# AGENDA SAGINAW COUNTY BOARD OF COMMISSIONERS

# Tuesday, June 22, 2021 - 5:00 p.m.

Carl E. Ruth – Chair, Sheldon Matthews – Vice-Chair Christopher S. Boyd, Carol E. Ewing, Kyle R. Harris, Dennis H. Krafft Gerald D. Little, Jack B. Tany, James G. Theisen, Michael A. Webster, Cynthia Winiecke

# **Saginaw County Governmental Center**

111 S. Michigan Ave., Rm. 200, Saginaw, MI 48602

# VIA ZOOM PER PA 267 of 1976/PA 228 of 2020 & Local Emergency Declaration dated April 8, 2021

Requests for Public Comment (Audiences) must be made to the Board of Commissioners Office at (989) 790-5267 prior to 12:00 p.m. the day of the meeting. Follow the instructions below to log in to the meeting:

The June Board Session will be held via Zoom.

As the County Building is closed to the public, except by appointment, this meeting is being held remotely pursuant to and consistent with PA 267 of 1976 / PA 228 of 2020 and a Local Emergency Declaration dated April 8, 2021.

County of Saginaw is inviting you to a scheduled Zoom meeting.

Topic: See Agenda below

Date/Time: June 22, 2021 5:00 PM EST

Join Zoom Meeting: https://zoom.us/j/8024441727 Meeting ID: 802 444 1727

**INSTRUCTIONS** using **ZOOM** audio conferencing:

Call Toll Free +1 (877) 853-5257 or +1 (888) 475-4499 and enter Meeting ID: 802 444 1727

# I. OPENING PROCEDURE

- a. Call to order
- b. Roll call w/ location
- c. Invocation by Commissioner Carol Ewing
- d. Pledge of Allegiance
- e. Correcting / Approving the Minutes of the May 18, 2021 Board Session; May 12, 2021 Committee of the Whole; and May 26, 2021 Committee of the Whole (Distributed prior to the Board Session)

# Freedom of Information Act [FOIA] Appeal

- Consideration of the appeal filed by Marcus Atkins of the fees charged in relation to his May 5, 2021 FOIA request.
- Consideration of the appeal filed by Marcus Atkins of the fees charged in relation to his May 12, 2021 FOIA request.

(Action required by the Board of Commissioners - Civil Counsel Opinion to be provided)

II. III.	a. b. c.	Publi Audio Laud	c Hearings ences atory Resolutions		Page 1
IV.			NERS' INITIATORY MOTION		age o
V.	REPC	RTS OF	COMMITTEES	**********	Page 6
	Comi	nittee I	Reports		
		1)	Human Services	5)	Labor Relations
		2)	Courts & Public Safety	-	Executive Committee
		3)	County Services	7)	Legislative Committee
		4)	Budget/Audit	8)	Intergovernmental Cooperation
		,		9)	Committee Compensation
VI.	RESC	LUTIO	NS	•••••	Page 45
VII.	CLOS	ING PR	OCEDURE		Page 49
	a.	1)	<b>Unfinished Business</b>		
		2)	Proclamations		
		3)	Appointments and Electio	ns	
	b.	Anno	ouncements by the Chair		
	c.	Com	missioner Audiences		
	d.	Adjo	urnment		

# II. PUBLIC PARTICIPATION (6-22-2021)

- a. Public Hearing -
  - Public Hearing on the issuance of bonds to finance a project for Campus Partners 1 related to the acquisition and improvement of the North Saginaw Charter Academy at 2332 Trautner Dr., Saginaw, MI 48604
- b. Audiences (See Addendum on Tuesday, June 22, 2021 for additions, if any)
  - Torrie McAfee, Buena Vista Township Superintendent/Manager, re: Land Bank
  - Tammy Bieszke, re: Information on Saginaw County Pow Wow
- c. Laudatories None

# **NOTICE OF PUBLIC HEARING**

Notice is hereby given that the COUNTY OF SAGINAW, MICHIGAN, will hold a public hearing on June 22, 2021 at 5:00 p.m. local time, via Zoom teleconference open to all members of the public by dialing the toll free number 1-[888]-475-4499 and using Zoom Meeting ID: 802 444 1727 with no passcode in connection with the proposed issuance by The Industrial Development Authority of the County of La Paz, Arizona (the "Authority") of qualified 501(c)(3) bonds (the "Bonds") as defined in section 145 of the Internal Revenue Code of 1986, as amended (the "Code") in one or more series pursuant to a plan of finance. The hearing is being held pursuant to section 147(f) of the Code.

The Bonds will be issued for the project described below in an aggregate principal amount not to exceed \$15,000,000.

Proceeds of the sale of the Bonds which will be issued as qualified 501(c)(3) bonds will be loaned by the Authority to Campus Partners 1 and its affiliates, all single member limited liability companies and disregarded entities of Campus Partners 1 (collectively, the "Borrower") to be used to finance or reimburse all or a portion of the costs of a project that consists of (1) the acquisition and improvement of a public charter school facility (the "Charter School Facility") identified below for use in its school operations at the location and in the estimated maximum principal amount listed below; (2) the funding of any required reserves; and (3) the payment of the costs of issuance of the Bonds. The Borrower will lease the Charter School Facility to qualified 501(c)(3) entities or governmental entities. The Charter School Facility will be owned by the Borrower as the initial legal owner.

Charter School Facility	<u>Location</u>	Maximum Amount in location
North Saginaw Charter Academy	2332 Trautner Drive, Saginaw, MI 48604-9593	\$15,000,000

All members of the public may attend by telephone by dialing toll free number 1-[888]-475-4499 and using Zoom Meeting ID: 802 444 1727 with no passcode required. Written public comments may be e-mailed to the Saginaw County Board of Commissioners at boc@saginawcounty.com or mailed to 111 S. Michigan Ave., Saginaw, MI 48602.

This notice is published in accordance with, the public notice requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended, and regulations promulgated thereunder.

DEBT FINANCINGS OF THE AUTHORITY ARE NOT OBLIGATIONS OF THE COUNTY OF SAGINAW, THE STATE OF MICHIGAN, OR ANY POLITICAL SUBDIVISION THEREOF.

COUNTY OF SAGINAW, MICHIGAN

# III. PETITIONS AND COMMUNICATIONS (6-22-2021)

- **6-22-1 REGION VII AREA AGENCY ON AGING** submitting notice that it is accepting Letters of Intent from public, private for-profit and non-profit incorporated entities interested in applying for FY 2022 funds to provide services for persons age 60 and older.
  - -- Human Services (Receive & File)
- **6-22-2 MOBILE MEDICAL RESPONSE** submitting its tri-annual report on response times and other related information.
  - -- Courts & Public Safety (Receive & File)
- **SHERIFF** requesting discussion on (1) Increasing the number of vehicles in the Sheriff's fleet from 50 to 55; (2) Purchasing fleet vehicles earlier in the year; and (3) Simulator training and location for simulator.
  - -- Courts & Public Safety (6-22-2.1)
- 6-22-4 PURCHASING/RISK MANAGER submitting an analysis of the County cost vs the standard IRS reimbursement rate for take home/administrative vehicles. (Provided in response to May request from the Public Works Director to receive a bi-weekly vehicle allowance in lieu of a County vehicle tabled at committee)
  - -- County Services (Receive & File)
- **6-22-5 PURCHASING/RISK MANAGER** submitting a listing of all County-issued cell phones and the monthly cost of each. (Provided in response to May request from the Public Works Director to receive a bi-weekly cell phone allowance in lieu of a County-issued cell phone)
  - -- County Services (Receive & File)
- **6-22-6 VILLAGE OF BIRCH RUN DDA** submitting notice of an informational meeting during its regular DDA meeting on Thursday, June 17, 2021 at 7:30 a.m. via Zoom.
  - -- County Services (Receive & File)
- **6-22-7 BAY CITY PUBLIC SCHOOLS** submitting Form L-4029 detailing the property tax levies for Bay City Public Schools.
  - -- County Services (Receive & File)
- **6-22-8 BAY CITY PUBLIC SCHOOLS** submitting revised Form L-4029 detailing the property tax levies for Bay City Public Schools.
  - -- County Services (Receive & File)
- **6-22-9 MICHIGAN DEPARTMENT OF TREASURY** sending the Preliminary State Equalization Report for the 2021 tax year as approved by the State Tax Commission.
  - -- County Services (Receive & File)
- **6-22-10 MICHIGAN DEPARTMENT OF TREASURY** sending the Final State Equalization Report for the 2021 tax year as approved and certified by the State Tax Commission.
  - -- County Services (Receive & File)
- **6-22-11 VILLAGE OF MERRILL** sending certified Resolutions Establishing Commercial Rehabilitation Districts for Mo-Coco's at 104 E. Saginaw Street and Gemini Capital Management XIII, LLC at 235 W. Saginaw Street.
  - -- County Services (See 6-22-3.1)
- **6-22-12 SAGINAW FUTURE** submitting information on the Resolutions Establishing Commercial Rehabilitation Districts for Mo-Coco's at 104 E. Saginaw Street and Gemini Capital Management XIII, LLC at 235 W. Saginaw Street.
  - -- County Services (6-22-3.1)
- **6-22-13 GEMINI CAPITAL MANAGEMENT LLC** submitting information in support of its request to establish a Commercial Rehabilitation District at 235 W. Saginaw St., Merrill, Michigan.
  - -- County Services (See 6-22-3.1)

# Page 2 – Petitions & Communications (6-22-2021)

- **6-22-14** PARKS & RECREATION requesting approval to contribute \$30,000 from its FY 2021 Budget for the development of the former SMI / future riverfront park project (Saginaw River Headwaters Rec Area).
  - -- County Services (6-22-3.2)
- **6-22-15** PARKS & RECREATION submitting an update with additional detail regarding the special license application for the upcoming Adult Mystery Movie Night at Imerman Memorial Park.
  - -- County Services (Receive & File)
- **6-22-16 CIVIL COUNSEL AND PURCHASING/RISK MANAGER** requesting approval of proposed amendments to County Policy #244 Responsible Contractor Policy.
  - -- County Services (6-22-3.4)
- **6-22-17 RICHLAND TOWNSHIP** requesting appointment by the Board Chair of George Kipfmiller, Greg Turner, and Tom Mayan, Sr. to the Richland Township Construction Board of Appeals pursuant to PA 230 of 1972.
  - -- County Services (No action)
- **6-22-18 MAINTENANCE** requesting approval to amend the 2021 Capital Improvement Budget by \$43,600 to complete projects during this fiscal year in the 70<sup>th</sup> District Court, including Probation and Traffic departments, (Painting @ \$17,600) and the Prosecutor's Office (Carpet @ \$26,000).
  - Budget/Audit (6-22-4.2)
- **6-22-19 MSU EXTENSION** requesting additional funding to continue to provide needed educational programming to the residents of Saginaw County in regard to VA SNAP outreach, food security and safety, EFNEP, and SNAP Programming.
  - -- Budget/Audit (No action)
- **6-22-20 SHERIFF** requesting discussion on the purchase of Simulator training and location for the simulator.
  - -- Budget/Audit (No action)
- **6-22-21 COMMISSION ON AGING** requesting approval of FY 2021 Budget adjustments as follows: (1) Foster Grandparent Program to accommodate meal stipends for program volunteers; (2) Acceptance of \$22,000 in grant funding from the Meals on Wheels Association of America; and (3) Acceptance of \$377,000 grant from AmeriCorps Senior to expand the Foster Grandparent Program to Midland and Bay Counties.
  - -- Budget/Audit (6-22-4.3)
- **6-22-22 COUNTY CLERK** requesting continued use of temporary employees in the Circuit Court Records Office and capital outlay funding to expedite technology upgrades in the office.
  - -- Budget/Audit (6-22-4.4)
- 6-22-23 SHERIFF requesting waiver of the hiring freeze to (1) Hire former detective John Butcher for ten (10) hours per month as a liaison for the DEA and as a reference for drug cases; (2) Fill two (2) vacant deputy positions in the Law Enforcement Division; and (3) Fill a vacant jail security position.
  - -- Labor Relations (6-22-5.2/5.3)
- **6-22-24 COUNTY CLERK** requesting waiver of the hiring freeze to fill the vacant position of Legal Clerk I in the Clerk's Office.
  - Labor Relations (6-22-5.2)
- **6-22-25 PARKS & RECREATION** requesting approval of a "flowage easement" with the State of Michigan related to the BayZil Trail.
  - -- County Services (6-22-3.3)

# Page 3 – Petitions & Communications (6-22-2021)

- **6-22-26 MIKE THOMPSON** requesting consideration of Saginaw County convening a temporary Task Force with representatives from Judges, Prosecutors, and Police/Sheriff to determine who is locked in the County Jail and who need not be incarcerated and issue a recommendation for reform/reduction.
  - -- Courts & Public Safety (No action)
- **6-22-27 ANIMAL CARE & CONTROL** requesting approval to waive Kennel Inspections and associated fees for 2020 due to the COVID-19 pandemic preventing Animal Control Officers from conducting on-site kennel inspections.
  - -- Courts & Public Safety (6-22-2.2)
- **6-22-28 MAINTENANCE** requesting waiver of the hiring freeze to fill the vacant position of Custodian (PCN #101303) at the Courthouse and Governmental Center.
  - -- Labor Relations (6-22-5.2)
- **6-22-29 CONTROLLER/CAO** submitting the monthly Status Report on the Saginaw County Adult Detention and Sheriff Administration Building Project.
  - -- Courts & Public Safety (Receive & File)
- **6-22-30 CONTROLLER/CAO** submitting Draft #1 of the 2022 Budget, including the FY 2022 Budget Transmittal Letter & Debt Service Schedules, Draft Budget Resolutions A, B, C & D, Budget Summaries, Draft Capital Improvement Plan, and Draft Fee Schedule.
  - -- Budget/Audit (Received in Primary Standing Committees)
- **6-22-31 PERSONNEL DIRECTOR** submitting the Employment Status Report covering statistics for the month of May 2021.
  - -- Labor Relations (Receive & File)
- **6-22-32 PERSONNEL DIRECTOR** recommending adoption of a change in county practice to allow Education as a substitution for Experience in the hiring process, limiting the practice to clerical/technical and lower classified/entry level professional positions.
  - -- Labor Relations (6-22-5.1)
- **6-22-33 HEALTH DEPARTMENT** requesting waiver of the hiring freeze to fill the vacant positions of Health Specialist I, two (2) part-time Hearing Technicians, Office Assistant II, and WIC Supervisor.
  - -- Labor Relations (6-22-5.2)
- **6-22-34 PARKS & RECREATION** requesting approval of back pay for three (3) Parks Department staff members previously placed in sub-steps to their original implementation date of 12/15/20, with additional consideration given to the 76 total county employees previously placed in sub-steps for the same back pay authorization.
  - -- Labor Relations (Tabled in committee)
- **6-22-35 COMMISSION ON AGING** requesting approval to: (1) Waive the hiring freeze and establish a temporary PCN for Food Service Supervisor; (2) Increase two (2) Kitchen Assistant positions from part-time to full-time status and delete one (1) part-time Kitchen Assistant PCN; and (3) Create new PCN for Foster Grandparent Program Assistant and waive the hiring freeze for that position.
  - -- Labor Relations (6-22-5.4)
- **6-22-36 CAMPUS PARTNERS 1** submitting a request to hold a Public Hearing and approve a Resolution for the Issuance of Bonds to finance a project for Campus Partners 1 related to acquiring and improving certain charter school facilities within Saginaw County, specifically North Saginaw Charter Academy, 2332 Trautner Dr., Saginaw, MI 48604.
  - -- Executive (6-22-6.1)

# V. REPORTS OF COMMITTEES (6-22-2021)

1. <u>Human Services Committee – J. Theisen, Chair; M. Webster, Vice-Chair</u>
None

# 2. Courts and Public Safety Committee - S. Matthews, Chair; C. Boyd, Vice-Chair

- 2.1) SHERIFF, re: Approval to 1) Increase the Sheriff Department fleet by five (5) vehicles (from 50 to 55) and 2) Allow the ordering of replacement patrol vehicles to occur prior to the beginning of the fiscal year on October 1<sup>st</sup>.
- 2.2) **ANIMAL CARE & CONTROL**, re: Approval to waive 2020 kennel inspections and associated fees due to the COVID-19 pandemic

# 3. County Services Committee – M. Webster, Chair; D. Krafft, Vice-Chair

- 3.1) VILLAGE OF MERRILL/SAGINAW FUTURE, INC./GEMINI CAPITAL MANAGEMENT, re: Support for Commercial Rehabilitation Districts in the Village of Merrill
- 3.2) PARKS & RECREATION, re: Approval to contribute up to \$30,000 from its FY 2021 Budget for the development of the former SMI / future riverfront park project (Saginaw River Headwaters Rec Area)
- 3.3) PARKS & RECREATION, re: Approval of "Flowage Easement" with the State of Michigan related to the BayZil Trail
- 3.4) CIVIL COUNSEL/PURCHASING RISK MANAGER, re: Approval of proposed amendments to County Policy #244 Responsible Contractor Policy

# 4. Budget Audit Committee – D. Krafft, Chair; C. Boyd, Vice-Chair

- 4.1) **HEALTH DEPARTMENT**, re: Approval of \$53,000 from the Public Improvement Fund to engage WTA Architects for facility clinical design and bidding for the integration of primary care with Public Health
- 4.2) **MAINTENANCE**, re: Approval to amend the 2021 Capital Improvement Budget by \$43,600 to complete projects in the 70<sup>th</sup> District Court and Prosecutor's Office
- 4.3) **COMMISSION ON AGING**, re: Approval to amend the FY 2021 Budget related to the Foster Grandparent Program and the Meals on Wheels Program
- 4.4) **COUNTY CLERK**, re: Approval to continue funding the use of temporary employees in the Circuit Court Records Office and capital outlay funding to expedite technology upgrades in the County Clerk's Office

# 5. Labor Relations Committee – M. Webster, Chair; K. Harris, Vice-Chair

- 5.1) **PERSONNEL DIRECTOR**, re: Adoption of county practice to allow "Education" as a substitution for "Experience" in the hiring process
- 5.2) **SHERIFF/CLERK/MAINTENANCE/HEALTH DEPARTMENT**, re: Waiver of the hiring freeze to fill various positions
- 5.3) **SHERIFF**, re: Approval to hire former Detective John Butcher for a period of ninety (90) days as a liaison for the DEA and as a reference for drug cases and waive the hiring freeze for the position
- 5.4) COMMISSION ON AGING, re: Approval to 1) Waive the hiring freeze and establish a temporary PCN for a Food Service Supervisor; 2) Increase two (2) Kitchen Assistant positions from PT to FT, waive the hiring freeze for one of the positions, and delete a PT Kitchen Assistant PCN; and 3) Create a new PCN for a Foster Grandparent Program Assistant and waive the hiring freeze for the position

# Page 2 – Reports of Committees (6-22-2021)

# 6. Executive Committee – C. Ruth, Chair

- 6.1) **CAMPUS PARTNERS I**, re: Approval to hold a Public hearing and approve a Resolution for issuance of bonds to finance a project for Campus Partners 1 related to acquiring and improving certain charter school facilities within Saginaw County
- 7. <u>Legislative Committee J. Theisen, Chair; G. Little, Vice-Chair</u> None
- 8. <u>Intergovernmental Cooperation Committee J. Theisen, Chair; J. Tany, Vice-Chair</u>
  None
- 9. **Committee Compensation** 
  - 6-22-21.1) May 2, 2021 May 15, 2021
  - 6-22-21.2) May 16, 2021 May 29, 2021
  - 6-22-21.3) May 30, 2021 June 12, 2021

Your committee considered Communication No. 6-22-3 from Sheriff William Federspiel, requesting approval to 1) Increase the number of vehicles in the Sheriff's fleet from 50 to 55 and 2) Purchase fleet vehicles earlier in the year.

The committee met with Undersheriff Miguel Gomez via Zoom who explained the increase in the fleet is necessary due to situations that occur including vehicles out of service for repair as a result of traffic crashes and regular maintenance. Additional unforeseen issues occurred in 2020 including the flood emergency, which caused a need for more patrol units to close roads, and additional miles that were put on patrol vehicles as extra Sheriff Patrols provided much needed assistance with delivery of meals for the Meals on Wheels program for Commission on Aging. To cover funding, this year they propose keeping five (5) of the lowest mileage vehicles when ten (10) are typically sold (and replaced by the purchase of new vehicles) for approximately \$4,000 each. The purchase of new vehicles are included in the Budget each year. The only extra amount needed will be insurance coverage for the extra vehicles at approximately \$1,400 per vehicle.

Undersheriff also requested approval to purchase seven (7) replacement vehicles that are in the FY 2022 Budget earlier, prior to the FY 2022 Budget approval. The vehicle order for FY 2021 was ultimately cancelled as orders placed earlier by other police agencies were filled until the lack of computer chips for vehicles became an issue. Vehicles were then searched for, located and purchased from out of state dealerships at a lower cost. The vehicles available were less expensive models than the Tahoe model that was figured into the FY 2021 Budget, resulting in a cost savings. Approval to order department vehicles prior to approval of the fiscal year budget, would result in receiving the ordered vehicles sooner avoiding the possibility of vehicles not being available or causing significant delay due to the high demand.

We recommend approval to 1) increase the Sheriff Department fleet by five (5) vehicles and 2) allow the order of replacement patrol vehicles to occur prior to the October 1<sup>st</sup> fiscal year.

Respectfully Submitted,

# **COMMITTEE ON COURTS & PUBLIC SAFETY**

s/	s/
Sheldon Matthews, Chair	Christopher S. Boyd, Vice-Chair
s/	s/
Kyle R. Harris	Cynthia M. Winiecke
s/	
Carl E. Ruth	

# FROM: COMMITTEE ON COURTS & PUBLIC SAFETY - 2.2

Your committee considered Communication No. 6-22-27 from Bonnie Kanicki, Director Animal Care and Control requesting approval to waive Kennel Inspections and associated fees for 2020 due to the COVID-19 pandemic.

The committee met with Director Kanicki via Zoom who asked that the fees for 2020 Kennel Inspection/Licensing be eliminated due to the facilities not being able to operate during the COVID-19 pandemic.

We recommend approval to waive the Kennel Inspections and associated fees for 2020.

Respectfully Submitted,

# **COMMITTEE ON COURTS & PUBLIC SAFETY**

s/	s/
Sheldon Matthews, Chair	Christopher S. Boyd, Vice-Chair
s/	s/
Kyle R. Harris	Cynthia M. Winiecke
s/	
Carl E. Ruth	

Your committee considered Communication No. 6-22-11, 6-22-12, and 6-22-13 from the Village of Merrill, Steve Jonas, Executive Vice President, Saginaw Future, Inc., and Gemini Capital Management, submitting information on the Resolutions Establishing Commercial Rehabilitation Districts for Mo-Coco's at 104. E. Saginaw Street and Gemini Capital Management XIII, LLC at 235 W. Saginaw Street, Merrill, MI.

We met with Mr. Jonas who informed the committee that Gemini Capital Management plans to invest \$3.5 million to convert the former Merrill School building at 235 Saginaw St. / M-46 into market rate apartments. The proposed project will incorporate 17 residential units, ranging from 484 - 1,050 square feet, with studio to 3-bedroom and two bathroom options. The second project is at 104 E. Saginaw St. (M-46) and is a former long-time vacant building owned by Maureen and Aubrey Woods. Their plans are to renovate and convert the building into a location for roasting coffee beans and operating a coffee shop.

Although approval of the establishment of the Commercial Rehabilitation Districts is not required under the Commercial Rehabilitation Act (PA 210 of 2005) the County Services Committee is recommending support of these project in the Village of Merrill.

Respectfully Submitted, COMMITTEE ON COUNTY SERVICES	
s/	
Michael A. Webster, Chairman	Dennis H. Krafft, Vice-Chair
s/	s/
Carol E. Ewing	Jack B. Tany
S/	_

Your committee considered Communication No. 6-22-14 from Brian Keenan-Lechel, Parks & Recreation Director, requesting approval to contribute \$30,000 from its FY 2021 Budget for the development of the former SMI / future riverfront park project (Saginaw River Headwaters Rec Area).

The committee met with Mr. Keenan-Lechel via Zoom who explained that these funds will be paired with two (2) Michigan National Resources Trust Fund grants received by the State of Michigan allowing Phase I work to be executed as scheduled.

It is the recommendation of your committee to contribute up to \$30,000 from the Parks & Recreation FY 2021 Budget for the development of the former SMI / future riverfront park project (Saginaw River Headwaters Rec Area) and authorize the proper county officials to execute the necessary documents.

Respectfully Submitted, COMMITTEE ON COUNTY SERVICES		
s/	s/	
Michael A. Webster, Chairman	Dennis H. Krafft, Vice-Chair	
s/	s/	
Carol E. Ewing	Jack B. Tany	
-		
s/	_	
Carl E. Ruth		

# FROM: COMMITTEE ON COUNTY SERVICES - 3.3

Your committee considered Communication No. 6-22-25 from Brian Keenan-Lechel, Parks & Recreation Director, requesting approval of a "flowage easement" with the State of Michigan related to the BayZil Trail.

We met with Mr. Keenan-Lechel via Zoom who informed the committee that the parcel in question on the flowage easement is being retained by the county in the land swap and will have a constructed boardwalk connector to the BayZil trail, which will not be impacted by occasional flooding by the State of Michigan.

We recommend approval of a "Flowage easement" with the State of Michigan related to the BayZil Trail.

Respectfully Submitted, COMMITTEE ON COUNTY SERVICES		
s/ Michael A. Webster, Chairman	s/ Dennis H. Krafft, Vice-Chair	
s/ Carol E. Ewing	s/ Jack B. Tany	
s/ Carl E. Ruth	_	

Your committee considered Communication No. 6-22-16 from Dave Gilbert, Civil Counsel, and Kelly Suppes, Purchasing/Risk Manager, requesting approval of proposed amendments to County Policy #244 – Responsible Contractor Policy.

We met with Mr. Gilbert and Ms. Suppes via Zoom who informed the committee that they are proposing the following amendments:

- 1. Local Preference Provision Five (5) point allocation to local contractors with their primary business office located in Saginaw County and a three (3) point allocation to a contractors whose primary business office is located within the Great Lakes Bay Region (i.e. Midland, Bay, and Isabella Counties). These points are bonus points and added to the 75 possible technical points.
- 2. Application of the Responsible Contractor Policy on projects greater than \$1 million would apply to stand alone Requests for Bids and Requests for Proposal. This provision would provide the clarity we need when subcontractor work on projects like TheDow Event Center Capital projects exceed \$1 million.
- 3. A recommendation to increase the project dollar amount to \$3 million for stand-alone Requests for Proposals and/or Requests for Qualifications. The increase dollar threshold would process smaller projects (\$50,000 \$3 million) under the three (3) year pre-qualification process. The cost of work these days, because of material cost inflation, could require the County Purchasing Department to process an increased number of projects through the Request for Qualification and Committee evaluation process.

We recommend approval of proposed amendments to County Policy #244 — Responsible Contractor Policy as submitted.

Respectfully S	ubmitted,	
<b>COMMITTEE O</b>	ON COUNTY	<b>SERVICES</b>

s/	s/
Michael A. Webster, Chairman	Dennis H. Krafft, Vice-Chair
s/	s/
Carol E. Ewing	Jack B. Tany
s/	
Carl E. Ruth	

Category:

200

Number:

244

Subject:

RESPONSIBLE CONTRACTOR POLICY

### APPLICATION:

This Policy will be part of the Purchasing Policy and procurement of construction contractors as awarded through the request for proposal or invitation to bid or other process for bids \$50,000 and over permitted under the County's Purchasing Policy #241.

### 2. INTENT:

Saginaw County is committed to having responsible and ethical contractors and subcontractors on its construction projects, so that all work is performed by responsible, qualified firms that maintain the capacity, expertise, highly trained personnel, and other qualifications and resources necessary to successfully perform County projects in a safe, timely, reliable, high quality and cost-effective manner. To achieve that goal, the County will require contractors submitting bids on its construction projects to provide information relating to each of the Responsibility Criteria listed below. The purpose of this Policy is to assist the County in awarding contracts on every construction project to the most responsible bidder who provides the best value to the County.

# 3. DEFINITIONS:

- A. Construction Project: Any contract awarded for the construction, alteration, or repair of any public building or public work of the County of Saginaw. The labor and material necessary for the construction, renovation, repair or improvements to real property, except repair in emergency situations, which requires solicited bids so that the work, when complete, must be ready for service for its intended purpose and must require no other work to be a completed system or component.
- B. Responsible Bidder: A bidder for a construction project that has demonstrated an ability to complete the prospective contract in a way that is timely, safe, cost-effective and benefits the community. The criteria in this Policy are used to determine the relative responsibility of the contractor in relation to other bidders.
- Contractor: Any person, firm, corporation, partnership, association or any combination thereof, which enters into a Contract with any awarding authority of the County of Saginaw.
- D. Subcontractor: Any person not an employee who enters into a contract with a contractor to assist the contractor in performing a contract, including a contractor or subcontractor of a public lessee or licensee or sublessee or sublicensee, to perform or assist in performing services on the leased or licensed premises. The term subcontractor does not include vendors or suppliers to County purchasing contractors.
- E. Bidder: Means any person or entity that applies for any contract whether or not the application process is through an Invitation for Bid, Request for Proposal, Request for Qualifications, or other procurement process.
- F. Bid: Means any application submitted by a bidder in response to an Invitation for Bid, Request for Proposal, Request for Qualifications, or other procurement process.

### 4. GENERAL POLICIES:

A. The County will request a contractor on projects \$50,000 to \$3,000,000 to pre-qualify and complete the Pre-Qualification form every three (3) years that is listed in Appendix A attached hereto. On County stand-alone projects greater than \$1,000,000, the County will have the contractor complete a Request for Qualifications which is listed as Appendix B attached hereto.

Deleted: \$1,000,000	

Deleted: over

- B. The bid documents must require any contractor or subcontractor bidding on the project to submit written responses and other information and documentation regarding the listed Responsibility Criteria and any other criteria specified by the County through the bid documents. The County may request additional information or explanation from any contractor or subcontractor regarding any particular Responsibility Criteria. The bid documents must provide that the County retain the right in its discretion to reject any and all bids. All required contractor financial and privileged information must be kept from public disclosure unless otherwise required by law.
- C. For each separate bid package, The County in its discretion will weigh the information provided by the contractor or subcontractor regarding the responsibility criteria, as a whole to determine whether the contractor or subcontractor is a responsible bidder and the relative responsibility of the contractor in relation to other bidders. Except as otherwise required by law, no single criteria will necessarily be determinative in assessing responsibility or relative responsibility.

### SUBSTANTIALLY LOW BID REVIEW:

In the event the amount of a bid appears disproportionately low when compared with estimates undertaken by or on behalf of the County and/or compared to other bids submitted, the County reserves the right to inquire further of the bidder to determine whether the bid contains mathematical errors, omissions, and/or erroneous assumptions, and whether the bidder has the capability to perform and complete the contract for the bid amount.

# 6. ENFORCEMENT:

Violations of this Policy may be reported to the Purchasing Department, which must investigate such complaint. Whether based upon such complaint or otherwise, if the Purchasing Department has determined that the contractor has violated any provision of this Policy or provided false information to the County, the Purchasing Department must issue a written notice to the contractor that the violation is to be corrected within ten (10) calendar days from receipt of notice. Such notice shall be sent registered mail. In the event the contractor has not corrected the violation, or taken reasonable steps to correct the violation within ten (10) calendar days, then the Purchasing Department may request the awarding authority to declare a material breach of the contract and exercise its contractual remedies thereunder, which are to include, but not be limited to, termination of the contract as outlined in the termination clause of the contract.

# 7. SEVERABILITY:

The terms, conditions, and provisions of this Policy are hereby declared to be severable, and, should any portion, part or provision of this Policy be found by a court of competent jurisdiction to be invalid, enforceable or unconstitutional, the County Board of Commissioners hereby declares its intent that the Policy shall have been enacted without regard to the invalid, enforceable or unconstitutional portion, part or provision of this Policy.

Approved as to Substance: Saginaw County Controller/CAO Approved as to Legal Content: Saginaw County Civil Counsel

ADOPTED: February 16, 2021

# **APPENDIX A**



# County of Saginaw

# Pre Qualification Form (PQF) For Contractors

Please submit all Pre-Qualification Forms

to:

County of Saginaw ATTN: Kelly Suppes 111 S. Michigan Avenue Saginaw, MI 48602

# County of Saginaw

# Contractor Pre-Qualification Form General Information

Com	oany Name:		Telephone:		Fax:
Street Address:			Mailing Address:		
Date			E-Mail Address:		
1.	Officers				
١.	President:				
	Vice				
	President:				
	Treasurer:				
2.	How many years has your organ	nization been i	n business under yo	our presen	t firm name?
3.	Parent Company Name:				
٥.	r arent company Name.				
	City:	State:		Zip:	
	Oity.	Otato.			
4.	Under Current Management Sin	re (Date):			
''	Officer Current Warragement On	ice (Baic).			
5.	Contact for Insurance Information	on:			
				r	
	Title:	Telephone:		Email:	
6.	Insurance Carrier(s)				
	Name	Type of C	overage	٦	[elephone

Page 2

County of Saginaw		Contractor Pre-Qualification F	orm
<ol><li>Are you self-insured for Work</li></ol>	cer's Compensation Insuranc	e? Yes_ No	
8. Contacts for Requesting Bid	s (list 2):		
Name/Title:	Telephone:	Email:	
Name/Title.	relephone.	Lilian.	1
Pre-Qualification Form comp	leted By:		
e. Fre-Quaimcason Formcomp	leted by.		
Title:	Telephone:	Email:	
,,,,,			
		Organizati	ion
Form of Business: Sole O	wner: Partnership:_	Corporation:	
Describe Services Performed:			
		0.1.15 1.16 (.1	-11
Construction	Construction Design	Original Equip. Manufacturer & Insta	
Project Maintenance	Maintenance	Service Work (e.g. janitorial, clerica	31)
Other			
3. Describe Additional Services P	erformed:		
4. List other types of work within t	he services you normally per	form that you subcontract to others:	
5. Annual Dollar Volume for the P	ast Three Years:		
l.			

Page 3

County of Saginav	V		Contr	actor Pre-C	ualification Fom
20		20		20	
\$		\$		\$	
6. Largest Job During	g the Last 3 Year	s: \$			
7. Your Firm's Desir	ed Project Size:				
Maximum:			Minimum:		
8. Bonding Company	•	4400			
9. Bonding Capacity	:\$		ALL MARKET AND A STATE OF THE S		A.
10. State and local li	censes and licen	se numbers held	by your organizatio	n:	
11. What are your for	mal training prog	rams: a) apprenti	ce/journeymen; b) o	ther comparab	ole formal
training programs?					
			-		
				ν	Vork History
1. Largest dollar valu	ed jobs in progre	ess:			
Customer/Location	Type of Work	Size - \$M	I Conta	act	Telephone
2. Largest dollar valu	ued jobs in the pa	ast three years:			
Customer/Location	Type of Work	Size - \$N	1 Conta	act	Telephone
	<u>L</u>			·	
3. Are there any judg	jements, claims	or suits pending (	or outstanding aga	inst your comp	eany?
o Yes	o No				
If ves, please atta 4. Are you or have y	ch details	columnation and hard	kruptov or rooman	ization proces	dings?
		roived in any ban	viables of reorgani	zauon proceed	anigo:
o Yes	o No				
Dage 4					

# County of Saginaw

Contractor Pre-Qualification Form

Ifyes, please attach details			
5. Has your organization ever failed to complete any work awarded to it?			
6. Has your organization been involved in any lawsuits or arbitration with regard to construction contracts within the last five years?			
7. Within the last five years, has any of another organization when it failed attach details)	officer or principal of your organization it to complete a construction contract?	ever been an officer or principal (If the answer is yes, please	
8. Provide the following information of preferred.	on five owners that have used your sen	vices. Governmental owners	
a) Firm Name:	Contact Name:	Project:	
Address:	Telephone:	Email:	
b) Firm Name:	Contact Name:	Project:	
Address:	Telephone:	Email:	
c) Firm Name:	Contact Name:	Project:	
Address:	Telephone:	Email:	
d) Firm Name	Contact Name:	Project:	
Address:	Telephone:	Email:	
e) Firm Name	Contact Name:	Project:	
Address:	Telephone:	Email:	
Provide the following information Governmental projects preferred.	on five architects that you have worked	d with in the past five years.	
a) Firm Name	Contact Name:	Project:	
Address:	Telephone:	Email:	
b) Firm Name	Contact Name:	Project:	
Address:	Telephone:	Email:	
c) Firm Name	Contact Name:	Project:	
Address:	Telephone:	Email:	
d) Firm Name	Contact Name:	Project:	
Address:	Telephone:	Email:	
e) Firm Name	Contact Name:	Project:	
Address:	Telephone:	Email:	

Page 5

Last Updated 5/27/2020

# County of Saginaw

# Safety and Health Performance

Workers Compensation Expe	erience Modification Ra	ate (EMR) Data:
a) EMR is: Interstate RateIntrastate RateMonopolistic State RateDual Rate c) State or Origin:		b) EMR for last three years:20202020 d) EMR Anniversary Date:
2. Injury and Illness Data:		
a) Employee hours worked las	t three years (excluding	ng subcontractors)
Year: 20		Hours:
Year: 20		Hours:
Year: 20		Hours:
three (3) years: (Notes: Data shou	ld be the best available OSHA 300 and 300A fo	o using your OSHA 300 and 300A Forms for the past data applicable to the work in this region or area. If your arms, please provide information from your Worker's ast three years).
Injury related fatality:		
20Number:	Rate:	
20Number:	Rate:	
20Number:	Rate:	
Lost workday cases injuries invo	olving days away from	work, or days of restricted work activity or both:
20Number:	Rate:	
20Number:	Rate:	
20Number:	Rate:	
Lost workday case injuries invol	ving days away from v	vork:
20Number:	Rate:	
20Number:	Rate:	
20Number:	Rate:	

Page 6

ears?

# Safety and Health Programs and Procedures

1. Highest ranking safety/health professiona	al in the company	<i>r</i> :	
Title: Teleph	one:	Fax:	
2. Do you have or provide the following:	***************************************		And the second
a) Full time Safety/Health Director.	Yes	No	
b) Full time Safety/Health Supervisor:	Yes	No	
c) Full time Job Safety/Health Coordinator:	Yes	No	
3. Do you have or provide the following:			
a) Safety/Health incentive program:	Yes	No	
b) Company paid safety/health training:	Yes	No	
4. Do you have a written Safety & Health P	rogram?	Yes	No
If yes, please submit			
5. Do you have a substance abuse progran	n including Testir	ng? Yes	No
Do your employees read, write and under safely without an interpreter?	erstand English s es	uch that they can perfo No	rm their job tasks
If no, provide a description of your plan to a	assure that they	can safely perform thei	rjobs.

Page 7

Print Firm Name/Principal		
Signature/Principal		
Date		

Please submit all Pre-Qualification Forms to:
County of Saginaw
ATTN: Kelly Suppes
111 S. Michigan Avenue
Saginaw, MI 48602

Page 8

# County of Saginaw

# Contractor Evaluation

DO NOT FILL OUT - OWNER USE ONLY The Contractor is:	
Acceptable for Approved Contractor List	
Conditionally Acceptable for Approved C	ontractor List
Conditions:	
Date Contractor Notified	
Approved By:	Date:
	Date
Reviewer:	Date:
Reviewer	Date:

Last Updated 10/20/2020

Page 9

### APPENDIX B

# **PART II. EVALUATION CRITERIA**

# **EVALUATION OF QUALIFICATIONS**

Applications will be evaluated based on the completeness of the information provided. Failure to provide any of the requested information may result in disqualification. The criteria listed below will be used in the evaluation of the qualifications submitted and may be modified depending on the circumstances.

# 2.1. FIRMS QUALIFICATIONS (15 POINTS)

- Firms Overall Construction Management Experience and Capability to perform the work.
- Demonstrated ability to manage construction to achieve quality of work required by the construction management contract and expected by Owner.
- Integrated approach including supply, demand, and sustainability
- Specialized experience & dedicated resources in this market
- · Proximity of local resources
- Financial stability, as evidenced by payment and performance bonds and overall bonding capacity

# 2.2. PERSONNEL QUALIFICATIONS (10 POINTS)

- Quality of professional qualifications of Key personnel assigned to this project from preconstruction through project closeout. Owner expects no change in key project personnel throughout the project.
- Quality of professional qualifications of supporting personnel assigned to this project.

# 2.3. PROJECT MANAGEMENT (15 POINTS)

- Life-cycle approach to project management across planning, assessment, program implementation, services, measurement and reporting.
- Quality of approach to project management: accredited professionals, corporate standards.
- Clear assignment of responsibility for various project tasks to specific individuals.
- Demonstrated ability to coordinate construction activities and to minimize adverse construction impacts to the general public and customers of the facility.
- Demonstrated ability to work with the various subcontractors in resolving construction conflicts and ensuring safety.
- Ability to effectively manage project construction including owner's costs and to manage the project on schedule.

# 2.4. SAFETY AND HEALTH PERFORMANCE (10 POINTS)

- Workers Compensation Experience Modification Rate (EMR) Data for the past 3 years.
- Please describe your Safety/Health program (Safety/Health Director, Incentive Program, Safety Training, Substance Abuse Testing)
- Describe your Company's plan of action with regard to any health issues while working on Improvement Projects (project specific).

# 2.5. EXPERIENCE (25 POINTS)

- Prior experience (within the last five years) in managing similar public or private construction projects.
- Construction Management Firm's experience with construction and renovations of like facilities.
- Construction Management Firm's experience with building projects in the Great Lakes Bay Region, specifically Saginaw County.
- Construction Management Firm's experience with construction projects larger than \$14 million in value.

### 2.6 LOCAL PREFERENCE

- Five point allocation to local contractors with their primary business office located in Saginaw County.
- Three point allocation to a contractor whose primary business office is located within the Great Lakes Bay Region (i.e., Midland, Bay and Isabella Counties).

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2.7. FEE FOR SERVICES/COST PROPOSAL (25 POINTS)

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All Construction Management Firms will be required to submit a separate Cost Proposal with your qualifications in a Separate Sealed Envelope titled "COST PROPOSAL-CONSTRUCTION MANAGEMENT"

The Cost Proposal will not be opened until all Qualifications have been evaluated and assigned a point value. Please Complete "Attachment 1" as part of your Cost Proposal. Construction phase services will be a fixed fee plus reimbursable costs. All general Condition items (ex. Portable toilets, dumpsters, permits, temporary power, etc.) are a direct cost to the County with no mark-up. The Cost Proposal must identify what is excluded and expectations that the Construction Manager has of the Owner.

The Construction Management Firm awarded the contract will be required to provide a Payment and Performance Bond for the project. All Costs for the Bond must be included in your cost proposal.



# REQUEST FOR QUALIFICATIONS CONSTRUCTION MANAGEMENT SERVICES

# **DECLARATION OF SUBMITTER**

# Ladies and Gentlemen:

In response to your invitation, the undersigned, as Submitter, hereby declares that the qualifications presented are made in good faith without fraud or collusion with any other parties submitting qualifications, and that the Submitter has had the opportunity to ask questions and receive clarifications regarding the request for qualifications prior to submission date.

In submitting qualifications, it is understood the **COUNTY** reserves the right to accept or reject any or all qualifications submitted, to waive irregularities and/or formalities and, in general, to make award in any manner deemed by it, in its sole discretion, to be in its best interest. By signing below you confirm that you are authorized by your firm to sign all future documents related to this project on behalf of your firm.

Signature	
Name and Title (Please print or type)	
, ,	
Name of Firm	
D. I.	
Date	



# REQUEST FOR QUALIFICATIONS SUBMITTAL REQUIREMENTS

NAME OF FIRM	
CONTACT PERSON	
ADDRESS	
TELEPHONE NUMBER	
FAX NUMBER	
EMAIL ADDRESS	

Submittals should be as complete and concise as possible, and include the following information in the order and format outlined below:

# Firm Organization:

- A. General Information:
  - Firm ownership structure and principals of the firm.
  - Brief description of firm history, size, and growth including number of year's firm has been in operation and number of year's firm has been in operation under its current ownership.
  - Number of permanent employees.
  - Number of employees with jail construction experience.
- B.Features distinguishing your firm from your competitors.
- C.Contact information for authorized negotiator(s).
- D. Provide an explanation and information regarding any project you worked on, or were not selected to work on, that resulted in litigation.

# **Project Experience of Firm:**

Using Attachment #2, provide the information requested for institutional projects, especially \_\_\_\_facility projects on which this team is serving, or has served, as Construction Manager. In the Project Name/Description, provide information about the firm's specific responsibilities for each project and any relevant information about the firm's role vis-à-vis the variances in construction cost estimates, construction delays, unusual circumstances, etc.

# **Staff Qualifications:**

- A. Identify the key management staff for the project. Provide an Organizational Chart Identifying all your key staff members and showing how each interacts with other staff members assigned to this project. For each key staff member, please include a detailed resume, which at a minimum summarizes the following:
  - Education, including name of institution, field of study, degree(s) earned, and year(s) received.
  - Professional registrations and/or professional society membership(s).
  - Number of years of experience and number of years with the firm.
  - Project experience including size (cost/area), start/completion dates, and description of project (type, complexity, new, renovation, addition, on-going occupancy, etc.).
  - Availability for this project

# Work Plan:

Include a narrative description of your plan for accomplishing the work of this project. Indicate the various tasks, labor hours allocated for various tasks, major benchmarks, and decision points in your work plan.

# **Concurrent Work Load:**

Provide a listing and description including size, cost, and duration of anticipated concurrent projects of the firm. Provide an indication of how this anticipated workload compares to your firm's previous workload levels. Provide a brief explanation of the impact these projects will have on this project.

# Project Budget/Schedule:

Include an example of a project budget and schedule.

# Attachment 1

# Construction Management Fee/Reimbursable Cost Breakdown

	Included in	Reimbursed
_	Fee	Expenses
Accounting and Payroll		
Transportation Exp.		
Field Office Personnel		
Building Permits – Secure		
Expediting Expenses		
Field Office & Furnishings		
Change Orders		
Clerk / Clerical		
Labor Relations		
Main Office Expenses and Personnel		
Out of Town trips w/Prior Approval by Owner		
Overhead & Profit		
Payment Applications and Approvals		
Procuring Bids		
Program and Plan Review w/Owner – A/E		
Project Insurance (Builders risk by Owner)		
CM General Liability		
Receiving of Pre-Purchased Materials		
Safety & Fire Protection		
Scheduling		
Shop Drawing Review		
Transportation Cost of Project Manager		
Utilities Related to Field Office		
Writing Contracts		
On-Site Vehicle		
Reproduction Expenses (except construction Documents)		
Telephone Expenses / Fax Machine Expenses		
Postage/UPS		
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	T	

31

# **Project Experiences**Required format-Use one for each project

Firm Name:

Project Name/Description	
Start/Completion Date	
Architect's Name	
General Contractor	
Delivery Method	
Architect's Estimated Cost	
Original Construction Cost	
Final Construction Cost	
Total Square Footage	
Number of Jail Beds (indicate whether single or double bunked)	
Owner Information: Contact Name Title Entity Name Address Phone Email Address	

Your Budget/Audit Committee considered Communication No. 3-16-6 from Christina Harrington, Public Health Director, requesting approval of \$53,000 from the Public Improvement Fund to engage WTA Architects for facility clinical design and bidding for the integration of primary care with Public Health. (Original request from March 2021)

We met with Ms. Harrington via Zoom who informed the committee that through partnership with CMU Health and Saginaw County Health Department (SCHD), leadership at both organizations continue to engage in discussions on how better to serve Saginaw County residents by providing quality health care services. The discussions between Dr. Shaheen, Dr. Pruitt and the Health Director have developed a phased approach for the integration of primary care into health department services. The phased approach for clinical integration consists of moving Dr. Pruitt's primary care office into the SCHD building. This first step will better equip the Health Department facility to provide quality primary care to existing CMU Health patients and SCHD clients. Engaging WTA Architects to design the clinical space, provide architectural drawings, and assist with contract bidding is the first step in the process to begin renovations.

We recommend approval to utilize \$53,000 from the Public Improvement Fund to secure WTA Architects for the first floor facility clinical design and assist with contract bidding for the integration of primary care with Public Health.

Respectfully Submitted,
COMMITTEE ON BUDGET/AUDIT

s/	s/
Dennis H. Krafft, Chair	Christopher S. Boyd, Vice-Chair
s/	s/
Jack B. Tany	James G. Theisen
s/	
Carl F Ruth	

Your Budget/Audit Committee considered Communication No. 6-22-18 from Tony DePelsMaeker, Maintenance Director, requesting approval to amend the 2021 Capital Improvement Budget by \$43,600 to complete projects during this fiscal year in the 70<sup>th</sup> District Court, including Probation and Traffic, (Painting @ \$17,600) and the Prosecutor's Office (Carpet @ \$26,000).

We met with Mr. DePelsMaeker via Zoom who explained painting of the Probation and Traffic Departments is necessary as these offices have not been painted in some time and deterioration of the existing paint is evident. The carpet in the lobby and hallway areas of the Prosecutor's Office was replaced recently and the Prosecutor's office has requested replacement carpet in individual offices to match.

We recommend approval to amend the 2021 Capital Improvement Fund Budget by \$43,600 to complete projects in the 70<sup>th</sup> District Court (Probation/Traffic) and the Prosecutor's Office.

Respectfully Submitted,
COMMITTEE ON BUDGET/AUDIT

s/	s/
Dennis H. Krafft, Chair	Christopher S. Boyd, Vice-Chair
s/	s/
Jack B. Tany	James G. Theisen
s/	
Carl E. Ruth	

Your Budget/Audit Committee considered Communication No. 6-22-21 from Jessica Sargent, Commission on Aging (COA) Director, requesting approval of FY 2021 Budget adjustments to

- 1) Foster Grandparent Program to accommodate meal stipends for program volunteers;
- 2) Acceptance of \$22,000 in grant funding from the Meals on Wheels Association of America; and
- 3) Acceptance of \$377,000 grant from AmeriCorps Senior to expand the Foster Grandparent Program to Midland and Bay Counties.

We met with Ms. Sargent via Zoom who explained that 1) moving \$12,000 in funds from travel expenses that were not incurred during the pandemic into Food to cover meal reimbursement is an allowable expense within the fund; 2) acceptance of the \$22,000 in grant funding from the Meals on Wheels Association of America authorizes the purchase of 5-pack boxes of shelf stable emergency food for the Meals on Wheels and senior center participants, to purchase and assemble 250 personal needs care packages, and to purchase storage cabinets for the Marie Davis Senior Center. The grant does not require a local match; 3) addition of new budget activity for the Foster Grandparent Program (FGP) to accept a federal grant from AmeriCorps Senior awarded to the COA in the amount of \$377,000 (equally for the remaining two years on a three year grant cycle) will allow expansion of the present program to Midland and Bay counties and allow volunteers to serve Saginaw, Midland and Bay counties and includes opportunities for an additional 58 volunteers. The grant requires a local match, which includes In-Kind Donations; a cost share with participating schools and local millage monies described below. This opportunity could not come at a better time, as seniors and school-aged children have both faced unprecedented challenges during the COVID-19 pandemic, and could both benefit from the additional opportunities to engage in our tri-county region.

FUNDING SOURCES	
AmeriCorps /CNCS Grant	\$377,000.00
In-Kind Donations	30,024.00
Fund Balance	42,597.00
Total Funding Sources	\$449,621.00

We recommend approval of the requested Budget Adjustments to the FY 2021 Budget noted above.

# Respectfully Submitted, COMMITTEE ON BUDGET/AUDIT

s/	s/
Dennis H. Krafft, Chair	Christopher S. Boyd, Vice-Chair
s/	s/
Jack B. Tany	James G. Theisen
s/	
Carl E. Ruth	

Your Budget/Audit Committee considered Communication No. 6-22-22 from Vanessa Guerra, County Clerk, requesting 1) Funding to continue the use of temporary employees in the Circuit Court Records office; and 2) Capital outlay funding to expedite technology upgrades in the County Clerk's office.

We met with Ms. Guerra via Zoom who explained that both items in this request are urgently needed. Continuing funding to allow the use of temporary employees in the Circuit Court Records Office will provide much needed support for current staff. Additional constraints are occurring due to lack of updated technology. The use of Capital Outlay funds will allow the County Clerk's Office to expedite the upgrade in technology originally planned for FY 2022, provide staff with the necessary laptops, docking stations, connectivity, and cases to properly transport the equipment when the need arises for employees move to a different work station and allow the ability for employees to work from home when necessary.

We recommend approval to 1) Continue funding for the use of temporary employees in the Circuit Court Records Office, using \$16,000 from fund balance; and 2) Use Capital Outlay funds in the amount of \$23,652 to expedite technology upgrades in the County Clerk's Office.

Respectfully Submitted,
COMMITTEE ON BUDGET/AUDIT

s/	s/
Dennis H. Krafft, Chair	Christopher S. Boyd, Vice-Chair
s/	s/
Jack B. Tany	James G. Theisen
s/	
Carl E. Ruth	

Your Labor Relations Committee considered Communication No. 6-22-32 from Jennifer Broadfoot, Personnel Director, and requesting adoption of a change to County practice to allow "Education" for "Experience" in the hiring process, limiting the practice to clerical/technical and lower classified / entry-level professional positions.

We met with Ms. Broadfoot via Zoom who informed the committee that the County has a long-standing practice of allowing for the substitution of experience for education in the writing of job descriptions and job postings and the screening of applicants. Recently, some inquiries from Departments regarding the substitution of education for experience. Several other public sector employers who allow for the substitution of education for experience have been made. The following education to experience ratio equivalency was used:

- 30 to less than 60 credit hours one year of experience
- 60 to less than 90 credit hours two years of experience
- 90 to less than 120 credit hours three years of experience
- 120 or more credit hours four years of experience

Qualifying post high school education would include college or vocational school training. Any education used to substitute for experience would have to be beyond that which was required for the position.

In implementing this practice, Department Heads would have the capability when drafting job descriptions and postings to note the ability to substitute education for experience as they do now when allowing for the substitution of experience for education. Ms. Broadfoot suggested limiting the practice to clerical/technical and lower classified/entry-level professional positions. She would not recommend its utilization for positions that supervise or manage employees, due to the need to have experience in employee supervision for many of these positions.

We recommend approval to adopt a change to County practice to allow "Education" for "Experience" in the hiring process, and limiting the practice to clerical/technical and lower classified / entry-level professional positions.

s/	s/
Michael A. Webster, Chairman	Kyle R. Harris, Vice-Chair
s/	s/
Gerald D. Little	Sheldon Matthews
s/	
Carl E. Ruth	

Your Labor Relations Committee considered Communication Nos. 6-22-23, 6-22-24, 6-22-28, and 6-22-33 from department heads requesting waiver of the hiring freeze and approval to fill vacant positions in their respective department as follows:

Requestor	<u>Department</u>	Position(s)
William Federspiel, Sheriff	Sheriff Department	Deputy (Law Enforcement Div.)
William Federspiel, Sheriff	Sheriff Department	Deputy (Law Enforcement Div.)
William Federspiel, Sheriff	Sheriff Department	Jail Security
Vanessa Guerra, County Clerk	Clerk's Office	Legal Clerk I
Tony DePelsMaeker, Maintenance Director	Maintenance	Custodian (PCN #101303)
Christina Harrington, Health Director	Health Department	Health Specialist I
Christina Harrington, Health Director	Health Department	(2) PT Hearing Technicians
Christina Harrington, Health Director	Health Department	Office Assistant II
Christina Harrington, Health Director	Health Department	WIC Supervisor

We recommend approval to waive the hiring freeze and fill the positions listed above.

s/	s/	
Michael A. Webster, Chairman	Kyle R. Harris, Vice-Chair	
s/	s/	
Gerald D. Little	Sheldon Matthews	
s/		
Carl E. Ruth	<del></del>	

Your Labor Relations Committee considered Communication No. 6-22-23 from Sheriff William Federspiel requesting waiver of the hiring freeze to (1) hire former Detective John Butcher for ten (10) hours per month as a liaison for the DEA and as a reference for drug cases; (2) [See Board Report 5.2] fill two (2) vacant deputy positions in the Law Enforcement Division; and (3) fill a vacant jail security position.

We met with Undersheriff Mike Gomez via Zoom who explained that Detective Butcher will be a liaison for the DEA and as a reference for drug cases. He is requesting approval to hire Detective Butcher for ninety (90)days and will come back to committee should more time be needed.

We recommend approval to waive the hiring freeze and hire former Detective John Butcher for ninety (90) days.

s/	s/
Michael A. Webster, Chairman	Kyle R. Harris, Vice-Chair
s/	s/
Gerald D. Little	Sheldon Matthews
s/	
Carl E. Ruth	

Your Labor Relations Committee considered Communication No. 6-22-35 from Jessica Sargent, Commission on Aging Director, requesting approval to: (1) Waive the hiring freeze and establish a temporary PCN for Food Service Supervisor; (2) Increase two (2) Kitchen Assistant positions from part-time to full-time status and delete one (1) part-time Kitchen Assistant PCN; and (3) Create a new PCN for Foster Grandparent Program Assistant and waive the hiring freeze for that position.

We met with Ms. Sargent via Zoom and she discussed with the committee the positions that need to be filled so the Commission on Aging can operate at full capacity.

We recommend approval to: (1) Waive the hiring freeze and establish a temporary PCN for Food Service Supervisor; (2) Increase two (2) Kitchen Assistant positions from part-time to full-time status, waive the hiring freeze for one (1) of the full-time positions, and delete one (1) part-time Kitchen Assistant PCN; and (3) Create a new PCN for Foster Grandparent Program Assistant and waive the hiring freeze for that position.

s/	s/
Michael A. Webster, Chairman	Kyle R. Harris, Vice-Chair
s/	s/
Gerald D. Little	Sheldon Matthews
s/	
Carl F Ruth	

Your Executive Committee met on June 15, 2021 via Zoom to consider a request (Communication No. 6-22-36) from Campus Partners 1 to hold a Public Hearing and approve a Resolution for the Issuance of Bonds to finance a project related to acquiring and improving certain charter school facilities within Saginaw County, specifically North Saginaw Charter Academy, 2332 Trautner Dr., Saginaw, MI 48604.

Saginaw County Bond Counsel, Roger Swets, provided the committee with background information regarding the need to hold a public hearing and for approval of a Resolution on the issuance of Bonds. In order for the Bonds to be issued on a tax-exempt basis, Section 147(f) of the Internal Revenue Code requires that the applicable elected representative of the governmental unit having jurisdiction over the area in which any facility, with respect to which financing is to be provided from the net proceeds of such issue is located, approve the bond issue after a public hearing following reasonable public notice. The Board of Commissioners of Saginaw County is the applicable elected representative because net proceeds of the financing will be used to acquire and improve certain charter school facilities within the County. Most importantly, there is no financial obligation on behalf of Saginaw County.

We recommend approval to hold a Public Hearing on the proposed issuance by the Industrial Development Authority of the County of La Paz (the "Authority") of qualified 501c(3) bonds (the "Bonds") as defined in section 145 of the Internal Revenue Code of 1986, as amended (the "Code") in one or more series pursuant to a plan of finance; further, we recommend approval of the Resolution that is presented under the regular order of business.

Respectfully Submitted, **EXECUTIVE COMMITTEE** 

s/	s/
Carl E. Ruth, Chairman	James G. Theisen
s/	s/
Sheldon Matthews	Michael A. Webster
s/	
Dennis H. Krafft	

I herewith submit for your approval the per diem to which members of this Board are entitled for attendance at Committee Meetings held May 2 - May 15, 2021.

The novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus not previously identified in humans and easily spread from person to person.

Virtual meetings are authorized by PA 228 of 2020 (MCL 15.263) and a Local Emergency Declaration dated April 8, 2021 until August 31, 2021.

Meeting	<u>Date</u>	Committee	Commissioner	<u>Amount</u>	<u>Total</u> Present
1	05/03/21	Human Services Committee via Zoom	Theisen	\$50.00	1
1.	03/03/21	Human Services Committee via 200m	Webster	\$50.00	1
			Little	\$50.00	1
			Winiecke	\$50.00	1
			Ruth	\$50.00	1
2	05/04/21	Courts & Public Safety Committee via Zoom	Matthews	\$50.00	1
2	03/04/21	Courts & Public Safety Committee via 20011	Boyd	\$50.00	1
			Harris	\$50.00	1
			Winiecke	\$50.00	1
			Ruth	\$50.00	1
2	05/05/24	Culus Duscontinu Council de Zoon	Ruth	\$50.00	1
3 4	05/05/21 05/05/21	Crime Prevention Council via Zoom County Services Committee via Zoom	หนเก Webster	\$50.00 \$50.00	1
•	03/03/21	County Services Committee via 200m	Krafft	\$50.00	1
			Ewing	\$50.00	. 1
			_	\$50.00	1
			Tany Ruth	\$25.00	1
5	05/06/21	Union/Mgmt. Benefit Committee via Zoom	Boyd	\$50.00	1
,	03/00/21	Official Wights Deficite Committees via 20011	Matthews	\$50.00	1
6	05/06/21	Budget/Audit Committee via Zoom	Krafft	\$50.00	1
· ·	05,00,22	2448647744444	Boyd	\$25.00	1
			Tany	\$50.00	1
			Ruth	\$50.00	1
7	05/07/21	MAC Finance & General Government via Zoom	Krafft	\$50.00	1
8	05/10/21	Labor Relations Committee via Zoom	Webster	\$50.00	1
0	03/10/21	Labor Relations committee via 20011	Harris	\$50.00	1
			Little	\$50.00	1
			Matthews	\$50.00	1
			Ruth	\$50.00	1
^	OE /11 /21	Saginaw Convention & Visitors Bureau via Zoom	Ruth	\$50.00	1
9	02/ TT/ 5T	Saginaw Convention & visitors bureau via 200m	NULLI	750.00	-

10	05/12/21	Committee of the Whole - Compensation	10 Present	\$500.00	10	
		Boyd, Ewing, Harris, Krafft, Little, Matthews, Ruth, Tany, Webster, Winiecke <i>Absent: Theisen</i>				
11	05/14/21	MAC Environmental viz Zoom	Webster	\$50.00	11	
		TOTAL		\$1.950.00	40	

Respectfully Submitted, Suzy Koepplinger, Board Coordinator (5-14-21)

#### **COMMITTEE COMPENSATION - 6.22.21.2**

June 22, 2021

I herewith submit for your approval the per diem to which members of this Board are entitled for attendance at Committee Meetings held May 16 - May 29, 2021.

The novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus not previously identified in humans and easily spread from person to person.

Virtual meetings are authorized by PA 228 of 2020 (MCL 15.263) and a Local Emergency Declaration dated April 8, 2021 until August 31, 2021.

					<u>Total</u>
Meeting	<u>Date</u>	<u>Committee</u>	<u>Commissioner</u>	<u>Amount</u>	<u>Present</u>
1	05/17/21	Northern Michigan Counties Association via Zoom	Theisen	\$50.00	1
2	05/18/21	Labor Relations Committee - Special via Zoom	Webster	\$25.00	1
			Harris	\$25.00	1
			Little	\$25.00	1
			Matthews	\$25.00	1
			Ruth	\$25.00	1
3	05/18/21	Board Session via Zoom	11 Present	\$550.00	11
		Boyd, Ewing, Harris, Krafft, Little, Matthews, Ruth, Tany, Theisen, Webster, Winiecke			
4	05/19/21	Saginaw Valley Zoological Soc Brd via GoToMeeting	Matthews	\$50.00	1
			Little	\$50.00	1
5	05/19/21	Animal Control Advisory Council via Zoom	Ewing	\$50.00	1
6	05/20/21	Frankenmuth CVB	Krafft	\$50.00	1
7	05/20/21	Commission on Aging via Zoom	Ewing	\$50.00	1
8	05/20/21	City/County/School Liaison via Zoom	Ruth	\$50.00	1
			Little	\$50.00	1
			Tany	\$50.00	1
9	05/21/21	MAC Agriculture & Tourism via Zoom	Harris	\$50.00	1
11	05/24/21	MAC Health & Human Services via Zoom	Webster	\$50.00	1
12	05/24/21	GLB Michigan Works! Joint Board via Zoom	Matthews	\$50.00	1
			Little	\$50.00	1
			Ruth	\$50.00	1
			Tany	\$50.00	1
			Webster	\$25.00	1
13	05/26/21	GLB CVB via Zoom	Ruth	\$25.00	1

12	05/26/21	Committee of the Whole - In Person & Via Zoom	11 Present	\$550.00	11	
		New Animal Control Building Plans				
		Boyd, Ewing, Harris, Krafft, Little, Matthews, Ruth,				
		Tany, Theisen, Webster, Winiecke				
		TOTAL	L	\$2,025.00	44	

Respectfully Submitted, Suzy Koepplinger, Board Coordinator (5-28-21)

#### **COMMITTEE COMPENSATION - 6.22.21.3**

June 22, 2021

I herewith submit for your approval the per diem to which members of this Board are entitled for attendance at Committee Meetings held May 30 - June 12, 2021.

The novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus not previously identified in humans and easily spread from person to person.

Virtual meetings are authorized by PA 228 of 2020 (MCL 15.263) and a Local Emergency Declaration dated April 8, 2021 until August 31, 2021.

Meeting	<u>Date</u>	<u>Committee</u>	Commissioner	<u>Amount</u>	<u>Total</u> <u>Present</u>
1	06/02/21	Crime Prevention Council via Zoom	Ruth	\$50.00	1
2	06/04/21	Saginaw Future, Inc. via Zoom	Webster	\$50.00	1
3	06/08/21	Community Corrections Advisory Board via Zoom	Theisen	\$50.00	1
4	06/08/21	Courts & Public Safety Committee via Zoom	Matthews	\$50.00	1
			Boyd	\$50.00	1
			Winiecke	\$50.00	1
			Ruth	\$50.00	1
			Harris	\$50.00	1
5	06/09/21	County Services Committee via Zoom	Webster	\$50.00	1
			Krafft	\$50.00	1
			Ewing	\$50.00	1
			Tany	\$50.00	1
			Ruth	\$50.00	1
6	06/10/21	Budget/Audit Committee via Zoom	Krafft	\$50.00	1
			Boyd	\$25.00	1
			Tany	\$50.00	1
			Theisen	\$50.00	1
			Ruth	\$50.00	1
		тотл	<b>AL</b>	\$875.00	18

Respectfully Submitted, Suzy Koepplinger, Board Coordinator (6-11-21)

### **VI. RESOLUTIONS (6-22-2021)**

Res. "A" – Approving, in accordance with Sec. 147(f) of the Internal Revenue Code of 1986, as amended, the issuance of Bonds to finance a project for Campus Partners 1

# RESOLUTION "A" BOARD OF COUNTY COMMISSIONERS COUNTY OF SAGINAW, MICHIGAN

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 June, 2021 at 5:00 p.m.

Present:	
	Commissioner offered the following resolution and moved for adoption The motion was seconded by Commissioner
	APPROVING, IN ACCORDANCE WITH SECTION 147(f) OF THE INTERNAL
	REVENUE CODE OF 1986, AS AMENDED, THE ISSUANCE OF BONDS TO
	FINANCE A PROJECT FOR CAMPUS PARTNERS 1

WHEREAS, Campus Partners 1 ("CP1"), has represented that it is a non-profit corporation organized and existing under the laws of the State of Michigan that has applied to the Internal Revenue Service to be recognized as a tax-exempt organization as described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), which is exempt from federal taxation under Section 501(a) of the Code, and has requested The Industrial Development Authority of the County of La Paz (the "Authority"), an Arizona nonprofit corporation designated a political subdivision of the State of Arizona, to issue its revenue bonds in one or more series pursuant to a plan of finance for the project described below within the County in an aggregate principal amount not to exceed \$15,000,000 (the "Bonds") and to lend the proceeds thereof to CP1 and its affiliates, all single member limited liability companies and disregarded entities of CP1 (collectively, the "Borrower") to be used to finance or reimburse all or a portion of the costs of a project (the "Project") that consists of (1) the acquisition of and improvements to a public charter school facility (the "Charter School Facility") identified below for use in its school operations at the location and in the estimated maximum principal amount listed below; (2) the funding of any required reserves; and (3) the payment of the costs of issuance of the Bonds. CP1 has further represented that the Borrower will lease the Charter School Facility to qualified 501(c)(3) entities or governmental entities, and that the Charter School Facility will be owned by the Borrower as the initial legal owner;

Charter School Facility	<u>Location</u>	Maximum Amount in each Location
North Saginaw Charter Academy	2332 Trautner Drive,	\$15,000,000
	Saginaw, MI 48604-9593	

and,

WHEREAS, Section 147(f) of the Code requires that the applicable elected representative of the governmental unit on behalf of which bonds are issued and of each governmental unit having jurisdiction over the area in which any facilities with respect to which financing is to be provided from the net proceeds of such bonds is located, approve bonds after a public hearing in order for a private activity bond to be a qualified bond under the Code; and,

WHEREAS, in accordance with Section 147(f) of the Code, a public hearing was held by the Saginaw County Board of Commissioners on June 22, 2021 in connection with the issuance of the Bonds via Zoom teleconference following posting of a notice of such hearing on this County's website and [no one from the general public [appeared][commented] at such hearing] [a copy of the minutes of such meeting are attached hereto]; and,

WHEREAS, the Saginaw County Board of Commissioners is the applicable elected representative of the governmental unit having jurisdiction over the area in which the Charter School Facility is located.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SAGINAW COUNTY THAT:

SECTION 1. The Board of County Commissioners of the County of Saginaw, pursuant to Section 147(f) of the Code, hereby approves the issuance by the Authority of the Bonds in an aggregate principal amount up to \$15,000,000 to finance the Project. The Bonds shall not be in any way a debt or liability of the County of Saginaw and the County of Saginaw shall not have any obligation with respect to the payment of the principal or redemption price of or interest on the Bonds. The County of Saginaw, by adoption of this resolution, assumes no liability to CP1, the Authority, the Borrower or any other person for any loss or damage that may result from the adoption hereof or from the Project and assumes no responsibility for the Project or any representations made by CP1 to the County.

SECTION 2. The foregoing approval is for the purposes of the applicable provision of the Code as aforesaid, and does not constitute approval for any permit, license or zoning required for the construction or occupancy of any facilities to be financed or refinanced as part of the Project.

SECTION 3. All resolutions or parts of resolutions inconsistent herewith are hereby repealed.

After discussion, the vote was:

Yeas:

Nays:

Total: - 11

STATE OF MICHIGAN	)
	)ss
COUNTY OF SAGINAW	)

I, the undersigned, the duly qualified and acting County 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 22nd day of June, 2021. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 22<sup>nd</sup> day of June, 2021.

Vanessa Guerra, County Clerk County of Saginaw

4853-0688-4334 v1 [9355-41]

#### VII. CLOSING PROCEDURE (6-22-2021)

- a.
- 1) Unfinished Business None
- 2) Proclamations None
- 3) Appointments and Elections

## **APPOINTMENTS**

Pursuant to Article VII, 7.1.2 of the Board Rules, Chair appointments, if any, will be listed on the Addendum distributed at the June 22, 2021 Board Session.

## **ELECTIONS**

None

- b. Announcements by the Chair
- c. Commissioner Audiences
- d. Adjournment

6-18-21/sek