

**HUMAN SERVICES COMMITTEE
September 17, 2018
Minutes**

Members Present: Banas, Nolan, Koenig, Morgan, Sebolt, Tennis (arrived at 6:46 p.m.) and Naeyaert

Members Absent: None

Others Present: Commissioner Mark Grebner, Commissioner Randy Maiville, Matt Nordfjord, Rick Terrill, Linda Vail, Joy Gleason, Shelly Neal, Greta Win, Carolyn Beaune, Lori Noyer, Melissa Buzzard, David Mittleman, Paul Novak, Mark McCorkle, Michael Townsend, Jared Cypher, Lindsey LaForte, and others.

The meeting was called to order by Chairperson Banas at 6:30 p.m. in Personnel Conference Room "D & E" of the Human Services Building, 5303 S. Cedar Street, Lansing, Michigan.

Approval of the August 27, 2018 Minutes

MOVED BY COMM. SEBOLT, SUPPORTED BY COMM. NAEYAERT, TO APPROVE THE MINUTES OF THE AUGUST 27, 2018 HUMAN SERVICES COMMITTEE MEETING.

THE MOTION CARRIED UNANIMOUSLY. Absent: Commissioner Tennis.

Additions to the Agenda

Chairperson Banas offered a resolution from the Parks Commission which would pass along funding from Meridian Township and the Friends of Ingham County Parks for a sidewalk at Lake Lansing Park South. She further stated that this project was started without going through the proper channels.

Chairperson Banas stated that the project had been stopped because it needed the approval by the Board of Commissioners and if it was not approved tonight it would wait until November. She further stated that it presented a safety hazard because it was currently under construction.

Chairperson Banas stated that she was familiar with the area and that a lot of senior citizens and others frequently use that entrance to the park and it was important to move this along.

MOVED BY COMM. SEBOLT, SUPPORTED BY COMM. KOENIG TO ADD THE RESOLUTION TO AUTHORIZE CONSTRUCTION OF A SIDEWALK AT LAKE LANSING PARK SOUTH TO THE AGENDA AS AGENDA ITEM NO. 3c.

THE MOTION CARRIED UNANIMOUSLY. Absent: Commissioner Tennis.

Limited Public Comment

Commissioner Mark Grebner presented a wayfinding sign for the Lansing River Trail. He further stated that at a previous meeting he had pointed out that signs could be made for \$200 rather than \$800.

Commissioner Grebner stated that he used the graphics from the Parks Department report and had this sign made. He further stated that this was changed a bit from the original request as this was using a standard size and cut.

Commissioner Grebner stated that this sign cost \$200.00. He further stated that this was standard 15/100 of an inch aluminum rather than what was specified by the Parks Department.

Commissioner Grebner stated that this was a vinyl sheet on a blank, which could be replaced, if needed. He further stated that he would be happy to take questions.

Chairperson Banas invited Commissioner Grebner to take his sign to the next Wayfinding Taskforce meeting. She thanked him for coming.

Discussion.

MOVED BY COMM. NAEYAERT, SUPPORTED BY COMM. NOLAN, TO APPROVE A CONSENT AGENDA CONSISTING OF THE FOLLOWING ACTION ITEMS:

2. Fair Office
 - a. Resolution to Authorize an Agreement with Spicer Group to Develop Specifications for the Improvements to the Four Pole/Horse Barns on the Ingham County Fairgrounds
3. Parks Department
 - a. Resolution to Authorize an Application to the Ingham County Trails and Parks Millage Fund for Accessibility Improvements to Hawk Island
 - b. Resolution to Authorize an Application to the Ingham County Trails and Parks Millage Fund for Accessibility Improvements to Lake Lansing South
 - c. Resolution to Authorize Construction of a Sidewalk at Lake Lansing Park South
4. Health Department
 - a. Resolution to Accept 2018 Health Center Quality Improvement Funds
 - b. Resolution to Extend Agreement with MDHHS with Additional Funds to Provide Refugee Health Assessments
 - c. Resolution to Amend Clean Sweep Agreement
 - d. Resolution to Authorize a Purchase and Services Agreement with Otech Group LLC
 - f. Resolution to Authorize an Agreement with Southeastern Michigan Health Association
 - g. Resolution to Convert WIC Family/Child/Infant Advocate Position to Medical Assistant I Position

5. Human Services Committee
 - a. Resolution to Authorize a Cooperative Cash Match Agreement with Michigan Rehabilitation Services

THE MOTION CARRIED UNANIMOUSLY. Absent: Commissioner Tennis.

THE MOTION TO APPROVE THE ITEMS ON THE CONSENT AGENDA CARRIED UNANIMOUSLY. Absent: Commissioner Tennis.

1. Ingham Health Plan – Health Services Millage (*Discussion*)

Lori Noyer, Ingham Health Plan (IHP) Executive Director, read a statement which is included in the minutes as Attachment A.

Commissioner Nolan stated that she was a member of the IHP Board of Directors as the Board of Commissioner's representative. She further stated that at one time, IHP had a \$12 million fund balance and now it was going down to nearly \$4 million.

Commissioner Nolan stated that she supported this additional funding and that it was time to move forward. She further stated that the County should help them complete these payments with millage dollars starting as soon as possible.

Commissioner Koenig asked how many members IHP had.

Ms. Noyer stated that they serviced about 1,750 members with 1220 being millage, and about 530 Bridge members. She further stated that they had a fluid membership and sometimes people were only members for 60 to 90 days.

Ms. Noyer stated that they had served about 2,000 people this year.

Commissioner Koenig asked how many employees IHP had and what they did.

Ms. Noyer stated that IHP employed six people and they performed a variety of functions including processing claims, maintaining community relationships, and more which had been included in the information provided to the Committee.

Commissioner Tennis arrived at 6:46 p.m.

Commissioner Koenig stated that she was asking specific questions to find out what the IHP Board of Directors might see as their future. She further stated that as of now, Ingham County was the sole funder of IHP and it was a strange position to be in.

Commissioner Koenig stated that Ingham County used to manage health plans for other counties which was profitable. She further stated that going forward the County could not be the sole supporter as it was not sustainable.

Commissioner Koenig asked what they planned to do to gain other funding sources.

Ms. Noyer stated that managing other health plans was one opportunity to receive funding as well as grants.

Carolyn Beaune, Ingham Health Plan Associate Director, stated that the County made money managing the other counties' health plans, IHP did not make money on that. She further stated that the administration of the plans was done by the Ingham County Health Department (ICHHD).

Commissioner Koenig stated that it was profitable for the County but IHP was not.

Ms. Noyer stated that she was looking for different sources of funding but there were very few sources. She further stated that they were lucky to have the support of the community and the taxpayers who supported a millage that provides funding to their organization.

Commissioner Koenig stated that it was County millage. She further stated that Ingham County and IHP were two separate entities.

Commissioner Koenig stated that it was Ingham County who asked for the millage and support from the voters. She further stated that it was not the IHP millage.

Ms. Noyer stated that she was not clear on all of the history, but that she had felt it was an IHP millage.

Commissioner Koenig stated that Community Mental Health (CMH) also received millage funds from the Ingham Health Millage. She further stated that the County operated the millage.

Commissioner Koenig stated that she wanted to know why the County should be partners with IHP. She further stated that she wanted to see what could happen to improve IHP because it was needed more now than ever.

Ms. Noyer stated that their fund balance was to sustain services if the millage funding had been eliminated.

Commissioner Koenig stated that going forward the millage was the sole source of funding and it would be like that for the foreseeable future. She further stated that she would like to see more funding than that and for IHP to be more sustainable.

Chairperson Banas asked about the additional funds that were being requested. She further stated that she wanted to know where the money would go and if it would cover administrative costs or member services.

Ms. Noyer stated that the additional funding would go toward a 20% administrative cost and the rest would be for services for their members for this year and 2019.

Commissioner Tennis stated that he had to apologize for coming in late. He further stated that it sounded like there had been some hostility toward the IHP at this meeting.

Commissioner Tennis stated that IHP had been in existence for longer than any of the Committee members had been on the Board of Commissioners. He further stated that he had to learn about it when he joined the Board of Commissioners in 2007.

Commissioner Tennis stated that at its peak, IHP served 15,000 residents but most residents were able to get health care other places after the Affordable Care Act (ACA) was implemented. He further stated that the Ingham Health Millage was established about that same time.

Commissioner Tennis stated that the impetus for that millage was to provide more health care coverage for County residents. He further stated that after the number of people dropped from IHP due to the ACA, then some funding from the Ingham Health Millage was dedicated to CMH and the millage rate was lowered.

Commissioner Tennis stated that he would like to know what the per-person, per-year cost for primary care services was under IHP, because it seemed amazingly low.

Ms. Noyer stated that it cost \$82.82 per member, per month.

Commissioner Tennis stated that the County was getting an amazing value for what they spent. He further stated that he did not understand some of the hostility he sensed in this Committee.

Commissioner Tennis stated that in this political climate, it was hard to tell what would happen to the Healthy Michigan program and the ACA. He further stated that he liked having the additional funds to sustain this program when needed.

Commissioner Tennis stated that the number of residents needing this program might go up someday. He further stated that he appreciated being able to have a low millage rate, fund some CMH programs, and continue to fund over 1,000 residents' insurance coverage at a low rate.

Chairperson Banas stated that at the last conversation, everyone seemed to agree that IHP was something that was needed and were interested in continuing to fund it. She further stated that there was an agreement that the vulnerable population in Ingham County needed this coverage but it was a debate about where the funding came from.

Commissioner Tennis stated that he had entered at a time when IHP was being treated as a hostile witness during the questioning.

Discussion.

Commissioner Nolan stated that she agreed and disagreed with both colleagues. She further stated that the Ingham Health Millage was a County millage which meant that the Board of Commissioners decided how to spend those funds.

Commissioner Nolan stated that it was never intended to be only an IHP millage. She further stated that IHP was an organization that used millage funding, but the County also had the ICHD that may need funding.

Commissioner Nolan stated that these things were never simple which was why needed. She further stated that at the time the millage was voted in, there was bad information given to the County by IHP.

Commissioner Nolan stated that IHP had given bad information that 13,000 people needed health care coverage which was why the millage went through. She further stated that she was grateful to pick up those who needed the services.

Commissioner Nolan stated that there was a fund balance issue because the economies of scale could no longer be reduced any further and still get the job done. She further stated that IHP staff was as small as could be.

Ms. Noyer stated that IHP did administer the Washtenaw Health Plan also.

Commissioner Nolan stated that there were only two county health plans remaining in Michigan.

Ms. Noyer stated that there six total county health plans in Michigan, which also included Genesee, Bay Area, and Muskegon.

Commissioner Nolan stated that she stood corrected. She further stated that they needed IHP to serve residents in need of health insurance in the County.

Commissioner Nolan stated that was how the County had set the millage up. She further stated that she supported the concept of paying for Bridge people to help with fund balance.

Commissioner Nolan stated that this would still be needed down the road, especially if this Committee and the Board of Commissioners decided to change the name of the millage and the allocation of funds.

Ms. Noyer stated that they needed to keep in mind that because they had a fund balance that it was harder to apply for some grants. She further stated that it would be self-defeating to spend down their fund balance only to qualify for more funding.

Commissioner Naeyaert stated that every time this issue came up it was baffling. She further stated that Commissioner Nolan used to not be supportive of IHP but had changed.

Commissioner Naeyaert asked why there was 6 employees, not the 9.5 listed on their information.

Ms. Noyer stated that they had a staff reduction since this information had been printed.

Commissioner Naeyaert stated that when the County had lowered the millage rate because there had been less members, IHP did not lower their spending. She further stated that it was difficult in the past to receive information from IHP.

Commissioner Naeyaert asked how the DHHS contract to send out a mailing for IHP had been achieved.

Ms. Noyer stated that she reached out to her DHHS contact because they were working with people who had emergency only services only or spend down plans that may be eligible for IHP. She further stated that DHHS said that these people could not be automatically enrolled into IHP but that DHHS could send mailing to inform them of this program.

Ms. Noyer stated that these were people with limited Medicaid benefits.

Commissioner Naeyaert asked if the Ingham County Health Department could service these people.

Ms. Noyer stated that often IHP were insuring these residents and the ICHD was able to provide the services. She further stated that they provided the coverage and their member choose their use providers.

Ms. Noyer stated that essentially IHP took millage funds and passed them through to providers including ICHD.

Commissioner Naeyaert asked how many members utilize ICHD.

Ms. Noyer stated that about 70% of their members use ICHD. She further stated that a large number of the remainder use Cristo Rey because of their Spanish language services.

Commissioner Naeyaert asked if IHP provided an interpreter.

Ms. Noyer stated that they had an interpreter on contract.

Commissioner Naeyaert asked if they made money on being the administrators for Washtenaw County's health plan. She asked how many enrollees they had.

Ms. Noyer stated that they have about 1,700 members.

Commissioner Naeyaert how does it cost them less only \$132,000 for their program.

Ms. Beaune stated that was only their administrative cost and not the cost for their services.

Commissioner Naeyaert asked why they provided that service and how IHP benefitted from the agreement.

Ms. Noyer stated that they have the infrastructure available and it made more sense to use that for more than one plan.

Commissioner Naeyaert asked if IHP reached out to other counties offering their administrative services.

Ms. Noyer stated that they had reached out to other counties, specifically Genesee County but they were happy with their third-party administrator.

Commissioner Naeyaert stated that at one time about 22 counties that had health plans but now that number was down to six counties. She asked what other counties were doing with their residents who had been using their health plan.

Ms. Noyer stated that many members qualified for ACA or Healthy Michigan, but those who did not qualify did not have coverage.

Commissioner Naeyaert stated that it seemed strange to her that other counties did not need this extra funding.

Ms. Beaune stated that some Counties had a fund balance and used it up over the last few years before closing their health plans.

Commissioner Naeyaert stated that it was concerning that they never lowered their budget during lean times when the number of members was down to about 400. She further stated that the per-person cost was much higher at the time as she remembered it being about \$1,000 per person.

Commissioner Tennis stated that it was \$1,000 per-year, per-member, not per-month. He further stated that if you multiplied out the \$82.82 per-person, per-month cost over 12 months it was about \$1,000.

Commissioner Koenig asked what Wayne, Oakland, and Macomb counties did without health plans.

Ms. Noyer stated that many of their residents qualified for the ACA or Healthy Michigan.

Commissioner Koenig asked if Ingham County did not also have many residents who qualified for ACA or Healthy Michigan.

Ms. Noyer stated that Ingham County had a number of people without residency.

Commissioner Koenig stated that Wayne County also had that population of people. She asked why the administrative fee doubled last year.

Ms. Noyer stated that it was an administrative fee on services provided and it was 20% which was double over previous years.

Commissioner Koenig asked what it was on average.

Jared Cypher, Deputy Controller, stated that it was about 10% on average.

Chairperson Banas asked why it doubled.

Ms. Noyer stated that it was before her time.

Commissioner Tennis stated that IHP had asked for Ingham County to coverage Bridge members but they did not want to fully fund that and in order to make up for some of the cost the County had decided to go up to 20%.

Commissioner Koenig stated that now IHP was asking for the Bridge members to be funded

Commissioner Tennis they always asked for that funding and he always supported it.

Commissioner Koenig stated that she was a little hostile and Commissioner Tennis was right about that. She further stated that there was a high percentage of people could be going to the ICHD anyway and receive services.

Commissioner Koenig stated that they could cut out the middle man and fund ICHD directly for those services. She further stated that the ICHD stated that they could do that.

Ms. Noyer stated that ICHD was providing primary care, but the clients sometimes needed specialty care like pharmacy, labs, radiology, and more.

Commissioner Koenig maybe IHP should provide specialty services on their own and just send everyone to the ICHD for primary care.

Ms. Noyer stated that they were working really closely with the ICHD. She further stated that the IHP was payer of last resort and they were coordinating with them.

Commissioner Tennis stated that the Recording Secretary should take good minutes because this came up every year and it could save time to read them back next year. He further stated that he did not support ICHD taking over all of the IHP members because a lot of specialty care was not covered and it would take away choice.

Commissioner Tennis stated that he did not like the idea that if you "can't afford to pay you have to go here only." He further stated that some members already go to Care Free medical or have relationship with another physician, and although most people should go to ICHD because it was the best care, he did not want to wipe out choice.

Commissioner Sebolt stated that the Committee should pay full attention to these details. He further stated that IHP was asking for \$300,000 for this year was for people that the Board of Commissioners had asked them to cover, and it did not include the Bridge people.

Commissioner Sebolt stated that this funding helped to cover the people they traditionally covered. He further stated that he was fully supportive of covering the Bridge people and was happy to vote on that tonight if this was not discussion only.

Mr. Cypher stated that even though there was no resolution tonight he would appreciate some direction on what the Committee would like to see brought forward later.

Commissioner Morgan stated that he was new to this Committee but not new to this issue as he spent four or five years consulting for Genesee and Bay Area Health Plans. He further stated that he brought up a bunch of articles via Google and it was evident that the millage was sold to voters as Ingham Health Plan millage although named Ingham Health Services.

Commissioner Morgan stated that even if the County took everything in-house, it needed to be taken back to the voters and resold.

Chairperson Banas stated that the County did collect the millage funds and they were the ones who put it on the ballot.

Commissioner Nolan asked Linda Vail, Ingham County Health Officer, to speak to this briefly. She further stated that she would like to know what would happen if the County took the IHP members and brought them to the ICHD.

Chairperson Banas what could happened if IHP just covered specialty services.

Ms. Vail stated that IHP was a payer and the ICHD was a provider which were two different things. She further stated that the ICHD could see the vast majority of these patients, but Commissioner Tennis made valid point about choice.

Ms. Vail stated that not every physician or provider contracted with IHP, so choice was already limited somewhat. She further stated that she had pointed out in conversations about why not do this in-house that it would be just as expensive to do in-house as it was to go through IHP.

Ms. Vail stated that if IHP were to close it down, then there would have to be some rebuilding and that it was not cheap to 1,800 patients. She further stated that she was not sure how it would work to refer to IHP for specialty services only, since patients would have no connection with IHP.

Ms. Vail asked how they could work together if patients did not have the service. She further stated that she was unsure how it would all work.

Ms. Vail stated that ICHD received the reimbursement for their services from IHP but it was not near the wrap around cost. She further stated that the ICHD was always there to serve no matter what and could work with a sliding scale or reduced costs, if needed.

Commissioner Naeyaert stated that Ms. Vail always made things easy to understand and she appreciated that. She asked what happened if a patient came into the ICHD and needed a specialty services such as an MRI.

Ms. Vail stated that they referred the patient to a specialty provider.

Commissioner Naeyaert asked if the cost were covered for the patient.

Mr. Vail stated that she was unsure if the specialty provider had the ability to cover those costs.

Commissioner Naeyaert asked if a specialty doctor would take anyone.

Ms. Vail stated that was not the case.

Commissioner Naeyaert stated that insurance told her who to see and not see so choices were limited. She further stated that she did not think that it was a big deal to tell IHP members where to go for care even if it was not under one umbrella.

Commissioner Naeyaert stated that specialty care could be given elsewhere.

Ms. Noyer stated that there was a network of providers within an insurance plan, so choices are limited, but choice was not eliminated.

Commissioner Naeyaert stated that was true. She asked if someone came in and could not afford care what would happen to the people who needed specialty services.

Chairperson Banas stated that it was now 7:30 p.m. and there were more items on the agenda, so they should move along. She further stated that there was interest in fashioning a resolution for the next meeting.

Mr. Cypher stated that the millage fund had a fund balance of about \$800,000. He further stated that it was not totally sustainable to keep paying more, but there was some room for an increase.

Mr. Cypher stated that the amount levied in the millage could also be increased.

Chairperson Banas asked if the Committee acted on the request for 2018 and did not take action for 2019 would that be sufficient.

Ms. Noyer stated that they would take it back to the IHP Board of Directors and ask.

Chairperson Banas asked if taking an incremental approach would cause duress.

Ms. Noyer stated that if they did not take action on 2019 there would be time to further discuss that. She further stated that they would be appreciate acting on 2018 as soon as possible.

Chairperson Banas stated that it could be done in incremental steps. She asked if this additional funding would go toward medical needs and not additional staff.

Commissioner Morgan stated that taking this incrementally was a good solution and gave them some time to see what was happening politically.

Commissioner Sebolt stated that he agreed with Commissioner Morgan. He asked if the Board of Commissioners could increase millage by various amounts or if it was an all or nothing increase.

Mr. Cypher stated that it can be increased in any amount as long as it did not exceed the top amount of .52 mills per year.

Ms. Noyer asked to clarify what the timeframe would be to determine 2019 funding.

Chairperson Banas stated that it would have to be looked at every month until a determination were to be made.

Mr. Cypher stated that if the Committee wanted to increase the millage they would need to address that soon because it needed to be done with the approval of the budget.

Discussion.

MOVED BY COMM. NOLAN, SUPPORT BY COMM. TENNIS. TO BRING FORWARD A RESOLUTION AT THE NEXT COMMITTEE MEETING.

Commissioner Koenig stated that this was a discussion item so action could not be taken.

Chairperson Banas stated that they would not vote on the motion. She further stated that Mr. Cypher could prepare a resolution for the 2018 funding increase for the next Committee meeting.

2. Fair Office
 - b. Fair Budget Projection (*Discussion*)

Chairperson Banas stated that there had been a deficit for this year for the Fair Budget. She further stated that the Committee could have a discussion about possibly covering the balance and thoughts about how to best move forward.

Discussion.

Mr. Cypher stated that the Controller's Office had been working with the Budget Office and Fair Office to examine the Fair fund. He further stated that it was short by about \$107,000 this year.

Mr. Cypher stated that they had looked to fill the gap and believe that it is possible to use CIP funds, which was hotel/motel tax money. He further stated that with direction from the Committee they could bring back a resolution.

Mr. Cypher stated that they could skip the paving project that the CIP funds were slated for and plug the budget hole. He further stated that it was not sustainable to continue to operate this way.

Mr. Cypher stated that CIP money was to be used for capital improvements and if it was not put back in venue, the venue suffered. He further stated that keeping the venue up-to-date was important to attracting people to use the venue.

Mr. Cypher stated that this was a bad cycle to get into. He further stated that he had presented three options in his memo, although he did not recommend the third option.

Mr. Cypher stated that there was a structural deficit in this budget. He further stated that he needed additional time to complete a thorough analysis of the Fair budget.

Mr. Cypher stated that in the memo there was a chart which showed the off season of the budget was in a deficit of \$45,000 in 2011 and it increased linearly to \$200,000 in 2017. He further stated that the week of the Ingham County Fair was a consistent moneymaker, except for in 2017 which was an anomaly.

Mr. Cypher stated that there had been a revenue problem for the non-fair weeks and he was performing a line item analysis to identify areas where that could be improved. He further stated that they did not know what the problem was, but he was looking for it.

Mr. Cypher stated that there were some things that he identified as being able to change in order to increase revenue, such as winter storage fees. He further stated that the Fairgrounds had 6,000 linear feet of winter storage and the charge was \$9/linear foot.

Mr. Cypher stated that it was about as cheap as you could get for covered storage and the rates had not been raised since 2010. He further stated that by bringing it up to \$11/linear foot they would raise \$12,000 more annually.

Mr. Cypher stated that he would have more specific recommendations at a later date.

Chairperson Banas stated that she was happy to hear that there were not revenue problems during the Ingham County Fair. She further stated that she wanted to examine line items to increase revenue.

Chairperson Banas stated that the Committee could have a discussion on how to restructure and eliminate the deficit. She further stated that Mark McCorkle, Fair Board Director, was new to this position and she looked forward to them looking ahead progressively.

Commissioner Nolan stated that she had an opportunity to speak to a friend in Kalamazoo County where they just finished their fair, and their fair director was a part-time position. She further stated that the Committee needed to look at other counties of comparable size and examine how they organized their fairs and their staff.

Commissioner Nolan stated that there was a need for real change in how the Fair was organized. She further stated that she did not want it to go away, but thought that it might include a reduction in the Director's position to half-time.

Commissioner Naeyaert stated that she thought they needed to hear from the Fair Director for his ideas and thoughts on this situation. She further stated that she was not sure how many people drove by Fairgrounds, but there was something going on there every weekend.

Commissioner Naeyaert stated that she would like to go line-by-line to see if there were other ways to make changes with how much was being charged for use of the facilities. She further stated that Mr. McCorkle had not have time to examine this yet.

Commissioner Naeyaert stated that she thought that the average person had no idea of how much the Fairgrounds were utilized.

Chairperson Banas asked the Fair Director to comment.

Mr. McCorkle stated that he came on board with a true passion for the Fair and 4-H. He further stated that he had grown up in a 4-H family and was still involved in 4-H. He further stated that they provided services for people nearly every weekend of the year.

Mr. McCorkle stated that the next year was the 165th year of the Ingham County Fair and that this was an aging facility. He further stated that the maintenance of over 25 buildings was not inexpensive.

Mr. McCorkle stated that there were also high utility costs. He further stated that he would like the Fairgrounds to be self-sustaining.

Mr. McCorkle stated that he would like to have improvements, like bringing in a composter to take care of waste and solar panels for electricity, and LED lights to lower costs. He further stated that they were down to three employees right now and it was tough to lower costs and get things done at the same time.

Mr. McCorkle stated that he would like to bring in an expo center or a grandstand to also improve the venue.

Chairperson Banas asked if Mr. McCorkle was prepared to work with the Controller and Facilities Director to look at ways of improving this.

Mr. McCorkle he was willing to do that and work with partners such as ITC and Consumers for funding for something like an expo center or grandstand.

Michael Townsend, Budget Director, stated that annually the County examined the fees for everything but not the Fair. He further stated that it was important to look at the revenue and fees too.

Commissioner Naeyaert asked about charging for entrance fees and rides. She further stated that there was a time when the County sold the wrist bands and ride tickets themselves and the Fair was more profitable then.

Mr. McCorkle stated that they made over \$100,000 on the carnival with Skerbecks Carnival this year. He further stated that given more time he could have raised more funds during fair week by seeking more sponsors.

Mr. Cypher stated that they had only charged an entrance fee and separated out the carnival cost for a very long time.

Mr. McCorkle stated that there had been a switch with the collection of livestock money in 2011.

Commissioner Sebolt asked why they did not look at Fair fees annually.

Mr. Cypher stated that the authority to look at Fair fees had been given to the Fair Board years ago.

Commissioner Sebolt asked if the Controller's Office could make recommendations to the Fair Board directly.

Mr. Cypher stated that the Fair Director could make those recommendations.

Commissioner Sebolt knew that the Fair Director was going to need help because he was hired not long before the Ingham County Fair took place. He asked how much additional support was given this year.

Mr. Cypher stated that there was quite a bit of additional support, but Mr. McCorkle did not start until May and that was about the worst time to bring on a new Fair Manager. He further stated that because everything had been gearing up for the Ingham County Fair, it was difficult to even meet with Mr. McCorkle because he was playing catch up so much.

Commissioner Sebolt asked if there had been an offer of help and taking things off his plate.

Mr. Cypher stated that there were offers of help and support. He further stated that structural help was needed.

Mr. McCorkle stated that some the needed change was asking for sponsorship and such.

Mr. Cypher stated that it was important to point out that even with the low sponsorship rates at this year's Ingham County Fair, it had still made money.

Commissioner Sebolt stated he understood the difficulty that Mr. McCorkle was in and mainly had questions for the Controller's Office.

Commissioner Maiville stated that revenues were down and that he wondered why that was that not recognized earlier in the year.

Mr. Cypher stated that after Fair Week was when he took a look at the Fair budget.

Commissioner Maiville stated that there was a lot of activities at the Fairgrounds every weekend, but looking at this as a business model there were ways to address the expenses. He further stated that 3-4 venues there could be better utilized.

Commissioner Maiville stated that the new Fair Manager needed some time to work on these changes. He further stated that this was not Kalamazoo County, so a part-time fair manager would not work as well.

Commissioner Maiville stated a lot that can happen at the Fairgrounds every weekend and possibly weeknights too, which could bring additional revenue.

Commissioner Sebolt asked if the expenses at the Fairgrounds really changed if they did not do these events every week as the maintenance and some other cost would remain the same. He further stated that even if fee increases were kept as part of the Fair Board activities, maybe the Controller's Office could keep an eye on them.

Commissioner Maiville stated that the County allocated a large amount of General Fund money support the MSU Extension, or the Parks Department, and a smaller amount of money given to the to the Fair was not wasted. He further stated that to shut down the Fairgrounds off-season would be a huge impact to the 4-H program.

Commissioner Naeyaert stated that there was a new hotel being built in Mason because of the Fairgrounds and the need for accommodations nearby.

Chairperson Banas stated that there would be a resolution before the Committee at the next meeting and she would like to continue these conversations.

Commissioner Koenig stated that she had experience as a member of the Fair Board. She further stated that the last Director stated that the Fairgrounds were busy every weekend and that could not possibly be true.

Commissioner Koenig stated that this was not limited to the current revenue solely, but there was a need to look at the numbers to find out.

4. Health Department

- e. Resolution to Create Staff Positions for Sparrow-VOA

Commissioner Morgan left the room at 8:07 p.m.

MOVED BY COMM. NOLAN, SUPPORTED BY COMM. SEBOLT, TO APPROVE THE RESOLUTION.

THE MOTION CARRIED UNANIMOUSLY. Absent: Commissioner Morgan.

5. Human Services Committee

- b. Resolution to Amend Resolution #18-113 Authorizing an Agreement with Weitz & Luxenberg, P.C. to Represent Ingham County in Litigation Against Manufacturers and Wholesale Distributors of Opioids

Mr. Cypher stated that this was approved earlier this year and the attorneys were in negotiations about this contract and that several versions of agreements were in the committee packet. He further stated that there had been an agreement signed and waiting for the Board of Commissioners Chairperson's signature when it was pulled back.

Mr. Cypher stated that the County Attorney was not able approve the standard agreement because this was a business decision of the Board of Commissioners. He further stated that this contract did not match up with what the Board of Commissioners had told them they wanted in the first place.

Chairperson Banas asked why it took so long to come back with the difference between the Request for Proposal (RFP) and this contract.

Paul Novak, Weitz & Luxenberg Managing Attorney, stated that there was an intervening event that occurred.

Chairperson Banas what that event was.

Mr. Novak stated that in the spring of 2018, an indemnification clause was identified in a Florida contract and the Florida Bar stated that was against the rules of professional conduct. He further stated that in their view, it violated rules of professional conduct.

Mr. Novak stated that similar language that was included in the Ingham County agreement that was not included in the other 50 Counties in Michigan. He further stated that he understood if the County wanted to insist it be in the agreement but he did not want to agree to it.

Commissioner Morgan returned to the room at 8:14 p.m.

Mr. Novak stated that the ethical issue arose and they did not want anything to do with it.

Matt Nordfjord, County Attorney, stated that he and the law firm's attorneys get along well professionally and he was confident that they could handle the work. He further stated that they had just reached an impasse on this issue.

Mr. Nordfjord stated that he could not substitute his judgment for the Board of Commissioners' judgment. He further stated that this also struck things like the County Vendor Policy and the Living Wage Policy.

Mr. Nordfjord stated that this was a business decision for the Board of Commissioners to decide.

Commissioner Koenig stated that they had asked the Michigan State Bar about this before.

Mr. Nordfjord stated that they had asked a few times and were still waiting on an answer.

David Mittleman, Church Wyble Attorney, stated that there was an opinion from the Michigan State Bar dating back to 1986. He read a portion of the opinion.

Mr. Mittleman stated that the Florida Bar opinion was spot-on to avoid the ethical violations.

Commissioner Nolan left the room at 8:17 p.m.

Commissioner Koenig stated that opinion was in Florida and not Michigan.

Mr. Mittleman stated that it was basically the same policy.

Mr. Novak stated that in some states, there was language added to those provisions. He further stated that it was their intent that they would not come back to the County for these expenses, but he could not contractually commit himself to this.

Commissioner Koenig asked what Mr. Novak proposed.

Mr. Novak stated that they have language that met the provisions of professional conduct. He further stated that he was not trying to be difficult and they were Living Wage compliant and he appreciated that policy and the Non-Discrimination policy.

Mr. Novak stated that these additional policies could be included as side letter agreements.

Commissioner Nolan returned to the room at 8:19 p.m.

Commissioner Koenig asked the County Attorney what he proposed.

Mr. Nordfjord stated that he just wanted an answer on how they should move forward. He further stated that he was comfortable with the law firm and their ability to do the work, but he could not recommend that the County go against their policies.

Commissioner Koenig stated that they could move the County Policy portion to a side letter. She asked Mr. Nordfjord what he preferred.

Mr. Nordfjord stated that he preferred the language he had drafted.

Commissioner Koenig stated that it gave the County a certain amount of protection financially.

Mr. Nordfjord stated that it did and without going outside of the rules.

MOVED BY COMM. NOLAN, SUPPORTED BY COMM. TENNIS, TO APPROVE THE RESOLUTION.

Commissioner Koenig stated that Mr. Nordfjord thought they should have that language in there and it did not violate the rules.

Mr. Nordfjord stated that he was trying to accomplish the same thing and all of the lawyers saw the issue but had different solutions.

Commissioner Sebolt stated that he was a bit frustrated because they had this conversation before. He further stated that if there was no problem with things like Non-Discrimination and Living Wage policies, why not keep them in.

Mr. Mittleman stated that they wanted to keep things uniform and have essentially the same basic agreement with every county.

Commissioner Sebolt stated that the Board of Commissioners had been told that they could include specific contract language by Mr. Mittleman. He further stated that he was frustrated because now they were told that it would not be ok.

Commissioner Sebolt stated that this was not good faith negotiations.

Mr. Mittleman stated that to be fair he did agree to include specific contract language and then circumstances changed and they needed to follow the code of ethics.

Commissioner Sebolt stated that he understood the ethical issue about nonpayment but there were other things that were in the contract to protect County residents that had been struck. He further stated that if the County Attorney thought that the side letter were as strong as a signed contract that he would like them all to be signed at the same time.

Commissioner Tennis asked the County Attorney if he thought that the side letter agreements were just as having those items in the contract.

Mr. Nordfjord stated that these things are not that uncommon. He further stated that it was difficult structurally for county governments to enter into side agreements so this would be more of a side contract that the Chairperson would also sign.

Commissioner Tennis stated that the indemnification issue was something that had been discussed from the start of this issue. He further stated that he had felt all along after reading the ethics key point, that there could not be an agreement where the attorney says you did not have to pay.

Commissioner Tennis stated that he could see what County Attorney was saying, but if it was phrased like that then it was the same thing as not having it in there. He further stated that if it was the same as not having it in there then why have it in there.

Commissioner Tennis stated that this was like statue that had zero effect.

Mr. Nordfjord stated that there was more than just cost to consider and that this was a much broader issue. He further stated that it included things such as someone coming to County property and falling down the stairs while moving files from the Health Department.

Mr. Nordfjord stated that he felt comfortable modifying the contract but he could not approve it.

Commissioner Tennis asked if the County had indemnification clauses with everyone that had contracts.

Mr. Nordfjord stated that the County had them for everything.

Commissioner Koenig stated that he had never been Board Chair if he had not noticed them.

Commissioner Tennis stated that he did not feel any less comfortable with that left out of the contract and he did not know why they needed it. He further stated that he had an issue with the Non-Discrimination, Living Wage, and Code-of-Conduct policies being left out.

Commissioner Tennis stated that he was surprised other counties did not require that language also. He further stated that he hoped that Weitz & Luxenberg could make that exception since the County required this of all vendors.

Commissioner Tennis stated that he could not understand this being a sticking piece.

Mr. Novak stated that these contracts had been a bit of a concern for them because when other counties noticed that the Ingham County contract included these policies then they also wanted to negotiate more things. He further stated that they did not want to modify the contract, if possible.

Mr. Novak stated that he was comfortable with those things being understood.

Commissioner Tennis stated three things, Living Wage, Code-of-Conduct, Non-Discrimination policies needed to be included.

Commissioner Nolan stated that this was a conundrum, because there were three smart guys and a smart Committee, but no resolution. She asked Mr. Nordfjord what could be done.

Mr. Nordfjord stated that that this was a business decision.

Commissioner Nolan asked what the options were.

Mr. Nordfjord stated that they could reject the contract, accept the contract, or accept with criteria and he would work with that. Mr. Nordfjord stated that it did not happen a lot here but it happened a lot that with other clients needed to make a business decision.

Commissioner Koenig stated that this had been out for bid and had two qualified bids. She further stated that Weitz & Luxenberg was not only game in town and other firms may accept the policies.

Mr. Nordfjord stated that he was not sure.

Commissioner Koenig stated that the contract requests were fairly standard.

Mr. Nordfjord stated that that was standard, but this was a unique contract, and he did not want to blow this apart, but he could not make a recommendation on the business policy.

Chairperson Banas asked Mr. Cypher to explain this.

Mr. Cypher stated that the resolution allowed the have Board Chair to approve this policy. He further stated that if it was accepted or amended it could be Mr. Nordfjord's marching orders.

MOVED BY COMM. TENNIS, SUPPORTED BY COMM. NOLAN, TO AMEND THE RESOLUTION AS FOLLOWS:

THEREFORE BE IT RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign any necessary contract documents on behalf of the County.

~~BE IT FURTHER RESOLVED, that all other terms and conditions set forth in resolution #18-113 remain unchanged.~~

BE IT FURTHER RESOLVED, that the following applicable County Policies are to be included in the contract: Living Wage, Non-Discrimination, and Vendor Code-of-Conduct.

THIS WAS CONSIDERED A FRIENDLY AMENDMENT.

Discussion.

Commissioner Koenig asked if it they were likely to agree with this change to the contract.

Mr. Novak stated that they would be likely to agree to those terms.

Discussion.

Mr. Nordfjord stated that it would be helpful to him if one more clause was added waiving all other material terms of the RFP.

MOVED BY COMM. TENNIS, SUPPORTED BY COMM. NOLAN, TO AMEND THE RESOLUTION AS FOLLOWS:

THEREFORE BE IT RESOLVED, that the Chairperson of the Board of Commissioners is hereby authorized to sign any necessary contract documents on behalf of the County.

BE IT FURTHER RESOLVED, that the following applicable County Policies are to be included in the contract: Living Wage, Non-Discrimination, and Vendor Code-of-Conduct.

BE IT FURTHER RESOLVED, that all other material terms in the RFP are hereby waived.

THIS WAS CONSIDERED A FRIENDLY AMENDMENT.

THE MOTION, AS AMENDED, CARRIED BY ROLL CALL VOTE. **Yeas:** Banas, Nolan, Sebolt, Tennis, and Naeyaert **Nays:** Morgan and Koenig **Absent:** None.

Announcements

None.

Public Comment

Joy Gleason, Ingham County Fair Board, stated that she would like to speak about the Fair Budget. She further stated that looking through the budget line-by-line, nearly everything was in order.

Ms. Gleason stated that the Fair Board had voted in June to raise campground fees because that had been out of line with what they should have been charging. She further stated that they noticed that there was zero advertising of the facility.

Ms. Gleason stated that there were three new Fair Board members in 2018 and they were getting some new ideas and new blood to make significant change. She further stated that she liked to hear about getting the budget boost and as positive as that sounded as a group the Fair Board would like to become more financially independent.

Ms. Gleason stated that the new Fair Manager had some good ideas about what he could do with a full year prior to the Fair. She further stated that they would like to work toward becoming self-sustaining in the next five to seven years.

Ms. Gleason stated that Kalamazoo County had a part time part-time fair manager, but they did not have the same facilities. She further stated that if they ran the Fairgrounds in a business manner they needed a full-time executive.

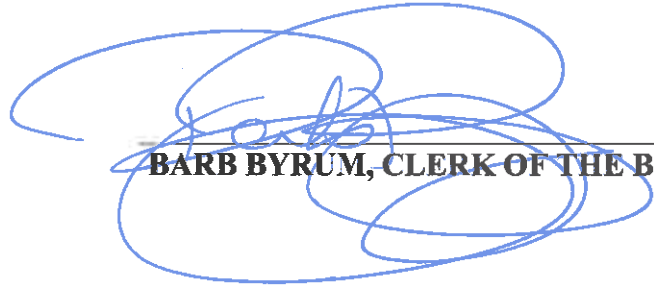
Ms. Gleason stated that she was a bit dismayed that Mr. McCorkle did not have an executive assistant for the next several months. She further stated that he needed to concentrate on sponsorships and other high -volume tasks.

Ms. Gleason stated that she looked forward to positive change. She further stated that they have a new two-tier sponsorship program for the arena and Fair Week.

Ms. Gleason stated that the Fair Board was moving progressively and aggressively.

Adjournment

The meeting was adjourned at 8:47 p.m.



BARB BYRUM, CLERK OF THE BOARD

Attachment A – Submitted by Lori Noyer, Ingham Health Plan

IHPC Statement of Millage Funds Request
To Ingham County Board of Commissioners, Human Services Committee Mtg
9/17/18
Provided by Lori Noyer, Executive Director

We are requesting additional health services millage funds to cover medical expenses for 2018 related to our “millage eligible” members. As I’ve shared previously, our membership is growing and so does utilization of services. I anticipate we will continue to see this trend. In fact, in October, DHHS will be sending an IHP promotional mailing out to 1800 Spendown and ESO members. Currently we have about 1/3 of that population as Active members so there’s potential we could see quite an increase in members. Plus, everyday our Enrollment sites are busy with enrolling new members.

We are also requesting an increase in funds for 2019 as well as the usage of funds to support all IHP members. The millage language states that to qualify for health services millage funds, Ingham Health Plan members must be uninsured Ingham County residents, be within income guidelines (under \$28K annually for 1 person), and not be eligible for public insurance such as Healthy Michigan, Medicaid, or Medicare. The “bridge” members meet the millage eligible language. Our total membership has already surpassed the estimated number of members presented in the budget request. And of course, in 2019 we face the implementation of work requirements which could potentially drive more people into an “uninsured” status.

I know the question keeps coming back to why IHP doesn’t use our fund balance to cover the additional expenses and the additional members. We aren’t opposed to spending some (and we are), but the voters overwhelming voted to support the collection of funds to provide these services. If we use the funds that are designated for this purpose, then IHP can use our fund balance to cover services that aren’t covered by millage. If we continue to spend down our fund balance at the current rate instead of using the millage funds that were specifically collected for this purpose, then IHP would cease to exist in 3-5 years. If our funds are conserved, then we could continue to provide services if another millage isn’t approved in Nov 2020. Without a millage and without our fund balance, then what happens to the community partners that are currently benefitting from these funds not to mention the members that are benefitting from the services? We should leverage our resources to maximize the impact of services in the community.

So in conclusion, I ask that our 2018 contract be amended to reflect an increase of \$300,000 and our 2019 budget request of \$1.6 be reconsidered.

Thank you.

- As of 8/31/18, we have 1746 members (1219 “millage”; 527 “bridge”); YTD served 1956
- Reinvesting the funds into community providers; TOP PAID Providers- Sparrow, McLaren, Ingham County, Cristo Rey
- Members assigned: Ingham County Health Centers – 822; Cristo Rey - 570

