



BOARD OF COMMISSIONERS

AGENDA

February 25, 2019

7:30 PM

304 E. Grand River, Board Chambers, Howell MI 48843

"The mission of Livingston County is to be an effective and efficient steward in delivering services within the constraints of sound fiscal policy. Our priority is to provide mandated services which may be enhanced and supplemented to improve the quality of life for all who work, reside and recreate in Livingston County."

Pages

1. CALL MEETING TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
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12. CALL TO THE PUBLIC

13. CLOSED SESSION

Discuss Pending Litigation

- a. 4:18-cv-13511-LVP-DRG
- b. 2:18-cv-11313-RHC-SDD

14. ADJOURNMENT

**LIVINGSTON COUNTY BOARD OF COMMISSIONERS
MEETING MINUTES**

February 11, 2019, 7:30 p.m.
304 E. Grand River, Board Chambers, Howell MI 48843

Members Present: K. Lawrence, W. Green, W. Nakagiri, D. Helzerman, D. Parker, R. Bezotte, C. Griffith,
D. Dolan, and G. Childs

1. CALL MEETING TO ORDER

The meeting was called to order by Chairperson Donald Parker at 7:31 p.m.

2. PLEDGE OF ALLEGIANCE

All rose for the Pledge of Allegiance.

3. ROLL CALL

Roll call by the Clerk indicated the presence of a quorum.

4. CORRESPONDENCE

1. Jackson County Resolution 01-19.06 Michigan Indigent Defense Commission
Motion to receive and place on file the correspondence.

It was moved by K. Lawrence
Seconded by D. Dolan

MOTION Carried (9-0-0)

5. CALL TO THE PUBLIC

Bob Potocki, Brighton, provided a handout and addressed the Board regarding the Brighton Township sewer.

6. APPROVAL OF MINUTES

1. Minutes of Meeting Dated: January 30, 2019
2. Minutes of Meeting Dated: February 6, 2019

Motion to approve the minutes as presented.

It was moved by R. Bezotte
Seconded by C. Griffith

MOTION Carried (9-0-0)

7. TABLED ITEMS FROM PREVIOUS MEETINGS

None.

8. APPROVAL OF AGENDA

Motion to approve the Agenda as presented.

It was moved by K. Lawrence
Seconded by G. Childs

MOTION Carried (9-0-0)

9. REPORTS

9.a Certificate of Recognition

Diane Livingston

Chairperson Parker presented Diane Livingston with a Certificate of Recognition for her almost 40 plus years of service to Livingston County.

Chairperson Parker congratulated Commissioner Griffith for her Citizen of Year award by the Howell Chamber of Commerce.

Commissioner Bezotte reported on the Veteran's Commission meetings in that they have met five times last month and have paid out over \$25,000.

Chairperson Parker stated that he will be attending the MAC Annual Conference on March 25, 2019 along with Commissioners Helzerman and Nakagiri. He wanted to verify that a quorum will be present for the March 25, 2019 Full Board meeting that evening.

10. APPROVAL OF CONSENT AGENDA ITEMS

Resolutions 2019-02-015 through 2019-02-018

10.a 2019-02-015

Resolution to Dissolve the Animal Shelter Coordinator Position and Create a Full Time Animal Shelter Assistant Position – Animal Shelter

10.b 2019-02-016

Resolution Authorizing Capital Expenditure and Supplemental Appropriation for the Purchase of (2) Type III Medix Ambulances for the EMS Department - Emergency Medical Services

10.c 2019-02-017

Resolution Authorizing FY 2020 Specialized Services Contract Between the Michigan Department of Transportation and the County of Livingston - LETS

10.d 2019-02-018

Resolution of Intent to Apply for State Financial Assistance for Fiscal Year 2020 Under Act 51 of the Public Acts of 1951, as Amended – LETS

Motion to approve the resolutions on the Consent Agenda.

It was moved by K. Lawrence

Seconded by C. Griffith

Roll Call Vote: Yes (9): K. Lawrence, W. Green W. Nakagiri, D. Helzerman, D. Parker, R. Bezotte, C. Griffith, D. Dolan, and G. Childs; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

11. RESOLUTIONS FOR CONSIDERATION

Resolutions 2019-02-019 through 2019-02-020

11.a 2019-02-019

Resolution to Authorize Starting Pay for EMT, Advanced EMT and Paramedic Policy – Emergency Medical Services

Motion to adopt the Resolution.

It was moved by D. Dolan
Seconded by D. Helzerman
Discussion.

Motion to amend the Resolution to include an additional final WHEREAS. Amendment shall read: WHEREAS, the EMS Director will provide semi-annual reports to the Board of Commissioners elaborating on existing matrixes to recruiting and retaining personnel with accompanying quantitative data.

Motion to amend moved by W. Nakagiri
Seconded by R. Bezotte
Discussion.

Roll Call Vote: Yes (9): W. Nakagiri, D. Parker, R. Bezotte, C. Griffith, G. Childs, K. Lawrence, and W. Green; No (2): D. Helzerman and D. Dolan; Absent (0): None.

MOTION Carried (7-2-0)

Motion reiterated by Chairperson D. Parker to adopt the Resolution as amended.

It was moved by D. Dolan
Seconded by D. Helzerman

MOTION Carried (9-0-0)

11.b 2019-02-020

Resolution Approving an Appointment to the Livingston County Community Mental Health Authority Board - Board of Commissioners

Motion to adopt the Resolution.
Discussion.

It was moved by C. Griffith
Seconded by R. Bezotte

MOTION Carried (9-0-0)

12. CALL TO THE PUBLIC

Ken Hinton, County Administrator, commented that Rich McNulty has been in contact with attorney Beam and he hopes to have a response before March 1, 2019.

Dan Wholihan, invited everyone to attend the upcoming Livingston County Friends of the NRA event at 5:30 p.m. on March 21, 2019 at Crystal Gardens in Genoa Township.

13. ADJOURNMENT

Motion to adjourn the meeting at 8:39 p.m.

It was moved by D. Helzerman
Seconded by C. Griffith

MOTION Carried (9-0-0)

Elizabeth Hundley, Livingston County Clerk

UNAPPROVED

LIVINGSTON COUNTY BOARD OF COMMISSIONERS

MEETING MINUTES

February 20, 2019

IMMEDIATELY FOLLOWING THE FINANCE COMMITTEE

304 E. Grand River, Board Chambers, Howell MI 48843

Members Present	K. Lawrence, W. W. Nakagiri, D. Helzerman, D. Parker, R. Bezotte, D. Dolan, and G. Childs
Members Absent	C. Griffith

1. CALL MEETING TO ORDER

The meeting was call to order by Commissioner Parker at 8:25 a.m.

2. PLEDGE OF ALLEGIANCE

All rose for the Pledge of Allegiance.

3. ROLL CALL

Indicated the presence of a quorum.

4. CALL TO THE PUBLIC

None.

5. APPROVAL OF AGENDA

Motion to approve the Agenda as presented.

Moved By K. Lawrence

Seconded By G. Childs

Motion Carried (8-0-1)

6. FINANCE COMMITTEE RECOMMENDATION FOR APPROVAL OF CLAIMS

Dated: February 20, 2019

Motion to approve the Claims.

Moved By K. Lawrence

Seconded By G. Childs

Motion Carried (8-0-1)

7. FINANCE COMMITTEE RECOMMENDATION FOR APPROVAL OF PAYABLES

Dated: February 7 through February 20, 2019

Motion to approve the Payables.

Moved By W. Green

Seconded By R. Bezotte

Motion Carried (8-0-1)

8. CALL TO THE PUBLIC

None.

9. ADJOURNMENT

Motion to adjourn the meeting at 8:26 a.m.

Moved By D. Helzerman

Seconded By G. Childs

Motion Carried (8-0-1)

Amy L. Kotesich, Deputy Clerk
Livingston County Clerk

UNAPPROVED

RESOLUTION

NO: 2019-02-021

LIVINGSTON COUNTY

DATE: February 25, 2019

Resolution Authorizing Livingston County to Participate in the 2019 Statewide Tornado Drill - Emergency Management

WHEREAS, Livingston County may experience severe weather in the form of thunderstorms, wind storms, floods, and tornadoes, which threatens the health and safety of residents; and

WHEREAS, each year, more than 1,000 tornadoes strike the United States, including an average of 15 in Michigan and there is a chance, based on past incidents, that tornados can occur in Livingston County; and

WHEREAS, that on March 15, 2012 Dexter, Michigan experienced an F-3 tornado whose path crossed Livingston County prior to striking Dexter, and tornadoes have the potential to result in substantial loss of life and property; and

WHEREAS, all individuals are encouraged to be aware of the warning signs of severe weather and follow proper safety and emergency procedures before and during severe weather to include emergency drills; and

WHEREAS, Livingston County Emergency Management joins together with the Michigan State Police and other emergency management partners to educate the public about the dangers of tornadoes and other severe weather events and the precautions that can be taken to save lives and protect families; and

WHEREAS, Livingston County is committed and proactive in developing the resiliency of the citizens who live and work in Livingston County in the event of an emergency or disaster.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves this resolution and proclaims Wednesday, March 27, 2019, as Tornado Drill Day and request that all county employees, agencies and facilities participate, as able, during this drill on the aforementioned date at 1:00 PM

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**MOVED:
SECONDED:
CARRIED:**



LIVINGSTON COUNTY, MICHIGAN
DEPARTMENT OF EMERGENCY MANAGEMENT

1911 Tooley Rd Howell, MI 48855

Phone 517-540-7926 Fax 517-546-6788

Web Site: co.livingston.mi.us

Memorandum

To: Livingston County Board of Commissioners
From: Therese Cremona, Emergency Manager
Date: 01/30/2019
Re: Livingston County Participation in the Statewide Tornado Drill
on March 27, 2019

This resolution is to request the support of the Livingston County Board of Commissioners for Livingston County offices and personnel to participate in the Michigan Statewide Tornado Drill on Wednesday, March 27, 2019 at 1:00 PM.

This would be a repeat exercise of the drill that was conducted in both April of 2016, 2017, and 2018. This year we continue to emphasize communications and warning along with the sheltering portion of the drill in the form of the initial warning going out to the public and the county buildings for the event, waiting approximately 20 minutes and then sending an “all clear” message.

This drill has been a success for Livingston County in the past. It is a tribute to the proactive efforts to support preparation and planning for a severe weather or tornado emergency by practicing communication, and emergency sheltering capabilities.

If you have any questions regarding this matter please contact me.

RESOLUTION

NO: 2019-02-022

LIVINGSTON COUNTY

DATE: February 25, 2019

Resolution to Authorize the Fiscal Year 2019 Grant for Crime Victim Rights and a Supplemental Appropriation – Prosecutor

WHEREAS, the Michigan Department of Health and Human Services (MDHHS) has awarded the Crime Victim Rights Division of the Prosecutor’s Office a Fiscal Year 2019 for the period of October 1, 2018 to September 30, 2019; and

WHEREAS, the original FY 2019 grant was issued in the amount of \$143,003; MDHHS has since awarded the Crime Victim Rights Division an additional \$24,418 for a revised award amount of \$167,421; and

WHEREAS, the amended grant includes \$7,972 for Ancillary Direct Victim Needs; and

WHEREAS, a supplemental appropriation to the 2019 budget in the amount of \$24,418 is requested; and

WHEREAS, MDHHS requires electronic submission of the grant application and award acceptance by the Prosecutor through the EGrAMS online portal.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approve the Fiscal Year 2019 grant for the Crime Victim Rights Division of the Prosecutor’s Office in the amount of \$167,421.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby authorize the Prosecutor to electronically sign all forms, assurances, contracts/agreements, and future amendments for monetary and contract language adjustments related to the above with the State of Michigan MDHHS upon review and/or preparation of Civil Counsel.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby authorize a supplemental appropriation to the 2019 budget in the amount of \$24,418.

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**MOVED:
SECONDED:
CARRIED:**



WILLIAM J. VAILLIENCOURT, JR.
PROSECUTING ATTORNEY

LIVINGSTON COUNTY PROSECUTOR'S OFFICE
210 South Highlander Way
Howell, Michigan 48843
(517) 546-1850
livgov.com/Prosecutor

To: Board of Commissioners
From: William Vaillencourt
Prosecuting Attorney
Subject: MDHHS Grant for Victim Rights Services
Date: February 5, 2019

The Michigan Department of Health and Human Services recently established a new funding formula to assist Prosecutors across the state in providing comprehensive notification, information, and assistance addressing victim rights throughout the criminal justice process as established by the William Van Regenmorter Crime Victim Rights Act of 1985 and the Crime Victims Rights Amendment to the Michigan Constitution. The state supports personnel in prosecutor offices whose day-to-day tasks and activities fulfill the prosecutor's statutory-mandated responsibilities to victims of crime.

As a result of the recalculation, Livingston County has been provided with \$24,418 in additional funds for 2019. Included in that figure is \$7,972 that is specifically designated and restricted to "Direct Victim Needs." These are costs often essential for crime victims to participate in the criminal justice process or obtain a modicum sense of safety after the criminal event. These costs include:

- Home security assistance: locks, cameras, motion lights, alarms, etc.
- Criminal Justice proceedings: transportation, childcare, respite care for dependent adults, food, clothing, lodging.
- Transportation: gas cards, bus vouchers, taxi fare, and Uber/Lyft pre-loaded fare.
- Utility costs: these funds may be used to help the victim restore power to their home.
- Temporary pet housing.
- Victim protection/relocation if the crime victim must move from the area for their immediate safety.

These funds will be used to provide services and support for crime victims. The grant funds provided by the state do not require any matching funds from the County.



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF HEALTH AND HUMAN SERVICES
LANSING

NICK LYON
DIRECTOR

DATE: October 31, 2018
TO: Michigan Prosecutor's Offices
FROM: Maria Markos, Victim Rights Program Specialist
RE: FY2019 Allocation Increases
CC: James McCurtis, Tracy Hogan

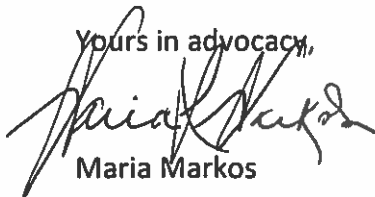
The Victim Rights Unit of the Division of Victim Services (MDHHS) is pleased to share with the Livingston County Prosecutor's Office your new allocated amount of \$167,421.

Please note that there is a 5% Ancillary Direct Victim Needs allocation that is automatically built into this increase. Your 5% is \$7,972. Your county is required to use the 5% only on direct victim needs as outlined in the attached revised Program Guidelines. If for whatever reason you do not wish to use the funds available in this special line item, the funds will revert to the Crime Victim Rights Fund at the end of the fiscal year.

The amendments have been approved by our Bureau Director, and we are awaiting approval by Budget. Once each amendment has been approved they will be sent to EGrAMS, who will notify you when the amendment has been opened. We expect this will occur sometime within the first two weeks of November.

If you have any questions, comments, or concerns about your new funding allocation or the amendment process please do not hesitate to contact either Tracy Hogan or myself.

Yours in advocacy,



Maria Markos

RESOLUTION

NO: 2019-02-023

LIVINGSTON COUNTY

DATE: February 25, 2019

Resolution Authorizing an Increase in Hours for the Jail Educator Position and a Supplemental Appropriation to the Commissary Fund - Sheriff

WHEREAS, the part-time Jail Educator position was approved in November 2017;

WHEREAS, since this position was established, the Jail education classes have shown a consistent increase in inmate interest;

WHEREAS, the Jail Educator has successfully instructed GED curriculum to approximately (45) inmates with (16) inmates receiving their High School Equivalency Certificate in 2018;

WHEREAS, the Jail Educator is currently part-time with hours that limits the selection of offered classes;

WHEREAS, with the additional hours, the Jail Educator would be able to offer a Nurturing Parenting class, which she is a certified facilitator of, and also a resume workshop class where inmates will be offered the opportunity to do mock interviews;

WHEREAS, the Jail Educator is solely funded by the Commissary Fund which is an Enterprise Fund and currently has a sufficient balance to cover this increased cost on an ongoing basis; and

WHEREAS, the Livingston County Jail respectfully requests a supplemental appropriation of \$44,839 to cover the additional cost for the remainder of the year, to move the Jail Educator from part-time to a full time position.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorize an increase in hours for the Jail Educator Position from a part-time position to a full-time position.

Current:

Position #	Description	CY FTE
35100110	JAIL ED TEACHER	.500

Proposed:

Position #	Description	CY FTE
35100110	JAIL ED TEACHER	1.000

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners authorizes a Budget Amendment to increase in the Commisary Fund budget in the amount of \$44,839 to support this request.

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MOVED:

SECONDED:

CARRIED:



LIVINGSTON COUNTY, MICHIGAN
DEPARTMENT OF LIVINGSTON COUNTY JAIL

150 S. Highlander Way, Howell, MI 48843
Phone 540-7974 Fax 546-1800
Web Site: co.livingston.mi.us

Memorandum

To: Livingston County Board of Commissioners
From: Lt. Dan Adas
Date: 01/30/2019
**Re: Resolution authorizing an increase in hours for the Jail
Educator position and a supplemental appropriation to the
Commissary Fund**


Please find for your consideration the attached resolution authorizing the change of the Jail Educator position from a part time to a fulltime position.

The Livingston County Jail provides the opportunity to inmates in our facility to earn their GED. In addition to the GED educational curriculum, the inmates can also attend and participate in faith based classes, life skills and book club.

Since the County Jail Educator position was approved in November 2017, the educator's classes have continued to grow with positive outcomes. The educator graduated 16 inmates in 2018 with GED completion degrees. The life skills and book club classes have captured the interest of both female and male inmates. These classes give them the chance to improve themselves in different aspects of their personal life including finances, goals, making healthy choices, controlling their emotions and becoming a more productive member of society.

With the requested additional hours, the educator would also like to incorporate a Nurturing Parenting class and a resume building class. The educator achieved a certificate of completion in September 2018 to be a facilitator of the Nurturing Parenting class. The resume building class would include mock job interviews and job seeking skills.

The Jail Educator position is solely funded by the Commissary Fund which currently has an approximate fund balance of \$325,764. The Livingston County Jail respectfully requests a supplemental appropriation of approximately \$44,839 as displayed below.

		Current	Proposed	Difference
Salary		\$ 22,078	\$ 44,157	\$ 22,078
FICA		\$ 1,689	\$ 3,378	\$ 1,689
Pension		\$ -	\$ 8,001	\$ 8,001
Health		\$ -	\$ 12,441	\$ 12,441
Workers Comp		\$ 62	\$ 124	\$ 62
Longevity				\$ -
Life		\$ -	\$ 106	\$ 106
LTD		\$ -	\$ 122	\$ 122
STD		\$ -	\$ 340	\$ 340
RHC - Savings				\$ -
TOTAL COST		\$ 23,829	\$ 68,668	\$ 44,839

Having a fulltime Jail Educator will empower these inmates to have an increased potential for positive opportunities upon their release from jail. If you have any questions contact Lt. Adas (517) 540-7974

RESOLUTION

NO: 2019-02-024

LIVINGSTON COUNTY

DATE: February 25, 2019

Resolution Authorizing a 3-Month Extension of the IT Mental Health Court Attorney Services – Specialty Courts and Court Programs

WHEREAS, Livingston County Specialty Courts and Programs has contracted privately for Attorney Services for participants of IT Court Mental Health; and

WHEREAS, the Specialty Courts and Programs intends to extend the contract with Paige Favio to provide attorney services to participants in the IT Mental Health Court.

WHEREAS, the current contracts expired on December 31, 2018 and there are no more options to extend; and,

WHEREAS, the Court requests an extension of the IT Mental Health Court Attorney Services contract listed above for an additional three months until June 1st, 2019, with the ability to terminate the contracts at any time with a 30 day notice; and

WHEREAS, the monies for these contracts will be appropriated in the 2019 SCAO State Grant.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorize the extension of the Attorney Service contract with Paige Favio until June 1st, 2019.

BE IT FURTHER RESOLVED that the Chairman of the Livingston County Board of Commissioners is authorized to sign all forms, assurances, contracts/agreements, and future amendments for monetary and contract language adjustments related to the above upon review and/or preparation of Civil Counsel.

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MOVED:
SECONDED:
CARRIED:



204 S. Highlander Way, Suite 3
Phone (517) 546-1500 Fax (517) 546-3731

Memorandum

To: Livingston County Board of Commissioners
From: Sara Applegate, Court Programs Liaison
Date: February 12th, 2019
Re: Resolution to Authorize the Extension of the IT Mental Health Attorney Services made by the 44th Circuit Court & 53rd District-Specialty Courts and Programs until 6/1/2019

The IT Mental Health Attorney Services contract was awarded to Paige Favio, under Contract No. 368. The contract for IT Mental Health Attorney Services expired December 31, 2018.

In order to ensure that we have ample time to provide potential vendors the opportunity to bid on these services and to evaluate all received bids, we request to extend our current contracts to June 1st, 2019. By extending the current contract, this will ensure continuity of services for our program participants while providing the County the opportunity to achieve the best value for this service.

Thank you in advance for your consideration. If you have any questions regarding this matter, please contact me.

RESOLUTION

NO: 2019-02-025

LIVINGSTON COUNTY

DATE: February 25, 2019

Resolution Authorizing a Supplemental Appropriation to the Fiscal Year 2019 Budget – Administration/ Finance/ Board

WHEREAS, the proposed amendment ensures compliance with the Uniform Budgeting and Accounting Act, as amended; and

WHEREAS, the proposed amendment recognizes projects that were approved in 2018 but goods or services were not received before year end; and

WHEREAS, these approved project purchase orders were liquidated in 2018 and will be reissued as 2019 purchase orders under the same departments and accounts as they were authorized in 2018; and

WHEREAS, the projects included in this budget amendment are:

- Four (4) new buses and (4) new vans – LETS
- Audio / Video and equipment replacement projects – Courts / Clerks Office
- Vision testing equipment – Public Health
- Software to monitor tower networks – 911 Central Dispatch

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners authorizes a supplemental appropriation to the Fiscal Year 2019 Budget in the following departments as illustrated below:

FUND #	FUND DESCRIPTION	APPROVED 2019 BUDGET	PROPOSED AMENDMENT	2019 AMENDED BUDGET
101	General Fund	\$ 50,065,077	\$ 30,423	\$ 50,095,500
221	Health Fund	\$ 3,989,044	\$ 6,188	\$ 3,995,232
261	911 Central Dispatch	\$ 4,525,659	\$ 6,000	\$ 4,531,659
588	L.E.T.S.	\$ 4,071,839	\$ 658,088	\$ 4,729,927

BE IT FURTHER RESOLVED that the worksheet showing details of the above is available for review in the County Administration, Fiscal Services Department office.

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MOVED:
SECONDED:
CARRIED:

**2018 PO Project
Carry Forward Summary**

Fund #	Fund Description	Org Code	Object Code	Account Description	Resolution #	PO #	Contract #	Vendor Name	Open Amount	Item Description
101	GENERAL FUND	10116800	747000	SUPPLIES - OPERATING EQUIPMENT		18001485		TYCO FIRE & SEC	\$ 603	TIME STAMP MACHINE-JUVENILE
101	GENERAL FUND	10116800	747000	SUPPLIES - OPERATING EQUIPMENT		18001484		TYCO FIRE & SEC	\$ 1,206	SIMPLEX TIME STAMP MACHINE FOR
101	GENERAL FUND	10121500	973000	BUILDING IMPROVEMENTS		18000840		IDENTIFY INC	\$ 27,408	AVIGILON CAMERA HARDWARE/ SOFTWARE
101	GENERAL FUND	10126700	726000	SUPPLIES - OFFICE		18001421		GOV CONNECTION, INC	\$ 1,206	(2) SCANNERS
101 Fund Total									\$ 30,423	

Fund #	Fund Description	Org Code	Object Code	Account Description	Resolution #	PO #	Contract #	Vendor Name	Open Amount	Item Description
221	HEALTH FUND	22160100	747000	SUPPLIES - OPERATING EQUIPMENT		18001443		SCHOOL HEALTH C	\$ 6,188	TITMUS V3 VISION TESTING EQUIP
221 Fund Total									\$ 6,188	

Fund #	Fund Description	Org Code	Object Code	Account Description	Resolution #	PO #	Contract #	Vendor Name	Open Amount	Item Description
261	911 CENTRAL DISPATCH	26132525	943012	NEW IT HARDWARE/SOFTWARE		18001391		FIRMWARE CONCEP	\$ 6,000	MONITOR TOWER NETWORKS
221 Fund Total									\$ 6,000	

Fund #	Fund Description	Org Code	Object Code	Account Description	Resolution #	PO #	Contract #	Vendor Name	Open Amount	Item Description
588	LETS	58853800	975000	VEHICLE PURCHASE	2018-02-035	18000354		HOEKSTRA TRANSP	\$ 255,320	TWO (2) ELDORADO PROPANE 29' 18+2
588	LETS	58853800	975000	VEHICLE PURCHASE	2018-09-142	18001097		MOBILITY TRANSP	\$ 88,970	ONE (1) CHAMPION PROPANE 25' 4
588	LETS	58853800	975000	VEHICLE PURCHASE	2018-09-142	18001102		HOEKSTRA TRANSP	\$ 100,672	ONE (1) GOSHEN DIESEL 29' 18+2
588	LETS	58853800	975000	VEHICLE PURCHASE	2018-08-136	18001295		MOBILITY TRANSP	\$ 72,920	(2) WHEELCHAIR ACCESSIBLE VANS
588	LETS	58853800	975000	VEHICLE PURCHASE	2018-08-136	18001479		HOEKSTRA TRANSP	\$ 140,206	(2) FORD TRANSIT VANS
588 Fund Total									\$ 658,088	

RESOLUTION

NO: 2019-02-026

LIVINGSTON COUNTY

DATE: February 25, 2019

Resolution to Revise Facility Services Systematic Transfer of Monies between Funds for 2019 - Fiscal Services

WHEREAS, the methodology of charging back departments for the services provided by Facility Services has changed to a more streamlined process; and

WHEREAS, the use of the ERP system to process transfer of funds through the Work Order module for Facility Services charges will no longer be utilized; and

WHEREAS, Facility Services will now charge departments directly for utility expenses and non-routine requested projects through the Accounts Payable module of the ERP system; and

WHEREAS, the Facility Services Maintenance Mechanic position that is assigned to the Jail will now be direct charged to the General Fund; and

WHEREAS, a budget amendment is needed to implement this new process; and

WHEREAS, custodial, maintenance & repair, and administration costs are estimated and will be charged back to departments on a pro-rated basis through the systematic transfer process; and

WHEREAS, a true-up process based on actual cost for custodial, maintenance & repair, and administration expenses will be completed in the first quarter of the next year; and

WHEREAS, all other previously approved systematic transfer of funds processes remain unchanged.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the transfer of monies for Facility Service expenses in accordance with the attached schedules and authorizes the County Treasurer to make the appropriate adjusting journal entries to effectuate the transfers.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby authorizes a supplemental appropriation listed below and budget transfers according to the attached schedule to implement the new Facility Services systematic transfers process.

FUND	Approved 2019 budget	Proposed amendment	Amended 2019 budget
101 - General Fund	\$ 50,095,500	\$ -	\$ 50,095,500
Sheriff Seconadry Road Patrol	\$ 269,175	\$ 2,075	\$ 271,250
Facility Services	\$ 3,396,759	\$ (130,000)	\$ 3,266,759

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MOVED:
SECONDED:
CARRIED:

Healthcare

FROM		TO			AMOUNT												
ORG	OBJECT	ORG	OBJECT	PROJECT	BUDGET	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
10135100	716000	67785200	676100	35100	945,516	78,793.00	78,793.00	78,793.00	78,793.00	78,793.00	78,793.00	78,793.00	78,793.00	78,793.00	78,793.00	78,793.00	78,793.00
63126500	716000	67785200	676100	26500	188,481	15,706.75	15,706.75	15,706.75	15,706.75	15,706.75	15,706.75	15,706.75	15,706.75	15,706.75	15,706.75	15,706.75	15,706.75

Facility Services

FROM		TO			AMOUNT												
ORG	OBJECT	ORG	OBJECT	PROJECT	BUDGET	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
10110100	940000	63126500	676100	10100	20,688	1,724.00	1,724.00	1,724.00	1,724.00	1,724.00	1,724.00	1,724.00	1,724.00	1,724.00	1,724.00	1,724.00	1,724.00
10115100	940000	63126500	676100	15100	29,822	2,485.16	2,485.16	2,485.16	2,485.16	2,485.16	2,485.16	2,485.16	2,485.16	2,485.16	2,485.16	2,485.16	2,485.16
10116800	940000	63126500	676100	16800	393,420	32,785.00	32,785.00	32,785.00	32,785.00	32,785.00	32,785.00	32,785.00	32,785.00	32,785.00	32,785.00	32,785.00	32,785.00
10117200	940000	63126500	676100	17200	3,591	299.25	299.25	299.25	299.25	299.25	299.25	299.25	299.25	299.25	299.25	299.25	299.25
10121200	940000	63126500	676100	21200	23,915	1,992.91	1,992.91	1,992.91	1,992.91	1,992.91	1,992.91	1,992.91	1,992.91	1,992.91	1,992.91	1,992.91	1,992.91
10121500	940000	63126500	676100	21500	40,874	3,406.16	3,406.16	3,406.16	3,406.16	3,406.16	3,406.16	3,406.16	3,406.16	3,406.16	3,406.16	3,406.16	3,406.16
10125300	940000	63126500	676100	25300	36,982	3,081.83	3,081.83	3,081.83	3,081.83	3,081.83	3,081.83	3,081.83	3,081.83	3,081.83	3,081.83	3,081.83	3,081.83
10125700	940000	63126500	676100	25700	13,028	1,085.66	1,085.66	1,085.66	1,085.66	1,085.66	1,085.66	1,085.66	1,085.66	1,085.66	1,085.66	1,085.66	1,085.66
10126100	940000	63126500	676100	26100	19,064	1,588.66	1,588.66	1,588.66	1,588.66	1,588.66	1,588.66	1,588.66	1,588.66	1,588.66	1,588.66	1,588.66	1,588.66
10126500	940000	63126500	626100		144,935	12,077.91	12,077.91	12,077.91	12,077.91	12,077.91	12,077.91	12,077.91	12,077.91	12,077.91	12,077.91	12,077.91	12,077.91
10126700	940000	63126500	676100	26700	50,117	4,176.41	4,176.41	4,176.41	4,176.41	4,176.41	4,176.41	4,176.41	4,176.41	4,176.41	4,176.41	4,176.41	4,176.41
10126800	940000	63126500	676100	26800	41,260	3,438.33	3,438.33	3,438.33	3,438.33	3,438.33	3,438.33	3,438.33	3,438.33	3,438.33	3,438.33	3,438.33	3,438.33
10127000	940000	63126500	676100	27000	16,309	1,359.08	1,359.08	1,359.08	1,359.08	1,359.08	1,359.08	1,359.08	1,359.08	1,359.08	1,359.08	1,359.08	1,359.08
10127500	940000	63126500	676100	27500	43,555	3,629.58	3,629.58	3,629.58	3,629.58	3,629.58	3,629.58	3,629.58	3,629.58	3,629.58	3,629.58	3,629.58	3,629.58
10130100	940000	63126500	676100	30100	71,001	5,916.75	5,916.75	5,916.75	5,916.75	5,916.75	5,916.75	5,916.75	5,916.75	5,916.75	5,916.75	5,916.75	5,916.75
10135100	940000	63126500	676100	35100	570,609	47,550.75	47,550.75	47,550.75	47,550.75	47,550.75	47,550.75	47,550.75	47,550.75	47,550.75	47,550.75	47,550.75	47,550.75
10142600	940000	63126500	676100	42600	1,304	108.66	108.66	108.66	108.66	108.66	108.66	108.66	108.66	108.66	108.66	108.66	108.66
10143000	940000	63126500	676100	43000	33,432	2,786.00	2,786.00	2,786.00	2,786.00	2,786.00	2,786.00	2,786.00	2,786.00	2,786.00	2,786.00	2,786.00	2,786.00
10144100	940000	63126500	676100	44100	1,188	99.00	99.00	99.00	99.00	99.00	99.00	99.00	99.00	99.00	99.00	99.00	99.00
10172100	940000	63126500	676100	72100	10,754	896.16	896.16	896.16	896.16	896.16	896.16	896.16	896.16	896.16	896.16	896.16	896.16
21065100	940000	63126500	676100	65100	244,962	20,413.50	20,413.50	20,413.50	20,413.50	20,413.50	20,413.50	20,413.50	20,413.50	20,413.50	20,413.50	20,413.50	20,413.50
21514100	940000	63126500	676100	14100	57,283	4,773.58	4,773.58	4,773.58	4,773.58	4,773.58	4,773.58	4,773.58	4,773.58	4,773.58	4,773.58	4,773.58	4,773.58
22160100	940000	63126500	676100	60100	100,468	8,372.33	8,372.33	8,372.33	8,372.33	8,372.33	8,372.33	8,372.33	8,372.33	8,372.33	8,372.33	8,372.33	8,372.33
23826717	940000	63126500	676100	26717	7,967	663.91	663.91	663.91	663.91	663.91	663.91	663.91	663.91	663.91	663.91	663.91	663.91
23930106	940000	63126500	676100	30106	1,505	125.41	125.41	125.41	125.41	125.41	125.41	125.41	125.41	125.41	125.41	125.41	125.41
26132500	940000	63126500	676100	32500	79,803	6,650.25	6,650.25	6,650.25	6,650.25	6,650.25	6,650.25	6,650.25	6,650.25	6,650.25	6,650.25	6,650.25	6,650.25
26017200	940000	63126500	676100	17200	457	38.08	38.08	38.08	38.08	38.08	38.08	38.08	38.08	38.08	38.08	38.08	38.08
29568900	940000	63126500	676100	68200	7,483	623.58	623.58	623.58	623.58	623.58	623.58	623.58	623.58	623.58	623.58	623.58	623.58
54237100	940000	63126500	676100	37100	30,924	2,577.00	2,577.00	2,577.00	2,577.00	2,577.00	2,577.00	2,577.00	2,577.00	2,577.00	2,577.00	2,577.00	2,577.00
58105400	940000	63126500	676100	05400	11,969	997.41	997.41	997.41	997.41	997.41	997.41	997.41	997.41	997.41	997.41	997.41	997.41
58853800	940000	63126500	676100	53800	80,348	6,695.66	6,695.66	6,695.66	6,695.66	6,695.66	6,695.66	6,695.66	6,695.66	6,695.66	6,695.66	6,695.66	6,695.66
63622800	940000	63126500	676100	22800	30,122	2,510.16	2,510.16	2,510.16	2,510.16	2,510.16	2,510.16	2,510.16	2,510.16	2,510.16	2,510.16	2,510.16	2,510.16
TOTAL					2,219,139	184,928.13	184,928.13	184,928.13	184,928.13	184,928.13	184,928.13	184,928.13	184,928.13	184,928.13	184,928.13	184,928.13	184,928.13

**To reduce the overall expenditure budget of Facility Services based on
3 year historical average**

Org	Object	Adopted	Amendment	Revised
63126500	740000	113,600	(10,000)	103,600
63126500	747000	20,000	(5,000)	15,000
63126500	747004	30,000	(30,000)	-
63126500	920000	777,500	(50,000)	727,500
63126500	930000	145,000	(25,000)	120,000
63126500	931000	58,100	(10,000)	48,100
		<u>1,144,200</u>	<u>(130,000)</u>	<u>1,014,200</u>

To direct charge a Maintenance Mechanic to the Jail

Org	Object	Adopted	Amendment	Revised
63126500	704000	734,273	(47,879)	686,394
63126500	715000	71,450	(3,662)	67,788
63126500	716000	200,922	(12,441)	188,481
63126500	717000	1,605	(104)	1,501
63126500	718000	123,800	(7,239)	116,561
63126500	719000	27,097	(1,403)	25,694
63126500	723000	9,320	(607)	8,713
63126500	725000	15,840	(1,980)	13,860
		<u>1,184,307</u>	<u>(75,315)</u>	<u>1,108,992</u>
10135100	704000	4,525,600	47,879	4,573,479
10135100	715000	372,989	3,662	376,651
10135100	716000	933,075	12,441	945,516
10135100	717000	7,165	104	7,269
10135100	718000	1,010,094	7,239	1,017,333
10135100	719000	141,818	1,403	143,221
10135100	723000	3,886	607	4,493
10135100	725000	137,191	1,980	139,171
		<u>7,131,818</u>	<u>75,315</u>	<u>7,207,133</u>

To establish utility budgets

Org	Adopted	Object 920000	Object 940000	Revised	+/-
10110100	582,741	18,276	(18,276)	582,741	-
10115100	73,112	10,956	(10,956)	73,112	-
10116800	3,060,504	170,027	(170,027)	3,060,504	-
10117200	345,151	3,329	(3,329)	345,151	-
10121200	466,176	6,118	(6,118)	466,176	-
10121500	409,261	7,762	(7,762)	409,261	-
10125300	1,038,779	8,816	(8,816)	1,038,779	-
10125700	529,658	8,811	(8,811)	529,658	-
10126100	241,147	2,932	(2,932)	241,147	-
10126500	165,606	20,671	(20,671)	165,606	-
10126700	2,348,162	10,926	(10,926)	2,348,162	-
10126800	751,071	13,955	(13,955)	751,071	-
10127000	688,243	8,995	(8,995)	688,243	-
10127500	2,422,435	4,885	(4,885)	2,422,435	-
10130100	8,385,698	45,365	(45,365)	8,385,698	-
10135100	10,890,321	223,078	(223,078)	10,890,321	-
10142600	145,471	635	(635)	145,471	-
10143000	598,105	16,847	(16,847)	598,105	-
10144100	198,974	238	1,188	200,400	1,426
10172100	411,812	5,491	(5,491)	411,812	-
21514100	2,731,143	21,561	(21,561)	2,731,143	-
22160100	3,989,044	24,185	(24,185)	3,989,044	-
23826717	312,774	1,114	(1,114)	312,774	-
23930106	269,175	570	1,505	271,250	2,075
26017200	1,386,132	1,572	(1,572)	1,386,132	-
26132500	4,095,263	35,987	(35,987)	4,095,263	-
29568900	980,775	1,664	(1,664)	980,775	-
54237100	3,118,386	6,846	(6,846)	3,118,386	-
63622800	4,447,192	19,835	(19,835)	4,447,192	-
		701,450	(697,949)		

**Contingency to cover the increase in direct charging the Jail Maint. Mech.
and the increase to establish budgets for DPW & Secondary Road Patrol**

Org	Adopted	Amendment	Revised
10130106	191,775	2,075	193,850
10196800	358,991	(78,816)	280,175



Memorandum

To: Livingston County Board of Commissioners
From: Cindy Catanach, Deputy County Administrator/Financial Officer
Date: February 19, 2019
Re: Revision to Systematic Transfers

Attached for your review and consideration is a resolution to approve a revision to the 2019 systematic transfer of funds for Facility Services. The methodology of charging back departments for the services provided by Facility Services has changed to a more streamlined process.

Facility Services will now charge departments directly for utility expenses and non-routine requested projects through the Accounts Payable module of the ERP system. The use of the ERP system to process transfer of funds through the Work Order module for Facility Services charges will no longer be utilized.

Custodial, maintenance & repair, and administration costs are estimated and will be charged back to departments on a pro-rated basis through the systematic transfer process a true-up process based on actual cost for custodial, maintenance & repair, and administration expenses will be completed in the first quarter of the next year

The Facility Services Maintenance Mechanic position that is assigned to the Jail will now be direct charged to the General Fund.

Please feel free to contact me if you have any questions regarding the revision to the 2019 systematic transfer of funds.

RESOLUTION

NO: 2019-02-027

LIVINGSTON COUNTY

DATE: February 25, 2019

Resolution Approving an Appointment to the Livingston County Tax Allocation Board - Board of Commissioners

WHEREAS, it is necessary to appoint the General Public Seat on the Tax Allocation Board whose appointment is in effect during the term of the 2019 Tax Allocation Board meetings which begin on April 15, 2019; and

WHEREAS, the Tax Allocation Board Chairman desires to appoint Jere Michaels as the 2019 Livingston County Member-at-Large representing the general public.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby appoint **JERE MICHAELS** as the 2019 Member-at-Large representing the general public on the Tax Allocation Board during the term of the 2019 Tax Allocation Board Meetings which begin on April 15, 2019.

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MOVED:
SECONDED:
CARRIED:



ELIZABETH HUNDLEY LIVINGSTON COUNTY CLERK

County Clerk
200 E. Grand River Ave.
Howell, MI 48843
Phone: (517) 546-0500
countyclerk@livgov.com

Circuit Court Clerk
204 S. Highlander Way, Suite 4
Howell, MI 48843
Phone: (517) 546-9816
wclerks@livgov.com

Memorandum

To: Livingston County Board of Commissioners
From: Elizabeth Hundley
Date: February 21, 2019
**Re: RESOLUTION TO APPROVE APPOINTMENT TO THE
2019 TAX ALLOCATION BOARD**

Background

In counties that have not adopted the fixed millage approach, a county allocation board in each county convenes on the third Monday in April to decide how the 15 (adjusted) mills are to be allocated. The basic duty of an allocation board is to review the budgets submitted by the various governmental units and to divide the 15 mills among them on the basis of what the board judges to be pertinent.

Tax Allocation Board Members

MCL 211.205 states that the Tax Allocation Board shall consist of the following members:

- (a) The county treasurer.
- (b) The chairperson of the board of county auditors if there is a board, and if not, the chairperson of the finance or ways and means committee of the county board of commissioners.
- (c) The intermediate school district superintendent or his or her representative.
- (d) A resident of a municipality within the county who shall be selected by the judge or judges of probate of the county, except that in counties containing 1 or more municipal corporations having a population of 10,000 or more, the member shall be a resident of a municipal corporation having a population of 10,000 or more. However, in counties in which are located municipalities subject to this act, the member shall be an official of 1 of the municipalities and if there is only 1 municipality within the county, then the member shall be selected by the governing body of the municipality either from its own members or its municipal officers.

(e) A member not officially connected with or employed by any local or county unit, who shall be selected by the board of county commissioners.

(f) A member who shall be a township supervisor and who shall be selected by a majority of the township supervisors in the county.

This resolution supports the statutory requirement of MCL 211.205, wherein a member not officially connected with or employed by any local or county unit, who shall be selected by the board of county commissioners. Mr. Jere Michaels has been serving in this capacity for over the last 11 years.

RESOLUTION

NO: 2019-02-028

LIVINGSTON COUNTY

DATE: February 25, 2019

**Resolution Approving Appointments to the Livingston Leadership Council on Aging
- Board of Commissioners**

WHEREAS, the terms of representatives on the Livingston Leadership Council on Aging have expired and/or seats have been vacated; and

WHEREAS, the following appointments have been recommended:

Livingston Leadership Council on Aging

Renewals:

Christine Hoskins, Hamburg Senior Center 12.31.2020
Dan Curry, Hartland Senior Center 12.31.2020
Dianne McCormick, Health Department 12.31.2020
Kate Lawrence, Board of Commissioners 12.31.2020

New Members:

Anne King Hudson, Brighton Senior 12.31.2020
Penny Jones, Howell Senior 12.31.2020
Cathy Wormsbacher, Meals on Wheels 12.31.2020
Kim Bannon, St. Joseph Mercy 12.31.2020
Marie Verheyen, OLHSA 12.31.2020

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approve the above referenced appointments and expiration dates.

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**MOVED:
SECONDED:
CARRIED:**

Livingston Leadership Council on Aging Nominations for 2019

The Livingston Leadership Council on Aging (LLCOA) met on November 14th and discussed the current renewals. The group agreed that positions should be offered to the existing membership first. Most decided to stay on board as members and are listed below.

On December 12th, The Livingston Leadership Council on Aging voted to approve the following slate of nominees.

They were approved unanimously by the LLCOA Membership.

On February 13th, the group approved the change from Gary Childs to Kate Lawrence as the Board of Commissioners representative.

LLCOA Member Nominations

The following Members have requested renewals for their positions. Each seat is a 2 year term and expires on December 31st, 2020.

- Christine Hoskins – Hamburg Senior Center
- Dan Curry – Hartland Senior Center
- Dianne McCormick – Health Department
- Kate Lawrence – Board of Commissioners – replacing Gary Childs

New Members approved.

- Anne King Hudson – Brighton Senior
- Penny Jones – Howell Senior
- Cathy Wormsbacher – Meals on Wheels
- Marie Verheyen – Oakland Livingston Human Service Agency (OLHSA)
- Kim Bannon – St. Joseph Mercy

The committee worked hard this year to expand membership and include more of our local seniors on the council.

RESOLUTION

NO: 2019-02-029

LIVINGSTON COUNTY

DATE: February 25, 2019

Resolution Authorizing Opioid Litigation Services Agreement Between the County of Livingston and Weitz & Luxenberg, PC, The Sam Bernstein Law Firm, PLLC and The Behm & Behm Law Firm to Represent Livingston County in Litigation Against Manufacturers and Wholesale Distributors of Opioids - Board of Commissioners

WHEREAS, opiate/opioid abuse, addiction, morbidity and mortality has created a serious public health and safety crisis in Livingston County and is a public nuisance; and

WHEREAS, the Board of Commissioners has the authority to take action to protect the public health, safety, and welfare of the citizens of Livingston County; and

WHEREAS, the Board of Commissioners has expended, is expending, and will continue to expend in the future County public funds to respond to the serious public health and safety crisis involving opiate/opioid abuse, addiction, morbidity and mortality in Livingston County; and

WHEREAS, the Board of Commissioners may sue to obtain any money due Livingston County; and

WHEREAS, the Board of Commissioners has received information that indicates that the manufacturers and wholesale distributors of controlled substances who dispensed or otherwise caused opioids to be diverted into Livingston County may have violated Federal and State laws and regulations that were enacted to prevent the diversion of legally produced controlled substances into the illicit market; and

WHEREAS, the citizens of Livingston County will benefit from the retention of special outside counsel to investigate and pursue, if appropriate, County claims against the manufacturers and/or wholesale distributors of controlled substances in Livingston County, on a contingent fee basis, wherein there is no attorney fee or reimbursement of litigation expenses if there is no recovery.

THEREFORE BE IT RESOLVED, the Livingston County Board of Commissioners authorizes an agreement with Weitz & Luxenberg, P. C., the Sam Bernstein Law Firm and the Behm & Behm Law Firm (collectively, "Claimant's Counsel") to investigate and pursue, if appropriate, the County's claims against the manufacturers and/or wholesale distributors of controlled substances in Livingston County.

BE IT FURTHER RESOLVED, Claimant's Counsel will be paid 30% of any recovery for Livingston County on a contingent fee basis, plus costs.

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign the attached Agreement on behalf of the County.

BE IT FURTHER RESOLVED, this Agreement will be effective upon the date of execution and continue until completion of the lawsuit or termination of the Agreement.

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MOVED:

SECONDED:

CARRIED:

February 20, 2019

Richard D. McNulty
Cohl, Stoker & Toskey, P.C.
601 N. Capitol Avenue
Lansing, MI 48933

Re: Opioid Litigation Services Agreement.

Dear Richard:

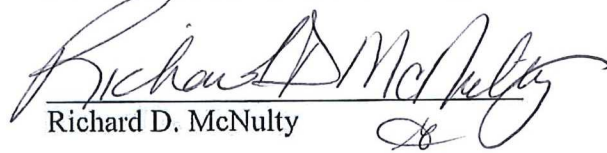
This letter agreement will memorialize the Claimant's Counsel's agreement and obligations regarding the issues raised by the Board of Commissioners.

1. Livingston County's retention of Claimant's Counsel is on an at-will basis. Livingston County may terminate the Opioid Services Agreement ("Agreement") upon notice to Claimant's Counsel. Such termination shall be without fee or penalty.
2. Pursuant to Federal Rules of Civil Procedure Rule 11, any sanctions imposed are solely the obligation of counsel of record subject to the Federal Rules of Civil Procedure. This agreement confirms Claimant's Counsel's obligation to be solely responsible for any sanctions arising out of a final order regarding a Rule 11(b) violation.
3. As to payment of litigation expenses and costs, the Parties agree that the agreement of the Parties is not fully integrated in this letter nor in the Agreement. If a dispute between the Parties as to this provision, only, arises, Claimant's Counsel shall not assert the parole evidence rule and Livingston County may submit evidence of earlier written or oral agreements to contradict, clarify, or add to the terms of the Agreement/this letter.
4. Claimant's Counsel, as required by law, shall not discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions or privilege of employment, or a matter directly or indirectly related to employment because of race, color, religion, sex, national origin, disability, height, weight, marital status, age or political affiliation (except where age, sex or lack of disability constitutes a bona fide occupational qualification). Claimant's Counsel shall adhere to all applicable Federal, State and local laws, ordinances, rules and regulations prohibiting discrimination, including, but not limited to, the following:
 - a) The Elliott - Larsen Civil Rights Act, 1976 PA 453, as amended.
 - b) The Persons with Disabilities Civil Rights Act, 1976 PA 220, as amended.
 - c) Section 504 of the Federal Rehabilitation Act of 1973, P.L. 93 - 112, 87 Stat. 394, as amended, and regulations promulgated there under.

d) The Americans with Disabilities Act of 1990, P.L. 101 - 336, 104 Stat 328 (42 USCA §12101 et seq), as amended, and regulations promulgated there under.

Breach of this section shall be regarded as a material breach of the Agreement.

On behalf of the County of Livingston:


Richard D. McNulty

On behalf of Claimant's Counsel


Michael J. Behm

MJB/vt

OPIOID LITIGATION SERVICES AGREEMENT

THIS AGREEMENT is made and entered into by and between the COUNTY OF LIVINGSTON, a municipal corporation and political subdivision of the State of Michigan (hereinafter referred to as the "County"), and WEITZ & LUXENBERG, PC, 719 Griswold Street, Suite 620, Detroit, Michigan 48226 (hereinafter referred to as "W&L") as lead counsel and the Sam Bernstein Law Firm, PLLC, and the Behm & Behm Law Firm (collectively, "Claimant's Counsel").

The County retains Weitz & Luxenberg, PC ("W&L") as lead counsel, the Sam Bernstein Law Firm, PLLC, and Behm and Behm Law Firm (collectively, "Claimant's Counsel") to prosecute and adjust for the County a claim for past and future damages and/or expenditures caused by the culpable conduct of any and all pharmaceutical manufacturers, distributors and/or retailers of opioid analgesics. The County hereby gives Claimant's Counsel the exclusive right to take all legal steps to enforce its claims in this matter for the duration of this Agreement.

In consideration of the services rendered or to be rendered by Claimant's Counsel, the County agrees to pay a contingent fee of 30% percent of the net sum recovered, whether recovered by suit, settlement or otherwise, for the County's share of the recovery only.

This fee will be paid only if there is a recovery and will be deducted after the reimbursement of the litigation expenses and costs. Litigation expenses and costs include, but are not limited to, filing fees, costs associated with conducting discovery, hearings, conferences, meetings, trials, expert consultation and testimony, and investigation costs.

All costs and expenses will be advised by W&L. At the conclusion of the litigation, the County is entitled to review and contest the reasonableness of any expenses incurred and allocated to the County.

Claimant's Counsel shall provide periodic updates on the status of the litigation, including material developments related to settlement, motion practice and trial. The contacts for provision of such notice to the County will be:

County of Livingston
Attn: Kenneth Hinton, County Administrator
Livingston County Administration
304 E. Grand River Avenue - Ste. 202
Howell MI 48843
Telephone: 517-546-3669
Email: KHinton@livgov.com

Cohl, Stoker & Toskey, PC
Attn: Mattis D. Nordfjord
601 North Capitol Avenue
Lansing, Michigan 48933
Telephone: (517) 372-9000
Email: mnord@cstmlaw.com

COUNTY OF LIVINGSTON

WEITZ & LUXENBERG, PC

By: _____

By: _____
(signature)

Name: _____

(print or type)

Date: _____

Title: _____
(print or type)

Date: _____

SAM BERNSTEIN LAW FIRM, PLLC

BEHM & BEHM LAW FIRM

By: _____

By: _____
(signature) (signature)

Name: _____

Name: _____
(print or type) (print or type)

Title: _____

Title: _____
(print or type) (print or type)

Date: _____

Date: _____