BOARD OF COMMISSIONERS
REGULAR SESSION
THURSDAY, FEBRUARY 28, 2013, 7 P.M.

FINAL AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Invocation by Commissioner Marvin Sauger
5. Adoption of Agenda, AS AMENDED, TO INCLUDE #12 AND 13
6. Approval of Minutes dated January 24 and February 21 (special), 2013 (previously distributed)
7. Public Participation (five minutes maximum per speaker, or longer at the discretion of the Chairperson related only to issues contained on the agenda)
8. Approval of Henry Ford Macomb Hospital as the Occupational Health Care Services Provider for County of Macomb (referred from 2-27-13 Finance Committee meeting) (page 1)
9. Board Chair’s Report (page 30) (attached)
10. COMMITTEE REPORTS:
   a) Government Operations, February 25 (page 68) (attached)
   b) Ad Hoc on Board Rules, February 25 (page 73) (attached)
   c) Finance, February 27 (page 86) (attached)
   d) Economic Development, February 28 (no report)

MACOMB COUNTY BOARD OF COMMISSIONERS
David J. Flynn – Board Chair
Kathy Tocco – Vice Chair
Mike Boyle – Sergeant-At-Arms
District 4 District 11 District 10
Toni Moceri – District 1
Marvin Sauger – District 2
Veronica Klinefelt – District 3
Robert Mijac - District 5
James Carabelli – District 6
Don Brown – District 7
Kathy Vosburg – District 8
Fred Miller – District 9
Bob Smith – District 12
Joe Sabatini – District 13
11. Correspondence from Executive

12. Approve Memorandum from Independent Counsel Re: Budget Amendments from Countywide Elected Officials (page 100)

13. Memorandum from Corporation Counsel Re: Intergovernmental Agreement for Regional Emergency Dispatch Services (for informational purposes) (page 102)

14. Adoption of Resolutions:
   a) Designating Public Fund Depositories in Compliance with Act 40 Public Acts of 1932 as Amended (offered by Board Chair on behalf of Board; recommended by Finance Committee on 2-27-13) (page 104)

15. Adoption of Proclamations:
   a) Commending Nora Cassidy on Honor of Being Chosen St. Patrick’s Day Parade Grand Marshall (offered by Klinefelt; recommended by Finance Committee on 2-27-13; previously provided at committee meeting)
   b) Commending Village of Romeo – 175th Anniversary (offered by Brown; recommended by Finance Committee on 2-27-13; previously provided at committee meeting)
   c) Commemorating the Renaming of the Macomb Township Post Office to Lance Corporal Anthony A. DiLisio Clinton-Macomb Carrier Annex (offered by Sabatini; recommended by Finance Committee on 2-27-13; previously provided at committee meeting)

16. New Business

17. Public Participation (five minutes maximum per speaker or longer at the discretion of the Chairperson)

18. Roll Call

19. Adjournment
To: David Flynn, Board Chair

From: Pamela J. Lavers, Assistant County Executive

Date: February 21, 2013

RE: Agenda Item – Finance, Occupational Health Services Agreement

Attached is a resolution and contract for approval from the Finance Department for Henry Ford Macomb Hospital to provide Occupational Health Care Services for the County of Macomb.

The Executive Office respectfully submits this agenda item for the Commission’s consideration and recommends approval of the Occupational Health Services Agreement as stated in the attached resolution.

PJL/smf

cc: John Anderson
    Peter Provenzano
RESOLUTION NO.

FULL BOARD MEETING DATE: 2/28/2013

AGENDA ITEM: ______________________

MACOMB COUNTY, MICHIGAN


INTRODUCED BY: CHAIRPERSON FRED MILLER, FINANCE COMMITTEE

Macomb County currently contracts with Henry Ford Macomb Hospital and Concentra Inc., for all Occupational Health Care needs. Macomb County’s three (3) year contract with these providers expired 12/31/12. RFP 50-12 “Occupational Health Care Services” was posted on the MITN system by the Purchasing Department from November 2012 through December 6, 2012. The Purchasing Department received only one qualifying proposal – Henry Ford Macomb Hospital. This proposal was reviewed by Human Resources / Labor Relations, Department of Roads, Martha T. Berry Medical Facility, and Risk Management. The proposal met or exceeded all of the objectives posed by RFP 50-12.

Macomb County contracts with the Occupational Health Care Provider for the treatment of “on the job” employee injuries, physical exams and various medical screenings required by MDOT, etc.

COMMITTEE/MEETING DATE
FINANCE COMMITTEE – 2/27/13 REFERRED TO 2-28-13 FULL BOARD MEETING

Full Board 2-28-13
To: Mark Deldin  
Deputy County Executive

From: Peter Provenzano  
Finance Director

SUBJ: CONTRACT/PROGRAM REVIEW REQUEST

Title: Occupational Health Services Agreement - Henry Ford Macomb Hospital

Dept: Finance  
Contact Person: John Anderson

Date: 2-1-13  
Telephone Number: 469-6349

Initial  Revision  Extension  Final  Other:

Office of Corporation Counsel

Approved:  
Dated: 2-7-13

Office of Risk Management

Approved:  
Dated: 2-1-13

Finance Department

Approved:  
Dated: 2-5-13

Office of County Executive

Approved:  
Dated: 2-11-13

Contract/Program Synopsis:
Contract effective 3-1-13 through 2-29-16

This contract requires Board of Commissioners approval

*When rejected Attach Explanation contract.app 06/26/97 files.
Memorandum

To: Mark A. Hackel – Macomb County Executive

From: John P. Anderson, Esq. – Risk and Insurance Manager

Date: 2-4-13

Re: Occupational Health Care Services Agreement

Background:

Macomb County currently contracts with Henry Ford Macomb Hospital and Concentra Inc., for all Occupational Health Care needs. Macomb County’s three (3) year contract with these providers expired 12/31/12. RFP 50-12 “Occupational Health Care Services” was posted on the MITN system by the Purchasing Department from November 2012 through December 6, 2012. The Purchasing Department received only one qualifying proposal – Henry Ford Macomb Hospital. This proposal was reviewed by Human Resources/Labor Relations, Department of Roads, Martha T. Berry and Risk Management. The proposal met or exceeded all of the objectives posed by RFP 50-12.

Macomb County contracts with the Occupational Health Care provider for the treatment of “on the job” employee injuries, physical exams and various medical screenings required by MDOT, etc.

Attached you will find the contract, fee schedule and provider locations. The County spent approximately $150,000 in 2012 for these services. All Workers’ Compensation services provided at Henry Ford Macomb Hospital facilities shall be rendered at the State of Michigan Workers’ Compensation Fee Schedule less 20%. This represents a 20% savings over what Macomb County currently pays. The term of this contract will be three (3) years - March 1, 2013 through February 29, 2016.

Attachment
OCCUPATIONAL HEALTH SERVICES AGREEMENT

THIS AGREEMENT, by and between the COUNTY OF MACOMB (hereinafter referred to as the County) and HENRY FORD MACOMB HOSPITAL CORPORATION d/b/a HENRY FORD MACOMB BUSINESS HEALTH (hereinafter referred to as HFMH) is effective as of the 1st day of March 2013, through February 29, 2016.

WHEREAS, the County desires to enter into an occupational health services agreement with HFMH to provide the delivery of medical services to employees as a result of work related injuries and occupational illnesses and exposures as well as post offer, safety and prevention services, and specialized medical services.

WHEREAS, HFMH through its affiliates is in the business of and qualified to provide such occupational health and wellness services and desires to prove such services for the County under the terms and conditions hereafter stated;

NOW, THEREFORE, with the intent to be legally bound, and in consideration of the covenants and promises hereinafter made, the parties hereto agree as follows:

A. SUMMARY OF REQUEST FOR PROPOSAL

The County of Macomb is seeking a comprehensive Occupational Medicine Service provider to meet its employee health care workers’ compensation injury care needs. Macomb County has 2,800 full-time employees, as well as 540 part-time and 50 seasonal employees in varied job classifications.

The County of Macomb has requested that services provided include pre-placement, return to work, mandated examinations, medical surveillance, employee drug assistance program referrals, immunizations, wellness and safety program assistance, employee drug testing, worker injury and illness care, and management and functional rehabilitation. These services are to be coordinated with the County and its third-party administrator (TPA) for worker’s compensation as appropriate. Additionally, the County seeks periodic statistical reporting as delineated in the request for proposal.

The health care services request include injury care available 7 days per week, 24 hours per day, at the provider’s facilities as well as regular clinic hours for employee health services. The implementation date for this contract is March 1, 2013.

Additionally, Macomb County requests specialized services in the provision of Body Fluid Exposure treatment and oversight of the Blood-Borne Pathogens program, and disability management and case review for the Macomb County Retirement Commission.
B. PROPOSED DELIVERY OF SERVICES

HFMH submitted its proposal to provide occupational health services to the employees of the County in its Proposal for BID Item RFP-50-12 dated December 6, 2012 (“Proposal”). HFMH is proud to be able to provide unique services that are not available among our competitors. These include the following:

- Medical direction and clinical care are provided by board-certified occupational medicine specialists with dual specialty in internal medicine and additional expertise in toxicology and epidemiology. Our occupational medicine physicians have two decades of experience in treating occupational injuries and illnesses in providing guidance to clients dealing with regulatory issues in occupational health and safety.

- Our occupational medicine specialists are in active practice and will provide the medical care to the employees of the County. Their involvement is not a titular role for the purposes of submitting proposals, but involves direct patient care.

- Medical services for the County’s employees included in the Fee Schedule set for in Appendix F of the Proposal must be provided at the four (4) health center sites owned by HFMH, the affiliated medical clinic Benchmark Healthcare, Inc. or the network of Henry Ford Macomb Urgent Care Center sites located throughout Macomb County as specifically identified in Schedule 1, attached hereto.

All of HFMH’s sites provide extended hours, further supported by 24-hour care at the HFMH Clinton Township Hospital Emergency Department. It is expected that during normal business hours, County employees will seek services under this Agreement at HFMH’s health center clinics, unless the nature of medical condition requires urgent or emergent care. The Urgent Care Centers and/or Emergency Center will only be utilized as medically necessary or when the health center clinics are closed. The Fee Schedule for services required to be obtained at HFMH’s Urgent Care Centers or Clinton Township Hospital Emergency Department will be honored by HFMH but it is understood that professional services provided at the Clinton Township Hospital Emergency Department are provided by physicians who are independent contractors and are not party to this Agreement. Professional services provided at the Clinton Township Hospital Emergency Department will be billed at the prevailing rates and are not subject to the fees in the Proposal. Occupational services provided to any County employee at any HFHS facility, other than the HFMH clinic and facility sites expressly identified in Schedule 1, will be billed at prevailing rates and the discounted rates identified in the Proposal shall not apply.
• All HFMH physicians providing medical care are board-certified within their respective specialties.

• The Specialty Center provides access to communication with our medical director and our specialty team 24 hours per day, seven days per week. The Business Health administrative director, William Bowser, is also available 24 hours per day to serve the needs of the County.

• In the event occupational services are required beyond the scope of the HFMH clinic sites, facilities and physicians expressly identified in the Proposal, HFMH will work with the County and its employees to gain streamlined access to the multi-specialty network of physicians and facilities of HFMH and Henry Ford Health System, including the Henry Ford Medical Group and the Henry Ford Physicians Network. Services from these affiliated facility and physician resources are not included in the fee structure attached as Schedule 1 and will be provided and billed to the County at the prevailing rates.

**ARTICLE I – HEALTH CARE SERVICES**

1.1 **General Engagement:** The County hereby engages HFMH to provide for the delivery of reasonable and necessary medical services to employees of the County as a result of work-related injuries or illness as well as safety and prevention services, and HFMH accepts such engagement according to the terms and provision hereof and subject to the requirements set forth in the RFP 50-12 and HFMH’s Proposal for BID Item RFP-50-12 dated December 6, 2012. To the extent there is a modification or conflict between the terms of the RFP 50-12 and HFMH’s Proposal for BID Item RFP-50-12 dated December 6, 2012, the terms of HFMH’s Proposal for BID Item RFP-50-12 dated December 6, 2012 shall prevail. To the extent there is a modification or conflict between this Agreement and HFMH’s Proposal for BID Item RFP-50-12 dated December 6, 2012, the terms of this Agreement shall prevail.

1.2 **Hours and Location of Services:** HFMH agrees to provide occupational health services 24 hours a day seven days a week consistent with the terms of this Agreement. In addition to the 24/7 location identified below, HFMH offers additional locations for treatment as identified in Schedule 1, attached hereto.

24/7 Location:
HFMH – Clinton Township
15855 Nineteen Mile Road
Clinton Township, MI 48038
(586) 263-2600 phone
(586) 263-2446 fax
1.3 *Specialty Services:* HFMH may provide safety and wellness services including seminars to employees and occupational health consultation to the Department of Human Resources/Labor Relations.

**ARTICLE II – PERSONNEL**

2.1 *Staffing:* HFMH will staff its clinics with sufficient medical and technical personnel to provide the necessary medical care needed for employees of County.

2.2 *Licensure, Certification and Registration of Personnel:* All personnel, including employees and subcontractors, provided or made available by HFMH to render services hereunder will be licensed, certified or registered, as appropriate, in their respective areas of expertise pursuant to applicable Michigan law.

**ARTICLE III – COUNTY RESPONSIBILITIES**

3.1 The County agrees to:

- Instruct the employees “when presenting themselves to HFMH to identify them as a Macomb County Employee.”
- Coordinate case management with the third party claims administrator, Human Resources/Labor Relations Department.
- Compensate HFMH as set forth in 5.1 below.

**ARTICLE IV – TERM AND TERMINATION OF AGREEMENT**

4.1 *Contract Term:* This contract shall be effective for a three (3) year period, commencing at 12:01 am on March 1st, 2013. The County reserves the right to extend this contract on a year-to-year basis if it appears to be in the best interest of the County and is agreeable with HFMH. The County reserves the right to extend the term when necessary to continue a source for employee occupational health services wherever new or replacement contracts are not completed prior to the expiration date. Such extensions shall not exceed ninety (90) calendar days.

4.2 *Termination:* This contract may be terminated by either party for cause upon thirty (30) days written notice, which notice shall set forth grounds for termination provided, however, if such cause is cured within such thirty (30) day period, then such notice of termination shall be of no force or effect.
ARTICLE V – COMPENSATION

5.1 Compensation: HFMH shall bill the County’s Workers’ Compensation TPA for Workers’ Compensation Clinical services rendered by HFMH to County employees subject to the fee schedule attached in Appendix A.

5.2 Workers’ Compensation Services: All Workers’ Compensation services provided at the facilities outlined in Schedule 1 shall be rendered at the State of Michigan Worker’s Compensation Fee Schedule less 20%.

5.3 Non-Workers’ Compensation Services: The fees for all Non-Workers’ Compensation related services provided at the facilities outlined in Schedule 1 shall be fixed for the three-year term of this contract, as described in the fee schedule attached to HFMH’s Proposal, and billed directly to the County Human Resource/Labor Relations Department for processing.

5.4 Other Facility Services. Services provided at facilities outside of the sites listed in Schedule 1 are independent of this Agreement and the Proposal and billing and payment for the service is between the provider and the County and will be at prevailing rates unless otherwise negotiated between the parties.

5.5 All fees owed by the County shall be paid within thirty (30) days of invoice.

ARTICLE VI – INSURANCE

6.1 Insurance: HFMH will carry professional liability insurance written on an occurrence basis with limits of liability of not less than One Million Dollars ($1,000,000) as combined single limit for each occurrence of bodily injury and personal injury with an annual aggregate of not less than Two Million Dollars ($2,000,000).

HFMH shall also carry Workers’ Compensation Insurance, meeting Michigan’s statutory requirements and employers’ liability insurance with minimum limits of One Hundred Thousand Dollars ($100,000) for each accident.

6.2 Indemnification: HFMH agrees to protect, defend, indemnify and hold the County of Macomb and its Commissioners, officers, employees and agents free and harmless from and against any and all losses, penalties, damages, settlements, costs, charges, professional fees, or other expenses or liabilities of every kind and character arising out of or relating to any and all claims, legal fees, liens, demands, court costs, obligations, action, proceedings or causes of action of every kind and character in connection with or arising directly or indirectly out of this agreement and/or the performance hereof. Without limiting the generality of the foregoing, any and all such claims, etc., relating to personal injury, death, damage to property, defects in materials or workmanship, or any actual or alleged violation of any applicable statute,
ordinance, administrative order, rule or regulation, or decree of any court, shall be included in the indemnity hereunder.

HFMH further agrees to investigate, handle, respond to, provide defense for and defend any such claims, etc., at their sole expense and agrees to bear all other costs and expenses related hereto, even if it (claims, etc.) is groundless, false or fraudulent. In any case in which this indemnification would violate legal prohibition, the foregoing provision concerning indemnification shall not be construed to indemnify the County for damage arising out of the bodily injury to persons or damage to property caused by or resulting from the sole negligence of the County, it’s Commissioners, officers, employees or agents.

6.3 Governmental Immunity: By entering into this Agreement, the County does not waive its defense of governmental immunity or any defense otherwise provided to it by a Court or Statute in the event of a claim arising from or related to the services provided under this Agreement.

6.4 Living Wage Policy: HFMH follows the Macomb County Model.

**ARTICLE VII – MISCELLANEOUS**

7.1 Independent Contractor Status: County expressly acknowledges that HFMH is an independent contractor, and nothing in this Agreement is intended nor shall be construed to create an agency relationship, an employer/employee relationship, a joint venture relationship, or any other relationship allowing the County to exercise control or direction over the manner or method by which HFMH or its contractors perform hereunder.

7.2 Assignment: This Agreement may not be assigned by HFMH without the express written consent of the County.

7.3 Governing Law: This Agreement and the rights and obligations of the parties hereto shall be governed by, and construed according to, the Laws of the State of Michigan.

7.4 Agreement Modifications: Any changes or modification to this Agreement must be in writing and authorized by the appropriate governing bodies for each party hereto.
IN WITNESS WHEREOF, the parties have set their hands and seals hereto effective as of March 1, 2013.

MACOMB COUNTY:

BY: ________________________________________
   Mark Deldin, Deputy County Executive

HENRY FORD MACOMB HOSPITAL CORPORATION

BY: ________________________________________

Printed Name: ________________________________

Title: ________________________________
Appendix A

Fee Schedule
RFP 50-12
OCCUPATIONAL HEALTH SERVICES

- Are you able to submit bills for service to the County’s TPA within (20) days of the date of service?
- Document your average wait time for injuries, and non-injury services:
- Can you provide the county with (24-7), including holidays, urgent care services at a single location? If not, specify the hours of operations at other locations:
- Describe your Specialty Physician Network and where are these services provided:
- What back-to-work system do you employ?
- Please list all possible clinic locations that can service the Macomb County account:

**SECTION VI**

**Fee Schedule**

**Exams and Screenings Services:**

<table>
<thead>
<tr>
<th>Service</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Basic Employment Physical</td>
<td>$30.00</td>
</tr>
<tr>
<td>D.O.T. Physical</td>
<td>$40.00</td>
</tr>
<tr>
<td>Audiogram</td>
<td>$12.00</td>
</tr>
<tr>
<td>Respirator Pulmonary Function Test</td>
<td>$40.00</td>
</tr>
<tr>
<td>Training - each class</td>
<td>$app. H</td>
</tr>
<tr>
<td>Medical Evaluation questionnaire</td>
<td>$15.00</td>
</tr>
<tr>
<td>Fit Testing -- Face Mask, (confined space) MIOSHA</td>
<td>$25.00</td>
</tr>
<tr>
<td>Pulmonary X-ray</td>
<td>$based on number of views</td>
</tr>
<tr>
<td>On site service expense vs. off site-clinic services</td>
<td>$see onsite/mobile pricing</td>
</tr>
<tr>
<td>TB Skin Test</td>
<td>$7.00</td>
</tr>
<tr>
<td>Flu Shot</td>
<td>$23.00</td>
</tr>
<tr>
<td>Hepatitis B Vaccination Series (3 Injections)</td>
<td>$156.00</td>
</tr>
<tr>
<td>Hepatitis B Booster</td>
<td>$52.00</td>
</tr>
<tr>
<td>Hepatitis B Titer</td>
<td>$31.00</td>
</tr>
<tr>
<td>Lumbar/6 view X-ray</td>
<td>$100.00</td>
</tr>
<tr>
<td>Chest/2 view X-ray</td>
<td>$71.00</td>
</tr>
<tr>
<td>Limb/complete X-ray</td>
<td>$based on number of views</td>
</tr>
<tr>
<td>EKG</td>
<td>$40.00</td>
</tr>
</tbody>
</table>
### RFP 50-12  
**OCCUPATIONAL HEALTH SERVICES**

- **Police Academy Medical Examinations**  
  $40.00

- **SWAT Team medical examinations as approved by MCOLES**  
  $40.00

- **Dive Team medical examinations as approved by MCSD**  
  $40.00

### Screening for Substance Abuse:

- **Alcohol Screen**
  - Breathalyzer  
    $27.00
  - Urine Alcohol  
    $30.00
  - Blood Alcohol  
    $27.00

- **Collection Only**
  - Urine  
    $17.00
  - Blood  
    $17.00
  - Hair  
    $17.00

### Drug Screen & Confirmation:

- **Quick Test**  
  $30.00

  - Five – Panel: Amphetamines, Marijuana, Cocaine, Opiates, Phencyclidine (PCP)  
    $30.00

  - Ten – Panel includes five-panel plus: Barbiturates, Benzodiazepines, Methadone, Methaqualone (Quaalude), Propoxyphene (Darvon)  
    $30.00

  - Law Enforcement Six-panel includes Five-panel plus: Amphetamines, Barbiturates, Benzodiazepines, Cocaine, Marijuana, Opiates  
    $30.00

  - NIDA Five-panel, Amphetamines, Cocaine, Marijuana, Opiates, Phencyclidine  
    $30.00

- **Medical Review Officer Services (M.R.O.)**  
  $Included in price of d/s

### Back-to-Work Screening/Testing:

- **Functional Capacity Evaluation**  
  $360.00

- **Work Hardening/Conditioning, Initial 2hr.**  
  $148.00

- **Work Hardening/Conditioning each additional hour**  
  $72.00

- **Work Site Analysis, Initial first hour**  
  $80.00

- **Work Site Analysis each additional (30) minutes**  
  $40.00

- **Work Site Treatment/Job Coaching, Initial first hour**  
  $80.00

- **Work Site Treatment/Job Coaching, each additional (30) minutes**  
  $40.00
RFP 50-12
OCCUPATIONAL HEALTH SERVICES

Work Site Employer/Employee consultations: per hour
Functional Job Description $80.00
Pre-work Screen = Functional Job Description $180.00
Pre-work Screen, routine $200.00
Other non-injury related services: describe:
Discount offered off the state of Michigan Workers’ Compensation Full Fee Schedule $40.00
Indicate your PPOM or comparable discount off the Full Fee Schedule $20%

*Please list any additional related services you can provide and any associated fees.

FORMS

INSTRUCTIONS
All Proposals must be submitted on the forms provided, properly executed and with all items filled out in ink or typed. Do not change or add words to the forms. Unauthorized conditions, limitations, or provisions on or attached to the forms may be cause for rejection of the proposal. Any Bidder information that is altered by erasure or by inter-lineation prior to submittal must be initialed and explained by notation above the signature of the Bidder.

LIST
The following is a list of forms that are to be completed and returned:

Federal E-Verify Program Page 18
Non-Collusion Affidavit Page 19
General Information Page 20
Work References Page 21
Bld Form Page 22

17 of 23
MOBILE HEALTH ONE
ONSITE SERVICES AND PRICES
MOBILE HEALTH ONE

OSHA COMPLIANCE
- Hearing Testing
- Hearing Education and Training
- Respiratory Certification and Training
- Respiratory Protection fit Testing

PHYSICAL EXAMS
- CDL Exams – Renewal/New
- Pre-placement Exams
- Medical Surveillance

OPTIONAL SERVICES
- Influenza Vaccines
- Chest X-ray, Routine (two views)
- Chest X-ray, B Read
- Pulmonary Function Testing
- EKG
- Blood/Urine Tests for Known Exposures
- Training and Education

WELLNESS PROGRAMS
- Health Risk Appraisal
- Blood Pressure Screening
- Vision Screening
- Audiogram
- Body Fat Analysis
- Cholesterol Screenings
- Glucose Testing
- PSA for Men (over age 40)
- Urinalysis

MOBILE HEALTH ONE is a fully equipped, state-of-the-art medical unit that brings the best of Henry Ford Occupational Health right to your workplace. We'll design a customer health program for your company that will work to reduce absenteeism, lower down time costs and encourage optimum health for your employees. And you can stop worrying about OSHA compliance, because Mobile Health One offers all required hearing and respiratory screenings.

For more information or to schedule a visit by Mobile Health One, call (313) 874-4284
# Henry Ford Occupational Health Fee Schedule

Customer: __________________________  Contact: __________________________  Date: __________________________

Address: __________________________  Phone: __________________________

<table>
<thead>
<tr>
<th>Mobile One</th>
<th>On-Site Services</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

## DOT EXAM - Initial or 2yr Recert.

- H & P: $43.00
- Vital Signs (height, weight, blood pressure): INCLUDED
- Snellen Eye Test: INCLUDED
- Tinnitus Eye Test: $14.00
- Whisper test: $8.00
- Audio Test: $21.00
- Urine Drug Test w/ MRO (non-quantitative): $40.00

## PHYSICAL EXAM

- Medical History: $43.00
- Vital Signs (HT, WT, BP): INCLUDED
- Physical Exam by clinician: INCLUDED
- Snellen Eye Test: INCLUDED
- Tinnitus Eye Test: $14.00

## CARDIOLOGY

- Exercise Stress with EKG: $362.00
- EKG (alone): $75.00
- Cardiologist Interpretation: $33.00
- Exercise Prescription: $27.00

## PERFORMANCE TESTING

- Lift Test (simple): $46.00
- Lift Test (complex Physical Performance Test): $66.00

## LAB

- Urinalysis (clipsite): $13.00
- Urinalysis (microscopic): $12.00
- Urine Cytology: $40.00
- CBC with platelet & differential: $20.00
- Cholinesterase, RBC: $30.00
- Glucose, urine, 24 hour: $40.00
- Lipid profile (cholesterol, triglycerides, HDL, calculated LDL): $38.00
- Complete Metabolic Panel: $20.00
- PSA: $36.00
- Stool occult blood: $14.00
<table>
<thead>
<tr>
<th>Service</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hep A Titer</td>
<td>$52.00</td>
</tr>
<tr>
<td>Hep B Titer</td>
<td>$52.00</td>
</tr>
<tr>
<td>Hep C Titer</td>
<td>$43.00</td>
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<tr>
<td>HIV</td>
<td>$20.00</td>
</tr>
<tr>
<td>Measles antibody titer</td>
<td>$31.00</td>
</tr>
<tr>
<td>Mumps antibody titer</td>
<td>$10.00</td>
</tr>
<tr>
<td>Rubella antibody titer</td>
<td>$25.00</td>
</tr>
<tr>
<td>MMR Titer</td>
<td>$78.00</td>
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<tr>
<td>Varicella Titer</td>
<td>$40.00</td>
</tr>
<tr>
<td>Lead</td>
<td>$32.00</td>
</tr>
<tr>
<td>Lead &amp; ZPP (OSHA Compliance)</td>
<td>$49.00</td>
</tr>
<tr>
<td>Latex RAST, IGB Blood Draw</td>
<td>$15.00</td>
</tr>
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**DRUG/ALCOHOL TESTING**

<table>
<thead>
<tr>
<th>Service</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>10 Panel Drug Test with MRO</td>
<td>$40.00</td>
</tr>
<tr>
<td>(Cocaine, cocaine metabolite, amphetamines, marijuana, methylenedioxy-methamphetamine, methanol, propoxyphene)</td>
<td></td>
</tr>
<tr>
<td>10 Panel instant urine drug test</td>
<td>$27.00</td>
</tr>
<tr>
<td>5 Panel with MRO</td>
<td>$40.00</td>
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<tr>
<td>6 Panel instant urine drug test</td>
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<tr>
<td>Breath Alcohol</td>
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<td>Blood Alcohol</td>
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<td>Saliva Alcohol Swab</td>
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<td>Hair Testing</td>
<td>$66.00</td>
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<td>Collection Only</td>
<td>$26.00</td>
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**HEARING**

<table>
<thead>
<tr>
<th>Service</th>
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<tbody>
<tr>
<td>Audiogram</td>
<td>$24.00</td>
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<tr>
<td>Whisper Test</td>
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**VISION TEST**

<table>
<thead>
<tr>
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<tbody>
<tr>
<td>Tinnitus</td>
<td>$14.00</td>
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<tr>
<td>Snellen Eye Chart</td>
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**RADIOLOGY**

<table>
<thead>
<tr>
<th>Service</th>
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<tr>
<td>Single View, PA</td>
<td>$107.00</td>
</tr>
<tr>
<td>Double, PA &amp; Lateral</td>
<td>$132.00</td>
</tr>
<tr>
<td>Lumbar Spine</td>
<td>$196.00</td>
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<td>B Read</td>
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<tr>
<td>Radiologist Interpretation</td>
<td></td>
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<tr>
<td>- single chest</td>
<td>$33.00</td>
</tr>
<tr>
<td>- two view chest</td>
<td>$33.00</td>
</tr>
<tr>
<td>- lumbar scotol</td>
<td>$44.00</td>
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### PULMONARY

<table>
<thead>
<tr>
<th>Service</th>
<th>Cost</th>
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<tbody>
<tr>
<td>PFT</td>
<td>$47.00</td>
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<tr>
<td>Respirator Medical Clearance</td>
<td>$13.00</td>
</tr>
<tr>
<td>Fit Testing - Qualitative</td>
<td>$20.00</td>
</tr>
<tr>
<td>Fit Testing - Quantitative</td>
<td>$30.00</td>
</tr>
<tr>
<td>Asbestos Questionnaire</td>
<td>$13.00</td>
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<td>TB Assessment</td>
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### IMMUNIZATIONS

<table>
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<tr>
<th>Vaccine</th>
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<td>Varicella</td>
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<td>TB Mantoux</td>
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<td>Hepatitis A</td>
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<td>Hepatitis B (3 shots)</td>
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<td>Hep A/B</td>
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<tr>
<td>Flu</td>
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<td>Tetanus</td>
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<td>MMR Vaccine</td>
<td>$59.00</td>
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<td>Tdap</td>
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# Henry Ford Occupational Health Fee Schedule

## WELLNESS

<table>
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<tr>
<th>Service</th>
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<tr>
<td>Health Risk Appraisal</td>
<td>$40.00</td>
</tr>
<tr>
<td>Lunch &amp; Learn</td>
<td>$250.00 MD; $200 non MD</td>
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<tr>
<td>Body Fat Comp</td>
<td>$14.00</td>
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<tr>
<td>Blood Pressure, Height, Weight</td>
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<tr>
<td>Snellen Eye Chart</td>
<td>$8.00</td>
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<td>Cholesterol (instant)</td>
<td>$33.00</td>
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<td>Cholesterol – blood draw</td>
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<tr>
<td>Glucose (instant)</td>
<td>$16.00</td>
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<td>Urine Dip</td>
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<td>PSA</td>
<td>$40.00</td>
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<tr>
<td>Flu Shots</td>
<td>TBD on annual basis</td>
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<tr>
<td>Dietician</td>
<td>$100.00 per hour</td>
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<tr>
<td>Yoga Health Demonstration</td>
<td>$150.00 per hour</td>
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<tr>
<td>Massage Therapy</td>
<td>$90.00 per hours</td>
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<tr>
<td>Professional Staff Rate</td>
<td>RN $44/hr MA/Phlebotomist $28/hr MA/Lab Tech $40/hr</td>
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## ADDITIONAL NOTES:

- On Site Audiometric Testing with MHO: 1,870/Day
- On Site Audiometric Testing using Portable Scanners: 1,200/Day

## Sample Charges for On Site Projects without MHO:

<table>
<thead>
<tr>
<th>Service</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hep. B immunizations</td>
<td>67.00/person plus staffing rate</td>
</tr>
<tr>
<td>PFT Testing</td>
<td>47.00/person plus staffing rate</td>
</tr>
<tr>
<td>Drug Testing</td>
<td>Cost of drug screen plus staffing rate</td>
</tr>
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</table>

## Medical Surveillance Exams
- Hazmat Exams
- (minimum 10 exams)
- Following Federal Standards

- Cost of individual Components
Schedule 1

Locations
Henry Ford Macomb Health Center - Bruce Township
80550 Van Dyke Road, just north of 37 Mile Road
Enter through Urgent Care
(810) 798-6411

Henry Ford Macomb Health Center - Chesterfield
30795 23 Mile Road, 1/2 mile east of I-94
Enter through Urgent Care
(586) 421-3052

Henry Ford Macomb Health Center - Fraser
15717 15 Mile Road, just west of Utica Road
Enter through Urgent Care
(586) 285-3970

Henry Ford Macomb Urgent Care
Located in the Shelby Macomb Medical Center
50505 Schoenherr, Suite 160, just south of 23 Mile Road
Shelby Township
(586) 323-4700

Urgent care hours at the health centers in Bruce Township, Chesterfield Township and Fraser; and for the urgent care center in Shelby Township are:
8 a.m. to 10 p.m. weekdays
10 a.m. to 6 p.m. weekends and holidays

Henry Ford Macomb Hospital in Clinton Township offers 24-hour emergency care.
BUSINESS HEALTH SERVICES

Helping manage your most valuable asset: Employee Health

Taking Care of Business
One Employee at a Time

Henry Ford Macomb Business Health Services is a program designed to take care of business. We clearly understand the health care issues facing employers today, with the increasing pressure to control medical costs and disability while maintaining a healthy and productive workforce.

There are many benefits of a partnership with our Business Health Services. We offer programs to keep employees healthy and provide efficient, cost-effective treatment when injury or illness occurs. We offer convenience and accessibility. Many testing and screening procedures can be performed right at the worksite.

Special Features

We serve various companies, from large automotive to small service companies, providing expertise in occupational and environmental medicine. Special features include:

Quality
• Medical director board certified in occupational medicine
• Direct access to all Henry Ford Macomb accredited services, including:
  - the county's leading, most comprehensive behavioral health services
  - orthopedic treatment through a program previously identified as one of the nation's Top 100

- physical medicine and rehabilitation, with a full range of inpatient, outpatient and home-based therapies

Convenience
• Twenty-four hour availability through the Emergency Center at Henry Ford Macomb Hospital in Clinton Township
• Easy access to four Health and Urgent Care Centers, located throughout central and northern Macomb County

Cost Effectiveness
• Competitive prices
• Cost-effective injury management programs
• Wellness and safety programs provided at your workplace

Continuum of Services

Our many services can meet your occupational safety and health needs:
• Injury/Illness care and management: Including Prescript (First dose dispensing), which speeds the recovery process by ensuring immediate access to prescribed and over-the-counter medications
• Physicals
  - Pre-placement
  - D.O.T.
  - FAA (Federal Aviation
    - Administration) Class 1, 2 and 3
  - Firefighter (NFPA 1582 Standards)
  - Law Enforcement (AML0 drug panel and psychiatric evaluation)
• Drug and alcohol testing tools
Experience and Expertise

George E. Metropoulos, MD, MPH, serves as the Business Health Medical Director. He has been addressing the health and safety needs of area businesses and their employees since 1980. Dr. Metropoulos is certified in Advanced HazMat Life Support and is board certified in occupational medicine, specializing in both occupational medicine and internal medicine. Dr. Metropoulos is a leader in his specialty, having served as president of the Michigan Occupational and Environmental Medicine Association and the Detroit Occupational Physicians Association. He has also been named to the HOUR Detroit magazine TOP DOCS from a survey of 16,000 Michigan physicians.

For a Healthy Bottom Line

For information or to schedule an on-site visit, contact us at:
(586) 421-3138
businesshealth@hfhs.org
FAX: (586) 421-3141
LIFE OR LIMB-THREATENING EMERGENCIES: CALL 911

For Work-Related Health Tests, Injury or Illness, go to:

Henry Ford Macomb Health Center – Chesterfield
Weekdays: 8 a.m.-10 p.m. • Weekends/Holidays: 10 a.m.-6 p.m.

30795 23 Mile Road
1/2 mile east of I-94
Business Health/Urgent Care:
(586) 421-3052

• Job-related injuries & illnesses
• Physical exams
• Drug & alcohol screening
• Laboratory services
• DOT mandated services
• Physical therapy services

After Health Center hours, go to Henry Ford Macomb Emergency Department in Clinton Township

15855 19 Mile Road
Clinton Township
Between Hayes & Garfield Roads
(586) 263-2600
LIFE OR LIMB-THREATENING EMERGENCIES: CALL 911
For Work-Related Health Tests, Injury or Illness, go to:

Henry Ford Macomb Urgent Care – Located in the Shelby Macomb Medical Mall
Weekdays: 8 a.m.-10 p.m. • Weekends/Holidays: 10 a.m.-6 p.m.

50505 Schoenherr, Suite 160
South of 23 Mile
Shelby Township, MI 48315
(586) 323-4700

- Job-related injuries and illnesses
- Physical exams
- Drug and alcohol screening
- Laboratory services
- DOT mandated services
- Physical therapy services

After Urgent Care hours, go to Henry Ford Macomb
Emergency Department in Clinton Township
15855 19 Mile Road
Clinton Township, MI 48038
Between Hayes and Garfield Roads
(586) 263-2600
LIFE OR LIMB-THREATENING EMERGENCIES: CALL 911

For Work-Related Health Tests, Injury or Illness, go to:

Henry Ford Macomb Health Center – Fraser
Weekdays: 8 a.m.–10 p.m. • Weekends/Holidays: 10 a.m.–6 p.m.

15717 15 Mile Road
just west of Utica Road
Business Health/Urgent Care:
(586) 285-3970

• Job-related injuries & illnesses
• Physical exams
• Drug & alcohol screening
• Laboratory services
• DOT mandated services
• Physical therapy services

After Health Center hours, go to Henry Ford Macomb Emergency Department in Clinton Township
15855 19 Mile Road
Clinton Township
Between Hayes & Garfield Roads
(586) 263-2600
LIFE OR LIMB-THREATENING EMERGENCIES: CALL 911

For Work-Related Health Tests, Injury or Illness, go to:

Henry Ford Macomb Health Center – Bruce Township
Weekdays: 8 a.m.–10 p.m. • Weekends/Holidays: 10 a.m.–6 p.m.
80650 Van Dyke Road
just north of 37 Mile Road
Business Health/Urgent Care:
(810) 798-6411

- Job-related injuries & illnesses
- Physical exams
- Drug & alcohol screening
- Laboratory services
- DOT mandated services
- Physical therapy services

After Health Center hours, go to Henry Ford Macomb Emergency Department in Clinton Township
15855 19 Mile Road
Clinton Township
Between Hayes & Garfield Roads
(586) 263-2600
MACOMB COUNTY, MICHIGAN

RESOLUTION TO receive and file report from Board Chair for February, 2013

INTRODUCED BY: Dave Flynn, Full Board

The following is a report on activities within the Board Office which do not usually appear on committee agendas.

Meetings with OCE:
02-01-13: Contracts, process (Flynn, Miller, Smith, Vosburg)
02-05-13: MOU, Charter Issues (Flynn, Tocco)
02-08-13: Intergov Agreements, Budget (Carabelli, Flynn, Sabatini, Vosburg)
02-14-13: Contracts, process (Flynn, Miller Smith)
02-26-13: MOU, Agenda Items (Flynn)
03-01-13: Contract Process (Flynn, Miller)

Other:
Note: RTA appointee – March 11th Gov. Ops, informal meet-greet at 11:30am
Commissioner meetings
Broadcast Commission – Feb. 27
Leadership Macomb – Roy Rose and Karen Smith
District Demographic Profiles provided; District Maps coming soon
MCWRAC – Commissioner Boyle and Vosburg
PACE – Commissioners Carabelli and Mijac – Feb. 6
BOC Job Posting – Director of Legislative Affairs – Feb. 22
DIA – pending litigation – Feb. 25
Pension Board Presentation – Feb. 28

Upcoming Board Events and Activities:
Macomb County Green Schools Program
• Sponsorship funds are being raised; many thanks to Prosecuting Attorney Eric Smith for sponsoring the banners that will be awarded to schools and to IBEW for funds to be used for the Awards Ceremony (Tuesday, April 16, 2013 at MISD)
• Update provided by Commissioner Moceri at Gov Ops – Feb. 25th

National County Government Month
• NACo has dedicated April as National County Government Month and encourages counties to educate and raise awareness about county government to public
• Theme has been identified as “Smart Justice: Creating Safer Communities”
• JPS Committee will take under consideration

Volunteer Recognition
• The Board will accept nominations for outstanding volunteers in March and April with the annual recognition program at the May Full Board meeting.

Events-Meetings in Macomb:
Home in Macomb Business Awards took place on February 12th
• BOC represented by Commissioners Boyle and Flynn

All About Food: Farm to Fork Conference took place on February 14th
• Summary from Commissioner Moceri
State of Clinton Township Address: January 25, 2013
• BOC represented by Commissioner Smith

State of Macomb Township Address: February 22, 2013
• BOC represented by Commissioners Miller and Sabatini
Martha T. Berry Legislative Update/Breakfast: March 1, 2013, 8-9:30am
  • RSVP to Jennifer Morgan

**Region:**
Meetings:
  • Gary Russi, Rochelle Black, Betty Youngblood, Oakland University – Feb. 21
  • Mike Gingell, Oakland County Board Chair – Feb. 28

Events: National Association Regional Councils, Feb. 11-13th, Macomb County BOC was represented by Commissioner Kathy Vosburg.

SEMCOG Open House, Feb. 22nd, BOC represented by Commissioners Vosburg and Moceri

Upcoming: Mackinac Policy Conference, May 29-31

**Media:**

See attached articles.

**BOC – Independent Counsel:** Expenditures for Outside Counsel Professional Services

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<tr>
<th>Litigation InvoiceCharges:</th>
<th>Contract Svcs Budget Amount:</th>
<th>Contract Services Invoice Totals:</th>
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<td>$72,500 (2013)</td>
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Child poverty in Macomb County rises dramatically

By Maryanne Kocis MacLeod
Maryanne.macleod@macombdaily.com

Thursday, January 31, 2013

Child Poverty in Macomb County increased 50 percent, between 2005 and 2011, according to the latest Kids Count in Michigan Data Book, part of a national effort to improve conditions for children and their families.

“We clearly see a connection between higher-income communities and better outcomes for kids,” said Jane Zehnder-Merrell, Kids Count in Michigan project director at the Michigan League for Public Policy. “But even in more affluent counties, child poverty and the need for food assistance jumped dramatically.”

The rate of young children in the county qualifying for food assistance increased 83 percent, compared to a statewide rise of 55 percent.

“The number of children eligible for food assistance doubled to include 17,000 children,” Zehnder-Merrell said. “At the same time, the number of children who qualified for free and reduced cost lunch jumped from 22,000 to 32,000. That’s a pretty significant increase.”

In the New Haven school district, 52 percent of students at the elementary level, and 47 percent in high school qualify for free and reduced lunches, said Superintendent Keith Wunderlich. “That number has leveled off in the last couple years, but yes, we did see big increases between 2005 and 2011.”

Regional as well local unemployment, in particular, the closing of the foundry about 11 years ago, has had a sweeping effect on the financial viability of his district.

“Much of what was downtown, where the factory workers spent time and money, is no more,” Wunderlich said.
Three additional areas of concern healthwise in Macomb County include:

A 10 percent increase in the infant mortality rate, in which Macomb placed 27th of 49 counties ranked.

A 13 percent increase in the number of low, birth-weight infants, in which Macomb County placed 70th of 81 counties ranked, with 8.6 percent of babies born too small, compared to 8.5 percent statewide. “This statistic is really out of whack,” Zehnder Merrell said.

A 6 percent increase in the child/teen death rate, in which Macomb placed 23 of 56 counties ranked.

“The health of the mother is a key influence in regard to infant mortality and low birth-weight babies,” Zehnder Merrell said. “One of four mothers giving birth in Macomb County does not have adequate health care.”

The report also indicated the rate of confirmed victims of abuse and neglect, linked to poverty, increased by 41 percent in the county, compared to a statewide increase of just 28 percent, Kids Count report.

Karen Olsen, Great Start Collaborative Coordinator for the Macomb Intermediate School District, said the MISD has analyzed past Kids Count data and implemented programs to address key areas of concern.

Overall, Macomb County ranked in the top 25 percent of the state. The report indicated an overall improvement in the area of education. “We’ve implemented several early literacy workshops and trainings for professionals,” Olsen said. “In addition, (our team) works with parents of children, birth to age 5, to strengthen literacy skills. We’ve also greatly increased the number of children’s books and resources to parents.”

Statewide, the biggest improvements include the decline of kids in foster care, which fell by 6,000 between 2005 and 2011, from 17,000 to 11,000; as well as a decrease in fourth-graders not proficient in reading from 40 percent to 32 percent of test takers in the Michigan Educational Assessment Program.
Vosburg looks back on county board power struggles

By Chad Selweski
chad.selweski@macombdaily.com @cbsnewsman

Sunday, February 3, 2013

After enduring two years of tumult as the first Board of Commissioners chair under Macomb County’s new charter/executive form of government, Kathy Vosburg cringes when reflecting on the battles between the board and County Executive Mark Hackel, and she flashes a bemused smile when told that officials on both sides have pledged to “hit the reset button.”

The power struggle that emerged in late 2011 grew into very public, ugly fights over budgets, ethics, personnel appointments, purchasing policies and approval of government contracts.

The contracting issue led to an intense court fight between Hackel and the commissioners — with Vosburg as the point person for the board, refusing to give an inch.

When the board emerged victorious at the Court of Appeals, winning the right to play a role in contracting and purchasing, an uneasiness simmered just below the surface.

Five weeks into 2013 the numerous efforts by the executive office to marginalize the commissioners — and the board’s eagerness to fight back — seem to have ended in a cease fire.

The new board chair, Sterling Heights Democrat Dave Flynn, was selected for the top spot on a partisan 9-4 vote in January. Though Vosburg lost, she stressed that no partisan divide exists when the issue is the balance of powers within county government. “I’d say right now he has 13 votes,” said the Chesterfield Township
Republican.

Vosburg recalls that the commissioners were united throughout the court fight over contracting and purchasing policies. And the unity only grew stronger when petty fights between the board and the executive reached the point where the only communication between the two branches of government was via voice mail and email.

"One commissioner making one negative comment at a committee meeting would cause the entire board office to be shut out of all communication," said Vosburg, who was easily re-elected to another 2-year term on the board in November.

Hackel and his top aides have repeatedly said that the commissioners were in denial, resisting the fact that they no longer hold the executive powers, the control of day-to-day management, within the new system.

But Charter Commissioners who wrote the voter-approved county charter have expressed to Vosburg their disappointment with the rough start for the new government. And some in the business community who supported the charter/executive format have been dismayed that they still have to deal with various departments to win approval for certain projects.

"That reflected the view of his (Hackel's) advisers who thought the executive office would be this one-stop-shop," she said.

Going forward, Vosburg advocates some technical changes to the budget and to the purchasing process.

"There are no glaring holes, we just need to have some things fixed," the former chair said.

At a January meeting with several commissioners, both sides agreed that a top priority is a need for better communication. Flynn wants twice-monthly meetings but Vosburg would be pleased if the new chair could simply manage a basic monthly get-together.

Promises of monthly meetings between the board chair and Hackel lasted just two months after the executive first took office in January 2011.

Hackel told reporters in December that his New Year's resolution was to take a much more cordial and cooperative approach with the commissioners. At a Macomb County Chamber of Commerce forum last week, the executive emphasized that the fighting is over.

"It was obvious that we'd have issues in a new form of government with dividing legislative and executive responsibilities," Hackel said. "The ... problem was: Who's responsible for what?"

Flynn said he and Hackel have "hit the reset button" and have promised a new era of cooperation and collaboration between the executive and legislative branches.

"In the beginning it was somewhat rocky, but it was not personal, it was about substantive issues," Flynn said. "My ... pledge to the executive office is that we will work things out in an adult way."

Vosburg remains skeptical.
"I don't think the tone (set by Hackel) has ever helped him," Vosburg concluded. "I think the public is sick of it. They voted for the charter and they want it to work."

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County honors leaders for shared services

by CHRIS GRAY
Observer Staff Writer

An early lesson learned is that sharing is caring, and even today communities are recognized for that practice.

Eleven communities in Macomb County were honored by county government for their efforts to share resources as a way of keeping costs down while enhancing services for residents.

During a ceremony on Jan. 31, County Executive Mark Hackel said county government credits the communities for making the decisions to share services, adding that recognizing them also gives the leaders a chance to see what their local and county neighbors are doing.

"There's much more to southeast Michigan than just our individuality," he said. "We need to come together as a region so we can be much more competitive with other regions throughout this country and that's exactly what we're seeing."

The Village of Romeo as well as Bruce and Washington townships received recognition for participating in Parks and Recreation as well as STAR Transportation. STAR is a transportation service for senior citizens and disabled residents.

Washington Township Supervisor Dan O'Leary said alongside Parks and Recreation and STAR, the local communities also share cable, sewer, libraries and administrative services.

"We do a lot together people don't even realize we do," he said. "Behind the scenes, there's a lot of talk between the towns."

In terms of future shared services, O'Leary said firefighting and finding ways to attract more businesses to the area could be examined.

Bruce Township Supervisor Richard Cory said one of the important factors provided by shared services is the quality of life it provides to present and future residents.

"We can show these new businesses that are coming out here...that we can sell a really nice way of life for their workers," he said. "They're going to get good schools, good parks and rec and a lot of opportunities."

Clara Russell, director of Parks and Recreation, accepted the award on behalf of the Village of Romeo.

The townships of Armada, Bruce, Lenox, Ray, Richmond and Washington were all recognized for their combined participation in the Macomb Agricultural Purchase of Development Rights Committee (MAPDRC).

The program assists residents who wish to keep their property as farmlands by landowners selling the developmental rights to the state. An easement is placed on the property that prohibits the land from residential, commercial or industrial uses.

Armada Township Supervisor John Paterek credited Ken DeCock, a farmer and member of MAPDRC, for his work in making the committee successful.

"I would be remiss if I didn't include Ken in accepting this presentation to the township because he's definitely a very important part of the PDR committee and I'm proud of that," Paterek said.
Ray Township Supervisor Charlie Bohm spoke highly of the efforts Hackel is putting forth to bolster agriculture, saying it is a major part of Macomb County.

"We've had some meetings with (Hackel) and we're working toward getting agriculture toward the forefront and letting everybody in Macomb County know how nice it is to have roadside stands and whatever else it might be," Bohm said.

Other communities that received recognition included the following:

- Lenox and Richmond townships for joint emergency medical services
- Eastpointe for leasing office space that serves as a satellite office for Macomb County
- Centerline for cross-training Department of Public Works employees as firefighters
- New Baltimore and Chesterfield Township for an integrated public safety records management system.
If I say 'Macomb County, Michigan', what comes to mind? Maybe you think of Reagan Democrats, sprawl, Mid Road, growth, the third most populous county in the state, or the defense industry. What about traditional downtowns located along unique bodies of water? Few of us identify Macomb as home to some of the most impressive water resources in our region.

Gerry Santoro, Program Manager of Land and Water Resources at Macomb County's Planning and Economic Development Department says, "We're trying to change the image. Let's realize and celebrate what we are."

The Clinton River, whose headwaters are in Oakland County, meanders through Macomb County, providing 40 linear miles of coastline. And of course, there's Lake St. Clair, a massive lake that separates Michigan from Ontario, Canada and provides Macomb County with 32 miles of coastline.

With these assets, it's no wonder that Macomb
County has one of the highest concentrations of marines and registered boaters in the United States. Historically, Macomb County, specifically the city of Mount Clemens, was a destination for its famed mineral baths, which drew visitors from near and far to soak in its supposedly curative mineral-rich waters. While the fever surrounding mineral baths died out in the 1940s, there is a new-found excitement in harnessing the economic development potential of the County’s unique freshwater assets.

Key political leaders, foremost among them being County Executive Mark Hackel, have realized the importance of Macomb's water assets and united behind a strategic development plan for an initiative they are calling the "Blue Economy."

The plan looks at Macomb's water resources as critical to economic development efforts and improving the quality of life in the County, but it also recognizes the importance of good environmental stewardship of those assets in order to ensure their sustainability.

Recreational use of water assets is a key component of the Blue Economy initiative, and they’re not just talking about the Joeblee Nooker. Macomb sees lots of potential in Lake St. Clair's status as a fishing destination. Kevin Van Dam, one of the most decorated sport fisherman in the world, proclaims Lake St. Clair the "best smallmouth fishery on the planet." Nineteen naturally occurring species of fish are open for recreational fishing.

Perhaps even more exciting is the emergence of the Clinton River Blue Way Water Trail, which has been under development for about six years. The Blue Way traverses the entire county, from Lake St. Clair to Mount Clemens to Clinton Township to Romeo and Utica. We often hear about greenways like the Ducquindre Cut in Detroit, but a blue way is a newer concept in Michigan, allowing public access to the river all along its banks. The Blue Way is intended to encourage paddling hobbyists in kayaks and canoes to get out on the river and create recreational opportunities previously unknown in Macomb County, such as public camping. Additionally, the County believes that the Blue Way "present[s] many opportunities to educate the public about their role in protecting water quality and wildlife habitat" and boost tourism in the County’s towns.

"Every single community along the Main and North Branches of the Clinton River are recognizing the benefits of having a river flow through their
Basin), they can...well, water the seeds of regional cooperation.

"It can't be any other way," says Varra. "If there is anything I can emphasize, it's that partnership is critical. We have a wealth of talent in this region. This is a great time for us to be doing what we're doing."

Matthew Lewis is a special project editor for Issue Media Group.

All Photos by David Lewinski Photography
communities," notes Santoro. Sterling Heights is rezoning its land abutting the Clinton River to make more optimal use of the river resource. Schools are beginning to make use of the river for educational opportunities.

Anne Varra, Executive Director of the Clinton River Watershed Council, whose mission is to enhance, protect, and promote the Clinton River and Lake St. Clair, says, "The goal is to get people to the water and understand the resources around them."

CRWC does this by promoting a spirit of volunteerism around water resources. "One of the best things we do at the Watershed Council is enriching the volunteerism of this community. We attract an average 10,000 volunteers each year," says Varra.

Events like the recent Stonefly Search on the Clinton River are examples of this. The stonefly is an insect active in the winter whose presence indicates high water quality. Increased visibility and access to St. Clair and Clinton River can increase residents' attachment to those bodies and inspire them to protect the waters. Water can be a pillar of community building.

Access to water resources is a key component of the Blue Economy, but it is something that has been elusive in the past. The County admits in its Strategic Development Plan that "too few Macomb County residents regularly have a chance to see and access Lake St. Clair or the Clinton River."

The plan is to change this by acquiring waterfront lands through the foreclosure process, as well as changing land use policies to encourage the development of walkable public access sites. Whether or not the foreclosure process, as opposed to eminent domain, is robust enough to assemble access sites to waterways is a matter for debate, but land use changes and utilization of funding from tax capture districts are underway to make access a possibility.

Many take for granted that Macomb County is home to several traditional downtowns, such as Utica, Mount Clemens, Romeo, New Baltimore, and St. Clair Shores.

This excites Gerry Santoro. "We've identified five nodal areas for walkable, new urbanist communities on Lake St. Clair. New Baltimore can be the Saugatuck of Eastern Michigan." Utica's dedication of its riverwalk last year is a testament to a changing culture in Macomb that is embracing its natural resources and increasing residents' ability to access them.

Of course, to ensure the Clinton River and Lake St. Clair's capacity to provide the population with recreational opportunities, environmental stewardship of these resources is critical. In order for the Blue Economy to function, the waters must remain safe for swimming and healthy enough to support their fish populations. Reconciling increased access to Macomb's waters with care for the health of the waters is key.

"A lot of local governments have gotten really serious about spending the money to separate combined sewers to promote water quality," Santoro notes. "Are we there yet? No. We still have beach closures from time to time, but we are re-learning how to be effective."

Because water systems know no boundaries (the Clinton River spans Oakland and Macomb Counties and it and Lake St. Clair belong to the larger Great Lakes Water
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News » Local »

Wayne State plans technology education center in Warren

By Norb Franz
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Thursday, February 7, 2013

Wayne State University plans to turn the former Farmer Jack building on 12 Mile Road in Warren into a facility offering engineering, computer science, business, advanced manufacturing and other programs. (Macomb Daily staff photo by David Dalton)

Expanding its presence in Macomb County, Wayne State University plans to build a facility in Warren offering engineering, computer science, business, advanced manufacturing and other programs.

The Advanced Technology Education Center would be on 12 Mile Road, by Macomb Community College's south campus. The 3.5-acre site includes a 40,000-square-foot building formerly occupied by a Farmer Jack grocery store.

The project cost is estimated at $12 million and would be funded partially by bonds to be issued by the university. A date for the start of construction and renovations has not been set but officials have targeted autumn 2014 for classes to start.

"We are very excited about the program and the project several years in the works. It's really building on our education strategy for Macomb County," said Ahmad Ezzeddine, Wayne State’s vice president of educational...
outreach and international programs.

Initial design phase efforts are under way. University officials have selected the NORR architectural/engineering/planning firm for the project. Bids from construction general contractors are under review.

Design and budgetary details will be submitted to the Board of Governor for final approval in May, Ezzeddine said.

While significant, the Warren project is only part of much wider construction and renovation plans by Wayne State.

The WSU Board of Governors on Wednesday approved the sale of $92 million in bonds to finance several building projects. That includes $32 million toward a new $93 million Multidisciplinary Biomedical Research Building on Cass Avenue, at the former Dalglish Cadillac building; $23.5 million in funding for an estimated $33.5 million for new laboratory classrooms and renovated research labs in the Physics, Engineering and Shapero buildings; $18 million to renovate the Student Center Building; and $8.5 million for improvements at Manoogian Hall.

The 30-year bonds are underwritten by Bank of America and will be sold at a public offering in the spring, Ezzeddine confirmed. They will be paid off through future tuition collections, “cost recovery” research funds and other revenue sources outside of the state government’s allocation to the university.

At ATEC, Wayne State and MCC faculty will team to research and develop electric vehicle technologies and automotive battery technology. The researchers will work together at both institutions.

The joint research was a driving factor in Wayne State’s purchase of the former Farmer Jack property 2011.

“This was by design,” Ezzeddine said. “We look at them as a strategic partner in this. We probably are going to have joint programs delivered out of that facility.”

“It’s exciting and I am certainly thrilled we’re going to get our first four-year university in Warren,” Mayor James Fouts said. “We have a high caliber community college and now we have a high caliber university.”

Fouts hopes the ATEC will attract high-tech companies to Warren and home buyers.

“Anytime when you have... a higher university setting, it adds some status,” he said.

The ATEC facility in Warren marks the third phase of expansion by Wayne State in Macomb County. The university was one of the original partners in the University Center at Macomb Community College in Clinton Township. Wayne State expanded programming there in 2006.

In 2010, it opened its Macomb Education Center at the former Macomb County Library on Hall Road, west of Garfield Road.

WSU currently offers 27 degree programs in Macomb County. The total would jump with the opening of the ATEC center.
7 cities sue to keep part of DIA, zoo taxes

By Chad Halcom

Seven suburban cities and 12 local finance authorities in Wayne County want a judge to hold a hearing in the next few weeks to determine whether they can hold onto some property taxes they collect for the Detroit Institute of Arts and Detroit Zoo.

Officials in those communities filed a joint lawsuit late last week against Wayne County Treasurer Raymond Wojtowicz as well as the Wayne County Zoological Authority and Art Institute Authority, both of which were created to collect regional millages.

Suing are Dearborn, Dearborn Heights, Belleville, Wyandotte, Romulus, Northville and Taylor, along with some local district authorities for downtown development, brownfield redevelopment and other local tax capture in those cities and in Van Buren and Plymouth townships.

At issue in the lawsuit are tax capture districts such as tax increment finance authorities, created by legislation dating from the 1970s. Such tax districts capture a share of property taxes levied in a defined district to fund capital improvement projects there, except for certain taxes that are exempt.

In 2008, voters in the region approved a 10-year, 0.1-mill tax levy for local authorities -- in this case, the Wayne County Zoological Authority, which in turn supports the Detroit Zoo. A similar 10-year, 0.2-mill levy passed at the ballot last year for county authorities to collectively fund the DIA.

But since 2008, various Wayne County communities have held back a small share -- nearly $800,000 to date -- of the tax revenue for the zoo on the theory that it was captured to fund those local authorities. The rest is forwarded to the county.

Wojtowicz has contended that the zoo and DIA revenue is not subject to authority tax capture and relies in part on a legal opinion from then-Attorney General Mike Cox in 2009 regarding the zoo millage. The communities contend in part that the new authorities are not one of the exemptions carved out of the original tax increment finance laws.

Wojtowicz has said he's "convinced ... these taxes should benefit the zoo and the art institute." The art museum millage was approved in November by voters in all three counties.

The communities in the lawsuit want a Wayne County Circuit Court judge to convene a hearing soon to consider their argument due to impending tax collections.

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The Associated Press contributed to this report.
The Macomb Daily (http://www.macombdaily.com), Serving Serving Macomb County, MI.

News » Local »

First-ever Macomb Business Awards an Oscar-worthy event

By Chad Selweski
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Tuesday, February 12, 2013

It wasn’t the Grammy’s or the Oscars, but the first-ever Macomb Business Awards on Tuesday offered many of the same stylistic trappings – big-screen video clips introducing the nominees, audience anticipation as the winner’s name was announced, and acceptance speeches expressing surprise and humility and “what an honor,” plus numerous people to thank.

Macomb County Executive Mark Hackel demonstrated his usual panache by putting on a big show for the hundreds gathered at the Sterling Inn to learn who among the 49 nominees won the four awards for “Best in Business.”

And the winners were:

• For Energy Efficient Expert, General Dynamics Land Systems of Sterling Heights. The mega-defense contractor, which employs 2,000 workers at its Macomb County facilities, assembled a “Green Team” to accomplish energy savings through improvements to air compressors and heating and cooling systems, and installation of LED lights, induction lighting technology and motion-sensor lights.

The result? A savings of $1.4 million a year for GD by relying upon green efficiency and renewable power sources.

“This is very important work for us because one of our No. 1 priorities is environmental health and safety,” said Richard Gillette, a GD senior vice president.

• For Corporate Citizen, Omega Plastics of Roseville. The 180-employee firm stresses charity work outside of the factory and has frequently assisted the March of Dimes.

Demonstrating their “better to give than to receive attitude,” the company management donated extra space on their second floor to a counseling center that has since seen its clientele grow to 150.

“We are so honored and humbled by this award,” said Mike Pavlica, company vice president “We want to make a difference in the community and I am so honored to be part of a company that really cares.”

• For Diversification Leader, Fori Automation of Shelby Township. The auto-related firm recently built a new 15,000-square-foot building solely for the purpose of diversifying their customer base. The hiring of new
employees is expected to follow.

Forti’s new specialty is in automation-guided vehicles that allow for a moving assembly line. As a result, the company’s high-tech products assist with the manufacture of commercial airliners, the Pentagon’s new F-35 fighter jet, agricultural machinery, and motorcycles.

Paul Meloche, a company vice president, with a tip of the cap to the keynote speaker at the awards ceremony, Detroit Tigers broadcaster Mario Impemba, told the crowd: “Like the Detroit Tigers and Mike Ilitch, we have a team and an ownership that works together and supports diversification.”

- For Champion of Workforce Development, the International Brotherhood of Electrical Workers union, which operates an extensive training center in Warren.

With 4,500 members, IBEW Local 58 provides an extensive apprenticeship program for electricians that leads to journeyman status. Continuing education follows, allowing union members to master electrical work specialties based on the evolving marketplace.

“Wow … it’s an honor to even be considered for this award. This is very humbling,” said Gary Polulak, training director at the National Electrical Contractors Association facility.

A panel of judges from various sectors of the business community chose the winners.

In a separate award presented by the staff of the county Planning and Economic Development Department, Macomb Community College received the Economic Development Partner of the Year Award for the college’s efforts to customize job training programs to business needs and to place more than 1,000 retrained workers into new jobs in 2012.

The Macomb Business Awards were presented by County Executive Mark Hackel, right, to (left to right): Mike Pavlica of Omega Plastics, Paul Meloche of Forti Automation, Richard Gillette of General Dynamics, and Gary Polulak of IBEW.

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Velocity Center Hitting Its Stride In Defense, Manufacturing

February 12, 2013 5:32 PM

Sterling Heights — A former child care center in the heart of Macomb County’s defense and automotive belt is getting busier and busier as a business incubator.

The Macomb-OU Incubator at Velocity Center, a branch of Oakland University’s business incubator, is now working with 24 business accelerator clients, six of which are based at the center, 6633 18 Mile Road.

"We provide comprehensive development support to startup businesses and entrepreneurs in the form of incubation and acceleration services," said Joan Carleton, marketing and communications manager, who joined the Incubator in November 2011. "We provide support to the Macomb County region mainly, but also to clients in Oakland County and Wayne County."

Carleton said those incubator services consist mostly of low-rent office space (as low as $185 a month for an office or cubicle) and access to office equipment.

Acceleration services, she said, "have a very wide range," and include business advisory boards tailored to the individual client from a field of more than 70 subject matter experts who have volunteered for the task.

The incubator has also added two recent services, an executive in residence program, and a new defense program, led by Larry Herriman, assistant executive director and director of the Michigan DARPA Matching Fund of Program.

DARPA is the Defense Advanced Research Projects Agency, a privatized defense tech skunk works created by the federal government in the wake of being blindsided by Soviet space superiority with the launch of Sputnik in 1957. DARPA-sponsored research is in part responsible for technical advances like unmanned vehicles, satellite communications, the Internet and more.

The incubator won a competitive bid process to be a statewide consultant at boosting Michigan’s share of DARPA’s $3 billion a year
in funding, getting a two-year, $766,000 grant.

The effort will consist of four initiatives — a baseline assessment of Michigan DARPA activity; DARPA education and training for Michigan small businesses and universities; sponsoring Michigan universities and businesses that compete in DARPA technology competitions; and a matching grant program of up to $50,000 for each company in Michigan getting a DARPA award.

Carleton said the center also sponsors dozens of events a year, including “lunch and learn” learning programs and “capital raise meetups” to help them seek funding.

The incubator’s executive director, Julie Gustafson, said the center is “still pretty much bringing clients in,” but predicts that “in another year or two we’ll have some good graduate stories.”

Current clients include a wind turbine company that the accelerator assisted in getting a state Business Acceleration Fund investment, and an LED lighting company that needed help getting certified for the auto industry, an effort that culminated in a $4.3 million order and the creation of more than 200 jobs.

Oakland University established its first incubator in 2005. In 2008, Macomb County approached the university to start a satellite incubator in the county. It’s a separate incubator with its own Michigan SmartZone designation.

More at www.oakland.edu/macombouinc.

See What The Future Holds for Your Love Life, Romantic Fortune Cookies. Click Here

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Macomb Business Awards winners: Macomb College, training center, 3 firms

By Chad Helcom

Three local companies, a Warren union training center and Macomb Community College took top honors among more than 40 nominees at the inaugural Macomb Business Awards, presented Tuesday in Sterling Heights by the Macomb County Planning and Economic Department.

Macomb County Executive Mark Hackel told an audience of more than 250 at the Sterling Inn Banquet and Conference Center that the companies were examples of an increasingly diverse employment base in the county, which ranges from having 600 contractors and suppliers with 10,000 defense contracts since 2002 to having 475 farms that generate a $52 million in economic impact.

"But there are also more than 2,400 places to shop in Macomb County and 1,300 places to eat and sleep. It's incredible what we have here in Macomb County, and we're finally beginning to tell our own story," he said.

The college, with campuses in Warren and Clinton Township, was named 2013 Economic Development Partner of the year, in part for its entrepreneurial training programs to help new businesses and for working with the county to identify and develop training programs that assist local employers.

In other awards Tuesday:

- Sterling Heights-based defense contractor General Dynamics Land Systems was selected among nine nominees for the Energy Efficient Expert award, based on a sustainability program that includes reducing consumption 20 percent through renewable resources.

- Clinton Township-based tooling an injection molding company Omega Plastics was selected among 14 nominees for the Corporate Citizen award, for allowing local nonprofit organizations to use its facilities and for community service efforts.

- Shelby Township manufacturing supplier Fori Automation was selected among 12 nominees for the Diversification Leader award, for recent efforts to broaden its customer base outside the automotive industry to supply aerospace, agriculture and recreational vehicle makers.

- The Electrical Industry Training Center in Warren, operated by the International Brotherhood of Electrical Workers Local 58 and the Southeastern Michigan chapter of the National Electrical Contractors Association, was selected among 10 nominees for the Champion of Workforce Development award.

Crain's executive editor Cindy Goodaker was among the judges selecting the honorees, along with MCC President Jim Jacobs and Gene Lovell, president of First State Bank.
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News »Local »

Macomb board signs 911 deal

By Chad Selweski
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Tuesday, February 19, 2013

In a move that may signal a widespread consolidation of government services under a countywide umbrella, Macomb County commissioners Tuesday approved a pact to handle 911 police and fire calls for two of Macomb’s biggest communities, Sterling Heights and Clinton Township.

The cost-saving merger agreement, already approved by city and township officials, will move police and fire dispatchers to the county’s upcoming $11 million high-tech communications center. The consolidation is expected to save money for Sterling and Clinton Township without adding costs for the county.

“The law enforcement community benefits and the city and township benefits,” said county Sheriff Anthony Wickersham.

Through streamlining and cost-benefit management, Sterling Heights is expected to save about $700,000 a year through the 3-year agreement and Clinton Township’s savings will mean more than $400,000 annually.

Under the new system, Sterling Heights’ 20 dispatchers will apply for 16 new dispatcher positions at the Sheriff’s Department. Due to retirements and attrition, officials anticipate that no job losses will occur over time.

In Clinton Township, where substantial personnel cutbacks have taken place, it appears that nearly all 11 dispatchers will likely transition to Sheriff’s Department status. The process of interviewing and hiring Clinton Township personnel is on a fast track, as they will begin working in the current Sheriff’s Department dispatch center on a temporary basis on April 1.

The transition for Sterling Heights will take place when the Communications Center, which will be located within the Department of Roads facility on Groesbeck in Mount Clemens, is completed. Bids for the renovation project were received last week and officials expect construction to be finished late this year or in early 2014.

County Executive Mark Hackel has made the Communications Center, the first of its kind in the state of Michigan, a high priority. The center, populated with computers and communications equipment and a video wall that keeps tabs on real-time happenings, will serve as a dispatch headquarters for law enforcement plus a command center in the event of natural or man-made disasters.

Wickersham said Clinton and Sterling will benefit from a reduction in legacy costs for pensions and the elimination of overhead costs such as utilities and equipment.
The dispatcher pact will be handled in an identical manner to the Sheriff’s Department’s law enforcement service contracts with communities such as Mount Clemens, Macomb Township and Harrison Township. Monthly payments will be made to the county and the municipalities’ savings will accrue over time.

Some local law enforcement officials believe countywide services delivered by the Communications Center may be the wave of the future, particularly under a reality in which municipalities suffer from a dramatic drop in property tax revenues. Incentives created by Gov. Snyder to encourage consolidation, which boost state revenue sharing payments to cities and townships, are also a major factor.

The sheriff acknowledged that veteran dispatchers face a “tough transition,” working for the county rather than for their community. Yet, Wickersham said he has two municipalities contemplating joining the Communications Center and many others will be taking “a long, hard look” at how Clinton and Sterling fare.

“I think local officials see it as a win for their community,” he said, “because we can provide a level of service that is the same or better than what they’ve had in the past.”

The county board’s Public Safety Committee unanimously approved the intergovernmental agreements on Tuesday. The Sterling/Clinton plan faces final approval on Thursday morning from the Board of Commissioners’ Finance Committee, followed by approval, as a formality, from the full board that night.

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Economists: Growth forecast for 7-county region — Crain’s Detroit Business, 2/21/13
By Associated Press

FLINT — University of Michigan economists are predicting job growth for the region including Genesee, Lapeer, Livingston, Macomb, Oakland, St. Clair and Shiawassee counties.

George Fulton and Don Grimes of the Ann Arbor school’s Institute for Research on Labor, Employment said the areas will gain more than 76,000 jobs this year through 2015. They issued the annual forecast today for the Economic Growth Alliance, a partnership that includes the counties.

They say the region will add 17,600 jobs this year, 27,200 jobs in 2014 and 31,600 jobs in 2015. That comes after a gain of nearly 75,000 jobs over the past three years.

Fulton and Grimes say that the job growth will be accompanied by slowly declining unemployment and relatively tame inflation.
Warren mayor blasts Forbes list of ‘miserable’ cities

By Norb Franz
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Friday, February 22, 2013

Forbes magazine has ranked Warren as the seventh-most miserable city in the country.

The magazine studied nine factors — including violent crime, unemployment and home prices — of the 200 largest metro areas in the U.S.

"Like Detroit, the Warren metro has seen home prices collapse — off 53 percent the past five years," the magazine wrote. On its website, Forbes included a photo showing a person wearing a United Auto Works Local 909 jacket with a “length of layoff” image projected on a wall at a UAW hall.

Detroit tops the magazine’s 2013 list of the nation’s most miserable large cities. Flint is second.

Inclusion in the dubious list has Warren Mayor James Fouts seeing red. He questioned the magazine’s methodology, and believes that by any combination of measurements, Warren doesn’t belong on it.

"I view Forbes magazine as an eastern, elitist magazine that is completely out of touch with the geographic and economic climate of the entire state," Fouts said.

The mayor wondered how Warren could be on the list, pointing out that:

General Motors plans to invest $500 million at the GM Technical Center and the Powertrain Division on Mound
Road.

Chrysler Corp. LLC is adding a third shift at its truck assembly plant.

Walmart plans to open a new store where it had shuttered one at 12 Mile and Van Dyke, and home improvement chain Menard’s plans to build a new store less than two miles to the north.

Crime has fallen 11 percent, including no homicides in 2012 after having 11 the previous year.

Fouts, currently in his second term as the top elected city official following 26 years as a city councilman, also noted that Warren purchased four new fire engines last year after getting six new EMS rigs. He pointed out that voters in the past two years have approved millage increases for police and fire, local street repairs and the libraries.

“If this was a miserable city, I would’ve been thrown out of office,” Fouts said.

The magazine studied the 200 largest metropolitan statistical areas and divisions in the U.S., each with a population of at least 259,000. Warren’s population was 134,056 according to the 2010 Census. That was a 3 percent drop from the 138,247 in 2000.

In its data study, Forbes combined Warren, Troy and Farmington Hills.

Fouts questioned the magazine’s geographic groupings, emphasizing that Warren and Detroit are neighboring cities, but neither Troy nor Farmington Hills are contiguous with his city. The mayor said the magazine should have studied figures for all of suburban Detroit.

In addition to violent crime, jobless rates between 2010 and 2012 and home prices, Forbes in its annual study also examined foreclosures (Warren had approximately 3,500 houses at some stage of foreclosure two years ago); property and income taxes; commute times and weather. Responding to reader feedback following last year’s list, political corruption and success of professional sports teams were dropped from the data. Data on net migration was added as a new factor for 2013. All data metrics are weighted equally in the final scoring, according to Forbes.

Detroit — which was ranked as the second-most miserable city in 2012 — still would have topped the misery list this year under the previous methodology, the magazine reported.

Last September, business magazine Barron’s listed Warren in the top 10 U.S. cities in rising home values. The publication predicted Warren’s house prices would jump 3 percent in the first 12 months, 3 percent during the first 2-year period, and 5 percent overall over three years.

Warren scored 10th-worst on the Forbes misery index in 2012. Fouts said he complained to the magazine and invited the publication to send a representative to visit.

“I sent them a letter and they did not respond,” he said.

For 2013, Stockton, Calif., — the largest city to file for bankruptcy last year and which had the highest foreclosure rate in the county and in the top 5 in unemployment and crime — is ranked as the eighth-most miserable city.
Judge to rule on validity of DIA tax

By Chad Selweski
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Tuesday, February 26, 2013

Jean (Hans) Arp’s 1964 sculpture "Torso of a Giant" is shown outside The Detroit Institute of Arts in Detroit, Tuesday, July 10, 2012. The Detroit Institute of Arts is working to persuade voters to authorize a tax to support the cultural institution, promising free admission and expanded programing if it passes while raising the possibility that the museum would be a shadow of its current self if it's rejected. (AP Photo/Paul Sancya)

Based on legal arguments put forward Monday, a Macomb County Circuit judge will determine whether to toss out a lawsuit claiming that the August tax levy for the Detroit Institute of Arts won passage at the ballot box by fooling voters.

At issue is the contract drawn up by the newly created Macomb County Arts Authority board that provided "unlimited, free admission" to the DIA for county residents — a key selling point — if the millage passed. Museum officials have argued that the free entrance does not include the extra fee associated with special exhibits, such as the recent display of Faberge eggs and artifacts.

At Monday’s court hearing, Circuit Judge John Foster wondered whether the Michigan Taxpayers Alliance, led
by former state representative Leon Drolet of Macomb Township, had proper legal standing to intervene.

Under the DIA tax protocol, Macomb County and its two neighboring counties each appointed an arts authority board to reach agreement on transfer of property tax dollars to the museum and to oversee the proper allocation of those dollars each year.

“We have a binding contract between two parties and now we have a third party intervening to tell the other two parties what that contract is supposed to mean or say,” said Arthur O’Reilly, an attorney for the Honigman-Miller law firm in Bloomfield Hills, who was hired to represent the DIA.

After the hearing, Drolet denounced that legal argument.

“This is not a typical contract that’s established for the benefit of the arts authority. Those members of the authority are representing the citizens of Macomb County. We (the MTA) are not some weird third party,” said Drolet, who also served as a county commissioner.

In addition to Drolet, the plaintiffs in the case include Macomb County Republican activists Simon Haddad of Clinton Township, Philis DeSaele of Sterling Heights and Dennis Bucholtz of Warren.

After a difficult struggle to get the tax on the ballot to benefit the financially struggling DIA, museum officials waged a low-budget millage campaign and in August saw the small levy pass by wide margins in Oakland and Wayne counties and by a whisker in Macomb County.

Now, DIA officials and board members say that Drolet’s lawsuit is an example of not-so-subtle Detroit bashing used by anti-tax groups in the past in Macomb County to argue that the suburbs are unfairly subsidizing the inner city.

The 0.2-mill DIA tax costs a typical Macomb County homeowner between $10 and $15 a year.

MTA attorney Shyler Engel made his case to Foster that the DIA’s claim of free admission violated the Michigan Consumer Protection Act, which shields consumers from business scams.

Engel also challenged an affidavit filed with the court by the Arts Authority chairman, Stan Simek, which indicated that the board understood that free admission for residents did not include special exhibits. Because Simek is a former DIA employee and was an outspoken advocate of the millage, Engel asserted that “it’s hard to say that his credibility is not in contention.”

Judge Foster gave no indication when his ruling will be handed down.
School, job fill schedule for L’Anse Creuse North student

By Debbie Komar
debbie.komar@macombdaily.com

James Coller’s day begins early. His first of six classes at L’Anse Creuse High School North starts at 7:31 a.m. and most days he’s in class until 2:20 p.m. Then every day after school he’s off to Ford Motor Co. in Dearborn to work in materials testing. That job evolved after a 5-week unpaid internship there in materials and engineering.

“I love what I do. It’s been the best experience for me,” said the Chesterfield Township teen, who is the son of David Coller and Kimberly Coller.

At school, this Macomb Daily Student of the Week has been captain of the First Robotics Team (2011-2013), a member of the National Honor Society (2011-2013), part of the Link Crew (2010-2013) to help freshmen; a member of the advanced math and science organization Mu Alpha Theta; and editor-in-chief of the school newspaper (2010-2013), often writing three of four of the publication’s lead stories. That role, he said, “takes a lot of time.”

“He has taken the most rigorous courses offered through our school, including Advanced Placement government and literature,” said L’Anse Creuse North counselor Lori O’Neal. He’s also taken Advanced Placement classes through the school’s Math Science & Technology Program, including advanced placement physics, pre-calculus, chemistry and calculus.

James is also part of the school’s Link Crew that puts juniors and seniors together with freshmen to help them make the transition to high school.

“I never had a mentor and I saw friends who struggled,” he recalls. “This (high school) is a launching pad. It’s most important to try and be involved.”

O’Neal adds, “James Coller is one of the most motivated and hard-working students I have ever encountered.”

Admittedly, James said his free time is rare so “I try to make the most of it and relax and recuperate.” That may mean watching movies, going to the mall or reading.

He plans to attend the University of Michigan for bachelor’s and master’s degrees, with eventual plans for a doctorate.

The Macomb Daily Students of the Week are selected in advance by the schools with the approval of the Macomb County Secondary Principals Association. Each student qualifies to compete for a scholarship from one of the following universities: Central Michigan, Eastern Michigan, Grand Valley State, Michigan State, Michigan Technological, Oakland and Western Michigan.
The Macomb Daily (http://www.macombdaily.com), Serving Macomb County, MI.

News » Local »

Macomb Circuit Court inks deal to go electronic, paperless

By Jameson Cook
jamie.cook@macombdaily.com; @jamesoncooki

Wednesday, February 27, 2013

Macomb County Circuit Court has reached a deal with a technology company that will allow it to restart its electronic filing system under a plan for the whole court system to become paperless.

The county court system and ImageSoft in Southfield recently agreed to a $260,000, three-year contract in which ImageSoft will implement a document management system, and provide technology for electronic-filing, -signature and -certification. The funds will come from the county Information and Technology budget and was approved by the county Board of Commissioners.

Court officials are pleased because unlike the current e-filing provider, ImageSoft’s products are compatible with Courtview, the court’s case management system and public access web site provider. ImageSoft is being used by the state Supreme Court and other courts in Michigan.

“We are very impressed with ImageSoft’s proposal to launch our court into the digital age,” Chief Judge David F. Viviano said in a prepared statement. “Our vision is to use digital images instead of paper to conduct the court’s business, to store our data efficiently and securely, and to conduct business electronically with litigants, attorneys and other units of government.”

A pilot e-filing program began at the Mount Clemens court in August 2011 with a different company. But that program is incompatible with Courtview and would cost more than the ImageSoft contract to fix, officials said. The existing e-filing provider was part of a company but was sold after that deal was made, officials said.
“We want to have a sole-source provider instead of a patchwork of providers,” said Anthony June, circuit court communications and technology manager. “It’s giving us so many features we don’t have with the current system,” such as automatic time stamping and service on other parties and nonparties.

The current e-filing system includes contract and negligence civil cases with two jurists, Viviano and Judge John Foster.

The new around-the-clock e-filing system, dubbed TrueFiling, should start “by the end of the summer,” June said, and initially include contract and negligence civil cases as well as juvenile, divorce without minor children, and personal protection cases. It could expand quickly to other judges and case types with the goal to become paperless.

Electronic systems save time and money over paper systems, officials said. E-filing fees will fund future technology upgrades, June said.

“The ImageSoft iJustice solution will centralize document control and processing into a single repository greatly improving communication and collaboration among all the parties involved in court processes,” said Steve Glisky, ImageSoft vice president and government practice manager.

URL: http://www.macombdaily.com/apps/pbcs.dll/article?AID=/20130227/NEWS01/130229506&template=printart

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News »Local »

Macomb’s Viviano new Supreme Court justice

By Jameson Cook
jamie.cook@macombdaily.com; @jamesoncook

Wednesday, February 27, 2013

Michigan Supreme Court Justice
David Viviano and Gov. Rick Snyder
at the Lansing press conference where
Snyder announced the appointment.
(Photo from state of Michigan)

Macomb County Chief Judge David Viviano on Wednesday was appointed by Gov. Rick Snyder to serve as the next Michigan Supreme Court justice.

Viviano, 41, will fill the seat left vacant by the resignation of former Justice Diane Hathaway and is the first high court justice to hail from Macomb County since the 1950s.

Snyder announced the appointment at a Lansing press conference attended by Viviano’s family, including his father, Judge Antonio Viviano, and sister, Judge Kathryn Viviano, as well as many officials.

Snyder said during the live-streamed event that Viviano clinched the appointment by “earning his way onto the bench” and praised his commitment to “rule of law.”

“He’s truly a rule-of-law judge, which is critically important,” Snyder said. “Judge Viviano has a distinguished record of judicial integrity and innovation. His deep respect for the judicial branch of government and his commitment to the rule of law will serve Michigan well. I have every confidence that he will be a compassionate, principled justice.

Snyder introduced the new justice, who stepped up to the podium.

“It’s a tremendous honor for me and a tremendous honor for my entire family,” Viviano said. “Our family really does have a proud tradition of public service. That’s how I was born and raised. And I can’t think of a better opportunity than the one the governor has now given me to continue that service and do it on a statewide basis.”

Local legal industry and political officials met the announcement with pleasant surprise and bursting pride.
MaComb County Bar Association President Dana Warnez, who has worked with and appeared in front of Viviano for about 15 years, said the choice reflects well on MaComb County but is a loss for the county, too.

"It’s a great day for MaComb County, but it means we have lost a great jurist," she said. "He was diligent, innovative and hard-working as a young lawyer in private practice, and he brought those important qualities to the bench. The MaComb County legal community is very proud of him."

Circuit Judge John Foster, who will temporary fill Viviano’s role as chief judge, said he noticed hints of the appointment in recent days but wasn’t sure.

"This is really a big shocker to have one of our judges appointed to the Supreme Court. This is big time," Foster said. "It’s a rare thing and a real tribute to his qualifications. I’m very ecstatic for him. We’re going to enjoy this euphoric feeling for a day or two, or maybe just tonight, before we get down" determining how to temporarily replace Viviano.

Foster praised Viviano’s integrity and work ethic.

County Executive Mark Hackel, who attended the press conference, said MaComb County residents should be proud.

"It’s also a huge statement about MaComb County and says something about the great, credible people we have in MaComb," Hackel said. "All too often, you hear about people in a negative context for doing something wrong and we don’t do enough to recognize the good individuals."

Viviano is a Republican, and the appointment gives conservatives a 5-2 majority on the Supreme Court after Hathaway resigned in disgrace in January. Hathaway, a former Wayne County judge, pleaded guilty to a charge of felony bank fraud for an alleged scheme to avoid paying a $600,000 mortgage debt by hiding assets from her lender. She took office in 2009.

While praised locally, the appointment "somewhat surprised" Michigan political analyst Bill Ballenger, who called it a "rather risky" choice. He said he believed Snyder would select someone with better chances of winning election in 2014 when Viviano must run. Oakland County Circuit Court Judge Colleen O’Brien was widely speculated as a top choice. She finished third last November in the race for two seats on the high court.

"I’m not shocked, but I’m somewhat surprised," Ballenger said. "I have my doubts. It’s not a well-known name. He’ll have a tougher time than other appointees might have had.

"The plus side of it is David Viviano, from what I understand, is a rock-solid conservative choice … who will rule in the way that Snyder and most Republicans would approve of."

Viviano said he believes he is the first justice of Lebanese descent. His mother, Alice, is Lebanese. His father is Italian, and he may be the first Italian-American justice.

Michigan Bar Association President Bruce Courtade, a Grand Rapids-based attorney, said the announcement didn’t take him off-guard.

"One thing I’ve learned after 25 years … is to not be surprised about who comes through an appointment process," he said. "A lot of times the names thrown out there aren’t really the names under consideration."
He said he doesn’t know Viviano personally, but commended Viviano’s reputation and applauded Snyder for utilizing the Judicial Quality Committee, which rated the finalists.

“I’ve heard his name for years as somebody who is well-respected that lawyers like to appear in front of,” he said.

In explaining the appointment, Snyder said, “This is about merit.”

He noted Viviano worked at well-respected law firms, Dickinson Wright PLLC in Detroit and Jenner & Block LLC in Chicago, before starting his own firm in Mount Clemens. He also served as city attorney for Center Line.

Viviano in 2004 was defeated by Eric Smith for Macomb County prosecutor. Two years later, he won the circuit judge post. He was unopposed last fall when he won a new two-year term.

In 2008, he was selected by the Michigan Supreme Court to participate in a pilot project to reform the jury system. Several of those enhancements were adopted by the Supreme Court and are being used by judges statewide.

The conservative majority Supreme Court in November 2011 named Viviano chief judge of Macomb, taking effect Jan. 1, 2012, replacing Judge Mark Switalski, a Democrat.

Snyder emphasized Viviano’s efforts to improve technology in the justice system, and Viviano said he looks forward to fostering upgrades.

“I do have some mixed feelings about leaving Macomb County and leaving a lot of the important work and things we were doing administratively at the court,” Viviano said. “But one of the things that gave me some solace was the idea I would be able to use that experience administratively to work with the governor and the chief justice to shape the court system on a statewide basis to do a lot more things with technology and with e-filing.”

Macomb Circuit Court Administrator Jennifer Phillips said the court will miss his administrative efforts.

“He came up with a lot of great ideas,” she said. “We have a lot of projects under way that he started that we will continue.”

Viviano pushed for expanding and contracting for a new e-filing system as well as consolidation. Macomb Probate has been reduced from two to one judge and will eventually be relocated from the outskirts of Mount Clemens to the court building downtown.

Viviano graduated from De La Salle in Warren, Hillsdale College and the University of Michigan Law School.

Viviano and his wife, Neran, have two children and are expecting a third in July.

Viviano’s father, Antonio Viviano, served as a probate judge from 1993 to 2002 and as a circuit judge from 2003 to 2010. He has been serving as a visiting judge, including substituting for his son Tuesday morning. His sister was elected in fall 2010. His brother, Joe, is a Mount Clemens-based attorney.

David Viviano will not only have to run in 2014, but if he wins must seek re-election in 2016.

Viviano’s photograph by late Wednesday afternoon was already on the state Supreme Court website, and
Viviano said he expects to participate in the court’s next session beginning next Tuesday.

Meanwhile, it is expected Snyder will appoint a judge to replace Viviano. Foster said he hopes that can occur soon. During the interim, Macomb may have to pay visiting judges to sit in Viviano’s place.

The Supreme Court likely will soon vote to appoint a new chief judge of the Macomb court.

The first Macomb judge to serve on the Supreme Court was Neil Reid of Bruce Township. He served from 1944 through 1956.

— Macomb Daily staff writer Mitch Hotts contributed to this report.
Metro Detroit home prices rebound in 2012

They're still far below 2005 peak for region, data show

By JC Reindl
Detroit Free Press Business Writer

Home prices in metro Detroit experienced a considerable rebound in 2012 from their recessionary lows, but remain well below the national levels and the region's late-2005 peak, according to year-end data released Tuesday.

The 13.6% year-over-year rise in prices across the Detroit region beat the 7.3% national increase in the Standard & Poor's/Case-Shiller Home Price Index, a leading metric for home values. New York was the only major market that saw prices decrease -- a slight 0.5% dip.

"Housing prices ended 2012 with solid gains," said David Blitzer, chairman of the index committee at S&P Dow Jones Indices, which publishes the index.

But metro Detroit's year-over-year increase -- the largest since at least the early 1990s -- came off a much lower base. Home prices in the metro area -- defined by the index as Wayne, Oakland, Macomb, Livingston, St. Clair and Lapeer counties -- still register as 40% below the national level.

"The values were so low from the beginning, it was pretty much increasing from nothing," said Howard Mitchell, a longtime Detroit-area real estate agent.

A different report had the median sales price in January of metro Detroit houses and condominiums as $80,000, according to figures compiled earlier this month by Realcomp, a Farmington Hills-based multiple listing service.

The Realcomp data highlighted the vast differences in the area market. While a home in Oakland County sold for a median price of $132,000, a Detroit home went for just $10,000.

Local Realtors continue to note the thinning number of for-sale homes, a key factor in higher sales prices.

"Part of the reason prices are going up is because they're being driven up by the low inventory," said George Smale, associate broker at Coldwell Banker Weir Manuel in Grosse Pointe Woods.

Smale said it is again common for sellers to receive multiple offers.

"There's just not enough inventory for the buyers who are now in the marketplace," he said. "Homes that come to market go pretty quickly."

Yet despite the recent price increases, some homeowners are still underwater on their mortgages and can't yet sell without a loss, Mitchell said.
The metro Detroit market is 20% below the 2000 levels and 37% below its December 2005 peak, according to the Case-Shiller index.
Furloughs, Reduced Aircraft Flights at Selfridge Possible Effects of Sequester

Selfridge Air National Guard Base released possible impacts the sequester will have on the Macomb County facility if Congress and the president do not act before Friday.

By Edward Cardenas  |  Email this author  |  February 27, 2013

Related Topics: Selfridge Air National Guard Base, US Budget, sequester, and sequestration budget

If Congress and the president fail to halt $55 billion in "sequestration" spending cuts by Friday, personnel at Selfridge Air National Guard Base may face furloughs and there may be reduced flights at the Macomb County military facility.

Officials at Selfridge released the possible impacts of the sequestration, which include:

- Approximately 650 personnel from the 127th Wing will be given 22 days of furlough, which will be implemented one day per week from late April to Sept. 30. This will result in a total loss of pay will be approximately $6 million.
- Approximately 500 personnel from other agencies on the base will be impacted by furlough over the same time period. An estimated total pay loss is not available.
- The number of flying hours by the 127th Wing's A-10 Thunderbolt II aircraft and KC-135 Stratotanker aircraft will be significantly curtailed. This reduction will begin to impact mission readiness levels by the beginning of April.

Information provided by Selfridge Air National Guard Base.

RELATED: Federal Sequestration Could Hurt Defense Jobs in Macomb County
February 25, 2013

TO: BOARD OF COMMISSIONERS

FROM: KATHY TOCCO, CHAIR
GOVERNMENT OPERATIONS COMMITTEE

RE: RECOMMENDATIONS FROM GOVERNMENT OPERATIONS COMMITTEE MEETING OF FEBRUARY 25, 2013

At a meeting of the Government Operations Committee, held Monday, February 25, 2013, the following recommendations were made and are being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Carabelli, supported by Mijac, to recommend that the Board of Commissioners approve the County Executive’s appointments to the Ethics Board as follows: Germaine Jackson and James Caygill, five year terms expiring February 1, 2017; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

2. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Carabelli, supported by Vosburg, to recommend that the Board of Commissioners approve the County Executive’s appointment of John Paul Rea to the position of SEMCOG Executive Committee Alternate to Mark A. Hackel, as outlined in County Executive’s February 1, 2013 memorandum; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

MACOMB COUNTY BOARD OF COMMISSIONERS

David J. Flynn – Board Chair
District 4

Kathy Tocco – Vice Chair
District 11

Mike Boyle – Sergeant-At-Arms
District 10

Toni Moceri – District 1

Marvin Sauger – District 2

Veronica Klinefelt – District 3

Robert Mijac - District 5

James Carabelli – District 6

Don Brown – District 7

Kathy Vosburg – District 8

Fred Miller – District 9

Bob Smith – District 12

Joe Sabatini – District 13
3. COMMITTEE RECOMMENDATION – MOTION  (SEE ATTACHED)  

A motion was made by Carabelli, supported by Smith, to recommend that the Board of Commissioners concur in the recommendation of the County Executive and approve the appointment of Julie Gatti to the Regional Transit Authority (RTA) Board (term to be designated); Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive.  THE MOTION CARRIED.

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR TOCCO, SUPPORTED BY VICE-CHAIR FLYNN.
RESOLUTION TO approve or reject the County Executive’s appointments to the Ethics Board as follows: Germaine Jackson and James Caygill, five year terms expiring 2-1-17

INTRODUCED BY: Kathy Tocco, Chair, Government Operations Committee

COMMITTEE/MEETING DATE
Government Operations  2-25-13  APPROVED
Full Board  2-28-13
RESOLUTION NO. _______________  FULL BOARD MEETING DATE: _______________

AGENDA ITEM: _______________________

MACOMB COUNTY, MICHIGAN

RESOLUTION TO

Confirm appointment of John Paul Rea to the position of SEMCOG Executive Committee Alternate to Mark A. Hackel, as outlined in County Executive’s February 1, 2013 memorandum; further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the office of County Executive.

INTRODUCED BY: Kathy Tocco, Chair, Government Operations Committee

COMMITTEE/MEETING DATE

Government Operations 2-25-13
Full Board 2-28-13
RESOLUTION TO concur in the recommendation of the County Executive and approve the appointments of Julie Gatti and Joe Wentrack to the Regional Transit Authority (RTA) Board (terms to be designated)  *see below

INTRODUCED BY: Kathy Tocco, Chair, Government Operations Committee

*At the 2-25-13 meeting, a friendly amendment was made to only approve Julie Gatti.

Joe Wentrack’s appointment was referred to the Full Board meeting since he is out of the country.
February 25, 2013

TO: BOARD OF COMMISSIONERS

FROM: KATHY TOCCO, CHAIR
AD HOC COMMITTEE ON BOARD RULES

RE: RECOMMENDATION FROM AD HOC COMMITTEE ON BOARD RULES
MEETING OF FEBRUARY 25, 2013

At a meeting of the Ad Hoc Committee on Board Rules, held Monday, February 25, 2013, the following recommendation was made and is being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Klinefelt, supported by Vosburg, to recommend that the Board of Commissioners approve the proposed Board of Commissioners Rules of Procedure; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. THE MOTION CARRIED.

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR TOCCO, SUPPORTED BY VICE-CHAIR BROWN.
RESOLUTION NO. _____________  FULL BOARD MEETING DATE:__________________

AGENDA ITEM:______________________________

MACOMB COUNTY, MICHIGAN

RESOLUTION TO approve proposed Board of Commissioners Rules of Procedure

INTRODUCED BY: Kathy Tocco, Chair, Ad Hoc Committee on Board Rules

*At the 2-25-13 Ad Hoc Committee meeting, committee approved the draft provided by Clark Hill dated 2-20-13.
MACOMB COUNTY BOARD OF COMMISSIONERS

RULES OF PROCEDURE

The Board and its meetings shall be governed by the following rules of procedure:

Rule 1. Definitions

“Appeal to the Board.” If a Commissioner feels her/his point of order or privilege has been ruled on unfairly by the chair, s/he can challenge the Chairperson and appeal to the Board. The Chairperson then asks for a motion to uphold the Chairperson, and the vote is taken. The vote decides whether the action decided upon by the Chairperson is valid, or whether the Commissioner is correct.

“Board” means the Macomb County Board of Commissioners.

“Charter” means the Home Rule Charter of Macomb County, Michigan.

“Clerk” means the Macomb County Clerk.

“Commissioner” means a Commissioner of the Board.

“County” means Macomb County, Michigan.

“County Executive” means the person holding the office of Macomb County Executive.

“Full Board” means all of the Commissioners elected and serving.

“Open Meetings Act” means Public Act 267 of 1976, as amended.

“Procedural Motion” means a motion that relates to how the meeting is conducted.

“Proclamation” means a resolution approved by the Board recognizing or acknowledging an individual, group or event.

“Quorum” means a majority of the Commissioners serving on the Board.

“Rules” means these rules of procedures of the Board.

“Substantive Motion” means a motion that relates to the purpose of the meeting and that brings business before the Board.

“Tribute” means a written form of recognition or acknowledgement honoring a group or individual.

Rule 2. Organizational Meeting and Election of Officers

At its first meeting of each odd-numbered year, the Board shall be called to order by the Clerk and a roll call taken. If a Quorum is present, the first order of business shall be the
election of a Chairperson. The Chairperson shall preside over all subsequent actions of the Board. The next order of business shall be the election of the Vice-Chairperson and a Sergeant-at-Arms. The next order of business shall be the adoption a meeting schedule showing the dates, times and places of the Board’s regular monthly meetings. The next order of business shall be for the Board to adopt rules of procedure under which the Board shall operate.

At the first meeting in January of each even-numbered year, the first order of business shall be the election of a Vice-Chairperson and a Sergeant-at-Arms.

Rule 3. Terms of Office; Vacancies

The Chairperson shall be elected to a two-year term and the Vice-Chairperson and the Sergeant-at-Arms shall be elected to a one-year term or until a successor, respectively, is elected. In the event of a vacancy in Chairperson, Vice-Chairperson or Sergeant-at-Arms, the vacancy shall be filled at the next regular meeting of the Full Board by a majority vote of the Commissioners serving.

Rule 4. Removal of an Officer

An officer may be removed from office upon the filing of a petition with the Chairperson stating the reasons and a 2/3 vote of Commissioners serving. The officer who is the subject of the petition shall be given a copy of the petition at least 7 days in advance of the item being placed on a meeting agenda. The Chairperson shall add the petition to the agenda for the next Full Board meeting.

Rule 5. Duties of Officers

A. Chairperson. The Chairperson (or Vice-Chairperson in the absence of the Chairperson) shall preside at all meetings of the Full Board. In the absence of both the Chairperson and Vice-Chairperson, the Commissioners present shall elect a Chairperson pro-tempore who will serve only for that meeting or for that part of the meeting in which the Chairperson and Vice-Chairperson are absent.

The Chairperson shall introduce and present each agenda item, or will introduce and then designate the Clerk or Board staff member who will present the agenda item.

The Chairperson shall be responsible for enforcing the Rules and conducting meetings in a manner that preserves order and decorum. Commissioners and others in attendance shall comply with the direction of the Chairperson.

The Chairperson shall annually prepare, propose and present a budget for the Board to the Finance Committee. The Chairperson shall be responsible for the administrative day-to-day activities of the Commission, including administering the budget for the Board. At the second regular meeting of each odd-numbered year, the Chairperson shall submit committee assignments, listing the members of each committee and the chairperson and
vice-chairperson of each committee, for approval by a majority vote of Commissioners serving.

At any time, the Chairperson shall have the ability to submit the appointment of new members to, or the removal from, a committee, subject to the approval of the Board. All vacancies in membership, chairperson or vice-chairperson of committees shall be filled by appointment by the Chairperson, subject to the approval by a majority vote of Commissioners serving.

B. Sergeant-at-Arms. The Sergeant-at-Arms shall attend the Full Board meetings to maintain order and decorum under the direction of the Chairperson and is responsible to ensure compliance with the requirements of a closed session.

Rule 6. Duties of Commissioners

Each Commissioner shall be present at all Full Board and assigned committee meetings and shall vote on each question put, unless he/she has a direct personal or pecuniary interest in the question or unless otherwise legally or ethically required to abstain. The Commissioner shall disclose the interest at the meeting. Each abstention shall be duly recorded in the minutes of the meeting. In the rare event that a Commissioner believes he/she has the right or obligation to abstain from voting, the Commissioner shall consult with the Chairperson and independent counsel, if necessary.

Rule 7. Speaking

When a Commissioner desires to speak on any matter or issue before the Board, he/she shall first seek recognition to speak from the Chairperson. The Chairperson may speak to points of order and shall decide questions of order subject to an Appeal to the Board. When two or more Commissioners request to make a motion and/or address the Board at the same time, the Chairperson shall name the Commissioner who is first to speak.

When a Commissioner is about to speak in debate or present any matter to the Board, he/she shall respectfully address himself/herself to the Chairperson. He/she shall confine himself/herself to the question under debate and avoid debate or argument that calls into question the personality/motive of another Commissioner.

Free, open and orderly debate on issues confronting the Board as a legislative body may demand that a Commissioner be privileged to speak on a matter more than once. However, a Commissioner shall not be privileged to speak or hold the floor on a matter for more than 10 minutes or more than once (on the same question) until all other Commissioners present are first given the opportunity to be heard.

Rule 8. Motions

The Board shall take action by way of motions. No motion may be acted upon until it has been duly supported or seconded by a Commissioner. A Substantive Motion shall be reduced to writing, unless waived by the Chairperson. A Procedural Motion shall be
reduced to writing if requested by the Chairperson. The Chairperson shall restate a motion or, if in writing, the motion shall be read aloud by the Clerk before being debated.

Any Commissioner who wishes to make a motion or second a motion must first secure recognition by the Chairperson. Except where permission is otherwise granted by the Chairperson, discussion of a motion before the Board or other pending business shall be limited to Commissioners.

A motion must be before the Board in order to discuss an agenda item that has been presented by the Chairperson for consideration. No motion shall be adopted by the Board until stated by the Chairperson. Any motion may be withdrawn by the sponsor at any time before decision or amendment by the Board.

The following motions will be in order:

1. To take action on a resolution or ordinance.
2. To call the question.
3. To amend or modify a motion made to take action, but such amending motion will be disposed of before any other motion to amend or modify the original motion will be in order. Once approved by a majority vote of Commissioners serving, a motion to amend or modify a motion shall be combined with the original motion.
4. To lay on the table for subsequent consideration at the same meeting.
5. To postpone action to a specific time, date and place or until occurrence of a condition or event.
6. To refer or re-refer a matter to a Board committee.
7. To postpone indefinitely. A motion to postpone indefinitely the further consideration of any motion or other matter shall require the affirmative vote of a majority of Commissioners serving and the vote upon such a motion shall not be reconsidered.
8. To reconsider a vote (including a vote resulting in a tie) or other action that has been taken by the Board, but only if no action has been taken in reliance upon such vote or action. Any Commissioner on the prevailing side on a vote or action may move for reconsideration of such vote or action at the same meeting the vote or action was made or at the next regular meeting of the Board, but at no other subsequent meeting. No vote or other action shall be reconsidered more than once. A motion to reconsider shall require the affirmative vote of a majority of Commissioners serving. When a motion to reconsider fails, it cannot be renewed. This does not preclude the Board from again dealing with an issue, policy, decision or other action based upon significant new
information unavailable to the Board when the decision or other action was initially taken.

(9) To go into closed session as permitted by and in accordance with the Open Meetings Act.

(10) To call a recess at the discretion of the Chairperson.

(11) To adjourn.

With the exceptions of a motion to lay on the table for subsequent consideration, a motion to postpone action to a specific time, date and place or until occurrence of a condition or event, or a motion to adjourn, each of the motions listed above may be subject to discussion or debate by the Board.

Rule 9. Ordinances and Resolutions

The Board shall act by ordinance if required by Charter or law, otherwise by resolution. All acts of the Board imposing a penalty shall be by ordinance. All resolutions and ordinances, and any amendments thereto if requested by the Chairperson, shall be reduced to writing prior to consideration by the Board.

Rule 10. Proclamations and Tributes

Any Commissioner may sponsor a Proclamation and present such Proclamation for approval by the Board. Each Commissioner may add his or her name as a co-sponsor only with the permission of the sponsor.

Any Commissioner may prepare and present a Tribute to honor a particular individual or group. A Tribute does not require approval of the Board.

Rule 11. Amendment/Suspension of Rules

The Board may amend the Rules following recommendation for approval by the Rules Committee and by a vote of 2/3 of the Commissioners serving. The Board may suspend the operation of the Rules temporarily by a vote of 2/3 of the Commissioners present, but such amendment or suspension shall not relieve the Board from complying with applicable law.

Rule 12. Meeting Notices

Each Commissioner shall receive a notice of all meetings electronically unless otherwise designated in writing to the Chairperson.

The Chairperson shall prepare a proposed regular meeting agenda and provide notice of meetings, including the proposed agenda, which shall be delivered to Commissioners at least 5 calendar days prior to the regular meeting. The Chairperson shall have the discretion to add items to a meeting agenda at any time prior to the meeting. The notices
shall specify the date and hour of the meeting. Each Commissioner may waive the 
foregoing notice requirements.

The time required for notification of all meetings shall be in accordance with the Open 
Meetings Act.

Notice of regular and special meetings shall be made available to the public by posting on 
the Board’s website.

**Rule 13. Regular Meetings**

Regular meetings of the Board shall be held monthly on days as designated by the Board, 
as recommended by the Chairperson.

A notice of the regular meeting schedule, stating the dates, times, and places of the 
Board’s regular meetings, shall be posted within 10 days after the first meeting of the 
Board in each calendar.

**Rule 14. Special Meetings**

The Chairperson has the authority to call a special meeting. A special meeting of the 
Board may also be held when requested by at least one-third of Commissioners serving. 
The request shall be in writing, shall be addressed to the Clerk and shall specify the time, 
date, place and purpose of the meeting. Upon the call of the Chairperson or upon receipt 
of a request, the Clerk shall immediately give notice in the manner selected by each 
Commissioner.

Dates and times of special meetings must be posted at least 18 hours before the meeting. 
The notice must be posted in a prominent and conspicuous place at both the Board’s 
principal office and on a portion of the Board’s website. The public notice on the website 
shall be included on either the homepage or on a separate webpage dedicated to public 
notices for special meetings and accessible via a prominent and conspicuous link on the 
website’s homepage that clearly describes its purpose for public notification of those 
special meetings.

**Rule 15. Voting Method**

The vote on all motions shall be by “yes” and “no” and will be taken by a show of hands, 
voice vote, or a roll call vote as directed by the Chairperson provided that the vote of 
each Commissioner is recorded. No motion shall be valid unless approved at a meeting 
of the Board and a proper record is made of the vote.

In accordance with the Open Meetings Act, each Commissioner’s vote must be made in a 
public session in order to be counted. No votes of any kind, or polling to attempt to 
determine potential votes, will be allowed outside of public sessions or in closed sessions 
of the Board. Following each vote, it shall be announced that the motion passed or failed,
and if not a unanimous vote, then the number voting “yes” and the number voting “no” shall be announced.

In situations in which a specified number of affirmative votes is required by law or these Rules, and abstentions have been noted, the motion shall fail if the specified number of affirmative votes have not been cast. In situations in which there is a tie vote and the abstention represents the deciding vote, the motion shall fail for lack of a majority.

The Clerk shall call roll by Commissioners' last names only, as follows:

1. Attendance shall be called in alphabetical order according to Commissioner last names.

2. The calling of a roll on a motion shall begin with the Commissioner who made the motion. The Commissioner who seconded the motion shall be called to vote second on the motion. The Clerk shall proceed to call the roll in alphabetical order according to Commissioner last names, except the Vice-Chairperson shall be called to vote second-to-last and the Chairperson shall be called to vote last, unless the Vice-Chairperson made or seconded the motion. At the next meeting of the Board, the Clerk shall begin the alphabetical list with the second Commissioner on the alphabetical listing. Other Commissioners shall be called to vote according to the regular sequence on the alphabetical listing, except that the Commissioner who was called to vote first at the last meeting shall be called to vote immediately prior to the Vice-Chairperson at the next meeting.

Any Commissioner may request that his/her vote be changed if such request is made prior to announcement of whether the vote passed or failed.

After the first vote is given, no Commissioner shall be entitled to speak on the question, nor shall any motion be in order until such roll call is completed and the result declared.

**Rule 16. Order of Business**

The Order of Business of the Board at regular meetings shall be as follows:

1. Call to order.
2. Pledge of allegiance.
3. Attendance roll call.
4. Invocation.
5. Adoption of agenda.
(6) Reading, correction and approval of minutes.

(7) Public participation (five minutes maximum per speaker, or longer at the discretion of the Chairperson related only to issues contained on the agenda).

(8) Correspondence from Office of Executive

(9) Reports from committees.

(10) Proclamations.

(11) New business.

(12) Public participation (five minutes maximum per speaker or longer at the discretion of the Chairperson).

(13) Adjournment.

Rule 17. **Committees and Subcommittees**

The Board shall have the following standing committees:

- Audit
- Economic Development
- Finance
- Government Operations
- Health & Human Services
- Infrastructure
- Justice & Public Safety
- Rules

The Rules are the rules of procedure for all committees and subcommittees as applicable. An item may be waived directly to the Board for review, evaluation and/or determination at the discretion of a committee chairperson. An item that has not been referred for consideration from a committee meeting may be added to an agenda for consideration at a Full Board meeting upon a 2/3 vote of Commissioners serving. An item may be added to a committee agenda at the time the committee is considering adopting the agenda upon a majority vote of members of the committee if the item is submitted in writing to all members of the committee before or at the time the motion to add the item to the agenda is made.

The chairperson of a committee shall have the authority, from time to time, to appoint a subcommittee. Each subcommittee of a committee is a part of that committee and subject to the authority and direction of that committee. Subcommittees shall not hold any meeting except upon authority of the standing committee chairperson.
Each committee and subcommittee shall keep minutes of all committee and subcommittee committee actions and shall report, respectively, such actions to the Full Board or to the standing committee.

The Chairperson shall be an ex-officio member of all committees, with voice but no vote, except for any committees of the whole and the Finance Committee, in which cases he/she shall have a vote.

The chairpersons of two or more committees may arrange for a joint meeting of their committees when, in their judgment, special circumstances would warrant such a joint meeting or the conducting of business of the Board will be better served thereby.

**Rule 18. Duties of the Clerk**

The Clerk shall be the clerk to the Full Board. The Clerk, or his/her duly appointed deputy, shall perform all duties ordinarily pertaining to such office including, but not limited to, the following duties prescribed by law:

1. Recording all the proceedings of the Board in a book provided for that purpose.
2. Making regular entries of all Board resolutions and decisions upon all questions.
3. Recording the vote of each Commissioner on any ordinance, resolution, and appointment or election of an office submitted to the Board.
4. Performing such other and further duties as the Board may, from time to time, require by resolution.

The Clerk, or his/her duly appointed deputy, shall be present and take minutes at all meetings of the Full Board. In the absence of the Clerk or an appointed deputy, the Chairperson, with the approval of the Commissioners present and voting, shall appoint a Clerk for that meeting until the Clerk or his/her duly appointed deputy arrives.

**Rule 19. Minutes**

The Clerk or his/her designee shall prepare minutes, including those minutes taken in closed session, as required by the Open Meetings Act and these Rules. A copy of the minutes of each Board meeting shall be prepared and distributed by the Clerk to each Commissioner prior to the next scheduled meeting of the Board or Committee.

The Clerk shall keep all adopted resolutions and ordinances arranged in the order of their adoption.
Rule 20. Workgroups

The Chairperson may submit a proposal to the Board for approval of the appointment of informal ad hoc workgroups for purposes of advising the Board on policy issues. The proposal shall specify the purpose of the workgroup. The proposal shall direct the workgroup to report to the Board regarding any recommendations of the workgroup. The Chairperson shall have the authority to appoint members of the workgroup, subject to the approval by a majority vote of Commissioners serving. Workgroup members may include Commissioners, County employees or members of the general public who are familiar with the applicable subject matter.

Meetings of workgroups shall be held in accordance with the Open Meetings Act.

Rule 21. Board Appointments

A complete and notarized application (provided by the Board Office or obtained from the Board Office website), including qualifications and biographical data, for an appointment to a committee, board or commission that the Board shall have the authority to make shall be submitted to the Board Office at least one day before the meeting in which the Full Board or a committee is scheduled to consider the appointment.

Rule 22. Notices and Correspondence from County Executive

Any notices or correspondence required by the Charter to be given to the Board by the County Executive shall be addressed to the Chairperson and deemed received when delivered to the Chairperson and date-stamped by Board staff. The date of the stamp shall be the official date of receipt. The Chairperson shall refer the notices or correspondence to the appropriate committee chairperson or the Full Board, at the Chairperson’s discretion.

Rule 23. Charter Timelines

The Board shall follow all timelines imposed by the Charter (see attached list).

Rule 24. Expiration

The Rules shall be in effect until replaced by the Board in the current session or succeeding session.
**CHARTER SECTIONS IMPOSING TIME LIMITS FOR THE BOARD OF COMMISSIONERS**

Charter Section 2.4.2. Upon creation of an ethics ordinance, the Executive will nominate five members. The Commission will vote on approval of those members within 60 days of receipt of the nomination from the Executive. If the Commission fails to act upon a nomination within that 60-day period, the Executive’s nomination is effective.

Charter Section 3.6.4 requires that the Board of Commissioners hold a public hearing on the Executive’s proposed Organization Plan or any proposed amendment to the Organization Plan within 50 days of its submission to the Commission. The Commission is to approve, with or without amendment, or reject the proposed Organization Plan or any amendment within 75 days after its submission.

Charter Section 3.8 (b) requires that the Commission approve or reject a proposed appointment of the Executive that requires Commission approval within 75 days after its submission; otherwise, the appointment becomes effective.

Charter Section 4.4 (f) provides that the Commission may override a veto by Executive within 30 days by at least a 2/3 vote of the Commissioners serving.

Charter Section 4.7 requires within 180 days of the effective date of the Charter (i.e., January 1, 2011) that the Board adopt an ordinance providing for codification of ordinances and the preservation of indexing of resolutions.

Charter Section 4.8.2. If a vacancy occurs in the office of a County Commissioner due to death, resignation, removal of residency from the district, or removal from office, the Board of Commissioners is required to appoint a registered and qualified elector of the district within 30 days by a majority vote of the Commissioners.

Charter Section 8.7. Prior to the beginning of each fiscal year, the Board of Commissioners is required to adopt a balanced line item operating budget and an appropriations ordinance.

Charter Sections 8.11.1 and 8.11.2 require that if the Executive certifies to the Commission a reduction in estimated revenue or certifies to the Commission that expenditures have exceeded appropriated levels and submits a proposed appropriation reduction or a proposed appropriation amendment and the Commission fails to amend the appropriation ordinance within 45 days after certification of the reduced revenue or the excess expenditures, the requested appropriation reduction or amendment submitted by the Executive becomes effective.
February 27, 2013

TO: BOARD OF COMMISSIONERS

FROM: FRED MILLER, CHAIR
FINANCE COMMITTEE

RE: RECOMMENDATIONS FROM FINANCE COMMITTEE MEETING OF FEBRUARY 27, 2013

At a meeting of the Finance Committee, held Wednesday, February 27, 2013, the following recommendations were made and are being forwarded to the Full Board for approval:

1. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Mijac, supported by Vosburg, to recommend that the Board of Commissioners concur in the request of the Sheriff’s Office and Finance Department and approve 2013 budget adjustments of rolling forward the ending 2012 balances in the following accounts: Target Grant, Jail Ministry, Booking Fee, OWI Forfeiture, Honor Guard, MACE, SET State, SET Federal and Act 302 Training; Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. THE MOTION CARRIED.
2. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Carabelli, supported by Vosburg, to recommend that the Board of Commissioners authorize a budget amendment in the amount of $68,000 to provide funding that will allow the Clerk/Register of Deeds to hire five temporary workers for up to six months. The budget amendment will be budget neutral by increasing charges for services revenue by $68,000, with corresponding increases in salaries and wages of $62,900 and fringe benefits of $5,100; Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. THE MOTION CARRIED.

3. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Vosburg, supported by Carabelli, to recommend that the Board of Commissioners authorize a budget amendment in the amount of $13,600 to provide funding that will allow the Clerk/Register of Deeds to hire one temporary worker for up to six months. The budget amendment will be budget neutral by increasing charges for services revenue by $13,600, with a corresponding increase in expenses of $13,600 (salaries and wages $12,575 + fringe benefits $1,025); Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. THE MOTION CARRIED.

4. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Carabelli, supported by Sauger, to recommend that the Board of Commissioners authorize a budget amendment in the amount of $10,000 to provide funding for increased costs due to increased concealed pistol license applications. The budget amendment will be budget neutral by increasing 2013 “charges for services revenue” by $10,000 and increasing 2013 expenses by $10,000; Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. THE MOTION CARRIED.

5. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Klinefelt, supported by Vosburg, to recommend that the Board of Commissioners authorize the Finance Department to hire the retired Equalization Manager who retired on February 1, 2013, as a part-time temporary employee in the Equalization Department until such time that the vacant full-time budgeted position is filled, for a period not to exceed 180 days, per County Charter Section 10.6.2; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. THE MOTION CARRIED.
6. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Vosburg, supported by Moceri, to recommend that the Board of Commissioners approve increases in budget revenues and expenses in the amount of $58.28 which is 2012 fund balance roll forward for the Board of Commissioners Green Schools Program; Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

7. COMMITTEE RECOMMENDATION – MOTION (SEE ATTACHED)

A motion was made by Vosburg, supported by Sauger, to recommend that the Board of Commissioners approve increases in budget revenues and expenses in the amount of $8,181.40 which is 2012 fund balance roll forward for the Board of Commissioners Tri-County Summit Meeting Expense Fund; Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

A MOTION TO ADOPT THE COMMITTEE REPORT WAS MADE BY CHAIR MILLER, SUPPORTED BY VICE-CHAIR MOCERI.
RESOLUTION TO: concur with the Sheriff's Office and Finance Department request to make 2013 Budget adjustments of rolling forward the ending 2012 balances in the below listed accounts:

22930549 Target Grant
22930520 Jail Ministry
22930501 Booking Fee
22930580 OWI Forfeiture
22930510 Honor Guard
22930542 MACE
22930536 SET State
22930535 SET Federal
22930551 Act 302 Training

INTRODUCED BY: Fred Miller, Chair, Finance Committee

COMMITTEE / MEETING DATE
Finance / 2-27-13
Full Board 2-28-13
RESOLUTION NO. __________        FULL BOARD MEETING DATE: __________
AGENDA ITEM: ________________

MACOMB COUNTY, MICHIGAN

$68,000 (**see below)

RESOLUTION TO: Authorize a budget amendment in the amount of $70,000 to provide funding that will allow the Clerk/Register of Deeds to hire five temporary workers for up to six months. The budget amendment will be budget neutral by increasing charges for services revenue by $68,000, with corresponding increases in salaries and wages of $62,900 and fringe benefits of $5,100.

*Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately.

FORWARD TO THE FINANCE COMMITTEE.

(*This language was added by Government Operations Committee Chair Tocco.)

**At the 2-25-13 meeting, the amount was amended from $70,000 to $68,000.

INTRODUCED BY: Kathy Tocco, Chair, Government Operations Committee

BACKGROUND:
As the economy starts to improve and property sales increase, so does the work in the Register of Deeds office. The Clerk/Register of Deeds is requesting five temporary employees be hired for up to six months in 2013, at a cost not to exceed $68,000.

Breakdown of the budget adjustment for the cost/funding of temporary workers:

<table>
<thead>
<tr>
<th>Description</th>
<th>Cost</th>
<th>Explanation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries &amp; Wages</td>
<td>$12,567.75</td>
<td>975 hours @ $12.89 / hour</td>
</tr>
<tr>
<td>Fringe Benefits</td>
<td>$1,024.27</td>
<td>(8.15%)</td>
</tr>
<tr>
<td>Subtotal:</td>
<td>$13,592.02</td>
<td>per temp</td>
</tr>
<tr>
<td>x 5 temps</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>$67,960.10</td>
<td>GRAND TOTAL</td>
</tr>
</tbody>
</table>

The following chart shows the recent trends in the Register of Deeds office, including the recent increase in documents, expected to continue, despite the decrease of staff through budget cuts the last few years. The Register of Deeds’ office recorded more than 184,000 documents in 2012. This is almost a 30 percent increase and a number that has not been that high since 2007, before the combined offices lost 20 percent of the staff from budget cuts. During this time, the office also implemented the entry book, which prevents fraud by allowing the public to see real estate transactions waiting to be processed, but also adds steps to the recording process.
<table>
<thead>
<tr>
<th>Year</th>
<th>Staff</th>
<th>Documents recorded</th>
<th>Revenue</th>
<th>% change documents recorded</th>
<th>% change in staff</th>
</tr>
</thead>
<tbody>
<tr>
<td>2007</td>
<td>27.5</td>
<td>171,442</td>
<td>$2,913,458</td>
<td>-13.46%</td>
<td>0%</td>
</tr>
<tr>
<td>2008</td>
<td>27.5</td>
<td>142,554</td>
<td>$2,223,660</td>
<td>-16.85%</td>
<td>0%</td>
</tr>
<tr>
<td>2009</td>
<td>27.5</td>
<td>139,723</td>
<td>$2,214,435</td>
<td>-1.99%</td>
<td>-7.27%</td>
</tr>
<tr>
<td>2010</td>
<td>27.5</td>
<td>143,268</td>
<td>$2,238,227</td>
<td>+2.54%</td>
<td>0%</td>
</tr>
<tr>
<td>2011</td>
<td>27.5</td>
<td>142,852</td>
<td>$2,818,385</td>
<td>-0.29%</td>
<td>-3.92%</td>
</tr>
<tr>
<td>2012</td>
<td>27.5</td>
<td>184,730</td>
<td>$3,032,829</td>
<td>+29.32%</td>
<td>0%</td>
</tr>
</tbody>
</table>

Additionally, the combined offices have had a high number of vacancies throughout 2012. As a result of the vacancies and increased workload, the recording time on documents in the Register of Deeds Office has greatly increased and the Clerk’s Office has seen an increase in processing time in the court section and vital records.

The revenue budget for the Register of Deeds for 2013 is $2,614,840. As indicated in the chart above, actual revenue for the past two fiscal years has exceeded this amount by more than the $70,000 being requested. Therefore, we believe that it is realistic to expect actual revenues to be at least $2,684,840 in 2013. We have discussed this with the Finance Department and they concur with our calculations and are supportive of this request.
RESOLUTION NO. _______  FULL BOARD MEETING DATE: _______

AGENDA ITEM: ______________________

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: _______ authorize a budget amendment in the amount of $13,600 to provide funding that will allow the Clerk/Register of Deeds to hire one temporary worker for up to six months. The budget amendment will be budget neutral by increasing charges for services revenue by $13,600, with a corresponding increase in expenses of $13,600 (salaries and wages $12,575 + fringe benefits: $1,025).

INTRODUCED BY: _______ Commissioner Tocco, Chair

__________________________________________
Government Operations Committee

COMMITTEE MEETING / DATE

Government Operations

February 25, 2013 APPROVED

Finance 2-27-13
Full Board 2-28-13
BACKGROUND:

The Clerk/Register of Deeds has experienced a recent increase in concealed pistol license (CPL) applications. See chart below and attached newspaper articles.

<table>
<thead>
<tr>
<th>Year</th>
<th>Monthly average of applicants</th>
<th>Average monthly revenue for CPL applications (clerk receives $26 of $105 fee)</th>
<th>Total annual revenue</th>
<th>Annual budget</th>
<th>Budget if this resolution passes</th>
</tr>
</thead>
<tbody>
<tr>
<td>2011</td>
<td>720</td>
<td>$18,684</td>
<td>$199,810</td>
<td>$213,000</td>
<td></td>
</tr>
<tr>
<td>2012</td>
<td>760</td>
<td>$19,755</td>
<td>$237,060</td>
<td>$213,000</td>
<td></td>
</tr>
<tr>
<td>2013</td>
<td>1,464</td>
<td>$39,364</td>
<td>$39,364 (through 2/1/12)</td>
<td>$213,000</td>
<td>$226,600</td>
</tr>
</tbody>
</table>

The County Clerk is the official clerk for the Macomb County Concealed Weapons Licensing Board. The Board is required to issue or deny issuance of a license within 45 days after the Concealed Weapon Licensing Board receives the fingerprint comparison report for a new applicant; and, the Concealed Weapon License Board shall issue or deny issuance of a renewal license application within 60 days after the application for renewal is properly submitted.

The number of concealed pistol applications in January 2013 is double the average normally received by the clerk's office. The Board is at risk of not being able to process the applications and meet the statutory deadline.
The Clerk/Register of Deeds is requesting one temporary employee be hired for up to six months in 2013, at a cost not to exceed $13,600.

A breakdown of the budget adjustment for the cost/funding of temporary workers is below:

<table>
<thead>
<tr>
<th>Description</th>
<th>Cost</th>
<th>Explanation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries &amp; Wages</td>
<td>$12,567.75</td>
<td>975 hours @ $12.89/hour</td>
</tr>
<tr>
<td>Fringe Benefits</td>
<td>$1,024.27</td>
<td>(8.15%)</td>
</tr>
<tr>
<td><strong>TOTAL:</strong></td>
<td><strong>$13,592.02</strong></td>
<td></td>
</tr>
</tbody>
</table>

The CPL revenue budget for the clerk for 2013 is $213,000. As indicated in the chart above, actual revenue last year exceeded this amount and based on the figures to date in should also exceed that amount in 2013. Therefore, we believe that it is realistic to expect actual revenues to be at least $226,600 in 2013.

**Breakdown of revenue adjustment:**
2013 current revenue budget: $213,000
budget adjustment: +13,600
2013 new budget under this resolution: $226,600
RESOLUTION NO. ___________  FULL BOARD MEETING DATE: __________

AGENDA ITEM: ____________________________

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: authorize a budget amendment in the amount of $10,000 to provide funding for increased costs due to increased concealed pistol license applications. The budget amendment will be budget neutral by increasing 2013 "charges for services revenue" by $10,000 and increasing 2013 expenses by $10,000.

INTRODUCED BY: Commissioner Tocco, Chair

Government Operations Committee

COMMITTEE MEETING / DATE

Government Operations
February 25, 2013  APPROVED

Finance 2-27-13
Full Board 2-28-13
BACKGROUND:

The Clerk/Register of Deeds has experienced a recent increase in concealed pistol license (CPL) applications. The applicant has the option of the clerk taking his/her photo for $15 or providing one of his/her own. Due to the rise in applications there has also been a rise in the number of photos and revenue for those photos. See chart below:

<table>
<thead>
<tr>
<th>Year</th>
<th>Monthly average of photos taken</th>
<th>Average monthly revenue for CCW photos ($15 fee per photo)</th>
<th>Total annual revenue</th>
<th>Annual budget</th>
<th>Budget if this resolution passes</th>
</tr>
</thead>
<tbody>
<tr>
<td>2011</td>
<td>516</td>
<td>$8,101</td>
<td>$84,210</td>
<td>$78,000</td>
<td>---</td>
</tr>
<tr>
<td>2012</td>
<td>507</td>
<td>$7,605</td>
<td>$91,260</td>
<td>$78,000</td>
<td>---</td>
</tr>
<tr>
<td>2013</td>
<td>1,514</td>
<td>$14,100</td>
<td>$14,100</td>
<td>$78,000</td>
<td>$88,000</td>
</tr>
</tbody>
</table>

The clerk purchased a new card printer for the CPL’s in 2010. The board approved this purchase along with an annual cost of $6,000 for the card materials (See attached resolution #10-355). These new cards reduce the risk of fraud and are more durable. The Finance Department reduced the clerk’s budget for these supplies when preparing the 2013 budget from the anticipated supply amount needed of $6,700 to $2,300. The clerk is requesting this budget adjustment to restore the expense item to reflect the actual 2012 expenses for processing concealed pistol licenses. The clerk is also requesting an increase of from the 2012 expense amount to reflect the increase in the number of concealed pistol applications processed.

Breakdown of the budget adjustment:

<table>
<thead>
<tr>
<th>Account Type</th>
<th>Account #</th>
<th>Account Name</th>
<th>Adjustment Amount</th>
<th>New total budget amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Revenue</td>
<td>10121501 - 60794</td>
<td>Fees-CCW photos</td>
<td>+ $10,000</td>
<td>$88,000</td>
</tr>
<tr>
<td>Expense</td>
<td>10121501 - 72634</td>
<td>Supplies-Micro-film</td>
<td>+$10,000</td>
<td>$12,300</td>
</tr>
</tbody>
</table>

See newspaper articles attached.
RESOLUTION NO. __________ 
FULL BOARD MEETING DATE: ________________ 
AGENDA ITEM: ___________________________

MACOMB COUNTY, MICHIGAN

RESOLUTION TO Authorize the Finance Department to hire the retired Equalization Manager who retired on February 1, 2013, as a part-time temporary employee in the Equalization Department until such time that the vacant full-time budgeted position is filled, for a period of up to 180 days, per County Charter Section 10.6.2. *see below

INTRODUCED BY: Fred Miller, Chair, Finance Committee

*At the 2-27-13 meeting, the motion was changed to read "for a period not to exceed 180 days."

COMMITTEE/METEETING DATE

Finance 2-27-13
Full Board 2-28-13
RESOLUTION NO.________________________ MEETING DATE:__________________________
AGENDA ITEM:__________________________

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: approve increases in budget revenues and expenses in the amount of $58.28 which is 2012 fund balance roll forward for the Board of Commissioners Green Schools Program *see below

INTRODUCED BY: Kathy Tocco, Chair, Government Operations Committee

This balance resulted from unused, donated sponsorship funds. Funds are used to facilitate the Green Schools Program activities including the purchase of award materials which are provided to schools which participate in the program.

<table>
<thead>
<tr>
<th>Balance from 2011</th>
<th>$ 644.66</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>2012 Activity:</strong></td>
<td></td>
</tr>
<tr>
<td>Donations</td>
<td>1,006.58</td>
</tr>
<tr>
<td>Green Schools Program Expenses</td>
<td>1,592.96</td>
</tr>
<tr>
<td>Balance to Roll Forward to 2013</td>
<td>$ 58.28</td>
</tr>
</tbody>
</table>

*Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately. FORWARD TO THE FINANCE COMMITTEE.

*(This language was added by Government Operations Committee Chair Tocco.)

COMMITTEE MEETING DATE

Government Operations  2-25-13
Finance  2-27-13
Full Board  2-28-13
RESOLUTION NO. __________________  MEETING DATE: ______________________
AGENDA ITEM: ______________________

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: approve increases in budget revenues and expenses in the amount of $8,181.40 which is 2012 fund balance roll forward for the Board of Commissioners Tri-County Summit meeting expense fund. *see below

INTRODUCED BY: Kathy Tocco, Chair, Government Operations Committee

This balance resulted from unused, donated sponsorship funds for the Tri-County Summit. Funds are used to facilitate ongoing advocacy activities relative to the outcome of the 2011 Summit which was hosted by Macomb County Board of Commissioners.

<table>
<thead>
<tr>
<th>2011 Activity</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Donations</td>
<td>$27,000.00</td>
</tr>
<tr>
<td>Meeting Expenses</td>
<td>13,900.09</td>
</tr>
<tr>
<td>Balance to 2012</td>
<td>$13,099.91</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2012 Activity</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Donations</td>
<td>$ 179.20</td>
</tr>
<tr>
<td>Meeting Expenses</td>
<td>5,097.71</td>
</tr>
<tr>
<td>Balance to 2013</td>
<td>$ 8,181.40</td>
</tr>
</tbody>
</table>

*Further, this budget action addresses budgetary issues only. It does not constitute the Commission’s approval of any County contract. If a contract requires Commission approval under the County’s Contracting Policy or the County’s Procurement Ordinance, such approval must be sought separately. FORWARD TO THE FINANCE COMMITTEE.

*(This language was added by Government Operations Committee Chair Tocco.)

COMMITTEE MEETING DATE

Government Operations  2-25-13
Finance 2-27-13
Full Board 2-28-13
RESOLUTION TO approve the January 25, 2013 memorandum from Scott Smith of Clark Hill regarding proposed budget amendments from countywide elected officials and forward a copy to all countywide elected officials

INTRODUCED BY: Dave Flynn, Chairman
Some have asked whether the Commission can consider a budget amendment submitted by Countywide Elected Officials. We have reviewed the Charter and relevant state law, and conclude that all budget amendments should be submitted by the Executive.

As the governing document for Macomb County, the Charter delineates powers between the Commission and the Executive, subject to the restrictions of general state law. With respect to fiscal issues, Charter section 8.6.1 provides that the Executive “shall prepare and administer a comprehensive balanced budget in a manner which assures coordination among Agencies.” The Executive is required to submit a proposed budget to the Commission at least 90 days before the beginning of each fiscal year, and the Commission is then required to adopt a final version. Once the initial budget is in place, the Executive has an ongoing duty to maintain fiscal balance. Specifically, Charter section 3.7 requires the Executive to prepare quarterly reports detailing the County’s revenue and expenditure estimates. More importantly, sections 8.11.1 and 8.11.2 give the Executive power to force legislative action in order to avoid deficit spending. When the Executive certifies that expenditures have exceeded or are likely to exceed revenues, the Commission is required to amend the budget to address that issue within 45 days. If the Commission fails to act within that timeframe, the Executive’s proposed amendments take effect automatically.

The Charter is silent as to whether countywide elected officials can propose their own budget amendments. After considering the Charter as a whole, however, we conclude that all budget amendments should be processed through the Office of the County Executive. First, as described above, the only provisions in the Charter explicitly addressing budget amendments pertain to recommendations by the Executive. This is consistent with the fact that the Executive bears the ultimate responsibility throughout the year for maintaining a balanced budget. Second, as a practical matter, the Executive’s authority to “assure coordination among the Agencies” would be substantially undermined in a system where agency heads could directly petition the Commission funding. In effect, such a system would allow agency officials to make an end-run around the normal budget-planning process. Finally, Charter section 6.6.4 states that all countywide officials are subject to the “personnel, budgeting, and expenditure recommendations of the Executive as approved by the Commission.” This provision strongly implies that the officials themselves do not play a direct role in budgeting aside from requesting that the Executive make recommendations on their behalf.

RESOLUTION TO receive and file the February 28, 2013 memorandum from George Brumbaugh regarding the Intergovernmental Agreement for Regional Emergency Dispatch Services

INTRODUCED BY: Dave Flynn, Chairman
MEMORANDUM

TO: Chairman David Flynn  
   Board of Commissioners

FROM: George E. Brumbaugh, Jr.  
       Corporation Counsel

DATE: February 28, 2013

RE: Intergovernmental Agreement for Regional Emergency Dispatch Services

You asked me to provide a written opinion concerning Article V, Section M of the above-referenced Agreement. Paragraph M. states that “The attachments, however, are unique to each Local Unit and may be modified or revised, without the need to restate the entire Agreement, by execution of a written Addendum that has been approved by the governing legislative bodies of the County and the Local Unit”.

Attached to this Agreement were Attachment A Emergency Dispatch Services, Attachment B Local Unit Emergency Sirens, Attachment C Local Unit Dispatchers To Be Hired And Employed By The County, Attachment D Software and Technology Compatibility, Attachment E Equipment Transfer And Cost Schedule and Attachment F Local Unit Payment Schedule.

It is the opinion of this office that Attachments A, B, C, D, E and F of the Intergovernmental Agreement for Regional Dispatch Services may not be modified or revised except through a written addendum approved by the County Board of Commissioners.

I trust this satisfies the request that you made of this office. If I can be of any further assistance, please advise.

GEB/mla
RESOLUTION NO.

FULL BOARD MEETING DATE
AGENDA ITEM:

MACOMB COUNTY, MICHIGAN

RESOLUTION TO ADOPT THE 2013 DEPOSITORY RESOLUTION.

INTRODUCED BY: FRED MILLER, CHAIRPERSON.

FINANCE COMMITTEE

COMMITTEE /MEETING DATE
Finance 2-27-13
Full Board 2-28-13
A Resolution Designating Public Fund Depositories In Compliance With Act 40 Public Acts of 1932 As Amended

Chairman David J. Flynn, on Behalf of the Board of Commissioners, Offers the Following Resolution:

Whereas, Act No. 40 of the Public Acts of 1932 as amended entitled “An Act to Provide for the Designation of Depositories for Public Monies; to Prescribe the Effect thereof on the Liability for such Deposits, To Suspend the Requirements of Surety Bonds from Depositories of Public Monies; and to repeal all ACTS and parts of Acts inconsistent with the provisions of this Act.” Provided therein, amongst other things, that the Board of Commissioners shall provide by resolution for the deposit of all public monies, including tax monies, coming into the hands of the County Treasurer, in one or more banks to be designated by said resolution, and in such proportion and manner as may be further provided in said resolution; and

Whereas, the Macomb County Treasurer has requested the adoption of the within resolution, and the repeal of all resolutions inconsistent herewith.

Now Therefore, Be it Resolved By The Board of Commissioners, Speaking For And On Behalf Of All County Citizens As Follows:

One

That pursuant to Section 2, of Act 40 of the Public Acts of 1932 as amended, the Board of Commissioners of the County of Macomb hereby designates as authorized depositaries of all public monies, including tax monies, coming into the hands of the County of Macomb Treasurer, the following banking or financial institutions;

Bank of America
Charter One
Chase
Citizens
Comerica
Fifth Third Bank
First State Bank
Flagstar Bancorp
Huntington Banks
Key Bank
PNC
TALMER Bank & Trust
TCF National Bank
Two

Be It Further Resolved by the Macomb County Board of Commissioners that the following rules of procedure and guidelines relative to deposit of public monies by the Macomb County Treasurer are hereby adopted in accordance with Section 2 of Act 40 of the Public Acts 1932 as amended from time to time, and all such deposits of public monies by the County Treasurer shall be conducted and governed hereby:

David J. Flynn, Chairman
Macomb County Board of Commissioners

Carmella Sabaugh
Macomb County Clerk

Passed at 2/28/13 Full Board Meeting