INGHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING - 6:30 P.M.
COMMISSIONERS ROOM, COURTHOUSE
MASON, MICHIGAN

MARCH 26, 2013

AGENDA

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

IV. TIME FOR MEDITATION

V. APPROVAL OF THE MINUTES OF March 12, 2013

VI. ADDITIONS TO THE AGENDA

VII. PUBLIC HEARING ON PROPOSED BROWNFIELD PLAN FOR THE DOUGLAS J REDEVELOPMENT PROJECT AT 2138 AND 2148 HAMILTON ROAD AND 4695 OKEMOS ROAD IN MERIDIAN CHARTER TOWNSHIP

VIII. PETITIONS AND COMMUNICATIONS

1. NOTICE OF PUBLIC HEARING REGARDING THE APPLICATION FOR INDUSTRIAL FACILITIES EXEMPTIION CERTIFICATE BY MPT LANSING LLC FROM DELHI TOWNSHIP CLERK

IX. LIMITED PUBLIC COMMENT

X. CLARIFICATION/INFORMATION PROVIDED BY COMMITTEE CHAIR

XI. CONSIDERATION OF CONSENT AGENDA

XII. COMMITTEE REPORTS AND RESOLUTIONS

2. COUNTY SERVICES COMMITTEE –RESOLUTION DECLARING MARCH 31, 2013 AS “CESAR E. CHAVEZ DAY” IN INGHAM COUNTY

3. COUNTY SERVICES COMMITTEE - RESOLUTION HONORING GREGORY JOHNSON

4. COUNTY SERVICES COMMITTEE - RESOLUTION HONORING EMMA RUTKOWSKI

5. COUNTY SERVICES COMMITTEE - RESOLUTION HONORING AYLEY
FEBRUARY 22, 2013 REGULAR MEETING

SHORTRIDGE

6. COUNTY SERVICES COMMITTEE- RESOLUTION HONORING TAYLOR GRENAWALT

7. COUNTY SERVICES COMMITTEE - RESOLUTION HONORING TESSA CLARIZIO

8. COUNTY SERVICES COMMITTEE - RESOLUTION HONORING BRUCE BROWN, SUPERINTENDENT OF STOCKBRIDGE COMMUNITY SCHOOLS, AS A RECIPIENT OF THE MICHIGAN ASSOCIATION OF SCHOOL ADMINISTRATORS 2013 REGIONAL SUPERINTENDENT OF THE YEAR AWARD

9. COUNTY SERVICES COMMITTEE - RESOLUTION MAKING AN APPOINTMENT TO THE PARKS AND RECREATION COMMISSION

10. COUNTY SERVICES COMMITTEE- RESOLUTION MAKING APPOINTMENTS TO THE EQUAL OPPORTUNITY COMMITTEE

11. COUNTY SERVICES COMMITTEE – RESOLUTION TO APPROVE THE SPECIAL AND ROUTINE PERMITS FOR THE INGHAM COUNTY DEPARTMENT OF TRANSPORTATION AND ROADS

12. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING THE CHAIR OF THE BOARD OF COMMISSIONERS AND THE COUNTY CONTROLLER TO FILE APPEALS OF ANY COUNTY AT LARGE DRAIN ASSESSMENT WITH THE PROBATE COURT WITHIN TEN DAYS OF THE DAY OF REVIEW

13. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION TO ADOPT NEW FEES FOR FOR THE COUNTY CLERK’S OFFICE

14. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING ENTERING INTO A CONTRACT WITH LANDSCAPE ARCHITECTS & PLANNERS, INC. TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES FOR THE RENOVATIONS TO THE MOOSE AND BISON EXHIBITS AT POTTER PARK ZOO

15. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AMENDING THE INGHAM COUNTY PURCHASING POLICY

16. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION APPROVING THE INGHAM COUNTY BROWNFIELD REDEVELOPMENT
FEBRUARY 22, 2013 REGULAR MEETING

AUTHORITY BROWNFIELD PLAN FOR THE DOUGLAS J REDEVELOPMENT PROJECT AT 2138 AND 2148 HAMILTON ROAD AND 4695 OKEMOS ROAD IN MERIDIAN CHARTER TOWNSHIP

17. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING A CONTRACT FOR JANITORIAL SERVICES & SUPPLIES FOR THE DEPARTMENT OF TRANSPORTATION & ROADS

18. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – PROFESSIONAL EMPLOYEES

19. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – PROFESSIONAL EMPLOYEES

20. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – PUBLIC HEALTH NURSES

21. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – PUBLIC HEALTH NURSES

22. COUNTY SERVICES AND FINANCE COMMITTEES – RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL – CIRCUIT COURT/FAMILY DIVISION PROFESSIONAL EMPLOYEES

23. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FORNEWLY HIRED EMPLOYEES UNDER THE OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL – CIRCUIT COURT/FAMILY DIVISION PROFESSIONAL EMPLOYEES

24. COUNTY SERVICES AND FINANCE COMMITTEE - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE FRATERNAL ORDER OF POLICE, CAPITAL CITY LODGE NO. 141 - ANIMAL CONTROL OFFICERS, LICENSE ENFORCEMENT OFFICERS, ANIMAL SHELTER OPERATORS AND FIELD SUPERVISORY OFFICER UNIT
25. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE FRATERNAL ORDER OF POLICE, CAPITAL CITY LODGE NO. 141 - ANIMAL CONTROL OFFICERS, LICENSE ENFORCEMENT OFFICERS, ANIMAL SHELTER OPERATORS AND FIELD SUPERVISORY OFFICER

26. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – ASSISTANT PROSECUTING ATTORNEY’S DIVISION

27. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – ASSISTANT PROSECUTING ATTORNEY’S DIVISION

28. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE TEAMSTERS LOCAL 580 – 911 SUPERVISORS

29. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE FRATERNAL ORDER OF POLICE, CAPITAL CITY LODGE NO. 141 - 911 NON-SUPERVISORY

30. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE CONTRACT FOR LEGAL SERVICES WITH COHL, STOKER & TOSKEY, P.C.

31. COUNTY SERVICES AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING ENTERING INTO A CONTRACT WITH L.J. TRUMBLE BUILDERS, LLC TO PROVIDE GENERAL CONTRACTING SERVICES FOR RENOVATIONS AT THE INGHAM COUNTY WILLOW HEALTH CENTER

32. HUMAN SERVICES COMMITTEE - RESOLUTION IN SUPPORT OF BREASTFEEDING IN COUNTY BUILDINGS AND PROPERTY

33. HUMAN SERVICES COMMITTEE - RESOLUTION AUTHORIZING CONTRACTS TO DISTRIBUTE COUNTY URBAN REDEVELOPMENT FUNDS

34. HUMAN SERVICES AND FINANCE COMMITTEES - RESOLUTION TO AUTHORIZE AN AGREEMENT WITH EATON INTERMEDIATE SCHOOL
FEBRUARY 22, 2013 REGULAR MEETING

DISTRICT TO PREVENT AND REDUCE TOBACCO USE AND ALCOHOL ABUSE IN INGHAM COUNTY

35. HUMAN SERVICES AND FINANCE COMMITTEES - RESOLUTION TO EXTEND THE AGREEMENT WITH EDWARD W. SPARROW HOSPITAL ASSOCIATION FOR PHYSICIAN SERVICES FOR WOMEN’S HEALTH SERVICES AND CREATE A SPECIAL PART-TIME MEDICAL DIRECTOR POSITION

36. HUMAN SERVICES AND FINANCE COMMITTEES - RESOLUTION TO AUTHORIZE AMENDMENT #3 TO THE 2012-2013 COMPREHENSIVE AGREEMENT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH

37. LAW & COURTS COMMITTEE - RESOLUTION HONORING MARY JO CARROCCIO

38. LAW & COURTS AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING PAGEGATE INTERFACE PROJECT FOR THE 911 CENTER

39. LAW & COURTS AND FINANCE COMMITTEES - RESOLUTION AUTHORIZING THE INGHAM COUNTY SHERIFF’S OFFICE TO CONTRACT WITH DELHI TOWNSHIP FOR PARKS POLICE SERVICES WITH SEASONAL PART TIME DEPUTIES

40. LAW ENFORCEMENT AND FINANCE COMMITTEES - RESOLUTION TO ACCEPT STATE OF MICHIGAN BYRNE JAG GRANT SUBCONTRACT FOR AN INGHAM COUNTY SHERIFF’S DEPUTY POSITION WITH TRI-COUNTY METRO NARCOTICS UNIT

XIII. SPECIAL ORDERS OF THE DAY

XIV. PUBLIC COMMENT

XV. COMMISSIONER ANNOUNCEMENTS

XVI. CONSIDERATION AND ALLOWANCE OF CLAIMS

XVII. ADJOURNMENT
THE COUNTY OF INGHAM WILL PROVIDE NECESSARY REASONABLE AUXILIARY AIDS AND SERVICES, SUCH AS INTERPRETERS FOR THE HEARING IMPAIRED AND AUDIO TAPES OF PRINTED MATERIALS BEING CONSIDERED AT THE MEETING FOR THE VISUALLY IMPAIRED, FOR INDIVIDUALS WITH DISABILITIES AT THE MEETING UPON FIVE (5) WORKING DAYS NOTICE TO THE COUNTY OF INGHAM. INDIVIDUALS WITH DISABILITIES REQUIRING AUXILIARY AIDS OR SERVICES SHOULD CONTACT THE COUNTY OF INGHAM IN WRITING OR BY CALLING THE FOLLOWING: INGHAM COUNTY BOARD OF COMMISSIONERS, P.O. BOX 319, MASON, MI 48854, 517-676-7200.

PLEASE TURN OFF CELL PHONES AND OTHER ELECTRONIC DEVICES OR SET TO MUTE OR VIBRATE TO AVOID DISRUPTION DURING THE MEETING

FULL BOARD PACKETS ARE AVAILABLE AT: www.ingham.org
CALL TO ORDER:

Chairperson Nolan called the March 12, 2013 regular meeting of the Ingham County Board of Commissioners to order at 6:32 p.m.

Members Present at Roll Call: Anthony, Bahar-Cook, Celentino, De Leon, Holman, Hope, Koenig, Maiville, Nolan, Schafer, Tennis, Tseroglou and Vickers.

Members Absent: Commissioner McGrain

A quorum was present.

PLEDGE OF ALLEGIANCE:

Chairperson Nolan asked Jack Schripsema, President & CEO of the Greater Lansing Convention and Visitors Bureau to lead the Board in the Pledge of Allegiance.

MEDITATION

A moment of reflection was observed out of respect for those who have recently passed or are currently ill.

APPROVAL OF MINUTES OF FEBRUARY 26, 2013

Commissioner Celentino moved to approve the minutes of the February 26, 2013 meeting. Commissioner De Leon seconded the motion. Motion to approve the minutes, as amended, carried unanimously. Absent: Commissioner McGrain.

ADDITIONS TO THE AGENDA

Chairperson Nolan indicated that without objection the following substitutes will be added to the agenda:

Agenda Item No. 5-County Services Committee-Resolution setting a public hearing for Brownfield plan for the Douglas J redevelopment project at 2138 and 2148 Hamilton Road and 4695 Okemos Road in Meridian Charter Township.

Agenda Item No. 15-County Services and Finance Committees-Resolution authorizing an extension to a 2009 community development block grants from the Michigan State Housing Development Authority through June 30, 2013.

Clerk Byrum clarified that the word Center should be changed to Commission on the item under the Petitions and Communications section of the Agenda.
PETITIONS AND COMMUNICATIONS:
Letter from Ingham County Youth Commission Coordinator Ginger Kenny-Sweet Regarding Hailey Oberlin’s Resignation from the Ingham County Youth Commission. Accepted and placed on file.

LIMITED PUBLIC COMMENT:
Jack Schripsema, the President/CEO at the Greater Lansing Convention and Visitors Bureau, wanted to introduce himself to the Board and distribute the Greater Lansing Convention and Visitors Bureau’s 2012 Annual Report. He noted 2012 was the best year since the Great Recession.

Chuck Goeke, the 4H Liaison to the Fair Board, wanted to introduce himself to those on the Board that haven’t met him yet. He also wanted to remind the Board about Project RED that is coming up next Wednesday, at 9a.m., which has about 800 3rd and 4th graders coming to the Fair Grounds. Lastly, he mentioned Ingham County 4-H Council is selling discount cards to help raise funds.

Sherri Graham, the Director of Potter Park Zoo, thanked the Board for their opposition to the legislation that would allow bear petting. She also wanted to make the Board aware of legislation, of major concern, that would prevent carnivores from breeding for 12 years and the implications it would have on Potter Park Zoo animal population.

CLARIFICATION/INFORMATION PROVIDED BY COMMITTEE CHAIR:
None.

CONSIDERATION OF CONSENT AGENDA:
Commissioner Maiville moved to adopt a consent agenda consisting of all items. Commissioner Schafer seconded the motion. Commissioner Bahar-Cook asked to pull items No. 3 and 17 because the President of the Women’s Commission was at the meeting to speak in support of the Resolutions. Items on the consent agenda were adopted by unanimous roll call vote. Items voted on separately are so noted in the minutes. Absent: Commissioner McGrain.

COMMITTEE REPORTS AND RESOLUTIONS:
Introduced by the County Services Committee of the:

RESOLUTION MAKING APPOINTMENTS TO THE PARKS AND RECREATION COMMISSION
RESOLUTION # 13-85

WHEREAS, the Parks and Recreation Commission has several vacancies; and

WHEREAS, the County Services Committee has interviewed those interested in serving on this Commission.
THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby appoints:

Jonathon Schelke, 1095 Woodwind Trail, Haslett, 48840  
Kevin Duffy, 425 Doty Street, Leslie, 49251

to the Parks and Recreation Commission to terms expiring January 1, 2017.

COUNTY SERVICES: Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville  
Nays: None  Absent: Nolan  Approved 3/5/13

Adopted as part of the consent agenda.

Introduced by the County Services Committee of the:

RESOLUTION RECOGNIZING APRIL 9, 2013 AS “EQUAL PAY” DAY IN INGHAM COUNTY

RESOLUTION # 13-86

WHEREAS, fifty-one years after the passage of the Equal Pay Act and title VII of the Civil Rights Act, women continue to suffer the consequences of unequal pay; and

WHEREAS, Michigan women earn 72 cents for every dollar earned by Michigan men, over a working lifetime, this wage disparity costs the average American woman and her family $700,000 to $2 million in lost wages, impacting Social Security benefits and pensions; and

WHEREAS, fair pay policies can be implemented simply and without undue costs or hardships in both the public and private sectors; and

WHEREAS, fair pay policies would raise family income and strengthen the security of working families while amplifying our economy; and

WHEREAS, Michigan has several laws requiring equal pay for equal work, they are weak and need strengthening; and

WHEREAS, eight measures to promote pay equity introduced in the Michigan Senate and House died in committee when the two-year legislative session ended December 31, 2012; and

WHEREAS, April 9, 2013, symbolizes the time in the new year in which the wages paid to women catch up to the wages paid to men from the previous year; and

WHEREAS, Equal Pay Day symbolizes how far into 2013 women must work to earn what men earned in 2012, on Tuesday, April 9, 2013 an event is scheduled at the Rotunda in the State Capitol Building in Lansing from noon to 1:00 pm to mark that day.
THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners joins the Ingham County Women’s Commission in supporting efforts to educate the public about the need for legislation addressing the sex- and race-based pay disparities.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners hereby recognizes April 9, 2013 as “Equal Pay” Day in Ingham County.

COUNTY SERVICES: Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays: None  Absent: Nolan  Approved 3/5/13

Commissioner De Leon moved to adopt the resolution. Commissioner Bahar-Cook seconded the motion.

Pamela Kreiner, Chair of the Ingham County Women’s Commission, spoke in favor of the Resolution.

Motion to adopt the resolution carried unanimously. Absent: Commissioner McGrain.

Introduced by the County Services Committee of the:

RESOLUTION TO UPDATE AND AFFIRM COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990 TO INCLUDE THE ADMINISTRATIVE REQUIREMENTS UNDER TITLE II OF THE ADA

RESOLUTION # 13-87

WHEREAS, the Board of Commissioners approved Resolution #92-205, authorizing compliance with the Americans With Disabilities Act in the delivery of services, programs and activities by making reasonable accommodations, when such accommodations will enable people with disabilities to meet essential eligibility requirements for services, programs, and activities provided by the County of Ingham; and

WHEREAS, Resolution #92-205 included the requirement that the County of Ingham shall make information concerning the Act and its application to services, programs, and activities available to applicants, participants, beneficiaries and other interested persons; and

WHEREAS, subsequent to this resolution the Congress of the United States adopted the ADA Amendments Act of 2008 (Public Law 110-335) for the purpose of clarifying and reiterating who is covered by the law’s civil rights protections and revising the definition of “disability” to more broadly encompass impairments that substantially limit a major life activity; and

WHEREAS, there are administrative requirements under Title II of the ADA regarding designating an ADA Coordinator, providing public notice about ADA, and establishing and publishing a grievance procedure; and

WHEREAS, Ingham County desires to comply with these ADA administrative best practices.
THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby updates and affirms Resolution #92-205 for compliance, recognizes the clarification of the 2008 Amendment and includes the incorporation of administrative best practice.

BE IT FURTHER RESOLVED, that the Ingham County Human Resources Director is designated as the ADA Coordinator.

BE IT FURTHER RESOLVED, that the ADA Coordinator is responsible for coordinating the efforts of Ingham County to comply with Title II of the ADA, including notice requirements and the establishment and publishing of a grievance procedure.

COUNTY SERVICES:  Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville  
Nays: None  Absent: Nolan  Approved 3/5/13

Adopted as part of the consent agenda.

Introduced by the County Services Committee of the:

RESOLUTION SETTING A PUBLIC HEARING FOR A BROWNFIELD PLAN FOR THE DOUGLAS J REDEVELOPMENT PROJECT AT 2138 AND 2148 HAMILTON ROAD AND 4695 OKEMOS ROAD IN MERIDIAN CHARTER TOWNSHIP

RESOLUTION # 13-88

WHEREAS, the Ingham County Board of Commissioners created the Ingham County Brownfield Redevelopment Authority (ICBRA) in September 2001 (resolution #01-279) pursuant to PA 381 of 1996, as amended (the Act) in order to promote the redevelopment of environmentally distressed, functionally obsolete, and/or blighted areas of the County; and

WHEREAS, the ICBRA recommends approval a Brownfield Plan to redevelop deteriorating, contaminated properties in Meridian Charter Township, Michigan identified with tax ID Numbers 33-02-21-405-010, 33-02-21-405-005, and 33-02-21-405-009 (the “Property”) containing 1.5 acres into a combination of commercial, retail and multi-unit residential development which will increase the Township’s tax base while creating new jobs; and

WHEREAS, the description of the Property along with any maps and Brownfield (finance) Plan are available for public inspection at the office of the ICBRA, Hilliard Building 121 E Maple Street, Room 104, Mason, MI 48854; and

WHEREAS, pursuant to the Act, the Board of Commissioners is required to hold a public hearing on the approval and adoption of the Brownfield Plan and to publish that notice in accordance with the Act.

THEREFORE BE IT RESOLVED, a public hearing shall be set for March 26, 2013 at 7:30 PM in the Board of Commissioners’ Room, Ingham County Courthouse, Mason, MI to hear any interested persons on the adoption
of a resolution approving the Brownfield Plan called Douglas J Redevelopment for redevelopment of property in Meridian Charter Township.

BE IT FURTHER RESOLVED, that pursuant to the Act, the Clerk shall provide notice of the public hearing to taxing jurisdictions that levy taxes subject to capture under the Act and shall give notice to the public by causing notice to be published in a newspaper of general circulation in the County before the date set for the public hearing.

COUNTY SERVICES: Yea: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nay: None
Absent: Nolan
Approved 3/5/13

Approved as part of the consent agenda.

Introduced by the County Services Committee:

RESOLUTION APPROVING THE FARMLAND AND OPEN SPACE PRESERVATION (FOSP) BOARD’S RECOMMENDED SELECTION CRITERIA (SCORING SYSTEM) FOR THE 2013 FARMLAND AND OPEN SPACE APPLICATION CYCLES AND APPROVE THE FOSP BOARD TO HOST A 2013 APPLICATION CYCLE

RESOLUTION # 13-89

WHEREAS, Ingham County desires to provide for the effective long-term protection and preservation of farmland in Ingham County from the pressure of increasing residential and commercial development; and

WHEREAS, the Ingham County Board of Commissioners adopted the Ingham County Farmland and Open Space Preservation Ordinance in July 2004 and amended it in 2010 (10-99); and

WHEREAS, the Ingham County Farmland and Open Space Preservation Ordinance authorized the establishment of the Ingham County Farmland and Open Space Preservation Board to oversee the Farmland and Open Space Preservation Program; and

WHEREAS, Ingham County voters passed a millage of .14 mils in 2008 to fund purchases of agricultural conservation easements through the Ingham County Farmland and Open Space Preservation Program; and

WHEREAS, in the course of implementing the Ordinance, the Ingham County Farmland and Open Space Preservation Board has established Selection Criteria for ranking landowner applications to the Ingham County Farmland and Open Space Preservation Program; and

WHEREAS, the Ingham County Ordinance requires that the Farmland and Open Space Selection Criteria be approved by the Ingham County Board of Commissioners.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves the attached 2013 Farmland and Open Space Selection Criteria developed by the Ingham County Farmland and Open Space Preservation Board as set forth in the Farmland and Open Space Preservation Ordinance passed July 27, 2004.
BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners approves The Ingham County Farmland and Open Space Preservation Board hosting a 2013 farmland and open space preservation application cycle.

COUNTY SERVICES:  Yeas:  De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays:  None  Absent:  Nolan  Approved 3/5/13

Adopted as part of the consent agenda.

Selection Criteria for Open Space Land Preservation Program
2013 Application Cycle

<table>
<thead>
<tr>
<th>Tier I Criteria Sections</th>
<th>Maximum Points</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ecological, scenic, geological criteria</td>
<td>56 points</td>
</tr>
<tr>
<td>Property size and location criteria</td>
<td>45 points</td>
</tr>
<tr>
<td><strong>Total Points</strong></td>
<td><strong>101 points</strong></td>
</tr>
</tbody>
</table>

A. Potential Conservation Area(s) (from the Greening Mid-Michigan Project)
   1. High Potential  maximum points: 10
   2. Medium Potential maximum points: 8
   3. Low Potential   maximum points: 6

   Example: parcel fall within a Medium Potential Conservation Area = 8 points

B. Water quality values
   1. Riparian land  maximum points: 5

   Property with a water frontage of 200 linear feet or greater receives 5 points. Points for a property with water frontage of less than 200 linear feet are:  5 x linear feet of water frontage/200 = points.
   
   Example: parcel has 75 feet of water frontage on the Red Cedar River: 5 x 75 = 375/200 = 1.875 points

   2. Land in the 100-year flood plain  maximum points: 8

   Property that is 100% in the flood plain receives 8 points. Points for a property with less than 100% in the flood plain are:  8 x percent in flood plain = points.
   
   Example: 20 acres of an 80 acre parcel is in the 100-year flood plain: 8 x 25/100 (20/80 = 0.25) = 200/100 = 2 points

   3. Wetlands, including buffer area  maximum points: 4

   Property that is 100% wetland receives 4 points. Points for a property with less than 100% wetland are:  4 x percent in wetland = points.
   
   Example: 5 acres of an 40 acre parcel is wetland: 4 x 12.5/100 (5/40= 0.125) = 50/100 =0 .5 points

   4. Aquifer recharge land  maximum points: 8

   Property that is 100% aquifer recharge land receives 8 points. Points for a property with less than 100% aquifer recharge land are:  8 x percent aquifer recharge land = points.
   
   Example: 10 acres of a 20 acre parcel is aquifer recharge land: 8 x 50/100 (10/20= 0.50) = 400/100 = 4 points

C. Habitats
   1. Forestland  maximum points: 5
Property that is 100% forest land receives 5 points. Points for a property with less than 100% forest land are: 
\[ 5 \times \text{percent in forest land} = \text{points}. \]
**Example:** 15 acres of a 20 acres parcel is wooded: 
\[ 5 \times \frac{75}{100} (15/20 = 0.75) = 375/100 = 3.75 \text{ points} \]

2. **Others – grassland, shrub land, etc.**

Property that is 100% in other types of natural habitat receives 3 points. Points for a property with less than 100% in other types of habitat are: 
\[ 3 \times \text{percent in other types of habitat} = \text{points}. \]
**Example:** 10 acres of a 15 acre parcel is grassland: 
\[ 3 \times \frac{66}{100} (10/15 = 0.66) = 198/100 = 1.98 \text{ points} \]

D. **Rare species**

1. **State and federal threatened and endangered species on the property**

Up to 10 points may be given depending on rarity category; the higher the rarity category the more points given.
**Example:** Parcel has a Copperbelly water snake on the property: 10 points

E. **Physically (geologically) significant features**

Up to 3 points may be given. Example: property has a terminal marine.

**PROPERTY SIZE and LOCATION CRITERIA (45 points)**

F. **Parcel size**

Parcels of 100 acres or greater receives 25 points. Points for a property of less than 100 acres are: 
\[ 25 \times \frac{\text{acreage of parcel}}{100} = \text{points}. \]
**Example:** Parcel is 40 acres in size: 
\[ 25 \times \frac{40}{100} = 1000/100 = 10 \text{ points} \]

G. **Proximity to Designated Population Center in Ingham County (As Defined in “Regional Growth: Choices For Our Future”, Summary Report, Tri-County Regional Planning Commission, Sept. 2005)**

Farm boundary is 1 mile from, or within the population center 5 points
Farm boundary is within 1 to 2 miles from population center 4 points
Farm boundary is within 2 to 3 miles from population center 3 points
Farm boundary is within 3 to 4 miles from population center 2 points
Farm boundary is within 4 to 5 miles from population center 1 points
Farm boundary is more than 5 miles from population center 0 points
**Example:** Parcel is located 2 miles from “designated population center”. Total points = 4 points

H. **Location with respect to other protected property**

Permanently protected land is property with a conservation easement or a deed restriction that permanently prohibits development on the property. Linear distance is from nearest land boundaries.
- Property is adjacent to protected land 10 points
- Property is not adjacent but within 1/2 mile of protected land 8 points
- Property is not adjacent but within 1 mile of protected land 6 points
- Property is not adjacent but within 2 miles of protected land 4 points
**Example:** Parcel is within 1 mile of an already protected property = 6 points

I. **Road frontage (paved or gravel)**

Road frontage of 1320 feet (1/4 mile) or greater receives 2 points. Points for road frontage of less than 1320 feet are: 
\[ 2 \times \frac{\text{feet of road frontage}}{1320} = \text{points}. \]
**Example:** Parcel has 500 feet of road frontage: 
\[ 2 \times \frac{500}{1320} = 1000/1320 = 0.76 \text{ points} \]

J. **Block applications**

**maximum points: 3**
Properties applying in a block application must be contiguous (they may be separated by a road). Each applicant in the block application will receive the stated points.

Two or more landowners applying together and submitting 300 or more contiguous acres each receives 3 points. Points for two or more landowners submitting less than 300 acres are: $3 \times \frac{\text{number of contiguous acres submitted}}{300} = \text{points}.$

*Example:* Parcel is applying with three other landowners to make a 450 acre block of land: $3 \times 450 = 1350/300 = 4.5$ therefore the points received are 3, the maximum.

*Note:* If only one property in a block application is preserved, the remaining landowners will continue to receive full points for this section of the scoring criteria in future cycles, provided the remaining landowners still wish to participate in the block application.

**TOTAL TIER I POINTS POSSIBLE – 101**

Applicants note: Landowners who accept federal, state or local matching funds to protect their open space land may be selected for the program before landowners who do not accept such funds, regardless of their relative ranking based on the above “Selection Criteria for Protection of Open Space Land”.

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**Selection Criteria for Farmland Preservation Program**

**2013 Application Cycle**

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### Tier I Criteria

<table>
<thead>
<tr>
<th>Criteria</th>
<th>Points</th>
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</thead>
<tbody>
<tr>
<td>Agricultural Characteristics</td>
<td>57 points</td>
</tr>
<tr>
<td>Development Pressure</td>
<td>48 points</td>
</tr>
<tr>
<td>Additional Ag Protection Efforts</td>
<td>38 points</td>
</tr>
<tr>
<td>Other Criteria</td>
<td>10 points</td>
</tr>
<tr>
<td><strong>Tier I Total Points</strong></td>
<td><strong>153 points</strong></td>
</tr>
</tbody>
</table>

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**AGRICULTURAL CHARACTERISTICS (57 POINTS)**

1) **Agricultural Productivity – Prime and Unique Soils**

   - **Prime and Unique Soils**
     - Prime under all circumstances: 20 points
     - Prime if adequately drained: 15 points
     - Not prime or unique: 0 points

   *Example:* 70% of parcel is prime under all circumstances $(0.70 \times 20 \text{ pts}) = 14 \text{ points}$
   
   30% of parcel is prime if adequately drained $(0.30 \times 15 \text{ pts}) = 4.5 \text{ points}$
   
   Total points = 18.5 points

2) **Size of Parcel (s)**

   Points for parcels between 15 and 200 acres are calculated by multiplying 0.1 times the parcel size. Any parcel above 200 acres receives 20 points. Parcels between 15 and 39.99 acres **must** be in specialty crop production. Parcels that are 0-14.99 acres receive 0 points.

   *Example:* Parcel size is 150 acres: $150 \times 0.1 = 15$
3) **Additional Agricultural Income**  
Maximum Points: 5  
Points will be awarded to operations that have “value-added” agriculture either through animal related production or through production of a specialty crop (crops other than corn, wheat, soybeans), or both, with total sales over $10,000.00 annually.  
*Example:* Parcel is integral to farm operation that produces a specialty crop, which grosses over $15,000 annually. Total points = 5 points

4) **Proximity to Existing Livestock Farms**  
Maximum Points: 5  
A livestock operation for this purpose means a farm with more than 50 animal units (EPA definition: 1000 lbs = 1 unit)  
*Example:* Parcel is contiguous to an existing livestock operation 5 points

5) **Amount of Undeveloped* Land in the Surrounding Area**  
Maximum Points: 7  
A circle with a 1 mile radius and with a centroid (center point) generated by computer is used to calculate the points in this section.  
75% or more of the surrounding area is undeveloped land 7 points  
50% or more but less than 75% of the surrounding area is undeveloped land 5 points  
25% or more but less than 50% of the surrounding area is undeveloped land 2 points  
Less than 25% of the surrounding area is undeveloped land 0 points  
*For the purposes of this section, “undeveloped” means no permanent buildings, residential, commercial, industrial or otherwise.

**DEVELOPMENT PRESSURE (48 POINTS)**

6) **Proximity to Existing Public Sanitary Sewer or Water, or Both**  
Maximum Points: 10  
Linear (straight line) distance to existing, usable public sanitary sewer, or water services, or both, will result in the following scoring options:  
Less than one-half (1/2) mile from sewer or water 5 points  
One-half (1/2) mile or more but less than 1 mile 7 points  
One (1) mile or more but less than 2 miles 10 points  
Two (2) miles or more but less than 5 miles 5 points  
More than 5 miles 0 points  
*Example:* Parcel is located 3 miles from existing sewer lines. Total points = 5 points.

7) **Proximity to Designated Population Center in Ingham County (As Defined in “Regional Growth: Choices For Our Future”, Summary Report, Tri-County Regional Planning Commission, September 2005)**  
Maximum Points: 30  
Farm boundary is 1 mile from, or within the population center 30 points  
Farm boundary is within 1 to 2 miles from population center 28 points  
Farm boundary is within 2 to 3 miles from population center 26 points  
Farm boundary is within 3 to 4 miles from population center 24 points
8) **Road Frontage (paved or gravel)**

<table>
<thead>
<tr>
<th>Road Frontage</th>
<th>Maximum Points: 8</th>
</tr>
</thead>
<tbody>
<tr>
<td>Road frontage of 5280 feet (1 mile) or more</td>
<td>8 points</td>
</tr>
<tr>
<td>Road frontage of 2640 feet (1/2 mile) to 5279 (just under 1 mile)</td>
<td>6 points</td>
</tr>
<tr>
<td>Road frontage of 1320 feet (1/4 mile) to 2639 (just under ½ mile)</td>
<td>4 points</td>
</tr>
<tr>
<td>Road frontage less than ¼ mile</td>
<td>0 point</td>
</tr>
</tbody>
</table>

**Example:** Parcel has 1 mile of road frontage. Total points = 8 points

---

**ADDITIONAL AGRICULTURAL PROTECTION EFFORTS (38 POINTS)**

9) **Location to Protected Property**

<table>
<thead>
<tr>
<th>Location to Protected Property</th>
<th>Maximum Points: 20</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parcel is adjacent to protected land</td>
<td>20 points</td>
</tr>
<tr>
<td>Parcel is not adjacent but within 1/2 mile of protected land</td>
<td>15 points</td>
</tr>
<tr>
<td>Parcel is not adjacent but within 1 mile of protected land</td>
<td>10 points</td>
</tr>
<tr>
<td>Parcel is not adjacent but within 2 miles of protected land</td>
<td>5 points</td>
</tr>
</tbody>
</table>

**Example:** Parcel is adjacent to property under a permanent conservation easement = 20 points

10) **Agricultural District Zoning**

<table>
<thead>
<tr>
<th>Agricultural District Zoning</th>
<th>Maximum Points: 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Exclusive Agricultural District A-1: (Restricts residential development)</td>
<td>3 points</td>
</tr>
<tr>
<td>General Agricultural District A-2: (Rural residential zoning)</td>
<td>1 points</td>
</tr>
<tr>
<td>Non-Agricultural District</td>
<td>0 points</td>
</tr>
</tbody>
</table>

**Example:** Parcel has been designated as an exclusive agricultural district, A-1 (maximum density 1 unit per 20 acres) under current zoning. Total Points = 3 points

11) **Block Applications**

<table>
<thead>
<tr>
<th>Block Applications</th>
<th>Maximum Points: 15</th>
</tr>
</thead>
<tbody>
<tr>
<td>One or more landowners apply together to create 1000 or more contiguous acres</td>
<td>15 points</td>
</tr>
<tr>
<td>One or more landowners apply together to create 750 to 999 contiguous acres</td>
<td>10 points</td>
</tr>
<tr>
<td>One or more landowners apply together to create 500 to 749 contiguous acres</td>
<td>8 points</td>
</tr>
<tr>
<td>One or more landowners apply together to create 300 to 499 contiguous acres</td>
<td>6 points</td>
</tr>
<tr>
<td>Contiguous acreage of 299 acres or less</td>
<td>0 points</td>
</tr>
</tbody>
</table>

**Example:** Four landowners, with varying parcel acreage, submit a block-application of about 800 contiguous acres. (Each of the four landowners would receive 10 points for this section).
**Note:** If a parcel in a block application is preserved, the remaining landowners will continue to receive full points for this section of the scoring criteria in future cycles, provided they still wish to participate in the block application.

### OTHER CRITERIA (10 POINTS)

12) **Additional Agricultural Characteristics**

Additional agricultural characteristics are USDA certified organic farm or Centennial farm.
- Parcel has one or more additional agricultural features: 5 points
- Parcel does not have an additional agricultural feature: 0 points

13) **Michigan Agricultural Environmental Assurance Program (MAEAP)**

Participation in the MAEAP demonstrates a commitment to environmental stewardship above and beyond a conservation plan. The State Agriculture Preservation Board has identified the MAEAP as a priority to providing matching funds. Farms verified under the MAEAP must show verification to receive points.
- Farm is MAEAP verified: 5 points
- Farm is not MAEAP verified: 0 points

**TIER I: TOTAL POINTS POSSIBLE IS 153**
Introduced by the County Services Committee of the:

RESOLUTION TO APPROVE THE SPECIAL AND ROUTINE PERMITS FOR THE INGHAM COUNTY DEPARTMENT OF TRANSPORTATION AND ROADS

RESOLUTION # 13-90

WHEREAS, as of June 1, 2012, the Ingham County Road Commission becomes the Ingham County Department of Transportation and Roads per Resolution #12-123; and

WHEREAS, the Ingham County Road Commission periodically approved Special and Routine permits as part of their roles and responsibilities; and

WHEREAS, this will now be the responsibility of the Board of Commissioners to approve these permits as necessary.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves the attached list of Special and Routine Permits dated February 21, 2013 as submitted.

COUNTY SERVICES: Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
   Nays: None  Absent: Nolan  Approved 3/5/13

Adopted as part of the consent agenda.
<table>
<thead>
<tr>
<th>R/W PERMIT#</th>
<th>R/W APPLICANT /CONTRACTOR</th>
<th>R/W WORK</th>
<th>R/W LOCATION</th>
<th>R/W CITY/TWP.</th>
<th>R/W SECTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013-032</td>
<td>CONSUMERS ENERGY</td>
<td>ELECTRIC / OH</td>
<td>CURTICE RD BET EDGAR RD AND AURELIUS RD</td>
<td>AURELIUS</td>
<td>14</td>
</tr>
<tr>
<td>2013-033</td>
<td>AARON GRAF</td>
<td>TREE REMOVAL</td>
<td>CARTER RD, SWAN RD, GRAF RD</td>
<td>WHITE OAK</td>
<td>33</td>
</tr>
<tr>
<td>2013-034</td>
<td>MICHIGAN LOGOS INC</td>
<td>MISCELLANEOUS</td>
<td>WILLIAMSTON RD &amp; HASLETT RD</td>
<td>WILLIAMSTOWN</td>
<td>10 &amp; 13</td>
</tr>
<tr>
<td>2013-036</td>
<td>COMCAST</td>
<td>CABLE / UG</td>
<td>HOLT RD AND COLLEGE RD</td>
<td>ALAIEDON</td>
<td>6</td>
</tr>
<tr>
<td>2013-038</td>
<td>TRAVER MILK HAULING</td>
<td>HAUL ROUTE/Milk</td>
<td>VARIOUS</td>
<td>VARIOUS</td>
<td></td>
</tr>
<tr>
<td>2013-040</td>
<td>LANSING CHARTER TOWNSHIP</td>
<td>WATER MAIN</td>
<td>DEERFIELD AVE BET SAGINAW ST AND GENESSEE ST</td>
<td>LANSING</td>
<td>18</td>
</tr>
<tr>
<td>2013-041</td>
<td>LANSING CHARTER TOWNSHIP</td>
<td>WATER MAIN</td>
<td>EASTFIELD RD BET HARTWICK DR AND TIMBER DR</td>
<td>LANSING</td>
<td>7</td>
</tr>
<tr>
<td>2013-042</td>
<td>MAXSON MILK TRANSPORT INC</td>
<td>HAUL ROUTE/Milk</td>
<td>VARIOUS</td>
<td>LEROY</td>
<td></td>
</tr>
<tr>
<td>2013-045</td>
<td>J &amp; J HARDWOODS, INC</td>
<td>TREE REMOVAL</td>
<td>OKEMOS RD AND MT HOPE ROAD</td>
<td>MERIDIAN</td>
<td>28</td>
</tr>
</tbody>
</table>

PERMIT SUPERVISOR: _______________________________  MANAGING DIRECTOR: _______________________________
MARCH 12, 2013 REGULAR MEETING

Introduced by the County Services and Finance Committees of the:

RESOLUTION TO INCREASE THE COST OF THE AGREEMENT WITH REHMAN ROBSON TO CONDUCT AN AUDIT OF INGHAM COUNTY FOR 2012

RESOLUTION # 13-91

WHEREAS, Ingham County currently uses Rehmann Robson Certified Public Accountants to conduct its annual audit; and

WHEREAS, in June 2012, the County merged with the Ingham County Road Commission; and

WHEREAS, the Rehmann Robson is requesting an additional $9,690 to include the Road and Transportation Fund in the County’s 2012 audit.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners amends the contract with Rehmann Robson to conduct the 2012 audit of Ingham County to increase the fee from $71,375 to $81,065 to include the Roads and Transportation Fund.

BE IT FURTHER RESOLVED, that this additional funding will be charged to the Roads and Transportation Fund.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners and the County Clerk are authorized to sign any contract documents consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays:  None  Absent:  Nolan  Approved 3/5/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays:  None  Absent:  None  Approved 3/6/13

Adopted as part of the consent agenda.

Introduced by the County Services and Finance Committee of the:

RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE FRATERNAL ORDER OF POLICE CAPITOL CITY LODGE NO. 141 - CORRECTIONS UNIT

RESOLUTION # 13-92
WHEREAS, an agreement has been reached between representatives of Ingham County and the FOP Capitol City Lodge No. 141 for the period January 1, 2012 through December 31, 2014; and

WHEREAS, the agreement has been ratified by the employees within the bargaining agreement; and

WHEREAS, the provisions of the agreement have been approved by the County Services and Finance Committees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves the contract between Ingham County and FOP Capitol City Lodge No. 141 for the period January 1, 2012 through December 31, 2014.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the contract on behalf of the County, subject to the approval as to form by the County Attorney.

COUNTY SERVICES: Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays: None    Absent: Nolan    Approved 3/5/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None    Absent: None    Approved 3/6/13

Adopted as part of the consent agenda.

Introduced by the County Services and Finance Committee of the:

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE FRATERNAL ORDER OF POLICE CAPITOL CITY LODGE NO. 141 - CORRECTIONS UNIT

RESOLUTION # 13-93

WHEREAS, the County Board of Commissioners has recognized the escalating cost of the current MERS Defined Benefit Plan; and

WHEREAS, the FOP Capitol City Lodge No. 41 – Corrections Unit approved a new collective bargaining agreement that includes the establishment of a Hybrid pension plan for new hires.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes the attached resolutions establishing the MERS Hybrid Pension Plan for new employees in FOP Capitol City Lodge No. 41 – Corrections Unit hired on or after January 1, 2013.

BE IT FURTHER RESOLVED, that the Chair of Board is authorized on behalf of the County to sign and execute all documents to effectuate and finalize this transaction, subject to the approval as to form, by the County Attorney.
COUNTY SERVICES: Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays: None   Absent: Nolan   Approved 3/5/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None   Absent: None   Approved 3/6/13

Adopted as part of the consent agenda.

Introduced by the County Services and Finance Committees of the:

RESOLUTION AUTHORIZING A TRANSFER OF FUNDS AND AUTHORIZATION FOR THE POTTER PARK ZOOLOGICAL SOCIETY TO PROVIDE THE MANAGEMENT OF SEASONAL WORKERS

RESOLUTION # 13-94

WHEREAS, it is the desire of the Potter Park Zoo Board and the Zoo Management Team to work towards a successful Private/Public relationship with the Potter Park Zoological Society; and

WHEREAS, the Zoo Management Team wishes to continue to provide excellent customer service and be able to improve upon existing standards and proceed in a financially prudent manner; and

WHEREAS, the Zoo Management Team recommends that combining resources in the key customer service areas, by having all seasonal staff be hired, trained, supervised and paid by the Potter Park Zoological Society, will allow the Zoo to provide the most effective and consistent customer service; and

WHEREAS, the Zoo Management Team has identified funding within the 2013 approved Potter Park Zoo budget, which will provide for adequate staff as determined by the Zoo Director, as well as additional funds that can be transferred to other line items within the budget; and

WHEREAS, the Board of Commissioners Resolution #12-66 was approved for the transfer of funds to the Potter Park Zoo Society for the year of 2012.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the Potter Park Zoological Society to provide the management of the seasonal employees at the Potter Park Zoo.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners approves the transfer of funds for the year 2013 in the amount of $131,000 from the Potter Park Zoo Millage to the Potter Park Zoo Society from the following line items:

- $35,874 from admissions seasonal wages, line item #258-69200-705000-32000
- $29,700 from seedeater seasonal, line item #258-69200-705000-31300
$22,000 from animal/care seasonal, line item #258-69200-705000-31000
$11,876 from parking seasonal, line item #258-69300-705000-35000
$21,000 from equipment seasonal, line #258-69300-705000-34600
$550 from shelter/wages temporary #258-69300-705000-32000
$10,000 from contingency #258-69200-969220-969220

BE IT FURTHER RESOLVED, that the Controller/Administrator and the Chair of the Board of Commissioners be authorized to make the necessary transfer of funds.

COUNTY SERVICES: Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays: None    Absent: Nolan    Approved 3/5/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None    Absent: None    Approved 3/6/13

Adopted as part of the consent agenda.

Introduced by the County Services and Finance Committees of the:

RESOLUTION AWARDING A CONTRACT TO PAVEMENT CONSULTANTS, INC. TO PROVIDE PROFESSIONAL ASPHALT CONSULTING AND PROJECT MANAGEMENT SERVICES FOR THE PARKING LOT REPLACEMENT AT THE HUMAN SERVICES BUILDING

RESOLUTION # 13-95

WHEREAS, the Human Services Building parking lot is in need of replacement due to deterioration over the years; and

WHEREAS, after careful review of bids, the Purchasing and Facilities Departments both agree that a contract be awarded to Pavement Consultants, Inc. who submitted the lowest responsive and responsible bid in the amount of $9,165.00; and

WHEREAS, funds for this project are available within the approved CIP Line Item 631-23304-931000-2FC16 which has a balance of $232,700.00.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners hereby authorizes entering into a contract with Pavement Consultants, Inc., 840 South Smith Road, Eaton Rapids, MI 48827, to provide professional asphalt consulting and project management services, for the parking lot replacement at the Human Services Building, for an amount not to exceed $9,165.00.
MARCH 12, 2013 REGULAR MEETING

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary documents that are consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES: Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays: None Absent: Nolan Approved 3/5/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None Absent: None Approved 3/6/13

Adopted as part of the consent agenda.

Introduced by the County Services and Finance Committees of the:

RESOLUTION TO AUTHORIZE A PROFESSIONAL SERVICES CONTRACT WITH ROWE PROFESSIONAL SERVICES COMPANY
RESOLUTION # 13-96

WHEREAS, the former Road Commission, now Ingham County Department of Transportation and Roads (ROAD DEPARTMENT) is required by federal law to inspect all aspects of its bridges every two years and report the results to the Michigan State Department of Transportation; and

WHEREAS, the ROAD DEPARTMENT bridge inspection data is incorporated into a report that is submitted to the Federal Highway Administration, which ultimately is used to guide decisions about federal transportation funding levels and program requirements; and

WHEREAS, the Ingham County Purchasing Department advertised for biennial bridge inspection services and received seven (7) proposals; and

WHEREAS, the ROAD DEPARTMENT and Purchasing Department staff evaluated the submitted proposals and recommend that the Board of Commissioners authorize a professional services contract with Rowe Professional Services Company, Flint, Michigan.

THEREFORE, BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes entering into a contract with Rowe Professional Services Company, 540 S. Saginaw Street, Suite 200, Flint, Michigan, based on its unit price proposal dated February 5, 2013, for 2013 & 2014 biennial bridge inspections and as-needed services.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners and the County Clerk are authorized to sign any contract documents consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES: Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays: None Absent: Nolan Approved 3/5/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None  Absent: None  Approved 3/6/13

Adopted as part of the consent agenda.

Introduced by the County Services and Finance Committees of the:

RESOLUTION AUTHORIZING A CONTRACT FOR SUPPLYING AND SERVICING MECHANICS’ UNIFORMS, SHOP TOWELS, FLOOR MATS, MOPS & RELATED SERVICES FOR THE DEPARTMENT OF TRANSPORTATION & ROADS

RESOLUTION # 13-97

WHEREAS, the Department of Transportation and Roads provides uniforms for its mechanics and fleet supervisor per their respective labor agreements, and needs services to supply mechanics’ shop towels, floor mat and mop cleaning and related services for all Road Department facilities; and

WHEREAS, the Purchasing Department recently released bid packet #3-13 and received sealed, competitive bid proposals for these services for the next 3 year period beginning from date of service contract execution; and

WHEREAS, UniFirst Corporation of Pontiac, MI, submitted the lowest qualified and responsive bid for total weekly costs of $81.55 per week for all of the services required per bid packet 3-13, as shown on the attached Proposal Summary; and

WHEREAS, both the Road Department and the Purchasing Department have reviewed all of the bid proposals received for bid packet 3-13 and recommend accepting that from UniFirst Corporation.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners accepts the bid, and authorizes entering into a contract with UniFirst Corporation, Pontiac, MI, for supplying and servicing mechanics’ uniforms, shop towels, floor mats, mops, and related services for the Department of Transportation & Roads per bid packet 3-13 for total weekly costs of $81.55 per week for the three year period beginning from date of service contract execution, and

BE IT FURTHER RESOLVED, that the Board Chairperson and County Clerk are hereby authorized to sign any necessary related documents on behalf of the County after approval as to form by the County Attorney.

COUNTY SERVICES:  Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
   Nays: None  Absent: Nolan  Approved 3/5/13

FINANCE:  Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
   Nays: None  Absent: None  Approved 3/6/13

Adopted as part of the consent agenda.
Introduced by the County Services and Finance Committees of the:

RESOLUTION AUTHORIZING AN EXTENSION TO A 2009 COMMUNITY DEVELOPMENT BLOCK GRANT FROM THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY THROUGH JUNE 30, 2013

RESOLUTION # 13-98

WHEREAS, the Ingham County Housing Commission applied for Community Development Block Grant funding on behalf of Ingham County from the Michigan State Housing Development Authority; and

WHEREAS, the Ingham County Board of Commissioners authorized acceptance of Michigan State Housing Development Authority grant funds in the amount of $50,000 (Resolution #09-092) on April 14, 2009; and

WHEREAS, the Ingham County Board of Commissioners authorized acceptance of additional Michigan State Housing Development Authority grant funds in the amount of $325,000 (Resolution #09-330) on October 13, 2009; and

WHEREAS, the Michigan State Housing Development Authority has seen fit to extend the grant term through June 30, 2013; and

WHEREAS, all other aspects of the grant agreement remain the same.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners accepts the grant term extension through June 30, 2013 for the Community Development Block Grant totaling $375,000 from the Michigan State Housing Development Authority, on behalf of Ingham County, to utilize the funds as designated in the grant agreement.

COUNTY SERVICES:  Yeas: De Leon, Koenig, Celentino, Holman, Tsernoglou, Maiville
Nays: None  Absent: Nolan  Approved 3/5/13

FINANCE:  Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None  Absent: None  Approved 3/6/13

Adopted as part of the consent agenda.
Introduced by the Finance Committee of the:

RESOLUTION ESTABLISHING THE BUDGET CALENDAR FOR 2014

RESOLUTION # 13-99

WHEREAS, Public Act 621 of 1978 provides that the Board of Commissioners establishes an appropriate time schedule for preparing the budget; and

WHEREAS, this Act requires that each elected official, department head, administrative office or employer of a budgetary center shall comply with the time schedule and requests for information from the Controller.

THEREFORE BE IT RESOLVED, that the attached budget calendar for the 2014 budget process be adopted.

BE IT FURTHER RESOLVED, that the County Clerk shall be directed to provide written notification of the attached budget calendar to all elected officials and department heads.

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None Absent: None Approved 3/6/13

Adopted as part of the consent agenda.
2014 BUDGET CALENDAR

March 6  Finance Committee recommends 2014 budget calendar.

March 12  Board of Commissioners approves 2014 budget calendar.

April 18 - 24  Committees review fees for various county services to make recommendations for any appropriate increases to be effective January 1, 2014.

April 18 - 23  Liaison Committees forward recommendations for strategic goals for 2014 to the Finance Committee.

April 24  Finance Committee recommends strategic goals for 2014.

April 30  Board of Commissioners adopts strategic goals for 2014.

May 2 - 8  Committees make recommendations for increases to fees for various county services to be effective January 1, 2014.

May 14  Board of Commissioners adopts increases to fees for various county services to be effective January 1, 2014.

May 31  Department heads, agencies and community agencies submit operating and capital budgets.

June 17 - 28  Controller holds budget meetings with departments.

August 15  Controller’s Recommended Budget distributed to full Board of Commissioners.

Aug. 26 – 29  Liaison Committees hold hearings on operating and capital budget recommendations.

September 25  Finance Committee holds hearing and makes operating and capital improvement budget recommendations.

October 22  Board holds public hearing on the General Fund Budget. Board adopts operating and capital budgets and millages.
RESOLUTION ENcouraging allocation of additional resources to the certification of individuals in autism specialization

RESOLUTION # 13-100

WHEREAS, Senate Bills 414 and 415 were approved and signed by the Governor and went into effect on April 18, 2012; and

WHEREAS, Senate Bill 981, “autism coverage reimbursement act” was approved and signed by the Governor and went into effect on April 18, 2012; and

WHEREAS, according to the Centers for Disease Control and Prevention, "about one in 88 children has been diagnosed with an Autism Spectrum Disorder"; and

WHEREAS, there are 56,885 persons under 18 in Ingham County (children) in 2011, according to the U.S. Census; and

WHEREAS, this approximately equates to about 646 children 0-17 with an autistic disability living in Ingham County in 2011; and

WHEREAS, according to the state legislation after diagnosis an autistic child must have a diagnosis confirmed by a specialist and then have a recommendations prepared by a board-certified behavior analyst who must then participate in a plan of care in order to access the funds allocated by the State of MI for the treatment and care of autistic children; and

WHEREAS, Blue Cross Blue Shield (BCBS) the health care insurer with the largest market share in Michigan requires individuals to have an autism diagnosis made or confirmed by a BCBS- approved autism evaluation center and then have recommendations prepared by a board-certified behavior analyst at an approved autism evaluation center for applied behavior analysis; and

WHEREAS, there are currently only three available autism evaluation centers identified by Blue Cross Blue Shield, Henry Ford Center for Autism and Developmental Disabilities in Detroit, Spectrum Health Medical Group in Grand Rapids, and University of Michigan Health System in Ann Arbor, to service the entire State of Michigan; and

WHEREAS, the Behavior Analyst Certification Board has only 132 board certified behavior analysts listed in the State of Michigan and only one lives in Ingham County; and

WHEREAS, with these statistics provided it would take the average autistic child 425 days to be able to get into visit a specialist in the State of Michigan, assuming all specialists are working full time and allocating 4 hour appointments per child for evaluations and recommendations for treatment plans; and

WHEREAS, there are currently no approved evaluation centers in Ingham County to service the residents who have autistic children.
THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners supports access to additional necessary medical and professional personnel to staff an approved evaluation center, including a board certified behavior analyst to shorten the waiting period for children in Ingham County who have autism to receive individual recommendations and treatment plans through their health care coverage from BCBS of Michigan and/or other health care providers.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners encourages all major Health Care Insurers to support access to a local approved autism evaluation center(s) within Ingham County.

**HUMAN SERVICES:**  Yeas: Tennis, Hope, Anthony, McGrain, Vickers, Maiville  
Nays: None  Absent: Nolan  Approved 3/4/13

Commissioner Tennis moved to adopt the resolution. Commissioner Maiville seconded the motion.

Pamela Kreiner, Chair of the Ingham County Women’s Commission, spoke in favor of the Resolution.

Motion to adopt the resolution carried unanimously. Absent: Commissioner McGrain.

Introduced by the Human Services and Finance Committees of the:

**RESOLUTION TO AUTHORIZE AN AGREEMENT WITH THE HEALTH IMPACT PROJECT OF THE PEW CHARITABLE TRUSTS**

**RESOLUTION # 13-101**

WHEREAS, Ingham County Health Department has received a Health Impact Assessment (HIA) Grant from the Pew Charitable Trusts that will serve Michigan’s Tri-County Region (Ingham, Clinton and Eaton) in establishing a system for sustainable future HIA projects; and

WHEREAS, this includes building local capacity to conduct HIA, strengthening leadership’s commitments for HIA, encouraging the use of HIA through local ordinances, and securing funding mechanisms; and

WHEREAS, under the agreement, the Ingham County Health Department and its partners will conduct two health impact assessments: HIA 1 will inform the Tri-County Planning Commission’s (TCRPC) development of a regional Fair and Affordable Housing Plan in accordance with federal fair housing guidelines. HIA 2 will be integrated into the development of a regional Urban and Rural Services Management Policy that will guide resource allocation for four Michigan municipalities; and

WHEREAS, the Health Department and its partners will also complete the development of a prototype HIA-based checklist to guide local land use, transportation, and building permit decisions. In addition, they will also develop a more robust and generalizable tool, and disseminate it to each municipality in the Tri-County region, where the tool will be integrated with local planning and zoning requirements to institutionalize a systematic consideration of health in those decisions; and
WHEREAS, to accomplish the scope of work, the Health Department will use up to $15,000 to facilitate focus
groups of under-represented populations to ensure their adequate input in the scoping phase of the HIA project
and recommendations to the regional FAHP; and

WHEREAS, the Health Department will contract with Michigan State University in the amount up to $88,189,
to enhance existing HIA tools used by local planning decisions boards; and

WHEREAS, Health Department staff will be assigned to complete the work plan and a temporary Health
Analyst will be hired to assist with implementation of the work plan; and

WHEREAS, the Health Officer recommends that the Board of Commissioners accept the Health Impact
Assessment Grant from the Pew Charitable Trusts.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners accepts the grant and
authorizes an agreement with PEW Charitable Trusts in the amount up to $250,000 for the period of April 1,
2013 through March 31, 2015.

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes an agreement with Michigan State
University up to an amount of $88,189 for the period of April 1, 2013 through March 31, 2015 to enhance
existing HIA tools used by local planning decisions boards.

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes up to $15,000 to be used to
facilitate focus groups of under-represented populations to ensure their adequate input in the scoping phase of
the HIA project and recommendations to the regional FAHP.

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes the Health Department to hire a
temporary Health Analyst (ICEA PRO 6) to assist with the implementation of the work plan in the amount up to
$14,500 for the period of the grant.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget
adjustments consistent with this resolution.

BE IT FURTHER RESOLVED, that the Board Chairperson is authorized to sign the agreement and any other
documents after review by the County Attorney.

HUMAN SERVICES:  Yeas:  Tennis, Hope, Anthony, McGrain, Vickers, Maiville
  Nays:  None    Absent:  Nolan    Approved 3/4/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
  Nays:  None    Absent:  None    Approved 3/6/13

Adopted as part of the consent agenda.

Introduced by the Human Services and Finance Committees of the:
RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS TO THE COMMUNITY MENTAL HEALTH AUTHORITY OF CLINTON, EATON AND INGHAM COUNTIES (CMH) AND A 2013 CONTRACT FOR ACCOUNTING WITH RESPECT THERETO

RESOLUTION # 13-102

WHEREAS, MCL 211.24(e), commonly known as the State Liquor Tax Law, allowed Ingham County the option of retaining the entire amount of liquor tax revenue provided that these monies be used to offset property tax revenues by an equal amount, or the option of retaining one-half of the revenues and distributing the other half to the County’s designated coordinating agency for substance abuse prevention and treatment; and

WHEREAS, the Ingham County Board of Commissioners, during the 2013 budget process, chose to retain one-half of these liquor tax revenues for the General Fund and is now required to distribute the other one-half of these revenues to the designated coordinating agency, Community Mental Health Authority of Clinton, Eaton, and Ingham Counties (CMH), to use said funds for substance abuse prevention and treatment programs in Ingham County; and

WHEREAS, the Statute requires CMH to use said funds for substance abuse prevention and treatment programs in Ingham County; and

WHEREAS, the Department of Treasury has recommended certain accounting and/or auditing procedures to be used with respect thereto.

THEREFORE BE IT RESOLVED, that a contract be entered into with CMH in an amount not to exceed $1,071,734 for the time period of October 1, 2012 through December 31, 2013, which provides that CMH will provide Ingham County with substance abuse services and accounting and audit reports consistent with the requirements of the Michigan Department of Treasury, demonstrating its use of funds received from Ingham County from liquor tax revenues, which use shall be in accordance with the requirements of MCL 211.24(e).

BE IT FURTHER RESOLVED, in the event that the amount of liquor tax revenues to be disbursed to CMH exceeds the amount of the contract, an amended contract in the appropriate dollar amount is authorized with all other terms and conditions remaining unchanged.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments consistent with this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners and the County Clerk are authorized to sign any necessary contract documents consistent with this resolution and approved as to form by the County Attorney.

HUMAN SERVICES: Yeas: Tennis, Hope, Anthony, McGrain, Vickers, Maiville
Nays: None Absent: Nolan Approved 3/4/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None Absent: None Approved 3/6/13
Adopted as part of the consent agenda.

Introduced by the Human Services and Finance Committees of the:

RESOLUTION TO AMEND ADMINISTRATIVE SUPPORT SERVICES AGREEMENTS WITH COUNTY HEALTH PLANS

RESOLUTION # 13-103

WHEREAS, In Resolution #11-286, Administrative Services agreements with County Health Plan corporations were authorized for the period of October 1, 2011 through September 30, 2012, with automatic renewal; and

WHEREAS, the specific set of administrative services provided varies by corporation; and

WHEREAS, to reduce costs, County Health Plans have proposed changes to their Administrative Services agreements with the Health Department’s Health Plan Management Services; and

WHEREAS, the Health Officer recommends the proposed amendments to the Administrative Services agreements by the County Health Plans.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes the following amendments to the Administrative Services agreements with the following County Health Plans:

1. Barry-Eaton Health Plan Corporation – Remove financial support ($750 per month); Increase administrative support ($583.33 per month)
2. Branch Hillsdale St. Joseph Health Plan Corporation – Remove Executive Director services ($18,500 per year); Add Administrative Support Services ($2,500 per year)
3. Ingham Health Plan Corporation – Reduce PMPM to $5.57 (both Plan A and Plan B); add $7000 for administrative support
4. Ingham Health Plan Corporation d/b/a/ Ionia Health Plan – Remove financial support ($416.67 per month)
5. Ingham Health Plan Corporation d/b/a Livingston Health Plan – Remove financial support ($333.33 per month)
6. Jackson Health Plan Corporation – Remove financial support ($416.66 per month); Increase redetermination ($150 per month)
7. Kalamazoo County Health Plan Corporation – Remove health assessment ($.05 PMPM – Plan B only)
8. Branch Hillsdale St. Joseph Health Plan Corporation d/b/a Lenawee Health Plan - Remove Executive Director services ($18,500 per year); Add Administrative Support Services ($2,500 per year)
9. Washtenaw Health Plan Corporation – Remove health assessment ($.05 PMPM – Plan B only)

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make the necessary budget adjustments, as needed.
BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and County Clerk are hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: Tennis, Hope, Anthony, McGrain, Vickers, Maiville
Nays: None      Absent: Nolan      Approved 3/4/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None      Absent: None      Approved 3/6/13

Adopted as part of the consent agenda.

Introduced by the Law & Courts Committee of the:

RESOLUTION TO HONOR DETECTIVE J VERHOUGSTRAETE
OF THE INGHAM COUNTY SHERIFF’S OFFICE

RESOLUTION # 13-104

WHEREAS, Detective J Verhougstraete graduated from Lansing Community College in 1988; and

WHEREAS, he was hired by the Ingham County Sheriff’s Office as a Paramedic in March 1988; and

WHEREAS, Deputy J Verhougstraete was assigned to the Mid-Michigan Police Academy where he graduated in June 1988 and upon his graduation was assigned to Field Services as a Road Patrol Deputy/Paramedic; and

WHEREAS, in 1995 Deputy J Verhougstraete was assigned to the Lansing Police S.T.A.R.T. Team as a Tactical Medic assisting in many raids and barricaded gunmen; and

WHEREAS, Deputy J Verhougstraete was promoted to the rank of Detective in August 1999, where he was assigned to the Detective Bureau working on 11 homicides including the Ricky Holland investigation and Fire and Arson Investigations along with other high profile cases; and

WHEREAS, Detective J Verhougstraete was also assigned three Multi-Jurisdictional Cold Case Homicides and four Multi-Jurisdictional Task Forces investigating a teenage prostitution ring, Serial Armed Robberies and the I-96 Shooter; and

WHEREAS, over his career with ICSO, Detective J Verhougstraete received numerous letters of recognition, praise and commendations, as well as Twelve (12) unit citations and Two (2) meritorious Service award; and

WHEREAS, after 25 years of dedicated service to the citizens of Ingham County, Detective J Verhougstraete is retiring on February 14, 2013.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Detective J Verhougstraete for his 25 years of dedicated service to the citizens of Ingham County and wishes him continued
success in all of his future endeavors.

LAW & COURTS:  Yeas: Celentino, Tsernoglou, Holman, De Leon, Hope, Schafer
Nays: None  Absent: Bahar-Cook  Approved 2/28/13

Adopted as part of the consent agenda.

Introduced by the Law & Courts and Finance Committees of the:

RESOLUTION AUTHORIZING THE INGHAM COUNTY 55TH DISTRICT COURT SOBRIETY COURT AND/OR 30TH CIRCUIT COURT FAMILY DEPENDENCY TREATMENT COURT TO ACCEPT DONATIONS FROM THE INGHAM COUNTY SOBRIETY COURT FOUNDATION

RESOLUTION # 13-105

WHEREAS, the 55th District Court Sobriety Court Program ("Sobriety Court") has since 2004 provided quality services to the citizens of Ingham County; and

WHEREAS, the 30th Circuit Court Family Dependency Treatment Court has since 2007 provided quality services to parents and children; and

WHEREAS, organizations, groups and individuals would like to donate to the sobriety court program; and

WHEREAS, in particular the Ingham County Sobriety Court Foundation has indicated they would like to donate to 55th District Court Sobriety Court and/or the 30th Circuit Court Family Dependency Treatment Court.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes acceptance of donations from the Ingham County Sobriety Court Foundation as well as other organizations, groups and individuals to the Ingham County 55th District Court Sobriety Court and/or the 30th Circuit Court Family Dependency Treatment Court.

BE IT FURTHER RESOLVED, that the Controller/Administrator will deposit these donations into the Trust and Agency account # 101-13701-676.020-ICSCF for the 55th District Court Sobriety Court and # 101-14005-967.020 - donations for the 30th Circuit Court Family Dependency Treatment Court - recorded donation.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners hereby expresses its appreciation to the Ingham County Sobriety Court Foundation for their generous donation to the 55th District Court Sobriety Court Program.

LAW & COURTS:  Yeas: Celentino, Tsernoglou, Holman, De Leon, Hope, Schafer
Nays: None  Absent: Bahar-Cook  Approved 2/28/13

FINANCE:  Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Koenig, Vickers, Schafer
Nays: None  Absent: None  Approved 3/6/13

Adopted as part of the consent agenda.
SPECIAL ORDERS OF THE DAY:

Commissioner Anthony moved to appoint Thomas Morgan to the EDC Board.

Commissioner Tennis seconded the motion.

The motion carried by a vote of 12-1 with Commissioner Schafer voting no. Absent: Commissioner McGrain.

PUBLIC COMMENT:

None.

COMMISSIONER ANNOUNCEMENTS:

Commissioner Anthony encouraged all the Commissioners to celebrate March as Women’s History Month in some capacity. She also encouraged the Commissioners to consider reading in the local community because March is also Reading Month.

Commissioner Bahar-Cook added that the downtown Lansing Public Library has a piece up on Women’s History Month so you can visit the local library and learn about women’s history at the same time.

Commissioner Maiville informed the Board that Wednesday, March 20, the Holt Education Foundation is having their Annual Community Recognition Dinner at Chisholm Hills. Also, next Wednesday the Ingham County Animal Shelter is having their Annual Humanitarian Awards Banquet at the Kellogg Center which will likely sell out. Finally, March 10-16 is Sunshine Week to promote openness and transparency in government.

Commissioner De Leon informed the Board that, on March 22, CMH is having their annual community breakfast event at the Lansing Center. Please RSVP to CMH if you are planning to attend. The A. Phillip Randolph Institute will be having their 13th Annual Community Role Model Celebration on April 27th at the Kellogg Center. The Cristo Rey Fiesta 2013 is scheduled for May 24-26 on the church grounds.

CONSIDERATION AND ALLOWANCE OF THE CLAIMS:

Commissioner Anthony moved to approve payment of the claims submitted by the County Clerk and Financial Services Department in the amount of $2,602,082.22 Commissioner Schafer seconded the motion. The motion carried unanimously. Absent: Commissioner McGrain.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 6:59 p.m.

DEB NOLAN, CHAIRPERSON

BARB BYRUM, INGHAM COUNTY CLERK

Matt Solak, Chief Deputy Clerk
DELHI CHARTER TOWNSHIP

NOTICE OF HEARING

APPLICATION FOR INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
BY MPT LANSING LLC
TO THE DELHI TOWNSHIP ASSESSOR AND THE LEGISLATIVE BODY OF EACH TAXING UNIT THAT
LEVIES AD VALOREM PROPERTY TAXES WITHIN THE TOWNSHIP:

MPT LANSING LLC
DELHI TOWNSHIP ASSESSOR
CATA
CAPITAL AREA DISTRICT LIBRARY
CAPITAL CITY AIRPORT AUTHORITY
HOLT BOARD OF EDUCATION
INGHAM COUNTY BOARD OF COMMISSIONERS
INGHAM INTERMEDIATE SCHOOL BOARD
LANSING COMMUNITY COLLEGE BOARD OF TRUSTEES
STATE TAX COMMISSION

PLEASE TAKE NOTICE, that on March 8, 2013, Delhi Charter Township received an
Application for Industrial Facilities Exemption Certificate from MPT Lansing LLC. A complete
copy of the Application and attachments may be obtained upon request from the Delhi
Township Community Development Department by calling 517-694-8281 or by e-mail at:
tracy.miller@delhitownship.com.

PLEASE TAKE FURTHER NOTICE, that the Township Board of Delhi Charter Township
shall afford an opportunity for hearing on the referenced Application on the 2nd day of April,
2013, at 8:00 p.m., held at the Community Services Center, 2074 Aurelius Road, Holt, Michigan,
in the Charter Township of Delhi, Ingham County.

Evan Hope, Township Clerk
Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION DECLARING MARCH 31, 2013 AS “CESAR E. CHAVEZ DAY” IN INGHAM COUNTY

RESOLUTION # 13 –

WHEREAS, the late Cesar E. Chavez developed and lived by a unique blend of values, philosophy and styles; and

WHEREAS, throughout his youth and into his adulthood, Cesar migrated across the southwest laboring in the fields and vineyards where he was exposed to the hardships and injustices of farm worker life; and

WHEREAS, his life as a community organizer began in 1952 when he joined the Community Service Organization (CSO), a prominent Latino civil rights group, in the late 1950s and early 1960s, he served as the national director; and

WHEREAS, his dream was to create an organization to protect and serve farm workers, whose poverty and disenfranchisement he had shared, in 1962, Cesar resigned from the CSO, and founded what is now known as the United Farm Workers of America; and

WHEREAS, for more than three decades Cesar led the first successful farm workers union in American history serving hundreds of thousands of farm workers; and

WHEREAS, he led successful strikes and boycotts that resulted in the first industry-wide labor contracts and the efforts of his union brought about the passage of the groundbreaking 1975 California Agricultural Labor Relations Act to protect farm workers; and

WHEREAS, on April 23, 1993, Cesar Chavez, a true American hero, died of natural causes in San Luis, Arizona shortly before he was scheduled to appear in Lansing.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors the memory of Cesar E. Chavez, an extraordinary Mexican-American, Labor Leader and role model, and declares March 31, 2013 as “Cesar E. Chavez Day” in Ingham County.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13
 Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION HONORING GREGORY JOHNSON

RESOLUTION #13 -

WHEREAS, the Ingham County Women’s Commission sponsored the 2013 Doris Carlice Essay Contest open to students in grades 9 through 12; and

WHEREAS, the official topic for the contest was “Women Inspiring Innovation Through Imagination: Celebrating Women in Science, Technology, Engineering and Mathematics”; and

WHEREAS, the essays focused on how women in science, technology, engineering and mathematics impact our community and how the writer has been impacted by innovations made by women in one of these fields; and

WHEREAS, Gregory Johnson was the first place winner of the 2013 Doris Carlice Essay Contest with his essay entitled “Women in Science, Technology, Engineering and Math”; and

WHEREAS, Gregory wrote about Ada Lovelace, Rosalind Franklin and Barbara McClintock, women who overcame the challenges that came with breaking out of stereotypical gender roles of their time and made major strides forward in their respective fields.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners joins the Ingham County Women’s Commission in honoring Gregory Johnson for his first place essay, “Women in Science, Technology, Engineering and Math”.

BE IT FURTHER RESOLVED, that the Board wishes Gregory continued success in all of his future endeavors.

COUNTY SERVICES: Yeas: De Leon, Holman, Nolan, Maiville
Nays: None Absent: Koenig, Celentino, Tsernoglou Approved 3/19/13
Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION HONORING EMMA RUTKOWSKI

RESOLUTION # 13-

WHEREAS, the Ingham County Women’s Commission sponsored the 2013 Doris Carlice Essay Contest open to students in grades 9 through 12; and

WHEREAS, the official topic for the contest was “Women Inspiring Innovation Through Imagination: Celebrating Women in Science, Technology, Engineering and Mathematics”; and

WHEREAS, the essays focused on how women in science, technology, engineering and mathematics impact our community and how the writer has been impacted by innovations made by women in one of these fields; and

WHEREAS, Emma Rutkowski was the second place winner of the 2013 Doris Carlice Essay Contest with her essay entitled “The Capacity of the Mind: Women In Science, Technology, Engineering and Mathematics”; and

WHEREAS, Emma wrote about the innovations of women across the world from every period of history, such as Marie Curie, Rachel Carson, Karen Sparck Jones and Dawn Applegate, and of the advancements experienced by the entire human race as a result of the accomplishments of these women.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners joins the Ingham County Women’s Commission in honoring Emma Rutkowski for her essay, “The Capacity of the Mind: Women In Science, Technology, Engineering and Mathematics”.

BE IT FURTHER RESOLVED, that the Board wishes Emma continued success in all of her future endeavors.

COUNTY SERVICES:  Yeas: De Leon, Holman, Nolan, Maiville
    Nays: None    Absent: Koenig, Celentino, Tsernoglou    Approved 3/19/13
WHEREAS, the Ingham County Women’s Commission sponsored the 2013 Doris Carlice Essay Contest open to students in grades 9 through 12; and

WHEREAS, the official topic for the contest was “Women Inspiring Innovation Through Imagination: Celebrating Women in Science, Technology, Engineering and Mathematics”; and

WHEREAS, the essays focused on how women in science, technology, engineering and mathematics impact our community and how the writer has been impacted by innovations made by women in one of these fields; and

WHEREAS, Ayley Shortridge was the third place winner of the 2013 Doris Carlice Essay Contest with her essay entitled “The Way of Progress: Women and Innovation”; and

WHEREAS, Ayley wrote about Marie Curie and Grace Hopper and that due to the efforts of female innovators from both the past and present, our scientific knowledge, speed of communication and quality of life have reached historic levels.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners joins the Ingham County Women’s Commission in honoring Ayley Shortridge for her essay, “The Way of Progress: Women and Innovation”.

BE IT FURTHER RESOLVED, that the Board wishes Ayley continued success in all of her future endeavors.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
Nays:  None    Absent: Koenig, Celentino, Tsernoglou  Approved 3/19/13
WHEREAS, the Ingham County Women’s Commission sponsored the 2013 Doris Carlice Essay Contest open to students in grades 9 through 12; and

WHEREAS, the official topic for the contest was “Women Inspiring Innovation Through Imagination: Celebrating Women in Science, Technology, Engineering and Mathematics”; and

WHEREAS, the essays focused on how women in science, technology, engineering and mathematics impact our community and how the writer has been impacted by innovations made by women in one of these fields; and

WHEREAS, Taylor Grenawalt received an honorable mention in the 2013 Doris Carlice Essay Contest with his essay entitled “Inspiring Women”; and

WHEREAS, Taylor wrote about Jane Goodall and Florence Nightingale and how women through their greatness and innovations have provided inspiration that is recognized not only on a local scale, but on a global scale as well.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners joins the Ingham County Women’s Commission in honoring Taylor Grenawalt for his essay, “Inspiring Women”.

BE IT FURTHER RESOLVED, that the Board wishes Taylor continued success in all of his future endeavors.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
   Nays:  None   Absent:  Koenig, Celentino, Tsernoglou   Approved 3/19/13
WHEREAS, the Ingham County Women’s Commission sponsored the 2013 Doris Carlise Essay Contest open to students in grades 9 through 12; and

WHEREAS, the official topic for the contest was “Women Inspiring Innovation Through Imagination: Celebrating Women in Science, Technology, Engineering and Mathematics”; and

WHEREAS, the essays focused on how women in science, technology, engineering and mathematics impact our community and how the writer has been impacted by innovations made by women in one of these fields; and

WHEREAS, Tessa Clarizio received an honorable mention in the 2013 Doris Carlise Essay Contest with her essay entitled “Women Inspiring Innovation Through Imagination: Celebrating Women in Science, Technology, Engineering and Mathematics”; and

WHEREAS, Tessa wrote about Jane Goodall whose determination and success inspired her to become a woman of science and of a former science teacher whose nurturing helped her to gain the confidence needed to become the leader that she is today.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners joins the Ingham County Women’s Commission in honoring Tessa Clarizio for her essay, “Women Inspiring Innovation Through Imagination: Celebrating Women in Science, Technology, Engineering and Mathematics”.

BE IT FURTHER RESOLVED, that the Board wishes Tessa continued success in all of her future endeavors.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
    Nays:  None    Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13
WHEREAS, each year in participating Michigan Association of School Administrators’ regions, the Regional Superintendent of the Year Award is presented to an individual in the region who has shown tremendous effort and dedication to enriching the lives of children and the community as a whole; and

WHEREAS, Regional Superintendents of the Year are selected by region representatives, and recognized for strong leadership, creativity in successfully meeting the needs of students, communication skills, professionalism, community involvement and the success of students that has taken place during tenure in their district; and

WHEREAS, Bruce Brown, Superintendent of Stockbridge Community Schools is one of the recipients of the 2013 Regional Superintendent of the Year; and

WHEREAS, Bruce started working in the Stockbridge Community School District as the Superintendent in 1994, during his tenure he has helped the district in many capacities including initiating successful bond issues, starting an educational foundation to promote student scholarship, creating an energy management program, and successfully managing the district through some very turbulent financial times; and

WHEREAS, over the last few years, Bruce has improved academic programming while managing declining enrollment and lost revenue, under his leadership both Smith Elementary and Stockbridge High School were selected by the Michigan Department of Education as “Reward Schools”, which represents those in the top 10% of achieving schools state-wide.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Bruce Brown on being selected as a Michigan Association of School Administrators 2013 Regional Superintendent of the Year.

BE IT FURTHER RESOLVED, that the Board sincerely appreciates Bruce’s dedication and commitment to the citizens of Ingham County, and in particular the students in the Stockbridge Community Schools.

BE IT FURTHER RESOLVED, that the Board wishes him continued success in the years to come.

COUNTY SERVICES:  Yea:s:  De Leon, Holman, Nolan, Maiville  
Nays: None  Absent: Koenig, Celentino, Tseroglou  Approved 3/19/13
WHEREAS, a vacancy exists on the Parks and Recreation Commission; and

WHEREAS, the County Services Committee has interviewed those interested in serving on this Commission.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby appoints:

   Michael Rice, 314 Turner Road, Williamston, 48895

...
WHEREAS, the Equal Opportunity Committee has several vacancies; and

WHEREAS, the County Services Committee has interviewed those interested in serving on this Committee.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby appoints:

Tiyah Isom-Morris, 1616 N. Aurelius Road, Holt, 48842
Anthony Snyder, 1014 Durant Street, Lansing, 48915
Isaias Solis, 1922 W. Holmes Road, Lansing, 48910

James Wilkes, 3218 Continental Drive, Lansing, 48911

to the Equal Opportunity Committee to terms expiring September 30, 2013; and
to the Equal Opportunity Committee to a term expiring September 30, 2014.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
   Nays:  None    Absent:  Koenig, Celentino, Tsernoglou   Approved 3/19/13
INTRODUCED BY THE COUNTY SERVICES COMMITTEE OF THE:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO APPROVE THE SPECIAL AND ROUTINE PERMITS FOR THE INGHAM COUNTY DEPARTMENT OF TRANSPORTATION AND ROADS

RESOLUTION # 13 -

WHEREAS, as of June 1, 2012, the Ingham County Road Commission becomes the Ingham County Department of Transportation and Roads per Resolution #12-123; and

WHEREAS, the Ingham County Road Commission periodically approved Special and Routine permits as part of their roles and responsibilities; and

WHEREAS, this will now be the responsibility of the Board of Commissioners to approve these permits as necessary.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves the attached list of Special and Routine Permits dated March 7, 2013 as submitted.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
Nays:  None
Absent:  Koenig, Celentino, Tsernoglou
Approved 3/19/13
### INGHAM COUNTY
#### DEPARTMENT OF TRANSPORTATION AND ROADS

**DATE:** March 7, 2013

**LIST OF CURRENT PERMITS ISSUED**

<table>
<thead>
<tr>
<th>R/W PERMIT#</th>
<th>R/W APPLICANT / CONTRACTOR</th>
<th>R/W WORK</th>
<th>R/W LOCATION</th>
<th>R/W CITY / TWP.</th>
<th>R/W SECTION</th>
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<tr>
<td>2013-047</td>
<td>ACD.NET</td>
<td>CABLE OH/UG</td>
<td>Waverly Rd Bet Saginaw St and Grand River</td>
<td>Lansing</td>
<td>6 &amp; 7</td>
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<tr>
<td>2013-048</td>
<td>GREENLEE MILK HAULING</td>
<td>HAUL ROUTE / MILK</td>
<td>Various</td>
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<tr>
<td>2013-050</td>
<td>MERIDIAN TOWNSHIP</td>
<td>ROAD CLOSURE / SPECIAL EVENT</td>
<td>Okemos Rd Bet Heritage Ave and Sower Blvd</td>
<td>MERIDIAN</td>
<td>28 &amp; 33</td>
</tr>
<tr>
<td>2013-051</td>
<td>JACK GANTZ TRUCKING</td>
<td>HAUL ROUTE / MILK</td>
<td>Various</td>
<td>VARIOUS</td>
<td></td>
</tr>
<tr>
<td>2013-052</td>
<td>VERIZON</td>
<td>CABLE / UG</td>
<td>Brogan Rd &amp; Iosco Rd</td>
<td>WHITE OAK</td>
<td>13</td>
</tr>
<tr>
<td>2013-053</td>
<td>CONSUMERS ENERGY</td>
<td>ELECTRIC / UG</td>
<td>Central Park Dr Bet Okemos Rd and Marsh Rd</td>
<td>MERIDIAN</td>
<td>15</td>
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<tr>
<td>2013-054</td>
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<td>ELECTRIC / UG</td>
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<td>VEVAY</td>
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<td>2013-055</td>
<td>FRONTIER</td>
<td>CABLE / UG</td>
<td>Gramer Rd Bet Allen Rd and Huschke Rd</td>
<td>LEROY</td>
<td>1</td>
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<tr>
<td>2013-056</td>
<td>COMCAST</td>
<td>CABLE / UG</td>
<td>Okkemos Rd Bet Kent St and Grand River</td>
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<tr>
<td>2013-057</td>
<td>ENBRIDGE ENERGY LIMITED</td>
<td>HAUL ROUTE</td>
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<td>WHITE OAK / STOCKBRIDGE</td>
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<td>2013-058</td>
<td>HABITAT FOR HUMANITY</td>
<td>BRUSH REMOVAL</td>
<td>Marsh Rd At Haslett Rd</td>
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<td>2013-059</td>
<td>LANSING CHARTER TOWNSHIP</td>
<td>WATER MAIN</td>
<td>Gould Rd Bet Dryer Fram Rd and Boynton Dr</td>
<td>LANSING</td>
<td>7</td>
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<td>2013-060</td>
<td>GROMBIR TRANSPORT INC</td>
<td>HAUL ROUTE / MILK</td>
<td>VARIOUS</td>
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<td>2013-061</td>
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<td>HAUL ROUTE / MILK</td>
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<tr>
<td>2013-062</td>
<td>MCLEOD USA TELECOMMUNICATIONS</td>
<td>ANNUAL BLANKET / PRIVATE</td>
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<td>2013-066</td>
<td>J.P. MCCCRUMB WOOD SHAVINGS</td>
<td>AGRICULTURAL MULTIPLE MOVE</td>
<td>VARIOUS</td>
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<tr>
<td>2013-067</td>
<td>KEISER TRUCKING LLC</td>
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<tr>
<td>2013-068</td>
<td>MERIDIAN TOWNSHIP</td>
<td>OVERHEAD BANNER</td>
<td>Hamilton Road and Ardmore Avenue</td>
<td>MERIDIAN</td>
<td>22</td>
</tr>
</tbody>
</table>

**PERMIT SUPERVISOR:** ________________________________  **MANAGING DIRECTOR:** ________________________________
MARCH 26, 2013
Agenda Item No. 12

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING THE CHAIR OF THE BOARD OF COMMISSIONERS AND THE COUNT
ITY CONTROLLER TO FILE APPEALS OF ANY COUNTY AT LARGE DRAIN ASSESSMENT WITH THE PROBATE COURT WITHIN TEN DAYS OF THE DAY OF REVIEW

RESOLUTION # 13 -

WHEREAS, assessments under the Drain Code must be based on the principle of benefits derived; and

WHEREAS, a drain commissioner may assess the county an at large assessment on drain projects; and

WHEREAS, the County may from time to time wish to appeal the assessment; and

WHEREAS, the Drain Commissioner must hold a “Day of Review” and allow interested parities to appeal their assessment; and

WHEREAS, any appeal of the Drain Commissioner’s assessment must be filed by the governing body with the Probate Court within ten days of the “Day of Review”; and

WHEREAS, often times there is insufficient financial information available at the “Day of Review” for the County to make a determination as to whether or not to appeal: and

WHEREAS, ten days is an insufficient period of time to obtain approval of the Board of Commissioners to file an appeal on a County drain at large assessment.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners hereby designates the Chair of the Board of Commissioners and the County Controller to file appeals of any County at large drain assessment with the Probate Court within ten days of the “Day of Review”.

BE IT FURTHER RESOLVED, that the Chair of the Board and the County Controller shall formally notify the Board of Commissioners prior to the filing of such an appeal.

COUNTY SERVICES: Yeas: De Leon, Holman, Nolan, Maiville
Nays: None
Absent: Koenig, Celentino, Tsernoglou
Approved 3/19/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Schafer
Nays: None
Absent: Koenig, Vickers
Approved 3/20/13
Introduced by the County Services and Finance Committees of the:

INGLEHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO ADOPT NEW FEES FOR
FOR THE COUNTY CLERK’S OFFICE

RESOLUTION # 13 -

WHEREAS, the County Clerk has reviewed the Clerks Office operations and has identified some fees that have not been collected to reimburse the County for services rendered; and

WHEREAS, the County Clerk has confirmed with the County Attorney that these proposed fees are statutorily permissible; and

WHEREAS, the County Clerk recommends that the Board of Commissioners approve these new fees

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approve the following new fees for the County Clerk’s Office:

- $10 fee for notarizing documents for reasons other than County Clerk filings for non-County residents
- $5 fee for notarizing documents for reasons other than County Clerk filings for County residents
- $15 fee for witnesses to a marriage ceremony, regardless if one or two witnesses are required
- $2 fee for filing a nonresident’s irrevocable consent to proof of service in the context of filing a certificate of assumed name

BE IT FURTHER RESOLVED, that these fee increases shall become effective on April 1, 2013 and will be reviewed as a part of the annual budget fee process.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make the necessary budget adjustments required as a result of this resolution.

COUNTY SERVICES: Yeas: De Leon, Holman, Nolan, Maiville
Nays: None Absent: Koenig, Celentino, Tsernoglou Approved 3/19/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Schafer
Nays: None Absent: Koenig, Vickers Approved 3/20/13
Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING ENTERING INTO A CONTRACT WITH
LANDSCAPE ARCHITECTS & PLANNERS, INC. TO PROVIDE ARCHITECTURAL AND
ENGINEERING SERVICES FOR THE RENOVATIONS TO THE MOOSE AND BISON EXHIBITS
AT POTTER PARK ZOO

RESOLUTION # 13 -

WHEREAS, the Moose and Bison exhibits are in need of renovation; and

WHEREAS, a short form contract was approved and a Purchase Order issued for $4,910.00 to perform the tasks necessary to hold a preliminary permit hearing with the MDEQ; and

WHEREAS, this meeting required a portion of their original contract fees be used for topographic survey, a cross section, and a rudimentary plan view to better explain the purpose to the MDEQ representative; and

WHEREAS, this amount of $4,910.00 was deducted from their original quote of $41,005.00 for a revised fee total of $36,095.00; and

WHEREAS, the Facilities Department is asking for a contingency of $3,000.00 for any unforeseen circumstances that may arise; and

WHEREAS, funds for this project are available in the Potter Park Zoo Millage #258-69900-977000-12107.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners hereby authorize entering into a contract with Landscape Architects & Planners, Inc. 809 Center Street, Suite 1, Lansing, Michigan, 48906 for an amount of $36,095.00 for the renovations to the Moose and Bison exhibits as well as a $3,000.00 contingency for unforeseen circumstances, for a total cost not to exceed $39,095.00.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary documents that are consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
                 Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
              Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AMENDING THE INGHAM COUNTY PURCHASING POLICY

RESOLUTION # 13 -

WHEREAS, the Ingham County Board of Commissioners adopted Resolution #05-044, which amended the purchasing policies to include a provision for local purchasing preference; and

WHEREAS, the Board of Commissioners amended Resolution #05-044 to increase the preference threshold from 5% to 10% to afford local registered vendors a greater opportunity to be awarded County contracts; and

WHEREAS, the Board of Commissioners has determined it advisable to amend the policy to provide the Director of Purchasing latitude in applying the Local Purchasing Preference Provision in circumstances where the Director has determined, after conducting due diligence, that the application of the policy would not provide a sufficient number of proposals or bids and/or would yield higher costs.

THEREFORE BE IT RESOLVED, that Resolution #05-044 is hereby amended to reflect the following language:

Where the Director of Purchasing, having met with the appropriate vendors and departmental staff and gathered all information pertaining to a specific bid or proposal for the purchase of goods and/or services, concludes that the application of the Local Purchasing Preference Provision would preclude the County from obtaining a sufficient number of competitive bids or proposals, and/or where the application of the provision would result in an increase in costs, the contemplated purchase shall not be subject to the provision.

BE IT FURTHER RESOLVED, that any such determination made by the Director of Purchasing to not apply the Local Purchasing Preference Provision shall be communicated to the Board of Commissioners including reasons for non-application.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville  
Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer 
Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
INTRODUCED BY THE COUNTY SERVICES COMMITTEE AND THE FINANCE COMMITTEE OF THE:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION APPROVING THE INGHAM COUNTY BROWNFIELD REDEVELOPMENT
AUTHORITY BROWNFIELD PLAN FOR THE DOUGLAS J REDEVELOPMENT PROJECT AT
2138 AND 2148 HAMILTON ROAD AND 4695 OKEMOS ROAD
IN MERIDIAN CHARTER TOWNSHIP

RESOLUTION # 13 -

WHEREAS, the Ingham County Board of Commissioners created the Ingham County Brownfield Redevelopment Authority (ICBRA) in September 2001 (resolution #01-279) pursuant to PA 381 of 1996, as amended (the ACT) in order to promote the redevelopment of environmentally distressed, functionally obsolete, and/or blighted areas of the County; and

WHEREAS, the ICBRA has met on January 11, 2013 and recommended approval of a brownfield plan named Douglas J Redevelopment (the Plan) to redevelop deteriorating, contaminated properties in Meridian Charter Township, Michigan (the Township) identified with tax ID Numbers 33-02-02-21-405-010, 33-02-02-21-405-005, and 33-02-02-21-405-009 (the “Property”) containing 1.5 acres into a combination of commercial, retail and multi-unit residential development which will increase the County’s and the Township’s tax base while creating new jobs; and

WHEREAS, the Plan includes a Tax Increment Financing Plan to allow for the capture of taxes to reimburse for eligible expenses as described in the Plan; and

WHEREAS, the Township on February 5, 2013 held a public hearing on the plan and on February 19, 2013 approved the plan; and

WHEREAS, on March 26, 2013 the Ingham County Board of Commissioners held a public hearing on the Plan and provided notice and fully informed all taxing jurisdictions which are affected by the plan about the fiscal and economic implications of the proposed brownfield financing plan in accordance with the Act.

THEREFORE BE IT RESOLVED, that after review and consideration of the plan and the recommendation and approval of the Plan by the Board of Meridian Charter Township the Ingham County Board of Commissioners desires to proceed with approval of the plan.

BE IT FURTHER RESOLVED, that Ingham County Board of Commissioners, pursuant to the authority granted by Act does hereby approve the Brownfield Plan for the Douglas J Redevelopment in the form attached as Exhibit A.

COUNTY SERVICES: Yeas: De Leon, Holman, Nolan, Maiville
Nays: None Absent: Koenig, Celentino, Tsernoglou Approved 3/19/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Schafer
Nays: None Absent: Koenig, Vickers Approved 3/20/13
Ingham County
Brownfield Redevelopment Authority
Brownfield Plan

Douglas J Redevelopment
2138 and 2148 Hamilton Road
and 4695 Okemos Road
Meridian Charter Township, Michigan

Brownfield Plan
January 9, 2013

Ingham County
Brownfield Redevelopment Authority
Contact: Sandra Gower, Economic Development Coordinator
Phone (517) 676-7285

Prepared with the assistance of:

Triterra
1210 N. Cedar Street, Suite A
Lansing, Michigan 48906

Approved by the Ingham County Brownfield Redevelopment Authority on

Approved by the Meridian Charter Township Board of Trustees on

Approved by Ingham County Board of Commissioners on
I. INTRODUCTION

A. Plan Purpose

The Ingham County Brownfield Redevelopment Authority (Authority; ICBRA), duly established by resolution of the Ingham County Board of Commissioners, pursuant to the Brownfield Redevelopment Financing Act, Michigan Public Act 381 of 1996, MCLA 125.2651 et. seq., as amended (Act 381), is authorized to exercise its powers within the County of Ingham, Michigan. The purpose of this Brownfield Plan (the “Plan”), to be implemented by the ICBRA, is to satisfy the requirements of Act 381 for including the eligible property described below, designated as 2138 and 2148 Hamilton Road and 4695 Okemos Road, Meridian Charter Township, Michigan (the “Property”), in the ICBRA Brownfield Plan (the “Plan”). The Site consists of three parcels of land. One of the three parcels is a “facility” as defined by Part 201 of Michigan's Natural Resources and Environmental Protection Act (P.A. 451, as amended). In accordance with Act 381, the remaining parcels included in this brownfield plan are adjacent or contiguous to the facility-designated property and are estimated to increase the captured taxable value of the facility-designated parcels. The parcels are located within the boundaries of Meridian Charter Township, Michigan.

The Plan will allow the ICBRA to use tax increment financing to reimburse Douglas J Housing - Okemos, LLC (the Developer) for the costs of eligible activities required to redevelop this site into a vibrant mixed-use development (“Development”). It is anticipated that the Developer will seek additional financial support from the Michigan Strategic Fund’s Community Revitalization Program for the projected redevelopment’s eligible investment. Any proposed redevelopment of the Site will only be economically viable with the support and approval of the local brownfield redevelopment incentives described herein.

B. Subject Property

The Property consisted of three contiguous parcels totaling approximately 1.5 acres of land. The parcel at 2138 Hamilton Road consisted of approximately 0.5 acres, developed with a commercial building and a residential dwelling. The parcel at 2148 Hamilton Road consisted of approximately 0.5 acres of vacant land. The parcel at 4695 Okemos Road consisted of approximately 0.5 acres developed with a commercial building. The Property is situated in a commercial business district with nearby residential development. A summary of the three parcels is presented in the table below:

<table>
<thead>
<tr>
<th>Address</th>
<th>Tax ID</th>
<th>Basis of Eligibility</th>
</tr>
</thead>
<tbody>
<tr>
<td>2138 Hamilton Road</td>
<td>33-02-02-21-405-010</td>
<td>Adjacent to Facility</td>
</tr>
<tr>
<td>2148 Hamilton Road</td>
<td>33-02-02-21-405-005</td>
<td>Facility</td>
</tr>
<tr>
<td>4695 Okemos Road</td>
<td>33-02-02-21-405-009</td>
<td>Adjacent to Facility</td>
</tr>
</tbody>
</table>
The general property location and boundaries are shown on Figures 1 and 2. The legal descriptions of the parcels are included in Table 1. The Property includes all tangible personal property that now or in the future comes to be owned or installed on the subject parcels.

The Property is eligible for inclusion in this Brownfield Plan in accordance with MCL 125.2652(n) because the parcels are located in Ingham County and the 2148 Hamilton Road parcel is a “facility” as defined by Part 201 of Michigan’s Natural Resources and Environmental Protection Act (P.A. 451, as amended). The presence of contaminants at levels greater than generic residential use criteria is demonstrated by the results of a site assessment presented in the following document: Baseline Environmental Assessment (BEA) dated July 12, 2012, completed for 2148 Hamilton Road, prepared by Soil and Materials Engineers, Inc. (SME). A layout of the historical sampling locations is shown on Figure 3.

C. Project Description

The redevelopment site is located in the downtown area of Meridian Charter Township. The Development project includes demolition of the three existing buildings to accommodate a new mixed used development. An approximately 25,000-square foot, three-story salon and spa will be constructed along Okemos Road. An approximately 18,000 square foot, three-story mixed-use building (retail and residential) will be constructed along Hamilton Road. The redevelopment of this Property will require eligible activities that are necessary for purchasing and preparing the Property for redevelopment (i.e., demolishing the existing buildings).

The Development will result in the redevelopment and reuse of a foreclosed, deteriorating, contaminated property in Meridian Charter Township. This Development will improve the appearance of the area, reduce potential human health and environmental impacts from site contamination, add over $3,715,000 of taxable value to the Property, and generate approximately 100 new jobs for Meridian Charter Township and Ingham County.

II. GENERAL DEFINITIONS AS USED IN THIS PLAN

All words or phrases not defined herein shall have the same meaning as such words and phrases included in Act 381.

III. BROWNFIELD PLAN

A. Description of Costs to Be Paid With Tax Increment Revenues and Summary of Eligible Activities

The Developer will be reimbursed for the costs of eligible activities necessary to prepare the Site for redevelopment. The costs of eligible activities included in, and authorized by, this Plan will be reimbursed with incremental local tax revenues generated by the Site redevelopment and captured by the ICBRA, subject to any limitations and conditions
described in this Plan, and the terms of a Reimbursement Agreement between the Developer and the Authority (the "Reimbursement Agreement").

The total cost of activities eligible for reimbursement from tax increment revenues is projected to be $328,900.

The eligible activities are summarized below:

**ELIGIBLE ACTIVITIES**

**Environmental**
- Phase I and II ESA's, BEA, Due Care and Tank Removal $31,000

**Non-Environmental**
- Hazardous Materials Assessment and Abatement $75,000
- Demolition of Structures $175,000
- Brownfield Plan $5,000

**Estimated Costs of Eligible Activities** $286,000

- Contingency (15%) $42,900

**Total Estimated Costs of Eligible Activities** $328,900

The costs listed above are estimated and may increase depending on the nature and extent of unknown conditions encountered on the Property. Therefore a 15% contingency was added to the estimated costs of eligible activities. The actual cost of those eligible activities encompassed by this Plan that will qualify for reimbursement from tax increment revenues captured by the ICBRA shall be governed by the terms of a Reimbursement Agreement. No costs of eligible activities will be qualified for reimbursement except to the extent permitted in accordance with the terms and conditions of the Reimbursement Agreement and Section 2 of Act 381 of 1996, as amended (MCL 125.2652). The Reimbursement Agreement and this Plan will dictate the total cost of eligible activities subject to payment. As long as the total cost limit described in this Plan is not exceeded, line item costs of eligible activities may be adjusted after the date this Plan is approved by the Ingham County Board of Commissioners.

**B. Estimate of Captured Taxable Value and Tax Increment Revenues**

The 2012 taxable value of the Property is $390,631, which is the initial taxable value for this Plan. The anticipated taxable value in 2014 will be $3,715,000, based on estimates developed by the Meridian Charter Township Assessor.

The ICBRA will capture 100% of the incremental local tax revenues generated from real and personal property to reimburse the Developer for the costs of eligible activities under this Plan in accordance with the Reimbursement Agreement. The actual annual captured incremental taxable value and associated tax increment revenue will be determined by the
ICBRA. The actual increased taxable value of the land and all future taxable improvements on the Site may vary.

It is the intent of this Plan to provide for the proportional capture of all eligible tax increments in whatever amounts and in whatever years they become available until the eligible brownfield costs are repaid or 30 years, whichever is shorter. As long as eligible environmental activity costs do not exceed $328,900, the line item costs of eligible activities may be adjusted after the date of this plan is approved by Ingham County Board of Commissioners.

C. Method of Financing Plan Costs and Description of Advances by the Municipality

The Developer is ultimately responsible for financing the costs of eligible activities included in this Plan. Neither the ICBRA nor the County of Ingham will advance any funds to finance the eligible activities described in this Plan. All Plan financing commitments and activities and cost reimbursements authorized under this Plan shall be governed by the Reimbursement Agreement. The inclusion of eligible activities and estimates of costs to be reimbursed in this Plan is intended to authorize the ICBRA to fund such reimbursements. The amount and source of any tax increment revenues that will be used for purposes authorized by this Plan, and the terms and conditions for such use and upon any reimbursement of the expenses permitted by the Plan, will be provided solely under the Reimbursement Agreement contemplated by this Plan.

Reimbursements under the Reimbursement Agreement shall not exceed the cost of eligible activities and reimbursement limits described in this Plan.

D. Maximum Amount of Note or Bonded Indebtedness

Not applicable.

E. Duration of Brownfield Plan

The duration of this Brownfield Plan for the Site shall not exceed the shorter of the following:

- Reimbursement of all eligible costs, cumulatively not to exceed $328,900 or
- 30 years total tax capture after the first year of tax capture under this Plan.

The date for beginning tax capture shall be 2014, unless otherwise amended by the ICBRA.
F. **Estimated Impact of Tax Increment Financing on Revenues of Taxing Jurisdictions**

Incremental local tax revenues generated by the redevelopment project will be captured by the ICBRA until all incurred eligible brownfield redevelopment costs are reimbursed. The impact of the ICBRA incremental tax capture on local taxing authorities is presented in Table 2.

G. **Legal Description, Property Map, Property Characteristics and Personal Property**

The Property subject to this Brownfield Plan consists of three (3) parcels located in Meridian Charter Township on the northwest corner of Okemos Road and Hamilton Road, south of Methodist Street and east of Ardmore Street. A summary of the three parcels are presented in the table below:

<table>
<thead>
<tr>
<th>Address</th>
<th>Tax ID</th>
<th>Basis of Eligibility</th>
</tr>
</thead>
<tbody>
<tr>
<td>2138 Hamilton Road</td>
<td>33-02-02-21-405-010</td>
<td>Adjacent to Facility</td>
</tr>
<tr>
<td>2148 Hamilton Road</td>
<td>33-02-02-21-405-005</td>
<td>Facility</td>
</tr>
<tr>
<td>4695 Okemos Road</td>
<td>33-02-02-21-405-009</td>
<td>Adjacent to Facility</td>
</tr>
</tbody>
</table>

The general Property location and boundaries are shown on Figures 1 and 2. The legal descriptions of the parcels are included in Table 1. The subject property includes all tangible personal property that now or in the future comes to be owned or installed on the Property by the Developer.

H. **Estimates of Residents and Displacement of Families**

No occupied residences are involved in the redevelopment, no persons reside at the Property, and no families or individuals will be displaced as a result of this development. Therefore, a demographic survey and information regarding housing in the community are not applicable and are not needed for this Plan.

I. **Plan for Relocation of Displaced Persons**

No persons will be displaced as a result of this development. Therefore, a Plan for relocation of displaced persons is not applicable and is not needed for this Plan.

J. **Provisions for Relocation Costs**

No persons will be displaced as result of this development and no relocation costs will be incurred. Therefore, provision for relocation costs is not applicable and is not needed for this Plan.
K. Strategy for Compliance with Michigan’s Relocation Assistance Law

No persons will be displaced as result of this development. Therefore, no relocation assistance strategy is needed for this Plan.

L. Description of the Proposed Use of Local Site Remediation Revolving Fund (LSRRF)

No funds from the ICBRA LSRRF will be used to finance or reimburse eligible activities described in this Brownfield Plan. Excess tax increment revenues generated by this redevelopment will be captured by the ICBRA for funding of its LSRRF in accordance to Public Act 381 of 1996.

M. Other Material that the Authority or Governing Body Considers Pertinent

There is no other material that the ICBRA or governing body considers pertinent.
FIGURES

Figure 1: Property Location Map
Figure 2: Property Boundaries Diagram
Figure 3: Boring Location and Soil Contamination Diagram
FIGURE 1
PROPERTY LOCATION

2138 / 2148 HAMILTON ROAD,
& 4695 OKemos ROAD
MERIDIAN CHARTER TOWNSHIP, MICHIGAN 48864

INGHAM COUNTY
T. 4 N. R. 1 W., Section 21

PROJECT NUMBER: 12-1244

ADAPTED FROM DELORME 3-D TOPOQUADS

1" = ~ 2,000'
TABLES

Table 1: Legal Descriptions of the Property
Table 2: Summary of TIF and Reimbursement of Eligible Activities
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<thead>
<tr>
<th>Tax ID</th>
<th>Property Address</th>
<th>Legal Descriptions</th>
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<tbody>
<tr>
<td>33-02-21-405-010</td>
<td>2138 Hamilton Road</td>
<td>MP 2291 LOTS 7 &amp; 8 OF BLOCK 3 ORIG TOWN HAMILTON-OKEMOS</td>
</tr>
<tr>
<td>33-02-21-405-005</td>
<td>2148 Hamilton Road (vacant)</td>
<td>MP 2289 &amp; MP2290 LOTS 5 &amp; 6 BLOCK 3 OKEMOS</td>
</tr>
<tr>
<td>33-02-21-405-009</td>
<td>4695 Okemos Road</td>
<td>LOTS 1 &amp; 2, BLOCK 3 OKEMOS</td>
</tr>
</tbody>
</table>
## Table 2
Summary of TIF and Reimbursement of Eligible Activities
Douglas J Redevelopment
2138 and 2148 Hamilton Road and 4695 Okemos Road
Meridian Charter Township, MI

<table>
<thead>
<tr>
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<th>2013</th>
<th>2014</th>
<th>2015</th>
<th>2016</th>
<th>2017</th>
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<td>TV After Improvement</td>
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<td>3,715,000</td>
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### Millages

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<th>2015</th>
<th>2016</th>
<th>2017</th>
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<td>1.56</td>
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<tr>
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<tr>
<td>LCC</td>
<td>3.8072</td>
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<tr>
<td>INGHAM ISD</td>
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<td>LOCAL SCHOOL OPERATING TAX</td>
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### Yearly Captured Tax

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### Total Capture Available

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<td>Cumulative LSRRF</td>
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### Reimbursement of Eligible Activities

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<th>2016</th>
<th>2017</th>
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<td>Remaining Local Tax Increment Reimbursement</td>
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<td>0.00</td>
<td>0.00</td>
<td>0.00</td>
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</tr>
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</table>
Attachment A

Summary of Known Environmental Conditions
Summary of Known Environmental Conditions
Douglas J Redevelopment
2138 and 2148 Hamilton Road and 4695 Okemos Road
Meridian Charter Township, Michigan

The above reference property (the Property) was used for residential purposes from at least 1938 to approximately 1964. In 1971 a Clark gasoline station was constructed on the 2148 Hamilton Road parcel, and operated until approximately 1986. Three underground storage tanks (USTs) were removed from the ground and the building was demolished in 1986; no evidence of a release was reported during the removal of the three USTs. In addition, a heating oil UST was reportedly installed on the Property in 1947 and used until approximately 1982. As of April 23, 2012, a fill port associated with the heating oil UST is located adjacent to the former Travelers Club restaurant.

Since 1989, 23 soil borings and nine hand auger borings were advanced on the Property to depths ranging from approximately 6 feet below grade to 24 feet below grade. These soil boring locations are depicted on Figure 3. Twenty-five soil samples were submitted for laboratory analysis of one or more of the following target analytes: volatile organic compounds (VOCs), polynuclear aromatic hydrocarbons (PAHs), cadmium, chromium and/or lead. According to a 2012 Baseline Environmental Assessment (BEA) completed by Soil and Materials Engineers, various VOCs exceeding Part 201 residential criteria were identified in the soil in only one of the 32 borings advanced on the Property. The boring where the VOCs were detected in excess of Part 201 criteria was advanced on the 2148 Hamilton Road parcel located in the vicinity of the former USTs.

A summary of contaminants detected in soil at concentrations exceeding current Michigan Department of Environmental Quality (MDEQ) Generic Residential Cleanup Criteria is presented below:

- Ethylbenzene, naphthalene, 1,2,3-trimethylbenzene, 1,2,4-trimethlybenzene and 1,3,5-trimethylbenzene (TMBs) and xylenes were measured in a soil sample at a concentration above the Part 201 Drinking Water Protection criteria.

- Ethylbenzene, TMBs and xylenes were measured in a soil sample at a concentration above the Part 201 Groundwater Surface Water Interface Protection criteria.

As a result, the Property is a “facility” as defined by Part 201 of Michigan’s Natural Resources and Environmental Protection Act (P.A. 451, as amended).
Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING A CONTRACT FOR
JANITORIAL SERVICES & SUPPLIES
FOR THE DEPARTMENT OF TRANSPORTATION & ROADS

RESOLUTION # 13 -

WHEREAS, the Department of Transportation and Roads needs janitorial, cleaning and related services and supplies for all Road Department facilities; and

WHEREAS, the Purchasing Department recently released bid packet #18-13 and received sealed, competitive bid proposals for these services for the next 3 year period beginning from date of service contract execution; and

WHEREAS, GDI Omni, Inc., Lansing, MI, submitted the lowest qualified and responsive bid for a total 3 year cost of $88,110.00, $29,370.00 per year, for all of the services required per bid packet 18-13, as shown on the Proposal Summary; and

WHEREAS, both the Road Department and the Purchasing Department have reviewed all of the bid proposals received for bid packet 18-13 and recommend accepting that from GDI Omni, Inc.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners accepts the bid, and authorizes entering into a contract with GDI Omni, Inc., Lansing, MI, for janitorial, cleaning and related services and supplies for the Department of Transportation & Roads per bid packet 18-13 for a total 3 year cost of $88,110.00, $29,370.00 per year, for the three year period beginning from date of service contract execution.

BE IT FURTHER RESOLVED, that the Board Chairperson and County Clerk are hereby authorized to sign any necessary related documents on behalf of the County after approval as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville  
  Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer  
  Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
INTRODUCED BY THE COUNTY SERVICES AND FINANCE COMMITTEE OF THE:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE
INGHAM COUNTY EMPLOYEES’ ASSOCIATION – PROFESSIONAL EMPLOYEES

RESOLUTION # 13 -

WHEREAS, an agreement has been reached between representatives of Ingham County and the ICEA –
Professional Employees for the period January 1, 2012 through December 31, 2014; and

WHEREAS, the agreement has been ratified by the employees within the bargaining agreement; and

WHEREAS, the provisions of the agreement have been approved by the County Services and Finance
Committees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves the
contract between Ingham County and Ingham County Employees’ Association for the period January 1, 2012
through December 31, 2014.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are
authorized to sign the contract on behalf of the County, subject to the approval as to form by the County
Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
    Nays:  None    Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
    Nays:  None    Absent:  Koenig, Vickers  Approved 3/20/13
Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – PROFESSIONAL EMPLOYEES

RESOLUTION # 13 -

WHEREAS, the County Board of Commissioners has recognized the escalating cost of the current MERS Defined Benefit Plan; and

WHEREAS, the ICEA – Professional Employees unit approved a new collective bargaining agreement that includes the establishment of a Hybrid pension plan for new hires.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes the attached MERS resolutions establishing the MERS Hybrid Pension Plan for new employees in the ICEA – Professional Employees unit hired on or after January 1, 2013.

BE IT FURTHER RESOLVED, that the Chair of Board is authorized on behalf of the County to sign and execute all documents to effectuate and finalize this transaction, subject to the approval as to form, by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
                  Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
           Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
WHEREAS, under the Municipal Employees Retirement Act of 1984, section 36(2)(a); MCL 38.1536(2)(a); Plan Document Section 36(2)(a), provides the Retirement Board (effective August 15, 1996):

shall determine and establish all of the provisions of the retirement system affecting benefit eligibility, benefit programs, contribution amounts, and the election of municipalities, judicial circuit courts, judicial district courts, and judicial probate courts to be governed by the provisions of the retirement system ... [and] to establish additional programs including but not limited to defined benefit, defined contribution, ancillary benefits, health and welfare benefits, and other post employment benefit programs (as amended by 2004 PA 490).

WHEREAS, pursuant to the Board's powers, the MERS Plan Document of 1996 was adopted effective October 1, 1996, and the Plan has been amended periodically by the Board.

WHEREAS, the MERS Plan, an agent, multiple employer, public employee pension plan, has been determined by the Internal Revenue Service to be a governmental plan that is tax qualified as a trust under Code section 401(a) and exempt from taxation under section 501(a).

WHEREAS, on March 14, 2006, the Retirement Board has authorized establishment of a Hybrid Plan, with a defined benefit (DB) and defined contribution (DC) component.

WHEREAS, new Section 19B, Benefit Program H, and related plan amendments, create a new Hybrid Program that a participating municipality or court may adopt for MERS members to be administered in whole or in part under the discretion of the Municipal Employees' Retirement Board as trustee and fiduciary, directly by (or through a combination of) MERS or MERS duly-appointed third-party administrator for the DC component.

WHEREAS, this Uniform Hybrid Program Resolution has been approved by the Retirement Board under the authority of MCL 38.1536(2)(a); Plan section 36(2)(a) declaring that the Retirement Board “shall determine ... and establish” all provisions of the retirement system. Under this authority, the Retirement Board authorized Section 19B, Benefit Program H, which shall not be implemented unless in strict compliance with the terms and conditions of this Resolution as provided under section 19B(2):

• In the event any alteration of any provision of this section 19B, or other sections of the Plan Document related to the provisions of Benefit Program H, is made or occurs, under section 43B of the Plan Document concerning collective bargaining or under any other plan provision or law, adoption of Benefit Program H shall not be recognized, other than in accordance with this section and other sections of the Plan Document related to the provisions of Benefit Program H.

• In the event any alteration of the terms or conditions stated in this Uniform Resolution is made or occurs, it is expressly recognized that MERS and the Retirement Board, as sole trustee and fiduciary of the MERS Plan and its trust reserves, and whose authority is nondelegable, shall have
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

no obligation or duty: to administer (or to have administered) the Benefit Program H; to authorize the transfer of any Plan assets to the Hybrid Program; or to continue administration by MERS directly or indirectly, or by any third-party administrator.

WHEREAS, concurrent with this Resolution, and as a continuing obligation, this governing body has completed and approved, and submitted to MERS, documents necessary for adoption and implementation of MERS Benefit Program H.

NOW, THEREFORE, BE IT RESOLVED that the governing body adopts MERS Benefit Program H (Hybrid Program) as provided below.

I. NEW EMPLOYEES (Plan Sec 19B(4) – (12))

Effective the first day of January 1, 2013, (to be known as the ADOPTION DATE), the County of Ingham hereby adopts Benefit Program H for (MERS municipality/court) Gnrl ICEA Profs - Division 12

(first hired or rehired to the division at any time on and after the Adoption Date, and optional participation for any employee or officer of this municipality otherwise eligible to participate in MERS under Section 2B(3)(a) of the Plan Document who has previously elected to not participate in MERS. The employer shall establish the transfer rule for transferred employees in the Employer Resolution Establishing a Uniform Transfer Provision. ONLY THOSE EMPLOYEES ELIGIBLE FOR MERS MEMBERSHIP (SECTIONS 2B(3) AND 3 OF THE PLAN DOCUMENT) SHALL BE ELIGIBLE TO PARTICIPATE.

(A) HYBRID PLAN CONTRIBUTIONS

• The DB Component shall be exclusively funded by the employer, with no member contributions permitted.
• For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the MERS Uniform Hybrid DC Component Adoption Agreement (“Adoption Agreement,” Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.

(B) COMPENSATION AND EARNINGS

• For the DB Component, earnings shall include items of “Compensation” under Section 2A(6) of the MERS Plan Document, with the exception of the last sentence, which shall not apply.
• For the DC Component, earnings shall include items of “Compensation” under Section 2A(6) of the MERS Plan Document as provided for Benefit Program DC, which equals the Medicare taxable wages as reported by the employer on the member’s federal form W-2, wage and tax statement.
(C) HYBRID PLAN VESTING

- For the DB Component, 6 year vesting is mandatory (Plan Sec 19B(5)(b)).
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the Adoption Agreement (Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.
- As provided in Section 19B(3):
  Where a member has previously acquired in the employ of any participating municipality or participating court:
  (a) not less than 1 year of defined benefit service in force (including Hybrid Program) with any participating municipality or participating court;
  (b) eligible credited service where the participating municipality or participating court has adopted the Reciprocal Retirement Act, 1961 PA 88;
  (c) at least 12 months in which employer contributions by a participating municipality or participating court have been made on behalf of the member under Benefit Program DC; such service shall be applied toward satisfying the vesting schedule for the DB Component, and for the DC Component, for employer contributions.

(D) BENEFITS UNDER HYBRID PLAN

- For the DB component:
  (1) The Benefit Multiplier (Plan Section 19B(4)) initially selected shall be irrevocable, shall not later be changed.
  The multiplier shall be one of the following dependent upon the division’s social security coverage status:

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<th>No Social Security Coverage</th>
</tr>
</thead>
<tbody>
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</tr>
<tr>
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</tr>
<tr>
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</tr>
<tr>
<td>☐ 2.00%</td>
<td>☐ 2.00%</td>
</tr>
</tbody>
</table>

(2) Final Average Compensation (FAC) shall be FAC-3 (Plan Section 19B(6)).
(3) The Benefit shall be payable at age 60 (Plan Section 19B(5)(b)). The participating municipality or court may also allow retirement if the member or vested former member has attained age 55 years or older and has 25 or more years of credited service. Adoption of F55/25 shall be an irrevocable action and may not be subsequently changed.

☐ Check here to adopt F55/25
(4) Credited Service shall be comprised solely of the sum of (a) the total of the member's credited service (if any) under the previous DB program on the effective date of coverage under the Hybrid Plan (Plan Section 19B(16)(b)(ii); see II (E)(b)(ii) below); plus (b) credited service earned by the member after the effective date of coverage under the Hybrid Plan (Plan Section 19B(17)(b)).

- For the DC Component (Plan Section 19B(12)):
  Upon termination of membership, a vested former member or a beneficiary, as applicable, shall elect one or a combination of several of the following methods of distribution of the vested former member's or beneficiary's accumulated balance, to the extent allowed by federal law and subject to Plan Section 19B(11)(b) and procedures established by the Retirement Board:
  
  1. Lump sum distribution to the vested former member or beneficiary.
  
  2. Lump sum direct rollover to another eligible retirement plan, to the extent allowed by federal law.
  
  3. Annuity for the life of the vested former member or beneficiary, or optional forms of annuity as determined by the Retirement Board.
  
  4. No distribution, in which case the accumulated balance shall remain in the retirement system, to the extent allowed by federal law.

  STOP If covering new employees only, skip II and III and go to IV on page 8. STOP
II. OPTIONAL PROVISION FOR CURRENT MERS DEFINED BENEFIT MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED (FOR TRANSFERS FROM MERS DEFINED CONTRIBUTION PROGRAM, SEE SECTION III)
(Plan Sec 19B(13)-(16))

THIS OPTIONAL SECTION SHALL ONLY BE SELECTED WHERE THE TOTAL FUNDED PERCENT OF AGGREGATE ACCRUED LIABILITIES AND VALUATION ASSETS OF ALL RESERVES SPECIFIED IN TABLE 13 (OR SUCCESSOR TABLE) FOR THE PARTICIPATING MUNICIPALITY OR COURT, AND FOR THE AFFECTED MEMBER BENEFIT PROGRAM CLASSIFICATION(S) (DIVISION(S)) SPECIFIED IN THE MOST RECENT MERS ANNUAL ACTUARIAL VALUATION REPORT IS AT LEAST EIGHTY PERCENT (80%).

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13):

all current MERS defined benefit members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee’s written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body’s authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS’ receipt of the Resolution, here designated as being the month of ____________, 20__, (insert month and year) which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.
(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(16), the Retirement Board shall transfer the following amounts from the reserve for employee contributions and the reserve for employer contributions and benefit payments to the reserve for defined contribution plan:

(a) The member’s accumulated contributions, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred from the reserve for employee contributions to the member’s credit in the reserve for Benefit Program H Defined Contribution component.

(b) The funded excess present value shall be computed as the excess, if any, of the actuarial present value of the accrued benefit associated with the member’s coverage under the previous benefit program, over the actuarial present value of the accrued benefit associated with the member’s coverage under the defined benefit component of Benefit Program H, after such excess is multiplied by the funded level percentage selected by the governing body in subparagraph(F)(2) below (which shall not be less than 80% nor exceed 100% funded level percentage in any case). The excess, if any, of the funded excess present value over the amount specified in sub-paragraph (a) shall be transferred from the reserve for employer contributions and benefit payments to the member’s credit in the reserve for Benefit Program H Defined Contribution component. For purposes of this sub-paragraph:

(i) The actuarial present values shall be computed as of 12:01 a.m. on the day the member becomes covered by Benefit Program H and shall be based on the actuarial assumptions adopted by the Retirement Board.

(ii) On the effective date of the change of the benefit program the member’s credited service under Benefit Program H shall be equal to the member’s credited service under the previous benefit program.

(iii) In determining final average compensation there shall not be included any accrued annual leave.

(iv) The earliest retirement date (for an unreduced benefit) assumption under the defined benefit program in effect on the effective date of the change of the benefit program shall be utilized. Likewise the earliest retirement date assumption under Benefit Program H shall be utilized.

(v) For purposes of the actuarial present value calculation, any future benefit otherwise payable under Benefit Program E or E-1 shall be disregarded.

The transfer shall be made approximately 30 calendar days after the Conversion Date, and the transfer amount shall include pro-rated regular interest at the regular Board-established rate for crediting of interest on member’s accumulated contributions in the defined benefit program, measured from the Conversion Date to the actual transfer date.
(F) Per Plan Section 19B(16)(b), the Retirement Board has established the assumptions for calculation of the actuarial present value of a member's accrued benefit that may be transferred. The assumptions are:

1. The interest rate in effect as of the Adoption Date, to determine actuarial present value, shall be the Board-established investment earnings rate assumption (currently eight percent (8.00%)).

2. The funded level for the member's specific MERS division (total funded percentage of the present value of accrued benefits which shall be determined using Termination Liability under Table 12 or successor table and valuation assets of all reserves using Table 13) as of the Adoption Date from the most recent MERS annual actuarial valuation report data provided by MERS actuary. In the APV calculation, the funded level used shall be (select one of the following):

- Table 12 Termination Liability funded level for the division (not less than 80% nor to exceed 100% funded level).
- If greater than the division's funded level but not more than 100% funded level, then MERS is directed to compute the funded percentage for the transfer calculation on ______% funded basis (insert number greater than the division's Table 12 Termination Liability funded level percentage but not more than 100%). Where less than 100% funded level exists, this governing body recognizes that such direction shall increase its pension funding liability. MERS shall not implement such direction unless the governing body forwards to MERS sufficient cash up to the funded level selected for all members prior to the Conversion Date; if sufficient cash is not forwarded, then the governing body expressly covenants with MERS and directs, as a condition of this selection, to MERS billing and the governing body remitting to MERS all contributions necessary to fund the unfunded liability occasioned by the aggregate transfer of the difference between the actual funded level for the division and funded level directed above over a period of four (4) years.

III. TRANSFER OF CURRENT MERS DEFINED CONTRIBUTION PROGRAM MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED Plan Sec 19B(13) – (15), (17)

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13) all current MERS defined contribution members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee’s written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body’s authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.
Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of __________, 20___, (insert month and year), which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(17), the following shall apply:

(a) The member's accumulated balance in the reserve for defined contribution plan under Benefit Program DC, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred to the member's credit in the reserve for defined contribution plan under Benefit Program H Defined Contribution component.

(b) For purposes of calculating benefit amounts under the defined benefit component of Benefit Program H, only credited service earned after 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be recognized.

IV. THIRD PARTY ADMINISTRATION

The Municipal Employees' Retirement Board retains full and unrestricted authority over the administration of MERS Benefit Program H, including but not limited to the appointment and termination of the third-party administrator, or MERS self-administration of the defined contribution program in whole or in part.
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

V. EFFECTIVENESS OF THIS RESOLUTION

BE IT FINALLY RESOLVED: This Resolution shall have no legal effect under the MERS Plan Document until a certified copy of this adopting Resolution shall be filed with MERS, and MERS determines that all necessary requirements under Plan Document Section 19B, this Resolution, and other applicable requirements have been met. All dates for implementation of Benefit Program H under Section 19B shall be determined by MERS from the date of filing with MERS of this Resolution in proper form and content. Upon MERS determination that all necessary documents have been submitted to MERS, MERS shall record its formal approval upon this Resolution, and return a copy to the Employer’s Hybrid Program Plan Coordinator identified in Section IV (D) above.

In the event an amendatory Resolution or other action by this Governing Body is required, such Resolution or action shall be deemed effective as of the date of the initial Resolution or action where concurred in by this governing body and MERS (and the third-party administrator if necessary). Section 54 of the Plan Document shall apply to this Resolution and all acts performed under its authority. The terms and conditions of this Resolution supersede and stand in place of any prior resolution, and its terms are controlling.

I hereby certify that the above is a true copy of a Resolution adopted at the official meeting held on ____________________________, 20____ (Signature of authorized official)

Please send MERS fully executed copy of:
• MERS 2010 Restated Uniform Hybrid Program (Benefit Program H) Resolution (this form, MD-043)
• MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement (form MD-044)
• Certified minutes stating governing body approval, and/or union contract language

Received and Approved by the Municipal Employees' Retirement System of Michigan

Dated: ____________________________, 20____ (Authorized MERS signatory)
The Employer, a participating municipality or participating court ("court") within the State of Michigan that has adopted MERS coverage, hereby establishes the following MERS Benefit Program: **Hybrid under MERS Plan Document** ("MERS Hybrid DC") as authorized by Section 19B of the Municipal Employees' Retirement System of Michigan Plan Document. All references to "Plan Document" are to sections of the MERS Plan Document; any reference to "Plan," the "MERS Plan," "Plan Participant," "Participant," or "Program," shall mean the MERS Hybrid DC Plan, unless otherwise specified.

This Adoption Agreement, together with Section 19B of the MERS Plan Document and the MERS Restated Uniform Hybrid Resolution ("Resolution"), constitute the entire MERS Benefit Program Hybrid Plan Document.

I. **EMPLOYER:** County of Ingham

II. **EFFECTIVE DATE**

1. If this is the initial Adoption Agreement relating to the MERS Defined Contribution Plan for this Division, the Effective Date of the Benefit Program here adopted shall be the first day of:
   - Month and Year

2. If this is an amendment and restatement of an existing adoption agreement relating to the MERS Hybrid DC Plan for this Division, the effective date of this amendment and restatement shall be the first day of: Month and Year. This adoption agreement is intended to replace and serve as an amendment and restatement of the Employer’s preexisting plan, which was originally effective on the first day of: Month and Year.

III. **ELIGIBILITY REQUIREMENTS**

Only those Employees eligible for MERS Membership (Section 3 of the MERS Plan Document) shall be eligible to participate in the MERS Hybrid DC Plan. A copy of ALL employee enrollment forms must be submitted to MERS. The following group(s) of Employees are eligible to participate in the Plan:

- General ICEA Prof - Division 12

Specify employee classification and division numbers
MERS Restated Hybrid Plan (Defined Contribution Component)
Adoption Agreement

IV. CONTRIBUTION PROVISIONS

1. The Employer shall contribute on behalf of each Participant \( \text{J} \) \% of Earnings or $\text{______________} for the calendar year (subject to the limitations of Sections 415(c) of the Internal Revenue Code).

2. Each Participant is required to contribute \( \text{J} \) \% of Earnings for the calendar year as a condition of participation in the Plan. (Write "0" if no contribution is required.) If other contribution options are provided, please list on separate sheet of paper and attach to Adoption Agreement.

   If Employee contributions are required, an Employee shall not have the right to discontinue or vary the rate of such contributions after becoming a Plan Participant.

   The Employer hereby elects to "pick up" the Mandatory/Required Employee contribution. The "pick-up" provision allows the employer to direct mandatory employee contributions to be pre-tax.

   [Note to Employer: Picked up contributions are excludable from the Employee's gross income under Section 414(h)(2) of the Internal Revenue Code of 1986 only if they meet the requirements of Rev. Rul. 2006-43, 2006-35 I.R.B. 329. Those requirements are (1) that the Employer must specify that the contributions, although designated as Employee contributions, are being paid by the Employer in lieu of contributions by the Employee; and (2) the Employee must not have the option of receiving the contributed amounts directly instead of having them paid by the Employer to the Plan. The execution of this Adoption Agreement by the Employer shall constitute the official action required by Revenue Ruling 2006-43.]

3. Each Employee may make a voluntary (unmatched), after-tax contribution, subject to the limitations of Section 415 of the Internal Revenue Code.

4. Employer contributions and Employee contributions shall be contributed to the Trust in accordance with the following payment schedule:

   [ ] Weekly  [ ] Bi-weekly  [ ] Monthly

V. EARNINGS

Earnings shall be defined as "compensation" under Section 2A(6) of the MERS Plan Document, being the Medicare taxable wages reported on the Employee's W-2 statement.
VI. VESTING PROVISION FOR EMPLOYER CONTRIBUTIONS AND NORMAL RETIREMENT AGE

The Employer hereby specifies the following vesting schedule (choose one):

☐ Immediate vesting upon participation
☐ Cliff vesting: The participant is 100% vested upon a stated number of years. Stated year may not exceed maximum 5 years of service:
   Stated Year:  ☐ 1  ☐ 2  ☐ 3  ☐ 4  ☐ 5
☐ Graded vesting percentage per year of service: Employers can select the percentage of vesting with the corresponding years of service, however the scale cannot exceed a maximum of six years of service to reach 100% vesting, nor less than the stated minimums below:
   ________% after 1 year of service.
   ________% after 2 years of service.
   ________% (not less than 25%) after 3 years of service.
   ________% (not less than 50%) after 4 years of service.
   ________% (not less than 75%) after 5 years of service.
   ________% (not less than 100%) after 6 years of service.

Notwithstanding the above, a member shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited, if he/she is employed on or after his/her Normal Retirement Age. "Normal Retirement Age" shall be presumed to be age 60 (unless a different normal retirement age is here specified:______).

In addition, notwithstanding the above, in the event of disability or death, a member or his/her beneficiary shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited as described in Section 19A(7) of the MERS Plan Document.

VII. Loans (not more than two) are permitted under the Program. MERS recommendation is "No," not to allow loans: loans permit your employees to borrow against their retirement account.

☐ Yes  ☐ No

VIII. The Plan will accept an eligible rollover distribution from an eligible retirement plan described in Section 401(a) (including "401(k)"), 403(a) of the Code, an annuity contract described in Section 403(b) of the Code, an eligible deferred compensation plan described in Section 457(b) of the Code maintained by a state, political subdivision of a state, or any agency or instrumentality of a state or political subdivision of a state, or an individual retirement account or annuity described in Section 408(a) or 408(b) of the Code, including after-tax employee contributions, as applicable. The Plan will account separately for pre-tax and post-tax contributions and earnings thereon.
MERS Restated Hybrid Plan (Defined Contribution Component)
Adoption Agreement

IX. The Employer hereby agrees to the provisions of the MERS Uniform Defined Contribution Plan and agrees that in the event of any conflict between MERS Plan Document Section 19B and the MERS Hybrid Plan, the provisions of Section 19B shall control.

X. The Employer hereby appoints MERS as the Plan Administrator pursuant to the terms and conditions of the Plan.

XI. The Employer hereby agrees to the provisions of the Plan.

XII. The Employer hereby acknowledges it understands that failure to properly fill out this Adoption Agreement may result in the ineligibility of the Plan in the DC component of the Hybrid Plan.

In Witness Whereof, the Employer hereby causes this Agreement to be executed on this _______ day of ____________, 20____.

Employer:_____________________________ County of Ingham

Authorized Signature:__________________________________________________________

Title: ___________________________ Chairperson

Witness: _____________________________________________________________________
Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – PUBLIC HEALTH NURSES

RESOLUTION # 13 -

WHEREAS, an agreement has been reached between representatives of Ingham County and the ICEA – Public Health Nurses for the period January 1, 2012 through December 31, 2014; and

WHEREAS, the agreement has been ratified by the employees within the bargaining agreement; and

WHEREAS, the provisions of the agreement have been approved by the County Services and Finance Committees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves the contract between Ingham County and Ingham County Employees’ Association for the period January 1, 2012 through December 31, 2014.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the contract on behalf of the County, subject to the approval as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
Nays:  None   Absent:  Koenig, Celentino, Tsernoglou   Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
Nays:  None    Absent:  Koenig, Vickers   Approved 3/20/13
Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – PUBLIC HEALTH NURSES

RESOLUTION # 13 -

WHEREAS, the County Board of Commissioners has recognized the escalating cost of the current MERS Defined Benefit Plan; and

WHEREAS, the ICEA – Public Health Nurses unit approved a new collective bargaining agreement that includes the establishment of a Hybrid pension plan for new hires.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes the attached MERS resolutions establishing the MERS Hybrid Pension Plan for new employees in the ICEA – Public Health Nurses unit hired on or after the date of ratification of the collective bargaining agreement.

BE IT FURTHER RESOLVED, that the Chair of Board is authorized on behalf of the County to sign and execute all documents to effectuate and finalize this transaction, subject to the approval as to form, by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
   Nays:  None    Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
   Nays:  None    Absent:  Koenig, Vickers  Approved 3/20/13
WHEREAS, under the Municipal Employees Retirement Act of 1984, section 36(2)(a); MCL 38.1536(2)(a); Plan Document Section 36(2)(a), provides the Retirement Board (effective August 15, 1996):

[shall determine and establish all of the provisions of the retirement system affecting benefit eligibility, benefit programs, contribution amounts, and the election of municipalities, judicial circuit courts, judicial district courts, and judicial probate courts to be governed by the provisions of the retirement system ... and] to establish additional programs including but not limited to defined benefit, defined contribution, ancillary benefits, health and welfare benefits, and other post employment benefit programs (as amended by 2004 PA 490).

WHEREAS, pursuant to the Board's powers, the MERS Plan Document of 1996 was adopted effective October 1, 1996, and the Plan has been amended periodically by the Board.

WHEREAS, the MERS Plan, an agent, multiple employer, public employee pension plan, has been determined by the Internal Revenue Service to be a governmental plan that is tax qualified as a trust under Code section 401(a) and exempt from taxation under section 501(a).

WHEREAS, on March 14, 2006, the Retirement Board has authorized establishment of a Hybrid Plan, with a defined benefit (DB) and defined contribution (DC) component.

WHEREAS, new Section 19B, Benefit Program H, and related plan amendments, create a new Hybrid Program that a participating municipality or court may adopt for MERS members to be administered in whole or in part under the discretion of the Municipal Employees' Retirement Board as trustee and fiduciary, directly by (or through a combination of) MERS or MERS duly-appointed third-party administrator for the DC component.

WHEREAS, this Uniform Hybrid Program Resolution has been approved by the Retirement Board under the authority of MCL 38.1536(2)(a); Plan section 36(2)(a) declaring that the Retirement Board “shall determine ... and establish” all provisions of the retirement system. Under this authority, the Retirement Board authorized Section 19B, Benefit Program H, which shall not be implemented unless in strict compliance with the terms and conditions of this Resolution as provided under section 19B(2):

- In the event any alteration of any provision of this section 19B, or other sections of the Plan Document related to the provisions of Benefit Program H, is made or occurs, under section 43B of the Plan Document concerning collective bargaining or under any other plan provision or law, adoption of Benefit Program H shall not be recognized, other than in accordance with this section and other sections of the Plan Document related to the provisions of Benefit Program H.
- In the event any alteration of the terms or conditions stated in this Uniform Resolution is made or occurs, it is expressly recognized that MERS and the Retirement Board, as sole trustee and fiduciary of the MERS Plan and its trust reserves, and whose authority is nondelegable, shall have
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

no obligation or duty: to administer (or to have administered) the Benefit Program H; to authorize
the transfer of any Plan assets to the Hybrid Program; or to continue administration by MERS
directly or indirectly, or by any third-party administrator.

WHEREAS, concurrent with this Resolution, and as a continuing obligation, this governing body
has completed and approved, and submitted to MERS, documents necessary for adoption and
implementation of MERS Benefit Program H.

NOW, THEREFORE, BE IT RESOLVED that the governing body adopts MERS Benefit Program H (Hybrid
Program) as provided below.

I. NEW EMPLOYEES (Plan Sec 19B(4) – (12))

Effective the first day of ________________, 20___, (to be known as the ADOPTION DATE), the
County of Ingham (MERS municipality/court)

first hired or rehired to the division at any time on and after the Adoption Date, and optional
participation for any employee or officer of this municipality otherwise eligible to participate in
MERS under Section 2B(3)(a) of the Plan Document who has previously elected to not participate
in MERS. The employer shall establish the transfer rule for transferred employees in the Employer
Resolution Establishing a Uniform Transfer Provision. ONLY THOSE EMPLOYEES ELIGIBLE
FOR MERS MEMBERSHIP (SECTIONS 2B(3) AND 3 OF THE PLAN DOCUMENT) SHALL BE
ELIGIBLE TO PARTICIPATE.

(A) HYBRID PLAN CONTRIBUTIONS

• The DB Component shall be exclusively funded by the employer, with no member
  contributions permitted.
• For the DC Component, employee and employer contributions shall be required as allowed
  and specified in Plan section 19B(8) and the MERS Uniform Hybrid DC Component Adoption
  Agreement (“Adoption Agreement,” Attachment 1, completed and approved and a certified
  copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A
  member is immediately 100% vested in any employee contributions, and is vested in employer
  contributions under the employer vesting schedule.

(B) COMPENSATION AND EARNINGS

• For the DB Component, earnings shall include items of “Compensation” under Section 2A(6) of
  the MERS Plan Document, with the exception of the last sentence, which shall not apply.
• For the DC Component, earnings shall include items of “Compensation” under Section 2A(6)
  of the MERS Plan Document as provided for Benefit Program DC, which equals the Medicare
taxable wages as reported by the employer on the member’s federal form W-2, wage and tax
statement.
(C) HYBRID PLAN VESTING

- For the DB Component, 6 year vesting is mandatory (Plan Sec 19B(5)(b)).
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the Adoption Agreement (Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.
- As provided in Section 19B(3):
  Where a member has previously acquired in the employ of any participating municipality or participating court:
  (a) not less than 1 year of defined benefit service in force (including Hybrid Program) with any participating municipality or participating court;
  (b) eligible credited service where the participating municipality or participating court has adopted the Reciprocal Retirement Act, 1961 PA 88;
  (c) at least 12 months in which employer contributions by a participating municipality or participating court have been made on behalf of the member under Benefit Program DC; such service shall be applied toward satisfying the vesting schedule for the DB Component, and for the DC Component, for employer contributions.

(D) BENEFITS UNDER HYBRID PLAN

- For the DB component:
  (1) The Benefit Multiplier (Plan Section 19B(4)) initially selected shall be irrevocable, shall not later be changed.
  The multiplier shall be one of the following dependent upon the division’s social security coverage status:

<table>
<thead>
<tr>
<th>Social Security Coverage</th>
<th>No Social Security Coverage</th>
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</thead>
<tbody>
<tr>
<td>□ 1.00%</td>
<td>□ 1.00%</td>
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<td>□ 2.00%</td>
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(2) Final Average Compensation (FAC) shall be FAC-3 (Plan Section 19B(6)).
(3) The Benefit shall be payable at age 60 (Plan Section 19B(5)(b)). The participating municipality or court may also allow retirement if the member or vested former member has attained age 55 years or older and has 25 or more years of credited service. Adoption of F55/25 shall be an irrevocable action and may not be subsequently changed.

☐ Check here to adopt F55/25
(4) Credited Service shall be comprised solely of the sum of (a) the total of the member's credited service (if any) under the previous DB program on the effective date of coverage under the Hybrid Plan (Plan Section 19B(16)(b)(ii); see II (E)(b)(ii) below); plus (b) credited service earned by the member after the effective date of coverage under the Hybrid Plan (Plan Section 19B(17)(b)).

- For the DC Component (Plan Section 19B(12)):
  Upon termination of membership, a vested former member or a beneficiary, as applicable, shall elect one or a combination of several of the following methods of distribution of the vested former member's or beneficiary's accumulated balance, to the extent allowed by federal law and subject to Plan Section 19B(11)(b) and procedures established by the Retirement Board:
  (1) Lump sum distribution to the vested former member or beneficiary.
  (2) Lump sum direct rollover to another eligible retirement plan, to the extent allowed by federal law.
  (3) Annuity for the life of the vested former member or beneficiary, or optional forms of annuity as determined by the Retirement Board.
  (4) No distribution, in which case the accumulated balance shall remain in the retirement system, to the extent allowed by federal law.

STOP If covering new employees only, skip II and III and go to IV on page 8. STOP
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

II. OPTIONAL PROVISION FOR CURRENT MERS DEFINED BENEFIT MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED (FOR TRANSFERS FROM MERS DEFINED CONTRIBUTION PROGRAM, SEE SECTION III)
(Plan Sec 19B(13)-(16))

THIS OPTIONAL SECTION SHALL ONLY BE SELECTED WHERE THE TOTAL FUNDED PERCENT OF AGGREGATE ACCRUED LIABILITIES AND VALUATION ASSETS OF ALL RESERVES SPECIFIED IN TABLE 13 (OR SUCCESSOR TABLE) FOR THE PARTICIPATING MUNICIPALITY OR COURT, AND FOR THE AFFECTED MEMBER BENEFIT PROGRAM CLASSIFICATION(S) (DIVISION(S)) SPECIFIED IN THE MOST RECENT MERS ANNUAL ACTUARIAL VALUATION REPORT IS AT LEAST EIGHTY PERCENT (80%).

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13):

all current MERS defined benefit members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee's written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body's authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of ________________, 20___, (insert month and year) which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.
(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(16), the Retirement Board shall transfer the following amounts from the reserve for employee contributions and the reserve for employer contributions and benefit payments to the reserve for defined contribution plan:

(a) The member’s accumulated contributions, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred from the reserve for employee contributions to the member’s credit in the reserve for Benefit Program H Defined Contribution component.

(b) The funded excess present value shall be computed as the excess, if any, of the actuarial present value of the accrued benefit associated with the member’s coverage under the previous benefit program, over the actuarial present value of the accrued benefit associated with the member’s coverage under the defined benefit component of Benefit Program H, after such excess is multiplied by the funded level percentage selected by the governing body in subparagraph(F)(2) below (which shall not be less than 80% nor exceed 100% funded level percentage in any case). The excess, if any, of the funded excess present value over the amount specified in sub-paragraph (a) shall be transferred from the reserve for employer contributions and benefit payments to the member’s credit in the reserve for Benefit Program H Defined Contribution component. For purposes of this sub-paragraph:

(i) The actuarial present values shall be computed as of 12:01 a.m. on the day the member becomes covered by Benefit Program H and shall be based on the actuarial assumptions adopted by the Retirement Board.

(ii) On the effective date of the change of the benefit program the member’s credited service under Benefit Program H shall be equal to the member’s credited service under the previous benefit program.

(iii) In determining final average compensation there shall not be included any accrued annual leave.

(iv) The earliest retirement date (for an unreduced benefit) assumption under the defined benefit program in effect on the effective date of the change of the benefit program shall be utilized. Likewise the earliest retirement date assumption under Benefit Program H shall be utilized.

(v) For purposes of the actuarial present value calculation, any future benefit otherwise payable under Benefit Program E or E-1 shall be disregarded.

The transfer shall be made approximately 30 calendar days after the Conversion Date, and the transfer amount shall include pro-rated regular interest at the regular Board-established rate for crediting of interest on member’s accumulated contributions in the defined benefit program, measured from the Conversion Date to the actual transfer date.
(F) Per Plan Section 19B(16)(b), the Retirement Board has established the assumptions for calculation of the actuarial present value of a member's accrued benefit that may be transferred. The assumptions are:

1. The interest rate in effect as of the Adoption Date, to determine actuarial present value, shall be the Board-established investment earnings rate assumption (currently eight percent (8.00%)).

2. The funded level for the member's specific MERS division (total funded percentage of the present value of accrued benefits which shall be determined using Termination Liability under Table 12 or successor table and valuation assets of all reserves using Table 13) as of the Adoption Date from the most recent MERS annual actuarial valuation report data provided by MERS actuary. In the APV calculation, the funded level used shall be (select one of the following):

   - Table 12 Termination Liability funded level for the division (not less than 80% nor to exceed 100% funded level).
   - If greater than the division's funded level but not more than 100% funded level, then MERS is directed to compute the funded percentage for the transfer calculation on ______ % funded basis (insert number greater than the division’s Table 12 Termination Liability funded level percentage but not more than 100%). Where less than 100% funded level exists, this governing body recognizes that such direction shall increase its pension funding liability. MERS shall not implement such direction unless the governing body forwards to MERS sufficient cash up to the funded level selected for all members prior to the Conversion Date; if sufficient cash is not forwarded, then the governing body expressly covenants with MERS and directs, as a condition of this selection, to MERS billing and the governing body remitting to MERS all contributions necessary to fund the unfunded liability occasioned by the aggregate transfer of the difference between the actual funded level for the division and funded level directed above over a period of four (4) years.

III. TRANSFER OF CURRENT MERS DEFINED CONTRIBUTION PROGRAM MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED Plan Sec 19B(13) – (15), (17)

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13) all current MERS defined contribution members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee’s written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body’s authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of ________________, 20__, (insert month and year), which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(17), the following shall apply:

(a) The member's accumulated balance in the reserve for defined contribution plan under Benefit Program DC, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred to the member's credit in the reserve for defined contribution plan under Benefit Program H Defined Contribution component.

(b) For purposes of calculating benefit amounts under the defined benefit component of Benefit Program H, only credited service earned after 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be recognized.

IV. THIRD PARTY ADMINISTRATION

The Municipal Employees' Retirement Board retains full and unrestricted authority over the administration of MERS Benefit Program H, including but not limited to the appointment and termination of the third-party administrator, or MERS self-administration of the defined contribution program in whole or in part.
V. EFFECTIVENESS OF THIS RESOLUTION

BE IT FINALLY RESOLVED: This Resolution shall have no legal effect under the MERS Plan Document until a certified copy of this adopting Resolution shall be filed with MERS, and MERS determines that all necessary requirements under Plan Document Section 19B, this Resolution, and other applicable requirements have been met. All dates for implementation of Benefit Program H under Section 19B shall be determined by MERS from the date of filing with MERS of this Resolution in proper form and content. Upon MERS determination that all necessary documents have been submitted to MERS, MERS shall record its formal approval upon this Resolution, and return a copy to the Employer’s Hybrid Program Plan Coordinator identified in Section IV (D) above.

In the event an amendatory Resolution or other action by this Governing Body is required, such Resolution or action shall be deemed effective as of the date of the initial Resolution or action where concurred in by this governing body and MERS (and the third-party administrator if necessary). Section 54 of the Plan Document shall apply to this Resolution and all acts performed under its authority. The terms and conditions of this Resolution supersede and stand in place of any prior resolution, and its terms are controlling.

I hereby certify that the above is a true copy of a Resolution adopted at the official meeting held on ______________________, 20______ (Signature of authorized official)

Please send MERS fully executed copy of:
• MERS 2010 Restated Uniform Hybrid Program (Benefit Program H) Resolution (this form, MD-043)
• MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement (form MD-044)
• Certified minutes stating governing body approval, and/or union contract language

Received and Approved by the Municipal Employees’ Retirement System of Michigan

Dated: ______________________, 20______ (Authorized MERS signatory)
The Employer, a participating municipality or participating court ("court") within the State of Michigan that has adopted MERS coverage, hereby establishes the following MERS Benefit Program: Hybrid under MERS Plan Document ("MERS Hybrid DC") as authorized by Section 19B of the Municipal Employees' Retirement System of Michigan Plan Document. All references to "Plan Document" are to sections of the MERS Plan Document; any reference to "Plan," the "MERS Plan," "Plan Participant," "Participant," or "Program," shall mean the MERS Hybrid DC Plan, unless otherwise specified.

This Adoption Agreement, together with Section 19B of the MERS Plan Document and the MERS Restated Uniform Hybrid Resolution ("Resolution"), constitute the entire MERS Benefit Program Hybrid Plan Document.

I. EMPLOYER: County of Ingham

II. EFFECTIVE DATE

1. If this is the initial Adoption Agreement relating to the MERS Defined Contribution Plan for this Division, the Effective Date of the Benefit Program here adopted shall be the first day of: April 2023.

2. If this is an amendment and restatement of an existing adoption agreement relating to the MERS Hybrid DC Plan for this Division, the effective date of this amendment and restatement shall be the first day of: ______________. This adoption agreement is intended to replace and serve as an amendment and restatement of the Employer's preexisting plan, which was originally effective on the first day of: ______________.

III. ELIGIBILITY REQUIREMENTS

Only those Employees eligible for MERS Membership (Section 3 of the MERS Plan Document) shall be eligible to participate in the MERS Hybrid DC Plan. A copy of ALL employee enrollment forms must be submitted to MERS. The following group(s) of Employees are eligible to participate in the Plan:

ICEA MNA Nurses - Division 17

Specify employee classification and division numbers
MERS Restated Hybrid Plan (Defined Contribution Component)
Adoption Agreement

IV. CONTRIBUTION PROVISIONS

1. The Employer shall contribute on behalf of each Participant \( J \% \) of Earnings or 
\( \$ \) for the calendar year (subject to the limitations of Sections 415(c) of the 
Internal Revenue Code).

2. Each Participant is required to contribute \( J \% \) of Earnings for the calendar year as
a condition of participation in the Plan. (Write "0" if no contribution is required.) If other
contribution options are provided, please list on separate sheet of paper and attach to
Adoption Agreement.

If Employee contributions are required, an Employee shall not have the right to discontinue or
vary the rate of such contributions after becoming a Plan Participant.

The Employer hereby elects to "pick up" the Mandatory/Required Employee contribution.
The "pick-up" provision allows the employer to direct mandatory employee contributions
to be pre-tax.

[Yes] [No]

[Note to Employer: Picked up contributions are excludable from the Employee's gross
income under Section 414(h)(2) of the Internal Revenue Code of 1986 only if they meet the
requirements of Rev. Rul. 2006-43, 2006-35 I.R.B. 329. Those requirements are (1) that the
Employer must specify that the contributions, although designated as Employee contributions,
are being paid by the Employer in lieu of contributions by the Employee; and (2) the Employee
must not have the option of receiving the contributed amounts directly instead of having them
paid by the Employer to the Plan. The execution of this Adoption Agreement by the Employer
shall constitute the official action required by Revenue Ruling 2006-43.]

3. Each Employee may make a voluntary (unmatched), after-tax contribution, subject to the
limitations of Section 415 of the Internal Revenue Code.

4. Employer contributions and Employee contributions shall be contributed to the Trust in
accordance with the following payment schedule:

[Weekly] [Bi-weekly] [Monthly]

V. EARNINGS

Earnings shall be defined as "compensation" under Section 2A(6) of the MERS Plan Document, being
the Medicare taxable wages reported on the Employee's W-2 statement.
VI. VESTING PROVISION FOR EMPLOYER CONTRIBUTIONS AND NORMAL RETIREMENT AGE

The Employer hereby specifies the following vesting schedule (choose one):

- Immediate vesting upon participation
- **Cliff vesting:** The participant is 100% vested upon a stated number of years. Stated year may not exceed maximum 5 years of service:
  - Stated Year: □ 1 □ 2 □ 3 □ 4 □ 5
- □ Graded vesting percentage per year of service: Employers can select the percentage of vesting with the corresponding years of service, however the scale cannot exceed a maximum of six years of service to reach 100% vesting, nor less than the stated minimums below:
  - ___ % after 1 year of service.
  - ___ % after 2 years of service.
  - ___ % (not less than 25%) after 3 years of service.
  - ___ % (not less than 50%) after 4 years of service.
  - ___ % (not less than 75%) after 5 years of service.
  - 100% (not less than 100%) after 6 years of service.

Notwithstanding the above, a member shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited, if he/she is employed on or after his/her Normal Retirement Age. “Normal Retirement Age” shall be presumed to be age 60 (unless a different normal retirement age is here specified: ___).

In addition, notwithstanding the above, in the event of disability or death, a member or his/her beneficiary shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited as described in Section 19A(7) of the MERS Plan Document.

VII. Loans (not more than two) are permitted under the Program. MERS recommendation is "No," not to allow loans: loans permit your employees to borrow against their retirement account.

- Yes
- No

VIII. The Plan will accept an eligible rollover distribution from an eligible retirement plan described in Section 401(a) (including “401(k)”) or 403(a) of the Code, an annuity contract described in Section 403(b) of the Code, an eligible deferred compensation plan described in Section 457(b) of the Code maintained by a state, political subdivision of a state, or any agency or instrumentality of a state or political subdivision of a state, or an individual retirement account or annuity described in Section 408(a) or 408(b) of the Code, including after-tax employee contributions, as applicable. The Plan will account separately for pre-tax and post-tax contributions and earnings thereon.
IX. The Employer hereby agrees to the provisions of the MERS Uniform Defined Contribution Plan and agrees that in the event of any conflict between MERS Plan Document Section 19B and the MERS Hybrid Plan, the provisions of Section 19B shall control.

X. The Employer hereby appoints MERS as the Plan Administrator pursuant to the terms and conditions of the Plan.

XI. The Employer hereby agrees to the provisions of the Plan.

XII. The Employer hereby acknowledges it understands that failure to properly fill out this Adoption Agreement may result in the ineligibility of the Plan in the DC component of the Hybrid Plan.

In Witness Whereof, the Employer hereby causes this Agreement to be executed on this _______ day of ____________, 20__.

Employer: County of Ingham

Authorized Signature: ________________________________

Title: Chairperson - Board of Commissioners

Witness: ___________________________________________
Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL – CIRCUIT COURT/FAMILY DIVISION PROFESSIONAL EMPLOYEES

RESOLUTION # 13 –

WHEREAS, an agreement has been reached between representatives of Ingham County and the OPEIU – Circuit Court/Family Division Professional Employees for the period January 1, 2012 through December 31, 2014; and

WHEREAS, the agreement has been ratified by the employees within the bargaining agreement; and

WHEREAS, the provisions of the agreement have been approved by the County Services and Finance Committees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves the contract between Ingham County, 30th Judicial Circuit Court/Family Division and OPEIU for the period January 1, 2012 through December 31, 2014.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the contract on behalf of the County, subject to the approval as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville  
                  Nays:  None   Absent:  Koenig, Celentino, Tseroglou   Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer  
             Nays:  None   Absent:  Koenig, Vickers   Approved 3/20/13
Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL – CIRCUIT COURT/FAMILY DIVISION PROFESSIONAL EMPLOYEES

RESOLUTION # 13 -

WHEREAS, the County Board of Commissioners has recognized the escalating cost of the current MERS Defined Benefit Plan; and

WHEREAS, the OPEIU – Circuit Court/Family Division Professional Employees unit approved a new collective bargaining agreement that includes the establishment of a Hybrid pension plan for new hires.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes the attached MERS resolutions establishing the MERS Hybrid Pension Plan for new employees in the OPEIU – Circuit Court/Family Division Professional Employees unit hired on or after January 1, 2013.

BE IT FURTHER RESOLVED, that the Chair of Board is authorized on behalf of the County to sign and execute all documents to effectuate and finalize this transaction, subject to the approval as to form, by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
    Nays:  None    Absent:  Koenig, Celentino, Tsernoglou    Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
    Nays:  None    Absent:  Koenig, Vickers    Approved 3/20/13
WHEREAS, under the Municipal Employees Retirement Act of 1984, section 36(2)(a); MCL 38.1536(2)(a); Plan Document Section 36(2)(a), provides the Retirement Board (effective August 15, 1996):

[shall determine and establish all of the provisions of the retirement system affecting benefit eligibility, benefit programs, contribution amounts, and the election of municipalities, judicial circuit courts, judicial district courts, and judicial probate courts to be governed by the provisions of the retirement system ... [and] to establish additional programs including but not limited to defined benefit, defined contribution, ancillary benefits, health and welfare benefits, and other post employment benefit programs (as amended by 2004 PA 490).

WHEREAS, pursuant to the Board’s powers, the MERS Plan Document of 1996 was adopted effective October 1, 1996, and the Plan has been amended periodically by the Board.

WHEREAS, the MERS Plan, an agent, multiple employer, public employee pension plan, has been determined by the Internal Revenue Service to be a governmental plan that is tax qualified as a trust under Code section 401(a) and exempt from taxation under section 501(a).

WHEREAS, on March 14, 2006, the Retirement Board has authorized establishment of a Hybrid Plan, with a defined benefit (DB) and defined contribution (DC) component.

WHEREAS, new Section 19B, Benefit Program H, and related plan amendments, create a new Hybrid Program that a participating municipality or court may adopt for MERS members to be administered in whole or in part under the discretion of the Municipal Employees’ Retirement Board as trustee and fiduciary, directly by (or through a combination of) MERS or MERS duly-appointed third-party administrator for the DC component.

WHEREAS, this Uniform Hybrid Program Resolution has been approved by the Retirement Board under the authority of MCL 38.1536(2)(a); Plan section 36(2)(a) declaring that the Retirement Board “shall determine ... and establish” all provisions of the retirement system. Under this authority, the Retirement Board authorized Section 19B, Benefit Program H, which shall not be implemented unless in strict compliance with the terms and conditions of this Resolution as provided under section 19B(2):

- In the event any alteration of any provision of this section 19B, or other sections of the Plan Document related to the provisions of Benefit Program H, is made or occurs, under section 43B of the Plan Document concerning collective bargaining or under any other plan provision or law, adoption of Benefit Program H shall not be recognized, other than in accordance with this section and other sections of the Plan Document related to the provisions of Benefit Program H.
- In the event any alteration of the terms or conditions stated in this Uniform Resolution is made or occurs, it is expressly recognized that MERS and the Retirement Board, as sole trustee and fiduciary of the MERS Plan and its trust reserves, and whose authority is nondelegable, shall have
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

no obligation or duty: to administer (or to have administered) the Benefit Program H; to authorize the transfer of any Plan assets to the Hybrid Program; or to continue administration by MERS directly or indirectly, or by any third-party administrator.

WHEREAS, concurrent with this Resolution, and as a continuing obligation, this governing body has completed and approved, and submitted to MERS, documents necessary for adoption and implementation of MERS Benefit Program H.

NOW, THEREFORE, BE IT RESOLVED that the governing body adopts MERS Benefit Program H (Hybrid Program) as provided below.

I. NEW EMPLOYEES (Plan Sec 19B(4) – (12))

Effective the first day of January ____________, 2013, (to be known as the ADOPTION DATE), the County of Ingham ___________________________, hereby adopts Benefit Program H for (MERS municipality/court)

Gnrl OPEIU Prob - Division 13

(specify division numbers)

first hired or rehired to the division at any time on and after the Adoption Date, and optional participation for any employee or officer of this municipality otherwise eligible to participate in MERS under Section 2B(3)(e) of the Plan Document who has previously elected to not participate in MERS. The employer shall establish the transfer rule for transferred employees in the Employer Resolution Establishing a Uniform Transfer Provision. ONLY THOSE EMPLOYEES ELIGIBLE FOR MERS MEMBERSHIP (SECTIONS 2B(3) AND 3 OF THE PLAN DOCUMENT) SHALL BE ELIGIBLE TO PARTICIPATE.

(A) HYBRID PLAN CONTRIBUTIONS

- The DB Component shall be exclusively funded by the employer, with no member contributions permitted.
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the MERS Uniform Hybrid DC Component Adoption Agreement (“Adoption Agreement,” Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.

(B) COMPENSATION AND EARNINGS

- For the DB Component, earnings shall include items of “Compensation” under Section 2A(6) of the MERS Plan Document, with the exception of the last sentence, which shall not apply.
- For the DC Component, earnings shall include items of “Compensation” under Section 2A(6) of the MERS Plan Document as provided for Benefit Program DC, which equals the Medicare taxable wages as reported by the employer on the member’s federal form W-2, wage and tax statement.
(C) HYBRID PLAN VESTING

- For the DB Component, 6 year vesting is mandatory (Plan Sec 19B(5)(b)).
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the Adoption Agreement (Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.
- As provided in Section 19B(3):
  Where a member has previously acquired in the employ of any participating municipality or participating court:
  (a) not less than 1 year of defined benefit service in force (including Hybrid Program) with any participating municipality or participating court;
  (b) eligible credited service where the participating municipality or participating court has adopted the Reciprocal Retirement Act, 1961 PA 88;
  (c) at least 12 months in which employer contributions by a participating municipality or participating court have been made on behalf of the member under Benefit Program DC; such service shall be applied toward satisfying the vesting schedule for the DB Component, and for the DC Component, for employer contributions.

(D) BENEFITS UNDER HYBRID PLAN

- For the DB component:
  (1) The Benefit Multiplier (Plan Section 19B(4)) initially selected shall be irrevocable, shall not later be changed.
  The multiplier shall be one of the following dependent upon the division’s social security coverage status:

<table>
<thead>
<tr>
<th>Social Security Coverage</th>
<th>No Social Security Coverage</th>
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</thead>
<tbody>
<tr>
<td>☐ 1.00%</td>
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</tr>
<tr>
<td>☒ 1.25%</td>
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<td>☐ 1.75%</td>
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</tbody>
</table>

(2) Final Average Compensation (FAC) shall be FAC-3 (Plan Section 19B(6)).
(3) The Benefit shall be payable at age 60 (Plan Section 19B(5)(b)). The participating municipality or court may also allow retirement if the member or vested former member has attained age 55 years or older and has 25 or more years of credited service. Adoption of F55/25 shall be an irrevocable action and may not be subsequently changed.

☐ Check here to adopt F55/25
(4) Credited Service shall be comprised solely of the sum of (a) the total of the member’s credited service (if any) under the previous DB program on the effective date of coverage under the Hybrid Plan (Plan Section 19B(16)(b)(ii); see II (E)(b)(ii) below); plus (b) credited service earned by the member after the effective date of coverage under the Hybrid Plan (Plan Section 19B(17)(b)).

- For the DC Component (Plan Section 19B(12)):
  Upon termination of membership, a vested former member or a beneficiary, as applicable, shall elect one or a combination of several of the following methods of distribution of the vested former member’s or beneficiary’s accumulated balance, to the extent allowed by federal law and subject to Plan Section 19B(11)(b) and procedures established by the Retirement Board:
  (1) Lump sum distribution to the vested former member or beneficiary.
  (2) Lump sum direct rollover to another eligible retirement plan, to the extent allowed by federal law.
  (3) Annuity for the life of the vested former member or beneficiary, or optional forms of annuity as determined by the Retirement Board.
  (4) No distribution, in which case the accumulated balance shall remain in the retirement system, to the extent allowed by federal law.

STOP If covering new employees only, skip II and III and go to IV on page 8.  STOP
II. OPTIONAL PROVISION FOR CURRENT MERS DEFINED BENEFIT MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED (FOR TRANSFERS FROM MERS DEFINED CONTRIBUTION PROGRAM, SEE SECTION III)
(Plan Sec 19B(13)-(16))

THIS OPTIONAL SECTION SHALL ONLY BE SELECTED WHERE THE TOTAL FUNDED PERCENT OF AGGREGATE ACCRUED LIABILITIES AND VALUATION ASSETS OF ALL RESERVES SPECIFIED IN TABLE 13 (OR SUCCESSOR TABLE) FOR THE PARTICIPATING MUNICIPALITY OR COURT, AND FOR THE AFFECTED MEMBER BENEFIT PROGRAM CLASSIFICATION(S) (DIVISION(S)) SPECIFIED IN THE MOST RECENT MERS ANNUAL ACTUARIAL VALUATION REPORT IS AT LEAST EIGHTY PERCENT (80%).

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13):

all current MERS defined benefit members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee’s written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body’s authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS’ receipt of the Resolution, here designated as being the month of ____________, 20___, (insert month and year) which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.
(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(16), the Retirement Board shall transfer the following amounts from the reserve for employee contributions and the reserve for employer contributions and benefit payments to the reserve for defined contribution plan:

(a) The member's accumulated contributions, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred from the reserve for employee contributions to the member's credit in the reserve for Benefit Program H Defined Contribution component.

(b) The funded excess present value shall be computed as the excess, if any, of the actuarial present value of the accrued benefit associated with the member's coverage under the previous benefit program, over the actuarial present value of the accrued benefit associated with the member's coverage under the defined benefit component of Benefit Program H, after such excess is multiplied by the funded level percentage selected by the governing body in subparagraph (F)(2) below (which shall not be less than 80% nor exceed 100% funded level percentage in any case). The excess, if any, of the funded excess present value over the amount specified in sub-paragraph (a) shall be transferred from the reserve for employer contributions and benefit payments to the member's credit in the reserve for Benefit Program H Defined Contribution component. For purposes of this sub-paragraph:

(i) The actuarial present values shall be computed as of 12:01 a.m. on the day the member becomes covered by Benefit Program H and shall be based on the actuarial assumptions adopted by the Retirement Board.

(ii) On the effective date of the change of the benefit program the member's credited service under Benefit Program H shall be equal to the member's credited service under the previous benefit program.

(iii) In determining final average compensation there shall not be included any accrued annual leave.

(iv) The earliest retirement date (for an unreduced benefit) assumption under the defined benefit program in effect on the effective date of the change of the benefit program shall be utilized. Likewise the earliest retirement date assumption under Benefit Program H shall be utilized.

(v) For purposes of the actuarial present value calculation, any future benefit otherwise payable under Benefit Program E or E-1 shall be disregarded.

The transfer shall be made approximately 30 calendar days after the Conversion Date, and the transfer amount shall include pro-rated regular interest at the regular Board-established rate for crediting of interest on member's accumulated contributions in the defined benefit program, measured from the Conversion Date to the actual transfer date.
(F) Per Plan Section 19B(16)(b), the Retirement Board has established the assumptions for calculation of the actuarial present value of a member's accrued benefit that may be transferred. The assumptions are:

1. The interest rate in effect as of the Adoption Date, to determine actuarial present value, shall be the Board-established investment earnings rate assumption (currently eight percent (8.00%).

2. The funded level for the member’s specific MERS division (total funded percentage of the present value of accrued benefits which shall be determined using Termination Liability under Table 12 or successor table and valuation assets of all reserves using Table 13) as of the Adoption Date from the most recent MERS annual actuarial valuation report data provided by MERS actuary. In the APV calculation, the funded level used shall be (select one of the following):
   - Table 12 Termination Liability funded level for the division (not less than 80% nor to exceed 100% funded level).
   - If greater than the division’s funded level but not more than 100% funded level, then MERS is directed to compute the funded percentage for the transfer calculation on _____% funded basis (insert number greater than the division’s Table 12 Termination Liability funded level percentage but not more than 100%). Where less than 100% funded level exists, this governing body recognizes that such direction shall increase its pension funding liability. MERS shall not implement such direction unless the governing body forwards to MERS sufficient cash up to the funded level selected for all members prior to the Conversion Date; if sufficient cash is not forwarded, then the governing body expressly covenants with MERS and directs, as a condition of this selection, to MERS billing and the governing body remitting to MERS all contributions necessary to fund the unfunded liability occasioned by the aggregate transfer of the difference between the actual funded level for the division and funded level directed above over a period of four (4) years.

III. TRANSFER OF CURRENT MERS DEFINED CONTRIBUTION PROGRAM MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED Plan Sec 19B(13) – (15), (17)

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13) all current MERS defined contribution members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee’s written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body’s authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.
Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of __________, 20___, (insert month and year), which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 1913(17), the following shall apply:

(a) The member’s accumulated balance in the reserve for defined contribution plan under Benefit Program DC, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred to the member’s credit in the reserve for defined contribution plan under Benefit Program H Defined Contribution component.

(b) For purposes of calculating benefit amounts under the defined benefit component of Benefit Program H, only credited service earned after 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be recognized.

IV. THIRD PARTY ADMINISTRATION

The Municipal Employees' Retirement Board retains full and unrestricted authority over the administration of MERS Benefit Program H, including but not limited to the appointment and termination of the third-party administrator, or MERS self-administration of the defined contribution program in whole or in part.
V. EFFECTIVENESS OF THIS RESOLUTION

BE IT FINALLY RESOLVED: This Resolution shall have no legal effect under the MERS Plan Document until a certified copy of this adopting Resolution shall be filed with MERS, and MERS determines that all necessary requirements under Plan Document Section 19B, this Resolution, and other applicable requirements have been met. All dates for implementation of Benefit Program H under Section 19B shall be determined by MERS from the date of filing with MERS of this Resolution in proper form and content. Upon MERS determination that all necessary documents have been submitted to MERS, MERS shall record its formal approval upon this Resolution, and return a copy to the Employer's Hybrid Program Plan Coordinator identified in Section IV (D) above.

In the event an amendatory Resolution or other action by this Governing Body is required, such Resolution or action shall be deemed effective as of the date of the initial Resolution or action where concurred in by this governing body and MERS (and the third-party administrator if necessary). Section 54 of the Plan Document shall apply to this Resolution and all acts performed under its authority. The terms and conditions of this Resolution supersede and stand in place of any prior resolution, and its terms are controlling.

I hereby certify that the above is a true copy of a Resolution adopted at the official meeting held on ______________________, 20__  __________________________ (Signature of authorized official)

Please send MERS fully executed copy of:
• MERS 2010 Restated Uniform Hybrid Program (Benefit Program H) Resolution (this form, MD-043)
• MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement (form MD-044)
• Certified minutes stating governing body approval, and/or union contract language

Received and Approved by the Municipal Employees’ Retirement System of Michigan

Dated: ______________________, 20__  __________________________ (Authorized MERS signatory)
The Employer, a participating municipality or participating court ("court") within the State of Michigan that has adopted MERS coverage, hereby establishes the following MERS Benefit Program: **Hybrid under MERS Plan Document** ("MERS Hybrid DC") as authorized by Section 19B of the Municipal Employees' Retirement System of Michigan Plan Document. All references to "Plan Document" are to sections of the MERS Plan Document; any reference to "Plan," the "MERS Plan," "Plan Participant," "Participant," or "Program," shall mean the MERS Hybrid DC Plan, unless otherwise specified.

This Adoption Agreement, together with Section 19B of the MERS Plan Document and the MERS Restated Uniform Hybrid Resolution ("Resolution"), constitute the entire MERS Benefit Program Hybrid Plan Document.

I. **EMPLOYER:** County of Ingham

II. **EFFECTIVE DATE**

1. If this is the initial Adoption Agreement relating to the MERS Defined Contribution Plan for this Division, the Effective Date of the Benefit Program here adopted shall be the first day of: January 2013.

2. If this is an amendment and restatement of an existing adoption agreement relating to the MERS Hybrid DC Plan for this Division, the effective date of this amendment and restatement shall be the first day of: ____________. This adoption agreement is intended to replace and serve as an amendment and restatement of the Employer’s preexisting plan, which was originally effective on the first day of: ____________.

III. **ELIGIBILITY REQUIREMENTS**

Only those Employees eligible for MERS Membership (Section 3 of the MERS Plan Document) shall be eligible to participate in the MERS Hybrid DC Plan. A copy of ALL employee enrollment forms must be submitted to MERS. The following group(s) of Employees are eligible to participate in the Plan:

Gnr1 OPEIU Prob - Division 13

Specify employee classification and division numbers
IV. CONTRIBUTION PROVISIONS

1. The Employer shall contribute on behalf of each Participant J % of Earnings or $____________ for the calendar year (subject to the limitations of Sections 415(c) of the Internal Revenue Code).

2. Each Participant is required to contribute J % of Earnings for the calendar year as a condition of participation in the Plan. (Write "0" if no contribution is required.) *If other contribution options are provided, please list on separate sheet of paper and attach to Adoption Agreement.

If Employee contributions are required, an Employee shall not have the right to discontinue or vary the rate of such contributions after becoming a Plan Participant.

The Employer hereby elects to "pick up" the Mandatory/Required Employee contribution. The “pick-up” provision allows the employer to direct mandatory employee contributions to be pre-tax.

☐ Yes  ☐ No

[Note to Employer: Picked up contributions are excludable from the Employee's gross income under Section 414(h)(2) of the Internal Revenue Code of 1986 only if they meet the requirements of Rev. Rul. 2006-43, 2006-35 I.R.B. 329. Those requirements are (1) that the Employer must specify that the contributions, although designated as Employee contributions, are being paid by the Employer in lieu of contributions by the Employee; and (2) the Employee must not have the option of receiving the contributed amounts directly instead of having them paid by the Employer to the Plan. The execution of this Adoption Agreement by the Employer shall constitute the official action required by Revenue Ruling 2006-43.]

3. Each Employee may make a voluntary (unmatched), after-tax contribution, subject to the limitations of Section 415 of the Internal Revenue Code.

4. Employer contributions and Employee contributions shall be contributed to the Trust in accordance with the following payment schedule:

☐ Weekly  ☐ Bi-weekly  ☐ Monthly

V. EARNINGS

Earnings shall be defined as "compensation" under Section 2A(6) of the MERS Plan Document, being the Medicare taxable wages reported on the Employee's W-2 statement.
MERS Restated Hybrid Plan (Defined Contribution Component)
Adoption Agreement

VI. VESTING PROVISION FOR EMPLOYER CONTRIBUTIONS AND NORMAL RETIREMENT AGE

The Employer hereby specifies the following vesting schedule (choose one):

☐ Immediate vesting upon participation

☐ Cliff vesting: The participant is 100% vested upon a stated number of years. Stated year may not exceed maximum 5 years of service:

Stated Year: ☐ 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5

☐ Graded vesting percentage per year of service: Employers can select the percentage of vesting with the corresponding years of service, however the scale cannot exceed a maximum of six years of service to reach 100% vesting, nor less than the stated minimums below:

_____ % after 1 year of service.
_____ % after 2 years of service.
_____ % (not less than 25%) after 3 years of service.
_____ % (not less than 50%) after 4 years of service.
_____ % (not less than 75%) after 5 years of service.
100% (not less than 100%) after 6 years of service.

Notwithstanding the above, a member shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited, if he/she is employed on or after his/her Normal Retirement Age. “Normal Retirement Age” shall be presumed to be age 60 (unless a different normal retirement age is here specified:______).

In addition, notwithstanding the above, in the event of disability or death, a member or his/her beneficiary shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited as described in Section 19A(7) of the MERS Plan Document.

VII. Loans (not more than two) are permitted under the Program. MERS recommendation is “No,” not to allow loans: loans permit your employees to borrow against their retirement account.

☐ Yes ☐ No

VIII. The Plan will accept an eligible rollover distribution from an eligible retirement plan described in Section 401(a) (including “401(k)” or 403(a) of the Code, an annuity contract described in Section 403(b) of the Code, an eligible deferred compensation plan described in Section 457(b) of the Code maintained by a state, political subdivision of a state, or any agency or instrumentality of a state or political subdivision of a state, or an individual retirement account or annuity described in Section 408(a) or 408(b) of the Code, including after-tax employee contributions, as applicable. The Plan will account separately for pre-tax and post-tax contributions and earnings thereon.
IX. The Employer hereby agrees to the provisions of the MERS Uniform Defined Contribution Plan and agrees that in the event of any conflict between MERS Plan Document Section 19B and the MERS Hybrid Plan, the provisions of Section 19B shall control.

X. The Employer hereby appoints MERS as the Plan Administrator pursuant to the terms and conditions of the Plan.

XI. The Employer hereby agrees to the provisions of the Plan.

XII. The Employer hereby acknowledges it understands that failure to properly fill out this Adoption Agreement may result in the ineligibility of the Plan in the DC component of the Hybrid Plan.

In Witness Whereof, the Employer hereby causes this Agreement to be executed on this _____ day of __________, 20__.

Employer: ______________________________

Authorized Signature: ______________________________

Title: ______________________________

Witness: ______________________________
Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE FRATERNAL ORDER OF POLICE, CAPITAL CITY LODGE NO. 141 - ANIMAL CONTROL OFFICERS, LICENSE ENFORCEMENT OFFICERS, ANIMAL SHELTER OPERATORS AND FIELD SUPERVISORY OFFICER UNIT

RESOLUTION # 13 -

WHEREAS, an agreement has been reached between representatives of Ingham County and the FOP Capitol City Lodge No. 141 for the period January 1, 2012 through December 31, 2014; and

WHEREAS, the agreement has been ratified by the employees within the bargaining agreement; and

WHEREAS, the provisions of the agreement have been approved by the County Services and Finance Committees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves the contract between Ingham County and FOP Capitol City Lodge No. 141 for the period January 1, 2012 through December 31, 2014.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the contract on behalf of the County, subject to the approval as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
                      Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
           Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE FRATERNAL ORDER OF POLICE, CAPITAL CITY LODGE NO. 141 - ANIMAL CONTROL OFFICERS, LICENSE ENFORCEMENT OFFICERS, ANIMAL SHELTER OPERATORS AND FIELD SUPERVISORY OFFICER

RESOLUTION # 13 -

WHEREAS, the County Board of Commissioners has recognized the escalating cost of the current MERS Defined Benefit Plan; and

WHEREAS, the FOP – Capital City Lodge No. 141 approved a new collective bargaining agreement that includes the establishment of a Hybrid pension plan for new hires.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes the attached MERS resolutions establishing the MERS Hybrid Pension Plan for new employees in the FOP – Capital City Lodge No. 141 – Animal Control Unit hired on or after April 1, 2013.

BE IT FURTHER RESOLVED, that the Chair of Board is authorized on behalf of the County to sign and execute all documents to effectuate and finalize this transaction, subject to the approval as to form, by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
                Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
        Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
WHEREAS, under the Municipal Employees Retirement Act of 1984, section 36(2)(a); MCL 38.1536(2)(a); Plan Document Section 36(2)(a), provides the Retirement Board (effective August 15, 1996):

[shall determine and establish all of the provisions of the retirement system affecting benefit eligibility, benefit programs, contribution amounts, and the election of municipalities, judicial circuit courts, judicial district courts, and judicial probate courts to be governed by the provisions of the retirement system ... [and] to establish additional programs including but not limited to defined benefit, defined contribution, ancillary benefits, health and welfare benefits, and other post employment benefit programs (as amended by 2004 PA 490).]

WHEREAS, pursuant to the Board's powers, the MERS Plan Document of 1996 was adopted effective October 1, 1996, and the Plan has been amended periodically by the Board.

WHEREAS, the MERS Plan, an agent, multiple employer, public employee pension plan, has been determined by the Internal Revenue Service to be a governmental plan that is tax qualified as a trust under Code section 401(a) and exempt from taxation under section 501(a).

WHEREAS, on March 14, 2006, the Retirement Board has authorized establishment of a Hybrid Plan, with a defined benefit (DB) and defined contribution (DC) component.

WHEREAS, new Section 19B, Benefit Program H, and related plan amendments, create a new Hybrid Program that a participating municipality or court may adopt for MERS members to be administered in whole or in part under the discretion of the Municipal Employees' Retirement Board as trustee and fiduciary, directly by (or through a combination of) MERS or MERS duly-appointed third-party administrator for the DC component.

WHEREAS, this Uniform Hybrid Program Resolution has been approved by the Retirement Board under the authority of MCL 38.1536(2)(a); Plan section 36(2)(a) declaring that the Retirement Board "shall determine ... and establish" all provisions of the retirement system. Under this authority, the Retirement Board authorized Section 19B, Benefit Program H, which shall not be implemented unless in strict compliance with the terms and conditions of this Resolution as provided under section 19B(2):

- In the event any alteration of any provision of this section 19B, or other sections of the Plan Document related to the provisions of Benefit Program H, is made or occurs, under section 43B of the Plan Document concerning collective bargaining or under any other plan provision or law, adoption of Benefit Program H shall not be recognized, other than in accordance with this section and other sections of the Plan Document related to the provisions of Benefit Program H.
- In the event any alteration of the terms or conditions stated in this Uniform Resolution is made or occurs, it is expressly recognized that MERS and the Retirement Board, as sole trustee and fiduciary of the MERS Plan and its trust reserves, and whose authority is nondelegable, shall have
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

no obligation or duty to administer (or to have administered) the Benefit Program H; to authorize
the transfer of any Plan assets to the Hybrid Program; or to continue administration by MERS
directly or indirectly, or by any third-party administrator.

WHEREAS, concurrent with this Resolution, and as a continuing obligation, this governing body
has completed and approved, and submitted to MERS, documents necessary for adoption and
implementation of MERS Benefit Program H.

NOW, THEREFORE, BE IT RESOLVED that the governing body adopts MERS Benefit Program H (Hybrid
Program) as provided below.

I. NEW EMPLOYEES (Plan Sec 19B(4) – (12))

Effective the first day of April __________, 2013, (to be known as the ADOPTION DATE), the

County of Ingham __________________________, hereby adopts Benefit Program H for

(MERS municipality/court)

Animal Control POP - Division 15 __________________________

(specify division numbers)

first hired or rehired to the division at any time on and after the Adoption Date, and optional
participation for any employee or officer of this municipality otherwise eligible to participate in
MERS under Section 2B(3)(a) of the Plan Document who has previously elected to not participate
in MERS. The employer shall establish the transfer rule for transferred employees in the Employer
Resolution Establishing a Uniform Transfer Provision. ONLY THOSE EMPLOYEES ELIGIBLE
FOR MERS MEMBERSHIP (SECTIONS 2B(3) AND 3 OF THE PLAN DOCUMENT) SHALL BE
ELIGIBLE TO PARTICIPATE.

(A) HYBRID PLAN CONTRIBUTIONS

- The DB Component shall be exclusively funded by the employer, with no member
  contributions permitted.
- For the DC Component, employee and employer contributions shall be required as allowed
  and specified in Plan section 19B(6) and the MERS Uniform Hybrid DC Component Adoption
  Agreement ("Adoption Agreement," Attachment 1, completed and approved and a certified
  copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A
  member is immediately 100% vested in any employee contributions, and is vested in employer
  contributions under the employer vesting schedule.

(B) COMPENSATION AND EARNINGS

- For the DB Component, earnings shall include items of "Compensation" under Section 2A(6) of
  the MERS Plan Document, with the exception of the last sentence, which shall not apply.
- For the DC Component, earnings shall include items of "Compensation" under Section 2A(6)
  of the MERS Plan Document as provided for Benefit Program DC, which equals the Medicare
taxable wages as reported by the employer on the member's federal form W-2, wage and tax
statement.
(C) HYBRID PLAN VESTING

- For the DB Component, 6 year vesting is mandatory (Plan Sec 19B(5)(b)).
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the Adoption Agreement (Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.
- As provided in Section 19B(3):
  Where a member has previously acquired in the employ of any participating municipality or participating court:
  (a) not less than 1 year of defined benefit service in force (including Hybrid Program) with any participating municipality or participating court;
  (b) eligible credited service where the participating municipality or participating court has adopted the Reciprocal Retirement Act, 1961 PA 88;
  (c) at least 12 months in which employer contributions by a participating municipality or participating court have been made on behalf of the member under Benefit Program DC; such service shall be applied toward satisfying the vesting schedule for the DB Component, and for the DC Component, for employer contributions.

(D) BENEFITS UNDER HYBRID PLAN

- For the DB component:
  (1) The Benefit Multiplier (Plan Section 19B(4)) initially selected shall be irrevocable, shall not later be changed.
  The multiplier shall be one of the following dependent upon the division's social security coverage status:
  
<table>
<thead>
<tr>
<th>Social Security Coverage</th>
<th>No Social Security Coverage</th>
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<tbody>
<tr>
<td>□ 1.00%</td>
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  (2) Final Average Compensation (FAC) shall be FAC-3 (Plan Section 19B(6)).
  (3) The Benefit shall be payable at age 60 (Plan Section 19B(5)(b)). The participating municipality or court may also allow retirement if the member or vested former member has attained age 55 years or older and has 25 or more years of credited service. Adoption of F55/25 shall be an irrevocable action and may not be subsequently changed.

  □ Check here to adopt F55/25
(4) Credited Service shall be comprised solely of the sum of (a) the total of the member's credited service (if any) under the previous DB program on the effective date of coverage under the Hybrid Plan (Plan Section 19B(16)(b)(ii); see II (E)(b)(ii) below); plus (b) credited service earned by the member after the effective date of coverage under the Hybrid Plan (Plan Section 19B(17)(b)).

- For the DC Component (Plan Section 19B(12)):
  Upon termination of membership, a vested former member or a beneficiary, as applicable, shall elect one or a combination of several of the following methods of distribution of the vested former member's or beneficiary's accumulated balance, to the extent allowed by federal law and subject to Plan Section 19B(11)(b) and procedures established by the Retirement Board:
  (1) Lump sum distribution to the vested former member or beneficiary.
  (2) Lump sum direct rollover to another eligible retirement plan, to the extent allowed by federal law.
  (3) Annuity for the life of the vested former member or beneficiary, or optional forms of annuity as determined by the Retirement Board.
  (4) No distribution, in which case the accumulated balance shall remain in the retirement system, to the extent allowed by federal law.

STOP If covering new employees only, skip II and III and go to IV on page 8. STOP
II. OPTIONAL PROVISION FOR CURRENT MERS DEFINED BENEFIT MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED (FOR TRANSFERS FROM MERS DEFINED CONTRIBUTION PROGRAM, SEE SECTION III) (Plan Sec 19B(13)-(16))

THIS OPTIONAL SECTION SHALL ONLY BE SELECTED WHERE THE TOTAL FUNDED PERCENT OF AGGREGATE ACCRUED LIABILITIES AND VALUATION ASSETS OF ALL RESERVES SPECIFIED IN TABLE 13 (OR SUCCESSOR TABLE) FOR THE PARTICIPATING MUNICIPALITY OR COURT, AND FOR THE AFFECTED MEMBER BENEFIT PROGRAM CLASSIFICATION(S) (DIVISION(S)) SPECIFIED IN THE MOST RECENT MERS ANNUAL ACTUARIAL VALUATION REPORT IS AT LEAST EIGHTY PERCENT (80%).

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13):

all current MERS defined benefit members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee's written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body's authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of ________________, 20____ (Insert month and year) which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

- apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.
- not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.
(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(16), the Retirement Board shall transfer the following amounts from the reserve for employee contributions and the reserve for employer contributions and benefit payments to the reserve for defined contribution plan:

(a) The member's accumulated contributions, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred from the reserve for employee contributions to the member's credit in the reserve for Benefit Program H Defined Contribution component.

(b) The funded excess present value shall be computed as the excess, if any, of the actuarial present value of the accrued benefit associated with the member's coverage under the previous benefit program, over the actuarial present value of the accrued benefit associated with the member's coverage under the defined benefit component of Benefit Program H, after such excess is multiplied by the funded level percentage selected by the governing body in subparagraph(F)(2) below (which shall not be less than 80% nor exceed 100% funded level percentage in any case). The excess, if any, of the funded excess present value over the amount specified in sub-paragraph (a) shall be transferred from the reserve for employer contributions and benefit payments to the member's credit in the reserve for Benefit Program H Defined Contribution component. For purposes of this subparagraph:

(i) The actuarial present values shall be computed as of 12:01 a.m. on the day the member becomes covered by Benefit Program H and shall be based on the actuarial assumptions adopted by the Retirement Board.

(ii) On the effective date of the change of the benefit program the member’s credited service under Benefit Program H shall be equal to the member's credited service under the previous benefit program.

(iii) In determining final average compensation there shall not be included any accrued annual leave.

(iv) The earliest retirement date (for an unreduced benefit) assumption under the defined benefit program in effect on the effective date of the change of the benefit program shall be utilized. Likewise the earliest retirement date assumption under Benefit Program H shall be utilized.

(v) For purposes of the actuarial present value calculation, any future benefit otherwise payable under Benefit Program E or E-1 shall be disregarded.

The transfer shall be made approximately 30 calendar days after the Conversion Date, and the transfer amount shall include pro-rated regular interest at the regular Board-established rate for crediting of interest on member's accumulated contributions in the defined benefit program, measured from the Conversion Date to the actual transfer date.
Per Plan Section 19B(16)(b), the Retirement Board has established the assumptions for
calculation of the actuarial present value of a member’s accrued benefit that may be
transferred. The assumptions are:

1. The interest rate in effect as of the Adoption Date, to determine actuarial present
   value, shall be the Board-established investment earnings rate assumption
   (currently eight percent (8.00%)).

2. The funded level for the member’s specific MERS division (total funded percentage
   of the present value of accrued benefits which shall be determined using Termination
   Liability under Table 12 or successor table and valuation assets of all reserves using
   Table 13) as of the Adoption Date from the most recent MERS annual actuarial valuation
   report data provided by MERS actuary. In the APV calculation, the funded level used
   shall be (select one of the following):
   - Table 12 Termination Liability funded level for the division (not less than 80% nor to
     exceed 100% funded level).
   - If greater than the division’s funded level but not more than 100% funded level, then
     MERS is directed to compute the funded percentage for the transfer calculation on
     ______% funded basis (insert number greater than the division’s Table 12 Termination Liability funded
     level percentage but not more than 100%). Where less than 100% funded level exists, this
     governing body recognizes that such direction shall increase its pension funding liability.
     MERS shall not implement such direction unless the governing body forwards to MERS
     sufficient cash up to the funded level selected for all members prior to the Conversion
     Date; if sufficient cash is not forwarded, then the governing body expressly covenants
     with MERS and directs, as a condition of this selection, to MERS billing and the governing
     body remitting to MERS all contributions necessary to fund the unfunded liability
     occasioned by the aggregate transfer of the difference between the actual funded level for
     the division and funded level directed above over a period of four (4) years.

III.

TRANSFER OF CURRENT MERS DEFINED CONTRIBUTION PROGRAM MEMBERS WHERE
HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED Plan Sec 19B(13) – (15), (17)

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13) all current MERS defined
contribution members who are members of the same employee classification described in
Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect
coverage under Benefit Program H. Section 19B(14) specifies an employee’s written election
to participate shall be filed with MERS: (a) not earlier than the last day of the third month after
this Resolution is adopted and received by MERS; and (b) not later than the first day of the first
calendar month that is at least six months after MERS receives this Resolution. This means
each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body’s authorized official and eligible
employees will be advised by MERS of the election window timelines and other information to
consider in making the irrevocable decision whether to participate in Benefit Program H.
Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS’ receipt of the Resolution, here designated as being the month of _______________, 20__, (insert month and year), which shall be known as the “CONVERSION DATE.”

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ For all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(17), the following shall apply:

(a) The member’s accumulated balance in the reserve for defined contribution plan under Benefit Program DC, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred to the member’s credit in the reserve for defined contribution plan under Benefit Program H Defined Contribution component.

(b) For purposes of calculating benefit amounts under the defined benefit component of Benefit Program H, only credited service earned after 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be recognized.

IV. THIRD PARTY ADMINISTRATION

The Municipal Employees’ Retirement Board retains full and unrestricted authority over the administration of MERS Benefit Program H, including but not limited to the appointment and termination of the third-party administrator, or MERS self-administration of the defined contribution program in whole or in part.
V. EFFECTIVENESS OF THIS RESOLUTION

BE IT FINALLY RESOLVED: This Resolution shall have no legal effect under the MERS Plan Document until a certified copy of this adopting Resolution shall be filed with MERS, and MERS determines that all necessary requirements under Plan Document Section 19B, this Resolution, and other applicable requirements have been met. All dates for implementation of Benefit Program H under Section 19B shall be determined by MERS from the date of filing with MERS of this Resolution in proper form and content. Upon MERS determination that all necessary documents have been submitted to MERS, MERS shall record its formal approval upon this Resolution, and return a copy to the Employer's Hybrid Program Plan Coordinator identified in Section IV (D) above.

In the event an amendatory Resolution or other action by this Governing Body is required, such Resolution or action shall be deemed effective as of the date of the initial Resolution or action where concurred in by this governing body and MERS (and the third-party administrator if necessary). Section 54 of the Plan Document shall apply to this Resolution and all acts performed under its authority. The terms and conditions of this Resolution supersede and stand in place of any prior resolution, and its terms are controlling.

I hereby certify that the above is a true copy of a Resolution adopted at the official meeting held on ______________________, 20___

(Signature of authorized official)

Please send MERS fully executed copy of:
- MERS 2010 Restated Uniform Hybrid Program (Benefit Program H) Resolution (this form, MD-043)
- MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement (form MD-044)
- Certified minutes stating governing body approval, and/or union contract language

Received and Approved by the Municipal Employees' Retirement System of Michigan

Dated: ______________________, 20___

(Authorized MERS signatory)
The Employer, a participating municipality or participating court ("court") within the State of Michigan that has adopted MERS coverage, hereby establishes the following MERS Benefit Program: Hybrid under MERS Plan Document ("MERS Hybrid DC") as authorized by Section 19B of the Municipal Employees' Retirement System of Michigan Plan Document. All references to "Plan Document" are to sections of the MERS Plan Document; any reference to "Plan," the "MERS Plan," "Plan Participant," "Participant," or "Program," shall mean the MERS Hybrid DC Plan, unless otherwise specified.

This Adoption Agreement, together with Section 19B of the MERS Plan Document and the MERS Restated Uniform Hybrid Resolution ("Resolution"), constitute the entire MERS Benefit Program Hybrid Plan Document.

I. EMPLOYER: County of Ingham

II. EFFECTIVE DATE

1. If this is the initial Adoption Agreement relating to the MERS Defined Contribution Plan for this Division, the Effective Date of the Benefit Program here adopted shall be the first day of: April 2013.

2. If this is an amendment and restatement of an existing adoption agreement relating to the MERS Hybrid DC Plan for this Division, the effective date of this amendment and restatement shall be the first day of: ___________. This adoption agreement is intended to replace and serve as an amendment and restatement of the Employer's preexisting plan, which was originally effective on the first day of: ___________.

III. ELIGIBILITY REQUIREMENTS

Only those Employees eligible for MERS Membership (Section 3 of the MERS Plan Document) shall be eligible to participate in the MERS Hybrid DC Plan. A copy of ALL employee enrollment forms must be submitted to MERS. The following group(s) of Employees are eligible to participate in the Plan:

Animal Control FOP- Division 15

Specify employee classification and division numbers
MERS Restated Hybrid Plan (Defined Contribution Component)
Adoption Agreement

IV. CONTRIBUTION PROVISIONS

1. The Employer shall contribute on behalf of each Participant □ ___% of Earnings or $___________ for the calendar year (subject to the limitations of Sections 415(c) of the Internal Revenue Code).

2. Each Participant is required to contribute □ ___% of Earnings for the calendar year as a condition of participation in the Plan. (Write "0" if no contribution is required.) If other contribution options are provided, please list on separate sheet of paper and attach to Adoption Agreement.

   If Employee contributions are required, an Employee shall not have the right to discontinue or vary the rate of such contributions after becoming a Plan Participant.

   The Employer hereby elects to "pick up" the Mandatory/Required Employee contribution. The "pick-up" provision allows the employer to direct mandatory employee contributions to be pre-tax.

   Yes □ No □

   [Note to Employer: Picked up contributions are excludable from the Employee’s gross income under Section 414(h)(2) of the Internal Revenue Code of 1986 only if they meet the requirements of Rev. Rul. 2006-43, 2006-35 I.R.B. 329. Those requirements are (1) that the Employer must specify that the contributions, although designated as Employee contributions, are being paid by the Employer in lieu of contributions by the Employee; and (2) the Employee must not have the option of receiving the contributed amounts directly instead of having them paid by the Employer to the Plan. The execution of this Adoption Agreement by the Employer shall constitute the official action required by Revenue Ruling 2006-43.]

3. Each Employee may make a voluntary (unmatched), after-tax contribution, subject to the limitations of Section 415 of the Internal Revenue Code.

4. Employer contributions and Employee contributions shall be contributed to the Trust in accordance with the following payment schedule:

   □ Weekly □ Bi-weekly □ Monthly

V. EARNINGS

Earnings shall be defined as "compensation" under Section 2A(6) of the MERS Plan Document, being the Medicare taxable wages reported on the Employee’s W-2 statement.
VI. VESTING PROVISION FOR EMPLOYER CONTRIBUTIONS AND NORMAL RETIREMENT AGE

The Employer hereby specifies the following vesting schedule (choose one):

☐ Immediate vesting upon participation

☐ Cliff vesting: The participant is 100% vested upon a stated number of years. Stated year may not exceed maximum 5 years of service:

Stated Year: 1 2 3 4 5

☐ Graded vesting percentage per year of service: Employers can select the percentage of vesting with the corresponding years of service, however the scale cannot exceed a maximum of six years of service to reach 100% vesting, nor less than the stated minimums below:

___% after 1 year of service.
___% after 2 years of service.
___% (not less than 25%) after 3 years of service.
___% (not less than 50%) after 4 years of service.
___% (not less than 75%) after 5 years of service.
100% (not less than 100%) after 6 years of service.

Notwithstanding the above, a member shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited, if he/she is employed on or after his/her Normal Retirement Age. "Normal Retirement Age" shall be presumed to be age 60 (unless a different normal retirement age is here specified: _). In addition, notwithstanding the above, in the event of disability or death, a member or his/her beneficiary shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited as described in Section 19A(7) of the MERS Plan Document.

VII. Loans (not more than two) are permitted under the Program. MERS recommendation is "No," not to allow loans: loans permit your employees to borrow against their retirement account.

☐ Yes ☐ No

VIII. The Plan will accept an eligible rollover distribution from an eligible retirement plan described in Section 401(a) (including "401(k)") or 403(e) of the Code, an annuity contract described in Section 403(b) of the Code, an eligible deferred compensation plan described in Section 457(b) of the Code maintained by a state, political subdivision of a state, or any agency or instrumentality of a state or political subdivision of a state, or an individual retirement account or annuity described in Section 408(a) or 408(b) of the Code, including after-tax employee contributions, as applicable. The Plan will account separately for pre-tax and post-tax contributions and earnings thereon.
MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement

IX. The Employer hereby agrees to the provisions of the MERS Uniform Defined Contribution Plan and agrees that in the event of any conflict between MERS Plan Document Section 19B and the MERS Hybrid Plan, the provisions of Section 19B shall control.

X. The Employer hereby appoints MERS as the Plan Administrator pursuant to the terms and conditions of the Plan.

XI. The Employer hereby agrees to the provisions of the Plan.

XII. The Employer hereby acknowledges it understands that failure to properly fill out this Adoption Agreement may result in the eligibility of the Plan in the DC component of the Hybrid Plan.

In Witness Whereof, the Employer hereby causes this Agreement to be executed on this ______ day of ____________, 20__.

Employer: County of Ingham

Authorized Signature: ________________________________

Title: Chairman - Board of Commissioners

Witness: ________________________________
MARCH 26, 2013
Agenda Item No. 26

Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – ASSISTANT PROSECUTING ATTORNEY’S DIVISION

RESOLUTION # 13 -

WHEREAS, an agreement has been reached between representatives of Ingham County and the ICEA – Assistant prosecuting Attorney’s Division for the period January 1, 2012 through December 31, 2014; and

WHEREAS, the agreement has been ratified by the employees within the bargaining agreement; and

WHEREAS, the provisions of the agreement have been approved by the County Services and Finance Committees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves the contract between Ingham County and Ingham County Employees’ Association for the period January 1, 2012 through December 31, 2014.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the contract on behalf of the County, subject to the approval as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
                Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
            Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
MARCH 26, 2013
Agenda Item No. 27

Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A MERS HYBRID PLAN FOR NEWLY HIRED EMPLOYEES UNDER THE INGHAM COUNTY EMPLOYEES’ ASSOCIATION – ASSISTANT PROSECUTING ATTORNEY’S DIVISION

RESOLUTION # 13 -

WHEREAS, the County Board of Commissioners has recognized the escalating cost of the current MERS Defined Benefit Plan; and

WHEREAS, the ICEA – Assistant Prosecuting Attorney’s Division approved a new collective bargaining agreement that includes the establishment of a Hybrid pension plan for new hires.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes the attached MERS resolutions establishing the MERS Hybrid Pension Plan for new employees in the ICEA – Assistant Prosecuting Attorney’s Division hired on or after the ratification date of the contract.

BE IT FURTHER RESOLVED, that the Chair of Board is authorized on behalf of the County to sign and execute all documents to effectuate and finalize this transaction, subject to the approval as to form, by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
Nays:  None    Absent:  Koenig, Celentino, Tsernoglou    Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
Nays:  None    Absent:  Koenig, Vickers    Approved 3/20/13
WHEREAS, under the Municipal Employees Retirement Act of 1984, section 36(2)(a); MCL 38.1536(2)(a); Plan Document Section 36(2)(a), provides the Retirement Board (effective August 15, 1996):

shall determine and establish all of the provisions of the retirement system affecting benefit eligibility, benefit programs, contribution amounts, and the election of municipalities, judicial circuit courts, judicial district courts, and judicial probate courts to be governed by the provisions of the retirement system ... [and] to establish additional programs including but not limited to defined benefit, defined contribution, ancillary benefits, health and welfare benefits, and other post employment benefit programs (as amended by 2004 PA 490).

WHEREAS, pursuant to the Board's powers, the MERS Plan Document of 1996 was adopted effective October 1, 1996, and the Plan has been amended periodically by the Board.

WHEREAS, the MERS Plan, an agent, multiple employer, public employee pension plan, has been determined by the Internal Revenue Service to be a governmental plan that is tax qualified as a trust under Code section 401(a) and exempt from taxation under section 501(a).

WHEREAS, on March 14, 2006, the Retirement Board has authorized establishment of a Hybrid Plan, with a defined benefit (DB) and defined contribution (DC) component.

WHEREAS, new Section 19B, Benefit Program H, and related plan amendments, create a new Hybrid Program that a participating municipality or court may adopt for MERS members to be administered in whole or in part under the discretion of the Municipal Employees' Retirement Board as trustee and fiduciary, directly by (or through a combination of) MERS or MERS duly-appointed third-party administrator for the DC component.

WHEREAS, this Uniform Hybrid Program Resolution has been approved by the Retirement Board under the authority of MCL 38.1536(2)(a); Plan section 36(2)(a) declaring that the Retirement Board "shall determine ... and establish" all provisions of the retirement system. Under this authority, the Retirement Board authorized Section 19B, Benefit Program H, which shall not be implemented unless in strict compliance with the terms and conditions of this Resolution as provided under section 19B(2):

- In the event any alteration of any provision of this section 19B, or other sections of the Plan Document related to the provisions of Benefit Program H, is made or occurs, under section 43B of the Plan Document concerning collective bargaining or under any other plan provision or law, adoption of Benefit Program H shall not be recognized, other than in accordance with this section and other sections of the Plan Document related to the provisions of Benefit Program H.
- In the event any alteration of the terms or conditions stated in this Uniform Resolution is made or occurs, it is expressly recognized that MERS and the Retirement Board, as sole trustee and fiduciary of the MERS Plan and its trust reserves, and whose authority is nondelegable, shall have
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

no obligation or duty: to administer (or to have administered) the Benefit Program H; to authorize the transfer of any Plan assets to the Hybrid Program; or to continue administration by MERS directly or indirectly, or by any third-party administrator.

WHEREAS, concurrent with this Resolution, and as a continuing obligation, this governing body has completed and approved, and submitted to MERS, documents necessary for adoption and implementation of MERS Benefit Program H.

NOW, THEREFORE, BE IT RESOLVED that the governing body adopts MERS Benefit Program H (Hybrid Program) as provided below.

I. NEW EMPLOYEES (Plan Sec 19B(4) – (12))

Effective the first day of April , 2013, (to be known as the ADOPTION DATE), the County of Ingham hereby adopts Benefit Program H for
(MERS municipality/court)
Asst. Pros. Attnys - Division 90

(specify division numbers)

first hired or rehired to the division at any time on and after the Adoption Date, and optional participation for any employee or officer of this municipality otherwise eligible to participate in MERS under Section 2B(3)(a) of the Plan Document who has previously elected to not participate in MERS. The employer shall establish the transfer rule for transferred employees in the Employer Resolution Establishing a Uniform Transfer Provision. ONLY THOSE EMPLOYEES ELIGIBLE FOR MERS MEMBERSHIP (SECTIONS 2B(3) AND 3 OF THE PLAN DOCUMENT) SHALL BE ELIGIBLE TO PARTICIPATE.

(A) HYBRID PLAN CONTRIBUTIONS

• The DB Component shall be exclusively funded by the employer, with no member contributions permitted.

• For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the MERS Uniform Hybrid DC Component Adoption Agreement (“Adoption Agreement,” Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.

(B) COMPENSATION AND EARNINGS

• For the DB Component, earnings shall include items of “Compensation” under Section 2A(6) of the MERS Plan Document, with the exception of the last sentence, which shall not apply.

• For the DC Component, earnings shall include items of “Compensation” under Section 2A(6) of the MERS Plan Document as provided for Benefit Program DC, which equals the Medicare taxable wages as reported by the employer on the member’s federal form W-2, wage and tax statement.
MERS Restated Uniform Hybrid Program (Benefit Program H) Resolution

(C) HYBRID PLAN VESTING

- For the DB Component, 6 year vesting is mandatory (Plan Sec 19B(5)(b)).
- For the DC Component, employee and employer contributions shall be required as allowed and specified in Plan section 19B(8) and the Adoption Agreement (Attachment 1, completed and approved and a certified copy submitted to MERS concurrent with and incorporated by reference in this Resolution). A member is immediately 100% vested in any employee contributions, and is vested in employer contributions under the employer vesting schedule.
- As provided in Section 19B(3):
  Where a member has previously acquired in the employ of any participating municipality or participating court:
  (a) not less than 1 year of defined benefit service in force (including Hybrid Program) with any participating municipality or participating court;
  (b) eligible credited service where the participating municipality or participating court has adopted the Reciprocal Retirement Act, 1961 PA 88;
  (c) at least 12 months in which employer contributions by a participating municipality or participating court have been made on behalf of the member under Benefit Program DC; such service shall be applied toward satisfying the vesting schedule for the DB Component, and for the DC Component, for employer contributions.

(D) BENEFITS UNDER HYBRID PLAN

- For the DB component:
  (1) The Benefit Multiplier (Plan Section 19B(4)) initially selected shall be irrevocable, shall not later be changed.
  The multiplier shall be one of the following dependent upon the division’s social security coverage status:

<table>
<thead>
<tr>
<th>Social Security Coverage</th>
<th>No Social Security Coverage</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.00%</td>
<td>1.00%</td>
</tr>
<tr>
<td>1.25%</td>
<td>1.25%</td>
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<tr>
<td>1.50%</td>
<td>1.50%</td>
</tr>
<tr>
<td>1.75%</td>
<td>2.00%</td>
</tr>
</tbody>
</table>

  (2) Final Average Compensation (FAC) shall be FAC-3 (Plan Section 19B(6)).
  (3) The Benefit shall be payable at age 60 (Plan Section 19B(5)(b)). The participating municipality or court may also allow retirement if the member or vested former member has attained age 55 years or older and has 25 or more years of credited service. Adoption of F55/25 shall be an irrevocable action and may not be subsequently changed.

  □ Check here to adopt F55/25
(4) Credited Service shall be comprised solely of the sum of (a) the total of the member's credited service (if any) under the previous DB program on the effective date of coverage under the Hybrid Plan (Plan Section 19B(16)(b)(i); see II (E)(b)(ii) below); plus (b) credited service earned by the member after the effective date of coverage under the Hybrid Plan (Plan Section 19B(17)(b)).

- For the DC Component (Plan Section 19B(12)):

Upon termination of membership, a vested former member or a beneficiary, as applicable, shall elect one or a combination of several of the following methods of distribution of the vested former member's or beneficiary's accumulated balance, to the extent allowed by federal law and subject to Plan Section 19B(11)(b) and procedures established by the Retirement Board:

1. Lump sum distribution to the vested former member or beneficiary.
2. Lump sum direct rollover to another eligible retirement plan, to the extent allowed by federal law.
3. Annuity for the life of the vested former member or beneficiary, or optional forms of annuity as determined by the Retirement Board.
4. No distribution, in which case the accumulated balance shall remain in the retirement system, to the extent allowed by federal law.

STOP If covering new employees only, skip II and III and go to IV on page 8. STOP
II. OPTIONAL PROVISION FOR CURRENT MERS DEFINED BENEFIT MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED (FOR TRANSFERS FROM MERS DEFINED CONTRIBUTION PROGRAM, SEE SECTION III)
(Plan Sec 19B(13)-(16))

THIS OPTIONAL SECTION SHALL ONLY BE SELECTED WHERE THE TOTAL FUNDED PERCENT OF AGGREGATE ACCRUED LIABILITIES AND VALUATION ASSETS OF ALL RESERVES SPECIFIED IN TABLE 13 (OR SUCCESSOR TABLE) FOR THE PARTICIPATING MUNICIPALITY OR COURT, AND FOR THE AFFECTED MEMBER BENEFIT PROGRAM CLASSIFICATION(S) (DIVISION(S)) SPECIFIED IN THE MOST RECENT MERS ANNUAL ACTUARIAL VALUATION REPORT IS AT LEAST EIGHTY PERCENT (80%).

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13):

all current MERS defined benefit members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee's written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body's authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.

Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of ________________, 20__, (insert month and year) which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.
(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(16), the Retirement Board shall transfer the following amounts from the reserve for employee contributions and the reserve for employer contributions and benefit payments to the reserve for defined contribution plan:

(a) The member’s accumulated contributions, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred from the reserve for employee contributions to the member’s credit in the reserve for Benefit Program H Defined Contribution component.

(b) The funded excess present value shall be computed as the excess, if any, of the actuarial present value of the accrued benefit associated with the member’s coverage under the previous benefit program, over the actuarial present value of the accrued benefit associated with the member’s coverage under the defined benefit component of Benefit Program H, after such excess is multiplied by the funded level percentage selected by the governing body in subparagraph(F)(2) below (which shall not be less than 80% nor exceed 100% funded level percentage in any case). The excess, if any, of the funded excess present value over the amount specified in sub-paragraph (a) shall be transferred from the reserve for employer contributions and benefit payments to the member’s credit in the reserve for Benefit Program H Defined Contribution component. For purposes of this sub-paragraph:

(i) The actuarial present values shall be computed as of 12:01 a.m. on the day the member becomes covered by Benefit Program H and shall be based on the actuarial assumptions adopted by the Retirement Board.

(ii) On the effective date of the change of the benefit program the member’s credited service under Benefit Program H shall be equal to the member’s credited service under the previous benefit program.

(iii) In determining final average compensation there shall not be included any accrued annual leave.

(iv) The earliest retirement date (for an unreduced benefit) assumption under the defined benefit program in effect on the effective date of the change of the benefit program shall be utilized. Likewise the earliest retirement date assumption under Benefit Program H shall be utilized.

(v) For purposes of the actuarial present value calculation, any future benefit otherwise payable under Benefit Program E or E-1 shall be disregarded.

The transfer shall be made approximately 30 calendar days after the Conversion Date, and the transfer amount shall include pro-rated regular interest at the regular Board-established rate for crediting of interest on member’s accumulated contributions in the defined benefit program, measured from the Conversion Date to the actual transfer date.
(F) Per Plan Section 19B(16)(b), the Retirement Board has established the assumptions for calculation of the actuarial present value of a member's accrued benefit that may be transferred. The assumptions are:

(1) The interest rate in effect as of the Adoption Date, to determine actuarial present value, shall be the Board-established investment earnings rate assumption (currently eight percent (8.00%)).

(2) The funded level for the member's specific MERS division (total funded percentage of the present value of accrued benefits which shall be determined using Termination Liability under Table 12 or successor table and valuation assets of all reserves using Table 13) as of the Adoption Date from the most recent MERS annual actuarial valuation report data provided by MERS actuary. In the APV calculation, the funded level used shall be (select one of the following):

- Table 12 Termination Liability funded level for the division (not less than 80% nor to exceed 100% funded level).
- If greater than the division's funded level but not more than 100% funded level, then MERS is directed to compute the funded percentage for the transfer calculation on _____% funded basis (insert number greater than the division's Table 12 Termination Liability funded level percentage but not more than 100%). Where less than 100% funded level exists, this governing body recognizes that such direction shall increase its pension funding liability. MERS shall not implement such direction unless the governing body forwards to MERS sufficient cash up to the funded level selected for all members prior to the Conversion Date; if sufficient cash is not forwarded, then the governing body expressly covenants with MERS and directs, as a condition of this selection, to MERS billing and the governing body remitting to MERS all contributions necessary to fund the unfunded liability occasioned by the aggregate transfer of the difference between the actual funded level for the division and funded level directed above over a period of four (4) years.

III. TRANSFER OF CURRENT MERS DEFINED CONTRIBUTION PROGRAM MEMBERS WHERE HYBRID PROGRAM FOR NEW EMPLOYEES ESTABLISHED Plan Sec 19B(13) – (15), (17)

IT IS ADDITIONALLY RESOLVED, as provided in each of the following paragraphs:

(A) Effective on the Adoption Date, pursuant to Plan Section 19B(13) all current MERS defined contribution members who are members of the same employee classification described in Section I above on the Adoption Date shall be offered the opportunity to irrevocably elect coverage under Benefit Program H. Section 19B(14) specifies an employee's written election to participate shall be filed with MERS: (a) not earlier than the last day of the third month after this Resolution is adopted and received by MERS; and (b) not later than the first day of the first calendar month that is at least six months after MERS receives this Resolution. This means each eligible employee will have about 90 days to make the decision.

After MERS receives this Resolution, this governing body's authorized official and eligible employees will be advised by MERS of the election window timelines and other information to consider in making the irrevocable decision whether to participate in Benefit Program H.
Participation for those electing coverage shall be effective the first day of the first calendar month at least six (6) months after MERS' receipt of the Resolution, here designated as being the month of _____________, 20______ (insert month and year), which shall be known as the "CONVERSION DATE."

The opportunity for current employees on the Adoption Date to participate in the Hybrid Program shall (select 1 of the following 2 choices):

☐ apply to all employees who separate from or terminate employment with this municipality after the Adoption Date and before the Conversion Date, so long as the employee does not receive a retirement allowance (including distributions from Benefit Programs DC or H) from MERS based on service for this municipality.

☐ not apply to any employee who separates from or terminates employment with this municipality after the Adoption Date.

(B) CONTRIBUTIONS shall be as provided in Section I (A) above.

(C) COMPENSATION AND EARNINGS shall be as provided in Section I (B) above.

(D) HYBRID PLAN VESTING shall be as provided in Section I (C) above.

(E) For each employee irrevocably electing to participate in Benefit Program H, then under Plan Section 19B(17), the following shall apply:

(a) The member's accumulated balance in the reserve for defined contribution plan under Benefit Program DC, if any, as of 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be transferred to the member's credit in the reserve for defined contribution plan under Benefit Program H Defined Contribution component.

(b) For purposes of calculating benefit amounts under the defined benefit component of Benefit Program H, only credited service earned after 12:01 a.m. on the day the member becomes covered by Benefit Program H shall be recognized.

IV. THIRD PARTY ADMINISTRATION

The Municipal Employees' Retirement Board retains full and unrestricted authority over the administration of MERS Benefit Program H, including but not limited to the appointment and termination of the third-party administrator, or MERS self-administration of the defined contribution program in whole or in part.
V. **EFFECTIVENESS OF THIS RESOLUTION**

BE IT FINALLY RESOLVED: This Resolution shall have no legal effect under the MERS Plan Document until a certified copy of this adopting Resolution shall be filed with MERS, and MERS determines that all necessary requirements under Plan Document Section 19B, this Resolution, and other applicable requirements have been met. All dates for implementation of Benefit Program H under Section 19B shall be determined by MERS from the date of filing with MERS of this Resolution in proper form and content. Upon MERS determination that all necessary documents have been submitted to MERS, MERS shall record its formal approval upon this Resolution, and return a copy to the Employer’s Hybrid Program Plan Coordinator identified in Section IV (D) above.

In the event an amendatory Resolution or other action by this Governing Body is required, such Resolution or action shall be deemed effective as of the date of the initial Resolution or action where concurred in by this governing body and MERS (and the third-party administrator if necessary). Section 54 of the Plan Document shall apply to this Resolution and all acts performed under its authority. The terms and conditions of this Resolution supersede and stand in place of any prior resolution, and its terms are controlling.

I hereby certify that the above is a true copy of a Resolution adopted at the official meeting held on ______________________, 20____

(Signature of authorized official)

Please send MERS fully executed copy of:
- MERS 2010 Restated Uniform Hybrid Program (Benefit Program H) Resolution (this form, MD-043)
- MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement (form MD-044)
- Certified minutes stating governing body approval, and/or union contract language

Received and Approved by the Municipal Employees’ Retirement System of Michigan

Dated: ______________________, 20____

(Authorized MERS signatory)
The Employer, a participating municipality or participating court ("court") within the State of Michigan that has adopted MERS coverage, hereby establishes the following MERS Benefit Program: Hybrid under MERS Plan Document ("MERS Hybrid DC") as authorized by Section 19B of the Municipal Employees' Retirement System of Michigan Plan Document. All references to "Plan Document" are to sections of the MERS Plan Document; any reference to "Plan," the "MERS Plan," "Plan Participant," "Participant," or "Program," shall mean the MERS Hybrid DC Plan, unless otherwise specified.

This Adoption Agreement, together with Section 19B of the MERS Plan Document and the MERS Restated Uniform Hybrid Resolution ("Resolution"), constitute the entire MERS Benefit Program Hybrid Plan Document.

I. EMPLOYER: County of Ingham

II. EFFECTIVE DATE

1. If this is the initial Adoption Agreement relating to the MERS Defined Contribution Plan for this Division, the Effective Date of the Benefit Program here adopted shall be the first day of: April 2013

2. If this is an amendment and restatement of an existing adoption agreement relating to the MERS Hybrid DC Plan for this Division, the effective date of this amendment and restatement shall be the first day of: Month and Year. This adoption agreement is intended to replace and serve as an amendment and restatement of the Employer's preexisting plan, which was originally effective on the first day of: Month and Year.

III. ELIGIBILITY REQUIREMENTS

Only those Employees eligible for MERS Membership (Section 3 of the MERS Plan Document) shall be eligible to participate in the MERS Hybrid DC Plan. A copy of ALL employee enrollment forms must be submitted to MERS. The following group(s) of Employees are eligible to participate in the Plan:

Asst. Pros. Attys - Division 90

Specify employee classification and division numbers
IV. CONTRIBUTION PROVISIONS

1. The Employer shall contribute on behalf of each Participant 1 _____% of Earnings or $_____________ for the calendar year (subject to the limitations of Sections 415(c) of the Internal Revenue Code).

2. Each Participant is required to contribute 1 _____% of Earnings for the calendar year as a condition of participation in the Plan. (Write "0" if no contribution is required.) *If other contribution options are provided, please list on separate sheet of paper and attach to Adoption Agreement.

If Employee contributions are required, an Employee shall not have the right to discontinue or vary the rate of such contributions after becoming a Plan Participant.

The Employer hereby elects to "pick up" the Mandatory/Required Employee contribution. The "pick-up" provision allows the employer to direct mandatory employee contributions to be pre-tax.

☐ Yes  ☐ No

[Note to Employer: Picked up contributions are excludable from the Employee's gross income under Section 414(h)(2) of the Internal Revenue Code of 1986 only if they meet the requirements of Rev. Rul. 2006-43, 2006-35 I.R.B. 329. Those requirements are (1) that the Employer must specify that the contributions, although designated as Employee contributions, are being paid by the Employer in lieu of contributions by the Employee; and (2) the Employee must not have the option of receiving the contributed amounts directly instead of having them paid by the Employer to the Plan. The execution of this Adoption Agreement by the Employer shall constitute the official action required by Revenue Ruling 2006-43.]

3. Each Employee may make a voluntary (unmatched), after-tax contribution, subject to the limitations of Section 415 of the Internal Revenue Code.

4. Employer contributions and Employee contributions shall be contributed to the Trust in accordance with the following payment schedule:

☐ Weekly  ☐ Bi-weekly  ☐ Monthly

V. EARNINGS

Earnings shall be defined as "compensation" under Section 2A(6) of the MERS Plan Document, being the Medicare taxable wages reported on the Employee's W-2 statement.
VI. VESTING PROVISION FOR EMPLOYER CONTRIBUTIONS AND NORMAL RETIREMENT AGE

The Employer hereby specifies the following vesting schedule (choose one):

☐ Immediate vesting upon participation

☒ Cliff vesting: The participant is 100% vested upon a stated number of years. Stated year may not exceed maximum 5 years of service:

Stated Year: ☐ 1 ☐ 2 ☐ 3 ☐ 4 ☒ 5

☐ Graded vesting percentage per year of service: Employers can select the percentage of vesting with the corresponding years of service, however the scale cannot exceed a maximum of six years of service to reach 100% vesting, nor less than the stated minimums below:

- % after 1 year of service.
- % after 2 years of service.
- % (not less than 25%) after 3 years of service.
- % (not less than 50%) after 4 years of service.
- % (not less than 75%) after 5 years of service.
- 100% (not less than 100%) after 6 years of service.

Notwithstanding the above, a member shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited, if he/she is employed on or after his/her Normal Retirement Age. "Normal Retirement Age" shall be presumed to be age 60 (unless a different normal retirement age is here specified:

In addition, notwithstanding the above, in the event of disability or death, a member or his/her beneficiary shall be vested in his/her entire employer contribution account, to the extent that the balance of such account has not previously been forfeited as described in Section 19A(7) of the MERS Plan Document.

VII. Loans (not more than two) are permitted under the Program. MERS recommendation is "No," not to allow loans: loans permit your employees to borrow against their retirement account.

☐ Yes ☐ No

VIII. The Plan will accept an eligible rollover distribution from an eligible retirement plan described in Section 401(a) (including "401(k)") or 403(a) of the Code, an annuity contract described in Section 403(b) of the Code, an eligible deferred compensation plan described in Section 457(b) of the Code maintained by a state, political subdivision of a state, or any agency or instrumentality of a state or political subdivision of a state, or an individual retirement account or annuity described in Section 408(a) or 408(b) of the Code, including after-tax employee contributions, as applicable. The Plan will account separately for pre-tax and post-tax contributions and earnings thereon.
MERS Restated Hybrid Plan (Defined Contribution Component) 
Adoption Agreement

IX. The Employer hereby agrees to the provisions of the MERS Uniform Defined Contribution Plan and agrees that in the event of any conflict between MERS Plan Document Section 19B and the MERS Hybrid Plan, the provisions of Section 19B shall control.

X. The Employer hereby appoints MERS as the Plan Administrator pursuant to the terms and conditions of the Plan.

XI. The Employer hereby agrees to the provisions of the Plan.

XII. The Employer hereby acknowledges it understands that failure to properly fill out this Adoption Agreement may result in the ineligibility of the Plan in the DC component of the Hybrid Plan.

In Witness Whereof, the Employer hereby causes this Agreement to be executed on this ______ day of ____________, 20___.

Employer: County of Ingham

Authorized Signature: ________________________________

Title: Chairperson - Board of Commissioners

Witness: ________________________________
MARCH 26, 2013
Agenda Item No. 28

Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE
TEAMSTERS LOCAL 580 – 911 SUPERVISORS

RESOLUTION # 13 -

WHEREAS, an initial economic agreement had been reached between representatives of Ingham County and the Teamsters Local 580 - 911 Supervisors and approved by the Board of Commissioner for the period beginning the date of ratification by the Board of Commissioners through December 31, 2015; and

WHEREAS, subsequent to the initial economic terms, an agreement as to all terms and conditions of the collective bargaining agreement has been reached between representatives of Ingham County and the Teamsters Local 580 – 911 Supervisors for the period beginning the date of ratification by the board of Commissioners through December 31, 2015; and

WHEREAS, the agreement has been ratified by the employees within the bargaining agreement; and

WHEREAS, the provisions of the agreement have been approved by the County Services and Finance Committees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves the contract between Ingham County and Teamster Local 580 – 911 Supervisors for the period March 26, 2013 through December 31, 2015.

BE IT FURTHER RESOLVED, that the contract includes 2014 and 2015 reopeners for wages.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the contract on behalf of the County, subject to the approval as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
                 Nays:  None  Absent:  Koenig, Celentino, Tseroglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
               Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
Introduced by the County Services and Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT WITH THE FRATERNAL ORDER OF POLICE, CAPITAL CITY LODGE NO. 141 - 911 NON-SUPERVISORY

RESOLUTION # 13 -

WHEREAS, an initial economic agreement had been reached between representatives of Ingham County and the Fraternal Order of Police, Capital City Lodge No.141 and approved by the Board of Commissioner for the period beginning the date of ratification by the Board of Commissioners through December 31, 2015; and

WHEREAS, subsequent to the initial economic terms, an agreement as to all terms and conditions of the collective bargaining agreement has been reached between representatives of Ingham County and the Fraternal Order of Police, Capital City Lodge No.141 for the period beginning the date of ratification by the board of Commissioners through December 31, 2015; and

WHEREAS, the agreement has been ratified by the employees within the bargaining agreement; and

WHEREAS, the provisions of the agreement have been approved by the County Services and Finance Committees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby approves the contract between Ingham County and the Fraternal Order of Police, Capital City Lodge No.141 – 911 Non-Supervisory unit for the period March 26, 2013 through December 31, 2015.

BE IT FURTHER RESOLVED, that the contract includes 2014 and 2015 reopeners for wages.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the contract on behalf of the County, subject to the approval as to form by the County Attorney.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
                  Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
            Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO AUTHORIZE AN AMENDMENT TO THE CONTRACT FOR LEGAL SERVICES WITH COHL, STOKER & TOSKEY, P.C.

RESOLUTION # 13 -

WHEREAS, the Board of Commissioners extended the contract for legal services with Cohl, Stoker, and Toskey (hereafter referred to as the Contractor) in Resolution #11-211; and

WHEREAS, effective June 1, 2012 the Board of Commissioners absorbed the duties of the Ingham County Road Commission; and

WHEREAS, the Contractor was reimbursed separately by the Ingham County Road Commission on an hourly basis for legal services related to labor relations; and

WHEREAS, as a newly established County department, the Contractor assumed most other legal services for the Ingham County Department of Transportation and Roads; and

WHEREAS, the Board of Commissioners would like to consolidate all legal services under one contract and adjust the Contractor’s compensation accordingly.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby amends the agreement with the Contractor for all legal services by increasing the compensation by $50,000, from $404,750 to $454,750.

BE IT FURTHER RESOLVED, that the County shall continue to reimburse the Contractor for actual litigation costs, such as filing and service process fees (includes service by certified mail), costs associated with obtaining medical records for workers compensation cases, deposition and court reporter fees, and appellate court printing costs which they are required to pay to represent the County.

BE IT FURTHER RESOLVED, that the County shall increase the reimbursement to the Contractor for all other County incurred costs and expenses, including copies, fax, long-distance telephone charges and computer research from up to $10,000 to $12,000.

BE IT FURTHER RESOLVED, that the overall $52,000 increase in contract costs shall be charged against the Road Fund.

BE IT FURTHER RESOLVED, that the Board Chairperson and the County Clerk are authorized to sign the contract.

COUNTY SERVICES:  Yeas:  De Leon, Holman, Nolan, Maiville
    Nays:  None  Absent:  Koenig, Celentino, Tsernoglou  Approved 3/19/13
FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13
Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING ENTERING INTO A CONTRACT WITH
L.J. TRUMBLE BUILDERS, LLC TO PROVIDE GENERAL CONTRACTING SERVICES FOR
RENOVATIONS AT THE INGHAM COUNTY WILLOW HEALTH CENTER

RESOLUTION # 13 -

WHEREAS, the Willow Health Center is in need of renovations due to age of the building and deterioration over time; and

WHEREAS, the Purchasing Department solicited bids for the renovations and L.J. Trumble Builders, LLC, a registered, local vendor submitted the lowest responsive and responsible bid and is recommended by the Purchasing and Facilities Departments; and

WHEREAS, the renovations project will be performed for a total bid price of $158,718.00 which includes all alternates; and

WHEREAS, a contingency of $15,000.00 is being asked for by the Facilities Department for any unforeseen circumstances that may arise with this type of renovation which brings the project to a total cost not to exceed $173,718.00; and

WHEREAS, this is a grant funded project and funds are available within account # 511-61553-818000-02005.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners hereby authorizes entering into a contract with L.J. Trumble Builders, LLC, 2331 North Larch Street, Lansing, Michigan 48906 to provide general contracting services for renovations at the Willow Health Center for a total cost not to exceed $173,718.00.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary documents that are consistent with this resolution and approved as to form by the County Attorney.

HUMAN SERVICES:   Tabled by Human Services Committee 3/18/13

COUNTY SERVICES:  Yeas: De Leon, Holman, Nolan, Maiville
    Nays: None      Absent: Koenig, Celentino, Tsernoglou  Approved 3/19/13

FINANCE:  Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Schafer
    Nays: None      Absent: Koenig, Vickers  Approved 3/20/13
Introduced by the Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION IN SUPPORT OF BREASTFEEDING IN COUNTY BUILDINGS AND PROPERTY

RESOLUTION # 13 -

WHEREAS, Breastfeeding is the biological way to feed babies and breastfeeding results in many health, nutritional, immunologic, developmental, social, and economic benefits for infants, mothers, families, and community; and

WHEREAS, Public health benefits of breastfeeding include protection for babies from infections and illnesses including diarrhea, ear infections, and pneumonia; lower rates of asthma, Sudden Infant Death Syndrome (SIDS), and obesity; and decreased risk of breast/ovarian cancers and post-partum depression for mothers; and

WHEREAS, The American Academy of Pediatrics recommends that breastfeeding continue for at least 12 months, and thereafter for as long as mother and baby desire; The World Health Organization recommends continued breastfeeding up to 2 years of age or beyond; and

WHEREAS, 71% of mothers in Ingham County start out breastfeeding; of these babies, only 18% are breastfed at age 3 months and only 9% are exclusively breastfed at age 3 months; and

WHEREAS, the Ingham County Health Department (ICHD), recognizing the importance of breastfeeding and promoting optimal nutrition for pregnant women and young children, the Public Health Services Unit has incorporated into the home visiting model an International Board Certified Lactation consultant (IBCLC). The consultant provides expert breastfeeding and lactation care, promote changes that support breastfeeding and help reduce the risks of not breastfeeding. The Women, Infants and Children (WIC) office of ICHD also has added two IBCLC staff members. The ICHD also instituted a WIC Breastfeeding Peer Counselor who gives basic breastfeeding information and encouragement to WIC pregnant and breastfeeding mothers; and

WHEREAS, the ICHD is a member of the Capital Area Breastfeeding Coalition which is a team of breastfeeding professionals and advocates in the Mid-Michigan/Lansing area. This group formed to better serve and support breastfeeding mothers via education, advocacy and resource support. The goal is to increase the number and duration of women in the Lansing, Michigan area who initiate and continue exclusive breastfeeding through the recommended time period.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners encourages breastfeeding and supports and protects a mother’s right to breastfeed throughout Ingham County buildings and property.

HUMAN SERVICES:  Yeas: Tennis, Hope, Anthony, Nolan, Maiville
Nays: None  Absent: McGrain, Vickers  Approved 3/18/13
WHEREAS, the Ingham County Health Department is responsible for implementing activities that support the County priority to “Promote Environmental Protection and Smart Growth”; and

WHEREAS, a county allocation in the amount of $35,000 from the Board of Commissioners is intended to expand or enhance opportunities for urban redevelopment through engagement and mobilization of residents (Resolutions #06-120, #07-105, #08-116, #09-122, #10-116, #11-052, #12-18); and

WHEREAS, the purpose of the funds are to strengthen urban cores, revitalize Lansing’s neighborhoods, and curb resident movement into less developed areas, thereby preserving open land and reducing long-term negative impacts on our ecosystem; and

WHEREAS, in 2013 $32,000 was allocated via a competitive RFP process, overseen by the Investors Steering Committee of the Power of We Consortium to Cristo Rey Community Center’s TECH en La Casa program in the amount of $12,000 and to Planned Parenthood Mid and South Michigan in the amount of $20,000; and

WHEREAS, the Health Department, in partnership with the Power of We Consortium, has determined that greater impact can be made with the 2013 grant funds by allocating the aforementioned amounts to each of these two organizations to extend their initiatives; and

WHEREAS, Cristo Rey Community Center’s TECH en La Casa program and its partners will be providing the community in the Lansing area with access and equity to learning and using computers and the internet and provide sound, culturally-relevant, community-building learning experiences for adults and students to penetrate a multitude of academic, employment, health and financial resources, and influencing the safety within the neighborhood; and

WHEREAS, Planned Parenthood South and Mid-Michigan and its partners will use the funds to support expanding health equity efforts beyond the scope of TPIP through a strategic and intersectional three-tiered initiative: youth programming, civic engagement, and access to reproductive healthcare/Sexually Transmitted Disease (STD) testing.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes a contract with Cristo Rey Community Center in the amount of $12,000 for the period of January 1, 2013 through September 30, 2013 to provide the community in the Lansing area with access and equity to learning and using computers and the internet and provide sound, culturally-relevant, community-building learning experiences for adults and students to penetrate a multitude of academic, employment, health and financial resources, and influencing the safety within the neighborhood.
BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes a contract with Planned Parenthood Mid and South Michigan in the amount of $20,000 for the period of January 1, 2013 through September 30, 2013 to support expanding health equity efforts beyond the scope of TPIP through a strategic and intersectional three-tiered initiative: youth programming, civic engagement, and access to reproductive healthcare/Sexually Transmitted Disease (STD) testing.

BE IT FURTHER RESOLVED, that the Board Chairperson is authorized to sign the contracts after review by the County Attorney.

**HUMAN SERVICES:**  **Yea s:** Tennis, Hope, Anthony, Nolan, Maiville  
**Nays:** None  
**Absent:** McGrain, Vickers  
**Approved 3/18/13**

**FINANCE:**  **Yea s:** McGrain, Anthony, Bahar-Cook, Tennis, Schafer  
**Nays:** None  
**Absent:** Koenig, Vickers  
**Approved 3/20/13**
RESOLUTION TO AUTHORIZE AN AGREEMENT WITH EATON INTERMEDIATE SCHOOL DISTRICT TO PREVENT AND REDUCE TOBACCO USE AND ALCOHOL ABUSE IN INGHAM COUNTY

RESOLUTION # 13 -

WHEREAS, Eaton Intermediate School District provides administrative support for the Ingham Substance Abuse Prevention Coalition to collaborate and advocate for stronger prevention measures for the access and availability of tobacco and alcohol; and

WHEREAS, Ingham Substance Abuse Prevention Coalition’s Implementation Plan for FY2013 includes several outcomes targeted to prevent and reduce tobacco use and alcohol abuse in Ingham County; and

WHEREAS, the Ingham County Health Department is committed to preventing and reducing the use of tobacco and alcohol abuse; and

WHEREAS, the Ingham County Health Department has been requested to perform activities related to tobacco and alcohol prevention and reduction in the Ingham Substance Abuse Prevention Coalition’s Implementation Plan; and

WHEREAS, Eaton Intermediate School District has agreed to reimburse the County for up to $35,800 for performance of such activities; and

WHEREAS, the Health Officer recommendation that the Board of Commissioners authorize an agreement with the Eaton Intermediate School District for up to $35,800 for tobacco and alcohol prevention and reduction activities.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes entering into an agreement with Eaton Intermediate School District for up to $35,800 to engage in the tobacco and alcohol prevention and reduction activities.

BE IT FURTHER RESOLVED, the contract period shall be from October 1, 2012 through September 30, 2013.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners is authorized to sign the agreement after it is approved as to form by the County Attorney.

HUMAN SERVICES:  Yeas: Tennis, Hope, Anthony, Nolan, Maiville
Nays:  None
Absent: McGrain, Vickers  Approved 3/18/13

FINANCE:  Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Schafer
Nays:  None
Absent: Koenig, Vickers  Approved 3/20/13
WHEREAS, Resolution #09-426 authorized an agreement for physician services and medical direction for Women’s Health Services with Edward W. Sparrow Hospital Association (Sparrow) for the period April 1, 2010 through March 31, 2013; and

WHEREAS, the Health Department and Sparrow would like to extend this agreement from April 1, 2013 through March 31, 2014; and

WHEREAS, in addition, the Health Department proposes to create a Special Part-time Medical Director position (MCF C) for Women’s Health Services; and

WHEREAS, Sparrow shall compensate the Health Department for the Medical Director position at a rate of $120.00 per hour for up to 988 hours annually, which includes the cost of liability coverage; and

WHEREAS, the Health Department shall compensate Sparrow the sum of $50,000 for physician services; and

WHEREAS, the Community Health Center Board of Directors has reviewed and supports the proposed extension of the physician services agreement; and

WHEREAS, the Health Officer recommends that that Board of Commissioners authorize the extension of the physician services and medical direction agreement with Edward W. Sparrow Hospital Association.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes an extension of the agreement for physician services and medical director for Women’s Health Services with Edward W. Sparrow Hospital Association for the period April 1, 2013 through March 31, 2014.

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes the creation of a Special Part-time Medical Director position (MCF C), for which Sparrow will cover the cost for up to 988 hours at a rate of $120.00 per hour ($118,560 per year), which includes the cost of liability coverage for the period April 1, 2013 through March 31, 2014.

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes the Health Department to compensate Edward W. Sparrow Hospital Association up to $50,000 for physician services for the period April 1, 2013 through March 31, 2014.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make the necessary budget adjustments in the Health Department’s budget.
BE IT FURTHER RESOLVED, that the County Clerk and the Chairperson of the Board of Commissioners are hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

**HUMAN SERVICES:**  Yeas: Tennis, Hope, Anthony, Nolan, Maiville  
Nays: None  Absent: McGrain, Vickers  **Approved 3/18/13**

**COUNTY SERVICES:**  Yeas: De Leon, Holman, Nolan, Maiville  
Nays: None  Absent: Koenig, Celentino, Tsernoglou  **Approved 3/19/13**

**FINANCE:**  Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Schafer  
Nays: None  Absent: Koenig, Vickers  **Approved 3/20/13**
RESOLUTION TO AUTHORIZE AMENDMENT #3 TO THE 2012-2013 COMPREHENSIVE AGREEMENT WITH THE MICHIGAN DEPARTMENT OF COMMUNITY HEALTH

RESOLUTION # 13 -

WHEREAS, the responsibility for protecting the health of the public is a shared responsibility between the State and County governments in Michigan; and

WHEREAS, the Michigan Department of Community Health (MDCH) and local health departments enter into contracts to clarify the role and responsibility of each party in protecting public health; and

WHEREAS, the MDCH and Ingham County have entered into a 2012-2013 Agreement for the delivery of public health services under the Comprehensive Agreement process as authorized by Resolution #12-311 and amended in Resolutions #13-20 & 13-52; and

WHEREAS, the MDCH has proposed an amendment to the current Agreement to adjust grant funding levels and clarify Agreement procedures; and

WHEREAS, the Health Officer has recommended that the Board of Commissioners authorize the Amendment.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes Amendment #3 to the 2012-2013 Comprehensive Agreement with the Michigan Department of Community Health (MDCH).

BE IT FURTHER RESOLVED, that the total amount of CPBC funding shall increase from $5,267,721 to $5,291,821, an increase of $24,100.

BE IT FURTHER RESOLVED, that the increase consists of the following specific changes to program budgets:

1. PRIME Local Learning Collaborative, an increase of $14,100 to $16,100.
2. Centralized Access Home Visiting Hub, $10,000.

BE IT FURTHER RESOLVED, that the Health Department is authorized to purchase tablets for home visiting programs in an amount not to exceed $6,000,

BE IT FURTHER RESOLVED, that the Health Officer, Renee Branch Canady, PhD, MPA, and John Jacobs, Chief Financial Officer of the Health Department, are authorized to submit Amendment #3 of the 2012-2013 CPBC grant documents electronically through the Mi-E Grants system after approval as to form by the County Attorney.
BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to amend the Health Department’s 2013 Budget in order to implement this resolution.

HUMAN SERVICES:  Yeas:  Tennis, Hope, Anthony, Nolan, Maiville
                 Nays:  None    Absent:  McGrain, Vickers  Approved 3/18/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
           Nays:  None    Absent:  Koenig, Vickers  Approved 3/20/13
Introduced by the Law and Courts Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION HONORING MARY JO CARROCCIO

RESOLUTION # 13 -

WHEREAS, Mary Jo Carroccio was hired by the Ingham County Friend of the Court (FOC) on January 27, 1975 as a Case Auditor; and

WHEREAS, on January 26, 1976 Mary Jo Carroccio was promoted to the position of Caseworker; and

WHEREAS, on March 15, 1978 Mary Jo Carroccio was promoted to the position of Casework Supervisor; and

WHEREAS, in her current position she has been an invaluable employee with regards to the promotion and implementation of technological improvements, including the conversion to three new computer systems, and conversion to an imaging system; and

WHEREAS, there are thousands of children not only in our community but throughout the world who have benefited from her specialization and expertise in the enforcement of Foreign and Interstate Child Support Orders; and

WHEREAS, Mary Jo Carroccio’s contributions were honored in 2004 when she was selected by the Michigan Family Support Council as the statewide “FOC Employee of the Year”; and

WHEREAS, Mary Jo Carroccio continues to be recognized by her peers as an expert in the operational aspects of child support enforcement, and currently chairs the statewide Coalition of Operations Policy Specialists, and the “Catch-33” interagency Ingham County child support meeting; and

WHEREAS, in her role as Supervisor, Mary Jo Carroccio has through her patience, hard work, optimism and loyalty mentored two generations of FOC employees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Mary Jo Carroccio for more than 38 years of dedicated service to the County of Ingham and for her countless contributions to the welfare of children everywhere.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners wishes her continued success in all of her future endeavors.

LAW & COURTS:  Yeas:  Celentino, Tsernoglou, Holman, Hope
          Nays:  None    Absent:  De Leon, Bahar-Cook, Schafer    Approved 3/14/13
MARCH 26, 2013
Agenda Item No. 38

Introduced by the Law & Courts and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING PAGEGATE INTERFACE PROJECT
FOR THE 911 CENTER

RESOLUTION # 13 -

WHEREAS, the Ingham County Board of Commissioners operates the 911 Emergency Telephone Dispatch System through the Ingham County 9-1-1 Central Dispatch Center; and

WHEREAS, Ingham County Fire Chiefs have requested that the 9-1-1 Center purchase an interface for the Vision Air CAD, to allow the use of various applications through a software program PageGate; and

WHEREAS, Implementation of this program will enhance the Ingham County Fire Departments Communications and response to emergencies throughout the county; and

WHEREAS, the 9-1-1 Director has obtained a quote for this program/interface from Vision Air/Tritech in the amount of $5,510.00; and

WHEREAS, the 911 Director is recommending that the Ingham County Board of Commissioners fund this request from the 911 Emergency Telephone Dispatch Services - 911 fund balance.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the expenditure of $5,510.00 from the 911 Emergency Telephone Dispatch Services - 911 fund balance for the costs associated with the purchase the Vision Air /Tritech CAD interface and PageGate program licenses (3) to allow fire call information to be broadcast to County Firefighters at the time of CAD entry/unit assignment through their third party applications and programs.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make the necessary budgetary transfers that are consistent with this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners and the County Clerk are authorized to sign any necessary contract/Purchase Order documents consistent with this resolution and approved as to form by the County Attorney.

LAW & COURTS: Yeas: Celentino, Tsernoglou, Holman, Hope
 Nays: None    Absent: De Leon, Bahar-Cook, Schafer    Approved 3/14/13

FINANCE: Yeas: McGrain, Anthony, Bahar-Cook, Tennis, Schafer
 Nays: None    Absent: Koenig, Vickers    Approved 3/20/13
Introduced by the Law & Courts and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING THE INGHAM COUNTY SHERIFF’S OFFICE TO CONTRACT WITH DELHI TOWNSHIP FOR PARKS POLICE SERVICES WITH SEASONAL PART TIME DEPUTIES

RESOLUTION # 13 -

WHEREAS, the Charter Township of Delhi has a contract with the Ingham County Sheriff’s Office for policing services; and

WHEREAS, the Charter Township of Delhi wishes to contract with the Ingham County Sheriff’s Office for seasonal part time Deputies to provide Law Enforcement services in Delhi Township Parks; and

WHEREAS, the Township of Delhi, has identified proposed scheduling for April through September totaling 1151 hours of service at an hourly rate of $20.68 for a total of $23,803.00.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorize a contract for the Sheriff’s Office to provide the Charter Township of Delhi, with seasonal part time Deputies to provide Law Enforcement services in Township Parks for up to 1151 hours of service at an hourly rate of $20.68 for a total cost not to exceed $23,803 for the time period of April through September 2013.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners directs the Controller/Administrator to make the necessary budget adjustments in the Ingham County Sheriff’s Office 2013 budget and position allocation list.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chair, Sheriff and the County Clerk to sign any necessary contract documents that are consistent with this resolution and approved as to form by the County Attorney.

LAW & COURTS:  Yeas:  Celentino, Tsernoglou, Holman, Hope
    Nays: None  Absent: De Leon, Bahar-Cook, Schafer  Approved 3/14/13

FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
    Nays: None  Absent: Koenig, Vickers  Approved 3/20/13
Introduced by the Law Enforcement and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO ACCEPT STATE OF MICHIGAN BYRNE JAG GRANT SUBCONTRACT FOR AN INGHAM COUNTY SHERIFF’S DEPUTY POSITION WITH TRI-COUNTY METRO NARCOTICS UNIT

RESOLUTION # 13 -

WHEREAS, the Ingham County Sheriff’s Office understands the need for strong narcotics enforcement within Ingham County and in the Tri-County area; and

WHEREAS, the Ingham County Sheriff’s Office understands the importance of collaborative efforts of other Tri-County Law Enforcement Agencies working together and assigning police officers to the Tri-County Metro Narcotics Unit, for narcotics enforcement in the area; and

WHEREAS, the Ingham County Sheriff’s Office assigns three deputies to the Tri-County Narcotics Unit on a rotating basis to assist in the enforcement of narcotics investigations; and

WHEREAS, due to recent budget cutbacks, the Ingham County Sheriff’s Office is seeking funding to maintain our current assignments with the Tri-County Metro Narcotics Unit; and

WHEREAS, the Tri-County Metro Narcotics Unit has agreed to a subcontract, from the State of Michigan BYRNE JAG Grant, of $ 25,249.00 to the Ingham County Sheriff’s Office to pay a portion of (1) one deputies salary and fringe benefits for the 2012/2013 fiscal year; and

WHEREAS, the City of Lansing will be the fiduciary of this grant program.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves acceptance of the Michigan State Police Grants & Community Services Division subcontract with the City of Lansing in the amount of $ 25,249.00 for the Sheriff’s Office Metro Conspiracy and Special Prosecution Grant for the time period of October 1, 2012 through September 30, 2013.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chair and the County Clerk to sign any necessary contract/subcontract documents that are consistent with this resolution and approved as to form by the County Attorney.

LAW & COURTS: Yeas: Celentino, Tsernoglou, Holman, Hope
Nays: None Absent: De Leon, Bahar-Cook, Schafer Approved 3/14/13
FINANCE:  Yeas:  McGrain, Anthony, Bahar-Cook, Tennis, Schafer
Nays:  None  Absent:  Koenig, Vickers  Approved 3/20/13