

**MINUTES OF THE
FINANCE COMMITTEE**

WEDNESDAY, MAY 26, 2010

At a meeting of the **Finance Committee**, held Wednesday, May 26, 2010, 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 9:03 a.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

AGENDA

MOTION

A motion was made by Camphous-Peterson, supported by Torrice, to adopt the agenda, as amended, to include 10a and b, 11d (resolution) and one additional travel request. **The Motion Carried.**

MINUTES

MOTION

A motion was made by Duzyj, supported by Vosburg, to approve the April 28, 2010 minutes of this committee, as written. **The Motion Carried.**

PUBLIC PARTICIPATION

Barbara Kasler, 27046 Clarpointe Drive, Warren
Ed Bullock, 933 East Roberts, Hazel Park

LIST OF BILLS AS PREPARED BY THE FINANCE DEPARTMENT

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY DOHERTY, SUPPORTED BY DUZYJ, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE THE MONTHLY BILLS AND AUTHORIZE PAYMENT; FURTHER, TO APPROVE THE PAYROLL IN THE AMOUNT OF \$9,684,556.21, WITH NECESSARY MODIFICATIONS TO THE APPROPRIATIONS. **THE MOTION CARRIED WITH SPRYS ABSTAINING FROM BILLS FOR JEFFERY SPRYS AND TORRICE ABSTAINING FROM BILLS FOR TORRICE AND ZALEWSKI (PLLC/FEES-DEFENSE ATTORNEYS.)**

RICHMOND TOWNSHIP REAPPRAISAL SERVICES CONTRACT

A corrected contract was provided.

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY RENGERT, SUPPORTED BY VOSBURG, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS AUTHORIZE SIGNING OF THE CONTRACT WITH RICHMOND TOWNSHIP TO PROVIDE REAPPRAISAL SERVICES. **THE MOTION CARRIED.**

AGREEMENT TO COLLECT WARREN'S DELINQUENT PERSONAL PROPERTY TAXES

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY SZCZEPANSKI, SUPPORTED BY J. FLYNN, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE AN AGREEMENT WITH THE CITY OF WARREN TO COLLECT THE CITY OF WARREN'S DELINQUENT PERSONAL PROPERTY TAXES. **THE MOTION CARRIED.**

PURCHASE OF STORAGE NETWORK CONNECTION DEVICE FOR INFORMATION TECHNOLOGY DEPARTMENT (WAIVED BY TECHNOLOGY & COMMUNICATIONS COMMITTEE CHAIR)

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY DIMARIA, SUPPORTED BY SZCZEPANSKI, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS APPROVE THE PURCHASE OF ONE STORAGE NETWORK CONNECTION DEVICE FOR THE INFORMATION TECHNOLOGY DEPARTMENT AT A COST NOT TO EXCEED \$2,095.20; FUNDING IS AVAILABLE IN THE IT CAPITAL ACCOUNT.

The following commissioners spoke: Doherty and Vosburg.

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

APPOINTMENTS OF LAW FIRMS

MOTION

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

Cummings McClorey Davis & Acho to represent the Honorable Kathryn George, the law firm of Martens Ice Klass Legghio & Israel to represent the Honorable

Mark Switalski and Saurbier & Siegan to represent Macomb County and Macomb County Probate Court in the litigation entitled Donald Housey v Macomb County Probate Court filed in Macomb Circuit Court and Donald Housey v Macomb County, et al filed in Federal District Court and

Martin, Bacon & Martin to represent the County defendants in the litigation entitled Marion Smith v Macomb County, et al.

The following commissioners spoke: Carabelli, Torrice and Doherty.

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

APPROVE 9-MONTH CONTRACT EXTENSION WITH ACCIDENT FUND FOR WORKERS' COMPENSATION THIRD PARTY ADMINISTRATOR SERVICES

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY SZCZEPANSKI, SUPPORTED BY SPRYS, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS CONCUR WITH THE RECOMMENDATION OF THE RISK MANAGEMENT AND SAFETY DIRECTOR TO APPROVE A 9-MONTH CONTRACT EXTENSION WITH THE ACCIDENT FUND FOR WORKERS' COMPENSATION THIRD PARTY ADMINISTRATOR (TPA) SERVICES; THE CONTRACT EXTENSION IS FROM JULY 1, 2010 TO APRIL 1, 2011.

The following commissioners spoke: Doherty, Duzyj and Carabelli.

Chair Kepler called for a vote on the motion and **THE MOTION CARRIED WITH CARABELLI VOTING "NO."**

APPROVE RELEASE OF RFP FOR FLEXIBLE SPENDING ACCOUNT ADMINISTRATOR

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY VOSBURG, SUPPORTED BY SAUGER, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS CONCUR WITH THE RECOMMENDATION OF THE RISK MANAGEMENT AND SAFETY AND HUMAN RESOURCES DEPARTMENTS TO APPROVE THE RELEASE OF THE RFP FOR FLEXIBLE SPENDING ACCOUNT (FSA) ADMINISTRATOR; CONTRACT TO RUN FROM JANUARY 1, 2011 THROUGH DECEMBER 31, 2011.

The following commissioner spoke: Brown.

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

RESOLUTIONS

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY SPRYS, SUPPORTED BY LAMPAR, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS ADOPT THE FOLLOWING RESOLUTIONS:

- A) ADOPT POLICY TO SEEK COMPETITIVE BIDS FOR ANY EXPIRING CONTRACT EXCEEDING \$20,000 IN VALUE (**OFFERED BY BOARD CHAIR**);
- B) AGREEING TO FOREGO TAXES AND EXTEND THE WARREN ARSENAL INDUSTRIAL DISTRICT GEOGRAPHIC RENAISSANCE ZONE (**OFFERED BY BOARD CHAIR**);
- C) PROCLAIMING ANNUAL METRO DETROIT YOUTH DAY (**OFFERED BY BOARD CHAIR**);
- D) SUPPORT OF PLAN BY S3 ENTERTAINMENT GROUP'S SUBSIDIARY, STATE FAIR STUDIOS, TO REDEVELOP MICHIGAN STATE FAIRGROUNDS SITE WITH A PRODUCTION STUDIO AND REVIVAL OF MICHIGAN STATE FAIR (**OFFERED BY BOARD CHAIR**).

Chair Kepler requested separation of B.

Commissioner Doherty requested separation of A.

Chair Kepler called for a vote to approve C and D and **THE MOTION CARRIED.**

A

The following commissioners spoke: Doherty and Brown.

MOTION

A motion was made by Doherty, supported by Camphous-Peterson, to postpone until tomorrow's Full Board meeting.

The following commissioners spoke: Szczepanski, Brown, Mocerri, Sprys, Bruley, Duzyj and Doherty.

Commissioners Doherty and Camphous-Peterson withdrew their motion.

Commissioner Carabelli offered a friendly amendment: that any extension outside of this contract would require a three-fourths approval of this Board. Commissioner Sprys did not accept this as a friendly amendment.

AMENDMENT

A MOTION WAS MADE BY CARABELLI, SUPPORTED BY SPRYS, TO AMEND THE MOTION TO INCLUDE THE FOLLOWING: THAT ANY EXTENSION OUTSIDE OF THIS CONTRACT WOULD REQUIRE A THREE-FOURTHS APPROVAL OF THIS BOARD.

The following commissioner spoke: Tocco.

Chair Kepler called for a vote on the amendment and **THE MOTION WAS DEFEATED.**

Chair Kepler called for a vote to approve the resolution and **THE MOTION CARRIED.**

B

Bob Tess recognized Chuck Griptin, a consultant for the Oshkosh defense, and Nancy Burgess, Deputy Director of Community, Economic and Downtown Development for the City of Warren.

Chair Kepler called for a vote to approve the resolution and **THE MOTION CARRIED.**

TRAVEL REQUESTS

MOTION

A motion was made by Sprys, supported by Camphous-Peterson, to approve the travel requests, as submitted.

The following commissioners spoke: Boyle and Brown.

Commissioner Sprys asked for separation of the request for Community Corrections.

The following commissioners spoke: Sauger and J. Flynn.

Chair Kepler called for a vote on all travel requests, with the exception of the one separated, and **The Motion Carried.**

Community Corrections

The following commissioner spoke: Bruley.

Chair Kepler called for a vote to approve the travel request and **The Motion Carried with Brown voting "No."**

Chair Kepler requested moving Public Participation up before the Executive Session. There were no objections.

PUBLIC PARTICIPATION

Ed Bullock, 933 East Roberts, Hazel Park

EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION

George Brumbaugh requested that the Executive Session include an attorney/client confidential memorandum dated May 25.

MOTION

A motion was made by Sprys, supported by Camphous-Peterson, to enter into Executive Session for the purpose of discussing pending litigation and an attorney/client confidential memorandum dated May 25, 2010.

A roll call vote was taken as follows:

Voting Yes were Accavitti, Boyle, Brown, Camphous-Peterson, Carabelli, Crouchman, DiMaria, Doherty, Duzyj, D. Flynn, J. Flynn, Gielegghem, Mijac, Mocerri, Rengert, Rocca, Sauger, Sprys, Szczepanski, Tocco, Torrice, Vosburg, Bruley and Kepler. There were 24 "Yes" votes.

The Motion Carried.

In accordance with the motion, committee entered Executive Session at 10:10 a.m., with it concluding at 11:39 a.m.

NEW BUSINESS

COMMITTEE RECOMMENDATION – MOTION

A MOTION WAS MADE BY SPRYS, SUPPORTED BY SZCZEPANSKI, TO RECOMMEND THAT THE BOARD OF COMMISSIONERS CONCUR IN THE RECOMMENDATION OF CORPORATION COUNSEL REGARDING A MAY 25, 2010 ATTORNEY/CLIENT CONFIDENTIAL MEMORANDUM. **THE MOTION CARRIED.**

ADJOURNMENT

MOTION

A motion was made by Duzyj, supported by Crouchman, to adjourn the meeting at 11:40 a.m. **The Motion Carried.**