

RESOLUTION

NO: [Title]

LIVINGSTON COUNTY

DATE: Click or tap to enter a date.

Resolution to Limit the Use and Accept Michigan Department of Health and Human Services Funding to Support Livingston County Health Department’s 2022 Covid-19 Response – Board of Commissioners

WHEREAS, Livingston County has never issued a county-wide emergency declaration, or vaccine or mask mandate in response to Covid-19; and

WHEREAS, the Livingston County Board of Commissioners opposes institution of a county-wide emergency declaration and vaccine or mask mandates; and

WHEREAS, the Livingston County Health Department has filled the gap for county residents with an interest in receiving vaccinations for Covid-19, and continues to do so for over 400 homebound citizens and expects to support interested residents with at least round-three Pfizer vaccinations.

WHEREAS, the Livingston County Health Department also plays a large role in educating the community and with the appropriate resources it has the ability to support parents, educators, school districts, and students to achieve in-person learning and reduced quarantining through an innovative, first-of-its-kind quarantine opt-out program; and

WHEREAS, Livingston County has already approved, received, and used hundreds of thousands of dollars in funding which supported the initiatives for in-person learning, vaccination of residents who have expressed interest in being vaccinated, and to hire 20 temporary and part-time employees to assist with Covid-19 response while enabling staff to continue other vital LCHD functions; and

WHEREAS, Livingston County received federal funding through the American Rescue Plan in the amount of \$37,200,000 which may only be used on allowable expenses at the discretion of Livingston County; and

WHEREAS, Livingston County will adhere to the limits on American Rescue Plan spending; and

WHEREAS, Michigan Department of Health and Human Services (MDHHS) has received federal funding to provide local health departments with capacity for immunizing, testing, contact tracing, case investigations, infection prevention, and efforts to control future spread of Covid-19; and

WHEREAS, Livingston County Health Department is being awarded \$1,523,365 beginning October 1, 2021 – September 30, 2022 by MDHHS to enable activities in COVID-19 support and response in the following projects

Epi Lab Capacity Contact Tracing, Case Investigation, Testing Coordination, Violation Monitoring, and Wrap Around Services	\$ 516,095.00
ELC COVID 19 Infection Prevention	\$ 90,000.00
CDC COVID Immunizations	\$ 917,270.00
TOTAL	\$ 1,523,365.00

WHEREAS, the Michigan Department of Health and Human Services grants include limits on use, which explain that the grant funding may only be used for certain allowable expenses related to Livingston County’s Covid-19 response; and

WHEREAS, Livingston County has full discretion on how the grant funding will be used within those limits and Livingston County will adhere to those limits; and

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- WHEREAS,** Livingston County has the understanding that great flexibility within those limits exists, wherein Livingston County is not required to spend the grant funding in a certain way, as it has elected to do with existing funding, but is only restricted from using the funding on certain unallowable expenses, which include advertising costs (other than efforts to educate the public regarding COVID-19 vaccine and vaccination), alcoholic beverages, building purchases, construction, and capital improvements, clinical care (non-immunization services), entertainment costs, fundraising costs, goods and services for personal use, honoraria, independent research, land acquisition, legislative/lobbying activities, interest on loans for the acquisition and/or modernization of an existing building, payment of bad debt and collection of improper payments, promotional and/or incentive materials, purchase of food/meals unless part of required travel per diem costs, and vehicle purchase; and
- WHEREAS,** the Michigan Department of Health and Human Services may propose future amendments for the purpose of revising the funding or terms of the agreement, but Livingston County will retain complete discretion on how funding will be used within the allowable expenses and may at some time determine not to utilize the funding if certain strings are or become attached to said use, and the Livingston County Board of Commissioners is prepared to terminate the agreement if needed; and
- WHEREAS,** the Livingston County Board of Commissioners does not condone the government overreach by the State of Michigan that was perpetrated over the last 18 months under the guise of public health, and will not condone or allow for such overreach in Livingston County, to the fullest extent possible; and
- WHEREAS,** Livingston County respects the rights of all people, respects the freedoms of personal choice, and does not subscribe to any attempt by the State of Michigan to institute any rules, mandates, or alleged requirements that contravene the law; and
- WHEREAS,** the funding will not be used to implement or enforce any public or private vaccine mandates; and
- WHEREAS,** the Livingston County Health Department will only vaccinate a minor with the consent of a parent or guardian, **in the presence of** a parent or guardian; and
- WHEREAS,** this award will be included in a separate 2022 agreement, available through the state reporting site E-Grams; similar to our 2022 Comprehensive Agreement and does not require a County match; and
- WHEREAS,** any need for additional positions to be funded with this grant will be brought back to the Board under a separate resolution for approval at a later date.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorize an agreement with Michigan Department of Health and Human Services to immunize, conduct testing, tracing, case investigations, infection prevention, and enforcement for the COVID-19 pandemic in Livingston County, from October 1, 2021 through September 30, 2022, upon review of civil counsel.

BE IT FURTHER RESOLVED that \$1,523,365 of federal funds be allocated to the Health Fund Account 221 to support the provisions of the Agreement authorized herein.

BE IT FURTHER RESOLVED that the following restrictions are placed on the use of these funds: 1) None of these funds may be used to vaccinate persons 0 to 18 years of age without the express written consent of their parent or guardian, in the presence of their parent or 2) None of these funds may be used to institute county-wide vaccine mandates; and 3) none of these funds may be used to institute county-wide mask mandates; and

BE IT FURTHER RESOLVED that the Livingston County Health Department will provide education and resources for alternatives to vaccines for response to Covid-19 as may be requested by Livingston County Residents, including education on healthy-living, therapeutics, and monoclonal antibodies; and

BE IT FURTHER RESOLVED that the Livingston County Health Department will implement and work to expand the quarantine-opt-out program for all interested Livingston County School Districts; and

BE IT FURTHER RESOLVED that the Livingston County Health Department will direct vaccination support to the elderly, homebound, and any other interested Livingston County resident who is unable, unwilling, or uninterested in receiving vaccinations from commercial locations; and

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners shall be simultaneously sent a copy of all reports required by the Grantor (State of Michigan) and shall be sent notification of all vaccine clinics the Livingston County Health Department participates in related to Covid-19; and

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby authorize the Health Officer to electronically sign this agreement, and any future amendments for monetary and contract language adjustments of the above-referenced Agreement upon review and approval by Civil Counsel, the Finance Committee Chair, and the Chairman of the Board of Commissioners, only as far as such contract language adjustments do not change the scope of the existing agreement; in the event that updated contract language changes the scope of the existing agreement, the acceptance of the changes in scope shall also be reviewed by the Chairman of the Board of Commissioners, the Chair of the Finance Committee, and the Chair of the Health and Human Service Committee to continue the agreement; in the event that changes are not supported by all three commissioners, a resolution to amend the internal limitations or to revoke the agreement will be presented to the full Board of Commissioners.

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