapter, your family, friends, and community in acknowledging your contributions and achievements. We wish you the best in all your future endeavors.

ON BEHALF OF THE SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Adopted: April 23, 2002

By Commissioner Foxx: That the resolution be adopted. Approved.

CLERK'S CALL OF SESSION

April 10, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of April Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, April 23, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

4-23-1 COMMISSION ON AGING --- asking to put the Senior Millage renewal question on the August 6, 2002 primary ballot.

-- Human Services (4-23-1.1)

4-23-2 CONTROLLER --- transmitting Draft #1 of the Controller recommended County

Budget for 2002/2003.

- Standing Committees / Appropriations Budget Audit
- 4-23-3 MSU EXTENSION --- asking to accept additional monies from the Sugarbeet Advancement Committee and to execute the Memorandums of Agreement for the Sugar Beet Tech and Secretarial positions.
 - Human Services (4-23-1.5)
- 4-23-4 MSU EXTENSION --- asking to execute an updated Memorandum of Agreement for the Sugar Beet Agent position.
 - Human Services (4-23-1.5)
- 4-23-5 CONTROLLER ADMINISTRATION --- recommending Saginaw County be authorized to join a lawsuit relating to the State's refusal to reimburse eligible expenses in the Child Care Program.
 - Courts & Public Safety (4-23-2.2)
- 4-23-6 CONTROLLER ADMINISTRATION --- sending information related to the budget deficits in the Child Care Family Division/Juvenile, and Friend of the Court.
 - Courts and Public Safety / Appropriations Budget Audit
- 4-23-7 911 COMMUNICATIONS CENTER --- asking to put the 911 surcharge renewal question on the August 6, 2002 primary ballot.
 - Courts and Public Safety (4-23-2.1)
- 4-23-8 PUBLIC WORKS COMMISSIONER --- asking approval of a resolution pledging the County's Full Faith and Credit to bonds for improvements to the Misteguay spillway at Structure 4.
 - County Services (4-23-3.1 / Resolution A)
- 4-23-9 PARKS COMMISSION --- asking to charge an administrative fee to process right of way rail trail crossing requests.
 - County Services
- 4-23-10 FAMILY INDEPENDENCE AGENCY --- sending notice of a forum for discussion of incentive reinvestment in Multi-County Circuits.
 - Courts and Public Safety
- 4-23-11 COMMISSION ON AGING --- asking approval of budget adjustments for programs receiving additional funding.
 - Human Services (4-23-1.4)
- 4-23-12 SAGINAW CITY MANAGER AND DEPUTY MANAGER --- sending comments on the services provided by the Saginaw County Convention & Visitors Bureau.
 - County Services
- 4-23-13 SAGINAW FUTURE, INC. --- asking authorization to submit a grant application for a Business Park and Super Site Feasibility Study, and to hold the appropriate public hearing.
 - County Services (4-23-3.2 / Resolution B)
- 4-23-14 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 3/26/02 - 4/8/02 in the amount of \$5,722, 931.01.
 - Appropriations Budget Audit (4-23-4.1)
- 4-23-15 FRANKENMUTH CHAMBER OF COMMERCE AND CONVENTION & VISITORS BUREAU --- sending a copy of its Annual Report for 2001/2002.
 - County Services
- 4-23-16 EQUALIZATION --- sending the Saginaw County Equalization Report for 2002.
 - County Services (4-23-3.3)
- 4-23-17 SAGINAW CITY --- sending the notice of hearing on Quality Roll LLC's application for an industrial facilities exemption certificate.

- County Services
- 4-23-18 CONTROLLER --- asking the Board to approve the sale of the old maintenance garage at H.W. Browne Airport.
- County Services
- 4-23-19 CONSUMERS ENERGY --- asking the Board to adopt a resolution supporting Yucca Mountain, Nevada as a permanent repository for nuclear waste.
- Appropriations Legislative
- 4-23-20 EAST CENTRAL MICHIGAN PLANNING & DEVELOPMENT REGIONAL COMMISSION --- urging the Board to continue its membership appropriation for 2003.
- County Services
- 4-23-21 SAGINAW COUNTY CONVENTION & VISITORS BUREAU --- forwarding the visitor promotion share formula amounts covering calendar year 2001 for Birch Run and St. Charles.
- County Services
- 4-23-22 REGISTER OF DEEDS --- asking to meet with the County Services Committee relating to the proposed 2002/03 budget.
- County Services
- 4-23-23 PUBLIC WORKS COMMISSIONER --- asking to meet with the County Services Committee relating to the proposed 2002/03 budget.
- County Services
- 4-23-24 MICHIGAN SUPREME COURT --- sending notice of the second quarter disbursement from the Court Equity Fund for trial court funding units.
- Courts and Public Safety
- 4-23-25 DISTRICT COURT --- asking to meet with the Courts and Public Safety Committee relating to the proposed 2002/03 budget.
- Courts and Public Safety
- 4-23-26 COMMISSION ON AGING --- asking to fill a vacant part-time position of Food Delivery Driver.
- Human Services
- 4-23-27 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 4-9 / 4-22-02 in the amount of \$5,090,503.48.
- Appropriations / Budget Audit
- 4-23-28 BOARD COORDINATOR --- forwarding letters from citizens about proposed cuts in the 2003 Friend of the Court Budget.
- Courts & Public Safety / Appropriations Budget Audit
- 4-23-29 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
 - A. U.S. Department of Housing & Urban Development forwarding the 2002 SuperNOFA Broadcasting Schedule.
 - B. Michigan Department of Environmental Quality Environmental Assistance Division forwarding the April 2002 EAD Bulletin.
 - C. U.S. Department of Justice forwarding the following:
 - Reporting School Violence - Legal Series #2 Bulletin
 - National Criminal Justice Reference Service - January/February 2002 No. 62
 - National Youth Gang Survey Trends From 1996 to 2000
- Receive and file

INITIATORY MOTIONS

Commissioner Horn was unsure whether a motion was necessary. His purpose was to be sure County Departments are aware of the procedure and process for discussion of the 2002/2003 budget and of the proper Board Session etiquette. This was stated in response to the comments made by Mr. Gary Gerrish under Audiences. Public lobbying of commissioners at this time is not appropriate. Those interested in making comments are advised to see the Controller and/or appear before the Standing Committee during their budget meetings. Commissioners acknowledged Horn; no motion was made.

Chair Hare announced the third and final call of the Public Hearing being held on the proposed grant application to the Michigan Economic Development Corporation CDBG for funding of a county-wide Business Park and Super Site Feasibility Study. He called for comments three consecutive times. There were none. The hearing was closed at 5:25 p.m.

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:26 p.m. The Board reconvened, time being 5:32 p.m.

By Commissioner Smith, supported by Commissioner Graham that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE**V. APPROPRIATIONS MINUTES (4-23-02)**

Members present: J. Graham-Chair, C. Smith-Vice Chair, R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, R. Woods, P. Wurtzel

Others: M. McGill-Controller; K. Schultz, J. Corley, M. Massey, S. Patrick-Board Staff

I. Welcome

II. Call to Order---Graham at 5:26 p.m.

III. Public Comments---None.

IV. Agenda - COMMITTEE REFERRALS

1. Human Services Committee - R. Woods, Chair; C. Smith, Vice Chair

1.2) Health Department, re: filling vacant Clerk-Typist I/II position

1.3) Health Department, re: \$44,396 grant from the Bureau of Substance Abuse Services

1.4) Commission on Aging, re: budget adjustments for various programs

1.5) MSU Extension, re: memorandum agreements with Sugarbeet Advancement Committee

---Woods moved, supported by Smith to approve reports 1.2 through 1.5. There were no exceptions; motion carried.

2. Courts and Public Safety Committee - R. Mallette, Chair; P. Wurtzel, Vice Chair

2.2) Controller, re: joining lawsuit to obtain eligible funding from the State for the Child Care Program

---Mallette moved, supported by Foxx to approve report 2.2. McGill responded to questions from Basil and Bartels - the benefit to the general fund would be approximately \$30,000, and the amount of funds in the Legal Counsel Activity is \$15,000. The Controller also said that if the case is won, all legal fees will be reimbursed. Graham called the question; motion carried.

3. County Services Committee - M. O'Hare, Chair; R. Bartels, Vice Chair - none submitted

4. Appropriations - J. Graham, Chair; C. Smith, Vice Chair

Budget Audit Subcommittee - R. Bartels, Chair; B. Blaine, Vice Chair

4.1) Claims for the period March 12 - April 8

---Bartels moved, supported by Hare to approve 4.1. Motion carried.

Labor Relations Subcommittee - C. Smith, Chair; P. Wurtzel, Vice Chair

4.2) Revised Saginaw County Personnel Policies

---Smith moved, supported by Mallette to approve 4.2. Motion carried.

Legislative Subcommittee- K. Horn, Chair; R. Mallette, Vice Chair

4.3) Register of Deed Offices exempt from FOIA

---Horn moved, supported by Foxx to approve 4.3. Motion carried.

V. Miscellaneous---None.

VI. Adjournment---Basil moved, supported by Foxx to adjourn. Motion carried, time being 5:32

Respectfully submitted,

Kaye M. Schultz, Board Coordinator

James M. Graham, Appropriations Chair

The Chair called on Commissioner Ruth who presented Robert McDuffy, Vice-President, Community Housing Resource Board, with a proclamation designating April as Fair Housing Month:

PROCLAMATION

WHEREAS, The Fair Housing Act and other laws guarantee a right to a national housing market free from discrimination based on race, color, religion, sex, handicap, familial status, and national origin; and,

WHEREAS, Section 809 of the Fair Housing Act requires the Secretary of the U.S. Department of Housing and Urban Development to work with the housing industry and other interested parties to develop voluntary programs to achieve fair housing; and,

WHEREAS, The Code of Ethics of the National Association of Realtors commits every realtor to providing professional services without such discrimination; and,

WHEREAS, The National Association of Realtors and the U.S. Department of Housing and Urban Development pioneered a cooperative voluntary approach to achieving our nation's fair housing goals; and,

WHEREAS, The Community Housing Resource Board of Saginaw's Fair Housing Center has worked toward the goals of fair housing and lending since 1991; and,

WHEREAS, The Community Housing Resource Board is composed of representatives from the metropolitan area and includes realtors, business professionals, homemakers, insurance agents, mortgage lenders, clergy, and others interested in making fair housing a reality for all people; and,

WHEREAS, Fairness is a cornerstone of the foundation of the American way of life and depicts the best of our traditional values; and,

WHEREAS, Fair housing is a major element of public policy and it is in our nation's interest to promote and further fair housing.

NOW THEREFORE, BE IT RESOLVED, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners, do hereby proclaim April as:

"FAIR HOUSING MONTH" in the County of Saginaw and join the Saginaw Board of Realtors, the Community Housing Resource Board of Saginaw, and the U.S. Department of Housing and Urban Development in reaffirming our commitment to fair housing.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 23rd day of April in the year of Our Lord Two Thousand and Two.

Respectfully,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON HUMAN SERVICES -- 1.1

APRIL 23, 2002

Your committee has considered communication no. 4-23-1 from Karen Courneya, Director, Saginaw County Commission on Aging asking to put the Senior Millage renewal question on the ballot at the August 6, 2002 Primary Election.

We met with Karen Courneya who informed us that the proposal is for a renewal up to a six year period. The ballot question, prepared and reviewed by the County Controller and County Counsel, is as follows:

SAGINAW COUNTY COMMISSION ON AGING
RENEWAL PROPOSAL

Shall the County of Saginaw, Michigan ("County") renew the existing millage previously voted in the limitation on the total amount of general ad valorem taxes which may be imposed for all purposes upon real and personal property in the County, as provided in Article 9 Section 6 of the Michigan Constitution of 1963, as amended, which last resulted in a levy of .3300 mill (\$0.3300 per \$1,000) of the taxable valuation of such property as finally equalized, for levy in the years 2003 to 2008, both inclusive, which levy is estimated to raise up to \$1,390,100 in the first year, for the purpose of continuing the operation and maintenance of the Saginaw County Commission on Aging within Saginaw County?

Yes

No

It is our recommendation to approve the request from the Saginaw County Commission on Aging, subject to review of the ballot language by Counsel; and, direct the County Clerk to place the millage renewal question before the electorate at the August 6, 2002 Primary Election.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice-Chair

Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 1.2

April 23, 2002

Your committee has considered communication no. 3-26-23 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill a vacant position of Clerk-Typist I/II in the Substance Abuse Services program.

The position is 100% funded by a state grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be

filled.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 1.3 **April 23, 2002**

Your committee has considered communication no. 3-26-27 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to accept an additional award of \$44,396 from the Bureau of Substance Abuse Services. This grant is additional revenue and no local match is required.

It is our recommendation that the Saginaw County Department of Public Health accept the \$44,396 grant award; further, that the proper County Officials be authorized and directed to execute the necessary documents subject to review by the Controller as to substance and Counsel as to legal form, and to amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 1.4 **April 23, 2002**

Your committee has considered communication no. 4-23-11 from Karen Courneya, Director, Saginaw County Commission on Aging asking approval of budget amendments due to new or increased funding. The programs include:

- Michigan Medicare Medicaid Assistance Program
- Grandparent Support Program
- Foster Grandparent Support Program
- Emergency Food Assistance Program
- Care Management Program

It is our recommendation that the budget adjustments as presented by the Saginaw County Commission on Aging be approved as attached; further, that the proper County Officials be authorized and directed to make the appropriate changes to the budget and to execute the necessary documents subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice-Chair

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

FROM: COMMITTEE ON HUMAN SERVICES -- 1.5

April 23, 2002

Your committee has considered communications from Marie Ruemenapp, Director, Michigan State University Extension, submitting Memorandum of Agreements between the Saginaw County Board of Commissioners and the Sugarbeet Advancement Committee. The requests are outlined below:

- 1)4-23-3 asking to accept an additional grant award of \$40,000 from the Sugarbeet Advancement Committee to employ and support a full-time Extension Sugar Beet tech position and to add additional hours to the half-time secretarial position;
- 2)4-23-4 asking to renew and update the Memorandum of Agreement for the full-time Extension Sugar Beet agent position.

It is our recommendation that the proper County officials be authorized and directed to accept the additional grant award of \$40,000 from the Sugarbeet Advancement Committee; to sign the attached Memorandum of Agreements for the Extension positions of Sugar Beet tech, secretary, and Sugar Beet agent in accordance with County Policy; and, to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice-Chair

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 2.1

APRIL 23, 2002

Your committee has considered communication no. 4-23-7 from Tom McIntyre, Executive Director, 911 Communications Center Authority asking to place on the August Ballot the 911 surcharge renewal question for a period of five years.

We met with Mr. McIntyre who informed us this is a continuation of a public safety telephone surcharge that was first approved in 1992 that provides police, fire and ambulance response within Saginaw County. The ballot question, prepared and reviewed by Civil Counsel, is as follows:

911 SURCHARGE RENEWAL

Shall the County renew the assessment of up to 16% of the highest monthly flat rate charged by the service supplier for a one-party access line within the County, for a five calendar-year period, April 2003 through March 2008, both inclusive, to be distributed to the 911 Communications Center Authority for the operation of the enhanced 911 program?

Yes

No

It is our recommendation to approve the request from the 911 Communications Center Authority, using the language prepared by Counsel; and direct the County Clerk to place the 911 surcharge renewal question before the electorate at the August 6, 2002 Primary Election.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 2.2

APRIL 23, 2002

Your committee has considered communication no. 4-23-5 from Michael Thompson, Administration Director, recommending Saginaw County join a lawsuit to challenge the State policy which refuses to reimburse counties for eligible expenses in the Child Care Program. Attached is a two-page outline summarizing the pertinent issues.

The lawsuit has been initiated by the law firm of Silver & Van Essen, P.C. on behalf of Ottawa County against the State of Michigan in an effort to obtain funding for building use charges associated with the operation of its juvenile detention facility. State regulations provide that the costs of operating a juvenile detention facility, including space costs, are reimbursable under the State Child Care Program, costs that were reimbursed by the State in previous years.

Eleven other counties are impacted by this situation. The participating counties will share the litigation cost based on their relative population. Saginaw County's share cost of approximately \$10,000 will come from the General Fund Legal Counsel Activity.

It is our recommendation that Saginaw County join in the lawsuit with the Counties of Allegan, Bay, Berrien, Eaton, Grand Traverse, Kalamazoo, Marquette, Midland, Ottawa, St. Clair, and Washtenaw. We further recommend the proper County officials be authorized and directed to execute the necessary documents on behalf of the County subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

FROM: COMMITTEE ON COUNTY SERVICES -- 3.1

APRIL 23, 2002

At the March 26, 2002 session the Board adopted a resolution authorizing the County Treasurer to file a Notice of Intent to issue an obligation for the Misteguay Creek Intercounty Drain Improvement Project. Subsequently, we received communication 4-23-8 from James Koski, Public Works Commissioner asking the County to adopt the appropriate resolution pledging the County's full faith and credit to the notes to be issued for said aforementioned project.

We met with Mr. Koski who informed us the Drainage Board for the Misteguay Creek Intercounty Drain has authorized work, based on an Order from the Michigan Department of Natural Resources, on the emergency spillway at the structure 4A dam off Garey Road in Maple Grove Township. This is an intercounty drain project involving Saginaw County (35.9%), Genesee County (20.3%), and Shiawassee County (43.8%). Saginaw County's share of the project is apportioned as follows:

- 62.5% Drainage District
- 25.0% Townships at Large
- 7.5% County at Large
- 5.0% MDOT
- 100.00%

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.2

APRIL 23, 2002

At the January 22, session the Board authorized the use of the Saginaw County Revolving Loan Fund as a 50% local match for a county-wide feasibility study to develop business parks. The Michigan Economic Development Corporation (MEDC) agreed to fund the remaining 50% of the study.

Subsequently, we received communication 4-23-13 from Steve Black, Saginaw Future, Inc. asking Saginaw County to authorize a formal grant application to the MEDC for \$72,800 or 50% of the total cost of the study. No general fund dollars would be involved with this project, and Saginaw Future, Inc. would administer the grant.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted to the Board.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 3.3

APRIL 23, 2002

We herewith submit the report (Comm. 4-23-16) of the real and personal property by class. The Saginaw County Department of Equalization has, in accordance with the constitutional and statutory provisions, examined the assessment rolls of the various townships and cities in the County of Saginaw, as required, and have determined that the real and personal property valuations as set opposite the several townships and cities represent the County Equalized Valuations for the year 2002.

We met with Richard N. Gruber, Equalization Director who informed us the Total Equalized Value of the County has increased by some \$239,339,211 to \$4,915,724,796 for an increase of 5.12%. Real Property increased \$300,755,306 or 7.41%. However, Personal Property reduced the Total Equalized Value by \$61,416,095. The reductions in Personal Property valuations for the Ad Valorem and Facilities Rolls are directly connected to the growth in Personal Property Exemptions for Act 328. This is the third year for the exemptions and in Saginaw County the total is now \$93,613,800. Industrial Facilities Taxable Values for 2002 are \$262,638,523, which is a 1.9% decrease from 2001.

Taxable Value is certified the fourth Monday in June and is not a part of this report. However, an estimate of this value would be an increase of approximately 4% over the 2001 Taxable Value for Saginaw County. The captured valuations of the various TIFA, DDA, Brownfield, and Renaissance Districts will be published with the actual breakdown of taxable values.

It is the recommendation of your committee that the Equalization Report for Saginaw County for 2002 by class be accepted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

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Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1

APRIL 23, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (3-26-29, 4-23-14)

Accordingly, we recommend the attached voucher payment transmittals be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period March 12, 2002 through April 8, 2002.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2

APRIL 23, 2002

Earlier this year, the Controller's Office Personnel Division recommended that all Saginaw County Personnel Policies be reviewed and updated.

The process began with the Personnel Division making the initial amendments. This draft was then distributed to Department Heads and County Commissioners. Additional adjustments were then made and a second draft submitted to your Labor Relations Subcommittee. The document was then reviewed by County Counsel whose recommendations were incorporated.

We recommend the Saginaw County Personnel Policies numbers 301 through 363 be approved. Attached is the Index for the Personnel Section 300; a copy of the policies is available in the Board Office for review.

We further recommend that after Board approval the Board Coordinator distribute a copy to all Elected Officials, Department Heads, and Agencies of the County in accordance with County Policy. Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Smith: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3

APRIL 23, 2002

Your Legislative Subcommittee was requested by the County Services Committee to review communication no. 2-26-37 from Mildred M. Dodak, Register of Deeds about requests being made throughout the State for computerized data information through the Freedom of Information Act (FOIA).

Register of Deeds are considered statutory fee offices and are supposed to be exempt from FOIA; however, existing legislation appears to contain a loop hole allowing the FOIA requests to be made. The Lapeer County is currently being sued for denying a FOIA request, and have written us to support their efforts.

Ms. Dodak informed the committee that the information received through FOIA is being sold for profit. The data includes all land records and images; providing it through FOIA would result in a major loss in revenues.

We recommend the Saginaw County Board of Commissioners support the efforts of Lapeer County and the Lapeer County Register of Deeds to prevent the loss of County revenues through FOIA; and, that the State Legislature be asked to review the Statute and clarify any language that may be causing a misinterpretation.

Under the proper order of business, the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Horn: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

COMMITTEE COMPENSATION -- 5.1

APRIL 23, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held March 17-30, 2002.

Substance Abuse Summit hosted by BASACA---3-18-02

T. Hare, 2 miles 50.73

HealthSource Advisory---3-18-02

T. Basil, 3 miles 51.10

MAC Taxation - Lansing---3-18-02

R. Bartels, 160 miles 108.40

Saginaw County Convention & Visitors Bureau---3-19-02

K. Horn, 30 miles 60.95

Labor Relations Subcommittee---3-19-02

C. Smith, 3 miles 51.10

P. Wurtzel, 13 miles 54.75

T. Basil, 3 miles 51.10

M. O'Hare, 50 miles 68.25

J. Graham, 21 57.67

T. Hare, 2 miles 50.73

Executive Committee---3-20-02

T. Hare, 2 miles 50.73

J. Graham, 21 miles 57.67

M. O'Hare, 50 miles 68.25

R. Woods, 7 miles 52.56

P. Wurtzel, 13 miles 54.75

Mental Health Recipient Rights---3-20-02

Board of Commissioners**April 23, 2002**

R. Woods, 7 miles	12.56
Frankenmuth Convention & Visitors Bureau---3-21-02	
K. Horn, 6 miles	52.19
Mosquito Abatement Commission---3-21-02	
M. O'Hare, 50 miles (no comp.)	18.25
Community Action Committee---3-21-02	
E. Foxx, 8 miles	52.92
Human Services Collaborative Body---3-22-02	
C. Smith, 3 miles	51.10
MAC Environmental Committee - Lansing---3-22-02	
M. O'Hare, 110 miles	90.15
MAC Human Services Committee - Lansing---3-25-02	
J. Graham, 160 miles	108.40
Michigan Works! Consortium Board - Saginaw---3-25-02	
T. Basil, 3 miles	51.10
B. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
C. Ruth, 4 miles	51.46
C. Smith, 3 miles	51.10
P. Wurtzel, 13 miles	54.75
Saginaw Bay RC&D - Frankenmuth---3-26-02	
M. O'Hare, 74 miles	52.01
Board Session---3-26-02 (R. Mallette absent)	
Region VII Advisory---3-26-02	
C. Ruth, 0 miles	5.00
Human Services Collaborative Body---3-27-02	
C. Smith, 3 miles	51.10
Mental Health Executive---3-27-02	
R. Woods, 7 miles	12.56
911 Board---3-28-02	
E. Foxx, 8 miles	52.92
Respectfully submitted, Kaye Schultz, Board Coordinator	

COMMITTEE COMPENSATION -- 5.2**APRIL 23, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held March 31-April 13, 2002.

Planning Commission---3-19-02*	
T. Basil, 3 miles (no comp.)	1.10
Human Services Collaborative Body Executive Committee---4-5-02	
C. Smith, 3 miles	51.10
MAC Judiciary Committee - Lansing---4-8-02	
R. Mallette, 160 miles	108.40
Human Services Committee---4-8-02	
R. Woods, 7 miles	52.56
C. Smith, 3 miles	51.10

Board of Commissioners**April 23, 2002**

T. Basil , 3 miles	51.10	
R. Blaine, 26 miles	59.49	
T. Hare, 2 miles	50.73	
Mental Health Recipient Rights Board---4-8-02**		
R. Woods, 0 miles	20.00	
Solid Waste Planning Committee---4-9-02		
M. O'Hare, 0 miles	10.00	
Legislative Subcommittee---4-9-02		
K. Horn, 30 miles	60.95	
R. Mallette, 10 miles	53.65	
R. Bartels, 3 miles	51.10	
T. Basil, 3 miles	51.10	
B. Blaine, 26 miles	59.49	
J. Graham, 21 miles		57.67
T. Hare, 2 miles	50.73	
County Services Committee---4-9-02		
M. O'Hare, 50 miles	68.25	
R. Bartels, 0 miles (no comp.)		
C. Hadsall, 40 miles	64.60	
K. Horn, 0 miles (no comp.)		
C. Ruth, 4 miles	51.46	
T. Hare, 0 miles (no comp.)		
Community Corrections Advisory Board---4-9-02		
R. Mallette, 0 miles (no comp.)		
Animal Control Advisory Committee---4-10-02		
R. Mallette, 10 miles	28.65	
C. Smith, 3 miles	51.10	
R. Woods, 7 miles	52.56	
Courts & Public Safety Committee---4-10-02		
R. Mallette, 10 miles	53.65	
P. Wurtzel, 13 miles	54.75	
J. Collison, 4 miles	51.46	
E. Foxx, 8 miles	52.92	
J. Graham, 21 miles	57.67	
T. Hare, 2 miles		
Emergency Training Exercise---4-11-02		
R. Mallette, 10 miles	53.65	
Budget Audit Subcommittee---4-11-02		
R. Bartels, 3 miles	51.10	
R. Blaine, 26 miles	59.49	
C. Hadsall, 40 miles	64.60	
K. Horn, 30 miles	60.95	
C. Ruth, 4 miles	51.46	
J. Graham, 21 miles	57.67	

Respectfully submitted,
 Kaye Schultz, Board Coordinator

*Not Previously reported

**To correct 3-11-02

By Commissioner Horn: That Committee Compensation Report(s) 5.1 and 5.2 be received, not read, and the recommendations contained therein adopted. Approved.

**RESOLUTIONS
RESOLUTION A**

APRIL 23, 2002

RE: Misteguay Creek Intercounty Drain Notes, Series 2002B

At a regular meeting of the Board of Commissioners of the County of Saginaw held in the City of Saginaw, Michigan, on April 23, 2002, at 5:00 o'clock p.m., Michigan time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

The following resolution was offered by Commissioner O'Hare and seconded by Commissioner Smith:

WHEREAS, proceedings have been taken by the Drainage Board for the Misteguay Creek Intercounty Drain for improvements to the Misteguay Creek Intercounty Drain under the provisions of Chapter 8 of the Drain Code of 1956, as amended, pursuant to an order of the Michigan Department of Environmental Quality and an order of the Circuit Court of the County of Ingham; and

WHEREAS, in order to pay for part of the costs of the required improvements, the Drainage Board is expected to authorize and provide for the issuance by the Misteguay Creek Intercounty Drainage District (the "Drainage District") of notes designated "Misteguay Creek Intercounty Drain Notes, Series 2002B" (the Notes") in the aggregate principal amount of not to exceed \$1,885,000 and bearing interest at a rate not to exceed 7% per annum, in anticipation of the collection of an equal amount of special assessments against property and public corporations (including the County of Saginaw) in the Counties of Genesee, Saginaw and Shiawassee in the Drainage District, said special assessments to be duly confirmed as provided in the Drain Code; and

WHEREAS, 20.3% of the cost of such improvements has been apportioned by the Drainage Board to Genesee County, 35.9% of such cost has been apportioned by the Drainage Board to Saginaw County and 43.8% of such cost has been apportioned by the Drainage Board to Shiawassee County; and

WHEREAS, the Drainage Board deems it advisable and necessary to obtain from this Board a resolution consenting to the pledge of the full faith and credit of the County of Saginaw on the Notes to the extent of special assessments assessed against property and public corporations in the County; and

WHEREAS, the required improvements to said Drain are necessary to protect and preserve the public health and it is in the best interest of the County of Saginaw that the Notes be sold.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF SAGINAW:

1. Pursuant to the authorization provided in Section 434 of the Drain Code of 1956, as amended, provided that the Drainage Board authorizes and provides for the issuance of the Notes within the parameters set forth above, the Saginaw County Board of Commissioners, by a 2/3 vote of its members elect, does hereby irrevocably pledge the full faith and credit of the County of Saginaw for the prompt payment of the principal of and interest on the Notes to the extent of special assessments against property and public corporations in the County, and does agree that

in the event that property owners or public corporations in the County shall fail or neglect to account to the County Treasurer of the County of Saginaw for the amount of any such special assessment installment and interest (in anticipation of which the Notes are issued) when due, then the amount thereof shall be immediately advanced from County funds, and the County Treasurer is directed to immediately make such advancement to the extent necessary.

2. In the event that, pursuant to said pledge of full faith and credit, the County of Saginaw advances out of County funds, all or any part of the principal of and interest due on the Notes, it shall be the duty of the County Treasurer, for and on behalf of the County of Saginaw, to take all actions and proceedings and pursue all remedies permitted or authorized by law for the reimbursement of such sums so paid.

3. The County Treasurer is hereby authorized to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Notes pursuant to paragraph (b)(5) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.

4. All resolutions and part of resolutions, insofar as the same may be in conflict with the provisions of this resolution, are hereby rescinded.

ADOPTED: Yeas: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

Nays: None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a 2/3 vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on April 23, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

Susan Kaltenbach, County Clerk

RESOLUTION B **APRIL 23, 2002**
AUTHORIZING SUBMISSION OF A
MICHIGAN COMMUNITY DEVELOPMENT BLOCK GRANT
ECONOMIC DEVELOPMENT PLANNING GRANT

At a public hearing/regular meeting of the Board of Commissioners of the County of Saginaw held in the City of Saginaw, Michigan, on April 23, 2002, at 5:00 o'clock p.m., Michigan daylight savings time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

MOTION BY Commissioner O'Hare, SUPPORTED BY Commissioner Smith to approve said

resolution.

WHEREAS, the County of Saginaw is requesting a grant in the amount of \$72,800 from the Michigan Economic Development Corporation to fund a Business Park and Super Site Feasibility Study; and

WHEREAS, the proposed business park is consistent with the Saginaw County Development Plan and the ongoing planning efforts by the Vision 2020 initiative; and

WHEREAS, the proposed project would principally benefit low and moderate income persons; and

WHEREAS, no local funds have been expended and will not be expended prior to a formal grant award, completion of the environmental review procedures, and a written authorization to incur costs;

NOW, THEREFORE BE IT RESOLVED, that the Saginaw County Board of Commissioners authorizes an application for a Community Development Block Grant Planning Grant and the Saginaw County Board of Commissioners further authorizes County Controller Marc A. McGill to sign the application form and all other documents necessary to implement this grant.

ADOPTED: Yeas: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

Nays: None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a 2/3 vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on April 23, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

Susan Kaltenbach, County Clerk

RESOLUTION C **APRIL 23, 2002**
OPPOSING REGISTER OF DEEDS COMPUTERIZED DATA INFORMATION
BEING PROVIDED THROUGH THE FREEDOM OF INFORMATION ACT

At a regular meeting of the Board of Commissioners of the County of Saginaw held in the City of Saginaw, Michigan, on April 23, 2002, at 5:00 o'clock p.m., Michigan daylight savings time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

MOTION BY Commissioner Horn, SUPPORTED BY Commissioner Graham to approve said resolution.

WHEREAS, A for-profit title company has filed suit against the County of Lapeer and the Lapeer County Register of Deeds to compel the production of record copies according to fee limitations in the Freedom of Information Act (FOIA); and,

WHEREAS, The State Legislature has expressly enacted statutes providing for specific fees to be charged for copies of records in the Register of Deeds Office; and,

WHEREAS, Said statutory fees provide funding to offset taxpayer costs for operating the office, safeguarding the land records and for providing other necessary services to county taxpayers; and,

WHEREAS, Statutory controls within the Freedom of Information Act and prior opinions of the Attorney General clearly indicates that FOIA does not apply to records when statutory fee is set; and,

WHEREAS, It is the opinion of the Saginaw County Board of Commissioners that the provisions of FOIA do not apply to records which are openly available to the public or to copies for which the fees have been established by the legislature.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners supports the efforts of the County of Lapeer and the Lapeer County Register of Deeds to prevent the loss of county revenues under the Freedom of Information Act;

BE IT FURTHER RESOLVED, That the State Legislature be petitioned to review the appropriate legislation and provide clarity so that FOIA does not apply to records when a statutory fee is set;

BE IT FURTHER RESOLVED, That a copy of this resolution be sent to our area Legislators, all Michigan Counties, the Michigan Association of Register of Deeds, and the Michigan Association of Counties.

ADOPTED: Yeas - Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods Jr., Patrick A. Wurtzel

Nays - None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a 2/3 vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on April 23, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

Susan Kaltenbach, County Clerk

PROCLAMATIONS

Chairman Hare designated April 26, 2002 as Workers' Memorial Day, May 13-17, 2002 as Saginaw County Community Development Week, and May 15, 2002 as Saginaw County Housing Economic and Community Development Day.

Requested by: Commissioner Richard F. Mallette

PROCLAMATION

WHEREAS, Every year millions of workers are injured, diseased or killed as a result of job hazards; and,

WHEREAS, Thousands of workers that are injured on the job are afraid to report their injuries for fear of being fired or subject to retaliation; and,

WHEREAS, Concerned Americans can prevent these tragedies:

By continuing to organize Workers' Memorial Day, a day chosen by the unions across the Country, especially the UAW & AFL-CIO, to remember victims of workplace injuries and disease;

By calling for a final ergonomics standard, an end to employee and congressional attacks on workers' safety and health and workers' rights, the right of workers to organize and join unions without employer interference or intimidation, stronger safety and health protection and enforcement, coverage for all workers under the job safety law, stronger whistle-blower protection for workers who report job hazards and injuries, fair and timely compensation for injured workers, the right of workers and unions to speak out for strong job safety laws and to have a full voice in the legislative and political process; and,

By rededicating ourselves to improve safety and health in every American work place on the Anniversary of the Occupation Safety & Health Safety Act.

NOW THEREFORE, BE IT RESOLVED, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners, do hereby proclaim April 26, 2002 as: "WORKERS' MEMORIAL DAY" in the County of Saginaw in recognition of workers killed, injured and disabled on the job.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 23rd day of April in the year of our Lord, Two Thousand and Two.

Respectfully,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

PROCLAMATION

WHEREAS, The Community Development Block Grant (CDBG) Program has operated since 1975 to provide local governments with the resources required to meet the needs of persons of low and moderate income, and CDBG funds are used by thousands of neighborhood based non-profit organizations throughout the nation to address pressing neighborhood and human service needs; and,

WHEREAS, The Community Development Block Grant Program has had a significant impact on our local economies through job creation and retention, physical redevelopment and improved local tax bases; and,

WHEREAS, Saginaw County through its Housing Rehabilitation Program has clearly demonstrated the capacity to administer and customize the CDBG program to identify and resolve pressing local problems such as affordable housing, housing rehabilitation, neighborhood and human service needs, job creation and retention and physical redevelopment of existing housing stock.

NOW, THEREFORE, I Todd M. Hare, Chair of the Saginaw County Board of Commissioners do hereby proclaim May 13 - 17, 2002 as: SAGINAW COUNTY COMMUNITY DEVELOPMENT WEEK and May 15, 2002 as: SAGINAW COUNTY HOUSING, ECONOMIC AND COMMUNITY DEVELOPMENT DAY in the County of Saginaw and call upon all citizens to join us in recognizing the Community Development Program and the importance it has in our Community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 23rd day of April in the year of Our Lord Two Thousand and Two.

Sincerely,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

APPOINTMENTS

Chairman Hare made the following appointments:

Bay Area Substance Abuse Advisory Council - Russ Howell for a term expiring 09/30/03

Crime Prevention Council, Law Enforcement & Government Committee - Thomas Basil and Cheryl Hadsall

Solid Waste Planning Committee -

Leo Renne for a term expiring 12/31/02

James Gaertner for a term expiring 12/31/03

Workforce Development Board for terms expiring 06/30/04

Private Sector - John Nagy, James Curtis, Connie Kostrzewa, Allen Schultz

Economic Development - Steve Jonas

Education - Joseph Powe

Community Based Organization - Mark Pankner, Shiela Braddock

ANNOUNCEMENTS BY THE CHAIR

A Committee of Whole meeting is scheduled for May 1 at Swan Valley Banquet Center to hear a presentation by the Controller on the budget process.

The City Planning Commission will meet this evening regarding the site plans for the County Event Center.

Chair Hare acknowledged those residents in attendance from southwestern Saginaw County regarding the water issue. A recent press release provided information on action that was being taken pending a response from the Attorney General and legislative action at the State level.

By Commissioner Woods: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 5:43 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

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**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

MAY 2002

First day of the May Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, May 21, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - **15**

ABSENT: - 0

TOTAL: - 15

Commissioner Wurtzel opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

AUDIENCES

Chair Hare called on Sheriff Charles L. Brown who thanked the Board for the Proclamation designating May as Law Enforcement Month. Commissioner Mallette presented the proclamation at the Awards Ceremony held earlier today at the Court Street Theater. Captain Robert E. Rae was Master of Ceremonies. The awards are as follows:

Meritorious Service:

Deputy Miguel Gomez, Deputy Ian Davies, Deputy Sara Leroux, Deputy Kirt Shields, Corrections Officer Sue Blondin, Corrections Officer James Marquez, Deputy Virginia May

Exceptional Performance:

Deputy Ian Davies, Deputy Miguel Gomez, Deputy Randy Pfau, Deputy Frank Smith, Deputy Mark Garabelli, Deputy Paula Klosowski, Lieutenant Richard Popard, Sergeant Wilber Yancer

Sheriff's Personal Citation:

Regina Bishop, Kathy Woods, Rose Rardin, Andrew Titus

Officer of the Year:

Deputy Joe Oeming

Distinguished Service:

Corrections Officer Cary Onweller, Corrections Officer Josh Roll, Yvonne Monk, C.M.A./E.M.T.

Citizen:

Former Chairman Robert L. Fish who passed away in January (His wife, Marty Fish was present to accept.)

Retirements:

Deputy Dennis Steger

Support Unit Distinguished Volunteer:

Lieutenant Richard Popard, Sergeant Lynn Crumbaugh, Corporal William Rousseau, Deputy Aaron Carnet, Deputy Joan Dimond, Deputy Robert Kreager, Deputy Gregory Prenzler, Deputy

Robert Smith, Jr., Deputy Don Brady, Deputy Gary Diener, Deputy Michael Fabish, Deputy Robert Matthes, Deputy Kenneth Rosenstangel

Support Unit Officer of the Year:

Sergeant William Howard

Support Unit Courageous Service:

Deputy Kenneth Kruska, Corporal Manuel Trevino

Support Unit Distinguished Service:

Lieutenant Richard Popard, Deputy Robert Thiel

Support Unit Meritorious Service:

Deputy Frederick Beythan, Deputy Bernard Jarabek

Promotions:

Deputy Jeffery Turner - Sergeant, Deputy William Howard - Sergeant, Corporal Frank Spindler - Sergeant, Deputy William Rousseau - Corporal

Retirements:

Lieutenant Ralph Wolpert - Aviation 32 years

Employees of the Month (June 2001 through May 2002):

Deputy Kirt Shields, Jeannie Bishop, Rose Rardin, Deputy Kelly Looby, Deputy Joe Oeming, CO James Marquez, CO Sue Blondin, CO Rick Shaft, Connie Sullivan, CO James Anderson

Commissioner O'Hare assisted Director Wm. Lechel, Board Member Rene DeSander, and Education Coordinator Margaret Breasbois, Mosquito Abatement Commission, in presenting prizes to the winners of the Short Story Contest titled, "The Adventures of the Great Mosquito Detective." The winners are:

Girls 1st Place - mountain bikes and helmets

Stephanie Schultz, 3rd grade student at Patterson Elementary Laine Augspurger, 4th grade student at Freeland Elementary

Ashley Salazar, 5th grade student at Jessie Rouse Elementary

Boys 1st Place - mountain bikes and helmets

Dane Jackson, 3rd grade student at Handley Elementary

Ryan McInnis, 4th grade student at Freeland Elementary

Trofeo Watkins, 5th grade student at Jessie Rouse Elementary

2nd Place - \$50.00 gift certificates

Taylor Tesoro, 3rd grade student at K.C. Ling Elementary

Kiri Brasseur, 4th grade student at St. Helen School

Arianna Bradshaw, 5th grade student at Jessie Rouse Elementary

Classroom Participation and Creativity - pizza party

Mrs. Linda Gibbs, Plainfield Elementary

School Participation and Creativity - Intell for computers

Bridgeport - Spaulding Middle School

Freeland Elementary

Commissioner Woods presented Sandra M. Lindsey, Director, Mental Health Authority, with a proclamation designating May as Mental Health Month.

PROCLAMATION

WHEREAS, The U.S. Surgeon General states that mental health is fundamental to health and indispensable to personal well-being, family and interpersonal relationships, and contributes to community and society; and,

WHEREAS, Mental illnesses are health conditions characterized by altercations in

thinking, mood, or behavior (or some combination) associated with distress and/or impaired functioning; and,

WHEREAS, According to a recent study by the World Health Organization, the World Bank and Harvard University, mental disorders account for 4 of the 10 leading causes of disability in established market economics world wide. These disorders are: major depression, manic-depressive illness, schizophrenia and obsessive-compulsive disorder; and,

WHEREAS, More than 19 million adult Americans age 18 and over will suffer from a depressive illness - major depression, bipolar disorder or dysthymia each year. Many of them will be unnecessarily incapacitated for weeks or months because their illness is untreated; and,

WHEREAS, Preliminary studies suggest that, any given time, at least one in five children and adolescents may have a behavior, emotional or mental health problem. At least 1 in 20 or as many as 3 million young people may have a serious emotional disturbance that severely disrupts his or her ability to function at home, school or in the community; and,

WHEREAS, An estimated two-thirds of all young people with mental problems are not getting the help they need; and,

WHEREAS, A majority of the 30,000 plus Americans who commit suicide each year are believed to have a mental disorder. Suicide is the ninth leading cause of death in the United States and the third leading cause of death among people age 15-24; and,

WHEREAS, Mental disorders are increasingly treatable, with excellent prospects for remedy, recovery and better overall health when properly recognized and treated; and,

WHEREAS, Saginaw County Community Mental Health Authority has made a commitment to community-based systems of mental health care for all residents; and,

WHEREAS, The guiding principles of community mental health care have always been comprehensiveness, cost-efficiency, effective management and high-quality and consumer-responsive services. These principles are now being adopted by private and public healthcare payors; and,

WHEREAS, The National Mental Health Association, the National Council for Community Behavioral Healthcare and their national partners observe Mental Health Month every May to raise awareness and understanding of mental health diseases.

NOW, THEREFORE, I Todd M. Hare, Chair of the Saginaw County Board of Commissioners do hereby proclaim May 2002 as MENTAL HEALTH MONTH in the County of Saginaw and in doing so call upon all Saginaw County citizens, government agencies, public and private institutions, business and schools to recommit our community to increasing awareness and understanding mental illness, diagnosis and treatment, and the need for appropriate and accessible services for all people with mental illnesses.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 21st day of May in the year of Our Lord Two Thousand and Two.

Sincerely,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Commissioner Smith presented resolutions to Irene Duncan, RN and Michael Maike, LPN acknowledging their selection to receive the HealthSource Saginaw Nursing Excellence Award. Also present were Sue Graham, Executive Director of Nursing and Brian Donley, Executive of Behavioral Medical Services.

CERTIFICATE OF RECOGNITION

Presented to:
IRENE DUNCAN
2002 RECIPIENT OF THE HEALTHSOURCE SAGINAW
RN NURSING EXCELLENCE AWARD

The Saginaw County Board of Commissioners joins the Nation in proclaiming May 16-12 as Nurses Week in Saginaw County. During this week we set aside time to demonstrate the importance of nursing in health care and to show support for the profession.

This certificate recognizes Ms. Irene Duncan who was chosen by HealthSource Saginaw as the 2002 recipient of the HealthSource Saginaw RN Nursing Excellence Award. She was selected for enhancing the nursing profession through dedication and commitment to HealthSource and its patients, residents, clients and families.

Irene Duncan has been a Registered Nurse for over 20 years and has worked at HealthSource Saginaw for the past 17 years. She is a strong client advocate whose positive attitude, leadership, and ability to work as an integral part of the treatment team is a constant encouragement to her peers. Irene contributes daily to the enhancement and promotion of Nursing through her outstanding clinical excellence and is truly a role model for the profession.

The Saginaw County Board of Commissioners joins HealthSource Saginaw and the community in showing our gratitude and appreciation for the services you have provided which have led to you being selected to receive this most prestigious award.

Respectfully submitted,

Todd M. Hare, Chairman

By Commissioner Smith: That the Laudatory Resolution be adopted. Approved.

CERTIFICATE OF RECOGNITION
Presented to:
MICHAEL MAIKE
2002 RECIPIENT OF THE HEALTHSOURCE SAGINAW
LPN NURSING EXCELLENCE AWARD

The Saginaw County Board of Commissioners joins the Nation in proclaiming May 16-12 as Nurses Week in Saginaw County. During this week we set aside time to demonstrate the importance of nursing in health care and to show support for the profession.

This certificate recognizes Mr. Michael Maike who was chosen by HealthSource Saginaw as the 2002 recipient of the HealthSource Saginaw LPN Nursing Excellence Award. He was selected for enhancing the nursing profession through dedication and commitment to HealthSource and its patients, residents, clients and families.

Mike Maike has worked in the healthcare field for 12 years and has been a Licensed Practical Nurse for the past 5 years. His strong communication skills and leadership ability set a positive example for other staff and demonstrate a high level of commitment to both clients and families. Mike approaches his work in a highly professional manner and is noted for his compassion, clinical excellence and continued promotion of the Nursing profession, including his personal pursuit of a degree as a Registered Nurse.

The Saginaw County Board of Commissioners joins HealthSource Saginaw and the community in showing our gratitude and appreciation for the services you have provided which have led to you being selected to receive this most prestigious award.

Respectfully submitted,

Todd M. Hare, Chairman

By Commissioner Smith: That the Laudatory Resolution be adopted. Approved.

Nancy Cummings, Health Department employee and taxpayer, spoke of her dissatisfaction with the proposed Offer made by the County with the Saginaw County Department of Public Health Employees Union representing Public Health and Commission on Aging.

Pat Ritter, Representative for the Public Health Employees Union, asked the Board to go through the fact finding process before adopting the County's Last Best Offer. Her comments are on file in the Board Office.

LAUDATORY RESOLUTIONS

Chair Hare announced the following resolutions were prepared for presentation:

RESOLUTION OF ACKNOWLEDGMENT

Presented To:

**HONORABLE JOSEPH G. DEFRANCESCO
70TH DISTRICT STATE COURT JUDGE**

WHEREAS, On July 1, 2002, the Honorable Joseph G. DeFrancesco, 70th District State Court Judge, retires after 25 1/2 years of service with the County of Saginaw, 70th District State Court; and,

WHEREAS, Joseph G. DeFrancesco after graduating from Detroit College of Law was first employed from October 1965 through May 1966 for the City Attorney's Office of Saginaw, Michigan; and,

WHEREAS, From May 1966 until January 1977, Joseph G. DeFrancesco practiced law for the firm of Cook, Nash, Diebel and Borrello, as Chief Trial Lawyer and later as a Partner; and,

WHEREAS, Joseph G. DeFrancesco was appointed to the 70th District Court Bench by Governor William G. Milliken in January 1977. In 1978, Judge Joseph G. DeFrancesco was elected by popular vote, and re-elected thereafter for 4 consecutive terms; and,

WHEREAS, Throughout his tenure, Judge Joseph G. DeFrancesco has been actively involved in many community and church organizations, including his service on the Board of Directors of the Saginaw Soap Box Derby and receiving several awards from that Commission, Past General Chairman of Saginaw Friendship Games, Chairman of the Saginaw County Bar Association Law Day, Past President and Treasurer of the Saginaw County Bar Association, and an active member of the Sons of Italy serving as Past President and Vice-President and being instrumental in promoting many of their charities; and,

WHEREAS, Judge Joseph G. DeFrancesco is well respected and will be missed by his colleagues, court staff, 70th District Court employees, and Saginaw County Bar. We wish him well in his retirement and the time he will now have to share with his wife Carol, daughters Rebecca and Regina and their husbands, and most especially with his five grandchildren, James, Sarah, Connor, Emily and Andrew.

NOW, THEREFORE, BE IT RESOLVED, The Saginaw County Board of Commissioners is pleased to join with the elected officials, department heads, staff and residents of this community in acknowledging the Honorable Judge Joseph G. DeFrancesco for his many years of dedicated service.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the May 21, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

Saginaw County Board of Commissioners

Todd M. Hare, Chair

By Commissioner Smith: That the Resolution be adopted. Approved.

SPECIAL RESOLUTION ACKNOWLEDGING THE EAGLE SCOUT

Presented to:

CHARLES I. ALLPORT

Achieving the rank of Eagle Scout carries special significance. It is a performance-based award, having standards that have been well maintained over the years. Only 2.5 percent of all boy scouts fulfill the requirements needed to achieve this status.

WHEREAS, It is a distinct privilege to extend congratulations to Charles I. Allport as he is presented with the highest honor bestowed on a Boy Scout, the prestigious Eagle Award. This achievement signifies qualities that are much admired by his peers as well as the residents of Saginaw County; and,

WHEREAS, Through his affiliation with Troop 275, Charles has taken full advantage of the opportunities for personal growth that have made the Boy Scouts of America one of the most universally respected organizations in our Country. Like those before him, Eagle Scout Allport has displayed unselfishness and eagerness to accept responsibility; and,

WHEREAS, Charles has followed Boy Scout tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project which was to paint our national colors on the fire hydrants on Main and Genesee Streets in Frankenmuth; and,

WHEREAS, The famed Boy Scouts' motto, "Be Prepared," appropriately describes Charles in his new role as an Eagle Scout. He has clearly learned the valuable lessons that scouting strives to teach, such as working hard, accepting responsibility, showing concern for others and providing leadership. Charles is the son of Edgar and Deborah Allport of Frankenmuth, Michigan.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners take special pride in acknowledging Charles I. Allport for achieving the rank of Eagle Scout. We are all very proud of this young man, and are very pleased he is a part of this community. We wish him continued success in the future.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the May 21, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Kenneth B. Horn, Commissioner District #4

By Commissioner Horn: That the Resolution be adopted. Approved.

SPECIAL RESOLUTION ACKNOWLEDGING THE EAGLE SCOUT

Presented to:

J. GARY PALMER

Achieving the rank of Eagle Scout carries special significance. It is a performance-based award, having standards that have been well maintained over the years. Only 2.5 percent of all boy scouts fulfill the requirements needed to achieve this status.

WHEREAS, It is a distinct privilege to extend congratulations to J. Gary Palmer as he is presented with the highest honor bestowed on a Boy Scout, the prestigious Eagle Award. This achievement signifies qualities that are much admired by his peers as well as the residents of Saginaw County; and,

WHEREAS, Through his affiliation with Troop 366, Gary has taken full advantage of the

opportunities for personal growth that have made the Boy Scouts of America one of the most universally respected organizations in our Country. Like those before him, Eagle Scout Palmer has displayed unselfishness and eagerness to accept responsibility; and,

WHEREAS, Gary has followed Boy Scout tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project which was to build a portable walk-way across a gravel path for beach-goers at Haithco Recreation Area, and to help plant flowers throughout the Park; and,

WHEREAS, The famed Boy Scouts' motto, "Be Prepared," appropriately describes Gary in his new role as an Eagle Scout. He has clearly learned the valuable lessons that scouting strives to teach, such as working hard, accepting responsibility, showing concern for others and providing leadership. Gary has earned 33 merit badges and is designated Order of the Arrow. He is the son of Bubba and Deann Palmer of Carrollton, Michigan.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners take special pride in acknowledging J. Gary Palmer for achieving the rank of Eagle Scout. We are all very proud of this young man, and are very pleased he is a part of this community. We wish him continued success in the future.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the May 21, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Richard F. Mallette, Commissioner District #15

By Commissioner Mallette: That the Resolution be adopted. Approved.

CERTIFICATE OF RECOGNITION

Presented To

Wilmer Jones Ham

"The LORD is God, and he has made his light shine upon us."

Psalm 118: 27

Today, Saturday, May 25, 2002 at the Best Western Hotel, the ladies of Oasis Court #2 Daughters of Sphinx of Saginaw gather to celebrate their Martha B. Hardy Scholarship & Award Banquet.

As the Mayor of the City of Saginaw, Educator, as well as, being involved in numerous civic activities, your personal dedication and courage have left a lasting image on the many lives you have touched.

We are honored to join with the Oasis Court #2 Daughters of Sphinx - Government - Community Leaders, Family and Friends in expressing appreciation for your contributions and achievements, and we wish you the best in all your future endeavors.

ON BEHALF OF THE

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Adopted: May 21, 2002

By Commissioner Foxx: That the Certificate be adopted. Approved.

CERTIFICATE OF RECOGNITION

Presented To

E. Zipporah Thompson

"The LORD is God, and he has made his light shine upon us."

Psalm 118:27

Today, Saturday, May 25, 2002 at the Best Western Hotel, the ladies of Oasis Court #2 Daughters of Sphinx of Saginaw gather to celebrate their Martha B. Hardy Scholarship & Award Banquet.

As a retired educator, as well as your personal commitment for the betterment of our community and its citizens, you have touched the lives of many.

We are honored to join with the Oasis Court #2 Daughters of Sphinx - Government - Community Leaders, Family and Friends in expressing appreciation for your contributions and achievements, and we wish you the best in all your future endeavors.

ON BEHALF OF THE
SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Adopted: May 21, 2002

By Commissioner Foxx: That the Certificate be adopted. Approved.

CLERK'S CALL OF SESSION

May 6, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of May Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, May 21, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

5-21-1 MOSQUITO ABATEMENT --- indicating he will be available at the Human Services budget meeting to answer questions about the proposed 2002/03 Mosquito Abatement budget.

-- Human Services

5-21-2 EAST CENTRAL MI PLANNING & DEVELOPMENT --- urging the Board to continue its membership appropriation for 2003.

-- County Services

5-21-3 PUBLIC HEALTH --- asking to create a new position of Environmental Health Resource Protection Specialist.

-- Human Services (5-21-2.3 & 5-21-4.2)

5-21-4 MSU EXTENSION --- asking the Board to concur with the selections for ASAP-PIE Parenting Educator agent positions.

-- Human Services (5-21-2.2)

5-21-5 SAGINAW CITY --- sending notice of finding no significant effect on the environment and notice of request for release of funds for the City's CDBG Emergency Shelter Grant, and Home Programs for 2002/03.

- Human Services
- 5-21-6 SHERIFF --- asking to be placed on the agenda for discussion of the 2002/03 proposed Sheriff Department budget.
- Courts and Public Safety
- 5-21-7 PUBLIC HEALTH --- asking approval of a resolution to implement expansion of health care to the indigent and uninsured.
- Human Services (5-21-2.1/Res.A)
- 5-21-8 BUENA VISTA CHARTER TOWNSHIP --- sending notice of a public hearing on Bridge Builder Development's (Celestial Gardens) request to approve an application for exemption of new real and personal property.
- County Services
- 5-21-9 KOCHVILLE TOWNSHIP --- sending notice of a public hearing on Ordinance #02-02 DDA to amend the tax increment financing plan 89-6 as amended by 93-4.
- County Services
- 5-21-10 COMMISSION ON AGING --- asking to apply for a \$211,825 Senior Companion Grant from the Corporation for National and Community Services.
- Human Services (5-21-2.4)
- 5-21-11 EQUALIZATION --- sending information about the process of restating the time period for the allocated millage.
- County Services
- 5-21-12 REGION VII AAA --- calling for letters of intent for FY 2003 funds to provide services to the aging.
- Human Services
- 5-21-13 HEALTHSOURCE SAGINAW --- sending notice that they will be present at the Human Services budget meeting to discuss HealthSource.
- Human Services
- 5-21-14 SOIL CONSERVATION DISTRICT --- asking for continuation of its annual \$7,500 appropriation for 2002/2003.
- County Services
- 5-21-15 PROSECUTOR --- asking that the position of Warrant Coordinator be factored.
- Courts and Public Safety (5-21-4.2)
- 5-21-16 CIRCUIT COURT --- asking to meet regarding the 2002 / 2003 budget.
- Courts and Public Safety
- 5-21-17 CONTROLLER ACCOUNTING --- sending the approved budget adjustments for October 1, 2001 through March 31, 2002.
- Appropriations / Budget Audit
- 5-21-18 CONTROLLER --- sending a financial variance summary covering October 1, 2001 through March 31, 2002.
- Appropriations / Budget Audit
- 5-21-19 TREASURER --- sending the Treasurer's Investment Report for the First Quarter of 2002.
- Appropriations / Budget Audit
- 5-21-20 FAMILY INDEPENDENCE AGENCY --- sending the FY 2003 Cooperative Reimbursement Contract Application for Friends of the Court, Prosecuting Attorneys, and OCS Child Support Specialists.
- Courts and Public Safety
- 5-21-21 CONTROLLER --- sending the Marc-ing Report for May 2002.
- Executive

- 5-21-22 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 4-23 through 5-13-02 in the amount of \$7,612,329.08.
-- Appropriations / Budget Audit
- 5-21-23 CLERK --- asking to meet regarding the 2002/2003 proposed budget.
-- County Services
- 5-21-24 COMMISSIONER BLAINE --- sending a proposal to eliminate the need to cut four Sheriff Road Patrol Deputies.
-- Courts and Public Safety
- 5-21-25 DISTRICT COURT --- asking to delete a position of Clerk Typist T08 in the Traffic Division.
-- Courts and Public Safety
- 5-21-26 SAGINAW CITY --- sending the notice of hearing on Manhattan Catering Service, Inc.'s request for an obsolete property rehabilitation Exemption certificate.
-- County Services
- 5-21-27 COMMUNITY CORRECTIONS --- asking to apply for grant funds for continuation of Pretrial Services, Jail Population Monitoring, Electronic Monitoring, etc.
-- Courts and Public Safety
- 5-21-28 FRIEND OF THE COURT --- asking to meet regarding the 2002 / 2003 Budget.
-- Courts and Public Safety
- 5-21-29 SAGINAW COUNTY FIRE ASSOCIATION --- urging the Board not to make cuts in the County's public safety budgets.
-- Courts and Public Safety
- 5-21-30 FAMILY INDEPENDENCE AGENCY --- requesting an supplemental funding request for the FIA's County Child Care Fund budget for 2003.
--Human Services
- 5-21-31 VILLAGE OF ST. CHARLES --- asking the Board to approve annexation of certain property from St. Charles Township to St. Charles Village.
-- County Services
- 5-21-32 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
- A. Representative Carl Williams congratulating Saginaw County for being awarded the \$72,800.00 Community Development Block Grant.
- B. The Institute for Intergovernmental Research (IIR) sending the Board information regarding the Bureau of Justice Assistance Project Development and Implementation Training.
- C. East Central Michigan Planning & Development Regional Commission sending the Board a reminder that the Full Commission meeting will be held Friday, May 3, 2002 at the Trillium Banquet Center in Saginaw.
- D. Child Abuse and Neglect Council of Saginaw County thanking the Board for declaring the month of April as Child Abuse Prevention Month.
- E. Menominee County Board of Commissioners sending the Board a copy of Resolution 02-08 - Diesel Fuel Tax and Simplification.
- F. U.S. Department of Justice forwarding the following:
- Bureau of Justice Statistics Bulletin - February 2002
- Office Victims of Crime - FY 2002 Discretionary Grant Application Kit
- Receive and file

COMMISSIONERS' INITIATORY MOTIONS

Commissioner Blaine moved a proposal to amend the recommended budget for Saginaw County

covering the period October 1, 2002 through September 30, 2003. The money saved by this proposal would be designated to eliminate the need to cut 4 Saginaw County Sheriff Road Patrol Deputies. The source of funding would come from the following. I propose a 12 month wage freeze for all Elected Saginaw County Officials and non-union County Employees, this would generate \$241,000. I also propose elimination of the training, travel and lodging funds for all Elected Saginaw County Officials for the 12 month period, this would save \$68,000 from the budget. The total amount shifted would be \$309,000. The \$309,000 would be designated to eliminate the need to cut 4 Saginaw County Sheriff Road Patrol Deputies. He requested a Roll Call Vote. Commissioner Horn supported the motion.

Chair Hare stated the motion was out of order because the Budget was not before the Board at this time. Counsel Borrello stated the motion out of order because the main motion must be on the floor before an amendment can be made. (referenced Board Rules Article VI, Section 6.1 and Roberts Rules of order) It can be brought up again. Controller McGill explained Draft #1 of the Controller's recommended 2002/2003 County Budget has been presented to all committees, Draft #2 will be available on July 1, the Budget will be laid on the table at the August 13 Session, and the Budget adopted at the September 17 Session. Motions to amend the Budget could be made at either the August or September Sessions. Parliamentarian Basil agreed with the Board Chair and Board Counsel that the motion was out of order at this time.

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:32 p.m. The Board reconvened, time being 6:09 p.m. By Commissioner Horn, supported by Commissioner Wurtzel that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE

V. APPROPRIATIONS MINUTES (5-21-02)

Members present: J. Graham-Chair, C. Smith-Vice Chair, R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, R. Woods, P. Wurtzel

Others: M. McGill-Controller; S. Borrello-Counsel; K. Schultz, J. Corley, M. Massey, S. Patrick-Board Staff

I. Welcome

II. Call to Order---Graham at 5:32 p.m.

III. Public Comments

IV. Agenda - COMMITTEE REFERRALS

1. County Services Committee

M. O'Hare, Chair; R. Bartels, Vice Chair

1.2) Recommendation, re: old maintenance garage at H.W. Browne Airport
---O'Hare moved, supported by Horn to approve 1.2. Motion carried.

2. Human Services Committee

R. Woods, Chair; C. Smith, Vice Chair

2.3) Health Department, re: create a new position of Environmental Health Resource Protection Specialist

2.4) Commission on Aging, re: applying for the Senior Companion Grant in the amount of \$211,825

---Woods moved, supported by Basil to approve 2.3 and 2.4. Motion carried.

3. Courts and Public Safety Committee

R. Mallette, Chair; P. Wurtzel, Vice Chair

3.1) Community Corrections, re: 2002/2003 grant application

---Report 3.1 was included in the addendum packet and would require a 2/3rds vote for approval. Mallette moved, supported by Foxx to approve 3.1. Motion carried unanimously.

4. Appropriations

J. Graham, Chair; C. Smith, Vice Chair

Budget Audit Subcommittee

R. Bartels, Chair; B. Blaine, Vice Chair

4.1) Claims for the period April 9 - 22, 2002

---Bartels moved, supported by Woods to approve 4.1. Motion carried.

Labor Relations Subcommittee

C. Smith, Chair; P. Wurtzel, Vice Chair

4.2) Factoring evaluation of Prosecutor's Warrant Coordinator and Health Department's Environmental Health Resource Protection Specialist

4.3) Agreement between the County of Saginaw, non-Court Elected Officials, Judges, and the Office and Professional Employees International Union

4.4) Agreement between the County of Saginaw, and the Saginaw County Department of Public Health Employees Union representing Public Health and Commission on Aging employees

---Smith moved, supported by Basil to approve 4.2 and 4.3. Smith had an exception to 4.4. Motion to approve 4.2 and 4.3 carried. Smith introduced revised Report 4.4 included in the addendum packet and read the changes which were made to better define the recommendation from the Labor Committee. She called on Stephen Borrello, County Counsel and member of the bargaining team, to provide an over view. Borrello said the union's major objection was the increase in health care costs. He reported the other units that have settled, namely OPEIU, Nurses, District Court Probation, Juvenile Court Probation, and Animal Control have the same provision as offered to this union. He said approximately 15 sessions have been held since negotiations began with the Public Health Employees Union in September 2001. At a March 27 meeting, it was decided to bring in a mediator. At a May 14 meeting, the mediator agreed that the parties were at an impasse. He re-emphasized that the offer treats all employees fairly. Smith moved, supported by Basil to approve revised Report 4.4 which implements the County's Last Best Offer for the Public Health and Commission on Aging employees represented by the Public Health Employees Union; and further, which implements the Offer in conjunction with fact finding, requested by the Union, in recognition of the impasse reached in contract negotiations and the need to move forward. The floor opened for discussion. Points made during discussion: implementation at this time is because of the impasse and the need to treat all employees fairly; fact finding is not binding, it is an advisory process only, both parties can accept reject or modify, fact finding can take a short or long period of time; wage increase is the same as other units; three health care options have been offered by the County - PP01, PP02, and PP03 which has 0% co-pay; the 3% wage increase would be retroactive; the health insurance rate is not retroactive; the employer bargaining team did not find the health insurance cost saving proposal presented by the unit to be acceptable, and McGill explained why in more detail. O'Hare commented that the County has an obligation to see this through to the end and listen to them. Smith responded this is the purpose of fact finding to analyze the information. The question was called. Motion carried with nay votes recorded for Blaine and O'Hare.

Legislative Subcommittee

K. Horn, Chair; R. Mallette, Vice Chair

4.5) Location of a single, permanent storage facility for the nation's used nuclear fuel

---Horn moved, supported by Wurtzel to approve 4.5. Motion carried.

V. Miscellaneous---None.

VI. Adjournment---Hare moved, supported by Foxx to adjourn. Motion carried; time being 6:09 p.m.

Respectfully submitted,
Kaye M. Schultz, Coordinator
James M. Graham, Chair

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON COUNTY SERVICES -- 1.1

MAY 21, 2002

Your committee has considered communication 4-23-21 from the Saginaw County Convention & Visitors Bureau asking approval of the 2001 visitor / tourism program funding applications for the following Convention and Visitors Bureaus:

Birch Run	\$ 65,327.69
St. Charles	\$.42

We find the request to be in agreement with terms included in the Management Agreement between the County of Saginaw and the Saginaw County Convention Bureau and Room Tax Guidelines; and recommend approval of the applications for 2001 share reserve funds, as outlined above.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 1.2

MAY 21, 2002

Your committee has considered communication 4-23-18 from Marc McGill, County Controller asking the Board to authorize the sale of the old maintenance garage at H.W. Browne Airport, 4821 Janes Road, Saginaw, Michigan, 48601.

We met with Mr. McGill who informed us that in order for the building to be sold it is necessary that the Board of Commissioners, by majority vote, authorize such sale. The two-story wood building is 44' x 32' or 1,408 sq. ft. The building is not being used, and is in need of extensive repairs (approximately \$5,000). The County has an offer of \$3,500 from an individual who is interested in purchasing the building and remodeling it for use as a hangar. The resulting land lease would generate annual revenue of \$309.76. It is estimated it would cost the county \$11,500 for demolition of the building.

It is the recommendation of your committee to authorize the sale of the old maintenance garage as requested by the Controller, and in accordance with Saginaw County Policy 411 (Policy on the Sale of Real and Personal Property); and further, that the proper County officials be authorized and directed to execute the necessary documents on behalf of the County.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to

concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 2.1

May 21, 2002

Your committee has considered communication 5-21-7 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking approval of a resolution to implement expansion of health care to the indigent and uninsured. The funds included in the intergovernmental transfers will be those that Saginaw County already appropriates for County supported health care up to \$1,000,000.

It is our recommendation that the Health Department be given approval of a resolution authorizing a series of intergovernmental transfers to implement the expansion of health care to the indigent and uninsured; further, that authorization be given to the Chairman and proper County Officials to enter into a service contract with the Saginaw Health Plan Corporation for specified health care services that are primarily targeted to uninsured and indigent individuals. Under the proper order of business, the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 2.2

May 21, 2002

Your committee has considered communication 5-21-4 from Marie Ruemenapp, Director, Michigan State University Extension, asking the Board to concur with the selections for ASAP-PIE Parenting Educator agent positions. Concurrence is required because of the partnership between Saginaw County and Michigan State University Extension. All the positions are MSU employees and are 100% grant funded.

It is our recommendation to concur with the selections to fill the ASAP-PIE Parenting Educator agent positions, as identified by MSU Extension (see attachment).

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON HUMAN SERVICES -- 2.3

May 21, 2002

Your committee has considered communication no. 5-21-3 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to create a new position of Environmental Health Resource Protection Specialist.

The position will fulfill the contract requirements of the surface water monitoring project, which identifies sewage discharge problems that impact the river water quality. The specialist will address these discharge problems, as well as surface water monitoring.

A state grant will fund a portion of the position and the balance from local fees. This action will not result in an increase in General Fund contribution for the current and ensuring fiscal year, nor a decrease of appropriations to the Health Department.

It is our recommendation that the request from the Saginaw County Department of Public Health for a new Environmental Health Resource Protection Specialist be approved, subject to factoring evaluation. We further recommend the proper County officials be authorized to make the necessary changes to the personnel complement.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice-Chair

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 2.4

May 21, 2002

Your committee has considered communication no. 5-21-10 from Karen Courneya, Director, Saginaw County Commission on Aging asking to apply for the Senior Companion Grant from the Corporation for National and Community Services.

The Senior Companion Program Grant in the amount of \$211,825 will fund two staff positions who will each work approximately 20 hours per week. No additional County allocation is needed.

It is our recommendation that the Commission on Aging be authorized to apply for the Senior Companion grant in the amount of \$211,825 subject to approval by the Board; further, that the proper County officials be authorized and directed to execute the necessary documents on behalf of the County.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice-Chair

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Report included in addendum packet; 2/3rds required for adoption.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 3.1

May 21, 2002

Your committee has considered communication no. 5-21-27 from the Saginaw County Community Corrections Advisory Board asking to submit the FY 2002/03 continuation grant applications to the State Office of Community Corrections.

Each program meets the objectives of the Office of Community Corrections to improve the utilization of jail space by offering reduced sentences for inmates who complete a program successfully. The grant application also includes new programming designed to decrease the prison commitment rate, recidivism and to better jail utilization. The total amount requested is \$1,691,175 and no County dollars are required. The Programs are as follows:

- 1) Community Corrections Plans and Services Funds: Pretrial Services - \$125,000; Jail Population Monitoring - \$49,250; CCAB Administration - \$85,800; Employment and Training - \$7,000; Intensive Supervision - \$147,000; Education - \$100,000
- 2) Probation Residential Services Funds: Tri-Cap -\$1,177,125

We recommend the Community Corrections Department be authorized to submit the grant applications in the amount of \$1,691,175, as outlined above, subject to final review by the County Controller; further, that the proper County officials be authorized and directed to sign the necessary documents and amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved unanimously.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1

MAY 21, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (4-23-27)

Accordingly, we recommend the attached voucher payment transmittal(s) be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period April 9 - 22, 2002.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2

MAY 21, 2002

Your Labor Relations Subcommittee considered referrals for factoring evaluation and/or classification. We herewith submit the following and direct the proper County officials to make the necessary budgetary adjustments.

A. Human Services Committee Report 5-21-2.3, re: allocation of a new position of Environmental Health Resource Protection Specialist for the Surface Water Monitoring Project of the Saginaw County Department of Public Health (communication no. 5-21-3)

---Based on factoring evaluation we recommend the new position of Environmental Health Resource Protection Specialist be placed in grade P04.

B. Courts & Public Safety Committee Report 3-26-1.3, re: reorganization in the Prosecutor's Office resulting in the elimination of one prosecuting attorney position and the filling of a Warrant Coordinator position (communication nos. 3-26-15 and 5-21-15)

---Based on factoring evaluation we recommend the position of Warrant Coordinator be placed in grade T12.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Smith: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3

MAY 21, 2002

Your Labor Relations Subcommittee herewith submits the agreement between the County of Saginaw, Saginaw County non-Court Elected Officials, Saginaw County Judges, and the Office and Professional Employees International Union, Local 459. The contract covers a four-year period, October 1, 2001 through September 30, 2005. Approval is subject to ratification by the union and acceptance by the County. A summary of the main provisions is set forth below:

Economic Benefits:

1. Wages: 10/01/01:3.0%; 10/01/02:3.0%; 10/01/03:3.0%; 10/01/04:3.0%. In addition, five job positions shall be reviewed for factoring, with all increases effective 07/01/02.

2. Health Insurance: Co-pays increased on PPO-1 to 20% and PPO-2 to 10%. Members can also choose PPO-3 at 0%. Health Insurance offset increased to \$150.00 per month. An open enrollment period will be provided upon ratification so that members may change plans.

Part-time employees hired on or before date of ratification of Agreement may continue with single coverage health insurance only. Part-time employees hired after date of ratification are not qualified for health insurance coverage.

3. Retiree Health Insurance: Table "A" for employees hired prior to January 1, 1990, expanded. Co-pay was 0% after 15 years of service and it will now be 20 years of service. The opportunity to switch plans once retired is deleted. Employees may choose insurance offset instead of retiree health coverage.

Part-time employees hired on or before date of ratification may receive single person health coverage. Part-time employees hired after date of ratification receive no retiree health coverage.

4. Bereavement Leave Policy to mirror non-union. In the event of the death of a close or immediate family member, employee receives 24 hours PTO loaded into bank.

Non-Economic Items:

1. To be considered a full-time employee, members must work 72 hours per biweekly pay period on a regular basis, instead of 68 hours.

2. For the final step in District Court grievances, the hearing judge shall be the Chief District Court Judge instead of a panel consisting of all judges in District Court.

3. Only non-probationary employees who have not transferred in the previous 12 months, may apply for a lateral transfer.
4. Discharge may be immediate for threatening violence, whether or not the result is serious bodily harm.
5. Part-time employees serving in a full-time position on a temporary basis will accrue PTO at the full-time rate after 90 days.
6. PTO allowed accumulation remains the same until 12/31/04 when it reduces to 600 hours.
7. If disabled, employees must apply for disability benefits within 15 workdays.
8. If a 20-out MERS Window is offered to non-union employees, union employees will also receive the offer.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Smith: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.4

MAY 21, 2002

Your Labor Relations Subcommittee herewith submits the Last Best Offer implemented by the County of Saginaw for the Public Health and Commission on Aging employees, represented by the Public Health Employees Union. In recognition of the impasse reached in contract negotiations and the need to move forward, we recommend implementation of the Offer in conjunction with fact finding that was requested by the Union. The Offer covers a three-year period, October 1, 2001 through September 30, 2004. Approval is subject to acceptance by the County. A summary of the implemented Offer is set forth below. Attached communication dated May 15 provides further information about the agreement.

Economic Benefits:

1. Wages: 10/01/01:3.0%; 10/01/02:3.0%; 10/01/03:3.0%.
2. Health Insurance: Co-pays increased on PPO-1 to 20% and PPO-2 to 10%. Members can also choose PPO-3 at 0%. Health Insurance offset increased to \$150.00 per month. An open enrollment period will be provided upon ratification so that members may change plans. All employer requested language changes in article. Part-time employees who currently receive insurance offset will continue to receive it at a 50% rate of full-time employees. New part-time employees are not eligible. Non-qualified employee dependents may not purchase insurance through the County's group plan.

Part-time employees hired after date of ratification are not qualified for health insurance coverage.

3. Retiree Health Insurance: Deletion of Table "A" for employees retiring after date of ratification. Co-pay for Table "A" was 0% after 15 years of service. Table "B" co-pay is 5% after 20 years of service. The opportunity to switch plans once retired is deleted. Employees may choose insurance offset instead of retiree health coverage. Employees may change health plans after retirement, if the new plan is at a lower cost. Definition of ICMA retiree for the purposes of retiree health to mirror MERS definition. Employees may no longer purchase insurance for non-covered dependents.

Non-Economic Items:

1. PTO accrual rate to mirror non-union. Accrual limits unchanged, but pay-offs at 600/300.
2. Good Friday Afternoon reinstated.
3. Discharge may be immediate for threatening violence, whether or not the result is serious

bodily harm.

4. If a 20-out MERS Window is offered to non-union employees, union employees will also receive the offer.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Smith: That the Report of the Committee be received and the recommendations contained therein be adopted. Commissioners Blaine and O'Hare objected.

Approved. (see Appropriations Committee minutes for debate.)

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.5

MAY 21, 2002

Your Legislative Subcommittee considered communication no. 4-23-19 from Bob Goodwin, Area Manager, Consumers Energy, asking the Board to support the U.S. Department of Energy and the U.S. Nuclear Regulatory Commission in their recommendation to Congress that a single, permanent storage facility for the nation's used nuclear fuel be established at Yucca Mountain, Nevada. (see attached)

We concur and under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Horn: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

attachment

COMMITTEE COMPENSATION -- 5.1

MAY 21, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held April 14-27, 2002.

HealthSource Advisory---4-15-02

T. Basil, 3 miles 51.10

Saginaw County Convention & Visitors Bureau---4-16-02

K. Horn, 30 miles 60.95

Labor Relations Subcommittee---4-16-02

C. Smith, 3 miles 51.10

P. Wurtzel, 13 miles 54.75

T. Basil, 3 miles 51.10

M. O'Hare, 50 miles 68.25

J. Graham, 21 miles 57.67

T. Hare, 2 miles 50.73

Community Corrections Planning---4-16-02

R. Mallette, 10 miles 53.65

Tri-County Annual Meeting in Midland---4-17-02

R. Bartels, 58 miles (no comp.) 21.17

B. Blaine, 58 miles (no comp) 21.17

J. Collison, 58 miles (no comp.) 21.17

E. Foxx, 58 miles (no comp) 21.17

J. Graham, 58 miles (no comp.) 21.17

C. Hadsall, 58 miles (no comp) 21.17

T. Hare, 58 miles (no comp.) 21.17

R. Mallette, 58 miles (no comp) 21.17

C. Smith, 58 miles (no comp.) 21.17

R. Woods, 58 miles (no comp) 21.17

P. Wurtzel, 58 miles (no comp.) 21.17

Frankenmuth Convention & Visitors Bureau---4-18-02

K. Horn, 6 miles

Community Action Committee---4-18-02

E. Foxx, 8 miles 52.92

Mosquito Abatement Commission---4-18-02

M. O'Hare, 50 miles (no comp.) 18.25

Human Services Collaborative Body---4-19-02

Board of Commissioners**May 21, 2002**

C. Smith, 3 miles	51.10
Crime Prevention Council Retreat---4-19-02	
T. Basil, 3 miles	51.10
MAC Taxation - Lansing---4-22-02	
R. Bartels, 160 miles	108.40
Meeting with State Representative, Lobbyist, Controller, re: Repeal of Local Acts---4-22-02	
T. Hare, 2 miles	50.73
K. Horn, 30 miles	60.95
Environmental Board of Appeals---4-22-02	
M. O'Hare, 50 miles	28.25
Region VII Advisory---4-23-02	
C. Ruth, 0 miles	5.00
Human Services Collaborative Body in Lansing---4-23-02	
C. Smith, 0 miles	25.00
Community Corrections Planning---4-23-02	
R. Mallette, 0 miles	25.00
Board Session---4-23-02 (all present)	
Human Services Collaborative Body Finance---4-24-02	
C. Smith, 3 miles	51.10
Mental Health Executive---4-24-02	
R. Woods, 7 miles	12.56
Commission on Aging Board Liaison---4-25-02	
M. O'Hare, 50 miles	68.25
City County School Liaison at Courthouse---4-25-02	
C. Ruth, 4 miles	51.46
M. O'Hare, 0 miles	25.00
R. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
Human Services Collaborative Body---4-26-02	
C. Smith, 3 miles	51.10

Respectfully submitted,

Kaye Schultz, Board Coordinator

COMMITTEE COMPENSATION -- 5.2**MAY 21, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held April 28 - May 11, 2002.

HealthSource Board---1-7-02*

R. Bartels, 3 miles (no comp.) 1.10

J. Graham, 21 miles (no comp.) 7.67

HealthSource Personnel---1-14-02*

J. Graham, 21 miles (no comp.) 7.67

HealthSource Finance---1-29-02*

R. Bartels, 3 miles (no comp.) 1.10

J. Graham, 21 miles (no comp.) 7.67

HealthSource Board---2-4-02*

R. Bartels, 3 miles (no comp.) 1.10

J. Graham, 21 miles (no comp.) 7.67

C. Smith, 3 miles (no comp.) 1.10

Board of Commissioners**May 21, 2002**

HealthSource Personnel---2-22-02*	
J. Graham, 21 miles (no comp.)	7.67
C. Smith, 3 miles (no comp.)	1.10
HealthSource Finance---2-26-02*	
R. Bartels, 3 miles (no comp.)	1.10
HealthSource Board---3-4-02*	
R. Bartels, 3 miles (no comp.)	1.10
C. Smith, 3 miles (no comp.)	1.10
HealthSource Long Range Planning---3-20-02*	
R. Bartels, 3 miles (no comp.)	1.10
HealthSource Personnel---3-21-02*	
J. Graham, 21 miles (no comp.)	7.67
C. Smith, 3 miles (no comp.)	1.10
HealthSource Finance---3-26-02*	
R. Bartels, 3 miles (no comp.)	1.10
HealthSource Board---4-1-02*	
R. Bartels, 3 miles (no comp.)	1.10
J. Graham, 21 miles (no comp.)	7.67
C. Smith, 3 miles (no comp.)	1.10
HealthSource Building & Planning---4-24-02*	
J. Graham, 21 miles (no comp.)	7.67
Commission on Aging Presentation for Chair---4-27-02*	
M. O'Hare, 50 miles (no comp.)	18.25
HealthSource Finance---4-30-02	
R. Bartels, 3 miles (no comp.)	1.10
Saginaw Leadership Junior Program---5-1-02	
R. Mallette, 10 miles	28.65
Airport Committee at Browne Airport---5-1-02	
R. Woods, 6 miles (no comp.)	2.19
K. Horn, 20 miles (no comp.)	7.30
C. Ruth, 8 miles (no comp.)	2.92
Legislative Subcommittee at Swan Valley---5-1-02	
K. Horn, 0 miles (no comp.)	
R. Mallette, 0 miles (no comp.)	
R. Bartels, 0 miles (no comp.)	
T. Basil, 0 miles (no comp.)	
B. Blaine, 0 miles (no comp.)	
J. Graham, 0 miles (no comp.)	
T. Hare, 0 miles (no comp.)	
Committee of the Whole at Swan Valley---5-1-02	
J. Graham, 21 miles	57.67
R. Bartels, 3 miles	51.10
T. Basil, 3 miles	51.10
R. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
C. Hadsall, 40 miles	64.60
T. Hare, 2 miles	50.73

Board of Commissioners**May 21, 2002**

K. Horn, 30 miles	60.95
R. Mallette, 10 miles	53.65
C. Ruth, 4 miles	51.46
C. Smith, 3 miles	51.10
R. Woods, 7 miles	52.56
P. Wurtzel, 13 miles	54.75
Local Emergency Planning Committee---5-2-02	
R. Mallette, 10 miles	13.65
Parks & Recreation---5-2-02	
R. Mallette, 10 miles (no comp.)	3.65
Mosquito Abatement Commission---5-3-02	
M. O'Hare, 50 miles (no comp.)	18.25
MAC Environmental in Lansing---5-3-02	
M. O'Hare, 110 miles	90.15
Human Services Committee---5-6-02	
R. Woods, 7 miles	52.56
C. Smith, 3 miles	51.10
T. Basil, 3 miles	51.10
T. Hare, 2 miles	50.73
County Services Budget & Regular Meeting---5-7-02	
M. O'Hare, 50 miles	68.25
R. Bartels, 3 miles	51.10
C. Hadsall, 40 miles	64.60
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
T. Hare, 2 miles	50.73
Animal Control Advisory Committee---5-8-02	
R. Mallette, 10 miles	28.65
C. Smith, 3 miles	51.10
Courts & Public Safety Committee---5-8-02	
R. Mallette, 10 miles	53.65
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Budget Audit Subcommittee---5-9-02	
R. Bartels, 3 miles	51.10
R. Blaine, 26 miles	59.49
C. Hadsall, 40 miles	64.60
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73

Respectfully submitted,

Kaye Schultz, Board Coordinator

*Not Previously reported

By Commissioner Horn: That Committee Compensation Report(s) 5.1 and 5.2 be received, not read, and the recommendations contained therein adopted. Approved.

**RESOLUTIONS
RESOLUTION A**

MAY 21, 2002

**AUTHORIZING AN INTERGOVERNMENTAL TRANSFER
AND CONTRACTS WITH THE SAGINAW HEALTH PLAN CORPORATION**

At a regular meeting of the Board of Commissioners of the County of Saginaw held in the City of Saginaw, Michigan, on May 21, 2002, at 5:00 o'clock p.m., Michigan daylight savings time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

MOTION BY Commissioner Woods, SUPPORTED BY Commissioner Foxx to approve said resolution.

WHEREAS, Saginaw County has an objective to assure access to appropriate levels of health care for Saginaw County residents; and,

WHEREAS, Saginaw County has an objective to reduce the number of uninsured that do not have access to health care; and,

WHEREAS, Saginaw County has supported the development of the Saginaw Health Plan Corporation to serve as a vehicle for a health benefit plan to serve approximately 1,500 low income and uninsured persons during its first year of operation; and,

WHEREAS, The State of Michigan has issued a Medicaid Policy to authorize a special Disproportionate Share Hospital (DSH) Program to facilitate payments to be made available to the Saginaw Health Plan for health care services to indigent and uninsured; and,

WHEREAS, The Medicaid Policy Bulletin has established that the DSH payments will be funded by local funds supplied using an intergovernmental transfer, state funds which will not exceed the estimated level of funds that would have been expended for the State Medical Program in Saginaw County and Federal matching funds; and,

WHEREAS, The local funds will be comprised of certain identified county general funds and local funds from various community health programs received for the purpose of improving access to health care for the indigent and uninsured; and,

WHEREAS, The non-profit Saginaw Health Plan Corporation has been formed with purposes which include promoting, arranging and managing an effective system for quality coordinated health care in a manner which decreases the cost of health care services to the community at large for persons unable to pay for such care; and,

WHEREAS, The Saginaw Health Plan Corporation is prepared to contract with various primary care and specialty care providers to serve persons enrolled in the Saginaw Health Plan; and,

WHEREAS, The Controller/CAO and Health Officer recommend that the Board of Commissioners authorize a series of intergovernmental transfers totaling \$1,000,000 of county funds appropriated for health services, and other funds received by the County for purposes of expanding access to health care for the indigent and uninsured persons in Saginaw County, and authorize contracts with the Saginaw Health Plan Corporation for the purchase of certain health care services.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners authorizes the County Treasurer and County Controller/CAO to implement a series of intergovernmental transfers of county funds not to exceed \$1,000,000 for the time period of July 1, 2002 through September 30, 2002 on a quarterly basis as per state schedule, and

other community funds received by the County for the purposes of expanding access to health care for the indigent and uninsured persons in Saginaw County, with the purpose of obtaining Federal matching funds that will be used to expand access to medical care for the indigent and uninsured population in Saginaw County;

BE IT FURTHER RESOLVED, That the intergovernmental transfers of the county general funds available is authorized only after the Saginaw Health Plan Corporation has executed a purchase of services agreement with Saginaw County for certain health care services.

ADOPTED:

Yeas - Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays - None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on May 21, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

Susan Kaltenbach, County Clerk

RESOLUTION B

MAY 21, 2002

SUPPORTING THE LOCATION OF A SINGLE PERMANENT STORAGE FACILITY FOR THE NATION'S USED NUCLEAR FUEL AT YUCCA MOUNTAIN, NEVADA

At a regular meeting of the Board of Commissioners of the County of Saginaw held in the City of Saginaw, Michigan, on May 21, 2002, at 5:00 o'clock p.m., Michigan daylight savings time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

MOTION BY Commissioner Horn, SUPPORTED BY Commissioner Graham to approve said resolution.

WHEREAS, Over the past four decades, nuclear power has become a significant source for the Nation's production of electricity. Michigan is among the majority of states, that derive energy from nuclear plants; and,

WHEREAS, Since the earliest days of nuclear power, the great dilemma associated with this technology is how to deal with the waste material that is produced. The high-level radioactive waste material demands exceptional care in all facets of its storage and disposal, including the transportation of this material; and,

WHEREAS, In 1982, Congress passed the Nuclear Waste Policy Act. This legislation requires the Federal Government, through the U.S. Department of Energy to build a facility for the permanent storage of high-level nuclear waste. This act, which was amended in 1987, includes a specific timetable to identify a suitable location and to establish the waste facility. The

costs for this undertaking are to be paid from a fee that is assessed on all nuclear energy produced; and,

WHEREAS, In accordance with the Federal Act, Michigan electric customers have paid \$405.8 million into this federal fund for construction of the federal waste facility; and,

WHEREAS, There are serious concerns that the Federal Government is not complying with the timetables set forth in federal law. The U.S. Department of Energy, working with the Nuclear Regulatory Commission must meet its obligation as provided by law.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners urges its Michigan U.S. Senators and members of Congress to support the U.S. Department of Energy and the U.S. Nuclear Regulatory Commission in their efforts to fulfill their obligation to establish a permanent repository at Yucca Mountain, NV for high level nuclear waste;

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted to the U.S. Department of Energy, the U.S. Nuclear Regulatory Commission, Michigan U.S. Senators and members of Congress, Michigan counties, and the Michigan Association of Counties.

ADOPTED:

Yeas - Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays - None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on May 21, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

Susan Kaltenbach, County Clerk

PROCLAMATIONS

Chairman Hare designated May 6-12 as Nurses Week, and the May as Law Enforcement Month in the County of Saginaw.

PROCLAMATION

WHEREAS, The nearly 2.7 million registered nurses in the United States comprise our nation's largest health care profession; and,

WHEREAS, The depth and breadth of the registered nursing profession meet the different and emerging health care needs of the American population in a wide range of settings; and,

WHEREAS, The American Nurses Association, as the voice for the registered nurses of this country, is working to chart a new course for a healthy nation that relies on increasing delivery of primary and preventive health care; and,

WHEREAS, A renewed emphasis on primary and preventive health care will require the better utilization of all of our nation's registered nursing resources; and,

WHEREAS, Professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of hospitalized patients; and,

WHEREAS, The demand for registered nursing services will be greater than ever because of the aging of the American population, the continuing expansion of life-sustaining technology, and the explosive growth of home health care services; and,

WHEREAS, More qualified registered nurses will be needed in the future to meet the increasingly complex needs of health care consumers in this community; and,

WHEREAS, The cost-effective, safe and quality health care services provided by registered nurses will be an ever more important component of the U.S. health care delivery system in the future; and,

WHEREAS, The American Nurses Association has declared the week of May 6-12 as NATIONAL NURSES WEEK 2002 with the theme, "Nurses Care for America" in celebration of the ways in which registered nurses strive to provide safe and high quality patient care and map out the way to improve our health care system.

NOW, THEREFORE BE IT RESOLVED, I, Todd M. Hare, Chairman of the Saginaw County Board of Commissioners join the American Nurses Association in proclaiming May 6-12, 2002 as "NURSES WEEK" in the County of Saginaw and ask that all residents of this community join me in honoring the Public Health Nurses who care for us.

BE IT FURTHER RESOLVED, That the residents of the County of Saginaw celebrate Public Health Nurses accomplishments and efforts to improve our health care system and show our appreciation for the nation's registered nurses not just during this week but at every opportunity throughout the year.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 6th day of May in the year of our Lord two thousand and two.

Sincerely,
SAGINAW COUNTY BOARD OF COMMISSIONERS
Todd M. Hare, Chairman

**PROCLAMATION
SAGINAW COUNTY SHERIFF DEPARTMENT**

May 21, 2002 Awards Ceremony - 2:00 p.m. - Court Street Theater

WHEREAS, The Saginaw County Board of Commissioners takes this opportunity:
.To recognize the Officers who have demonstrated exceptional conduct above and beyond the normal call of duty;

.To remember the Officers who have given their lives in the line of duty; and

.To acknowledge the citizens who have provided heroic assistance.

WHEREAS, Our sincere gratitude and appreciation is hereby extended:

.To the Officers who protect and serve the community;

.To their Families who provide support and love; and

.To the Volunteers who offer their time and energy to law enforcement.

NOW THEREFORE I, Todd M. Hare, Chair of the Saginaw County Board of Commissioners do hereby proclaim May as LAW ENFORCEMENT MONTH in the County of Saginaw and in doing so bring public awareness to the continuing commitment of the Law Enforcement Officers who preserve and maintain the order and safety in our families, homes and communities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 21st day of May in the year of Our Lord Two Thousand and Two.

SAGINAW COUNTY BOARD OF COMMISSIONERS
Todd M. Hare, Chairman

APPOINTMENTS

Chairman Hare made the following appointment:

Bridge Center for Racial Harmony - Commissioner Connie Smith

COMMISSIONERS' AUDIENCES

Commissioner Horn reported that Frankenmuth has received \$585,000 in Community Development Block Grant funds for downtown development. He commended Saginaw Future, Inc. for making this possible.

By Commissioner Basil: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 6:15 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

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**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

JUNE 2002

First day of the June Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, June 25, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - 15

ABSENT: - 0

TOTAL: - 15

Commissioner Foxx opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

PUBLIC HEARINGS

At 5:04 p.m., Chair Hare opened the Public Hearing on the Petition for Annexation of certain property owned by Maurice and June Scott from St. Charles Township to the Village of St. Charles. He called for comments three consecutive times. There were none. He announced the hearing would remain open. (6-25-2.1 / Resolution A)

At 5:04 p.m., Chair Hare opened the Public Hearing on the Petition for Annexation of certain property owned by Joseph Jastrzembowski from St. Charles Township to the Village of St. Charles. He called for comments three consecutive times. There were none. He announced the hearing would remain open. (6-25-2.2 / Resolution B)

At 5:04 p.m., Chair Hare opened the Public Hearing on the proposed grant application to the Michigan Economic Development Corporation CDBG for funding of a Link Michigan Regional Telecommunication Planning Study. He called for comments three consecutive times. There were none. He announced the hearing would remain open. (6-25-2.4 / Resolution E)

AUDIENCES

Commissioner Woods presented William Lechel, Director, Mosquito Abatement Commission with a proclamation designating June 23 - 29, 2002 as Mosquito Control Awareness Week in Saginaw County. Mr. Lechel accepted and noted there is a public educational display this week at Fashion Square Mall.

PROCLAMATION

WHEREAS, Mosquito borne disease (including Encephalitis, West Nile Virus, Malaria, Yellow Fever, Dengue Fever and Dog Heartworm) have historically been a source of human and animal suffering, illness and death in the United States, worldwide and more specifically in Michigan; and,

WHEREAS, Excess numbers of mosquitoes also greatly diminishes quality of life by hindering enjoyment of outdoor activities, outdoor work, decreased livestock productivity and reduces property values; and,

WHEREAS, Mosquito control professionals in the United States, since 1900, have recognized the need to develop and encourage effective and environmentally safe mosquito control activities in order to protect the health and welfare of the public, the environment and wildlife; and,

WHEREAS, Professional mosquito control based on sound scientific research has made great advances in reducing mosquito populations and the diseases they transmit; and,

WHEREAS, Saginaw County citizens continue to overwhelming support the County Mosquito Abatement Commission and have assisted in the control of mosquitoes by eliminating mosquito breeding sites on their own property; and,

WHEREAS, The educational activities of the staff have delivered and encouraged learning and interest in biology and the health sciences for better control of mosquitoes and the diseases they transmit.

NOW, THEREFORE, I Todd M. Hare, Chair of the Saginaw County Board of Commissioners do hereby proclaim June 23-29, 2002 as: MOSQUITO CONTROL AWARENESS WEEK in the County of Saginaw and in doing so invite all residents to enjoy the great outdoors.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 25th day of June in the year of Our Lord two thousand and two.

Sincerely,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Commissioner Foxx presented Gene P. Nuckolls with a resolution congratulating him on his retirement from Saginaw City Public Schools as Assistant Superintendent of Secondary Education. Mr. Nuckolls accepted and noted that he will continue to work in the community but in a different area. He thanked the commissioners for his appointment to the Board of Health.

CERTIFICATE OF ACKNOWLEDGMENT

Presented To:

GENE P. NUCKOLLS

The Saginaw County Board of Commissioners is honored to acknowledge Gene P. Nuckolls on his retirement on June 27, 2002, as Assistant Superintendent for Secondary Education, Saginaw Board of Education. Gene began his tenure on September 1, 1971 with the Board of Education when he answered the call to serve as Principal of Saginaw High School.

As an administrator, as well as, being involved in various community activities, including his present position as Chairman of the Saginaw County Board Health, Gene's personal dedication and commitment have left a lasting image on the many lives he has touched.

We are grateful to Gene Nuckolls for devoting so much time and energy to the concerns affecting young people and our community as a whole. Therefore, we join his family, friends and colleagues at this time in wishing him the best in his future endeavors.

ON BEHALF OF THE

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Eddie E. Foxx, Commissioner District #6

Adopted: June 25, 2002

By Commissioner Foxx: That the Laudatory Resolution be adopted. Approved.

Angela Garner, the Controller's Management Assistant, gave a power point presentation on the

Saginaw County Event Center, titled "One Year After the Vote."

At 5:23 p.m., Chair Hare announced the second call of the Public Hearing being held on the Petition for Annexation of certain property owned by Maurice and June Scott from St. Charles Township to the Village of St. Charles. He called for comments three consecutive times. There were none. He announced the hearing would remain open.

At 5:23 p.m., Chair Hare announced the second call of the Public Hearing being held on the Petition for Annexation of certain property owned by Joseph Jastrzembowski from St. Charles Township to the Village of St. Charles. He called for comments three consecutive times. There were none. He announced the hearing would remain open.

At 5:23 p.m., Chair Hare announced the second call of the Public Hearing being held on the proposed grant application to the Michigan Economic Development Corporation CDBG for funding of a Link Michigan Regional Telecommunication Planning Study. He called for comments three consecutive times. There were none. He announced the hearing would remain open.

LAUDATORY RESOLUTIONS

Chair Hare announced the following resolutions were prepared for presentation:

Commissioner Collison presented on May 31.

CERTIFICATE OF RECOGNITION

Presented To:

Bethany M. Bernthal, Judge Joseph DeFrancesco, First Lady Theresa Doyle, Pastor SalvaDor Flores, Judge Faye Harrison, Gene P. Nuckolls, Bill McDonald, Reed D. Phillips, Terry Pruitt, Richardo J. Verdoni

**RECIPIENTS OF THE SAGINAW SOUL CHILDREN, INC.
TEN OUTSTANDING COMMUNITY LEADERS**

The Saginaw County Board of Commissioners takes this opportunity to acknowledge your selection by the Saginaw Soul Children, Inc. as "Outstanding Community Leaders."

The 10th Annual Saginaw Soul Children, Inc. Honoree Ball

held today, Friday, May 31, 2002 at Horizons Conference Center recognizes you for the contributions and achievements you have given for the betterment of the community.

We are pleased to join with the Honorable Mayor, Wilma Jones-Ham and the Saginaw Soul Children, Inc. in expressing our appreciation for your many years of conscientious service and loyalty to the citizens of Saginaw County and wish you continued success in all future endeavors.

**ON BEHALF OF THE
SAGINAW COUNTY BOARD OF COMMISSIONERS**

Todd M. Hare, Chairman

Jeanine A. Collison, Commissioner District #13

Adopted: June 25, 2002

By Commissioner Collison: That the Laudatory Resolution be adopted. Approved.

Commissioner Basil presented on June 2.

RESOLUTION OF APPRECIATION

Presented To:

JACK B. JONKER

WHEREAS, Today, Sunday, June 2, 2002 at St. John’s Episcopal Church, we join the Saginaw Choral Society in its farewell to Jack B. Jonker, Music Director and Conductor for 24 years of dedicated service; and,

WHEREAS, Mr. Jonker has been instrumental in advancing the growth and recognition of the Choral Society, as well as, an arts advocate and supporter of the Saginaw community; and,

WHEREAS, Under Jack’s leadership, the chorus has grown from 37 to 110 and he has brought diverse programming to the concert season. The Choral Society concerts bring thousands of individuals to downtown Saginaw from all over mid-Michigan; and,

WHEREAS, Jack was attracted to vocal music early in his life with opportunities to conduct childrens' choirs. He holds bachelor and master degrees from the University of Michigan. Presently, he is Vice President of Sales and Market Development for Michigan Virtual University where he utilizes internet technology to assist companies training workers to meet global market demands; and,

WHEREAS, At this stage in his career, Jack is credited with many accomplishments. Some include: member of Chorus America, American Choral Directors Association, receiving the Bergstein Award for Teaching Excellence at Delta College, the 1998 All-Area Award for individual Achievements in Saginaw County and Leadership Award from the Lake Huron Council of Boy Scouts.

NOW THEREFORE BE IT RESOLVED, That the Saginaw County Board of Commissioners joins the Saginaw Choral Society in expressing appreciation to Mr. Jack B. Jonker for his many contributions, service, and loyalty to the citizens of Saginaw County.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the June 25, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Board Chairman

Thomas A. Basil, Commissioner District #12

By Commissioner Basil: That the Laudatory Resolution be adopted. Approved.

Commissioner Ruth presented on June 22.

RESOLUTION OF APPRECIATION

Presented To:

JOSEPH & MINNIE DIXON

50th Wedding Anniversary Celebration

Ephesians 5:31: "For this reason a man will leave his father and mother and be united to his wife, and the two will become one flesh."

WHEREAS, On Saturday, June 22, 2002 at the Best Western Hotel, family and friends will gather to honor and pay special tribute to Joseph and Minnie Dixon on a much deserved celebration; and,

WHEREAS, Joseph and Minnie met at Muskegon High School in 1951 and entered into holy matrimony on June 7, 1952 at the home of John and Ruby Dixon in Muskegon, MI. They are the proud parents of five children: three sons and two daughters. This blessed union also includes

eight grandchildren and two great grandchildren; and,
WHEREAS, This remarkable couple have truly been blessed by God. They have run a race with perseverance which is reflected in their spiritual insight and strength they share with others; and,
WHEREAS, Matthew 19:6 says, "So they are no longer two, but one. Therefore, what God has joined together, let no man separate." Joseph and Minnie Dixon have kept that commitment as they celebrate "50" years of marriage.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby extend congratulations to Mr. & Mrs. Dixon on their Golden Wedding Anniversary. May the Family, Church Leaders and each of you know of our respect and admiration for the positive role model they are in the community. Prayerfully, the Lord will continue to shine his blessings on them.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the June 25, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to them.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Board Chairman

Carl E. Ruth, Commissioner District #8

By Commissioner Ruth: That the Laudatory Resolution be adopted. Approved.

CLERK'S CALL OF SESSION

June 6, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of June Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, June 26, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

6-25-1 PUBLIC HEALTH --- asking to fill the vacant Program Coordinator position that is funded by a Medicaid Outreach and Advocacy state grant.

-- Human Services (6-25-3.3)

6-25-2 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 5-14-02 through 5-28-02 in the amount of \$5,508,040.14.

-- Appropriations / Budget Audit (6-25-4.2)

6-25-3 EQUALIZATION --- sending the taxable value for Saginaw County for 2002.

-- County Services

6-25-4 SAGINAW CITY --- sending the notice of hearing on Reardon Properties LLC's application for an obsolete property rehabilitation exemption certificate.

-- County Services

- 6-25-5 MICHIGAN ATTORNEY GENERAL --- sending notice that Saginaw County has been certified a disparate jurisdiction, as requested.
-- Courts and Public Safety
- 6-25-6 ANIMAL CARE CENTER --- providing information about the impact of proposed staff reductions.
-- Courts and Public Safety
- 6-25-7 CIRCUIT COURT --- asking to fill the vacant position of Law Clerk in Judge Heathscott's Court.
-- Courts and Public Safety (6-25-1.1)
- 6-25-8 COUNTY CLERK --- sending an overview of the functions and personnel in the Clerk's Office and the impact of any staff reductions.
-- County Services
- 6-25-9 PROSECUTOR --- asking the Board to consider certain information when reviewing the Prosecutor's Office 2002/03 budget.
-- Courts and Public Safety
- 6-25-10 MOSQUITO ABATEMENT --- asking approval of a budget transfer from the Restricted Fund Balance to various line items within the current 2002 operational budget.
-- Human Services (6-25-3.2)
- 6-25-11 U.S. DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT ADMINISTRATION --- explaining the EDA's relationship with the East Central Michigan Planning and Development Regional Commission.
-- County Services
- 6-25-12 SHERIFF --- asking the Board to consider certain information before cutting eight road patrol deputy positions.
-- Courts and Public Safety
- 6-25-13 REGION VII AAA --- asking approval of the proposed FY 2003 Annual Implementation Plan for Region VII AAA.
-- Human Services
- 6-25-14 SAGINAW BAY RC&D AREA --- announcing the availability of six \$500 grants, and sending the grant application form to apply for said grant funds.
-- County Services
- 6-25-15 MENTAL HEALTH AUTHORITY --- asking the Board not to implement the proposed local match reduction.
-- Human Services
- 6-25-16 VILLAGE OF ST. CHARLES --- asking approval of the resolutions annexing property from the Township of St. Charles to the Village of St. Charles.
-- County Services (6-25-2.2 / Resolution B)
- 6-25-17 SAGINAW FUTURE INC. --- asking approval of a resolution for the Saginaw Art Museum Industrial Development Revenue Bond Project.
-- County Services (6-25-2.3 / Resolutions C & D)
- 6-25-18 SAGINAW FUTURE INC. --- asking approval of a resolution for the Link Michigan Regional Telecommunications Planning Grant Study.
-- County Services (6-25-2.4 / Resolution E)
- 6-25-19 PUBLIC HEALTH --- asking to fill the position of Environmental Health Specialist.
-- Human Services (6-25-3.4)

- 6-25-20 PUBLIC HEALTH --- asking to establish a sliding fee structure for the Diabetes Program.
-- Human Services (6-25-3.1)
- 6-25-21 CONTROLLER ACCOUNTING --- asking approval of an amendment to the Specific Fund Balance Policy #221 in accordance with a recommendation from the County Auditors Rehmann Robson.
-- Appropriations / Budget Audit (6-25-4.3)
- 6-25-22 BROWNFIELD REDEVELOPMENT AUTHORITY --- asking approval of the amended Brownfield Plan for Family Video.
-- County Services (6-25-2.5 / Resolution F)
- 6-25-23 BROWNFIELD REDEVELOPMENT AUTHORITY --- requesting budgets be established for each Brownfield Plan.
-- County Services (6-25-2.6)
- 6-25-24 CONTROLLER PERSONNEL --- asking approval of the Layoff Assistance Program guidelines.
-- Appropriations / Labor Relations
- 6-25-25 PUBLIC HEALTH --- asking to accept new state funding for bioterrorism, and to allocate a new position of Communications Manager paid for with the grant.
-- Human Services (6-25-3.5)
- 6-25-26 PUBLIC HEALTH --- asking to accept a grant award from the Michigan Department of Community Health for the Bay Area Substance Abuse Coordinating Agency for FY 2001/2002.
-- Human Services (6-25-3.6)
- 6-25-27 BOARD COORDINATOR --- addressing the reductions proposed in Draft #1 of the Controller's recommended 2003 budget for the Board of Commissioners.
-- County Services
- 6-25-28 EMERGENCY MANAGEMENT --- asking approval of the Local Emergency Planning Committee's amended bylaws.
-- Courts and Public Safety
- 6-25-29 SAINT MARY'S --- sending a copy of its application to Region VII AAA for 2003 funding of the Adult Day Services program.
-- Human Services
- 6-25-30 CONTROLLER --- sending the 2002 General Information Book, and announcing its availability on the Saginaw County website.
-- Executive Committee (previously distributed)
- 6-25-31 PUBLIC HEALTH --- asking to accept 2002 Summer Governor's Discretionary Grant funds for the "One Community - Many Faiths - One Goal" project operated through the Substance Abuse Agency.
-- Human Services (6-25-3.7)
- 6-25-32 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 5-29-02 through 6-10-02 in the amount of \$9,569,599.70.
-- Appropriations / Budget Audit (6-25-4.2)
- 6-25-33 COMMUNITY ACTION COMMITTEE --- sending a copy of its application to Region VII AAA for funding to administer the 2002 / 2003 Minority Senior Outreach and Advocacy Project.
-- Human Services

- 6-25-34 DISTRICT COURT --- asking approval of a reorganization of the District Court staff including the elimination of two positions and the filling of two positions.
-- Courts and Public Safety (6-25-1.3)
- 6-25-35 BAY CITY PUBLIC SCHOOLS --- sending an informational copy of the property tax levies.
-- County Services
- 6-25-36 CONTROLLER --- asking the Board to approve a purchase agreement between Saginaw County and CSX Transportation, Inc. for a 0.14 parcel of land adjacent to the Mosquito Abatement Commission.
-- Executive Committee (6-25-4.4)
- 6-25-37 LAKESHORE LEGAL AID --- sending a copy of its 2002 /2003 application to Region VII AAA to provide Legal Services and Elder Abuse Prevention services.
-- Human Services
- 6-25-38 REGION VII AAA --- informing the Board that any county having a carryover balance has the opportunity to transfer those funds to Region VII contracts for in-homes services in that county.
-- Human Services
- 6-25-39 CONTROLLER --- sending a Financial Variance Summary covering the eight month period from October 1, 2001 to May 31, 2002.
-- Appropriations / Budget Audit
- 6-25-40 EQUALIZATION --- sending a report comparing the Equalization Department Budget with other counties of comparable size.
-- County Services
- 6-25-41 STATE OF MICHIGAN FAMILY INDEPENDENCE AGENCY --- sending the FY 2003 Medical Support Enforcement Application and Contract.
-- Courts and Public Safety
- 6-25-42 MENTAL HEALTH --- thanking commissioners for not reducing the County's local match contribution, and indicating they are committed to assisting the County to contain costs and provide improved services to residents.
-- Human Services
- 6-25-43 REGION VII AAA --- sending notice of additional 2002 grant monies for Commission on Aging, Visiting Nurse Special Services, Tri-City SER, Community Action, Lakeshore Legal Aid, and Saginaw Cooperative Hospital.
-- Human Services
- 6-25-44 SAGINAW CITY --- sending the notice of hearing on Hi-Tech Steel's application for an industrial facilities exemption certificate.
-- County Services
- 6-25-45 COMMISSION ON AGING --- asking to accept \$42,839 from Region VII AAA for the nutrition program for FY 2002.
-- Human Services (Report included in addendum)
- 6-25-46 COMMISSION ON AGING --- asking to accept grant funds from Generations United for KinNet in the amount of \$6,000 (FY 2002), and \$4,000 (FY 2003).
-- Human Services (Report included in addendum)
- 6-25-47 SERVICE EMPLOYMENT REDEVELOPMENT --- sending a copy of Tri City SER's application to Region VII AAA for FY 2002 / 2003 funds for Minority Outreach, Senior Center Staffing, and Transportation.
-- Human Services

- 6-25-48 SAGINAW COOPERATIVE HOSPITALS, INC. --- sending a summary of its application to Region VII AAA for FY 2002/03 funds for Geriatric Evaluation services in Saginaw County.
-- Human Services
- 6-25-49 PUBLIC HEALTH --- asking to fill the vacant positions of Typist Clerk I/II and Consortium Coordinator.
-- Human Services (6-25-3.12 and 6-25-3.13)
- 6-25-50 COMMISSION ON AGING --- sending the Annual Report for the Saginaw County Commission on Aging for FY 2001.
-- Human Services
- 6-25-51 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 6-11-02 through 6-24-02 in the amount of \$8,516,253.57.
-- Appropriations / Budget Audit
- 6-25-52 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
- A. Jack Jonker thanking the Board for presenting him with a resolution and for the support the board has shown to the Saginaw Choral Society.
- B. Marce Wiltse thanking the Board for helping make Jack Jonker's Conductor Farewell a special day to remember.
- C. Judge Joseph DeFrancesco thanking the Board for the resolution presented to him at his retirement reception.
- D. Tuscola County Board of Commissioners sending the Board a letter opposing a Tariff on Wireless 9-1-1 Calls.
- E. Michigan Department of Transportation sending a copy of the Public Auction Sale of Real Estate No Sealed Bids.
- F. The National Flood Insurance Program sending a copy of their Summer 2002 Watermark pamphlet.
- G. Michigan Department of Environmental Quality Environmental Assistance Division sending their June 2002 EAD Bulletin.
- H. Michigan Associates of Counties sending information about Discount Prescription Drug Programs.
- I. U.S. Department of Justice sending the following:
- Office for Victims of Crime
- National Institute of Justice Journal - Kids, Prosecutors, and domestic Violence
- Office of Juvenile Justice and Delinquency Prevention News @ a Glance
- National Criminal Justice Reference Service - Your Information Partner since 1972
-- Receive and file
- 6-25-53 CONTROLLER --- sending notice that the Legislature is considering additional cuts in State Revenue Sharing funds, and encouraging commissioners to contact our State Representatives.
-- Appropriations / Legislative

At 5:25 p.m. Chair Hare announced the third and final call of the Public Hearing being held on the Petition for Annexation of certain property owned by Maurice and June Scott from St. Charles Township to the Village of St. Charles. He called for comments three consecutive times. There were none. The hearing was closed at 5:25 p.m.

At 5:25 p.m., Chair Hare announced the third and final call of the Public Hearing being held on the Petition for Annexation of certain property owned by Joseph Jastrzebowski from St. Charles Township to the Village of St. Charles. He called for comments three consecutive times. There were none. He announced the hearing was closed at 5:25 p.m.

At 5:25 p.m., Chair Hare announced the third and final call of the Public Hearing being held on the proposed grant application to the Michigan Economic Development Corporation CDBG for funding of a Link Michigan Regional Telecommunication Planning Study. He called for comments three consecutive times. There were none. He announced the hearing was closed at 5:25 p.m.

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:26 p.m. The Board reconvened, time being 5:43 p.m.

By Commissioner Bartels, supported by Commissioner Smith that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE

V. APPROPRIATIONS MINUTES (6-25-02)

Members present: J. Graham-Chair, C. Smith-Vice Chair, R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, R. Woods, P. Wurtzel

Others: M. McGill, Controller; S. Borrello, Counsel; K. Schultz, M. Massey, S. Patrick, Board Staff

I. Welcome

II. Call to Order---Graham at 5:26 p.m.

III. Public Comments---None.

IV. Agenda - COMMITTEE REFERRALS

1. Courts and Public Safety Committee

R. Mallette, Chair; P. Wurtzel, Vice Chair

1.1) Tenth Judicial Circuit, re: filling of a vacant Law Clerk position

1.2) 70th District Court, re: elimination of a Traffic Clerk position

1.3) 70th District Court, re: elimination of two Traffic Clerk positions and filling the vacant positions of Assistant Traffic Supervisor and Jury Assignment Clerk/Cashier

---Mallette moved, supported by Foxx to approve Reports 1.1 through 1.3. There were no exceptions; motion carried. Mallette thanked Judge Clark for assisting the Board in making budget reductions.

2. County Services Committee

M. O'Hare, Chair; R. Bartels, Vice Chair

2.6) Brownfield Redevelopment Authority, re: establishing separate budgets for each Brownfield Plan

---O'Hare moved, supported by Wurtzel to approve 2.6. There were no exceptions; motion carried.

3. Human Services Committee

R. Woods, Chair; C. Smith, Vice Chair

3.2) Mosquito Abatement Commission, re: 2002 budget transfer

3.3) Health Department, re: filling vacant Program Coordinator position in Medicaid Outreach and Advocacy Program

3.4) Health Department, re: filling the position of Environmental Health Specialist

3.5) Health Department, re: bioterrorism grant and new position of Public Health Communications Manager

3.6) Health Department, re: grant award for substance abuse program

3.7) Health Department, re: Governor's Discretionary Grant

3.8) Family Independence Agency, re: supplemental funding for the Child Care Fund budget
---Woods moved, supported by Smith to approve Reports 3.2 through 3.8. There were no exceptions; motion carried.

---Reports 3.9 through 3.13 were included in the addendum packet. Counsel ruled that technically a 2/3rds majority was not required. (Board Rules 7.4 and 4.9 should be clarified to avoid confusion in the future.)

3.9) Commission on Aging, re: additional grant award from Region VII for Congregate and Home Delivered Meals

3.10) Commission on Aging, re: grant award from Generations United to provide kinship services

3.11) Commission on Aging, re: additional funding from the Michigan Family Independence Agency for the Grandparent Support Program

3.12) Health Department, re: filling of vacant Typist Clerk position in the Medicaid Outreach & Advocacy program

3.13) Health Department, re: filling of vacant Consortium Coordinator position in the Great Beginnings program

---Woods moved, supported by Smith to approve Reports 3.9 through 3.13. There were no exceptions; motion carried.

4. Appropriations

J. Graham, Chair; C. Smith, Vice Chair

Labor Relations Subcommittee

C. Smith, Chair; P. Wurtzel, Vice Chair

4.1) Agreement between Saginaw County, Public Health Department and Teamsters Local 214 representing Public Health Nurses

---Smith moved, supported by Foxx to approve 4.1. At the request of Horn, McGill gave an update on the status of all union contracts. Motion to approve 4.1 carried.

Budget Audit Subcommittee

R. Bartels, Chair; B. Blaine, Vice Chair

4.2) Claims for the period April 23 - June 10, 2002

4.3) Revisions to the Specific Fund Balance Policy #221

---Bartels moved, supported by Ruth to approve Reports 4.2 and 4.3. There were no exceptions; motion carried.

Executive Committee

T. Hare, Chair; J. Graham, Vice Chair

4.4) Purchase of property located by the Mosquito Abatement Commission and owned by CSX

---Hare moved, supported by Bartels to approve Report 4.4. He explained the matter did not go through a Standing Committee due to time constraints. A 2/3rds majority was required for adoption. The Chair asked for a show of hands. Motion carried unanimously.

V. Miscellaneous

VI. Adjournment---5:43 p.m.

Respectfully submitted,
Kaye M. Schultz, Coordinator
James M. Graham, Committee Chair

REPORTS OF REGULAR COMMITTEES

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 1.1 **JUNE 25, 2002**

Your committee has considered communication no. 6-25-7 from Chief Judge Leopold P. Borrello, Tenth Judicial Circuit of Michigan asking to fill the vacant position of Law Clerk in Judge Lynda L. Heathscott's Court.

Section #11 of the 2002 County Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In accordance County Budget Resolution A, we recommend the position be filled.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 1.2 **JUNE 25, 2002**

Your committee has considered communication no. 5-21-25 from Chief Judge Terry L. Clark, 70th District State Court informing the Board he will not fill a vacant full-time position of Traffic Clerk T08 and will reassign the duties in accordance with Section #11 of the 2002 Budget Resolution A which reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

This is an effort by the Judge to assist the County in its goal for a balanced budget. The savings is estimated at \$38,000. Further, cost savings presented by the Court are submitted in Report 1.3. It is the recommendation of your committee to concur with Judge Clark and eliminate the full-time position of Traffic Clerk T08 in the Traffic Division; further, that the proper County officials be authorized and directed to make the necessary changes to the personnel complement effective immediately.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY COMMITTEE -- 1.3

JUNE 25, 2002

Your committee has considered communication no. 6-25-34 from Chief Judge Terry L. Clark, 70th District State Court sending a request to reorganize the Court Department in accordance with Section #11 of the 2002 Budget Resolution which reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In light of the County's budget restraints, the Judge is asking to eliminate two positions of Traffic Clerk T08 and fill two vacant positions of Assistant Traffic Supervisor T11 and Jury Assignment Clerk/Cashier T09, positions vital to the Court's ability to function. The savings is estimated at \$76,000. This is in addition to the cost savings presented in Report 1.2.

It is the recommendation of your committee to concur with Judge Clark and eliminate two full-time positions of Traffic Clerk T08 and fill one vacant position of Assistant Traffic Supervisor and one vacant position of Jury Assignment Clerk/Cashier; further, that the proper County officials be authorized and directed to make the necessary changes to the personnel complement effective immediately.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.1

JUNE 25, 2002

Your committee has considered communication 5-21-31 from the Village of St. Charles submitting a petition to change the Village boundaries; and the Legal Notice announcing the Public Hearing for this day's session. (See attached)

We met with Kristine Neumann, Manager, St. Charles Village who informed us that Maurice and June Scott of St. Charles Township have requested a portion of their property that is adjacent to the Village be annexed to said Village for the purpose of obtaining water. The Village Clerk has caused a Notice of Hearing to be published for three weeks prior to this session, in accordance with State Statute. The Village is taking care of all costs associated with the annexation. St. Charles Township is in agreement with the proposed annexation. The following report 6-25-2.2 addresses an additional annexation request for property contiguous to the Scott property.

We agree with the request. Under the proper order of business the Determination and Order authorizing said annexation will be submitted.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES
Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

PETITION TO CHANGE VILLAGE BOUNDARIES

NOW COMES RAY CORNFORD, Village President, and DEANNA L. KOEHLER, Village Clerk, for the Village of St. Charles, Michigan, Saginaw County, Michigan, and hereby petition the Saginaw County Board of Commissioners, Saginaw, Michigan, as follows:

1. That your petitioners have been authorized and directed by a resolution adopted by the Village of St. Charles Council, Saginaw County, Michigan, on the 8th day of May, 2002, to petition the Saginaw County Board of Commissioners requesting that the following described parcels of land be annexed to the Village of St. Charles, Saginaw County, Michigan, to wit:

PARCEL ONE:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N. 66°09'25" E, 150.00 FEET ALONG THE NORTH SECTION LINE TO THE POINT OF BEGINNING; THENCE CONTINUE N 66°09'25" E, 150.00 FEET ALONG SAID SECTION LINE; THENCE S 03°50'21" W, 378.00 FEET; THENCE S 54°48'50" W, 188.07 FEET; THENCE N 05°37'15" E, 426.94 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING CONTAINING 1.27 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL TWO:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N 66°09'25" E, 349.59 FEET ALONG THE NORTH SECTION LINE TO THE POINT BEGINNING; THENCE CONTINUE N 66°09'25" E, 232.56 FEET ALONG SAID SECTION LINE; THENCE S 01°17'35" E, 274.81 FEET; THENCE S 80°59'19" W, 197.79 FEET; THENCE N 06°21'08" W, 213.02 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING, CONTAINING 1.16 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL THREE:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N 66°09'25" E, 300.00 FEET ALONG THE NORTH SECTION LINE; THENCE CONTINUE N 66°09'25" E, 49.59 FEET ALONG SAID SECTION LINE; THENCE S 06°21'08" E, 213.02 FEET; THENCE N 80°59'19" E, 197.79 FEET; THENCE S 01°17'35" E, 280.79 FEET; THENCE S 82°13'53" W, 118.48 FEET; THENCE N 65°47'22" W, 195.74 FEET; THENCE N 03°50'21" E, 378.00 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING, CONTAINING 1.94 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL FOUR:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION THENCE N 66°09'25" E, 582.15 FEET ALONG THE NORTH SECTION LINE; THENCE S 01°17'35" E, 555.60 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S. 01°17'35" E, 712.65 FEET; THENCE S. 88°13'10" W, 30.17 FEET; THENCE N 00°46'40" W, 499.22 FEET; THENCE N 05°33'31" E, 215.24 FEET TO THE POINT OF BEGINNING, CONTAINING 0.38 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

A copy of said resolution is attached hereto and made a part hereof by reference.

2. That the owners of the aforementioned parcels of land are desirous of obtaining police protection, and water services from the Village of St. Charles, and that such services would not only benefit the landowners and future residents thereof, but also the residents of the Village of St. Charles.

3. That such a change of the Village of St. Charles boundaries would generally promote the health, safety, and welfare of said Village of St. Charles and surrounding communities.

4. That your petitioners have complied with all of requirements for the change of Village boundaries as set forth in Section 74.6, Compiled Laws of Michigan, 1948, as amended, being Michigan Statutes Annotated, Section 5.1470, as amended.

THEREFORE, your petitioners pray that you Honorable body set a date for the hearing of the Petition in accordance with Section 74.6, Compiled Laws of Michigan, 1948, as amended, being Michigan Statutes Annotated, Section 5.1470, as amended.

IN WITNESS WHEREOF, we have hereunto affixed our signatures on the 8th day of May, 2002.

VILLAGE OF ST. CHARLES

By: Ray Cornford, Village President

By: Deanna L. Koehler, Village Clerk

LEGAL NOTICE

NOTICE OF PUBLIC HEARING OF PROPOSED CHANGE IN BOUNDARIES
VILLAGE OF ST. CHARLES, SAGINAW COUNTY, MICHIGAN

PLEASE TAKE NOTICE that a Petition has been filed with the Board of Commissioners of the County of Saginaw, Michigan, by the Village Council of the Village of St. Charles, Saginaw County, Michigan, pursuant to a resolution adopted by said Council at a meeting held of May 8, 2002, and under the provisions of MSA 5.1470, requesting that the boundaries of said Village be changed by taking into said Village the lands and premises legally described below:

PARCEL ONE:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N. 66°09'25" E, 150.00 FEET ALONG THE NORTH SECTION LINE TO THE POINT OF BEGINNING; THENCE CONTINUE N 66°09'25" E, 150.00 FEET ALONG SAID SECTION LINE; THENCE S 03°50'21" W, 378.00 FEET; THENCE S 54°48'50" W, 188.07 FEET; THENCE N 05°37'15" E, 426.94 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING CONTAINING 1.27 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL TWO:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP,

SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N 66°09'25" E, 349.59 FEET ALONG THE NORTH SECTION LINE TO THE POINT BEGINNING; THENCE CONTINUE N 66°09'25" E, 232.56 FEET ALONG SAID SECTION LINE; THENCE S 01°17'35" E, 274.81 FEET; THENCE S 80°59'19" W, 197.79 FEET; THENCE N 06°21'08" W, 213.02 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING, CONTAINING 1.16 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL THREE:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N 66°09'25" E, 300.00 FEET ALONG THE NORTH SECTION LINE; THENCE CONTINUE N 66°09'25" E, 49.59 FEET ALONG SAID SECTION LINE; THENCE S 06°21'08" E, 213.02 FEET; THENCE N 80°59'19" E, 197.79 FEET; THENCE S 01°17'35" E, 280.79 FEET; THENCE S 82°13'53" W, 118.48 FEET; THENCE N 65°47'22" W, 195.74 FEET; THENCE N 03°50'21" E, 378.00 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING, CONTAINING 1.94 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL FOUR:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION THENCE N 66°09'25" E, 582.15 FEET ALONG THE NORTH SECTION LINE; THENCE S 01°17'35" E, 555.60 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S. 01°17'35" E, 712.65 FEET; THENCE S. 88°13'10" W, 30.17 FEET; THENCE N 00°46'40" W, 499.22 FEET; THENCE N 05°33'31" E, 215.24 FEET TO THE POINT OF BEGINNING, CONTAINING 0.38 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

TAKE FURTHER NOTICE that the Board of County Commissioners of Saginaw County, Michigan will conduct a public hearing on Tuesday, June 25, 2002 at 5:00 p.m. at the Saginaw County Courthouse, Board of Commissioners' Room 200, Second Floor, 111 South Michigan Avenue, Saginaw, Michigan 48602, at which time and place said Petition will be presented to the Board of Commissioners for consideration.

TAKE FURTHER NOTICE that the time of the presentation of the Petition, all parties interested may appear before said Board of Commissioners and be heard concerning the proposed boundaries of the Village of St. Charles and whether the prayer contained in said Petition or any part thereof shall be granted by said Board of Commissioners.

TAKE FURTHER NOTICE that said Petition and the resolution of the Village Council of the Village of St. Charles on May 8, 2002, are on file at the County Clerk's Office, Saginaw County Courthouse, Saginaw, Michigan, and are available for inspection during regular business hours.

DATED: June 7, 2002.

Public Notice to be published three (3) consecutive weeks beginning June 9, 2002. (Papers dated June 9, June 16, and June 23.)

Send bill to: Village of St. Charles, 110 W. Spruce Street, St. Charles, Michigan 48655

Please provide notarized proof of publication for each week and bill to:
Village of St. Charles, 110 W. Spruce Street, St. Charles, Michigan 48655
Any questions, please call 865-8287 and ask for Kris.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.2

JUNE 25, 2002

Your committee has considered communication 6-25-16 from the Village of St. Charles submitting a petition to change the Village boundaries; and the Legal Notice announcing the Public Hearing for today's session. (See attached)

We met with Kristine Neumann, Manager, St. Charles Village who informed us that subsequent to the Scott's request to have property annexed to the Village, the Scott's adjacent neighbor, Joseph Jastrzewski asked to have his property annexed for the purpose of obtaining Village water. The Village Council approved his request at their June 5, 2002 meeting. St. Charles Township is also in agreement with this proposed annexation. Report 6-25-2.1 addresses annexation of the Scott property.

The Village Clerk has caused a Notice of Hearing to be published for three weeks prior to this session in accordance with State Statute. The Village is taking care of all costs associated with the annexation.

We agree with the request. Under the proper order of business the Determination and Order authorizing same will be submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

PETITION TO CHANGE VILLAGE BOUNDARIES

NOW COMES RAY CORNFORD, Village President, and DEANNA L. KOEHLER, Village Clerk, for the Village of St. Charles, Michigan, Saginaw County, Michigan, and hereby petition the Saginaw County Board of Commissioners, Saginaw, Michigan, as follows:

1. That your petitioners have been authorized and directed by a resolution adopted by the Village of St. Charles Council, Saginaw County, Michigan, on the 5th day of June, 2002, to petition the Saginaw County Board of Commissioners requesting that the following described parcel of land be annexed to the Village of St. Charles, Saginaw County, Michigan, to wit:

Insert description

2. That the owners of the aforementioned parcel of land are desirous of obtaining police protection, and water services from the Village of St. Charles, and that such services would not only benefit the landowners and future residents thereof, but also the residents of the Village of St. Charles.

- 3. That such a change of the Village of St. Charles boundaries would generally promote the health, safety, and welfare of said Village of St. Charles and surrounding communities.
- 4. That your petitioners have complied with all of requirements for the change of Village boundaries as set forth in Section 74.6, Compiled Laws of Michigan, 1948, as amended, being Michigan Statutes Annotated, Section 5.1470, as amended.

THEREFORE, your petitioners pray that you Honorable body set a date for the hearing of the Petition in accordance with Section 74.6, Compiled Laws of Michigan, 1948, as amended, being Michigan Statutes Annotated, Section 5.1470, as amended.

IN WITNESS WHEREOF, we have hereunto affixed our signatures on the 5th day of June, 2002.

VILLAGE OF ST. CHARLES

By: Ray Cornford, Village President

By: Deanna L. Koehler, Village Clerk

LEGAL NOTICE

NOTICE OF PUBLIC HEARING OF PROPOSED CHANGE IN BOUNDARIES

VILLAGE OF ST. CHARLES, SAGINAW COUNTY, MICHIGAN

PLEASE TAKE NOTICE that a Petition has been filed with the Board of Commissioners of the County of Saginaw, Michigan, by the Village Council of the Village of St. Charles, Saginaw County, Michigan, pursuant to a resolution adopted by said Council at a meeting held of May 8, 2002, and under the provisions of MSA 5.1470, requesting that the boundaries of said Village be changed by taking into said Village the lands and premises legally described below:

Insert description

TAKE FURTHER NOTICE that the Board of County Commissioners of Saginaw County, Michigan will conduct a public hearing on Tuesday, June 25, 2002 at 5:00 p.m. at the Saginaw County Courthouse, Board of Commissioners' Room 200, Second Floor, 111 South Michigan Avenue, Saginaw, Michigan 48602, at which time and place said Petition will be presented to the Board of Commissioners for consideration.

TAKE FURTHER NOTICE that the time of the presentation of the Petition, all parties interested may appear before said Board of Commissioners and be heard concerning the proposed boundaries of the Village of St. Charles and whether the prayer contained in said Petition or any part thereof shall be granted by said Board of Commissioners.

TAKE FURTHER NOTICE that said Petition and the resolution of the Village Council of the Village of St. Charles on June 5, 2002, are on file at the County Clerk's Office, Saginaw County Courthouse, Saginaw, Michigan, and are available for inspection during regular business hours.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.3

JUNE 25, 2002

Your committee has considered communication 6-25-17 from JoAnn Crary, President, Saginaw Future, Inc. asking approval of the Saginaw Art Museum Industrial Development Revenue Bond

Project through Saginaw County's Economic Development Corporation (EDC) along with the appropriate resolutions. (See attached for project overview)

We met with Ms. Crary who informed us the County EDC was established by the Board of Commissioners in 1979 under P.A. 338 of 1974. The purpose of the EDC is to alleviate and help prevent conditions of unemployment, to assist and retain local business and to strengthen and revitalize the economy of Saginaw County. It is the EDC's role to issue industrial development revenue bonds for fixed asset investment.

The EDC acts as a vehicle to issue the bonds. It is up to the applicant to find a buyer for the bonds; and it is the buyer's responsibility to analyze and determine a company's financial strength. Saginaw County is in no way responsible or liable for bond repayment.

At this point the resolution merely gets the process started to accomplish the following:

- 1) Induce the Project;
- 2) Designate the Project Area and establish the Project District Area;
- 3) Ask the County Board Chair to appoint two additional directors from the Project Area to the Economic Development Corporation;
- 4) Establish a Public Hearing. (August 13, 2002)

We agree with the request. Under the proper order of business, the appropriate resolutions will be submitted to accomplish same.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

SAGINAW ART MUSEUM

The Saginaw Art Museum is undertaking a \$5.1 million project, which includes:

- Constructing 2 new buildings (one 9,000 sq. ft. and one 7,000 sq.ft.)
- Renovating a portion of the original building including the basement (to accommodate the public/handicapped accessible) and 1st floor – restoring the solarium and adding a library where the old kitchen had been.

To date, \$3.489 million has been raised along with an additional \$2.0m endowment, which will be used for operations. The funds pledged to date along with future revenues will be used for bond repayments.

The City of Saginaw has approved the site plan and issued a building permit. The plan has also been approved by the Riverfront Development Commission and the City has filled in and vacated the West Remington slip lane.

The Art Museum is also adding 50 parking spaces for a total of 96. The City approved a variance for parking as 102 were required for the square footage being added.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.4

JUNE 25, 2002

Your committee has considered communication 6-25-18 from Steve Jonas, Saginaw Future, Inc. asking Saginaw County to authorize a grant application to the Michigan Economic Development Corporation's Community Development Block Grant program for a Link Michigan Regional Telecommunication Planning Study.

We met with Mr. Jonas who informed us that the grant in the amount of \$192,500 provides planning assistance to enable communities to develop local strategies for improving telecommunications services. No county funds would be used on this project. Saginaw Future, Inc. would administer the

grant. A public hearing will be held at this day's session to hear citizen comments. A summary of the project and budget is attached along with additional information about Link Michigan.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted to the Board.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

LINK MICHIGAN GRANT PROJECT SUMMARY

Introduction & Background - The Counties of Saginaw, Bay and Midland have teamed together as a single applicant to submit a Regional Telecommunications Planning Grant application to the Michigan Economic Development Corporation (MEDC). Regional Telecommunications Planning Grants are one of the outcomes of the State's Link Michigan Initiative. The grants were made available to provide planning assistance to enable communities to develop local strategies for improving telecommunication services.

The MEDC encouraged multi-county applicants and, as such, a taskforce was formed to work on the project. The taskforce consisted of Steve Jonas, Executive Vice President for Saginaw Future, Jenee Velasquez, Director of the Midland Economic Development Council and Laura Ogar, Community and Economic Development Manager for Bay County.

It was agreed upon that Saginaw Future Inc. would spearhead the project on behalf of the three counties. The taskforce was responsible for putting together the application and securing local match funds necessary for the grant. The taskforce met several times over the course of several weeks to develop the scope of services to be covered under the grant and to gain community wide support and commitment for the project.

Project Outline - The primary objective of Regional Telecommunication planning grants is, "to help communities develop strategies for improving and expanding Michigan's telecommunications infrastructure so that high speed Internet access and other advanced telecommunication services are available to all communities throughout the State, including government, business, education, health care, families and individuals."

The study will:

- Assess and document the current state of advanced telecommunication infrastructure and services available in the Tri-County region.
- Assess stakeholder needs, stakeholders being government, business, education, healthcare and residents.
- Recommend "last mile" solutions to needs not being met i.e. recommend solutions for connection to services by users.
- Recommend aggregate demand opportunities thereby encouraging investment by a service provider in a location where otherwise they may not.

Project Budget - The MEDC has authorized a grant application not to exceed \$192,500. The local match requirement for the grant is \$62,500. The taskforce has secured regional commitments totaling \$24,000 from SVSU, Delta College, Davenport University, CMS Energy and the Saginaw-Midland-Bay Workforce Development Board. The remaining \$38,500 has been secured by the taskforce from public and private sources within their respective counties.

Attachment

Attachment

FROM: COMMITTEE ON COUNTY SERVICES -- 2.5

JUNE 25, 2002

Your committee has considered communication 6-25-22 from Cynthia Winland, Brownfield Administrator asking approval of the amended Brownfield Redevelopment Plan for Family Video in Thomas Township.

We met with Ms. Winland who informed us the purpose of amending the Plan is to:

- Accurately reflect the taxable value of the property during the life of the Plan. It was incorrectly stated in the original Plan.
- Lengthen the Plan by five years to allow for additional tax capture to fund the Brownfield Revolving Loan Fund (RLF). Extending the term of collection from 2007 to 2012 will fund the RLF with \$19,298 at the end of the Plan using the current year's tax figures to estimate the revenue; and
- Recoup \$1,275 in administrative fees for the project, beginning with tax year 2002 and extending through 2005. The Brownfield Redevelopment Financing Act was recently amended to allow for collection of administrative fees.

Thomas Township has indicated its willingness to forgo tax revenues for this parcel for the additional five year period.

We agree with the request. Under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES -- 2.6

JUNE 25, 2002

Your committee has considered communication 6-25-23 from Cynthia Winland, Administrator, Brownfield Redevelopment Authority asking that separate budgets be established for each Brownfield project.

(See attached)

We met with Ms. Winland who informed us that several of Saginaw County's Brownfield Plans have begun to generate tax revenues from captured taxes. There are also expenses that are eligible for reimbursement under the Plans, as well as costs that are not reimbursable at this time. As a result, the Controller's Office has requested that budgets be established for each Plan to show these revenues and expenses. Budgets were not set up previously because there was no revenue to fund them.

Except for the most recently adopted or amended Brownfield Plans, there were no revenues to pay for administrative costs. In these instances, the County agreed to fund the costs to administer the Plans until such time as revenues could be collected and reimbursed. The Brownfield Redevelopment Financing Act was recently amended to allow for collection of administrative fees.

It is the recommendation of your committee to establish separate budgets for each Brownfield project, as requested by the Brownfield Redevelopment Authority; and further that the proper County officials be authorized and directed to establish same.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Carl E. Ruth

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

FROM: COMMITTEE ON HUMAN SERVICES -- 3.1

June 25, 2002

Your committee has considered communication no. 6-25-20 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to establish a sliding fee structure for the Diabetes Program using the Department of Health and Human Services 2002 Federal Poverty Guidelines. The fee structure will enable the Health Department to provide local supplemental funding necessary to continue the Program. (see attachment)

It is our recommendation that the Health Department be authorized to establish a sliding fee structure for the Diabetes Program; further, that the proper County officials be directed to implement same.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Todd M. Hare

Connie D. Smith, Vice-Chair

Robert D. Blaine

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON HUMAN SERVICES -- 3.2

June 25, 2002

Your committee has considered communication no. 6-25-10 from William Lechel, Director, Saginaw County Mosquito Abatement Commission asking to transfer \$85,000.00 from the Restricted Fund balance account to various line items within their current 2002 operational budget. This transfer will not affect the balance of funds in the Mosquito Abatement Reserve for Advance Tax Collection account. No General Fund money is involved.

The transfers are as follows:

Asbestos removal from 211 Congress	\$ 30,000.00
Purchase of a third replacement vehicle	\$ 14,200.00
Travel to D.C. for Legislative meetings	2,500.00
Property purchase, clearing of land and new property boundary fencing	15,000.00
35% increase in Insurance costs	<u>23,300.00</u>
Totaling	\$ 85,000.00

It is the recommendation of your committee to approve the transfer of \$85,000.00 from the Mosquito Abatement Commission Restricted Fund balance account to the 2002 Operational Budget line items listed above; further, that the proper County Officials be authorized and directed to make the necessary budgetary adjustments.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.3

June 25, 2002

Your committee has considered communication 6-25-1 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill the vacant Program Coordinator position in the Medicaid Outreach and Advocacy program.

The position is 100% funded by a state grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be filled.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.4

June 25, 2002

Your committee has considered communication 6-25-19 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill the vacant Environmental Health Specialist position.

The position is 100% funded by a state grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be filled.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.5 June 25, 2002

Your committee has considered communication no. 6-25-25 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to accept new state funding in the amount of \$90,551 for bioterrorism, and to allocate a new position of Public Health Communications Manager paid for with the funds.

The grant is additional revenue for FY 2001/2002 and will be used for the following:

Incurring Cost and Planning	\$47,551
Manager	30,000
Information Technology Supplies	<u>13,000</u>
Totaling	\$90,551

It is the recommendation of your committee that the Saginaw County Department of Public Health be authorized to accept the grant funds from the Michigan Department of Community Health, and that the position of Public Health Communications Manager be established and referred to Hay Management for factoring. We further recommend that the proper County Officials be authorized and directed to sign the necessary documents subject to review by the Controller as to substance and Counsel as to legal form, and to amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES
Robert M. Woods, Chair
Thomas A. Basil
Todd M. Hare

Connie D. Smith, Vice-Chair
Robert D. Blaine

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Connie D. Smith, Vice Chair

FROM: COMMITTEE ON HUMAN SERVICES -- 3.6

June 25, 2002

Your committee has considered communication no. 6-25-26 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to accept a \$88,000 award from the Michigan Department of Community Health for the Bay Area Substance Abuse Coordinating Agency. The funds will be used to support enhanced or increased availability of residential care for adolescents for FY 2001/02. No County match is required.

It is the recommendation of your committee that the Health Department be authorized to accept \$88,000 from the Michigan Department of Community Health; further that the proper County officials be authorized and directed to execute the necessary documents on behalf of the County subject to approval by the Controller as to substance and Counsel as to legal form, and amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES
Robert M. Woods, Chair
Thomas A. Basil
Todd M. Hare

Connie D. Smith, Vice-Chair
Robert D. Blaine

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Connie D. Smith, Vice Chair

FROM: COMMITTEE ON HUMAN SERVICES -- 3.7 June 25, 2002

Your committee has considered communication no. 6-25-31 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to accept a \$44,000 Governor's Discretionary Grant to support substance abuse prevention throughout Saginaw County from mid-June until the end of September 2002.

Four churches will receive funding for their One Community - Many Faiths - One Goal project. All will address life skills (motivation speakers, self-esteem), spirituality, substance abuse prevention, community-neighborhood services, family communication (parent/youth training), elderly mentoring, education field trips, and conclude with a Show Your Accomplishments celebration.

It is the recommendation of your committee that the Health Department be authorized to accept the \$44,000 Summer Governor's Discretionary Grant; further that the proper County officials be authorized and directed to execute the necessary documents subject to review by the Controller as to substance and Counsel as to legal form, and amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil
Todd M. Hare

Connie D. Smith, Vice-Chair
Robert D. Blaine

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.8

June 25, 2002

Your committee has considered communication no. 5-21-30 from Longino Gonzales, Director, Family Independence Agency requesting a supplemental allocation of \$131,632 for the FIA's County Child Care Fund budget for 2002. The proposal includes the closing of Child Haven; children will be placed directly in foster homes. The Director's letter is attached to provide the Board with the detail distributed to the committee.

We recommend the following:

- 1) The transfer of \$131,632 from the General Fund Budget Stabilization Account to the Family Independence Agency Child Care Welfare Fund. Fifty percent of the \$131,632 shall be reimbursed by the State of Michigan causing a net use of funds of \$65,816.
- 2) The closing of Child Haven on or before August 1, 2002 and upon closure of the facility the listing of the property through a realtor with the net proceeds being deposited into the General Fund.
- 3) The signing of the necessary documents by the proper County Officials subject to review by the Controller as to substance and Counsel as to legal form, and amending of the budget.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

Attachment

Attachment

FROM: COMMITTEE ON HUMAN SERVICES -- 3.9

June 25, 2002

Your committee has considered communication no. 6-25-45 from Karen Courneya, Director, Commission on Aging asking to accept an additional \$42,839 from Region VII for Congregate and Home Delivered Meals for the period October 1, 2001 - September 30, 2002.

This amount brings the total grant award to \$533,025. Of this amount, \$206,787 will be used for the Congregate Nutrition Program and \$326,238 for the Home Delivered Meals Program. To cover the 10% local match, either cash or acceptable in-kind, or a combination thereof may be used. No County General Fund money is required.

It is the recommendation of your committee that the Saginaw County Commission on Aging be authorized to accept the \$42,839 grant from Region VII for Congregate and Home Delivered Meals for FY 2002; further, that the proper County officials be authorized to amend the 2002 CoA Budget and to sign the necessary documents on behalf of the County, subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Todd M. Hare

Connie D. Smith, Vice-Chair

Robert D. Blaine

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved .

FROM: COMMITTEE ON HUMAN SERVICES -- 3.10

June 25, 2002

Your committee has considered communication no. 6-25-46 from Karen Courneya, Director, Saginaw County Commission on Aging asking to accept a grant from Generations United, a non-profit organization, in the amount of \$6,000 for Fiscal Year 2002 and \$4,000 for Fiscal Year 2003. This grant will provide additional support services for grandparents or persons who are raising relatives.

It is the recommendation of your committee that the Saginaw County Commission on Aging be authorized to accept the grant award from Generations United; further, that the proper County officials be authorized to amend the 2002 CoA Budget and to sign the necessary documents on behalf of the County, subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Todd M. Hare

Connie D. Smith, Vice-Chair

Robert D. Blaine

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.11

June 25, 2002

Your committee has considered communication no. 6-25-46 from Karen Courneya, Director, Saginaw County Commission on Aging asking to accept additional funding from Michigan Family Independence Agency in the amount of \$18,758 for the Grandparent Support Program.

This funding will provide a summer retreat/educational weekend for Saginaw County residents who are raising their relatives. The retreat will include educational speakers, learning experiences and adult and children groups. The attendance will be limited to 100 people and will include entire families. No County General fund money is required.

It is the recommendation of your committee that the Saginaw County Commission on Aging be authorized to accept the grant award from Michigan Family Independence Agency; further, that the proper County officials be authorized to amend the 2002 CoA Budget and to sign the necessary documents on behalf of the County, subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.12

June 25, 2002

Your committee has considered communication no. 6-25-49 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill the vacant position of Typist-Clerk I/II (T-05/T07).

The position is 100% funded by a state Medicaid Outreach and Advocacy grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In accordance with Sect. 11 of the 2002 Budget Resolution, we recommend the position be filled.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.13

June 25, 2002

Your committee has considered communication no. 6-25-49 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill the vacant Consortium Coordinator (P-03) position.

The position is 100% funded by a state Great Beginnings grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

"BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization."

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be filled.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES
Robert M. Woods, Chair
Thomas A. Basil
Todd M. Hare

Connie D. Smith, Vice-Chair
Robert D. Blaine

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 3.14

June 25, 2002

A Special Meeting of your committee was held yesterday to consider a proposal made by the Church of the Latter Day Saints (LDS) to address the reduction or loss in the flow of well water suffered by residents in portions of western Saginaw County.

LDS has proposed the following resolution to aid residents. The survey of wells surrounding the two major farming operations in western Saginaw County, referenced in items 1 and 2 below, was conducted by the County. Copies of the survey are available in the Board Office.

1. LDS will pay up to \$3,500 for the replacement of private dwelling wells within a one-half mile radius of any wells operated by LDS for people who have responded to the survey and reported loss of water.
2. LDS will pay up to \$2,500 for the replacement of private dwelling wells within a one mile radius of any wells operated by LDS for people who have responded to the survey and reported loss of water.
3. Residents, as a condition of receiving this offer, must sign a release waiving any present and future liability against the County of Saginaw and LDS relative to well replacement.
4. The County of Saginaw would release LDS from any future liability relating to well issues.

We concur with Counsel that this offer of well compensation is equitable and would move the County of Saginaw into a position of being able to resolve some of the problems caused by wells that are antiquated or inadequate. The proposal also provides, at no cost to the County, a method to assist individuals with well problems during the upcoming irrigation season.

We recommend that County Legal Counsel be authorized and directed to negotiate and finalize a

settlement with the Office of the Presiding Bishop regarding the well issues in western Saginaw County; further, that the proper County officials be authorized and directed to sign the necessary documents on behalf of the County subject to review by the County Controller/CAO as to substance and County Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved unanimously with a show of hands.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1

JUNE 25, 2002

Your Labor Relations Subcommittee herewith submits the agreement between the County of Saginaw, Saginaw County Department of Public Health, and Teamsters Local 214 representing Public Health Nurses. The contract covers a four year period beginning October 1, 2001 to September 30, 2005. A summary of the main provisions is set forth below:

Economic Benefits

1. Wages: 10/1/2001: 3%; 10/1/2002: 3%; 10/1/2003: 3%; 10/1/2004: 3%.
2. Part-time nurses will be paid at 100% of the hourly rate of their applicable salary step instead of at 120% and will accrue PTO, bereavement leave, and holiday pay at one-half the rate provided full-time nurses.
3. Holiday/PTO Accrual: Good Friday afternoon was added as a holiday; PTO accrual was reduced by eight (8) hours at each interval.
4. PTO Payout: Upon termination, an employee may cash in up to a maximum of 600 hours (down from 1,200 hours) PTO time at 50% value or 300 hours.
5. PTO Accumulation: PTO accumulation will remain capped at 1,200 hours.
6. Retiree Health Purchase of Benefits: Retirees hired after the effective date of the contract will not be able to purchase insurance for non-covered eligible dependents.
7. Retiree Health Co-pay: Effective September 30, 2004, retiree health co-pays will increase by 5 percent at all levels to a minimum employee payment of 10% with 20 years of service.
8. Health Offset: Offset will increase from \$75 to \$150 for current employees and prospective retirees who elect not to take health care benefits in retirement.
9. Health Insurance Co-pay: Insurance co-pays are raised to 10% for PPO2, 20% for PPO1, and PPO3 0% co-pay.
10. Early Out Retirement: If an early out window is offered to any other group, it will be offered to members of this bargaining unit.

Non-Economic Benefits

1. Discipline or Discharge: Discharge may be immediate for threat of violence whether or not the result is serious bodily harm.
2. Uniform Allowance: Time worked during probationary period will count toward the uniform allowance.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Smith: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2

JUNE 25, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (05-21-22, 06-25-02, 06-25-32)

Accordingly, we recommend the attached voucher payment transmittal(s) be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period April 23 - June 10, 2002.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3

JUNE 25, 2002

Your Budget Audit Subcommittee considered communication no. 6-25-21 from Nathan C. Baldermann, Financial Services Director, submitting proposed amendments to Saginaw County Policy #221 - Specific Fund Balance Policy.

In the February 2 Management Letter on Internal Control submitted by County Auditors Rehmann Robson, it is recommended that the County include a provision to address the County Event Center operating fund. Revised Section 6.2.2 is listed below; additions are in bold.

#221 - Specific Fund Balance Policy, Section 6.2.2.

Those funds receiving dedicated millage to finance operations, currently Parks and Recreation, Mosquito Control, Castle Museum, Aging Services, **County Event Center** and Law Enforcement, shall retain a Reserve for Advance Tax Collections (RATC). The amount of this RATC shall be determined based on the nature of the service performed. The RATC will be set at 25% (twenty-five percent) of the upcoming year's budgeted tax collections for the funds which operate on an annually consistent spending cycle, e.g., Castle Museum, Aging Services, **County Event Center** and Law Enforcement.

It is the recommendation of your committee to approve changes to Policy #221, Section 6.2.2 - Specific Fund Balance Policy; further, that the Board Coordinator distribute a copy to all Elected Officials, Department Heads and Agencies of the County in accordance with County Policy.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.4

JUNE 25, 2002

Your Executive Committee considered communication no. 6-25-36 from Marc A. McGill, Controller/CAO asking the Board of Commissioners to approve a Purchase Agreement between Saginaw County and CSX Transportation, Inc. to acquire property from CSX adjacent to land owned by the County and used for mosquito control purposes.

The acquisition of a 0.14 parcel of real property will benefit the Mosquito Control Commission's activities primarily for staging and storage. The transaction cost is \$5,000 and will be paid for with Mosquito Abatement Commission funds.

We recommend:

- 1) Approval of the purchase agreement
- 2) Purchase of title insurance
- 3) Acquisition of a property survey
- 4) Payment of the transfer cost of the property

Further, that the proper County Officials be authorized and directed to amend the budget and sign the necessary documents on behalf of the County subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

COMMITTEE COMPENSATION -- 5.1

JUNE 25, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board

Board of Commissioners**June 25, 2002**

are entitled for attendance at Committee Meetings held May 12-25, 2002.

Saginaw Area Storm Water Authority---3-13-02*

M. O'Hare, 50 miles	68.25
MAC Human Services Committee in Lansing---5-13-02	
J. Graham, 160 miles	108.40
Human Services Committee---5-13-02	
R. Woods, 7 miles	52.56
C. Smith, 3 miles	51.10
B. Blaine, 26 miles	59.49
T. Hare, 2 miles	50.73
Labor Relations Factoring Committee---5-13-02	
P. Wurtzel, 13 miles	54.75
Mental Health Board---5-13-02	
R. Woods, 0 miles	10.00
Community Corrections Advisory Board---5-14-02	
R. Mallette, 10 miles	53.65
Solid Waste Planning Committee---5-14-02	
M. O'Hare, 0 miles	10.00
Labor Relations Subcommittee---5-14-02	
C. Smith, 3 miles	51.10
P. Wurtzel, 13 miles	54.75
E. Foxx, 8 miles	52.92
M. O'Hare, 50 miles	68.25
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Saginaw Area Storm Water Authority---5-15-02	
M. O'Hare, 50 miles	68.25
Mental Health Recipient Board---5-15-02	
R. Woods, 7 miles	12.56
Bridge Center for Racial Harmony---5-16-02	
C. Smith, 3 miles	51.10
Community Action Committee---5-16-02	
E. Foxx, 8 miles	27.92
Commission on Aging Board Liaison---5-16-02	
M. O'Hare, 50 miles	68.25
Mosquito Abatement Commission---5-16-02	
M. O'Hare, 0 miles	
Courts & Public Safety Committee---5-16-02	
R. Mallette, 10 miles	53.65
P. Wurtzel, 13 miles	54.75
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Human Services Collaborative Body---5-17-02	
C. Smith, 3 miles	26.10
Michigan Works Consortium in Midland---5-17-02	
B. Blaine, 70 miles	75.55

Board of Commissioners**June 25, 2002**

J. Collison, 50 miles	68.25
E. Foxx, 50 miles	68.25
C. Ruth, 50 miles	68.25
C. Smith, 50 miles	68.25
P. Wurtzel, 50 miles	68.25
Parks & Recreation Commission---5-20-02	
R. Mallette, 10 miles	3.65
Board Session---5-21-02 (all present)	
Planning Commission---5-21-02	
T. Basil, 0 miles	
Mental Health Executive---5-22-02	
R. Woods, 7 miles	12.56
Respectfully submitted, Kaye Schultz, Board Coordinator	
*Not previously reported	
COMMITTEE COMPENSATION -- 5.2	JUNE 25, 2002
I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held May 26 - June 8, 2002.	
HealthSource Board---5-6-02*	
R. Bartels, 3 miles	1.10
J. Graham, 21 miles	7.67
C. Smith, 3 miles	1.10
HealthSource Personnel---5-15-02*	
J. Graham, 21 miles	7.67
City County School Liaison at Courthouse---5-23-02*	
M. O'Hare, 50 miles	68.25
R. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
HealthSource Finance---5-28-02	
R. Bartels, 3 miles	1.10
Human Services Collaborative Body Finance---5-29-02	
C. Smith, 3 miles	51.10
Courts & Public Safety Committee---5-29-02	
R. Mallette, 10 miles	53.65
P. Wurtzel, 13 miles	54.75
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
911 Board Budget Meeting---5-29-02	
R. Mallette, 10 miles	28.65
Saginaw Bay Area RC&D in Sanford---5-30-02	
M. O'Hare, 120 miles	93.80
Human Services Collaborative Body Planning---5-31-02	
C. Smith, 3 miles	51.10
MAC Environmental in Lansing---5-31-02	
M. O'Hare, 110 miles	90.15
Mental Health Board---6-3-02	

R. Woods, 7 miles	12.56
Airport Committee at Browne Airport---6-5-02	
R. Woods, 6 miles	2.19
K. Horn, 20 miles	7.30
Board of Health---6-5-02	
E. Foxx, 8 miles	12.92
Local Emergency Planning Committee---6-6-02	
R. Mallette, 10 miles	13.65
Parks & Recreation at Haithco---6-6-02	
R. Mallette, 10 miles	3.65
Mosquito Abatement Commission---6-6-02	
M. O'Hare, 50 miles	18.25
Saginaw Future Board---6-7-02	
T. Hare, 2 miles	50.73

Respectfully submitted,
 Kaye Schultz, Board Coordinator
 *Not previously reported

By Commissioner Horn: That Committee Compensation Report(s) 5.1 and 5.2 be received, not read, and the recommendations contained therein adopted. Approved.

RESOLUTIONS

RESOLUTION A

JUNE 25, 2002

**BOARD OF COMMISSIONERS OF THE COUNTY OF SAGINAW
 STATE OF MICHIGAN**

**IN THE MATTER OF THE PETITION OF THE VILLAGE COUNCIL OF THE VILLAGE OF
 ST. CHARLES, SAGINAW COUNTY MICHIGAN, FOR THE TAKING IN THE
 VILLAGE CERTAIN LANDS AND PREMISES
 DETERMINATION AND ORDER**

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 25th day of June, 2002, at 5:00 o'clock, p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Blaine.

It appearing that a Petition has been filed with the Board of Commissioners of Saginaw County, Michigan, by the Village Council of the Village of St. Charles, Saginaw County, Michigan, praying that the boundaries of the Village be changed by the taking into the Village lands and premises legally described on the attached Exhibit A, and incorporated herein by reference.

It further appearing that a public hearing, in accordance with the requirements of MSA 6.1570, was held on the Petition on Tuesday, June 25, 2002, at which time all parties interested were heard concerning the proposed boundaries of the Village and that proof of publication of a notice of the hearing has been filed with the Saginaw County Clerk to the effect that the Notice was published for three consecutive weeks in the Tri-County Citizen, a weekly newspaper, printed, published and circulated within Saginaw County and within the Village of St. Charles,

EXHIBIT A
LEGAL DESCRIPTION OF ITHACA ROAD ANNEXATION
SCOTT PROPERTY
12421 ITHACA ROAD
ST. CHARLES MICHIGAN

PARCEL ONE:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N. 66°09'25" E, 150.00 FEET ALONG THE NORTH SECTION LINE TO THE POINT OF BEGINNING; THENCE CONTINUE N 66°09'25" E, 150.00 FEET ALONG SAID SECTION LINE; THENCE S 03°50'21" W, 378.00 FEET; THENCE S 54°48'50" W, 188.07 FEET; THENCE N 05°37'15" E, 426.94 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING CONTAINING 1.27 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL TWO:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N 66°09'25" E, 349.59 FEET ALONG THE NORTH SECTION LINE TO THE POINT BEGINNING; THENCE CONTINUE N 66°09'25" E, 232.56 FEET ALONG SAID SECTION LINE; THENCE S 01°17'35" E, 274.81 FEET; THENCE S 80°59'19" W, 197.79 FEET; THENCE N 06°21'08" W, 213.02 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING, CONTAINING 1.16 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL THREE:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION; THENCE N 66°09'25" E, 300.00 FEET ALONG THE NORTH SECTION LINE; THENCE CONTINUE N 66°09'25" E, 49.59 FEET ALONG SAID SECTION LINE; THENCE S 06°21'08" E, 213.02 FEET; THENCE N 80°59'19" E, 197.79 FEET; THENCE S 01°17'35" E, 280.79 FEET; THENCE S 82°13'53" W, 118.48 FEET; THENCE N 65°47'22" W, 195.74 FEET; THENCE N 03°50'21" E, 378.00 FEET TO THE NORTH SECTION LINE AND TO THE POINT OF BEGINNING, CONTAINING 1.94 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

PARCEL FOUR:

PART OF THE NORTHEAST ¼ OF SECTION 7, T10N-R3E, ST. CHARLES TOWNSHIP, SAGINAW COUNTY, MICHIGAN, BEING FURTHER DESCRIBED AS COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION THENCE N 66°09'25" E, 582.15 FEET ALONG THE NORTH SECTION LINE; THENCE S 01°17'35" E, 555.60 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S. 01°17'35" E, 712.65 FEET; THENCE S. 88°13'10" W, 30.17 FEET; THENCE N 00°46'40" W, 499.22 FEET; THENCE N 05°33'31" E, 215.24 FEET TO THE POINT OF BEGINNING, CONTAINING 0.38 ACRES, MORE OR LESS. SUBJECT TO ANY AND ALL EASEMENTS AND/OR RIGHTS OF WAY, WHETHER USED, IMPLIED OR OF RECORD.

RESOLUTION B **JUNE 25, 2002**
BOARD OF COMMISSIONERS OF THE COUNTY OF SAGINAW
STATE OF MICHIGAN
IN THE MATTER OF THE PETITION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF ST. CHARLES, SAGINAW COUNTY MICHIGAN, FOR THE TAKING
IN THE
VILLAGE CERTAIN LANDS AND PREMISES
DETERMINATION AND ORDER

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 25th day of June, 2002, at 5:00 o'clock, p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Hadsall.

It appearing that a Petition has been filed with the Board of Commissioners of Saginaw County, Michigan, by the Village Council of the Village of St. Charles, Saginaw County, Michigan, praying that the boundaries of the Village be changed by the taking into the Village lands and premises legally described on the attached Exhibit A, and incorporated herein by reference.

It further appearing that a public hearing, in accordance with the requirements of MSA 6.1570, was held on the Petition on Tuesday, June 25, 2002, at which time all parties interested were heard concerning the proposed boundaries of the Village and that proof of publication of a notice of the hearing has been filed with the Saginaw County Clerk to the effect that the Notice was published for three consecutive weeks in the Tri-County Citizen, a weekly newspaper, printed, published and circulated within Saginaw County and within the Village of St. Charles, prior to the date of the hearing, and the Board having given the Petition due consideration and being fully and duly advised in the premises;

IT IS HEREBY ORDERED AND DETERMINED that the prayer contained in the Petition is granted and the Village of St. Charles shall be permitted to annex and alter its boundaries to incorporate lands and premises described on attached Exhibit A.

IT IS FURTHER ORDERED AND DETERMINED that from and after this date the boundaries of the Village shall be fixed and shall exist as provided by this Order taking into the Village the lands and parcel on attached Exhibit A.

IT IS FURTHER ORDERED AND DETERMINED that this Order be entered upon the records of the Board of County Commissioners of the County of Saginaw and that the Saginaw County Clerk shall be, and she hereby is, authorized and directed to transmit certified copies of the Determination and Order to the Village Clerk of the Village of St. Charles and to the Secretary of State of the State of Michigan.

Respectfully submitted,

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

ADOPTED: Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays --- None
STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on the 25 day of June, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 25th day of June, 2002.

Susan Kaltenbach, County Clerk

EXHIBIT A
LEGAL DESCRIPTION OF ITHACA ROAD ANNEXATION
JASTRZEMBOWSKI PROPERTY
12495 ITHACA RD., ST. CHARLES MICHIGAN

Insert description

RESOLUTION C
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW

JUNE 25, 2002

IN RE: RESOLUTION APPROVING PROJECT AREA AND PROJECT
DISTRICT AREA (SAGINAW ART MUSEUM PROJECT) - CITY OF SAGINAW

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 25th day of June, 2002, at 5:00 o'clock, p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Basil.

WHEREAS, there exists in the County of Saginaw the need for projects to alleviate and prevent conditions of unemployment, to assist and retain local industrial and commercial enterprises in order to strengthen and revitalize the County's economy and to encourage the

location and expansion of such enterprises to provide needed services and facilities to the County and its residents; and

WHEREAS, the Economic Development Corporations Act, Act No. 338 of the Michigan Public Acts of 1974, as amended (the "Act"), provides a means for the encouragement of such projects in this County through the County's Economic Development Corporation (the "EDC"); and

WHEREAS, the EDC has commenced proceedings under the Act for the benefit of such a project (Saginaw Art Museum Project) (the "Project") and has designated to the Board of Commissioners a Project Area and Project District Area for its approval;

NOW, THEREFORE, BE IT RESOLVED that the Project Area as designated by the EDC to this Board is hereby certified as approved; and

BE IT FURTHER RESOLVED that, it having been determined that the territory surrounding the designated Project Area will not be significantly affected by the Project, a Project District Area having the same description as and boundaries coterminous with the Project Area herein certified as approved be hereby established; and

BE IT FURTHER RESOLVED that, since Saginaw Art Museum has represented that the Project Plan for the Project will not include a zoning change and the implementation of the Project Plan will not require the taking of private property, a Project Citizens District Council shall not be formed pursuant to Section 20(e) of the Act; and

BE IT FURTHER RESOLVED that, the County Clerk is hereby directed to provide four certified copies of this resolution to the Secretary of the Board of the EDC.

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

ADOPTED: Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays --- None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on the 25th day of June, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 25th day of June, 2002.

Susan Kaltenbach, County Clerk

RESOLUTION D

JUNE 25, 2002

IN RE: RESOLUTION CONFIRMING APPOINTMENT OF ADDITIONAL EDC DIRECTORS (SAGINAW ART MUSEUM PROJECT) - CITY OF SAGINAW

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 25th day of June, 2002, at 5:00 o'clock, p.m.

PRESENT --- Ray F. Bartels, Thomas A. Basil, Bob D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Ken B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Graham.

WHEREAS, this Board of Commissioners has received a resolution from the Board of Directors of The Economic Development Corporation of the County of Saginaw (the "EDC") designating a Project Area and Project District Area for a project (Saginaw Art Museum Project) (the "Project") under the Economic Development Corporations Act, Act No. 338 of the Michigan Public Acts of 1974, as amended (the "Act"); and

WHEREAS, it is necessary to confirm the appointment by the Chairperson of the Board of Commissioners of the County of two additional directors to the Board of the EDC in connection with the Project, in accordance with Section 4(2) of the Act;

NOW, THEREFORE, BE IT RESOLVED that the appointments of Randy Halvin and Greg Branch, who are representative of neighborhood residents and business interests likely to be affected by the Project, to the Board of Directors of the EDC are hereby confirmed in accordance with Section 4(2) of the Act, and such additional Directors shall cease to serve when the Project is either abandoned or, if undertaken, is completed in accordance with the Project Plan therefor; and

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict with this resolution are hereby repealed, but only to the extent of such conflict; and

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to provide four certified copies of this resolution to the Secretary of the Board of the EDC.

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

ADOPTED: Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays --- None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on the 25th day of June, 2002, the original of which is on file in my office. I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 25th day of June, 2002.

Susan Kaltenbach, County Clerk

RESOLUTION E

JUNE 25, 2002

RE: Authorizing Submission of a Michigan Community Development Block Grant Economic Development Planning Grant

At a public hearing held during a regular meeting of the Saginaw County Board of Commissioners on June 25th, 2002 at the Saginaw County Courthouse, in the City of Saginaw, 111 S. Michigan Ave., Saginaw, Michigan.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT--- None

MOTION BY Commissioner O'Hare, SUPPORTED BY Commissioner Ruth to approve said resolution.

WHEREAS, the County of Saginaw is requesting a grant in the amount of \$192,500 from the Michigan Economic Development Corporation (MEDC) to fund a Regional Telecommunication Planning Grant Study; and

WHEREAS, the proposed regional telecommunication planning study is consistent with the Saginaw County Development Plan and the ongoing planning efforts by the Vision 2020 initiative; and

WHEREAS, the proposed project would principally benefit low and moderate income persons; and

WHEREAS, no local funds have been expended and will not be expended prior to a formal grant award, completion of the environmental review procedures, and written authorization from MEDC Community Services to incur costs;

NOW THEREFORE BE IT RESOLVED, that the County Board of Commissioners authorizes submission of an application for a Community Development Block Grant Planning Grant and further authorizes County Chairman, Todd Hare or County Controller, Marc A. McGill to sign the application form and all other documents necessary to implement this grant.

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

ADOPTED: Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays --- None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on the 25th day of June, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 25th day of June, 2002.

Susan Kaltenbach, County Clerk

RESOLUTION F

JUNE 25, 2002

RE: TO APPROVE BROWNFIELD PLAN AMENDMENTS FOR FAMILY VIDEO COUNTY OF SAGINAW FOR THE COUNTY OF SAGINAW PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF ACT 381 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 25th day of June, 2002, at 5:00 o'clock, p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- None

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Hadsall.

WHEREAS, the Brownfield Redevelopment Authority (the "Authority") of the County of Saginaw, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), has prepared and recommended for approval by The County of Saginaw Board of Commissioners, an amended brownfield plan (the "Plan") pursuant to and in accordance with the Act, to be carried out within the Brownfield Redevelopment Authority boundaries; and

WHEREAS, the Authority has, at least ten (10) days before the meeting of the County Board of Commissioners at which this resolution has been considered, provided notice to and fully informed the taxing jurisdictions in which the project is located and which are affected by the Financing Plan and the Board of Commissioners has previously provided to the Taxing Jurisdictions a reasonable opportunity to express their views and recommendations regarding the Financing Plan and in accordance with the Act; and

WHEREAS, the Board of Commissioners has made the following determinations and findings:

- A. The amendment to the Plan constitutes a public purpose under the Act;
- B. The amendment to the Plan meets all of the requirements set forth in the Act;
- C. The proposed method of financing the costs of the eligible activities, as described in the, Plan, is feasible and the Authority has the ability to arrange the financing;
- D. The amount of captured taxable value estimated to result from the adoption of the amendment to the Plan is reasonable; and

WHEREAS, as a result of its review of the Plan and upon consideration of the views and recommendations of the Taxing Jurisdictions, the Saginaw County Board of Commissioners desires to proceed with approval of the amended Plan.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1. Plan Approved. Pursuant to the authority vested in the Saginaw County Board of Commissioners amendment to the Plan is hereby approved in the form attached to this Resolution.
- 2. Severability. Should any section, clause or phrase of this Resolution be declared by the Courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.
- 3. Repeals. All resolutions or parts of resolutions in conflict with any of the provisions of, this Resolution are hereby repealed.

ADOPTED: Yeas - Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B.

Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays - None

Abstain - None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on the 25th day of June, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 25th day of June, 2002.

Susan Kaltenbach, County Clerk

APPOINTMENTS

Chairman Hare made the following appointments:

Economic Development Corporation (*For duration of the Saginaw Art Museum IDRb project*)

Randy Halvin

Greg Branch

Environment Health Code Board of Appeals (*County At Large*)

David Ortega

Solid Waste Planning Committee (*Environmental Interest*)

Patricia Copes, Soil Conservation District

COMMISSIONERS' AUDIENCES

Commissioners acknowledged candidates that were present at this day's session - Larry Thomas District #3, Mary Lysogorski District #4, Ruth Averill District #13, Roger Kahn District #13, and Monica McKay District #15.

Commissioner Blaine thanked the Church of Jesus Christ of the Latter Day Saints for taking a leadership role in finding resolution to the well water problems in western Saginaw County.

By Commissioner Basil: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 6:07 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

AUGUST 2002

First day of the August 2002 Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, August 13, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel - **14**

ABSENT: Connie D. Smith - **1**

TOTAL: - 15

Commissioner Woods opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

PUBLIC HEARINGS

At 5:03 p.m., Chair Hare opened the Public Hearing on the proposed 2002/2003 County Fiscal Year Budget and the property tax millage rate proposed to be levied to support the Budget. (8-13-4.4) He asked if there was anyone wishing to speak.

Mike Thomas, Prosecutor, addressed the Board. He distributed two communications (8-13-38 and 8-13-39 referred to the Courts & Public Safety Committee and the Budget Audit Subcommittee) stating his opposition with two additional positions of Assistant Prosecutor being cut in addition to one that was previously eliminated. These reductions would jeopardize public safety and law enforcement efforts.

The Chair called for further comments.

The Clerk noted communication no. 8-13-37 (referred to the County Services Committee and Budget Audit Subcommittee) from the Saginaw Chippewa Indian Tribe stating for the record their opposition to the County withdrawing from membership on the East Central Michigan Planning and Development Regional Commission.

The Chair called for comments a third time; there were none. He announced the public hearing would remain open.

At 5:12 p.m., Chair Hare opened the Public Hearing on the Village of Reese's request to annex property owned by Margaret Miklovich of Blumfield Township. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (8-13-3.1 / Resolution E)

At 5:13 p.m., Chair Hare opened the Public Hearing on Saginaw Future Inc.'s request to approve the Industrial Revenue Bond Project Plan for the Saginaw Art Museum. He asked if there was anyone wishing to speak.

JoAnn Crary, President, Saginaw Future, Inc., addressed the Board. She said she had information available if there were any questions.

The Chair called for further comments two consecutive times. Hearing none, he announced the public hearing would remain open. (8-13-3.2 / Resolution D)

AUDIENCES

John Niederhauser, Health Officer, Saginaw County Department of Public Health, gave a power point presentation on the Saginaw Health Plan adopted by the Board at the May 21 session. The Plan will expand access to health care for the indigent and uninsured persons in Saginaw County.

Wilfred Beal, Executive Director / CEO, Saginaw Transit Authority Regional Services, distributed material about STARS and spoke about the importance of public transportation in the community. He introduced STARS board member Angelo Guerriero.

Randall Burtch, Parents for Children, spoke about his 4 ½ year effort to make changes in the Friend of the Court Office. He distributed some material which he thought was inappropriate to have available in the FOC Office, and pictures of a neglected child. Mr. Burtch requested the Board to recommend to the Chief Judge of the Circuit Court that the Friend of the Court and the Custody Counselor be replaced and that all custody interviews be video taped with audio.

Eugene Goretski commented on how he was treated unfairly during the process to determine custody. He asked the system to be corrected and concurred with the request made by Mr. Burtch.

J. L. Goward asked to address the Board, stating he had been told to be here and that he had traveled 40 miles. Commissioner Horn moved, supported by Commissioner Graham to suspend the rules and grant his request for an audience. Motion carried unanimously. He relayed his problems with the Friend of the Court, his case in particular. He concurred with the request made by Mr. Burtch.

Commissioner Graham asked the Chair to refer the comments of Randall Burtch, Eugene Goretski and J. L. Goward to the Courts & Public Safety Committee. Chair Hare so ordered.

PUBLIC HEARINGS

At 5:50 p.m., Chair Hare announced the second call of the public hearing being held on the proposed 2002/2003 County Fiscal Year Budget and the property tax millage rate proposed to be levied to support the Budget. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open.

At 5:50 p.m., Chair Hare announced the second call of the public hearing being held on the Village of Reese's request to annex property owned by Margaret Miklovich of Blumfield Township. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open.

At 5:50 p.m., Chair Hare announced the second call of the public hearing being held on Saginaw Future Inc.'s request to approve the Industrial Revenue Bond Project Plan for the Saginaw Art

Museum. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open.

LAUDATORY RESOLUTIONS

Chair Hare announced the following resolutions were prepared for presentation:

RESOLUTION OF ACKNOWLEDGEMENT

Presented to:

PAUL D. MANYEN

Achieving the rank of Eagle Scout carries special significance. It is a performance-based award, having standards that have been well maintained over the years

Only 2.5 percent of all boy scouts fulfill the requirements needed to achieve this status.

WHEREAS, It is a distinct privilege to extend congratulations to Paul D. Manyen as he is presented with the highest honor bestowed on a Boy Scout, the prestigious Eagle Award. This achievement signifies qualities that are much admired by his peers as well as the residents of Saginaw County; and,

WHEREAS, Through his affiliation with Troop 321, Paul has taken full advantage of the opportunities for personal growth that have made the Boy Scouts of America one of the most universally respected organizations in our Country. Like those before him, Eagle Scout Manyen has displayed unselfishness and eagerness to accept responsibility; and,

WHEREAS, Paul has followed Boy Scout tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project which was build a trail at Hartley Outdoor Education Center, including scrapping the bark off cedar logs for use as fence posts, and construction of a turkey feeder; and,

WHEREAS, The famed Boy Scouts' motto, "Be Prepared," appropriately describes Paul in his new role as an Eagle Scout. He has clearly learned the valuable lessons that scouting strives to teach, such as working hard, accepting responsibility, showing concern for others and providing leadership. Paul is the son of Doug and Sue Manyen of Saginaw Township.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners take special pride in acknowledging Paul D. Manyen for achieving the rank of Eagle Scout. We are very proud of this young man, and are pleased he is a part of this community. We wish him continued success in all his future endeavors.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the August 13, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Raymond F. Bartels, Commissioner, District #14

By Commissioner Bartels: That the Laudatory Resolution be adopted. Carried.

RESOLUTION OF ACKNOWLEDGEMENT

Presented to:

MOTHER WILLIE MAE SMALLS RIVERS

“Give her the reward she has earned, and let her works praise her at the city gate.”

Proverbs 31:31

On behalf of the Saginaw County Board of Commissioners I am pleased to be here this evening, Thursday, August 15, 2002 at the Southwest Michigan Third Ecclesiastical Jurisdiction Church of God in Christ, Inc. Convocation at Victorious Believers Ministries.

It is an honor to acknowledge Mother Willie Mae Smalls Rivers, International General Supervisor, for her dedication to God and her unselfish leadership in the Church of God in Christ, Inc.

Mother Rivers has served in numerous capacities on the National level, including: International Marshal – Women’s Convention, Instructor – District Missionaries Class, Chairperson of the Board of Supervisors, and Member – Executive Board. Her commitment and courage have left a lasting impression on the many lives she has touched.

We are honored to welcome Mother Willie Mae Smalls Rivers and the Southwest Michigan Third Ecclesiastical Jurisdiction Church of God in Christ, Inc. to Saginaw County and joins with Victorious Believers Ministries in expressing gratitude to Mother Rivers for her contributions and achievements. We wish her continued blessing in the Lord’s service

Respectfully submitted,
SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman
Eddie F. Foxx, Commissioner District #6
Adopted: August 13, 2002

By Commissioner Foxx: That the Laudatory Resolution be adopted. Carried

CLERK'S CALL OF SESSION

August 1, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of August Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, August 13, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

8-13-1 CONTROLLER --- sending Draft #2 of the recommended 2002/2003 County Budget and Budget Resolutions. (8-13-24, 26, 29)

-- Standing Committees / Appropriations / Budget Audit

8-13-2 SHERIFF --- asking to accept a \$58,882.00 grant for the Internet Safety and Educational Initiative from the Herbert and Grace Dow Foundation. (8-13-16)

-- Courts and Public Safety (8-13-2.3)

8-13-3 MCCARTNEY & COMPANY --- sending the annual accounting for the Saginaw County 9-1-1 Service District.

-- Courts and Public Safety

8-13-4 SHERIFF --- asking to accept 2002 Law Enforcement Block Grant funds.

-- Courts and Public Safety (8-13-2.2)

8-13-5 PUBLIC HEALTH --- asking to allocate a new position of Insurance Application Processor for the Saginaw Health Plan.

-- Human Services (8-13-1.1)

- 8-13-6 CONTROLLER --- sending the voucher payment transmittal form for the period 6-25-02 through 7-8-02 in the amount of \$5,372,977.16.
-- Appropriations / Budget Audit
- 8-13-7 TREASURER --- informing the Board that the Delinquent Tax Revolving Fund should be able to contribute up to \$1,650,000 to the General Fund for FY 2002/03.
-- Appropriations / Budget Audit
- 8-13-8 TREASURER --- asking approval of amendments to the Saginaw County Delinquent Tax Revolving Fund Policy #222.
-- Appropriations / Budget Audit (8-13-4.3)
- 8-13-9 SAGINAW FUTURE INC --- asking approval of the plan for the Saginaw Art Museum Industrial Revenue Bond project.
-- County Services (8-13-3.2 / Res. D)
- 8-13-10 SAGINAW CITY --- sending the notice of hearing on Saginaw Products Corporation's request for an industrial facilities exemption certificate.
-- County Services
- 8-13-11 CONTROLLER --- sending the Marc-ing Report for July 2002. (previously distributed)
-- Executive Committee
- 8-13-12 MICHIGAN SUPREME COURT --- sending notice of the third quarter disbursement from the Court Equity Fund.
-- Courts and Public Safety
- 8-13-13 CONTROLLER --- sending the voucher payment transmittal form for the period 7-9-02 through 7-23-02 in the amount of \$5,615,078.30.
-- Appropriations / Budget Audit
- 8-13-14 CONTROLLER RETIREMENT ADMINISTRATOR --- sending the recommended individuals to attend the 2002 MERS Annual Meeting.
-- Appropriations / Labor Relations (8-13-4.1)
- 8-13-15 CONTROLLER --- sending the budget adjustments approved by the Controller for the period April 1 through June 30, 2002.
-- Appropriations / Budget Audit
- 8-13-16 SHERIFF --- asking to accept \$3,000 in grant funds for the Internet Safety and Educational Initiative from the Wickson-Link Foundation. (8-13-2)
-- Courts and Public Safety (8-13-2.3)
- 8-13-17 MID-MICHIGAN DISPUTE RESOLUTION CENTER --- requesting funding for FY 2002/2003.
-- Courts and Public Safety
- 8-13-18 PUBLIC HEALTH --- asking to fill the position of Insurance Application Processor funded by the Medicaid Outreach State grant.
-- Human Services (8-13-1.2)
- 8-13-19 PARKS COMMISSION --- asking approval of a reorganization.
-- County Services (8-13-3.3)
- 8-13-20 MACOMB COUNTY --- forwarding a resolution in support of the Pledge of Allegiance in its present form.
-- Executive Committee (8-13-4.6 / Res. B)
- 8-13-21 TREASURER --- sending the quarterly investment report for the second quarter of 2002.
-- Appropriations / Budget Audit

- 8-13-22 PUBLIC HEALTH --- informing the Board that the Diabetes Program will not be funded by the State for FY 2002-2003.
-- Human Services
- 8-13-23 PUBLIC HEALTH --- informing the Board that Bay-Arenac Behavioral Health has been designated by the Michigan Department of Community Health as the substance abuse coordinating agency.
-- Human Services
- 8-13-24 CONTROLLER --- sending Draft #3 of the recommended 2002/2003 County Budget and Budget Resolutions. (8-13-1, 26, 29)
-- Standing Committees / Appropriations / Budget Audit
- 8-13-25 REGISTER OF DEEDS --- asking to meet with County Services Committee regarding budgeting of \$108,000 in revenues, and the proposed reduction of a part-time position.
-- County Services (8-13-3.4)
- 8-13-26 CONTROLLER --- recommending amendments to Draft #3 of the 2002/2003 County Budget to address Governor Engler's veto of revenue sharing.
-- Standing Committees / Appropriations / Budget Audit (8-13-1, 24, 29)
- 8-13-27 VILLAGE OF REESE --- asking approval of annexation of certain property from Blumfield Township to the Village of Reese.
-- County Services (8-13-3.1 / Resolution E)
- 8-13-28 REGION VII AAA --- sending it funding recommendations for FY 2003 requests for Commission on Aging, Saginaw Cooperative Hospitals, Citizens for Better Care, Tri-City SER, Visiting Nurse Special Services, Saginaw County Community Action Committee, and Lakeshore Legal Services.
-- Human Services
- 8-13-29 CONTROLLER --- transmitting the final Draft of the FY 2002/2003 County Budget including Resolutions A, B and C.
-- Standing Committees / Appropriations / Budget Audit (8-13-4.4)
- 8-13-30 HEALTH DEPARTMENT --- requesting to increase the fee for influenza vaccine from \$15.00 to \$16.00.
-- Human Services
- 8-13-31 PLANNING DEPARTMENT --- asking for a 2002 budget amendment for MDOT Grant reimbursement.
-- County Services
- 8-13-32 PLANNING DEPARTMENT --- asking for a 2002 budget amendment for the EPA Brownfield Grant.
-- County Services
- 8-13-33 CONTROLLER --- sending the voucher payment transmittal form for July 23, 2002 in the amount of \$20,694.93.
-- Appropriations / Budget Audit
- 8-13-34 CONTROLLER --- sending the voucher payment transmittal form for July 24 through August 12, 2002 in the amount of \$14,206,323.11.
-- Appropriations / Budget Audit
- 8-13-35 POLICE CHIEFS ASSOCIATION. --- supporting the Prosecutor's efforts to avoid further budget cuts. (copy included in packet)
-- Courts and Public Safety
- 8-13-36 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.

- A. Consumers Energy thanking the Board for the resolution encouraging the Federal Government to move forward in making Yucca Mountain, Nevada, the single site for permanent disposal of the nation's spent nuclear fuel.
- B. Barry and St. Joseph Counties supporting the present version of the Pledge of Allegiance.
- C. Bridgeport Charter and Jonesfield Township endorsing the efforts of Saginaw Future, Inc., for the Business Park and Super Site Feasibility Study.
- D. Midland County Board of Commissioners supporting and demanding the Michigan Legislature to override the Governor's veto and fully restore revenue sharing immediately.
- E. The Michigan's Children Advocacy Organization sending the Board a copy of their July 2002 pamphlet
- F. Michigan State University Urban Affairs Center for Urban Affairs, Community & Economic Development Program sending their Community News pamphlet – Vol. 14, No. 3 – Summer 2002.
 - Receive and file.
- 8-13-37 SAGINAW CHIPPEWA INDIAN TRIBE – submitting comments for the public hearing on the 2002/2003 Budget urging the Board to continue its membership on the East Central Michigan Planning & Development Region.
 - County Services / Appropriations – Budget Audit
- 8-13-38 PROSECUTING ATTORNEY --- requesting that no further cuts be made in the Prosecutor's Office and listing the reasons why in A through G.
 - Courts & Public Safety / Appropriations – Budget Audit
- 8-13-39 PROSECUTING ATTORNEY --- asking the Board to carefully consider the impact and consequences of the cuts in the Prosecutor's Office included in the 2002/2003 County Budget.
 - Courts & Public Safety / Appropriations – Budget Audit

COMMISSIONERS' INITIATORY MOTIONS

Commissioner Horn recommended that the Chair / Members of the Saginaw County Friend of the Court Citizens Advisory Committee be invited to attend the next Courts & Public Safety Committee meeting to participate in discussion on the referrals made under audiences. The Chair so ordered.

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:52 p.m. The Board reconvened, time being 6:17 p.m.

By Commissioner Woods, supported by Commissioner Wurtzel that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE

v. APPROPRIATIONS MINUTES (8-13-02)

Members present: J. Graham-Chair, R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, R. Woods, P. Wurtzel

Members absent: C. Smith-Vice Chair

Others: M. McGill-Controller; S. Borrello-Counsel; K. Schultz, J. Corley, M. Massey, S. Patrick-Board staff

- I. Welcome
- II. Call to Order---Graham at 5:52 p.m.
- III. Public Comments---None.

IV. Agenda – COMMITTEE REFERRALS

1. Human Services Committee

R. Woods, Chair; C. Smith, Vice-Chair

1.1) Department of Public Health, re: allocate a position of Insurance Application Processor for the Saginaw Health Plan

1.2) Department of Public Health, re: fill a vacant position of an Insurance Application Processor for the Medical Outreach Program

---Woods moved, supported by Basil to approve Reports 1.1 and 1.2. There were no exceptions; motion carried.

2. Courts and Public Safety

R. Mallette, Chair; P. Wurtzel, Vice-Chair

2.2) Sheriff, re: Law Enforcement Block Grant award

2.3) Sheriff, re: grant funding for Internet Safety and Education Initiative

---Mallette moved, supported by Foxx to approve Reports 2.2 and 2.3. There were no exceptions; motion carried.

3. County Services Committee

M. O'Hare, Chair; R. Bartels, Vice-Chair

3.3) Parks Commission, re: restructuring two staff positions

3.4) Register of Deeds, re: staff reduction recommendations

---O'Hare moved, supported by Ruth to approve Reports 3.3 and 3.4. There were no exceptions; motion carried.

4. Appropriations - J. Graham, Chair; C. Smith, Vice-Chair

Labor Relations Subcommittee

C. Smith, Chair; P. Wurtzel, Vice-Chair

4.1) MERS Annual Meeting, re: certifying officer and employee delegates

---Wurtzel moved, supported by Bartels to approve 4.1. There were no exceptions; motion carried.

Budget Audit Subcommittee

R. Bartels, Chair; B. Blaine, Vice-Chair

4.2) Vouchers, re: payment for the period June 11-24

4.3) Treasurer, re: amendment to Delinquent Tax Revolving Fund Policy #222

4.4) Controller, re: 2002/2003 County Budget

---Bartels moved, supported by Blaine to approve Reports 4.2, 4.3 and 4.4. There were exceptions to 4.3 and 4.4; 4.2 was approved. In 4.3, Horn asked that the Report be voted on separately because of the importance of the Policy and its amendments. The Chair granted the request; motion to approve 4.3 was approved. In 4.4, Wurtzel asked the Controller how much the 3% wage increase for elected officials amount to. McGill responded \$20,500. Wurtzel said he understood how the Officers Compensation Commission functioned, but what if there was no money for the 3%. Wurtzel moved, supported by Blaine to amend the County Budget by transferring the \$20,500 budgeted for elected officials 3% wage increase to the Sheriff Department Road Patrol budget, overtime line item. Debate ensued. Horn questioned whether the motion was legal; both McGill and Borrello said the Board has the authority to allocate funds as it chooses. Mallette questioned why for overtime when there is a problem with regular hours being covered and how would we guarantee the funds would be used for overtime. He pointed out Road Patrol millage funds are being used for administration, as well. Bartels said he calculated a cost of \$29,000. McGill explained the \$20,500 does not include judges which the Board has no authority to set. Hare said he wouldn't support the amendment, stating that the Officers Compensation Commission could grant the 3% and there would be no funds to provide

it. Wurtzel said he was confident if there was no money the Commission would not recommend raises; further, that the amendment is meant to send a message. Foxx pointed out the Board has the power to turn down the Commission's recommendations. Collison stated her bottom line is that she doesn't want a raise because of the County budget situation. Blaine requested the Clerk take Roll. In response to questions, Counsel said the amendment required a 2/3 majority for passage. The Clerk took roll. The results were as follows: ayes – Wurtzel, Basil, Collison, Bartels, Blaine, Horn, Wurtzel; nays – Foxx, Woods, Ruth, Graham, Mallette, O'Hare, Hadsall, Hare; absent – Smith. The amendment was defeated by 8 nays and 6 ayes. As a result of action taken today by both the House and Senate overriding the Governor's veto of revenue sharing, Hare moved, supported by Basil to amend the 2002/2003 County Budget presented by the Budget Audit Subcommittee by reinstating \$4,536,158 in State Revenue Sharing; and that Resolution A, paragraphs #7 and #9 be amended to remove language that references personnel reductions noted with an asterisk and to remove the asterisks on the Personnel Worksheet; further, that the Budget be laid on the table at this day's session for formal adoption at the September 17 Session. Horn asked for clarity whether this would be Draft #3 of budget that was being adopted. The Controller said yes. A 2/3rds was required. A show of hands was unanimous approval. The Main Motion was carried unanimously.

Legislative Subcommittee

K. Horn, Chair; R. Mallette, Vice-Chair

---Horn reported on the 45 county officials who traveled on a charter bus today to attend the "Don't Hide from the Override" Rally in Lansing. The rally was a success. Both the House and the Senate overwhelmingly restored revenue sharing to local communities. He recommended a letter of thanks be sent to our area legislators. O'Hare recommended a letter of thanks be sent to the Michigan Association of Counties as well. Chair Graham so ordered and thanked those commissioners who attended.

Executive Committee

T. Hare, Chair; J. Graham, Vice-Chair

- 4.5) Future MAC Conferences, re: proposal to select Saginaw County as site
- 4.6) Pledge of Allegiance, re: supporting current language
- 4.7) State Revenue Sharing, re: supporting a veto override

---Hare moved, supported by Bartels to approve Reports 4.5 and 4.6. There were no exceptions; motion carried. Hare pulled Report 4.7.

V. Miscellaneous

VI. Adjournment---Ruth moved, supported by Bartels to adjourn. Motion carried; time being 6:16 p.m.

Respectfully submitted,

Kaye M. Schultz, Coordinator

James M. Graham, Committee Chair

PUBLIC HEARINGS

At 6:17 p.m., Chair Hare announced the final call of the public hearing being held on the proposed 2002/2003 County Fiscal Year Budget and the property tax millage rate proposed to be levied to support the Budget. He called for comments three consecutive times. Hearing none, he announced the public hearing closed.

At 6:17 p.m., Chair Hare announced the final call of the public hearing being held on the Village of Reese's request to annex property owned by Margaret Miklovich of Blumfield Township. He

called for comments three consecutive times. Hearing none, he announced the public hearing closed.

At 6:17 p.m., Chair Hare announced the final call of the public hearing being held on Saginaw Future Inc.'s request to approve the Industrial Revenue Bond Project Plan for the Saginaw Art Museum. He called for comments three consecutive times. Hearing none, he announced the public hearing closed.

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON HUMAN SERVICES - 1.1

August 13, 2002

Your committee has considered communication 8-13-5 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to allocate a position of Insurance Application Processor (P03).

The Saginaw County Department of Public Health will be entering into a contractual arrangement with the Saginaw Health Plan. This position is needed to process application assistance to eligible individuals.

The position is 100% funded and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved. It is our recommendation that the request from the Saginaw County Department of Public Health for a Insurance Application Processor be approved; further, that the proper County officials be authorized to make the necessary changes to the personnel complement.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice-Chair

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES - 1.2

August 13, 2002

Your committee has considered communication 8-13-18 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill an existing position of Insurance Application Processor (P-03) for the Medicaid Outreach Program.

The position is 100% funded by a state grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

“BE IT FURTHER RESOLVD #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments of Mosquito Control, Commission on Aging, and Parks and Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization.”

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be

filled.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY - 2.1

AUGUST 13, 2002

Your committee has considered communication no. 6-25-28 from Timothy Genovese, Director, Office of Emergency Management submitting for approval the Local Emergency Planning Committee’s amended bylaws as approved by the LEPC on May 7, 2002. The bylaws are attached and the changes are listed in bold print.

It is the recommendation of your committee to approve the bylaws as submitted by the Local Emergency Planning Committee.

Respectfully submitted,
COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair
Jeanine A. Collison
James M. Graham

Patrick A. Wurtzel, Vice-Chair
Eddie F. Foxx
Todd M. Hare

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 8-13-2.1

**Saginaw County Local Emergency Planning and Community Right to Know Committee
BY-LAWS**

Adopted October 13, 1994
Amended on May 2, 2002

WHEREAS: Title III of the “Superfund Amendments and Reauthorization Act of 1986 (SARA) (PL-99499)”, known as the “Emergency Planning and Community Right-to-Know Act of 1986” specifies the establishment of Emergency Planning Districts and a Local Emergency Planning Committee for each such district; and

WHEREAS: Such Act of Congress further specifies that such Committee shall establish rules by which the committee shall function; and

WHEREAS: the County of Saginaw is desirous of establishing by-laws to govern the operation of its Local Emergency Planning Committee in accordance with applicable federal and state laws, rules and regulations.

NOW THEREFORE BE IT RESOLVED: The following by-laws of the Saginaw County Local Emergency Planning and Community Right-to-Know Committee are hereby adopted:

ARTICLE I

Name and Territory

- 1.01 **Name:** This committee shall be officially known as the Saginaw County Local Emergency Planning and Community Right-to-Know Committee, with a short title as the Local Emergency Planning Committee (LEPC).
- 1.02 **Jurisdiction:** The jurisdiction assigned to the LEPC by the State Emergency response Commission (SERC) includes all of Saginaw County, Michigan.

ARTICLE II

Purpose

Purpose: The purpose of the LEPC shall be to establish itself as the focal point for local government emergency response planning and implementation concerning extremely hazardous substances and for the flow of information. Its purpose is also to facilitate Community Right-to-Know regarding hazardous substances in the community. The LEPC shall prepare, develop, distribute and evaluate off-site emergency response plans for fixed site facilities which manufacture, use, or store extremely hazardous substances at or above specific threshold planning quantity; establish procedure for receiving and processing requests for information from the public as required by law; maintain and make available to the public approved plans, records and information; evaluate the need for resources necessary to develop, implement, and exercise the off-site emergency plans or procedures and make recommendations with respect to additional resources that may be required and the means for providing such additional resources.

Specific guidelines for the LEPC are set forth under Addendum A- LEPC Duties and Responsibilities (Pursuant to Title III, SARA 1986).

ARTICLE III

Establishment and Membership

- 3.01 **Establishment:** The members of the LEPC are appointed by the State Emergency Response Commission as nominated by the Chairman of the Saginaw County Board of Commissioners.
- 3.02 **Membership:** The LEPC shall consist of member representatives of the following groups or organizations located in Saginaw County:
1. Law Enforcement
 2. Emergency Services (civil defense)
 3. Fire Departments
 4. First Aid
 5. Local Public Health department
 6. Hospitals
 7. Transportation
 8. Broadcast Media
 9. Print Media
 10. Owners/Operators of facilities subject to Title III
 11. Organized Labor
 12. Agriculture
 13. Education (local school system)
 14. Elected state and local official (at least one representing Saginaw County Board of Commissioners)
 15. Community group
 16. Local environment (may be combined with public health)

Voting members are those who have been officially appointed by the State Emergency

Response Commission to serve on the Saginaw County LEPC, or their appointed alternates.

- 3.03 Alternate Members:** The LEPC may appoint an alternate to each member. Alternates must be bona fide representatives of the same type of group or organization as the member. The alternate may vote only when **the original member is not in attendance.**
- 3.04 Vacancies: In the event of the death, resignation, or vacancy, the LEPC shall find a person that can be recommended for nomination and appointment. The **Executive Subcommittee** shall have the responsibility of finding a person or persons that may be recommended. Such recommendations shall be voted on by those voting members present at any scheduled meeting. The LEPC Chairman shall provide written notification of vacancies along with the LEPC's recommendation, to the Saginaw County Board of Commissioners. The Chairman of the Saginaw County Board of Commissioners is then responsible for making a nomination and forwarding it to the State Emergency Response Commission for possible appointment. (see **Addendum A for more detail**)

ARTICLE IV

Meetings

- 4.01 Meeting Schedule:** A yearly schedule of meetings will be established at the last regularly scheduled meeting of the current year. Meetings shall be open to the public in accordance with the nature of the Title III legislation, and the **Open Meetings Act.**
- 4.02 Special Meetings: Special meetings of the LEPC may be called by the Chairman as necessary, or upon the receipt of a written request by at least four (4) of the members of the LEPC and posted according to the Michigan Open Meetings Act.
- 4.03 Public Notification of Activities: Notice of meetings of the LEPC shall be posted in a public place, such as the County Building, in accordance with the Michigan Open Meetings Act.
- 4.04 Quorum: The presence of 1/3 or more of the voting members or stead alternates, plus one of the principle officers of the LEPC shall constitute a quorum for that meeting. If upon calling the meeting to order, a quorum is not present, the meeting will not constitute an official meeting for the transaction of business; however, the Chairperson will be counted as part of the quorum.
- 4.05 Voting: At every meeting of the LEPC, each voting member or stead alternates present shall be entitled to one vote. Voting by proxy while absent shall not be permitted. Decisions on any questions at the meeting of the LEPC shall be by majority vote of the voting members or stead alternates present and voting. The chairperson shall not be entitled to vote on any motion, except for instances of tie votes to break the tie.
- 4.06 Meeting Notices: Meeting notices for regular meetings should be mailed to each member not less than seven (7) days prior to the meeting date. Notices for special meetings shall be made at least 18 hours in advance of the scheduled meeting time.
- 4.07 Procedural Rules: Robert's Rules of Order, as revised, shall govern procedures at all meetings of the LEPC in all matters not specified in these by-laws.
- 4.08 Public Comment: Public Comment shall be provided for at each meeting. In order to provide for the orderly conduct of business, the Chair may limit the time for public comment to a reasonable period. The LEPC shall respond to any comments, as appropriate, at the time the comment is made, or later in writing as necessary.
- 4.09 Meeting Cancellation Notice: Any scheduled or special meetings may be cancelled by the Chairperson due to extenuating circumstances including adverse weather, lack of business to transact, lack of quorum, etc. by personal notification to each member by the most

expeditious means available. To the extent practicable, such cancelled meetings will be rescheduled as may be necessary.

- 4.10 Meetings Regarding Emergency Plans: In accordance with SARA Title III, public meetings shall be conducted to discuss the emergency plans required under the Act. Such meetings may be included as part of the regular meetings or special meeting as may be held for this purpose. Notification of such meetings shall be made in accordance with the Michigan Open Meetings Act.

ARTICLE V

Officers

- 5.01 Principle Officers: There shall be the following principle officers of this LEPC:

- Chairperson
- Vice Chairperson
- Secretary

The Chair, Vice Chair and Secretary shall be elected annually by the LEPC from the membership for a term of one (1) year.

Operational Officers: Pursuant to the ACT, the following operational officers shall serve the LEPC.

- Coordinator for Information
- Community Emergency Coordinator (s).

The Fire Chief of each fire jurisdiction within Saginaw County is named as Community Emergency Management Coordinator for their respective jurisdiction. The County Emergency Management Coordinator or representative is named as Community Emergency Coordinator for the County, **and Coordinator of Information.**

- 5.02 Chairperson: The Chair shall preside at all meetings of the LEPC and perform such other duties as normally pertain to the office. The LEPC Chair is responsible for appointing subcommittees and their chairs as deemed appropriate by the LEPC.
- 5.03 Vice Chairperson: At the request of the LEPC Chair in the event of the absence or disability of the LEPC Chair, the Vice Chair shall preside over meeting and shall perform any and all duties as the LEPC may from time to time assign.
- 5.04 Secretary: The secretary of the LEPC shall be responsible for ensuring the preparation of meeting notices and minutes for each meeting, as well as for the coordination and distribution of official correspondence.
- 5.05 The Office of Emergency Management for Saginaw County will coordinate the maintenance of reports and records received by the LEPC, as well as, the processing of all information requests from the public. This includes the dissemination of information present on Material Safety Data Sheets (MSDS), emergency response plans, as well as Tier I or II reports, lists, and release reports submitted to the LEPC by facilities.
- 5.06 The Community Emergency **Management** Coordinator or the legally designated alternate receives Emergency Notifications, in the LEPC’s behalf, as required in Section 303 of the Act; and makes determination, in conjunction with the facility coordinator, necessary to implement the emergency response plans as required in Section 303 of the Act.

ARTICLE VI

Subcommittees

- 6.01 Subcommittees shall include:
 - Planning
 - Exercise and Training
 - Public Information

- 6.02 Subcommittee Meetings: Each subcommittee shall hold meetings at times as shall be determined necessary for the timely completion of their respective agendas. Meetings shall be called by the Subcommittee Chairperson in agreement with two (2) or more members. Notice of all meetings shall be given to each member at least twenty four (24) hours prior to the time of the meeting. In addition, if any facility is to be considered at any meeting and the representative of that facility is to be present, the LEPC must notify the facility representative and the LEPC membership at least five (5) days in advance of the meeting.
- Subcommittee Quorum: The presence of three (3) or more subcommittee members present at any properly noticed meeting of a subcommittee shall constitute a quorum for that meeting.
- 6.03 Subcommittee Quorum: The presence of three (3) or more subcommittee members present at any properly noticed meeting of a subcommittee shall constitute a quorum for that meeting.
- 6.04 Subcommittee Rules: Each subcommittee shall have the power to adopt rules for the conduct of subcommittee business **and will appoint their own chairperson annually.**
- 6.05 Additional Committees: The chairperson may create additional subcommittees or special committees as deemed appropriate by the LEPC.
- 6.06 Subcommittee Chairperson: **Each Subcommittee Chairperson shall facilitate subcommittee meetings, and belong to the Executive Subcommittee. The Chairpersons of the Planning, Exercise and Training, and Public Information subcommittees shall be appointed annually by their subcommittee members.**
- 6.07 Planning Subcommittee:
1. The Planning Subcommittee shall consist of a minimum of three (3) members of the Saginaw County LEPC. **One of the members shall be a representative of the County Office of Emergency Management.** Additional Saginaw County LEPC members may be added to the Planning Subcommittee as authorized by the Chair/Vice Chair of the Saginaw County LEPC.
 2. Members of the community-at-large may be asked to serve, to assist with specific LEPC activities.
 3. **The Planning Subcommittee shall assist in the preparation** of community emergency response plans concerning those facilities within Saginaw County that, under SARA Title III, require such a plan.
 4. Specific guidelines for this subcommittee are set forth under the Addendum B Planning Subcommittee as supplement to these by-laws.
- 6.08 Exercise and Training Subcommittee:
1. **The Exercise and Training Subcommittee shall consist of a minimum of three (3) members from the Saginaw County LEPC. Additional LEPC members may be added as authorized by the Chair/Vice Chair of the Saginaw County LEPC.**
 2. **The Exercise and Training Subcommittee shall:**
 - a) assure appropriate levels of training are available for first responders,
 - b) review warning and communications systems capabilities,
 - c) assure a list of resources is available for an adequate response, and
 - d) Facilitate the exercise of LEPC response plans.
 3. Specific guidelines for this subcommittee are set forth under the Addendum C Training and Exercise Subcommittee as supplement to these By-laws.

6.09 **Executive Subcommittee:**

1. **The Executive Subcommittee shall consist of the LEPC Chairperson, LEPC Vice-Chairperson, the LEPC Secretary, and the Chairpersons of the Planning Subcommittee, the Exercise and Training Subcommittee, and the Public Information Subcommittee.**
2. **The Executive Subcommittee shall :**
 - a) **prepare recommended revisions to the by-laws,**
 - b) **monitor attendance of the LEPC meetings,**
 - c) **recommend members to fill vacancies,**
 - d) **develop appropriate procedures for handling correspondence, requests for information, and maintenance of records, and**
 - e) **Recommend membership to each subcommittee.**
3. Specific guidelines for this subcommittee are set forth under **Addendum D** as a supplement to these by-laws.

6.10 **Public Information Subcommittee:**

1. The Subcommittee shall consist of a minimum of three (3) members from the Saginaw County LEPC. Additional LEPC members may be added as authorized by the Chair/Vice Chair of the Saginaw County LEPC.
2. **The Public Information Subcommittee shall:**
 - a) **develop public relations tools to inform the public on how to respond in an emergency,**
 - b) **educate the community on hazardous materials and the appropriate emergency response,**
 - c) **educate the community on Title III requirements, and**
 - d) **Inform the public on how to secure community right to know and facility information.**
3. Specific guidelines for this subcommittee are set forth under the Addendum E Public Information Subcommittee as a supplement to these by-laws.

ARTICLE VII

Attendance

Procedures: Due to the complex membership nature of the LEPC and the importance of representing their consistency, members and alternates are strongly encouraged to attend all scheduled meetings. The attendance policy is set forth under **Addendum F** Attendance Policy as a supplement to these by-laws.

ARTICLE VIII

Conflict of Interest

Conflict of Interest: No member of the LEPC shall vote on any issue in which that member has a potential for conflict of interest. When the subject in which a member has a conflict of interest is reached on the agenda, the member(s) having such a conflict, shall so state, and shall abstain from voting on the item in questions. The declaration of conflict of interest and the abstention from voting shall be noted in the minutes.

ARTICLE IX

Community Right-to-Know

Freedom of Information Act Requests: To ensure the community-right-to-know responsibilities of the LEPC are met, the LEPC will follow the Freedom of Information Act requirements.

ARTICLE X

Amendments

Amendments: Amendments to these by-laws, not inconsistent with the legislation of Title III, or federal, or state or local laws, rules or regulation, may be adopted at any meeting of the LEPC at which a quorum is present, by vote of two-thirds (2/3) of the members present at the meeting of the LEPC. Written notice of any such meeting of the LEPC must contain reasonably adequate notice of the terms of the amendments proposed. Any proposed change in the by-laws shall be presented to the LEPC at least twenty-eight (28) days prior to their adoption.

ADDENDUM A

LEPC Duties and Responsibilities**(Pursuant to Title III, SARA 1986)**

1. Appointments to LEPC: The State Emergency Response Commission shall appoint members of a local emergency planning committee and may revise its designations and appointments as it deems appropriate.
2. Membership: Each LEPC shall include, at a minimum, representatives of the following groups or organizations:
 - a) Law Enforcement
 - b) Emergency Services (civil defense)
 - c) Fire Departments
 - d) First Aid
 - e) Local Public Health department
 - f) Hospitals
 - g) Transportation
 - h) Broadcast Media
 - i) Print Media
 - j) Owners/Operators of facilities subject to Title III
 - k) Organized Labor
 - l) Agriculture
 - m) Education (local school system)
 - n) Elected state and local official (at least one representing Saginaw County Board of Commissioners)
 - o) Community group
 - p) Local environment (may be combined with public health)
3. Chairperson: The LEPC shall appoint a chairperson. (Section 301 (c)).
4. Rules: The LEPC shall establish rules by which the LEPC shall function (Section 301 (c)).
5. Public Notification: Rules shall provide for public notification of committee activities (Section 301 (c)).
6. Public Meetings: Rules shall provide for public meetings to discuss the emergency plan, public comments and response to such comments by the LEPC (Section 301 (c)).
7. Plan Distribution: Rules shall provide for distribution of the emergency plan (Section 301 (c)).
8. Information Requests From the Public: LEPC shall establish procedures for receiving and processing requests from the public for information under Section 324, including Tier II information under section 312 (Section 301 (c)).
9. Coordinator for Information: LEPC shall establish procedures to include the designation of an official to serve as coordinator for information.

10. Modification of membership: A State Emergency Response Commission may revise its designations and appointments. Interested persons may petition the State Emergency Response Commission to modify the membership of the LEPC. (**Section 301 (c)**).
11. Emergency Plan Preparation: LEPC shall complete preparation of an emergency plan. (**Section 303 (a)**).
12. Annual Emergency Plan Review: LEPC shall review such plan once a year, or more frequently as changed circumstances in the community or any facility may require (Section 303 (c)).
13. Evaluation of Resources Needed: LEPC shall evaluate the need for resources necessary to develop, implement and exercise the emergency plan. (Section 303 (b)).
14. Recommendations for Resources Required: LEPC shall make recommendations with respect to additional resources that may be required and the means for providing such additional resources. (Section 303 (b)).
15. Emergency Plan Content: Each emergency plan shall include (but not limited to) the content specified in (Section 303 (c)).
16. Emergency Plan Submittal to State: After completion of an emergency plan, the LEPC shall submit a copy of the plan to the State Emergency Response Commission (Section 303 (c)).
17. Emergency Planning Notification: If a substance on the list of extremely hazardous substances first becomes present in excess of the threshold planning quantity, the facility shall notify the LEPC within 60 days after such acquisition; that such facility is subject to Title III requirements (**Section 302 (c)**).
18. Facility Provided Information: Each owner or operator of a facility subject to the requirements of Title III: a) shall notify the LEPC of a facility representative who will participate in the emergency planning process as a facility emergency coordinator, b) shall promptly inform the LEPC of any relevant changes occurring at such facility as such changes occur or are expected to occur, and c) upon request from the LEPC promptly provide information to the LEPC necessary for developing and implementing the emergency plan (**Section 303 (d)**).
19. Public Availability of Plans and Information: Each emergency plan, MSDS, section 311 (a) (2) list, inventory form, toxic chemical release form, and follow-up emergency notice shall be made available during normal working hours at a location designed by the LEPC, as appropriate (Section 324 (a)).
20. Withholding Chemical Location Information: Upon request by an owner or operator of a facility subject to requirements of section 312, the LEPC shall withhold from disclosure the location of any specific chemical required by Section 312 (d) (2) as Tier II information. (Section 324 (a)).
21. Publishing Notice of Public Availability: Each LEPC shall annually publish a notice in local newspapers that the emergency response plan, MSDS and inventory forms have been submitted. Such notice shall announce that the public may review such plan, sheet, form or follow-up notice at the location designated under item 18, above. (Section 324 (b)).
22. Emergency Notification: If a release of an extremely hazardous substance on the list of Extremely Hazardous Substances in excess of a quantity requiring notice as established by regulation, or if the substance requires notification under CERCLA, the owner or operator shall immediately after the release give notice to the community emergency coordinator for the LEPC (Section 304 (a) (b)).
23. Content of Emergency Notification: The notice made in item 22, above, shall include the following to the extent known, and so long as no delay in responding results: a) chemical

- name or identity, b) indication whether on extremely hazardous chemical list, (c estimate of quantity released, d) time and duration of release, e) medium or media into which release occurred, f) any known or anticipated acute or chronic health risks and medical advice for exposed individuals, g) proper precautions to take, including evacuation, and h) name and telephone number of the person for further information (Section 324 (b)).
24. **Follow-up Emergency Notice:** As soon as practical after a release the owner or operator shall provide a written follow-up emergency notice containing information in Item 23 above, as updated, and the following additional information: a) actions taken to respond and contain the releases, b) any known or anticipated acute or chronic health risks associated with the release, and c) advice regarding medical attention necessary for exposed individuals. **(Section 304 (c)).**
 25. **MSDS or Chemical List Basic Requirements:** The owner or operator of any facility which is required to prepare or have available a MSDS under OSHA 1910 shall submit (either) a MSDS for each chemical or a list of such chemicals to the LEPC. (Section 311 (a)).
 26. **Availability of MSDS to LEPC:** If an owner or operator submits a list of chemicals rather than MSDS, upon request by the LEPC, the owner or operator shall submit the MSDS for any chemical on the list to such LEPC (Section 311 (c)).
 27. **Availability of MSDS to Public:** The LEPC, upon request by any person, shall make available a MSDS to the person in accordance with section 324. If the LEPC does not have the requested MSDS, the LEPC shall request it from the facility owner or operator and then make the MSDS available to the person in accordance with section 324 **(Section 311 (c)).**
 28. **Emergency and Hazardous Chemical Inventory Forms:** The owner or operator of any facility which is required to prepare or have available a MSDS for a hazardous chemical under OSHA 1970 shall prepare and submit an emergency and hazardous chemical inventory form to the LEPC (Section 312 (a)).
 29. **Civil Actions by State or Local Governments:** Any state or local government may commence a civil action against an owner or operator of a facility for failure to do any of the following: (a) provide notification to the Emergency Response Commission in the State, (b) submit an MSDS or a list under Section 311 (a), (c) make available information requested under Section 311 (c), or (d) complete and submit an inventory form containing Tier I information unless not required. (Section 326 (a)).
 30. **Civil Actions by LEPC:** Any LEPC may commence a civil action against an owner or operator for failure to provide information under Section 303 , or (d) failure to submit Tier II information as required. (Section 326 (a)).
 31. **Exercising Plans: LEPC members will help facilitate the exercising of plans involving the facility, response agencies, and necessary units of government.**

ADDENDUM B

Planning Subcommittee Guidelines

The Planning Subcommittee will be responsible for the following:

1. Identify potential sites for which vulnerability studies will be made by reviewing Department of Natural Resources section 302 facility list and LEPC records.
2. Survey the planning district for additional potential facilities that may pose a chemical hazard to the community and emergency first responders.
3. Identify and submit the potential facilities list to the LEPC for submittal to the SERC for designation as additional facilities which may require an off-site emergency response plan.
4. Draft letter and questionnaire survey form to be mailed to facilities/farms.
5. Work with the facility emergency coordinator for each planning site.

6. **Analyze MSDS, Tier I and/or Tier II forms from each facility for emergency planning purposes.**
7. Analyze returned survey forms and determine vulnerability zone for each site based on chemical data.
8. Analyze and describe land uses, population, special needs population; other facilities within the vulnerability zone (hospitals, schools, etc)
9. Estimate risk by analyzing possible size and dispersion rate of vapor cloud or other possible characteristics of the most hazardous substance.
10. Determine the format for the off-site emergency response plans. Utilize the current format as recommended by the SERC.
11. Organize and develop an off-site emergency response plan for each 302 facility or other identified facility which poses a chemical threat in the emergency planning district.
12. Submit the plan to the LEPC membership for acceptance and subsequent submittal to the SERC.
13. Review recommendations and comments received from the SERC and incorporate into or revise the plan as deemed appropriate by the subcommittee.
14. Distribute copies of the plan involving all participating agencies and centers for public access.
15. **Help correct deficiencies in plans.**
16. **Review the plan annually, revise, and update.**
17. Mail revisions to all agency and facility personnel who maintain a copy of the plan.

ADDENDUM C

Exercise and Training Subcommittee Guidelines

1. **Ensure that the training programs for fire, police, public works, EMS, hospital and other emergency response personnel in the local jurisdiction, in which the facility is located, contain appropriate response capabilities to an incident involving hazardous materials. Submit an annual report to the LEPC.**
2. **Ensure existing monitoring and personal protection used by emergency response personnel are in place in the local jurisdiction in which the facility is located. Submit an annual report to the LEPC.**
3. **Ensure existing warning/communications systems are in place in the local jurisdiction in which the facility is located to determine if adequate. Submit an annual report to the LEPC.**
4. **Ensure a schedule of training for emergency response personnel exists. Submit a report to the LEPC annually.**
5. **Ensure a county wide list of resources (trained personnel and equipment) necessary for adequate response to a hazardous material incident exists. Submit an annual report to the LEPC.**
6. **Develop a format for review of existing procedures for exercising the Local Emergency Operations Plans and off-site Standard Operating Procedures.**
7. **Develop a schedule and tools for owners or operators to use in conducting a tabletop, functional and/or full scale field exercise to respond to a mock incident which includes all agencies assigned responsibility in the off-site emergency response plan. Help train facilities to exercise the plans annually, and help each facility to select the appropriate type of exercise for their needs. Provide consultation to facility owner/operator on emergency plan exercises.**

ADDENDUM D**Public Information Subcommittee**

1. Review public relations tools which inform the public how to respond should a hazardous materials incident occur in the community; make changes as necessary.
2. Promote the availability of speakers from the LEPC to neighborhood groups, service groups, environmental groups, schools, etc. to educate the community on hazardous materials in the community.
3. Provide information to business, industry and farm organizations to explain Title III requirements and the role of the LEPC and facilities in implementing Title III.
4. Write the notice of public awareness meetings and submit to the LEPC for approval.
5. Inform public of procedures to use when requesting community right-to-know and facility information, **under the Freedom of Information Act and Saginaw County policy.**

ADDENDUM E**Executive Subcommittee**

The Executive Subcommittee will be responsible for the following:

1. Developing procedures for handling all correspondence by the LEPC and its Officers.
2. Develop procedures for maximizing the use of computer techniques for administrative procedures and operational techniques.
3. Responsible for publishing the annual notice required under section 324 (b) of the Act.
4. Develop procurement procedures for LEPC activities.
5. Ensure that requests forms and procedures are supplied to the appropriate county office designated as the entry point for requests from the public.
6. Ensure that procedures for handling requests for information are developed.
7. **Upon notification of a vacancy, search for an appropriate person to fill the vacancy. Solicit recommendations from the general committee.**
 - a) **request the name of a representative from the affected discipline,**
 - b) **the LEPC Chairperson will make a motion to the LEPC Committee with a recommendation to fill the vacancy and,**
 - c) **the LEPC Chairperson will notify a new member or alternate of their appointment**

ADDENDUM F**Attendance Policy**

Policy: Due to the complex membership nature of the LEPC and the importance of representing their consistency, members and alternates are strongly encouraged to attend all scheduled meetings.

Procedure:

1. Attendance will be kept. If you cannot attend a meeting, please notify the committee.
2. To receive an excused absence:
 - a. notify the chairperson, **or the Office of Emergency Management prior to the meeting and,**
 - b. **make every attempt to have your alternate attend.**
3. Members or alternates with two (2) consecutive unexcused absences will be contacted by the Chairperson or another member of the LEPC to discuss their status. A mutual understanding for attendance and membership should be reached and reported back to the LEPC.
4. If a mutual understanding regarding attendance and membership cannot be reached, the members of the LEPC may take action to, in the case of a primary member, request that the SERC remove and replace the individual. In the case of an alternate member, the LEPC may request the SERC to remove and replace the individual.

5. Action to replace a member or alternate for nonattendance will be accomplished by a motion from any member of the LEPC to be voted upon by those voting members present at any appropriately scheduled meeting of the LEPC.
6. Upon a passing vote for removal of an alternate, and upon removal by the SERC of a primary member, the Chairperson of the LEPC will send a written confirmation to the person explaining that they have been removed.

FROM: COURTS & PUBLIC SAFETY - 2.2

AUGUST 13, 2002

Your committee has considered communication no. 8-13-4 from Sheriff Charles Brown requesting authorization to accept 2002 Law Enforcement Block Grant funds from the United States Department of Justice.

This grant in the amount of \$145,105.00 is designated to sustain law enforcement operations. Saginaw County's required local match of \$16,123.00 will bring the total to \$161,228.00. The match will come from the Sheriff Department's Inmate Trust Account.

We recommend approval for the Sheriff Department to accept the grant funds from the United States Department of Justice, as outlined; further, that the proper County Officials be authorized and directed to sign the necessary documents on behalf of the County, subject to review by the Controller as to substance and Counsel as to legal form, and to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY - 2.3

AUGUST 13, 2002

Your committee has considered communication nos. 8-13-2 & 8-13-16 from Sheriff Charles Brown asking to accept grant funding in the amount of \$58,882.00 from the Herbert and Grace Dow Foundation and \$3,000 from the Wickson-Link Foundation for continuation of the Internet Safety and Educational Initiative through June, 2004.

This project began last year with initial funding from the Family Independence Agency and served as the preventative arm for the Sheriff Department's Internet Crimes Against Children's Task Force sponsored by the U.S. Department of Justice and State Attorney General's Office. The grants will provide for in-classroom instruction to area 5th graders, educators and parents relative to issues concerning child exploitation and criminal activity perpetrated via the internet. The Sheriff Department is presently partnering with the Saginaw Child Abuse and Neglect Council and United for Kids in this effort. These agencies will assist in coordinating and delivering this preventative service throughout the tri-county region. There are no matching dollars required.

It is our recommendation that the County accept the grant funds from the Herbert and Grace Dow Foundation and the Wickson-Link Foundation for continuation of the Internet Safety and Educational Initiative, as outlined; further, that the proper County Officials be authorized and directed to sign the necessary documents on behalf of the County, subject to review by the

Controller as to substance and Counsel as to legal form, and to amend the budget accordingly.
Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES - 3.1

AUGUST 13, 2002

Your committee has considered communication 8-13-27 from the Village of Reese submitting a petition to change the Village boundaries, the Legal Notice announcing the Public Hearing along with the proposed Resolution and Order approving same. (See attached information)

The Village of Reese has informed us that Mrs. Margaret Miklovich of Blumfield Township has requested property she owns in Blumfield Township be annexed to said Village for the purpose of obtaining sanitary sewer services. The Village Clerk has caused a Notice of Hearing to be published for three weeks prior to this session, in accordance with State Statute. The Village is taking care of all costs associated with the annexation. Blumfield Township is in agreement with the proposed annexation.

We agree with the request. Under the proper order of business, the Resolution and Order authorizing said annexation will be submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Raymond F. Bartels, Vice-Chair

Cheryl M. Hadsall

Kenneth B. Horn

Carl E. Ruth

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 8-13-3.1

PETITION

The Village Council of the Village of Reese, Tuscola County, Michigan having theretofore adopted a resolution determining the desirability of annexing to the Village of Reese, Tuscola County, Michigan, all of the following described lands located in the Township of Blumfield to wit:

S 63 FT N 523 FT OF E 132 FT OF NE ¼ -- 0.19 ACRE SEC 13 T 12N R6E

Pursuant to Section 6, Chapter 14, Act 3 of 1895 of the Public Acts of the State of Michigan (MCL 74.6; MSA 5.1470) does hereby petition the Honorable Board of Commissioners, Saginaw County, Michigan, to order the said annexation in accordance with said resolution and this petition. A copy of said resolution is hereby attached and made a part hereof.

The reasons for the annexation are fully set forth in the said resolution of the Village Council of the Village of Reese, Tuscola County, Michigan, attached hereto; said annexation is considered to be in the best interests of the Village residents.

Petitioner therefore prays that the Board of Commissioners set a date for the hearing of the petition and that on the date of the hearing of said petition, said Board of Commissioners order

and determine that said annexation, proposed herein, be approved and that the lands above described be annexed and thereafter be incorporated within the corporate limits of said Village of Reese, Tuscola County, Michigan.

Signed at Reese, Michigan this 8th day of July 2002.

VILLAGE COUNCIL OF THE VILLAGE OF REESE

Village President

Village Clerk

Attachment 8-13-3.1

**NOTICE OF HEARING OF THE PETITION
OF THE VILLAGE OF REESE TO ANNEX
CERTAIN TERRITORY TO THE VILLAGE OF REESE**

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that the Village Council of the Village of Reese, Tuscola County, Michigan, has petitioned the Blumfield Township Board to annex to the Village of Reese, Tuscola County, Michigan the following described lands located in the Township of Blumfield, Saginaw County, Michigan:

S 63 FT N 523 FT OF E 132 FT OF NE ¼ -- 0.19 ACRE SEC 13 T 12N R6E

This notice shall be posted in said Village of Reese in the manner prescribed by law. The hearing on said petition will be a public hearing and all persons for or against said proposed annexation may be heard. The hearing will be held in the Saginaw County Commissioners Room 200 in the Courthouse for the County of Saginaw. In the City of Saginaw, 111 South Michigan on the 13th day of August, 2002 during the course of the regularly scheduled Commissioners' meeting.

Dated: July 10, 2002

Gerald Ellison

Village Clerk

Village of Reese

Tuscola, County

Attachment – Map #1

Attachment – Map #2

FROM: COMMITTEE ON COUNTY SERVICES - 3.2

AUGUST 13, 2002

At the June 25, 2002 session, the Board adopted a resolution approving the project area for the Saginaw Art Museum Industrial Development Revenue Bond project, set the public hearing, and appointed two new Directors to the Saginaw County Economic Development Board. Subsequently, we considered communication 8-13-9 from JoAnn Crary, President, Saginaw Future Inc. asking approval of the Plan for said Project.

We met with Ms. Crary who informed us the Project, estimated to cost approximately \$5,100,000 consists of constructing an addition to the existing Museum, renovating, furnishing, equipping the facility, and making site improvements. Bonds in the amount of \$3,100,000 will be issued, with the balance being raised through donations. The Project will result in the creation of approximately four new permanent positions. The City of Saginaw and the Saginaw County Economic Development Corporation have approved the Project Plan. A copy of the Project Plan is available for review in the Board Office.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES - 3.3

AUGUST 13, 2002

Your committee has considered communication 8-13-19 from John Schmude, Director, Parks Commission asking the Board for its approval to restructure the duties of and rename two full time positions in the Parks Department.

We met with Mr. Schmude who informed us a new position of Assistant Director (as factored) would be created replacing the vacant Operations Supervisor/Event Coordinator position. The existing Outdoor Recreation Coordinator position would be re-titled Outdoor Recreation and Events Coordinator and also factored accordingly. Parks is a millage-funded department and is therefore excluded from the hiring freeze.

It is the recommendation of your committee to approve the request of the Parks Commission to reorganize the Parks Department, as outlined above, and, subject to factoring evaluation; further that the proper County officials be authorized and directed to amend the personnel complement and budget accordingly.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES - 3.4

AUGUST 13, 2002

Your committee has considered communication 8-13-25 from Mildred Dodak, Register of Deeds asking to eliminate one of the two full-time positions in the Microfilm Department in exchange for maintaining a part-time position that was not included in the 2002/2003 Draft County Budget. We met with Ms. Dodak who informed us that the part-time Account Clerk I/II is very important to the Register of Deeds Office. The person holding the position has been trained to perform specific functions which relate to eliminating the backlog created by the increased number of filings. The Microfilm Department which is under control of the Register of Deeds microfilms for several other departments in the County. The individual holding the Microfilm Clerk, T05 position has indicated she would like to take advantage of the early-out retirement option that is included in the County's 2002/2003 Draft Budget. With this retirement, the Register is requesting to delete the full-time position and to reinstate the part-time position in the 2002/2003 budget. The savings is estimated to be \$23,245.

The space and microfilm equipment would continue to be maintained by the Register of Deeds, however, the staff person will no longer be provided. Each office or department would have to designate a person from their department to do their own filming.

It is the recommendation of your committee to concur with the Register of Deeds to eliminate the full-time position of Microfilm Clerk, T05 in the Microfilm Department and keep the part-time position of Account Clerk I/II, subject to adoption of the 2002/2003 County Budget. We further recommend that the proper County officials be authorized and directed to make the necessary changes to the personnel complement effective October 1, 2002.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1

AUGUST 13, 2002

The MERS 2002 Annual Meeting of participating municipalities will be held in Grand Rapids, MI, September 18 - 20. In accordance with the provisions of Act 427, P.A. 1984, the Michigan Employees Retirement Act, the governing body of each participating municipality must certify to the MERS Board an officer and employee delegate and alternate to represent them at the meeting.

The officer delegate and alternate are selected by the governing body of the participating municipality. The employee delegate and alternate are elected by employee members of the Retirement System. In communication no. 8-13-14, Retirement Administrator Amy Deford reports that Tim Brennan of the Commission on Aging was elected as the employee delegate and Ann Messing of the Treasurer's Office as the employee alternate..

It is the recommendation of your Labor Relations Subcommittee that Amy Deford be appointed as the Officer Delegate; further, that the proper County officials certify the delegates and alternates to represent Saginaw County at the MERS Annual Meeting with expenses paid by the Retirement Fund.

Respectfully submitted,
COMMITTEE ON APPROPRIATIONS

James M. Graham, Chairman

Connie D. Smith, Vice Chair

By Commissioner Wurtzel: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2

AUGUST 13, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (06-25-51)

Accordingly, we recommend the attached voucher payment transmittal(s) be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period June 11-24, 2002.

Respectfully submitted,
COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 8-13-4.2

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3

AUGUST 13, 2002

Your Budget Audit Subcommittee considered communication no. 8-13-8 from Marvin D. Hare, County Treasurer, forwarding amendments to Policy #222 – Delinquent Tax Revolving Fund, as attached. (additions in **bold** and deletions in ~~strike-out~~)

The Treasurer informed us the Policy was originally adopted in May 16, 1989, amended in 1996, to clearly identify the appropriate method of transferring funds from the Delinquent Tax Revolving Fund while maintaining ample security for investors. Additional amendments are needed due to statutory changes, self funding provisions and changes in the required balances of the Unpledged Note Reserve Fund. Appendices C and D show the contributions to the General Fund for the period 1980 to 2002; and Appendix E is an analysis of outstanding notes as of December 31 of each year.

It is the recommendation of your committee to approve the revisions to Policy #222 – Delinquent Tax Revolving Fund; further, that the Board Coordinator distribute a copy to all Elected Officials, Department Heads and Agencies of the County, and make the necessary changes to the Central Electronic File Repository for viewing on the County Board of Commissioner web site in accordance with County Policy.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 8-13-4.3

Category: 200

Number: 222

Subject: **DELINQUENT TAX REVOLVING FUND POLICY**

1. **PURPOSE:** The purposes of this Policy are:
 - 1.1 To formulate a written County policy for making planned annual transfers from the Saginaw County Delinquent Tax Revolving Fund (DTRF) into the General Fund while maintaining adequate reserves within the Delinquent Tax Revolving Fund, to assure prompt payment of all current and future outstanding General Obligation Limited Tax Notes as well as to assure the continuation of the DTRF.
 - 1.2 To provide adequate cash flow within an Unpledged Note Reserve Account (UNRA) and to assure all outstanding notes, interest expense and other expenses are paid on a timely basis.
 - 1.3 To self-fund utilizing available resources within the DTRF without borrowing, provided sufficient funds are available.
 - 1.4 This Policy fully recognizes the proposition that unless adequate financial resources remain in the DTRF which are unpledged, it is impossible to predict with any certainty, whether it would be feasible for the County to enter the credit markets in order to borrow for future years. Only by maintenance of a reasonable cushion in the UNRA within the DTRF will it be feasible for the County to continue the DTRF.
2. **AUTHORITY:** Saginaw County Board of Commissioners.
3. **APPLICATION:** This policy applies to the Saginaw County Treasurer.
4. **RESPONSIBILITY:** It is the Saginaw County Treasurer’s responsibility to implement this policy.
5. **DEFINITIONS:** NONE
6. **POLICY:**

- 6.1 Annual Mechanics
 - 6.1.1 Each year after all the notes are paid off from a particular year's borrowing (usually from three years prior), or if self funding, after completion of foreclosures of a particular year's tax) and the County Treasurer's Office has completed its internal audit of a particular year's 100% Tax Payment Fund (which audit must ascertain to the satisfaction of the Treasurer that the charge-backs to be made against local units of government as well as other off-setting entries have been made upon reasonable estimates), the entire fund balance for distribution (not to exceed available cash) shall be paid over to the General Fund by September 1st of that year based on amounts available as of August 31st of that year.
 - 6.1.2 On or before August 31st of each year, the County Treasurer will determine whether there is available cash and investments on hand in the UNRA within the DTRF. In order to make this determination, the Treasurer will take into account the following:
 - 6.1.2.1 The projected amount of indebtedness as of August 31st of that year with respect to outstanding General Obligation Limited Tax Notes times 30% (thirty percent).
 - 6.1.2.2 The amounts that have been collected and are on hand in the form of cash and investments for the payment of such indebtedness, and current projections as to the collections which are expected to meet such debt payments.
 - 6.1.2.3 Other factors which may affect the ability of the County to borrow in the current and future credit markets.
 - 6.1.2.4 Current and projected future interest rates paid on debt outstanding, current and projected future interest rates on investments, feasibility of advancing funds for current and future borrowings and advisability of early retirement of outstanding debt.
 - 6.1.2.5 Potential changes in the law authorizing the County to continue the DTRF or in the Federal Tax Laws which might have an impact on either the issuance of General Obligation Limited Tax Notes under Act 206 of P.A. 1893, as amended, or the maintenance of reserves.
 - 6.1.3 Once the County Treasurer has determined the existence of available funds (or lack thereof) in the UNRA within the DTRF, the County Treasurer, on or before September 1st of each year shall recommend to the Board of Commissioners the minimum and maximum to be held in the UNRA, the minimum of which shall not be less than \$10,500,000 (ten million five hundred thousand dollars) including advances.
 - 6.1.4 The actual transfer of cash from the UNRA, if any, within the DTRF to the County's General Fund will be made on or before September 1st of each year.
- 6.2 Transfers From the General Fund to Make Note Payments
 - 6.2.1 Notwithstanding the existence of the various unpledged amounts maintained in the DTRF to ensure the continued stability of that fund and provide for continued accessibility to credit markets, the County Treasurer, without further action of the Board of Commissioners is

authorized to draw from the County's General Fund a cash advance which may be necessary to assure that the General Obligation Limited Tax Notes and interest thereon of the County are paid when due, after first drawing on the UNRA. The County Treasurer, however, must notify the Board of Commissioners at least 10 days before a draw occurs and also when the repayment is made to the General Fund.

- 6.3 Maintenance of Long-Term General Fund Advance and An Unpledged Note Reserve Account
 - 6.3.1 In order to permit continued market access and to otherwise assure funds will be available for payment of outstanding Notes, there will be maintained within the DTRF a new account titled "Unpledged Note Reserve Account." There will be maintained within this account a minimum amount of \$10,500,000 (ten million five hundred thousand dollars), which amount will be annually reviewed and adjusted, in the future, in accordance with the Policy set forth above.
7. ADMINISTRATIVE PROCEDURES:
 - 7.1 Saginaw County Delinquent Tax Collection Cycle (Example)
 - 7.1.1 The local Treasurer in July and December as applicable, sends property tax bills to the taxpayer. The taxpayer has until a certain date in order to pay these current bills. However, if the taxpayer does not pay the bill – before March 1st of the succeeding year, the taxes will be returned delinquent to the County Treasurer. For example, in a township which issued a bill in December 2001, if the taxpayer does not pay before March 1, 2002, the taxes on that property are then returned delinquent to the County Treasurer.
 - 7.1.2 All local Treasurers return delinquent property taxes to the County Treasurer on March 1, 2002. For example, Saginaw County Treasurer will receive approximately ten and one half million dollars in unpaid property taxes.
 - 7.1.3 The County Treasurer reviews the taxes returned delinquent and summarizes those and issues approximately ten and one half million dollars in tax notes in the general financial markets. This happens sometime in May, 2002. The tax notes are to be paid off over a variable period dependent on County collections of delinquent property taxes. If the County Treasurer has adequate funding in the Delinquent Tax Revolving Fund, he may determine not to borrow and use existing funds.
 - 7.1.4 After the County Treasurer sells the notes, the approximately ten and one half million dollars in cash is then paid to each of the local treasurers depending on their proportionate share of the delinquent taxes. This is done around June, 2002.
 - 7.1.5 During 2002 the County Treasurer collects all delinquent taxes for 2001 and prior years carefully separating cash collections by tax year.
 - 7.1.6 The County Treasurer uses these delinquent tax collections and interest earnings on investments to pay off the tax notes and interest expense which come due during 2002 or reimburses the Unpledged Note Reserve if he self funds.
 - 7.1.7 The County Treasurer repeats the same process in 2003 with respect to the 2002 tax bills as indicated in Steps 7.1.5 and 7.1.6.

- 7.1.8 Again, the County Treasurer repeats the same process in 2004 with respect to collection of taxes and payments of notes as indicated in Steps 7.1.5 and 7.1.6.
 - 7.1.9 Again, the County Treasurer repeats the same process as indicated in Steps 7.1.5 and 7.1.6 and makes the final payment on the 2002 note issuance in 2005.
 - 7.1.10 The County Treasurer returns the available cash in the 2002 Delinquent Tax Fund to the General Fund on or before September 1, 2004.
 - 7.1.11 The County Treasurer then collects the remaining unpaid 2001 taxes after September 1, 2004 and chargebacks to local units for uncollectible taxes. Adjustments are also made depending on the nature of the problem. Available cash in the 2002 Delinquent Tax Fund will be transferred to the Unpledged Note Reserve Account as of September 30th of each subsequent year.
 - 7.1.12 The County Treasurer will eventually close the 2002 Delinquent Tax Fund when in his/her judgment he/she deems it appropriate.
8. CONTROLLER/CAO LEGAL COUNSEL REVIEW: The Controller/CAO has determined that this policy as submitted to the Board of Commissioners contains the necessary substance in order to carry out the purpose of the policy. The County Civil Counsel has determined that this policy as submitted contains content that appears to be legal activities of the Saginaw County Board of Commissioners.

Approved as to Substance:
Marc A. McGill
Saginaw County Controller/CAO

Approved as to Legal Content:
Stephen L. Borrello
Saginaw County Civil Counsel

Amended: 8/13/02

Attachment 4.3

Attachment 4.3

Attachment 4.3

Attachment 4.3

**FROM: COMMITTEE ON APPROPRIATIONS --- 4.4
2002****AUGUST 13,**

Your Budget and Audit Subcommittee received communications no. 4-23-2, 8-13-1, 8-13-24, and 8-13-26 being Draft #1, Draft #2, Draft #3 and Governor Engler's Budget Veto from Marc A. McGill, Controller/CAO regarding the Fiscal 2002/2003 budget. Commissioners have received copies, as well as a detailed packet of the Standing Committee Departmental budgets. Each committee reviewed proposed budgets with Elected Officials, Department Heads and Agencies funded by this Board.

In communication no. 8-13-29, Marc A. McGill, Controller/CAO submits recommended Resolutions A, B, and C which are consistent with Draft #1, Draft #2, Draft #3, and take into account Governor Engler's veto of Saginaw County's State Revenue Sharing.

- A. Fiscal 2002/2003 Budget Resolution A. Outlines the budget for the entire County and the General Fund. It includes the restrictions and required direction for the expenditure of County funds and the proposed County millage rates to be levied December 1, 2002. Resolution A includes the reduction of 29.1 positions effective January 1, 2003. Resolution A also includes the reduction of \$4,536,158 and an estimated 52 additional positions effective January 1, 2003 due to the Governor's veto of State Revenue Sharing. Should State Revenue Sharing be fully reinstated prior to January 1, 2003, the funding of \$4,536,158 and the estimated 52 additional position reductions will be averted by this Board's replacement of same within the 2002/2003 budget.
- B. Fiscal 2002/2003 Budget Resolution B. Outlines direction for the establishment of salaries, wages, and fees for County employees, department heads and elected officials.
- C. Fiscal 2002/2003 Budget Resolution C. Outlines Capital Improvement Plans and Expenditures.

A public hearing will be held at this day's session to allow comment. Notice was previously published in the Saginaw News and copies of this report with attached resolutions are available in the Board Office.

It is the recommendation of your committee that the Fiscal 2002/2003 Budget, Salary and Capital Improvement Resolutions be laid on the table and scheduled for formal adoption at the September 17, 2002 Board Session.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

James M. Graham, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Commissioner Wurtzel moved, supported by Commissioner Blaine to amend the County Budget by transferring \$20,500 budgeted for the elected officials 3% wage increase to the Sheriff Department Road Patrol budget, overtime line item. Amendment defeated by the following roll call vote: 6 ayes - Wurtzel, Basil, Collison, Bartels, Blaine, Horn; 8 nays - Foxx, Woods, Ruth, Graham, Mallette, O'Hare, Hadsall, Hare; 1 absent - Smith. Commissioner Hare moved, supported by Commissioner Basil to amend the 2002/2003 County Budget presented by the Budget Audit Subcommittee by reinstating \$4,536,158 in State Revenue Sharing; and that Resolution A, paragraphs #7 and #9 be amended to remove language that references personnel reductions noted with an asterisk and to remove the asterisks on the Personnel Worksheet; further, that the Budget be laid on the table at this day's session for formal adoption at the September 17 Session. Amendment carried unanimously. Vote on the main motion passed unanimously.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.5

In August 1998, Saginaw County hosted the 100th Annual Summer MAC Conference in Frankenmuth, Michigan at the Bavarian Inn Lodge. The three day conference resulted in the sale of 1350 hotel rooms; the actual delegate expenditure of \$150,000 resulted in an economic impact to the County of over \$700,000.

The Michigan Association of Counties Board of Directors will be selecting future conference sites for the years 2004 – 2007 in October of this year. A proposal was submitted by the Saginaw County Convention & Visitors Bureau, contingent upon Board of Commissioners approval, to meet the August 1 deadline. It petitions MAC to select the Bavarian Inn Lodge which has more than doubled their meeting space since the last conference.

Your Executive Committee believes Saginaw County would be an ideal setting for future MAC Conferences. Under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.6

AUGUST 13, 2002

In a 1954 Act of Congress, the words “under God” were added to the Pledge of Allegiance to the Flag. Most recently, the Ninth Circuit of the U.S. Court of Appeals ruled the act violates the Establishment Clause of the U.S. Constitution. The decision is stayed pending appeal.

Your Executive Committee believes the existing language is an important part of America’s heritage and future, and should remain unchanged. Under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

CHAIRMAN HARE PULLED REPORT 4.7 BECAUSE OF THE SUCCESSFUL OVERRIDE VOTE OF THE GOVERNOR’S VETO BY BOTH THE HOUSE AND SENATE EARLIER TODAY.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.7

AUGUST 13, 2002

On July 25, 2002, Governor John Engler vetoed all statutory State Revenue Sharing payments to counties, cities, villages and townships for fiscal year 2003. It was stated that the reason the veto was necessary is to cover the cost that may be incurred if three ballot proposals pass in November.

Your Executive Committee believes State Revenue Sharing has been a historical source of funds for local government and should be re-instated. Under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

COMMITTEE COMPENSATION -- 5.1 AUGUST 13, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held June 9-22, 2002.

Mid-Michigan Dispute Resolution Center Board

Committee Meeting---6-5-02*

J. Collison, 4 miles	51.46
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Human Services Committee---6-10-02

R. Woods, 7 miles	52.56
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C. Smith, 3 miles	51.10
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T. Basil, 3 miles	51.10
-------------------	-------

B. Blaine, 26 miles	59.49
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T. Hare, 2 miles	50.73
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Human Services Collaborative Body---6-11-02

C. Smith, 3 miles	51.10
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County Services Committee (Budget/Regular)---6-11-02

M. O'Hare, 50 miles	68.25
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R. Bartels, 3 miles	51.10
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C. Hadsall, 40 miles	64.60
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K. Horn, 30 miles	60.95
-------------------	-------

C. Ruth, 4 miles	51.46
------------------	-------

T. Hare, 2 miles	50.73
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Courts & Public Safety Committee---6-12-02

R. Mallette, 10 miles	53.65
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P. Wurtzel, 13 miles	54.75
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J. Collison, 4 miles	51.46
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E. Foxx, 8 miles	52.92
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J. Graham, 21 miles	57.67
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T. Hare, 2 miles	50.73
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Bridge Center for Racial Harmony---6-13-02

C. Smith, 3 miles	51.10
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Budget Audit Subcommittee---6-13-02

R. Bartels, 3 miles	51.10
---------------------	-------

R. Blaine, 26 miles	59.49
---------------------	-------

C. Hadsall, 40 miles	64.60
----------------------	-------

K. Horn, 30 miles	60.95
-------------------	-------

C. Ruth, 4 miles	51.46
------------------	-------

J. Graham, 21 miles	57.67
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T. Hare, 2 miles	50.73
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Community Action Committee, re: Headstart---6-14-02

E. Foxx, 8 miles	52.92
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HealthSource Advisory---6-17-02

T. Basil, 3 miles	51.10
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Saginaw County Convention & Visitors Bureau---6-18-02

K. Horn, 30 miles	60.95
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Labor Relations Subcommittee---6-18-02

C. Smith, 3 miles	51.10
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P. Wurtzel, 13 miles	54.75
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E. Foxx, 8 miles	52.92
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Board of Commissioners**August 13, 2002**

M. O'Hare, 50 miles	68.25
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Saginaw Area Storm Water Authority---6-19-02	
M. O'Hare, 0 miles	25.00
Executive Committee---6-19-02	
T. Hare, 2 miles	50.73
J. Graham, 21 miles	57.67
R. Mallette, 10 miles	53.65
M. O'Hare, 50 miles	68.25
Mosquito Abatement Commission---6-20-02	
M. O'Hare, 50 miles	18.25
Human Services Collaborative Body Planning---6-20-02	
C. Smith, 3 miles	51.10
Community Action Committee, re: Headstart---6-21-02	
E. Foxx, 8 miles	52.92
Human Services Collaborative Body---6-21-02	
C. Smith, 3 miles	51.10
Respectfully submitted, Kaye Schultz, Board Coordinator	
*Not previously reported	
COMMITTEE COMPENSATION -- 5.2	AUGUST 13, 2002
I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held June 23 - July 6, 2002.	
Bay Area Substance Abuse Board---2-27, 3-27, 4-24 & 5-22-02*	
E. Foxx, 32 miles	51.68
Environmental Hearing Board---6-12-02*	
R. Woods, 7 miles	52.56
Human Services Committee---6-24-02	
R. Woods, 7 miles	52.56
C. Smith, 0 miles	50.00
T. Basil, 3 miles	51.10
B. Blaine, 26 miles	59.49
T. Hare, 2 miles	50.73
Region VII Advisory---6-25-02	
C. Ruth, 0 miles	5.00
Community Corrections Advisory Board---6-25-02	
R. Mallette, 0 miles (no comp.)	
Board Session---6-25-02 (all present)	
Mental Health Executive Limitations---6-26-02	
R. Woods, 7 miles	12.56
Bay Area Substance Abuse Board---6-26-02	
E. Foxx, 8 miles	52.92
911 Board---6-27-02	
R. Mallette, 10 miles	53.65
E. Foxx, 8 miles	52.92
City County School Liaison at Board of Education---6-27-02	
C. Ruth, 4 miles	51.46

Board of Commissioners**August 13, 2002**

M. O'Hare, 50 miles	68.25
R. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
Human Services Collaborative Body Planning---6-28-02	
C. Smith, 0 miles	50.00
Chair duties---7-3-02	
J. Graham, 21 miles	57.67
Respectfully submitted, Kaye Schultz, Board Coordinator	
*Not previously reported	

COMMITTEE COMPENSATION -- 5.3**AUGUST 13, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held July 7-20, 2002.

Meeting with Health Officer, re: Dioxin levels in
Tittabawassee River Floodplain---7-9-02

J. Graham, 21 miles	57.67
P. Wurtzel, 13 miles	54.75
Solid Waste Planning Committee---7-9-02	
M. O'Hare, 50 miles	28.25
Courthouse Tour---7-9-02	
R. Mallette, 10 miles	53.65
C. Ruth, 4 miles	51.46
Mosquito Abatement Commission---7-11-02	
M. O'Hare, 50 miles	18.25
Saginaw County Convention & Visitors Bureau---7-16-02	
K. Horn, 30 miles	60.95
Commission on Aging Board Liaison---7-18-02	
M. O'Hare, 50 miles	68.25
Respectfully submitted, Kaye Schultz, Board Coordinator	

COMMITTEE COMPENSATION -- 5.4**AUGUST 13, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held July 21 - August 3, 2002.

HealthSource Board---7-2-02*

R. Bartels, 3 miles	1.10
J. Graham, 21 miles	7.67
C. Smith, 0 miles	
Mental Health Board---7-8-02*	
R. Woods, 7 miles	12.56
Human Services Collaborative Body Executive---7-9-02*	
C. Smith, 9 miles	50.00
Human Services Collaborative Body Planning---7-19-02*	
C. Smith, 0 miles	50.00
Environmental Health Board---7-22-02	
M. O'Hare, 50 miles	28.25
Region VII Advisory---7-23-02	
C. Ruth, 0 miles	5.00
Bay Area Substance Abuse Board---7-24-02	

Board of Commissioners**August 13, 2002**

E. Foxx, 8 miles	12.92
HealthSource Building & Planning---7-24-02	
J. Graham, 21 miles	7.67
Mosquito Abatement Commission---7-25-02	
M. O'Hare, 50 miles	18.25
City County School Liaison at Courthouse---7-25-02	
C. Ruth, 4 miles	51.46
R. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
Human Services Committee---7-29-02	
R. Woods, 7 miles	52.56
C. Smith, 0 miles	50.00
T. Basil, 3 miles	51.10
T. Hare, 2 miles	50.73
HealthSource Finance---7-30-02	
R. Bartels, 3 miles	1.10
County Services Committee---7-30-02	
M. O'Hare, 50 miles	68.25
R. Bartels, 3 miles	51.10
C. Hadsall, 40 miles	64.60
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
T. Hare, 2 miles	50.73
Courthouse Tour---7-31-02	
R. Mallette, 10 miles	28.65
MAC Revenue Sharing in Grayling---7-31-02	
J. Graham, 234 miles	110.41
Courts & Public Safety Committee---7-31-02	
R. Mallette, 10 miles	53.65
P. Wurtzel, 13 miles	54.75
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Local Emergency Planning Committee---8-1-02	
R. Mallette, 10 miles	13.65
Parks & Recreation Commission---8-1-02	
R. Mallette, 10 miles	3.65
Saginaw Future Board---8-2-02	
T. Hare, 2 miles	50.73

Respectfully submitted,
Kaye Schultz, Board Coordinator

*Not previously reported

By Commissioner Horn: That Committee Compensation Report(s) 5.1, 5.2, 5.3 and 5.4 be received, not read, and the recommendations contained therein adopted. Approved.

**RESOLUTIONS
RESOLUTION A
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW**

AUGUST 13, 2002

RE: PETITIONING THE MAC BOARD OF DIRECTORS TO SELECT SAGINAW COUNTY AS A FUTURE SITE FOR THE MAC SUMMER CONFERENCE FOR THE YEARS 2004-2007

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held in the City of Saginaw, Michigan, on the 13th day of August, 2002, at 5:00 p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- Connie D. Smith

Commissioner Graham offered the following resolution and moved its adoption. The motion was seconded by Commissioner Basil:

WHEREAS, Saginaw County has been a member of the Michigan Association of Counties for many years. County Officials, as well as Commissioners, have depended on the information and assistance from MAC to better understand and participate in the legislative process; and,

WHEREAS, Saginaw County Commissioners and Officials have regularly attended the MAC Conferences and Meetings held throughout the State, finding them to be consistently enjoyable, informational and well worth the time and effort to attend; and,

WHEREAS, Saginaw County commends the Michigan Association of Counties and its Board of Directors for developing the excellent Commissioner-County Networking System that exists today.

NOW, THEREFORE, BE IT RESOLVED, The Saginaw County Board of Commissioners respectfully petitions the Michigan Association of Counties and its Board of Directors to select the Bavarian Inn Lodge in the City of Frankenmuth, County of Saginaw as the site for the 2004, 2005, 2006 or 2007 MAC Annual Summer Conference.

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to the Michigan Association of Counties and its Board of Directors.

"Saginaw County warmly welcomes its visitors. We are ideally located in the central part of lower Michigan, easily accessible from the State's many highways. Recreation is readily available to satisfy all interests. Saginaw County has many beautiful golf courses and a parks system that offers hiking, picnicking, and swimming. Restaurants overlooking the Saginaw River, provide a beautiful view of both summer and winter activities. In downtown Saginaw, one can visit the Castle Historical Museum to see our heritage of days gone by. The Saginaw Art Museum, Old Saginaw City, Heritage Square Historical District, Andersen Water Park, and the Children's Zoo and Japanese Tea House and Culture Center at Celebration Square are other interesting places to visit. The Village of Chesaning offers specialty boutiques and unique fine dining. For unforgettable shopping adventures, try Fashion Square Mall or the Prime Outlets at Birch Run which is a stone's throw from our Germantown community of Frankenmuth. Frankenmuth, the home of family-style chicken dinners, Bronner's Year-a-round Christmas displays, Frankenmuth Riverplace – a European Shopping Village, and many unique shops which can be seen by strolling along Main Street or relaxing in a horse-drawn carriage. Saginaw County has much more and our desire is to provide you warm, friendly hospitality. Come see us - Saginaw - a great place to meet."

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

ADOPTED: Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays --- None

STATE OF MICHIGAN)

) SS

COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners at a regular meeting of the Saginaw County Board of Commissioners, held on the 13th day of August, 2002, the original of which is on file.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and seal this 13th day of August, 2002.

Susan Kaltenbach, Clerk, County of Saginaw

**RESOLUTION B
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW**

AUGUST 13, 2002

RE: SUPPORTING THE PLEDGE OF ALLEGIANCE IN ITS PRESENT FORM

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held in the City of Saginaw, Michigan, on the 13th day of August, 2002, at 5:00 p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- Connie D. Smith,

Commissioner Graham offered the following resolution and moved its adoption. The motion was seconded by Commissioner Foxx:

WHEREAS, In 1954 at the urging of President Eisenhower the Congress added the words "under God" to the Pledge of Allegiance to reaffirm the transcendence of religious faith in America's heritage and future; and,

WHEREAS, On June 26, 2002, the Ninth Circuit of the U.S. Court of Appeals ruled that the 1954 act of Congress that added the words "under God" to the Pledge violates the Establishment Clause of the U.S. Constitution; and,

WHEREAS, The words "under God" are not intended to violate the separation of state and church or to endorse one religion over another.

NOW, THEREFORE, BE IT RESOLVED, The Saginaw County Board of Commissioners supports the Pledge of Allegiance to the Flag in its present form and petitions the Ninth Circuit of the U.S. Court of Appeals to reconsider its decision to hold the Pledge unconstitutional.

BE IT FURTHER RESOLVED, That this resolution be sent to the Ninth Circuit of the U.S. Court of Appeals, our area Federal and State Legislators, all Michigan Counties and the Michigan Association of Counties.

Respectfully submitted,

SAGIANAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

ADOPTED: Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays --- None

STATE OF MICHIGAN)

) SS

COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners at a regular meeting of the Saginaw County Board of Commissioners, held on the 13th day of August, 2002, the original of which is on file.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and seal this 13th day of August, 2002.

Susan Kaltenbach, Clerk
County of Saginaw

CHAIRMAN HARE PULLED RESOLUTION C BECAUSE OF THE SUCCESSFUL OVERRIDE VOTE OF THE GOVERNOR'S VETO BY BOTH THE HOUSE AND SENATE EARLIER TODAY.

RESOLUTION C
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW

AUGUST 13 2002

RE: State Revenue Sharing Gubernatorial Veto Override

WHEREAS, County government provides law enforcement, judicial administration, public health, mental health and environmental services, many of which are required by law; and,

WHEREAS, The State Legislature has continued to adopt laws which increase the responsibilities and costs of counties in providing these services; and,

WHEREAS, The State Constitution requires the State to provide funding for these mandates; and,

WHEREAS, State Revenue Sharing has been a historical source of funds provided in support of the County's obligations to provide such required services; and,

WHEREAS, The need for these services is continually greater than the amount of funds available to provide them; and,

WHEREAS, On July 25, 2002 Governor John Engler vetoed ALL Statutory State Revenue Sharing payments for fiscal year 2003; and,

WHEREAS, This veto threatens the public safety environment and quality of life for all of Michigan citizens.

NOW, THEREFORE, BE IT RESOLVED, The Saginaw County Board of Commissioners supports and demands the Michigan Legislature to override the Governor's veto and immediately restore this critical funding.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

**RESOLUTION D
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW**

AUGUST 13, 2002

IN RE: RESOLUTION APPROVING PROJECT PLAN (SAGINAW ART MUSEUM PROJECT) - CITY OF SAGINAW

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 13th day of August, 2002, at 5:00 o'clock, p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- Connie D. Smith,

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Hadsall.

WHEREAS The Economic Development Corporation of the County of Saginaw (the "EDC") has recommended that the Board of Commissioners approve the Project Plan required by the Economic Development Corporations Act (the "Act") for the captioned Project, a copy of which has been presented to this meeting (the "Project Plan"); and

WHEREAS the EDC's recommendations to the Board of Commissioners were based upon its determinations that the Project is reasonable and necessary to effectuate the purposes of the Act and that the Project Plan satisfies all of the requirements of the Act regarding project plans; and

WHEREAS the governing body of the City of Saginaw, Saginaw County, Michigan, has also approved the Project Plan and given its consent to the exercise of jurisdiction over the Project by the EDC; and

WHEREAS the Board of Commissioners has held a public hearing to consider whether the Project Plan constitutes a public purpose as contemplated by the Act; and

WHEREAS the Board of Commissioners, following such public hearing and its review of the Project Plan, concurs in the determinations of the EDC with respect thereto;

NOW THEREFORE BE IT RESOLVED that the Project Plan is determined to constitute a public purpose as contemplated by the Act and is approved; and

BE IT FURTHER RESOLVED that the EDC is authorized to take such steps as are necessary to implement the Project and to finance the Project by the issuance of its limited obligation revenue bonds as contemplated by the Project Plan; and

BE IT FURTHER RESOLVED that the County Clerk is directed to provide four certified copies of this resolution to the Secretary of the Board of the EDC.

BE IT FURTHER RESOLVED that, the County Clerk is hereby directed to provide four certified copies of this resolution to the Secretary of the Board of the EDC.

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

ADOPTED: Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel

Nays --- None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do

hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on the 13th day of August, 2002, the original of which is on file.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 13th day of August, 2002.

Susan Kaltenbach, County Clerk

**RESOLUTION E
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW**

AUGUST 13, 2002

IN RE: RESOLUTION AND ORDER APPROVING ENLARGEMENT OF BOUNDARIES OF THE VILLAGE OF REESE, TUSCOLA COUNTY, MICHIGAN

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- Connie D. Smith

WHEREAS, the Board of Commissioners of Saginaw County, Michigan, at a regular meeting held this 13th day of August, 2002, has duly considered a Petition submitted by the Village of Reese to enlarge the Village boundaries to include the following described premises:

S 63 FT N 523 FT OF E 132 FT OF NE ¼ -- 0.19 ACRE SEC 13 T 12N R6E

AND WHEREAS, Notice of Presentation of said Petition to the Saginaw County Board of Commissioners was duly posted, and proof thereof submitted for a hearing to be held on August 13, 2002, and notice thereof duly posted at the Commissioners, Room 200 in the City of Saginaw located at 111 South Michigan, and an opportunity for public hearing thereon was held this day;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Commissioners of Saginaw County, Michigan, that the Petition of the Village of Reese to enlarge the Village boundaries by including the above-described premises therein is hereby approved and granted, and that the premises described in said petition shall henceforth be included within the corporate limits of the Village of Reese, and further that the County Clerk is hereby directed to enter a copy of this order upon the Board of Commissioners' records and to transmit a certified copy thereof to the Secretary of State and to the Village Clerk of Reese.

On motion of O'Hare, Seconded by Ruth, the above and foregoing Resolution and Order was adopted by the following roll call:

Those voting "Yes" were: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Robert M. Woods, Jr., Patrick A. Wurtzel

Those voting "No" were: None

Todd M. Hare, Chairman of the
Saginaw County Board of Commissioners

I hereby certify that the above is a true copy of the Resolution adopted by the Board of Commissioners of Saginaw County at a regular meeting held August 13, 2002 at Saginaw, Michigan.

Susan Kaltenbach, Clerk of the Saginaw County Board of Commissioners

APPOINTMENTS

Chairman Hare made the following appointments:

Building Authority - Marc McGill for a term expiring August 1, 2008

Michigan Works! Workforce Development Board - Bruce Griffith, Employment Sector for a term expiring June 30, 2004

ANNOUNCEMENTS BY THE CHAIR

Chairman Hare thanked everyone who attended the Veto Override Rally this morning in Lansing. Many Saginaw County officials attended, some paid to ride on a chartered bus and others rode in their personal vehicles. It was a success. Both the House and the Senate approved the override, restoring revenue sharing to local communities. Letters of appreciation were directed to our area Legislators and the Michigan Association of Counties.

COMMISSIONERS' AUDIENCES

Commissioner Mallette asked Controller McGill to go over the final steps in adopting the 2002/2003 County Budget.

Commissioner Horn announced the Frankenmuth Music Fest was being held this week and invited commissioners to visit.

By Commissioner Woods: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 6:20 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

SEPTEMBER 2002

First day of the September 2002 Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, September 17, 2002. The Board met pursuant to adjournment at 5:00 p.m. Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - **15**

ABSENT: 0

TOTAL: - 15

Commissioner Ruth opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

AUDIENCES

Sheriff Brown recognized Commissioner Ray Bartels, the tortoise, and Captain Robert Rae, the hare, who participated in the 4th Saginaw County Law Enforcement Torch Run on September 11. He thanked all who made pledges to benefit the Special Olympics of Michigan.

Dr. Terri Erwin was not present. She arrived later in the meeting and gave the Clerk literature on The Ezekiel Project of Saginaw for distribution to commissioners. The organization has scheduled a gathering on September 29 to talk with elected officials about quality of life issues.

LAUDATORY RESOLUTIONS

Chair Hare announced the following resolutions were prepared for presentation:

Presented by Commissioner Robert Woods on August 24

RESOLUTION OF RECOGNITION

Presented to:

STEPHANIE ANN SURLES-CROCKETT

WHEREAS, This evening, Saturday, August 24, 2002 we are gathered at the Corinthian Missionary Baptist Church to pay tribute to Stephanie Ann Surles Crockett for her dedicated Christian service; and

WHEREAS, Stephanie, the daughter of Chester and Berniece Surles, was introduced to music at the age of five as she began to take piano lessons from Mrs. McGill. This was only the beginning as her love for music and people continued through the years; and,

WHEREAS, Stephanie has been rendering beautiful music at Corinthian for more than thirty years. In addition, throughout her music career, she has supplied music for various groups, soloists and area Churches in Saginaw and Flint, Michigan; and,

WHEREAS, As a gifted musician and talented singer, Stephanie's commitment has left a lasting impression on the many lives she has touched.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners is

honored to join with Pastor & Sis. Roy Manning and the Corinthian Baptist Church, Family, and Friends in expressing gratitude to Stephanie Ann Surlles-Crockett for the many years of faithful service in playing musical instruments, teaching, and singing Gospel music, all to the glory of God. We wish her continued blessings.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the September 17, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to her.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Robert M. Woods, Commissioner, District #7

By Commissioner Woods: That the Resolution be adopted. Approved

Presented by Commissioner Jeanine Collison on September 7

RESOLUTION HONORING

The Eighty-Fifth Anniversary of the

SAGINAW BUSINESS AND PROFESSIONAL WOMEN'S ASSOCIATION

WHEREAS, In February 1917 in the City of Saginaw, Michigan three women left the comfort and safety of their homes to meet with a colleague to informally discuss the desirability and practicability of organizing Saginaw women who were interested in their professions and business ventures; and,

WHEREAS, Little did these women realize that eighty-five years later women here would still be discussing some of the same issues; and if they were living today, wouldn't they be surprised to learn the organization that had its humble beginnings on that cold winter evening, is still flourishing today; and,

WHEREAS, The first general meeting of the Saginaw Business and Professional Women's Association (SBPW) was held on April 10, 1917 at the local Chamber of Commerce. Thirty-three women attended. The following week the Association accepted a Constitution, By-Laws and Code of Ethics developed by Jesse L. Hall, the first President of the group; and,

WHEREAS, On that same evening the women adopted a Resolution, which states in part..."We, the undersigned, are in sympathy with a movement to create a Business Women's Association in Saginaw, whose purpose shall be along the lines as stated below, and will give support and aide in establishing and promoting such an organization in every way possible. The objects of said Association shall be to broaden and develop women workers; to study conditions and questions pertaining in a general way to occupations of women; to meet for the discussion of topics of civic and public interest; and, to aid in every way possible any movement for the betterment of the community..."; and,

WHEREAS, The Saginaw Business Women's Association is one of the oldest in the Federation of Women's Business Organizations. Throughout its long history it has always endeavored to do its share of supporting civic projects. Its programs to promote and mentor women have been a driving force in the community; and from its earliest beginnings, a model from which other women's organizations have evolved and prospered.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners is very proud to acknowledge the Saginaw Business and Professional Women's Association for its many contributions to the Saginaw Community. The Organization's hard work and dedication during its eighty-five year history is exemplified by the myriad leadership positions women possess in our community today.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the

minutes of the September 17, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to them.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Jeanine Collison, Commissioner, District #13

By Commissioner Collison: That the Resolution be adopted. Approved

Presented by Commissioner Carl Ruth on September 11

RESOLUTION OF ACKNOWLEDGEMENT

**Prepared for Presentation at the
SECOND ANNUAL GOSPEL FEST**

WHEREAS, The Second Annual Gospel Fest held today, Wednesday, September 11, 2002 at the Morley Plaza in Downtown Saginaw brings together the people of our community on the one-year anniversary of the attack on our Country by foreign terrorists; and,

WHEREAS, It is a "day to remember" those who lost their lives, passengers and crew of the four aircraft, workers in the World Trade Center and in the Pentagon, rescue workers, bystanders and the millions of Americans affected by this tragedy; and,

WHEREAS, It is a "day to thank" those who protect and safeguard the American way of life that we all love and cherish; and,

WHEREAS, It is a "day to rebuild" by joining together to renew our commitment and our love for God and Country, and to rededicate ourselves to improving and strengthening our community.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners supports the message heard today at this multi-cultural gospel celebration and commends the organizers and entertainers for reaching out with their words and songs of encouragement and wisdom.

Respectfully

Todd M. Hare, Chairman

Carl E. Ruth, Commissioner District #8

By Commissioner Ruth: That the Resolution be adopted. Approved

Presented by Commissioner Carl Ruth on September 29

RESOLUTION OF RECOGNITION

Presented To:

MRS. ERTIE M. WASHINGTON PRESTON

Proverbs 31:30 - 31 says, "Favor is deceitful, and beauty is vain: but a woman that feareth the LORD, she shall be praised. Give her of the fruit of her hands; and let her own works praise her in the gates."

WHEREAS, On Sunday, September 29, 2002 at the Saginaw County Community Action Center the Dr. Marie Wright Tolliver Culture and Civic Club of Saginaw will honor Mrs. Ertie M. Washington Preston for her many of years service to her community; and,

WHEREAS, Ertie was born May 1, 1942 to the late Obie Washington, Sr. and Gertis Holmes Washington in Little Rock, Arkansas. At an early age she was preordained as a teacher by her sisters and brothers as they would address her as Miss Washington; and,

WHEREAS, Mrs. Preston married her lovely and dedicated husband of 40 years Gilbert John Preston Jr., on March 31, 1962 in Newark, NJ. To their union they are the proud parents of 2 lively daughters: Tracy and Chrystol and the grandparents of 7 wonderful grandchildren; and,

WHEREAS, Ertie received a Bachelor of Arts and within one year a dual Master's Degree in Elementary/Secondary Supervision. She earned a degree in Cosmetology from Essex County College in Newark, NJ and in 1970 received a Nursing degree as a Medical Assistant from Lions Institute. Presently she is a teacher at Webber Elementary School; and,

WHEREAS, Mrs. Preston's community involvement and hobbies includes; 4H Leader, Founder & Director of the Sunbeam Choir at Ninth St. Mennonite Church, Coaching and playing softball, reading, art and designing scrapbooks and many others; and,

WHEREAS, This humble, yet outgoing wife, mother and friend is a very special individual who has utilized her talents to shape the future of our youth and improve the quality of life for others. Mrs. Preston has shared herself diligently throughout the course of her journey and has left a lasting impression on the many lives she has touched.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby join family, friends and colleagues in honoring Mrs. Ertie M. Washington Preston for her loyal devotion, not only to the Saginaw Board of Education, but to the entire Saginaw community. We wish her continued blessings in all her endeavors and pray the Lord continue to shine through her.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the September 17, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to her.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Carl E. Ruth, Commissioner, District #8

By Commissioner Ruth: That the Resolution be adopted. Approved

Presented by Commissioner Carl Ruth on October 4

2002

SISTER '2' SISTER

SPIRIT OF EXCELLENCE SCHOLARSHIP PAGEANT

Presented to:

Exandrea Burns, Onquice Burton, Anea Carter, Monica Frazier, Rockendria Frazier, Britt'any Greer, Jorenda Hardaway, Kamisha Jackson, Alicia Jones, Janey Lamar, Terri Lamar, Jessica Moncrief, Teneshia Peterson, Dominique Porter, Terica Richardson, Ray'shon Singleterry, Alonda Silvia, Myeisha Smith, Kinyeta Tatum, Chere'quisel Threlkeld, Danyell Weston, Verchanda Wingard, Shontavia Winfield

WHEREAS, On Friday, October 4, 2002 at 6:00 p.m. at the Horizon's Conference Center, the New Alternatives Youth Service Center will sponsor the third Annual Sister '2' Sister Spirit of Excellence Scholarship Pageant; and,

WHEREAS, The mission of the New Alternatives Youth Service Center is to provide an environment that enables young people between the ages of ten and eighteen to grow into productive adults. Their services include: Short-term Suspension Program, After-school Program, Support Team/Families, Mentoring Program, and Counseling/Referral; and,

WHEREAS, The Sister '2' Sister Program focuses on helping young ladies between the ages of twelve and eighteen to understand their sexuality and to provide them with information they can use to make healthy life choices; and,

WHEREAS, The Sister '2' Sister Pageant is designed to allow each of the participants to express themselves in the areas of communication, etiquette, spiritual enlightenment, self-esteem and personal confidence.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners join the community in congratulating each of the young women who have participated in the 2002 Sister '2' Sister Program – Spirit of Excellence Scholarship Pageant.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the September 17, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to each of them.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Carl E. Ruth, Commissioner, District #8

By Commissioner Ruth: That the Resolution be adopted. Approved

CLERK'S CALL OF SESSION

September 3, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of September Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, September 17, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

9-17-1 CONTROLLER ADMINISTRATION --- sending a copy of the August 7, 2002 Airport Committee public comments relating to positive activities taking place at Browne Airport.

-- County Services

9-17-2 KOREAN WAR VETERANS ASSOCIATION --- sending information about the proposed Korean War Monument, and the efforts to establish a common ground for all of Saginaw County's War Monuments.

-- County Services

9-17-3 WILLIAM SCHULER --- informing the Board he is not seeking reappointment to the Saginaw County Road Commission when his term expires on December 31, 2002. (previously distributed to commissioners)

-- Receive and file

9-17-4 PUBLIC HEALTH --- asking to fill two existing positions of Environmental Health Specialist.

-- Human Services (9-17-2.3)

9-17-5 VILLAGE OF REESE --- asking approval of a petition to annex certain lands in Blumfield Township to the Village of Reese.

-- County Services

9-17-6 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 8-13 thru 8-27-02 in the amount of \$6,346,553.75.

- Appropriations / Budget Audit (9-17-4.1)
9-17-7 MICHIGAN STATE POLICE --- sending notice that a subgrant for first responder equipment is available under the State Domestic Preparedness Program for FY2002.
- Courts and Public Safety
9-17-8 NATIONAL ASSOCIATION OF COUNTIES --- encouraging counties to recognize September 11 as "Patriot Day" and to take part in National Civic Participation Week.
- Executive Committee (day proclaimed in Saginaw County)
9-17-9 CLERK --- asking approval of a proposal that would maintain a position slated for reduction and create a half time position to perform microfilming.
- County Services (9-17-1.6)
9-17-10 RESIDENT MICHELLE HURD RIDDICK --- asking to meet with commissioners regarding the dioxin levels in the Tittabawassee River Flood Plain.
- Human Services (9-17-2.2)
9-17-11 COMMISSIONER RICHARD MALLETTE --- asking to be elected to serve on the Road Commission. (previously distributed to commissioners)
- Receive and file
9-17-12 COMMISSION ON AGING --- asking to increase their vehicle fleet with Federal and State dollars, and to keep the old vehicles for backup and special transportation needs.
- Human Services (9-17-2.6)
9-17-13 FRANKENMUTH CONVENTION & VISITORS BUREAU --- sending its proposed budget for 2002/03.
- County Services (9-17-1.2)
9-17-14 SAGINAW CONVENTION & VISITORS BUREAU --- sending its proposed budget for 2002/03.
- County Services (9-17-1.1)
9-17-15 DEPARTMENT OF COMMUNITY HEALTH --- informing the Board that Bay-Arenac Behavioral Health has been designated as a Substance Abuse Coordinating Agency.
- Human Services
9-17-16 PLANNING COMMISSION --- asking approval of the Michigan Department of Transportation Master Planning Grant.
- County Services (9-17-1.3 / Resolution D)
9-17-17 PUBLIC HEALTH --- asking approval of the employee contract for the Saginaw Health Plan.
- Human Services (9-17-2.4)
9-17-18 JUDGE JURRENS, DISTRICT COURT --- expressing his support for continued funding of the Prosecutor's Office in light of the proposed budget cuts.
- Courts and Public Safety / Budget Audit
9-17-19 CONTROLLER ADMINISTRATION --- sending a recommendation with regard to a Cooperative Extension Service employee's request to repurchase MERS Service Time previously refunded.
- Appropriations / Labor Relations
9-17-20 COMMISSIONER BLAINE AND COMMISSIONER WURTZEL --- asking that the 2002/03 County Budget include a wage freeze for all county elected officials for a twelve month period beginning January 1, 2003.

- Appropriations / Budget Audit
9-17-21 SAGINAW CITY --- sending notice of a public hearing on Mistequay Group, Ltd.'s application for an industrial facilities exemption certificate.
- County Services
9-17-22 HEALTHSOURCE SAGINAW --- submitting the names and resumes of individuals to be considered to fill two upcoming vacancies on the HealthSource Saginaw Board of Trustees. (previously distributed to commissioners)
- Receive and file
9-17-23 CONTROLLER --- requesting approval of a resolution authorizing the refunding of a portion of the Saginaw County Building Authority Bond Series 1993.
- Appropriations / Budget Audit (9-17-4.2 / Resolution E)
9-17-24 PUBLIC HEALTH --- asking to fill a vacant position of Public Health Nurse.
- Human Services (9-17-2.5)
9-17-25 CONTROLLER --- sending a revised 2002/03 Budget Resolution A, which reflects reinstated State Revenue Sharing Funds and removed language associated with personnel reductions related to loss of same.
- Appropriations / Budget Audit
9-17-26 PUBLIC WORKS COMMISSIONER – asking the County to reaffirm its commitment to the Upper Saginaw River Dredging Maintenance Project.
- County Services
9-17-27 SAGINAW VALLEY MASTER GARDENER ASSOCIATION --- encouraging the County to reinstate the Master Gardener program as soon as the budget allows.
- Human Services / Budget Audit
9-17-28 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 8-28 thru 9-9-02 in the amount of \$6,169,650.60.
- Appropriations / Budget Audit (9-17-4.1)
9-17-29 BOARD COORDINATOR --- forwarding a copy of the opinion rendered by Attorney General Granholm regarding the well water issue. (previously distributed to commissioners)
- Human Services
9-17-30 GOVERNMENT FINANCE OFFICERS ASSOCIATION --- sending notice that Saginaw County's Comprehensive Annual Financial Report for FY ended September 30, 2001 qualifies for a Certificate of Excellence in Financial Reporting.
- Appropriations / Budget Audit
9-17-31 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
- A. Antrim County supporting the present version of the Pledge of Allegiance.
B. Kalkaska County sending the Board a copy of resolution number 2002-12 regarding the Michigan Legislature's overriding the Governors veto and immediately restoring revenue sharing.
C. Michigan Emergency Management Association announcing the Bay, Midland, and Saginaw County winners of the "Preparedness of the Year" awards including Timothy Genovese, Saginaw County Emergency Services Director.
- Receive and file

INITIATORY MOTIONS

Chairman Hare asked if there were any matters from the floor.

Initiatory Motion #1:

Commissioner Blaine moved, supported by Commissioner Wurtzel to amend the 2002/2003 County Budget to include a wage freeze for Saginaw County commissioners for a 12 month period beginning January 1, 2003; further recommend, the resulting savings be returned to the General Fund. A copy of the motion had been laid on commissioners' desks. Discussion ensued. Commissioner Basil raised the question whether the Board could freeze wages if the County Officers Compensation Commission recommends one. Counsel Borrello explained the Board can reject the recommendation from the Commission with a 2/3rds majority vote. Unless, rejected the determination is effective. The Board has no other options. Counsel had distributed copies of M.C.L.A. 45.473. He went on to say the Board could petition the Commission to not schedule a raise for commissioners. Commissioner Smith outlined her reasons for favoring a wage freeze, and suggested commissioners, on an individual basis, contact members of the Commission. Commissioner Blaine withdrew his motion and Commissioner Wurtzel his support.

AUDIENCES

Chairman Hare called on Commissioner Bartels to present a resolution honoring Deputy Chief Thomas Boyd upon his retirement from the Saginaw Charter Township Fire Department. It was presented at this time so Chief Fire Chief Powell could be present. Commissioner Bartels read some personal comments and then read the laudatory resolution. Chief Powell commented on the excellent job the Deputy has done and how proud he was of him. Deputy Chief Boyd humbly and graciously accepted the resolution, saying how much he would miss everyone.

RESOLUTION OF COMMENDATION**Presented to:****THOMAS BOYD, DEPUTY CHIEF****SAGINAW CHARTER TOWNSHIP FIRE DEPARTMENT**

WHEREAS, After careful thought, Saginaw Charter Township Fire Department Deputy Chief Thomas Boyd made the difficult decision to retire on August 29, 2002 after 35 years of dedicated service in the Saginaw community; and,

WHEREAS, Deputy Chief Boyd began his successful career with the Saginaw Township Fire Department in September 1967; and,

WHEREAS, Those in command, recognizing his exceptional character and leadership abilities, named him to the position of Deputy Chief in 1976; and,

WHEREAS, Deputy Chief Boyd received numerous awards and recognition for his accomplishments as a firefighter, including being named the 1995 Michigan Instructor of the Year by the Michigan Fire Service Instructors Association, the 1988 Firefighter of the Year in Saginaw Township, and the Saginaw Exchange Club Firefighter of the Year; and,

WHEREAS, Throughout his distinguished career, Deputy Chief Boyd trained more than 2,000 firefighters in fire fighting, prevention, and safety, helping to make them "the best" and assuring the protection and safety of citizens in the years ahead; and,

WHEREAS, Deputy Chief Boyd was recently surprised with a retirement party where fellow comrades, officials, associates and friends thanked him for his years of service and gave him a memorable ride home in one of the fire engines; and,

WHEREAS, There will be yet another opportunity to join in saying "Farewell to a Friend" and show appreciation to this remarkable man at a gathering schedule for Thursday, October 10, 6:00 – 8:00 p.m. at the American Legion Hall on Weiss Street.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners commends Chief Deputy Thomas Boyd of the Saginaw Charter Township Fire Department for serving with distinction, loyalty and bravery.

BE IT FURTHER RESOLVED, That his years as a firefighter be rewarded with many happy and fulfilling years of retirement.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Raymond F. Bartels, Commissioner, District #14

By Commissioner Bartels: That the resolution be approved. Adopted.

INITIATORY MOTIONS CONTINUED

Initiatory Motion #2:

Commissioner Blaine moved, supported by Commissioner Collison that the Board send a letter to the County Officers Compensation Commission stating that the commissioners are not interested in a raise for the 12 month period beginning January 1, 2003. Discussion ensued. Commissioner Horn said this had been done before with no resulting savings. He gave his support of the motion made by Commissioner Wurtzel at last month's Board Session to amend the 2002/2003 County Budget by transferring \$20,500 budgeted for elected officials 3% wage increase to the Sheriff Department Road Patrol budget overtime line item. The Board defeated that motion. Commissioner Horn recommended the Board consider, in the near future, adopting language that would require a simple majority for rejection and that it be voted on prior to the Primary and General Elections. In the absence of the County Controller, County Administrative Director Cathy Snyder responded to Commissioner Hadsall that the cost savings amounts to \$300.00 per commissioner. Commissioner Blaine requested the Clerk take a roll call on the motion. Commissioner Basil commented the motion was a half-hearted attempt to address the issue. He read from a report requested by Commissioner Wurtzel on the salaries of elected officials in comparable counties which showed salaries in Saginaw County well above other counties. Chairman Hare said the study was not complete and pertinent information had not been included. Commissioner Woods called the question. Roll call was taken by the Clerk.

Initiatory Motion #2 passed unanimously.

Initiatory Motion #3:

Commissioner Wurtzel moved, supported by Commissioner Basil that the Board amend the County Budget by transferring \$20,500 budgeted for the elected officials 3% wage increase to the Sheriff Department Road Patrol Budget. This motion was identical to last month's motion except reference to the overtime line item was omitted. Commissioner Wurtzel explained the motion addresses the devastating budget reductions in the Sheriff Department and Prosecutor's Office. Discussion ensued. The main points of debate are summarized by the Clerk: are elected officials being punished; what about the cost of providing commissioners with benefits; does this just shift the funds into road patrol with the possibility of the Board having to come up with the funds later this year; how will the Board know if the savings go into road patrol; would there be a guarantee the savings would go into law enforcement; is the main concern public safety. Commissioner Blaine requested the Clerk take a roll call vote on the motion. Discussion continued and is summarized by the Clerk, as follows: keep the two positions of assistant prosecuting attorney; look at all the services provided by the County not just public safety. Chairman Hare requested the Clerk begin taking roll and announced that a 2/3rds majority was required for passage. Counsel responded to Commissioner Mallette that the motion was legal. Roll: nays – Foxx, Woods, Ruth, Smith, Graham, Mallette, O'Hare, Hadsall, Hare; ayes – Basil, Collison, Bartels, Blaine, Horn, Wurtzel. There were 9 nays and 6 ayes; motion defeated.

Initiatory Motion #3 defeated.

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:47 p.m. The Board reconvened, time being 5:52 p.m. By Commissioner Smith, supported by Commissioner Collison that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE

v. APPROPRIATIONS MINUTES (9-17-02)

Members present: J. Graham-Chair, C. Smith-Vice Chair, R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, R. Woods, P. Wurtzel

Others: C. Snyder for Controller; S. Borrello, Counsel; K. Schultz, J. Corley, M. Massey, Board Staff; various elected officials and department heads; news media from TV12, WSGW and the Saginaw News

I. Welcome

II. Call to Order---Graham at 5:47 p.m.

III. Public

IV. Agenda

1. County Services Committee

M. O'Hare, Chair; R. Bartels, Vice-Chair

1.4) Planning, re: budget amendment relating to SMATS Planning Grant

1.5) Planning, re: budget amendment for Brownfield EPA grant funds

1.6) Recommendation, re: restructuring to provide microfilm services in the Clerk's Office

---O'Hare moved, supported by Ruth to approve Reports 1.4, 1.5 and 1.6. There were no exceptions; motion carried.

2. Human Services Committee

R. Woods, Chair; C. Smith, Vice-Chair

2.3) Health Department, re: authorization to fill two vacant Environmental Health Specialist positions

2.4) Health Department, re: agreement for services between Saginaw County and Saginaw Health Plan Corporation including one additional position

2.5) Health Department, re: authorization to fill a vacant Public Health Nurse position

2.6) Commission on Aging, re: authorization to accept funds to purchase three new transportation vehicles

Woods moved, supported by Bartels to approve Reports 2.3, 2.4, 2.5 and 2.6. There was an exception to 2.6; 2.3, 2.4 and 2.5 were approved. Wurtzel questioned whether these vehicles would be part of the motor vehicle fleet. Snyder explained the motor vehicle pool is actually a funding source. All vehicles are County owned but most are assigned out to Departmental budgets. Motion carried to approve 2.6.

3. Courts and Public Safety

R. Mallette, Chair; P. Wurtzel, Vice-Chair

None submitted

4. Appropriations - Budget Audit Subcommittee

R. Bartels, Chair; B. Blaine, Vice-Chair

4.1) Vouchers, re: payment for the period June 24 through September 9

4.2) Controller, re: refunding of Building Authority Bonds

---Bartels moved, supported by Ruth to approve Reports 4.1 and 4.2. There were no

- exceptions; motion carried.
 - V. Miscellaneous
 - VI. Adjournment---Woods moved, supported by Ruth to adjourn. Motion carried; time being 5:52 p.m.
- Respectfully submitted,
 Kaye M. Schultz, Board Coordinator
 James M. Graham, Committee Chair

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON COUNTY SERVICES - 1.1 SEPTEMBER 17, 2002

In accordance with Section 3a of the Management Agreement between Saginaw County and the Saginaw County Convention & Visitors Bureau (SCCVB), the Board of Commissioners shall approve the Bureau's budget by the beginning of the budget year (October 1). In this connection we received communication 9-17-14 from Annette Rummel, recently hired President/CEO of Saginaw County Convention and Visitors Bureau asking approval of the Budget (attached) and Marketing Plan (on file in the Board Office) for the SCCVB for FY 2002/2003.

We met with Ms. Rummel who informed us due to entertaining new ideas or strategies, it may be necessary to make minor revisions to the Marketing Plan and budget as the year progresses. Any major revisions would be forwarded to us for review and approval. Ms. Rummel indicated that as soon as she has thoroughly acclimated herself to the Bureau's operations, etc. she will begin working with staff to formulate a new strategic plan for implementation in next year's Marketing and Advertising Plan.

We recommend the Marketing Plan and Budget for FY 2002/2003 be approved as submitted by the Saginaw County Convention and Visitors Bureau. We also take this opportunity to congratulate Ms. Rummel for being selected as the SCCVB's new President / CEO and look forward to working with her in the future.

Respectfully submitted,
 COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
 Cheryl M. Hadsall
 Carl E. Ruth

Raymond F. Bartels, Vice-Chair
 Kenneth B. Horn
 Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 9-17-1.1

**Saginaw County Convention & Visitors Bureau
 2002/2203 Budget
 Oct. 1, 2002 - Sept. 30, 2003**

127	New Equipment	6,000.00
128	Training	2,500.00
501	Payroll	\$265,000.00
501-11	Federal Tax	
501-12	State Tax	
501-13	City Tax	
501-14	Investment	
502	FICA	19,000.00

503	Telephone	13,000.00
504	Acct/Audit	18,000.00
506	EDOX Printing	18,300.00
505	Postage	45,000.00
507	Equipment/Repair/Maintenance	14,000.00
508	Internet Connectivity	1,900.00
509	Office Supplies	9,000.00
510	Dues & Subscriptions	10,000.00
511	Dodge Road Membership	7,500.00
512	General Meetings	0.00
513	Mileage	0.00
514	Legal Fees	500.00
515	Employee Insurance	44,000.00
517	Unemployment Insurance	1,500.00
525	Workers Comp	2,000.00
526	General Insurance	7,000.00
530	Retirement	11,000.00
534	Lease	30,840.00
537	Advertising	
537-10	MMTMG	1,750.00
537-11	Ink Pens	2,500.00
537-12	Church Postcard	7,000.00
537-13	Newssheet/Release	500.00
537-14	Meet Saginaw	1,500.00
537-15	Sheet Map	1,300.00
537-16	Kids Eye View	2,500.00
537-18	Frankenmuth Postcards	1,000.00
537-19	Dodge Road Events	1,000.00
537-20	Local P.R. Campaign	3,500.00
537	Advertising, cont.	
537-21	Quarterly C Of E	15,000.00
537-22	E-Newsletter	1,500.00
537-23	Family Reunion	3,000.00
537-24	Tour Saginaw	1,500.00
537-25	SOS/Buzz	1,000.00
537-26	AAA Mailings	5,100.00
537-27	Giveaways	2,500.00
537-29	Web Maintenance	2,500.00
537-30	Booth Development	1,000.00
537-31	Slide Library	2,000.00
537-32	Fairways Co-op	3,500.00
537-33	Motorcoach Direct Mail	2,000.00
537-34	Champion Newsletter	1,500.00
537-40	Ad Placement & Prod.	240,000.00
537-41	Rendezvous	3,500.00

537-51	Misc. Opportunities	2,000.00
572	Sales/Marketing	
572-60	Sales & Service	10,000.00
572-61	Mcoach Sales Trip	3,500.00
572-62	Mid Mich Expo	1,500.00
572-63	Chesaning Expo	350.00
572-64	SGMP	600.00
572-65	Minority Business Expo	1,500.00
572-66	Conv Sales Trips	2,500.00
572-67	MSAE/MMPI	2,000.00
572-68	Media Blitz	1,000.00
572-69	Pinnacle Awards	4,000.00
572-70	Ag Farm	1,200.00
572-71	MMTMG	1,750.00
572-72	Tourism Conf	1,750.00
572-73	Bank Travel	2,000.00
572-74	IACVB	1,500.00
572-75	NTA	3,000.00
572-76	ABA	0.00
572-77	OMCA	0.00
572-78	Fairways Farm	8,000.00
572-79	Circle Michigan	1,500.00
572-80	Church Breakfast	800.00
572-81	"Think" Recep	5,000.00
572-82	Lansing Recep	2,500.00
572-83	TIRES Expo	500.00
572-84	COC/Welcome	2,000.00
572-85	Conv. Bids	1,500.00
572-86	G.R. Womens	2,000.00
572-87	Novi Golf Show	1,200.00
572-88	Bkft of Champ	4,500.00
572-89	Media Farm	2,000.00
572-90	Legacy/AAA Fam	3,000.00
572-91	Heartland Travel	750.00
572-92	Mtr Sponsorship	1,500.00
572-93	Med Sales Calls	0.00
572-95	Tourism Wk Evnt	4,000.00
572-96	Bean & Beet	3,00.00
572-97	Red, Wht & Unity	2,000.00
572-98	Toronto Trvl	4,000.00
	Anticipated Accommodations Tax	1,071,890.00
	Contingency Fund	<u>50,000.00</u>
	Projected Budget	1,021,890.00

FROM: COMMITTEE ON COUNTY SERVICES – 1.2

SEPTEMBER 17, 2002

In accordance with Section 3a of the Management Agreement between Saginaw County and the Frankenmuth Convention & Visitors Bureau (Bureau), the Board of Commissioners shall approve the Bureau's budget by the beginning of the budget year (October 1). In this connection, we received communication 9-17-13 from Annette Rummel, President/CEO on behalf of Frankenmuth Convention and Visitors Bureau asking approval of the attached budget for the Bureau for FY 2002/2003.

We met with Ms. Rummel who informed us their primary direct paid advertising will be placed in the major markets of Metro Detroit, the State of Michigan, and the Great Lakes Region including Ontario, Canada. Secondary programs reach throughout the United States with some international exposure taking place primarily through public relations activities.

The Bureau is requesting some flexibility exist within budget line items. Strategic Planning Sessions will be held in the near future, and it is hoped cost saving measures will result. Any major revisions would be forwarded to us for review and approval.

It is the recommendation of your committee to accept the FY 2002/2003 budget for the Frankenmuth Convention & Visitors Bureau, as requested by the Bureau.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 9-17-1.2

FRANKENMUTH COVENTION & VISITORS BUREAU BUDGET

October 1, 2002 through September 30, 2003

			2002-2003 BUDGET	2001-2002 BUDGET
GENERAL TOURISM				
	4000	CVB MEMBERSHIP DUES	97,150	97,150
	4010	ROOM TAX REVENUE	440,000	430,000
	4035	MISCELLANEOUS	1,000	2,000
	4060	HOLIDAY CELEBRATION & CANDLEWALK	2,900	2,900
	4100	SOUVENIR SALES	50	5
		Total Income	51,100	532,055
	0000-00	RETAINED EARNINGS	0	0
	4300-00	SOUVENIR EXPENSE	50	5
	5001-00	EDUCATIONAL SEMINARS EXPENSE	2,200	2,233
	5002-00	HOLIDAY CELEBRATION & CANDLEWALK	3,000	2,822
	5005-00	GUIDEBOOK	59,000	52,000
	5010-00	HAPPENINGS BROCHURE	500	500
	5020-02	GROUP TOUR PLANNER	1,500	1,500
	5030-01	CONVENTION/MEETING PLANNER	1,500	1,500
	5040-02	SCHOOL TOUR PLANNING GUIDE	500	500
	5050-00	WEDDING PLANNER	500	500
	5080-00	VIDEO CASSETTES	400	900

Board of Commissioners

September 17, 2002

	5090-00	SLIDE PHOTO LIBRARY	1,000	1,000
	5120-00	WINTER PROMOTION	5,000	5,000
	5145-00	DODGE ROAD VISITOR CENTER	7,500	7,500
	5150-00	WORLD WIDE WEB/CITY CAM	8,000	6,000
	5155-00	BILLBOARDS/SIGNS	11,000	10,000
	5160-00	PRINT & OTHER ADVERTISING	35,500	35,500
	5165-00	RADIO ADVERTISING	24,000	20,000
	5170-00	TV ADVERTISING	60,000	61,000
	5171-00	MEDIA/PRESS/P.R.	5,000	5,000
	5200-00	ASSOCIATION DUES	1,500	2,000
	5200-01	ASSOCIATION DUES- CONV. DEPT.	1,000	1,000
	5200-02	ASSOCIATION DUES- GROUP. TOUR	3,000	3,000
	5300-02	AMERICAN BUS ASSOCIATION	2,500	2,700
	5310-02	NATIONAL TOUR ASSOCIATION	3,300	3,300
	5315-02	ONTARIO MOTORCOACH ASSOCIATION	450	450
	5320-02	CIRCLE MICHIGAN	2,000	1,500
	5335-01	MICHIGAN SOCIETY OF ASSOC. EXEC.	2,000	2,000
	5336-01	SOCIETY OF GVT.MEETING PROF.	1,000	0
	5337-01	MICH. MEETING PROFESSIONALS INT.	500	0
	5340-00	TRAVEL SHOWS	5,000	4,000
	5360-00	OTHER MEETINGS - GEN. TOURISM	2,500	2,500
	5360-01	OTHER MEETINGS - CONV. DEPT.	1,500	1,000
	5360-02	OTHER MEETINGS - GROUP TOUR	500	2,300
	5400-00	BROCHURE DISTRIBUTION	4,000	4,500
	5410-00	TOURISM INCENTIVES	1,000	1,000
	5410-01	CONVENTION INCENTIVES	1,500	1,500
	5410-02	GROUP TOUR INCENTIVES	500	0
	5420-00	RESPONSE MAILINGS	6,000	4,000
	5430-00	DIRECT MAIL PROMOTIONS	1,000	4,000
	5440-00	TOLL-FREE SERVICES	7,150	7,000
	5450-00	PORTABLE DISPLAY	2,000	2,000
	5470-00	CITY BEAUTIFICATION	750	750
	5490-00	WILLKOMMEN CLUB	500	800
	5491-00	GEMUETLICHKEIT AWARD PROG.	200	200
	6075-00	MEETINGS & LUNCHEONS	1,000	1,500
	6075-01	MEETINGS & LUNCHEONS CONV. DEPT.	500	500
	6075-02	MEETINGS & LUNCHEONS GROUP TOUR	500	500
	6090-00	AUTO LEASE & GAS	12,000	12,000
	6090-01	TRAVEL & MILEAGE CONV. DEPT.	750	500
	6090-02	TRAVEL & MILEAGE GROUP TOUR	250	500
	6110-00	POSTAGE	5,000	5,000
	6120-00	TELEPHONE	15,000	10,000
	6135-00	SUPPLIES	1,000	4,500
	6140-00	VISITOR INFORMATION CENTER	500	500
	6150-00	REIMBURSEMENT LINE ITEM	220,000	223,000
	6160-00	BAD DEBTS	2,000	2,000

	6180-00	BANK SERVICE CHARGES	900	700
	6190-00	MISCELLANEOUS EXPENSES	1,500	3,000
	6190-01	MISCELLANEOUS EXPENSES CONV.	100	200
	6190-02	MISCELLANEOUS EXPENSES GROUP	100	200
	6240-00	DEPRECIATION	2,000	1,000
	6400-00	SALES LEADS	100	100
	6400-01	SALES LEADS CONVENTION DEPT.	200	200
	6400-02	SALES LEADS GROUP TOUR	200	200
TOTAL EXPENSES			\$ 541,100	\$ 531,060

INCOME OVER (UNDER) EXPENSES \$ - \$ 995

FROM: COMMITTEE ON COUNTY SERVICES – 1.3 **SEPTEMBER 17, 2002**

Your committee has considered communication 9-17-16 from William Wright, Director, Planning Department asking approval of a resolution approving the Master Planning Agreement with the Michigan Department of Transportation (MDOT).

We met with Mr. Wright who informed us that the Master Planning Agreement provides for continuation of transportation planning activities in the Saginaw metropolitan area. This effort, commonly known as "SMATS" (Saginaw Metropolitan Area Transportation Study), has been ongoing since 1965. The new Agreement covers the three-year period October 1, 2002 through September 30, 2005. The SMATS Technical and Policy Committees and the Saginaw County Metropolitan Planning Commission have reviewed this document and recommend its adoption. Board approval is required because the agreement commits Saginaw County to provide the local matching share for the federal funds which support County Planning Department activities. The 20% local share is included annually in the Planning Department budget.

Mr. Wright also informed us that SMATS has recently received verbal approval from the State that SMATS can now provide service throughout Saginaw County not just the metropolitan area. This does not change the amount of money the program receives, but allows Planning to be reimbursed for services provided outside the metropolitan area.

We are in agreement with the request. Under the proper order of business, the appropriate resolution will be submitted approving same. The Master Agreement is subject to review by the Controller as to substance, and Counsel review as to legal form.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES – 1.4 **SEPTEMBER 17, 2002**

Your committee has considered communication 8-13-31 from William Wright, Director Planning Department asking to amend the FY 2002 budget and to set up a new line item expense in the Planning Budget called Refund of Excess Grant Funds.

We met with Mr. Wright who informed us the money is needed to pay the Michigan Department of Transportation \$11,486.09 in Reimbursement Grant Funds based on MDOT's audit results for

fiscal years 1998 and 1999 Saginaw Metropolitan Area Transportation Study activities. Previously, this was not a separate line item, and the State's audit of Planning's funds for SMATS was not based on the correct amount. Setting up a separate line item will allow only the correct amount to be audited and prevent this from happening again in the future.

To offset this expense, Mr. Wright is requesting to increase the budgeted amount for the existing line item – Local Grants. This revenue source does not currently have a budget set-up; however, revenue received is already in excess of the \$11,487 proposed adjustment. All other revenue line items are at or ahead of schedule for reaching budgeted amounts, and total expenses should come in under budget.

It is the recommendation of your committee to approve the request of the Planning Director, as outlined above; and further that the proper County officials be authorized and directed to make the necessary budget adjustments.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES – 1.5

SEPTEMBER 17, 2002

Your committee has considered communication 8-13-32 from William Wright, Director Planning Department asking to amend the Brownfield Redevelopment Authority Budget to reflect revenue and expenses relating to a \$1,000,000 Brownfield Revolving Loan Fund grant that was received from the U.S. Environmental Protection Agency (EPA) in 2001.

We met with Mr. Wright who informed us for FY 2002 the expenses include \$30,000 to reimburse Saginaw Future for brownfield administration costs, and to reimburse the Planning budget \$1,500 for attending the 2001 Brownfields Conference in Chicago. These expenses are offset by revenue of \$31,500 which has already been received from the EPA. The FY 2003 expenses and revenue from this grant are included in the County's 2002/2003 proposed budget.

It is the recommendation of your committee to approve the request of the Planning Director, as outlined above; and further that the proper County officials be authorized and directed to make the necessary budget adjustments.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES – 1.6

SEPTEMBER 17, 2002

Your committee has considered communication 9-17-9 from Sue Kaltenbach, County Clerk asking the Board to consider maintaining the full time position proposed for elimination in the 2002/03 Clerk's budget, and to create a half time position to perform microfilming duties.

We met with Ms. Kaltenbach who informed us with the retirement of the Microfilm person in the Register of Deeds Office, there is not sufficient staff to microfilm documents in the Clerk's Office which by statute must be microfilmed. In addition, during the last year the workload in the Clerk's Office increased significantly when it took over the responsibilities associated with Carrying of Concealed Weapons permits, Jury Commission notices, Name Changes, and other duties. During discussions about this situation it was suggested that if the Clerk would be willing to take over the main Saginaw County Information Switch Board duties currently performed in the Controller's Office, and to do microfilming for the Controller's Office, the position of Financial Assistant, T10 (\$47,300) could be eliminated. These funds could be transferred to the Clerk's Office for funding a full time Typist-Clerk I/II position (\$31,500), and a half-time position of Typist-Clerk I/II (\$15,800). The full time Clerk-Typist position would refill the position slated for reduction in the FY2002/2003 budget. The person holding this position has already left the Clerk's Office to accept another position. The half time Typist-Clerk position would perform microfilm duties. The switch board duties would be shared by Clerk's Office staff.

We believe this is a reasonable solution, and therefore recommend the proper County officials be authorized and directed to implement the following effective October 3, 2002:

- 1) Eliminate the position of Financial Assistant, T10 in the Controller's Office
- 2) Transfer the \$47,300 resulting from the elimination of the Financial Assistant T10 position to the Clerk's Office to refill the Typist-Clerk I/II position slated for reduction in the FY2002/2003 budget, and to create a half time Typist Clerk I/II position to perform microfilm duties, etc.
- 3) Transfer the Saginaw County Information Phone Switch Board to the Clerk's Office from the Controller's Office
- 4) Assign the microfilming for the Controller's Office to the Clerk's Office
- 5) Authorize the proper County officials to amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES
Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES - 2. 1 SEPTEMBER 17, 2002

Your committee has considered communication no. 8-13-30 from John Niederhauser, Health Officer, Saginaw County Department of Public Health requesting to increase the fee for influenza vaccine provided through the Immunization Program from \$15.00 to \$16.00.

The cost for the influenza vaccine for the 2002 season has continued to rise. Factors that have caused this include: the purchase price for a ten-dose vial has risen from \$25.00 to \$65.00; and, the "Safe Needle Act" resulted in an increase in the cost of syringes from \$.09 to \$.25. The new fee schedule will allow the Health Department to remain consistent with other providers in

Saginaw County.

It is our recommendation that the Saginaw County Department of Public Health be authorized to establish a \$16.00 fee for influenza vaccines; further, that the proper County officials be directed to implement same.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES - 2.2 **SEPTEMBER 17, 2002**

Your Human Services Committee considered communication no. 9-17-10 from Michelle Hurd Riddick, Lone Tree Council, presenting information regarding dioxin levels found in the Tittabawassee River Flood Plain, steps that have been taken to study the contamination, and the urgency of having citizen oversight and input prior to the State taking any action. Ms. Riddick was present for discussion, as well as, several residents from the flood plain.

A background of the issue is outlined below:

- The Agency for Toxic Substances and Disease Registry (ATSDR), an agency to protect public health, contracted with the Michigan Department of Community Health (MDCH) to do a Public Health Assessment on the dioxin-contaminated soils in the Tittabawassee River Flood Plain.
- The Saginaw County Department of Public Health (SCDPH) announced its support of MDCH and the Michigan Department of Environmental Quality (MDEQ) in their efforts to study the suspected dioxin contamination and urged them to move forward to study the health risk, implement the health assessment survey of residents along the river, and conduct the Phase II sampling plan to further define the boundaries of the contamination. The Health Department offered to assist in the design of the health survey and requested certain strategies and research methodologies be incorporated into the health assessment.
- Certain residents and petitioners are urging the rejection of the draft study and the formation of a community organization that would include petitioners and representatives of citizens impacted by the contamination. They are seeking public funding for the study.

It is the recommendation of your committee that correspondence be forwarded to James Haveman, Director, Michigan Department of Community Health, Russ Harding, Director, Michigan Department of Environmental Quality, and Dr. Mark Johnson and Dr. Henry Falk, Agency for Toxic Substances and Disease Registry encouraging them to hold and/or participate in a citizens forum on the dioxin contamination in the Tittabawassee River Flood Plain; and further, petitioning them to delay entering into any contractual agreement for a health study until the ATSDR Health Consultation is completed and the affected residents brought into the process.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

September 18, 2002

James Haveman, Director
MI Department of Community Health
Lewis Cass Building
320 S. Walnut Street
Lansing, MI 48913
Dr. Mark Johnson
ATSDR Region 5
77 W. Jackson Blvd.
Room 413, M/S 4J
Chicago, IL 60604

Russell Harding, Director
MI Department of Environmental Quality
P.O. Box 30457
Lansing, MI 48909

Dr. Henry Falk
Assistant Administrator
ATSDR
1600 Clifton Road, NE (E28)
Atlanta, GA 30333

Dear Officials:

The Saginaw County Board of Commissioners at their September 17, 2002 Session adopted the attached Report No. 2.2 relating to the dioxin levels found in the Tittabawassee River Flood Plain.

This correspondence is sent to stress the importance of having citizen participation in the study of this very important public health issue, and ask you to carefully deliberate whether to enter into a contractual agreement for a health study until they are brought into the process.

The Saginaw County Board of Commissioners through the Saginaw County Department of Public Health offered our assistance in a May 8 letter, attached. Please do not hesitate to contact us.

Respectfully,

On Behalf of the Saginaw County Board of Commissioners

Todd M. Hare, Chairman

c: Marc McGill, County Controller/CAO

John Niederhauser, Health Officer, Saginaw County Department of Public Health

Kevin Datte, Director, Saginaw County Environmental Health Services Division

Michelle Hurd Riddick, Lone Tree Council

kvs

May 8, 2002

Linda Larsen, Ph.D., Section Manager
Toxicology and Response Section
Michigan Department of Community Health
Division of Environmental & Occupational Epidemiology
P.O. Box 30195
Lansing, MI 48909

RE: Dioxin Contamination in the Tittabawassee River Floodplain

Dear Dr. Larsen:

The Saginaw County Department of Public Health has reviewed the Petitioned Health Consultation dated March 4, 2002, regarding the suspected dioxin contamination in the floodplain of the Tittabawassee River. Upon review of the petition, we are in support of and encourage the Michigan Department of Community Health and the Michigan Department of Environmental Quality to move forward with the recommendations contained in the petition, assess the health of the community with a properly designed survey, and collect soil samples in accordance with the Phase II sampling plan. In addition, we request that the following strategies be incorporated into the health assessment and the research methodology as follows:

Health Assessment:

1. That the survey design for the health assessment be forwarded to this Department for review and comment before implementing the survey.
2. That the sampling strategy be forwarded to this Department for review and comment.
3. That the identification of the study population be forwarded to this Department for review and comment.
4. Provide a timeline on the health assessment survey.
5. Notify this Department before any contact is made with the study population, media, public officials, or others and before any information relative to the survey results, whether a preliminary or final report, is released to the petitioners, study population, media, public officials or others.

Phase II Sampling:

1. Collect eight additional control samples from floodplain areas adjacent to the Flint and Shiawassee Rivers. The collection of samples should include four samples of each river's floodplain soil, split between each side of the Flint and Shiawassee Rivers. These control samples would be used to identify other potential sources or locations of dioxin contamination and establish possible flooding influences on the confluence of the Saginaw and Tittabawassee Rivers from these rivers.
2. Collect eight additional samples of upland soil from farm land adjacent to the Flint, Shiawassee and Tittabawassee Rivers. Sample one site adjacent to the Flint and Shiawassee Rivers and three sites from each side of Tittabawassee River, evenly spaced between the Phase I farm land sampling station and the Dow Chemical Company in Midland, Michigan. These samples may identify (or eliminate) pesticide applications, manufacturing processes, or other activities that could have elevated the levels of dioxin along the floodplain of the Tittabawassee River.
3. Provide a timeline on the Phase II sampling.
4. Notify this Department before the collection of soil samples occur, before contact is made with the media, public officials, or others regarding the collection of the soil samples, and before any information relative to the sample results, whether preliminary or final report, is released to the petitioners, study population, media, public officials or others.

On behalf of the citizens of Saginaw County, your efforts to identify a public health threat and reduce the exposure potential from dioxin contamination is greatly appreciated. If the Saginaw County Department of Public Health can be of assistance to this effort, please do not hesitate to contact us at (989) 758-3829.

Sincerely,

John D. Niederhauser, M.P.H., Health Officer

Kevin W. Datte, M.S.A., R.S., Environmental Health Services Division

KWD:pmr

FROM: COMMITTEE ON HUMAN SERVICES – 2.3

SEPTEMBER 17, 2002

Your committee has considered communication no. 9-17-4 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill two existing positions of Environmental Health Specialist.

The position is 100% funded by a state grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

“BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the

millage funded departments of Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization.”

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be filled.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES
Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES – 2.4 SEPTEMBER 17, 2002

At the May 21, 2002 Session, the Board adopted a Resolution authorizing an intergovernmental transfer and contracts with the Saginaw Health Plan Corporation for the purpose of expanding health care to the indigent and uninsured in Saginaw County.

In communication no. 9-17-17, John Niederhauser, Health Officer, Saginaw County Department of Public Health asks approval of an Agreement for Services between Saginaw Health Plan Corporation and the County of Saginaw for the period October 2002 – September 2003. (attached) The agreement includes funding from the Health Plan in the amount of \$61,343 for a full time position to process clients and applications for enrollment and to support an office, supplies, etc.

It is the recommendation of you Human Services Committee that the Board proceed as follows:

- 1) Enter into an Agreement for Services between Saginaw Health Plan Corporation and the County of Saginaw contingent upon review and approval of the agreement by the Controller as to substance and Counsel as to legal form;
- 2) Establish a full time Health Department position of Insurance Application Processor P03 with the funds provided by the Saginaw Health Plan Corporation; and,
- 3) Authorize the proper County Officials to sign the necessary documents on behalf of the County and amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES
Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 9-17-2.4 waiting for final version.

FROM: COMMITTEE ON HUMAN SERVICES - 2.5

SEPTEMBER 17, 2002

Your committee has considered communication no. 9-17-24 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking to fill the position of Public Health Nurse (P-06).

The position is 100% funded by a state grant and will not result in either an increase in overall staffing or General Fund contribution for the current and ensuing fiscal year. No County match is involved.

Section 11 of the 2002 Budget Resolution A reads:

“BE IT FURTHER RESOLVED #11, That there is a hiring freeze effective October 1, 2001. Upon vacancy in any department, (with the exception of the millage funded departments Mosquito Control, Commission on Aging, and Parks & Recreation) said department shall leave the position vacant or reorganize the department resulting in one less position. Said vacated position shall not be refilled except by specific Board authorization.”

In accordance with Section 11 of the 2002 Budget Resolution, we recommend the position be filled.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES
Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair
Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES – 2.6

SEPTEMBER 17, 2002

Your committee has considered communication no. 9-17-12 from Karen Courneya, Director, Saginaw County Commission on Aging asking to increase their vehicle transportation fleet using Federal and State dollars, and to retain the old vehicles for special transportation purposes.

Ms. Courneya informed us the Michigan Department of Transportation has given approval for the Commission on Aging to purchase three new vehicles. The additional vehicles will augment transportation services in rural areas. The funds, estimated at \$100,000, are provided totally by Federal and State dollars and no additional County allocation or Commission on Aging funding is needed. A new purchase procedure will direct the bid process through the Controller’s Office. The cost for insurance is available in the Commission on Aging budget.

It is our recommendation that the County accept the Federal and State funds to purchase three vehicles for the Commission on Aging, increasing the County fleet by three, and to retain the old vehicles; further, that the proper County officials be authorized and directed to execute the necessary documents on behalf of the County, to amend the budget accordingly, and to purchase the vehicles in accordance with County policy and procedure.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES
Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to

concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

COURT AND PUBLIC SAFETY COMMITTEE – No reports submitted

FROM: COMMITTEE ON APPROPRIATIONS - 4.1

SEPTEMBER 17, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (8-13-6, 8-13-13, 8-13-33, 8-13-34, 9-17-6, 9-17-28)

Accordingly, we recommend the attached voucher payment transmittal(s) be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period June 25 through September 9, 2002.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 9-19-4.1

Attachment 9-19-4.1

Attachment 9-19-4.1

Attachment 9-19-4.1

Attachment 9-19-4.1

Attachment 9-19-4.1

FROM: COMMITTEE ON APPROPRIATIONS - 4.2

SEPTEMBER 17, 2002

Your Budget Audit Subcommittee considered communication no. 9-17-23 from Marc A. McGill, Controller/CAO requesting the Board to adopt a resolution authorizing the refunding of a portion of the Saginaw County Building Authority Bond Series 1993.

The Building Authority approved the issuance of refunding bonds in an amount not to exceed \$4,100,000 maturing in various amounts on April 1, 2003 through 2009. These refunding bonds will be used to retire the remaining bonds on the original 1993, \$6,950,000 bond issue also maturing on April 1, 2003 through 2009.

Through the refunding of these bonds, it is estimated that the County of Saginaw could save \$150,000 over the remaining life of the bonds through securing lower market interest rates. A review of all Building Authority Bond Issues resulted in only the 1993 issue qualifying for savings through such a refunding plan.

We concur and under the proper order of business the appropriate resolution will be submitted for consideration.

Respectfully submitted,

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

COMMITTEE COMPENSATION -- 5.1

SEPTEMBER 17, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held August 4-17, 2002.

Human Services Collaborative Body---7-30-02*

C. Smith, 0 miles	50.00
Executive Committee---8-5-02	
T. Hare, 2 miles	50.73
J. Graham, 21 miles	57.67
R. Mallette, 10 miles	53.65
M. O'Hare, 50 miles	68.25
R. Woods, 7 miles	52.56
P. Wurtzel, 13 miles	54.75
Solid Waste Planning Committee---8-7-02	
M. O'Hare, 50 miles	28.25
Airport Committee at Browne Airport---8-7-02	
R. Woods, 6 miles (no comp.)	2.19
C. Ruth, 8 miles (no comp.)	2.92
Bay Area Substance Abuse Board---8-7-02	
E. Foxx, 8 miles	12.92
Mosquito Abatement Commission---8-8-02	
M. O'Hare, 50 miles	18.25
Labor Relations Subcommittee---8-8-02	
C. Smith, 0 miles	50.00
P. Wurtzel, 13 miles	54.75
T. Basil, 3 miles	51.10
E. Foxx, 8 miles	52.92
M. O'Hare, 50 miles	68.25
T. Hare, 2 miles	50.73
Budget Audit Subcommittee---8-8-02	

Board of Commissioners**September 17, 2002**

R. Bartels, 3 miles	51.10
R. Blaine, 26 miles	59.49
C. Hadsall, 40 miles	64.60
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
T. Hare, 0 miles (no comp.)	
Mental Health Authority Board---8-12-02	
R. Woods, 7 miles	12.56
Human Services Collaborative Body Executive---8-13-02	
C. Smith, 0 miles	50.00
Community Corrections Advisory Board---8-13-02	
R. Mallette, 0 miles (no comp.)	
Board Session---8-13-02 (C. Smith absent)	
Community Action Committee---8-15-02	
E. Foxx, 8 miles	52.92
Commission on Aging Board Liaison---8-15-02	
M. O'Hare, 50 miles	68.25
Human Services Collaborative Body---8-16-02	
C. Smith, 0 miles	50.00
Respectfully submitted,	
Kaye Schultz, Board Coordinator	
*Not previously reported	

COMMITTEE COMPENSATION -- 5.2**SEPTEMBER 17, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held August 18-31, 2002.

Saginaw County Convention & Visitors Bureau---8-15-02*	
K. Horn, 30 miles	60.95
Mid-Michigan Dispute Resolution Center Board Committee Meeting---8-15-02*	
J. Collison, 4 miles	51.46
Mental Health Recipients Rights Committee---8-21-02	
R. Woods, 7 miles	12.56
Mosquito Abatement Commission---8-22-02	
M. O'Hare, 50 miles	18.25
Environmental Health Board---8-26-02	
M. O'Hare, 50 miles	28.25
Michigan Works Board in Saginaw---8-26-02	
T. Basil, 3 miles	51.10
B. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
C. Ruth, 4 miles	51.46
P. Wurtzel, 13 miles	54.75
Region VII Advisory in Bay City---8-27-02	
C. Ruth, 0 miles	5.00
City County School Liaison---8-29-02	
C. Ruth, 4 miles	51.46
B. Blaine, 26 miles	59.49

J. Collison, 4 miles 51.46
Respectfully submitted,
Kaye Schultz, Board Coordinator
*Not previously reported

By Commissioner Horn: That Committee Compensation Report(s) 5.1 and 5.2 be received, not read, and the recommendations contained therein adopted. Approved.

RESOLUTIONS

For Resolution A-2002/2003 County Budget, Resolution B-Setting Salaries, and Resolution C-Capital Improvement Plan, refer to Unfinished Business

RESOLUTION D SEPTEMBER 17, 2002

TO APPROVE THE MASTER PLANNING AGREEMENT BETWEEN THE MICHIGAN DEPARTMENT OF TRANSPORTATION AND THE SAGINAW COUNTY METROPOLITAN PLANNING COMMISSION

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held in the City of Saginaw, Michigan, on the 17th day of September, 2002, at 5:00 p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

ABSENT --- none

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Graham:

WHEREAS, Pursuant to Title 23 U.S.C. 134 and Title 49 U.S.C. 1607, as amended, the Governor of Michigan and units of general purpose local government in Saginaw County have designated the Saginaw County Metropolitan Planning Commission as the Metropolitan Planning Organization (MPO) to carry out the transportation planning process in the Saginaw area; and

WHEREAS, The MPO is designated to receive federal and/or state funds that may become available for urban transportation planning activities; and

WHEREAS, The MPO is authorized, qualified and certified to conduct a Continuing, Comprehensive and Cooperative Urban Transportation Planning Process, as described in the Unified Work Program of the Saginaw Metropolitan Area Transportation Study (SMATS); and

WHEREAS, Funds to match federal money for transportation planning activities are included in Saginaw County's proposed Fiscal Year 2003 budget, as assigned to the Planning Department; and

WHEREAS, The commitment of said County funds is the sole responsibility of the Saginaw County Board of Commissioners; and

WHEREAS, The attached Master Planning Agreement between the Michigan Department of Transportation and the Saginaw County Metropolitan Planning Commission/Saginaw County Board of Commissioners describes the terms and conditions under which said federal funds are to be made available for transportation planning in the Saginaw area; and

WHEREAS, The Technical and Policy Committees of SMATS and the Saginaw County Metropolitan Planning Commission have reviewed and approved the Master Planning Agreement and recommend its approval by the Board of Commissioners;

- (iv) Health Building;
- (v) Airport Hangars; and
- (vi) 1931 Bagley Street Building;

(collectively the "Contracts of Lease"); and

WHEREAS, pursuant to the Contracts of Lease and the provisions of Act 31, the Authority has issued its Building Authority Bonds, Series 1993 (the "Prior Bonds"); and

WHEREAS, the Prior Bonds remain outstanding in various principal amounts, and the County and the Authority have been advised that the Prior Bonds could be refunded, in whole or in part, to secure savings for the County and thereby benefit the taxpayers of the County; and

WHEREAS, Section 11 of Act 31 and Chapter VI of Act No. 34, Public Acts of Michigan, 2001, as amended ("Act 34"), authorize the issuance of building authority refunding bonds for the purpose of refunding all or a portion of the Prior Bonds; and

WHEREAS, the Board of Commissioners of the County has determined that it is in the best interest of the County to secure savings for the County through the issuance by the Authority of such building authority refunding bonds.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Authority is requested to issue its building authority refunding bonds (the "Refunding Bonds") pursuant to the provisions of Act 31 and Act 34 for the purpose of refunding all or part of the Prior Bonds and paying the costs of issuing the Refunding Bonds.
2. The proceeds of the Refunding Bonds shall be sufficient to pay the costs of issuing the Refunding Bonds and to establish an escrow fund in an amount which will be sufficient to pay the principal of, interest on and redemption premiums, if any, on the Prior Bonds to be refunded without further payment by the Authority.
3. The County covenants and agrees to continue to make payments to the Authority, in accordance with the requirements of the Contracts of Lease, in amounts sufficient to pay the principal of and interest on any of the Prior Bonds which are not refunded and on all Refunding Bonds issued by the Authority and all paying agency fees and other expenses and charges payable on account of the Prior Bonds and the Refunding Bonds. The County acknowledges and agrees that the Authority shall have all rights and remedies set forth in the Contracts of Lease to enforce the obligations of the County with respect to the Refunding Bonds in the same manner and to the same extent that such rights and remedies were available with respect to the Prior Bonds.
4. The County specifically (but not by way of limitation) reaffirms its pledge of its limited tax full faith and credit for the payment of its obligations with respect to the Refunding Bonds and its obligation to levy taxes within existing constitutional limitations for the making of the cash rental payments to the Authority in amounts sufficient to enable the Authority to pay the principal of and interest on any of the Prior Bonds which are not refunded and the Refunding Bonds in accordance with the provisions of the Contracts of Lease.
5. The Chairperson of the Board of Commissioners, the County Treasurer, the County Clerk, the County Controller and Chief Administrative Officer and other officials of the County are hereby authorized to take such steps on behalf of the County as are necessary to effectuate the refunding of all or part of the Prior Bonds as set forth herein.
6. The County Treasurer or the County Controller and Chief Administrative Officer is hereby authorized to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Refunding Bonds pursuant to paragraph (b)(5) or (d)(2) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, as applicable, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as

the "Continuing Disclosure Certificate"). The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.

7. All resolutions and parts of resolutions insofar as they may be in conflict herewith are hereby rescinded.

RESOLUTION DECLARED ADOPTED.

YEAS --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel

NAYS --- None

ABSTENTIONS --- None

STATE OF MICHIGAN)
)SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting Clerk of the County of Saginaw, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Board of Commissioners of the County of Saginaw, Michigan, held on the 17th day of September, 2002, the original of which resolution is on file in my office and is available to the public. Public notice of said meeting was given in accordance with the provisions of the open meeting act.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this 17th day of September, 2002.

Susan Kaltenbach, Clerk, County of Saginaw

UNFINISHED BUSINESS

RESOLUTION A

SEPTEMBER 17, 2002

RE: Budget Resolution for FY 2002 / 2003

WHEREAS, The Saginaw County Board of Commissioners ("Board") has examined the 2000/2001 annual financial report and budget requests for the 2002/2003 Fiscal Year for the various departments, agencies, offices and activities ("Budgetary Centers"), which it by law or by policy must finance or assist in financing; and

WHEREAS, The Board has taken into consideration the fact that there are certain required functions of county government or operations which must be budgeted at serviceable levels in order to provide statutory and Constitutionally required services and programs; and

WHEREAS, The Uniform Budget and Accounting Act ("UBAA"), MCLA 141.421, et seq., requires that the Board enact a General Appropriation Act designed to appropriate for all County expenditures in the General Fund and all Special Revenue Funds; and

WHEREAS, The Board has the authority to enact a Special Appropriations Act designed to appropriate for all County expenditures in other County funds; and

WHEREAS, The Board has reviewed the Committee On Appropriation's recommended Budget for Fiscal 2002/2003 and believes the same to contain funds sufficient to finance all mandatory County funded services at or beyond a serviceable level;

NOW THEREFORE, BE IT RESOLVED, That the Fiscal 2002/2003 Saginaw County Budget as summarized below and set forth in the Committee on Appropriation's recommended budget dated September 17, 2002, which is incorporated by reference herein, is hereby adopted on a fund and activity basis for all funds, subject to all County policies regarding the expenditure of funds and the conditions set forth in this Resolution. The Controller shall monitor each fund on an activity and a category basis and also provide appropriate interim financial reports.

SAGINAW COUNTY FISCAL 2002/2003 BUDGET SUMMARY

<u>FUND NAME</u>	<u>FISCAL 2002/2003 BUDGET</u>	<u>GENERAL FUND APPRO. 2002/2003 BUDGET</u>
General Operating	\$ 30,966,425	\$ 30,966,425
Law Enforcement	4,456,753	85,214
Parks & Recreation	793,431	-
GIS System	108,294	-
Friend of the Court	4,046,380	588,807
Health Services	14,072,123	1,519,046
Solid Waste Management	332,376	-
Lodging Excise Tax	1,365,000	-
Event Center	2,625,710	-
Historical Society	889,377	-
Commission on Aging	3,600,393	-
Mosquito Control	2,542,823	-
Planning	780,853	-
Brownfield Redevelopment Authority	1,106,361	-
Public Improvement	134,000	-
Courthouse Preservation	181,500	-
Animal Control	742,868	13,694
Small Cities Reuse	763,103	-
State Revenue Sharing	3,938,781	161,557
E 911 Phone Surcharge	3,722,113	-
Law Library	84,717	59,955
County Library (Board)	130,000	-
Midland Center - No Wrong Door	268,559	-
Michigan Works Administration	13,593,539	-
Remonumentation Grant	72,000	-
Special Projects	246,932	5,000
Sheriff Special Projects	1,810,250	-
Prosecutor Special Projects	623,238	47,963
Corrections Special Projects	1,323,955	-
MSU Extension Special Projects	1,695,349	-
Social Welfare	1,644,262	99,500
Child Care Probate/Juvenile Home	4,350,490	2,253,766
Child Care Welfare	297,400	146,800
Veterans Relief	19,860	19,860
Veterans Trust	82,239	-
Parking System	81,000	-
Airport	624,888	-
Inmate Services	646,950	-
Information Systems & Services	1,777,313	903,822
Equipment Revolving Fund	489,790	-
Public Works	68,461	-
Architectural Services	22,213	22,213
Brownfield Revolving Loan Fund	55,887	-
Mobile Data Maint/Replace	486,047	-
Mailing Department Fund	377,644	-

Motor Pool	748,424	-
Risk Management	1,041,939	-
Investment Services	83,587	-
Health Center Building Fund	426,394	-
Employee Benefits	6,873,000	-
HealthSource Saginaw	1,102,088	-
Library (Penal)	972,453	-
Post Employment Health Benefits	2,366,000	-
Retirement System	<u>4,129,225</u>	-
TOTAL	<u>\$125,784,757</u>	<u>\$ 36,893,622</u>

BE IT FURTHER RESOLVED #1, That the bound copy of said Budget as presented to each member of the Board be designated as an official copy; and

BE IT FURTHER RESOLVED #2, That the following tax rates are hereby authorized to be levied for the 2002 tax year (Fiscal 2002/2003 budget year) for a total County levy of 7.2022 mill including authorized debt service as summarized below:

2002 AUTHORIZED TAX RATES - FISCAL 2002/03 BUDGET MILLAGE SUMMARY

<u>Purpose</u>	<u>Millage</u>	<u>Fund</u>
General Govt Operations	4.8622 Mill	General Operating
County Parks	.1618 Mill	Parks & Recreation
Castle Museum	.2000 Mill	Castle Museum & Hist.
Hospital Operation	.2500 Mill	HealthSource Saginaw
Mosquito Control	.5000 Mill	Mosquito Abatement
Senior citizens	.3209 Mill	Commission on Aging
County Event Center	.4500 Mill	Event Center
Law Enforcement	<u>.3400 Mill</u>	Law Enforcement Fund
Total, Operating Millages	<u>7.0849 Mill</u>	
Debt - Hospital Bonds	.0758 Mill	Hospital Const. Debt
Debt - Juvenile Home	<u>.0415 Mill</u>	Juv. Home Renov. Debt
Total, Debt Millages	<u>.1173 Mill</u>	
GRAND TOTAL	7.2022 Mill	

BE IT FURTHER RESOLVED #3, That the Board of Commissioners hereby authorizes a 9-1-1 Emergency Services Funding Assessment in the amount of 16% (current \$2.62 per month) of the highest base rate charged for single party basic phone service in Saginaw County, to cover the costs for 9-1-1 Emergency Service Program for Fiscal 2002/2003; and

BE IT FURTHER RESOLVED #4, That the sum of \$125,784,757 as set forth in the Budget adopted by this Board is hereby appropriated for the use of the several departments, for the purpose of defraying and paying boards of the County of Saginaw for all costs and expenses of every kind and nature, incident to every County function for the fiscal year beginning October 1, 2002 and ending September 30, 2003; and

BE IT FURTHER RESOLVED #5, That said sum is appropriated to and shall be available for expenditures from several funds in accordance with the law, and no obligation or liability shall be incurred, nor any vouchers drawn in payment thereof by any County department, which shall not be confined to the objects or categories of expenditures but, which shall exceed the amount appropriated therefore, as set forth in the categories of said budget; and

BE IT FURTHER RESOLVED #6, That all County elected officials and County department heads shall abide by the Purchasing Procedures and Personnel Manuals, as adopted and amended by this Board and that the budgeted funds are appropriated contingent upon

compliance with said Purchasing Procedures and Personnel Manual; and

BE IT FURTHER RESOLVED #7, That the approved employee positions on the Position Control Number Roster List contained in the Budget, shall limit the number of employees who can be employed and no funds are appropriated for any position or employee not on the Approved Position Control Number Roster. Further, there may be a need to increase or decrease various positions within the Budget and/or impose a hiring freeze and/or impose lay-off's due to the unforeseen financial changes; therefore, the Approved Position Control Number Roster List may be changed from time to time by the Board and/or the Board may impose a hiring freeze. The County elected officials and County department heads shall abide by whatever changes are made by the Board, if any, relative to the approved positions and the number of employees stated in the Position Control Number Roster List; and

BE IT FURTHER RESOLVED #8, That the authorized positions in the Position Control Number Roster List contained in each budget indicates the authorized maximum number of employees in their respective classifications for that budget. Any deviations from said list must be specifically approved by the Board; and

BE IT FURTHER RESOLVED #9, That certain positions contained in the Position Control Number Roster List which are supported in some part by a grant, cost sharing, child care reimbursement, or other source of outside funding, are only approved contingent upon the County receiving the budgeted revenues. In the event outside funding is not received, or the County is notified that it will not be received, then said positions shall be considered unfunded and removed from the Approved Position Control Number Roster List; and

BE IT FURTHER RESOLVED #10, That the Controller is authorized upon request of the respective elected official or department head to transfer persons from certain positions contained in the Position Control Number Roster List, which are supported in some part by grant, cost sharing, child care reimbursement or other source of outside funding, to another grant funded position in order to reduce County cost; and

BE IT FURTHER RESOLVED #11, That the County shall offer an early-out retirement option to eligible County employees with at least 20 years of service. Eligible County employees consist of all non-union employees who are members of the Municipal Employees Retirement System (MERS) and all union employees who are members of MERS and have negotiated within their current contract or addendum an agreement to participate in the "20-And-Out" MERS retirement window prior to October 1, 2002. Eligible employees will be able to accept this option between October 1, 2002 and November 30, 2002; and

BE IT FURTHER RESOLVED #12, That the County shall designate 16 beds in the County jail for rental to the federal government in order to meet revenue projections for the 2002/2003 Budget Year; and

BE IT FURTHER RESOLVED #13, That revenues received by the County under Public Act 106 and 107, 1985 (Convention Facility Tax revenues) shall not be used to reduce the County's operating millage levy (2002/2003 Budget Year) as defined by Public Act 2, 1986; and

BE IT FURTHER RESOLVED #14, That in accordance with Public Act 106 of 1985 and Public Act 2 of 1986, if 50% or approximately \$413,667 of the estimated \$827,333 Convention Facility Tax revenues not used to reduce the County's operating tax rate, shall be transmitted to the Saginaw/Bay Substance Abuse Coordinating Agency with remaining revenues to be deposited in the County's General Fund; and

BE IT FURTHER RESOLVED #15, That the revenues received by the County under Public Act 264 of 1987 (Health and Safety Fund Act) shall not be used to reduce the County's operating millage levy (2002/2003 Budget Year); and

BE IT FURTHER RESOLVED #16, That in accordance with Public Act 264 of 1987 that

12/17 or approximately \$77,169 of the estimated \$109,322 Cigarette Tax revenues, not used to reduce the County's operating tax rate shall be appropriated to the County Health Department Budget, for Public Health prevention programs and services; and

BE IT FURTHER RESOLVED #17, That in accordance with Public Act 264 of 1987 that 5/17 or approximately \$32,153 of the estimated \$109,322 Cigarette Tax revenues, not used to reduce the County's operating tax rate shall be used for personnel and operation costs in excess of Prosecutor's Department, 1988 appropriation levels for Court Operations.

BE IT FURTHER RESOLVED #18, That the Controller be, and hereby is appointed "Budget Administrator," pursuant to the Uniform Budget and Accounting Act, MCLA 141.421 et seq., with power to administer such duties in connection with said budget, as may be from time to time, delegated to the office of Controller by this Board; and

BE IT FURTHER RESOLVED #19, That the Budget Administrator be directed to disburse to the various agencies, the approved County appropriation on the basis of need as determined by the cash balances within their respective funds; and

BE IT FURTHER RESOLVED #20, That the appropriate committee or committees of this Board be authorized to transfer monies from one category to another within an activity or from activity to activity when, in its judgment, it shall be deemed necessary; and

BE IT FURTHER RESOLVED #21, That the County Controller be authorized to transfer monies from one category to another within an activity and between activities within the same fund in an amount up to \$50,000 for non-equipment expenditures, and up to \$25,000 for equipment expenditures when it shall be deemed necessary and a quarterly report of all transfers shall be made to the appropriate Committee.

BE IT FURTHER RESOLVED #22, That the County Controller is authorized to cause the drafting of contracts where necessary and appropriate within established budgetary limitations and that the Chairman of the Board is authorized to sign said contracts after the Controller approves each contract as to substance and the County Attorney approves each contract as to legal form.

BE IT FURTHER RESOLVED #23, That the Controller is required and directed to automatically reduce any department each time a reduction is made in Federal, State and local funds. The affected department head shall promptly make the necessary lay-offs and advise those affected by the service that those services are being discontinued as a result of Federal and/or State cutbacks; and

BE IT FURTHER RESOLVED #24, That the Sheriff Department be authorized to enter into law enforcement contracts which shall not result in any additional cost to Saginaw County or the Saginaw County Sheriff Department provided that each separate contract for law enforcement services shall be approved by the Controller and the Chairman of the Board, and further provided that the Sheriff is authorized with the concurrence of the Controller, to add additional staff to perform the work as specified in the contract; and

BE IT FURTHER RESOLVED #25, The Board of Commissioners hereby ratified or implemented the following labor agreements: OPEIU - Courthouse Employees - expires 2005; SCDPHEU Health Department and Commission on Aging Employees - expires 2004; Teamsters Local 214 - Public Health Nurses - expires 2005; Teamsters Local 486 - Animal Shelter Employees - expires 2004; Teamsters Local 486 - Juvenile Home Detention Supervisors Unit - expires 2003; Juvenile Home Employees - expires 2003; POAM - Sheriff Unit I (312 eligible) - expired 2001; POAM - Sheriff Unit I (non 312 eligible) - expires 2005; POLC - Sheriff Unit II - expires 2003; GELC - Probation Officers, Family Court - expires 2004; GELC - Probation Officers, District Court - expires 2005; POAM - Sheriff Unit III - Capt. & Lt. - expires 2004; and Prosecutors - expires 2003; and

BE IT FURTHER RESOLVED #26, That the Board of Commissioners hereby ratified employment contracts for Richard Gruber, Equalization Director (contract dated December 1, 2001), Michael E. Thompson, Administration Director (contract dated January 3, 2001), Cathy J. Snyder, Administration Director (contract dated January 3, 2001), John D. Niederhauser, Health officer (contract dated June 1, 2000), and Marc A. McGill, Controller/CAO (contract dated February 26, 2002).

BE IT FURTHER RESOLVED #27, That if it is determined that the 2002/2003 General Fund Budget shall have a budget surplus, that two-thirds (2/3) of any such budget surplus shall be transferred to the Public Improvement Fund, and the remaining one-third (1/3) to the General Fund Budget Stabilization Reserve Fund Balance Account.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie Smith, Vice-Chair

Commissioner Graham moved, supported by Commissioner Ruth to approve the 2002/2003 Budget Resolution A. Commissioners Blaine and Collison objected; motion carried.

Attachment Resolution A

RESOLUTION B**SEPTEMBER 17, 2002****RE: Salary Resolution for FY 2002 / 2003**

WHEREAS, The Board of Commissioners has established salaries of all officials and employees of Saginaw County, with the exception of unsettled bargaining units of the County;

WHEREAS, It is the intent of the Board of Commissioners that the salaries established are in lieu of any and all fees, either County or State, collected by any said employee or official;

WHEREAS, The Board of Commissioners of Saginaw County desires at this time to adopt a salary schedule for the fiscal year beginning October 1, 2002 and ending September 30, 2003;

NOW, THEREFORE, BE IT RESOLVED, That the respective departments be and are hereby restricted to the staffing level as provided in the Departmental Personnel Schedule in the 2002/2003 Budget at rates of compensation set forth in attached Salary Schedules for the fiscal year beginning October 1, 2002 and ending September 30, 2003;

BE IT FURTHER RESOLVED, That fees and/or remunerations of any kind received by a County employee or official in the performance of his/her official duties shall be forthwith turned over to the Treasurer of Saginaw County by said employee or official and same shall be credited to the General Fund of Saginaw County. The exceptions would be those fees or remunerations specifically established by law or authorized by the Board of Commissioners which shall be allowed;

BE IT FURTHER RESOLVED, That the elected officials, appointees, and employees shall be paid for the fiscal year on a bi-weekly basis in the grades and steps as provided in the Departmental Personnel Schedule in said 2002/2003 Budget;

BE IT FURTHER RESOLVED, That all salaries paid to said employees shall be based on length of service with Saginaw County in accordance with the aforementioned Salary Schedules, except as otherwise provided in the Personnel Policy Manual adopted on November 23, 1999, as amended; and,

BE IT FURTHER RESOLVED, That the proper County officials be authorized and directed to adjust the budgets of the departments staffed by members of bargaining units in accordance with the contracts approved by the Board of Commissioners.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie Smith, Vice-Chair

Commissioner Graham moved, supported by Commissioner Hadsall to approve the 2002/2003 Salary Resolution B. Commissioner Bartels questioned whether it was appropriate to adopt the resolution when it includes positions in offices the Board does not have budget over site in. Those he referenced were the judges, veterans relief commissioner, road commission members, family independence board. Counsel responded the Board has funding authority over the courts but cannot set the compensation of judges. Ms. Snyder in the absence of the Controller went on to say the compensation amounts listed for elected/appointed officials are assumptions. Depending on what amounts are approved, a budget amendment may be required. Chairman Hare noted the page in question says it is an estimate. Commissioner Horn questioned whether there was a contingency if the County Officers Compensation Commission recommends a wage increase higher than 3% and their recommendation is not rejected by the Board. Ms. Snyder responded it would require identifying a funding source. Ms. Snyder responded to questions from Commissioner Basil on the reason for the different employee salary schedules. Commissioner Basil then suggested Salary Resolution B be separated and voted on in two parts; one for the elected/appointed officials and one for county employees. He felt this would avoid giving a message that may contradict the action taken by the Board under Initiatory Motions.

Chairman Hare ruled Resolution B could be amended by a 2/3rds vote but could not be separated. Commissioners Bartels, Basil, Blaine, Collison, Horn and Wurtzel objected; motion carried.

COUNTY OF SAGINAW				
ELECTED/APPOINTED OFFICIALS COMPENSATION				
<u>NUMBER</u>	<u>TITLE</u>	<u>1/1/2002</u>	<u>1/1/2003</u>	<u>Note</u>
1	Chairman, Board of Commissioners	13,390	13,972	(1)
5	Vice Chair (1), Committee Chair (4) Board of Commissioners	11,072	11,404	(1)
9	Member, Board of Commissioners	10,300	10,609	(1)
5	Circuit Court Judge	139,919	144,117	(2)
6	District Court Judge	138,272	142,420	(2)
2	Probate Court Judge	139,919	144,117	(2)
1	Clerk	72,765	74,948	(1)
1	Register of Deeds	71,524	73,670	(1)
1	Treasurer	80,521	82,937	(1)
1	Public Works Commissioner	80,394	82,806	(1)
1	Sheriff	97,304	100,223	(1)
1	Prosecutor	121,834	125,489	(1)
3	Auditor	240	240	
3	Veterans Relief Commissioner	600	600	
1	Chairman, Road Commission	5,000	5,000	
2	Member, Road Commission	4,000	4,000	
3	Member, Family Independence Board		4,000	4,000
Note:	(1)	Estimated 3% increase effective 1/1/2003 pending determination of Saginaw County Officer's Compensation Commission		
	(2)	Estimated 3% increase effective 1/1/2003 pending determination of State Officer's Compensation Commission - September 17, 2002		

Attachment Resolution B

Attachment Resolution C

PROCLAMATIONS

Chairman Hare designated September 11, as Patriot Day and the week of August 19 – 23, 2002 as Family Youth Initiative Week.

**PROCLAIMING SEPTEMBER 11 “PATRIOTS DAY”
IN REMEMBRANCE OF 9/11**

WHEREAS, September 11, 2002 marks the one-year anniversary of the attack on America by foreign terrorists; and,

WHEREAS, We believe it is important to celebrate the courageous spirit of the American people and pay tribute to those who lost their lives as a result of this horrific act; and,

WHEREAS, County, City, Village and Township governments work hard to protect and safeguard the American way of life, and it is fitting to recognize our officials and emergency personnel who protect and serve our community.

NOW, THEREFORE, BE IT RESOLVED, I, Todd M. Hare, Chairman of the Saginaw County Board of Commissioners do hereby join the Nation in proclaiming September 11 as “PATRIOT DAY” in the County of Saginaw and call for flags to be flown at half-staff and for all Americans to observe a moment of silence.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 11th day of September in the year of our Lord Two Thousand and Two.

Sincerely,

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

Adopted: September 17, 2002

PROCLAMATION

WHEREAS, Substance abuse continues to be at the forefront of problems among our youth and their families in the County of Saginaw, this is a major concern of the Board of Commissioners and the Family Youth Initiative (FYI) Coalition; and,

WHEREAS, FYI is sponsored by the Bay Area Substance Abuse Coordinating Agency of the Saginaw County Department of Public Health, the Saginaw Police Department, Saginaw County Crime Prevention Project and Saginaw County’s Promise; and,

WHEREAS, FYI uses adult and youth mentors to encourage youth to improve academic, social and interpersonal skills; and,

WHEREAS, FYI is the first such initiative in Saginaw that addresses the critical problem of substance abuse among youth and their families by engaging in an approach that enhances self-concept and reduces and/or eliminates exposure and use of substance abuse in a drug-free environment; and,

WHEREAS, The mission of FYI is to provide youth between the ages of 10 and 20 with a drug-free environment and encourage them to complete high school thru Safe Houses and Faith-Based organizations. Their focus is on reducing risk factors, teaching avoidance skills, and building collaborative and anti-drug partnership between youth, teachers, parents and the community, and;

WHEREAS, The FYI residents of this community will celebrate the Fourth Annual FYI Youth and Mentors Celebrations on Thursday, August 22, 2002, at the UAW Local 467-2104 Farmer Street Facility from 4:00 p.m. to 8:00 p.m.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of

Commissioners do hereby proclaim the week of August 19 – 23 as: FAMILY YOUTH INITIATIVE WEEK in the County of Saginaw and in doing so invite all citizens to join the Board in participating this worthwhile event.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 17th day of September in the year of Our Lord Two Thousand and Two.

Sincerely,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

APPOINTMENTS

Chairman Hare made the following appointments:

Bay Area Substance Abuse Advisory Council

James Thews (Term expires 9/30/04)

Community Corrections Advisory Board

Sandra Lindsey (Humans Services) - (Term expires 9/30/05)

Gena Amos (Criminal Defense Atty.) - (Term expires 9/30/05)

Anthony Grzesiak (Probation) - (Term expires 9/30/05)

Sister Marietta Fritz (General Public) - (Term expires 9/30/05)

County Officers Compensation Commission

David Hall (Term expires 9/30/06)

ANNOUNCEMENTS BY THE CHAIR

Chair announced that Attorney General Jennifer Granholm has provided the AG opinion on the authority of a county to regulate the withdrawal of well water from underground aquifers. He referred the opinion, communication no. 9-17-29, to the Human Services Committee for review with the Health Officer and County Counsel.

COMMISSIONERS' AUDIENCES

Commissioner Horn invited commissioners to attend the Oktoberfest being held this week from September 19 -22 at the Heritage Park in Frankenmuth.

Commissioner Ruth invited commissioners to attend a reception for former Saginaw City Police Chief James Golden, current National Security Director for the Philadelphia International Airport. He will be the keynote speaker at the NAACP Freedom Fund Banquet. The gathering is hosted by the Saginaw Alumni Chapter of Kappa Alpha Psi Fraternity Inc. and is scheduled to be held Sunday, September 22.

Commissioner Smith announced that her birthday today. All wished her a happy one.

Commissioner Foxx emphasized the importance of public safety, referring to adoption of the 2002/2003 County Budget which included cuts in the Sheriff's Department and the Prosecutor's Office. He recommended reconsideration if funds are available. He congratulated both Sheriff Brown and Prosecutor Thomas for the excellent job they are performing.

By Commissioner Basil: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 6:12 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

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**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

OCTOBER 2002

First day of the October 2002 Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, October 15, 2002. The Board met pursuant to adjournment at 5:00 p.m.

Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr. - **14**

ABSENT: --- Patrick Wurtzel - **1**

TOTAL: - 15

Chairman Hare sent the Board's condolences to Commissioner Wurtzel and family on the passing on his mother Sunday, October 15. Commissioner Smith opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

"Let us pray for our fellow Americans in the Maryland, Washington and Virginia Area who are being held hostage by fear, intimidation and random acts of violence. They are on the front lines of the growing epidemic of anger and hatred that spawns "Man's inhumanity to Man." May they be comforted by family, friends, faith and community, local and across our Nation, with the concern, support and love that is the antithesis of this epidemic of rage. While we send them our thoughts and prayers, let us reach out to one another in our community with the compassion, tolerance and respect, that may, like a pebble tossed in still waters, send a ripple of hope to a troubled World."
Amen.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

PUBLIC HEARING

At 5:03 p.m., Chair Hare opened the Public Hearing on the Village of Reese's request to annex property owned by Margaret Rupprecht of Blumfield Township. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (10-15-2.2 / Resolution C)

LAUDATORY RESOLUTIONS

Chair Hare announced the following resolutions were prepared for presentation:

Presented by Commissioner Richard Mallette on September 27, 2002

RESOLUTION OF APPRECIATION

Presented To:

PATRICIA A. GUERRIERO

WHEREAS, The retirement of Patricia A. Guerriero on September 30, 2002 will bring to its completion the career of a dedicated and experienced Saginaw County employee in the Office of the Friend of the Court; and,

WHEREAS, It was February 14, 1984 when Patti, as she is known, began her employment as a Friend of the Court Associate assigned to the caseload of Circuit Court Judge Fred J. Borchard; and,

WHEREAS, She received a well deserved and earned promotion in June of 1987 when she was selected to serve as the Assistant Friend of the Court; and,

WHEREAS, During over eighteen years of public service, Patti has worked professionally and loyally under three Friends of the Courts – Thomas Kaczmarek, Bonnie Prestin and the current Friend of the Court Sue Prine; and,

WHEREAS, Patti is recognized for the extensive work she has performed in custody and parenting time and, during the last two years, in the development of the Child Support Enforcement Department; and,

WHEREAS, Co-workers will gather on Friday, September 27 to say their good-byes and offer their well-wishes to an exceptional person and employee of Saginaw County.

NOW, THEREFORE, BE IT RESOLVED, That the members of the Saginaw County Board of Commissioners are proud to acknowledge the successful career of Patricia A. Guerriero, and wish her happiness in all her future endeavors.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the October 15, 2002 Session as a permanent record and duly inscribed upon parchment and presented to her.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Richard F. Mallette, Commissioner, District #15

By Commissioner Mallette: That the Resolution be adopted. Approved.

Presented by Commissioner Carl Ruth on September 27, 2002

RESOLUTION RECOGNIZING ZETA PHI BETA SORORITY, INC.

National Theme: “Positioning Zeta for Preeminence Preparing for the 21st Century....The New Millennium”

State Theme: “Sisterhood in the 21st Century”

WHEREAS, On September 27-28, 2002, at Bay Valley Hotel Resort in Bay City, Michigan, the Michigan State Organization of Zeta Phi Beta Sorority, Inc. Great Lakes Region will celebrate its 37th Annual State Meeting hosted by Zeta Omega Zeta Chapter; and,

WHEREAS, Zeta Phi Beta Sorority, Inc. was founded on January 16, 1920 on the campus of Howard University in Washington, D.C. as the sister organization to Phi Beta Sigma Fraternity. The five women involved in the initial formation of Zeta Phi Beta encouraged the highest standards of scholarship through scientific, literary, cultural and educational programs; promoted service projects on college campuses and in the community; fostered sisterhood and exemplified the ideas of Finer Womanhood. There are now more than 600 Zeta chapters in America, Germany, Africa and Islands in the Atlantic Ocean; and,

WHEREAS, Zeta Phi Beta has made history with a number of “firsts” among the established Black sororities. In addition to being the only organization constitutionally bound to a fraternity, this sorority was the first to charter international chapters in West Africa, and Germany. Zeta Phi Beta was also first to form adult and youth auxiliary groups, the Amicae, Archonettes, Amicettes and Pearlettes; and to organize its internal affairs within a central, national office, administered by a paid staff; and,

WHEREAS, The host chapter, Zeta Omega Zeta is a group of community action-oriented individuals striving to enhance and bring about a better quality of life for citizens in the Saginaw community. They actively support the Sorority’s National Project, Stork’s Nest along with the local Freddie Murphy Memorial Scholarship, Meet the Candidate Political Forum, tutoring, and mentoring programs for youth.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners is proud to acknowledge the Zeta Phi Beta Sorority, Inc. for its many contributions toward the betterment of society. We commend the organization's hard work and dedication during its eighty-two year history and wish them continued success in all their future endeavors.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the October 15, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to them.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Carl E. Ruth, Commissioner, District #8

By Commissioner Ruth: That the Resolution be adopted. Approved.

Presented by Commissioner Kenneth Horn on September 29, 2002

SPECIAL RESOLUTION ACKNOWLEDGING THE EAGLE SCOUT

Presented to:

ERIC H. MACKINNON

Achieving the rank of Eagle Scout carries special significance. It is a performance-based award, having standards that have been well maintained over the years. Only 2.5 percent of all boy scouts fulfill the requirements needed to achieve this status.

WHEREAS, It is a distinct privilege to extend congratulations to Eric H. MacKinnon as he is presented with the highest honor that can be bestowed on a Boy Scout, the prestigious Eagle Award. This achievement signifies qualities that are much admired by his peers as well as the residents of Frankenmuth, and indeed all of Saginaw County; and,

WHEREAS, Through his affiliation with Troop 275, Eric has taken full advantage of the opportunities for personal growth that have made the Boy Scouts of America one of the most universally respected organizations in our Country. Like those before him, Eagle Scout MacKinnon has displayed unselfishness and eagerness to accept responsibility; and,

WHEREAS, Eric has followed Boy Scout tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project which was the construction of a board walk leading to the photo blind at Shiawassee National Wildlife Refuge; and,

WHEREAS, The famed Boy Scouts' motto, "Be Prepared," appropriately describes Eric in his new role as an Eagle Scout. He has clearly learned the valuable lessons that scouting strives to teach, such as working hard, accepting responsibility, showing concern for others and providing leadership. Eric is the son of Richard and Karen MacKinnon of Frankenmuth, Michigan.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners take special pride in acknowledging Eric H. MacKinnon for achieving the rank of Eagle Scout. We are all very proud of this young man, and are very pleased he is taking an active role in improving his community. We are confident he will be successful in all his future endeavors.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the October 15, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Kenneth B. Horn, Commissioner, District #4

By Commissioner Horn: That the Resolution be adopted. Approved

CLERK'S CALL OF SESSION

October 4, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of October Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, October 15, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

10-15-1 PUBLIC WORKS COMMISSIONER --- submitting the 2002 Drain Assessment Report, and the 2002 Annual Financial Report.

-- County Services (10-15-2.3)

10-15-2 PUBLIC WORKS COMMISSIONER --- asking approval of a resolution allowing the Village of Birch Run Extension #2 Bonds to be refunded to save interest expense.

-- County Services (10-15-2.6 / Resolution B)

10-15-3 PUBLIC WORKS COMMISSIONER --- asking approval of a resolution pledging Saginaw County's full faith and credit to notes to be issued for the Runnels Drain and Branch Project.

-- County Services (10-15-2.4 / Resolution A)

10-15-4 PUBLIC WORKS COMMISSIONER --- sending the proposed Articles of Incorporation, Bylaws and Budget, and for the proposed Saginaw Area Clean Water Authority.

-- County Services (10-15-2.7 / Resolution E)

10-15-5 SAGINAW TRANSIT AUTHORITY REGIONAL SERVICES --- asking the County to adopt a resolution supporting an excise tax on beer, malt liquor beverages and wine to fund public transportation services in Saginaw County, and that the County support a bill for legislative approval at the State level to allow for said proposal.

-- County Services

10-15-6 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 9-10 through 9-23-02 in the amount of \$5,905,348.44.

-- Appropriations / Budget Audit

10-15-7 CITY OF ZILWAUKEE --- sending the notice of public hearing on National Pattern's request for an industrial facilities exemption certificate.

-- County Services

10-15-8 EQUALIZATION --- sending the 2002 Apportionment Report for Saginaw County.

-- County Services (10-15-2.1)

- 10-15-9 VILLAGE OF MERRILL --- sending the notice of public hearing on Siler Precision Machine, Inc.'s request for an industrial facilities exemption certificate.
-- County Services
- 10-15-10 CONTROLLER --- sending the Marc-ing Report for October 2002.
-- Executive Committee
- 10-15-11 PUBLIC HEALTH --- asking to accept a \$30,000 grant from the Michigan Department of Community Health.
-- Human Services
- 10-15-12 TREASURER --- sending the 2002 Saginaw County Delinquent Tax Revolving Fund Policy Report.
-- Appropriations / Budget Audit
- 10-15-13 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 9-24 through 10-7-02 in the amount of \$10,085,959.14.
-- Appropriations / Budget Audit
- 10-15-14 COMMISSION ON AGING --- asking for a policy waiver to allow the old refrigerators that are being replaced at all the COA senior centers to be donated to low income elderly.
-- Human Services
- 10-15-15 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
- A. Bay County Board of Commissioners sending the Board a copy of resolution no. 2002-232 supporting the designation of the Bay Arenac Behavioral Health Authority as the substance abuse coordinating agency for the County of Bay.
- B. Michigan Department of Environment Quality Environmental Assistance Division sending the Board a copy of their October 2002 EAD Bulletin.
-- Receive and file

PUBLIC HEARING

At 5:04 p.m., Chair Hare announced the second call on the Public Hearing being held on the Village of Reese's request to annex property owned by Margaret Rupprecht of Blumfield Township. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (10-15-2.2 / Resolution C)

INITIATORY MOTIONS

Chairman Hare asked if there were any matters from the floor.

Commissioner Ruth moved, supported by Commissioner Woods to join the City in urging voters to lift the property tax cap. Proposal 1 on the General Election Ballot would restore 1.9 mills that City Hall has gradually lost since a \$3.83 million revenue cap took effect in 1979. Proposal 2 would tack on an additional 2.5 mills, restoring a 10-mill limit that was in place until voters in 1979 reduced it to 7.5 mills. Proposal 3 would cancel a 3-mill emergency provision that no council has ever tapped during 66 years under the City Charter. Commissioner Ruth said without the tax cap, the City will be able to keep some of the police officers and fire fighters who would otherwise face layoff. Parliamentarians Basil and Graham advised the Board that a 2/3rds majority was required for passage. Motion carried unanimously.

October 17, 2002

Wilmer Jones Ham, Mayor and
Council Members of the City of Saginaw
1315 S. Washington Avenue
Saginaw, MI 48601

Dear Mayor and Council Members:

The Saginaw County Board of Commissioners at their October 15 Session adopted the following motion:

The Saginaw County Board of Commissioners joins the City of Saginaw Council Members and Officials in urging voters to lift the property tax cap by voting “yes” on Proposal 1, Proposal 2 and Proposal 3 at the General Election in November.

We believe it is necessary to remove the property tax caps so essential services can be maintained, and to encourage residents to invest in their community.

Sincerely,

On Behalf of the Board of Commissioners
Todd M. Hare, Chairman

c: William Bailey, City Manager
Commissioners
Marc McGill, Controller/CAO

Commissioner Blaine moved that the Saginaw County Board of Commissioners direct the Saginaw County Department of Public Health by regulation to limit the amount of well water that may be withdrawn from an underground aquifer, even though the department has issued a permit to construct a well in the same aquifer, provided that: 1-the regulation is necessary or appropriate to safeguard the public health; 2-the regulation is not more restrictive than necessary to address the threat to the public health; and 3-the regulation is at least as stringent as any standard established by state law applicable to the same or a similar subject matter. Commissioner Blaine requested a roll call vote. Commissioner Horn supported the motion for purposes of debate. Commissioner Blaine’s motion and the following comments were laid on commissioners’ desks: *“Lets be honest with ourselves, we all know that you cannot raise a family in a house that does not have running water. You are not allowed to move into a house that does not have running water and you are not allowed to raise children in a house that does not have running water. We can’t dodge the issue or the responsibility of directing the Saginaw County Public Health Department to eliminate public health hazards. We have residents in our county that only lose their wells while potato farmers irrigate. The wells work fine before they irrigate and work again soon after they stop irrigating in the early fall. The 2001 USGS summary states a 12 feet of drawdown at distances of 1.5 miles, due solely to pumping for irrigation. The Attorney General’s Opinion clearly states that the public health department has the authority to regulate the amount of groundwater that may be withdrawn from an underground aquifer to safeguard the public health. It also states that if you only regulate to the*

degree necessary to eliminate the health hazard, that you will not have to compensate. I feel that it is necessary to direct the Saginaw County Public Health Department to do what is described in the Attorney General's Opinion." Commissioner Blaine also distributed Sections of the Mid Michigan District Health Department Sanitary Code to backup his statements. Considerable debate ensued. Commissioner Basil reminded Commissioner Blaine of the information received at their last Human Services Committee meeting when the Health Officer said it was not a public health hazard; further, the Attorney General Opinion clearly stated the Board of Commissioners can do nothing. Counsel confirmed the point that the Board of Commissioners is powerless to act. He went on to say adoption of the motion goes against the Attorney General Opinion and would circumvent an individual's due process rights. He was sure that enactment would result in a lawsuit, a lawsuit the County would lose. Commissioner Horn said he supported the motion because of the ordinance drafted by the Public Health Department back in February which he felt contained some reasonable steps the County could take. Commissioner Bartels did not believe the intent of the motion was to adopt an ordinance, and the Public Health Department already has the authority to adopt regulations to protect the public health and does not need Board approval. Commissioner Smith was concerned about the perception that the Board of Commissioners is "skirting" the issue, when in actuality the Board has been doing a lot. Chairman Hare saw no purpose to the motion, saying that Report 3.1 is sufficient. Commissioner Bartels called the motion. The Clerk was directed by the Chair to take roll: ayes – Smith, Graham, Collison, Mallette, Blaine, Horn; nays – Woods, Ruth, Basil, Bartels, O'Hare, Hadsall, Foxx, Hare; absent - Wurtzel. There were 6 ayes, 8 nays and 1 absent; motion failed.

PUBLIC HEARING

At 5:27 p.m., Chair Hare announced the third and final call of the Public Hearing on the Village of Reese's request to annex property owned by Margaret Rupprecht of Blumfield Township. He called for comments three consecutive times. Hearing none, he announced the public hearing closed at 5:27. (10-15-2.2 / Resolution C)

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:27 p.m. The Board reconvened, time being 5:37 p.m. By Commissioner Horn, supported by Commissioner Smith that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE

V. APROPRIATIONS MINUTES (10-15-02)

J. Graham, Chair; C. Smith, Vice-Chair

Members present: R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, R. Woods

Members absent: P. Wurtzel

Others: M. McGill, Controller; S. Borrello, Counsel; K. Schultz, M. Massey, S. Patrick-Board Staff

- I. Welcome
- II. Call to Order---Graham at 5:27 p.m.
- III. Public Comments---None.
- IV. Agenda

1. Courts and Public Safety
R. Mallette, Chair; P. Wurtzel, Vice-Chair
None submitted
2. County Services Committee
M. O'Hare, Chair; R. Bartels, Vice-Chair
2.7) Public Works Commissioner, re: Articles of Incorporation, Bylaws and budget for the proposed Saginaw Area Storm Water Authority
---O'Hare moved, supported by Ruth to approve 2.7. Discussion ensued. Counsel reported he has reviewed the documents with Public Works Commissioner Koski and Attorney David Meyer who prepared them, and found them to suffice both legal content and form. Basil questioned Article X of the Bylaws: "At all meetings of a committee, the presence of all members of the committee shall be necessary to constitute a quorum for the transaction of business, except as otherwise provided in said resolution or by these Bylaws." Counsel agreed that the wording was unusual but would be perfectly fine to keep. Graham called on Koski who explained the documents may have to be "tweaked" after they get started. Another member, Birch Run Township, has joined. Koski responded to questions from Bartels about the urgency of forming the Authority at this time in light of the fact the law has been in effect since 1972, and the benefit to society. Koski provided clarity to Smith about the meaning of "member municipalities." Bartels called the question. Motion carried.
3. Human Services Committee
R. Woods, Chair; C. Smith, Vice-Chair
None submitted
4. Appropriations Committees
None submitted
- V. Miscellaneous
- VI. Adjournment---Woods moved, supported by Collison to adjourn. Motion carried; time being 5:37 p.m.
Respectfully submitted,
Kaye M. Schultz, Board Coordinator
James M. Graham, Committee Chair

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON COUNTY SERVICES - 2.1

OCTOBER 15, 2002

We herewith submit the 2002 Tax Rate Requests (communication 10-15-8) for Saginaw County, as of October 1 2002, filed by the various cities, townships, villages and school districts indicating the amount of millage to be spread for all purposes by the taxing entities within their jurisdiction. Attached hereto and made a part of this report is the schedule of tax levies to be spread upon the 2002 tax rolls of the respective jurisdictions. Said levies are expressed in terms of millage provided for in Section 37 of Act 347 of the Public Acts of 1968, as amended.

Please note that there are still millage questions on the November ballot that must be decided, as well as local units that have not completed a millage request form. Equalization will forward the information when it is received from the various units, for amendment as necessary.

It is the recommendation of your committee that the 2002 Apportionment Report be accepted as submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

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FROM: COMMITTEE ON COUNTY SERVICES – 2.2

OCTOBER 15, 2002

Your committee has considered communication 9-17-5 from Gerald Ellison, Clerk, Village of Reese informing us that Nathan L. Rupprecht, having Power of Attorney for Martha Rupprecht has requested a parcel of property located in Blumfield Township and owned by Mrs. Rupprecht be annexed to said Village for the purpose of obtaining sanitary sewer services. Attached hereto, and made a part of this report is the Petition from the Village of Reese; along with the appropriate Legal Notice announcing the Public Hearing for this day's session.

The Petition contains description by metes and bounds of the parcel of real estate located in Blumfield Township, and sets forth reasons for the proposed change. Under the provisions of MSA 5.1470 as amended, before a Petition may be presented to the Board of Commissioners Notice shall be given by the Village Clerk by publication in a newspaper published in said Village at least three weeks immediately preceding the presentation of the Petition to the Board. The Village of Reese will be taking care of all costs associated with the proposed annexation. Blumfield Township is in agreement with the proposed annexation.

We herewith submit the Petition of the Village of Reese for annexation of certain land to said Village from Blumfield Township. The Village Clerk has caused a Notice of Hearing to be published three weeks prior to this session, in accordance with MSA 5.1470. Under the proper order of business the Determination and Order authorizing same will be submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

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FROM: COMMITTEE ON COUNTY SERVICES – 2.3

OCTOBER 15, 2002

Your committee has considered communication 10-15-1 from James Koski, Public Works Commissioner forwarding the Annual Drain Assessment Report and Annual Financial Report for Saginaw County for 2002. (The documents are available for review in the Board Office.)

The 2002 Drain Assessment Report consists of schedules of completed drain projects, new drains under construction, the progress of proposed drain work and drains to be reassessed because of insufficient funds. Also included is the 2002 Drain Special Assessment Roll.

The 2002 Annual Financial Report contains a list of all Demand Drain Orders, Revolving Fund Orders and Time Drain Orders issued during 2002. The debits and credits for all 801 (Cash) and 802 (Revolving) drain accounts are also listed along with reports on the 808, 820, 858 and 870 drain accounts - construction and debt accounts in which bonds or notes were issued.

It is the recommendation of your committee that the 2002 Annual Drain Assessment Report and 2002 Annual Financial Report for Saginaw County be accepted, received and filed.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES – 2.4

OCTOBER 15, 2002

Your committee has considered communication 10-15-3 from James Koski, Public Works Commissioner asking the County to pledge its full faith and credit to Notes in the amount of \$91,500 to be issued for the Runnels Drain and Branch Improvement Project.

We met with Mr. Koski who informed us the Project consists of cleaning out an existing drain and resetting and/or replacing three culverts. The obligation will be paid by the Michigan Department of Transportation, Saginaw County at Large, Birch Run Township at Large, and property owners within the drainage district. The Notes were purchased by Ralph and Joanne Lee, at an interest rate of 4.97 annually for three years.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES – 2.5

OCTOBER 15, 2002

At the January 22 Session of the Board the County identified itself as the local sponsor in order to initiate the dredging of the Upper Saginaw River. The local sponsor is responsible for securing funds and providing all lands, easements and right of ways for a dredged material disposal site.

Subsequently, we received communication 9-17-26 from James Koski, Public Works Commissioner asking the County to reaffirm its commitment to the project. We met with Mr. Koski who informed us several options for locating a suitable site for the river dredging material have been investigated including use of an existing land fill currently under license from the

Department of Environmental Quality for General Motors. However because of cost, liabilities, and red tape a decision was made to form a site selection committee to identify a suitable site. The committee includes Mr. Koski, William Wright, Planning, Marc McGill, Controller, and River Alliance representatives. The criteria set by the Corp of Engineers include the site being, 1) close to the river, 2) at least 400 acres, and 3) geographically and environmentally suitable for the material placement through the permit process. State, Federal and other funds will pay the County's costs incurred as a local sponsor.

At this point Mr. Koski has located several property owners who are willing to have their property considered as a disposal site. The Corp of Engineers is moving ahead with soil testing, land surveying, and land appraisals. Mr. Koski is aware he has no authority to obligate the County in any way for the expenditure of funds for this project.

We recommend the Board reaffirm its commitment to the project, and encourage the site review committee to keep working with the proper authorities, negotiate with the persons and agencies needed to move forward with the river dredging project. Under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES – 2.6 **OCTOBER 15, 2002**

Your committee has considered communication 10-15-2 from James Koski, Public Works Commissioner asking the Board to adopt a resolution authorizing the refunding of Village of Birch Run Sewage Disposal Extension No. 2 Bonds.

We met with Mr. Koski who informed us it was brought to his and the Village's attention by a financial consulting company that approximately \$45,000 could be saved in interest expense if the bonds are refunded. The cost of refunding the issue is estimated to be \$20,000, for a net savings of \$25,000. The Board approved the original bond issue at the August 1990 session.

We agree with the request. Under the proper order of business the appropriate resolution will be submitted to accomplish same.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES – 2.7 **OCTOBER 15, 2002**

At the March 26, Session the Board adopted a resolution joining the Saginaw Clean Water Alliance (SCWA), and along with other affected communities contributed \$4,000 each to fund a consultant to develop a storm water plan, and to employ an attorney to set up the SCWA as an Authority. The formation of the SCWA allowed affected communities to work together and share costs. The issue originated as a result of the Federal Clean Water Act of 1972, and Michigan P.A. 451 of 1994, when Saginaw County and eleven other municipalities in the County were identified as Phase II

communities, and as such are required to either apply for a National Pollution Discharge Elimination System Permit or file a Notice of Intent for storm water runoff by March 10, 2003. There are serious penalties for not meeting the deadline, including fines and imprisonment. Spicer Engineering was selected as consultant, and Attorney David Meyer was hired to set up the SCWA as an Authority.

Subsequently, we received communication 10-15-4 from James Koski, Public Works Commissioner asking the Board to adopt a resolution authorizing Saginaw County to become an incorporating member of the Saginaw Area Storm Water Authority (SASWA), approve the Articles of Incorporation, Bylaws, and the attached proposed budget for 2003. The County's share is 3% or about \$6,600. The Authority will continue to pursue grant funds to offset costs.

It is the recommendation of your committee to approve the attached Articles of Incorporation of the Saginaw Area Storm Water Authority, and Bylaws, subject to review and approval of County Civil Counsel. Under the proper order of business, the appropriate resolution allowing Saginaw County to become an incorporating member of said Authority, and authorizing the Chair to appoint a Trustee and Alternate to the SASWA will be submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

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DRAFT ARTICLES OF INCORPORATION

of

SAGINAW AREA STORM WATER AUTHORITY

These Articles of Incorporation (the “Articles”) are adopted by the incorporating municipal corporations for the purpose of creating an authority under the provisions of Act No. 233, Michigan Public Acts of 1955, as amended, MCLA 124.281 (the “Enabling Act”).

ARTICLE I

Name

The name of the Authority is “Saginaw Area Storm Water Authority” (“ Authority”). The registered office of the Authority shall be located as designated by the Authority Board of Trustees (the “Board”), from time to time.

ARTICLE II

Member Municipalities

The municipal corporations creating this Authority are as follows:

Bridgeport Charter Township
Buena Vista Charter Township
Carrollton Township
Kochville Township
City of Saginaw
Saginaw Charter Township
Spaulding Township
Thomas Township
Tittabawassee Township
City of Zilwaukee
County of Saginaw Road Commission
County of Saginaw

all of which are hereby designated as the Incorporating Municipalities. In addition, any Municipalities which are admitted as Member Municipalities prior to June 30, 2002, shall be designated as Incorporating Municipalities. The Incorporating Municipalities, together with new Member Municipalities which are admitted under Article XX, shall constitute the “Member Municipalities” or “Members”.

ARTICLE III

Purpose

The purpose of the Authority is to provide its Member Municipalities with assistance in maintaining compliance with the laws and regulations of the United States and the State of Michigan which pertain to the regulation of storm water discharges, including by way of illustration, but not exclusion, the following:

1. Provide public education and outreach regarding the impacts of polluted storm water runoff discharges;
2. Provide public participation and involvement in the implementation and development of storm water discharge permits and programs;
3. Assist member municipalities in the detection and elimination of illicit discharges of storm water;
4. Establish uniform standards, policies, and procedures for erosion and sediment control, all in accordance with the Enabling Act. In addition the Authority is authorized to perform any other functions permitted by the Enabling Act.

ARTICLE IV

Powers

The Authority shall be a body corporate with power to sue or to be sued in any court of this state. It shall be comprised of the territory lying within the corporate boundaries of its Member Municipalities. It shall possess all of the powers granted by statutes now in effect or hereafter adopted or amended, and by these Articles, which powers are necessary to carry out the purposes of its incorporation, and those incident thereto. The enumeration of any powers in these Articles or in the Enabling Act shall not be construed as a limitation upon its general powers unless the context shall clearly indicate otherwise.

ARTICLE V

Corporate Seal

The Authority shall have a corporate seal in a form approved by the Board of Trustees.

ARTICLE VI

Existence

The Authority shall continue in existence perpetually or until dissolved by a vote of two-thirds (2/3) of the Members or by law. The Authority shall not, however, be dissolved if such dissolution would or could operate as an impairment of any municipal bonds issued by the Authority or other contracts of the Authority.

ARTICLE VII

Fiscal Year

The fiscal year of the Authority shall commence and end at such times as provided in the bylaws.

ARTICLE VIII

Board. Trustees. Term of Office. Officers. Removal

- A. Board Membership. The governing body of the Authority shall be a Board of Trustees (the "Board"), which shall consist of one voting representative ("Trustee") for each Member Municipality who shall be appointed by a majority vote of the governing body of the Member Municipality making the appointment.
- B. Term of Office. Members of the first Board shall be appointed within thirty days after these Articles become effective, and their terms shall be staggered and expire on December 31 of the years as follows:

Member Municipality	Year of Expiration
Bridgeport Charter Township	2003
Buena Vista Charter Township	2004
Carrollton Township	2005
Kochville Township	2006
City of Saginaw	2003
Saginaw Charter Township	2004
Spaulding Township	2005
Thomas Township	2006
Tittabawassee Township	2003
City of Zilwaukee	2004
County of Saginaw Road Commission	2005
County of Saginaw	2006

Following the initial term of office, the term of each Trustee appointed by a Member Municipality shall be for a term of four (4) years and shall commence on January 1 immediately following the expiration of the term of the Trustee appointed by such Member Municipality.

- C. Alternate Trustee. Each Member Municipality shall also appoint an alternate Trustee by

- majority vote of the governing body. An alternate Trustee may attend meetings of the Board but may vote only in the absence of the Trustee appointed by the alternate's respective Member Municipality.
- D. Oath and Compensation. Each Trustee shall file an oath of office with the Clerk of the Member Municipality from which the Trustee is appointed. Trustees shall serve without compensation, but the Board may by majority vote of its total membership authorize payment of actual expenses incurred by any Trustee in connection with the business of the Authority.
- E. Organizational and Annual Meeting. The members of the first Board shall qualify by filing their oaths of office and shall meet for the purpose of organization within forty-five days after the effective date of these Articles. Thereafter the Board shall meet for such purpose on the third Wednesday in December of each year at the time and place fixed for holding of regular meetings. At each such organizational meeting the Board shall select a Chairman and Vice Chairman, who shall be members of the Board, and a Secretary and a Treasurer who may, but need not, be members of the Board. The offices of Secretary and Treasurer may, but need not, be combined and held by one person. Such officers shall serve until the next annual organizational meeting or until their respective successors shall be selected and qualified.
- Failure to hold meetings or appoint or select Trustees or officers as herein provided shall not render invalid any action taken by the Board or its officers. No appointment of any Trustee or election of any officer, and no action taken at any meeting shall be invalid because it did not occur within or at the time specified in these Articles or the Bylaws.
- F. Removal and Resignation of Trustee. A Trustee or alternate Trustee may be removed for cause at any time by majority vote of the legislative body of the Member Municipality which appointed the Trustee. Any officer of the Board may be removed as an officer at any time by majority vote of the total membership of the Board. A Trustee may resign by providing prior written notice to the Chairman and Secretary of such resignation. An officer may resign from an office by providing prior written notice to the Chairman and the Secretary of such resignation.

ARTICLE IX

Vacancy of Board Trustee

In the event of a vacancy on the Board, the legislative body of the Member Municipality which appointed the Trustee or alternate Trustee whose position has become vacant shall fill the vacancy for the unexpired term. In the event of a vacancy in an office of the Board, such vacancy shall be filled by the Board for the unexpired term. In case of the temporary absence or disability of any officer, the Board may appoint some person temporarily to act in the office's place except that in the event of the temporary absence or disability of the Chairman, the Vice-Chairman shall so act.

ARTICLE X.

Meetings and Bylaws

- A. Regular and Special Meetings. Regular meetings of the Board shall be held at such time and place as determined by the Board or in the Bylaws. Special meetings of the Board may be called by the Chairman or one-third of the total Trustees, by serving written notice of the time, place and purpose thereof, upon each member of the Board personally, or by leaving it at the trustee's place of residence, at least twenty-four hours prior to the time of such meeting, or by depositing the same in a United States Post Office or mail box within the limits of the Authority, at least seventy-two hours prior to the time of such meeting, enclosed in a sealed envelope, properly addressed to the Trustee's home or

- office address, with first class postage fully prepaid. Special meetings of the Board at which all members are present shall be deemed to be valid even though no written notice thereof has been given as provided above. Any member of the Board may waive notice of any meeting either before or after the holding thereof. Written consent to any action taken by the Board shall have the same effect as if the consenting member had been present and had voted in favor of such action at a duly called and noticed meeting.
- B. Quorum. At least a majority of the members of the Board shall be required to constitute a quorum. The Board shall act by motion, resolution, regulation, ordinance, or consent to action. For the passage of any resolution or ordinance providing for the issuance of bonds or other indebtedness, an affirmative vote of at least two-thirds (2/3) of the members of the Board shall be required. Other action, except as hereinafter provided in Article XX, shall be by affirmative vote of a majority of the members of the Board.
- C. Bylaws and Rules. The Board shall have the right from time to time to adopt and amend Bylaws and Rules governing the Board's procedure. The Bylaws and Rules shall not conflict with the terms of any statute or with these Articles. The Board shall keep a journal of its proceedings, which shall be signed by the Secretary. All votes shall be "Yeas" and "Nays," except that where the vote is unanimous, it shall only be necessary to so state. Each Trustee in attendance shall be required to vote upon all matters unless the Trustee shall be disqualified therefrom.
- D. Conflict of Interest. No Trustee may vote upon any matter in which the Trustee has a personal interest. No Trustee shall have a financial interest in any contract with the Authority. Each Trustee shall execute a disclosure at least annually which sets forth all known conflicts on which the Trustee may be called upon to vote as a member of the Board.

ARTICLE XI

Duties of Officers, Annual Budgets, Committees, and Depository

- A. Chairman and Vice Chairman. The Chairman of the Board shall be the presiding officer thereof. In the absence or disability of the Chairman, the Vice Chairman shall perform the duties of the Chairman.
- B. Secretary. The Secretary shall be the recording officer of the Board, and shall keep and maintain books, records, and accounts of the Authority's business and affairs and shall keep minutes of the meetings of the Board.
- C. Treasurer. The Treasurer shall be custodian of the funds of the Authority and shall file a bond conditioned upon the faithful performance of the duties of the office of Treasurer. The cost of the bond shall be paid by the Authority.
The officers of the Board shall have such other powers and duties as maybe conferred upon them by the Board, and as provided in the Bylaws.
- D. Budget. The Board shall, prior to the first Monday of November of each year, prepare, adopt and file with the legislative bodies of the Member Municipalities, an annual budget for the next fiscal year covering the proposed expenditures to be made for the organization and operation of the Authority. The formula which is used for the apportionment of operational costs shall be based reviewed annually by the Board. The annual budget shall set forth the necessary funds required from each Member Municipality for the next fiscal year.
- E. Committees. The Board may, by resolution passed by a majority of the whole Board, appoint committees of one or more Trustees, authority as specified by the Board in the resolution making such appointments. The Board may designate one or more Trustees as alternate members of a committee who may replace an absent or disqualified member at a

meeting-of a committee.

- F. Banking. All monies of the Authority shall be deposited in a bank or banks, to be designated by the Board, and all checks or other forms of withdrawals therefrom in any amount shall be signed by two officers of the Board as shall be designated in the Bylaws or by resolution of the Board.

ARTICLE XII

Power to Acquire Property

The Authority shall have power to acquire property necessary for its purpose by purchase, construction, lease, gift, devise, or condemnation, either within or without its corporate limits. It may hold, manage, control, sell, exchange, or lease such property. For the purpose of condemnation, it may proceed under the provisions of any statute which grants a municipality or public body the authority to acquire private property for public use.

ARTICLE XIII

Power to Execute Contracts

The Authority may individually, or jointly with member municipalities, enter into contracts, providing for the acquisition, construction, improvement, enlargement, extension, operation, and financing of a property necessary to carry out its purposes, as authorized and provided in the Enabling Act. The Authority may, subject to the prior approval of two-thirds (2/3) the Member Municipalities, enter into contracts with any Member or Non-member Municipality for services which relate to the purposes of this Authority, or any other service authorized by the Enabling Act. The contract shall provide for reasonable charges or rates for such service furnished. No contract shall be for a period exceeding two years.

ARTICLE XIV

Issuance of Bonds

For purposes of obtaining funds for the acquisition, purchase, construction, improvement, enlargement, or extension of property, facilities or services, or any other project authorized by the Enabling Act, the Authority may, by ordinance or resolution duly adopted by the Board, issue its negotiable bonds, secured by the contractual full faith and credit pledges of each contracting member municipality, in accordance with and subject to the provisions of the Enabling Act and the quorum requirements under these Articles.

ARTICLE XV

Hiring of Employees

The Board shall have power to secure all necessary services and to hire all necessary employees to carry out the functions of the Authority and to fix the compensation therefore.

ARTICLE XVI

Annual Audit

The Board shall cause an annual audit to be made of its financial transactions by an independent certified public accountant and shall furnish at least five copies thereof to each Member Municipality.

ARTICLE XVII

Publication of Articles

The Articles or any amendments thereto, shall be published once in a newspaper having general circulation within the territorial limits of the Authority. One printed copy of the Articles, certified with the date and place of publication, shall be filed with both the Michigan Secretary of State and the Clerk of the County of Saginaw within thirty (30) days after the execution thereof has been completed. The Secretary of the Authority is hereby designated as the person to cause the Articles to be published, certified, and filed. If the Secretary is unable to act or neglects to act, then a person designated by the Board, shall perform these duties.

ARTICLE XVIII

Effective Date of Authority

The Authority shall become effective upon execution of these articles by all Incorporating Municipalities and completion of all procedures provided in Article XVII. The effective date of subsequent amendments to these Articles of Incorporation shall be the date of filing of certified copies and publication of the Amendment as provided in Article XVII.

ARTICLE XIX

Amendments

Amendments may be made to these Articles of Incorporation at any time by approval of two thirds (2/3) of the legislative bodies of the Member Municipalities of which the Authority is composed. All amendments shall be endorsed, published, and certified. Printed copies thereof shall be filed in the same manner as the original Articles of Incorporation, except that the filed and printed copies shall be certified by the Secretary of the Board or such person as be may designated by the Board. The Secretary of the Board or such person designated by the Board, shall cause the Amended Articles to be published and filed as previously set forth.

ARTICLE XX

New Member Municipalities

Any municipal corporation may be permitted to become a member of the Authority by resolution of the Board and approval by two-thirds (2/3) of all the then member Trustees appointed by the Member Municipalities.

ARTICLE XXI

Withdrawal

A Member Municipality may withdraw from the Authority at any time by filing with the Chairman or Secretary of the Authority a resolution of withdrawal approved by a majority of the members of its legislative body. However, such municipality will not be relieved of any contractual obligations assumed by the Municipality as the result of its membership in the Authority, including but not limited to its pledge of full faith and credit for the payment of any obligation.

ARTICLE XXII

Captions and Bylines

The captions and bylines used in these Articles are for the convenience of reference only and in no way define, limit, or describe the scope or intent of these Articles.

ARTICLE XXIII

Adoption

These Articles will have been deemed to be adopted by the legislative bodies of all of the following Member Municipalities:

- Bridgeport Charter Township
- Buena Vista Charter Township
- Carrollton Township
- Kochville Township
- City of Saginaw
- Saginaw Charter Township
- Spaulding Township
- Thomas Township
- Tittabawassee Township
- City of Zilwaukee
- County of Saginaw Road Commission
- County of Saginaw

CERTIFICATION

STATE OF MICHIGAN)
SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting Secretary of the Saginaw Area Storm Water Authority, Saginaw County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Authority's Articles of Incorporation, as amended, effective the date published in the _____, Saginaw, Michigan.

IN WITNESS, I have affixed my official signature on this ____ day of _____, 2002.
Secretary

CERTIFICATION OF ADOPTION
[Buena Vista Charter Township]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of Trustee of Buena Vista Charter Township at a meeting duly held on the _____ day of _____, 2002.

Supervisor
Clerk

CERTIFICATION OF ADOPTION
[Bridgeport Charter Township]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of Trustees of Bridgeport Charter Township at a meeting duly held on the _____ day of _____, 2002.

Supervisor
Clerk

CERTIFICATION OF ADOPTION
[Carrollton Township]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of Trustees of Carrollton Township at a meeting duly held on the _____ day of _____, 2002.

Supervisor
Clerk

CERTIFICATION OF ADOPTION
[Kochville Township]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of Trustees of Kochville Township at a meeting duly held on the _____ day of _____, 2002.

Supervisor
Clerk

CERTIFICATION OF ADOPTION
[City of Saginaw]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the City Council of the City of Saginaw at a meeting duly held on the _____ day of _____, 2002.

_____, 2002.

Mayor
Clerk

CERTIFICATION OF ADOPTION
[Saginaw Charter Township]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of Trustees of Saginaw Charter Township at a meeting duly held on the _____ day of _____, 2002.

Supervisor
Clerk

CERTIFICATION OF ADOPTION
[Spaulding Township]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of Trustees of Spaulding Township at a meeting duly held on the _____ day of _____, 2002.

Supervisor
Clerk

CERTIFICATION OF ADOPTION
[Thomas Township]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of Trustees of Thomas Township at a meeting duly held on the _____ day of _____, 2002.

Supervisor
Clerk

CERTIFICATION OF ADOPTION
[Tittabawassee Township]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of Trustees of Tittabawassee Township at a meeting duly held on the _____ day of _____, 2002.

Supervisor
Clerk

CERTIFICATION OF ADOPTION
[City of Zilwaukee]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the City Council of the City of Zilwaukee at a meeting duly held on the _____ day of _____, 2002.

Mayor
Clerk

CERTIFICATION OF ADOPTION
[County of Saginaw Road Commission]
Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the Board of the County of Saginaw Road Commission at a meeting duly held on the _____ day of _____, 2002.

_____ day of _____, 2002.

Chairman

Secretary

CERTIFICATION OF ADOPTION

[County of Saginaw]

Saginaw County, Michigan

The foregoing Articles of Incorporation of the Saginaw Area Storm Water Authority were adopted by the County of Saginaw Board of Commissioners at a meeting duly held on the _____ day of _____, 2002.

Todd M. Hare, Chairman

Susan Kaltenbach, Clerk

Prepared by:

SMITH BOVILL

a Professional Corporation

By: David B. Meyer (P23667)

200 St. Andrews Road

Saginaw, Michigan 48603

(989) 792-9641

DRAFT BY-LAWS

of the

SAGINAW AREA STORM WATER AUTHORITY

Article I

Office

The principal office of the Saginaw Area Storm Water Authority (the "Authority") shall be located at a place which is determined by the Authority Board of Trustees (the "Board"), from time to time.

Article II

Fiscal Year

The fiscal year of the Authority shall be the calendar year ending December 31.

Article III

Board Meetings

Section 1. Annual Meetings. The annual meeting of the Authority Board of Trustees (the "Board") shall be held on or about the third Wednesday of December in each year at a place and time designated by the Board.

Section 2. Regular Meetings. The regular meetings of the Board shall be designated by the Board in January of each year. Regular meetings of the Board during 2002 shall be designated by the board at its first organizational meeting.

Section 3. Open Meetings Act. All meetings of the Board shall be conducted at a public meeting held in compliance with Act No. 267 of the Public Acts of Michigan of 1976, as amended ("Open Meetings Act"). Public notice of the time, date and place of the meeting shall be given in the manner required by the Open Meetings Act.

Section 4. Special meetings. Special meetings of the Board shall he held when called by the Chairman or by one third (1/3) of the Trustees.

Section 5. Notice of Special Meetings. Written notice of special meetings of the Board, stating the time, date and place of meeting, shall be served upon each Trustee personally, or by leaving it at his or her place of residence at least twenty-four (24) hours prior to the time of such meeting, or by depositing the same in a United States Post Office Mail Box within the limits of the Authority at least seventy-two (72) hours prior to the time of such meeting, enclosed in a sealed envelope properly addressed to him or her at his or her home or office address, with postage fully prepaid. Any meeting at which all Trustees are present shall be a valid meeting, and

all action taken shall be valid, irrespective of lack of notice of the meeting.

Section 6. Notice of Annual Meetings. Written notice of annual meetings of the Board, stating the time, date and place where it is to be held, shall be served by depositing the same in a United States Post Office Mail Box within the limits of the Authority at least five (5) days prior to the time of such meeting, properly addressed to him or her at his or her home or office address, with postage fully prepaid thereon. Any meeting at which all Trustees are present shall be a valid meeting, and all action taken shall be valid, irrespective of lack of notice. No notice shall be required for regular meetings which are scheduled under Section 2 of this Article.

Section 7. Waiver of Notice of Meeting. Notice may be waived in writing either before or after a meeting, and written consent to action taken given by an absentee after a meeting shall have the same effect as if the consenting Trustee had been present and had voted in favor of such action..

Section 8. Quorum. At least a majority of the Trustees of the entire Board shall be required for a quorum..

Section 9. Voting. The Board shall act by motion, resolution, regulation or consent to action. For passage of any resolution or regulation providing for the issuance of bonds or the dissolution of the Authority, an affirmative vote of at least two-thirds (2/3) of the members of the entire Board shall be required. Except as hereinafter provided in Article III, an affirmative vote of a majority of the members of the entire Board shall be sufficient for all other actions.

Article IV

New Member Municipalities

Any city, village, township, or other municipal corporation, upon request, may be permitted to become a member of the Authority by resolution of the Board if approved by two thirds (2/3) of all the member Trustees appointed by the then Member Municipalities.

Article V

Officers

Section 1. Number, Qualification, Election and Term of Office.

- a. The officers of the Authority shall consist of a Chairman, Vice Chairman, Secretary, Treasurer, and such other officers as the Board may from time to time deem advisable. All officers are required to be a member of the Board.
- b. The officers of the Authority shall be elected by the Board at the regular annual meeting of the Board.
- c. Each officer shall hold office until the annual meeting of the Board next succeeding his or her election, and until his or her successor shall have been elected and qualified, or until his or her death, resignation or removal.
- d. Any officer may resign at any time by giving written notice, of such resignation to the Board or to the Chairman or Secretary of the Authority. Unless otherwise specified in such written notice, such resignation shall take effect upon receipt thereof by the Board, or by the Chairman, and the acceptance of such resignation shall not be necessary to make it effective.
- e. Any officer may be removed, either with or without cause, and a successor elected by the Board at any time.
- f. A vacancy in the office by reason of death, resignation, inability to act, disqualification, or any other cause, may at any time be filled for the unexpired portion of the term by the Board.
- g. Officers of the Authority shall, unless otherwise provided by the Board, each have such powers and duties as generally pertain to their respective offices as well as such powers and duties set forth in the Articles of Incorporation of the Authority, or which may from time to time be specifically conferred or imposed by the Board. The Chairman shall be

the chief executive officer of the Authority.

Article VI

Indemnification of Officers and Trustees

The Authority shall indemnify every Authority Trustee and officer against all expenses (including attorneys fees), judgments, fines and amounts paid in settlement actually and reasonably incurred by him or her as a consequence of his being made a party to or being threatened to be made a party to any threatened, pending or contemplated action, suit or proceeding, whether civil, criminal, administrative or investigative, by reason of his being or having been a trustee or officer of the Authority, except in such cases where he or she is adjudged guilty of willful and wanton misconduct or gross negligence in the performance of his or her duties or adjudged to have not acted in good faith and in a manner he reasonably believed to be in or not opposed to the best interest of the Authority and its members, or with respect to any criminal action or proceeding, he or she is adjudged to have had no reasonable cause to believe that his or her conduct was unlawful. If a trustee or officer claims reimbursement or indemnification hereunder based upon settlement of a matter, he or she shall be indemnified only if the Board (with any trustee seeking reimbursement abstaining) approves such settlement and reimbursement as being in the best interests of the Authority and, if a majority of the members request it, such approval is based on an opinion of independent counsel supporting the propriety of such indemnification and reimbursement. The foregoing right of indemnification shall be in addition to and not exclusive of all other rights such trustee or officer may have. The Board shall notify all members that it has approved an indemnification payment at least ten (10) days prior to making such payment.

Article VII

Insurance

The Authority shall, to the extent appropriate, carry liability insurance (including, without limitation, directors and officers coverage), workers' compensation insurance, if applicable, and such other insurance coverage as the Trustees may determine to be appropriate.

Article VIII

Rules of Order

The rules of the latest edition of Roberts Rules of Order shall govern the procedure of the Board except where such rules are contrary to the Articles of Incorporation, these By-Laws or the laws of the State of Michigan.

Article IX

Corporate Seal

The Authority shall have a corporate seal upon which the words "Saginaw Area Storm Water Authority" shall be embossed. The seal, in the form impressed hereon is hereby adopted.

Article X

Committees

The Board, by resolution adopted by a majority of the entire Board, may from time to time designate from among its members an executive committee and such other committees, and alternate members thereof, as they deem desirable, each consisting of three (3) or more members, which such powers and authority (to the extent permitted by law and the Articles of the Authority) as may be provided by such resolution. Each such committee shall serve at the pleasure of the Board. At all meetings of a committee, the presence of all members of the committee shall be necessary to constitute a quorum for the transaction of business, except as otherwise provided in said resolution or by these By-Laws. Any action authorized in writing by all of the members of a committee entitled to vote thereon and filed with the minutes of the committee shall be the act of the committee with the same force and effect as if the same had

been passed by unanimous vote at a duly called meeting of the committee.

Article XI

Treasurer's Bond

The Treasurer shall provide the Authority with a bond conditioned upon the faithful performance of the duties of his or her office as Treasurer. The cost of the bond shall be paid by the Authority.

Article XII

Depositories

All monies of the Authority shall be deposited in a bank or banks, to be designated by the Board, and all checks or other forms of withdrawals therefrom shall be signed by two (2) officers of the Board and shall be designated by resolution of the Board.

Article XIII

Conflict of Interest

No Trustee may be a party to or may be interested in any contract or transaction of this Authority.

Article XIV

Amendment of By-Laws

These By-Laws shall take effect upon adoption. They may be amended by the affirmative vote of at least two-thirds (2/3) of the members of the entire Board.

The undersigned Trustees certify that they have adopted the foregoing By-Laws of the Authority. They shall become effective upon approval by the Board and filing with the Saginaw County Clerk.

CERTIFICATION

STATE OF MICHIGAN)
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting Secretary of the Saginaw Area Storm Water Authority, Saginaw County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Authority's By-Laws, as amended, effective the __day of ____2002.

IN WITNESS, I have affixed my official signature on this __day of _____, 2002.

_____ Secretary

FROM: COMMITTEE ON HUMAN SERVICES - 3.1 **OCTOBER 15, 2002**

At the February 26 Session, the Board received a proposed ordinance titled - Saginaw County Ground Water Withdrawal Regulations for review by Counsel and other County Officials with the Department of Environmental Quality (DEQ) and the Attorney General to determine its appropriateness for County adoption. A public hearing was held at the March 26 Session to hear public comments on the proposed draft regulations. Subsequently, the DEQ in a letter dated March 11 stated their belief that the Saginaw County Board of Commissioners could not legally adopt these Regulations under the Public Health Code, 1978 PA 368. DEQ officials went on to say that implementation would be difficult.

A requested Attorney General Opinion No. 7117, numbered communication no. 9-17-29, was received in September. It responded to whether counties can enact ordinances limiting or regulating the amount of water extracted from an underground aquifer, and whether counties would be liable for restricting the use of water. The Opinion stated that a county board lacks authority to adopt a countywide ordinance and offered certain provisions whereby a local health department may be able to regulate and circumstances that could constitute a taking of property requiring just compensation. The Opinion in its entirety was distributed to each commissioner.

Your Human Services Committee met with John Niederhauser, Health Officer, Stephen Borrello, County Counsel, and other officials and interested parties to consider the Opinion. Counsel

posed questions for the Board to consider: Does the lose of water designate a public health hazard? If found to be a public health hazard, how did it occur? After determining its cause, how does the County regulate?

After discussion, the committee agreed with the conclusions reached by Counsel and the Health Officer, i.e., the County does not have the funds or level of expertise to undertake a study to determine the cause and does not consider it a public health hazard sufficient to constitute government intervention. Counsel went on to say it was an issue that could not be resolved locally, but rather one requiring legislative action.

Based on the information studied, we recommend the Board:

- 1) Request our Federal and State Legislators for an appropriation or grant monies to fund an activity for geologists to ascertain the length and cost of a study that would determine the cause for the water shortages, dry wells and limited water flow in southwestern Saginaw County;
- 2) Request our Federal and State Legislators for an appropriation or grant monies to pay for the geological study; and,
- 3) Continue to monitor and meet with all parties to look for other viable options to assist residents.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES
Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

October 21, 2002

TO: U.S. SENATORS CARL LEVIN AND DEBBIE STABENOW
U.S. CONGRESSMEN JAMES BARCIA, DAVID CAMP AND DALE KILDEE
MICHIGAN SENATOR MICHAEL GOSCHKA
MICHIGAN REPRESENTATIVES A.T. FRANK, JAMES HOWELL AND CARL WILLIAMS

Honorable Legislators:

The Saginaw County Board of Commissioners at our October 15 Session adopted attached Report No. 3.1 relating to the water shortages, dry wells and limited water flow in southwestern Saginaw County. In considering a resolve to the situation, we wanted to know whether a county has the authority to enact ordinances limiting or regulating the amount of water extracted from underground aquifers and whether a county would be liable for restricting the use of water.

Attorney General Opinion No. 7117 assisted us in answering these questions. It stated that a county board lacks the authority to adopt a countywide ordinance. It offered certain provisions whereby a local health department may be able to regulate and circumstances that could constitute a taking of property requiring just compensation.

After meetings with our County Counsel and the Health Officer, we concluded it is not an issue that can be resolved locally, but rather one requiring Federal and/or State legislative action. While we are deeply concerned about the residents experiencing water problems, we lack the necessary funding and expertise to undertake a study to determine the cause.

The Saginaw County Board of Commissioners respectfully requests our Federal and State Legislators to assist us: 1) By appropriating monies to fund an activity for geologists to ascertain the length and cost of a study that would determine the cause for the water shortages, dry wells and limited water flow in southwestern Saginaw County; and 2) By appropriating monies to pay for the geological study.

You may contact me at (989) 790-5267, the Health Officer at (989) 758-3818, or County Counsel at (989) 790-2500 to further discuss this issue.

Respectfully,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

c: Marc A. McGill, Controller/CAO

John D. Niederhauser, Health Officer

Stephen L. Borrello, Counsel

enc. 1

COMMITTEE COMPENSATION -- 5.1

OCTOBER 15, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held September 1-14, 2002.

HealthSource Board---8-4-02*	
R. Bartels, 3 miles	1.10
J. Graham	7.67
HealthSource Finance---8-27-02*	
R. Bartels, 3 miles	1.10
Human Services Collaborative Body---8-28-02*	
C. Smith, 0 miles	50.00
Legislative Subcommittee---9-3-02	
K. Horn, 30 miles	60.95
R. Mallette, 10 miles	53.65
R. Bartels, 3 miles	51.10
T. Basil, 3 miles	51.10
B. Blaine, 26 miles	59.49
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
County Services Committee---9-3-02	
M. O'Hare, 50 miles	68.25
R. Bartels, 0 miles (no comp.)	
C. Hadsall, 40 miles	64.60
K. Horn, 0 miles (no comp.)	
C. Ruth, 4 miles	51.46
T. Hare, 0 miles (no comp.)	
Courts & Public Safety---9-4-02	
R. Mallette, 10 miles	53.65
P. Wurtzel, 13 miles	54.75
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
J. Graham, 21 miles	57.67
Board of Health---9-4-02	
E. Foxx, 8 miles	12.92
Local Emergency Planning Committee---9-5-02	
R. Mallette, 10 miles	13.65
Parks & Recreation Commission---9-5-02	
R. Mallette, 10 miles (no comp.)	3.65
Saginaw Future Board---9-6-02	
T. Hare, 2 miles	50.73

Human Services Committee---9-9-02	
R. Woods, 7 miles	52.56
C. Smith, 0 miles	50.00
T. Basil, 3 miles	51.10
B. Blaine, 26 miles	59.49
T. Hare, 2 miles	50.73
Mental Health Board---9-9-02	
R. Woods, 10 miles	12.56
Labor Relations Subcommittee---9-10-02	
C. Smith, 0 miles	50.00
T. Basil, 3 miles	51.10
E. Foxx, 8 miles	52.92
M. O'Hare, 50 miles	68.25
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Animal Control Advisory Committee---9-12-02	
R. Mallette, 10 miles	53.65
R. Woods, 7 miles	52.56
Budget Audit Subcommittee---9-12-02	
R. Bartels, 3 miles	51.10
R. Blaine, 26 miles	59.49
C. Hadsall, 40 miles	64.60
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
J. Graham, 21, miles	57.67
T. Hare, 2 miles	50.73

Respectfully submitted,
Kaye Schultz, Board Coordinator

*Not previously reported

COMMITTEE COMPENSATION -- 5.2

OCTOBER 15, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held September 15-28, 2002.

Human Services Collaborative Body Planning---8-23-02*	
C. Smith, 0 miles	50.00
Human Services Collaborative Body Finance---8-28-02*	
C. Smith, 0 miles	50.00
Bridge Center Board---9-12-02*	
C. Smith, 0 miles	50.00
HealthSource Advisory---9-16-02	
T. Basil, 3 miles	51.10
Saginaw Convention & Visitors Bureau---9-17-02	
K. Horn, 30 miles	35.95
Community Corrections Advisory Board---9-17-02	
R. Mallette, 0 miles (no comp.)	
Board Session---9-17-02 (all present)	
Planning Commission---9-17-02	

T. Basil, 0 miles	
Saginaw Area Storm Water Authority in Bridgeport---9-18-02	
M. O'Hare, 50 miles	68.25
Airport Committee---9-19-02	
K. Horn, 20 miles	7.30
R. Woods, 6 miles	2.19
Frankenmuth Convention & Visitors Bureau---9-19-02	
K. Horn, 30 miles	60.95
Commission on Aging---9-19-02	
M. O'Hare, 50 miles	68.25
Mosquito Abatement Commission---9-19-02	
M. O'Hare, 0 miles	
Community Action Committee Joint Meeting---9-20-02	
E. Foxx, 8 miles	
Human Services Collaborative Body---9-20-02	
C. Smith, 0 miles	50.00
Environmental Health Board---9-23-02	
M. O'Hare, 50 miles	28.25
Region VII Advisory Board---9-24-02	
C. Ruth, 0 miles	5.00
Mental Health Executive Limitations---9-25-02	
R. Woods, 7 miles	12.56
Community Action Committee Meeting---9-26-02	
E. Foxx, 8 miles	52.92
Third Annual Agriculture & Tourism Tour – Beginning	
Johnson's Pumpkin Farm---9-26-02	
M. O'Hare, 70 miles	75.55
911 Board---9-26-02	
E. Foxx, 8 miles	27.92
R. Mallette, 10 miles	53.65
City County School Liaison Committee---9-26-02	
B. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
C. Ruth, 4 miles	51.46
Human Services Collaborative Body Planning---9-27-02	
C. Smith, 0 miles	50.00

Respectfully submitted, Kaye Schultz, Board Coordinator

*Not previously reported

By Commissioner Horn: That Committee Compensation Report(s) 5.1 and 5.2 be received, not read, and the recommendations contained therein adopted. Approved.

RESOLUTIONS

RESOLUTION A BOARD OF COMMISSIONERS COUNTY OF SAGINAW

OCTOBER 15, 2002

RE: Runnels Drain and Branch Notes

At a regular meeting of the Board of Commissioners of the County of Saginaw held in the City of Saginaw, Michigan, on October 15, 2002, at 5:00 o'clock P.M., Michigan time.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr.,

ABSENT --- Patrick A. Wurtzel

The following resolution was offered by O'Hare and seconded by Blaine:

WHEREAS, proceedings have been taken by the Saginaw County Public Works Commissioner for improvements to the Runnels Drain and Branch under the provisions of Chapter 8 of the Drain Code of 1956, as amended; and

WHEREAS, in order to pay for part of the costs of the required improvements, the Public Works Commissioner authorized and provided for the issuance by the Runnels Drain and Branch Drainage District (the "Drainage District") of notes designated "Runnels Drain and Branch Drain Notes, (the "Notes") in the aggregate principal amount of not to exceed \$91,500 and bearing interest at a rate of 4.97% per annum, in anticipation of the collection of an equal amount of special assessments against property and public corporations (including the County of Saginaw) in the County Saginaw, said special assessments to be duly confirmed as provided in the Drain Code; and

WHEREAS, the Public Works Commissioner deems it advisable and necessary to obtain from this Board a resolution consenting to the pledge of the full faith and credit of the County of Saginaw on the Notes to the extent of special assessments assessed against property and public corporations in the County; and

WHEREAS, the required improvements to said Drain are necessary to protect and preserve the public health and it is in the best interest of the County of Saginaw that the Notes be sold.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF SAGINAW:

1. Pursuant to the authorization provided in Section 434 of the Drain Code of 1956, as amended, the Saginaw County Board of Commissioners, by a 2/3 vote of its members elect, does hereby irrevocably pledge the full faith and credit of the County of Saginaw for the prompt payment of the principal of and interest on the Notes to the extent of special assessments against property and public corporations in the County, and does agree that in the event that property owners or public corporations in the County shall fail or neglect to account to the County Treasurer of the County of Saginaw for the amount of any such special assessment installment and interest (in anticipation of which the Notes are issued) when due, then the amount thereof shall be immediately advanced from County funds, and the County Treasurer is directed to immediately make such advancement to the extent necessary.

2. In the event that, pursuant to said pledge of full faith and credit, the County of Saginaw advances out of County funds, all or any part of the principal of and interest due on the Notes, it shall be the duty of the County Treasurer, for and on behalf of the County of Saginaw, to take all actions and proceedings and pursue all remedies permitted or authorized by law for the reimbursement of such sums so paid.

3. All resolutions and part of resolutions, insofar as the same may be in conflict with the provisions of this resolution, are hereby rescinded.

Respectfully submitted,

Todd M. Hare, Chair

Saginaw County Board of Commissioners

ADOPTED: Yeas: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr. Nays: None

STATE OF MICHIGAN)
) SS
COUNTY OF SAGINAW)

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a 2/3 vote of the members elect at a regular meeting of the Saginaw County Board of Commissioners, held on October 15, 2002, 2002, the original of which is on file in my office.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.
Susan Kaltenbach, County Clerk
BLOOMFIELD 90174-3 472965

RESOLUTION B **OCTOBER 15, 2002**
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW
STATE OF MICHIGAN
AUTHORIZING SAGINAW COUNTY SEWAGE DISPOSAL SYSTEM REFUNDING
BONDS
(BIRCH RUN VILLAGE EXTENSION NO. 2)
(GENERAL OBLIGATION LIMITED TAX)

WHEREAS, the County of Saginaw (the "County") previously established the Saginaw County Sewage Disposal System (Birch Run Village) (the "System") for the benefit of the Village of Birch Run (the "Village") as authorized by Act 185, Public Act of Michigan, 1957, as amended ("Act 185"); and

WHEREAS, the Public Works Commissioner (the "Commissioner") of the County was designated to administer the System under the provisions of Act 185 for and on behalf of the County, with all the rights, powers and duties as specified in Act 185; and

WHEREAS, pursuant to the provisions of Act 185, the County and the Village entered into a certain contract dated June 1, 1990, as amended (the "Contract"), for the acquisition, construction and financing of Birch Run Village Extension No. 2 to the System, including all necessary and related appurtenances, attachments, works, instrumentalities, land, rights in land and properties used or useful in connection with the operation of the System; and

WHEREAS, pursuant to the Contract, the County issued its Saginaw County Sewage Disposal System Bonds (Birch Run Village Extension No. 2) dated August 1, 1991 (the "Prior Bonds"); and

WHEREAS, the Village and the Commissioner have been advised that conditions in the bond market have improved to the point that the outstanding Prior Bonds could be refunded at a savings; and

WHEREAS, Part VI of Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), permits the County to refund all or part of the funded indebtedness of the County; and

WHEREAS, the Village and the Commissioner have determined that it is in the best interest of the Village and the County to refund the outstanding Prior Bonds, and the Commissioner has recommended to this Board of Commissioners that such refunding be undertaken; and

WHEREAS, a DPW Refunding Contract, dated as of August 26, 2002 (the "Refunding

Contract”) has been prepared pursuant to authority of Act 34 and Act 185 providing for the implementation of such refunding program and for other details in connection therewith, the Refunding Contract being attached hereto in full and made a part of this resolution; and

WHEREAS, all things necessary for the authorization of such refunding bonds pursuant to the provisions of law have been done, and the County is now empowered and desires to authorize the issuance of such refunding bonds; and

WHEREAS, the County and the Commissioner have received a proposal from Fahnestock & Co. Inc., Detroit, Michigan (the “Underwriter”), to purchase the proposed refunding bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF SAGINAW AS FOLLOWS:

1. Execution and delivery of the Refunding Contract by the Commissioner on behalf of the County is hereby approved, ratified and confirmed.
2. For the purpose of raising all or a portion of the money to refund all or a portion of the outstanding Prior Bonds, and pursuant to authority of Act 185 and Act 34, there shall be issued refunding bonds of the County (the “Refunding Bonds”) as hereinafter set forth. The Refunding Bonds shall be designated “Saginaw County Sewage Disposal System Refunding Bonds (Birch Run Village Extension No. 2) (General Obligation Limited Tax)” and shall be in the aggregate principal amount of not to exceed Nine Hundred Forty Thousand Dollars (\$940,000) as finally determined upon sale thereof, consisting of bonds registered as to principal and interest of the denomination of \$5,000 or integral multiples of \$5,000, dated as of the date of delivery thereof or such other date as may be approved by the Commissioner at the time of sale of the Refunding Bonds, numbered as determined by the Transfer Agent (as herein defined) and maturing serially in such years and in such amounts as shall be determined by the Commissioner at the time of sale thereof. The Refunding Bonds shall bear interest at a rate or rates to be determined upon sale, but in any event not exceeding 7% per annum, payable on dates determined by the Commissioner at the time of sale. The Refunding Bonds shall be sold at a price not less than 97% of the par value of the Refunding Bonds.

Interest shall be paid by check drawn on the Transfer Agent mailed to the registered owner of the Refunding Bonds at the registered address, as shown on the registration books of the County maintained by the Transfer Agent. Interest shall be payable to the registered owner of record as of the fifteenth day of the month prior to the payment date for each interest payment or the first day of the month, if the payment date is the fifteenth day of the month. The date of determination of registered owner for purposes of payment for interest as provided in this paragraph may be changed by the County to conform to market practice in the future. The principal of the Refunding Bonds shall be payable at a bank or trust company to be approved by the Commissioner at the time of sale as a registrar and transfer agent (the “Transfer Agent”). The County may select another bank or trust company located in the State of Michigan to serve as transfer agent upon notice to the registered owner of the Refunding Bonds not less than sixty (60) days prior to an interest payment date.

The Refunding Bonds shall be issued initially in book-entry-only form through The Depository Trust Company in New York, New York (“DTC”), and the Commissioner and the County Treasurer each is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Refunding Bonds in book-entry-only form and to make such changes in the form of the Refunding Bonds within the parameters of this resolution as may be required to accomplish the foregoing.

So long as the Refunding Bonds are in book-entry form, the Transfer Agent shall comply with the terms of the Letter of Representations to be entered into among the County, the Transfer Agent and DTC, which provisions shall govern registration, notices and payment, among other things and which provisions are incorporated herein with the same effect as if fully set forth herein. The Commissioner and the County Treasurer each individually is hereby authorized and directed to enter into the Letter of Representations with DTC. The Transfer Agent is hereby authorized and directed to also enter into the Letter of Representations with DTC as agent for the County. In the event the County determines that the continuation of the system of book-entry only transfer through DTC (or successor securities depository) is not in the best interest of the DTC participants, beneficial owners of the Refunding Bonds or the County, the County will notify the Transfer Agent, whereupon the Transfer Agent will notify DTC of the availability through DTC of the bond certificates. In such event, the Authority shall issue and the Transfer Agent as transfer agent shall transfer and exchange bonds as requested by DTC of like principal amount, series and maturity, in authorized denominations to the identifiable beneficial owners in replacement of the beneficial interest of such beneficial owners in the bonds.

The Refunding Bonds shall not be subject to redemption prior to maturity.

2. The Chairperson of the Board of Commissioners and the County Clerk are hereby authorized and directed to execute the Refunding Bonds by means of their manual or facsimile signatures when issued and sold for and on behalf of the County and to cause to be imprinted or impressed thereon the seal of the County. No Refunding Bond shall be valid until authenticated by an authorized officer of the Transfer Agent. The Refunding Bonds shall be delivered to the Transfer Agent for authentication and shall then be delivered to the purchaser upon payment of the purchase price for the Refunding Bonds in accordance with the bond purchase agreement. Executed blank bonds for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the Transfer Agent for safekeeping.
3. The Refunding Bonds and the interest thereon shall be payable primarily from the contractual payments of the Village received by the Commissioner on behalf of the County, for the payment of which the Village has in the Refunding Contract pledged its limited tax full faith and credit pursuant to the provisions of Act 185. The Village has covenanted and agreed to levy taxes annually to the extent necessary to provide the funds to meet its contractual payments when due in anticipation of which the Refunding Bonds are issued, which taxes shall be limited to applicable constitutional and statutory tax limitations. All of such contractual payments are hereby pledged solely and only for the payment of principal of and interest on the Refunding Bonds. Pursuant to the authorization provided in Act 185, the full faith and credit of the County is hereby pledged for the prompt payment of the principal of and interest on the Refunding Bonds as the same shall become due. If for any reason there are not sufficient funds on hand from the Contractual Payments to pay the principal of and interest on the Refunding Bonds when due, upon written notification by the Commissioner to the County Treasurer of the amount of such deficiency, the County Treasurer shall promptly deposit into the debt retirement fund for said bonds the amount of such deficiency out of general funds of the County. If it become necessary for the County to so advance any such moneys, it shall be entitled to reimbursement from any surplus from time to time existing in the fund which said principal and interest are primarily liable, or from any other legally available source. The County recognizes and covenants that its full faith and credit pledge

hereunder is a first budget obligation, and, to the extent necessary to provide funds to meet such pledge herein provided, it is obligated to levy ad valorem taxes against the taxable property in the County, which taxes, however, shall be subject to statutory and constitutional tax limitations.

The security provided by this resolution shall continue until payment in full of the principal of and the interest on all the Refunding Bonds, or, until sufficient cash or non-callable direct obligations of the United States of America or non-callable direct obligations of the principal of and interest on which is fully guaranteed by the United States of America, not redeemable at the option of the County, the principal and interest payments on which, without reinvestment of interest, come due at such times and in such amounts as to be fully sufficient to pay, when due, the principal of, redemption premium, if any, and interest on the Refunding Bonds on the stated maturity date or earlier redemption, shall have been deposited in trust for payment in full for all Refunding Bonds with respect to which this resolution is to be defeased to their maturity, or, if called for redemption to the date fixed for redemption. Upon such deposit the security herein created shall be terminated with respect to the Refunding Bonds, the holders of the Refunding Bonds shall have no further rights under this Resolution except for payment from the deposited funds, and the Refunding Bonds shall no longer be considered to be outstanding under this resolution.

4. After the adoption of this resolution and the sale of the Refunding Bonds, a special depository account shall be established in the manner authorized by Act 185 and Act 34, to be designated Debt Retirement Fund - Saginaw County Sewage Disposal System Refunding Bonds (Birch Run Village Extension No. 2) (the "Debt Retirement Fund"), into which account the Commissioner shall deposit all contractual payments as received and into which account any advances made by the County pursuant to Section 3 of this resolution shall be deposited. The moneys from time to time on hand in the Debt Retirement Fund shall be used solely and only for the payment of the principal of and interest and redemption premiums, if any, on the Refunding Bonds, or, to the extent of any surplus, to reimburse the County for any advances made pursuant to Section 3 hereof. The accrued interest and premium, if any, received upon delivery of the Refunding Bonds shall also be deposited in the Debt Retirement Fund. The Village and the Commissioner may agree that the Village may make contractual payments constituting payments of principal of and interest on the Refunding Bonds directly to the Transfer Agent, and such contractual payments shall be deemed to have been paid to the Commissioner, and the Village shall be credited with such payment.
5. The proceeds of the Refunding Bonds, along with certain cash to be made available pursuant to the Refunding Contract, shall be used to pay the costs of issuance thereof and to secure payment of the outstanding Prior Bonds (the "Refunded Bonds") as provided in this Section 5. Upon receipt of such proceeds the accrued interest and premium, if any, shall be deposited in the Debt Retirement Fund. From such proceeds there shall next be set aside a sum sufficient to pay the costs of issuance of the Refunding Bonds. The balance of the proceeds of the Refunding Bonds shall be deposited in an escrow fund (the "Escrow Fund") consisting of cash and investments in direct obligations of or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America or other obligations the principal of and interest on which are fully secured by the foregoing and used to pay principal, interest and redemption premiums on the Refunded Bonds. The Escrow Fund shall be held by a bank or trust company qualified to do business in Michigan pursuant to an escrow agreement (the

“Escrow Agreement”) which shall irrevocably direct the transfer agent for the Refunded Bonds to take all necessary steps to pay the principal of and interest on the Refunded Bonds being refunded when due, and to call the Refunded Bonds being refunded for redemption on the first date such Refunded Bonds may be called for redemption. The Commissioner is hereby directed to select an Escrow Agent to serve pursuant to the Escrow Agreement. The Commissioner and the County Treasurer each is authorized to execute the Escrow Agreement in behalf of the County. The amounts held in the Escrow Fund shall be such that the cash and investments and income received thereon will be sufficient without reinvestment to pay the principal, interest and redemption premiums on the Refunded Bonds when due at maturity or call for redemption as required by this Section. Following establishment of the Escrow Fund, debt retirement funds held by the Commissioner, the County or the Village for the Refunded Bonds shall be transferred to the Debt Retirement Fund for the Refunding Bonds.

6. The Refunding Bonds shall be substantially in the following form:

Registered
R-____
United States of America
State of Michigan
COUNTY OF SAGINAW
SAGINAW COUNTY
SEWAGE DISPOSAL SYSTEM REFUNDING BOND
(Birch Run Village extension no. 2)
(General Obligation Limited Tax)

[Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation (“DTC”), to the County or its agent for registration of transfer, exchange, or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the Registered Owner hereof, Cede & Co., has an interest herein.]

Interest Rate Date of Maturity Date of Original Issue CUSIP
_____% ____ 1, ____ _____, 200__

Registered Owner:

Principal Amount: _____ (\$_____) Dollars

The County of Saginaw, State of Michigan (the “County”), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on _____ 1, 200_ and semiannually thereafter. Principal of this bond is payable at the principal corporate trust office of _____, _____, Michigan, or such other transfer agent as the County may hereafter designate by notice mailed to the Registered Owner not less than sixty (60) days prior to a payment date (the “Transfer Agent”). Interest on this bond is payable to the Registered Owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the County kept by the Transfer Agent by check or draft mailed to the Registered Owner at the registered address.

This bond is payable primarily from the proceeds of contractual payments to be paid by the Village of Birch Run (the "Village"), located in the County of Saginaw, Michigan, to the Public Works Commissioner, acting for and on behalf of the County, pursuant to a certain contract between the County and the Village dated June 1, 1990, as amended, whereby the County constructed sewage disposal system improvements to serve the Village, said improvements designated as the "Saginaw County Sewage Disposal System (Birch Run Village Extension No. 2)," as supplemented by a refunding contract dated as of August 26 2002. By the provisions of said contracts and pursuant to the authorization provided by law, the Village has pledged its full faith and credit for the payment of its contractual payments. The County has irrevocably pledged to the payment of this bond the total contractual payments, which said total payments are established in the amount required to pay the principal of and interest on this bond when due. As additional security for the payment of this bond, the County, pursuant to the provisions of Act 185, Public Acts of Michigan, 1957, as amended, and a vote of at least three-fifths (3/5) of the members-elect of its Board of Commissioners, has pledged its full faith and credit for the prompt payment of the principal of and interest thereon.

The full faith and credit pledges of the Village and of the County are limited tax general obligations of each severally, and each is required to pay its respective debt service commitments on this bond as a first budget obligation from its general funds, including the collection of any ad valorem taxes which each is authorized to levy. However, the ability of each to levy such taxes is subject to applicable constitutional and statutory tax rate limitations.

This bond is one of a total authorized issue of bonds of even Date of Original Issue, aggregating the principal sum of \$_____, issued pursuant to a resolution duly adopted by the Board of Commissioners of the County on _____, 2002 and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 185, Public Acts of Michigan, 1957, as amended, and Act 34, Public Acts of Michigan, 2001, as amended, for the purpose of refunding bonds previously issued by the County. The bonds being refunded were issued for the purpose of constructing sewage disposal system improvements to serve the Village. For a complete statement of the funds from which and the conditions under which this bond is payable, and the general covenants and provisions pursuant to which this bond is issued, reference is made to the above described resolution.

Bonds of this issue are not subject to redemption prior to maturity.

This bond is transferable only by the Registered Owner of record in person, or by the Registered Owner's attorney duly authorized in writing, upon the registration books of the County kept by the Transfer Agent. Upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the Registered Owner or the Registered Owner's attorney duly authorized in writing, a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law to be done precedent to and in the issuance of this bond, and the series of which this is one, have been done and performed in regular and due time and form as required by law.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the County of Saginaw, State of Michigan, by its Board of Commissioners, has caused this bond to be signed in the name of the County of Saginaw by the facsimile signatures of the Chairperson of the Board of Commissioners and the County Clerk, and a facsimile of its corporate seal shall be printed hereon, all as of the Date of Original Issue.

COUNTY OF SAGINAW

By Todd M. Hare, Chairperson, Board of Commissioners

(SEAL)

By Susan Kaltenbach, County Clerk

[FORM OF TRANSFER AGENT’S CERTIFICATE OF AUTHENTICATION]

Certificate of Authentication

This bond is one of the bonds described in the within-mentioned resolution.

Transfer Agent

By _____
Authorized Signatory

Date of Authentication: _____

[Standard form of Assignment to be inserted]

- 7. Nothing contained in this resolution or the Refunding Contract shall be construed to prevent the County from issuing additional bonds under the provisions of Act 185 for any of the purposes authorized by Act 185, but any such bonds shall in no way have any lien on or be payable out of the contractual payments pledged to the payment of the Refunding Bonds.
- 8. The provisions of this resolution, together with the Refunding Contract, shall constitute a contract between the County and the holder or holders of the Refunding Bonds from time to time, and after the issuance of such Refunding Bonds, no change, variation or alteration of the provisions of this resolution and the Refunding Contract may be made which would lessen the security for the Refunding Bonds. The provisions of this resolution and the Refunding Contract shall be enforceable by appropriate proceedings taken by such holder either at law or in equity.
- 9. The County covenants and agrees with the successive holders of the Refunding Bonds that as long as any Refunding Bonds remain outstanding and unpaid as to either principal or interest:
 - (a) The County and the Commissioner, as agent of the County, will punctually perform all of their obligations and duties under this resolution and the Refunding Contract, including all collection, segregation and application of the contractual payments in the manner required by the provisions of this resolution.
 - (b) The County and the Commissioner, as the agent of the County, will apply and use the proceeds of the sale of the Refunding Bonds for the purposes and in the manner required by the Refunding Contract and this resolution. The County will maintain and keep proper books of record and account relative to the application of such proceeds and the contractual payments received pursuant to the Refunding Contract or advanced by the County. Not later than six (6) months after the end of each year, the Commissioner shall cause to be prepared a statement, in reasonable detail, sworn to by its chief accounting officer, showing the application of the proceeds of the sale of the Refunding Bonds, the cash receipts from the contractual payments or advances by the County during such year, and the application thereof, and such other information as may be necessary to enable any taxpayer or any holder or owner of the Refunding Bonds, or anyone acting in their behalf, to be fully informed as to all matters pertaining to the application of funds therefor or for the payment of Refunding Bonds during such year. A certified copy of said statement shall be filed with the County Clerk and the Clerk of the Village and a copy shall also be sent to the Underwriter.

10. The County determines to sell the Refunding Bonds at a negotiated sale because of the opportunities provided by a negotiated sale to select and adjust terms for the Refunding Bonds and to price and sell the Refunding Bonds at the times that may be expected to best achieve the purpose of refunding the outstanding Prior Bonds.
The Commissioner is hereby designated, for and on behalf of the County, to (a) prepare and submit application to the Michigan Department of Treasury for its approval of the issuance of the Refunding Bonds and any related waivers including requirements for a good faith check in connection with sale of the Refunding Bonds, (b) approve and execute a bond purchase agreement with the Underwriter finalizing the details of the Refunding Bonds within the authorized parameters of this resolution; (c) approve the circulation of a preliminary and a final official statement or other offering materials and documents describing the Refunding Bonds and the County; and (d) do all other acts and take all other necessary procedures required to effectuate the sale, issuance and delivery of the Refunding Bonds.
11. The Chairperson of this Board, the County Clerk, the County Treasurer, the members, staff and counsel of and to the Board, the Commissioner and his deputies and staff, and bond counsel for the County, or any of them, are authorized on behalf of the County to apply for such rulings, order and approvals and file or submit such elections or other documents to any governmental agency in order that the Refunding Bonds may be validly issued and the interest thereon be exempt from federal income taxation and are further hereby authorized to execute, date and deliver such other certificates, documents, instruments, and opinions and other papers as may be necessary or convenient to effectuate the sale and delivery of the Refunding Bonds.
12. The County hires and appoints the Underwriter to arrange for the refunding of the outstanding Prior Bonds. The Underwriter is authorized to prepare and circulate a preliminary official statement or other document and circulate it to prospective purchasers of the Refunding Bonds.
13. The County retains Miller, Canfield, Paddock and Stone, P.L.C. ("Miller Canfield") as Bond Counsel with respect to the Refunding Bonds. The County acknowledges that it has been advised that Miller Canfield has represented the Village and the Underwriter in unrelated matters and that Miller Canfield is not representing either the Village or the Underwriter in connection with the issuance and sale of the Refunding Bonds.
14. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are repealed.
15. This resolution shall become effective immediately upon its passage.

I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the County Board of Commissioners of the County of Saginaw, at a regular meeting held on September 17, 2002, at 5:00 o'clock p.m., Eastern Daylight Time, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act 267.

I further certify that the following Commissioners were present at said meeting --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr.

and that the following Commissioners were absent: Patrick A. Wurtzel.

I further certify that Commissioner O'Hare moved for adoption of said resolution and that Commissioner Hadsall supported said motion.

I further certify that the following Commissioners voted for adoption of said resolution: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., which Commissioners constitute at least three-fifths (3/5) of the members-elect of the Board of Commissioners, and that the following Commissioners voted against adoption of said resolution: none.

Susan Kaltenbach, County Clerk
DELIB:2345367.1\077943-00011

**RESOLUTION C
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW**

OCTOBER 15, 2002

RE: RESOLUTION AND ORDER APPROVING ENLARGEMENT

**OF BOUNDARIES OF THE VILLAGE OF REESE, TUSCOLA COUNTY, MICHIGAN
PRESENT** - Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr.

ABSENT - Patrick A. Wurtzel

WHEREAS, the Board of Commissioners of Saginaw County, Michigan, at a regular meeting held this 10th day of September, 2002, has duly considered a Petition submitted by the Village of Reese to enlarge the Village boundaries to include the following described premises:

The North five rods of the south fifty-three rods of the east twenty rods of the southeast quarter of section twelve, town twelve north, range six east.

AND WHEREAS, Notice of Presentation of said Petition to the Saginaw County Board of Commissioners was duly posted, and proof thereof submitted for a hearing to be held on October 15, 2002, and notice thereof duly posted at the Commissioners, Room 200 in the City of Saginaw located at 111 South Michigan, and an opportunity for public hearing thereon was held this day;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Commissioners of Saginaw County, Michigan, that the Petition of the Village of Reese to enlarge the Village boundaries by including the above-described premises therein is hereby approved and granted, and that the premises described in said petition shall henceforth be included within the corporate limits of the Village of Reese, and further that the County Clerk is hereby directed to enter a copy of this order upon the Board of Commissioners' records and to transmit a certified copy thereof to the Secretary of State and to the Village Clerk of Reese.

On motion of O'Hare, Seconded by Ruth, the above and foregoing Resolution and Order was adopted by the following roll call:

Those voting "Yes" were Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr.

Those voting "No" were (none) 1 absent (Patrick A. Wurtzel)

Todd M. Hare, Chairman of the Saginaw County Board of Commissioners

I hereby certify that the above is a true copy of the Resolution adopted by the Board of Commissioners of Saginaw County at a regular meeting held October 15, 2002 at Saginaw, Michigan.

Susan Kaltenbach, Clerk of the
Saginaw County Board of Commissioners

**RESOLUTION D
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW**

OCTOBER 15, 2002

RE: Reaffirming Support of Saginaw River Dredging Project

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held in the City of Saginaw, Michigan, on the 15th day of October , 2002, at 5:00 p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr.

ABSENT --- Patrick A. Wurtzel

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Graham:

WHEREAS, The Saginaw River shipping channel is and has been a great value to serving the economic and workforce needs of the community since the early 1990s; and,

WHEREAS, Over the past several years, sediments have deposited in the navigable shipping channel, causing the depth of the river to decrease and making it difficult or impossible for large ships and barges to pass through; and,

WHEREAS, The Saginaw River shipping channel is a viable link to maintain the existence of some sixteen businesses in the County who provide for builders, contractors, foundries, power plants, farmers, grain and corn brokers, municipalities, asphalt producers and concrete companies; and,

WHEREAS, At the January 22, 2002 Session the Board adopted a resolution identifying itself as the local sponsor, and as such became responsible for securing funds and providing land, easements and right of ways for the Dredged Material Disposal Site; and,

WHEREAS, Saginaw County will secure State, Federal and other funds to pay the costs incurred as the local sponsor. No County funds will be used.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners reaffirms its commitment to the Saginaw River Dredging Project and in doing so encourages the site review committee to continue working with the appropriate individuals and agencies to move forward with the river dredging project; and with the understanding the committee does not have the authority to obligate the County in any way for the expenditure of funds for this project.

Respectfully submitted,

Todd M. Hare, Chair

Saginaw County Board of Commissioners

ADOPTED:

Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr.

Nays --- None

STATE OF MICHIGAN }
 } SS
COUNTY OF SAGINAW }

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners at a regular meeting of the Saginaw County Board of Commissioners, held on the 15th day of October, 2002, the original of which is on file.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and seal this 15th day of October, 2002.

Susan Kaltenbach, Clerk
County of Saginaw

SEAL

**RESOLUTION E
BOARD OF COMMISSIONERS
COUNTY OF SAGINAW**

OCTOBER 15, 2002

RE: Approving Membership in the Saginaw Area Storm Water Authority and Authorizing the Chairman of the Board to Appoint a Trustee and Alternate

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held in the City of Saginaw, Michigan, on the 15th day of October, 2002, at 5:00 p.m.

PRESENT --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr.

ABSENT --- Patrick A. Wurtzel

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Hadsall:

WHEREAS, this municipality has been requested to be an incorporating member of the Saginaw Area Storm Water Authority, an authority being established under Act 233 of the Michigan Public Acts of 1955, as amended, and

WHEREAS, this municipality believes that the general health, safety and welfare of its residents will best be served if it becomes an incorporating member of the Authority.

NOW, THEREFORE, BE IT RESOLVED by this Board of Commissioners as follows:

1. The Articles of Incorporation of the Saginaw Area Storm Water Authority, which have been presented to this Board of Commissioners this date, and which shall be part of the official minutes of this Board of Commissioners, are hereby approved in all respects. The Chairman and Clerk are hereby authorized and directed to execute the Articles of Incorporation.

2. The following are hereby appointed to serve as Trustee and Alternate Trustee, respectively, for this municipality:

Trustee: Public Works Commissioner (James Koski)

Alternate Trustee: County Services Chair (Michael O'Hare)

Respectfully submitted, Todd M. Hare, Chair

Saginaw County Board of Commissioners

ADOPTED:

Yeas --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr.

Nays --- None

STATE OF MICHIGAN }

} SS

COUNTY OF SAGINAW }

I, the undersigned, the duly qualified and acting County Clerk of the County of Saginaw, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners at a regular meeting of the Saginaw County Board of Commissioners,

held on the 15th day of October, 2002, the original of which is on file.

I further certify that notice of the meeting was given pursuant to and in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and seal this 15th day of October, 2002.

Susan Kaltenbach, Clerk
County of Saginaw

SEAL

PROCLAMATIONS

Chairman Hare designated October 13, 2002 as Bowling Day, and the month of October 2002 as Breast Cancer Awareness Month.

Commissioner Cheryl Hadsall presented on October 13.

PROCLAMATION

WHEREAS, Today, Sunday, October 13, 2002, the Saginaw Bowling Hall of Fame celebrates its 2002 selections with the inauguration of its newest members during a ceremonial banquet at the Swan Valley Banquet Center; and,

WHEREAS, Four outstanding bowlers, selected from more than fifty eligible candidates were chosen because of the substantial contributions they have made to the sport of bowling in Saginaw County during the past fifty-six years; and,

WHEREAS, The Saginaw County Board of Commissioners' is proud to join with Saginaw area bowlers, their families and friends in acknowledging this year's inductees into the Saginaw Bowling Hall of Fame. The inductees are Ruth Lukowski and Gary Minard, and the late Herbert Newirth, and Arvilla "Tootsie" Kocinski.

WHEREAS, As we celebrate this day, we are reminded that the establishment of the Saginaw Bowling Hall of Fame stands as a tribute to the more than 25,000 bowlers of this area who are members of the Men's and Women's Bowling Associations; and,

WHEREAS, We offer our congratulations to Ruth Lukowski and Gary Minard, and to the family and friends of Herb Neuwirth and Tootsie Kocinski. These individuals have given something extra to the sport of bowling. Whether it was by achieving excellence in the game, or through volunteering, coaching or promotional activities, they have earned their place with Saginaw's bowling elite.

NOW, THEREFORE, I, Todd M. Hare, Chairman of the Saginaw County Board of Commissioners, in recognition of this worthwhile organization and in honor of this year's inductees, do hereby proclaim Sunday, October 13, 2002 as: "BOWLING DAY" in the County of Saginaw, and in doing so ask the residents of Saginaw County to join us in saluting the newest Hall of Fame members, and indeed all the bowlers, sponsors and promoters for the significant contributions they have made to the sport of bowling.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 15th day of October in the year of Our Lord two thousand two.

Sincerely,
SAGINAW COUNTY BOARD OF COMMISSIONERS
Todd M. Hare, Chairman

PROCLAMATION

WHEREAS, This October marks the eighteenth anniversary of National Breast Cancer Awareness Month; and,

WHEREAS, National Breast Cancer Awareness Month is dedicated to increasing awareness of breast cancer issues, and especially stresses the importance of early detection of breast cancer; and,

WHEREAS, Breast cancer is most common in women over the age of forty, however, the disease can strike either gender and those of any ethnic background; and,

WHEREAS, While breast cancer is rare in young women, this age group is more likely to develop the most aggressive kind of cancers, making early detection vital to their survival; and,

WHEREAS, During 2002 an estimated 203,500 new cases of breast cancer are expected to occur in the United States; and,

WHEREAS, As a result of the increasing awareness of the importance of early breast cancer detection, and armed with new drugs and improved treatments, more of these individuals than ever will survive.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners do hereby proclaim the month of October 2002 as: "BREAST CANCER AWARENESS MONTH" in the County of Saginaw and in doing so encourage women, especially those who are over forty or in a high risk group to recognize the importance of early breast cancer detection by getting an annual mammogram, and by being in tune with their bodies so as to be aware of any changes. The best protection is early detection!

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 15th day of October in the year of our Lord Two Thousand and Two.

Sincerely,

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

APPOINTMENTS / ELECTIONS

Chairman Hare made the following appointments:

Community Corrections Advisory Board

David Hall - Business Community -Term expires 9/30/05

Local Development Finance Authority Board

Marvin Hare - Term expires 6/01/04

Chair announced the Road Commission election would be held at this time to fill one expiring term. Commissioner O'Hare nominated Richard F. Mallette. The Chair called for further nominations. Being none, Commissioner Horn moved, supported by Commissioner Graham to close nominations and cast a unanimous ballot for **Richard F. Mallette**. Motion carried. Commissioner Mallette thanked commissioners for their vote of confidence.

Chair announced the Family Independence Agency Board election would be held at this time to fill one expiring term. Commissioner Woods nominated Henry Nickleberry. The Chair called for further nominations. Being none, Commissioner Graham moved, supported by Commissioner Ruth to close nominations and cast a unanimous ballot for **Henry Nickleberry**. Motion carried.

ANNOUNCEMENTS BY THE CHAIR

Chair announced that Saginaw County has been awarded a \$50,000 grant from the State of Michigan Council for Arts and Cultural Affairs to be used towards the renovation of Heritage Theater and the Saginaw County Event Center. Angela Garner, County Management Assistant, was congratulated for pursuing the funds on behalf of the County.

Attach press release.

COMMISSIONERS' AUDIENCES

Commissioner Bartels thanked those who made pledges for Special Olympics at the Law Enforcement Torch Run held on September 11, 2002.

.
By Commissioner Basil: That the Board adjourn. Carried.
Thereupon, the Board adjourned at 5:50 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

NOVEMBER 2002

First day of the November 2002 Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, November 12, 2002. The Board met pursuant to adjournment at 5:00 p.m. Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Robert M. Woods, Jr., Patrick A. Wurtzel - **13**

ABSENT: --- Carl E. Ruth, Connie D. Smith - **2**

TOTAL: - 15

Commissioner Graham opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

AUDIENCES

Chairman Hare called upon Commissioner Hadsall to present the following certificate to Ken and Sandy Gray. Sheriff Charles Brown commented on how it has been a privilege working with them and commended them for their honesty and fairness with their customers.

Requested by: Commissioner Cheryl Hadsall

CERTIFICATE OF RECOGNITION

Presented to:

Ken and Sandy Gray

The Saginaw County Board of Commissioners is pleased to have this opportunity to acknowledge Ken and Sandy Gray for their many years of dedicated service to the community of Birch Run, Michigan.

For seventy-three years, the Henry S. Gray Garage has served residents and visitors to the southeastern part of Saginaw County. Located at 12075 Dixie Highway, the Henry S. Gray Garage was founded in 1929 by Ken's father, Henry Gray.

In the early 1950's Ken began working at the garage, and in 1968 he bought the business from the elder Gray. Ken's wife Sandy joined him in 1973. Together, Ken and Sandy spent many long hours at the garage and worked hard to make it prosper and continue to be a business people can trust.

The Henry S. Gray Garage has been a valuable asset to the Birch Run area. We are pleased and honored to acknowledge the contributions Ken and Sandy Gray have made through their business.

We wish them both the very best, and hope they enjoy a long and happy retirement!

Presented this 12th day of November 2002.

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

By Commissioner Hadsall: That the Resolution be adopted. Approved

Chairman Hare, along with Commissioner Mallette and Sheriff Brown presented the following certificates to Susan Franz and Jacob Premo:

Requested by Commissioner Connie D. Smith

CERTIFICATE OF RECOGNITION

Presented to:

Susan Franz

The Saginaw County Board of Commissioners is proud to acknowledge you for using your Cardio Pulmonary Resuscitations (CPR) skills to help save the life of another individual. Your prompt action, along with that of Jacob Premo resulted in your saving the life of seventy-four year old James Chaltraw who collapsed at the Veterans of Foreign Wars Post 1566 on October 11, 2002.

Your foresight in learning CPR skills, is surpassed only by your courage and confidence to use those skills when the need arose.

You are truly an inspiration to your family, friends and your community. We want you to know we are very proud of you, and of the effort you put forth to save another human being.

Presented this 12th day of November, 2002.

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

By Commissioner Mallette: That the certificate be adopted. Approved.

Requested by: Chairman Todd M. Hare and Commissioner Richard F. Mallette

CERTIFICATE OF RECOGNITION

Presented to:

Jacob Premo

The Saginaw County Board of Commissioners is proud to acknowledge you for using your Cardio Pulmonary Resuscitations (CPR) skills to help save the life of another individual. Your prompt action, along with that of Susan Franz resulted in your saving the life of seventy-four year old James Chaltraw who collapsed at the Veterans of Foreign Wars Post 1566 on October 11, 2002.

Your foresight in learning CPR skills, is surpassed only by your courage and confidence to use those skills when the need arose.

You are truly an inspiration to your family, friends and your community. We want you to know we are very proud of you, and of the effort you put forth to save another human being.

Presented this 12th day of November, 2002.

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

By Commissioner Mallette: That the certificate be adopted. Approved.

LAUDATORIES

Chair Hare announced the following certificates / resolutions were prepared for presentation:

Requested by: Commissioner Eddie Foxx, and Commissioner Ken Horn

CERTIFICATE OF RECOGNITION

Presented to:

RALPH IWEN

The Saginaw County Board of Commissioners is proud to have this opportunity to acknowledge you for your outstanding service to the community.

As a dedicated public servant, volunteer, and mentor you have always given one-hundred percent

of yourself. You are truly an inspiration to your family, friends and colleagues. We want you to know how much we appreciate all that you have accomplished for your community.

We congratulate you for being selected as 2002 Grand Marshall for the Bridgeport High School Parent Advisory Committee. It is an honor befitting your impressive credentials.

Presented this 18th day of October, 2002.

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

By Commissioner Horn: That the Resolution be adopted. Approved

RESOLUTION OF APPRECIATION

Presented To:

DR. WALTER C. AVERILL, III

WHEREAS, On behalf of the Saginaw County Board of Commissioners, I am honored to be here this evening, Tuesday, October 29, 2002 at the Horizons Conference Center as we celebrate the retirement of Dr. Walter C. Averill, III after many years of dedicated service to the citizens of Saginaw County; and,

WHEREAS, Dr. Averill, a native of Michigan received his early education from the Saginaw Public School District. He graduated from the University of Michigan with degrees in Science and a Masters in Education. After receiving his Medical Degree from Wayne State University School of Medicine, Dr. Averill practiced medicine for many years in the community; and,

WHEREAS, Dr. Averill was elected to the Saginaw County Board of Commissioners in 1985 representing District #13 in Saginaw Township and a portion of the City of Saginaw. He served five consecutive two-year terms; and,

WHEREAS, In 1985, Dr. Averill was elected to serve on the Mental Health Board as a commissioner representative. Upon retirement from the County Board in 1995, he continued as a member representing the general public. He was instrumental in the transition of the Board to the Mental Health Authority and served as Chairman from 1987 to 1990; and,

WHEREAS, The achievements of Dr. Averill have not gone unnoticed and his involvement in numerous civic activities have truly left a lasting impression on the many lives he has touched

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby join with the Saginaw County Community Mental Health Authority in acknowledging Dr. Walter C. Averill, III for his untiring service to the people of Saginaw County. We wish him well in his retirement.

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Adopted: November 12, 2002

Presented by Commissioner Woods on October 29, 2002

By Commissioner Woods: That the Resolution be adopted. Approved

CERTIFICATE OF ACKNOWLEDGMENT

Presented to:

BISHOP MARVIN C. PRYOR, DEBRA AUSTIN, LULA BRIGGS GALLOWAY AND

Today, Saturday, November 2, 2002 at the Plaza Hotel and Convention Center, the Women’s Progressive Club of Saginaw, Chapter of Michigan State Association and the National Association of Colored Women’s Clubs, Inc. will celebrate their 44th Annual Honors/Scholarship Banquet.

The Saginaw County Board of Commissioners is taking this opportunity to acknowledge these individuals for their unselfish contribution to the Saginaw Community.

Their personal commitment, and courage have made significant alms toward up lifting humanity

and it shows by the reflection of the Women’s Progressive Club motto – “Lifting as We Climb.” Therefore, we join your family, friends and colleges at this time in wishing each of you the best in future endeavors. Adopted this 12th day of November, in the year of our Lord Two Thousand and Two.

ON BEHALF OF THE SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Presented by Commissioner Ruth on November 2, 2002

By Commissioner Woods: That the Resolution be adopted. Approved

**SPECIAL RESOLUTION
TO THE EAGLE SCOUT**

Presented to:

MATTHEW C. VAN ARSDALE

Achieving the rank of Eagle Scout carries special significance. It is a performance-based award, having standards that have been well maintained over the years. Only 2.5 percent of all boy scouts fulfill the requirements needed to achieve this status.

WHEREAS, It is a distinct privilege to extend congratulations to Matthew C. Van Arsdale as he is presented with the highest honor bestowed on a Boy Scout, the prestigious Eagle Award. This achievement signifies qualities that are much admired by his peers as well as the residents of Saginaw County; and,

WHEREAS, Through his affiliation with Troop 321, Matthew has taken full advantage of the opportunities for personal growth that have made the Boy Scouts of America one of the most universally respected organizations in our Country. Like those before him, Eagle Scout Van Arsdale has displayed unselfishness and eagerness to accept responsibility; and,

WHEREAS, Matthew has followed Boy Scout tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project which was construction of integration equipment for the occupational therapy department at the Millet Learning Center, a center-based special education facility for the Saginaw area; and,

WHEREAS, The famed Boy Scouts' motto, "Be Prepared," appropriately describes Matthew in his new role as an Eagle Scout, he has clearly learned the valuable lessons that scouting strives to teach, such as working hard, accepting responsibility, showing concern for others and providing leadership. Matthew is the son of John and Carol Van Arsdale.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners take special pride in acknowledging Matthew C. Van Arsdale for achieving the rank of Eagle Scout. We are very proud of this young man, and are pleased he is a part of this community. We are confident of his continued success in his future endeavors.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the November 12, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Raymond F. Bartels, District # 14

By Commissioner Bartels: That the resolution be adopted. Approved.

CERTIFICATE OF RECOGNITION

Presented To

WAUNITA PETTIFORD

"Lifting As We Climb, Caring and Sharing As We Go"

Today, Saturday, November 9, 2002, we gather at the Trillium Banquet Center for the Annual Scholarship and Honors Luncheon of the 21st Century Women's Club of Saginaw, a Chapter of the Michigan State Association and the National Association of Colored Women's Club.

Each year the members of the 21st Century Women's Club of Saginaw selectively choose and honor outstanding community leaders who have made significant personal commitments to improve the quality of life for the residents in our community.

Let it be known, that the Saginaw County Board of Commissioners is honored to present this certificate to Waunita Pettiford - Rosa L. Graggs Club Woman of the Year. We join everyone whose lives she has touched in acknowledging her unselfish and steadfast contributions to the betterment of our community.

ON BEHALF OF THE
SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Adopted: November 12, 2002

Presented by Commissioner Connie D. Smith on November 9, 2002

By Commissioner Foxx: That the resolution be adopted. Approved.

CERTIFICATE OF RECOGNITION

Presented To

SISTER LOIS ANN SHEAFFER

"Lifting As We Climb, Caring and Sharing As We Go"

Today, Saturday, November 9, 2002, we gather at the Trillium Banquet Center for the Annual Scholarship and Honors Luncheon of the 21st Century Women's Club of Saginaw, a Chapter of the Michigan State Association and the National Association of Colored Women's Club.

Each year the members of the 21st Century Women's Club of Saginaw selectively choose and honor outstanding community leaders who have made significant personal commitments to improve the quality of life for the residents in our community.

Let it be known, that the Saginaw County Board of Commissioners is honored to present this certificate to Sister Lois Ann Sheaffer recipient of the Terry L. Clark Community Service Award. We join everyone whose lives she has touched in acknowledging her unselfish and steadfast contributions to the betterment of our community.

ON BEHALF OF THE
SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Adopted: November 12, 2002

Presented by Commissioner Connie D. Smith on November 9, 2002

By Commissioner Foxx: That the resolution be adopted. Approved.

CLERK'S CALL OF SESSION

November 1, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of November Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, November 12, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

11-12-1 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 10-8 through 10-21-02 in the amount of \$8,379,293.27.

-- Appropriations / Budget Audit (11-12-4.1)

11-12-2 CONTROLLER ADMINISTRATION --- sending the Defined Benefit Retirement Plan Actuarial Report as of December 31, 2002.

-- Appropriations / Budget Audit (11-12-4.4)

11-12-3 SAGINAW FUTURE INC. --- asking the Board to adopt a resolution inducing the Peace Lutheran School Industrial Development Revenue Bond project.

-- County Services (11-12-3.1 / Resolution A)

11-12-4 PARKS COMMISSION --- asking to adjust the Parks budget for the purpose of constructing a storage barn at Haithco Recreation Area Park.

-- County Services (11-12-3.3)

11-12-5 PARKS COMMISSION --- asking approval of the rules of etiquette for the Saginaw Valley Rail Trail.

-- County Services (11-12-3.2)

11-12-6 BROWNFIELD AUTHORITY --- asking approval of the Brownfield Redevelopment Plan for the Gabrielle, LLC project.

-- County Services

11-12-7 BROWNFIELD AUTHORITY --- asking approval of the Brownfield Redevelopment Plan for the Shot in the Dark, LLC project.

-- County Services

11-12-8 TREASURER --- sending the Investment Report for the Third quarter of 2002.

-- Appropriations / Budget Audit

11-12-9 CONTROLLER ADMINISTRATION --- sending a request to reclassify the Accounts Payable Analyst position in the Controller's Office.

-- Appropriations / Labor Relations

11-12-10 TREASURER AND CONTROLLER --- sending the sending the annual summary results of the Saginaw County Health Care Investment Fund.

-- Appropriations / Budget Audit (11-12-4.3)

11-12-11 FRIEND OF THE COURT --- asking the job description for the vacant position of Assistant Friend of the Court be refactored to reflect a change.

-- Appropriations / Labor Relations

11-12-12 CRIME STOPPERS --- asking to incorporate the Saginaw County Seal into a promotional pin being designed in concert with Crime Stoppers.

-- Executive Committee (11-12-4.5)

11-12-13 SAGINAW POLICE DEPARTMENT --- sending recommendations in lieu of the County eliminating positions in the Sheriff Department and Prosecutors Office.

-- Courts and Public Safety

11-12-14 SHERIFF --- asking to accept the 2002/2003 multi-jurisdictional Traffic Enforcement Grant.

- Courts and Public Safety
- 11-12-15 INFORMATION SYSTEMS AND SERVICES --- asking approval of a proposed reorganization.
- County Services
- 11-12-16 REGISTER OF DEEDS --- asking to be allowed to purchase a Kodak Archive Writer.
- County Services
- 11-12-17 PUBLIC HEALTH --- asking approval of the contract with Family Independence Agency for the Strong Families/Safe Children program.
- Human Services
- 11-12-18 FAMILY INDEPENDENCE AGENCY --- sending information about the Building Restorative Communities Initiative.
- Courts and Public Safety
- 11-12-19 SAGINAW COUNTY ROAD COMMISSION CHAIR --- asking to have County Road Commissioners compensation reviewed.
- County Services
- 11-12-20 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
 - A. Baraga, Kalkaska, Oceana and Van Buren County Boards of Commissioners sending a resolution opposing state ballot proposal 3 and 4.
 - B. Allegan County Board of Commissioners sending a resolution approving the 2002 Tax Levy of the various millages and amounts requested by their local units.
 - C. Van Buren County Board of Commissioners sending a resolution in opposition to the SBC Ameritech wireless 9-1-1 tariff.
 - D. United States Court of Appeals for the Ninth Circuit acknowledging the receipt of County Board Resolution B supporting the Pledge of Allegiance.
- Receive and file

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:08p.m. The Board reconvened, time being 5:18 p.m. By Commissioner Wurtzel, supported by Commissioner Blaine that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE

- V. **APPROPRIATIONS MINUTES (11-12-02)**
J. Graham, Chair; C. Smith, Vice-Chair
 Members present: R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, J. Graham, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, R. Woods, P. Wurtzel
 Members absent: C. Ruth, C. Smith
 - I. Welcome
 - II. Call to Order---Graham at 5:08 p.m.
 - III. Public Comments---None.
 - IV. Agenda
 - 1. Human Services Committee
R. Woods, Chair; C. Smith, Vice-Chair
 1.1) Health Department, re: continuation grant for faith-based youth and families summer prevention program
 ---Woods moved, supported by Basil to approve same. There were no exceptions; motion

- carried.
2. Courts and Public Safety
R. Mallette, Chair; P. Wurtzel, Vice-Chair
None submitted
3. County Services Committee
M. O'Hare, Chair; R. Bartels, Vice-Chair
3.3) Parks Commission, re: budget transfer for construction of a storage barn at Haithco Park
---O'Hare moved, supported by Horn to approve same. There were no exceptions; motion carried.
4. Appropriations - J. Graham, Chair; C. Smith, Vice-Chair
Budget Audit Subcommittee
R. Bartels, Chair; B. Blaine, Vice-Chair
4.1) Voucher payment transmittals
4.2) Delinquent Tax Revolving Fund Policy Report
4.3) Post Employment Benefit Investment Fund Annual Summary Report
---Bartels moved, supported by Woods to approve Reports 4.1-4.3. There were no exceptions; motion carried.
Labor Relations Subcommittee
C. Smith, Chair; P. Wurtzel, Vice-Chair
4.4) Annual Defined Benefit Retirement Plan Actuarial Report
---Wurtzel moved, supported by Bartels to approve same. There were no exceptions; motion carried.
Executive Committee
T. Hare, Chair; J. Graham, Vice-Chair
4.5) Crime Stoppers use of County Seal
---Hare moved, supported by Woods to approve same. Basil asked three questions: how many non-county agencies have been authorized to use the County Seal; how is its usage controlled; and, should the right to revoke be included? Counsel said that use of the Seal required Board approval. When discussion took place about how Crime Stoppers intended to use the Seal, Hare clarified by reading the last paragraph of the Report, ".....be allowed to incorporate the Saginaw County Seal or Logo into the design of their organization's pin." Bartels recommended holding for further review; Horn suggested adopting a policy on the use of the County Seal. Basil used commissioner privilege to postpone the question to the next scheduled meeting. Graham noted it would be listed under Unfinished Business.
Legislative Subcommittee
K. Horn, Chair; R. Mallette, Vice-Chair
None submitted
- V. Miscellaneous
- VI. Adjournment---Blaine moved, supported by Basil to adjourn. Motion carried; time being 5:18 p.m.
- Respectfully submitted,
Kaye M. Schultz, Coordinator
- James M. Graham, Committee Chair

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON HUMAN SERVICES - 1.1

NOVEMBER 12, 2002

Your committee has considered communication no. 10-15-11 from John Niederhauser, Health

Officer, Saginaw County Department of Public Health asking to accept an additional \$30,000 grant from the Michigan Department of Community Health.

The Bay Area Substance Abuse Coordination Agency will collaborate with four churches to implement a faith-based youth and families summer prevention program for the period May 1, 2003 through September 30, 2003. This grant is additional revenue and no local match is required.

It is our recommendation that the Saginaw County Department of Public Health be authorized to accept the \$30,000 continuation grant award; further, that the proper County Officials be authorized and directed to execute the necessary documents subject to review by the Controller as to substance and Counsel as to legal form, and to amend the budget accordingly.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods,
Thomas A. Basil

Chair Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES -- 1.2 NOVEMBER 12, 2002

Your Human Services Committee met today, prior to the Board, to consider a request from the Saginaw Housing Commission asking the County Board of Commissioners to support their HOPE VI grant application to the U.S. Department of Housing and Urban Development.

The committee met with Troy White, Executive Director, and Al Holiday, Member, Housing Commission to review the request. John Niederhauser, Health Officer, was unable to attend the meeting.

We recommend the County support the Saginaw Housing Commission's HOPE VI grant application. Under the proper order of business the appropriate resolution will be submitted.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

COURTS AND PUBLIC SAFETY COMMITTEE (none submitted)

FROM: COMMITTEE ON COUNTY SERVICES - 3.1 NOVEMBER 12, 2002

Your committee has considered communication 11-12-3 from Saginaw Future, Inc. asking approval of the appropriate resolution for the Peace Lutheran School Industrial Development Revenue Bond Project through Saginaw County's Economic Development Corporation (EDC).

The County EDC was established by the Board of Commissioners in 1979 under P.A. 338 of 1974. The purpose is to alleviate and help prevent conditions of unemployment, to assist and retain local business, and to strengthen and revitalize the economy of Saginaw County. It is the EDC's role to issue industrial development revenue bonds for fixed asset investment, and act as a vehicle to issue the bonds. It is up to the applicant to find a buyer for the bonds; and it is the

buyer's responsibility to analyze and determine a company's financial strength. Saginaw County is in no way responsible or liable for bond repayment.

It is our understanding Peace Evangelical Lutheran Church U.A.C., of Saginaw, Michigan, a Michigan ecclesiastical corporation has requested the EDC for financing assistance for the acquisition of land, and the construction and furnishing of a 60,000 square foot K-8 private school to be located in Saginaw Township and owned and operated by Peace Evangelical Lutheran Church. The bonds would be issued in an amount not to exceed \$6,600,000.

At this point the resolution merely gets the process started to accomplish the following:

- 1) Induce the Project;
- 2) Designate the Project Area and establish the Project District Area;
- 3) Request the County Board Chair to appoint two additional directors from the Project Area to the Economic Development Corporation;
- 4) Establish a Public Hearing date of December 10, 2002.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted to accomplish same.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES - 3.2

NOVEMBER 12, 2002

Your committee has considered communication 11-12-5 from John Schmude, Director, Parks and Recreation Commission asking approval of the proposed etiquette for the Saginaw Valley Rail Trail as follows:

- Stay to the right, except to pass
- Stay on the trail; do not trespass on adjacent private property
- Keep pet(s) on a six foot leash and pick up after them
- Stop at all road crossings
- Avoid disturbing the wildlife and plant life along the trail
- Keep the trail clean of debris—use the trash receptacles
- Keep your speed appropriate for trail conditions and traffic density

The trail etiquette will be clearly posted at various locations along the length of the trail. The trail will also be posted for use only in daylight hours.

It is the recommendation of your committee to approve the request of the Parks Commission to post the Saginaw Valley Rail Trail Etiquette and hours of use, as outlined above.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES - 3.3

NOVEMBER 12, 2002

Your committee has considered communication 11-12-4 from John Schmude, Director, Parks and Recreation Commission asking to adjust the 2002/2003 Parks Budget in an amount up to \$57,500 to construct a 30' x 60' storage barn at Haithco Recreation Area.

We met with Mr. Schmude who informed us funding for construction of the building would come from Parks reserve fund balance. The project, which previously was included in the 2001/2002 budget was delayed due to a number of issues, including staff turnover, and rail trail development. The barn would be used to store items from all the various County Parks, in addition to Haithco.

It is the recommendation of your committee that the Board approve the Parks and Recreation Commission's request, as outlined above; and further, the proper County officials be authorized and directed to make the necessary budget adjustments.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1 NOVEMBER 12, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (10-15-06, 10-15-13, 11-12-01)

Accordingly, we recommend the attached voucher payment transmittal(s) be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period September 10 through October 21, 2002.

Respectfully submitted,
COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2

NOVEMBER 12, 2002

Your Budget Audit Subcommittee considered communication no. 10-15-12 from Marvin D. Hare, Saginaw County Treasurer, submitting the Saginaw County Delinquent Tax Revolving Fund Policy Report which shows the details governing the distribution of revenues to the General Fund from the Delinquent Tax Revolving Fund for 2002 (attached along with Exhibits A through D). This determination, in accordance with the policy approved by the Board in February 1996, amended August 13, 2002, is in the amount of \$1,180,000.

The unpledged note reserve balance is less than the \$10,500,000 requested in the policy which is mainly due to the self funding of the delinquent tax fund for the first time. The 2003 estimated distribution to the General Fund from the Delinquent Tax Revolving Fund has been budgeted at \$1,650,000. The Treasurer noted that this amount was agreed upon to prevent further layoffs in 2003, however, future contributions of this magnitude are highly questionable.

It is the recommendation of your committee to accept the balances shown in the 2002 Saginaw County Delinquent Tax Revolving Fund Policy Report, as submitted by the County Treasurer; further, that this informational report be received and filed.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

Attachment

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3

NOVEMBER 12, 2002

Your Budget Audit Subcommittee considered communication no. 11-12-10 from Marvin D. Hare, County Treasurer and Marc A. McGill, Controller/CAO issuing the annual summary report of the Post Employment Benefit Investment Fund in accordance with the Retiree Health Care Policy 233.

The Policy states that the County Treasurer will periodically re-balance the account upon review of marketing indexes and other financial information. As a result, the Post Employment Benefits Fund performed satisfactorily during the past year.

The attachment shows the account value at the beginning of the year, September 30, 2001 and at the end of the year, September 30, 2002. It also contains data regarding contributions, dividends, long term capital gains, and gain or loss on market value of investments. The net gain or loss on market value investments equates to a one year portfolio loss of 12.14%. This loss is deemed satisfactory as the Standard and Poor's 500 Composite Index loss and many other broad base index funds were much greater.

It is the recommendation of your committee to accept the annual summary report of the Post Employment Benefit Investment Fund, as submitted by the County Treasurer and Controller/CAO; further, that this informational report be received and filed.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.4**NOVEMBER 12, 2002**

Your Labor Relations Subcommittee considered communication no. 11-12-2 from Michael E. Thompson, County Administration Director, submitting the Annual Defined Benefit Retirement Plan Actuarial Report as of December 31, 2001 in accordance with Retirement Financing Policy 232.

The Municipal Employees' Retirement System (MERS), Saginaw County's retirement administrator, directs its actuarial firm of Gabriel, Roeder, Smith & Company to prepare annual reports for all participating municipalities. Below is a comparative summary of material items. The Annual Actuarial Valuation in its entirety is available in the Board Office.

<u>Item</u>	<u>12-31-2000</u>	<u>12-31-2001</u>	<u>Variance</u>	
			<u>Amount</u>	<u>Percent</u>
Assets	\$73,055,834	\$76,840,207	\$3,784,373	5.2%
Liabilities	<u>88,485,517</u>	<u>93,225,211</u>	<u>4,739,694</u>	<u>5.4%</u>
Unfunded amount	\$15,429,683	\$16,385,004	\$ 955,321	6.2%
Funded percentage	82.6%	82.4%	-.2%	-.24%
Active membership	370	340	-30	-8.1%
	<u>10-01-2002</u>	<u>10-01-2003</u>		
County contribution	\$2,279,761	\$2,207,592	-\$ 72,169	-3.2%

Mr. Thompson reports the overall funded percentage of the Plan remains essentially unchanged from the previous year. Active membership and County contributions will continue to decline as a result of the implementation of a defined contribution retirement component beginning in 1994. It is the recommendation of your committee to accept the Annual Defined Benefit Retirement Plan Actuarial Report, as submitted; further, that this informational report be received and filed.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Wurtzel: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.5**NOVEMBER 12, 2002**

Your Executive Committee considered communication no. 11-12-12 from Brad G. Mrozinski, President, Saginaw County Crime Stoppers asking to incorporate the County Seal on a pin they are designing for their organization.

The pin will be attractively designed to express a theme for Crime Stoppers, and to proudly display the Saginaw County Seal. They will be distributed throughout the State, Canada and worldwide. The Controller sees no problem with the request; Board approval is required for any request to use the County Seal.

We recommend that Saginaw County Crime Stoppers be allowed to incorporate the Saginaw County Seal or Logo into the design of their organization's pin; further that they be notified in writing of the Board's approval.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

Commissioner Basil used commissioner privilege to request that the question before the Board be postponed to the next scheduled meeting. It will be listed under Unfinished Business.

COMMITTEE COMPENSATION -- 5.1**NOVEMBER 12, 2002**

Board of Commissioners**November 12, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held September 29-October 12, 2002.

HealthSource Board---9-3-02*	
R. Bartels, 3 miles	1.10
J. Graham, 21 miles	7.67
C. Smith, 3 miles	.83
HealthSource Long Range Planning---9-18-02*	
R. Bartels, 3 miles	1.10
HealthSource Personnel---9-19-02*	
J. Graham, 21 miles	7.67
C. Smith, 3 miles	1.10
HealthSource Finance---9-24-02*	
R. Bartels, 3 miles	1.10
Human Services Committee---9-30-02	
R. Woods, 7 miles	52.56
C. Smith, 3 miles	51.10
T. Basil, 3 miles	51.10
B. Blaine, 26 miles	59.49
T. Hare, 2 miles	50.73
County Services Committee---10-1-02	
M. O'Hare, 50 miles	68.25
R. Bartels, 3 miles	51.10
C. Hadsall, 40 miles	64.60
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
T. Hare, 2 miles	50.73
Animal Control Advisory Committee---10-2-02	
R. Woods, 7 miles	52.56
R. Mallette, 10 miles	53.65
Local Emergency Planning Committee---10-3-02	
R. Mallette, 10 miles	13.65
Parks & Recreation Commission---10-3-02	
R. Mallette, 10 miles	3.65
Solid Waste Planning Committee---10-8-02	
M. O'Hare, 50 miles	28.25
Community Corrections Advisory Board---10-8-02	
R. Mallette, 10 miles	53.65
Labor Relations Subcommittee---10-8-02	
C. Smith, 3 miles	51.10
P. Wurtzel, 13 miles	54.75
T. Basil, 3 miles	51.10
E. Foxx, 8 miles	52.92
M. O'Hare, 50 miles	68.25
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Courthouse/Sheriff Department Tour---10-9-02	

R. Mallette, 10 miles	53.65
Environmental Health Formal Hearing---10-10-02	
M. O'Hare, 50 miles	28.25
Brownfield Redevelopment Authority---10-11-02	
M. O'Hare, 50 miles	68.25

Respectfully submitted,
Kaye Schultz, Board Coordinator

*Not previously reported

COMMITTEE COMPENSATION -- 5.2

NOVEMBER 12, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held October 13-26, 2002.

Revolving Loan Fund---10-14-02	
T. Hare, 2 miles	50.73
Saginaw Convention & Visitors Bureau---10-15-02	
K. Horn, 30 miles*	27.19
Board Session (Wurtzel absent)---10-15-02	
Planning Commission---10-15-02	
T. Basil, 3 miles	1.10
Saginaw Area Storm Water Authority in Bridgeport---10-16-02	
M. O'Hare, 50 miles	68.25
Mental Health Recipient Rights---10-16-05	
R. Woods, 7 miles	12.56
Community Action Committee---10-17-02	
E. Foxx, 8 miles	52.92
Commission on Aging Liaison---10-17-02	
M. O'Hare, 50 miles	68.25
Mosquito Abatement Commission---10-17-02	
M. O'Hare, 0 miles	
Frankenmuth Convention & Visitors Bureau---10-17-02	
K. Horn, 6 miles	52.19
MAC Human Services Committee in Lansing---10-18-02	
J. Graham, 160 miles	108.40
MAC Environmental Committee in Lansing---10-18-02	
M. O'Hare, 110 miles	90.15
HealthSource Advisory Board---10-21-02	
T. Basil, 3 miles	26.10
Mental Health Board---10-21-02	
R. Woods, 7 miles	12.56
Job Training Consortium Board in Saginaw---10-21-02	
T. Basil, 3 miles	51.10
B. Blaine, 26 miles	59.49
J. Collison, 4 miles	51.46
E. Foxx, 8 miles	52.92
C. Ruth, 4 miles	51.46
C. Smith, 3 miles	51.10
P. Wurtzel, 13 miles	54.75

Region VII Advisory Board---10-22-02	
C. Ruth, 0 miles	5.00
Mental Health Executive Limitations---10-23-02	
R. Woods, 7 miles	12.56
Meeting with Judges, Prosecutors, Sheriff, re: Judicial Jail Population	
Management Agreement---10-23-02	
T. Hare, 2 miles	50.73
R. Mallette, 10 miles	53.65
Saginaw Future Budget Committee---10-24-02	
T. Hare, 2 miles	50.73

Respectfully submitted,

Kaye Schultz, Board Coordinator

*mileage adjustment/9-15-02

By Commissioner Horn: That Committee Compensation Report(s) 5.1 and 5.2 be received, not read, and the recommendations contained therein adopted. Approved.

RESOLUTIONS

RESOLUTION A

NOVEMBER 12, 2002

RE: APPROVING PROJECT AREA, ESTABLISHING PROJECT DISTRICT AREA, CONFIRMING APPOINTMENT OF ADDITIONAL DIRECTORS TO THE BOARD OF DIRECTORS OF THE ISSUER AND SETTING HEARING DATE FOR THE PEACE LUTHERAN SCHOOL PROJECT

Minutes of a regular meeting of the Board of Commissioners of the County of Saginaw, Michigan, held on November 12, 2002, at which the following commissioners were present: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Robert M. Woods, Jr., Patrick A. Wurtzel and the following were absent: Carl E. Ruth, Connie D. Smith

The following preamble and resolution were offered by Commissioner O'Hare and supported by Commissioner Graham:

WHEREAS, the Economic Development Corporations Act, Act No. 338 of the Michigan Public Acts of 1974, as amended (the "Act"), recognizes that there exists in the State of Michigan the need for programs to alleviate and prevent conditions of unemployment, to assist and retain local industries and commercial enterprises, to encourage and assist the location and expansion of such enterprises to provide needed services and facilities to the County of Saginaw and its residents to promote the forestry and agricultural sectors of the State's economy, and to encourage the development of facilities designed to produce energy from renewable sources; and

WHEREAS, the Act provides a means by which these needs may be addressed; and

WHEREAS, Peace Evangelical Lutheran Church U.A.C., of Saginaw, Michigan, a Michigan ecclesiastical corporation ("Peace Evangelical"), has proposed to The Economic Development Corporation of the County of Saginaw (the "Issuer") the financing of the acquisition of land and the construction and furnishing of a 60,000 sq. ft. K 8 private school (the "Project") all to be located in Saginaw Township and owned and operated by Peace Evangelical, which would assist in the alleviation of the aforementioned conditions; and

WHEREAS, the Issuer, in conformity with the Act, has designated a Project Area and Project District Area for the Project to this Board of Commissioners for its approval thereof; and

WHEREAS, this Board wishes to set a date for a public hearing on a Project Plan for the Project

to be prepared by the Issuer and on the issuance of bonds.

NOW, THEREFORE, BE IT RESOLVED BY THIS BOARD OF COMMISSIONERS OF THE COUNTY OF SAGINAW, AS FOLLOWS:

1. The Project Area designated by the Issuer and attached hereto as Exhibit A is hereby certified as approved:
2. The territory surrounding said designated Project Area will not be significantly affected by the Project and, therefore, a Project District Area having the same description as the Project Area herein certified as approved is hereby established.
3. Pursuant to Section 20 of the Act, a Project Citizens District Council is not required for the Project and therefore such a Council shall not be formed.
4. This Board of Commissioners hereby advises and consents to the appointment by the Chairperson of the Board of Commissioners of the County of Saginaw with respect to the Project of Dr. Nicholas Paron, 5768 Kroll Court, Saginaw, MI 48603 and Robert Tidderington, III, 12 Thorneapple Court, Saginaw, MI 48603 as additional directors to the Board of Directors of the Issuer, pursuant to Section 4(2) of the Act, said persons being representative of neighborhood residents and business interests likely to be affected by the Project.
5. A public hearing upon a Project Plan to be provided by the Issuer for the Project and the issuance of bonds in an amount not to exceed \$6,600,000, shall be held at 5:00 p.m., Michigan Time, on the 10th day of December, 2002, in the Saginaw County Administration Building, 111 South Michigan Avenue, City of Saginaw, County of Saginaw, State of Michigan. The hearing shall provide the fullest opportunity for the expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the proposed bond issue and the Project Plan. The governing body shall make and preserve a record of the public hearing, including all data presented thereat.
6. The County Clerk be and is hereby directed to give notice of such public hearing by (1) publishing a notice thereof in a newspaper of general circulation in the County on or before November 26, 2002; (2) posting in at least ten (10) public and conspicuous places in the Project District Area; and (3) mailing to the last known owner of each parcel of real property in the Project District Area at the last known address of the owner as shown by the tax assessment records, which posting and mailed notices shall be given at least ten (10) full days prior to the date set for said hearing. Such notice shall be in the form attached hereto as Exhibit B, with such changes as may be necessary to comply with the Act.
7. The County Clerk is hereby directed to forward three (3) certified copies of this resolution to the Secretary of the Issuer.
8. All resolutions or parts thereof in conflict with this resolution are hereby repealed but only to the extent of such conflict.

YEAS --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Robert M. Woods, Jr., Patrick A. Wurtzel

NAYS--- None

ABSTENTIONS --- None

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) SS
 COUNTY OF SAGINAW)

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Saginaw County Board of Commissioners, held on the 12th day of November, 2002 and that the said minutes are on file in the office of the County Clerk and are available to

the public. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976.

Susan Kaltenbach, Saginaw County Clerk

Dated: November 12, 2002

EXHIBIT A
PROJECT AREA

The Project Area consists of certain property in the Township of Saginaw, Saginaw County, Michigan, described as follows:

THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 7, TOWN 12 NORTH, RANGE 4 EAST, EXCEPTING THE EAST 132 FEET OF THE SOUTH 165 FEET, ALSO EXCEPTING THE WEST 400 FEET OF THE EAST 732 FEET OF THE SOUTH 210 FEET, ALSO EXCEPTING COMMENCING ON THE EAST SECTION LINE 165 FEET NORTH OF THE SOUTHEAST CORNER OF SECTION 7; THENCE NORTH 89 DEGREES 32 MINUTES 00 SECONDS WEST 132 FEET; THENCE NORTH 48 DEGREES 18 MINUTES 53 SECONDS WEST 68.29 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 75 FEET; THENCE SOUTH 89 DEGREES 32 MINUTES 00 SECONDS EAST 183 FEET TO THE EAST SECTION LINE; THENCE SOUTH ON SAID EAST LINE 120 FEET TO THE POINT OF BEGINNING. ALSO EXCEPTING THE WEST 150 FEET OF THE EAST 1079 FEET OF THE SOUTH 210 FEET.

ALSO DESCRIBED AS: A PARCEL OF LAND IN THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ OF FRACTIONAL SECTION 7, TOWN 12 NORTH, RANGE 4 EAST, SAGINAW TOWNSHIP, SAGINAW COUNTY, MICHIGAN, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTH LINE OF SAID SECTION WHICH IS 132.00 FEET, SOUTH 89 DEGREES 39 MINUTES 03 SECONDS WEST, FROM THE SOUTHEAST CORNER OF SAID SECTION; THENCE CONTINUING SOUTH 89 DEGREES 39 MINUTES 03 SECONDS WEST, ON SAID SOUTH SECTION LINE, 200.01 FEET; THENCE NORTH 00 DEGREES 48 MINUTES 54 SECONDS WEST, PARALLEL WITH AND 332.00 FEET, MEASURED AT RIGHT ANGLES, WEST OF THE EAST LINE OF SAID SECTION, 210.01 FEET; THENCE SOUTH 89 DEGREES 39 MINUTES 03 SECONDS WEST, PARALLEL WITH AND 210.00 FEET, MEASURED AT RIGHT ANGLES, NORTH OF SAID SOUTH SECTION LINE, 400.01 FEET; THENCE SOUTH 00 DEGREES 48 MINUTES 54 SECONDS EAST, PARALLEL WITH AND 732.00 FEET, MEASURED AT RIGHT ANGLES, WEST OF SAID EAST SECTION LINE, 210.01 FEET TO SAID SOUTH SECTION LINE; THENCE SOUTH 89 DEGREES 39 MINUTES 03 SECONDS WEST, ON SAID SOUTH SECTION LINE, 197.01 FEET; THENCE NORTH 00 DEGREES 48 MINUTES 54 SECONDS WEST, PARALLEL WITH AND 929.00 FEET, MEASURED AT RIGHT ANGLES, WEST OF SAID EAST SECTION LINE, 210.01 FEET; THENCE SOUTH 89 DEGREES 39 MINUTES 03 SECONDS WEST, PARALLEL WITH AND 210.00 FEET, MEASURED AT RIGHT ANGLES, NORTH OF SAID SOUTH SECTION LINE, 150.00 FEET; THENCE SOUTH 00 DEGREES 48 MINUTES 54 SECONDS EAST, PARALLEL WITH AND 1079.00 FEET, MEASURED AT RIGHT ANGLES, WEST OF SAID EAST SECTION LINE, 210.01 FEET TO SAID SOUTH SECTION LINE; THENCE SOUTH 89 DEGREES 39 MINUTES 03 SECONDS WEST, ON SAID SOUTH SECTION LINE, 234.64 FEET TO THE WEST LINE OF SAID SOUTHEAST ¼ OF THE SOUTHEAST ¼; THENCE NORTH 00 DEGREES 41 MINUTES 55 SECONDS WEST, ON SAID WEST LINE, 1309.20 FEET TO THE NORTH LINE OF SAID SOUTHEAST ¼ OF THE SOUTHEAST ¼; THENCE NORTH 89 DEGREES 42 MINUTES 11 SECONDS EAST, ON SAID NORTH LINE, 1311.03 FEET TO SAID EAST SECTION LINE; THENCE SOUTH 00 DEGREES 48 MINUTES 54

SECONDS EAST, ON SAID EAST SECTION LINE, 1023.02 FEET; THENCE SOUTH 89 DEGREES 39 MINUTES 03 SECONDS WEST, PARALLEL WITH SAID SOUTH SECTION LINE, 183.00 FEET; THENCE SOUTH 00 DEGREES 48 MINUTES 54 SECONDS EAST, PARALLEL WITH SAID EAST SECTION LINE, 75.00 FEET; THENCE SOUTH 49 DEGREES 07 MINUTES 50 SECONDS EAST, 68.29 FEET; THENCE SOUTH 00 DEGREES 48 MINUTES 54 SECONDS EAST, PARALLEL WITH AND 132.00 FEET, MEASURED AT RIGHT ANGLES WEST OF SAID EAST SECTION LINE, 165.00 FEET TO THE POINT OF BEGINNING.

EXHIBIT B**NOTICE OF PUBLIC HEARING**

NOTICE OF PUBLIC HEARING OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF SAGINAW ON THE PROJECT PLAN FOR THE ECONOMIC DEVELOPMENT CORPORATION OF THE COUNTY OF SAGINAW PEACE LUTHERAN SCHOOL PROJECT AND ISSUANCE OF LIMITED OBLIGATION REVENUE BONDS

NOTICE IS HEREBY GIVEN that the Board of Commissioners of the County of Saginaw will hold a public hearing at 5:00 p.m. in the Saginaw County Administration Building, 111 South Michigan Avenue, City of Saginaw, County of Saginaw, Michigan, on the 10th day of December, 2002, on the issuance and sale of certain Bonds (identified below) and a Project Plan prepared by The Economic Development Corporation of the County of Saginaw (the "EDC") for its Peace Lutheran School Project (the "Project"), such Project being undertaken for the benefit of Peace Evangelical Lutheran Church U.A.C., of Saginaw, Michigan, a Michigan ecclesiastical corporation ("Peace Evangelical"). The Project will be located at 3055 Lawndale Road in the Township of Saginaw, Saginaw County, Michigan.

The Project Plan contemplates the issuance of not to exceed \$6,600,000 variable rate demand limited obligation revenue bonds (the "Bonds") by the EDC to finance all or a part of the costs of the acquisition, construction and furnishing of a 60,000 sq. ft. K-8 private school, and the costs associated with the issuance of the Bonds. The building will be owned and operated by Peace Evangelical as a K-8 private school.

The location of the Project Area and the Project District Area in relation to highways, streets, streams or otherwise is indicated in the Project Plan. No persons shall be displaced as a result of the implementation of the Project Plan.

Maps, plats, and a description of the proposed Project Plan, are available for public inspection at the office of The Economic Development Corporation of the County of Saginaw, located c/o Saginaw Future, Inc., 301 E. Genesee, Third Floor, Saginaw, Michigan 48607, and all aspects of the Bonds and the proposed Project Plan will be open for discussion at the public hearing. The Project Plan contains additional information about the issuance of the Bonds and the financial parameters thereof. The Board of Commissioners of the County of Saginaw shall provide an opportunity for interested persons to be heard and shall receive and consider communications in writing with reference to the hearing. The hearing shall provide the fullest opportunity for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the bonds and the proposed Project Plan. After the hearing, the Board of Commissioners of the County of Saginaw will consider approval of the Bonds and the Project Plan.

Susan Kaltenbach, County Clerk, County of Saginaw
Saginaw, Michigan 48602

Published, Posted and Mailed to
property owners of record within
the Project District Area.

BLOOMFIELD 9708-24 513630

RESOLUTION B **NOVEMBER 12, 2002**
SUPPORTING THE SAGINAW HOUSING COMMISSION
HOPE VI GRANT APPLICATION

Minutes of a regular meeting of the Board of Commissioners of the County of Saginaw, Michigan, held on November 12, 2002, at which the following commissioners were: Present: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Robert M. Woods, Jr., Patrick A. Wurtzel

Absent: Carl E. Ruth, Connie D. Smith

The following preamble and resolution were offered by Commissioner Woods and supported by Commissioner Foxx:

WHEREAS, The Saginaw Housing Commission is preparing a HOPE VI grant application to be submitted to the U.S. Department of Housing and Urban Development for new construction, rehabilitation, and community services with a demonstration for partnership and mixed income/mixed financed community development;

NOW THEREFORE BE IT RESOLVED, That the Saginaw County Board of Commissioners for the County of Saginaw supports and concurs with the programs delineated in the September 2002 Community Development Concept and 2002 HOPE VI Grant application developed by the Saginaw Housing Commission.

Respectfully submitted,

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

YEAS --- Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Robert M. Woods, Jr., Patrick A. Wurtzel

NAYS--- None

ABSTENTIONS --- None

RESOLUTION DECLARED ADOPTED.

PROCLAMATIONS

Chairman Hare designated November 15, 2002 as America Recycles Day

Requested by: Commissioner Michael P. O'Hare

PROCLAMATION

WHEREAS, In the greater Saginaw County, Michigan area alone, over 500 tons of solid waste are generated each day by households and businesses around the County; and,

WHEREAS, To conserve landfill space and protect our valuable natural resources, Americans have turned to recycling, with the nation reaching an overall recycling rate of more than 28 percent, Michigan achieving 20 percent overall. and communities throughout the greater Saginaw area achieving rates up to 22 percent; and,

WHEREAS, To focus the nation's attention on the importance of recycling, numerous businesses, industries, state agencies, nonprofit organizations and individuals have joined together to celebrate "America Recycles Day" and are encouraging their employers, staff, customers, membership and all citizens to pledge to increase the purchase of recycled products; and,

WHEREAS, Across Michigan and locally, the Michigan Recycling Coalition and the Mid Michigan Waste Authority have joined this nation-wide educational effort and urge the County and all local governments to join in America Recycles Day and raise their citizens awareness of

the importance of practicing all facets of the recycling loop, from reuse to busing recycled items; and,

WHEREAS, Participating in America Recycles Day is one way citizens can help raise awareness about the need to reduce waste by reusing, recycling, and buying recycled products; and,

WHEREAS, State and community leaders need to spread the word about the excellent programs they have established, the growth of markets for recyclables, the importance of buying recycled products, the need to expand the collection of recyclable materials, and the benefits of investing in recycling by small and large businesses; and,

WHEREAS, Saginaw County supports the development and implementation of programs to foster waste reduction, reuse, recycling and buying recycled activities by residents, schools, businesses and other organizations across Saginaw County.

NOW, THEREFORE, I Todd M. Hare, Chairman of the Saginaw County Board of Commissioners do hereby proclaim Friday, November 15, 2002 as: "AMERICA RECYCLES DAY" in the County of Saginaw, and in doing so urge residents to participate in recycling and to purchase recycled goods whenever possible.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the County of Saginaw to be affixed this 12th day of November in the year of our Lord Two Thousand and Two.

Sincerely,

Todd M. Hare, Chairman

Saginaw County Board of Commissioners

APPOINTMENTS

Chairman Hare made the following appointments:

Building Authority - Stephen Borrello term expiring 8/1/06

Community Corrections Advisory Board - Gary Burns, news media, term expiring 9/30/05

Economic Development Corporation - *For duration of the Peace Lutheran School Industrial Development Revenue Bond project (11-12-3.1/Res.A)* - Dr. Nicholas Paron, Robert Tiderington

Saginaw Area Storm Water Authority -

Trustee – Public Works Commissioner / Alternate Trustee – County Services Committee Chair

COMMISSIONERS' AUDIENCES

Commissioner Collison congratulated Commissioner Smith and other commissioners who successfully won their bid for re-election. She expressed how she enjoyed serving the last two years and how she enjoyed working with commissioners, staff, community leaders and residents.

Commissioner Bartels announced the dedication of Center Courts in Saginaw Township took place today. He informed commissioners the Center is open to all residents free of charge.

By Commissioner Woods moved, supported by Commissioner Basil: That the Board adjourn. Carried.

Thereupon, the Board adjourned at 5:35 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK

**OFFICIAL PROCEEDINGS
OF THE
BOARD OF COMMISSIONERS
OF SAGINAW COUNTY, MICHIGAN**

DECEMBER 2002

First day of the December 2002 Session of the Board of Commissioners of Saginaw County, Michigan, Tuesday, December 10, 2002. The Board met pursuant to adjournment at 5:00 p.m. Honorable Todd M. Hare in the Chair.

Deputy Clerk Kaye Volz Schultz took roll, quorum present as follows:

PRESENT: Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel - **15**

ABSENT: 0

TOTAL: 15

Commissioner Basil opened the meeting with a prayer, followed by the Pledge of Allegiance to the Flag.

Minutes of the preceding meeting were approved as proofread and corrected by the Clerk.

PUBLIC HEARINGS

At 5:03 p.m., Chair Hare opened the Public Hearing on the Brownfield Redevelopment Plan for the Stock Building Supply Project. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (12-10-1.3 / Resolution A)

At 5:03 p.m., Chair Hare opened the Public Hearing on the Brownfield Redevelopment Plan for the Shot In the Dark Project. He called for comments three consecutive times. Hearing none, he announced that the public hearing would remain open. (12-10-1.4 / Resolution B)

At 5:03 p.m., Chair Hare opened the Public Hearing on the Brownfield Redevelopment Plan for the Sahasa Realty Corp. Project. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (12-10-1.5 / Resolutions C, D, E, F)

At 5:03 p.m., Chair Hare opened the Public Hearing on the Plan for the Peace Lutheran School Industrial Development Revenue Bond Project. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (12-10-1.2 / Resolution G)

AUDIENCES

No requests to address the Board were received.

2nd Call PUBLIC HEARINGS

At 5:04 p.m., Chair Hare announced the second call of the Public Hearing being held on the Brownfield Redevelopment Plan for the Stock Building Supply Project. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (12-10-1.3 / Resolution A)

At 5:04 p.m., Chair Hare announced the second call of the Public Hearing on the Brownfield Redevelopment Plan for the Shot In the Dark Project. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (12-10-1.4 / Resolution B)

At 5:04 p.m., Chair Hare announced the second call of the Public Hearing on the Brownfield Redevelopment Plan for the Sahasa Realty Corp. Project. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (12-10-1.5 / Resolutions C, D, E, F)

At 5:04 p.m., Chair Hare announced the second call of the Public Hearing on the Plan for the Peace Lutheran School Industrial Development Revenue Bond Project. He called for comments three consecutive times. Hearing none, he announced the public hearing would remain open. (12-10-1.2 / Resolution G)

LAUDATORIES

Chair Hare announced the following certificates / resolutions were prepared for presentation:

RESOLUTION OF RECOGNITION

Presented to:

WILLIAM W. WRIGHT

The Saginaw County Board of Commissioners present this Resolution of Recognition To William W. Wright for his 16 years of service to Saginaw County.

Bill began his employment on July 14, 1986 as an Associate Planner.

In 1990, he was selected to lead the Department as its Director.

Bill worked closely with the Planning Commission, County Departments, Federal and State Officials, Local Governments and the General Public to ensure good land use.

Bill was instrumental in the preparation and implementation of the Saginaw County Master Plan, The Long Range Transportation Master Plan, Zoning Ordinances for Townships and Villages, The Saginaw County Housing Rehabilitation Program, Saginaw Bay Greenway Collaborative, And the Partnership for the Saginaw Bay Watershed.

Under his direction, the Planning Department provided Solid Waste Planning, Zoning and Mapping assistance, Environmental Programs, and administrative support For the Brownfield Redevelopment Authority.

The Saginaw County Board of Commissioners hereby recognize William W. Wright For his professionalism and expertise in directing and coordinating

The various programs of the Saginaw County Metropolitan Planning Commission; And wish him continued success in his retirement years.

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Presented by Commissioner Thomas A. Basil on November 25, 2002

Adopted by the Board of Commissioners on December 10, 2002

By Commissioner Basil: That the resolution be adopted. Approved.

SPECIAL RESOLUTION TO THE EAGLE SCOUT

Presented to:

LEE R. KNEPPER

Achieving the rank of Eagle Scout carries special significance. It is a performance-based award, having standards that have been well maintained over the years

Only 2.5 percent of all boy scouts fulfill the requirements needed to achieve this status.

WHEREAS, It is a distinct privilege to extend congratulations to Lee R. Knepper as he is presented with the highest honor bestowed on a Boy Scout, the prestigious Eagle Award. This achievement signifies qualities that are much admired by his peers as well as the residents of Saginaw County; and,

WHEREAS, Through his affiliation with Troop #321, Lee has taken full advantage of the opportunities for personal growth that have made the Boy Scouts of America one of the most universally respected organizations in our Country. Like those before him, Eagle Scout Knepper has displayed unselfishness and eagerness to accept responsibility; and,

WHEREAS, Lee has followed Boy Scout tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project which was to landscape and build a wheelchair accessible garden area at Guardian Angel Respite; and,

WHEREAS, The famed Boy Scouts' motto, "Be Prepared," appropriately describes Lee in his new role as an Eagle Scout. He has clearly learned the valuable lessons that scouting strives to teach, such as working hard, accepting responsibility, showing concern for others and providing leadership. Lee is the son of Randall and Janet Knepper of Saginaw, Michigan.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners take special pride in acknowledging Lee R. Knepper for achieving the rank of Eagle Scout. We are very proud of this young man, and are pleased he is a part of this community. We wish him continued success in all his future endeavors.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the December 10, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Raymond F. Bartels, Commissioner, District #14

By Commissioner Bartels: That the resolution be adopted. Approved.

SPECIAL RESOLUTION TO THE EAGLE SCOUT

Presented to:

DAVID MICHAEL ALSGAARD

Achieving the rank of Eagle Scout carries special significance. It is a performance-based award, having standards that have been well maintained over the years

Only 2.5 percent of all boy scouts fulfill the requirements needed to achieve this status.

WHEREAS, It is a distinct privilege to extend congratulations to David M. Alsgaard he is presented with the highest honor bestowed on a Boy Scout, the prestigious Eagle Award. This achievement signifies qualities that are much admired by his peers as well as the residents of Saginaw County; and,

WHEREAS, Through his affiliation with Troop #275, David has taken full advantage of the opportunities for personal growth that have made the Boy Scouts of America one of the most universally respected organizations in our Country. Like those before him, Eagle Scout Alsgaard has displayed unselfishness and eagerness to accept responsibility; and,

WHEREAS, David has followed Boy Scout tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project which was to coordinate fund raising and installation of a new electrical sign at St. Matthews Evangelical Lutheran Church in Bridgeport, Michigan; and,

WHEREAS, The famed Boy Scouts' motto, "Be Prepared," appropriately describes David in his new role as an Eagle Scout. He has clearly learned the valuable lessons that scouting strives to teach, such as working hard, accepting responsibility, showing concern for others and providing leadership. David is the son of Michael and Jane Alsgaard of Frankenmuth, Michigan.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners take special pride in acknowledging David M. Alsgaard for achieving the rank of Eagle Scout. We are very proud of this young man, and are pleased he is a part of this community. We wish him continued success in all his future endeavors.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the December 10, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chairman

Kenneth B. Horn, Commissioner, District #4

By Commissioner Horn: That the resolution be adopted. Approved.

RESOLUTION OF RECOGNITION

Presented To:

BETHEL AFRICAN METHODIST EPISCOPAL CHURCH

“And it shall come to pass afterward, that I will pour out My spirit upon all flesh; and your sons and your daughters shall prophesy, your old men shall dream dreams, your young men shall see visions.” Joel 2:28

WHEREAS, This resolution of the very highest praise, tribute and dedication is written to commemorate the Bethel African Methodist Episcopal Church – a place where the doors are open to anyone and where members believe that, “Love Conquers All”; and ,

WHEREAS, It is befitting to acknowledge Bethel African Methodist Episcopal Church, an international organization founded in 1867, which has the distinction of being the oldest and largest Black religious order in existence; and,

WHEREAS, Giving God all the Glory, Bethel African Methodist Episcopal Church will be celebrating 135 years of existence December 8, 2002 through December 15, 2002 in their Multi Purpose Center located at 535 Cathay Street; and,

WHEREAS, This week long celebration is a way of paying tribute and acknowledging their rich heritage throughout the 4th Episcopal District of the A.M.E. Church and the Saginaw Community with the theme “Standing on His Promises for 135 years and Still Going Forward.”

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners is very pleased to acknowledge Pastor P. David Saunders and the congregation of Bethel African Methodist Episcopal Church for flourishing and prospering in unparalleled dimensions for 135 years. We wish them continued spiritual fulfillment and pray that God’s never-ending love will be with them always.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the December 10, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to them.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

Robert M. Woods, Jr., Commissioner, District #7

By Commissioner Woods: That the resolution be adopted. Approved.

RESOLUTION OF RECOGNITION

Presented To:

BETTY L. SHREVE

WHEREAS, On December 31, 2002, Betty L. Shreve will retire from her position as Workstation Manager of the Saginaw County Information Systems Department; and,

WHEREAS, Betty's employment with Saginaw County spanned a period of seventeen years; During that time she worked with and was mentor to numerous individuals, including elected officials, department heads and employees; and,

WHEREAS, Betty is much admired by her friends and colleagues for her honesty, dedication, and professionalism; and,

WHEREAS, We are grateful to Betty for her unselfish dedication to Saginaw County. She has truly been instrumental in fostering the development of the County's personnel computer system program during its infancy and beyond; and,

WHEREAS, That said, I am sure we all agree that the effectiveness of any organization is enhanced immensely when an employee truly cares about and is proficient at the job they do. Betty Shreve has always been exactly that kind of employee.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby express its deepest appreciation to Betty L. Shreve for her many years of dedicated service to the County of Saginaw.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the December 10, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to her.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

By Commissioner Bartels: That the resolution be adopted. Approved.

RESOLUTION OF RECOGNITION

Presented To:

LYNN W. DEYOUNG

WHEREAS, On December 31, 2002, Lynn W. DeYoung will retire from his position as Programming and Operations Manager of the Saginaw County Information Systems Department; and,

WHEREAS, Lynn joined the County in October of 1979 as a Systems Programmer, eventually working his way up to his current position; and,

WHEREAS, Lynn utilized his strong point as a "coordinator" to assign tasks to numerous employees, including seven Programmer / Analysts, two Computer Operators and a Systems Programmer; and,

WHEREAS, Lynn's position required him to work with service personnel, vendors, County employees, and external agencies; and,

WHEREAS, Lynn's friendly and cordial demeanor has definitely been an asset to his position and will be missed by all of those who knew him.

NOW, THEREFORE, BE IT RESOLVED, That the Saginaw County Board of Commissioners does hereby recognize Lynn W. DeYoung for his many years of dedicated service to the County

of Saginaw.

BE IT FURTHER RESOLVED, That this expression of recognition be spread upon the minutes of the December 10, 2002 meeting as a permanent record and duly inscribed upon parchment and presented to him.

Respectfully submitted,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Todd M. Hare, Chair

By Commissioner Bartels: That the resolution be adopted. Approved.

CLERK'S CALL OF SESSION

November 21, 2002

TO: SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: Notice of December Board Session

Honorable Commissioners:

The Saginaw County Board of Commissioners will convene for their First Day's Session on Tuesday, December 10, 2002 at 5:00 p.m. in the Board Chambers, Second Floor - Room 200, Saginaw County Governmental Center, Saginaw, Michigan.

Respectfully submitted,

Susan Kaltenbach, County Clerk

By the Chair: That the Notice of Meeting from the County Clerk be received and filed, if there be no objections. The Chair hears none, it is so ordered.

PETITIONS & COMMUNICATIONS

By the Chair: That the following communications received by the Board of Commissioners be referred as designated, if there be no objections. The Chair hears none, it is so ordered.

12-10-1 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 10-22 / 11-12-02 in the amount of \$6,496,551.77.

-- Appropriations / Budget Audit (12-10-4.1)

12-10-2 SAGINAW FUTURE INC. --- asking the Board to adopt the appropriate resolution approving the project plan for Peace Lutheran Church.

-- County Services (12-10-1.2 / Resolution G)

12-10-3 COMMISSION ON AGING --- asking to accept a \$15,000 grant for the Foster Grandparent Program.

-- Human Services (12-10-2.3)

12-10-4 INFORMATION SYSTEMS AND SERVICES --- asking to retain the Description Coordinator position in the Equalization Department for the Geographic Information System program.

-- County Services (12-10-1.8)

12-10-5 EQUALIZATION --- asking approval of the amended Apportionment Report.

-- County Services (12-10-1.1)

12-10-6 CONTROLLER ACCOUNTING --- sending the budget for the Saginaw County 911 Communication Center for 2002/2003.

-- Courts and Public Safety (12-10-3.3)

12-10-7 SHERIFF --- asking to accept additional monies awarded by the Federal Asset Forfeiture Fund to establish an equipment line item in the Narcotics Enforcement Budget.

-- Courts and Public Safety (12-10-3.2)

12-10-8 COMMISSION ON AGING --- asking to change the title of the Custodian at

Commission on Aging to Facility Services Worker.

- Human Services (12-10-2.4)
- 12-10-9 COMMISSION ON AGING --- asking to reclassify and re-title the clerk/typist position at Commission on Aging.
 - Human Services (12-10-2.5 / 4.2)
- 12-10-10 COMMISSION ON AGING --- asking to reclassify and re-title the Brady Center Senior Center Manager position to include transportation duties.
 - Human Services (12-10-2.6)
- 12-10-11 PUBLIC HEALTH --- asking the Board to consider reappointing Richard Calley and Wayne Jolin to the Board of Health. (previously distributed to all commissioners)
 - Receive and file
- 12-10-12 BROWNFIELD REDEVELOPMENT AUTHORITY --- asking approval of the Plan for Sahasa Realty.
 - County Services (12-10-1.5 / Resolution C)
- 12-10-13 BROWNFIELD REDEVELOPMENT AUTHORITY asking approval of the Revitalization Loan Agreement for the Sahasa Realty project.
 - County Services (12-10-1.5 / Resolution D)
- 12-10-14 BROWNFIELD REDEVELOPMENT AUTHORITY --- sending the promissory note relating to the Sahasa Brownfield project for review and comment.
 - County Services (Report 12-10-1.5 / Resolution E)
- 12-10-15 BROWNFIELD REDEVELOPMENT AUTHORITY --- asking approval of the contract with AKT Peerless for professional consulting on the Sahasa project.
 - County Services (Report 12-10-1.5 / Resolution F)
- 12-10-16 COMMISSION ON AGING --- asking approval of a cellular telephone program for seniors.
 - Human Services (12-10-2.2)
- 12-10-17 SAGINAW COUNTY OFFICERS COMPENSATION COMMISSION --- sending the recommended compensation levels for elected county officials for 2003/2004. (previously distributed)
 - Appropriations
- 12-10-18 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 11/13 through 11/25/02 in the amount of \$3,086,957.42.
 - Appropriations / Budget Audit
- 12-10-19 CONTROLLER FINANCIAL SERVICES --- sending the budget adjustments report for the period July 1 through September 30, 2002.
 - Appropriations / Budget Audit
- 12-10-20 FRIEND OF THE COURT --- asking for factoring of the position of Chief Account Specialist (formerly known as Clerical Supervisor).
 - Courts and Public Safety (12-10-3.4 / 4.2)
- 12-10-21 PUBLIC HEALTH --- asking for a new position of Public Health Nurse for the Saginaw Intermediate School District non-clinical adolescent health center subcontract.
 - Human Services
- 12-10-22 MICHIGAN SUPREME COURT --- sending materials for use at the statewide meeting on the effort to convert Michigan's Friend of the Court offices to the statewide Michigan Child Support Enforcement System.
 - Courts and Public Safety
- 12-10-23 JUDGE HEATHSCOTT, 10TH JUDICIAL CIRCUIT --- requesting a salary

waiver for her new law clerk Nancy Bondar.

- Courts and Public Safety
- 12-10-24 PUBLIC HEALTH --- asking approval of the Saginaw County Substance Abuse Advisory Council Bylaws.
- Human Services
- 12-10-25 CONTROLLER --- sending the Marc-ing Report for December 2002. (previously distributed)
- Executive Committee
- 12-10-26 MOSQUITO ABATEMENT --- forwarding the Annual Report for 2002, and Calendar for 2003.
- Human Services
- 12-10-27 PUBLIC HEALTH --- asking to provide a Diabetes Education Program to Saginaw County residents, and approval of a sliding fee scale for same.
- Human Services
- 12-10-28 COMMISSION ON AGING BOARD --- forwarding the yearly evaluation of their Director.
- Human Services
- 12-10-29 PARKS COMMISSION --- asking the Board to consider reappointing James Blaschka, Vern Korkus, and Richard Mallette. (copy in addendum packet)
- Receive and file
- 12-10-30 CONTROLLER ACCOUNTING --- sending the voucher payment transmittal form dated 11-26 through 12-9-02 in the amount of \$3,360,280.34.
- Appropriations / Budget Audit
- 12-10-31 FRANKENMUTH CITY --- sending the Annual Report of the Frankenmuth Downtown Development Authority.
- County Services
- 12-10-32 RICHARD MALLETTE --- asking the Board to re-elect him to the Parks Commission. (copy in addendum packet)
- Receive and file
- 12-10-33 BOARD COORDINATOR --- informing commissioners that the following informational communications were received and are available in the Board Office.
 - A. Congressman Dave Camp responding to the Board's request for assistance in funding a study to determine the cause of the water shortages, dry wells and limited water flow in southwestern Saginaw County.
 - Receive and file

3rd Call PUBLIC HEARINGS

At 5:05 p.m., Chair Hare announced the third and final call of the Public Hearing being held on the Brownfield Redevelopment Plan for the Stock Building Supply Project. He called for comments three consecutive times. Hearing none, he declared the Public Hearing closed. (12-10-1.3 / Resolution A)

At 5:05 p.m., Chair Hare announced the third and final call of the Public Hearing being held on the Brownfield Redevelopment Plan for the Shot In the Dark Project. He called for comments three consecutive times. Hearing none, he declared the Public Hearing closed. (12-10-1.4 / Resolution B)

At 5:05 p.m., Chair Hare announced the third and final call of the Public Hearing being held on the Brownfield Redevelopment Plan for the Sahasa Realty Corp. Project. He called for comments three consecutive times. Hearing none, he declared the Public Hearing closed. (12-10-1.5 / Resolutions C, D, E, F)

At 5:05 p.m., Chair Hare announced the third and final call of the Public Hearing being held on the Plan for the Peace Lutheran School Industrial Development Revenue Bond Project. He called for comments three consecutive times. Hearing none, he declared the Public Hearing closed. (12-10-1.2 / Resolution G)

Chairman Hare announced the Board would now recess for the Appropriations Committee meeting. The Board recessed, time being 5:06 p.m. The Board reconvened, time being 5:21 p.m. By Commissioner Graham, supported by Commissioner Horn that the Minutes of the Appropriations Meeting be received and made a part of this day's session with the nays so noted. Carried.

APPROPRIATIONS COMMITTEE

V. APPROPRIATIONS MINUTES (12-10-02)

J. Graham, Chair; C. Smith, Vice-Chair

Members present: R. Bartels, T. Basil, B. Blaine, J. Collison, E. Foxx, J. Graham, C. Hadsall, T. Hare, K. Horn, R. Mallette, M. O'Hare, C. Ruth, C. Smith, R. Woods, P. Wurtzel

Others: M. McGill-Controller; C. Snyder, M. Thompson-Controller's Staff; K. Schultz, J. Corley, M. Massey-Board Staff; S. Borrello-Counsel

I. Welcome

II. Call to Order---Graham at 5:06 p.m.

III. Public Comments---None.

IV. Agenda

1. County Services Committee

M. O'Hare, Chair; R. Bartels, Vice-Chair

1.5) Brownfield Redevelopment Authority, re: revitalization loan for Sahasa Realty

1.6) Register of Deeds, re: purchase of a new archive writer

1.7) Information Systems and Services, re: reorganization

1.8) Information Systems and Services, re: position transfer from Equalization

---O'Hare moved, supported by Ruth to approve Reports 1.5 through 1.8. There were no exceptions; motion carried.

2. Human Services Committee

R. Woods, Chair; C. Smith, Vice-Chair

2.3) Commission on Aging, re: grant for Foster Grandparent Program

2.4) Commission on Aging, re: retitling Custodian position to Facility Services Worker

2.5) Commission on Aging, re: retitling Typist Clerk to Program Assistant

2.6) Commission on Aging, re: retitling Brady Center Manager to Center Coordinator

---Woods moved, supported by Bartels to approve Reports 2.3 through 2.6. There were no exceptions; motion carried.

2.7) Health Department, re: Strong Families/Safe Children Program grant

---The Report was laid on the table, a 2/3rds majority was required for adoption. Woods moved, supported by Hare to approve same. Motion carried unanimously.

3. Courts and Public Safety

R. Mallette, Chair; P. Wurtzel, Vice-Chair

3.1) Sheriff Department, re: multi-jurisdictional Traffic Enforcement grant

- 3.2) Sheriff Department, re: establishing line item for Federal Asset Forfeiture funds
3.3) Controller's Office, re: 911 Authority budget projection adjustment
3.4) Friend of the Court, re: changing Clerical Supervisor to Chief Account Specialist
---Mallette moved, supported by Foxx to approve Reports 3.1 through 3.4. There was an exception to 3.3. Reports 3.1, 3.2 and 3.4 were approved. Basil asked that 3.3 be corrected to designate the revenue amounts. Mallette moved, supported by Wurtzel to approve the Report as amended. Motion carried.
4. Appropriations - J. Graham, Chair; C. Smith, Vice-Chair
Budget Audit Subcommittee
R. Bartels, Chair; B. Blaine, Vice-Chair
4.1) Voucher payment transmittals
---Bartels moved, supported by Hare to approve 4.1. Motion carried.
Labor Relations Subcommittee
C. Smith, Chair; P. Wurtzel, Vice-Chair
4.2) Factoring, re: COA Program Assistant and FOC Chief Account Specialist
---Smith moved, supported by Mallette to approve 4.2. Motion carried.
Executive Committee
T. Hare, Chair; J. Graham, Vice-Chair
4.3) Recommendation, re: Millage Campaign Finance Policy
4.4) Recommendation, re: amendments to Resolution J of 2-27-1990 creating a Saginaw County Officers Compensation Commission
---Chairman Hare pulled 4.3 to address questions he received from several commissioners. Hare moved, supported by Horn to approve 4.4. Horn explained one of the reasons he recommended including language on when the Commission would meet was to accommodate the annual preparation of the budget. Counsel Borrello opined that nothing precludes the Board from adding the text, and he would put this in writing to the Board. Motion to approve 4.4 carried.
- V. Miscellaneous
1) 12-10-17 Saginaw County Officers Compensation Commission submitting the 2003 and 2004 compensation levels for elected county officials (and attached to the minutes), determination is binding unless the board of commissioners rejects the determination by resolution adopted by two-thirds of the members of the board, MCLA 45.473
---Basil moved, supported by Wurtzel to reject the recommendation from the Saginaw County Officers Compensation Commission. The Clerk was requested to take roll: 5 ayes – Basil, Collison, Bartels, Blaine, Wurtzel; 10 nays – Ruth, Smith, Graham, Mallette, O'Hare, Hadsall, Horn, Foxx, Woods, Hare. Motion defeated.
- VI. Adjournment---Foxx moved, supported by Bartels to adjourn. Motion carried, time being 5:21 p.m.

Respectfully submitted,

Kaye M. Schultz, Board Coordinator

James M. Graham, Committee Chair

Attachment 12-10 17

Attachment 12-10-17

REPORTS OF REGULAR COMMITTEES

FROM: COMMITTEE ON COUNTY SERVICES - 1.1

DECEMBER 10, 2002

We herewith submit the amended Apportionment Report (communication 12-10-5) showing the final millage rates for Saginaw County for 2002.

The report is now complete with the numerous millage questions on the November 5, 2002 Ballot being decided, and the units having completed their millage request forms. All millage rates have been reduced, if necessary, in accordance with MCL 211.34d and MCL 211.24e.

It is the recommendation of your committee that the amended 2002 Apportionment Report be accepted as submitted.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

Attachment

FROM: COMMITTEE ON COUNTY SERVICES – 1.2

DECEMBER 10, 2002

At the November 12, 2002 session, the Board adopted a resolution approving the project area for the Peace Lutheran School Industrial Development Revenue Bond (IDRB) project, set the public hearing for this day's session, and appointed two new Directors to the Saginaw County Economic Development Board for the duration of said project.

Subsequently, we reviewed communication 12-10-2 from JoAnn Crary, President, Saginaw Future Inc. asking approval of the Plan for the Peace Lutheran School IDRB Project. We met with Ms. Crary who informed us the Project, estimated to cost approximately \$8,100,000 includes the acquisition of land located in Saginaw Charter Township and the construction and furnishing of a 60,000 square foot K-8 private school to be owned and operated by Peace Evangelical Lutheran Church, U.A.C., of Saginaw, Michigan. The Project will be paid for through issuance of Bonds in the amount of not to exceed \$6,600,000, with the balance coming from the Peace Lutheran School Building Fund. Upon completion of the Project approximately fifteen permanent full time positions will be needed. Both Saginaw Township and the Saginaw County Economic Development Corporation have approved the Project Plan. The Project Plan is attached to Resolution G.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted, and the proper County officials authorized to execute the necessary documents on behalf of the County.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES - 1.3

DECEMBER 10, 2002

Your committee has considered communication 11-12-6 from Cynthia Winland, Brownfield Redevelopment Administrator asking the Board to adopt a resolution approving the Brownfield Redevelopment Plan for the Stock Building Supply project.

We met with Ms. Winland who informed us the brownfield site is currently vacant land consisting of approximately 23.48 acres. The property is located in, and owned by the City of Zilwaukee and is to be conveyed to the investor (Gabrielle, LLC) for contracted use by a lumber and home building supplies business known as Stock Building Supply.

The project's eligible environmental costs are calculated to be \$82,950. The tax capture, scheduled to last five years, will capture roughly \$33,370 for the County's Brownfield Revolving Loan Fund. Five percent of the tax capture or \$4,450 will be used to fund the administrative costs of the Brownfield Redevelopment Authority. The property is anticipated to increase to the value of approximately \$408,644 by the end of the tax capture period.

It is noted that this project is both a Single Business Tax credit capture, as well as a tax increment financing project (TIFA). However, the TIFA is scheduled to sunset in 2005, allowing more tax base to be available for tax capture. Should the TIFA not sunset, there is no loss to the County (except for minimal administration costs), only to the developer in his ability to recoup eligible expenses. The developer is aware of this possibility, and the Plan includes an alternate tax capture table in case of this scenario. The Plan is attached to Resolution A.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted, and the proper County officials authorized to execute the necessary documents on

behalf of the County.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES - 1.4

DECEMBER 10, 2002

Your committee has considered communication 11-12-7 from Cynthia Winland, Brownfield Redevelopment Administrator asking the Board to adopt a resolution approving the Brownfield Redevelopment Plan for the Shot in the Dark, LLC project.

We met with Ms. Winland who informed us the brownfield site is a vacant 2.5 acre parcel located in Carrollton Township. The property is proposed to be used as a bulk aggregate storage and distribution location operated by Valley Asphalt under contract with Shot in the Dark, LLC.

The project's eligible environmental costs are calculated to be \$80,220. The tax capture, scheduled to last thirteen years, will capture roughly \$31,190 for the County's Brownfield Revolving Loan Fund. Five percent of the tax capture or \$4,011 will be used to fund the administrative costs of the Brownfield Redevelopment Authority. The Plan shows \$3,820 being captured for administrative expenses. However, this must be increased to five percent of eligible expenses, or \$802 per year for years 2003 through 2007, per the Authority's adopted policies. The property is anticipated to increase to the value of approximately \$104,269 by the end of the tax capture period. The Plan is attached to Resolution B.

We agree with the request. Under the proper order of business, the appropriate resolution will be submitted, and the proper County officials authorized to execute the necessary documents on behalf of the County.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES – 1.5

DECEMBER 10, 2002

Your committee has considered communications 12-10-12, 12-10-13, 12-10-14, and 12-10-15 from Cynthia Winland, Brownfield Redevelopment Administrator asking the Board to adopt the appropriate resolutions approving the Brownfield Redevelopment Plan for the Sahasa Realty Corporation, LLC, the Revitalization Loan Agreement, Promissory Note, and Contract with AKT Peerless for Professional Contracting services for said project.

We met with Ms. Winland who informed us the brownfield site consists of approximately 1.3 acres in Richland Township. The former Hemlock Elevator property is proposed for redevelopment as a mixed development of multifamily and retail services. The project will be financed through the Department of Environmental Quality Revitalization Loan Fund that was awarded to Saginaw County in 2000.

The project's eligible environmental costs are estimated to be \$289,439. The tax capture, scheduled to last seventeen years, will secure roughly \$429,047 in taxes to repay the

Revitalization Loan Fund. Five percent of the tax capture or \$54,439 will be used to fund the administrative costs of the Brownfield Redevelopment Authority. The Plan specifies that the Administrative expenses be collected during the first five years of the project. Loan payments will begin the sixth year, and the taxes collected will be used to repay the loan. The property is anticipated to increase to the value of approximately \$2,304,699 by the end of the tax capture period. The Plan is attached to Resolution C. The Revitalization Loan Agreement with the Michigan Department of Environmental Quality is attached to Resolution D; the Promissory Note, which provides the mechanism for repayment of funds should the tax revenue fall short is attached to Resolution E. Resolution F authorizes the contract with the County and AKT Peerless for consulting services on the project. Please note that Civil Counsel has opined that since the County acts only as a flow-through for the grant monies, there is no bid requirement on this project.

We agree with the request. Under the proper order of business the appropriate resolutions will be submitted approving the Brownfield Redevelopment Plan for Sahasa Realty Corporation, LLC; and authorizing the proper County officials to execute the necessary documents on behalf of the County.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON COUNTY SERVICES - 1.6 DECEMBER 10, 2002

Your committee has considered communication 11-12-16 from Mildred Dodak, Register of Deeds asking to purchase a Kodak Archive Writer to be used to convert Register of Deed's Office CDs to microfilm. (*Documents that are imaged are required by the Department of Archives to have a microfilm backup.*)

We met with Ms. Dodak who informed us that traditionally her office has contracted with a local firm to convert the CDs to microfilm. In turn, the company sends the CDs to California for the actual conversion process. The County's annual appropriation to cover this expense is \$10,000. It is anticipated that the cost of contracting for this service will increase in the next budget year. To avoid the increased cost, Ms. Dodak has suggested that a Kodak Archive Writer be leased/purchased (see attached) over a six year period. Payments would come from within her existing budget. At the end of the lease the annual \$10,000 appropriation for the conversion services would be discontinued. The equipment does not require specialized training, and would be useful for other departments such as the Clerk's Office.

It is the recommendation of your committee to approve the Register of Deeds request to purchase a Kodak Archive Writer, in accordance with County policy; and further, to authorize and direct the proper County officials to execute the necessary documents and make the appropriate budget transfers.

Respectfully submitted,
COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Raymond F. Bartels, Vice-Chair

Cheryl M. Hadsall
Carl E. Ruth

Kenneth B. Horn
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment 12-10-1.6

Saginaw County Quotation DIGC10021 October 16, 2002

Kodak Archive Writer	P/N 8709248
Interface Software	P/N 1239557
Smart Cassette	P/N 88357584

\$42,000

The price includes shipping, installation and complete on-site training. Based on a six year lease, the monthly payments would be \$716.10 or \$8,593.20 annually. Or if you prefer, you can make six annual payments of \$8,235.36

FROM: COMMITTEE ON COUNTY SERVICES – 1.7

DECEMBER 10, 2002

Your committee has considered communication 11-12-15 from Johnathan Miller, Director, Information Systems and Services (ISS) Department asking the Board to approve a proposed reorganization. We have attached the old and new ISS/GIS Organization Charts.

Mr. Miller explained the positions of Personnel Computer Manager, and Programming / Operations Manager were not included in the 2002/2003 County budget. Both of these positions are being held by employees who will be retiring December 31, 2002. Other than the Director, this will leave the Department without managerial staff.

To address this, Mr. Miller is proposing to change the duties of the two existing positions: the Systems Programmer II be re-titled Associate Director; and the Network Administrator be re-titled Technical Services Administrator. Both positions would be assigned managerial oversight of ISS.

To address some concerns raised by your committee, the Labor Relations Subcommittee recommended the job descriptions and organizational charts be revised to reflect the actual number of employees each individual position would supervise prior to submitting them to Hay Management for classification. The revised chart is attached.

It is the recommendation of your committee to approve the reorganization of the Information Systems and Service Department and that the positions of Associate Director and Network Administrator be referred to Hay Management with the revised job descriptions and charts as recommended by the Labor Relations Subcommittee; further, that the proper County officials be authorized and directed to amend the budget and personnel complement accordingly, effective January 1, 2003.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair
Cheryl M. Hadsall
Carl E. Ruth

Raymond F. Bartels, Vice-Chair
Kenneth B. Horn
Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the

recommendations contained therein be adopted. Approved.

Attachment

Attachment

FROM: COMMITTEE ON COUNTY SERVICES – 1.8

DECEMBER 10, 2002

Your committee has considered communication 12-10-4 from Johnathan Miller, Director, Information Systems and Services/GIS Department asking the Board to consider retaining the Property Description Coordinator position in the Equalization Department, not funded in the budget after December 31, 2002, and transferring the position to the Geographic Information System Department.

We met with Mr. Miller and Richard Gruber, Equalization Director who informed us since the inception of GIS in 1996, approximately \$1.8 million dollars has been spent. At this point the system is nearly complete, however failure to maintain the ever changing parcel data would destroy the accuracy of GIS and severely limit the ability of the County to market the program to users. The loss of the Description Coordinator position in the Equalization Department means that GIS will no longer be furnished with property parcel information.

In looking for a solution, Mr. Gruber indicated that Equalization, through the new summer tax levy should be able to commit \$30,000 toward the salary and fringes (*approximately \$46,000*) for the position. The Planning Department and County Road Commission have also agreed to contribute \$8,000 each since they are major users of GIS. Please refer to the attached letters relating to the funding commitment. The funds would be earmarked for GIS use only. In accordance with County policy, the position is contingent upon funding availability.

It is the recommendation of your committee to approve the ISS request to transfer the Property Description Coordinator position to the GIS Department as outlined above; further that the proper County officials be authorized and directed to make the necessary changes to the personnel complement and respective budgets.

Respectfully submitted,

COMMITTEE ON COUNTY SERVICES

Michael P. O'Hare, Chair

Cheryl M. Hadsall

Carl E. Ruth

Raymond F. Bartels, Vice-Chair

Kenneth B. Horn

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner O'Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

Attachment

FROM: COMMITTEE ON HUMAN SERVICES - 2.1

DECEMBER 10, 2002

Your committee has considered communication no. 10-15-14 from Karen Courneya, Director, Saginaw County Commission on Aging asking for a policy waiver so they can donate old refrigerators being replaced at CoA centers to needy seniors.

Due to new health regulations, the Saginaw County Commission on Aging will be replacing refrigerators at 16 senior centers. This process will take place over the next year and a half. According to County Policy, the old refrigerators would be stored until the County Auction next year.

The Director explained that allowing the refrigerators to be donated would alleviate the need to store them for an extended period of time, as well as the ability to help needy seniors who are apart of the CoA program. It will also allow the CoA to re-direct emergency funds to other areas. It is our recommendation that Saginaw County Policy No. 411 – Sale of Real & Personal Property be waived to allow the Saginaw County Commission on Aging to donate, as they are replaced, old senior center refrigerators to needy seniors, as outlined above; further, that the Commission on Aging Director be authorized to establish a procedure for their distribution.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Thomas A. Basil

Connie D. Smith, Vice Chair

Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES - 2.2

DECEMBER 10, 2002

Your committee has considered communication no. 12-10-16 from Karen Courneya, Director, Saginaw County Commission on Aging asking approval to provide a new service to seniors titled “The Cellular Telephone Program” as adopted by the CoA Board on November 21.

The program will provide senior citizens with a donated deactivated cell phone and the equipment to keep it charged for the purpose of dialing 911. Seniors would be able to keep the phone as long as they needed, and if that changed it would be returned to the Commission on Aging.

The Cellular Telephone Program would be designed as follows:

- Eligibility would be Saginaw County residents 60 years of age or older;
- Phones would be dispensed on a first-come first-serve basis;
 - Recipients of the cell phones would be required to sign a waiver / liability form approved by County Counsel;
- Seniors would receive an inspected cell phone previously tested with 911, as well as the necessary equipment to keep it charged, and instructions on its use.

The Director pointed out the success of the program will depend on the availability and ability to acquire unused cell phones. Most counties in our region are offering this service and have found it to be a successful, worthwhile service.

It is our recommendation that the Saginaw County Commission on Aging be authorized to establish a Cellular Telephone Program, as outlined above; further, that the proper County Officials be directed to implement same.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES – 2.3

DECEMBER 10, 2002

Your committee has considered communication no. 12-10-3 from Karen Courneya, Director, Saginaw County Commission on Aging asking to accept supplemental funding in the amount of \$15,000 for the Foster Grandparent Program.

The Foster Grandparent Program gives low income seniors the opportunity to provide mentoring services to special needs children in locations throughout the county, such as school, day care centers, etc. The program is funded with federal dollars and at this time the State is allowing the CoA to apply for the additional dollars.

It is the recommendation of your committee that the Saginaw County Commission on Aging be authorized to accept the \$15,000 grant award from the State of Michigan, Offices of Services to the Aging; further, that the proper County Officials be authorized to amend the CoA Budget and sign the necessary documents on behalf of the County, subject to review by the Controller as to substance and Counsel as to legal form.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES - 2.4

DECEMBER 10, 2002

Your committee has considered communication no. 12-10-8 from Karen Courneya, Director, Saginaw County Commission on Aging asking to change the title of the current Custodian position to Facility Services Worker.

The custodial positions at the Commission on Aging and the Public Health Department share the same name but have considerably different duties. Through contract negotiations, the proposed change was approved by the Union President. The Labor Relations Subcommittee concurs; no factoring was requested.

It is our recommendation that the Custodian position at the Saginaw County Commission on Aging be changed to Facility Services Worker; further, that the proper County Officials be authorized to make the necessary changes to the personnel complement.

Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES - 2.5 **DECEMBER 10, 2002**

Your committee has considered communication no. 12-10-9 from Karen Courneya, Director, Saginaw County Commission on Aging asking that a Typist Clerk TO5/TO7 position be re-titled Program Assistant and referred for factoring evaluation.

The Director explained the additional duties and degree of responsibilities. These included designing and producing brochures and marketing materials, establishing and maintaining the web site, and acting as a backup to the Administrative Assistant for the inputting and reporting of monthly data statistical reports.

It is our recommendation that the Commission on Aging position of Typist Clerk be re-titled Program Assistant and referred to the Labor Relations Subcommittee for factoring evaluation; further, that the proper County Officials be authorized and directed to make the necessary changes to the personnel complement.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON HUMAN SERVICES - 2.6 **DECEMBER 10, 2002**

Your committee has considered communication no. 12-10-10 from Karen Courneya, Director, Saginaw County Commission on Aging asking to change the duties of the Senior Center Manager at the Brady Center and re-title the position Senior Center Coordinator.

The Director reported they have been unable to recruit volunteer transportation drivers in the rural area. In order to maintain the service, transportation duties were incorporated into the senior center manager duties. Approximately one hour out of a four hour day is devoted to transporting participants to the center. This change only affects the Brady Center at this time, however as senior center managers resign or retire this approach may be considered in other rural areas.

The position was recently approved as a union, part-time position. The changes were reviewed with the Union President who was assured it would have no affect on current staff. The Labor Relations Subcommittee concurs; no factoring was requested.

It is our recommendation that the Saginaw County Commission on Aging Senior Center Manager position at the Brady Center be re-titled Senior Center Coordinator to reflect transportation duties; further, that the proper County Officials be authorized to make the necessary changes to the personnel complement.

Respectfully submitted,
COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair
Thomas A. Basil

Connie D. Smith, Vice-Chair
Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Woods: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Report distributed in addendum packet. A 2/3rds required for adoption.

FROM: COMMITTEE ON HUMAN SERVICES – 2.7

DECEMBER 10, 2002

Your committee has considered communication no. 11-12-17 from John Niederhauser, Health Officer, Saginaw County Department of Public Health asking approval of the contract with Family Independence Agency for the Strong Families/Safe Children Program.

The Strong Family/Safe Children Program provides for a Public Health Nurse to work with families where there are questions or concerns as to the children’s development and other related health needs. Examples include the assessment of child growth and development, review/assessment of child immunization status, and health insurance coverage of the children. In addition, there is a follow up component with the family.

The contract includes a \$45,688.50 budget. This is additional revenue and no local match is required.

It is the recommendation of your committee that the Saginaw County Department of Public Health be authorized to contract with the Family Independence Agency for the Strong Families/Safe Children Program; further, that the proper County Officials be authorized and directed to amend the budget and execute the necessary documents on behalf of the County subject to review of the agreement by the Controller as to substance and Counsel as to legal form. Respectfully submitted,

COMMITTEE ON HUMAN SERVICES

Robert M. Woods, Chair

Connie D. Smith, Vice-Chair

Thomas A. Basil

Robert D. Blaine

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY - 3.1

DECEMBER 10, 2002

Your committee has considered communication no.11-12-14 from Sheriff Charles Brown asking to accept the 2002/2003 multi-jurisdictional Traffic Enforcement Grant from the Michigan Office of Highway Safety Planning.

This grant, in the amount of \$32,151 supports overtime expenses for Deputies and Officers from the County, City, and Townships of Saginaw, Bridgeport and Birch Run to work special traffic enforcement details. As in the past, the Sheriff Department will serve as the programmatic and fiduciary sponsor for this collaborative effort. There are no matching funds required.

We recommend the Sheriff Department be authorized to accept the grant funds from the Michigan Office of Highway Safety Planning, as outlined; further, that the proper County Officials be authorized and directed to sign the necessary documents on behalf of the County, subject to review by the Controller as to substance and Counsel as to legal form, and to amend the budget accordingly.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY - 3.2

DECEMBER 10, 2002

Your committee has considered communication no.12-10-7 from Sheriff Charles Brown requesting to establish an equipment line item for \$15,000 with additional Federal Asset Forfeiture Funds received for 2003. This line item would be in the non-general fund Narcotics Enforcement Budget.

It is our recommendation to approve the request from Sheriff Brown to establish a line item for the additional Federal Asset Forfeiture Funds; further, that the proper County Officials be authorized and directed to make the necessary budget adjustments.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COURTS & PUBLIC SAFETY - 3.3

DECEMBER 10, 2002

Your committee has considered communication no.12-10-6 from Nathan Baldermann, Financial Services Director recommending a budget adjustment to reflect the updated projections of the Saginaw County 911 Communications Center Authority.

The 911 Authority adopted a total operating budget (attached) for 2002/03 of \$3,885,500. Of this amount, \$3,750,000 was budgeted as revenues from phone surcharges passed through the County of Saginaw. For Fiscal Year 2002/03, the County budgeted \$3,553,779 for contributions to the 911 Authority, an amount equal to the amount made in 2001/02. An adjustment in the County's budget is required to match the updated projections of the 911 Authority of \$3,885,550. The Budget/Audit Subcommittee was asked to review the request. They concurred and reported there would be no impact on the General Fund.

To properly reflect the updated projections of the 911 Authority, we recommend that the County Budget be adjusted as outlined above; further, that the proper County Officials be authorized and directed to make the necessary budget adjustments.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

Attachment

FROM: COURTS & PUBLIC SAFETY - 3.4

DECEMBER 10, 2002

Your committee has considered communication no.12-10-20 from Susan K. Prine, Friend of the Court asking that the vacant position of Clerical Supervisor (management position) be changed to Chief Account Specialist (union position) and referred for factoring evaluation.

Friend of the Court Prine informed us that Appendix B of the Labor Agreement, which states "When the Administrative Assistant position and/or Clerical Supervisor position(s) in the Friend of the Court become vacant, the position(s) shall become bargaining unit position(s) and shall be paid at the then prevailing contractual rate."

We direct the proper County Officials amend the budget to reflect the personnel change, as outlined above; further, that the position be referred to the Labor Relations Subcommittee for factoring evaluation.

Respectfully submitted,

COMMITTEE ON COURTS & PUBLIC SAFETY

Richard F. Mallette, Chair

Patrick A. Wurtzel, Vice-Chair

Jeanine A. Collison

Eddie F. Foxx

James M. Graham

Todd M. Hare

APPROPRIATIONS AUTHORIZATION: It is the recommendation of your committee to concur with the above.

James M. Graham, Chair

Connie D. Smith, Vice-Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.1

DECEMBER 10, 2002

In accordance with State Statute and County Policy, your Budget Audit Subcommittee reviewed the claims for presentation to the Board of Commissioners. (12-10-1)

Accordingly, we recommend the attached voucher payment transmittal(s) be approved, as submitted and compiled by the Accounting Division of the Controller's Office, for the period October 22 through November 12, 2002.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Bartels: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Attachment

FROM: COMMITTEE ON APPROPRIATIONS -- 4.2**DECEMBER 10, 2002**

Your Labor Relations Subcommittee considered referrals for factoring evaluation and/or classification. We herewith submit the following and direct the proper County officials to make the necessary budgetary adjustments.

A. Human Services Committee Report 12-10-2.5 (12-10-09), re: reclassification of a Commission on Aging Typist Clerk position

---Based on factoring evaluation, we recommend the position of Typist Clerk TO5/TO7 be retitled Program Assistant and placed in grade TO7.

B. Courts & Public Safety Committee Report 12-10-3.4 (12-10-20), re: reclassification of the Friend of the Court Clerical Supervisor position per Labor Agreement

---Based on factoring evaluation, we recommend the position of Clerical Supervisor be retitled Chief Account Specialist and placed in grade T12.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Smith: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

Chair Hare pulled Report 12-10-4.3 to address questions raised by several commissioners.

FROM: COMMITTEE ON APPROPRIATIONS -- 4.3**DECEMBER 10, 2002**

At the request of Commissioner Michael P. O'Hare, your Executive Committee has reviewed attached Policy #253 – Millage Campaign Finance. Its purpose is to establish a standard set of regulations pursuant to those established under the Michigan Campaign Finance Act, Act 388 of 1976, which regulates the use of public monies for millage questions. The Policy was prepared and reviewed by Controller Marc A. McGill and Counsel Stephen L. Borrello.

It is the recommendation of your committee to adopt Policy #253 – Millage Campaign Finance; further, that the Board Coordinator distribute a copy to all Elected Officials, Department Heads and Agencies of the County, and make the necessary changes to the Central Electronic File Repository for viewing on the County Board of Commissioner web site in accordance with County Policy.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

FROM: COMMITTEE ON APPROPRIATIONS -- 4.4**DECEMBER 10, 2002**

On February 27, 1990, the Board adopted Resolution J creating a Saginaw County Officers Compensation Commission, pursuant to Act 485 of 1978, to determine the compensation for nonjudicial elected officials of the County. (both the Resolution and Act are attached)

At the request of Commissioner Kenneth B. Horn, your Executive Committee considered amending Resolution J to include the language listed below in **bold type**:

VII. MEETINGS

“The Compensation Commission shall meet for not more than 15 session days each even numbered year, **with its first meeting to be no later than May 15**, and shall make its determination within 45 calendar days after its first meeting of the year. A session day is defined as a calendar day on which the Compensation Commission meets and a quorum is present.”

The current language in Resolution J is taken directly from the Act. There were concerns whether new language, not in the Act, could be inserted. For this reason, we recommend that Resolution J, adopted on February 27, 1990, be amended to include the verbiage highlighted above, contingent upon review by County Counsel.

Respectfully submitted,

COMMITTEE ON APPROPRIATIONS

James M. Graham, Chair

Connie D. Smith, Vice Chair

By Commissioner Hare: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved. Note: During the Appropriations Committee meeting, Counsel Borrello opined that nothing precludes the Board from adding the text.

Attachment

Attachment

Attachment

Attachment

Attachment

COMMITTEE COMPENSATION -- 5.1**DECEMBER 10, 2002**

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held October 27 – November 9, 2002.

HealthSource Board---10-7-02*	
R. Bartels, 3 miles	1.10
J. Graham, 21 miles	7.67
C. Smith, 3 miles	1.10
HealthSource Executive Committee---10-25-02*	
R. Bartels, 3 miles	1.10
Environmental Health Board---10-28-02	
M. O'Hare, 50 miles	28.25
Human Services Committee---10-28-02	
R. Woods, 7 miles	52.56
C. Smith, 3 miles	51.10
T. Basil, 3 miles	51.10
B. Blaine, 26 miles	59.49
T. Hare, 2 miles	50.73
HealthSource Finance Committee---10-28-02	
R. Bartels, 3 miles	1.10
County Services Committee---10-29-02	
M. O'Hare, 50 miles	68.25
R. Bartels, 3 miles	51.10
C. Hadsall, 40 miles	64.60
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
T. Hare, 2 miles	50.73
Airport Committee---10-30-02	
K. Horn, 20 miles	7.30
C. Ruth, 8 miles	2.92
R. Woods, 6 miles	2.19
Budget Audit Subcommittee---10-31-02	
R. Bartels, 3 miles	51.10
B. Blaine, 26 miles	59.49
C. Hadsall, 40 miles	64.60
K. Horn, 30 miles	60.95
C. Ruth, 4 miles	51.46
J. Graham,, 21 miles	57.67
T. Hare, 2 miles	50.73
City County School Liaison---10-31-02	
C. Ruth, 0 miles	25.00
B. Blaine, 0 miles	25.00
M. O'Hare, 50 miles	68.25
Animal Control Advisory---11-6-02	
R. Mallette, 10 miles	53.65
R. Woods, 7 miles	52.56
Executive Committee---11-6-02	

Board of Commissioners

December 12, 2002

T. Hare, 2 miles	50.73
J. Graham,, 21 miles	57.67
R. Mallette, 10 miles	28.65
M. O’Hare, 50 miles	68.25
R. Woods, 7 miles	27.56
P. Wurtzel, 13 miles	54.75
Local Emergency Planning Committee---11-7-02	
R. Mallette, 10 miles	13.65
Parks & Recreation Commission---11-7-02	
R. Mallette, 10 miles	3.65
Labor Relations Subcommittee---11-7-02	
C. Smith, 3 miles	51.10
P. Wurtzel, 13 miles	54.75
T. Basil, 3 miles	51.10
E. Foxx, 8 miles	52.92
M. O’Hare, 50 miles	68.25
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Brownfield Redevelopment Authority---11-8-02	
M. O’Hare, 50 miles	68.25

Respectfully submitted,
Kaye Schultz, Board Coordinator

*Not previously reported

COMMITTEE COMPENSATION -- 5.2

DECEMBER 10, 2002

I herewith submit for your approval, the per diem and mileage to which members of this Board are entitled for attendance at Committee Meetings held November 10-23, 2002.

Board Session (Ruth, Smith absent)---11-12-02	
Labor Relations Subcommittee---11-13-02	
C. Smith, 3 miles	51.10
P. Wurtzel, 13 miles	54.75
T. Basil, 3 miles	51.10
E. Foxx, 8 miles	52.92
J. Graham, 21 miles	57.67
T. Hare, 2 miles	50.73
Human Services Collaborative Body---11-15-02	
C. Smith, 3 miles	51.10
Brownfield Redevelopment Authority---11-18-02	
M. O’Hare, 50 miles	68.25
Mental Health Authority Board---11-18-02	
R. Woods, 7 miles	12.56
Saginaw County Convention & Visitors Bureau---11-19-02	
K. Horn, 30 miles	60.95
Planning Commission---11-19-02	
T. Basil, 3 miles	1.10
Saginaw Area Storm Water Authority---11-20-02	
M. O’Hare, 50 miles	68.25

Commission on Aging Board Liaison---11-21-02	
M. O'Hare, 50 miles	68.25
Mosquito Abatement Commission---11-21-02	
M. O'Hare, 0 miles	

Respectfully submitted,

Kaye Schultz, Board Coordinator

By Commissioner Horn: That Committee Compensation Report(s) 5.1 and 5.2 be received, not read, and the recommendations contained therein adopted. Approved.

RESOLUTIONS

RESOLUTION A

DECEMBER 12, 2002

SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: TO APPROVE BROWNFIELD PLAN FOR STOCK BUILDING SUPPLY PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF P.A. 381 OF THE STATE OF MICHIGAN OF 1996, AS AMENDED

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 10th day of December 2002, at 5:00 o'clock, p.m.

PRESENT --- *Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foux, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel*

ABSENT --- *None*

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Graham:

WHEREAS, the Brownfield Redevelopment Authority (the "Authority") of the County of Saginaw, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), has prepared and recommended for approval by The County of Saginaw Board of Commissioners, an amended brownfield plan (the "Plan") pursuant to and in accordance with the Act, to be carried out within the Brownfield Redevelopment Authority boundaries; and,

WHEREAS, the Authority has, at least ten (10) days before the meeting of the County Board of Commissioners at which this resolution has been considered, provided notice to and fully informed the taxing jurisdictions in which the project is located and which are affected by the Financing Plan and the Board of Commissioners has previously provided to the Taxing Jurisdictions a reasonable opportunity to express their views and recommendations regarding the Financing Plan and in accordance with the Act; and,

WHEREAS, the Board of Commissioners has made the following determinations and findings:

- A. The amendment to the Plan constitutes a public purpose under the Act;
- B. The amendment to the Plan meets all of the requirements set forth in the Act;
- C. The proposed method of financing the costs of the eligible activities, as described in the, Plan, is feasible and the Authority has the ability to arrange the financing;
- D. The amount of captured taxable value estimated to result from the adoption of the amendment to the Plan is reasonable; and

WHEREAS, as a result of its review of the Plan and upon consideration of the views and recommendations of the Taxing Jurisdictions, the Saginaw County Board of Commissioners desires to proceed with approval of the amended Plan.

SAGINAW COUNTY BOARD OF COMMISSIONERS**RE: TO APPROVE BROWNFIELD PLAN FOR SAHASA REALTY CORPORATION PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF ACT 381 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED**

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 10th day of December, 2002, at 5:00 o'clock, p.m.

PRESENT --- *Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel*

ABSENT --- *None*

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Hadsall:

WHEREAS, the Brownfield Redevelopment Authority (the "Authority") of the County of Saginaw, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), has prepared and recommended for approval by The County of Saginaw Board of Commissioners, a brownfield plan (the "Plan") pursuant to and in accordance with the Act, to be carried out within the Brownfield Redevelopment Authority boundaries; and,

WHEREAS, the Authority has, at least ten (10) days before the meeting of the County Board of Commissioners at which this resolution has been considered, provided notice to and fully informed the taxing jurisdictions in which the project is located and which are affected by the Financing Plan and the Board of Commissioners has previously provided to the Taxing Jurisdictions a reasonable opportunity to express their views and recommendations regarding the Financing Plan and in accordance with the Act; and,

WHEREAS, the Board of Commissioners has made the following determinations and findings:

- A. The Plan constitutes a public purpose under the Act;
- B. The Plan meets all of the requirements set forth in the Act;
- C. The proposed method of financing the costs of the eligible activities, as described in the, Plan, is feasible and the Authority has the ability to arrange the financing;
- D. The amount of captured taxable value estimated to result from the adoption of the amendment to the Plan is reasonable; and

WHEREAS, as a result of its review of the Plan and upon consideration of the views and recommendations of the Taxing Jurisdictions, the Saginaw County Board of Commissioners desires to proceed with approval of the amended Plan.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Plan Approved. Pursuant to the authority vested in the Saginaw County Board of Commissioners amendment to the Plan is hereby approved in the form attached to this Resolution.
2. Severability. Should any section, clause or phrase of this Resolution be declared by the Courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.
3. Repeals. All resolutions or parts of resolutions in conflict with any of the provisions of, this Resolution are hereby repealed.

ADOPTED: Yeas – *Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B.*

Susan Kaltenbach, County Clerk
Attachment Resolution E (12-10-02)

PROMISSORY NOTE

\$ 208,955.00 City of Saginaw
State of Michigan

On _____, 2002, for value received, Sahasa Realty Corp, a corporation duly-organized and existing under the laws of the State of Michigan, with a place of business at 3875 Bay Road, Suite #3, Saginaw, MI 48603, City of Saginaw, County of Saginaw, State of Michigan, promise to pay Saginaw County Brownfield Redevelopment Authority, of 111 South Michigan Ave., Saginaw, Michigan, at said address, a sum not to exceed \$ 208,955, including interest and administrative fees pursuant to the payment schedule affixed to the contract hereto payable monthly hereafter.

If default is made in the payment when due of any part or installment of interest, then the entire amount of principal and interest shall become immediately due and payable at the option of the holder of this note, without notice.

This note shall be governed by and construed in accordance with the laws of the State of Michigan.

In witness thereof, the Sahasa Realty Corporation has caused this note to be executed by its duly-authorized officers.

WITNESSES:

SAHASA REALTY CORP.

By: _____

Its: Secretary

By: _____

Its: President

Contract

On _____, 2002, Sahasa Realty Corporation and the County of Saginaw entered into an agreement to have the County of Saginaw reimburse Sahasa Realty Corporation or it's contractors for the following work.

- Phase I environmental site assessment
- Phase II environmental site assessment
- Section 7a compliance analysis, investigation and due care
- Baseline environmental assessment report
- Pre demolition activities
- Demolition and debris removal
- Health and safety plan preparation
- Additional response activities (15% contingency)

Sahasa Realty Corporation agrees to the following:

To repay the County of Saginaw, all Revitalization Loan funds distributed for approved mitigation activities as noted above.

Payment will be in the form of paying due and owing property taxes to the applicable local taxing authorities on a timely basis and cooperating with the appropriate local units to insure that those tax proceeds are correctly funneled to the Brownfield Authority.

To agree that all funded activities and appropriate interest be paid back to the Saginaw County Brownfield Authority if taxes cease to be paid as a result of oversight, business failure or sale of property.

The approved work under the grant will be done by qualified personnel who are employees or who are employees of a contractor to Sahasa Realty Corporation.

To comply with all applicable laws, ordinance and codes of federal, state and local governments. To hold the County of Saginaw harmless for any pollution or other liability factors that may result as a consequence of these loan funds being made available.

In witness thereof, the Sahasa Realty Corporation has caused this note to be executed by its duly authorized officers.

WITNESSES:

SAHASA REALTY CORP.

By: _____
Its: Secretary
By: _____
Its: President

RESOLUTION F

DECEMBER 10, 2002

SAGINAW COUNTY BOARD OF COMMISSIONERS

RE: TO APPROVE A CONTRACT BETWEEN AKT/PEERLESS AND SAGINAW COUNTY TO PROVIDE ELIGIBLE ENVIRONMENTAL CLEANUP ACTIVITIES FOR SAHASA REALTY USING A REVITALIZATION LOAN AWARDED TO THE COUNTY.

At a regular meeting of the Board of Commissioners of the County of Saginaw, State of Michigan, held at Saginaw, Michigan, on the 10th day of December 2002, at 5:00 o'clock, p.m.

PRESENT --- *Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Fogg, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel*

ABSENT --- *None*

Commissioner O'Hare offered the following resolution and moved its adoption. The motion was seconded by Commissioner Hadsall:

WHEREAS, the Brownfield Redevelopment Authority (the "Authority") of the County of Saginaw, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), has prepared and recommended for approval by The County of Saginaw Board of Commissioners, a contract ("Contract") between AKT/Peerless and Saginaw County for purposes of performing eligible environmental activities on the Sahasa Realty Corporation site in Richland Township.

WHEREAS, this contract will carry out the requirements of the Revitalization Loan Agreement, WHEREAS, AKT/Peerless has written the Sahasa Realty Brownfield Plan and is a reputable environmental consulting firm,

WHEREAS, the Board of Commissioners has made the following determinations and findings:

- A. The Contract constitutes a public purpose under the Act;
- B. The proposed method of financing the costs of the eligible activities, as described in the Plan is feasible;
- C. The amount of captured taxable value estimated to result from the adoption of the amendment to the Plan is reasonable; and

WHEREAS, as a result of its review of the Contract, the Saginaw County Board of Commissioners desires to proceed with approval of the amended Plan.

NOW, THEREFORE, BE IT RESOLVED THAT:

anticipated task that may need to be completed by AKT Peerless as part of this Project (see Part III). Both the County and AKT Peerless hereby agree that the general outline of the anticipated scope of work contained herein is only an illustration and example. Furthermore, both the County and AKT Peerless hereby agree that AKT Peerless shall first document the actual scope of work to be performed by AKT Peerless during each phase of this project along with a budget for the work in a work plan prior to commencement of work. Each work plan shall be submitted to and receive approval from the MDEQ prior to implementation of the work described therein by AKT Peerless. Each approved work plan and budget shall, following approval by MDEQ, become a part of this contract and shall be incorporated herein by reference.

The rate sheet and Terms and Conditions of AKT Peerless are hereby incorporated into this Agreement and are attached hereto (see Part IV).

Contract for Professional Consulting Services Between AKT Peerless Environmental Services And Saginaw County for 400 and 451 South Elm Street and Adjoining Railroad Property Hemlock, Michigan

Revitalization Loan Project

AKT Peerless Project Number 03105s2

The parties hereby execute this agreement on this 10th day of December, 2002.

For AKT Peerless:

For the County:

Todd M. Hare

Title: _____
Commissioners

Title: Chair, Saginaw County Board of

Contract for Professional Consulting Services Between AKT Peerless Environmental Services And Saginaw County for 400 and 451 South Elm Street and Adjoining Railroad Property Hemlock, Michigan

Revitalization Loan Project

AKT Peerless Project Number 03105s2

PART II

Grant Agreement Between County and MDEQ

Contract for Professional Consulting Services

Between AKT Peerless Environmental Services And Saginaw County for 400 and 451 South Elm Street and Adjoining Railroad Property Hemlock, Michigan

Revitalization Loan Project

AKT Peerless Project Number 03105s2

PART III

General Anticipated Scope of Work and Estimated Project Budget

PART III

General Anticipated Scope of Work and Estimated Project Budget

AKT Peerless Project Number 03105s2

AKT Peerless anticipates the following general scope of work and estimated costs as it relates to services provided under this contract to the County for the Project. The information provided is a general description, illustration and example of the anticipated tasks that AKT Peerless may perform under this Agreement. The complete scope of work including all technical details and final estimated costs will be fully described and included in the work plan(s) to be completed by AKT Peerless and approved by the MDEQ. AKT Peerless will bill against the budget(s) approved as part of the work plan(s) based on the rate sheet included in Part IV of this Agreement.

**OUTLINE OF ANTICIPATED SCOPE OF WORK AND ESTIMATED COSTS PHASE I
ENVIRONMENTAL SITE ASSESSMENT - \$2,000**

Upon approval AKT Peerless will complete a Phase I environmental site assessment (ESA). The purpose of AKT Peerless' ESA will be provide an independent, professional opinion of the recognized environmental concerns and potential environmental liabilities associated with the property. AKT Peerless' ESA is based on the scope and limitations of American Society of Testing Materials (ASTM's) "Standard Practice For Environmental Site Assessments," E-1527, which outlines good commercial and customary practice for conducting an ESA and establishing "due-diligence." The results of AKT Peerless' ESA are intended to satisfy the requirements to qualify for the innocent landowner defense to CERCLA liability.

The ESA evaluates the presence of any likely hazardous substance or petroleum product on the property under conditions that indicate an existing or past release. AKT Peerless considers past, existing, and potential releases, if any, into structures, ground, groundwater, and surface water. AKT Peerless' ESA is designed to identify adverse environmental conditions and the possible need for a more definitive study addressing specific areas of concern, if any.

PHASE II ENVIRONMENTAL SITE ASSESSMENT - \$15,000

Upon approval, AKT Peerless will complete a Phase II Subsurface Investigation. Based on the results of the Phase I ESA, and in accordance with accepted industry practice, AKT Peerless will conduct a Phase II subsurface investigation at the subject property. The subsurface investigation, to the extent required and upon approval, may include (1) drilling soil borings, (2) installing monitoring wells (if groundwater is encountered) and documenting their location, (3) submitting soil and groundwater samples for laboratory analyses, (4) geophysical survey, and (5) preparing a report summarizing the results of the investigation.

SECTION 7a COMPLIANCE ANALYSIS, INVESTIGATION, AND DUE CARE - \$54,000

Upon approval AKT Peerless will complete a Section 7a Compliance Analysis. To demonstrate compliance with Section 20107a ("Due Care"), AKT Peerless will outline minimum "response activity plans", which may be necessary during site use and ownership. These response activity plans will be included in the BEA. Response activities may include operation and maintenance activities to ensure the integrity of the site and evaluation of potential exposure pathways.

BASELINE ENVIRONMENTAL ASSESSMENT REPORT - \$3,500

Upon approval AKT Peerless will prepare a Baseline Environmental Assessment (BEA) Report. AKT Peerless' scope of work is based on Section 20126(1)(c) of Part 201 of the Natural Resources and Environmental Protection Act (NREPA), 1994 PA 451, as amended, and MDEQ Instructions for Preparing and Disclosing Baseline Environmental Assessments and Section 7(a) Compliance Analyses, dated March 11, 1999. AKT Peerless' scope of work to complete the BEA will be based on the following:

Results of the Phase I Environmental Site Assessment

Results of the Phase II Subsurface Investigation

Proposed future use of the site

Planned redevelopment activities

Response activity plans, as appropriate, to demonstrate compliance with Section 20107a ("Due Care")

PRE-DEMOLITION ACTIVITIES - \$6,000

AKT Peerless will complete all pre-demolition activities (i.e. rodent removal, etc...) necessary to prepare the building at the property for demolition.

DEMOLITION AND DEBRIS REMOVAL - \$100,000

Upon approval, AKT Peerless will coordinate demolition and debris removal for the existing structures at the property.

HEALTH AND SAFETY PLAN PREPARATION - \$1,200

Upon approval AKT Peerless will prepare a site-specific health and safety plan (HASP) to (1)

prevent the spread of contaminants and (2) protect workers and residents. The HASP will include the following elements:

Authorized personnel and definition of responsibilities.

Personal protective equipment

Decontamination procedures.

Work zone restrictions and delineations.

Personal protection upgrade/downgrade action limits.

Emergency information and telephone numbers.

Incident documentation procedures.

Contingency plans.

ADDITIONAL RESPONSE ACTIVITIES (15% CONTINGENCY) - \$27,255

This costs has been added to cover any additional response activities necessary to complete the Project. Additional costs could include but are not limited to: underground storage tanks removals and additional costs for demolition.

Contract for Professional Consulting Services Between AKT Peerless Environmental Services And Saginaw County for 400 and 451 South Elm Street and Adjoining Railroad Property Hemlock, Michigan

Revitalization Loan Project

AKT Peerless Project Number 03105s2

PART IV

AKT Peerless Rate Sheet and Terms and Conditions

AKT Peerless Environmental Services

Consulting and Engineering Services:

Schedule of Professional Services Fees and List of Equipment,
Material, and Expense Rates

January 1, 2002

Professional Service Fees	Rate
Director; Environmental Services	\$ 140.00/hr
Senior Project Manager	105.00/hr to 115.00/hr
Senior Environmental Engineer	95 to 105.00/hr
Senior Hydrogeologist/Geologist	95 to 105.00/hr
Senior Env. Consultant/Compliance Specialist	95 to 105.00/hr
Project Manager	95 to 105.00/hr
Environmental Engineer	65 to 85.00/hr
Hydrogeologist/Geologist	65 to 85.00/hr
Environmental Consultant/Compliance Specialist	65 to 85.00/hr
Project Assistant	50 to 60.00/hr
Senior Field Technician	55 to 66.00/hr
Field Technician	45 to 55.00/hr
Eco-Probe Operator	45 to 55.00/hr
CAD Operator/Draftsperson	55 to 65.00/hr
Administrative Support	35 to 45.00/hr
Field Equipment	Rate
Water Level Indicator	\$ 35.00/day
Interface Probe	45.00/day
Meter: pH, Temperature., Conductivity.	35.00/day
Meter: Conductivity	20.00/day
Meter: Dissolved Oxygen (DO)	35.00/day

Meter: Quad Gas Meter	75.00/day	
Meter: OVM-Photoionization Detector (PID)		75.00/day
Concrete Core Cutter	175.00/day	
Teflon Bailer	35.00/day	
LEL Explosimeter MSA	75.00/day	
Pump: Geo-Sampling	50.00/day	
Pump: Development	25.00/day	
Pump: Grundfos Rediflo 2	150.00/day	
Magnetic Locator	25.00/day	
Hand Auger	30.00/day	
Fume Eductor	50.00/day	
Transit Survey Equipment	75.00/day	
Field Office and Travel Trailer	150.00/day	
Support Vehicle (Local (60-mile radius), full day)		75.00/day
Support Vehicle (Over 60-mile radius, full day)		150.00/day
Field Material/Expense	Rate	
Mileage	\$ 0.47/mile	
Disposable Bailer	15.00/bailer	
Sampling Kit	25.00/kit	
Sampling Kit with Methanol	35.00/kit	
Decontamination Kit	25.00/kit	
In-Line Water Sample Filter	18.75/filter	
Nalgene Water Sample Filter	11.00/filter	
Meals	cost plus 15%	
Lodging	cost plus 15%	
Postage	cost plus 15%	
Report Copies (<200 pages)	75.00/copy	

**AKT PEERLESS ENVIRONMENTAL SERVICES
TERMS AND CONDITIONS**

The following Terms and Conditions govern the work to be performed by AKT Peerless Environmental Services ("Consultant") for "Client". By accepting the proposal or authorizing all, or any portion, of the work to be done by Consultant, Client shall be deemed to accept these terms and conditions, as if set forth in full, in the proposal.

Performance: Consultant will provide advice, consultation or other environmental services to Client in a manner consistent with level of care and skill ordinary exercised by members of Consultant's profession currently practicing under similar conditions and in the same locality. Consultant may terminate this contract if, in its sole discretion, it believes that Client's request may violate applicable professional standards, law, or regulations and the parties cannot reach a satisfactory resolution. Consultant shall use commercially reasonable best efforts to comply with all federal, state, and local statutes, codes, laws and administrative regulations relating specifically to the tasks to be performed by Consultant, including, but not limited those related to environmental, fire, safety and health matters. Consultant shall not be liable to Client for failure to so comply unless such non-compliance is solely due to the grossly negligent or the willful misconduct of Consultant. Client acknowledges that Consultant has made no representations, expressed or implied, and no warranty, or guarantee is included or intended in any report, opinion, or document regarding the results to be achieved upon completion of this Contract except as set forth herein. The services performed and issuance of any report which is to be generated is for the sole benefit of Client and no other individual or entity may therefore rely on

same without the expressed written permission of Consultant. Any samples obtained by a Consultant under this Contract will be discarded within thirty (30) days after laboratory analyses unless mutually agreed to in writing. Any work requested hereunder, either in the proposal or subsequently, will be done at the prices agreed to in the proposal and/or according to the provisions of the standard rate schedule. Consultant reserves the right to amend the rate schedule in advance of any future work. All invoices submitted to Client shall be payable within thirty (30) days of receipt. Any payment not received within that period will bear interest at the rate of one and one half (1.5) percent per month. Client agrees that it shall pay Consultant at its then prevailing rate for all time spent in preparation for any court, administrative, or other legal proceedings arising out of the services provided under this Agreement, whether or not Consultant is subpoenaed to appear at such proceeding by Client or any third party. In the event that payment is not received on any invoice within thirty (30) days, Consultant reserves the right to terminate any existing contracts without incurring any liability to Client. Any objection to any invoice must be made by the Client, in writing, within ten (10) days after receipt, or the objection shall be deemed waived.

The Client agrees to pay Consultant for all services and expenses, according to the Contract, through the termination or completion date, plus all interest, expenses or costs incurred for early termination and all costs of collections, including reasonable attorney fees. Further, Client understands that outside services contracted for by Consultant which are included in the proposal will be billed to Client at cost plus 15%.

Termination: This contract may be terminated by either party upon 30 days written notice. In the event that Client terminates this agreement prior to the completion of Consultant's work, Client agrees to pay Consultant based upon quantum meruit using its then standard rates, plus 10% as a reimbursement for loss of opportunity.

Indemnification: Client shall indemnify, protect and hold Consultant, its subcontractors, agents, officers, directors, and employees harmless from and against any and all liability, claims, demands, losses, damages, expenses and costs, including attorney fees ("Damages"), whether direct, indirect or consequential, arising out of, or related in any way to Consultant's presence on the subject property or the presence of hazardous substances or contamination on, at, from, or under the property. Notwithstanding anything contained herein, Client shall not be obligated to indemnify Consultant from any Damage caused directly and solely from Consultant's grossly negligent acts or willful misconduct. All claims brought against Consultant, relating to this proposal or otherwise, whether based upon contract, tort, statute or otherwise, must be brought within one (1) year from completion of the contracted services or they shall be forever barred.

Insurance and Limitations of Liability: Consultant and its subcontractors shall procure and maintain at its own expense, during the term of this Contract, the following insurance, with limits of liability at least as set forth below, and upon such terms and conditions as are customarily in the industry:

- (a) Comprehensive general liability insurance in the amount of \$5,000,000 per occurrence and \$5,000,000 aggregate;
- (b) Professional liability (errors and omissions) insurance in the amount of \$5,000,000 per occurrence and \$5,000,000 aggregate;
- (c) Pollution liability insurance in the amount of \$5,000,000 per occurrence and \$5,000,000 aggregate;
- (d) Automobile liability insurance in the amount of \$1,000,000 combined single limit for bodily injury for property damage;
- (e) Excess liability (Auto and Workers Compensation) in the amount of \$1,000,000 per occurrence and \$1,000,000 aggregate;

- (f) Workers' Compensation insurance complying with the laws of the state(s) in which Consultant services are performed hereunder.

Notwithstanding anything contained herein to the contrary, Consultant's liability for any claimed Damages arising out of or in any related to the services provided or completed under this Agreement shall be limited to the amounts, limits, exclusions and conditions of the insurance maintained by Consultant. Consultant will not be responsible for any claims caused by the Clients own negligence or by that of any person or entity not under the direct control of Consultant. In no event shall Consultant have any liability for any claims whether based upon contract or tort ,for any loss of business opportunity, profits or any special incidental, consequential or punitive damage. Additionally, in the event Client perceives or claims any alleged loss or Damages as a result of the services provided by Consultant or in any way arising out of or related to this agreement, Client agrees to provide Consultant with reasonable notice of and an opportunity to cure the claimed defect, loss or Damage, prior to or within three (3) days of discovery of same. Failure to so provide said notice and opportunity to cure, shall act as an absolute bar to any recovery for any Damages or loss. Finally, Consultant shall have no liability or obligation to Client for Damages greater than the minimum requirements as set forth under the applicable state law and the most cost effective and reasonable remedy provided thereunder in consideration of all relevant facts.

Confidentiality: Consultant shall retain as confidential all information and data furnished to it by Client. Such information shall not be disclosed to any third party except as directed by Client or as required by law, regulation or court order. Consultant shall retain for a period of three (3) years after completion of any project all reports generated. Client authorizes Consultant to destroy any file or retain portions thereof, in the discretion of Consultant after said time.

Client Cooperation: Client agrees to fully cooperate with Consultant in meeting its responsibilities herein. Such cooperation shall include providing access to the property, and such surveys and other records concerning subject matter of the project, and communications with regulatory agencies related to the project. Client shall provide Consultant with all information required to enable Consultant to perform its service, including information on any Hazardous Materials that it knows or suspects may be located at, on or under the Property, in writing. Consultant shall not be liable for any incorrect advice, judgment, recommendation, finding, decision or conduct based upon any inaccurate or incomplete information supplied or withheld by Client, or errors or incorrect statements of governmental agencies or third parties relied on by Consultant. Finally, it is Client's obligation to have marked by appropriate utility companies the location of all underground utilities or improvements and provide an on-site contact person to identify said utilities and improvements. Client agrees to indemnify and protect and hold Consultant harmless from and against any liability or Damages related to damaged underground improvements or utilities, except caused by the sole and gross negligent acts of Consultant. Client acknowledges that in the event that any subsurface investigation is required under the proposal, that it is inevitable that some destruction to the property shall occur. Repair of said concrete and/or surface structures, to its original condition, is not included as part of this proposal, and Consultant shall have no liability to repair same.

Final Product: Client acknowledges that any environmental report is merely a "snapshot" of the subject property at the time the investigation was performed and any material change in the use or condition of the property shall directly terminate any further obligation of Consultant for the accuracy of the report. In no event shall this report be relied on for more than one hundred eighty (180) days after the date of issuance. If at any time after the issuance of the final report, Client becomes aware of any information previously unknown that would materially alter the findings or conclusions contained therein, Client agrees to immediately provide Consultant with

same and allow Consultant to revise the report accordingly. Client further understands that the failure to discover hazardous materials, wastes, substances or petroleum products does not guarantee that these materials do not exist at the Property, and that a non-contaminated site may later become contaminated. Client agrees that Consultant is not responsible for any failure to detect or clean up the presence of hazardous materials unless the failure to detect same is caused by their gross negligence or willful misconduct and Client suffered Damages as a result. And, Client agrees that any Damages related to said failure shall be further limited by the provisions of this Agreement.

Lien: In order to secure repayment of the amounts required hereunder, Consultant hereby notifies client that it intends to utilize any rights it may have under the Construction Lien Act (MCLA 570.1101 et seq). Client further agrees to execute and deliver to Consultant any and all documents necessary and/or grants Consultant power of attorney to execute and record on their behalf all documents in order to comply with the requirements of the Act.

Changes: The parties acknowledge that neither this Agreement or any proposal may be modified unless by the written mutual agreement of both parties. If changes occur in the project, or events are discovered during Consultant's work, these events may require alterations to the scope of work. Such changes may be also required by changes in the statutes, regulations, governmental authorities or the interpretations thereof, this contract and proposal shall therefore be amended to incorporate those changes and the compensation to Consultant shall be adjusted accordingly. If the Client alters the scope of work proposed by Consultant, Consultant shall have no liability whatsoever for any Damages based upon the final product, if in the performance of the Consultant's original proposal, the claimed defect could have been discovered. Client further acknowledges that the costs in the proposal are merely estimates. These estimates are made by Consultant on the basis of its experience, qualifications, and professional judgment, but are estimates and not guaranteed.

10. **Delays:** Consultant shall use commercially reasonable best efforts in performing its services under this contract. However, Consultant shall not be responsible for any delay or failure to perform its services, if there is any failure to provide or delay in providing Consultant with necessary access to the properties, documentation, information, materials or contractors retained by Client or its representatives, or due to any act of God, labor trouble, fire, inclement weather, act of governmental authority or the failure to gain cooperation of any necessary third party or any other act beyond the control of Consultant. In the event said events do occur, then the time for Consultant's for completion of this Contract shall be extended accordingly. If any delay is caused by either the acts or omissions of Client or by any third party (excluding Governmental agencies) Consultant shall be entitled to additional compensation, based upon standard rates, for the additional efforts required in obtaining said approvals, documentation or access.

11. **Reliance Letters:** Consultant acknowledges that, from time to time, Client may require that Consultant issue to Client's Financial Institution a Reliance Letter. Consultant agrees, at no additional cost, to provide same, so long as it is subject to these Terms and Conditions and that said request is made within one hundred eighty (180) days of the final report. Client agrees that it shall provide a copy of these Terms and Conditions to its Financial Institution and that the Financial Institution shall accept same and shall acknowledge that any such reliance shall be effective only as to the condition of the property on the date the final report was written. Consultant shall not be required to provide reliance on any report older than 180 days. In the event that Consultant does agree to provide a Reliance Letter, the party seeking reliance must agree to be bound by these Terms and Conditions and said reliance may only be as of the date of the report. For reliance requests based upon these reports, Consultant's liability for any and all

Damages in any way related to the services provided by Consultant, either directly or indirectly, whether by contract or otherwise, shall be limited to the cost of the services provided by Consultant hereunder. In accepting this limitation, Client and any other relying party shall acknowledge that ASTM E-1527, Section 4.6, states that any Phase I Environmental Site Assessment older than one hundred eighty (180) days is no longer valid and therefore acknowledges that this reduced limitation of liability is responsible. No other party may rely on the accuracy or contents of report issued by Consultant unless Consultant, in writing, shall have consented.

RESOLUTION G **DECEMBER 10, 2002**
SAGINAW COUNTY BOARD OF COMMISSIONERS
RE: APPROVING PROJECT PLAN AND ISSUANCE OF BONDS
(Peace Lutheran School Project)

Minutes of a regular meeting of the Board of Commissioners of the County of Saginaw, Michigan, held on December 10, 2002, at which the following members were present: *Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel* and the following were absent: None. The following preamble and resolution were offered by *Commissioner O'Hare* and supported by *Commissioner Ruth*:

WHEREAS, this Board of Commissioners has given notice pursuant to Section 17 of Act No. 338 of the Michigan Public Acts of 1974, as amended (the "Act") and the Internal Revenue Code of 1986, as amended (the "Code"), of a public hearing which was held on this day, relative to (i) the Project Plan (the "Project Plan") for the Peace Lutheran School Project (the "Project") of The Economic Development Corporation of the County of Saginaw (the "Issuer") and (ii) the issuance of bonds by the Issuer to assist in the financing of the Project.

WHEREAS, at the public hearing the fullest opportunity was given for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and the issuance of bonds, and further, this Board of Commissioners has given due consideration to all communications received in writing with reference thereto; and

WHEREAS, this Board of Commissioners made and preserved a record of the public hearing, including all data presented thereat; and

WHEREAS, this Board of Commissioners desires to express its approval of the Project Plan and the Project described therein and the issuance of bonds by the Issuer to assist in the financing of the Project, and wishes to request the Issuer to proceed with the Project and the financing thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF SAGINAW, AS FOLLOWS:

1. It is hereby determined that the Project Plan for the Project as presented constitutes a public purpose within the meaning of the Act and the Project Plan is hereby approved in its entirety based on the following considerations:

- (a) The Project Plan meets the requirements set forth in Section 8 of the Act.
- (b) The persons who will be active in the management of the Project for not less than one year after the approval of the Project Plan for the Project have sufficient ability and experience to manage the Project Plan properly.
- (c) The proposed method of financing the Project is feasible and the Issuer has the ability to arrange the financing.
- (d) The Project is reasonable and necessary to carry out the purposes of the Act.

2. By adoption of this resolution approving the Project Plan this Board of Commissioners does hereby approve the issuance, sale and delivery, in one or more series, of not to exceed \$6,600,000 in aggregate principal amount of limited obligation revenue bonds as described in the Project Plan as is required by Section 147(f) of the Code.

3. The Issuer is hereby requested to proceed with the Project and the financing thereof.

4. All resolutions or parts thereof in conflict with this resolution are hereby repealed, but only to the extent of such conflict.

5. The County Clerk is hereby directed to provide three (3) certified copies of this resolution to the Secretary of the Issuer.

YEAS--- *Raymond F. Bartels, Thomas A. Basil, Robert D. Blaine, Jeanine A. Collison, Eddie F. Foxx, James M. Graham, Cheryl M. Hadsall, Todd M. Hare, Kenneth B. Horn, Richard F. Mallette, Michael P. O'Hare, Carl E. Ruth, Connie D. Smith, Robert M. Woods, Jr., Patrick A. Wurtzel*

NAYS --- *None*

ABSTENTIONS --- *None*

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) ss.

COUNTY OF SAGINAW)

I hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Board of Commissioners of the County of Saginaw, Michigan, held on the 10th day of December, 2002, and that the minutes of said meeting are on file in the office of the County Clerk and are available to the public. Public notice of said meeting was given pursuant to and in compliance with Act 267, Public Acts of Michigan, 1976.

Susan Kaltenbach Saginaw County Clerk

BLOOMFIELD 9708-24 51766

PROJECT PLAN
THE ECONOMIC DEVELOPMENT CORPORATION
OF THE COUNTY OF SAGINAW
PROJECT PLAN FOR
PEACE LUTHERAN SCHOOL

APPLICANT: Peace Evangelical Lutheran Church, U.A.C., of Saginaw Michigan

CONTACT: Craig J. Carmichael
Chairman, Finance Committee

PROJECT: Acquisition of land and construction and furnishing of K-8 private school.

LOCATION: 3055 Lawndale Road, Saginaw Township, Saginaw County, Michigan

PROJECT AREA: See attached Exhibit A.

PROJECT EMPLOYMENT: Upon completion of the Project, approximately 15 permanent full-time positions will be needed to operate the Project.

TOTAL COST: Not to exceed \$8,356,000.

BONDS: Not to exceed \$6,600,000.

This Project Plan was prepared in accordance with the Economic Development Corporations Act, Public Act No. 338 of the Michigan Public Acts of 1974, as amended. Attached is the requisite information based on Section 8(4) of the Act.

(A) THE LOCATION AND EXTENT OF EXISTING STREETS AND OTHER PUBLIC FACILITIES WITHIN THE PROJECT DISTRICT AREA AND THE LOCATION, CHARACTER, AND EXTENT OF THE CATEGORIES OF PUBLIC AND PRIVATE LAND

USES THEN EXISTING AND PROPOSED FOR THE PROJECT AREA, INCLUDING RESIDENTIAL, RECREATIONAL, COMMERCIAL, INDUSTRIAL, EDUCATIONAL, AND OTHER USES, AND SHALL INCLUDE A LEGAL DESCRIPTION OF THE PROJECT AREA.

The Project involves the acquisition of land and the construction and furnishing of a 60,000 sq. ft. K-8 private school to be owned and operated by Peace Evangelical Lutheran Church, U.A.C., of Saginaw, Michigan ("Peace Evangelical").

The location of the Project Area is set forth in the legal description attached hereto as Exhibit A. The location of the improvements anticipated on the Project Area is illustrated in the Site Plan, which is on file with the Secretary for The Economic Development Corporation of the County of Saginaw and incorporated by reference herein.

(B) A DESCRIPTION OF EXISTING IMPROVEMENTS IN THE PROJECT AREA TO BE DEMOLISHED, REPAIRED OR ALTERED, A DESCRIPTION OF REPAIRS AND ALTERATIONS, AND AN ESTIMATE OF THE TIME REQUIRED FOR COMPLETION.

The Project Area is vacant land.

(C) THE LOCATION, EXTENT, CHARACTER, AND ESTIMATED COST OF THE IMPROVEMENTS, INCLUDING REHABILITATION CONTEMPLATED FOR THE PROJECT AREA AND AN ESTIMATE OF THE TIME REQUIRED FOR COMPLETION.

The estimated costs of the Project are as follows:

Description of Costs	AMOUNTS
Land Acquisition	\$ 290,000.
Engineer and Architect Fees	466,000.
Construction	6,683,000.
Fixtures and Furniture	320,000.
Capitalized Interest	103,000.
Contingency	271,000.
Issuance Costs	131,000.
Letter of Credit Fees	92,000.
TOTAL COSTS	\$8,356,000.

(D) A STATEMENT OF THE CONSTRUCTION OR STAGES OF CONSTRUCTION PLANNED, AND THE ESTIMATED TIME OF COMPLETION OF EACH STAGE.

The land has been purchased and cleared. Construction has commenced and is expected to be completed by August 1, 2003.

(E) A DESCRIPTION OF THE PARTS OF THE PROJECT AREA TO BE LEFT AS OPEN SPACE AND THE USE CONTEMPLATED FOR THE SPACE.

A copy of the Site Plan for the Project is on file with the Secretary of the Economic Development Corporation of the County of Saginaw and incorporated by reference herein. The Site Plan indicates the planned usages of the Project Area, including such areas which could be characterized as "open space."

(F) A DESCRIPTION OF PORTIONS OF THE PROJECT AREA WHICH THE CORPORATION DESIRES TO SELL, DONATE, EXCHANGE OR LEASE TO OR FROM THE MUNICIPALITY AND THE PROPOSED TERMS.

The Economic Development Corporation of the County of Saginaw (the "EDC") will not sell, donate, exchange or lease any portion of the Project Area to or from the Township of Saginaw.

(G) A DESCRIPTION OF DESIRED ZONING CHANGES AND CHANGES IN STREETS, STREET LEVELS, INTERSECTIONS AND UTILITIES.

There will be no changes in zoning, street levels, intersections or utilities as a result of the Project, other than the installation of a turning lane on Lawndale, which has been approved by

the Township Planning Commission. The Project will have a zoning classification compatible with the Applicant's proposed use.

(H) A STATEMENT OF THE PROPOSED METHOD OF FINANCING THE PROJECT INCLUDING A STATEMENT BY A PERSON DESCRIBED IN SUBPARAGRAPH (J) INDICATING THE PAYMENT TO ALL PERSONS PERFORMING WORK ON THE CONSTRUCTION PROJECT OF THE PREVAILING WAGE AND FRINGE BENEFIT RATES FOR THE SAME OR SIMILAR WORK IN THE LOCALITY IN WHICH THE WORK IS TO BE PERFORMED, AND A STATEMENT OF THE ABILITY OF THE CORPORATION TO ARRANGE THE FINANCING. THE PREVAILING WAGE AND FRINGE BENEFIT RATES SHALL BE DETERMINED PURSUANT TO ACT NO. 166 OF THE PUBLIC ACTS OF 1965, AS AMENDED, BEING SECTIONS 408.551 to 408.558 OF THE MICHIGAN COMPILED LAWS.

The Project will be financed through the issuance by the EDC of fully registered limited obligation revenue bonds (the "Bonds") in an aggregate principal amount of not to exceed \$6,600,000. The proceeds of the Bonds will be lent to the Applicant pursuant to a loan agreement by and between the Applicant and the EDC and will be used by the Applicant and the EDC for the purpose of financing the costs of the Project and issuance costs relating thereto. In accordance with the loan agreement, the Applicant will be obligated to make payments sufficient to make timely payments of principal and interest on the Bonds. The Bonds will not be a general obligation of the EDC but will be secured by a pledge of revenues in the loan agreement.

The Bonds will be structured as a variable rate demand limited obligation bond issue with the maturities to be negotiated. The Bonds will be secured by a letter of credit to be issued by Citizens Bank (the "Bank") and will be underwritten by Robert W. Baird & Co. (the "Underwriter"). The Applicant is currently negotiating with the Underwriter and the Bank to finalize the terms of this financing, but has been advised by the Underwriter that this method of financing would be feasible.

With respect to the payment of prevailing wage and fringe benefit rates, see the Prevailing Wage Certificate attached hereto as Exhibit B.

(I) A LIST OF PERSONS WHO WILL MANAGE OR BE ASSOCIATED WITH THE MANAGEMENT OF THE PROJECT FOR A PERIOD OF NOT LESS THAN 1 (ONE) YEAR FROM THE DATE OF APPROVAL OF THE PROJECT PLAN.

- | | |
|---------------------|----------------|
| Pastor James Thelen | Senior Pastor |
| Kurt Kuck | President |
| Dennis Hoppe | Vice President |
| Nicole LaBrecque | Secretary |
| Kenneth Kaschinske | Principal |

In addition, the Applicant is governed by a 14 member Board of Trustees.

(J) DESIGNATION OF THE PERSONS OR PERSONS, NATURAL OR CORPORATE, TO WHOM THE PROJECT IS TO BE LEASED, SOLD OR CONVEYED AND FOR WHOSE BENEFIT THE PROJECT IS BEING UNDERTAKEN IF THAT INFORMATION IS AVAILABLE TO THE CORPORATION. The Project is being undertaken for the benefit of the Applicant. The land and building are expected to be owned by Peace Evangelical Lutheran Church, U.A.C., of Saginaw, Michigan. The Project is not expected to be sold or conveyed to any other party.

(K) IF THERE IS NOT AN EXPRESS OR IMPLIED AGREEMENT BETWEEN THE CORPORATION AND PERSONS, NATURAL OR CORPORATE, THAT THE PROJECT WILL BE LEASED, SOLD, OR CONVEYED TO THOSE PERSONS, THE PROCEDURES FOR BIDDING FOR THE LEASING, PURCHASING OR CONVEYING OF THE PROJECT

UPON ITS COMPLETION.

Not applicable.

(L) ESTIMATES OF THE NUMBER OF PERSONS RESIDING IN THE PROJECT AREA AND THE NUMBER OF FAMILIES AND INDIVIDUALS TO BE DISPLACED. IF OCCUPIED RESIDENCES ARE DESIGNATED FOR ACQUISITION AND CLEARANCE BY THE CORPORATION, A PROJECT PLAN SHALL INCLUDE A SURVEY OF THE FAMILIES AND INDIVIDUALS TO BE DISPLACED, INCLUDING THEIR INCOME AND RACIAL COMPOSITION, A STATISTICAL DESCRIPTION OF THE HOUSING SUPPLY IN THE COMMUNITY, INCLUDING THE NUMBER OF PRIVATE AND PUBLIC UNITS IN EXISTENCE OR UNDER CONSTRUCTION, THE CONDITION OF THOSE IN EXISTENCE, THE NUMBER OF OWNER-OCCUPIED AND RENTER-OCCUPIED UNITS, THE ANNUAL RATE OF TURNOVER OF THE VARIOUS TYPES OF HOUSING AND THE RANGE OF RENTS AND SALE PRICES, AN ESTIMATE OF THE TOTAL DEMAND FOR HOUSING IN THE COMMUNITY, AND THE ESTIMATED CAPACITY OF PRIVATE AND PUBLIC HOUSING AVAILABLE TO DISPLACED FAMILIES AND INDIVIDUALS.

There are no residents residing in the Project Area; consequently, none will be displaced.

(M) A PLAN FOR ESTABLISHING PRIORITY FOR THE RELOCATION OF PERSONS DISPLACED BY THE PROJECT IN NEW HOUSING IN THE PROJECT AREA.

Not applicable.

(N) PROVISION FOR THE COSTS OF RELOCATING PERSONS DISPLACED BY THE PROJECT AND FINANCIAL ASSISTANCE AND REIMBURSEMENT OR EXPENSES, INCLUDING LITIGATION EXPENSES AND EXPENSES INCIDENT TO THE TRANSFER OF TITLE, IN ACCORDANCE WITH THE STANDARDS AND PROVISIONS OF THE FEDERAL UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970, 42 U.S.C. 4601 TO 4655.

Not applicable.

(O) A PLAN FOR COMPLIANCE WITH ACT NO. 227 OF THE PUBLIC ACTS OF 1972, BEING SECTIONS 213.321 TO 213.332 OF THE MICHIGAN COMPILED LAWS. Not applicable.

(P) OTHER MATERIAL AS THE CORPORATION, LOCAL PUBLIC AGENCY, OR GOVERNING BODY CONSIDERS PERTINENT.

See Transfer of Employment Certificate attached hereto as Exhibit C.

EXHIBIT A
DESCRIPTION OF REAL ESTATE

Land situated in the Township of Saginaw, County of Saginaw and State of Michigan, being more particularly described as follows:

Paste

EXHIBIT B
PREVAILING WAGE CERTIFICATE

On behalf of Peace Evangelical Lutheran Church, U.A.C., of Saginaw, Michigan, a Michigan ecclesiastical corporation, for whose benefit the Peace Lutheran School Project is being undertaken, it is hereby certified that all persons performing work on the construction of the Project will be paid the prevailing wage and fringe benefits for the same or similar work in the locality in which the work is to be performed. The prevailing wage and fringe benefit rates shall be determined pursuant to Act No. 166 of the Public Acts of 1965, as amended, being sections 408.551 to 408.558 of the Michigan Compiled Laws.

PEACE EVANGELICAL LUTHERAN CHURCH, U.A.C., OF SAGINAW, MICHIGAN

By: Kenneth J. Bess, Its: Chairman, Board of Trustees Dated: November __, 2002

EXHIBIT C
TRANSFER OF EMPLOYMENT CERTIFICATE

Peace Evangelical Lutheran Church, U.A.C., of Saginaw, Michigan (the "Applicant") hereby certify, as of the date hereof, that by and through the use of all or any portion of the Peace Lutheran School Project (the "Project") of The Economic Development Corporation of the County of Saginaw by the Applicant, or any other person, firm, or entity presently anticipated by any officer, employee, or other representative of the Applicant to be a potential user of any portion of the Project, there will not be the effect of transferring the employment of more than twenty (20) full-time persons from any municipality of the State of Michigan to the Township of Saginaw.

PEACE EVANGELICAL LUTHERAN CHURCH, U.A.C., OF SAGINAW, MICHIGAN

By: Kenneth J. Bess , Its: Chairman, Board of Trustees
Dated: November __, 2002 BLOOMFIELD 9708-24 513815

UNFINISHED BUSINESS

FROM: COMMITTEE ON APPROPRIATIONS -- 4.5 **NOVEMBER 12, 2002**

Your Executive Committee considered communication no. 11-12-12 from Brad G. Mrozinski, President, Saginaw County Crime Stoppers asking to incorporate the County Seal on a pin they are designing for their organization.

The pin will be attractively designed to express a theme for Crime Stoppers, and to proudly display the Saginaw County Seal. They will be distributed throughout the State, Canada and worldwide. The Controller sees no problem with the request; Board approval is required for any request to use the County Seal.

We recommend that Saginaw County Crime Stoppers be allowed to incorporate the Saginaw County Seal or Logo into the design of their organization’s pin; further that they be notified in writing of the Board’s approval.

Respectfully submitted,
James M. Graham, Chair Connie D. Smith, Vice Chair

By Commissioner Mallette: That the Report of the Committee be received and the recommendations contained therein be adopted. Approved.

ELECTIONS

Chairman Hare announced nominations were open to fill two seats on the Board of Health Commissioner Smith nominated Richard Calley. Commissioner Graham moved, supported by Commissioner Foxx to close nominations and cast a unanimous ballot for RICHARD CALLEY. Motion carried.

Commissioner Mallette nominated Wayne Jolin. Commissioner Graham moved, supported by Commissioner Foxx to close nominations and cast a unanimous ballot for WAYNE JOLIN. Motion carried.

Chairman Hare announced nominations were open to fill two commissioner seats on the HealthSource Saginaw Board of Trustees.

Commissioner Smith nominated Commissioner James Graham. Commissioner Horn moved, supported by Commissioner Basil to close nominations and cast a unanimous ballot for Commissioner JAMES GRAHAM. Motion carried

Commissioner Woods nominated Commissioner Ray Bartels. Commissioner Graham moved, supported by Commissioner Ruth to close nominations and cast a unanimous ballot for Commissioner RAY BARTELS. Motion carried.

Chairman Hare announced the election would be held to fill two seats on the HealthSource Saginaw Board of Trustees. The nominations received from the HealthSource Board included: Term #1 – Shirley Calley, Shirley Letherer, Cathy Trudell (incumbent); Term #2 – Robert DuCharme (incumbent), Gerald Little, Leon Turnwald. Commissioner Graham requested a Roll be taken. Clerk took roll and the results are listed, as follows.

Term #1: Shirley Calley - 0 votes; Shirley Letherer – 0 votes; Cathy Trudell – 15 votes.

The Clerk announced CATHY TRUDELL unanimously re-elected.

Term #2: Robert DuCharme 11 votes (Commissioners Graham, Basil, Collison, Bartels, Mallette, Horn, Wurtzel, Foxx, Woods, Smith, Hare); Gerald Little 1 vote (Commissioner Ruth); Leon Turnwald 3 votes (Commissioners O’Hare, Blaine, Hadsall).

The Clerk announced ROBERT DUCHARME re-elected, having received a majority of the votes.

APPOINTMENTS

Chairman Hare made the following appointments:

Animal Control Advisory Council

Veterinarian - Dr. David Wallace

County At Large - Gretchen Wendler Hamill and Margaret Williams

Bay Area Substance Abuse Advisory Council

Cheryl Hadsall

Building Authority

Lawrence Wm. “Bill” Smith (replaced Stephen Borrello)

Environmental Health Code Board of Appeals

City – Diane Drouin

County at Large – David Ortega

Mental Health Authority Board

Michael Maher

Solid Waste Planning Committee

Solid Waste Industry – John Malzhan

Environmental Interest – Patricia Copes
City Government – Thomas Darnell

CHAIRMAN’S ANNOUNCEMENTS

Chair Hare called Commissioners Jeannine Collison, Eddie Foxx, and Dick Mallette to the podium and presented them with resolutions recognizing their service to the community. They were graciously accepted by Commissioners Collison, Foxx and Mallette.

**COUNTY OF SAGINAW
RESOLUTION OF RECOGNITION**

On behalf of the residents of Saginaw County, we hereby accord this honor to

JEANINE A. COLLISON

For her service to the public as District #13 Commissioner for the years 2001 and 2002. Commissioner Collison served on the Board’s Courts & Public Safety Committee, City County School Liaison Committee, and the Michigan Works Consortium Board. She was also the Board’s representative on the Mid Michigan Dispute Resolution Center.

Jeanine’s concern for the well-being of the community

Was always a factor in her decision making; and,

She was well respected for her honesty, integrity and compassion.

In recognition of her service, we hereby resolve that this Resolution of Tribute

Be recorded in the Minutes as a permanent record of her public service.

Respectfully,

The 2001 – 2002 SAGINAW COUNTY BOARD OF COMMISSIONERS

Adopted: December 10, 2002

By Commissioner Bartels: That the resolution be adopted. Carried.

**COUNTY OF SAGINAW
RESOLUTION OF RECOGNITION**

On behalf of the residents of Saginaw County, we hereby accord this honor to

EDDIE F. FOXX

For his service to the public as District #6 Commissioner for the years 2001 and 2002.

Commissioner Foxx served on the Board’s Courts & Public Safety Committee, Labor Relations Subcommittee, Affirmative Action Subcommittee, and the Michigan Works Consortium Board. He was the Board’s representative on the Bay Area Substance Abuse Services Board, Community Action Committee, Board of Health, and 911 Authority Board.

Commissioner Foxx dedicated himself to Public Service. His oversight and knowledge Was an asset in the development and improvement of county services and programs.

In recognition of his service, we hereby resolve that this Resolution of Tribute

Be recorded in the Minutes as a permanent record of his public service.

Respectfully,

The 2001 – 2002 SAGINAW COUNTY BOARD OF COMMISSIONERS

Adopted: December 10, 2002

By Commissioner Ruth: That the resolution be adopted. Approved.

**COUNTY OF SAGINAW
RESOLUTION OF RECOGNITION**

On behalf of the residents of Saginaw County, we hereby accord this honor to

RICHARD F. MALLETTTE

For his service to the public as District #15 Commissioner
For the years 1991through 2002.

During his entire twelve year tenure, Commissioner Mallette
Was a member of the Board’s Courts & Public Safety Committee;
The last seven years he served as its Chair.

He also served on the Board’s Labor Relations, Legislative, and Affirmative Action
Subcommittees, Executive Committee, City County School Liaison Committee, and Job
Training Consortium Board.

Commissioner Mallette tirelessly served the County of Saginaw.
He was always available to his constituency, local officials and staff.

Dick spent many hours attending to County Business, and was often Seen leading A Group of
students on a tour through the Courthouse and Sheriff Department.

His commitment and dedication are reflected in the many Boards and commissions he served on
over the years: Americans With Disabilities Act Committee, Animal Control Advisory Council,
Communications Center 911 Authority Board, Community Corrections Advisory Board,
D.A.R.E. Advisory Board, FEMA Emergency Food & Shelter Program Board, Local Emergency
Planning Committee, Parks & Recreation Commission and the
Michigan Association of Counties Judiciary Committee.

In recognition of his service, we hereby resolve that
This Resolution of Tribute be recorded in the Minutes
As a permanent record of his public service.

Respectfully,

SAGINAW COUNTY BOARD OF COMMISSIONERS

Adopted: December 10, 2002

By Commissioner Graham: That the resolution be adopted. Approved.

COMMISSIONERS’ AUDIENCES

On a more humorous side, Republican Commissioner Pat Wurtzel presented Democratic
Chairman Todd Hare with a book titled John Engler: The Man, the Leader, and the Legacy.
Governor Engler is approaching the end of his third and final term as the Governor of Michigan.
Commissioner Wurtzel signed his name to the book so it could not be returned. Chair Hare
graciously accepted, accompanied by an applause from fellow commissioners.

Commissioners Woods and Basil commended Commission on Aging Director Karen M.
Courneya for the excellent evaluation she recently received from her Board.

Commissioner Horn told Commissioners Collison, Foxx and Mallette how he has enjoyed
working with them and that they would be missed.

By Commissioner Basil moved, supported by Commissioner Woods: That the Board adjourn
sien die. Carried. Thereupon, the Board adjourned at 5:44 p.m.

TODD M. HARE, CHAIRMAN

SUSAN KALTENBACH, CLERK