

**MINUTES OF THE
FINANCE COMMITTEE**

WEDNESDAY, FEBRUARY 25, 2009

At a meeting of the **Finance Committee**, held Wednesday, February 25, 2009, in the Board Room, on the 9th Floor of the Administration Building, Mount Clemens, the following members were present:

Kepler-Chair, Accavitti, Boyle, Brdak, Brown, Bruley, Camphous-Peterson, Carabelli, Crouchman, DiMaria, Doherty, Duzyj, D. Flynn, J. Flynn, Gielegem, Lampar, Mijac, Mocerri, Rengert, Rocca, Sauger, Sprys, Szczepanski, Tocco, Torrice and Vosburg.

There being a quorum of the committee present, Chair Kepler called the meeting to order at 9:01 a.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

AGENDA

MOTION

A motion was made by Rocca, supported by Carabelli, to adopt the agenda, as amended, to include #11f, g and h (resolutions) and four additional travel requests. **The Motion Carried.**

MINUTES

MOTION

A motion was made by Duzyj, supported by J. Flynn, to approve the October 8, November 19 and December 8, 2008 minutes of this committee, as written. **The Motion Carried.**

LIST OF BILLS AS PREPARED BY THE FINANCE DEPARTMENT

COMMITTEE RECOMMENDATION - MOTION

A MOTION WAS MADE BY J. FLYNN, SUPPORTED BY DUZYJ, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE THE MONTHLY BILLS (WITH CORRECTIONS, DELETIONS AND/OR ADDENDA) AND AUTHORIZE PAYMENT; FURTHER, TO APPROVE THE PAYROLL IN THE AMOUNT OF \$142,737,810.75 WITH NECESSARY MODIFICATIONS TO THE APPROPRIATIONS. **THE MOTION CARRIED WITH TORRICE ABSTAINING FROM BILLS FOR TORRICE AND ZALEWSKI, PLLC/FEES-DEFENSE ATTORNEYS).**

**REQUEST FOR DEPARTMENTAL CREDIT CARD/DEPARTMENT OF PLANNING
AND ECONOMIC DEVELOPMENT (RECOMMENDED BY PED COMMITTEE ON 2-4-09)**

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY BRULEY, SUPPORTED BY CAMPHOUS-PETERSON, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE THE REQUEST FROM THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR A DEPARTMENTAL CREDIT CARD, SUBJECT TO THE CONDITIONS LISTED. **THE MOTION CARRIED.**

FOURTH QUARTER 2008 DEPOSITORY RESOLUTION REPORT

MOTION

A motion was made by Doherty, supported by Sauger, to receive and file the Fourth Quarter 2008 Depository Resolution Report as submitted by the Treasurer's Department. **The Motion Carried.**

ADOPT 2009 DEPOSITORY RESOLUTION

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY DUZYJ, SUPPORTED BY CAMPHOUS-PETERSON, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS ADOPT THE 2009 DEPOSITORY RESOLUTION DESIGNATING PUBLIC FUND DEPOSITORIES.

The following commissioner spoke: Vosburg.

Chair Kepler called for a vote on the motion and **THE MOTION CARRIED.**

APPOINTMENTS OF LAW FIRMS

MOTION

A motion was made by Doherty, supported by Rocca, to concur with the appointment of the following law firms:

Plunkett Cooney to represent the County of Macomb and Macomb County Sheriff in the litigation entitled Christopher Walker and Michelle Walker, et al v County of Macomb and Macomb County Sheriff, et al and

Plunkett Cooney to represent the County of Macomb and Macomb County Sheriff in the litigation entitled Marlon El v Brian Kozlowski, Dan Burbuela, C. Sparks and the Macomb County Sheriff's Department.

The following commissioners spoke: Sprys, Bruley, Crouchman, Doherty, Carabelli, J. Flynn, Gielegem, Brown, Sauger and Szczepanski.

MOTION

A motion was made by Doherty, supported by Rocca, to refer this item to later in the meeting, after the Executive Session.

The following commissioners spoke: Doherty and Brown.

Chair Kepler called for a vote on the motion and **The Motion Carried** with Szczepanski voting “No.”

ADOPTION OF RESOLUTIONS

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY CAMPHOUS-PETERSON, SUPPORTED BY VOSBURG, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS ADOPT THE FOLLOWING RESOLUTIONS:

COMMENDING JAMES JACOBS ON HIS INAUGURATION AS PRESIDENT OF MACOMB COMMUNITY COLLEGE (**OFFERED BY BOARD CHAIR**);

COMMENDING NANCY SCHLICHTING – RECIPIENT OF THE B’NAI B’RITH INTERNATIONAL GREAT AMERICAN TRADITIONS AWARD (**OFFERED BY CAMPHOUS-PETERSON**);

PROCLAIMING APRIL 19-25, 2009 AS ADMINISTRATIVE PROFESSIONALS WEEK (**OFFERED BY BOARD CHAIR**);

DESIGNATING SEPTEMBER 28, 2009 AS “FAMILY DAY – A DAY TO EAT DINNER WITH YOUR CHILDREN” IN MACOMB COUNTY (**OFFERED BY BOARD CHAIR**);

CONGRATULATING DAN LAST ON BEING NAMED THE FIREFIGHTER OF THE YEAR (**OFFERED BY BROWN**);

HONORING IDA BRUEGGEMAN – 95th BIRTHDAY (**OFFERED BY SAUGER**);

COMMENDING NINO SALVAGGIO INTERNATIONAL MARKETPLACE FOR ALL THEIR CHARITABLE SERVICES TO THE COMMUNITY (**OFFERED BY TORRICE**) AND

WELCOMING NATIONAL CITY BANK TO NEW HAVEN (**OFFERED BY BRDAK**).

THE MOTION CARRIED.

TRAVEL REQUESTS

MOTION

A motion was made by Doherty, supported by Torrice, to approve the travel requests as submitted. **The Motion Carried.**

EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION

MOTION

A motion was made by Brdak, supported by Sprys, to enter into Executive Session for the purpose of discussing pending litigation.

A roll call vote was taken as follows:

Voting Yes were Accavitti, Boyle, Brdak, Brown, Camphous-Peterson, Carabelli, Crouchman, DiMaria, Doherty, Duzyj, D. Flynn, J. Flynn, Gielegghem, Lampar, Mijac, Mocerri, Rengert, Rocca, Sauger, Sprys, Szczepanski, Torrice, Vosburg, Bruley and Kepler. There were 25 "Yes" votes.

The Motion Carried.

In accordance with the motion, committee entered Executive Session at 9:34 a.m., with it concluding at 10:36 a.m.

APPOINTMENTS OF LAW FIRMS

Commissioner Doherty requested separation of the two cases.

MOTION

A motion was made by Duzyj, supported by Vosburg, to concur with the appointment of the law firm of Plunkett Cooney to represent the County of Macomb and Macomb County Sheriff in the litigation entitled Christopher Walker and Michelle Walker, et al v County of Macomb and Macomb County Sheriff, et al.

The following commissioners spoke: Bruley, Sprys, Tocco, Sauger and Doherty.

SUBSTITUTE MOTION

A motion was made by Bruley, supported by Tocco, to allow the continuation of the two cases so that deadlines can be met, but not authorize the appointment of the law firms.

The following commissioners spoke: Bruley and Doherty.

Chair Kepler called for a vote on the motion and **The Motion Carried** with Sprys voting "No".

CONCUR IN RECOMMENDATIONS OF LEGAL COUNSEL

Case of Arnold vs. County of Macomb, et al

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY DOHERTY, SUPPORTED BY SPRYS, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS CONCUR IN THE RECOMMENDATION OF LEGAL COUNSEL REGARDING THE CASE OF ARNOLD VS. COUNTY OF MACOMB, ET AL. **THE MOTION CARRIED.**

Case of Bertolini vs. Macomb County Sheriff Deputies

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY SZCZEPANSKI, SUPPORTED BY J. FLYNN, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS CONCUR IN THE RECOMMENDATION OF LEGAL COUNSEL REGARDING THE CASE OF BERTOLINI VS. MACOMB COUNTY SHERIFF DEPUTIES. **THE MOTION CARRIED.**

ADJOURNMENT

MOTION

A motion was made by Duzyj, supported by Torrice, to adjourn the meeting at 11 a.m. **The Motion Carried.**

Corinne Bedard
Committee Reporter