

**MINUTES OF THE
FINANCE COMMITTEE
THURSDAY, MAY 22, 2013**

At a meeting of the **Finance Committee**, held Wednesday, May 22, 2013, in the Board Room, on the 9th Floor of the Administration Building, Mount Clemens, the following members were present:

Miller-Chair, Mocerri-Vice-Chair, Boyle, Brown, Carabelli, Flynn, Klinefelt,
Mijac, Sabatini, Sauger, Smith, Tocco and Vosburg.

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

AGENDA

Commissioner Sauger requested a moment of silence for Center Line Councilman Roy Gillette who passed away yesterday.

Chair Miller requested moving #14a and b (Items Waived by Health & Human Services Committee Chair) up before the review of contracts.

MOTION

A motion was made by Mijac, supported by Flynn, to adopt the agenda, as amended, and to include #12b, c, and d (correspondence) and 14a and b. **The Motion Carried.**

CHAIRMAN'S COMMENTS

Chair Miller provided historical facts.

MINUTES

MOTION

A motion was made by Mijac, supported by Vosburg, to approve the March 27 and April 11, 2013, minutes of this committee, as written. **The Motion Carried.**

APPOINTMENT OF LAW FIRM

MOTION

A motion was made by Sauger, supported by Smith, to concur in the appointment of the law firm of Cummings McClorey Davis & Acho, PLC to represent the County in the litigation entitled Maria Kulpa, as personal representative for the estate of Bronislaw Kulpa, deceased v John Cantea, et al. **The Motion Carried.**

ADOPT RESOLUTION PLEDGING LIMITED TAX FULL FAITH AND CREDIT FOR THE OAKLAND-MACOMB INTERCEPTOR DRAIN DRAINAGE DISTRICT BONDS

William Misterovich, Deputy Public Works Commissioners, provided an overview.

The following commissioners spoke: Vosburg, Flynn, Klinefelt and Carabelli.

Chair Miller asked about auditing of these funds and Mr. Misterovich said an audit is not automatically done, but said one could be requested. Mr. Provenzano said it would be appropriate and something that would be done in conjunction with Oakland County. He said it would be a separate audit and appropriate for the two counties to come together at the end of the project. Mr. Misterovich said he will forward this request to the Drain Board.

COMMITTEE RECOMMENDATION – MOTION

A motion was made by Carabelli, supported by Sauger, to recommend that the Board of Commissioners adopt a resolution pledging limited tax full faith and credit for the Oakland-Macomb Interceptor Drain Drainage District Bonds.

A ROLL CALL VOTE WAS TAKEN AS FOLLOWS:

VOTING YES WERE BOYLE, BROWN, CARABELLI, FLYNN, KLINEFELT, MIJAC, MILLER, MOCERI, SABATINI, SAUGER, SMITH, TOCCO AND VOSBURG.

THE MOTION CARRIED.

ITEMS WAIVED BY HEALTH & HUMAN SERVICES COMMITTEE CHAIR

LAWN SERVICE CONTRACTS FOR COMMUNITY SERVICES AGENCY'S SENIOR CHORE PROGRAM AND FOOD SERVICE CONTRACTS FOR COMMUNITY SERVICES AGENCY'S SENIOR NUTRITION PROGRAM

Mary Solomon and Kathryn Benford were present and provided an overview.

The following commissioners spoke: Flynn and Miller.

COMMITTEE RECOMMENDATION – MOTION

A motion was made by Mocerri, supported by Vosburg, to recommend that the Board of Commissioners approve two lawn service contracts for the Macomb County Community Services Agency's Senior Chore Program and five food service contracts for the Macomb County Community Services Agency's Senior Nutrition Program; Further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

(Note: this recommendation was forwarded to the May 23, 2013 Full Board meeting.)

REVIEW OF OCE 2011-2013 CONTRACTS

Board Chair Flynn gave background information regarding the contracting policy, the resulting court case and outcome. He stated his view that having the contracts available for review in the public domain was a victory in and of itself.

Scott Smith from Clark Hill provided some comments.

The following commissioners spoke: Sabatini, Brown, Smith, Tocco, Carabelli, Klinefelt and Flynn.

Commissioner Smith offered a motion to receive and file all contracts in their entirety. Chair Miller requested that the motion be offered after commissioners have concluded their questions to Independent Counsel and information has been provided by Board staff. Commissioner Smith withdrew his motion.

Board staff was asked to present information to provide a framework for reference. Patti Dib spoke about the timeline for the requests to the Office of County Executive on behalf of the Board regarding access to contracts, and the dates and format when received; upon receipt, contracts were indexed and reviewed by intern Rico Rowe. Andrew Kim provided a synopsis of the categories and format of the summary report which commissioners were given to review.

Chair Miller referred to the summary provided on 124 contracts and he suggested that they be reviewed in groupings by department. He noted that approximately half had either come before the Board or are beyond the Board's jurisdiction.

Contracts #1-34, Community Mental Health Department

MOTION

A motion was made by Carabelli, supported by Smith, to receive and file all contracts.

The following commissioners spoke: Flynn, Carabelli, Mijac, Smith, Vosburg and Klinefelt.

Commissioner Mocerri requested a friendly amendment to exclude contracts #65 and 66 pertaining to the Medical Examiner because state statute specifies that the Board approves that contract. That was accepted by the maker and supporter.

Chair Miller called for a vote to receive and file all contracts with the exception of #65 and 66 and **The Motion was Defeated.**

MOTION

A motion was made by Mocerri, supported by Smith, to receive and file contracts #1-34, Res Lease, for the Community Mental Health Department.

Commissioner Vosburg noted that all contracts are thoroughly reviewed by the Community Mental Health Board.

Chair Miller called for a vote on the motion and **The Motion Carried.**

Contract #35 – Health Department

Chair Miller noted that the contract amount is less than \$35,000 and is beyond the scope of the Board.

MOTION

A motion was made by Mocerri, supported by Smith, to receive and file contract #35, BriteVision Media. **The Motion Carried.**

Contracts #36-50, Sheriff Department

Chair Miller noted that these contracts were previously reviewed by the Justice and Public Safety Committee and approved by the Board.

MOTION

A motion was made by Vosburg, supported by Sauger, to receive and file contracts #36-50 for the Sheriff's Department.

Board Chair Flynn referred to #48, the New Haven contract located separately on the second page, and asked if the budget detail that was missing has been provided. Mr. Kim provided an explanation.

Chair Miller noted that #48 would be included in this motion.

He called for a vote on the motion and **The Motion Carried.**

Contract #51, Corporation Counsel

MOTION

A motion was made by Brown, supported by Smith, to receive and file contract #51, Thomas Hospitality Group.

Commissioner Sabatini thought the amount was higher than the \$175,000 listed. Mr. Brumbaugh said he would have to double-check and report back on the exact amount. (Note: a response was provided on page eight.)

Chair Miller called for a vote on the motion and **The Motion Carried.**

Contract #52, Circuit Court

Commissioner Brown wondered if the Board is being redundant in receiving and filing contracts that have already been approved by the Board.

Chair Miller stated that there are some redundancies, but some are in response to Requests for Information (RFI's).

MOTION

A motion was made by Smith, supported by Carabelli, to receive and file all contracts that have already been approved by the Board for #52 and beyond. **The Motion Carried.**

Contracts #68-69 – Sheriff Department

MOTION

A motion was made by Flynn, supported by Smith, to receive and file contracts #68, Inmate Calling Solutions, and #69, Continental Care. **The Motion Carried.**

The following commissioners spoke: Brown, Flynn and Mijac.

Contract #72 – Facilities & Operations/Health Department

The following commissioners spoke: Miller and Flynn.

MOTION

A motion was made by Mocerri, supported by Mijac, to receive and file contract #72, Wakely/Axiom/Concrete Floor Treatments, Inc. **The Motion Carried.**

#73-74 – Health Department

MOTION

A motion was made by Mijac, supported by Mocerri, to receive and file contracts #73, Affordable Veterinary Care Center, and #74, Richmond Veterinary Hospital, Inc. **The Motion Carried.**

Contracts #65 and 66, Health Department, Medical Examiner

COMMITTEE RECOMMENDATION – MOTION

A motion was made by Mocerri, supported by Boyle, to recommend that the Board of Commissioners adopt a resolution approving the Medical Examiner Services Agreement; Further, a copy of this Board of Commissioners' action is directed to be delivered forthwith to the Office of the County Executive.

Commissioner Mocerri stated that the impetus to this action is due to the County Medical Examiners Act of 1953 (PA 181) which requires the county Board of Commissioners appoint a licensed physician to serve as the Medical Examiner. Commissioner Mocerri felt it was prudent to take specific action to assert the Board's obligation and right to review and approve this contract, which existed despite the lawsuit but which did not happen. She also stated this would set the framework for the type of information the Board would like provided. She referred to the OCE's response to an RFI related to the existing contract (copy provided to commissioners) which stated that it is not necessary to provide the requested information.

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

Chair Miller noted that the resolution did approve contracts #65 and 66.

Contracts #70, 71, 95, 96 and 97 – Health Department

MOTION

A motion was made by Mocerri, supported by Vosburg, to receive and file Contracts #70, SEMCOG – Drinking Water Monitoring Project, #71, ECT, #95, Concerned OB-GYN, P.C., #96, FMC Beaumont, and #97, ACCESS.

The following commissioner spoke: Vosburg.

Chair Miller called for a vote on the motion and **The Motion Carried.**

Contracts #75-89, Finance/Road Projects

MOTION

A motion was made by Sauger, supported by Klinefelt, to receive and file Contracts #75 and #76, Longhorn Estates, LLC, #77, Wolverine Truck Sales, #78, HCMA, #79, Authorization of Longevity Pay - ADTECH, AFSCME, #80, Michigan Department of Transportation, #81, Job 116678 Fed Item JJ4851, #82 and 83, Michigan Department of Roads, #84, Operation Costs for Traffic Operation Center, #85, MDOT, #86, Transfer to Retirement Health Care Trust Fund, #87, Parcel Purchase-Road Easement, #88, Satawa Matter Settlement, and #89, Washington Township. **The Motion Carried.**

Contracts #90 and 67 – Emergency Management

MOTION

A motion was made by Mijac, supported by Smith, to receive and file Contracts #90, FY 2013 EMPG Work Agreement, and #67, Entech Staffing Solutions Services. **The Motion Carried.**

Contracts #91, 92 and 93 – Facilities and Operations

MOTION

A motion was made by Sauger, supported by Smith, to receive and file Contracts #91 and 92, Bernco, and #93, Wakely-Bernco. **The Motion Carried.**

Contracts #94 – Facilities and Operations

MOTION

A motion was made by Brown, supported by Sauger, to receive and file Contract #94, Wakley-WCI. **The Motion Carried.**

Contracts #98, 99, 100, 101 and 102 – Finance

MOTION

A motion was made by Mocerri, supported by Boyle, to receive and file Contracts #98, Maximus Consulting Services, #99, BCN Service Company, #100, Blue Cross Blue Shield, #101, Automated Benefit Services, Inc., and #102, Macomb Health Plan.

The following commissioner spoke: Mocerri.

Chair Miller called for a vote on the motion and **The Motion Carried.**

Contracts #103-108 – Information Technology

MOTION

A motion was made by Sauger, supported by Mijac, to receive and file Contracts #103, 80 desktop workstations for Sheriff, #104, BS&A Software, #105, SunGard Public Sector, Inc., #106, SunGard Public Sector, Inc., #107, Trebron Company, Inc., and #108, Plante & Moran, PLLC. **The Motion Carried.**

Contracts #116 , 117, 109, 110 and 111 – Planning & Economic Development

MOTION

A motion was made by Mijac, supported by Vosburg, to receive and file Contracts #116, Stante Excavating Company, Inc., #117, SOM/Microsoft, #109, A Beautiful Me, #110, Yellow Pages, and #111, Brock & Associates, Inc. **The Motion Carried.**

Contracts #113, 114 and 115 – Public Works

Lynn Seymour of Public Works clarified that the amounts of \$45,104 and \$41,936 were payments made toward the contract amount of \$226,961, and not individual contracts themselves.

The following commissioners spoke: Miller, Vosburg and Sabatini.

COMMITTEE RECOMMENDATION – MOTION

A motion was made by Vosburg, supported by Sauger, to recommend that the Board of Commissioners approve contracts #113, 114 and 115, as outlined on the document titled “OCE 2011-2013 Contracts for Review-Summary-Final”; Further, a copy of this Board of Commissioners’ action is directed to be delivered forthwith to the Office of the County Executive. **THE MOTION CARRIED.**

Contracts #118-123 – Community Corrections

Commissioner Brown referred to #118, Michigan Tether, and questioned if that is required to be bid or is it considered a professional service. Board Chair Flynn said that question will be sent over as an RFI to the Office of County Executive.

MOTION

A motion was made by Brown, supported by Smith, to receive and file Contracts #118, Michigan Tether, #119, Onsite Substance Abuse Testing, #120, Comprehensive Youth Services, Inc., #121, Completion House, Inc. DBA Turning Point, #122, House Arrest Services, and #123, Salvation Army Harbor Light. **The Motion Carried.**

Contract #124 – Senior Services Department

MOTION

A motion was made by Carabelli, supported by Smith, to receive and file Contract #124, AAA-1B. **The Motion Carried.**

Board Chair Flynn recognized students from Mickey Switalski’s local government class from Oakland University-Anton/Frankel Center who were in attendance at the meeting.

George Brumbaugh provided a clarification to Commissioner Sabatini’s question (page four) regarding the sale price of the bank building and stated the amount is \$259,000.

REVIEW OF FIRE-RELATED CONTRACTS

Chair Miller stated that per article 5 of the Purchasing Ordinance, Section 5.2 under Emergency Procurement, the County Executive had declared an emergency in writing and these are the contracts that were executed under the emergency procurement powers outlined in the ordinance.

MOTION

A motion was made by Smith, supported by Vosburg, to receive and file the information provided on the fire-related contracts. **The Motion Carried.**

QUARTERLY REVENUE AND EXPENDITURE REPORTS FOR MARCH 31, 2013

Pete Provenzano provided an overview of the revenue and expenditure reports.

The following commissioners spoke: Vosburg, Sabatini, Miller, Brown, Flynn, Mijac, Smith and Sauger.

Commissioner Vosburg felt last year's numbers should be included in the report, and a schedule of anticipated revenue.

Commissioner Sabatini referred to the format of the report and requested that it include a summary of all revenues and expenditures together on one page.

MOTION

A motion was made by Sauger, supported by Klinefelt, to receive and file the Quarterly Revenue and Expenditure Reports for the period ending March 31, 2013. **The Motion Carried.**

CORRESPONDENCE

MOTION

A motion was made by Tocco, supported by Sauger, to receive and file the following correspondence: 1) email from Eugene Groesbeck dated 5-10-13 regarding MCPDSA summary letter and labor agreement; 2) memo to OCE/Finance Department dated 5-13-13 regarding budget-line items; 3) memo to OCE dated 5-15-13 regarding RFI 05-14-13 FIN Contract Review OCE Depts. and memo from OCE dated 5-16-13 regarding recent requests from the Commissioners. **The Motion Carried.**

ADOPTION OF PROCLAMATIONS

COMMITTEE RECOMMENDATION – MOTION

A motion was made by Mocerri, supported by Sabatini, to recommend that the Board of Commissioners adopt the following proclamations:

Commending Justice David Viviano on his appointment to the Michigan Supreme Court (offered by Board Chair);

Commending UAW Local 909 – 50th anniversary (offered by Mocerri) and

Commending John DiGiorgio for his induction into the Macomb County Sports Hall of Fame (offered by Carabelli).

THE MOTION CARRIED.

NEW BUSINESS

Chair Miller stated that a draft memorandum was distributed as an example of a communication that could be sent to the OCE from the Board Chair regarding Commission approval of intergovernmental agreements. He said the memorandum highlights one contract that the Board feels was missing from the 91 contracts forwarded from the OCE. He encouraged Board Chair Flynn to pursue the matter.

ADJOURNMENT

MOTION

A motion was made by Sabatini, supported by Smith, to adjourn the meeting at 11:15 a.m. **The Motion Carried.**



Corinne Bedard
Committee Reporter