WAYS AND MEANS PERSONNEL/HUMAN SERVICES
COMMITTEE OF THE WHOLE
AGENDA

Tuesday, October 6, 2026

4:00 p.m.

Commission Chambers, Fourth Floor, Bay County Building

515 Center Avenue, Bay City, MI 48708

PAGE NO.

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

IV. CHANGES TO AGENDA

V. APPROVAL OF AGENDA

53-55 **VI. MINUTES (9/1/26)**

VII. PUBLIC INPUT (3 Minute Maximum Per Person)

VIII. PETITIONS AND COMMUNICATIONS

A. Presentations:

1-2

1. **Michigan Library Appreciation Month and MI Right to Read Week 2026**

2. **Bay County Executive's Proposed 2027 Budget Overview Presentation (Receive)**

B. Public Hearing Re: Proposed 2027 Bay County Budget (Motion to go out of regular order of business to conduct public hearing; following public hearing, motion to go back to regular order of business)

3-4

C. Bay County Executive: Appointment of Joseph Albosta as Director of Public Defense (Seeking Board to concur with appointment; approval of Board Chair to sign; approval of required budget adjustments – proposed resolution attached)

D. Bay County Sheriff:

5-6

1. **Road Patrol Township Contracts FY 2027 (Seeking Board approval of Road Patrol Service Agreements; authorization for Board Chair to sign; approval of required budget adjustments – proposed resolution attached)**

7-8

2. **Operation Stonegarden (OPSG) FY 2027 (Seeking Board authorization to submit application for the Operation Stonegarden Grant (OPSG) for FY2027 and approval to accept awarded grant funding; authorization for Board Chair to sign; approval of required budget adjustment – proposed resolution attached)**

9-13

E. Bay County Drain Commissioner: 2026 Assessment Rolls (Seeking Board approval of 2026 Assessment Rolls, as submitted by the Bay County Drain Commissioner – proposed resolution and summary attached)

F. Bay County Courts:

14-15

1. **Friend of the Court: FY2027 Federal Access and Visitation Grant (Seeking Board approval of the FY2027 Federal Access and Visitation Grant; authorization for Board Chair to sign; approval of required budget adjustments – proposed resolution attached)**

2. **Director of the Office of Criminal Defense:**

16-17

a. **JusticeText Software Agreement 2026 (Seeking Board approval of Agreement with JusticeText to provide computer software subscriptions; authorization for Board Chair to sign the Agreement and any and all amendments, including a renewal contract, for up to five (5) years, contingent upon the associated costs being included in and approved as part of the department's budget for each renewal term, including appropriate contracts and resolutions; approval of required budget adjustments – proposed resolution attached)**

18-20

b. **Professional Liability Insurance Agreement with Alta Pro Lawyers Risk Purchasing Group 2026 (Seeking Board approval of Agreement between Alta Pro Lawyers Risk Purchasing Group and Bay County for Professional Liability Insurance coverage; authorization for Board Chair to sign Agreement and any and all amendments, including a renewal insurance policy, for up to five (5) years, contingent upon the associated costs being included in and approved as part of the department's budget for each renewal term, including appropriate contracts and resolutions; approval of required budget adjustments – proposed resolution attached)**

21-22

G. Health Officer: EGLE Grant 2027 (Seeking Board to accept grant funding allocation of $10,547 from the Department of Environment, Great Lakes and Energy (EGLE) FY2027; authorization for Board Chair to sign; approval of required budget adjustments – proposed resolution attached)

H. Environmental Affairs & Community Development:

23-26

1. **Office of Soil Erosion & Sedimentation Control: EGLE Watershed Council Grant FY2027 (Seeking Board authorization to submit the EGLE Watershed Council Grant application; authorization for Board Chair to sign; approval of required budget adjustments – proposed resolution attached)**

I. Corporation Counsel:

27

1. **Retirement: Waiver of Ordinance Adoption Process – Suspended through 12/31/26 (Seeking the Board, for the sake of expediency, to suspend Article XIII of the Rules of the Bay County Board of Commissioners through December 31, 2026, for the adoption of an Amendment to Bay County Employees' Retirement System Ordinance – proposed resolution attached) *(2/3 majority roll call vote required)***

28-32

2. **Retirement: Proposed Retirement Ordinance Amendment-Section 4.005(d) Annual Compensation Limitation (Seeking Board approval for proposed amendment to the Bay County Employees' Retirement System Ordinance as drafted- proposed resolution attached)**

33-37

3. **Retirement: Proposed Retirement Ordinance Amendment-Section 4.054(A) Remove 1,000 hour limitation for retirees in the Prosecutor's Office and the Sheriff's Department (Seeking Board approval for proposed amendment to the Bay County Employees' Retirement System Ordinance as drafted – proposed resolution attached)**

38-40

J. Personnel: Payout of Accrued Sick & Vacation Time for Danielle Avery & Waiver of Leave Provisions (Seeking Board approval of a waiver of Sections 15.30 and 17.10 of the BCAMPS Collective Bargaining Agreement to allow for the payment of accrued and unused vacation and sick leave to Danielle Avery; authorization for waiver to be applied to future employees who separate from their Bay County position as a result of election to public office or appointment to serve as a Deputy Elected Official; approval of required budget adjustments – proposed resolution attached)

K. Finance:

41 1. **Analysis of General Fund Equity 2025-2026 (Receive)**

42-43 2. **Update Regarding Executive Directive #2007-11 (Receive)**

44-45 3. **Purchasing: Bid Release for Jail Commissary Service (Seeking Board to authorize the release of a bid for the Request for Proposal for a firm to provide commissary services to the Bay County Jail – proposed resolution attached)**

46 **L. Payables – General (Proposed resolution attached)**

47-52 **M. Office of Assigned Counsel – June & August 2026 Report (Receive)**

IX. REFERRALS

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

XII. CLOSED SESSION (IF REQUIRED)

XIII. MISCELLANEOUS

XIV. ANNOUNCEMENTS

XV. ADJOURNMENT

PLEASE NOTE THE CHANGE: The Committee Chair has requested that any Elected Official or Department/Division Head placing an item on the agenda be present or have a representative present to speak to their request and answer any questions posed by Committee members. **Attending the Full Board meeting is unnecessary if the request is approved unanimously at the Committee meeting, unless otherwise directed.**

Participants planning to attend via Zoom must contact Nick Paige before the meeting at paigen@baycountymi.gov.

Join Zoom Meeting
https://us02web.zoom.us/j/8843444812

Meeting ID: 884 344 4812

One tap mobile
+13092053325,,8843444812# US

+13126266799,,8843444812# US (Chicago)

The County of Bay will provide necessary and reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials to individuals with disabilities upon 10 days' notice to the County of Bay. Individuals with disabilities requiring auxiliary aids or services should contact the County of Bay by writing or calling:

Amber Davis-Johnson, ADA Coordinator
Corporation Counsel
515 Center Avenue
Fourth Floor, Bay County Building
Bay City, MI 48708
989-895-4130

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The Michigan Library Association (MLA) annually designates October as a statewide observance celebrating the contributions of Michigan's public, school, academic, tribal, cooperative, and special libraries; and

WHEREAS, In October 2026, we celebrate Michigan Library Appreciation Month and MI Right to Read Week, observed October 4–10, with the theme "LIBRARY2K26: Take Me to Your Library," inviting Michiganders to make contact with their local libraries and discover the many ways libraries connect people to information, technology, culture, and community; and

WHEREAS, Through changing times and technologies, libraries have remained trusted places for knowledge, discovery, and learning; from the dawn of the new millennium to the age of artificial intelligence, libraries help Michiganders navigate new ways of learning, working, creating, and communicating; and

WHEREAS, Michigan's libraries provide free and equitable access to books, digital resources, technology, and educational programs, helping people of all ages build skills, explore ideas, and pursue lifelong learning; and

WHEREAS, Libraries safeguard First Amendment rights by protecting the freedom to read, inquire, learn, and access diverse ideas and information, allowing Michiganders to explore a wide range of perspectives and make informed decisions for themselves; and

WHEREAS, Libraries provide access to information created, researched, evaluated, and curated by people, giving Michiganders opportunities to read deeply, ask questions, think critically, and form their own conclusions as technology changes how information is created and shared; and

WHEREAS, Libraries strengthen communities and expand opportunity through resources such as the Michigan eLibrary (MeL), which gives every Michigan resident free access to digital books, research databases, learning tools, and other trusted information resources; and

WHEREAS, library professionals advocate for literacy, learning, intellectual freedom, and civic engagement, helping people find reliable information, discover new ideas, and participate fully in their communities; and

WHEREAS, In a world of constant technological change, libraries remain places to find knowledge, ideas, stories, and one another—and reminders that some of the most powerful tools for understanding the world are a good book, a curious mind, and the freedom to think for yourself; and

WHEREAS, Hundreds of libraries and millions of library supporters across Michigan will celebrate Michigan Library Appreciation Month and MI Right to Read Week this October; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners proclaims October 2026 as Michigan Library Appreciation Month and October 4–10, 2026, as MI Right to Read Week. During this time, the Board encourages all Michiganders to celebrate their local libraries and

the people who make them essential to our communities. Visit your library, bring a friend, tell a neighbor, and spread the word: Take Me to Your Library.

JEROME CRETE, CHAIR
AND COMMITTEE

Bay County Library - Michigan Library Appreciation Month and MI Right to Read Week 2026
MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

OFFICE OF
BAY COUNTY EXECUTIVE

James A. Barcia
County Executive

515 Center Avenue, Suite 401
Bay City, Michigan 48708
Tel: (989) 895-4130 | Fax: (989) 895-2094

September 22, 2026

Tim Banaszak
Bay County Board of Commissioners
515 Center Avenue
Bay City, MI 48708

RE: Appointment of Joseph Albosta

Commissioner Banaszak,

In compliance with Michigan Public Act 139 of 1972 Section 8e, a County Executive shall appoint, supervise, and at pleasure remove heads of departments other than elected officials. The appointment of heads of departments shall require the concurrence of a majority of a county board of commissioners.

I'm requesting concurrence with my appointment of Joseph Albosta as Director of Public Defense at the DD15, two year rate following the pending departure of the current Director. I'm also requesting funding to allow Mr. Albosta to begin in November 2026, providing an appropriate period of overlap with the current Director.

Mr. Albosta brings more than 17 years of experience as a licensed attorney, along with a longstanding connection to the Public Defender's Office, where he began his career many years ago as an intern. Throughout his career, he has demonstrated a strong commitment to public service and has been actively involved in community leadership.

Mr. Albosta's extensive legal experience, familiarity with the Public Defender's Office, and demonstrated leadership abilities make him exceptionally well qualified to serve as Director of Public Defense. Beginning his tenure in November will allow for adequate crossover and knowledge transfer with the current Director, helping ensure continuity of operations, a seamless transition of responsibilities, and uninterrupted service to the residents of Bay County.

I am confident that Mr. Albosta will provide strong leadership and serve the residents of our county with professionalism, distinction, and dedication. The requested funding will support an orderly transition and help position the Public Defender's Office for continued success under his leadership.

Sincerely,

Jim Barcia

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

RESOLVED The Bay County Board of Commissioners, in compliance with Michigan Public Act 139 of 1972, Section 8e, concurs with the appointment of Joseph Albosta as Bay County Director of Public Defense at the DD15, two-year rate, effective November 2026; Be It Further

RESOLVED That if a budget adjustment is needed to cover the appropriate overlap period with the current Director, the necessary funds will be drawn from the approved grant, except for the matching portion not exceeding 10% from the General Fund related to wages and fringe benefits; Be It Further

RESOLVED That the Chairman of the Board is authorized to sign any required documents related to this appointment following Corporation Counsel review and approval; Be It Finally

RESOLVED That budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

County Executive- Appointment of Joseph Albosta as Bay County Director of Public Defense

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

Troy R. Cunningham

Sheriff Of Bay County

Christopher D. Mausolf
Undersheriff

Troy A. Stewart
Jail Administrator

To: Jerome Crete, Chair, Committee of the Whole

From: Sheriff Troy R. Cunningham

Date: September 11, 2026

Subject: Road Patrol Township Contracts FY 2027

Request: For the Sheriff's Office to continue Road Patrol contract agreements with the City of Auburn, Bangor Charter Township, Frankenlust Township, Kawkawlin Township, Fraser Township, Monitor Township, Pinconning Township, Portsmouth Township, and Williams Township.

Background: The contracts will be for the calendar year January 1, 2027, through December 31, 2027.

Finance/Economics: These services will be a continuation of services budgeted as in previous years.

Recommendation: It is recommended that the Board approve entering into the contract agreements, making all necessary budget adjustments, and authorizing the Board Chair to sign all required documents.

CC: Undersheriff Christopher D. Mausolf
Lindsey Arsenault, BOC
Amber Johnson, Corporate Counsel
Heather Pitcher, Assistant Corporate Counsel
Scott Trepkowski, Finance Officer
Kim Priessnitz, Assistant Finance Officer
File Copy

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The calendar year Road Patrol Service Agreements with the City of Auburn, Bangor Charter Township, Frankenlust Township, Kawkawlin Township, Fraser Township, Monitor Township, Pinconning Township, Portsmouth Township, and Williams Township are up for renewal for the period January 1, 2027, through December 31, 2027; and

WHEREAS, These services will be budgeted as a continuance of services budgeted in years past; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Road Patrol Service Agreements with the City of Auburn, Bangor Charter Township, Frankenlust Township, Kawkawlin Township, Fraser Township, Monitor Township, Pinconning Township, Portsmouth Township, and Williams Township for the period January 1, 2027 through December 31, 2027; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute said Agreements on behalf of Bay County following Finance and Corporation Counsel review and approval; Be It Finally

RESOLVED That related budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

Sheriff – Road Patrol Township Contracts FY 2027

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
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AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

Troy R. Cunningham

Sheriff Of Bay County

Christopher D. Mausolf
Undersheriff

Troy A. Stewart
Jail Administrator

To: Jerome Crete, Chair, Committee of the Whole

From: Sheriff Troy R. Cunningham

Date: September 11, 2026

Subject: Operation Stonegarden (OPSG) FY 2027

Request: The Sheriff's Office is requesting to re-apply for and submit the application for the Operation Stonegarden (OPSG) FY 2027 grant program and to accept the awarded grant funding.

Background: OPSG is a grant program administered by the Federal Emergency Management Agency (FEMA), a component of the Department of Homeland Security (DHS). The grant provides funding to enhance cooperation and coordination among state, local, tribal, territorial, and federal law enforcement agencies to jointly enhance security along land and water borders.

Finance/Economics: There are no match funds required.

Recommendation: It is recommended that the Committee authorize submission of the OPSG FY 2027 grant application, accept the awarded grant funding, and authorize the Board Chair to sign all required documents and necessary budget adjustments following review and approval by the Finance Department.

CC: Undersheriff Christopher D. Mausolf
Lindsey Arsenault, BOC
Amber Johnson, Corporation Counsel
Scott Trepkowski, Finance Officer
Kim Priessnitz, Assistant Finance Officer
Travis Schumann, Grants/Finance
File Copy

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The Bay County Sheriff wishes to apply for the Operation Stonegarden Grant (OPSG) for FY2027; and

WHEREAS, OPSG is a grant program administered by the Federal Emergency Management Agency (FEMA), a component of the Department of Homeland Security (DHS); and

WHEREAS, The grant provides funding to improve cooperation and coordination among state, local, tribal, territorial, and federal law enforcement agencies to enhance security along land and water borders jointly; and

WHEREAS, There are no matching funds required; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes the submittal of the application for the Operation Stonegarden Grant (OPSG) for FY2027 and approves acceptance of the awarded grant funding; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute the grant application and grant award documents on behalf of Bay County (Sheriff) following review and approval by the Finance Department and Corporation Counsel; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department, whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will not be absorbed by the County; furthermore, the department is expressly prohibited from reallocating, modifying, or absorbing the position(s) into any new cost-share or funding allocation without prior approval of the Board of Commissioners; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

Sheriff – Operation Stonegarden (OPSG) FY 2027

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY DRAIN COMMISSIONER

MICHAEL RIVARD
rivardm@baycountymi.gov

515 CENTER AVENUE, SUITE 601
BAY CITY, MICHIGAN 48708-5127
drainoffice@baycountymi.gov

PHONE (989) 895-4290
FAX (989) 895-4292
TDD (989) 895-4049
(HEARING IMPAIRED)

September 30, 2026

Kathleen Zanotti
Bay County Clerk
Bay County Building
Bay City, Michigan 48708

Re: 2026 Assessment Rolls

Dear Ms. Zanotti:

Enclosed herewith please find the Assessment Rolls for 2026 which must be adopted by the Board of Commissioners at their October session. Please ensure that these items are put on the agenda for proper action. By copy of this letter to Linsey Arsenault, I am requesting this be placed on the board agenda for the October session.

If you should have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Michael Rivard
Bay County Drain Commissioner

Enclosures
cc: Lindsey Arsenault

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

RESOLVED By the Bay County Board of Commissioners that the 2026 Assessment Rolls, as submitted by the Bay County Drain Commissioner (summary attached) and on file in the Bay County Clerk's Office, are hereby adopted.

JEROME CRETE, CHAIR
AND COMMITTEE

Drain – 2026 Assessment Rolls

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY DRAIN COMMISSIONER

MICHAEL RIVARD
rivardm@baycountymi.gov

515 CENTER AVENUE, SUITE 601
BAY CITY, MICHIGAN 48708-5127
drainoffice@baycountymi.gov

PHONE (989) 895-4290
FAX (989) 895-4292
TDD (989) 895-4049
(HEARING IMPAIRED)

MEMORANDUM

TO: Tim Banaszak, Board Chair

FROM: Michael Rivard, Drain Commissioner

RE: 2026 Assessments

DATE: September 30, 2026

Attached you will find the County At-large Assessments for drain projects this year. The total is $67,555.02. We continue to attempt to minimize the County At-Large Assessments in an effort to reduce the burden on the general fund but have been very active in our work.

I must note that most assessments, however, are "Operation and Maintenance". Under the Drain Code, these project figures are determined by the "historical percentages" set by the last petitioned project for that particular drain. Our ability to alter these is very limited.

As you will note from the list, we have had a productive year in upgrading the County's drain system. We attempted to address the many requests we received during the last year. We have taken advantage of our internal staff, good pricing from contractors and close working relationships with townships to complete the work affordably as possible. It reflects the skill and hard work of the staff we have in the Office of the Drain Commissioner.

I am aware of the difficult job you have with respect to the County budget and wanted to assure you our office is doing what it can to reduce our burden on it. Please do not hesitate to contact me with questions.

DUE FROM MUNICIPALITY	TOWNSHIP CODE	DRAIN CODE	DRAIN NAME	FUND	YEARS	ASSESSMENT TYPE	AT LARGE	LOCAL	PERCENT	Grand Total
BAY COUNTY	BAY COUNTY	48	CLARK	8010	1 OF 1	OPERATING & MAINTENANCE	$ 150.00		50.0000%	
MONITOR	100	48	CLARK	8010	1 OF 1	OPERATING & MAINTENANCE	$ 150.00		50.0000%	
			CLARK Total				**$ 300.00**	**$ -**		**$ 300.00**
BAY COUNTY	BAY COUNTY	118	GUNN IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 200.60		10.0000%	
GARFIELD	050	118	GUNN IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 300.91		15.0000%	
GARFIELD	050	118	GUNN IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 1,504.52	75.0000%	
			GUNN IC Total				**$ 501.51**	**$ 1,504.52**		**$ 2,006.03**
BAY COUNTY	BAY COUNTY	120	HADD	8010	1 OF 1	OPERATING & MAINTENANCE	$ 432.00		5.4000%	
KAWKAWLIN	080	120	HADD	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,253.60		15.6700%	
KAWKAWLIN	080	120	HADD	8010	1 OF 1	OPERATING & MAINTENANCE		$ 6,085.60	76.0700%	
LAKESTATE	LAKESTATE	120	HADD	8010	1 OF 1	OPERATING & MAINTENANCE	$ 228.80		2.8600%	
			HADD Total				**$ 1,914.40**	**$ 6,085.60**		**$ 8,000.00**
BAY COUNTY	BAY COUNTY	121	HALSTEAD IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,338.93		7.2500%	
HAMPTON	070	121	HALSTEAD IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 964.03		5.2200%	
HAMPTON	070	121	HALSTEAD IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 5,129.24	27.7800%	
PORTSMOUTH	130	121	HALSTEAD IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,540.23		8.3400%	
PORTSMOUTH	130	121	HALSTEAD IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 9,495.57	51.4100%	
			HALSTEAD IC Total				**$ 3,843.19**	**$ 14,624.81**		**$ 18,468.00**
BAY COUNTY	BAY COUNTY	186	MEDDAUGH	8010	1 OF 1	OPERATING & MAINTENANCE	$ 150.00		50.0000%	
FRASER	040	186	MEDDAUGH	8010	1 OF 1	OPERATING & MAINTENANCE	$ 150.00		50.0000%	
			MEDDAUGH Total				**$ 300.00**	**$ -**		**$ 300.00**
BAY COUNTY	BAY COUNTY	207	NEARING DEAN	8010	1 OF 1	OPERATING & MAINTENANCE	$ 456.72		5.7090%	
MERRITT	090	207	NEARING DEAN	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,172.80		14.6600%	
MERRITT	090	207	NEARING DEAN	8010	1 OF 1	OPERATING & MAINTENANCE		$ 6,370.48	79.6310%	
			NEARING DEAN Total				**$ 1,629.52**	**$ 6,370.48**		**$ 8,000.00**
BAY COUNTY	BAY COUNTY	212	OAKWOOD	8010	1 OF 1	OPERATING & MAINTENANCE	$ 405.00		5.4000%	
KAWKAWLIN	080	212	OAKWOOD	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,175.25		15.6700%	
KAWKAWLIN	080	212	OAKWOOD	8010	1 OF 1	OPERATING & MAINTENANCE		$ 5,580.75	74.4100%	
LAKESTATE	LAKESTATE	212	OAKWOOD	8010	1 OF 1	OPERATING & MAINTENANCE	$ 139.50		1.8600%	
MDOT	MDOT	212	OAKWOOD	8010	1 OF 1	OPERATING & MAINTENANCE	$ 199.50		2.6600%	
			OAKWOOD Total				**$ 1,919.25**	**$ 5,580.75**		**$ 7,500.00**
BAY COUNTY	BAY COUNY	252	ROBBINS IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 122.93		7.8800%	
MERRITT	090	252	ROBBINS IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 156.00		10.0000%	
MERRITT	090	252	ROBBINS IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 1,224.44	78.4900%	
MODT	MDOT	252	ROBBINS IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 56.63			
			ROBBINS IC Total				**$ 335.56**	**$ 1,224.44**		**$ 1,560.00**
BAY COUNTY	BAY COUNTY	341	YOUNGS IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,234.34		5.1700%	
HAMPTON	070	341	YOUNGS IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,678.89		7.0300%	
HAMPTON	070	341	YOUNGS IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 7,985.74	33.4400%	
PORTSMOUTH	130	341	YOUNGS IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,902.36		7.9700%	
PORTSMOUTH	130	341	YOUNGS IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 10,732.26	44.9600%	
MDOT	MDOT	341	YOUNGS IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 341.41		1.4300%	
			YOUNGS IC Total				**$ 5,157.00**	**$ 18,718.00**		**$ 23,875.00**
BAY COUNTY	BAY COUNTY	342	ZIEGLER	8010	1 OF 1	OPERATING & MAINTENANCE	$ 760.00		7.6000%	
FRANKENLUST	030	342	ZIEGLER	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,500.00		15.0000%	
FRANKENLUST	030	342	ZIEGLER	8010	1 OF 1	OPERATING & MAINTENANCE		$ 7,200.00	72.0000%	
H&E RAILROAD	H&E RAILROAD	342	ZIEGLER	8010	1 OF 1	OPERATING & MAINTENANCE	$ 60.00		0.6000%	
MDOT	MDOT	342	ZIEGLER	8010	1 OF 1	OPERATING & MAINTENANCE	$ 480.00		4.8000%	
			ZIEGLER Total				**$ 2,800.00**	**$ 7,200.00**		**$ 10,000.00**
BAY COUNTY	BAY COUNTY	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 995.45		4.3000%	
HAMPTON	070	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 335.68		1.4500%	
HAMPTON	070	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 1,841.74	7.9600%	
MERRITT	090	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 2,715.49		11.7300%	
MERRITT	090	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 10,480.23	45.2700%	
PORTSMOUTH	130	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 1,127.40		4.8700%	
PORTSMOUTH	130	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE		$ 5,276.66	22.7900%	

DUE FROM MUNICIPALITY	TOWNSHIP CODE	DRAIN CODE	DRAIN NAME	FUND	YEARS	ASSESSMENT TYPE	AT LARGE	LOCAL	PERCENT	Grand Total
MDOT	MDOT	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 331.05		1.4300%	
MDOT RR	MDOT RR	373	QUANICASSEE RIVER IC	8010	1 OF 1	OPERATING & MAINTENANCE	$ 46.30		0.2000%	
			QUANICASSEE RIVER IC Total				**$ 5,551.37**	**$ 17,598.63**		**$ 23,150.00**
BAY COUNTY	BAY COUNTY	378	ANSCHUTZ	8010	1 OF 1	OPERATING & MAINTENANCE	$ 450.00		50.0000%	
GARFIELD	050	378	ANSCHUTZ	8010	1 OF 1	OPERATING & MAINTENANCE	$ 450.00		50.0000%	
			ANSCHUTZ Total				**$ 900.00**	**$ -**		**$ 900.00**
BAY COUNTY	BAY COUNTY	380	SQUACONNING CREEK	8010	1 OF 1	OPERATING & MAINTENANCE	$ 100.00		34.0000%	
FRANKENLUST	030	380	SQUACONNING CREEK	8010	1 OF 1	OPERATING & MAINTENANCE	$ 100.00		33.0000%	
MONITOR	100	380	SQUACONNING CREEK	8010	1 OF 1	OPERATING & MAINTENANCE	$ 100.00		33.0000%	
			SQUACONNING CREEK Total				**$ 300.00**	**$ -**		**$ 300.00**
BAY COUNTY	BAY COUNTY	80101	HAMPTON	8011	1 OF 1	OPERATING & MAINTENANCE	$ 11,410.00		11.4100%	
MDOT	MDOT	80101	HAMPTON	8011	1 OF 1	OPERATING & MAINTENANCE	$ 1,890.00		1.9000%	
HAMPTON	070	80101	HAMPTON	8011	1 OF 1	OPERATING & MAINTENANCE	$ -		86.6900%	
			HAMPTON Total				**$ 13,300.00**	**$ -**		**$ 13,300.00**
BAY COUNTY	BAY COUNTY	80102	PORTSMOUTH	8012	1 OF 1	OPERATING & MAINTENANCE	$ 250.00		5.0000%	
MDOT	MDOT	80102	PORTSMOUTH	8012	1 OF 1	OPERATING & MAINTENANCE	$ 247.00		4.9400%	
PORTSMOUTH	130	80102	PORTSMOUTH	8012	1 OF 1	OPERATING & MAINTENANCE	$ 5,000.00		90.0600%	
			PORTSMOUTH Total				**$ 5,497.00**	**$ -**		**$ 5,497.00**
BANGOR	010	80104	BANGOR	8014	1 OF 1	OPERATING & MAINTENANCE	$ 325,000.00		87.1500%	
BAY COUNTY	BAY COUNTY	80104	BANGOR	8014	1 OF 1	OPERATING & MAINTENANCE	$ 36,732.65		9.8500%	
MDOT	MDOT	80104	BANGOR	8014	1 OF 1	OPERATING & MAINTENANCE	$ 11,187.61		3.0000%	
			BANGOR Total				**$ 372,920.26**	**$ -**		**$ 372,920.26**
BAY COUNTY	BAY COUNTY	90608	WALDO & BRACHES	8510	YEAR 7 OF 7	ANNUAL ASSESSMENT	$ 12,366.40		7.0000%	
BEAVER	020	90608	WALDO & BRACHES	8510	YEAR 7 OF 7	ANNUAL ASSESSMENT	$ 12,366.40		7.0000%	
BEAVER	020	90608	WALDO & BRACHES	8510	YEAR 7 OF 7	ANNUAL ASSESSMENT		$ 117,077.49	81.1954%	
WILLIAMS	140	90608	WALDO & BRACHES	8510	YEAR 7 OF 7	ANNUAL ASSESSMENT	$ 247.33		0.1400%	
WILLIAMS	140	90608	WALDO & BRACHES	8510	YEAR 7 OF 7	ANNUAL ASSESSMENT		$ 2,134.65	1.4804%	
			WALDO & BRACHES Total				**$ 24,980.13**	**$ 119,212.14**		**$ 144,192.27**

TOTAL	**$ 442,149.19**	**$ 198,119.37**	$ 640,268.56
GRAND TOTAL	**$ 640,268.56**		

Memorandum

To: Chair, Committee of the Whole

From: Jennifer Gwizdala, Office Manager, Friend of the Court

Date: 9/28/26

Re: FY 2027 Federal Visitation and Access Grant for the Bay County Friend of the Court

REQUEST:

For this item to be placed on the Committee of the Whole agenda for October 6th, 2026, and for the Board Authorization for the Chairperson of the Board to sign all related documentation and/or contracts pertaining to the Federal Access and Visitation Grant for the Bay County Friend of the Court.

BACKGROUND:

The State Court Administrative Office (SCAO) is the administrative agency of the Michigan Supreme Court and is responsible for administering the Federal Access and Visitation Grants to courts for the provision of direct services that increase non-custodial parents' access to and visitation with their children.

SCAO is contracting with the Bay County Friend of the Court for the provisions of direct services that support and facilitate non-custodial parents' access to and visitation with their children. The direct Service Provider Agency for the Bay County Friend of the Court is Wellspring Lutheran Services Wellspring Lutheran Services will provide supervised parenting time based on Court Order referrals from the Friend of the Court office. Supervised (including monitored and therapeutic) parenting time is eligible for reimbursement under this Agreement.

FINANCE:

The total Access and Visitation funding available FY 2027, to the Bay County Friend of the Court is $1600.00. FY 2026, the allocation was $1600.00. This number is based upon the available budget by the State of Michigan.

RECOMMENDATION:

The Friend of the Court requests the Board of Commissioners to authorize the Chairperson of the Board to sign all related documentation and / or contracts pertaining to the Federal Access and Visitation Grand after review by the Corporation Counsel.

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The State Court Administrative Office (SCAO) is the administrative agency of the Michigan Supreme Court and is responsible for administering the Federal Access and Visitation Grants to courts for the provision of direct services that increase non-custodial parents' access to and visitation with their children; and

WHEREAS, The SCAO is contracting with the Bay County Friend of the Court for the provision of direct services that support and facilitate non-custodial parents' access to and visitation with their children; and

WHEREAS, The direct Service Provider Agency for the Bay County Friend of the Court is the Wellspring Lutheran Services, which will provide supervised parenting time based on Court Order referrals from the Friend of the Court office; and

WHEREAS, Supervised (including monitored and therapeutic) parenting time is eligible for reimbursement through contractual agreement; and

WHEREAS, The total Access and Visitation funding available to the Bay County Friend of the Court for FY 2027 is $1,600. The FY 2026 allocation was $1,600. This number is based upon the available budget by the State of Michigan; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the FY 2027 Federal Access and Visitation Grant and authorizes the Chairman of the Board to execute and submit electronically, if required, the grant and related documents as well as contracts pertaining to the Federal Access and Visitation Grant following Finance and Corporation Counsel review and approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department, whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will not be absorbed by the County; furthermore, the department is expressly prohibited from reallocating, modifying, or absorbing the position(s) into any new cost-share or funding allocation without prior approval of the Board of Commissioners; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

Friend of the Court - FY2027 Federal Visitation and Access Grant

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

Department of Criminal Defense

1230 Washington Ave., Ste. 630, Bay City, MI 48708

ANDREA J. LaBEAN, Director
PAUL BUKOWSKI, Criminal Defense Attorney
RYAN JANER, Criminal Defense Attorney
NICK FEINAUER, Criminal Defense Attorney

To: Jerome Crete, Chair, Committee of the Whole

From: Andrea LaBean, Director of the Office of Criminal Defense

Date: September 8, 2026

Subject: JusticeText Computer Program

Request: Enter into an agreement with JusticeText to provide computer software for the Department of Criminal Defense and the Public Defender's Office.

Background:

- The Department of Criminal Defense and the Public Defender's Office currently has no technology that assists in reviewing or preparing audio/visual evidence.
- The MIDC renewal grant, that was approved by the board, includes a subscription to JusticeText for use by both the Public Defender's Office and the Department of Criminal Defense.
- JusticeText software can transcribe video evidence for review by the attorney. Further, it can clip portions of the data to present for court. This allows for more efficient review of discovery received by the office.
- JusticeText costs $7600.00 for the year for attorneys and support staff in both offices.

No general funds are being requested.

Recommendation:

Enter into an agreement with a JusticeText to provide a subscription Department of Criminal Defense and the Public Defender's Office to use their technology. Allow the Board Chair to sign any application or necessary documentation to implement the contract, allow Board Chair authority to sign any and all amendments, including a renewal contract, after review by Corporate Counsel, and for permission to enter into a renewal contract for up to five years without additional approval by the Board. Further, allow for budget adjustments as needed.

Tel: (989) 895-4270 | Fax: (989) 895-4174 | Email: criminaldefense@baycounty.net

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The Bay County Department of Criminal Defense and Public Defender's Office currently do not have technology that assists with the review and preparation of audio and visual evidence; and

WHEREAS, The Michigan Indigent Defense Commission (MIDC) renewal grant, previously approved by the board, includes a subscription to JusticeText for use by both the Public Defender's Office and the Department of Criminal Defense; and

WHEREAS, JusticeText software can be used to transcribe video evidence for attorney review and allows users to clip portions of the data to present for court, providing more efficient review of discovery received by the office; and

WHEREAS, JusticeText costs $7,600.00 per year for attorneys and support staff in both offices. No General Funds are requested as the expense is included within the MIDC renewal grant funding; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Agreement with JusticeText to provide computer software subscriptions for the Department of Criminal Defense and the Public Defender's Office; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute the Agreement and any and all amendments, including a renewal contract, for up to five (5) years, contingent upon the associated costs being included in and approved as part of the department's budget for each renewal term, including appropriate contracts and resolutions following Corporation Counsel review and approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department, whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will not be absorbed by the County; furthermore, the department is expressly prohibited from reallocating, modifying, or absorbing the position(s) into any new cost-share or funding allocation without prior approval of the Board of Commissioners; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

Criminal Defense/Public Defender – JusticeText Software Agreement 2026

MOVED BY COMM. _____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

Department of Criminal Defense

1230 Washington Ave., Ste. 630, Bay City, MI 48708

ANDREA J. LaBEAN, Director
RYAN JANER, Criminal Defense Attorney
PAUL BUKOWSKI, Criminal Defense Attorney
NICK FEINAUER, Criminal Defense Attorney

To: Jerome Crete, Chair, Committee of the Whole

From: Andrea LaBean, Director of the Office of Criminal Defense

Date: September 8, 2026

Subject: Professional Liability Insurance

Request: Enter into an agreement to provide Professional Liability insurance to the Department of Criminal Defense and Public Defender's Office.

Background:

- The Public Defender's Office and Department of Criminal Defense each employee attorneys providing professional services for the County.
- The current county insurance policy is not sufficient to properly cover the attorneys for services provided by the attorneys.
- The MIDC renewal grant, that was approved by the board, includes professional liability insurance coverage.
- Financing coverage insurance has also been included in the grant request that was approved by the board and approved by the state.
- Alta Pro Lawyers Risk Purchasing Group has provided a quote to provide services for The Public Defender's Office and the Department of Criminal Defense for approximately $6,343 per office for a year coverage.

Finance:

No general funds are being requested.

Recommendation:

Enter into an agreement with a professional liability insurance provider to cover the attorneys in the Department of Criminal Defense and the Public Defender's Office. Allow the Board Chair to sign any application or necessary documentation to implement the policy, allow Board Chair authority to sign any and all amendments, including a renewal insurance policy, after review by Corporate Counsel, and for

permission to enter into a renewal contract for up to five years without additional approval by the Board. Further, allow for budget adjustments as needed.

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The Bay County Public Defender's Office and Bay County Department of Criminal Defense each employ attorneys who provide professional services for Bay County; and

WHEREAS, The current Bay County insurance policy is insufficient to adequately cover the attorneys for services provided by the attorneys; and

WHEREAS, The Michigan Indigent Defense Commission (MIDC) renewal grant, which the Board approved, includes professional liability insurance coverage and funding; and

WHEREAS, Alta Pro Lawyers Risk Purchasing Group has provided a quote to provide services for the Bay County Public Defender's Office and the Department of Criminal Defense for approximately $6,343 per office for a year coverage; and

WHEREAS, No General Funds are being requested as this is included in the MIDC grant request; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the Agreement between Alta Pro Lawyers Risk Purchasing Group and Bay County for Professional Liability Insurance coverage; Be It Further

RESOLVED That the Chairman of the Board is authorized to execute the policy Agreement and any and all amendments, including a renewal insurance policy, for up to five (5) years, contingent upon the associated costs being included in and approved as part of the department's budget for each renewal term, including appropriate contracts and resolutions following Corporation Counsel review and approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department, whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will not be absorbed by the County; furthermore, the department is expressly prohibited from reallocating, modifying, or absorbing the position(s) into any new cost-share or funding allocation without prior approval of the Board of Commissioners; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

Criminal Defense/Public Defender - Professional Liability Insurance Agreement with Alta Pro Lawyers Risk Purchasing Group 2026

MOVED BY COMM. _____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY HEALTH DEPARTMENT

4150 Wilder Road, Bay City, Michigan 48706
989-895-4009, PHONE 989-895-2083, FAX 989-895-4049, TDD
https://www.baycountymi.gov/health_community/health_department/index.php
Facebook, Instagram: @BayCountyHD

James A. Barcia
Bay County Executive

Joel R. Strasz
Public Health Officer

Thomas John Bender, MD, PhD
Medical Director

TO: Jerome Crete, Chairperson, Committee of the Whole
FROM: Joel R. Strasz, Health Officer
DATE: September 29, 2026
CC: James Barcia, Amber Johnson, Scott Trepkowski, Kim Priessnitz, Amy Yakich, Andre Reed
RE: ACCEPTANCE OF GRANT FUNDS FROM EGLE

BACKGROUND

The State of Michigan has notified the Bay County Health Department that it will be allocating three streams of funding for services. The item is a renewal of the current agreement between Bay County, on behalf of the Bay County Health Department (BCHD), and the Department of Environment, Great Lakes and Energy (EGLE). The agreement engages the BCHD to render certain technical services related to Non-Community Water Supply, Drinking Water Long-Term Monitoring, Public Swimming Pools, Septage, and Campgrounds.

FINANCIAL CONSIDERATIONS

The agreement from EGLE specifies that BCHD will receive $10,547 to provide the aforementioned program services. There is no match or general fund contributions required to accept any of these funding sources.

RECOMMENDATION

The Health Department recommends the funds be accepted and approved, as well as any agreements (if necessary) be signed by the Board Chair and seeks Board approval for any necessary budget adjustments relating to these funds.

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The State of Michigan has notified the Bay County Health Department that it will be allocating three streams of funding for services; and

WHEREAS, The item is a renewal of the current Agreement between Bay County, on behalf of the Bay County Health Department (BCHD), and the Department of Environment, Great Lakes and Energy (EGLE); and

WHEREAS, The Agreement engages the BCHD to render certain technical services related to Non-Community Water Supply, Drinking Water Long-Term Monitoring, Public Swimming Pools, Septage and Campgrounds; and

WHEREAS, The Agreement from EGLE specifies that BCHD will receive $10,547 to provide the aforementioned program services; and

WHEREAS, There is no match or General Fund contributions required to accept any of these funding sources; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners accepts the grant funding allocation of $10,547 from the Department of Environment, Great Lakes and Energy (EGLE) FY2027 to be utilized for certain technical services related to Non-Community Water Supply, Drinking Water Long-Term Monitoring, Public Swimming Pools, Septage and Campgrounds; Be It Further

RESOLVED That the Bay County Board of Commissioners authorizes the Chairman of the Board to execute all documents required for the EGLE Grant 2027 funding on behalf of Bay County (Health Department) following Finance and Corporation Counsel review and approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department, whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will not be absorbed by the County; furthermore, the department is expressly prohibited from reallocating, modifying, or absorbing the position(s) into any new cost-share or funding allocation without prior approval of the Board of Commissioners; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

Health Dept – EGLE Grant 2027
MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY DEPARTMENT OF ENVIRONMENTAL AFFAIRS & COMMUNITY DEVELOPMENT

- *Bay Area Stormwater Authority*
- *Bay County Brownfield Redevelopment Authority*
- *Forest Sustainability*
- *Mosquito Control*
- *Office of Soil Erosion & Sedimentation Control*
- *Transportation Planning & Geographical Information Systems*

JAMES A. BARCIA
County Executive

MICHAEL LOSEY
Director

loseym@baycountymi.gov
(989) 895-4196

515 Center Avenue, Suite 501
Bay City, Michigan 48708
www.baycounty-mi.gov/eacd

MEMORANDUM

To: Commissioner Jerome Crete, Chairman
Committee of the Whole

From: Jessica Letherer, Environmental Quality Compliance Technician
Bay County Environmental Affairs & Community Development

Date: September 28, 2026

Re: Request to Apply for EGLE Watershed Council Grant

BACKGROUND:

On August 12, 2026, the Michigan Department of Environment, Great Lakes, and Energy (EGLE) opened applications for Watershed Council Grants with an application deadline of October 7, 2026. Grant funds support watershed groups with projects that will improve water quality.

Staff from the Bay County Department of Environmental Affairs & Community Development (EACD) were encouraged by EGLE staff to apply for funds which would allow for the development and purchase of a GIS-enhanced, web-based application to manage SESC permitting through EACD's Office of Soil Erosion & Sedimentation Control (SESC). The application would improve the efficiency of the SESC program by making all SESC permits and the associated inspection reports available to SESC Staff on any mobile device while in the field and in the office, as well as creating a map of all open permit site locations for navigation purposes. It would also automatically list open permit sites that require inspections based on their priority level and the date they were last checked, as well as have a survey generable from each permit for digital inspection reporting. Through improving the functions of Bay County's SESC by adopting new technology for effective permitting, efforts to improve water quality through soil erosion and sedimentation control can also be achieved.

FINANCE:

Through this grant program, entities are eligible to receive up to $40,000 in reimbursable grant funding for efforts that will improve water quality. The Office of Soil Erosion and Sedimentation Control has been in contact with consulting firms that have experience in developing GIS applications for neighboring counties to discuss the cost to purchase a GIS

application of this nature, and a high-level estimate of approximately $15,000 has been provided. In addition to contractual expenses, staff salaries and fringe rates can be recovered and indirect costs may also be eligible for reimbursement. No matching funds are necessary; no funds are required to apply for this grant.

RECOMMENDATION:

Bay County Environmental Affairs & Community Development recommends formal approval to apply for and accept award of the EGLE Watershed Council Grant for fiscal year 2027 in an amount not to exceed $40,000 following Corporation Counsel and Finance review, any and all amendments, and Board Chair signature on grant award documents.

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The Michigan Department of Environment, Great Lakes, and Energy (EGLE) opened applications for Watershed Council Grants; and

WHEREAS, Grant funds support watershed groups with projects that will improve water quality; and

WHEREAS, Staff from the Bay County Department of Environmental Affairs & Community Development (EACD) were encouraged by EGLE staff to apply for funds which would allow for the development and purchase of a GIS-enhanced, web-based application to manage SESC permitting through EACD's Office of Soil Erosion & Sedimentation Control (SESC); and

WHEREAS, The application would improve the efficiency of the SESC program by making all SESC permits and associated inspection reports available to SESC Staff on any mobile device in the field and in the office, and by creating a map of all open permit site locations for navigation. It would also automatically list open permit sites that require inspections based on priority level and the date they were last checked, and generate a survey for each permit for digital inspection reporting; and

WHEREAS, Through improving the functions of Bay County's SESC by adopting new technology for effective permitting, efforts to improve water quality through soil erosion and sedimentation control can also be achieved; and

WHEREAS, Entities are eligible to receive up to $40,000 in reimbursable grant funding for efforts that will improve water quality; and

WHEREAS, The Office of Soil Erosion and Sedimentation Control has been in contact with consulting firms that have experience in developing GIS applications for neighboring counties to discuss the cost to purchase a GIS application of this nature, and a high-level estimate of approximately $15,000 has been provided; and

WHEREAS, In addition to contractual expenses, staff salaries and fringe rates can be recovered and indirect costs may also be eligible for reimbursement. No matching funds are necessary; no funds are required to apply for this grant; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes submission of the EGLE Watershed Council Grant application and authorizes the Chairman of the Board to execute grant application documents on behalf of Bay County following Corporation Counsel review and approval; Be It Further

RESOLVED That, upon approval of the grant funding, the Chairman of the Board is authorized to sign all grant acceptance documents on behalf of Bay County following Corporation Counsel review and approval; Be It Further

RESOLVED That the grant applicant/recipient departments are required to work simultaneously with the Finance Department, whose staff will provide financial oversight of said grant; Be It Further

RESOLVED That it is clearly understood that if these grant funds are terminated, any position(s) funded by this grant shall be terminated and will not be absorbed by the County; furthermore, the department is expressly prohibited from reallocating, modifying, or absorbing the position(s) into any new cost-share or funding allocation without prior approval of the Board of Commissioners; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

Environmental Affairs - EGLE Watershed Council Grant FY2027

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, Article XIII of the Rules of the Bay County Board of Commissioners outlines a process for consideration of ordinance and ordinance amendments, which requires at least three (3) successive full Board meetings. The process is as follows:

1. The sponsoring committee considers an ordinance or amendment and refers it to the full Board;
2. The Board rejects or considers the amendment. If the Board elects to consider the ordinance or amendment, a public hearing must be held but not until the NEXT Board meeting (must be convened after 13 days) after publication of proper notice;
3. If the Board conducts a public hearing, no Board action on the ordinance or amendment may be taken only public input heard and, if any input, those comments are referred back to the sponsoring committee and legal counsel for consideration;
4. At the next Board meeting, following publication of proper notice, the Board may vote for final passage of the proposed ordinance or amendment by majority vote.

WHEREAS, An alternative process is also provided for in the Board Rules whereby the Board can elect to suspend Article XIII by a 2/3rds majority vote, bypass the requirements (1 through 4 above) and vote on the Ordinance or Ordinance Amendment before them; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners that, for the sake of expediency, Article XIII of the Rules of the Bay County Board of Commissioners is hereby suspended through December 31, 2026, for the adoption of an Amendment to Bay County Employees' Retirement System Ordinance.

JEROME CRETE, CHAIR
AND COMMITTEE

Corp. Counsel/Retirement – Waiver of Ordinance Adoption Process – Suspended through 12/31/26

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

CORPORATION COUNSEL

Amber Davis-Johnson, Corporation Counsel
johnsona@baycountymi.gov

Heather Brady Pitcher, Assistant Corporation Counsel
pitcherh@baycountymi.gov

BAY COUNTY

JAMES A. BARCIA
County Executive

Tel: (989) 895-4131
Fax: (989) 895-2094

TO: Jerome Crete, Chairperson
Committee of the Whole

FROM: Heather Brady Pitcher, Assistant Corporation Counsel

RE: Proposed Retirement Ordinance Amendment-Section 4.005(d)
Annual Compensation Limitation

DATE: September 14, 2026

Background:

On September 8, 2026, the Bay County Employees Retirement System Board approved a resolution requesting that the Bay County Board of Commissioner, the body charged with maintaining the Bay County Employees System Retirement Ordinance, amend Section 4.005(d) of the Retirement Ordinance. Section 4.005(d) sets forth the compensation limit for calculating retirement benefits.

Process for Amending the Retirement Ordinance

Article XIII of the Rules of the Bay County Board of Commissioners outlines the process for ordinance amendments. This is a lengthy process which requires action at three successive full board meetings as well as publication of the proposed amendment. However, the Board of Commissioners, pursuant to Board Rule XXI has the authority to suspend the amendment process set forth in Article XIII and proceed to a direct vote on the amendment. Article XXI allows the Board of Commissioners, *by a 2/3 majority roll call vote*, to bypass the full amendment process and vote on the proposed ordinance amendment before them.

The Bay County Board of Commissioners has routinely resolved to suspend the amendment process set forth in Article XXI for the adoption of amendments to the Bay County Employees' Retirement System Ordinance and proceed to a direct vote on the amendment. *I have attached Bay County Board of Commissioner's Resolution 2017-93, 2024-36 and 2025-106 for reference purposes.*

Proposed Amendment to Section 4.005(d) of the Retirement Ordinance

Currently, Section 4.005(d) of the Bay County Employees Retirement Ordinance limits annual compensation for determination of retirement benefits to **$200,000**. Section 415(d) of the Internal Revenue Code requires the Federal Secretary of Treasury annually adjust compensation limitations for cost-of-living increases. Effective January 1, 2026, the limitation on the annual benefit under a defined benefit plan under Section 415(b)(1)(A) of the Code increased from **$280,000 to $290,000.** Section 4.005(d) of the Retirement Ordinance should be amended to address the cost-of-living increases in compensation limitations set forth in IRS Code 415(b)(1)(A)

Accordingly, I am recommending that the Board of Commissioners amend the Retirement Ordinance as follows:

4.005(d) *"Compensation"* means the salary or wages paid an employee for service rendered to the County while a member of the Retirement System. Salary and wages shall include: longevity pay; cost-of-living allowance; overtime pay; shift differentials; workers' compensation, (excluding medical payments in their entirety and lump-sum settlement payments to the extent provided in Section 7(f) [Section 4.007(f)]); deferred compensation that is paid in lieu of health insurance; pay for periods of absence from work by reason of vacation, holiday, and sickness; and payments in consideration of unused sick leave and vacation time. Compensation shall not include any remuneration or reimbursement not specifically stated in this section, including but not limited to short-term disability sickness and accident payments, differential wage payments as described in Code Section 3401(h)(2) and that portion, if any, of salary paid to judges that is converted over to the Judges' Retirement System (MCL 38.2101 et seq.).

~~Annual compensation in excess of $200,000.00 shall not be taken into account for any purpose of the Retirement System.~~
~~The above limitations shall be adjusted for cost-of-living in such a manner as the Secretary of the Treasury may prescribe pursuant to Section 401(a)(17) of the Internal Revenue Code.~~

No member, beneficiary, or retirant shall receive benefits under the Retirement System in excess of those permitted by Section 415 of the Internal Revenue Code or similar section of the Internal Revenue Code that sets forth compensation limitations on benefits.

FINANCIAL IMPACT:

There will be no financial impact on the County. All retirement benefits are paid from the Bay County Employee Retirement System Fund.

RECOMMENDATION:

First, I recommend that the Bay County Board of Commissioners, for the sake of expediency, suspend the amendment process set forth in Article XIII and proceed to vote on the proposed amendment.

Second, I recommend that the Board approve the above amendment (in red) to the Retirement Ordinance.

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, On September 8, 2026, the Bay County Employees Retirement System Board approved a resolution requesting that the Bay County Board of Commissioners, the body charged with maintaining the Bay County Employees System Retirement Ordinance, amend Section 4.005(d) of the Retirement Ordinance. Section 4.005(d) sets forth the compensation limit for calculating retirement benefits; and

WHEREAS, Currently, Section 4.005(d) of the Bay County Employees Retirement Ordinance limits annual compensation for determination of retirement benefits to $200,000. Section 415(d) of the Internal Revenue Code requires the Federal Secretary of Treasury annually adjust compensation limitations for cost-of-living increases. Effective January 1, 2026, the limitation on the annual benefit under a defined benefit plan under Section 415(b)(1)(A) of the Code increased from $280,000 to $290,000. Section 4.005(d) of the Retirement Ordinance should be amended to address the cost-of-living increases in compensation limitations set forth in IRS Code 415(b)(1)(A); and

WHEREAS, Accordingly, it is recommended that the Board of Commissioners amend the Retirement Ordinance as follows:

"4.005(d) "Compensation" means the salary or wages paid an employee for service rendered to the County while a member of the Retirement System. Salary and wages shall include: longevity pay; cost-of-living allowance; overtime pay; shift differentials; workers' compensation, (excluding medical payments in their entirety and lump-sum settlement payments to the extent provided in Section 7(f) [Section 4.007(f)]); deferred compensation that is paid in lieu of health insurance; pay for periods of absence from work by reason of vacation, holiday, and sickness; and payments in consideration of unused sick leave and vacation time. Compensation shall not include any remuneration or reimbursement not specifically stated in this section, including but not limited to short-term disability sickness and accident payments, differential wage payments as described in Code Section 3401(h)(2) and that portion, if any, of salary paid to judges that is converted over to the Judges' Retirement System (MCL 38.2101 et seq.)"; and

~~Annual compensation in excess of $200,000.00 shall not be taken into account for any purpose of the Retirement System. The above limitations shall be adjusted for cost-of-living in such a manner as the Secretary of the Treasury may prescribe pursuant to Section 401(a)(17) of the Internal Revenue Code.~~

No member, beneficiary, or retirant shall receive benefits under the Retirement System in excess of those permitted by Section 415 of the Internal Revenue Code or similar section of the Internal Revenue Code that sets forth compensation limitations on benefits.; and

WHEREAS, There will be no financial impact to Bay County as all retirement benefits are paid from the Bay County Employee Retirement System Fund; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the proposed amendment to the Bay County Employees' Retirement System Ordinance as drafted and presented above.

JEROME CRETE, CHAIR
AND COMMITTEE

Corp Counsel/Retirement - Proposed Retirement Ordinance Amendment-Section 4.005(d) Annual Compensation Limitation

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

CORPORATION COUNSEL

Amber Davis-Johnson, Corporation Counsel
johnsona@baycountymi.gov

Heather Brady Pitcher, Assistant Corporation Counsel
pitcherh@baycountymi.gov

BAY COUNTY

JAMES A. BARCIA
County Executive

Tel: (989) 895-4131
Fax: (989) 895-2094

TO: Jerome Crete, Chairperson
Committee of the Whole

FROM: Heather Brady Pitcher, Assistant Corporation Counsel

RE: Proposed Retirement Ordinance Amendment-Section 4.054(A)
Remove 1,000 hour limitation for retirees in the Prosecutor's Office and the Sheriff's Department

DATE: September 14, 2026

Background:

On September 8, 2026, the Bay County Employees Retirement System Board approved a resolution requesting that the Bay County Board of Commissioner, the body charged with maintaining the Bay County Employees System Retirement Ordinance, amend Section 4.054(A) of the Retirement Ordinance. Section 4.054(A) limits pay-status Bay County retirees rehired by Bay County from working more than 1,000 hours in a 12-month period.

Process for Amending the Retirement Ordinance

Article XIII of the Rules of the Bay County Board of Commissioners outlines the process for ordinance amendments. This is a lengthy process which requires action at three successive full board meetings as well as publication of the proposed amendment. However, the Board of Commissioners, pursuant to Board Rule XXI has the authority to suspend the amendment process set forth in Article XIII and proceed to a direct vote on the amendment. Article XXI allows the Board of Commissioners, *by a 2/3 majority roll call vote*, to bypass the full amendment process and vote on the proposed ordinance amendment before them.

The Bay County Board of Commissioners has routinely resolved to suspend the amendment process set forth in Article XXI for the adoption of amendments to the Bay County Employees' Retirement System Ordinance and proceed to a direct vote on the amendment. I have attached *Bay County Board of Commissioner's Resolution 2017-93, 2024-36 and 2025-106 for reference purposes.*

Proposed Amendment to Section 4.054(A) of the Retirement Ordinance

Currently, 4.054(A) of the Retirement Ordinance allows retirees that are reemployed by the County or a component unit to continue receiving their retirement benefits in retirement if, among other requirements, the retiree is employed by the County for not more than **1,000 hours in any 12-month period**. Section 4.054(A) was included in the Retirement Ordinance to comply with MCL 46.12a, the Michigan statute that governs local county pension systems and retirement boards.

On July 23, 2026, Michigan Public Act 67 of 2026 (PA 67) was adopted as new law in Michigan and amended MCL 46.12a by expanding the circumstances under which a county retiree that is reemployed by the same county employer can continue receiving retirement benefits. Specifically, PA 67 amends MCL 46.12a to allow retirants reemployed by a county sheriff's office, including sheriff's office correction employees and retirants reemployed by a county prosecutor's office to receive their full retirement benefits even if they work over 1,000 hours in a 12-month period.

PA 67 exempts not only reemployed retirees who work as sheriff officers (including correction officers) or prosecutors, but also reemployed retirees employed by a county sheriff's or prosecutor's offices.

Accordingly, I am recommending that the Board of Commissioners amend the Retirement Ordinance to comply with the amended provisions of MCL 46.12a, as follows:

> Sec. 4054. One of the following conditions applies to a retirant who is receiving a retirement benefit from the Retirement System if the retirant becomes employed by the County:
>
> (a) The retirant's retirement allowance shall be suspended the first of the month following the 60th day after the retirant's rehire date unless reemployment by the County has ended by that date or unless the retirant meets the conditions of subsection (b) of this section. The retirant's retirement allowance shall resume the first of the month following termination of the retirant's reemployment. Payment of the retirant's retirement allowance shall be resumed without change in conditions or amount by reason of the retirant's reemployment.
> The retirant shall not be a member of the Retirement System during the period of reemployment.
>
> (b) Payment of the retirant's retirement allowance shall continue without change in amount or conditions by reason of reemployment by the County if all of the following conditions are satisfied:
>
> (i) The retirant meets one of the following conditions:

(A) For any retirant, s/he is employed by the County for not more than 1,000 hours in any 12-month period.

(B) For a retirant who was not an elected or appointed county official at retirement, s/he is elected or appointed as a county official for a term of office which begins after the retirant's retirement date;

(C) For a retirant who was an elected or appointed county official at retirement, s/he is elected or appointed to a different office from which the retirant retired for a term of office which begins after the retirant's retirement date;

(D) For a retirant who was an elected or appointed county official at retirement, s/he is elected or appointed as a county official to the same office from which the retirant retired for a term of office that begins not less than two (2) years after the retirant's retirement date;

(E) The retirant is employed by a county sheriff's office, including sheriff's office correction employees.

(F) The retirant is employed by a county prosecutor's office.

(ii) The retirant is not eligible for any benefits from the county other than those required by law or otherwise provided to the retirant by virtue of his or her being a retirant.

(iii) The retirant is not a member of the Retirement System during the period of reemployment, does not receive additional service credit during the period of reemployment, and does not receive an increase in retirement because of reemployment under this subsection.

FINANCIAL IMPACT:

The proposed amendment will not have a financial impact on the County.

RECOMMENDATION:

First, I recommend that the Bay County Board of Commissioners, for the sake of expediency, suspend the amendment process set forth in Article XIII and proceed to a vote on the proposed amendment.

Second, I recommend that the Board approve the above amendment (in red) to the Retirement Ordinance.

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, On September 8, 2026, the Bay County Employees Retirement System Board approved a resolution requesting that the Bay County Board of Commissioners, the body charged with maintaining the Bay County Employees System Retirement Ordinance, amend Section 4.054(A) of the Retirement Ordinance; and

WHEREAS, Section 4.054(A) limits pay-status Bay County retirees rehired by Bay County from working more than 1,000 hours in a 12-month period; and

WHEREAS, Currently, 4.054(A) of the Retirement Ordinance allows retirees that are reemployed by the County or a component unit to continue receiving their retirement benefits in retirement if, among other requirements, the retiree is employed by the County for not more than 1,000 hours in any 12-month period. Section 4.054(A) was included in the Retirement Ordinance to comply with MCL 46.12a, the Michigan statute that governs local county pension systems and retirement boards; and

WHEREAS, On July 23, 2026, Michigan Public Act 67 of 2026 (PA 67) was adopted as new law in Michigan and amended MCL 46.12a by expanding the circumstances under which a county retiree that is reemployed by the same county employer can continue receiving retirement benefits. Specifically, PA 67 amends MCL 46.12a to allow retirants reemployed by a county sheriff's office, including sheriff's office correction employees and retirants reemployed by a county prosecutor's office to receive their full retirement benefits even if they work over 1,000 hours in a 12-month period; and

WHEREAS, PA 67 exempts not only reemployed retirees who work as sheriff officers (including correction officers) or prosecutors, but also reemployed retirees employed by a county sheriff's or prosecutor's offices; and

WHEREAS, Accordingly, it is recommended that the Board of Commissioners amend the Retirement Ordinance to comply with the amended provisions of MCL 46.12a, as follows:

Sec. 4054. One of the following conditions applies to a retirant who is receiving a retirement benefit from the Retirement System if the retirant becomes employed by the County:

(a) The retirant's retirement allowance shall be suspended the first of the month following the 60th day after the retirant's rehire date unless reemployment by the County has ended by that date or unless the retirant meets the conditions of subsection (b) of this section. The retirant's retirement allowance shall resume the first of the month following termination of the retirant's reemployment. Payment of the retirant's retirement allowance shall be resumed without change in conditions or amount by reason of the retirant's reemployment.

The retirant shall not be a member of the Retirement System during the period of reemployment.

(b) Payment of the retirant's retirement allowance shall continue without change in amount or conditions by reason of reemployment by the County if all of the following conditions are satisfied:

(i) The retirant meets one of the following conditions:

(A) For any retirant, s/he is employed by the County for not more than 1,000 hours in any 12-month period.

(B) For a retirant who was not an elected or appointed county official at retirement, s/he is elected or appointed as a county official for a term of office which begins after the retirant's retirement date;

(C) For a retirant who was an elected or appointed county official at retirement, s/he is elected or appointed to a different office from which the retirant retired for a term of office which begins after the retirant's retirement date;

(D) For a retirant who was an elected or appointed county official at retirement, s/he is elected or appointed as a county official to the same office from which the retirant retired for a term of office that begins not less than two (2) years after the retirant's retirement date;

(E) The retirant is employed by a county sheriff's office, including sheriff's office correction employees.

(F) The retirant is employed by a county prosecutor's office.

(ii) The retirant is not eligible for any benefits from the county other than those required by law or otherwise provided to the retirant by virtue of his or her being a retirant.

(iii) The retirant is not a member of the Retirement System during the period of reemployment, does not receive additional service credit during the period of reemployment, and does not receive an increase in retirement because of reemployment under this subsection; and

WHEREAS, The proposed amendment will not have a financial impact on Bay County; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves the proposed amendment to the Bay County Employees' Retirement System Ordinance as drafted and presented above.

JEROME CRETE, CHAIR
AND COMMITTEE

Corp Counsel/Retirement - Proposed Retirement Ordinance Amendment-Section 4.054(A) Remove 1,000 hour limitation for retirees in the Prosecutor's Office and the Sheriff's Department

MOVED BY COMM. _____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

BAY COUNTY
PERSONNEL & EMPLOYEE RELATIONS

James A. Barcia
County Executive

Tiffany Jerry
Director
jerryt@baycounty.net

DATE: September 25, 2026

TO: Jerome Crete, Chair, Committee of the Whole

FROM: Tiffany Jerry, Director of Personnel & Employee Relations

RE: Committee of the Whole Agenda

Please consider the following for the agenda of your committee meeting scheduled for October 6, 2026.

Request:
Waive 15.30 Sick Leave Severance & 17.10 Vacation Payoff provisions of the BCAMPS collective bargaining agreement to allow for payment of accrued unused vacation time and sick time as allowable at employment separation.

Background:
Danielle Avery has been employed with Bay County since 2016 and most recently in a position included in the BCAMPS collective bargaining agreement and was recently appointed by the Bay County Treasurer as Deputy Treasurer. We request payment of unused vacation and sick time as allowable in the BCAMPS CBA upon separation. Deputy Elected Officials have no limitations on paid time off during their term, so they are not provided a specified number of vacation and sick days.

The BCAMPS collective bargaining agreement states the following: "15.30 Sick Leave Severance: Any employee who after (8) eight years of County employment (except for discharge) leaves the employment of the County shall be paid one-half of his/her accumulated sick leave, up to forty (45) days, which shall be based upon his/her regular daily wage rate, subject to a cap of $2,500" and"17.10 Vacation Payoff: Upon retirement, voluntary separation, or layoff, any accrued but unused vacation shall be paid for at the employee's regular daily wage rate." Both provisions allow for payment upon separation of employment however do not specifically address payment upon appointment to a deputy elected office position. The Bay County Board of Commissioners has waived the payment provisions of unused vacation and sick leave time in the following cases of Election or appointment of an Elected Official or appointment of a Deputy Elected Official: Cynthia Luczak, Linda Tober, Jeanette Neitzel and Shawna Walraven, Katie Zanotti and Tina Mueller.

Accordingly, we're requesting Board approval to allow this matter to be processed accordingly, both in the current situation and in future instances where an employee is elected to public office or appointed to serve as the deputy of an elected official.

Finance/Economics:
The cost is up to $1,310.26 for vacation time and $2,500 in accrued sick time.

Recommendation:
It is recommended that the Board approve a waiver of Sections 15.30 and 17.10 of the BCAMPS Collective Bargaining Agreement to allow for the payment of accrued and unused vacation and sick leave, subject to the limitations and conditions established within the collective bargaining agreement.

It is further recommended that the Board authorize this same treatment for future employees who meet the applicable criteria, providing a consistent process for similarly situated positions and circumstances.

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, Danielle Avery has been employed with Bay County since 2016 and most recently served in a position included in the BCAMPS collective bargaining agreement; and

WHEREAS, Ms. Avery was recently appointed by the Bay County Treasurer as Deputy Treasurer, resulting in her separation from her BCAMPS-covered position as such; it is requested that payment of unused vacation and sick time as allowable in the BCAMPS CBA upon separation; and

WHEREAS, Deputy Elected Officials have no limitations on paid time off during their term, so they are not provided a specified number of vacation and sick days; and

WHEREAS, The BCAMPS collective bargaining agreement states the following: "15.30 Sick Leave Severance: Any employee who after (8) eight years of County employment (except for discharge) leaves the employment of the County shall be paid one-half of his/her accumulated sick leave, up to forty (45) days, which shall be based upon his/her regular daily wage rate, subject to a cap of $2,500" and"17.10 Vacation Payoff: Upon retirement, voluntary separation, or layoff, any accrued but unused vacation shall be paid for at the employee's regular daily wage rate.";and

WHEREAS, Both provisions allow for payment upon separation of employment; however, it does not specifically address payment upon appointment to a deputy elected office position; and

WHEREAS, Historically, the Bay County Board of Commissioners has waived the payment provisions of unused vacation and sick leave time in cases of Election or appointment of an Elected Official or appointment of a Deputy Elected Official; and

WHEREAS, Accordingly, it is requested that the Board approve allowing this matter to be processed accordingly, both in the current situation and in future instances where an employee is elected to public office or appointed to serve as the deputy of an elected official; and

WHEREAS, The cost is up to $1,310.26 for vacation time and $2,500 in accrued sick time. Funds are currently budgeted, and no additional funds are required; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners approves a waiver of Sections 15.30 and 17.10 of the BCAMPS Collective Bargaining Agreement to allow for the payment of accrued and unused vacation and sick leave to Danielle Avery, subject to the limitations and conditions established within the collective bargaining agreement; Be It Further

RESOLVED That the waiver and treatment authorized herein may be applied to future employees who separate from their Bay County position as a result of election to public office or appointment to serve as a Deputy Elected Official, provided the employee meets the applicable eligibility requirements; Be It Further

RESOLVED That related budget adjustments, if required, are approved.

JEROME CRETE, CHAIR
AND COMMITTEE

Personnel - Payout of Accrued Sick & Vacation Time – Danielle Avery/ Waiver of Leave Provisions

MOVED BY COMM. _____

SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:

ROLL CALL: YEAS____ NAYS____ EXCUSED____

VOICE: YEAS____ NAYS____ EXCUSED____

DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____

AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

General Fund Equity 2026 - September 28, 2026

Description	Journal Number	2026 Fund Balance
Audited Unassigned Fund Balance or (Deficit)12/31/2025		$ 14,307,020
Previous years Assigned Fund Balance for P.O.'s*		453,145
Assigned Fund Balance for designation to balance 2026 budget		1,875,377
Unassigned & Assigned Fund Balance or (Deficit) at 12/31/2025		$ 16,635,542
2026 Budgeted Surplus /(Deficit)		$ (1,875,377)
BUDGET ADJUSTMENTS POSTED IN JANUARY THROUGH SEPTEMBER 2026		
Correct Monitor Townpship Road Patrol budget, in Dec. 2025 they agreed to have 2 Road Patrol Deputies instead of one. BOC approved per Resolution 2025-205.	26-01-137	5,631
To increase Historical Society budget for expenses to prepare the historical tax rolls to be transfer to the State of MI. BOC approved per Resolution 2025-260.	26-01-192	(15,000)
To correct and balance Bangor Township's budget by increasing the expenses. BOC approves of this B.A. per Resolution 2025-205.	26-01-195	(2,942)
To correct administration's budget allocation from 60% General Fund but should be 80% General Fund. BOC approves of this B.A. per Resolution 2025-205.	26-01-221	(19,559)
Treasurer's payroll allocation for Tx Collection Fd s/b be 60% but in error 30% was charged the difference goes to G.F. BOC approves per Resolution 2025-205.	26-01-223	25,787
To set up 1 year of Bay County's Guardianship Diversion project budget. BOC approves of this B.A. per Resolution 2025-246.	26-01-286	15,402
To correct transfers in to match transfers out. Boc approved this B.A. per Resolution 2025-205, parg. 11 C.	26-03-031	(99)
Budget for open 2025 P.O.'s rolled into the year 2026. BOC approved per Resolution 2025-205, paragraph 12.*	26-03-256	(453,145)
To correct Materials Management budget with increase to revenue & expenses. BOC approved per Resolution 2025-167 on 9-16-25.	26-03-073	2,042
Budget for new FT. position at Community Center classified as a PB04 step hire with new computer & screen. BOC approved this B.A. per Resolution 2026-53, 3-17-26.	26-03-384	(71,885)
Roll over from 2025 budget the Sheriff Department Jail facility assessment study. BOC approved per Resolution 2025-205 Paragraph 12.	26-03-386	(43,000)
Reduction of budget for Special Assistant Prosecuting Attorney. BOC approved per Resolution 2025-205 paragraph 11-C.	26-04-020	25,000
Budget to purchase ClearGov budgeting software. BOC approved this software & subscription per Resolution 2026-41 on 2-17-26.	26-04-169	(56,462)
To budget for Bay County Fairgrounds partial replacement of underground water line that failed. BOC approved per Resolution 2026-34	26-05-003	(50,000)
To re-lign and correct Community Corrections budget according to the grant. BOC approves per Resolution 2025-205 paragraph 11-c.	26-05-139	19,526
To correct the budget for veteran's burial expense. BOC approved per Resolution 2025-205 pargraph 11C.	26-05-269	(58,850)
		$ (677,554)
Unaudited Estimated Unassigned Fund Balance or (Deficit) 09/28/2026		$ 14,082,611

BAY COUNTY
FINANCE DEPARTMENT

James A. Barcia
County Executive

Scott Trepkowski
Finance Officer
trepkowskis@baycountymi.gov

Kimberly A. Priessnitz
Assistant Finance Officer
priessnitzk@baycountymi.gov

Nicole Putt
Purchasing
puttn@baycountymi.gov

Julie A. O'Malley
Information Systems Manager
omalleyj@baycountymi.gov

TO: Jerome Crete, Chairperson
Committee of the Whole

FROM: Scott Trepkowski, Finance Officer

DATE: September 29, 2026

RE: Executive Directive #2007-011

REQUEST:

Please place this memo on October 6, 2026, Committee of the Whole Agenda for your committee's information.

BACKGROUND:

On September 14, 2026, an email was sent requesting departments to contact their grantor agencies to confirm their level of grant funding for the current year. As stated previously, the Finance Department would request monthly updates from these departments regarding their grant funding status and then provide a status update to your committee at your monthly meeting.

ECONOMICS:

As of the date of this communication, the following are the updates to the previous correspondence:

A. Some of the federal/state grantor agencies have responded to department's requests indicate that funding levels for the federal/state grants with regard to fiscal year 2025 and/or 2026 appear to have no changes except:
   - Prosecutor's Office Crime Victim Right Grant Funding will decrease by approximately 10% in fiscal year 2027 due to federal budget cuts.

Org.	2026/2027 Fiscal Contract 10/01/26 – 09/30/27	Revised Contract Amendment for 10/01/26 – 09/30/27	Amount of Decrease
10129682	$193,054	$173,748	$19,306

A representative from the Prosecuting Attorney's Office will attend the Committee of the Whole meeting.

RECOMMENDATION:

To receive.

cc: Jim Barcia, County Executive
Alexander Poirer, Board Advisor
Kim Priessnitz, Assistant Finance Officer
Michael P. Kanuszewski, Prosecuting Attorney

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Purchasing
puttn@baycountymi.gov

Julie A. O'Malley
Information Systems Manager
omalleyj@baycountymi.gov

TO: Jerome Crete
Committee of the Whole

FROM: Nicole Putt
Purchasing Agent

RE: Request to Release Bid for Jail Commissary Services

DATE: September 24, 2026

REQUEST:

Seeking authorization from the Board to issue a Request for Proposal for Jail Commissary Services

BACKGROUND:

Bay County Jail currently contracts with Canteen Services to provide commissary services. These services are an essential component of jail operations, enabling inmates to purchase approved items on a weekly basis. As the current contract approaches its expiration, the County intends to solicit bids for a new commissary services contract.

ECONOMICS:

No impact.

RECOMMENDATION:

Authorize the Purchasing Division to draft and issue a Request for Proposal for a firm to provide commissary services to the Bay County Jail after review by Corporation Counsel.

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

WHEREAS, The Bay County Jail currently contracts with Canteen Services to provide commissary services; and

WHEREAS, Commissary services are an essential component of jail operations, enabling inmates to purchase approved items on a weekly basis; and

WHEREAS, As the current contract approaches its expiration, Bay County intends to solicit bids for a new commissary services contract; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners authorizes the release of a bid for the Request for Proposal for a firm to provide commissary services to the Bay County Jail following Corporation Counsel review and approval.

JEROME CRETE, CHAIR
AND COMMITTEE

Finance/Purchasing – Bid Release for Jail Commissary Service
MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

No. 2026

BAY COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2026

RESOLUTION

BY: COMMITTEE OF THE WHOLE (10/6/2026)

RESOLVED That the Bay County Board of Commissioners hereby approves the claims against the County as follows:

ACCOUNTS PAYABLE:

9/2/2026	$323,526.06
9/9/2026	$388,311.51
9/16/2026	$580,390.62
9/23/2026	$1,051,394.47
10/1/2026	$2,811,794.56

JEROME CRETE, CHAIR
AND COMMITTEE

Payables

MOVED BY COMM. _____
SUPPORTED BY COMM._____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
KATHY NIEMIEC				LARRY BESON				JEROME CRETE			
TIM BANASZAK				CHRISTOPHER T. RUPP							
VAUGHN J. BEGICK				JESSE DOCKETT							

VOTE TOTALS:
ROLL CALL: YEAS____ NAYS____ EXCUSED____
VOICE: YEAS____ NAYS____ EXCUSED____
DISPOSITION: ADOPTED____ DEFEATED____ WITHDRAWN____
AMENDED____ CORRECTED____ REFERRED____ NO ACTION TAKEN____

OFFICE OF ASSIGNED COUNSEL
MONTHLY REPORT
JUNE, 2026

	June 2024	June 2025	June 2026
Total Number of Arraignments:	273	260	289

C.C. FEL/VOP/PPO	9	Felony	63	Traffic	62
C.C. VOB/FTA/OSC	2	Misdemeanors	71		

Arraign. Only	20	Arraign. in DC-CC by Retained	2	Arraign. in DC by Assign. Atty.	8
D.C. VOB/FTA/OSC/FTP	52	Arraign. in DC IPP	0		

Total Number of Referrals:	202	189	227

C.C. FEL/VOP/PPO	9	Misd.	80
Felony	70	Traffic	68

Total Number of Assignments:	196	188	220

C.C. FEL/VOP/PPO	9	Misd.	75
Felony	70	Traffic	66

Total Number of Defendants denied Court Appointed Counsel:	6	1	7

C.C. FEL/VOP/PPO	0	Misd.	5
Felony	0	Traffic	2

ARRAIGNMENTS

JEFF MARTIN

	June 2024	June 2025	June 2026
Total Arraignments:	133	103	167

Felonies	38		
Misd.	45		
Traffic	36		
Arraign. Only	13	**Settled at Arraignment**	5
VOB/FTA/OSC/FTP	35		

GARSKE/HEWITT

	June 2024	June 2025	June 2026
Total Arraignments:	106	119	100

Felonies	25		
Misd.	26		
Traffic	26		
Arraign. Only	7	**Settled at Arraignment**	0
VOB/FTA/OSC/FTP	16		

CIRCUIT COURT

	June 2024	June 2025	June 2026
Total Arraignments:	27	18	11

		Arraigned by Assigned Attorney	Arraigned by Retained Attorney or IPP	Assigned without an Arraignment
C.C. FEL/VOP/PPO	9	9	0	1
C.C. VOB/FTA/OSC	2	2	0	

ASSIGNMENTS

There were a total of **220** defendants assigned

ANDREA LABEAN

	June 2024	June 2025	June 2026
Assignments:	8	7	7

		Arraigned by LaBean	Arraigned by POLTORAK on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	0		1	
Felonies	5			
Misd.	1			
Traffic	1			

There were a total of **220** assignments on felonies, misdemeanors, traffic & violations of probation, which the **Andrea LaBean** was assigned.

7 or 3% .

PAUL BUKOWSKI

	C. Johnson June 2024	June 2025	June 2026
Assignments:	15	17	14

		Arraigned by POLTORAK	Arraigned by Bukowski on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	1	1		
Felonies	10			
Misd.	3			1
Traffic	0			

There were a total of **220** assignments on felonies, misdemeanors, traffic & violations of probation, which the **Paul Bukowski** was assigned.

14 or 6% .

RYAN JANER

	M. Kanuszewski June 2024	June 2025	June 2026
Assignments:	40	23	41

		Arraigned by Janer	Arraigned by Janer on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	0			
Felonies	0			
Misd.	22			1
Traffic	19	1		

There were a total of **220** assignments on felonies, misdemeanors, traffic & violations of probation, which the **Ryan Janer** was assigned.

41 or 19% .

MICHAEL HUBER

	June 2024	June 2025	June 2026
Assignments:	13	13	20

		Arraigned by POLTORAK/Huber	Arraigned by Huber on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	2	2		
Felonies	14	2		
Misd.	3	1	1	
Traffic	1			

There were a total of **220** assignments on felonies, misdemeanors, traffic & violations of probation, which the **Michael Huber** was assigned.

20 or 9% .

AARON HETHERINGTON

	June 2024	June 2025	June 2026
Assignments:	17	14	10

		Arraigned by Hetherington	Arraigned by Hetherington on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	2	2		
Felonies	6			2
Misd.	2			
Traffic	0			

There were a total of 220 assignments on felonies, misdemeanors, traffic & violations of probation, which the **Aaron Hetherington** was assigned 10 or 5% .

ANDREW BONNELL

	June 2024	June 2025	June 2026
Assignments:	41	35	38

		Arraigned by Bonnell	Arraigned by Bonnell on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	0			
Felonies	0			
Misd.	25	1		1
Traffic	13			

There were a total of 220 assignments on felonies, misdemeanors, traffic & violations of probation, which the **Andrew Bonnell** was assigned 38 or 17% .

ROSTER ATTORNEYS

	June 2024	June 2025	June 2026
Assignments:	62	79	90

		Arraigned by POLTORAK/ Assigned Attorney	Arraigned by POLTORAI on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	4	3	1	1
Felonies	35			2
Misd.	19			
Traffic	32	3		

There were a total of 220 assignments on felonies, misdemeanors, traffic & violations of probation, which the **Roster Attorneys** were assigned 90 or 41% .

RETAINED ATTYS.

C.C. FEL/VOP/PPO	
C.C. VOB/FTA/OSC	
Felonies	2
Misd.	
Traffic	
D.C. VOB/FTA/OSC	
Total Arraignments In Dist. Crt. By Retained	2

IPP

C.C. FEL/VOP/PPO	
C.C. VOB/FTA/OSC	
Felonies	
Misd.	
Traffic	
D.C. VOB/FTA/OSC	
Total Arraignments In Dist. Court IPP	0

DENIED

C.C. FEL/VOP/PPO	
Felonies	
Misd.	5
Traffic	2
Total Denied	7
WILL HIRE AFTER ARRAIGNMENT	
FELONIES	3

ASSIGNED W/OUT ARRAIGN

Assigned w/o Arraign. C.C.	1
Assigned w/o Arraign. D.C.	7
WAIVED ATTORNEY	
CC SETTLED @ ARRAIGN.	0
DC SETTLED @ ARRAIGN.	5

OFFICE OF ASSIGNED COUNSEL
MONTHLY REPORT
AUGUST, 2026

	Aug. 2024	Aug. 2025	Aug. 2026
Total Number of Arraignments:	285	308	293

C.C. FEL/VOP/PPO	13	Felony	71	Traffic	60
C.C. VOB/FTA/OSC	12	Misdemeanors	59		
Arraign. Only	26	Arraign. in DC by Retained	6	Arraign. in DC by Assign. Atty.	5
D.C. VOB/FTA/OSC/FTP	40	Arraign. in DC IPP	1		

	Aug. 2024	Aug. 2025	Aug. 2026
Total Number of Referrals:	209	249	215

C.C. FEL/VOP/PPO	13	Misd.	61
Felony	76	Traffic	65

	Aug. 2024	Aug. 2025	Aug. 2026
Total Number of Assignments:	209	247	212

C.C. FEL/VOP/PPO	13	Misd.	60
Felony	76	Traffic	63

	Aug. 2024	Aug. 2025	Aug. 2026
Total Number of Defendants denied Court Appointed Counsel:	0	2	3

C.C. FEL/VOP/PPO	0	Misd.	1
Felony	0	Traffic	2

ARRAIGNMENTS

JEFF MARTIN

	Aug. 2024	Aug. 2025	Aug. 2026
Total Arraignments:	102	158	141

Felonies	31		
Misd.	35		
Traffic	31		
Arraign. Only	23	**Settled at Arraignment**	5
VOB/FTA/OSC/FTP	21		

GARSKE/HEWITT

	Aug. 2024	Aug. 2025	Aug. 2026
Total Arraignments:	130	115	115

Felonies	40		
Misd.	24		
Traffic	29		
Arraign. Only	3	**Settled at Arraignment**	0
VOB/FTA/OSC/FTP	19		

CIRCUIT COURT

	Aug. 2024	Aug. 2025	Aug. 2026
Total Arraignments:	32	28	25

		Arraigned by Assigned Attorney	Arraigned by Retained Attorney or IPP	Assigned without an Arraignment
C.C. FEL/VOP/PPO	13	13	0	1
C.C. VOB/FTA/OSC	12	12	0	

ASSIGNMENTS

There were a total of **212** defendants assigned

ANDREA LABEAN

	Aug. 2024	Aug. 2025	Aug. 2026
Assignments:	8	1	4

		Arraigned by LaBean	Arraigned by POLTORAK on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	0		1	
Felonies	4			
Misd.	0			
Traffic	0			

There were a total of **212** assignments on felonies, misdemeanors, traffic & violations of probation, which the **Andrea LaBean** was assigned.

4 or 2% .

PAUL BUKOWSKI

	C. Johnson Aug. 2024	Aug. 2025	Aug. 2026
Assignments:	14	18	16

		Arraigned by POLTORAK	Arraigned by Bukowski on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	2	1		1
Felonies	11			
Misd.	1			
Traffic	2			

There were a total of **212** assignments on felonies, misdemeanors, traffic & violations of probation, which the **Paul Bukowski** was assigned.

16 or 8% .

RYAN JANER

	M. Kanuszewski Aug. 2024	Aug. 2025	Aug. 2026
Assignments:	35	23	29

		Arraigned by Janer	Arraigned by Janer on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	0			
Felonies	0			
Misd.	13			
Traffic	16	3		

There were a total of **212** assignments on felonies, misdemeanors, traffic & violations of probation, which the **Ryan Janer** was assigned.

29 or 14% .

NICHOLAS FEINAUER

	Aug. 2024	Aug. 2025	Aug. 2026
Assignments:	0	0	6

		Arraigned by Feinauer	Arraigned by Feinauer on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	0			
Felonies	6			
Misd.	0			
Traffic	0			

There were a total of **212** assignments on felonies, misdemeanors, traffic & violations of probation, which the **Nicholas Feinauer** was assigned.

6 or 3% .

MICHAEL HUBER

Assignments:	Aug. 2024	Aug. 2025	Aug. 2026
	10	20	6

		Arraigned by POLTORAK	Arraigned by Huber/ POLTORAK on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	4	4	6	
Felonies	2			
Misd.	0			
Traffic	0			

There were a total of 212 assignments on felonies, misdemeanors, traffic & violations of probation, which the **Michael Huber** was assigned.

6 or 3% .

AARON HETHERINGTON

Assignments:	Aug. 2024	Aug. 2025	Aug. 2026
	13	21	16

		Arraigned by POLTORAK	Arraigned by Hetherington/POLTORAK on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	1	1	2	
Felonies	13			
Misd.	2			
Traffic	0			

There were a total of 212 assignments on felonies, misdemeanors, traffic & violations of probation, which the **Aaron Hetherington** was assigned

16 or 8% .

ANDREW BONNELL

Assignments:	Aug. 2024	Aug. 2025	Aug. 2026
	43	39	32

		Arraigned by Bonnell	Arraigned by Bonnell on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	0			
Felonies	0			
Misd.	19			1
Traffic	13			

There were a total of 212 assignments on felonies, misdemeanors, traffic & violations of probation, which the **Andrew Bonnell** was assigned

32 or 15% .

ROSTER ATTORNEYS

Assignments:	Aug. 2024	Aug. 2025	Aug. 2026
	86	125	103

		Arraigned by Assigned Attorney	Arraigned by Assigned Attorney on VOB/FTA/OSC	Assigned without an Arraignment
C.C. FEL/VOP/PPO	6	6	3	
Felonies	40	2		3
Misd.	25			
Traffic	32			

*1 Case Settle @ Arraignment

There were a total of 212 assignments on felonies, misdemeanors, traffic & violations of probation, which the **Roster Attorneys** were assigned

103 or 49% .

RETAINED ATTYS.

C.C. FEL/VOP/PPO	
C.C. VOB/FTA/OSC	
Felonies	2
Misd.	4
Traffic	
D.C. VOB/FTA/OSC	
Total Arraignments In Dist. Crt. By Retained	6

IPP

C.C. FEL/VOP/PPO	
C.C. VOB/FTA/OSC	
Felonies	
Misd.	
Traffic	1
D.C. VOB/FTA/OSC	
Total Arraignments In Dist. Court IPP	1

DENIED

C.C. FEL/VOP/PPO	
Felonies	
Misd.	1
Traffic	2
Total Denied	3
WILL HIRE AFTER ARRAIGNMENT	
FELONIES	1

ASSIGNED W/OUT ARRAIGN

Assigned w/o Arraign. C.C.	1
Assigned w/o Arraign. D.C.	4
WAIVED ATTORNEY	1
CC SETTLED @ ARRAIGN.	1
DC SETTLED @ ARRAIGN.	5

COMMITTEE OF THE WHOLE
MINUTES

MEETING OF THE BAY COUNTY COMMITTEE OF THE WHOLE HELD ON TUESDAY, SEPTEMBER 1, 2026, FOURTH FLOOR, BAY COUNTY BUILDING.

CALL TO ORDER BY CHAIR CRETE AT 4:00 P.M.

MOTION NO.

COMMISSIONERS PRESENT:		1	2	3	4	5	6	7	8	9	10	11	12
JEROME CRETE, CHAIR	P	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
KATHY NIEMIEC	P	Y	Y	Y	Y	Y	Y	Y	M/Y	Y	S/Y	Y	Y
VAUGHN J. BEGICK	P	Y	Y	S/Y	Y	Y	Y	S/Y	Y	Y	Y	Y	S/Y
LARRY BESON	P	M/Y	S/Y	Y	Y	S/Y	S/Y	M/Y	S/Y	S/Y	Y	S/Y	Y
CHRISTOPHER RUPP, V. CHAIR	E												
JESSE DOCKETT	P	S/Y	M/Y	Y	S/Y	M/Y	M/Y	Y	Y	M/Y	Y	M/Y	M/Y
TIM BANASZAK, EX OFFICIO	P	Y	Y	M/Y	M/Y	Y	Y	Y	Y	Y	M/Y	Y	Y

MOTION NO.

COMMISSIONERS PRESENT:	13	14	15	16	17	18	19	20	21	22	23	24
JEROME CRETE, CHAIR	Y	Y	Y	Y	Y							
KATHY NIEMIEC	Y	Y	Y	Y	Y							
VAUGHN J. BEGICK	Y	Y	S/Y	M/Y	Y							
LARRY BESON	S/Y	S/Y	Y	S/Y	S/Y							
CHRISTOPHER RUPP,V.CHAIR												
JESSE DOCKETT	Y	M/Y	M/Y	Y	M/Y							
TIM BANASZAK, EX OFFICIO	M/Y	Y	Y	Y	Y							

MOTION NO.

COMMISSIONERS PRESENT:	25	26	27	28	29	30	31	32	33	34	35	36
JEROME CRETE, CHAIR												
KATHY NIEMIEC												
VAUGHN J. BEGICK												
LARRY BESON												
CHRISTOPHER RUPP,V.CHAIR												
JESSE DOCKETT												
TIM BANASZAK, EX OFFICIO												

OTHERS PRESENT: C. Gignac, M. Beaver, J. Barcia, S. Trepkowski, L. Arsenault, A. Poirier, A. Davis-Johnson, T. Jerry, W. Prince, N. Putt,

ZOOM:

M- MOVED; S-SUPPORTED; Y-YEA; N-NAY; ABS.-ABSTAIN; E-EXCUSED; A-ABSENT; W-WITHDRAWN

COMMITTEE OF THE WHOLE MINUTES
TUESDAY, SEPTEMBER 1, 2026

MOTION NO.

NOTE: In addition to these typed minutes, which provide an overview of the meeting and are not verbatim, this Committee meeting was also videotaped. The tapes are available for review in the Executive's Office or can be viewed on Bay County's website, at www.baycountymi.gov/executive/videos.

1. MOVED, SUPPORTED, AND CARRIED TO EXCUSE COMMISSIONER RUPP FROM THE SEPTEMBER 1, 2026, COMMITTEE OF THE WHOLE MEETING.

2. MOVED, SUPPORTED, AND CARRIED TO APPROVE THE SEPTEMBER 1, 2026, COMMITTEE OF THE WHOLE AGENDA.

3. MOVED, SUPPORTED, AND CARRIED TO APPROVE THE AUGUST 11, 2026, COMMITTEE OF THE WHOLE MINUTES, AS PRINTED.

   Public input was called, with no one wishing to address the Commission.

   Next on the agenda was a presentation by Lisa Neal regarding opioid settlement funds appropriated for Tri-CAP placements. Mrs. Neal provided an overview of the Tri-County Community Adjudication Program and answered questions from the Commissioners.

4. MOVED, SUPPORTED, AND CARRIED TO RECEIVE THE PRESENTATION (COMMUNITY CORRECTIONS).

5. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR 2026 BAY COUNTY WINTER L-4029 (EQUALIZATION).

6. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR THE BAY COUNTY OPIOID REMEDIATION GRANT PROGRAM 2026 (COURT ADMINISTRATOR).

7. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR MDOT MASTER AGREEMENT FY 2027-2029 (TRANSPORTATION PLANNING/BCATS).

8. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR THE BODY TRANSPORT SERVICES CONTRACT 2026 (HEALTH DEPARTMENT).

9. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR THE SCSEP WORKSITE AGREEMENT WITH REGION VII 2026-2028 (DEPARTMENT ON AGING).

10. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR ADULT FOSTER CARE HOMES LEASE AGREEMENTS 2026 (RECREATION & FACILITIES).

11. MOVED, SUPPORTED, AND CARRIED TO RECEIVE THE GENERAL FUND EQUITY FOR 2025-2026 (FINANCE).

12. MOVED, SUPPORTED, AND CARRIED TO RECEIVE EXECUTIVE DIRECTIVE #2007-11 (FINANCE).

13. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR REQUEST TO TRANSFER FUNDS FROM HOUSING REHABILITATION LOANS TO GENERAL FUND 2025-2026 (FINANCE).

14. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR CAPITAL LEASE FOR DELL EQUIPMENT AND PURCHASE (FINANCE/INFORMATION SYSTEMS).

15. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED PAYABLES RESOLUTION (FINANCE).

16. MOVED, SUPPORTED, AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PROPOSED RESOLUTION FOR THE OFFICE OF ASSIGNED COUNSEL REPORT FOR JULY 2026.

17. MOVED, SUPPORTED, AND CARRIED TO ADJOURN (4:19 P.M.).

SUBMITTED BY:

LINDSEY ARSENAULT
BOARD COORDINATOR