



BOARD OF COMMISSIONERS

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GOVERNMENT OPERATIONS COMMITTEE

TUESDAY, AUGUST 4, 2015

FINAL AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Adoption of Agenda
4. Approval of Minutes dated July 14, 2015 (previously distributed)
5. Public Participation (five minutes maximum per speaker, or longer at the discretion of the Chairperson related only to issues contained on the agenda)
6. Department Budget Review – Corporation Counsel (page C-23 of budget book)
7. Department Budget Review – Office of County Executive (page C-24 of budget book)
8. Executive Session to Discuss Pending Litigation
9. Recommendation from Corporation Counsel Re: Case of Jessica Vitale-Yant (attached) vs. County of Macomb, et al (page 1)
10. New Business
11. Public Participation (five minutes maximum per speaker or longer at the discretion of the Chairperson)
12. Adjournment

*To review the 2016 recommended budget, click on link below:

<http://boc.macombgov.org/sites/default/files/content/pdfs/agendas/2016%20Recommended%20Budget.pdf>

A copy is also available in the Board Library for review purposes only.

MEMBERS: Klinefelt-Chair, Smith-Vice-Chair, Brown, Carabelli, Duzyj, Flynn, Marino, Mijac, Miller, Sabatini, Sauger, Tocco and Vosburg.

MACOMB COUNTY BOARD OF COMMISSIONERS

David J. Flynn – Board Chair
District 4

Kathy Tocco – Vice Chair
District 11

Steve Marino – Sergeant-At-Arms
District 10

Andrey Duzyj – District 1

Marvin Sauger – District 2

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James Carabelli – District 6

Don Brown – District 7

Kathy Vosburg – District 8

Fred Miller – District 9

Bob Smith – District 12

Joe Sabatini – District 13

RESOLUTION NO.

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: CONCUR IN THE RECOMMENDATION OF CORPORATION COUNSEL CONCERNING THE CASE OF JESSICA VITALE-YANT VS. COUNTY OF MACOMB, ET AL

INTRODUCED BY: CHAIRPERSON VERONICA KLINEFELT, GOV OPS COMMITTEE

Counsel's recommendation regarding this pending litigation will be provided to each Commissioner under a separate attorney/client privileged communication.

COMMITTEE/MEETING DATE

FINANCE – 8/4/15



Governmental Consultant Services, Inc.

120 N. Washington Square, Lansing, Michigan 48933

Phone: 517-484-6216

MEMORANDUM

TO: Office of Macomb County Executive, Mark Hackel and Macomb County Board of Commissioners

FROM: Gary E. Owen, Barb Farrah, and Kirk Profit

DATE: 8/4/2015

RE: State Government Update

Legislative Session Schedule

The 98th Michigan Legislature will return the week of September 7th for regularly schedule session until the break in mid-November for deer hunting opening day.

Transportation Infrastructure Funding

As reported in GCSI's May visit to the County Board on Tuesday, May 5th, 80% of the 1.8 million Michiganders that went to the polls to cast their vote on the legislature's road funding proposal voted NO. Polling throughout the campaign showed that voters are in favor of fixing Michigan's roads, including doing so with a tax increase. However, voters cited confusion and a lack of trust for Lansing as the major reason for voting against Proposal 1.

In response to this massive failure on the ballot, the Governor, and legislative leaders in both chambers, have made clear that transportation infrastructure remain priority number one. The

House and Senate have since acted with solutions, albeit drastically different, and continue to negotiate the differences and details of a larger plan.

As Passed by the House

House Republicans passed a package of bills that are heavily dependent on future growth in the state's economy, the elimination of the state's Earned Income Tax Credit and a substantial shift in existing restricted and general fund dollars. In all, the plan would garner around \$1.2 billion for the state's infrastructure.

- \$700 million in projected future revenue, phased in over the next four years. Assumptions include significant economic growth and that all future growth is earmarked for infrastructure
- Shift \$75 million from the 21st Century Jobs Fund
- Shift \$60 million in revenues from the Michigan Strategic Fund via tribal gaming casinos, which now go into economic development
- Shift \$50 million in film subsidies to roads
- \$117 million from eliminating the Earned Income Tax Credit for the working poor.
- \$45 million in additional revenues from making the tax on diesel fuel equal to the tax on regular fuel, also known as: diesel parity; included in this \$45 million are user fees on electric or hybrid vehicles

As passed by the Senate

The Michigan Senate passed a package of bills that will eventually raise \$1.475 billion in dedicated revenue for roads being derived from a number of sources. There are two major components of the Senate plan including \$700 million in existing general fund revenue and \$760 million in new revenue.

- Shift \$700 million in current general fund dollars (income tax revenue) to be earmarked for roads.
 - This source of the \$700 million in redirected dollars has not been identified, but will rather be part of the annual appropriation process, beginning next year.
 - The earmark would dedicate \$350 million in FY 2017 and \$700 million in FY 2018 to a newly created Section 10F of the Michigan Transportation Fund. This earmark would bypass the top half of the current PA 51 formula (Comprehensive Transportation Fund) and would be distributed to the State Trunk Line Fund (39.1%), County Road Associations (39.1%) and cities and villages (22.8%). The \$700 million earmark would be required annually until this provision sunsets on December 31, 2032.
- Increase gas tax by 15 cents over three years for \$822 million in eventual new revenue.

- As passed by the Senate, it would increase the 19 cents a gallon excise tax to 23 cents on Oct. 1, 2015 and boost it again to 27 cents on Jan. 1, 2016, leveling off at 34 cents on Jan. 1, 2017. This would raise \$475 million more for the roads in Fiscal-Year 2016, \$733 million in FY 2017 and \$822.1 million in FY 2018.

Michigan Natural Resources Trust Fund

The City of New Baltimore, together with Macomb County have submitted a MNRTF grant for Schmid Marina. This project has a possible award of \$3.8 Million- The City of New Baltimore has set aside 950,000 for the match.

GCSI will be working closely with DNR staff to facilitate any questions DNR grant coordinators may have are answered, and that the project gets the highest score possible.

- Proposed acquisition encapsulates 17.11 Acres with approximately 8.06 acres that are submerged land. The site fronts one of the most beautiful access points to Lake St. Clair. The amenities that the site offers is room for a municipal park, could accommodate a paddle rental boat launch, dry dock age, winter storage, fuel pumps, marina store boat hoist several additional boat ramps.
- The Schmid Marina establishes a good business case as revenue generated from a public marina could significantly expand and improve from current operations. The local New Baltimore business economy is expanding and a marina should remain high in the foreseeable future. The property is of particular interest to Macomb County as it rests on 32 Miles of Lake St. Clair coastline. Unfortunately, most of the coastline is private property and provides little public access.

Statewide Electronic Court Filing System

Legislation that aims to create a state wide E-Filing system for Courts in the state of Michigan is in the final stages of being drafted. GCSI expects to have final drafts for distribution over the next few weeks for review. There will be several sponsors in both the House and the Senate. With the pending correspondence from Supreme Court Administrator's Office to counties currently engaged in E-File pilot projects, which includes Macomb, notifying participating Counties of the termination of all pilots by September 31st, it is the goal of SCAO to move swiftly in early September. They hope to have a bill to the Governor's desk before the pilots across the state have ended. GCSI is working closely with all key legislators and SCAO to ensure that the Macomb County's interests are seriously considered.

Leadership - 98th Michigan Legislature

With term limits effecting several key members of the House and Senate Leadership teams following the November 2014 elections, there are new leadership teams in the 98th Michigan Legislature. Those positions are listed below:

Senate Leadership

- Senate Majority Leader – Arlan Meekhof
- Senate Majority Floor Leader – Mike Kowall
- President Pro Tempore – Tonya Schuitmaker
- Senate Majority Whip – Jack Brandenburg
- Majority Caucus Chair – Dave Robertson
- Chair, Senate Appropriations – Dave Hildenbrand
- Senate Minority Leader—Jim Ananich
- Senate Minority Floor Leader— Morris Hood

House Leadership

- Speaker of the House – Kevin Cotter
- House Majority Floor Leader – Aric Nesbitt
- Speaker Pro Tempore – Tom Leonard
- Majority Caucus Whip – Rob VerHeulen
- Chair, House Appropriations – Al Pscholka
- House Minority Leader – Tim Greimel
- House Minority Floor Leader – Sam Singh