

**DRAFT**  
**Agenda**  
**Tuscola County Board of Commissioners**  
**Committee of the Whole**  
**Thursday, July 16, 2009 – 8:00 A.M.**  
**Annex Board Room (207 E. Grant Caro, Mi.)**

**Non-Committee**

**Finance**

Committee Leaders-Commissioner Bardwell and Peterson

**Primary Finance Items**

1. **July 2009 Budget Amendments (See A)**
2. **Lein Agency Fees Update**
3. **Cost Estimate to Record Board and Committee Meetings**
4. **Potential RFP for Labor/Personnel Legal Services (See B)**
5. **Equalization Computer Replacement Request (See C)**
6. **Format and Procedure for 2010 County Budget Development**
7. **County Jail Reimbursement Program Update (See D)**

Secondary/On-Going Finance Items

1. Treasurer Bank Statement Reconciliation (Balanced through June)
2. ACS Contract Potential Changes – Corporate Council Language Needed
3. Inmate Trust Account
4. Financial Planning Task Force – Next Meeting Thursday, July 16, 2009
5. Presentations County and Medical Care Facility Audits – July 30, 2009
6. Juvenile Placement Potential Changes and Cost to County
7. Jail Overcrowding, Sentencing Guidelines and State Reimbursement
8. Associated County Health Department and Health Department Title V Funding
9. Behavioral Health Systems Changes Regarding Jail Inmate Mental Health Services
10. Behavioral Health Contract for Transporting Patients - \$8,000
11. Oakland County – Law Suit, Potential for Tuscola County
12. County Bond Rating Upgrade

**Personnel**

Committee Leader-Commissioners Roggenbuck and Bardwell

**Primary Personnel Items**

1. **Lead Tuscola (See E)**
2. **Correction to Wage Step for Deputy Pierce (See F)**
3. **Thumb Area Workforce Investment Development Board (See G)**
4. **Parks and Recreation Commission Resignation (See H)**

## Secondary/On-Going Personnel Items

1. Probate Court Request to Extend Temporary Employee
2. Incorporate County Personnel Policies and Other key Personnel Information on the County Web Site
3. Next Department Head Meeting – August 25, 2009 – 10:30 A.M.
4. Employee Recognition
5. Open Meetings Act Discussion for Boards and Commissions – Corporate Council and County Prosecutor
6. Employee Life Insurance Meetings Scheduled
7. Mosquito Abatement Committee – Policy Review
8. Electronic Time Recording System
9. Farmland Preservation Committee
10. NACO Caremark Prescription Program
11. Expanded Local Official Email List
12. Sheriff Department Fitness Waiver

## **Building and Grounds**

Committee Leader-Commissioners Petzold and Kern

### **Primary Building and Grounds Items**

- 1. Johnson Controls Service Contract Renewal**
- 2. Follow-Up Work for NACO Energy Star Program**

### Secondary/On-Going Building and Grounds Items

1. Update Emergency Services Plan for County Operations **(See I)**
2. Snowmobile Trail Development Request for use of Road Right-of-Ways – Scheduled for 7-31-09 Board Meeting
3. Energy Efficiency and Grant Update
4. Remodeling of Computer Operations Room
5. Recycling Storage Building
6. Human Services Building Remodeling Update
7. Vanderbilt Park Operational Cost Sharing Request with Wisner Township
8. Sheriff Auction – September 26, 2009
9. Adult Probation Facility - Potential Resolution Revisions

### **Correspondence/Other Business as Necessary**

1. 2009 Work Program Update
2. National Flood Insurance Program
3. Airport Zoning Ordinance Development
4. Inmate Trust Account
5. Other County Resolutions **(See J)**
6. Economic Development
  - County EDC Strategic Planning and CAT Integration – Next Steps
  - EDC and Enterprise Facilitation Strategic Planning 2<sup>nd</sup> Meeting
  - County Web Site – Business Development Reference

- Enterprise Facilitation Update – Caro Technology Center – 5:00 P.M.
- Revolving Loan Fund
- Economic Gardening
- RBEG 3<sup>rd</sup> Year Application
- ECMPDR Coastal Zone Management Grant
- ECMPDR Wind Energy Grant
- Regional Tourism
- American Recovery and Reinvestment Act - Federal Stimulus Funds

**Public Comment Period**

**Closed Session – If Necessary**

**Other Business as Necessary**

**Statutory Finance Committee**

1. Claims Review and Approval

\*\*Party will be in attendance to discuss agenda item.

Note: Except for the Statutory Finance Committee, committee meetings of the whole are advisory only. Any decision made at an advisory committee is only a recommendation and must be approved by a formal meeting of the Board of Commissioners.

Note: If you need accommodations to attend this meeting please notify the Tuscola County Controller/Administrator's Office (989-672-3700) two days in advance of the meeting.

Note: This is a draft agenda and subject to change. Items may be added the day of the meeting or covered under other business at the meeting.

**BUDGET AMENDMENTS FOR JULY 2009**

**General Fund**

(Mid-Year Revenue/Expenditure adjustments attached)

**Special Revenue Funds**

- **251 – Principal Residence Exemption**  
Budget additional Revenue of \$140,600. Expenditures and use of fund balance of \$157,300. (Approved by Pat Donovan-Gray)
- **469 - Human Services Capital Expenditure**  
Reduce revenue budget by \$520 and budget use of Fund balance of \$331 to close fund out for 2009. (The balance of this fund was used for DHS remodel)

# Budget Adjustment Request Mid-Year 2009

7/14/2009

GENERAL FUND	DB	CR	
<b>REVENUES</b>			
<i>Increase</i>			
Pistol Permit & Fingerprint Sheriff		3,000	
Pistol Permits - Co Gun Brd		4,000	
Laminating Fee/Clerk		100	
Bench Warrant Enforcement		350	
Handling fees		500	
Filing fees family division		500	
Sheriff Paper Service		4,000	
Int. Summer Tax Collections		9,000	
Transfer in Tax Foreclosure		72,100	
		<b>\$ 93,550</b>	
<i>Decrease</i>			
Transfer Tax	29,000		
Civil Fees-Dist Crt	30,000		
Ordinance Fines Dist Crt	9,000		
	<b>\$ 68,000</b>		
<b>OVERALL INCREASE REVENUE BUDGET</b>			<b>\$ 25,550</b>
<b>EXPENDITURES</b>			
<i>Increase</i>			
Tax Refunds & Rebates	25,000		
Election FICA	12		
Election Supplies	5,300		
Clerk Overtime	50		
Clerk Membership	50		
Jail Fingerprint Services	3,000		
	<b>\$ 33,412</b>		
<i>Decrease</i>			
Contingency		<b>\$ 7,862</b>	
<b>OVERALL INCREASE OF EXPENDITURE BUDGET</b>			<b>\$ 25,550</b>

DRAFT  
MODEL ONLY

# ***COUNTY OF TUSCOLA MICHIGAN***

## **REQUEST FOR PROPOSAL**

### **Attorney Services – General & Labor**

Respondents must submit one (1) original and six (6) complete copies of their RFP response.

**Direct RFP Questions To:**

Mike Hoagland, Phone: (989) 672-3700,

**Email:**

**SUBMIT PROPOSAL TO:**

***Tuscola County Board of Commissioners***

***County of Tuscola***

***Caro, MI 48723***

**PUBLIC NOTICE Request for  
Proposal Attorney Services – General  
& Labor**

The County of Tuscola is currently seeking proposals from attorney firms qualified to provide general and/or labor attorney services to the County. Firms are invited to submit a proposal outlining their experience and qualifications in performing work directly related to the services required as detailed in the Request for Proposal packet.

Sealed proposals will be received until [REDACTED] to the attention of Mike Hoagland at the Tuscola County Annex located at [REDACTED]. There will be no formal opening of the proposals. Facsimile and electronic proposals will not be accepted. Proposals will not be accepted after the stated opening date and time. Late proposals will be returned to the vendor unopened.

Proposal packets may be downloaded from [www.tuscolacounty.org](http://www.tuscolacounty.org) or may be obtained at the Tuscola County Annex at [REDACTED], Caro, MI 48723, or by calling Mike Hoagland, at (989) 672-3700.

Pre-qualification of proposer is not required. All proposers are required to comply with the provisions of Michigan Compiled Laws (MCL).

The County of Tuscola reserves the right to:

- 1 Reject any or all proposal not in compliance with public bidding procedures;
- 2 Postpone award of the contract for a period not to exceed sixty (60) days from date of proposal opening;
- 3 Waive informalities in the proposals; and
- 4 Select the proposal which appears to be in the best interest of the City.

PUBLISHED: [REDACTED] The Tuscola County Advertiser

DATE: August [REDACTED]

PUBLISHED: [REDACTED] Michigan State Bar Journal/Website

DATE: Edition [REDACTED]

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## **SECTION 1**

### **INTRODUCTION**

The County of Tuscola is seeking proposals from attorney firms qualified to provide general and/or labor attorney services to the County. Firms are invited to submit a proposal outlining their experience and qualifications in performing work directly related to the services required as detailed in the Request for Proposal packet.

## **SECTION 2**

### **PROPOSER'S SPECIAL INSTRUCTIONS**

#### **A. PROPOSED TIMELINES**

Monday, October 3, 2005 Advertisement and Release of Proposals

Wednesday, October 26, 2005 – 2:00 PM Deadline for Submission of Proposals

November 9-18, 2005 Presentation/Interviews (*Tentative*)

December 13, 2005 Local Contract Review Board Award

January 1, 2006 Commencement of Services

*NOTE: The County reserves the right to modify this schedule at the County's discretion. Proper notification of changes in the will be made to all interested parties.*

#### **B. GENERAL**

By submitting a proposal, the Proposer certifies that the Proposal has been arrived at independently and has been submitted without any collusion designed to limit competition.

#### **C. PROPOSAL SUBMITTAL**

**The Proposal and all amendments must be signed and submitted no later than 5:00 PM on Wednesday, October 26, 2005** to the address below. Each proposal must be submitted in a sealed envelope and designated with proposal title. To assure that your proposal receives priority treatment, please mark as follows.

#### **Attorney Services – General & Labor**

October 26, 2005 – 5:00 PM

County of Tuscola

Attention: Mike Hoagland

Caro, MI 48723

**Proposer shall put their name and address on the outside of the envelope.** It is the Proposer's responsibility to ensure that proposals are received prior to the stated closing time. The County shall not be responsible for the proper identification and handling of any proposals submitted incorrectly. Late proposals, late modification or late withdrawals shall not be considered accepted after the stated bid opening date and time and shall be returned unopened. Facsimile and electronic (email) proposals will not be accepted.

#### **D. PROTEST OF SCOPE OF WORK OR TERMS**

A proposer who believes any details in the scope of work or terms detailed in the proposal packet and sample contract are unnecessarily restrictive or limit competition may submit a protest in writing, to the County Controller. A protest may be submitted via facsimile. Any such protest shall include the reasons for the protest and shall detail any proposed changes to the scope of work or terms. The County Controller shall respond to any protest and, if necessary, shall issue any appropriate revisions, substitutions, or clarification via addenda to all interested Proposers.

To be considered, protests must be received at least five- (5) days before the proposal closing date. The County shall not consider any protest against award due to the content of proposal scope of work or contract terms submitted after the established protest deadline. All protests should be directed to Mike Hoagland, Controller and be marked as follows:

##### **RFP Specification/Term Protest**

RFP Name and Closing Date

County of Tuscola

Mike Hoagland, Controller

Caro, MI 48723

If a protest is received in accordance with section above, the proposal opening date may be extended if necessary to allow consideration of the protest and issuance of any necessary addenda to the proposal documents.

#### **E. PROPOSAL SUBMISSION AND SIGNING**

All requested forms and attachments (Signature Page, Acknowledgment Addendum, Statement of Proposal, etc.) must be submitted with the Proposal and in the required format. The submission and signing of a proposal shall indicate the intention of the firm to adhere to the provisions described in this RFP.

#### **F. COST OF PREPARING A PROPOSAL**

The RFP does not commit the County to paying any costs incurred by Proposer in the submission or presentation of a proposal, or in making the necessary studies for the preparation thereof.

#### **G. INTERPRETATIONS AND ADDENDA**

All questions regarding this project proposal shall be directed to Mike Hoagland, Controller. If necessary, interpretations or clarifications in response to such questions will be made by issuance of an "Addendum" to all prospective Proposers within a reasonable time prior to proposal closing, but in no case less than 72 hours before the proposal closing. If an addendum is necessary after that time, the County, at its discretion, can extend the closing date.

Any Addendum issued, as a result of any change in the RFP, must be acknowledged by submitting the "Acknowledgment of Addendum" with proposal. Only questions answered by formal written addenda will be binding. Oral and other interpretations or clarifications will be without legal effect.

#### **H. BUSINESS TAX/FEDERAL TAX ID REQUIRED**

The Awarded Firm(s) shall be required to obtain a current City of Tigard Business Tax receipt. No contracts shall be signed prior to a firm obtaining of the appropriate business tax numbers and employer identifications. Furthermore, upon contract award, Awarded Firm(s) shall complete a W-9 form for the County.

#### **I. CONTRACT ADMINISTRATOR**

The Contract Administrator will be Mike Hoagland, Controller, who can be reached by phone at (989) 672-3700, or by [email at](#) .

#### **J. PROPOSAL VALIDITY PERIOD**

Each proposal shall be irrevocable for a period of sixty (60) days from the Proposal Opening Date.

#### **K. FORM OF CONTRACT**

A copy of the County's standard attorney services agreement, which the County expects the successful firm or individual to execute, is included as "Attachment C". The contract will incorporate the terms and conditions from this RFP document and the successful proposer's response documents. Firms taking exception to any of the contract terms shall submit a protest or request for change in accordance with Section 2(D) "Protest of Scope of Work or Terms" or their exceptions will be deemed waived.

#### **L. TERM OF CONTRACT**

The term of the contract shall be a period of two (2) years with the option to renew for three (3) additional one (1) year periods. The total term of the contract cannot exceed five (5) years. This section is only incorporated for purposes of budgeting and does not require the county to pay or provide a set number of work or payment to the proposer at any time. The proposer will be used on an at need basis. Nor does this agreement imply an absolute relationship, the county is free to seek any other services they choose including legal from any source they desire.

#### **M. TERMINATION**

The contract may be terminated by mutual consent of both parties or by the County at its discretion with a 30 days' written notice. If the agreement is so terminated, Contractor shall be paid in accordance with the terms of the agreement.

#### **N. NON-COLLUSION**

Proposer certifies that this proposal had been arrived at independently and has been submitted without collusion designed to limit independent bidding or competition.

#### **O. PUBLIC RECORD**

All bid material submitted by bidder shall become the property of the County and is public record unless otherwise specified. A bid that contains any information that is considered trade secret should be segregated and clearly identified as such along with the appropriate statute supporting such claim.

This information will be kept confidential and shall not be disclosed except in accordance with the Michigan Compiled Law (MCL). The above restrictions may not include cost or price information, which must be open to the public.

### **SECTION 3 BACKGROUND**

Tuscol County was incorporated in 1961 and today, is a friendly, livable and affordable community located just minutes, approximately 45,500 residents make their home in this centrally Manager responsible for the daily administration of all City functions. This includes general management, personnel administration, labor relations, risk and informational technology, volunteer coordination, and community relations. As a community, strives to manage this growth and blend the amenities of a modern city with the friendliness and community spirit of a small town. The City's "open door" policy encourages citizens to attend weekly city council meetings and observe the four-member council and mayor make important decisions. is a community building for today and its future. Local government and school leaders, citizen groups, businesses and individuals work hard to build upon significant community attributes. The City promotes citizen participation through community's four geographic areas. The teams allow citizens to become part of the decisionmaking process.

The County is currently seeking to retain the services of one or more firms to provide both general attorney services and labor attorney services. The County is reserving the right to offer both services to one firm or offer general counsel services to one firm and labor counsel services separately to another firm. The firm or firms that are awarded a contract under this RFP will work closely with the County Commissioners, County Controller/Administrator, and county staff and employees, on various County issues including, but not limited to:

providing legal aspects of general administration of County business, including preparing and providing legal opinions, assist with establishment of correct procedures, drafting and reviewing ordinances, resolutions, contracts, orders, agreements, and other legal documents; provide necessary collective bargaining assistance to the County as needed; and any other aspects of legal needs as detailed in this RFP packet.

### **SECTION 4 SCOPE OF SERVICES**

Tuscola County is seeking both general attorney services and labor attorney services. The County is soliciting these services together while reserving the right to either award both services to one firm or to two different firms. Firms submitting proposals may submit on both services or on each individual service. There will be no preference given by the City with regards to which service, or combination of services, for which a firm submits a proposal response. Firms will be scored individually for both services if submitting the combination option. The Scope of Services for each requested service is as follows:

## **A. GENERAL ATTORNEY SERVICES**

Awarded Counsel will be responsible for County legal representation as authorized by the County Board of Commissioners. Authorization to perform specific tasks will come from the County Board of Commissioners or other persons directly authorized by the County Board of Commissioners. Awarded Counsel shall appoint an attorney to act as lead attorney.

The lead attorney could possibly be required to attend any or all County Commissioners meetings depending on the content or actions taking place. In the event that the lead attorney is not available for a meeting, Awarded Counsel shall further designate a backup lead attorney to attend the meetings. Legal Counsel will advise the County Controller mwith appropriate notice if neither the lead attorney nor the backup lead attorney is available for a County Board of Commissioners meeting when requested to attend.

1. Unless otherwise specified by the County Board of Commissioners, the Awarded Counsel will be responsible for:

**a.** Legal aspects of general administration of County business, including preparing and providing legal opinions, assist with establishment of correct procedures, drafting and reviewing ordinances, resolutions, contracts, orders, agreements, and other legal documents, and related tasks needed to support County personnel, and County Board of Commissioners.

**b.** Providing sound legal direction on all forms of County business, including, but not limited to, the following:

- 1) Real Property Transactions;
- 2) Public Financing;
- 3) Land Use Law;
- 4) Local Budget Law;
- 5) Codification of Ordinances;
- 6) Election Laws;
- 7) Open Meeting Laws;
- 8) Public Record Laws;
- 9) Public Contracting;
- 10) Franchise Law (i.e. Solid Waste);
- 11) Annexation Law;
- 12) Public/Private Partnerships;
- 13) Michigan Compiled Law;
- 14) Public Meeting Law;
- 15) General Business Law;
- 16) Employment Law; and
- 17) Labor Relations.

**c.** Training of nonlegal personnel in the performance of legally related tasks in order to reduce legal expenses.

**d.** Regular attendance at County Commissioner meetings and attendance at other

other meetings on request.

e. Represent the County during litigation or Court prosecution.

f. Review County Commissioner packets and provide advice prior to meetings, if requested

g. Notify County of changes in state and federal laws that require changes in county regulations, ordinances, regulations or policy. Work with county staff to provide appropriate amendments to county regulations, ordinance, regulations or policies to remain in compliance with applicable laws.

2. Legal activities such as complex litigation and special project assignments which fall outside of the above categories, and which would include costs exceeding the projections of the County's budget for legal services, must be authorized by the County Board of Commissioners. Awarded Counsel and the County Controller and the Board of Commissioners will regularly review the level of expenditures on legal services and will prioritize projects in order to stay within the budgeted amounts.

3. The Awarded Counsel will coordinate with the Controller and department heads, but within the chain of command shall report directly to the Board of Commissioners. In this regard, in the event a conflict develops between the Board of Commissioners and the County Controller, the Awarded Counsel will represent the County Board of Commissioners but will notify the County Controller at first knowledge of a conflict.

4. The County reserves the right in appropriate situations to retain separate outside counsel. It is recognized that the County presently utilizes other law firms to provide representation in personnel issues, labor relations, and water-related matters (i.e., water rights, water supply, wind energy, etc.).

## **B. LABOR ATTORNEY SERVICES**

Awarded Counsel shall provide employment and labor relations and personnel related attorney services as required by the County. Services shall include, but shall not be limited to, the following:

1. Contract negotiations for the following County's City collective bargaining units:

a. and list various unions here each with their own number

b. - Police Officers

2. Consulting services, including legal advise on the following:

a. Representation at appropriate meetings/hearings;

b. Labor contract interpretation and administration;

c. Mediation;

d. Fact-finding;

e. Arbitration;

f. Dispute resolution;

g. Assistance in the selection of arbitrators;

- h.** Unfair labor practices;
- i.** Staff and/or Commissioner strategy planning and progress meetings;
- j.** Representation;
- k.** Unit clarification and de-authorization matters;
- l.** Impact bargaining;
- m.** Communication and correspondence activities between the County and officials of the aforementioned bargaining units; and
- n.** Other employment related services as required.

3. Staff members of bargaining teams will provide necessary assistance to the Firm including, but not limited to, information regarding operational procedures, department/division responsibilities and goals, necessary contract alteration, costing information, membership profile data, benefit and salary data, and other assistance deemed appropriate to an effective bargaining process.

4. Awarded Counsel shall work directly with the Human Resources Department in the performance of all contractual duties.

## **SECTION 5 PROPOSAL CONTENT AND FORMAT**

### **A. FORMAT**

To provide a degree of consistency in review of the written proposals, firms are requested to prepare their proposals in the standard format specified below.

#### **1. Title Page**

Proposer should identify the RFP subject, name and title of contact person, address, telephone number, fax number, email address and date of submission.

#### **2. Transmittal Letter**

The transmittal letter should be not more than two (2) pages long and should include as a minimum the following:

- a.** A brief statement of the Proposer's understanding of the project and services to be performed; and
- b.** A positive commitment to perform the services within the time period specified, starting and completing the project within the deadlines stated in this RFP; and the names of persons authorized to represent the Proposer, their title, address and telephone number (if different from the individual who signs the transmittal letter).

#### **3. Table of Contents**

The table of contents should include a clear and complete identification by section and page number of the materials submitted.

#### **4. Firm Qualifications & Experience**

- a.** Background of the firm. Provide a detailed description of the law firm,

including historical background, number and location of firm offices, number of attorneys, and major areas of practice.

**b.** Qualifications of the firm in performing this type of work. This should include examples of related experience and references for similar studies and projects. General Attorney firms should detail experience in, but not limited to, the following:

- 1) Real Property Transactions;
- 2) Public Financing;
- 3) Land Use Law;
- 4) Local Budget Law;
- 5) Codification of Ordinances;
- 6) Election Laws;
- 7) Open Meeting Laws;
- 8) Public Record Laws;
- 9) Public Contracting;
- 10) Franchise Law (i.e. Solid Waste);
- 11) Annexation Law;
- 12) Public/Private Partnerships;
- 13) Michigan Compiled Law;
- 14) Public Meeting Law;
- 15) General Business Law;
- 16) Employment Law; and
- 17) Labor Relations.

Labor Attorney firms should detail experience in, but not limited to, the following:

- a.** Labor contract interpretation and administration;
- b.** Mediation;
- c.** Fact-finding;
- d.** Arbitration;
- e.** Dispute resolution;
- f.** Assistance in the selection of arbitrators;
- g.** Unfair labor practices;
- h.** Staff and/or Council strategy planning;
- i.** Representation;
- j.** Unit clarification and de-authorization matters;
- k.** Impact bargaining;
- l.** Communication and correspondence activity between the County and officials regarding bargaining units; and
- m.** Other employment related services as detailed in this RFP packet.

## **5. Attorney and Paralegal or legal assistant Qualifications & Experience**

Provide details in regards to the area or areas of practice in which each Attorney, paralegal, or legal assistant is qualified and the jurisdictions in which they practice and are licensed. Provide a detailed résumé and biographical sketch describing the education, and relevant experience of each Attorney, paralegal or legal assistant

## **6. Project Approach**

a. Submit a work plan to accomplish the scope of work defined in the section entitled "Scope and Schedule of Work" in this RFP. The work plan should include time estimates (in hours) for each significant segment of the project and the staff level to be assigned. Where possible, individual staff members should be named and their titles provided. The planned use of specialists (if any) should be described.

b. Indicate the extent to which County personnel would be expected to contribute to the project work effort.

## **7. Compensation**

Proposers shall detail the hourly rates to be charged for partners, senior associates, associates, paralegals, legal assistants, clerical, and any other support staff. In addition, any potential additional cost, i.e. travel, per diem, etc., must be detailed in the proposal response. Any costs must be spelled out in the proposal otherwise they will be deemed non billable or collectible costs of the Proposer doing business.

## **8. Presentation/Interview**

This will provide an opportunity to clarify or elaborate on the firm's proposal, but will not, in any way provide an opportunity to change any fee amount originally proposed. The County will schedule the time and location of these presentations and notify the selected firms. **Note: It is likely that not all firms submitting a response will be selected for the presentation/interview phase.**

## **B. ADDITIONAL SERVICES**

Provide a brief description of any other services that your firm could provide the County and an approximation of the hourly charge for each service of this type. Such services would again be contracted for on an "as needed" basis, to be provided and billed for separately.

## **C. ADDITIONAL INFORMATION**

Please provide any other information you feel would help the Board of Commissioners evaluate your firm for this project.

## **D. REFERENCES**

Please list three (3) references including the following information for each reference:

1. Company Name;
2. Contact Individual;
3. Title;

4. Phone Number; and
5. Email Address.

#### **E. DISPUTES**

Should any doubt or difference of opinion arise between the County and a Proposer as to the items to be furnished hereunder or the interpretation of the provisions of this RFP, the decision of the County shall be final and binding upon all parties.

#### **F. COUNTY PERSONNEL**

No Officer, agent, consultant or employee of the City shall be permitted any interest in the contract.

### **SECTION 6**

#### **PROPOSAL EVALUATION PROCEDURES**

##### **A. SELECTION AND EVALUATION PROCESS**

The County Board of Commissioners will review the written proposals. Proposals will be evaluated to determine which ones best meet the needs of the County. After meeting the mandatory requirements, the proposals will be evaluated on both their technical and fee aspects. The County is seeking both general attorney services and labor attorney services. The County is soliciting these services together while reserving the right to either award both services to one firm or to two different firms. Firms submitting proposals may submit on both services or on each individual service. There will be no preference given by the County with regards to which service, or combination of services, for which a firm submits a proposal response. Firms will be scored individually for both services if submitting the combination option.

Proposals will be evaluated in accordance with the following:

- 1. Completed Proposal submitted on time Pass/Fail**
- 2. An original plus six (6) copies of the complete proposal Pass/Fail**
- 3. Transmittal letter Pass/Fail**
- 4. Firm qualifications & experience 60 points**

The evaluation of the firm's qualifications as listed under Section 5 of this RFP Packet.

- 5. Project Team member qualifications & experience 40 points**

The evaluation of the project team members' qualifications based upon the information listed in the statement of team member qualifications detailed in Section 5.

- 6. Project understanding and approach 35 points**

An evaluation of the proposer's work plan and general understanding of the project as detailed in Section 5.

- 7. Compensation 45 points**

The evaluation of the proposed compensation structure will consider the overall cost (fees plus out-of-pocket expenses), and the proposed hours and County assistance requested. All of these factors are

important in evaluating the reasonableness of the fee and the Proposer's understanding of the requirements.

**8. Presentation/Interview 20 points**

An evaluation of the proposer's presentation/interview as detailed in Section 5. **Note: It is likely that not all firms submitting a response will be selected for the presentation/interview phase.**

**Total Evaluation Points 200 points**

**B. INVESTIGATION OF REFERENCES**

The County reserves the right to investigate references and the past performance of any proposer with respect to its successful performance of similar projects, compliance with specifications and contractual obligations, its completion or delivery of a project on schedule and its lawful payment of employees and workers.

**C. CLARIFICATION OF PROPOSALS**

The County reserves the right to obtain clarification of any point in a firm's proposal or to obtain additional information necessary to properly evaluate or particular proposal. Failure of a Proposer to respond to such a request for additional information or clarification could result in rejection of the firm's proposal.

**D. RESERVATION IN EVALUATION**

The Board of Commissioners reserves the right to either: (a) request "Best and Final Offers" from the finalist firms and award to the lowest priced or (b) to reassess the proposals and award to the vendor determined to best meet the overall needs of the County.

**E. INTENT OF AWARD**

Upon review of the proposals submitted, the County may negotiate a scope of work and an attorney services agreement with one or more firms, or may select one or more firms for further consideration.

**F. PROTEST OF AWARD**

Any adversely affected Proposer has fourteen (14) calendar days from the date of the written notice of award to file a written protest.

**G. PROPOSAL REJECTION**

The County reserves the right to:

1. Reject any or all proposals not in compliance with all public procedures and requirements;
2. Reject any proposal not meeting the specifications set forth herein;
3. Waive any or all irregularities in proposals submitted;
4. In the event two or more proposals shall be for the same amount for the same work, the County City shall have the discretion to either : (a) request "Best and Final Offers" from the finalist firms and award to the lowest priced or (b) to reassess the

proposals and award to the vendor determined to best meet the overall needs of the County.

- 5. Reject all proposals;
- 6. Award any or all parts of any proposal; and
- 7. Request references and other data to determine responsiveness.

**SECTION 7  
PROPOSAL CERTIFICATIONS**

\*\*\*\*\*

**Non-discrimination Clause**

The Contractor agrees not to discriminate against any client, employee or applicant for employment or for services, because of race, color, religion, sex, national origin, handicap or age with regard to, but not limited to, the following: employment upgrading, demotion or transfer; recruitment or recruitment advertising; layoffs or termination; rates of pay or other forms of compensation; selection for training; rendition of services. It is further understood that any contractor who is in violation of this clause shall be barred from receiving awards of any legal or professional service contracts, unless a satisfactory showing is made that discriminatory practices have terminated and that a recurrence of such acts is unlikely.

Agreed by:  
Firm Name:

Address:

\*\*\*\*\*

**Resident Certificate**

Please Check One:

**Resident Vendor:** Vendor has paid unemployment taxes and income taxes in this state during the last twelve calendar months immediately preceding the submission of this proposal.

**Or**

**Non-resident Vendor:** Vendor does not qualify under requirement stated above.

*(Please specify your state of residence: )*

Officer's signature:  
Type or print officer's name:

**SECTION 8  
SIGNATURE PAGE**

The undersigned proposes to perform all work as listed in the Specification section, for the

price(s) stated; and that all articles supplied under any resultant contract will conform to the specifications herein,

The undersigned agrees to be bound by all applicable laws and regulations, the accompanying specifications and by County policies and regulations.

The undersigned, by submitting a proposal, represents that:

- A) The Proposer has read and understands the specifications.
- B) Failure to comply with the specifications or any terms of the Request for Proposal may disqualify the Proposer as being non-responsive.
- C) The undersigned certifies that the proposal has been arrived at independently and has been submitted without any collusion designed to limit competition.
- D) The undersigned certifies that all addenda to the specifications has been received and duly considered and that all costs associated with all addenda have been included in this proposal.

Addenda: No. through No. inclusive.

We therefore offer and make this proposal to furnish services at the price(s) indicated herein in fulfillment of the attached requirements and specifications of the County.

Name of firm:

Address:

Telephone Number:

Fax Number:

By:

Date:

*(Signature of Authorized Official. If partnership, signature of one partner.)*

Typed Name/Title:

If corporation, attest:

*(Corporate officer)*

Corporation  Partnership  Individual

Federal Tax Identification Number (TIN):

**ATTACHMENT A  
ACKNOWLEDGMENT OF ADDENDA  
County of Tuscola, Michigan  
Request for Proposal  
Attorney Services – General & Labor**

**Close: Wednesday, October 26, 2005**

I/WE HAVE RECEIVED THE FOLLOWING ADDENDA:

*If none received, write "None Received"*

- 1.
- 2.
- 3.
- 4.

*Date*

*Signature of Proposer*

*Title*

*Corporate Name*

**ATTACHMENT B  
STATEMENT OF PROPOSAL**

Name of Consultant:

Mailing Address:

Contact Person:

Telephone:

Fax:

Email:

accepts all the terms and conditions contained in the County of Tuscola Request for Proposal for Attorney Services – General & Labor and the attached agreement for attorney services (Attachment C):

\_\_\_\_\_  
*Signature of authorized representative*

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Type or print name of authorized representative*

\_\_\_\_\_  
*Telephone Number*

\_\_\_\_\_  
*Type or print name of person(s) authorized to negotiate contracts*

\_\_\_\_\_  
*Telephone Number*

**REFERENCES**

Reference #1 \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Project Title Contact Individual: \_\_\_\_\_

Reference #2 \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Project Title Contact Individual: \_\_\_\_\_

Reference #3 \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Project Title Contact Individual: \_\_\_\_\_

**ATTACHMENT C  
COUNTY OF TUSCOLA  
ATTORNEY SERVICES CONTRACT**

This agreement made and entered into this (Day) day of (Month), (Year) by and between the County of Tuscola, hereinafter called County, and (Awarded Firm) hereinafter called Legal Counsel.

**WITNESSETH**

WHEREAS, County has need for the services of an attorney firm with the particular training, ability, knowledge, and experience possessed by Legal Counsel; and

WHEREAS, County has determined that (Awarded Firm) is qualified and capable of performing the professional services as County does hereinafter require under those terms and conditions set forth;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties agree as follows:

**1. LEGAL SERVICES TO BE PROVIDED**

Legal Counsel agrees to complete work, which is detailed in Exhibit "A" and by this reference made a part hereof.

**2. EFFECTIVE DATE AND DURATION**

This Agreement shall become effective beginning (Effective Date), and shall expire, unless otherwise terminated or extended, on (Expiration Date - 2 Years from Effective Date). This agreement may be extended at the agreement of both parties for three (3) additional one (1) year terms.

**3. COMPENSATION**

**A.** County agrees to pay Legal Counsel in accordance with this section for performance of services described herein. Payment shall be based upon a detailed monthly billing showing work performed and identifying specific legal matters worked on.

**B. Hourly Rates**

The hourly rates shall be as follows:

Partners  
Sr. Associates  
Associates  
Paralegals  
Legal Assistants  
Clerical

The parties may by mutual agreement adjust these rates each contract year. Legal Counsel shall submit any proposed new rate structure in writing to the County for its review not less than 60 days prior to the new contract year.

C. The direct cost for such items as long distance charges, messenger services, printing, mileage, copy charges ((cents) cents per page) and the like will be billed to County, with no markup or overhead charge added, except that mileage charges for trips between Legal Counsel's office and County offices shall not be charged to the County.

D. Payment by County shall release County from any further obligation for payment to Legal Counsel, for services performed or expenses incurred as of the date of the statement of services. Payment shall not be considered acceptance or approval of any work or waiver of any defects therein.

E. Payment will be made in installments based on Legal Counsel's invoice, subject to the approval of the County Board of Commissioners or designee. Payment shall be made only for work actually completed as of the date of the invoice.

F. The County certifies that sufficient funds are available and authorized for expenditure to finance costs of this contract.

#### **4. OWNERSHIP OF WORK PRODUCT**

County shall be the owner of and shall be entitled to possession of any and all work products of Legal Counsel which result from this Agreement, including any computations, plans, correspondence or pertinent data and information gathered by or computed by Legal Counsel prior to termination of this Agreement by Legal Counsel or upon completion of the work pursuant to this Agreement.

#### **5. ASSIGNMENT/DELEGATION**

Neither party shall assign, sublet or transfer any interest in or duty under this Agreement without the written consent of the other and not assignment shall be of any force or effect whatsoever unless and until the other party has so consented. If County agrees to assignment of tasks to a subcontractor, Legal Counsel shall be fully responsible for the acts or omissions of any subcontractors and of all persons employed by them, and neither the approval by County of any subcontractor nor anything contained herein shall be deemed to create any contractual relation between the subcontractor and County.

#### **6. STATUS OF LEGAL COUNSEL AS INDEPENDENT CONTRACTOR**

Legal Counsel certifies that:

A. Legal Counsel acknowledges that for all purposes related to this Agreement, Legal Counsel is and shall be deemed to be an independent contractor, and shall not be entitled to benefits of any kind to which an employee of City is entitled and shall be solely responsible for all payments and taxes required by law. Furthermore, in the event that Legal Counsel is found by a court of law or any administrative agency to be an employee of County for any purpose, County shall be entitled to offset compensation due, or to demand repayment of any amounts paid to Legal Counsel under the terms of this Agreement, to the full extent of any benefits or other remuneration Legal Counsel receives (from County or third party) as a result of said finding and to the full extent of any payments that County is required or make (to Legal Counsel or

to a third party) as a result of said finding.

**B.** The undersigned Legal Counsel hereby represents that no employee of the County, or any partnership or corporation in which a County employee has an interest, has or will receive any remuneration of any description from Legal Counsel, either directly or indirectly, in connection with the letting or performance of this Agreement, except as specifically declared in writing.

**C.** Legal Counsel certifies that it currently has a County business license or will obtain one prior to delivering services under this Agreement.

**D.** Legal Counsel is not an officer, employee, or agent of the County.

## **7. INDEMNIFICATION**

County has relied upon the professional ability and training of Legal Counsel as a material inducement to enter into this Agreement. Legal Counsel warrants that all its work will be performed in accordance with generally accepted professional practices and standards as well as the requirements of applicable federal, state and local laws, it being understood that acceptance of Legal Counsel's work by County shall not operate as a waiver or release. Legal Counsel agrees to indemnify and defend the County, its officers, agents and employees and hold them harmless from any and all liability, causes of action, claims, losses, damages, judgments or other costs or expenses including attorney's fees and witness costs and (at both trial and appeal level, whether or not a trial or appeal ever takes place) that may be asserted by any person or entity which in any way arise from, during or in connection with the performance of the work described in this contract, except liability arising out of the sole negligence of the County and its employees. Such indemnification shall also cover claims brought against the County under state or federal worker's compensation laws. If any aspect of this indemnity shall be found to be illegal or invalid for any reason whatsoever, such illegality or invalidity shall not affect the validity of the remainder of this indemnification.

## **8. INSURANCE**

**A.** Legal Counsel, and its subcontractors, shall maintain insurance acceptable to County in full force and effect throughout the term of this contract. Such insurance shall cover all risks arising directly or indirectly out of Legal Counsel's activities or work hereunder, including the operations of its subcontractors of any tier.

**B.** The policy or policies of insurance maintained by Legal Counsel and its subcontractors shall provide at least the following limits and coverages:

### **1. Commercial General Liability Insurance**

Legal Counsel shall obtain, at Legal Counsel's expense, and keep in effect during the term of this contract, Comprehensive General Liability Insurance covering Bodily Injury and Property Damage on an "occurrence" form (1996 ISO or equivalent). This coverage shall include Contractual Liability insurance for the indemnity provided under this contract. The following insurance will be carried:

### **Coverage Limit**

General Aggregate \$2,000,000

Products-Completed Operations Aggregate \$1,000,000

Each Occurrence \$1,000,000

Personal & Advertising Injury \$1,000,000

Fire Damage (Any one fire) \$50,000

Medical Expense (Any one person) \$5,000

### **2. Legal Errors & Omissions/Lawyers Professional Liability Insurance**

Legal Counsel shall obtain, at Legal Counsel's expense, and keep in effect during the term of this contract, Legal Errors & Omissions/Lawyer's Professional Liability Insurance covering any damages caused by an error, omission or any negligent acts. This coverage shall include Annual Aggregate & Per Occurrence limits of \$2,000,000 per attorney.

### **3. Commercial Automobile Insurance**

Legal Counsel shall obtain, at Legal Counsel's expense, and keep in effect during the term of this contract, Commercial Automobile Liability coverage including coverage for all owned, hired, and non-owned vehicles. The Combined Single Limit per occurrence shall not be less than \$1,000,000.

### **4. Workers' Compensation Insurance**

Legal Counsel its subcontractors, if any, and all employers providing work, labor or materials under this contract are subject employers under the Oregon Workers' Compensation Law and shall comply with ORS 656.017, which requires them to provide workers' compensation coverage that satisfies Oregon law for all their subject workers. Legal Counsel or subcontractors who perform work without the assistance or labor of any employee need not obtain such coverage. This shall include Employer's Liability Insurance with coverage limits of not less than \$100,000 each accident.

### **5. Additional Insured Provision**

The Commercial General Liability Insurance and Commercial Automobile Insurance policies and other policies the County deems necessary shall include the County, its officers, directors, and employees as additional insureds with respect to this contract.

### **6. Extended Reporting Coverage**

If any liability insurance required by this contract is arranged on a "claims made" basis, Extended Reporting coverage will be required at the completion of this contract to a duration of 24 months or the maximum time period the Legal Counsel's insurer will provide if less than 24 months. Legal Counsel will be responsible for furnishing certification of Extended Reporting coverage for 24 months following contract completion. Continuous "claims made" coverage will be acceptable in

lieu of Extended Reporting coverage, provided its retroactive date is on or before the effective date of this contract.

**7. Notice of Cancellation**

There shall be no cancellation, material change, exhaustion of aggregate limits or intent not to renew insurance coverage without 30 days' written notice to the County. Any failure to comply with this provision will not affect the insurance coverage provided to the County. A 30 days' notice of cancellation provision shall be physically endorsed on the policy.

**8. Insurance Carrier Rating**

Coverages provided by the Legal Counsel must be underwritten by an insurance company deemed acceptable by the County. The County reserves the right to reject all or any insurance carrier(s) with an unacceptable financial rating.

**9. Certificates of Insurance**

As evidence of the insurance coverage required by this contract, the Legal Counsel shall furnish Certificates of Insurance to the County. No contract shall be effected until the required certificates have been received and approved by the County. The certificate will specify and document all provisions within this contract. A renewal certificate will be sent to the address listed in this section 10 days prior to coverage expiration.

**10. Primary Coverage Clarification**

The parties agree that Legal Counsel's coverage shall be primary to the extent permitted by law. The parties further agree that they consider insurance maintained by the County as excess and not contributory insurance as to the insurance required in this section.

**11. Cross Liability Clause**

A cross-liability clause or separation of insureds clause will be included in all general liability and professional liability policies required by this contract. Legal Counsel's insurance policy shall contain provision that such policies shall not be canceled or their limits of liability reduced without 30 days prior notice to County. A copy of each insurance policy, certified as a true copy by an authorized representative of the issuing insurance company, or at the discretion of County, in lieu thereof, a certificate in form satisfactory to County certifying to the issuance of such insurance shall be forwarded to:

Mike Hoagland, Controller  
County of Tuscola

Caro, MI 48723

Such policies or certificates must be delivered prior to commencement of the

work. The procuring of such required insurance shall not be construed to limit Legal Counsel's liability hereunder. Notwithstanding said insurance, Legal Counsel shall be obligated for the total amount of any damage, injury, or loss caused by negligence or neglect connected with this contract.

#### **9. PROFESSIONAL SERVICES**

The County requires that services provided pursuant to this Agreement shall be provided to the County by a Legal Counsel which does not represent clients on matters contrary to County interests. Further, Legal Counsel shall not engage services of an attorney and/or other professional who individually, or through members of his/her same firm, represents clients on matters contrary to County interests.

Should Legal Counsel represent clients on matters contrary to County interests or engage the services of an attorney and/or other professional who individually, or through members of his/her same firm, represents clients on matters contrary to County interests, Legal Counsel shall consult with the appropriate County representative regarding the conflict. After such consultation, the Legal Counsel shall have 30 days to eliminate the conflict to the satisfaction of the County. If such conflict is not eliminated within the specified time period, the Agreement may be terminated pursuant to Section 13 of this agreement.

#### **10. METHOD & PLACE OF GIVING NOTICE, SUBMITTING BILLS & MAKING PAYMENTS**

All notices shall be made in writing and may be given by personal delivery or by mail. Notices sent by mail should be addressed as follows:

**County of Tuscola**  
Attn: Mike Hoagland

Caro, MI 48723  
Phone: (989) 672-3700  
Fax: Fax:  
Email Address:

and when so addressed, shall be deemed given upon deposit in the United States mail, postage prepaid. In all other instances, notices, bills and payments shall be deemed given at the time of actual delivery. Changes may be made in the names and addresses of the person to whom notices, bills and payments are to be given by giving written notice pursuant to this paragraph. **All bills and payments shall be sent to the attention of the**

#### **11. MERGER**

This writing is intended both as a final expression of the Agreement between the parties with respect to the included terms and as a complete and exclusive statement of the terms of the Agreement. No modification of this Agreement shall be effective unless and until it is made in writing and signed by both parties.

#### **12. TERMINATION WITHOUT CAUSE**

At any time and without cause, the County of Tuscola shall have the right in its sole discretion, to terminate this Agreement by giving notice to Legal Counsel. If County terminates the contract pursuant to this paragraph, it shall pay Legal Counsel for services rendered to the date of termination. Termination by County must be done by motion of the County Board of Commissioners.

### **13. TERMINATION WITH CAUSE**

**A.** County may terminate this Agreement effective upon delivery of written notice to Legal Counsel, or at such later date as may be established by County, under any of the following conditions:

1. If County funding from federal, state, local, or other sources is not obtained and continued at levels sufficient to allow for the purchase of the indicated quantity of services. This Agreement may be modified to accommodate a reduction in funds.
2. If federal or state regulations or guidelines are modified, changes, or interpreted in such a way that the services are no longer allowable or appropriate for purchase under this Agreement.
3. If any license or certificate required by law or regulation to be held by Legal Counsel, its subcontractors, agents, and employees to provide the services required by this Agreement is for any reason denied, revoked or not renewed.
4. If Legal Counsel becomes insolvent, if voluntary or involuntary petition in bankruptcy is filed by or against Legal Counsel, if a receiver or trustee is appointed for Legal Counsel, or if there is an assignment for the benefit of creditors of Legal Counsel. Any such termination of this Agreement under paragraph (A) shall be without prejudice to any obligations or liabilities of either party already accrued prior to such termination.

**B.** County, by written notice of default (including breach of contract) to Legal Counsel, may terminate the whole or any part of this Agreement:

1. If Legal Counsel fails to provide services called for by this Agreement within the time specified herein or any extension thereof, or
2. If Legal Counsel fails to perform any of the other provisions of this Agreement, or so fails to pursue the work as to endanger performance of this Agreement in accordance with its terms, and after receipt of written notice from County, fails to correct such failures within ten (10) days or such other period as County may authorize.
3. If Legal Counsel fails to eliminate a conflict as described in Section 9 of this Agreement.

The rights and remedies of the County provided in the above clause related to defaults (including breach of contract) by Legal Counsel shall not be exclusive and are in addition to any other rights and remedies provided by law or under this Agreement.

If County terminates this Agreement under paragraph (B), Legal Counsel shall be entitled to receive as full payment for all services satisfactorily rendered and expenses incurred, an amount which bears the same ratio to the total fees specified in this Agreement as the services satisfactorily rendered by Legal Counsel bear to the total services otherwise required or be performed for such total fee; provided, that there shall be deducted from such amount the amount of damages, if any, sustained by County due to breach of contract by Legal Counsel. Damages for breach of contract shall be those allowed by Michigan law, reasonable and necessary attorney fees, and other costs of litigation at trial and upon appeal.

#### **14. ACCESS TO RECORDS**

County shall have access to books, documents, papers and records of Legal Counsel that are directly pertinent to this Agreement for the purpose of making audits, examinations, excerpts and transcripts.

#### **15. COUNTY ATTORNEY BAR MEMBERSHIP/MICHIGAN BAR MEMBERSHIP REQUIREMENTS**

Legal Counsel is responsible for maintaining Legal Counsel's professional standing as a member in good standing of the Michigan State Bar Association and the Tuscola County Bar Association.

#### **16. NON-WAIVER**

The failure of County to insist upon or enforce strict performance by Legal Counsel of any of the terms of this Agreement or to exercise any rights hereunder, should not be construed as a waiver or relinquishment to any extent of its rights to assert or rely upon such terms or rights on any future occasion.

#### **17. ATTORNEYS' FEES**

In case suit or action is instituted to enforce the provisions of this contract, the parties agree that the losing party shall pay such sum as the court may adjudge reasonable attorney fees and court costs, including attorney's fees and court costs on appeal.

#### **18. GOVERNING LAW**

The provisions of this Agreement shall be construed in accordance with the provisions of the laws of the State of Michigan. Any action or suits involving any question arising under this Agreement must be brought in the appropriate court of the State of Michigan.

#### **19. COMPLIANCE WITH APPLICABLE LAW**

Legal Counsel shall comply with all federal, state and local laws and ordinances, applicable public contracts, and to the work to be done under this contract.

#### **20. CONFLICT BETWEEN TERMS**

It is further expressly agreed by and between the parties hereto that should there be any conflict between the terms of this instrument in the proposal of the contract, this

instrument shall control and nothing herein shall be considered as an acceptance of the said terms of said proposal conflicting herewith.

**21. AUDIT**

Legal Counsel shall maintain records to assure conformance with the terms and conditions of this Agreement, and to assure adequate performance and accurate expenditures within the contract period. Legal Counsel agrees to permit County, the State of Michigan, the federal government, or their duly authorized representatives to audit all records pertaining to this Agreement to assure the accurate expenditure of funds.

**22. SEVERABILITY**

In the event any provision or portion of this Agreement is held to be unenforceable or invalid by any court of competent jurisdiction, the remainder of this Agreement shall remain in full force and effect and shall in no way be affected or invalidated thereby.

**23. COMPLETE AGREEMENT**

This Agreement and attached exhibits constitutes the entire Agreement between the parties. No waiver, consent, modification, or change of terms of this Agreement shall bind either party unless in writing and signed by both parties. Such waiver, consent, modification, or change if made, shall be effective only in specific instances and for the specific purpose given. There are no understandings, agreements, or representations, oral or written, not specified herein regarding this Agreement. Legal Counsel, by the signature of its authorized representative, hereby acknowledges that he has read this Agreement, understands it and agrees to be bound by its terms and conditions.

**IN WITNESS WHEREOF**, County has caused this Agreement to be executed by its duly authorized undersigned officer and County Controller has executed this Agreement on the date hereinabove first written.

Approved by Tuscola County Board of Commissioners on the (Day) day of (Month), (Year)

**COUNTY OF TUSCOLA**

By: \_\_\_\_\_  
Jerry Peterson, Board of Commissioners

\_\_\_\_\_  
Mike Hoagland, County Controller

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# Tuscola County Equalization Department

**207 E Grant Street  
Caro, Michigan 48723**

**Phone (989) 672-3830  
Fax 672-4011**

July 15, 2009

Now that our contract with Huron County has been in effect for nearly two years and has been approved for an additional three years by the State Assessors Board, I need to improve efficient use of my time by consolidating all my computer work onto one computer.

Currently, I am juggling files between 2 desktop computers and 1 laptop computer. Keeping up to date files on each machine takes too much time and I am too often finding that I do not have the files I need.

The laptop I am using now cannot hold any more files because it has a small hard drive. It is very slow and takes an hour to generate reports that could be done in ten minutes on a new laptop.

There are sufficient funds in the Equalization/Huron 226-802-00 line item to cover the cost.

In addition, Steven says that the current laptop and desktop can both be used for other purposes in the county, saving the cost of purchasing additional computers.

Based on the recommendation of the Information Systems Director, I would like to purchase this laptop:

## Lenovo ThinkPad T500

Mfg. Part: 224233U | CDW Part: 1524904 | UNSPSC: 43211503

Core 2 Duo P8400 / 2.26 GHz - Centrino 2 - RAM 2 GB - HDD 160 GB - DVD±RW (±R DL) - GMA 4500MHD - wireless ready - Gigabit Ethernet - WLAN : 802.11 a/b/g/n (draft) - TPM - fingerprint reader - Vista Business / XP Pro downgrade - 15.4" Widescreen TFT

Cost: \$963.00

# MICHIGAN DEPARTMENT OF CORRECTIONS

*"Expecting Excellence Every Day"*

## MEMORANDUM

**DATE:** July 14, 2009

**TO:** County Jail Reimbursement Coordinators

**FROM:** Cheryl Konopaska, County Jail Reimbursement Coordinator

**SUBJECT:** RE: FY 2009 Appropriation for the County Jail Reimbursement Program

This memorandum is an update of the May 18, 2009 correspondence regarding the FY 2009 Appropriation for the County Jail Reimbursement Program.

Per Public Act 245 of 2008, Part 1, Line-Item Appropriations, Section 103, Planning and Community Support, County Jail Reimbursement Program, the funds appropriated for this program is \$12,272,100. Based on updated revenue collection projections of civil infraction fees in the amount of \$6,300,000, combined with general funds in the amount of \$4,757,700 equals a projected amount of \$11,057,700 available for FY 2009 reimbursement requests. As you are aware, the revenue controls the "amount appropriated" and for FY 2009 it is projected to be \$1,214,400 short of the line item. As the revenue posts from month to month, these figures may vary slightly. As of the July 9<sup>th</sup> billing receipt date, the available funds of approximately \$11,057,700 have been exhausted for this fiscal year.

According to Section 414, paragraph 6: "County jail reimbursement program expenditures shall not exceed the amount appropriated in part 1 for the county jail reimbursement program. Payments to counties under the county jail reimbursement program shall be made in the order in which properly documented requests for reimbursement are received. A request shall be considered to be properly documented if it meets MDOC requirements for documentation." All billings received by the Office of Community Corrections, have been reviewed and processed for payment in the order of which they were received.

The total CJRP reimbursement requests submitted by the counties for the fiscal year, is projected to reach \$15,378,600. After the final revenue posting in October, all counties will be notified in writing of all requests that will not be processed for reimbursement. Counties should continue to submit billings for housing through the fiscal year end (9/30/2009). Billings will be audited for offender eligibility and accuracy, to determine what offenders are still in jail as of 10/1/2009 (Fiscal Year 2010) when the new fiscal year funding is available.

If you have any further inquiries, you can contact me at (517) 241-8324, or by email at [konopaca@michigan.gov](mailto:konopaca@michigan.gov).

cc: County Sheriffs and County Jail Administrators  
 Director Caruso  
 Deputy Director Schrantz  
 Administrator Wickman, BFM  
 Administrator Brzozowski,



## APPLICATION

### LEAD Tuscola Mission Statement:

A Process to Lead, Educate and Develop tomorrow's leaders today for Tuscola County

### INSTRUCTIONS FOR APPLICATION

- Please complete each section completely.
- Type or print in black ink all required information.
- Letters of recommendation are required. Please attach to your application.
- Application must be signed by applicant and their sponsoring organization or employer, (where applicable)
- Application should be submitted by August 21, 2009 to be considered for this year's program.
- The program is limited to 16 participants.
- Application to LEAD Tuscola is open to all persons living or working in Tuscola County who demonstrate a commitment to Tuscola County.
- Each participant must be able to make a time commitment of at least one day per month, plus time outside of each session to work on individual projects.
- Nominations will be accepted from employers, public or private organizations, civic organizations to ensure a complete representation of Tuscola County. Nominees may nominate themselves for participation also.

## **L.E.A.D. Tuscola County Graduates**

### **Class of:**

Kevin Thane	98/99
Clayette Zechmeister	98/99
Pat Donovan	99/00
James Jashinske	99/00
Michael T. Pine	00/01
Susan Jensen	00/01
Karen Hopp	01/02
David Schwartz	05/06
Ted Hull	05/06
Scott Jones	06/07
Brian R Harris	06/07
Lee Teschendorf	07/08
Penny Cooper	07/08
Pamela Shelito	08/09
Wendy Franks	08/09

**LEAD Tuscola Candidates submitted:**

~~~~~

**Angie Daniels** – Submitted by Commissioner Roggenbuck  
Clayette:

As per this mornings meeting I would again suggest Angie Daniels for this training. Her personality is a great fit and she is in a central location and would serve as a good steward in the Alumni Capacity and as a central contact for future students. She excels in the activities she undertakes and this is a positive form of acknowledgment of her committment to the county.

Amanda Roggenbuck

~~~~~

**Sherri Hoy** – Submitted by Margie White-Cormier

Good Afternoon!

I would like to submit Sherri Hoy's name for consideration to participate in the 2009-2010 LEAD Tuscola program. During her almost 13 years with the clerk's office, Sherri has repeatedly demonstrated her inherent leadership ability. It is only fitting she be allowed to participate in this very worthwhile program to further enhance her skills.

Thank-you!

Margie

~~~~~

**Sheila Long** – Submitted by Donna Fraczek

See attached memo.

**STATE OF MICHIGAN**  
**71-B DISTRICT COURT**  
440 NORTH STATE STREET  
CARO, MI 48723  
TELEPHONE: (989) 672-3800

HON. KIM DAVID GLASPIE

DONNA L. FRACZEK, COURT ADMINISTRATOR

**M E M O R A N D U M**

DATE: June 18, 2009  
TO: Tuscola County Board of Commissioners  
FROM: Donna L. Fraczek, Court Administrator  
RE: LEAD Tuscola

I would respectfully request that you consider Sheila Long for participation in the LEAD Tuscola program. Prior to her employment with the 71B District Court Sheila worked as both a District Court Clerk II and a Corrections Officer in Sanilac County. She graduated from Saginaw Valley State University with high honors. She is a resident of Tuscola County residing in Caro.

Sheila Long was hired in 2001 to be the Intensive Supervision Program's (ISP) probation officer with the 71B District Court Probation Department. When hired for this position the ISP here in Tuscola County was a fairly new program. She continued to develop that program and made it the successful program that it is today. That program is presently saving well over 1000 jail bed days per year which saves the county several hundred thousand dollars per year. During the time she was supervising ISP she also studied and worked towards her certification from the Michigan Certification Board for Addiction Professionals and received that certification to conduct substance abuse screenings and assessments which are required by law for certain offenders.

In 2005 Sheila was promoted to Chief Probation Officer and holds that position today. She continues to run a very efficient department. She assists with the budget and personnel management of that department. She has also continued to assist the court one day per week with pretrial conferences which adds to the efficiency of the flow of cases. Sheila supervises a caseload of probationers and also conducts presentence investigations.

Sheila Long would be a perfect candidate for participation in the LEAD Tuscola Program. She has proven through her employment that she has the talent to be a leader on the job. I feel that participation in this program will give her additional skills that will make her a leader in her community and county.

Please contact me should you have any further questions.

July 1, 2009

To Whom It May Concern:

I understand that an application has been submitted on behalf of Sheila Long to participate in the LEAD Tuscola Program. I have had the pleasure of knowing Sheila for several years and believe that she would be a great asset to the program.

Being a 2009 graduate of LEAD, I believe that with Sheila's enthusiasm and personality, she will benefit from the program, as I feel I have.

*Wendy Franks*  
Wendy Franks  
2009 LEAD Graduate

**STATE OF MICHIGAN**  
**71-B DISTRICT COURT PROBATION DEPARTMENT**

440 NORTH STATE STREET  
CARO, MI 48723  
TELEPHONE: (989) 672-3810

SHEILA LONG, CHIEF PROBATION OFFICER

JULI PRIME, PROBATION OFFICER

DOUGLAS OSIER, PROBATION OFFICER

HON. KIM DAVID GLASPIE

June 26, 2009

Tuscola County Board of Commissioners,

First of all, I would like to thank you for considering me for the LEAD Tuscola Program. I want to take this opportunity to give you some background information about myself.

I graduated from Sandusky High School in 1995 with highest honors. I later graduated from Saginaw Valley State University in 2000 with a Bachelor of Arts Degree. I majored in criminal justice and minored in sociology and graduated magna cum laude. I have resided in Tuscola County with my husband and son since 2004 when we purchased a home in Caro.

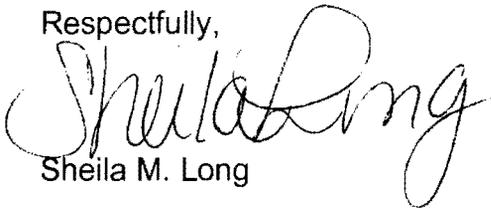
I have worked in the field of criminal justice for the past 10 years. I began in 1999 as a corrections officer for the Sanilac County Sheriff Department. I then took a job in 2001 with the 73A District Court as a court clerk. There I received my certification through the State of Michigan as a certified court recorder. I saw an opportunity to work in another area of the criminal justice field in December 2001 when I was hired as a probation officer for the 71B District Court. I began as the Intensive Supervision Program probation officer supervising defendants placed on this program as a jail alternative. In 2005, I was promoted to my current position as the chief probation officer. In my position, I supervise two probation officers and one deputy court clerk. I am responsible for personnel issues in my department and assist with the budget for my office as the department head. I conduct pretrial conferences for the court one day each week and assist the Court with sentencings. I also conduct presentence interviews with defendants and write presentence reports with sentencing recommendations to the Court. I perform alcohol/drug assessments and am currently certified through the Michigan Certification Board for Addiction Professionals(MCBAP) as a Certified Criminal Justice Professional (CCJP) to conduct alcohol/drug screenings that are ordered by the Court by law for certain offenses. I also manage a caseload of defendants that are placed on probation and assist with the collection of fines and costs.

As a Tuscola County resident and employee, I have been involved in different organizations within the county. In 2004, county employees and their families and friends started a Relay For Life team in honor of two county employees that were battling cancer. For the past 5 years, I have been a co-captain for our team. Our team has continued to grow and raise money for the American Cancer Society. I also volunteer for the Caro Baseball Federation throughout the summer and participate in the Big Brothers Big Sisters bowling event. I am a member of the Michigan Association of District Court Probation Officers and currently I am involved in a group with other professionals in Tuscola County to develop ways to prevent underage drinking using money from a grant. I also am the representative for our court for the Thumb Area Regional Community Corrections Advisory Board.

I believe the Tuscola County LEAD Program will prove to be very beneficial to me as a probation officer and resident of this county. I will be able to meet individuals from different agencies in the county and familiarize myself with what their functions are. I am interested in learning what is available in my county that would assist me with my job and the clients I deal with.

I look forward to having the opportunity to learn more about my county and further development my leadership qualities. I feel with my education background, my work experience, and my community involvement, I would be an excellent candidate to represent Tuscola County in the LEAD Tuscola Program.

Respectfully,

A handwritten signature in black ink that reads "Sheila M. Long". The signature is written in a cursive style with a large, prominent "S" at the beginning and a long, sweeping tail that extends to the right.

Sheila M. Long

**Entity Proposing:** COMMITTEE OF THE WHOLE 5/14/09

**Description of Matter:** Move that the low bid for seal coating the DHS parking lot be awarded to Black Jack Sealing Coating company who was the low bidder for an amount of \$1,750.

**Agenda Reference:** C

**Entity Proposing:** COMMITTEE OF THE WHOLE 5/14/09

**Description of Matter:** Move that the low bid for District Court Office carpeting be awarded to Northeastern Paint Supply Inc. who was the low bidder for an amount of \$3,113.12.

**Agenda Reference:** D

**Entity Proposing:** COMMITTEE OF THE WHOLE 5/14/09

**Description of Matter:** Move that the low bid for Information Systems air conditioner be awarded to E&S who was the low bidder for an amount of \$2,984.

**Agenda Reference:** E

**Entity Proposing:** COMMITTEE OF THE WHOLE 5/14/09

**Description of Matter:** Move to concur with the May 11, 2009 letter from the Sheriff for the lateral transfer of Sgt. Scott Jones to the Detective Sergeants position (no change in wage) and the promotion of Deputy Sheriff Ryan Pierce to Uniform Division Sergeant at the Step ~~3~~<sup>2</sup> wage rate effective June 27, 2009. *Amend*

**Agenda Reference:** F

**Entity Proposing:** COMMITTEE OF THE WHOLE 5/14/09

**Description of Matter:** Move to concur with the April 30, 2009 letter from the Tuscola County Sheriff hiring Barbara Peters as a full time Corrections Officer at the Step 1 wage rate effective May 30, 2009.

**Agenda Reference:** G

#### Administrative Office

3270 Wilson Street  
Marlette, MI 48453  
Phone: (989) 635-3561  
Fax: (989) 635-2230

#### Service Centers

614 N. Port Crescent  
Bad Axe, MI 48413  
Phone: (989) 269-2311  
Fax: (989) 269-6021

550 Lake Drive  
P.O. Box 600  
Lapeer, MI 48446-0600  
Phone: (810) 664-1680  
Fax: (810) 664-6740

575 W. Sanilac  
P.O. Box 147  
Sandusky, MI 48471-0147  
Phone: (810) 648-5800  
Fax: (810) 648-5804

1184 Cleaver  
Caro, MI 48723  
Phone: (989) 673-8103  
Fax: (989) 673-5040

June 30, 2009

Tuscola County Board of Commissioners  
207 E, Grant Street  
Caro, MI 48723

**SUBJECT:** Thumb Area Workforce Investment Development Board

Dear Tuscola County Commissioners:

Under the Workforce Investment Act (WIA) it is the responsibility of each County Board of Commissioners to appoint and/or reappoint members to the regional Workforce Investment Development Board (WIDB). In Tuscola County, two (2) current members are seeking reappointment. Each member has been endorsed by the respective sector he/she represents (i.e. Private Industry) and has expressed a desire to continue to serve on the Board. Outlined below is information on the individuals seeking reappointment.

#### MEMBERS SEEKING REAPPOINTMENT

Chuck Frost  
Thumb Area Tourism Council  
157 N. State Street  
Caro, MI 48723

James Luth  
McDonalds JTLJ, LLC  
740 S. State Street  
Caro, MI 48723

In Tuscola County there are no other vacancies to the Thumb Area Workforce Investment Development Board (WIDB). Therefore, the Board need only take action on this re-appointment request or notify the Consortium if the Board would like to re-contact other area private sector organizations in search of nominees to the Board.

Action on these appointments is requested prior to August 21, 2009. This will allow for timely processing of all Workforce Investment Development Board appointment information to the Michigan Department of Energy, Labor & Economic Growth.

Thank you in advance for your assistance in this matter. Please notify me as soon as possible of your actions.

Sincerely,



Marvin N. Pichla  
Executive Director

MNP/dls

Cc: Tom Kern  
Roy Petzold



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1111 W. Caro Road, Ste. B • Caro, MI 48723 • E-mail: [infitecs@earthlink.net](mailto:infitecs@earthlink.net)  
Office: (989) 672-0323 • Fax: (989) 672-0324 • Cell: (810) 569-6856

July 14, 2009

Tuscola County Parks & Recreation Commission  
207 E. Grant Street  
Caro, MI 48723

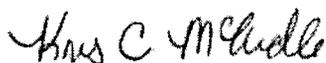
Dear Tuscola County Parks & Recreation Commission:

It is with much sadness that I submit this letter of resignation for my seat on the Tuscola County Parks & Recreation Commission. As you know time is a commodity and of much value to each of us. With the growth of my business I had to reevaluate where my time and efforts were being spent. Unfortunately, I don't have support staff available to cover for me when I'm not in the office or spending time on volunteer efforts. Therefore, it became apparent that I needed to step back from some of my volunteer projects.

I have truly enjoyed working on the Tuscola County Parks & Recreation Commission and will miss working on projects for the trails and Vanderbilt County Park & Campground. Please know, though, that I'm not far away and will try to provide a helping hand on projects and/or marketing efforts when possible.

I do plan to attend the July meeting to submit my final Treasurer's Report and to wrap up loose ends. I will also provide the Tuscola County Parks & Recreation Commission with a CD containing all pertinent files from work done for the Commission and/or park.

Sincerely,



Kris C. McArdle  
President/Project Specialist

# TUSCOLA COUNTY SAFETY COMMITTEE (TCSC)

Tuscola County Sheriff's Office (E.O.C.)  
420 Court Street - Caro, Michigan 48723

June 17, 2009

## MEETING MINUTES

**Present:** Patrick H. Finn, Peggy Spencer, Lt. Penny Turner, Marianne Daily, Kristine Klinert, Bob Klenk, Angie Daniels, Sherri Hoy, Karen Hopp, Nichole Friday, Brian Harris, Tom McLane.

The meeting was held at 9:00 A.M. in the Tuscola County Emergency Operation Center (E.O.C.).

Minutes were approved for April and May 2009.

The quotes received for the AED Units and the Weather Radios to be purchased with the aid of the RAP grant were reviewed. It was decided by the committee to purchase the Weather Radios from Radio Shack in Vassar. Pat Finn will order these. Regarding the AED's, the committee decided to have a special meeting on June 24, 2009 at 2:00 p.m. and invite the two vendors chosen from the four quotes received, to bring their equipment and demonstrate for us what their machine can do. Peggy called and set up the presentation times with the vendors and E-Mailed to committee to remind them of the special meeting.

Training will be required once we have purchased the AED units. Angie stated that the Chairman of the Board of Commissioners has approved training to be done during work hours, based on the Department Head approval, and to be set up around their schedules.

The Go Kits were addressed and the question of funding was brought up. It was decided to ask each department head if they would approve an amount of money from their budget to purchase needed supplies. Sherri will create a letter of explanation to present to them. Angie will also ask Office Depot if they have a program available to donate supplies. We will re-visit this at the July meeting.

The May 14, 2009 walk through of county buildings was cancelled due to illness. Look for a Re-Scheduled date as soon as we can schedule it.

SPECIAL MEETING JUNE 24, 2009 AT 2:00 P.M.

Next REGULAR meeting is Wednesday July 15, 2009 at 9:00 a.m.

See you then ☺ Peg

J



# BARRY COUNTY

## BOARD OF COMMISSIONERS

220 W. State St., Hastings, MI 49058  
Ph. (269) 945-1284 Fax (269) 948-4884

09-17  
07/14/2009

### RESOLUTION TO RELIEVE BARRY COUNTY FROM CHILD CARE FUNDING INCREASE

**WHEREAS**, the Barry County Board of Commissioners places the highest priority on improving the lives of children, and strongly believes local determinations are most effective in protecting vulnerable populations; and

**WHEREAS**, the State of Michigan was sued by an out-of-state child welfare group called Children's Rights; and

**WHEREAS**, the State of Michigan settled this suit out of court by agreeing in part to require relatives caring for kin to become licensed foster homes; and

**WHEREAS**, the State of Michigan failed to consult with counties prior to reaching an agreement with Children's Rights even though the settlement will require that counties be the source for 50% of the funding for foster care and juvenile justice in the State; and

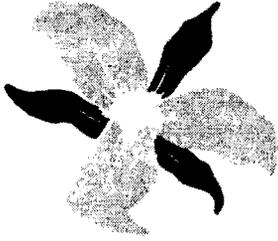
**WHEREAS**, the Michigan Association of Counties has determined that the State's decision could cost local funding units thirty-two million dollars annually.

**NOW, THEREFORE BE IT RESOLVED**, that the Barry County Board of Commissioners endorses, supports, and strongly encourages the Michigan Legislature and Governor working with the Michigan Association of Counties to pursue any and all activities which will relieve Barry County of this unsolicited financial commitment and obligation (unfunded mandate).

**BE IT FURTHER RESOLVED**, that copies of this resolution be sent to Senator Patricia Birkholz, Representative Brian Calley, Governor Jennifer Granholm, the County Clerks of the other 82 Michigan Counties and the Michigan Association of Counties.

Dr. Michael Callton, D.C., Chair  
Barry County Board of Commissioners

Pamela A. Jarvis, Clerk  
Barry County



ANTRIM COUNTY  
BOARD OF COMMISSIONERS  
P.O. Box 520  
Bellaire, Michigan 49615  
Phone (231) 533-6353  
Fax (231) 533-6935  
Chairman:

---

June 25, 2009

At the June 11, 2009 meeting of the Antrim County Board of Commissioners, the following Resolution was offered;

RESOLUTION #26-09 by Michael Crawford, seconded by Laurie Stanek

WHEREAS, the property tax system in the State of Michigan is an ad valorem system and as such property owners pay, within the framework of the Constitution, equitable taxes based on the value of their property; and

WHEREAS, Proposal A was passed by the voters of the State of Michigan in 1994 to limit the increase taxable value, within the existing and continuing ad valorem framework, in such a way as to allow a property owner to predict future property tax burden by the change in the consumer price index and physical improvements to the property while that owner held the property; and

WHEREAS, many property owners have received significant benefit from the limitation on increase in taxable value mandated by Proposal A by paying property taxes on a basis less than the value of their property and continue to realize that significant benefit in the current economic circumstances; and

WHEREAS, recent purchasers of property, many younger and with less stability in their finances, are already shouldering a greater share of the relative tax burden because the basis for their property taxes is the full value of their property; and

WHEREAS, the Michigan Senate has passed Senate Joint Resolution H (SJR-H), a proposal to amend Article 9, Section 3 of the 1963 Constitution of the State of Michigan by requiring that, effective in 2010, the taxable value of a property would be unchanged if the assessed value of that property declined and the taxable value was less than the assessed value; and

WHEREAS, while the intent of Proposal A was to provide stability and predictability for property owners, the intent of this proposed amendment is to, in declining markets, freeze the position of relative tax benefits that certain property owners enjoy while other property owners continue to pay property taxes on the constitutional ad valorem basis; and

WHEREAS, in addition to the unfair shift in relative tax burden that will result from this proposal, the reduced revenue to local taxing authorities will likely result in reduced services, increased millage rates or both, which will exacerbate the shift in the relative tax burden; now

THEREFORE, BE IT RESOLVED that the Antrim County Board of Commissioners opposes Senate Joint Resolution H, (SJR-H), because the proposal contradicts the long history of a fair and equitable tax structure in the State of Michigan and promotes poor tax policy by shifting the relative tax burden of the property tax without regard to the consequences to affected taxpayers and local taxing authorities; and

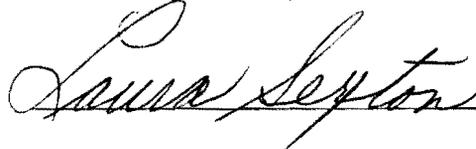
BE IT FURTHER RESOLVED that while the Antrim County Board of Commissioners opposes SJR-H because it does not provide an equitable solution to Michigan's property tax concerns, the Antrim County Board requests that the Legislature of the State of Michigan work together with the Governor to examine all taxes, including the Michigan Business Tax, income tax, sales tax, use tax, and property tax with a goal of providing a means of generating revenue and managing expenditures that is fair and equitable to all the taxpayers of the state; and

BE IF FURTHER RESOLVED that copies of this Resolution be sent to Governor Jennifer M. Granholm, Senator Jason Allen, Representative Kevin Elsenheimer, the Michigan Association of Counties, all Municipalities within Antrim County, and the other 82 Michigan Counties.

Yes - Drenth, Dawson, Bargy, White, Howelman, Crawford, Stanek, Blackmore, Allen;  
No - None;  
Absent - None.

RESOLUTION #26-09 DECLARED ADOPTED.

ANTRIM COUNTY CLERK, BELLAIRE MI  
STATE OF MICHIGAN, COUNTY OF ANTRIM ss  
I, Laura Sexton, Clerk of the County of Antrim, do certify  
the foregoing is a true and exact copy of the original  
record now remaining in this office.  
IN TESTIMONY WHEREOF, I have set my hand and  
official seal at the Village of Bellaire in said county  
this 25<sup>th</sup> day of June, 2009

 County Clerk

RESOLUTION

To: The Sheridan Township Board  
Huron County  
Michigan

*WE, the Sheridan Township Board, respectfully beg leave to submit the following resolution for your consideration:*

*WHEREAS, the property tax system in the State of Michigan is an ad valorem system and as such property owners pay, within the framework of the constitution, equitable taxes based on the value of their property; and*

*WHEREAS, Proposal A was passed by the voters of the State of Michigan in 1994 to limit the increase in taxable value, within the existing and continuing ad valorem framework, in such a way as to allow a property owner to predict future property tax burden by the change in the consumer price index and physical improvements to the property while that owner held the property; and*

*WHEREAS, many property owners have received significant benefit from the limitation on increase in taxable value mandated by Proposal A by paying property taxes on a basis less than the value of their property and continue to realize that significant benefit in the current circumstances; and*

*WHEREAS, recent purchases of property, many younger and with less stability in their finances, are already shouldering a greater share of the relative tax burden because the basis for their property taxes is the full value of their property; and*

*WHEREAS, the Michigan Senate has passed Senate Joint Resolution H, [SJR-H], a proposal to amend Article 9, Section 3 of the 1963 Constitution of the State of Michigan by requiring that effective in 2010, the taxable value of a property would be unchanged if the assessed value of that property declined and the taxable value was less than the assessed value; and*

*WHEREAS, while the intent of Proposal A was to provide stability and predictability for property owners, the intent of this proposal amendment is to, in declining markets, freeze the position of relative tax benefits that certain property owners enjoy while other property owners continue to pay property taxes on the constitutional ad valorem basis; and*

*WHEREAS, in addition to the unfair shift in relative tax burden that will result from this proposal, the reduced revenue to local taxing authorities will likely result in reduced services, increased millage rates or both, which will exacerbate the shift in the relative tax burden; now*

*THEREFORE, BE IT RESOLVED that the Sheridan Township Board opposes Senate Joint Resolution H, [SJR-H], because the proposal contradicts the long history of a fair and equitable tax structure in the State of Michigan and promotes poor tax policy by shifting the relative tax burden of the property tax without regard to the consequences to affected taxpayers and local taxing authorities; and*

*BE IT FURTHER RESOLVED that while the Sheridan Township Board opposes SJR-H because it does not provide an equitable solution to Michigan's property tax concerns, the Sheridan Township Board requests that the Legislature of the State of Michigan work together with the Governor to examine all taxes, including the Michigan Business Tax, income tax and property tax, with a goal of providing a means of generating revenue and managing expenditures that is fair and equitable to all the taxpayers of the state; and*

*BE IT FURTHER RESOLVED that copies of Resolution be sent to Governor Jennifer M. Granholm, Senator James Barcia, Representative Terry Brown, the Michigan Association of Counties, all Municipalities within Huron County and the and the other 82 Michigan counties.*

*A motion to adopt said Resolution #06-2009 by Roth, support by Hagen. Roll call vote by Supervisor Heleski resulting in: Ayes: Hagen, Leppek, Roth Naves: 0 Absent: Binder Supervisor Heleski announced the Resolution adopted.*

Donald Heleski Supervisor

Shauna Hagen Clerk

Date: June 15, 2009

**COUNTY OF LAKE  
STATE OF MICHIGAN**

**Resolution #5/13/2009 1196**

**WHEREAS**, encouraging Brownfield site redevelopment is critical to building a strong economic base for the future of Lake County; and

**WHEREAS**, the Natural Resources and Environmental Protection Act, Act 451 of 1994, Part 201 (the Act), created the Baseline Environmental Assessment (BEA), a mechanism whereby developers can take ownership of a Brownfield site without incurring liability for previous site contamination, which has been successful in encouraging Brownfield redevelopment; and

**WHEREAS**, the County has been awarded \$800,000 in grants from the United States Environmental Protection Agency (EPA) to conduct site assessment activities, including BEAs, at sites potentially contaminated with petroleum and other hazardous substances in order to make Brownfield redevelopment attractive for potential developers; and

**WHEREAS**, redesign of the Act, by the Michigan Department of Environmental Quality (MDEQ) proposes to (a) eliminate the Baseline Environmental Assessment, (b) make liability protection dependent on implementation of due care activities, (d) encourage remediation of contaminated sites to unspecified levels through third party lawsuits; and

**WHEREAS**, provisions have not been made to exclude local units of government, Brownfield Redevelopment Authorities and Land bank Fast Track Authorities from incurring liability; and

**WHEREAS**, the failure to protect these entities from being subject to third party lawsuits, will halt grant activities, jeopardizing funding resources; and

**WHEREAS**, uncertainty about the full extent and cost of activities necessary to get and maintain liability protection will result in potential developers removing Brownfield sites from development consideration.

**THEREFORE BE IT RESOLVED** that Lake County Board of commissioners oppose the changes to the Act, proposed by the DEQ; and

**THEREFORE BE IT RESOLVED** that it is the will of the Lake County Board of Commissioners that BEAs should not be eliminated from the ACT; and

**BE IT FURTHER RESOLVED** that it is the will of the Lake County Board of Commissioners that completion of a BEA shall result tin liability protection from contamination caused by a previous owner.

**STATE OF MICHIGAN)**

)SS

**COUNTY OF LAKE )**

I, Shari Gibbs, Deputy Clerk of the Board of Commissioners for the County of Lake, do hereby certify that the above and foregoing is a true and correct copy of a

resolution passed by the Lake County Board of Commissioners at a regular meeting held on May 13, 2009.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the official seal at Baldwin, Michigan, this 13<sup>th</sup> day of May, 2009.



---

Shari Gibbs, Deputy Clerk of the Board

JUNE 10, 2009

UNFUNDED MANDATE

RESOLUTION

WHEREAS, the Charlevoix County Board of Commissioners places the highest priority on improving the lives of children, and strongly believes local determinations are most effective in protecting vulnerable populations; and

WHEREAS, the State of Michigan was sued by an out-of-state child welfare group called Children's Rights; and

WHEREAS, the State of Michigan settled this suit out-of-court by agreeing in part to require relatives caring for kin to become licensed foster homes; and

WHEREAS, the State of Michigan failed to consult with counties prior to reaching an agreement with Children's Rights even though the settlement will require that counties be the source for 50% of the funding for foster care and juvenile justice in the State; and

WHEREAS, the Michigan Association of Counties has determined that the State's decision could cost local funding units thirty-two million dollars annually;

NOW THEREFORE BE IT RESOLVED, that the Charlevoix County Board of Commissioners endorses, supports, and strongly encourages the Michigan Legislature and Governor working with the Michigan Association of Counties to pursue any and all activities which will relieve Charlevoix County of this unsolicited financial commitment and obligation (unfunded mandate);

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Senator Jason Allen, Representative Kevin Elsenheimer, Governor Granholm, the County Clerks of the other 82 Michigan Counties and the Michigan Association of Counties.

Submitted by: Commissioner Drebenstedt

Supported by: Commissioner Reinhardt

VOICE VOTE: All in favor.

|                                   |      |
|-----------------------------------|------|
| CERTIFIED                         |      |
| Cheryl Potter Browe, County Clerk |      |
| <i>Wm. Campbell</i> 06-11-2009    |      |
| DEPUTY                            | DATE |

#09-055

ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk  
101 COURT STREET, MUNISING, MI 49862

**RESOLUTION NO. 2009-06 OF SUPPORT FOR  
COUNTY REMONUMENTATION PROGRAM**

**WHEREAS**, the State of Michigan is considering the various uses of proposed economic stimulus monies from the Federal Government; and

**WHEREAS**, in 2006, the State of Michigan Legislature removed \$15,000,000 from the State Survey and Remonumentation fund in an effort to balance the state budget for that year; and

**WHEREAS**, in Section 54.271 of Act 345 of 1990, the Legislature cited specific funding levels for the program which have not been met; and

**WHEREAS**, since the removal of these funds in 2006, statewide funding for the program has decreased from \$10,134,000 in 2006 to \$4,000,000 in 2009; and

**WHEREAS**, the removal of these funds has seriously impaired the effectiveness and progress of this program; and

**WHEREAS**, this program has been extremely beneficial to all residents of the State of Michigan, since original corner positions of the Public Land Survey control the boundaries of every parcel in Alger County and the State of Michigan; and

**WHEREAS**, this program is designed to recover, monument, record and perpetuate these original corner positions; and

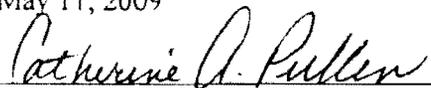
**WHEREAS**, the information provided by this program is also designed to be the basis of all municipal GIS within the State; and

**WHEREAS**, these additional funds will benefit the implementation of each County-wide GIS, which is intended to assist in 911 emergency responses.

**NOW THEREFORE BE IT RESOLVED**, that the Alger County Board of Commissioners is in support of the use of \$15,000,000 of the economic stimulus monies for the State of Michigan Survey and Remonumentation Program for 2009 and an additional \$15,000,000 to supplement the program through fiscal year 2010.

**BE IT FURTHER RESOLVED**, that copies of this Resolution be transmitted to Governor Jennifer Granholm, Senator Mike Prusi, Representative Steven Lindberg and the other 82 Michigan counties.

May 11, 2009

  
Catherine A. Pullen, Chairwoman  
Alger County Board of Commissioners

ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk  
101 COURT STREET, MUNISING, MI 49862

**RESOLUTION #2009-10 IN OPPOSITION TO SENATE JOINT  
RESOLUTION H (SJR-H)**

**WHEREAS**, the Michigan Senate is considering Senate Joint Resolution H, (SRJ-H), a proposal to amend Article IX, Section 3 of the 1963 Constitution of the State of Michigan by requiring that, effective 2010, increases in the taxable value of real estate in the State of Michigan be restricted and/or held flat during periods of slow growth and/or a decline in assessed valuation. A copy of SJR-H is attached to this Resolution; and

**WHEREAS**, SJR-H was introduced by Senator John Pappageorge and is currently pending before the Finance Committee of the Michigan Senate; and

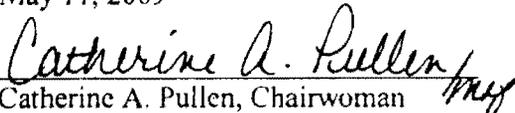
**WHEREAS**, the proposal to amend Article IX, Section 3 of the 1963 Constitution of the State of Michigan, if subsequently passed by the vote of the people, would cause substantial harm to the government Alger County, by resulting in an annual reduction of revenue and would cause similar substantial harm to other Michigan counties, townships, villages and cities across the State of Michigan forcing all local governments to reduce the delivery of vital public services to the residents of the State of Michigan; and

**WHEREAS**, the Alger County Board of Commissioners opposes the passage of SJR-H and other similar efforts that would impair the ability of counties and other local governments to deliver vital public services to the residents of the State of Michigan.

**NOW, THEREFORE BE IT RESOLVED:** That the Alger County Board of Commissioners opposes the passage of Senate Joint Resolution H (SJR-H), a proposal to amend Article IX, Section 3 of the 1963 Constitution of Michigan; and

**BE IT FURTHER RESOLVED:** That certified copies of this Resolution be sent to Governor Jennifer Granholm, Senator Mike Prusi, Representative Steve Lindberg, the Michigan Association of Counties and the other 82 Michigan counties.

May 11, 2009

  
Catherine A. Pullen, Chairwoman  
Alger County Board of Commissioners

ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk  
101 COURT STREET, MUNISING, MI 49862

RESOLUTION #2009-11

**RESTORE STATE REVENUE SHARING**

**WHEREAS**, the counties of Michigan work on behalf of the State of Michigan to provide numerous state mandated services; and

**WHEREAS**, counties depend heavily upon state revenue sharing to provide numerous essential public health, safety and welfare services; and

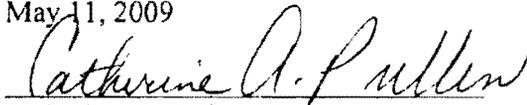
**WHEREAS**, the residents of the State of Michigan and Alger county demand an efficient, professional level of public services; and

**WHEREAS**, in 2005 State Revenue Sharing payments were discontinued to counties, relieving the State Budget of \$183 million in annual state revenue sharing payments to counties, with the promise and agreement that these payments would be restored when each of the individual county's Revenue Sharing Reserve Fund were exhausted; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Alger County Board of Commissioners does hereby support and urge the State of Michigan to fulfill its obligations and promises and fully and unconditionally restore State Revenue Sharing for all of Michigan's 83 counties.

**BE IT FURTHER RESOLVED**, that copies of this resolution be transmitted to the Michigan Legislature for their review, Michigan Association of Counties, and the other 82 Michigan counties.

May 11, 2009



Catherine A. Pullen, Chairwoman  
Alger County Board of Commissioners

ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk  
101 COURT STREET, MUNISING, MI 49862

RESOLUTION #2009-12

**WHEREAS,** A package of twelve bills of great importance to Michigan citizens and Michigan workers have passed the House of Representatives and is under consideration by the Michigan Senate; and

**WHEREAS,** This package was developed by Representative Fred Miller and is entitled "Hire Michigan First" and its intent is that when companies benefit from taxpayer dollars in the form of contracts, tax breaks or other incentives, Michigan residents will have the first opportunity to be hired in these jobs; and

**WHEREAS,** The bills amend the various laws that provide economic incentives for new jobs, new companies and/or new construction to mandate that any one receiving state tax dollars to assist in their job development will have to hire Michigan workers before importing people from out of the state for the new jobs; and

**WHEREAS,** This requirement would apply to companies that get tax breaks in any form, as well as the contracting out of employment for construction or other services; and

**WHEREAS,** Exceptions are allowed only if Michigan residents are not available or trained for specific jobs, the hiring of illegal workers is banned; and

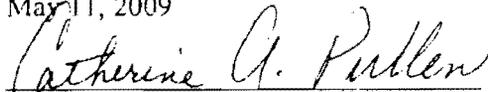
**WHEREAS,** The bills include strict reporting requirements so that the state can actually track the success of the Michigan hiring and there are strong penalties attached for anyone or any company that does not live up to the commitments made in the initial contract between the state and the company receiving the tax break; and

**WHEREAS,** It is important for the citizens of Michigan to know that they will come first for consideration of good-paying jobs generated by Michigan businesses;

**THEREFORE, BE IT RESOLVED,** That the Alger County Board of Commissioners endorses the "Hire Michigan First" legislation and urges our legislators to support this important legislation;

**BE IT FURTHER RESOLVED** That copies of this resolution be forwarded to Governor Granholm, Senator Prusi, Representative Lindberg, the Michigan Association of Counties and the other 82 Michigan counties.

May 11, 2009



Catherine A. Pullen, Chairwoman  
Alger County Board of Commissioners

# ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk  
101 COURT STREET, MUNISING, MI 49862

## RESOLUTION #2009-14

### HEALTH DEPARTMENT-STATE FUNDING OF PUBLIC HEALTH SERVICES

WHEREAS, the Alger County Health Department is responsible for providing preventive and mandated public health services, including but not limited to, communicable disease control, food service sanitation, sexually transmitted disease control, immunizations, hearing and vision screenings, drinking water supply safety and onsite sewage management; and

WHEREAS, the agreement between local health departments and the State of Michigan to bear half (50%) the cost of providing these services has not been maintained by the State; and

WHEREAS, the burden of fulfilling these requirements to provide the most basic services is becoming increasingly more challenging for local public health departments to meet; and

WHEREAS, the lack of increases in State funding has increased the burden on local government to fund programs the state mandates and today local government health departments fund 70% of the cost of state mandated services; and

WHEREAS, the demand for services such as Family Planning, Immunizations, and WIC (Women, Infants, and Children) have increased exponentially in the past year due to the downturn in Michigan's economy.

THEREFORE, BE IT RESOLVED, that the Alger County Board of Commissioners hereby requests the Michigan Legislature add \$5 million for Local Public Health Operations (LPHO) in the Department of Community Health budget for fiscal year 2009-2010; and

BE IT FURTHER RESOLVED, that the Alger County Board of Commissioners requests the Michigan State Legislature restore the following (Healthy Michigan Fund and Department of Community Health) cuts proposed in the Governor's budget recommendation:

- Reductions in Sexually Transmitted Disease funding
- Reductions in Family Planning funding
- Elimination of methamphetamine clean-up funding
- Reductions to chronic disease prevention
- Elimination of funding for poison control centers
- Elimination of funding for the Nurse Family Partnership
- Elimination of funding for Local Public Health Physician Recruitment Project;

and;

BE IT FINALLY RESOLVED, that the Alger County Board of Commissioners implores the Michigan Legislature to not make any further reductions to State revenue sharing payments to counties; and

BE IT FINALLY RESOLVED, that a copy of this resolution be submitted to Governor Jennifer Granholm, the Michigan House and Senate Appropriations Committees, the Michigan State Senators and Representatives serving the residents of Alger County, the Michigan Association of Counties, and the other 82 Michigan counties.

Dated: June 8, 2009

A handwritten signature in cursive script, reading "Catherine A. Pullen", is written over a horizontal line.

Catherine A. Pullen, Chairperson  
Alger County Board of Commissioners

ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk  
101 COURT STREET, MUNISING, MI 49862

RESOLUTION #2009-15

WHEREAS, encouraging Brownfield site redevelopment is critical to building a strong economic base for the future of Alger County; and

WHEREAS, the Natural Resources and Environmental Protection Act, Act 451 of 1994, Part 201 (the Act), created the Baseline Environmental Assessment (BEA), a mechanism whereby developers can take ownership of a Brownfield site without incurring liability for previous site contamination, which has been successful in encouraging Brownfield redevelopment; and

WHEREAS, redesign of the Act, by the Michigan Department of Environmental Quality (MDEQ) proposes to (a) eliminate the Baseline Environmental Assessment, (b) make liability protection dependent on implementation of due care activities, (c) encourage remediation of contaminated sites to unspecified levels through third party lawsuits; and

WHEREAS, provisions have not been made to exclude local units of government, Brownfield Redevelopment Authorities and Land Bank Fast Track Authorities from incurring liability; and

WHEREAS, the failure to protect these entities from being subject to third party lawsuits, will halt grant activities, jeopardizing funding resources; and

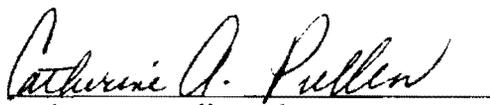
WHEREAS, uncertainty about the full extent and cost of activities necessary to get and maintain liability protection will result in potential developers removing Brownfield sites from development consideration.

THEREFORE BE IT RESOLVED that the Alger County Board of Commissioners oppose the changes to the Act, proposed by the DEQ; and

THEREFORE BE IT RESOLVED that it is the will of the Alger County Board of Commissioners that BEAs should not be eliminated from the Act; and

BE IT FURTHER RESOLVED that it is the will of the Alger County Board of Commissioners that completion of a BEA shall result in liability protection from contamination caused by a previous owner.

Dated: June 8, 2009

  
Catherine A. Pullen, Chairperson  
Alger County Board of Commissioners

**REPORT (MISC. #09098)**

BY: Planning and Building Committee, John Scott, Chairperson

**IN RE: BOARD OF COMMISSIONERS – WATER RESOURCES COMMISSIONER – COUNTY PROTECTION AND ENFORCEMENT OF WETLANDS**

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

The Planning and Building Committee, having reviewed the above-titled resolution on May 12, 2009, reports with a recommendation that the resolution be amended, as follows:

1. Revise the 1<sup>st</sup> BE IT FURTHER RESOLVED paragraph, as follows:  
BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners supports the Oakland County Water Resources initiative for a local regulatory approach that would create a “one-stop shop permitting” for landowners that would in turn, provide efficiencies and cost savings without compromising environmental protection.
2. Delete the 2<sup>nd</sup> BE IT FURTHER RESOLVED paragraph
3. Revise the 3<sup>rd</sup> BE IT FURTHER RESOLVED paragraph, as follows:  
BE IT FURTHER RESOLVED that the Oakland County Clerk is requested to forward copies of this adopted resolution to Governor Granholm, the Oakland County delegation to the Michigan legislature, the Oakland County Water Resources Commissioner, the Michigan Association of Counties, and Oakland County’s lobbyists; the Kent County Drain Commissioner, Director of the Wayne County Department of Environment and the Macomb County Public Works Commissioner.

Chairperson, on behalf of the Planning and Building Committee, I move acceptance of the foregoing report.  
PLANNING AND BUILDING COMMITTEE

**MISCELLANEOUS RESOLUTION #09098**

BY: Commissioner Shelley Taub, District 16

**IN RE: BOARD OF COMMISSIONERS – WATER RESOURCES COMMISSIONER – COUNTY PROTECTION AND ENFORCEMENT OF WETLANDS**

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS wetland conservation is a matter of state and county concern; and

WHEREAS the protection of wetlands is essential for preserving wildlife habitat that is necessary for breeding, nesting, and feeding for many forms of wildlife, waterfowl, including migratory waterfowl; and

WHEREAS wetlands provide a source of nutrients in water food cycles and nursery grounds and sanctuaries for fish; and

WHEREAS the protection of wetlands is essential for preserving hydrologic absorption and storage capacity for flood and storm water control necessary to protect the health, safety and welfare of Oakland County residents; and

WHEREAS the protection of wetlands is essential to protecting our subsurface water resources and recharging ground water supplies; and

WHEREAS wetlands provide natural pollution treatment by serving as a biological and chemical oxidation basin; and

WHEREAS wetlands are essential to erosion control by serving as a sedimentation area and filtering basin, absorbing silt and organic matter; and

WHEREAS in 1984, the State of Michigan received authorization from the federal government to administer the enforcement of wetland protection under Section 404 of the federal Clean Water Act; and

WHEREAS on February 3, 2009 in her state of the state address Governor Jennifer M. Granholm proposed to return enforcement of wetland protection to the federal government thereby eliminating state oversight of this important natural resource; and

WHEREAS this is not the time for reducing environmental protection by returning state oversight over wetlands to the federal government; and

WHEREAS since 2003 the Oakland County Water Resources Commissioner (formerly Oakland County Drain Commissioner) has advocated for a local regulatory approach that would create a “one-stop shop permitting” for landowners that would in turn, provide efficiencies and costs savings without compromising environmental protection; and

WHEREAS the Oakland County Water Resources Commissioners presently has environmental and inspection staff with the experience, training and skills that often overlap the state agents currently responsible for wetland management and protection; and

WHEREAS the appropriate role for the state is to identify top performing communities, such as Oakland County, and fully empower them to implement specific parts of the Clean Water Act, including wetland protection; and

WHEREAS counties should be allowed to assume the responsibility for wetland protection and enforcement subject to state oversight and of an approved wetland protection program.

NOW THEREFORE BE IT RESOLVED the Oakland County Board of Commissioners hereby opposes the State of Michigan returning enforcement of wetland protection to the federal government.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners supports the Oakland County Water Resources initiative for a local regulatory approach that would create a "one-stop shop permitting" for landowners that would in turn, provide efficiencies and costs savings without compromising environmental protection.

BE IT FURTHER RESOLVED that the Board of Commissioners supports legislation that would allow this County to assume the responsibility for wetland protection and enforcement subject to state oversight and of an approved wetland protection program.

BE IT FURTHER RESOLVED that the Oakland County Clerk is requested to forward copies of this adopted resolution to Governor Granholm, the Oakland County delegation to the Michigan legislature, the Oakland County Water Resources Commissioner, the Michigan Association of Counties and Oakland County's lobbyists.

Chairperson, I move the adoption of the foregoing resolution.

SHELLEY TAUB, ROBERT GOSSELIN, DAVID  
POTTS, CHRISTINE LONG, GARY  
McGILLIVRAY, SUE ANN DOUGLAS

Moved by Scott supported by Taub the resolution be adopted.

Moved by Burns supported by Nash to refer the resolution back to the Planning and Building Committee.

Discussion followed.

Vote on referral:

AYES: Greimel, Jackson, McGillivray, Nash, Schwartz, Zack, Burns, Coulter, Gershenson. (9)

NAYS: Gingell, Gosselin, Jacobsen, Long, Middleton, Potter, Potts, Runestad, Scott, Taub, Bullard, Capello, Douglas. (13)

A sufficient majority having not voted in favor, the motion to refer the resolution back to the Planning and Building Committee failed.

Moved by Scott supported by Taub the Planning and Building Committee Report be accepted.

A sufficient majority having voted in favor, the report was accepted.

Moved by Scott supported by Taub the resolution be amended to coincide with the recommendation in the Planning and Building Committee Report.

A sufficient majority having voted in favor, the amendment carried.

Discussion followed.

Vote on resolution, as amended:

AYES: Gosselin, Greimel, Jackson, Jacobsen, Long, McGillivray, Middleton, Potter, Potts, Runestad, Scott, Taub, Zack, Bullard, Burns, Capello, Douglas, Gingell. (18)

NAYS: Nash, Schwartz, Coulter, Gershenson. (4)

A sufficient majority having voted in favor, the resolution, as amended, was adopted.

STATE OF MICHIGAN)  
COUNTY OF OAKLAND)

I, Ruth Johnson, Clerk of the County of Oakland, do hereby certify that the foregoing resolution is a true and accurate copy of a resolution adopted by the Oakland County Board of Commissioners on May 21, 2009, with the original record thereof now remaining in my office.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the County of Oakland at Pontiac, Michigan this 21st day of May, 2009.



Ruth Johnson, County Clerk

Fax From StreamCenter

JUN 23 2009 2:03PM

No. 1329 P. 2

No. 07-39C

RESOLUTION

To: The Honorable Board of Commissioners  
Huron County  
Michigan

WE, the LEGISLATIVE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, the Thumbs Up Snowmobile Club has indicated a desire to establish a snowmobile trail system in Huron County; and

WHEREAS, a system of trails will enhance the tourism opportunities for the Huron County residents and others; and

WHEREAS, in order to be eligible for grant money it is necessary to have the Department of Natural Resources (DNR) recognize the established trail system as part of the State network of trails; and

WHEREAS, the Huron County Board of Commissioners urges that this concept be pursued with adherence to all DNR regulations so that all requirements are followed to meet the standards of the DNR recognition of trails; and

WHEREAS, Thumbs Up Snowmobile Club has purchased a drag to groom said trails; and

WHEREAS, it is the goal of the club to establish a safe and attractive system of trails; now

THEREFORE, BE IT RESOLVED that the Huron County Board of Commissioners hereby endorses the efforts of the Thumbs Up Snowmobile Club and urges the Department of Natural Resources to recognize Huron County's trail system as a part of the State's network of trails.

Respectfully submitted,

LEGISLATIVE COMMITTEE

*[Signature]*  
\_\_\_\_\_  
Mike Houghland, Chairman

*[Signature]*  
\_\_\_\_\_  
Ron Wruble, Vice Chairman

*[Signature]*  
\_\_\_\_\_  
James G. Leonard, Member

To Mike Houghland  
989-6772  
4011

Dated: March 27, 2007

Fax From StreamCenter

Jun. 23 2009 2:03PM

No. 1329 P. 3

Page 3 of 8

**RESOLUTION**  
**Village of Forestville**  
**Sanilac County, Michigan**

At a duly and regularly called meeting on Wednesday, May 9, 2007, the Village Council for the Village of Forestville, offered the Support for the Establishment of a Snowmobile Trail system to Village of Forestville

On a motion by Tim Sielaff seconded by Merle Dick, the following Resolution was adopted:

WHEREAS, the Thumbs Up Snowmobile Club has indicated a desire to establish a snowmobile trail system to the Village of Forestville; and

WHEREAS, a system of trails will enhance the tourism opportunities for the Village of Forestville residents and others; and

WHEREAS, in order to be eligible for grant money it is necessary to have The Department of Natural Resources recognize the established trail system as part of the State network of trails; and

WHEREAS, the Village of Forestville Village Council urges that this concept be pursued with adherence to all DNR regulations so that all requirements are followed to meet the standards of the DNR recognition of trails; and

WHEREAS, Thumbs Up Snowmobile Club has purchased a drag to groom said trails; and

WHEREAS, it is the goal of the club to establish a safe and attractive system of trails.

It is hereby resolved that the Council of the Village of Forestville accepts, agrees, and upholds their decision to ~~endorse the efforts of the Thumbs Up Snowmobile Club and urges that such status be granted.~~

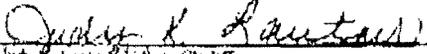
**Votes of Resolution:**

**AYES:** Mark Wingate, Tim Sielaff, Chuck Palus, Merle Dick, Alice Boyer, Joan Potts, and Ken Kolomak

**NAYS:** None

**ABSENT:** None

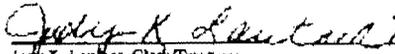
**Resolution Declared Adopted.**

  
 Judy K. Lautner, Village Clerk/Treasurer

**CLERK CERTIFICATE**

I, Judy K. Lautner, Clerk/Treasurer of the Village of Forestville, Sanilac County, Michigan, do hereby certify that the above and foregoing is a full, true, and correct copy of a Resolution of the Village of Forestville Council, duly and regularly passed and adopted at a regular meeting of said Forestville Council, which was duly called and held in all respects as required by law on May 9, 2007, at which meeting a majority of the members of the Forestville Village Council were present and voted in favor of such Resolution

In witness whereof, I have set my hand as such Clerk/Treasurer on the ninth day of May, 2007.

  
 Judy K. Lautner, Clerk/Treasurer

Fax From StreamCenter

Jun. 23. 2009 2:03 PM

No. 1329 2 4

Page 4 of 8

RESOLUTION  
Supporting Establishment of a Snowmobile Trail  
In Sanilac County

WHEREAS, the Thumbs Up Snowmobile Club has indicated a desire to establish a snowmobile trail system in Sanilac County: and

WHEREAS, a system of trails will enhance the tourism opportunities for Sanilac County residents and others: and

WHEREAS, in order to be eligible for grant money it is necessary to have The Department of Natural Resources recognize the established trial system As part of the State network of trails: and

WHEREAS, the Village of Deckerville Village Council urges that this concept be pursued with adherence to all DNR regulations so that all requirements are followed in order to meet the standards for DNR recognition of trails: and

WHEREAS, Thumbs Up Snowmobile Club has purchased a drag to groom Said trails: and

WHEREAS, it is the goal of the club to establish a safe and attractive system of trails: and

WHEREAS, it is the goal of the club to establish a safe and attractive system of trails.

NOW, THEREFORE, BE IT RESOLVED that the Village of Deckerville, Village Council does hereby endorse the efforts of the Thumbs Up Snowmobile Club and urges that such status be granted.

Resolution offered by Ridley seconded by Buhl

6 ayes 0 nays 0 absent

Resolution Declared Adopted

*Andrey Stelcher*  
Village Clerk

Adopted Sept 18th 2006

Fax From StreamCenter

Jan 23: 2009 2:03PM

No 1329 F 3

Page 5 of 8

COPY

-199-

Sanilac County Road Commission  
December 11, 1996

1. A regular meeting of the Board of County Road Commissioners of Sanilac County, Michigan was called to order by Chairman Carl Reisner at the Road Commission Office in Sandusky, Michigan at 9:00 A.M. with Commissioners Reisner, Essennmacher and Cudney present.
2. The minutes of the last regular meeting held on November 27, 1996 were approved as printed.
3. Bills in the amount of \$311,920.51 covered by accounts payable checks #8866 through #8967 and payroll voucher #379 were presented for approval. Motion by Commissioner Cudney seconded by Commissioner Essennmacher to approve bills as presented. Motion carried.
4. County Commission minutes of November 26, 1996 were reviewed and filed.
5. Reports on Operations were given by the Finance Director, Shop Foreman, Assistant Engineer, County Highway Engineer, Superintendent, and Secretary/Manager.
6. Ed Graff of the Sanilac Sportman Club met with the Commission and discussed the possibility of allowing snowmobile travel on the ROW of county primary and local roads.  
  
Motion by Commissioner Essennmacher seconded by Commissioner Cudney to designate the right-of-way of all county primary and local roads open to snowmobile use and to post signs indicating this designation. Motion carried.
7. At 10:30 A.M. sealed bids were opened on the sale of one used automobile. Motion by Commissioner Essennmacher seconded by Commissioner Cudney to award the bid on the sale of one used 1987 Pontiac Bonneville to Steve Ball in the amount of \$750.00. Motion carried.
8. The following agreements were presented for approval:
  - A. Dale Kaufman - roadside ditch cleanout on M019 2,400' north of M-46
  - B. Moore Township - roadside ditch cleanout on Bulgrien Road 100' north of M-46
  - C. Custer Township - roadside ditch cleanout on Berkshire Road 200' north of Forester Road
  - D. Custer Township - roadside ditch cleanout on Custer Road from North Sandusky Road east 1,400'
  - E. Custer Township - roadside ditch cleanout on Snover Road at Custer Road

Opt-Out:

-199-

Sanilac County Road Commission  
December 11, 1996

- 8. F. Sanilac Township - culvert replacement on State Road 1/2 mile north of M-46

Motion by Commissioner Essenmacher seconded by Commissioner Cudney to approve the above road agreements as presented. Motion carried.

- 9. At 11:00 A.M. a public hearing was convened on the proposed budget for the Sanilac County Road Commission for 1997. The budget was reviewed by the Secretary/Manager. Carol Seiffertlein and Roger Cleland were present for the hearing which was closed at 11:30 A.M.

Motion by Commissioner Cudney seconded by Commissioner Essenmacher to adopt the following resolution:

WHEREAS, Public Act 620 of 1978 requires that the Road Commission adopt a balanced budget and appoint an Administrative officer to supervise and revise for approval of this board, the said budget;

~~AND WHEREAS, Public Act 621 of 1978 requires that a public hearing be held prior to adoption of the budget;~~

AND WHEREAS, the required public hearing was held at the Road Commission Offices in Sandusky, Michigan on December 11, 1996, 11:00 A.M.;

NOW THEREFORE BE IT RESOLVED, that the Board of County Road Commissioners of the County of Sanilac does hereby appoint Dale Wheeler, Secretary/Manager as the Administrative Officer;

AND BE IT FURTHER RESOLVED, that the Board of County Road Commissioners of the County of Sanilac does hereby adopt the 1996 Proposed Budget as follows:

**RESOLUTION**

To: The Honorable Board of Commissioners  
Huron County  
Michigan

WE, the SAFETY COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, State Representative Richard LaBlace (D-Westland) has introduced House Bills 4028, 4747, and 4907 to make the use of motorcycle helmets optional; and

WHEREAS, this legislation seems to come up every spring when the riding season starts; and

WHEREAS, all studies have shown that the use of helmets saves lives; and

WHEREAS, the insurance rates of the general public would be certain to increase; and

WHEREAS, this desire is of a small minority of special interests; and

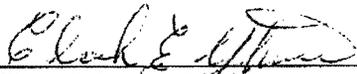
WHEREAS, we, the Huron County Board of Commissioners, feel that the saving of lives is paramount and we put the safety and well being of our citizens on a high plain; now

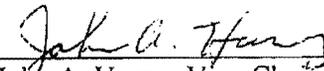
THEREFORE, BE IT RESOLVED that the Huron County Board of Commissioners urges all state legislators to oppose these bills as this is an issue of public safety and common sense; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to Governor Jennifer M. Granholm, Representative Terry Brown, Michigan Association of Counties, and all Michigan counties.

Respectfully submitted,

SAFETY COMMITTEE

  
\_\_\_\_\_  
Clark Eiftman, Chairman

  
\_\_\_\_\_  
John A. Horny, Vice Chairman

**RESOLUTION**

To: The Honorable Board of Commissioners  
Huron County  
Michigan

WE, the LEGISLATIVE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, the economic times in the State of Michigan are at a critical state and have been for some time; and

WHEREAS, the benefit package for state legislators is completely out of line with industry standards; and

WHEREAS, we, the Huron County Board of Commissioners, are in agreement with any legislator that would seek to present legislation to curtail or pare back legislative benefits; and

WHEREAS, HB 5019 has been sent to committee and has found co-sponsorship from state house legislators; and

WHEREAS, we feel it is time for all state legislators to support this resolution and eliminate this wasteful spending practice; and

WHEREAS, the people of Huron County have expressed a desire to see this happen, thus we urge our Representative Terry Brown and our Senator Jim Barcia to give this issue their complete support; now

THEREFORE, BE IT RESOLVED that the Huron County Board of Commissioners adamantly urges our state legislators, Representative Terry Brown and Senator Jim Barcia, to fully support HB 5019 in an effort to limit the benefit package received by our state legislators; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to Governor Jennifer M. Granholm, Representative Terry Brown, Senator Jim Barcia, Michigan Association of Counties, and all Michigan counties.

Respectfully submitted,

LEGISLATIVE COMMITTEE

  
\_\_\_\_\_  
Kurt E. Damrow, Chairman

**RESOLUTION**

To: The Honorable Board of Commissioners  
Huron County  
Michigan

WE, the FINANCE COMMITTEE, respectfully beg leave to submit the following resolution for your consideration:

WHEREAS, the Huron County Health Department is responsible for providing preventive and mandated public health services, including but not limited to, communicable disease control, food service sanitation, sexually transmitted disease control, immunizations, hearing and vision screenings, drinking water supply safety and onsite sewage management; and

WHEREAS, the agreement between local health departments and the State of Michigan, per PA 368 of 1978 The Public Health Code MCL 333.2475, to bear half (50%) of the cost of providing these services has not been maintained by the State; and

WHEREAS, the burden of fulfilling these requirements to provide the most basic services is becoming increasingly more challenging for local public health departments to meet; and

WHEREAS, lack of increases in State funding has increased the burden on local government to fund programs mandated by the state. Today health departments and local government fund 70% of the cost of state mandated services; and

WHEREAS, the demand for services such as Family Planning, Immunizations, and WIC (Women, Infants and Children) have increased exponentially in the past year due to the downturn in Michigan's economy; and

WHEREAS, proposed cuts in Family Planning services will result in 4,000 less women being served in the State. Teen pregnancy increased in the State in 2006 for the first time since the early 1990's and about 50% of those births are covered by Medicaid - the State should be increasing this preventive care line item rather than reduce it; now

**THEREFORE, BE IT RESOLVED:**

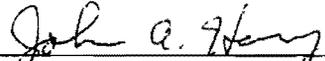
1. That the Huron County Board of Commissioners hereby requests the Michigan Legislature add \$5 million for Local Public Health Operations (LPHO) in the Department of Community Health budget for fiscal year 09-10; and
2. That the Huron County Board of Commissioners requests the Michigan State Legislature restore the following (Healthy Michigan Fund and Department of Community Health) cuts proposed in the Governor's budget recommendation:
  - Reductions in Sexually Transmitted Disease funding
  - Reductions in Family Planning funding
  - Elimination of methamphetamine clean-up finding
  - Reductions to chronic disease prevention
  - Elimination of funding for poison control centers
  - Elimination of funding for the Nurse Family Partnership; and
3. That the Huron County Board of Commissioners implores the Michigan Legislature to not make any further reductions to State revenue sharing payments to counties; and

- 4. That copies of this resolution be forwarded to Governor Jennifer M. Granholm, Senator James Barcia, Representative Terry Brown, all Michigan Counties, and the Michigan Association of Counties.

Respectfully submitted,

  
\_\_\_\_\_  
David G. Peruski, Chairman

Absent  
\_\_\_\_\_  
James G. Leonard, Vice Chairman

  
\_\_\_\_\_  
John A. Horny, Member

Dated: June 23, 2009

Roll Call Vote:

|         |     |                                     |    |                          |        |                          |         |     |                                     |    |                          |        |                                     |
|---------|-----|-------------------------------------|----|--------------------------|--------|--------------------------|---------|-----|-------------------------------------|----|--------------------------|--------|-------------------------------------|
| Horny   | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Absent | <input type="checkbox"/> | Leonard | Yes | <input type="checkbox"/>            | No | <input type="checkbox"/> | Absent | <input checked="" type="checkbox"/> |
| Peruski | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Absent | <input type="checkbox"/> | Wruble  | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Absent | <input type="checkbox"/>            |
| Elftman | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Absent | <input type="checkbox"/> | Damrow  | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Absent | <input type="checkbox"/>            |
| Vaughan | Yes | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> | Absent | <input type="checkbox"/> |         |     |                                     |    |                          |        |                                     |

09-081

June 23, 2009

**TO THE HONORABLE BOARD OF COMMISSIONERS:**

**WHEREAS**, the counties of Michigan work on behalf of the State of Michigan to provide numerous state mandated services, and

**WHEREAS**, counties depend heavily upon state revenue sharing to provide numerous essential public health, safety and welfare services, and

**WHEREAS**, the residents of the State of Michigan and Hillsdale County demand an efficient, professional level of public services, and

**WHEREAS**, in 2005 State Revenue Sharing payments were discontinued to counties, relieving the State Budget of \$183 million in annual state revenue sharing payments to counties, with the promise and agreement that these payments would be restored when each of the individual county's Revenue Sharing Reserve Funds were exhausted.

**NOW, THEREFORE BE IT RESOLVED**, that the Hillsdale County Board of Commissioners does hereby support and urge the State of Michigan to fulfill its obligations and promises and fully and unconditionally restore State Revenue Sharing for all of Michigan's 83 counties.

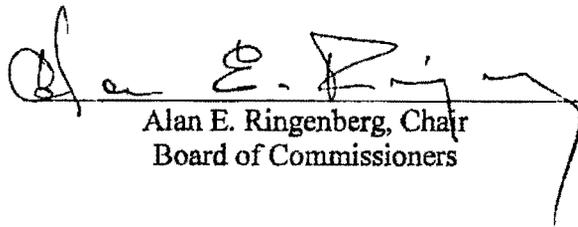
**BE IT FURTHER RESOLVED**, that copies of this resolution be transmitted to the Michigan Legislature for their review, Michigan Association of Counties, and the other 82 Michigan Counties.

Respectfully submitted,



Brad Densmore, Vice Chair

Finance Committee



Alan E. Ringenberg, Chair  
Board of Commissioners

APPROVED BY THE BOARD OF COMMISSIONERS ON JUNE 23, 2009.

09-082

June 23, 2009

**TO THE HONORABLE BOARD OF COMMISSIONER:**

**WHEREAS**, the Hillsdale County Board of Commissioners places the highest priority on improving the lives of children, and strongly believes local determinations are most effective in protecting vulnerable populations; and

**WHEREAS**, the State of Michigan was sued by an out-of-state child welfare group called Children's Rights; and

**WHEREAS**, the State of Michigan settled this suit out-of-court by agreeing in part to require relatives caring for kin to become licensed foster homes; and

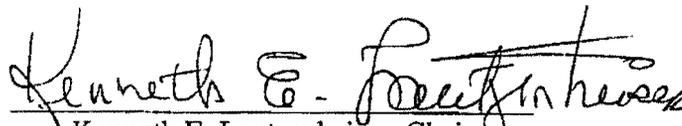
**WHEREAS**, the State of Michigan failed to consult with counties prior to reaching an agreement with Children's Rights even though the settlement will require that counties be the source for 50% of the funding for foster care and juvenile justice in the State; and

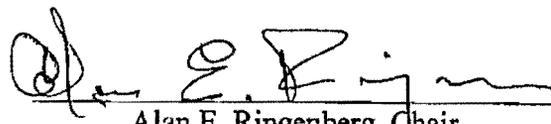
**WHEREAS**, the Michigan Association of Counties has determined that the State's decision could cost local funding units thirty-two million dollars annually.

**NOW THEREFORE BE IT RESOLVED**, that the Hillsdale County Board of Commissioners endorses, supports, and strongly encourages the Michigan Legislature and Governor working with the Michigan Association of Counties to pursue *any* and all activities which will relieve Hillsdale County of this unsolicited financial commitment and obligation (unfunded mandate).

**BE IT FURTHER RESOLVED**, that copies of this resolution be sent to Senator Cameron Brown, Representative Ken Kurtz, Governor Jennifer Granholm, the County Clerks of the other 82 Michigan Counties and the Michigan Association of Counties.

Respectfully submitted,

  
Kenneth E. Lautzenheiser, Chair  
Human Services Committee

  
Alan E. Ringenberg, Chair  
Hillsdale County Board of Commissioners

APPROVED BY THE BOARD OF COMMISSIONERS ON JUNE 23, 2009 AS AMENDED IN PARAGRAPH FIVE TO READ AS FOLLOWS: WHEREAS, The Michigan Association of Counties has determined that the State's decision could cost local funding units "an additional" thirty-two million dollars annually.

**STATE OF MICHIGAN  
COUNTY OF LAKE**

**Resolution #1198**

**WHEREAS**, the property tax system in the State of Michigan is an ad valorem system and as such property owners pay, within the framework of the constitution, equitable taxes based on the value of their property; and

**WHEREAS**, Proposal A was passed by the voters of the State of Michigan in 1994 to limit the increase in taxable value, within the existing and continuing ad valorem framework, in such a way as to allow a property owner to predict future property tax burden by the change in the consumer price index and physical improvements to the property while that owner held the property; and

**WHEREAS**, many property owners have received significant benefit from the limitation on increase in taxable value mandated by Proposal A by paying property taxes on a basis less than the value of their property and continue to realize that significant benefit in the current economic circumstances; and

**WHEREAS**, recent purchasers of property, many younger and with less stability in their finances, are already shouldering a greater share of the relative tax burden because the basis for their property taxes is the full value of their property; and

**WHEREAS**, the Michigan Senate has passed Senate Joint Resolution H, (SJR-H), a proposal to amend Article 9, Section 3 of the 1963 Constitution of the State of Michigan by requiring that, effective in 2010, the taxable value of a property would be unchanged if the assessed value of that property declined and the taxable value was less than the assessed value; and

**WHEREAS**, while the intent of Proposal A was to provide stability and predictability for property owners, the intent of this proposed amendment is to, in declining markets, freeze the position of relative tax benefits that certain property owners enjoy while other property owners continue to pay property taxes on the constitutional ad valorem basis; and

**WHEREAS**, in addition to the unfair shift in relative tax burden that will result from this proposal, the reduced revenue to local taxing authorities will likely result in reduced services, increased Millage rates or both, which will exacerbate the shift in the relative tax burden; now

**THEREFORE, BE IT RESOLVED** that the Lake County Board of Commissioners opposes Senate Joint Resolution H, (SJR-H), because the proposal contradicts the long history of a fair and equitable tax structure in the State of Michigan and promotes poor tax policy by shifting the relative tax burden of the property tax without regard to the consequences to affected taxpayers and local taxing authorities; and

**BE IT FURTHER RESOLVED** that while the Lake County Board of Commissioners opposes SJR-H because it does not provide an equitable solution to Michigan's property tax concerns, the Lake County Board requests that the Legislature of the State of Michigan work together with the Governor to examine all taxes, including the Michigan Business Tax, income tax, sales tax, use tax and property tax,



Introduced by Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION IN SUPPORT OF HOUSE BILLS 4785 AND 4786 – EXPANSION OF UNEMPLOYMENT BENEFITS AND ACCEPTANCE OF \$138 MILLION IN FEDERAL STIMULUS FUNDS**

**RESOLUTION #09-199**

WHEREAS, Michigan’s unemployment rate has reached staggering levels due to the national recession; and

WHEREAS, the bankruptcy of General Motors and Chrysler Corporation has further added to the economic hardship of Michigan’s working families; and

WHEREAS, the American Recovery and Reinvestment Act of 2009 makes additional unemployment benefits available to individual states; and

WHEREAS, Michigan’s share of these federal dollars would total \$138 million that would go directly to unemployed workers and their families; and

WHEREAS, the bulk of these funds would help pay for necessities such as food and shelter which in turn will bolster local merchants and help to stabilize the housing market; and

WHEREAS, the Michigan House has passed legislation that would expand unemployment benefits for workers in training programs and those seeking part-time employment; and

WHEREAS, enactment of this legislation is necessary to become eligible for the \$138 million in federal stimulus aid.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners strongly encourages the Michigan Senate to pass and Governor Jennifer Granholm to sign into law House Bills 4785 and 4786 as soon as possible so that these federal dollars can rapidly be brought into our communities.

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded by the County Clerk to Michigan’s 38 State Senators, Governor Jennifer Granholm, the Michigan Association of Counties, and the other 82 Michigan counties.

**HUMAN SERVICES:** Yeas: Tennis, Davis, McGrain  
Nays: Dougan, Vickers Absent: None Abstained: Schor **Approved 6/15/09**

*STATE OF MICHIGAN }  
COUNTY OF INGHAM }*

I, Mike Bryanton, Clerk for the County of Ingham, do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the Board of Commissioners of the County of Ingham, Michigan on June 23, 2009 as appears on record in my office, and that I have compared the same with the original and that it is a true transcript therefrom and of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at Mason, Michigan this 26th day of June, 2009.

**MIKE BRYANTON, INGHAM COUNTY CLERK**

By: Teresa Borsuk, Chief Deputy Clerk



**STATE OF MICHIGAN**

**COUNTY OF LAKE**

**Resolution #6/24/2009 1204**

**Resolution in Support of House Bill No. 4893**

**WHEREAS**, House Bill 4893 currently before the Michigan House Judiciary Committee will amend 1953 PA 181 by amending section 5 (MCL 52.205), as amended 2006 PA 569, in regard to Medical Examiner retention of body and organ tissue; and

**WHEREAS**, the Lake County Medical Examiner, Dr. Paul Wagner has requested Lake County Board of Commissioner support for House Bill 4893.

**THEREFORE, BE IT RESOLVED**, that the Lake County Board of Commissioners hereby supports House Bill No. 4893 has presented; and

**BE IT FURTHER RESOLVED** that the Lake County Clerk be directed to forward copies of this resolution to Governor Granholm, Senator Michelle McManus, Representative Geoff Hansen, the County Clerks of all Michigan Counties, and the Michigan Association of Counties.

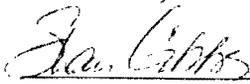
**STATE OF MICHIGAN)**

)SS

**COUNTY OF LAKE )**

I, Shari Gibbs, Deputy Clerk of the Board of Commissioners for the County of Lake, do hereby certify that the above and foregoing is a true and correct copy of a resolution passed by the Lake County Board of Commissioners at a regular meeting held on June 24, 2009.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and affixed the official seal at Baldwin, Michigan, this 24<sup>th</sup> day of June, 2009.



\_\_\_\_\_  
Shari Gibbs, Deputy Clerk of the Board

# Resolution

GRATIOT COUNTY BOARD OF COMMISSIONERS  
ITHACA, MICHIGAN 48847

## RESOLUTION #2009-95

### RESOLUTION IN SUPPORT OF THE STATE OF MICHIGAN TO FULFILL ITS OBLIGATIONS AND PROMISES AND FULLY AND UNCONDITIONALLY RESTORE REVENUE SHARING FOR ALL MICHIGAN'S 83 COUNTIES

**Whereas**, the counties of Michigan work on behalf of the State of Michigan to provide numerous state mandated services; and,

**Whereas**, counties depend heavily upon State Revenue Sharing to provide numerous essential public health, safety, and welfare services; and,

**Whereas**, the residents of the State of Michigan and Gratiot County demand an efficient, professional level of public service; and,

**Whereas**, in 2005 State Revenue Sharing payments were discontinued to counties relieving the State Budget of \$183 million in annual state payments to counties with the promise and agreement that these payments would be restored when each of the individual county's temporary Revenue Sharing Reserve Fund was exhausted; and,

**Whereas**, the residents of Gratiot County should be entitled to services funded in whole or in part by State Revenue Sharing, such as Road Patrol, Animal Control, MSU Extension Services, Veterans Affairs and more; and,

**NOW THEREFORE BE IT RESOLVED** that the Gratiot County Board of Commissioners hereby support and urge the State of Michigan to fulfill its obligations and promises to fully and unconditionally restore State Revenue Sharing for all Michigan's 83 counties; and ,

**BE IT FURTHER RESOLVED**, that copies of this resolution be transmitted to Governor Jennifer Granholm, Senator Roger Kahn, Representative Paul Opsommer, and the Michigan Association of Counties.

"Menominee - Where the best of Michigan begins"

## MENOMINEE COUNTY BOARD OF COMMISSIONERS

Menominee County Courthouse  
839 10th Avenue  
Menominee, Michigan 49858-3000

Brian Neumeier - County Administrator  
Sherry Smith - Administrative Assistant  
Telephone: (906) 863-7779 or 863-9648  
Fax: (906) 863-8839

### RESOLUTION 09-08 SUPPORTING LOCAL OPERATION OF THE UPPER PENINSULA STATE FAIR

**WHEREAS**, Governor Granholm announced on February 3<sup>rd</sup>, 2009 in her State of the State Address, that Michigan will no longer fund Michigan State Fairs in Detroit and the Upper Peninsula;

**AND WHEREAS**, The Governor's February 11<sup>th</sup> Executive Order directed the Michigan Department of Agriculture to transfer the Upper Peninsula State Fair properties to the Department of Management and Budget for the future conveyance to a local entity;

**AND WHEREAS**, Delta County has agreed to accept the transfer of land, facilities, and personal property;

**AND WHEREAS**, Delta County has agreed to conduct a title search and survey of the property in a timely manner;

**AND WHEREAS**, State Senator Michael Prusi has agreed to work with Representatives Nerat, McDowell, Lindberg and Lahti to introduce legislation for the transfer of the facility;

**AND WHEREAS**, The Upper Peninsula Commission for Area Progress (UPCAP) has submitted an application to service mark the names "Upper Peninsula State Fair and "U.P. State Fair";

**AND WHEREAS**, UPCAP has agreed to work for and on behalf of the U.P. counties to set up the Upper Peninsula State Fair Authority consisting of residents appointed by and from each of the fifteen U.P. counties;

**AND WHEREAS**, The Authority will appoint an administrative/fiscal agent to work and advocate for and on behalf of the Authority and its governing body members;

**AND WHEREAS**, the administrative/fiscal agent will contract with a local management organization to carry out the day to day operations of the Authority's programs and services including the U.P. State Fair;

**NOW THEREFORE BE IT RESOLVED** that Menominee County agrees to work collectively, collaboratively and in the spirit of cooperation toward the establishment of the Upper Peninsula State Fair Authority and further existence of the Upper Peninsula State Fair.

Dated: 4-28-2009

  
Gary Eichhorn, Chairman of the Board

Gary Eichhorn - Chairperson

Dick Peterson - Vice Chairperson

Bernie Lang

James Furlong

Garry Anderson

"Menominee – Where the best of Michigan begins"

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### RESOLUTION 09-07

#### PROCLAMATION HEAD START MONTH APRIL 2009

WHEREAS, Head Start has been a high quality, comprehensive early childhood education, health and social services program operating locally since the mid 1960's; and

WHEREAS, Head Start emphasizes individualized services and the involvement and leadership of parents in setting goals designed to maximize the successful development of school readiness attributes in each child;

WHEREAS, Head Start has earned an outstanding reputation as a most successful program that responds to educational and social challenges and has proven effective in reducing future grade retention, delinquency, school dropout, unemployment, and criminal activity; and

WHEREAS, Head Start provides GED and literacy tutoring and other services to support the self-sufficiency efforts of low income families; and

WHEREAS, Head Start provides parents with a wealth of information on child development, child guidance strategies and the importance of establishing and maintaining positive parent-child relationships; and

WHEREAS, Head Start is comprised of hundreds of young children and loving families, dedicated staff, outstanding community partners and volunteers; and

WHEREAS, The Head Start program, a positive environment where goals are identified and progress is recognized, has had a positive effect on the community through the positive impact on young children and their families;

NOW, THEREFORE, WE, the Menominee County Board of Commissioners do hereby proclaim April 2009, as

#### "HEAD START MONTH"

And urge all the citizens of Menominee County, to support and reflect on the outstanding results of Head Start.

Moved by Commissioner Bernie Lang, seconded by Commissioner Dick Peterson that the resolution be adopted.  
Date: April 28, 2009

Ayes: 5                      Nays: 0                      Absent: 0

I, Mike Jasper, the duly qualified and acting Clerk of Menominee County, do hereby certify that the following resolution was adopted at a meeting of the county Board of Commissioners held on April 28, 2009; is on file; has not been amended, altered or revoked; and is in full force and effect.



Mike Jasper, County Clerk

Gary Eichhorn - Chairperson

Dick Peterson - Vice Chairperson

Bernie Lang

James Furlong

Garry Anderson

"Menominee - Where the best of Michigan begins"

# MENOMINEE COUNTY BOARD OF COMMISSIONERS

Menominee County Courthouse  
839 10th Avenue  
Menominee, Michigan 49858-3000

- County Administrator  
Sherry Smith - Administrative Assistant  
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## RESOLUTION 09-09 MENOMINEE COUNTY

### SUPPORT OF THE MICHIGAN ENERGY FAIR

**WHEREAS**, the Great Lakes Renewable Energy Association (GLREA) is a nonprofit organization that is committed to promoting and increasing the awareness and use of renewable energy technologies and sustainable energy practices; and

**WHEREAS**, people throughout the world are dependant primarily on nonrenewable natural resources such as coal, oil and natural gas for most of their energy needs; and

**WHEREAS**, the United States accounts for less than five percent of the world's population while consuming nearly 25 percent of the world's energy resources; and

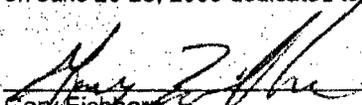
**WHEREAS**, rising energy costs and increasing limited natural resources have generated an evident need and pending demand to develop safe and sustainable energy technologies; and

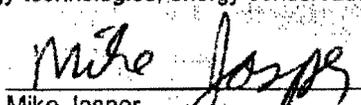
**WHEREAS**, GLREA tirelessly advocates for alternative energy resources, including solar, wind hydro, biomass, and other sustainable energy technologies; and

**WHEREAS**, through partnerships with many energy utilities, regulators, businesses, and agencies, the GLREA is positioned to make major contributions to sustainable energy development in the region during the next several years; and

**WHEREAS**, Menominee County endorses responsible use of natural resources and diligent pursuit of alternative energy sources to ensure the survival and progress of the global community.

**NOW BE IT THEREFORE RESOLVED** the Menominee County Board of Commissioners support and endorse the Great Lakes Renewable Energy Association's Michigan Energy Fair - a community outreach effort on June 26-28, 2009 dedicated to renewable energy technologies, energy conservation, and energy education.

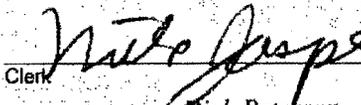
  
\_\_\_\_\_  
Gary Eichhorn  
County Board Chairperson

  
\_\_\_\_\_  
Mike Jasper  
County Clerk

STATE OF MICHIGAN )  
                                  )SS  
COUNTY OF MENOMINEE)

I, Mike Jasper, Clerk of the County of Menominee and of the County Board of Commissioners, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the Board at its regular meeting on May 26, 2009.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County of Menominee this 26<sup>th</sup> day of May 2009 at Menominee, Michigan

  
\_\_\_\_\_  
Clerk  
Dick Peterson - Vice Chairperson

Gary Eichhorn - Chairperson

Bernie Lang

James Furlong

Garry Anderson

"Menominee - Where the best of Michigan begins"

## MENOMINEE COUNTY BOARD OF COMMISSIONERS

Menominee County Courthouse  
839 10th Avenue  
Menominee, Michigan 49858-3000

- County Administrator  
Sherry Smith - Administrative Assistant  
Telephone: (906) 863-7779 or 863-9648  
Fax: (906) 863-8839

### RESOLUTION 09-10 MENOMINEE COUNTY

#### SUPPORT OF CAMP MANISTIQUE BEING REUSED AS A JAIL FACILITY

**WHEREAS**, Due to budget cuts at the State level, Camp Manistique was closed in 2007, and

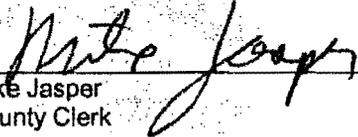
**WHEREAS**, at that time, Governor Granholm made a commitment to work with local officials to explore the opportunity for Schoolcraft County to obtain the facility for public use, specifically as a County Jail

**WHEREAS**, Governor Granholm and the State of Michigan has provided funding for a Regional Jail/Reuse Study, and

**WHEREAS**, Preliminary results of this study indicate that the best reuse for Camp Manistique would be as a jail facility, and

**NOW BE IT THEREFORE RESOLVED** the Menominee County Board of Commissioners support the Reuse of Camp Manistique as a County Jail and Regional Jail Facility.

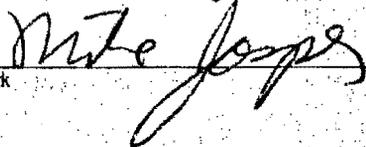
  
\_\_\_\_\_  
Gary Eichhorn  
County Board Chairperson

  
\_\_\_\_\_  
Mike Jasper  
County Clerk

STATE OF MICHIGAN )  
                                  )SS  
COUNTY OF MENOMINEE)

I, Mike Jasper, Clerk of the County of Menominee and of the County Board of Commissioners, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the Board at its regular meeting on May 26, 2009.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County of Menominee this 26<sup>th</sup> day of May 2009 at Menominee, Michigan

  
\_\_\_\_\_  
Clerk

Gary Eichhorn - Chairperson

Dick Peterson - Vice Chairperson

Bernie Lang

James Furlong

Garry Anderson

"Menominee – Where the best of Michigan begins"

## MENOMINEE COUNTY BOARD OF COMMISSIONERS

Menominee County Courthouse  
839 10th Avenue  
Menominee, Michigan 49858-3000

- County Administrator  
Sherry Smith - Administrative Assistant  
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### RESOLUTION 09-12

### “ROAD RAGE AWARENESS WEEK” JULY 12-18, 2009

WHEREAS, Reaching Out Against Road Rage, Inc (R.O.A.R.R.), a non profit (501 c3 tax exempt) organization located in Muskegon County, within the State of Michigan, has a mission which consists of the three P's: prevention of Road Rage, protection and support of victims against Road Rage, and the promotion of life by savings lives; and

WHEREAS, to achieve this mission, R.O.A.R.R., Inc, is promoting awareness and education on the prevention of Road Rage, working in an effort to reduce the number of incidents, and advocate support and assistance to victims and their families in their recovery process; and

WHEREAS, the National Highway Traffic and Safety Administration (NHTSA) defines Road Rage as “an assault with a motor vehicle or other dangerous weapon by the operator or passenger(s) of another motor vehicle or an assault precipitated by an incident that occurred on a roadway”, and

WHEREAS, a study done by the AAA Foundation indicates an average of at least 1,500 men, women and children are injured or killed each year in the United States from the violent acts of Road Rage; and

WHEREAS, R.O.A.R.R., Inc. understands that to solve a problem, we must first recognize the problem as Road Rage and acknowledge that it is a growing problem in Michigan as well as in our country; and

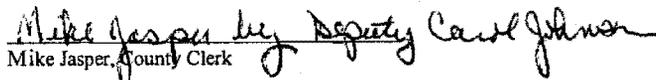
WHEREAS, R.O.A.R.R., Inc, recognizes that drivers face roads wrought with death due in part to the rage in other drivers and themselves; and

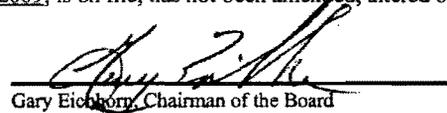
WHEREAS, we must stop the killing, injuries, and mental anguish; we must work together as a community and reprogram the destructive attitudes and behaviors that cause Road Rage.

**THEREFORE BE IT RESOLVED**, that Menominee County supports the organization R.O.A.R.R., Inc, the Board of Directors, Kay Shabazz, the President and other individuals and organization partnered in a “Road Rage Awareness Campaign” to bring closure to the escalating Road Rage problem; and

**BE IT FURTHER RESOLVED**, that the Menominee County Board of Commissioners support the week of July 12-18, 2009 to be proclaimed as “Road Rage Awareness Week”, thus promoting prevention of a dysfunctional act to improve traffic safety.

I, Mike Jasper, the duly qualified and acting Clerk of Menominee County, do hereby certify that the following resolution was adopted at a meeting of the county Board of Commissioners held on June 23, 2009; is on file; has not been amended, altered or revoked; and is in full force and effect.

  
Mike Jasper, County Clerk

  
Gary Eichhorn, Chairman of the Board

Gary Eichhorn - Chairperson

Dick Peterson - Vice Chairperson

Bernie Lang

James Furlong

Garry Anderson

ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk  
101 COURT STREET, MUNISING, MI 49862

**RESOLUTION NO. 2009-22 IN SUPPORT OF HOUSE BILLS 4785 AND  
4786 – EXPANSION OF UNEMPLOYMENT BENEFITS AND  
ACCEPTANCE OF \$138 MILLION IN FEDERAL STIMULUS FUNDS**

**WHEREAS**, Michigan's unemployment rate has reached staggering levels due to the national recession; and

**WHEREAS**, the bankruptcy of General Motors and Chrysler Corporation has further added to the economic hardship of Michigan's working families; and

**WHEREAS**, the American Recovery and Reinvestment Act of 2009 makes additional unemployment benefits available to individual states; and

**WHEREAS**, Michigan's share of these federal dollars would total \$138 million that would go directly to unemployed workers and their families; and

**WHEREAS**, the bulk of these funds would help pay for necessities such as food and shelter which in turn will bolster local merchants and help to stabilize the housing market; and

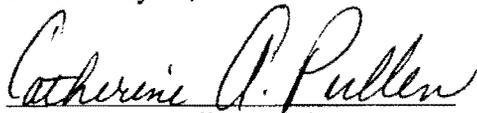
**WHEREAS**, the Michigan House has passed legislation that would expand unemployment benefits for workers in training programs and those seeking part-time employment; and

**WHEREAS**, enactment of this legislation is necessary to become eligible for the \$138 million in federal stimulus aid.

**THEREFORE BE IT RESOLVED** that the Alger County Board of Commissioners strongly encourages the Michigan Senate to pass and Governor Jennifer Granholm to sign into law House Bills 4785 and 4786 as soon as possible so that these federal dollars can rapidly be brought into our communities.

**BE IT FURTHER RESOLVED** that certified copies of this Resolution be forwarded by the County Clerk to Michigan's 38 State Senators, Governor Jennifer Granholm, the Michigan Association of Counties, and the other 82 Michigan counties.

Dated: July 13, 2009



Catherine A. Pullen, Chair  
Alger County Board of Commissioners

# BARRY COUNTY

## BOARD OF COMMISSIONERS

---

220 W. State St., Hastings, MI 49058  
Ph. (269) 945-1284 Fax (269) 948-4884



09-19  
07/14/2009

### **RESOLUTION TO INCREASE AND RESTORE FUNDING FOR THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH**

**WHEREAS**, the Barry-Eaton District Health Department is responsible for providing preventive and mandated public health services, including but not limited to, communicable disease control, food service sanitation, sexually transmitted disease control, immunizations, hearing and vision screenings, drinking water supply safety and onsite sewage management; and

**WHEREAS**, the agreement between local health departments and the State of Michigan to bear half (50%) of the cost of providing these services has not been maintained by the State; and

**WHEREAS**, the burden of fulfilling these requirements to provide the most basic services is becoming increasingly more challenging for local health departments to meet; and

**WHEREAS**, the lack of increases in State funding has increased the burden on local government to fund programs the state mandates and today local government health departments fund 70% of the cost of state mandated services; and

**WHEREAS**, the demand for services such as Family Plan immunizations, and WIC (Women, Infants, and Children) have increased exponentially in the past year due to the downturn in Michigan's economy.

**NOW, THEREFORE BE IT RESOLVED**, that the Barry County Board of Commissioners requests the Michigan Legislature add \$5 million for Local Public Health Operations (LPHO) in the Department of Community Health budget for fiscal year 2009-2010; and

**BE IT FURTHER RESOLVED**, that the Barry County Board of Commissioners requests the Michigan State Legislature restore the following (Healthy Michigan Fund and Department of Community Health) cuts proposed in the Governor's budget recommendation:

- Reductions in Sexually Transmitted Disease funding
- Reductions in Family Planning funding
- Elimination of methamphetamine clean-up funding
- Reductions in chronic disease prevention
- Elimination of funding for poison control center

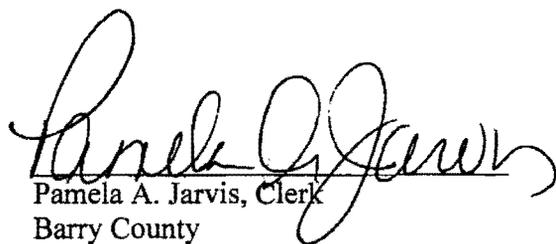
- Elimination of funding for the Nurse Family Partnership
- Elimination of funding for Local Public Health Physician Recruitment Project; and

**BE IT FINALLY RESOLVED**, that the Barry County Board of Commissioners implores the Michigan Legislature to not make any further reductions to State revenue sharing payments to counties; and

**BE IT FINALLY RESOLVED**, that a copy of this resolution be submitted to Governor Jennifer Granholm, Michigan State Senators and Representatives serving the residents of Barry County, the Michigan Association of Counties, and the other 82 Michigan Counties.



Dr. Michael Callton, D.C., Chair  
Barry County Board of Commissioners



Pamela A. Jarvis, Clerk  
Barry County