



BOARD OF COMMISSIONERS

1200 N. Telegraph Road, Bldg. 12 East, Pontiac, MI 48341

Board of Commissioners

David T. Woodward

September 29, 2021 at 6:00 PM

MINUTES

1. Call Meeting to Order

Chairperson David T. Woodward called the meeting of the Board of Commissioners to order at 06:40 PM in Oakland County Commissioners' Auditorium 1200 N. Telegraph Road, Pontiac, Michigan 48341.

2. Roll Call

MEMBERS PRESENT: Michael Gingell, Philip Weipert, Michael Spisz, Thomas Kuhn, Angela Powell, Christine Long, William Miller III, Marcia Gershenson, Penny Luebs, Charles Cavell, David Woodward, Karen Joliat, Kristen Nelson, Charles Moss, Janet Jackson, Eileen Kowall, Robert Hoffman, Gwen Markham, Yolanda Smith Charles, Gary McGillivray (20)

MEMBERS ABSENT WITH NOTICE: Kochenderfer (1)

3. Invocation - William Miller

4. Pledge of Allegiance to the Flag

5. Approval of Minutes

a. September 02, 2021

Kristen Nelson moved approval of the minutes dated September 02, 2021, as presented. Seconded by Michael Spisz.

Motion Passed.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

6. Approval of Agenda

Gwen Markham moved approval of the agenda, as presented. Seconded by Gary McGillivray.

Motion Passed.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

7. Communications

a. Feasibility Study Group - Bid Award Recommendation

Fred Miller, Deputy Oakland County Clerk addressed the Board to read a communication from the Feasibility Study Group recommending the acceptance of the bid proposal for the new Sheriff's Operation Center as presented by the Bid Evaluation Committee - Partners in Architecture, in collaboration with Architects Design Group.

Gary McGillivray moved to receive and file the attached Communication: Feasibility Study Group - Bid Award Recommendation. Seconded by Christine Long.

Motion Passed.

Vote Summary (19-1-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: Angela Powell

Abstain: None

b. OCPR Resignation - Amanda Herzog

Fred Miller, Deputy Oakland County Clerk addressed the Board to read a communication from Amanda Herzog informing the Board of her resignation from the Oakland County Parks and Recreation Commission effective September 24, 2021.

Gary McGillivray moved to receive and file the attached Communication: OCPR Resignation - Amanda Herzog. Seconded by Christine Long.

Motion Passed.

Vote Summary (19-1-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: Angela Powell

Abstain: None

c. OCHN Resignation - Eric Lindemier

Fred Miller, Deputy Oakland County Clerk addressed the Board to read a communication from Eric Lindemier advising the Board of his resignation from the Oakland County Health Network Board effective September 1, 2021.

Gary McGillivray moved to receive and file the attached Communication: OCHN Resignation - Eric Lindemier. Seconded by Christine Long.

Motion Passed.

Vote Summary (19-1-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: Angela Powell

Abstain: None

8. Public Comment

The following people addressed the Board during Public Comment #1: Jamie Lyons-Eddy, Burke Cueny, Randy Block, Kathryn Kennedy, Heather Smiley and Carole Zak.

Reports of Standing Committees

CONSENT AGENDA

9. ECONOMIC DEVELOPMENT AND INFRASTRUCTURE COMMITTEE – WILLIAM MILLER

a. 2021 Lake Level Assessments for Operation and Maintenance

Yolanda Smith Charles moved to adopt the attached Resolution: 2021 Lake Level Assessments for Operation and Maintenance. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-358

Sponsored By: William Miller III

IN RE: 2021 Lake Level Assessments for Operation and Maintenance

WHEREAS in accordance with the provisions of Part 307 of Act 451 of 1994, as amended, Inland Lake Levels, the Oakland County Water Resources

Commissioner operates and maintains 35 lake level control structures and seven lake augmentation pumps that regulate the legally established water level of 53 lakes located within Oakland County; and

WHEREAS the Water Resources Commissioner incurs costs for such operation and maintenance that are recoverable via assessments against the various benefiting properties and government entities comprising the assessment rolls of the respective Lake Level Districts; and

WHEREAS Section 30722(4) of Act No. 59 requires that the Water Resources Commissioner obtain approval from the Board of Commissioners prior to levying any lake level assessment in excess of \$10,000 annually; and

WHEREAS for the Fiscal Year 2022, the Water Resources Commissioner proposes to assess 29 separate Lake Level Districts for the total aggregate amount of \$994,000 for operation, maintenance and repair purposes, as itemized on the attached listing, of which 25 of the proposed assessments are in excess of the \$10,000 limit, thereby requiring Board of Commissioners authorization.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby authorizes the Water Resources Commissioner to assess, levy and collect for the Fiscal Year 2022, for the purpose of operating and maintaining the level of various lakes located in Oakland County, the total aggregate amount of \$994,000, being the sum total of assessments for the year to be assessed against the befitting properties and government entities comprising the assessment rolls of 29 separate Lake Level Districts itemized on the listing hereto, including 25 assessments in excess of \$10,000.

BE IT FURTHER RESOLVED that no budget amendment is required.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. WRC - 2021 LL Assessment Packet

b. 2021 Maintenance Assessment for Chapter 4 Drains

Yolanda Smith Charles moved to adopt the attached Resolution: 2021 Maintenance Assessment for Chapter 4 Drains. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-359

Sponsored By: William Miller III

IN RE: 2021 Maintenance Assessment for Chapter 4 Drains

WHEREAS in accordance with the provisions of Chapter 4 of Act No. 40 of the Public Acts of 1956, as amended, also known as the Michigan Drain Code, the Oakland County Water Resources Commissioner operates and maintains a number of open ditch or enclosed drains at various locations throughout Oakland County; and

WHEREAS the Water Resources Commissioner incurs costs for such operation and maintenance that are recoverable via assessments against the various benefiting properties and government entities comprising the assessment rolls of the respective Drainage Districts; and

WHEREAS Chapter 8 of the Drain Code permits the Water Resources Commissioner to levy assessments against the Drainage District of drains established in accordance with Chapter 4, for operation, maintenance, cleanout, and repair purposes; and

WHEREAS for the Fiscal Year 2022, the Water Resources Commissioner proposes to assess 98 Drainage Districts the total aggregate amount of \$678,050 for the maintenance, operation, cleanout, and repair of 98 drains; and

WHEREAS Oakland County's share of the assessments for maintenance of Chapter 4 drains is \$42,148.44 for roads at large; and

WHEREAS Oakland County's share of the funding is available in the General Fund Non-Departmental account – Drain Assessments.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby authorizes the Water Resources Commissioner to assess, levy and collect for the Fiscal Year 2022, for the purpose of operating, maintaining, cleaning out and repairing 98 drains located in Oakland County, the total aggregate amount of \$678,050, being the sum total of assessments for the year to be assessed against all of the benefiting properties and government entities comprising the assessment rolls of 98 Drainage Districts itemized on the attached listing.

BE IT FURTHER RESOLVED that no budget amendment is required as the FY 2022 budget includes adequate funding in the General Fund Non-Departmental Drain Assessments line item for Oakland County's share of \$42,148.44 for roads at large.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None
Abstain: None
Absent: Kochenderfer

Attachment:

1. WRC - 2021 Ch 4 Assessment Packet

c. 2021 Maintenance Assessment for Chapter 18 Drains

Yolanda Smith Charles moved to adopt the attached Resolution: 2021 Maintenance Assessment for Chapter 18 Drains. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-360

Sponsored By: William Miller III

IN RE: 2021 Maintenance Assessment for Chapter 18 Drains

WHEREAS in accordance with the provisions of Chapter 18 of Act No. 40 of the Public Acts of 1956, as amended, also known as the Michigan Drain Code, the Oakland County Water Resources Commissioner operates and maintains a number of open ditch and/or enclosed drains at various locations in Oakland and West Bloomfield Townships; and

WHEREAS existing private drains established as County Drains in accordance with Chapter 18 of the Michigan Drain Code shall be the same as if originally laid out and designated, located, established and constructed by procedures set forth in other sections of the Michigan Drain Code; and

WHEREAS the Water Resources Commissioner incurs costs for the operation and maintenance of these Drains that are recoverable via assessments against the various benefiting properties and government entities comprising the assessment rolls of the respective Drainage Districts; and

WHEREAS Chapter 8 of the Drain Code permits the Water Resources Commissioner to levy assessments against Drainage District of Drains established in accordance with Chapter 18, for operation, maintenance, cleanout, and repair purposes; and

WHEREAS for the Fiscal Year 2022, the Water Resources Commissioner proposes to assess 93 Drainage Districts the total aggregate amount of \$311,700 for the maintenance, operation, cleanout and repair of 93 drains; and

WHEREAS Oakland County's share of the assessments for maintenance of Chapter 18 drains is \$41,502.25 for roads at large; and

WHEREAS Oakland County's share of the funding is available in the General Fund Non-Departmental account – Drain Assessments.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby authorizes the Water Resources Commissioner to

assess, levy and collect for the Fiscal Year 2022, for the purpose of operating, maintaining, cleaning out, and repairing 93 drains located in Oakland County, the total aggregate amount of \$311,700, being the sum total of assessments for the year to be assessed against all of the benefiting properties and government entities comprising the assessment rolls of 93 Drainage Districts itemized on the listing attached hereto.

BE IT FURTHER RESOLVED that no budget amendment is required as the FY 2022 budget includes adequate funding in the General Fund Non-Departmental Drain Assessments line item for the \$41,502.25 for roads at large.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. 2021 Ch 18 Assessment Packet

10. FINANCE COMMITTEE – GWEN MARKHAM

a. Universal Communications and Collaboration Program, Phase III (Group B) Wireless Network Project Allocation

Yolanda Smith Charles moved to adopt the attached Budget Amendment: Universal Communications and Collaboration Program, Phase III (Group B) Wireless Network Project Allocation. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-361

Sponsored By: Gwen Markham

IN RE: Universal Communications and Collaboration Program, Phase III (Group B) Wireless Network Project Allocation

WHEREAS the Department of Information Technology is seeking a funding allocation for Phase III of the UCC Program for Wireless Network - Group B Sites; and

WHEREAS the Universal Communications and Collaboration (UCC) Program has been planned as an IT Major Project and funds have been assigned as part of the General Fund Technology Replacement/Hardware fund balance assignment (GL Account #383448); and

WHEREAS the Universal Communications and Collaboration Program Phase III of the UCC Program for Wireless Network - Group A Sites (sites with highest priority) was unanimously approved by Miscellaneous Resolution #20354 with an appropriation of \$598,002 and is complete; and

WHEREAS the estimated cost for the Wireless Network Group B sites is \$1,608,187,

bringing the total implementation cost of the Wireless Network Project to \$2,206,189; and

WHEREAS the funding for the Wireless Network Group B sites, \$1,608,187 is available from the General Fund Technology Replacement/Hardware fund balance assignment (GL Account #383448); and

WHEREAS the costs for the project will be tracked under the Major Departmental Support Projects Funds as part of the existing UCC Project Fund #42090 using the same project number established for the Group A sites (Project #100000003248), as it is a continuation of the project.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes the Information Technology Wireless Network - Group B Sites Project (Project #100000003248) in the amount of \$1,608,187.

BE IT FURTHER RESOLVED that the Information Technology Wireless Network - Group B Sites Project will be tracked under the existing UCC Project Fund #42090 using Project #100000003248

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the appropriation and transfer of \$1,608,187 from the General Fund Assigned Fund Balance (GL# Account #383448) to the UCC Project Fund #42090

BE IT FURTHER RESOLVED that the FY 2021 Budget is amended as follows:

GENERAL FUND #10100

FY 2021

Revenue:

9010101-196030-665882	Planned Use of Balance	\$1,608,187
	Total Revenue	\$1,608,187

Expenditures:

9010101-152130-788001-42090	Transfer Out	\$1,608,187
	Total Expenditures	\$1,608,187

UNIVERSAL COMM COLLABRATN PRJ FUND (#42090)

PCBU: MAJOR, Project #100000003248, Activity MAJOR_PROJ

Revenue

9016001-152130-695500-10100	Transfer In – General Fund	\$1,608,187
	Total Revenue	\$1,608,187

Expenditures:

9016001-152130-750170	Expendable Equipment	\$882,814
9016001-152130-731780	Software Support	235,042
	Maintenance	
9016001-152130-773630	IT Development	139,000
9016001-152130-731458	Professional Services	351,331
	Total Expenditures	\$1,608,187

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. Memo: Universal Communications and Collaboration Program, Phase III (Group B) Wireless Network Project

b. Multi-Function Devices (MFDs) Procurement

Yolanda Smith Charles moved to adopt the attached Purchase - IT Related: Multi-Function Devices (MFDs) Procurement. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-362

Sponsored By: Gwen Markham

IN RE: Multi-Function Devices (MFDs) Procurement

WHEREAS Information Technology provides a county-wide print management solution which includes copy, print, scan and fax functionality; and

WHEREAS the current infrastructure, including the multi-function device (MFD) equipment, was purchased eight (8) years ago; and

WHEREAS one million five hundred thousand (\$1,500,000) dollars has been included in the FY 2022 - FY 2024 Information Technology Capital Plan and funding is available in the General Fund Assigned Balance (GL Account #383448) for MFD replacements; and

WHEREAS three hundred eighty-one (381) MFDs need to be procured to replace the aged MFD equipment; and

WHEREAS the total cost for the project is \$1,490,926 and funding is available in the General Fund Assigned Fund Balance (GL Account #383448).

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners authorizes the appropriation of \$1,501,981 from the General Fund Assigned Fund Balance (GL Account #383448) for Technology Replacements.

BE IT FURTHER RESOLVED that the budget amendment is as follows:

<u>GENERAL FUND</u>	<u>FY 2022</u>
<u>#10100</u>	
<u>Revenue</u>	

9010101-196030-665882	Planned Use of Balance	\$1,490,926
		-
<u>Expenditures</u>		
9010101-196030-788001-42095	Transfer Out – MFD Fund	\$1,490,926
	Total Expenditures	<u>\$1,490,926</u>

MULTI FUNCTION DEVICE REPLACEMENT FUND (#42095)
Proj Business Unit MAJOR, Project #100000003486 Activity GLB

<u>Revenue</u>		
9016001-152130-695500-10100	Transfer In – General Fund	\$1,490,926
	Total Revenue	<u>\$1,490,926</u>
<u>Expenditures</u>		
9016001-152130-750170	Expendable Equipment	\$1,305,647
9016001-152130-773630	IT Development	56,760
9016001-152130-731458	Professional Services	46,127
9016001-152130-731780	Software Maintenance	<u>82,392</u>
	Total Expenditures	\$1,490,926

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. FIN IT Multi-Function Device Budget Amendment Memo

c. Contract Extension: #004940 with Strategic Communications, LLC for Cloud Services Support

Yolanda Smith Charles moved to adopt the attached Contract - IT Related: Contract Extension: #004940 with Strategic Communications, LLC for Cloud Services Support. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-363

Sponsored By: Gwen Markham

IN RE: Contract Extension: #004940 with Strategic Communications, LLC

for Cloud Services Support

WHEREAS the Information Technology Department is requesting approval to extend the contract with Strategic Communications, LLC for two (2) years to provide Cloud Services through Amazon Web Services (AWS) and Cloud-based products without interruption of the cloud systems being used by Oakland County; and

WHEREAS the Purchasing Terms and Conditions, in Section 2400.6 Duration of Contracts and under Procedure, states “The Board of Commissioners shall approve contracts beyond five years”; and

WHEREAS the current 5-year contract expires on 10/31/2021, and will be amended for the period from 11/1/2021 to 10/31/2023 with an anticipated cost of \$1,734,000 bringing the contract not to exceed \$4,345,140; and

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the extension of Contract #004940 with Strategic Communications, LLC for the period November 1, 2021 – October 31, 2023.

BE IT FURTHER RESOLVED a budget amendment is not required as it is included in the FY 2022 - FY 2024 operating budgets.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. FIN IT CloudServices Memo
2. Strategic Communications
3. Strategic Communications 004940

d. Lease Agreement Amendment #2 with HD Development of Maryland (Home Depot USA)

Yolanda Smith Charles moved to adopt the attached Contract - IT Related: Lease Agreement Amendment #2 with HD Development of Maryland (Home Depot USA). Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-364

Sponsored By: Gwen Markham

IN RE: Lease Agreement Amendment #2 with HD Development of Maryland (Home Depot USA)

WHEREAS the Department of Information Technology requests approval of the attached Amendment #2 to the Lease Agreement with HD Development of Maryland (Home Depot) for continued use of the property and installation of additional equipment related to the operation and maintenance of the County Public Safety Communications System; and

WHEREAS the Oakland County Board of Commissioners approved a lease through Miscellaneous Resolution #04017 and approved a lease amendment through Miscellaneous Resolution #04303 for the County to locate a communications tower on property owned by Home Depot on Avon Road in Rochester Hills; and

WHEREAS the Departments of Information Technology and Corporation Counsel drafted, reviewed, and approved the attached amendment #2 with Home Depot authorizing continued use of the property and installation of additional equipment; and

WHEREAS the term of the Lease Agreement will be extended until December 31, 2028, and the additional fiber easement will allow for redundant connectivity to the communications tower.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the attached amendment #2 and directs its Chairperson to execute the amendment and all other documents related to the amendment which may be required.

BE IT FURTHER RESOLVED that all agreements, contracts, and amendments associated with the Public Safety Communication System be kept by Radio Communications in the Department of Information Technology.

BE IT FURTHER RESOLVED a budget amendment is not required at this time.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. Home Depot-Rochester Hills, MI--Lease Amendment #2 (Final Version 08-28-21)

- e. **Lease Agreement Amendment #1 with the Charter Township of West Bloomfield for Equipment Replacement and Additional Fiber Easement**

Yolanda Smith Charles moved to adopt the attached Contract - IT Related: Lease Agreement Amendment #1 with the Charter Township of West Bloomfield for Equipment Replacement and Additional Fiber Easement. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-365

Sponsored By: Gwen Markham

IN RE: Lease Agreement Amendment #1 with the Charter Township of West Bloomfield for Equipment Replacement and Additional Fiber Easement

WHEREAS the Department of Information Technology requests approval of the attached Amendment #1 to the Lease Agreement with West Bloomfield Township for installation of additional equipment related to the operation and maintenance of the County Public Safety Communications System; and

WHEREAS the Oakland County Board of Commissioners approved a Lease Agreement through Miscellaneous Resolution #04060 for the County to locate a communications tower on property owned by West Bloomfield Township on Walnut Lake Road in West Bloomfield; and

WHEREAS the Departments of Information Technology and Corporation Counsel drafted, reviewed, and approved the attached Amendment #1 with West Bloomfield Township authorizing installation of additional equipment; and

WHEREAS the equipment replacement is required for the operation of the new Public Safety Communications System, and the additional fiber easement will allow for redundant connectivity to the communications tower.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the attached Amendment #1 and directs its Chairperson to execute the amendment and all other documents related to the amendment which may be required.

BE IT FURTHER RESOLVED that all agreements, contracts, and amendments associated with the Public Safety Communication System be kept by Radio Communications in the Department of Information Technology.

BE IT FURTHER RESOLVED a budget amendment is not required at this time.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. First Amendment to Lease Agreement with West Bloomfield Township (FINAL VERSION)

f. Fiscal Year 2021 Third Quarter Financial Forecast And Budget Amendments

Yolanda Smith Charles moved to adopt the attached Budget Amendment: Fiscal Year 2021 Third Quarter Financial Forecast And Budget Amendments. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-366

Sponsored By: Gwen Markham

IN RE: Fiscal Year 2021 Third Quarter Financial Forecast And Budget Amendments

WHEREAS Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Units of Government, provides for adjustments to the adopted budget; and

WHEREAS in accordance with Oakland County General Appropriations Act Section 22, which authorizes budget amendments for variances between the budgeted revenue and actual revenue, and Section 23, which authorizes budget amendments for variance between estimated revenue and projected expenditures, amendments are required; and

WHEREAS the Fiscal Year (FY) 2021 Third Quarter Financial Forecast Report has identified several variances, and budget amendments are recommended; and

WHEREAS a FY 2021 budget amendment totaling \$32,000 is recommended to reallocate funding from the Circuit Court General Jurisdiction Civil Mediation Payments account (10100-3010301-121150-240201), with \$22,000 to Judicial Administration's Expendable Equipment expense account to partially offset the expenditures for the replacement of furniture for judicial chambers and \$10,000 to the Judicial Administration's Professional Services expense account for the payment to the Oakland County Bar Association related to their assistance for case evaluation and Bench/Bar programs; and

WHEREAS a FY 2021 budget amendment of \$1,583 is recommended for the Circuit Court Civil Criminal Division to reallocate funding from the Office Supplies expenditure line item (Account 750399) to the Info Tech Operations expenditure line item (Account 774636) to fund the purchase of a new Developer Laptop; and

WHEREAS a FY 2021 budget amendment is recommended for 52/1 Novi District Court correcting an entry referenced in M.R. #21019 52/1 Novi District

Court -FY 2021 Michigan Drug Court Grant Program Acceptance in which the one-time request for use of Non-Department Grant Match in the amount of \$9,405 was not needed. The Grant Match was allocated between Salaries, Fringe Benefits and Contracted Services; and

WHEREAS a FY 2021 budget amendment is recommended for 52/1 Novi District Court to recognize Amendment #1 to the FY 2021 Michigan Drug Court Grant Program (MDCGP) agreement which increases the award amount from \$78,500 to \$88,500 and allocates the additional funding of \$10,000 to 52/1 (Novi) District Court's Drug Court Probation Fund (#27151) Special Revenue budget. Amendment #1 is within fifteen percent of the original award (M.R. #21019); and

WHEREAS the Sheriff's Office receipts of forfeiture/enhancement funds are recorded in separate restricted funds that require a transfer to the General Fund for use of the monies. Transfers In from the various restricted funds in the amount of \$248,148 is being recognized for eligible personnel, forensic lab, and training costs for dispatchers and corrections officers; and

WHEREAS a FY 2021 budget amendment of \$7 is recommended for the Sheriff's Office to recognize a donation to be used for Deputy Supplies (Account 750070); and

WHEREAS a FY 2021 budget amendment of \$11,114 is recommended for the Sheriff's Office to recognize receipt of additional Public Safety Public Health Payroll Reimbursement (PSPHPR) funding for eligible contracted payroll costs. The amendment is within fifteen percent of the original award (M.R. 20439); and

WHEREAS budget amendments for FY 2021 of \$7,441(prorated) and FY 2022 - FY 2024 of \$30,245 are recommended for the Sheriff's Office, reallocating the Rent budget (Account 731626) between departments as the Emergency Management and Homeland Security Department as well as the Health Division have relocated to a larger facility to warehouse their personal protection equipment (PPE) as it relates to the COVID-19 pandemic and other County emergency needs. The current facility will store Sheriff marine equipment; and

WHEREAS a FY 2021 budget amendment of \$13,308 is recommended for the Board of Commissioners (BOC) to reallocate funds from expenditure line-item Computer Research Service (Account 730338) to Internal Services expenditure line item IT Operations (Account 774636) to purchase mobile laptops/docking stations to efficiently transition into their hybrid remote workplaces; and

WHEREAS a FY 2021 budget amendment totaling \$2,350 is recommended for the Animal Control Division to accept reimbursement funding of \$1,450 from the December 9, 2020 – December 11, 2020 Bissel Pet Foundation's Empty the Shelter Event and \$900 from the May 5, 2021 - May 9, 2021 Bissel Pet Foundation's Empty the Shelter event. M.R. #19006 authorizes Management and Budget to administratively process grant agreements and grant amendments of \$10,000 or less, after review and approval by Management and Budget, Human Resources, Risk Management and Corporation Counsel when

the grant does not require an associated interlocal agreement, there are no position changes, and the grantor does not require a separate resolution; and

WHEREAS a date correction is recommended relating to the budget amendment that was included in the First Quarter Financial Forecast and Budget Amendment (M.R. #21091) which accepted reimbursement funding of \$2,650 from the Bissel Pet Foundation's Empty the Shelter event. The dates referenced in M.R. #21091, December 9, 2020- December 11, 2020 were reflected in error and should have reflected the Bissel Pet Foundation's Empty the Shelter event as October 1, 2020 - October 2, 2020. A budget amendment is not required; and

WHEREAS a FY 2021 budget amendment totaling \$159,902 is recommended for the Veteran's Services Administration Division (1090401) to reallocate the budget from Salaries and Fringe Benefits to cover the costs of contracted services for outreach projects due to vacancies within the Division; and

WHEREAS a FY 2021 budget amendment of \$1,412 is recommended for the Emergency Management Division reallocating the budget for Maintenance Department Charges (Account 775754) as it was budgeted in error to the former Homeland Security Division (1060601) as Homeland Security was retitled and became a County Executive Department (M.R. #20461); and

WHEREAS a FY 2021 budget amendment totaling \$35,221 is recommended for Emergency Management and Homeland Security to reallocate \$27,196 from the Department and Health and Human Services Homeland Security Division, as the Division was transferred to Emergency Management. (M.R. #20461). Also, to accept grant funding in the amount of \$8,025 for the FY 2020-21 Hazardous Materials Emergency Preparedness (HMEP) Planning Program. Miscellaneous Resolution (M.R.) #19006 authorizes Management and Budget to administratively process grant agreements and grant amendments of \$10,000 or less, after review and approval by Management and Budget, Human Resources, Risk Management and Corporation Counsel when the grant does not require an associated Interlocal agreement, there are no position changes, and the grantor does not require a separate resolution; and

WHEREAS a FY 2021 budget amendment is recommended to transfer funding in the amount of \$34,803 from the Department of Public Communications to the Project Work Order Fund (#40400) for the replacement of conference center shades; and

WHEREAS a budget amendment of \$6,815,307 (FY 2021), \$1,731,085 (FY 2022) and \$1,041,385 (FY 2023) is recommended for the estimated impact of Voluntary Employee Separation Incentive Program (VESIP) and VESIP Schedule C Incentive Pay (separation incentive) which includes Incentive Pay and associated Fringe Benefits; and

WHEREAS a FY 2021 budget amendment is recommended for the 52/2 (Clarkston) District Court to reallocate a total of \$860 comprised of \$610 from Travel and Conference (Account 732018) along with \$250 from Incentives

(Account 750245) to Drug Testing (Account 730458) to reflect Amendment #1 which is less than fifteen percent of the original award (M.R. #21091 Management and Budget – Fiscal Year 2021 First Quarter Financial Forecast and Budget Amendments). The FY 2021 Michigan Drug Court Grant Program Acceptance was administratively approved through M.R. #21091 as the award was less than \$10,000; and

WHEREAS a FY 2021 budget amendment is recommended for the 52/3 (Rochester) District Court to reallocate funding in the amount of \$1,805 from Drug Testing (Account 730458) of which \$1,500 is reallocated to Special Event Program (Account 731818) and \$305 is reallocated to Travel and Conference expenditure (Account 732018) to reflect a more accurate budget to actual under the FY 2021 Michigan Drug Court Grant Program agreement (M.R. #20643); and

WHEREAS a FY 2021 budget amendment totaling \$658,110 is recommended for the Sheriff's Office special revenue fund Secondary Road Patrol (#27345) correcting the budgets from M.R. #20460 Sheriff's Office – FY 2021 Secondary Road Patrol Grant Acceptance and M.R. #20650 – Sheriff's Office – FY 2021 Secondary Road Patrol Grant Amendment Greater than 15%. The budget amendment reallocates the funds from grant project ID #GR0000000142 to grant project ID #GR0000000981 as the FY 2021 award budget was inadvertently budgeted to the grant project relating to the FY 2020 award. There is no financial impact to the total FY 2021 grant award; and

WHEREAS a FY 2021 budget amendment totaling \$125,594 is recommended for the Health Division to recognize adjustments to the FY 2021 Fiscal Year 2021 Local Health Department (Comprehensive) Agreement to reflect Amendment #4, which is less than fifteen percent of the original agreement (M.R. #20459); and

WHEREAS the FY 2020 Nutrition and Healthy Lifestyles Grant/Prescription for a Healthy Pontiac (M.R. #20118) was modified to reflect Amendment #1, which extends the reimbursement agreement end date from July 16, 2021, to August 8, 2022; a budget amendment is not required; and

WHEREAS a FY 2021 budget amendment totaling \$648,898 is recommended for the Business Finance Corporation (BFC) Personnel Fund (#21184) reallocating the budgets from Economic Development's Planning and Local Development Division (1090202) and Business Development Administration Division (1090301) to the Financial Services Division (1090305) as M.R.# 20462 Economic Development and Community Affairs – Reorganization of Divisions and Positions reallocated the budget in error to the incorrect divisions; and

WHEREAS a Michigan Indigent Defense Commission (MIDC) Approved FY 2021 Budget Adjustment (Budget Adjustment #5) of \$39,368 is recommended to reallocate the budgets from Expert Witness Fees and Mileage expenditure line item (Account 730688) to Professional Services expenditure line item (Account 731458) for 25% of the cost of the Public Defender Feasibility Study to

be started in the last quarter of 2021. The remainder of the cost will occur in FY 2022 and will be included in the FY 2022 budget via a separate resolution; and

WHEREAS a FY 2021 budget amendment totaling \$43,000 is recommended to reallocate funds for the Community Corrections Special Revenue Fund (#27370) line items causing no impact to the total amount of funding for the FY 2021 Michigan Department of Corrections Comprehensive Corrections Plan; Amendment #1 is within 15% of Original Agreement authorized by M.R. #21022; and

WHEREAS a FY 2021 budget amendment of \$21,750 is recommended for the Radio Communications fund (#53600) to realign the budget between Planned Use of Balance (Account 665882) and Budgeted Equity Adjustment (Account 796500) to balance the fund; and

WHEREAS a FY 2021 budget amendment totaling (\$418,698) is recommended for the Parks and Recreation Fund (#50800) to adjust revenues for the closure of Waterford Oaks Waterpark and Concessions (\$491,500), to adjust for net sale of equipment and vehicles (\$20,566) and unfavorable Investment Income (\$20,000). Also, to adjust Delinquent Tax Prior Years and Property Tax Levy to reflect the current trend of delinquent tax revenue. Partially offset to reflect additional funds from the State of Michigan for the Local Community Stabilization Share \$78,989, adjust Temporary Licenses for Holly Oaks Recreational Vehicle (RV) \$23,500, adjust BMX revenue \$3,379 for recent activity, and to accept \$7,500 from the US Forest Service for the Reducing Runoff in the Rouge River Area of Concern (AOC) Grant. The funds will be used for plantings at Glen Oaks Golf Course to help curb stormwater runoff in the area. Additional adjustments are for expenses which include the closure of Waterford Oaks Waterpark and Concessions (\$470,100), adjustment for Equipment and Ground Maintenance needed at Holly Oaks RV Park relative to excessive rainfall \$91,107, Refund Prior Years Revenue \$35,600 due to cancelled events in FY 2021 that were paid in FY 2020, adjust Contracted Services to reflect a new contract for sponsorship sales and management at the Holly Oaks RV Park \$13,000, Adj Prior Years Exp for miscellaneous items \$3,390, and to adjust the expense account Budgeted Equity Adjustments (\$91,695) to offset recommended revenue budget amendments; and

WHEREAS the Board of Commissioners authorized the creation of the Public Communications Department and reorganized positions between departments on August 5, 2021 (M.R. #21323). The financial impact for FY 2021 GF/GP budget is \$301,795 (prorated) and FY 2022 – FY 2024 is \$730,714. The resolution also approved four (4) Special Revenue (SR) positions. The funding for the SR positions FY 2021 \$48,399 (prorated) and FY 2022-FY 2024 \$360,596 will be supported by the American Rescue Plan (ARP) Act Local Fiscal Recovery. The SR positions will sunset on December 31, 2024, which is based on the current known timeframe of the ARP Act Local Fiscal Recovery Act funding. In addition, \$1,000,000 will be reallocated from the Emergency Management and Homeland Security Department's Public Information expenditure line item (Account 731500) to various line items within the Department's operating expenditure line-item budget; and

WHEREAS the Department of Health and Human Services Health Division has requested write-offs in the amount of \$33,153.58 for the period of October 2020 through June 2021 for uncollectible transactions; and

WHEREAS the Department of Public Services, Animal Shelter and Pet Adoption Center received donations for the period of April 2021 through June 2021 totaling \$13,040.15; and

WHEREAS the Department of Health and Human Services, Children's Village Division received donations for the period of April 2021 through June 2021 totaling \$10,187.94 of which \$2,100 was a cash donation; and

WHEREAS the Parks and Recreation Commission received donations for the period of April 2021 through June 2021 totaling \$2,095.00; and

WHEREAS the Department of Health and Human Services Health Division received a donation for the period of April 2021 through June 2021 in the amount of \$15.00.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners accepts the Fiscal Year 2021 Third Quarter Financial Report.

BE IT FURTHER RESOLVED that \$32,000 be transferred in FY 2021 from the Circuit Court General Jurisdiction Civil Mediation Payments account (10100-3010301-121150-240201) to the following: \$22,000 to Judicial Administration's Expendable Equipment expense account to partially offset the expenditures for the replacement of furniture for judicial chambers and \$10,000 to the Judicial Administration's Professional Services expense account for the payment to the Oakland County Bar Association related to their assistance for case evaluation and Bench/Bar programs.

<u>GENERAL FUND (#10100)</u>		<u>FY 2021</u>
<u>Revenue</u>		
3010301-121150-630245	Circuit Court Gen Jury —	
	Civil Mediation Payments	\$32,000
	Total Revenue	<u>\$32,000</u>
<u>Expenditures</u>		
3010101-121100-750154	Circuit Court Jud Admin — Expendable Equip.	\$22,000
3010101-121100-731458	Professional Services	<u>10,000</u>
	Total Expenditures	<u>\$32,000</u>

BE IT FURTHER RESOLVED that the uncollectible debts, as recommended by the Department of Management and Budget and detailed in the attached schedules, are authorized to be written off.

BE IT FURTHER RESOLVED that the donations be recognized in the Animal Shelter and Pet Adoption Center, Children's Village Division, Parks and Recreation Commission, Health Division, and Sheriff's Office.

BE IT FURTHER RESOLVED that the FY 2021 – FY 2024 Budgets are amended pursuant to Schedules A, B, and C.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. FY 2021 3rd Qtr Financial Report and Budget Amendments

11. LEGISLATIVE AFFAIRS AND GOVERNMENT OPERATIONS COMMITTEE – KRISTEN NELSON

a. Fiscal Years 2021, 2022, 2023 and 2024 United Auto Workers, Local 889 (UAW), Representing Facilities, Maintenance and Operations, Homeland Security, Human Resources and Water Resources Commissioner, Supervisory Employees (Supplemental)

Yolanda Smith Charles moved to adopt the attached Collective Bargaining Agreement: Fiscal Years 2021, 2022, 2023 and 2024 United Auto Workers, Local 889 (UAW), Representing Facilities, Maintenance and Operations, Homeland Security, Human Resources and Water Resources Commissioner, Supervisory Employees (Supplemental). Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-367

Sponsored By: Kristen Nelson

IN RE: Fiscal Years 2021, 2022, 2023 and 2024 United Auto Workers, Local 889 (UAW), Representing Facilities, Maintenance and Operations, Homeland Security, Human Resources and Water Resources Commissioner, Supervisory Employees (Supplemental)

WHEREAS the County of Oakland and the United Auto Workers, Local 889 (UAW), previously entered into a Collective Bargaining Agreement covering approximately fourteen (14) Clerk/Register of Deeds supervisory employees (M.R. #20637); and

WHEREAS the County of Oakland and the United Auto Workers, Local 889 (UAW) have negotiated supplemental Agreements for supervisory employees in Facilities, Maintenance and Operations, Homeland Security, Human Resources, and the Water Resource Commissioner's Office; and

WHEREAS the parties agreed the following classifications will be represented by this bargaining unit: Chief Facilities Maintenance & Operations, Chief Custodial Services, Chief Landscape Services, Chief Heating Plant, Custodial Work Supervisor, Grounds Maintenance Supervisor, Maintenance Supervisor I

and II, Supervisor Facilities, Maintenance & Operations Administrative Services; Security Systems Supervisor; Supervisor Human Resources, ERP Administrator, Administrator Human Resources; Supervisor Soil Erosion, Systems Control Supervisor I and II, Sewer Maintenance Supervisor I and II, Supervisor Inspection Services, Supervisor Construction Support & Drain Maintenance; and

WHEREAS a four (4) year Supplemental Agreement has been reached for the period August 18, 2021, through September 30, 2024; and

WHEREAS the parties have agreed to a shift premium for all supervisory employees regularly scheduled or temporarily assigned to work second shift by their supervisor will be paid an additional \$0.75 per hour or, \$1.00 per hour for those assigned to work third shift; and

WHEREAS the parties have agreed all supervisory employees required to wear a safety/work boot will be reimbursed up to \$275 per calendar year for their purchase; and

WHEREAS for those supervisors who do not require safety boots, they will be reimbursed up to \$150 for boots/appropriate footwear for their job; and

WHEREAS the parties have agreed to a uniform allowance every 18 months for supervisory employees in Facilities, Maintenance & Operations, Homeland Security, and the Water Resource Commissioner; and

WHEREAS the parties agreed to all supervisory employees working a 4/10 schedule where the holiday falls on a day in which they are normally scheduled to work, shall receive ten (10) hours holiday pay; and

WHEREAS the parties agreed that all non-exempt supervisory employees working a 4/10 schedule, shall be entitled to a minimum of three (3) hours overtime pay if called into the office and required to work on their regularly scheduled non-working day; and

WHEREAS per the Supplemental Agreement, the FY 2021 impact for the Drain Equipment fund (#63900) is \$10,170 and FY 2022- FY 2024 is \$88,138. The FY 2022- FY 2024 impact for the Facilities Maintenance & Operations fund (#63100) is \$9,710 and the FY 2022 impact for the Fringe Benefit fund (#67800) is \$75,950 and FY 2023- FY 2024 is \$51,450; and

WHEREAS the parties have agreed to on-call pay in the amount of one and one-half (1.5) hours of pay as compensation for being on call during regularly scheduled workdays; and will receive an additional two (2) hours of pay as compensation for being on call during a non-regularly scheduled workday and holiday. Overtime eligible supervisory employees that are on-call and called into work, will receive a minimum of two (2) hours overtime pay on a day that is a regularly scheduled workday and three (3) hours overtime pay on days that are not a regularly scheduled workday and/or holiday.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners approves the proposed Supplemental Agreements between the County of Oakland and the United Auto Workers, Local 889, covering the period of August 18, 2021, through September 30, 2024, for supervisory employees in Facilities, Maintenance and Operations, Homeland Security, Human Resources, and the Water Resource Commissioner's Office.

BE IT FURTHER RESOLVED the Board Chairperson, on behalf of the County of Oakland, is authorized to execute said supplemental agreements as attached.

BE IT FURTHER RESOLVED the FY 2021 – FY 2024 budgets are amended as detailed in the attached Schedule A.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. UAW - Schedule A 8-13-2021 Supervisory FINAL
2. FM&O Supervisors
3. Homeland Security Supervisor
4. HR Supervisors
5. WRC Supervisors
6. Original CBA

b. Fiscal Years 2021, 2022, 2023 and 2024 United Auto Workers, Local 889 (UAW), Representing Non-Supervisory Employees of Human Resources and Financial Analyst, Senior Financial Analyst and Financial Analyst Coordinator (Supplemental)

Yolanda Smith Charles moved to adopt the attached Collective Bargaining Agreement: Fiscal Years 2021, 2022, 2023 and 2024 United Auto Workers, Local 889 (UAW), Representing Non-Supervisory Employees of Human Resources and Financial Analyst, Senior Financial Analyst and Financial Analyst Coordinator (Supplemental). Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-368

Sponsored By: Kristen Nelson

IN RE: Fiscal Years 2021, 2022, 2023 and 2024 United Auto Workers, Local 889 (UAW), Representing Non-Supervisory Employees of Human Resources and Financial Analyst, Senior Financial Analyst and Financial Analyst Coordinator (Supplemental)

WHEREAS the County of Oakland and the United Auto Workers, Local 889 (UAW), previously entered into a Collective Bargaining Agreement covering approximately fourteen (14) Clerk/Register of Deeds supervisory employees (M.R. #20637); and

WHEREAS the County of Oakland and the United Auto Workers, Local 889 (UAW), have negotiated a Supplemental Agreement covering the non-supervisory employees of Human Resources, Financial Analysts, Senior Financial Analysts, and the Financial Analyst Coordinators; and

WHEREAS the parties agreed the following classifications will be represented by this bargaining unit: Financial Analyst, Senior Financial Analyst, Financial Analyst Coordinator, Human Resources Analyst Senior, Human Resources Analyst, Employee Records Specialist, Absence Management Administrator, Benefits & Retirement Specialist, Benefits & Retirement Specialist-Senior, Wellness Coordinator, Central Employee Records Coordinator, User Support Specialist I and II, Office Support Clerk, and Office Support Clerk Senior; and

WHEREAS a four (4) year Supplemental Agreement has been reached for the period August 18, 2021, through September 30, 2024; and

WHEREAS the parties agreed to all employees working a 4/10 schedule where the holiday falls on a day in which they are normally scheduled to work, shall receive ten (10) hours holiday pay; and

WHEREAS the parties agreed that all non-exempt employees working a 4/10 schedule, shall be entitled to a minimum of three (3) hours overtime pay if called into the office and required to work on their regularly scheduled non-working day; and

WHEREAS the FY 2022 impact to the Fringe Benefit Fund (#67800) is \$62,000 and FY 2023- FY 2024 is \$42,000.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners approves the proposed Supplemental Agreements between the County of Oakland and the United Auto Workers, Local 889, covering the period of August 18, 2021, through September 30, 2024, for the non-supervisory employees of Human Resources, Financial Analysts, Senior Financial Analysts, and the Financial Analyst Coordinators and that the Board Chairperson, on behalf of the County of Oakland, is authorized to execute said supplemental agreements as attached.

BE IT FURTHER RESOLVED the FY 2022 – FY 2024 budgets are amended as detailed in the attached Schedule A.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III,

Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman
No: None
Abstain: None
Absent: Kochenderfer

Attachments:

1. UAW - Schedule A 8-13-2021 NonSupervisory
2. Financial Analysts
3. Human Resources
4. Original CBA

c. Fiscal Year 2021 Oakland County Employees Union Affiliated with International Brotherhood of Electrical Workers Local 58, AFL-CIO (OCEU) (Wage Reopener)

Yolanda Smith Charles moved to adopt the attached Collective Bargaining Agreement: Fiscal Year 2021 Oakland County Employees Union Affiliated with International Brotherhood of Electrical Workers Local 58, AFL-CIO (OCEU) (Wage Reopener). Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-369

Sponsored By: Kristen Nelson

IN RE: Fiscal Year 2021 Oakland County Employees Union Affiliated with International Brotherhood of Electrical Workers Local 58, AFL-CIO (OCEU) (Wage Reopener)

WHEREAS the County of Oakland, and the Oakland County Employees Union affiliated with IBEW Local 58, AFL-CIO (OCEU), have negotiated a Collective Bargaining Agreement for the period October 31, 2019 through September 30, 2022; and

WHEREAS the Collective Bargaining Agreement in effect has a Wage Reopener clause for Fiscal Year 2021; and

WHEREAS the parties have negotiated wage increases for Fiscal Year 2021, specifically pertaining to represented employees in the Water Resource Commissioner (WRC) as outlined in Exhibit "B"; and

WHEREAS the wages will become effective October 1, 2020; and

WHEREAS the annualized cost of \$156,858 for this wage reopener will impact the Water Resource Commissioner's operating funds (mostly proprietary operating funds).

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners approves the proposed Fiscal Year 2021 WRC Wage Reopener with wages effective October 1, 2020, and that the Board Chairperson, on behalf of the County of Oakland, is authorized to execute said agreement.

BE IT FURTHER RESOLVED that the FY 2021-2024 budget is amended as detailed in the attached Schedule "A"

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. WRC Union Bargaining Changes Schedule A
2. OCEU WRC FY21 Salaries - Schedule B
3. OCEU CBA 2019 - 2022

d. Designating September 17 - 23, 2021 as Constitution Week in Oakland County

Yolanda Smith Charles moved to adopt the attached Resolution: Designating September 17 - 23, 2021 as Constitution Week in Oakland County. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-370

Sponsored By: Angela Powell, David Woodward, Charles Cavell, Marcia Gershenson, Christine Long, Charles Moss, Philip Weipert, Penny Luebs, Yolanda Smith Charles, Karen Joliat, Eileen Kowall, Gwen Markham, William Miller III, Kristen Nelson, Thomas Kuhn, Michael Spisz, Michael Gingell, Janet Jackson, Robert Hoffman, Adam Kochenderfer, Gary McGillivray

IN RE: Designating September 17 - 23, 2021 as Constitution Week in Oakland County

WHEREAS the United States Constitution stands as a testament to the tenacity of Americans throughout history to maintain their liberties, freedoms, and inalienable rights; and

WHEREAS September 17, 2021, marks the 234th anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS the United States Constitution secured our commitment to freedom and democracy, a commitment which has guided us through more than two centuries of enormous growth and change; and

WHEREAS the 234th anniversary of the signing of the Constitution provides a historic opportunity for citizens of Oakland County to pay tribute to our Founding

Fathers and to reflect on the rights, privileges, and responsibilities of citizenship;
and

WHEREAS Constitution Week is a time to emphasize Oakland County citizens' responsibilities for protecting and defending the Constitution.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby declares September 17 – 23, 2021, as Constitution Week in Oakland County.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners asks the citizens of Oakland County to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

BE IT FURTHER RESOLVED that the Oakland County Clerk/Register of Deeds is requested to forward copies of this adopted resolution to the Daughters of the American Revolution, Michigan Council for Social Studies, Michigan Center for Civic Education, Oakland Schools, Oakland County Bar Association, Oakland County Circuit Court, Oakland County Clerks Association, and the Oakland Chamber Network.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

**e. Designation of National Adult Education and Family Literacy Week
September 19 - 25, 2021**

Yolanda Smith Charles moved to adopt the attached Resolution: Designation of National Adult Education and Family Literacy Week September 19 - 25, 2021.
Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-371

Sponsored By: Angela Powell, Michael Gingell, Thomas Kuhn, Christine Long, Charles Moss, Philip Weipert, Charles Cavell, Yolanda Smith Charles, Karen Joliat, Penny Luebs, Gwen Markham, William Miller III, Eileen Kowall, Michael Spisz, David Woodward, Kristen Nelson, Marcia Gershenson, Janet Jackson, Gary McGillivray, Robert Hoffman, Adam Kochenderfer

**IN RE: Designation of National Adult Education and Family Literacy Week
September 19 - 25, 2021**

WHEREAS National Adult Education and Family Literacy Week raises public awareness about the need for and value of adult education and family literacy; and

WHEREAS the goal is to leverage resources that support access to basic education programs for the 43 million U.S. adults with low literacy skills; and

WHEREAS Adult Education serves adults, 16 years of age and older, who are no longer enrolled in school and may be functioning below the 12th grade level; and

WHEREAS many high school dropouts do not have the literacy skills to complete their education, transition to postsecondary education or vocational training or become employed; and

WHEREAS many individuals who are unemployed, underemployed or receive public assistance lack the literacy skills to obtain and keep a job with a family-sustaining income, continue their education or participate in job training programs; and

WHEREAS the National Center for Education Statistics reports that low levels of literacy are likely to limit life chances and may be related to social welfare issues including poverty, incarceration, and preventive healthcare; and

WHEREAS a recent survey indicated that 92% of business leaders thought that U.S. workers were not skilled as they are needed to be; and

WHEREAS sixty-three percent of all U.S. jobs will require education beyond high school and 89.9% of Americans age 18 and above only hold a high school degree; and

WHEREAS in 2021, the U.S. Department Labor Bureau of Labor Statistics reported there is an estimated shortage of 7 million private sector workers across all skill levels; and

WHEREAS Adult Education and family literacy are the best available weapons against inter-generational low literacy; and

WHEREAS educating motivated students with the skills that companies need provides a qualified candidate for hard to fill positions and Adult Education builds the skills of workers; and

WHEREAS adults with a high school degree are more likely to work full time and average 20% higher earnings (\$30,000) well above the poverty line for a family of four; and

WHEREAS parents in family literacy programs become more involved in their children's education and gain the tools necessary to obtain a job or find better employment; and

WHEREAS parental involvement is a key predictor of a child's success, the level of parental involvement increases as the education level of the parent increases; and

WHEREAS this results in children's lives to become more stable, and success in the classroom, and in all future endeavors, becomes more likely; and

WHEREAS a better educated population strengthens our communities, makes them safer and contributes to a community's economic growth; and

WHEREAS National Adult Education and Family Literacy week highlights the need to support efforts to ensure each and every citizen has the necessary literacy skills to succeed at home, at work and in society; and

WHEREAS the literacy of our citizens is essential for the economic well-being of Oakland County, our society and the individuals who benefit from full participation.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners designates September 19 – 25, 2021, as National Adult Education and Family Literacy Week in Oakland County and recognizes the importance to support programs that assist those in need of adult education and family literacy programs.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners encourages all citizens, government agencies, public and private institutions, schools, institutions of higher education, libraries, and businesses to support increased access to adult education and family literacy programs to ensure a literate society.

BE IT FURTHER RESOLVED that the Oakland County Clerk/Register of Deeds is requested to forward a copy of this resolution to Michigan's Department of Education and the Oakland Intermediate School District.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

f. Declaring September 19 - 25, 2021 as Michigan Trails Week in Oakland County

Yolanda Smith Charles moved to adopt the attached Resolution: Declaring September 19 - 25, 2021 as Michigan Trails Week in Oakland County.

Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-372

Sponsored By: Kristen Nelson, David Woodward, Charles Cavell, Marcia Gershenson, Christine Long, Charles Moss, Philip Weipert, Penny Luebs, Yolanda Smith Charles, Karen Joliat, Eileen Kowall, Gwen Markham, William Miller III, Thomas Kuhn, Angela Powell, Michael Spisz, Michael Gingell, Robert Hoffman, Gary McGillivray, Janet Jackson, Adam Kochenderfer

IN RE: Declaring September 19 - 25, 2021 as Michigan Trails Week in Oakland County

WHEREAS every year, during the month of September, the Michigan Department of Natural Resources (DNR) declares Michigan Trails Week; and

WHEREAS trail veterans and newcomers are invited to join the DNR and the Michigan Trails and Greenways Alliance on a mission to collectively travel 100,000 miles during Michigan Trails Week; and

WHEREAS this year's Michigan Trails 2021 Challenge is an eight-days challenge to walk, hike, ride or paddle to earn badges for different milestones during the last week of September; and

WHEREAS the Oakland County Parks system offers nearly 80 miles of paved and natural trails within its parks; and

WHEREAS Oakland County's wealth of trails provides an abundance of opportunities for residents and visitors to enjoy our county's spectacular natural resources; and

WHEREAS the Oak Routes county-wide trail system is the result of successful partnerships between state agencies, local trails groups, local units of government, non-profit organizations, and businesses coming together to connect communities and people; and

WHEREAS Oakland County Parks' trails continue to be an emerging need to attract Oakland County residents and visitors from neighboring counties; and

WHEREAS in 2020 with the onset of COVID-19, Oakland County Parks were open for residents and guests looking to seek refuge from quarantine, joblessness, or the inability to travel and proved to be an invaluable resource to the communities; and

WHEREAS the County's trail system provides residents with broad access to a low-cost, accessible, and enjoyable way to exercise and improve health; and

WHEREAS exercise is especially important because it can reduce stress, prevent weight gain, boost the immune system, and improve sleep; and

WHEREAS the health benefits of regular physical activity and exercise have positive impacts over a lifetime; and

WHEREAS trail related activities, including hiking, walking, running, biking, horseback riding, cross-country skiing, paddling are among the most popular and growing means of outdoor enjoyment year-round; and

WHEREAS the existence of quality trails helps to strengthen the appeal of communities by boosting quality-of-life amenities that attract businesses and increase property values.

NOW THEREFORE BE IT RESOLVED the Oakland County Board of Commissioners hereby declares September 19 - 25, 2021, as Michigan Trails Week in Oakland County.

BE IT FURTHER RESOLVED that Oakland County's rich network of trails continue to provide residents and visitors with scenic spaces to explore nature, appreciate wildlife, experience solitude, or share time with family and friends.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

g. Recognizing September 2021 as National Hispanic Heritage Month

Yolanda Smith Charles moved to adopt the attached Resolution: Recognizing September 2021 as National Hispanic Heritage Month. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-373

Sponsored By: David Woodward, Karen Joliat, Thomas Kuhn, Christine Long, Charles Moss, Philip Weipert, Penny Luebs, Yolanda Smith Charles, Kristen Nelson, Gwen Markham, William Miller III, Eileen Kowall, Angela Powell, Charles Cavell, Michael Spisz, Michael Gingell, Marcia Gershenson, Janet Jackson, Gary McGillivray, Adam Kochenderfer, Robert Hoffman

IN RE: Recognizing September 2021 as National Hispanic Heritage Month

WHEREAS from September 15, 2021, through October 15, 2021, National Hispanic Heritage Month is observed by celebrating the ancestry, cultures and contributions of American citizens who came from — or whose ancestors came from — Spain, Mexico, the Caribbean and Central and South America; and

WHEREAS this year's National Hispanic Heritage Month theme is "Esperanza: A Celebration of Hispanic Heritage and Hope"; and

WHEREAS Hispanic Americans harbor a deep commitment to family and community, an enduring work ethic, and a perseverance to succeed and contribute to society; and

WHEREAS the Bureau of the Census estimates the Hispanic population living in the continental United States at nearly 6,000,000, plus an additional 3,500,000 living in the Commonwealth of Puerto Rico, making Hispanic Americans almost 18% of the total population of the U.S. and the largest racial or ethnic minority group in the U.S.; and

WHEREAS more than 1 in 4 public school students in America are Latino, and the ratio of Latino students is expected to rise to nearly 30% by 2027; and

WHEREAS 36% of Latinos between the ages of 18 and 24 are enrolled in college, making Latinos the largest racial or ethnic minority group on college campuses, including 2-year community colleges and 4-year colleges and universities; and

WHEREAS 31.5 percent of Hispanics 25 years of age and older hold advanced degrees; and

WHEREAS Latino workers represent 62.9% of the total civilian labor force of the U.S., and the rate of Latino labor force participation is expected to grow to 28% by 2024, accounting for approximately 48% of the total labor force increase in the United States by that year; and

WHEREAS Hispanic Americans are dedicated public servants, holding posts at the highest levels of the U.S. Government, including one seat on the Supreme Court of the United States, five seats in the Senate, 46 seats in the House of Representatives; and

WHEREAS between 2017 through 2019, there were 9.7% Latino school teachers; 23.9% Latino management professionals in businesses; approximately 6% of lawyers are comprised of Hispanic and Latinos; and 5.8% of Latinos are physicians, and many others who contribute to the U.S. through their professions; and

WHEREAS the annual purchasing power of Hispanic Americans, has been estimated between \$1.5 to \$1.7 trillion, an amount greater than the economy of all except 17 countries in the world; and

WHEREAS there are more than 7.9 million Hispanic-owned firms supporting millions of employees nationwide and contributing more than \$600 billion in revenue to the U.S. economy; and

WHEREAS Hispanic-owned businesses represent the fastest-growing segment

of small businesses in the U.S., with Latino-owned businesses growing at more than 15 times the national rate; and

WHEREAS countless Hispanic Americans have answered the call to protect the cause of freedom by serving in our Armed Forces and have fought bravely in every war in the history of the United States, over 18,611,432 between 2014 and 2018; and

WHEREAS as of April 2018, more than 12.1% of Latinos have served in post-September 11, 2001, overseas contingency operations; and

WHEREAS as of 2015, there were more than 1,200,200 living Hispanic veterans of the Armed Forces, including 136,000 Latinas; and

WHEREAS 61 Hispanic Americans have received the Congressional Medal of Honor, the highest award for valor in action against an enemy force bestowed on an individual serving in the Armed Forces; and

WHEREAS a record 12,700,000 Latinos voted in the 2016 Presidential election, representing a record 9.2% of the electorate in the U.S. An estimated 32 million Latinos were eligible to vote in 2020; and

WHEREAS the number of eligible Latino voters is expected to rise to 40,000,000 by 2030, accounting for 40% of the growth in the eligible electorate in the U.S. by 2032; and

WHEREAS each year approximately 800,000 Latino citizens turn 18 years old and become eligible to vote, a number that could grow to 1,000,000 by 2030, adding a potential 18 million new Latino voters by 2032; and

WHEREAS we celebrate the ancestry and culture of Hispanic Americans and continue to recognize the valuable impact and immense contributions of Hispanic Americans to the economic, social, cultural, and civic life of America and Oakland County.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby recognizes September 2021 as National Hispanic Heritage Month and encourages our citizens, governmental agencies, businesses, and schools to celebrate and recognize the contributions of Hispanic Americans.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

h. Support for Temujin Kensu

Yolanda Smith Charles moved to adopt the attached Resolution: Support for Temujin Kensu. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-356

Sponsored By: Robert Hoffman, Charles Cavell, Eileen Kowall

IN RE: Support for Temujin Kensu

WHEREAS in 1987, Temujin Kensu, also known as Frederic Freeman, was convicted of the murder of a college student in Port Huron, Michigan and was sentenced to life without parole; and

WHEREAS Kensu remains in prison, despite the facts that he could prove, including eyewitness statements, he was hundreds of miles away in the Upper Peninsula hours before and after the murder, an ironclad alibi, the absence of any physical evidence, including DNA, that would link him to the murder; and

WHEREAS since the conviction new evidence has come to light, a jailhouse snitch recanted his testimony that Kensu had confessed and a federal judge overturned the sentence after finding that Kensu's lawyer provided ineffective counsel by never calling a crucial alibi witness, Kensu has passed a polygraph test, and serious inconsistencies have been revealed in the reports drafted by the detectives on the case; and

WHEREAS since the 1980s, more than 2,000 innocent people have been exonerated and released from prison based on new evidence and DNA testing uncovered by advocates working on behalf of the wrongfully convicted; and

WHEREAS in 2019, the State of Michigan implemented the Conviction Integrity Unit (CIU) that is modeled after Wayne County Prosecutor's Office's Conviction Integrity Unit to investigate innocence claims. It is one of only a handful of state-run units in the nation and is Kensu's last opportunity for freedom; and

WHEREAS in Kensu's case there is no forensic evidence absolving him, such as DNA results, which illustrates the obstacles in undoing a questionable conviction when there is no forensic evidence to absolve the defendant; and

WHEREAS CIU investigators have been examining Kensu's case for months and if determined he is innocent, it remains unclear whether the county prosecutor will agree to move to vacate his conviction. With no clear precedent on the issue, the Michigan's Attorney General cannot say how such an impasse will be resolved; and

WHEREAS the Oakland County Board of Commissioners supports the efforts of the late Senator Carl Levin, who believed Kensu was innocent, along with the

Supreme Court Chief Justice McCormick, who represented Kensu when she ran the Michigan Innocence Clinic, former Chief Justice Thomas Brennan, attorneys, journalists, and independent investigators who challenge the theory and raise critical questions about Kensu's conviction.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners supports the efforts to critically examine and evaluate the evidence of Kensu's conviction, including other's claims of innocence, in the event of a wrongful conviction.

BE IT FURTHER RESOLVED that the Oakland County Clerk/Register of Deeds is requested to forward copies of this adopted resolution to the Governor of the State of Michigan, the Attorney General of Michigan, the St. Clair County Prosecutor's Office, the State of Michigan's Conviction Integrity Unit, and the Michigan Innocence Clinic.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

12. PUBLIC HEALTH AND SAFETY COMMITTEE – PENNY LUEBS

a. Fiscal Year 2022 PA Cooperative Reimbursement Program (CRP) Amendment #1

Yolanda Smith Charles moved to adopt the attached Grant Amendment: Fiscal Year 2022 PA Cooperative Reimbursement Program (CRP) Amendment #1. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-374

Sponsored By: Penny Luebs

IN RE: Fiscal Year 2022 PA Cooperative Reimbursement Program (CRP) Amendment #1

WHEREAS this agreement represents an extension of a five-year Title IV-D Cooperative Reimbursement Contract; and

WHEREAS the Michigan Department of Health and Human Services – Office of Child Support has approved the Oakland County Prosecuting Attorney's Office Family Support Division Fiscal year 2017-2021 Title IV-D Cooperative Reimbursement Program (CRP) Contract; and

WHEREAS the grant-funding period is October 1, 2016 through September 30, 2021; and

WHEREAS the amendment #1 requests total two-year funding of \$4,737,469.38: (\$2,368,734.69; for FY 2022; \$2,368,734.69; for FY 2023).

1. FY 2022 consists of Federal CRP funds of \$2,368,734.69 and state GF/GP funds of \$0 for a total contract amount of \$2,368,734.69; and
2. FY 2023 consists of Federal CRP funds of \$2,368,734.69 and state GF/GP funds of \$0 for a total contract amount of \$4,737,469.38; and;

WHEREAS this funding is authorized pursuant to Title IV-D of the Social Security Act, which provides 66% federal funding for the Friend of the Court Division, with a 34% County grant match funding source; and

WHEREAS the grant match is a cash match, and the total two-year amount of the grant match is \$2,440,514.54; and

WHEREAS the annual grant match of \$1,220,257.27 includes \$1,184,717 budgeted in the Prosecuting Attorney's General Fund Transfers Out account with the remaining \$35,540 in the General Fund, Non-Departmental Grant Match account; and

WHEREAS the state GF/GP amount is provided by the State of MI (GF/GP Amount) to cover the losses imposed by the Deficit Reduction Act (DRA) which was passed in late 2005 and was effective in early 2006; and

WHEREAS there are approximately 23.5 Special Revenue positions within the Prosecuting Attorney Cooperative Reimbursement Program Grant Fund (#27315); and

WHEREAS the application and acceptance of this grant does not obligate the County to any future commitment and continuation of the grant is contingent upon continued future levels of grant funding; and

WHEREAS the contract has been approved by the County Executive's Review Process and the Board of Commissioner's Grant Acceptance Procedures.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners accepts Amendment #1 of the Michigan Department of Health and Human Services Cooperative Reimbursement Program Agreement effective October 1, 2021 through September 30, 2023.

BE IT FURTHER RESOLVED that future levels of service, including personnel, are contingent upon the level of funding from the State for this program.

BE IT FURTHER RESOLVED that the Chairperson of the Board of Commissioners is authorized to execute this reimbursement agreement and to

approve amendments and extensions up to fifteen (15%) variance from the award, consistent with the agreement as approved.

BE IT FURTHER RESOLVED the FY 2022 – FY 2024 budgets are amended as detailed in the attached Schedule A.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. Grant Review Sign-Off
2. PA FY22- FY23 CRP Extension Contract
3. PA FY22 - FY23 27315 CRP Grant Extension BA Schedule A

b. Fiscal Year 2022 Local Health Department (Comprehensive) Funds

Yolanda Smith Charles moved to adopt the attached Grant Acceptance: Fiscal Year 2022 Local Health Department (Comprehensive) Funds. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-375

Sponsored By: Penny Luebs

IN RE: Fiscal Year 2022 Local Health Department (Comprehensive) Funds

WHEREAS the Oakland County Health Division was awarded funding through the Michigan Department of Health and Human Services (MDHHS) Fiscal Year (FY) 2022 Local Health Department (Comprehensive) Agreement (formerly the Comprehensive Planning, Budgeting, and Contracting agreement - CPBC) for the period October 1, 2021 through September 30, 2022 in the amount of \$11,430,410; and

WHEREAS funding will be used to support the delivery of public health services to the citizens of Oakland County; and

WHEREAS the grant award and anticipated FY 2022 contract amendments include sufficient funding to support continuation of sixty (60) Special Revenue (SR) positions, the reclassification of two (2) SR positions, and the creation of one (1) SR Full-Time Eligible (FTE) Lactation Specialist within Health Promotion Services (#1060241); and

WHEREAS the FY 2022 grant award includes funding in the amount of \$606,867 to continue the subrecipient agreement with Oakland Livingston

Human Service Agency (OLHSA) for reimbursement of services provided to Woman, Infants and Children (WIC) program participants for the period October 1, 2021 through September 30, 2022; and

WHEREAS MDHHS is requiring the Board Chairperson's execution of the grant acceptance agreement on or prior to October 1, 2021 for Oakland County to be eligible for reimbursement of incurred expenses; and

WHEREAS the very limited time provided by MDHHS for grant recipients to review and authorize acceptance is not sufficient to conduct a full grant review in accordance with county policies and procedures; and

WHEREAS the terms and provisions of the Fiscal Year 2022 Local Health Department Comprehensive Agreement grant application was approved by the Board of Commissioners on August 5, 2021 via miscellaneous resolution #21317.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby authorizes the Chairperson to execute the grant agreement for the Fiscal Year 2022 Local Health Department (Comprehensive) Agreement effective on October 1, 2021.

BE IT FURTHER RESOLVED that authorization to execute the grant agreement is a preliminary approval of the grant acceptance, final approval of the grant acceptance is contingent upon conformance with the Oakland County Grant Application and Acceptance Procedures, including review by appropriate departments and adoption of a resolution, including budget amendment, by the Board of Commissioners.

BE IT FURTHER RESOLVED for the purpose of authorizing execution for this preliminary grant acceptance, the provisions of the Oakland County Grant Application and Acceptance Procedures are temporarily waived.

BE IT FURTHER RESOLVED that preliminary acceptance of this grant does not obligate the county to any future commitment and continuation of the Special Revenue positions is contingent upon continued future levels of grant funding.

BE IT FURTHER RESOLVED that no budget amendment is required with this preliminary acceptance as a budget amendment will be incorporated into the final grant acceptance resolution.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. Grant Acceptance Review Sign-Off (002)
2. FY2022 LHD Agreement Draft 8-26-21
3. Addendum A
4. ATT I
5. ATT III
6. ATT IV

c. Fiscal Year 2022 Emerging Threats Local Health Department Funds

Yolanda Smith Charles moved to adopt the attached Grant Acceptance: Fiscal Year 2022 Emerging Threats Local Health Department Funds. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-376

Sponsored By: Penny Luebs

IN RE: Fiscal Year 2022 Emerging Threats Local Health Department Funds

WHEREAS the Michigan Department of Health and Human Services (MDHHS) has awarded funding to the Oakland County Health Division through the Fiscal Year (FY) 2022 Emerging Threats Local Health Department Agreement for the period October 1, 2021 through September 30, 2022 in the amount of \$9,502,413 to support response to COVID-19, including vaccination, contact tracing, case investigation, violation monitoring, and modernization and expansion of regional laboratory testing and response capabilities; and

WHEREAS MDHHS is requiring the Board Chairperson's execution of the grant acceptance agreement prior to October 1, 2021 for Oakland County to be eligible for reimbursement of incurred expenses; and

WHEREAS the very limited time provided by MDHHS for grant recipients to review and authorize acceptance is not sufficient to conduct a full grant review in accordance with county policies and procedures.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby authorizes the Chairperson to execute the grant agreement for the Fiscal Year 2022 Local Health Department (Comprehensive) Agreement effective on October 1, 2021.

BE IT FURTHER RESOLVED that authorization to execute the grant agreement is a preliminary approval of the grant acceptance, final approval of the grant acceptance is contingent upon conformance with the Oakland County Grant Application and Acceptance Procedures, including review by appropriate departments and adoption of a resolution, including budget amendment, by the Board of Commissioners.

BE IT FURTHER RESOLVED that preliminary acceptance of this grant does

not obligate the county to any future commitment and continuation of the program is contingent upon continued future levels of grant funding.

BE IT FURTHER RESOLVED that no budget amendment is required with this preliminary acceptance as a budget amendment will be incorporated into the final grant acceptance resolution.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. Grant Acceptance Review Sign-Off
2. FY2022 Emerging Threats LHD Draft Agreement 8-27-21
3. Att I
4. Att III
5. Att IV
6. Att V

d. FY2016-FY2020 Title IV-E Client Services Contract Amendment

Yolanda Smith Charles moved to adopt the attached Contract: FY 2016-FY 2020 Title IV-E Client Services Contract Amendment. Seconded by Penny Luebs.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-377

Sponsored By: Penny Luebs

IN RE: FY 2016-FY 2020 Title IV-E Client Services Contract Amendment

WHEREAS this contract renews services for the Michigan Department of Health and Human Services (MDHHS) Title IV-E Agreement; and

WHEREAS pursuant to and in compliance with MCL 712A.17(5), upon request of the Department of Health and Human Services of the State of Michigan (MDHHS), "the prosecuting attorney shall serve as a legal consultant" to the MDHHS, and the Oakland County Prosecuting Attorney does so serve as legal consultant to the MDHHS; and

WHEREAS the MDHHS is required to comply with federal and state statutes governing investigation and placement of children (See, MCL 722.622, et seq and CFR Title 45), and the Oakland County Prosecutor's Office assists in that compliance, resulting in better outcomes for Oakland County families and better foster care case management; and

WHEREAS the contract is federal Title IV-E funds passed through MDHHS; and

WHEREAS the funding period is October 1, 2016, through September 30, 2022; and

WHEREAS the MDHHS has added \$350,000 to the contract, and MDHHS has established the maximum amount of \$2,350,000 that the Prosecutor's Office may bill for legal services during the contract period: and

WHEREAS the grant match requirement is met by the use of Title IV-E funding non-reimbursable portion of costs for legal representation of the MDHHS staff, and the MDHHS contract agency staff; and

WHEREAS the existing staff at the Prosecutor's Office that currently represent the MDHHS will continue to do so under the new contract with no new positions requested; and

WHEREAS this contract has been reviewed and approved in accordance with the Grants Policy approved by the Board of Commissioners at their January 21, 2021 meeting.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the contract between Oakland County and the MDHHS for the Prosecutor's Office to provide legal consultation regarding the abuse/neglect of children cases, court proceedings, establishment of protocol, petition information and periodic strategy and training meetings with the MDHHS staff.

BE IT FURTHER RESOLVED that Oakland County is projected to receive maximum revenues of \$2,350,000 for Title IV-E services provided from October 1, 2016, through September 30, 2022.

BE IT FURTHER RESOLVED that the Chairperson of the Board of Commissioners is authorized to execute the contract award and to approve any contract extensions or changes, within fifteen percent (15%) of the original award.

BE IT FURTHER RESOLVED the Prosecutor's Office, Litigation Division Federal Operating Grants revenue budget is sufficient and therefore does not require an amendment.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. Grant Review Sign-Off
2. Final 3 Amended Contract Between MDHHS and OCPO

REGULAR AGENDA

13. ECONOMIC DEVELOPMENT AND INFRASTRUCTURE COMMITTEE – WILLIAM MILLER

There were no items to report on the Regular Agenda for the Economic Development and Infrastructure Committee.

14. FINANCE COMMITTEE – GWEN MARKHAM

a. 6:15 PM Public Hearing FY 2022

Chairperson David Woodward made the following statement: “A Public Hearing is now called on the Fiscal Year 2022 General Appropriations Act and 2022 County General Property Rates. Is there anyone present who wishes to speak?” The following people addressed the Board: Kathryn Kennedy and Kermit Williams. The Chairperson declared the Public Hearing closed.

b. FY 2022 General Appropriations Act and 2022 County General Property Tax Rates

Gwen Markham moved to adopt the attached Resolution: FY 2022 General Appropriations Act and 2022 County General Property Tax Rates. Seconded by Penny Luebs.

Motion Passed.

Gwen Markham moved to accept the Legislative Affairs and Government Operations Personnel Report. Seconded by Kristen Nelson.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-378

Sponsored By:

IN RE: FY 2022 General Appropriations Act and 2022 County General Property Tax Rates

WHEREAS in accordance with the provisions of Public Act 139 of 1973, the Unified Form of County Government Act, and Public Act 621 of 1978 (as amended by P.A. 493 of 2000), the Uniform Budgeting and Accounting Act for Local Government, it is the responsibility of the Oakland County Board of Commissioners to establish and adopt the annual County Budget and work program; and

WHEREAS the Finance Committee received budget requests from all County Departments, and has reviewed in detail the County Executive's Fiscal Year 2022 Budget Recommendation; and

WHEREAS the Finance Committee, after due deliberation, has formulated a Recommended General Appropriations Act balancing total appropriations with available resources at \$971,238,971 for Fiscal Year 2022, a summary of which was included in the Notice of Public Hearing published in newspapers of general circulation; and

WHEREAS the further intent of this resolution is to maintain a budgetary system for the County of Oakland on the same basis of accounting (generally accepted accounting principles) as the actual financial information is maintained; to define the powers and duties of the County's officers in relation to that system; to designate the Chief Administrative Officer and Fiscal Officer; and to provide that the Board of Commissioners and committees thereof, as well as the Fiscal Officer, shall be furnished with information by the departments, boards, commissions and offices relating to their financial needs, revenues and expenditures/expenses, and general affairs; to prescribe a disbursement procedure, to provide for an allotment system; and to provide remedies for refusal or neglect to comply with the requirements of this resolution; and

WHEREAS the Circuit Court Mediation Fund (Miscellaneous Resolution #90177) is used to cover the total cost of Attorney Mediators, with the balance to be used for enhancement of Court operations as requested by the Court and approved by the Board of Commissioners; and

WHEREAS the Board of Commissioners supports the concept of cultural diversity training for Oakland County employees and requires all supervisory, division manager and director level employees to attend cultural diversity training.

NOW THEREFORE BE IT RESOLVED the Oakland County Board of Commissioners does hereby adopt and amend the Fiscal Year 2022 General Appropriations Act recommended by the Finance Committee as advertised and placed in the Clerk's Office for public inspection.

BE IT FURTHER RESOLVED that funds from the Civil Mediation Account (10100-240201) be utilized to cover the total costs incurred in Fiscal Year 2022 for the Civil Mediation Program.

BE IT FURTHER RESOLVED that the following policy, as codified per Miscellaneous Resolution #20113, specifies the administration of the Delinquent Tax Revolving Fund:

1. The Delinquent Tax Revolving Fund (DTRF) was established in accordance with the provisions of Public Act 206 of 1893 (as amended) for the purpose of paying local taxing units within the County their respective shares of delinquent ad valorem real property taxes, in anticipation of the collection of those taxes by the County Treasurer. This policy statement, which encompasses the precept of self- funding, ensures that utilization of unrestricted DTRF funds does not impair the

functional intent or operational success of the DTRF as originally established.

2. To that end, at no time shall funds be diverted from the DTRF that would cause the unrestricted balance to fall below a level that would assure a prompt payment of all current and future outstanding General Obligation Limited Tax Notes, as well as assure the continued operation of the DTRF as specified in the preceding paragraph.
3. Penalties and investment interest generated by the DTRF may be transferred, in whole or in part, to the General Fund of the County upon majority vote of the Board of Commissioners so long as such transfer(s) meets the provisions of paragraph #2 above.
4. Any and all appropriations from unrestricted DTRF funds, excepting penalties and investment interest, shall be limited to one-time expenditures, as opposed to recurring operations.
5. Unless otherwise specified, appropriations from the DTRF shall be considered long- or short-term advances (with specific time frames detailed in the authorizing resolution), to be repaid with interest as specified below.
6. Any appropriations from unrestricted DTRF funds, excepting penalties and investment interest, not considered advances to be repaid within a time certain shall require a two-thirds majority vote of the Board of Commissioners.
7. All appropriations from unrestricted DTRF funds considered to be advances to be repaid within a time certain shall require a majority vote of the Board of Commissioners.
8. Terms and conditions of any and all advances from the DTRF shall be specified in the authorizing resolution, including interest obligations detailed as follows:
 - a. Interest on each payment will be based on the average monthly rate paid during the term of the agreement by the agent of the DTRF for that year's outstanding borrowing, or
 - b. In the event no borrowing occurs for the DTRF, principal and interest payments will be made in accordance with the previously established "Loan of County Funds Policy" (Miscellaneous Resolution #89276) which requires Board approval of repayment terms at an interest rate no less than the prevailing six-month Treasury Bill rate and that such rates shall be computed and compounded quarterly.
9. Pursuant to MCL 211.78m(8), following the settlement of each preceding year's foreclosure sale, but not later than June 30th, the County Treasurer shall submit a written report to the Board of Commissioners identifying any remaining balance available following the settlement and detailing all costs associated with the administration of the Delinquent Tax Revolving Fund. All or a portion of any remaining balance, less any contingent costs of title or other legal claims described in subdivisions (a) through (f), of the Act may subsequently be transferred into the general fund of the county by the Board of Commissioners.

BE IT FURTHER RESOLVED that \$3,000,000 in DTRF interest earnings will be

transferred to the General Fund to support General Fund/General Purpose activities.

BE IT FURTHER RESOLVED that an indirect cost charges will be billed by the General Fund to the DTRF, in accordance with Oakland County's approved Central Services Indirect Cost Allocation Plan.

BE IT FURTHER RESOLVED that \$4,766,565, or one-half of the \$9,533,130 convention facility tax revenues distributed by the State to Oakland County under the authority of the State Convention Facility Development Act, P.A. 106 of 1985, be earmarked for substance abuse prevention and treatment programs.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners, in accordance with the requirements of Public Act 214 of 1899, as amended, authorizes that .0004 mills Current Property Tax Levy be designated for the purpose of funding Veterans' Services Soldier Relief.

BE IT FURTHER RESOLVED that each Supervisor of the various townships and Assessing Officers of the several cities of Oakland County are authorized and directed to spread on their respective township of city tax rolls for the year 2022 a County General Property Tax Levy of 3.9880 Mills to be applied to the 2022 Taxable Value of all property located within their respective jurisdictions.

BE IT FURTHER RESOLVED that the Equalization Officer perform the function of Equalization Director including the examination of the assessment rolls of the several townships and cities within Oakland County to ascertain whether the real and personal property in the respective townships and cities has been equally and uniformly assessed at 50% of true cash value and to make recommendation to that fact to the County Board of Commissioners.

BE IT FURTHER RESOLVED that:

1. The County Executive is hereby designated the Chief Administrative Officer of the County of Oakland and, further, that the Director of Management and Budget shall perform the duties of the Fiscal Officer as specified in this resolution.
2. The Fiscal Officer shall provide an orientation session and instructions for preparing department budget requests. These instructions shall include information that the Fiscal Officer determines to be useful and necessary to assure that the budgetary estimates of the agencies are prepared in a consistent manner and the needs of the Board of Commissioners and Committees are met.
3. Any offices, departments, commissions and boards of the County of Oakland financed in whole or in part by the County of Oakland shall transmit to the Fiscal Officer their estimates of the amounts of money required for each activity in their respective agencies, as well as their estimate of revenues that will be generated from charges for services. They shall also submit any other information deemed relevant by the

Fiscal Officer and/or the Board of Commissioners and committees thereof.

4. The Fiscal Officer shall provide guidelines to be used by the offices, departments, commissions and boards of the County of Oakland in submitting their budget estimates and shall prescribe the rules and regulations the Fiscal Officer deems necessary for the guidance of officials in preparing such budget estimates. The Fiscal Officer may require that the estimates be calculated on the basis of various assumptions regarding level of service. The Fiscal Officer may also require a statement for any proposed expenditure and a justification of the services financed.
5. The Fiscal Officer shall prepare estimates of revenue for each budgeted fund, classified to show in detail the amount expected to be received from each source. Estimates of expenditures and revenues shall also be classified by character, object, function and activity consistent with the accounting system classification.
6. The Fiscal Officer shall review the agency estimates with a representative from each agency of the County of Oakland that has submitted such estimates. The purpose of the review shall be to clarify the estimates, ensure the accuracy, and to determine their adherence to the policies previously enumerated by the Fiscal Officer and the Board of Commissioners or committees thereof as herein required.
7. The Fiscal Officer shall consolidate the estimates received from the various agencies together with the amounts of expected revenues and shall make recommendations relating to those estimates which shall assure that the total of estimated expenditures including an accrued deficit does not exceed the total of expected revenues including an unappropriated surplus.
8. The recommended budget shall include at least the following:
 - a. Expenditure data for the most recently completed fiscal year and estimated expenditures, or amended budget, for the current fiscal year,
 - b. An estimate of the expenditure amounts required to conduct, the government of Oakland County, including its budgetary centers,
 - c. Revenue data for the most recently completed fiscal year and estimated revenues, or amended budget, for the current fiscal year,
 - d. An estimate of revenues, by source, to be raised or received by Oakland County in the ensuing fiscal years,
 - e. The amount of surplus or deficit from prior fiscal years, together with an estimate of the amount of surplus or deficit expected in the current fiscal year,
 - f. An estimate of the amount needed for deficiency, contingent or emergency purposes and the amounts needed to pay and discharge the principal and interest of the debt of Oakland County due in the ensuing fiscal years,
 - g. The amount of proposed capital outlay expenditures, except those financed by enterprise, capital projects, or internal service funds, including the estimated total costs and proposed

method of financing of each capital construction project and the projected additional annual operating cost and the method of financing the operating costs of each capital construction project for three (3) years beyond the fiscal year covered by the budget,

- h. An informational summary of projected revenues and expenditures/expenses of any capital projects, internal service, and enterprise funds,
 - i. A comparison of the revenue and expenditure amounts in the recommended budget to the most recently approved budget adopted by the Board of Commissioners with appropriate explanation of the variances,
 - j. Any other data relating to fiscal conditions that the Fiscal Officer or the Board of Commissioners or committees thereof consider to be useful in evaluating the financial needs of the County.
- 9. Not less than ninety (90) days before the next succeeding fiscal year, the County Executive shall transmit the recommended budget to the County Board of Commissioners. The recommended budget shall be accompanied by:
 - a. A proposed general appropriations measure, consistent with the budget, which shall set forth the anticipated revenue and requested expenditure/expense authority in such form and in such detail deemed appropriate by the Board of Commissioners or committees thereof. No appropriations measure shall be submitted to the Board of Commissioners in, which estimated total expenditures/expenses, including an accrued deficit, exceed estimated total revenues, including an available surplus.
 - b. A budget message which shall explain the reasons for increases or decreases in budgeted items compared with the current fiscal year, the policy of the County Executive as it relates to important budgetary items, and any other information that the County Executive determines to be useful to the Board of Commissioners in its consideration of proposed appropriations.
 - c. A comparison of the recommended budget to the most recently approved current year budget, together with an analysis and explanation of the variances there from, such variances being divided to show the portion attributable to the current year budget amendments and the portion resulting from the recommended budget.
- 10. The County Board of Commissioners, or any committee thereof, may direct the County Executive and/or other elected officials to submit any additional information it deems relevant in its consideration of the budget and proposed appropriations measure. The Board of Commissioners or the committees thereof may conduct budgetary reviews with the Fiscal Officer, and/or County departments and divisions or agencies, etc., for the purpose of clarification or justification of proposed budgetary items.

11. The County Board of Commissioners may revise, alter, or substitute for the proposed general appropriations measure in any way, except that it may not change it in a way that would cause total appropriations, including an accrued deficit, to exceed total estimated revenues, including an unappropriated surplus. An accrued deficit shall be the first item to be resolved in the general appropriations measure.
12. The County Board of Commissioners shall fix the time and place of a public hearing to be held on the budget and proposed appropriations measure. The Clerk/Register shall then have published, in a newspaper of general circulation within the County of Oakland, notice of the hearing and an indication of the place at which the budget and proposed appropriations measure may be inspected by the public. This notice must be published at least seven days before the date of the hearing.
13. No later than September 30, the Board of Commissioners shall pass a general appropriations measure providing the authority to make expenditures and incur obligations on behalf of the County of Oakland. The supporting budgetary data to the general appropriations measure shall include at least the following:
 - a. Expenditure data for the most recently completed fiscal year,
 - b. The expenditures budget as originally adopted by the Board of Commissioners for the current fiscal year,
 - c. The amended current year appropriations,
 - d. An estimate of the expenditure amounts required to conduct, the government of Oakland County, including its budgetary centers,
 - e. Revenue data for the most recently completed fiscal year and estimated revenues, or amended budget, for the current fiscal year,
 - f. Budgeted revenue estimates as originally adopted by the Board of Commissioners for the current fiscal year,
 - g. The amended current year Budgeted revenues,
 - h. An estimate of revenues, by source, to be raised or received by Oakland County in the ensuing fiscal year,
 - i. The amount of surplus or deficit from prior fiscal years, together with an estimate of the amount of surplus or deficit expected in the current fiscal year,
 - j. An estimate of the amount needed for deficiency, contingent on emergency purposes, and the amounts needed to pay and to discharge the principal and interest of the debt of Oakland County due in the ensuing fiscal year,
 - k. The amount of proposed capital outlay expenditures, except those financed by enterprise, capital project, or internal service funds, including the estimated total costs and proposed method of financing of each capital construction project and the projected additional annual operating cost and the method of financing the operating costs of each capital construction project for three (3) years beyond the fiscal year covered by the budget,

- l. An informational summary of projected revenues and expenditures/expenses of capital projects, internal service, and enterprise funds,
 - m. Any other data relating to fiscal conditions that the Board of Commissioners considers to be useful in considering the financial needs of the County,
 - n. Printed copies of the Board of Commissioners Adopted Budget, Financial Plan or any facsimile thereof shall contain all of the above data unless otherwise approved by the Board of Commissioners,
- 14. The Board of Commissioners may authorize transfers between appropriation items by the County Executive or Fiscal Officer within limits stated in the appropriations measure. In no case, however, may such limits exceed those provided for in paragraph #22 and #23 of this resolution.
- 15. A deviation from the original general appropriations measure shall not be made without first amending the general appropriations measure through action by the Board of Commissioners, except within those limits provided for in paragraph #16 of this resolution.
- 16. Appropriations accumulated at the following three summary levels of expenditure within each County Department will be deemed maximum authorization to incur expenditures: Personnel Expenditures, Operating Expenditures, and Internal Support Expenditures. The County Executive or the Fiscal Officer shall exercise supervision and control of all budgeted expenditures within these limits, holding expenditures below individual line-item appropriations or allowing overruns in individual line-items providing that at no time shall the net expenditures exceed the total appropriation for Personnel and Operating Expenditures, respectively, for each department as originally authorized or amended by the Board of Commissioners. Further, Personnel Expenditures are authorized only for positions specifically authorized pursuant to this Act as adopted and amended by Board of Commissioner resolution, and appropriated overtime, holiday overtime, on-call pay, shift premium summer help, emergency salaries, and any adjustments required by collective bargaining agreements. The Fiscal Officer shall submit to the Finance Committee a quarterly listing of new governmental funded appropriations and internal service fund line items created administratively which were not properly classifiable. Line-item detail, division, unit or cost center detail and allotments, which provide a monthly calendarization of annual appropriations, as deemed necessary by the Fiscal Officer shall be maintained and utilized as an administrative tool for management information and cost control. The Fiscal Officer shall not approve any expenditure beyond that necessary to accomplish stated program or work objectives authorized in the general appropriation measure as originally approved unless amended, in which case the amendment takes precedence.
- 17. In order to amend the General Appropriations Act the amendment must specifically identify the fund, department, division, unit, program and account affected by the amendment. Additionally, if the amendment increases an appropriation, the source of funding for that additional

appropriation, whether an increase in revenue or an offsetting decrease in expenditure, must be presented as part of the amendment.

18. The Fiscal Officer shall maintain, for all budgeted funds, appropriation ledger accounts in which are to be recorded such expenditure encumbrances and obligations for the future payment of appropriated funds as the Fiscal Officer may approve.
19. Each purchase order, voucher or contract of Oakland County shall specify the funds and appropriation designated by number assigned in the accounting system classification from which it is payable and shall be paid from no other fund or appropriation. The necessary amount of the appropriation from such account shall be transferred pursuant to the provisions of this resolution to the appropriate general appropriation account and the expenditure then charged thereto.
20. No obligation shall be incurred against, and no payment shall be made from, any appropriation account unless there is a sufficient unencumbered balance in the appropriation and sufficient funds are or will be available to meet the obligation. All capital projects funded from the Capital Improvement Fund shall require approval of the Board of Commissioners on recommendation of the appropriate liaison committee (Planning and Building Committee) prior to initiation of the project. Pursuant to M.R. #15231, projects under \$30,000 can be administratively approved by both the Director of Facilities Management and the Fiscal Officer (or designee) if funding is available and any transfers required are to be included in the subsequent quarterly forecast report. Any obligation incurred or payment authorized in violation of this resolution shall be void and any payment so made illegal except those otherwise ordered by court judgment or decree.
21. The Fiscal Officer, after the end of each quarter, shall transmit to the Board of Commissioners a report depicting the financial condition of budgeted operations, including, but not limited to:
 - a. A forecast of actual revenues by major source compared with budgeted revenues accompanied by an explanation of any significant variances,
 - b. A forecast of actual expenditures and encumbrances by department compared with authorized appropriations accompanied by an explanation of any significant variances, and
 - c. A forecast of actual expenditures, encumbrances and transfers from each of the several non-departmental appropriations accounts compared with authorized appropriations accompanied by an explanation of any significant variances.
22. Direct expenditure and/or transfers of any unencumbered balance or any portion thereof in any appropriation for transfer account to any other appropriations account may not be made without amendment of the general appropriation measure as provided for in this resolution, except that transfers within and between budgeted funds and departments may be made by the Fiscal Officer in the following instances:
 - a. Transfers may be made from the non-departmental Overtime Reserve account and Fringe Benefit Reserve account to the appropriate departmental budget as specific overtime requests

are reviewed and approved by the Fiscal Services Division. Additionally, overtime appropriations may be transferred between divisions within a department at the request of the Department Head, if authorized by the Fiscal Officer or his/her designee. The Overtime Reserve account includes an estimated amount for the Parental Leave benefit that may be needed by departments that have contractual service obligations or job duties that cannot be temporarily covered by other departmental personnel and the use of Parental Leave causes the department to exceed their Personnel Expenditure budget category. The Overtime Reserve account also includes an estimated amount for 24 hour / 7 days per week operations for the Election Day holiday which occurs the Tuesday following the first Monday in November in even years.

- b. Transfers may be made from the non-departmental appropriation accounts for Maintenance Department Charges and Miscellaneous Capital Outlay to the appropriate departmental budget as specific requests for these items are reviewed and approved by the Fiscal Officer or his/her designee.
- c. Transfers may be made from the non-departmental appropriation account Emergency Salaries Reserve as reviewed and approved by the Human Resources Department.
- d. Transfers may be made from salary and fringe benefit savings, resulting from use of Merit System Administrative Leave without Pay provisions, from departmental budgets to a non-departmental Administrative Leave account. Quarterly reports identifying such transfers and detailing the status of the non-departmental Administrative Leave account shall be provided to the appropriate Board committees.
- e. Fringe benefit rates shall be established annually in the budget process to charge all General Fund/General Purpose, Special Revenue and Proprietary funds for actual employer fringe benefit costs. Such rates shall be sufficient to meet all fringe benefit costs including sick leave and annual leave accumulations, tuition reimbursement, employee training, retirees' medical, required debt service on the Retiree Health Care Refunding bonds pursuant to M.R. #12299 and M.R. #13280, and retirement administration. All funds collected for Retirement, Tuition Reimbursement, Social Security (FICA), Medical for active and retired employees, Disability, Dental, Optical, and Life and Accident Insurance shall be transferred to the Employee Fringe Benefit Fund as established by Miscellaneous Resolution #81312. Sufficient funds shall be maintained in the Employee Fringe Benefit Fund liability account for sick leave and annual leave to cover the accumulated liability at an amount equal to 50% of the sick leave accumulation and 100% of the annual leave accumulation, including applicable Social Security (FICA) taxes thereon. All funds collected by Workers' Compensation and

Unemployment Compensation shall be transferred to the Fringe Benefit Fund as established by Miscellaneous Resolution #81012 and modified by Miscellaneous Resolution #96024.

- f. The transfer of funds to the Capital Improvement Fund/Building Improvement Fund shall be made in accordance with the appropriation authorized by the Board of Commissioners.
 - g. Transfers (advances) may be made as necessary from the Drain Revolving Fund to Drain Construction Funds and Drain Maintenance Funds as short-term advances for costs incurred such as preliminary engineering fees and ongoing maintenance costs. Costs incurred by Drain Maintenance Funds and Drain Construction Funds will be repaid by the Drain Fund through assessments. Specific requests will be reviewed and approved by the Fiscal Officer or his/her designee.
 - h. A transfer of any or all of the appropriation allocated under the Non-Departmental account for Legislative Expense (#10100-9090101-196030-731080) shall not be made to any departmental budget without adoption of an Oakland County Board of Commissioners resolution.
 - i. Transfers may be made from the Non-Departmental Juvenile Resentencing account to the Circuit Court, Prosecuting Attorney and Sheriff's Office as actual costs are incurred and upon approval of the Fiscal Officer or his/her designee.
23. The Board of Commissioners may make supplemental appropriations by amending this general appropriations measure as provided by this resolution, provided that revenues in excess of those anticipated in the original general appropriations measure become available due to:
- a. An unobligated surplus from prior years becoming available;
 - b. Current year revenue exceeding original estimate in amounts sufficient enough to finance increased appropriations. The Board of Commissioners may make a supplemental appropriation by increasing the dollar amount of an appropriation item in the original general appropriations measure or by adding additional items. At the same time the estimated amount from the source of revenue to which the increase in revenue may be attributed shall be increased, or other source and amount added in a sum sufficient to equal the supplemental expenditure amount. In no case may such appropriations cause total estimated expenditures, including an accrued deficit, to exceed total estimated revenues, including an unappropriated surplus.
24. Whenever it appears to the County Executive or the Board of Commissioners that actual and probable revenues in any fund will be less than the estimated revenues upon which appropriations from such fund were based, the County Executive shall present to the Board of Commissioners recommendations which, if adopted, will prevent expenditures from exceeding available revenues for the current fiscal year. Such recommendations shall include proposals for reducing appropriations, increasing revenues, or both. After receiving the recommendations of the County Executive for bringing appropriations

into balance with estimated revenues, the Board of Commissioners shall amend the general appropriations measure to reduce appropriations or shall approve such measures necessary to provide revenues sufficient to equal appropriations, or both.

25. All appropriations are annual and the unexpended portion shall lapse at year-end. Encumbrances and appropriations carried forward shall be recorded as an assigned fund balance, and the subsequent year's budget amended to provide authority to complete these transactions. Appropriations shall not be carried forward for more than six (6) months into the budget year following the year in which they were originally appropriated. A status report on Appropriations Carried Forward, as required by Miscellaneous Resolution #93156, will be incorporated as an integral part of the ensuing year's Second Quarter Financial Forecast for the purposes of determining their continuation for the remainder of the year. The recommended year-end budget amendment shall be supported with a statement of revenues and expenditures and operating surplus or deficit which shall contain the following data: (1) budget as adopted; (2) budget amendments; (3) budget as adjusted; (4) revenues and expenditures, operating surplus or deficit; (5) accrued revenue and expenditures; (6) transfers; (7) total revenues and expenditures and transfers, operating surplus or deficit, including accruals and transfers; (8) encumbrances; (9) appropriations carried forward; (10) total revenues and appropriations utilized, operating surplus or deficit, including encumbrances and appropriations carried forward; (11) balance of revenues not collected, unencumbered appropriation balance, operating surplus or deficit; (12) detail of adjustments to designated and undesignated fund balance, detail of adjustment to reserves and/or any other utilization of surplus; (13) final surplus or deficit or undesignated fund balance carried forward to the subsequent year's budget.
26. A member of the Board of Commissioners, the County Executive, any elected officer, the Fiscal Officer, any other administrative officer or employee of Oakland County shall not: (1) create a debt, incur a financial obligation on behalf of the County against an appropriation account in excess of the amount authorized, (2) apply or divert money of the County for purposes inconsistent with those specified in this general appropriations measure as approved and amended by the Board of Commissioners, nor (3) forgive a debt or write off an account receivable without appropriate authorization of the Board of Commissioners, as described in Miscellaneous Resolution #93135 (Bad Debt Write-Off Policy) and Miscellaneous Resolution #12048 (Short Sale Policy). Specifically, application of the foregoing Bad Debt Write-Off Policy shall be invoked for all amounts in excess of \$1,000; transactions of a lesser amount shall be considered within the administrative authority of the Fiscal Officer or his/her designee. Application of the foregoing Short Sale policy may be invoked to allow the County to consider less than the balance owed on an Oakland County home improvement loan in a proposed sale of property, unless prohibited by Federal Regulations, as determined by the Manager of the Oakland County Neighborhood and Housing Development (formerly Community Home and Improvement) Division or his/her designee. Furthermore, the Fiscal Services Division

must submit to the Board of Commissioners, as part of the quarterly financial report, a listing of all bad debt write offs (including short sales) occurring during the preceding three months. In addition, transactions relating to Inmate Prisoner Billings which are billed in excess of ability to pay are hereby authorized to be adjusted in accordance with Public Act 212 of 1994 with the resultant amount of the write-off subsequently reported to the Board of Commissioners as part of the Quarterly Financial Report. Also, within the administrative authority of the Fiscal Officer and with the general approval of the Court, Circuit Court and Probate Court financial orders for \$2,500 or less may be reduced and amended by the Fiscal Services Division based on an individual's ability to pay. Waiver of fees in excess of \$2,500 shall require the approval of the Court. Except as otherwise stated in the General Appropriations Act, funds shall not be expended without specific appropriation or other appropriate action by the Board of Commissioners from fund equity; from balance sheet accounts for the purchase of fixed assets not cited in paragraph 26 of the General Appropriations Act, non-routine prepaid items or non-routine obligations related to a specific appropriation; or from funds not budgeted.

27. All Internal Service Fund budgets that have depreciable assets shall have a capital budget with detail supporting the amount of annual depreciation therein included, as well as a fiscal plan for replacing, upgrading or disposing of those assets.
28. The budgetary system shall be maintained on the same basis of accounting (generally accepted accounting principles) as the actual financial information is maintained.
29. Any violation of the general appropriations measure by the County Executive, the Fiscal Officer, any administrative officer, employee or member of the Board of Commissioners detected through application of generally accepted accounting procedures utilized by Oakland County or disclosed in an audit of the financial records and accounts of the County shall be filed with the State Treasurer and reported by the State Treasurer to the Attorney General. Pursuant to Public Act 621 of 1978, the Uniform Budgeting Act, the Attorney General shall review the report and initiate appropriate action against the person or persons in violation. For use and benefit of the County of Oakland, the Attorney General or Prosecuting Attorney may institute a civil and/or criminal action in a court of competent jurisdiction for the recovery of County funds disclosed by an examination to have been illegally expended or collected as a result of malfeasance, and for the recovery of public property disclosed to have been converted or misappropriated.
30. The provisions of this act shall be applied to the General Fund and all Special Revenue and Proprietary Funds of the County, including Enterprise Funds and Internal Service Funds.
31. The Board of Commissioners adopted a leased vehicle policy per Miscellaneous Resolution #93230 which was amended by Miscellaneous Resolution #94257 and then superseded by Miscellaneous Resolution #19004 requires requests for additional new vehicles (other than replacements of existing vehicles previously approved by the Board of Commissioners) shall, upon affirmative recommendation of the County

Executive, be submitted annually to the Finance and Infrastructure to include any significant changes in the County Leased Vehicle Program. The FY 2022 budget includes a transfer from the Parks and Recreation Fund to the Motor Pool Fund that reflects an expansion of the County's fleet:

- Parks and Recreation Fund - includes \$35,000 for one (1) Pickup Truck

32. The Board of Commissioners adopted a Professional Services Contract Authorization policy per Miscellaneous Resolution #19346 that requires approval of the Board of Commissioners for Professional Service contracts in excess of \$250,000. The policy also requires Board of Commissioners approval for Professional Services contracts in excess of \$100,000 that were awarded through a process other than full and open competition, such as a single or sole source process. A list of Professional Services by department is included in the budget document.

BE IT FURTHER RESOLVED that rates and fees have been updated for Public Services Department's Animal Control Division and Medical Examiner Division to reflect FY 2022 rate adjustments to align with the services provided:

- Dog License Fees – Effective January 1, 2022

<u>One-Year</u>	Standard	Senior	Delinquent	Senior/Delinquent
Spayed/Neutered	\$15.00	\$14.00	\$40.00	\$40.00
Male/Female (unaltered)	\$25.00	\$23.00	\$40.00	\$40.00
<u>Three-Year</u>				
Spayed/Neutered	\$40.00	\$37.00	\$55.00	\$52.00
Male/Female (unaltered)	\$70.00	\$64.00	\$85.00	\$ 79.00

- Cremation Approval Fee – \$55.00 Effective October 1, 2021
- Complete Autopsy - \$3,000.00 Effective October 1, 2021

BE IT FURTHER RESOLVED that as a condition of continuing debt covenants the Department of Management and Budget and Treasurer's Office are hereby directed to take any and all ministerial actions that may be necessary to facilitate the payment of the principal and interest on all debt obligations that have been authorized through separate action by the Board of Commissioners and the payment of all other obligations.

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget, presented on September 29, 2021; be amended to adjust the ARP Local Fiscal Recovery Fund (#21285) budget by \$9,639,404 for

FY 2022 and \$4,639,404 for FY 2023-24 to decrease the Internal Support expenditures line item (21285-9010101-133095-770000) and offset by a decrease to the Federal Operating Grants revenue line item (21285-9010101-133095-610313) to correct the line items used for balancing the ARP Local Fiscal Recovery Fund. Release of ARP Local Fiscal Recovery Fund appropriations is contingent upon approval from the Pandemic Response Ad Hoc Committee.

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget document, presented on September 29, 2021; be amended to assign \$150,000 with the FY 2021 Year End Report in an Assigned Fund Balance account with the intended purpose to establish a limited-time matching grant program to provide enhanced marine safety patrol and enforcement through the Oakland County Sheriff's Office for cities, villages and townships that share jurisdiction of lakes in the county with public access boating sites. Fund Balance Assignments require a separate resolution for program appropriation and the FY 2021 Year End Report must be adopted by the Board of Commissioners prior to any separate resolutions being brought forward for consideration.

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget document, presented on September 29, 2021; be amended to assign \$250,000 with the FY 2021 Year End Report in an Assigned Fund Balance account with the intended purpose to establish a one-time matching grant program for cities, villages, and townships, developed and coordinated by MSU Extension, to mitigate the spread of gypsy moths and their negative impacts on the environment within the county. Fund Balance Assignments require a separate resolution for program appropriation and the FY 2021 Year End Report must be adopted by the Board of Commissioners prior to any separate resolutions being brought forward for consideration.

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget document, presented on September 29, 2021 is amended to add \$100,000 of one-time funding to the existing Campus Sustainability project (Project #100000003389) to include funding for the 52-2 District Courthouse needs assessment analysis. The FY 2022 budget is amended as follows:

GENERAL FUND
(#10100)

FY 2022

Revenues

9010101-196030-665882	Planned Use of Balance	\$100,000
	Total Revenue	<u>\$100,000</u>

Expenditures

9010101-196030-788001-40400	Transfers Out	<u>\$100,000</u>
	Total Expenditures	<u>\$100,000</u>

PROJECT WORK
ORDER FUND (#40400)

FY 2022

Project ID# 100000003389

Revenues

1040101-148020-695500-10100	Transfers In	<u>\$100,000</u>
	Total Revenue	<u>\$100,000</u>

Expenditures

1040101-148020-796500	Budgeted Equity Adj	<u>\$100,000</u>
	Total Expenditures	<u>\$100,000</u>

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget, presented on September 29, 2021; be amended to strike out the following Contracts from the Professional Service Contracts Summary: 5741, 4945, 5204, 5080, 4639, 6044, 5254, 4989, 5846. Pursuant to the Professional Services Contract Authorization Policy (MR#19346).

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget, presented on September 29, 2021; be amended to adjust the FY 2022 Board of Commissioners budget by \$30,000 to increase the Literacy Project expenditure line item (10100-5010101-180010-731129) and offset by an increase to the Planned Use of Balance revenue line item (10100-9010101-196030-665882) to support literacy projects throughout the county.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. Report from LAGO

a) Amendment - ARP Local Fiscal Recovery Fund #21285

Luebs moved to approve the attached Budget Amendment: Amendment - ARP Local Fiscal Recovery Fund #21285. Seconded by Joliet.

Motion Passed.

AMENDMENT

IN RE: Amendment - ARP Local Fiscal Recovery Fund #21285

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget, presented on September 29, 2021; be amended to

adjust the ARP Local Fiscal Recovery Fund (#21285) budget by \$9,639,404 for FY 2022 and \$4,639,404 for FY 2023-24 to decrease the Internal Support expenditures line item (21285-9010101-133095-770000) and offset by a decrease to the Federal Operating Grants revenue line item (21285-9010101-133095-610313) to correct the line items used for balancing the ARP Local Fiscal Recovery Fund. Release of ARP Local Fiscal Recovery Fund appropriations is contingent upon approval from the Pandemic Response Ad Hoc Committee.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

b) Amendment - Marine Safety Patrol

Kristen Nelson moved to adopt the attached Budget Amendment: Amendment - Marine Safety Patrol. Seconded by Michael Gingell.

Motion Passed.

AMENDMENT

IN RE: Amendment - Marine Safety Patrol

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget document, presented on September 29, 2021; be amended to assign \$150,000 with the FY 2021 Year End Report in an Assigned Fund Balance account with the intended purpose to establish a limited-time matching grant program to provide enhanced marine safety patrol and enforcement through the Oakland County Sheriff's Office for cities, villages and townships that share jurisdiction of lakes in the county with public access boating sites. Fund Balance Assignments require a separate resolution for program appropriation and the FY 2021 Year End Report must be adopted by the Board of Commissioners prior to any separate resolutions being brought forward for consideration.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

c) Amendment - Gypsy Moth Program

Michael Spisz moved to adopt the attached Budget Amendment: Amendment - Gypsy Moth Program. Seconded by Penny Luebs.

Motion Passed.

AMENDMENT

IN RE: Amendment - Gypsy Moth Program

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget document, presented on September 29, 2021; be amended to assign \$250,000 with the FY 2021 Year End Report in an Assigned Fund Balance account with the intended purpose to establish a one-time matching grant program for cities, villages, and townships, developed and coordinated by MSU Extension, to mitigate the spread of gypsy moths and their negative impacts on the environment within the county. Fund Balance Assignments require a separate resolution for program appropriation and the FY 2021 Year End Report must be adopted by the Board of Commissioners prior to any separate resolutions being brought forward for consideration.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

d) Amendment - Campus Sustainability Project: 52-2 District Courthouse

Robert Hoffman moved to adopt the attached Budget Amendment: Amendment - Campus Sustainability Project: 52-2 District Courthouse. Seconded by Philip Weipert.

Motion Passed.

AMENDMENT

IN RE: Amendment - Campus Sustainability Project: 52-2 District Courthouse

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget document, presented on September 29, 2021 is amended to add \$100,000 of one-time funding to the existing Campus Sustainability project (Project #100000003389) to include funding for the 52-2 District Courthouse needs assessment analysis. The FY 2022 budget is amended as follows:

<u>GENERAL FUND (#10100)</u>		<u>FY 2022</u>
Revenues		
9010101-196030-665882	Planned Use of Balance	\$100,000
Total Revenue		\$100,000
Expenditures		
9010101-196030-788001-40400	Transfers Out	\$100,000
Total Expenditures		\$100,000

PROJECT WORK ORDER FUND (#40400)**FY 2022**

Project ID# 100000003389

Revenues

1040101-148020-695500-10100	Transfers In	\$100,000
Total Revenue		\$100,000

Expenditures

1040101-148020-796500	Budgeted Equity Adj	\$100,000
Total Expenditures		\$100,000

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

e) Amendment - Professional Service Contracts Summary

Michael Spisz moved to adopt the attached Budget Amendment: Amendment - Professional Service Contracts Summary. Seconded by Penny Luebs.

Motion Passed.

AMENDMENT

IN RE: Amendment - Professional Service Contracts Summary

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget, presented on September 29, 2021; be amended to strike out the following Contracts from the Professional Service Contracts Summary: 5741, 4945, 5204, 5080, 4639, 6044, 5254, 4989, 5846. Pursuant to the Professional Services Contract Authorization Policy (MR#19346).

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

f) Amendment - Literacy Project

Eileen Kowall moved to adopt the attached Budget Amendment: Amendment - Literacy Project. Seconded by Charles Cavell.

Motion Passed.

AMENDMENT

IN RE: Amendment - Literacy Project

BE IT FURTHER RESOLVED that the FY 2022-2024 Finance Committee Recommended Budget, presented on September 29, 2021; be amended to adjust the FY 2022 Board of Commissioners budget by \$30,000 to increase the Literacy Project expenditure line item (10100-5010101-180010-731129) and offset by an increase to the Planned Use of Balance revenue line item (10100-9010101-196030-665882) to support literacy projects throughout the county.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

c. Appropriation of American Rescue Plan Act Local Fiscal Recovery Funds for County Pandemic and Recovery Operational Expenses

Gwen Markham moved to adopt the attached Resolution: Appropriation of American Rescue Plan Act Local Fiscal Recovery Funds for County Pandemic and Recovery Operational Expenses. Seconded by Philip Weipert.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-379

Sponsored By: Gwen Markham

IN RE: Appropriation of American Rescue Plan Act Local Fiscal Recovery Funds for County Pandemic and Recovery Operational Expenses

WHEREAS on March 11, 2021, President Biden signed the American Rescue Plan (ARP) Act of 2021, a \$1.9 trillion coronavirus rescue package designed to facilitate the United States' recovery from the devastating economic and health effects of the COVID-19 pandemic; and

WHEREAS Oakland County has been allocated \$244,270,949 in Local Fiscal Recovery Funds from the American Rescue Plan and has received the first of two expected disbursements in the amount of \$122,135,474; and

WHEREAS COVID-19 response and prevention, public health and safety staff, and providing government services to the extent of a reduction in the recipient's general revenue are detailed as eligible uses of these funds under the United States Department of Treasury's Interim Final Rule; and

WHEREAS the Board of Commissioners approved Miscellaneous Resolution #21036 on February 4, 2021, authorizing the creation of the Oakland Together Pandemic

Response Initiative and Ad Hoc Committee; and

WHEREAS Miscellaneous Resolution #21036 authorized a General Fund appropriation in the amount of \$10,000,000 for expenditures related to vaccines, contact tracing, testing and other actions related to executing these pandemic response measures in advance of the receipt of federal and state funds for those purposes under the administration of the Oakland Together Pandemic Response Initiative Ad Hoc Committee; and

WHEREAS the County Executive's Administration is recommending that \$10,000,000 in Local Fiscal Recovery Funds be appropriated for eligible county operational expenses outlined in the U.S. Department of Treasury guidelines for the expenditure of American Rescue Plan Fiscal Recovery Funds, including reimbursement of certain County General Fund for expenditures from the advanced appropriation described above.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes the appropriation of \$10,000,000 in Local Fiscal Recovery Funds for county operational expenses eligible under U.S. Department of Treasury guidelines for the American Rescue Plan Local Fiscal Recovery Funds under the administration of the Finance Committee.

BE IT FURTHER RESOLVED that a written report shall be distributed electronically monthly to all members of the Board of Commissioners describing the use of Local Fiscal Recovery Funds under this resolution for FY 2021.

BE IT FURTHER RESOLVED that the FY 2021 budget be amended as follows:

ARP LOCAL FISCAL RECOVERY FUND (#21285)

FY 2021

Project: 100000003556 ARP Pandemic Response County Operations

Bud Ref: 2021 Activity: GLB Analysis: GLB

Revenue

9010101-133095-610313 Federal Operating Grants	<u>\$10,000,000</u>
Total Revenue	<u>\$10,000,000</u>

Expenditures

9010101-133095-770000 Internal Support Expenditures	<u>\$10,000,000</u>
Total Expenditures	<u>\$10,000,000</u>

BE IT FURTHER RESOLVED the Board of Commissioners approves direct communication between members of the Board of Commissioners and Guidehouse for counseling on the U.S. Treasury's Interim Final Rule for the use of Coronavirus State and Local Fiscal Recovery Funds as established by the American Rescue Plan Act.

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the expenditure of appropriated funding for the professional contractual services listed in Attachment A.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachment:

1. Memo on Pandemic-Related Operational Spending

a) Amendment - Guidehouse Fiscal Services Consulting

Karen Joliat moved to amend the attached Resolution Amendment - Guidehouse Fiscal Services Consulting. Seconded by Yolanda Smith Charles.

Motion Passed.

IN RE: Amendment - Guidehouse Fiscal Services Consulting

BE IT FURTHER RESOLVED the Board of Commissioners approves direct communication between members of the Board of Commissioners and Guidehouse for counseling on the U.S. Treasury's Interim Final Rule for the use of Coronavirus State and Local Fiscal Recovery Funds as established by the American Rescue Plan Act.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. Guidehouse (2)
2. 006369_CO_01 (1)

b) Amendment - Professional and Contractual Services

Penny Luebs moved to amend the attached Resolution: Amendment - Professional and Contractual Services. Seconded by Philip Weipert.

Motion Passed.

IN RE: Amendment - Professional and Contractual Services

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the expenditure of appropriated funding for the professional contractual services

listed in Attachment A.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. FY21ARPAcontracts
2. Third_Coast_Tech
3. Strategic_Communications Strategic
4. Saber_Building_Services
5. Presidio_Networked_Solutions_Group
6. Pierce_Monroe___Associates
7. Oakland County Vaccine License Agreement 010721 Final w EX - signed
8. Krasitys Medical Surgical Supply 004615
9. GUD_Marketing
10. Great_Lakes_Medical_Laboratory
11. Dell_Marketing
12. Bright_Horizons_Childrens_Centers
13. Ark Laboratory 006172
14. 006316 BOCOVaccine Agreement
15. 006285_CO_04 Saber
16. 006285_CO_03 Saber
17. 006285_CO_02 Saber
18. 006285_CO_01 Saber
19. 006202_CO_01 GUD
20. 005852_CO_03 Bright Hoir
21. 005623_CO_07 Dell
22. 005623_CO_06 Dell
23. 005623_CO_05 Dell
24. 005623_CO_04 Dell
25. 005623_CO_03 DELL
26. 005623_CO_02 Dell
27. 005623_CO_01 Dell
28. 005293_CO_10 Third Coast
29. 005293_CO_09 Third Coast
30. 005293_CO_08 Third Coast
31. 005293_CO_07 Third Coast
32. 005293_CO_06 Third Coast
33. 005293_CO_05 Third Coast
34. 005293_CO_04 Third Coast
35. 005293_CO_03 Third Coast
36. 005293_CO_02 Third Coast

37. 005293_CO_01 Third Coast
38. 005162_CO_04 Presidio
39. 005162_CO_03 Presidio
40. 005162_CO_02 Presidio
41. 005162_CO_01X Presidio
42. 005080_CO_09 HR Staff
43. 005080_CO_08 HR Staff
44. 005080_CO_07 HR Staff
45. 005080_CO_06 HR Staff
46. 005080_CO_05 HR Staff
47. 005080_CO_04 HR Staff
48. 005080_CO_03 HR Staff
49. 005080_CO_02 HR Staff
50. 005080_CO_01 HR Staff
51. 004940_CO_12 Strategic
52. 005254_Aramark Correctional Services (1)
53. 005254_Aramark Correctional Services_Amendment 01

**15. LEGISLATIVE AFFAIRS AND GOVERNMENT OPERATIONS COMMITTEE –
KRISTEN NELSON**

a. Opposition to Restrict the Right to Vote

Kristen Nelson moved to adopt the attached Resolution: Opposition to Restrict the Right to Vote. Seconded by Marcia Gershenson.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-355

Sponsored By: Marcia Gershenson

IN RE: Opposition to Restrict the Right to Vote

WHEREAS free and fair access to voting and participation in our democracy is fundamental to creating an equitable system of governance; and

WHEREAS in 2018, nearly 67% of the Michigan electorate voted to increase access to voting by approving the Promote the Vote Proposal 3 ballot initiative. This initiative made it easier for people to vote with a variety of measures, including early voting through no-reason absentee voting; and

WHEREAS despite the electorate making their voices heard in 2018 in support of increased access to voting, dozens of bills over the past several months to restrict voting have been introduced in the Michigan Legislature, making election administration less equitable and efficient, and undermining existing laws that keep Michigan elections safe and secure; and

WHEREAS restricting voting rights and harming election administration is damaging to all communities and disproportionately harms communities of color

and lower-income communities; and

WHEREAS members of minority and low-income communities tend to have lower voter turnout due to polling locations not being placed near an accessible location (such as within a minority community or near public transit), and the inability to obtain an ID due to cost. Additionally, lack of access to translated voting materials has resulted in lower voter turnout, which has increased when translated materials were provided; and

WHEREAS researchers have found increased access to ballot drop boxes, which are often more secure than the average blue postal box by being subject to video or in-person surveillance, were highly effective in promoting increased voter turnout in communities across Michigan in 2020; and

WHEREAS there are a number of benefits to increasing access to voting and allowing early voting such as early identification and correction of registration errors and voting system glitches, shorter lines and wait times on Election Day, reduced burdens on Election Day poll workers resulting in improved poll worker performance, reduced stress on the voting system on Election Day, greater access to voting and increased voter satisfaction, and expanding the electorate through increased voter turnout; and

WHEREAS some form of early voting already exists in two-thirds of states; and

WHEREAS election officials and voting advocates have testified to the desire for access to ballot drop boxes, and early voting period of at least two weeks, the need for more time for preprocessing of ballots, the need for improved poll worker recruitment programs, and the need for sufficient funding of elections; and

WHEREAS the Board of Commissioners supports an increase in ballot drop box availability, implementing an early voting period of at least two weeks, allowing for two weeks of preprocessing of ballots, making it easier for clerks to recruit poll workers, and sufficiently funding Michigan elections.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners stands in opposition to restrict the right to vote.

Chairperson David Woodward addressed the Board to call a recess at 7:43 p.m.

Chairperson David Woodward called the Board to reconvene at 7:55 p.m.

Vote Summary (11-9-0)

Yes: David Woodward, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray

No: Michael Gingell, Michael Spisz, Karen Joliat, Eileen Kowall, Christine Long, Philip Weipert, Thomas Kuhn, Charles Moss, Robert Hoffman

Abstain: None

Absent: Kochenderfer

- b. **Recognizing the Second Monday of October as Indigenous Peoples' Day**
Kristen Nelson moved to adopt the attached Resolution: Recognizing the Second Monday of October as Indigenous Peoples' Day. Seconded by William Miller III.

Motion Passed.

Robert Hoffman moved to amend the attached Resolution by the incorporation of Columbus Day.

Chairperson David Woodward addressed the Board to call a recess at 8:07 p.m.

Chairperson David Woodward called the Board to reconvene at 8:11 p.m.

Motion to Amend Failed.

Vote Summary (8-11-0)

Yes: Michael Gingell, Michael Spisz, Karen Joliat, Eileen Kowall, Christine Long, Thomas Kuhn, Charles Moss, Robert Hoffman

No: David Woodward, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray

Abstain: None

MISCELLANEOUS RESOLUTION #21-380

Sponsored By: William Miller III, Gary McGillivray, Charles Cavell, Yolanda Smith Charles, Janet Jackson, Marcia Gershenson, Gwen Markham, Kristen Nelson, Angela Powell, David Woodward, Penny Luebs

IN RE: Recognizing the Second Monday of October as Indigenous Peoples' Day

WHEREAS the idea of Indigenous Peoples' Day was first proposed in 1977 by a delegation of Native Nations to the United Nations-sponsored International Conference on Discrimination Against Indigenous Populations in the Americas; and

WHEREAS in 1990, representatives from 120 Indigenous Nations at the First Continental Conference on 500 Years of Indian Resistance unanimously passed a resolution to transform Columbus Day into an opportunity to reveal historical truths about pre-existing indigenous cultures that have survived an often-violent colonization process which continues to exist and thrive in present day America; and

WHEREAS the United States endorsed the United Nations Declaration on the Rights of Indigenous Peoples on December 16, 2010, and Article 15 of that declaration states:

- Indigenous peoples have the right to the dignity and diversity of their cultures, traditions, histories, and aspirations, which shall be appropriately reflected in education and public information.

- States should take effective measures, in consultation and cooperation with the indigenous peoples concerned, to combat prejudice and eliminate discrimination and to promote tolerance, understanding, and good relations among indigenous peoples and all other segments of society; and

WHEREAS since 2015, at least 11 states and 129 cities in the United States have passed measures designating the second Monday in October Indigenous Peoples' Day instead of Columbus Day; and

WHEREAS historians have largely agreed that Columbus did not "discover" the Americas, as indigenous people were already here, nor was he the first European to reach the "New World"; and

WHEREAS Columbus brought devastation to the Americas, enslaving indigenous people of the region and decimating the population while opening the Americas up to Europe for the expansion of slave trade at the expense of the indigenous population; and

WHEREAS the State of Michigan recognizes the presence of the three major tribal groups in our State today, the Chippewa (Ojibwe), Ottawa (Odawa), and Potawatomi (Bodéwadmik), who have lived upon this land since time immemorial, and values the progress our society has accomplished through Native American thought and culture; and

WHEREAS the recognition and acknowledgement of Indigenous Peoples' Day would officially acknowledge and respectfully support the resistance, persistence, existence and living history of Oakland County's indigenous people, including the Bodéwadmik, Odawa, Ojibwe; and

WHEREAS Indigenous Peoples' Day shall be used to reflect upon the ongoing struggles of indigenous peoples on this land, and to celebrate the thriving cultures and values that the Bodéwadmik, Odawa, Ojibwe, and other indigenous peoples contribute to our society; and

WHEREAS on this second Monday of October, we should honor the historic, cultural, and contemporary significance of indigenous peoples and their ancestral lands that also became known as the Americas and celebrate their contributions to communities throughout Michigan, the United States, and all over the world; and

WHEREAS Oakland County has a responsibility to oppose the systemic racism towards indigenous people in the United States which perpetuates negative impacts on health, income, and social inequalities.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners proclaims October 12, 2021, as Indigenous Peoples' Day in Michigan to uplift our country's indigenous roots, history, and contributions.

BE IT FURTHER RESOLVED that we celebrate and honor the foundational contributions of Indigenous People to the history of our County, the State of Michigan, and our Country.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners encourages our schools and other institutions to use Indigenous Peoples' Day as a point from which to, throughout the year, reflect upon and learn about the historical abuses and continuing struggles of indigenous nations, and to celebrate the magnificent foundations of the indigenous people of this land upon which our County, State, and Country were built.

Vote Summary (11-9-0)

Yes: David Woodward, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray

No: Michael Gingell, Michael Spisz, Karen Joliat, Eileen Kowall, Christine Long, Philip Weipert, Thomas Kuhn, Charles Moss, Robert Hoffman

Abstain: None

Absent: Kochenderfer

c. Director of Public Services

Kristen Nelson moved to confirm the attached Appointment: Director of Public Services. Seconded by Yolanda Smith Charles.

Motion Passed.

County Executive Coulter has selected Barbara M. Hankey to serve as the Director of the Department of Public Services. The Department of Public Services manages the divisions of Community Corrections, Children's Village, Circuit Court Probation, Animal Control and Medical Examiner. Ms. Hankey has served as the Manager of the Community Corrections Division since 2001. The Board's confirmation of Department Directors is required per PA 139 of 1973.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Absent: Kochenderfer

Attachments:

1. Appointment Letter to CommissionersBH
2. BH resume

d. Board of County Canvassers

Kristen Nelson moved to confirm the appointments to the Board of County Canvassers. Seconded by Yolanda Smith Charles.

Motion Passed.

The Legislative Affairs and Government Operations Committee, having met on September 28, 2021, reviewed the recommendations by Jody Job of the Democratic Party and A. Rocky Raczkowski, Chair of the Oakland County Republican Party, recommends that Gloria Harsten-Spann be considered as the Democratic member for appointment to the Board of County Canvassers for a four-year term beginning November 1, 2021 - October 31, 2025.

Pursuant to MCL 168.24, the Board of County Canvassers is made up of 2 Republicans and 2 Democrats. The head of each political party has submitted, through the County Clerk, 3 names for consideration of 1 vacancy each. Appointment confirmation by the Board of Commissioners is required within 10 calendar days of the Board of Commissioner's Annual Meeting. The Annual Meeting is currently scheduled for September 29, 2021.

The current terms expire October 31, 2021. The new appointment will be for a 4-year term expiring October 31, 2025.

The current appointees are as follows:

- Wilma Cotton (REP)
- Gloria Harsten-Spann (DEM)

The vote for members of the Oakland County Canvassing Board, as a result of a paper ballot vote, reads as follows, listing the Commissioner and their selection of REPUBLICAN CANDIDATE and DEMOCRATIC CANDIDATE in parenthesis:

Cavell (Cotton, Harsten-Spann), Charles (Cotton, Harsten-Spann), Gershenson (Cotton, Harsten-Spann), Gingell (Cotton, Abstain), Hoffman (Cotton, Harsten-Spann), Jackson (Cotton, Harsten-Spann) Joliat (Cotton, Harsten-Spann), Kowall (Cotton, Abstain), Kuhn (Cotton, Harsten-Spann), Long (Cotton, Harsten-Spann), Luebs (Cotton, Harsten-Spann), Markham (Abstain, Harsten-Spann), McGillivray (Cotton, Harsten-Spann), Miller (Cotton, Harsten-Spann), Moss (Cotton, Harsten-Spann), Nelson (Cotton, Harsten-Spann), Powell (Cotton, Harsten-Spann), Spisz (Cotton, Harsten-Spann), Weipert (Cotton, Harsten-Spann), Woodward (Cotton, Harsten-Spann).

SUMMARY OF VOTES

Republican Candidates

Wilma Cotton 19

Marian Sheridan 0

Sandy Price 0

Democratic Candidates

Gloria Harsten-Spann 18

Derryl Reed 0

Murray Gorchow 0

A sufficient majority having voted in favor, the appointments of Wilma Cotton and Gloria Harsten-Spann to the Oakland County Canvassing Board for a four-

year term ending October 31, 2025, were confirmed.

Motion Passed.

Vote Summary (20-0-0)

Yes: David Woodward, Michael Gingell, Michael Spisz, Karen Joliat, Kristen Nelson, Eileen Kowall, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Charles Moss, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: None

Abstain: None

Attachments:

1. OCDP Canvasser Appointment Nomination
2. OCRP Canvasser Appointment Nomination

16. PUBLIC HEALTH AND SAFETY COMMITTEE – PENNY LUEBS

There were no items to report on the Regular Agenda for the Public Health and Safety Committee.

17. Reports of Special Committees

18. Special Order of Business

19. Unfinished Business

20. New & Miscellaneous Business

a. Amendment To The Rules Of The Board Of Commissioners – Revision Of Section II. – Order Of Business

Charles Moss moved to suspend the rules and vote immediately on the attached Resolution: Amendment To The Rules Of The Board Of Commissioners – Revision Of Section II. – Order Of Business. Seconded by Christine Long.

Motion Failed.

MISCELLANEOUS RESOLUTION #21-381

Sponsored By: Charles Moss

IN RE: Amendment To The Rules Of The Board Of Commissioners – Revision Of Section II. – Order Of Business

WHEREAS the Oakland County Board of Commissioners' meetings have always included only one Public Comment segment which was held at the beginning of meetings; and

WHEREAS it was an efficient use of time for public attendees who were able to raise and voice their concerns to their county representatives; and

WHEREAS the Board recently revised Section II. of the Rules via Miscellaneous Resolution #21328 at its September 2, 2021, meeting by creating a second Public Comments segment and limiting the first segment to comments related only to issues contained on the agenda; and

WHEREAS this forces citizens with concerns to wait through possibly lengthy and late meetings before they can address the Board; and

WHEREAS the citizens have a right to be heard and the Commissioners have a duty to listen, and unnecessary impediments to citizen participation should be eliminated, and

WHEREAS the newly revised public comment policy has not been accepted with great enthusiasm.

NOW THEREFORE BE IT RESOLVED that the 2021-22 Rules of the Board of Commissioners are amended as follows:

II. ORDER OF BUSINESS

A. For meetings of the Board of Commissioners, the following shall be the order of business:

1. Call Meeting to Order
2. Roll Call
3. Invocation
4. Pledge of Allegiance
5. Approval of Minutes
6. Approval of Agenda
7. Communications
- 8. Public Comments (three minutes max per speaker, related to any topic)**
9. Reports of Standing Committees
10. Reports of Special Committees
11. Special Order of Business
12. Unfinished Business
13. New and Miscellaneous Business
14. Announcements
15. Adjournment

Vote Summary (9-11-0)

Yes: Michael Gingell, Michael Spisz, Karen Joliat, Eileen Kowall, Christine Long, Philip Weipert, Thomas Kuhn, Charles Moss, Robert Hoffman

No: David Woodward, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray

Abstain: None

Absent: Kochenderfer

The Chairperson referred the resolution to the Legislative Affairs and Government Operations Committee. There were no objections.

b. Request To the Oakland County Health Division to Permit School Districts to Determine Mask Requirements

Marcia Gershenson moved to refer to the Pandemic Ad Hoc Committee the attached Resolution: Request To the Oakland County Health Division to Permit School Districts to Determine Mask Requirements. Seconded by Gwen Markham.

Motion Passed.

MISCELLANEOUS RESOLUTION #21-357

Sponsored By: Adam Kochenderfer

IN RE: Request To the Oakland County Health Division to Permit School Districts to Determine Mask Requirements

WHEREAS in March of last year, a new strain of the coronavirus, otherwise known as COVID-19, attacked Oakland County and the State of Michigan; and

WHEREAS throughout nearly all of last year, our population had no access to vaccines and the medical community knew little about COVID-19 and its transmissibility; and

WHEREAS senior citizens have been and remain the most vulnerable group to severe illness and even death from COVID-19 without vaccination; and

WHEREAS with the introduction of widely available and effective vaccines, as well as increased knowledge and research within the medical community, mortality rates, severe illness, and hospitalizations in Oakland County associated with COVID-19 have dramatically dropped; and

WHEREAS over 71% of Oakland County residents 16 years or older have received at least their first dose of COVID-19 vaccine; and

WHEREAS after nearly a year and a half of the COVID-19 pandemic, severe illness, hospitalization, and death continue to be rare in children infected with COVID-19; and

WHEREAS NPR recently reported that, “n states where data was available, less than 2% of all child COVID-19 cases required hospitalization and 0.00% to 0.03% were fatal”; and

WHEREAS in data provided by the White House COVID-19 Team, Strategy and Execution Group, Centers for Diseases Control and Prevention dated August 11, 2021, it was reported that only 3.6 people per 1 million people ages 17 years old or younger constituted new pediatric hospital admissions that tested positive for COVID-19; and

WHEREAS a robust study issued by the Centers for Disease Control and

Prevention in May 2021 covering more than 90,000 elementary-school students in 169 Georgia schools failed to show that a masking requirement of students generated any independent benefit; and

WHEREAS the director of Emergency Medicine Infectious Disease Management at Boston Medical Center, Elissa Schechter-Perkins, recently noted the lack of “any studies that show conclusively that kids wearing masks in schools has any effect on their own morbidity or mortality or on the hospitalization or death rate in the community around them”; and

WHEREAS Dr. Schechter-Perkins further remarked that “there are real downsides to masking children for this long, with no end date, and without any clear upside”; and

WHEREAS in a Detroit Free Press article dated August 23, 2021, Governor Gretchen Whitmer noted that school districts should determine whether to impose mask requirements and “that districts in large measure wanted the ability to make those decisions at the local level”; and

WHEREAS on August 24, 2021, the Oakland County Executive, by and through an order of the Oakland County Health Division, took that decision away from school districts and their elected boards and unilaterally imposed a masking requirement on over 200,000 students beginning at 5 years old and recommended “supervised masking” for children at least two years old; and

WHEREAS the Oakland County Executive, through the Oakland County Health Division, issued its surprise order with virtually no notice to the Oakland County Board of Commissioners, the county’s legislative body; and

WHEREAS the Oakland County Health Division presumably issued its “emergency order” under MCL § 333.2453, which authorizes a local health officer to “establish procedures to be followed by persons . . . to insure continuation of essential public health services and enforcement of health laws”; and

WHEREAS the body of data does not credibly support any finding that mandatory masking of hundreds of thousands of children, some as young as five years old, is necessary “to insure continuation of essential public health services and enforcement of health laws”; and

WHEREAS instead, this is a vast overreach by zealous government officials that ignores the rights of elected school boards across Oakland County, not to mention the prior statements of Governor Whitmer deferring to school districts; and

WHEREAS this resolution is not about whether wearing masks is advisable, but is about whether the actions of the Oakland County Executive, by and through the Oakland County Health Division, meet the statutory threshold of MCL § 333.2453; and

WHEREAS mandatory masking requirements for small children for at least seven hours a day without any showing that they are necessary “to insure continuation of essential public health services and enforcement of health laws” have exposed Oakland County to potentially significant liability and costs, including unnecessary attorney fees in a lawsuit the county would likely lose; and

WHEREAS these costs were wholly avoidable if the Oakland County Executive, through the Oakland County Health Division, would have permitted school districts to continue creating masking policies themselves; and

WHEREAS the Oakland County Executive, through the Oakland County Health Division, issued the order with immediate effect and without notice to schools that were already in session, causing needless havoc and illustrating the ill-considered nature of the order; and

WHEREAS nine school districts in Oakland County had already put masking mandates in places, leaving the Board of Commissioners to question why it was necessary to ignore the county’s statutory limits and trample on the democratic process at the local level.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners urges the Oakland County Health Division to immediately rescind its Emergency Order (2021-21) for Control of Pandemic issued on August 24, 2021.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners agrees with Governor Whitmer’s prior statements that school districts should determine masking requirements.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners requests that the Oakland County Executive, through the Oakland County Health Division, respect the decision-making authority of elected school boards and acknowledge that they are democratically accountable and capable of creating masking requirements as necessary.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners requests that the Oakland County Executive, through the Oakland County Health Division, cease issuing any other emergency orders in violation of the county’s statutory authority and placing the county at unnecessary risk of litigation and its related costs.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the offices of the Oakland County Executive and Oakland County Health Division.

Vote Summary (12-8-0)

Yes: David Woodward, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Penny Luebs, Janet Jackson, Gary McGillivray, Robert Hoffman

No: Michael Gingell, Michael Spisz, Karen Joliat, Eileen Kowall, Christine Long,

Philip Weipert, Thomas Kuhn, Charles Moss
Abstain: None
Absent: Kochenderfer

Michael Spisz addressed the Board to request a ruling by Corporation Counsel on referring the resolution to an Ad Hoc Committee.

Chairperson David Woodward declined the request.

c. **Local Government Critical Infrastructure Planning Grant Program**
MISCELLANEOUS RESOLUTION #21-382

Sponsored By: Michael Spisz

IN RE: Local Government Critical Infrastructure Planning Grant Program

Chairperson and Members of the Board:

WHEREAS the United States Treasury allocated Oakland County \$244,270,949 of Local Fiscal Recovery Funds (LFRF) established under the American Rescue Plan Act (ARPA) of 2021; and

WHEREAS under the initial guidance of the Interim Final Rule, the County may use these funds at their discretion to support eligible investments in public health expenditures, address negative economic impacts caused by the public health emergency; replace lost public sector revenue; provide premium pay to essential workers; and invest in water, sewer, and broadband infrastructure; and

WHEREAS the Board of Commissioners has approved MR #21303, assigning \$2,400,000 in ARPA LFRF funding for a grant program to provide Oakland County local governments with financial assistance for costs associated with the planning and design of critical ARPA eligible sewer and water infrastructure projects; and

WHEREAS ARPA LFRF may be used for pre-project development costs eligible under the Drinking Water and Clean Water State Revolving Funds programs; and

WHEREAS partnering with local governments to conduct the critical preliminary planning and analysis necessary to access state and federal funding for critical infrastructure improvements is a wise investment of Oakland County's ARPA funds.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the Grant Administration Plan for the Local Government Critical Infrastructure Planning Grant Program (Attachment A).

BE IT FURTHER RESOLVED that that Oakland County Board of Commissioners authorizes the creation of the Local Government Critical Infrastructure Planning Grant Program Oversight Committee, consisting of:

- Two (2) members of the majority party of the Commission and alternates,

- One (1) member of the minority party of the Commission and alternate,
- Two (2) appointees of the County Executive and alternates.

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the appropriation of \$2,400,000 to implement Local Government Critical Infrastructure Planning Grant as provided in the Grant Administration Plan. Release of grant funding shall require approval by the Board of Commissioners by a separate resolution.

BE IT FURTHER RESOLVED that approval of appropriations of American Rescue Plan Act – Local Fiscal Recovery Funds for programs and services by Oakland County shall not obligate a commitment of the General Fund, unless authorized by action of the Board of Commissioners.

BE IT FURTHER RESOLVED that the budget shall be amended as follows:

Chairperson, the following Commissioners are sponsoring the foregoing Resolution: Michael Spisz.

The Chairperson referred the resolution to the Economic Development and Infrastructure Committee. There were no objections.

21. Announcements

Notice to Discharge MR #21191 - Opposing Vaccine Passports in Oakland County from the Legislative Affairs and Government Operations Committee as requested by Michael Spisz.

Christine Long addressed the Board to Congratulate Walled Lake Consolidated Schools on their Mental Health Awareness and Suicide Prevention Programs.

Janet Jackson addressed the Board to inform everyone that the 2021 Walk to Raise Awareness of Domestic Violence will be held in Southfield on Sunday, October 3rd from 11 a.m. until 2 p.m.

Angela Powell addressed the Board to thank Gwen Markham for her hard work on the Budget and her leadership of the Finance Committee.

Kristen Nelson addressed the Board to inform the public that the Oakland County Healthy Aging Ad Hoc Committee and the Area Agency on Aging 1-B have posted a survey regarding senior needs. The survey will be available online until Friday, October 8, 2021.

Angela Powell addressed the Board to thank Jim Nash, Water Resources Commissioner for hosting the Hubert Price, Jr. Dam Naming Celebration on September 28, 2021.

22. Public Comment

Chairperson David Woodward addressed the Board to call a recess at 8:50 p.m.

Chairperson David Woodward addressed the Board to reconvene at 9:00 p.m.

The following people addressed the Board during Public Comment #2: Katie Kirn, Kristin Noble, Anita Louise, Maria Gia, Deanna Jamil, Amy Lambert, Ginnie Wade, Autumn Wade, Colleen Zammit, Sara Lipson, Heidi West, Bobby Roop, Elizabeth Kelly, Mike LeBlanc, Sheila Sockow, Brian Wright, Danielle Houzarh, Heather Smiley, Kathryn Kennedy, Donna Blake, Steven Sioma, Cherish Chubb, Yousif Yousif, Kelly Ford, Laura Renton, Jill Jaily, Andrew Mangus, Kristen Karr, Brittney Flyalko, Ryan Johnoson, Mercedes Wirsing, Krista Brady, Peter Dresser, Susan Vinventi, Dominic Kuda, Kimberly Petrucci, Beth Felix, Shannon Doe, Melissa Williams, Gina Hubbs and Simona Horgos.

Chairperson David Woodward addressed the Board to call a recess at 9:54 p.m.

Chairperson David Woodward addressed the Board to reconvene at 10:07 p.m.

23. Adjournment to October 13, 2021 or the Call of the Chair

The meeting adjourned at 10:58 PM.