

GENESEE COUNTY COMMUNICATIONS CONSORTIUM

Executive Board Meeting

Genesee County 9-1-1

December 14, 2021

2:00 pm

Location: Mott College Event Center, 1401 East Court Street, Flint

MINUTES

1. CALL MEETING TO ORDER

Meeting called to order by Chairman Mark Emmendorfer at 2:24 pm.

2. PLEDGE OF ALLEGIANCE

3. ATTENDANCE ROLL CALL

Members Present: Thomas Spillane, Clayton Township; Paul Fortino, Gaines Township; Scott Bennett, Grand Blanc Township; Mark Emmendorfer, Montrose Township, Sam Stiff, Gaines Village; Yvonne Brantley, MSP, Sheriff Swanson, GCSO

Members Absent: Karyn Miller, Flint Township; Fred Thorsby, Flushing Township; Clyde Edwards, Flint City; Vicki Corlew, Mt. Morris City; Meredith Davis, Genesee County; Ellen Ellenburg, Genesee County

Others Present: Shirley Kautman-Jones, Jim Slezak, Vince Lorraine, Dan Eashoo, Tonya Ketzler, Greg Fenner, Andrea Schroeder, Joseph Karlichek, Ellen Glass, Ron Wiles, Ryan Volz, Alex Boros, Kevin Wilkinson, Dave Plumb, Tony Craig, Kirk Wilkinson, Brian Flewelling, Sheriff Swanson, Bruce Trevithick, Anthony Chubb, Tim Jones, Valerie Moore - recorder

Emmendorfer presented amendments to the Agenda which include 1 new Invoice under item 4, making a total of 3 invoices, Add item '6. C. EMS Contracts', and under 7.D. LOU Covid Sick relief, and move the Attorney's report to 7.E.

Action Taken: Motion by Bennett, support by Brantley to add the indicated items to the Agenda.

All Ayes, Motion Passes.

4. APPROVAL OF AGENDA, MINUTES & ACCOUNTS

Chairman
Emmendorfer

- Current Agenda – December 2021
- Executive Board Meeting Minutes – November 2021
- Accounts /Transaction List – November 2021
- Treasurers Report – November 2021
- Invoices/Quotes – (3)

Action Taken: Motion by Bennett, support by Brantley to approve the amended agenda, November 9, 2021 meeting minutes, November Accounts, transactions, Treasurers Report and Invoices as presented.

Roll Call Vote:

Spillane Aye
Fortino Aye
Bennett Aye
Emmendorfer Aye
Stiff Aye
Brantley Aye
Swanson Aye

All Ayes, Motion Passes

5. PUBLIC COMMENTS ON AGENDA ITEMS ONLY

None

6. OLD BUSINESS

A. Advisory Board Report

Chief Volz

Tyler training is on track, RMS as well as CAD build progress. The space that Chief Bade has made available Metro facility has worked out very well so far.

B. Deputy Director – Chairperson Recommendation Jones

i. Deputy Director Contract

Jones reported that following the interview of four candidates, the Interview panel selected Dave Plumb as a finalist for the Deputy Director position. A contract has been drafted and reviewed with Dave Plumb and he has accepted the contract as presented.

Action Taken: Motion by Fortino, support by Spillane to accept the recommendation from the Interview Committee and offer the Deputy Director contract to Dave Plumb.

Roll Call Vote:

Spillane Aye
Fortino Aye
Bennett Aye
Emmendorfer Aye
Stiff Aye
Brantley Aye
Swanson Aye

All Ayes, Motion Passes

C. EMS Contracts

Attorney Chubb

Jones reported as a follow up from the request made by the General Membership, there have been several meetings, and we were finally able to meet with the Board of

Commissioners. After opening a discussion and expressing the issues to the Commissioners present, their response was that this is on Genesee County 911. The Commissioners Board noted they've been sued before, and they do not want to get involved again.

Attorney Chubb stated that the goal in going to the Board of Commissioners was to try to have changes implemented County wide in order to offer the best benefits to everyone involved.

Chubb has been working recently with individuals at Med Star, they are willing to provide us with some indemnity and have also shown that they added us to their Insurance policy. The first part is I expect we will come up with is a simple indemnity to protect the Consortium and ensure there is no liability when following the contracts.

The second piece required is for each community that wants to enter into an exclusive EMS contract will need either a resolution from their Board or council, or an ordinance to make this effective. This may vary based on what your legal counsel states is needed. Each of you will need to work with your attorneys in this area, I would think you would all want indemnity for your community as there may be litigation in some form down the road.

Chubb stated, with 31 members, and a majority of you wanting to move forward with contracts, this is the process we will be using. It will still take substantial changes to the CAD system to implement this, and Jones has been working to help streamline a plan and come up with a timeline. We are working to implement these changes as smooth as possible.

Jones stated that after speaking with Shook and Wambold, they estimate it would be a minimum of 60 days to update and test the changes in the live CAD system. This 60-day time frame will come after the proper legal steps are taken (as outlined by Attorney Chubb) for any community requesting the CAD changes. Also, any EMS company that will be participating in these contracts, must have a mutual aid partner identified. This information will be needed to be built into the CAD system.

Jones noted mutual aid is a State requirement and must be in place for every contracted agency. Jones asked Trevithick to confirm this.

Trevithick confirmed, that yes, mutual aid is a State requirement.

Discussion about timing and coordinating the system updates took place. Jones noted that he would highly suggest that everyone that has plans to enter a contract put together their resolution or ordinance by a set date, for example February 1 and notify us. With this, the IT team can start working on entering changes all at once for the agencies involved and the timeframe to roll out changes will be the same for everyone.

Fortino stated that he feels notice of mutual aid provider should be a requirement in all agreements. This way the municipality knows who is covering or providing backfill for their area if their contracting agency does not have a unit available.

Jones stated that the agreements he's seen so far do not have a mutual aid partner named in them. He agrees that going forward, this must be included in every agreement that is being put into place.

Fortino asked how they can ensure quality assurance, or who has the liability in the event there's a delay or a response is not handled the way it should be?

Jones stated the quality assurance will be offered by the EMS companies that make the agreements with each municipality, not by the Consortium. Any issues with how an EMS unit responded will need to be taken up with the contracting EMS company, or their mutual aid partners that provide services to the municipality.

Bennett noted he would like to get copies of the indemnifications that will be provided. As a part of the Consortium we want to ensure we are covered by any agreements, and we have that assurance.

Bennett asked to clarify, during a committee meeting awhile back, Bruce Trevithick had mentioned that a municipality can license an EMS provider to operate in their municipality instead of going with an ordinance or resolution.

Chubb stated yes, this is an option, and each municipality and their attorney can determine that based on their own research an intent how they would handle this. In terms of the Consortium, a resolution or ordinance to direct us regarding the exclusivity of the agreement is sufficient for implementation.

7. NEW BUSINESS

A. Personal Service Contract – Jones

**Chairman
Emmendorfer**

Emmendorfer stated the contract for Jones is up for renewal, with this renewal Jones will now have the title of Executive Director, and no longer be titled Interim Director.

Chubb stated the contract for Jones is all the same terms as the former Director had. It will be for a one-year term with an automatic renewal for a second year.

Action Taken: Motion by Fortino, support by Stiff to approve the new contract for Jones as the Executive Director for a two-year contract.

Roll Call Vote:

Spillane	Aye
Fortino	Aye
Bennett	Aye
Emmendorfer	Aye
Stiff	Aye
Brantley	Aye
Swanson	Aye

All Ayes, Motion Passes

B. 2022 Board Meeting Schedule

Jones

Emmendorfer presented the 2022 Board Meeting Schedule for approval.

Action Taken: Motion by Bennett, support by Fortino to approve the 2022 Board Meeting Schedule as presented.

All Ayes, Motion Passes

C. Pictometry Project Agreement

Jones

Jones presented a copy of the County wide Pictometry Project Agreement and reported that the first payment of \$19,750 will be due June 1, 2022. This project will run from 2022 to 2028. The entire six-year project will be cost a total of \$592,520, which will be covered by several sources in Genesee County. The project cost that GC911 will be responsible for is \$118,504.

Action Taken: Motion by Bennett, support by Swanson to approve the Pictometry project and cost as outlined.

Roll Call Vote:

Spillane	Aye
Fortino	Aye
Bennett	Aye
Emmendorfer	Aye
Stiff	Aye
Brantley	Aye
Swanson	Aye

All Ayes, Motion Passes

D. LOU - Covid Sick

Jones

Jones presented a draft of two LOU's to provide new banks of Covid Sick time for the staff to help provide leave time for those going out sick and have used all other time banks to date. Staff are getting sick, and have no time left to burn so they're coming in to work sick, or going without pay after being sent home right now. Jones stated with this addition of 80 hours Covid time it will be the same application as last year and help avoid having those who are sick come in to work.

Swanson asked to clarify how the backpay would work, going retro for those who have already been sick and off work, and what guidelines are you using for staff to be off work when they are sick with Covid?

Jones stated that intent of this is to keep the health of the center. We have no additional resources to call in when a number of our dispatcher end up out sick, and off work for 10 days. We are following the current CDC guidelines which is 10 days from onset of symptom, no fever for 24 hours, and that symptoms are improving. Testing is also being done, but still takes time.

No Action

E. Attorney Report – Keller Thoma

Attorney Chubb

Chubb noted that we do not have enough Executive Board Members present to go into a closed session. I would recommend we move this item to the agenda for next month and plan to have the discussion when we can move into closed session. We will still need to have the required two-thirds of our Members present for that meeting.

Fortino asked to ensure this item stays on the Agenda for next month and see if we have enough at that time.

Swanson stepped back in the room and asked to know if something can be done without having to go into closed session, so we aren't waiting until next month.

Questions were raised on the two-thirds vote required for a closed session, and Attorney Chubb clarified that this is a State of Michigan Open Meetings Act requirements under MCL 15.268, not something Genesee County 911 has put in place.

Question as to what the next move can be without getting to discuss the report and can we request to continue or complete the investigation as some members feel it was incomplete.

Chubb stated that when hiring a law firm to do an investigation, they are not reviewing for potential criminal liability. That would only be something done by Law Enforcement Authorities. This Board does not have the authority to direct a Law Enforcement agency to conduct a criminal investigation, that would need to be the alleged victims.

Swanson stated that an agency can do an internal, and if potential criminal findings then they will do a spin off investigation and allow the criminal case to proceed simultaneous. I think MSP is well equipped and even well-staffed to make that determination. You can't have a third party finish this investigation with what we were given, and what we discussed, even without going into closed session.

Swanson stated I believe there is enough to make a motion that this investigation, as it is, should be turned over to MSP for completion.

Bennett asked to clarify, since the parameters were not very clear on the original investigation, and what is the proposal, how do we know where the limit will be on this, when do we stop?

Swanson stated to clarify his motion, the investigation that has been done by a third party, I can accept as it is, but there's additional follow up that is needed.

Action Taken: Motion by Swanson, support by Brantley to take the investigator's report and turn it over to the MSP to conclude that investigation and investigate any allegations that may have been discussed in that report.

Roll Call Vote:

Spillane	Aye
Fortino	Aye
Bennett	Aye
Emmendorfer	Aye
Stiff	Aye
Brantley	Aye
Swanson	Aye

All Ayes, Motion Passes

Closed Session - Not enough members.

8. OTHER BUSINESS

9. DIRECTORS REPORT

Jones

10. COMMITTEE REPORTS

11. ATTORNEY REPORT

Attorney Chubb

12. PUBLIC COMMENTS

Fenner asked to clarify what would happen after the new EMS Contracts are being followed and they decide it's not working for their municipality. Would it be very difficult to back out and revert back to the way it was before the contracts were put in place? Is there going to be an issue if we need to change back to the old way?

Jones stated that this is going to be a learning process for everyone, we will all need to understand this process is going to have some trial and error. If it ends up that it's not working for your agency, we go back to how it was.

Emmendorfer noted that following a similar question from another agency, Shook had mentioned that it is easier to back out these changes in the CAD than it is to add them in.

13. ADJOURNMENT

Meeting adjourned by Chairman Mark Emmendorfer at 3:15 pm.

Next Meeting:

Executive Board Meeting

January 11, 2022 @ 2:00 pm