

## DRAFT



### WASHTENAW COUNTY BOARD OF COMMISSIONERS

Wednesday, March 20, 2002

### RECORD OF PROCEEDINGS

An adjourned session of the Washtenaw County Board of Commissioners was held at the Administration Building, in the City of Ann Arbor, Michigan, on Wednesday, March 20, 2002.

The meeting was called to order at 7:29 p.m. by Comm. Shaw, Chair.

**MEMBERS PRESENT:** Comms. Armentrout, Bergman, Craiger, DeLong, Gunn, Irwin, Kern, Kestenbaum, Montague, Peterson, Prater, Shaw, Solowczuk, Yekulis.

**MEMBERS ABSENT:** Comm. Sizemore.

**OTHERS PRESENT:** Bob Guenzel, County Administrator, Frank Cambria, Deputy Administrator; Curtis Hedger, Corporation Counsel; Peter Ballios, Finance Director; Peggy M. Haines, Clerk/Register; Verna McDaniel, Human Resources; Amy Klinke, David Behen, Administration; Pat Horn-McGee, Head Start; Dan Myers, Public Works; Ellen Clement, Public Health; Kathy Reynolds, WCHO; David Egeler, Sheriff; B. Jo Beeding, Deputy Clerk; various citizens; and members of the press.

#### Pledge of Allegiance

#### Approval of the Minutes of the Previous Meeting

Comm. Bergman seconded by Comm. Solowczuk moved that the minutes of the February 20, 2002, Board of Commissioners meeting be approved. Motion carried.

#### Citizen Participation

None.

#### Commissioner Follow-Up to Citizen Participation

None.

#### Communications

Comm. Armentrout seconded by Comm. Kern moved that the communications be received and dealt with as recommended. Motion carried.

R-0060 RECEIVED: February 27, 2002. Letter to Robert Guenzel, Washtenaw County Administrator, from Yvonne Carl, Interim City Clerk, City of Ann Arbor, dated February 22, 2002, re: Notice of Public Hearing to be held on March 18, 2002, on a proposal to create the Ann Arbor/Ypsilanti Smart Zone Local Development Finance Authority in cooperation with the City of Ann Arbor. Received and filed; copy to each Commissioner.

R-0061 RECEIVED: February 27, 2002. Copy of letter to American Home Assurance Company and Liberty Mutual Insurance Company from Thomas J. Ryan, Vice President, Michigan Pipe & Valve, Inc., dated February 19, 2002, re: Request to file a Claim of Lien. Received and filled; copy to Corporation Counsel, Purchasing, and Facilities Management.

R-0062 RECEIVED: February 28, 2002. Copy of letter to Claims Department, American Home Assurance Company and Liberty Mutual Insurance Company, from Thomas J. Ryan, Vice President, Michigan Pipe & Valve, Inc., dated February 25, 2002, re: Discharge for the Claim of Lien. Received and filed; copy to Corporation Counsel, Purchasing, and Facilities Management.

R-0063 RECEIVED: February 28, 2002. Letter to Robert Guenzel from Jean Ledwith King, Attorney at Law, dated February 28, 2002, re: her client, Barbara M. Lawrence. Received and filed.

- R-0064 RECEIVED: February 28, 2002. Letter to Robert Guenzel from Jean Ledwith King, Attorney at Law, dated February 28, 2002, re: Correspondence to Congresswoman Lynn Rivers. Received and filed.
- R-0065 RECEIVED: March 1, 2002. Resolution adopted by the Kalkaska County Board of Commissioners on February 12, 2002, re: Supporting Senate Bill 677 pertaining to the Secondary Road Patrol and Jail Reimbursement Programs funding. Received and filed; copy to Sheriff.
- R-0066 RECEIVED: March 4, 2002. Email to Board of Commissioners from Pat Fleming, dated March 4, 2002, re: Charges brought against an 8 year old Whitmore Lake boy for pointing a toy gun. Received and filed.
- R-0067 RECEIVED: March 4, 2002. Letter to Washtenaw County Administrator from Beverly S. Hammerstrom, State Senator, 17<sup>th</sup> District, dated February 26, 2002, re: Congratulations on being awarded a portion of the grant awarded through the Michigan Consumer & Industry Services Survey and Remuneration Programs Received and filed; copy to Planning and Road Commission.
- R-0068 RECEIVED: March 4, 2002. Letter to Robert e. Guenzel from Emerson Sherrod, Program Manager, U.S. Department of Housing and Urban Development, dated March 1, 2002, re: HOME Investment Partnership Program. Received and filed; copy to Planning and Administration.
- R-0069 RECEIVED: March 4, 2002. AAA 1-B Aging Issues, dated February, 2002, re: Tight Budgets Loom for FY 2003. Received and filed; copy to each Commissioner.
- R-0070 RECEIVED: March 4, 2003. Resolution adopted by the Antrim County Board of Commissioners on February 14, 2002, re: Requesting that the State of Michigan reinstate funding for the Cooperative Resource Management Initiative Program effective January 1, 2002. Received and filed.
- R-0071 RECEIVED: March 4, 2003. Resolution adopted by the Antrim County Board of Commissioners on February 14, 2002, re: Going on record that any approved juvenile facility should be reimbursed fifty percent of the total cost of the State of Michigan. Received and filed; copy to Children's Services, Finance, and Administration.
- R-0072 RECEIVED: March 4, 2003. Resolution adopted by the Antrim County Board of Commissioners on February 14, 2002, re: Support of Senate Bill No. 677. Received and filed; copy to Sheriff and Finance.
- R-0073 RECEIVED: March 4, 2003. Resolution adopted by the Antrim County Board of Commissioners on February 14, 2002, re: Urging the Michigan legislature to assume a leadership role in facilitating state and local efforts to control the sale to and use of tobacco by young people.. Received and filed; copy to Public Health.
- R-0074 RECEIVED: March 6, 2002. Copy of letter to Bob Lualdi, CDP Representative, Michigan State Office of HUD, from Robert E. Guenzel, dated February 22, 2002, re: Notification to the Department of Housing and Urban Development that the Washtenaw county Consortium is proposing to add a new member to the existing Consortium. Received and filed.
- R-0075 RECEIVED: March 6, 2002. Resolution adopted by the Cheboygan County Board of Commissioners on February 26, 2002, re: Supporting HB 5497 to prohibit the issuance of Driver's Licenses to illegal aliens and SB 931 to prohibit the issuance of State Identification Cards to illegal aliens. Received and filed.
- R-0076 RECEIVED: March 6, 2002. Notice from COPE (Center for Occupational and Personalized Education, Inc.) re: 2002 "Volley for Youth" being held on May 5, 2002. Received and filed.
- R-0077 RECEIVED: March 8, 2002. Letter to Robert E. Guenzel from Elizabeth Langford, Supervisor, Ann Arbor Charter Township, dated March 6, 2002, re: Application for Tax Abatement from AW Technical Center. Received and filed.
- R-0078 RECEIVED: March 11, 2002. State Boundary Commission Meeting Notice for the Agenda Adjudicative Meeting to be held on March 28, 2002, in Lansing. Received and filed.
- Comm. Kern said she was concerned about Communication R-0063. Mr. Guenzel reported that Diane Heidt and our labor attorney, Paul Gallagher, are working on that issue.

#### **Report of the Chair of the Board**

**02-0044** Comm. Armentrout seconded by Comm. Kern moved that the resolution proclaiming April as the Month of the Young Child in Washtenaw County, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**02-0045** Comm. Armentrout seconded by Comm. Kern moved that the resolution honoring Mark Lyons as the new Pastor of the 2<sup>nd</sup> Baptist Church in Ann Arbor, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

#### **Reports of Standing Committees**

Comm. Armentrout seconded by Comm. Kern moved that the minutes of the Agenda Meeting dated February 27, 2002, Ways & Means Committee dated March 6, 2002, and the Working Session dated March 7, 2002, be approved. Motion carried. (Complete reports on file in the County Clerk/Register's Office).

### **Reports of Special Committees**

Comm. Armentrout seconded by Comm. Kern moved that the following reports be received: Accommodations Ordinance Commission dated January 8, 2002, Administrator's Briefing dated January 9, 2002, February 12, 2002, Brownfield Redevelopment Authority dated February 8, 2002, Building Authority dated January 8, 2002, Election Commission dated January 22, 2002, Election Scheduling Committee dated January 16, 2002, Head Start Policy Council dated November 13, 2001, December 11, 2001, January 8, 2002, Historic District Commission dated January 3, and February 7, 2002, Public Health Advisory/Environmental Appeals Board dated January 18, 2002, Road Commission dated February 12, 2002, Statutory Drainage Board dated January 17, 2002, VEBA Board of Trustees dated February 7, 2002, Washtenaw Community Health Organization (WCHO) dated January 15, 2002. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

### **Other Reports**

Comm. Armentrout seconded by Comm. Kern moved that the Washtenaw County Accommodations Ordinance Commission 2001 Annual Report, be received. Motion carried. (Complete report is on file in the County Clerk/Register's Office).

### **Report of the Treasurer**

None.

### **Resolutions**

### **Appointments**

**02-0046** Comm. Armentrout seconded by Comm. Kern moved that the resolution appointing Ron Olson as the Ann Arbor City representation to the Enhanced Access Board for a two year terms expiring December 31, 2004, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**02-0047** Comm. Armentrout seconded by Comm. Kern moved that the resolution appointing a Historic District Study Committee as recommended by the Washtenaw County Historic District Commission for the purpose of evaluating the Old Zion Parsonage for historic district status, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

### **Ways & Means Committee – March 6, 2002**

**02-0048** Comm. Armentrout seconded by Comm. Kern moved that the resolution ratifying the Chair of the Board's signature on Workforce Investment Act Program Year (PY) 2001 Youth Plan Modification in the amount of \$153,168 for the period of July 1, 2001, through June 30, 2002, for the Employment Training and Community Services Group; authorizing the County Administrator to sign the Notice of Grant Award; amending the budget; authorizing the Administrator to sign delegate contracts, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**02-0049** Comm. Armentrout seconded by Comm. Kern moved that the resolution authorizing the Administrator to sign the Affordable Housing Agreement with Community Housing Alternatives for a recoverable grant for acquisition and rehabilitation of a duplex at 100/102 N. Glendale in Ann Arbor in the amount of \$20,000 for a total project cost of \$210,000. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

### **Ways & Means Committee – March 20, 2002**

**02-0050** Comm. Armentrout seconded by Comm. Kern moved that the resolution endorsing Northfield Township's Downtown Development Authority Proposal, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**02-0051** Comm. Armentrout seconded by Comm. Kern moved that the resolution approving the contract for the Salem Township Sanitary Sewer Collection System Project, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**02-0052** Comm. Armentrout seconded by Comm. Kern moved that the resolution approving the Salem Township Wastewater System Expansion Bond Sale, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**02-0053** Comm. Armentrout seconded by Comm. Kern moved that the resolution authorizing the Administrator to sign the contract with Plante & Moran to fulfill the proposal to do a Strategic Organization Assessment of the County's Planning and Environment functions, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**Approval of Claims**

**02-0055** Comm. Armentrout seconded by Comm. Kern moved that the resolution authorizing payment of claims commencing with the last previously approved claim and continuing through the date of March 8, 2002, be adopted. Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

FUND/COMPANY	SYSTEM CHECKS	UTILITIES/CREDIT CARD	PRE-CLAIMS	TOTAL
1010GENERAL FUND	\$358.90	\$47,278.99	\$0.00	\$47,637.89
1100GYPSY MOTH SUPPRESSION	\$0.00	\$0.00	\$0.00	\$0.00
1110CHILDRENS SERVICES GRANTS-COOP	\$0.00	\$0.00	\$0.00	\$0.00
1310OPERATION NIGHT CAP	\$0.00	\$0.00	\$0.00	\$0.00
1320COMMUNITY POLICING ENHANCEMENT	\$0.00	\$0.00	\$0.00	\$0.00
1330MDSS REINTEGRATION SERV.	\$0.00	\$0.00	\$0.00	\$0.00
1340I-94 SHORE TO SHORE	\$0.00	\$0.00	\$0.00	\$0.00
1400SHERIFF ROAD PATROL	\$0.00	\$0.00	\$0.00	\$0.00
1412L.A.W.N.E.T.	\$0.00	\$0.00	\$0.00	\$0.00
1414L.A.W.N.E.T. HIDTA GRANT	\$0.00	\$0.00	\$0.00	\$0.00
1490PA 302 TRAINING	\$0.00	\$0.00	\$0.00	\$0.00
1620PROS ATTN-CR	\$0.00	\$0.00	\$0.00	\$0.00
1690SHELTER PLUS CARE	\$0.00	\$0.00	\$0.00	\$0.00
1710BFI SOLID WASTE COORD.	\$0.00	\$0.00	\$0.00	\$0.00
1750BUILDING INSPECTION & SOIL EROSION	\$0.00	\$0.00	\$0.00	\$0.00
1760ENVIRONMENTAL HEALTH	\$0.00	\$124.83	\$0.00	\$124.83
1770ILLEGAL DUMPING PROGRAM	\$0.00	\$0.00	\$0.00	\$0.00
1810VETERANS TRUST FUND ADMIN.	\$0.00	\$45.87	\$0.00	\$45.87
1850RRNWD:STORM WATER GENERAL PE	\$0.00	\$0.00	\$0.00	\$0.00
1870MICHIGAN GREAT LAKES PROTECTION	\$0.00	\$0.00	\$0.00	\$0.00
1880DOMESTIC VIOLENCE COURT PILOT	\$0.00	\$0.00	\$0.00	\$0.00
1881 VIOLENCE AGAINST WOMEN	\$0.00	\$2,077.32	\$0.00	\$2,077.32
19003 - 911 FUND	\$0.00	\$1,885.93	\$0.00	\$1,885.93
2080PARKS & RECREATION	\$0.00	\$7,492.46	\$0.00	\$7,492.46
2060LAW LIBRARY	\$0.00	\$0.00	\$0.00	\$0.00
2110COUNTY LIBRARY FUND	\$0.00	\$114.72	\$0.00	\$114.72
2150FRIEND OF THE COURT	\$85.48	\$0.00	\$0.00	\$85.48
2370JTPA ADMINISTRATION	\$14.48	\$2,676.13	\$0.00	\$2,690.61
2410NO WRONG DOOR	\$0.00	\$0.00	\$0.00	\$0.00
2420JTPA - FIRST	\$0.00	\$0.00	\$0.00	\$0.00
2490EMPLOYMENT SERVICES	\$0.00	\$0.00	\$0.00	\$0.00
2510CSA HEADSTART	\$0.00	\$31.14	\$0.00	\$31.14
2600CSBG	\$0.00	\$0.00	\$0.00	\$0.00
2630CSA SR NUTRITION	\$0.00	\$0.00	\$0.00	\$0.00
2650FOSTER GRANDPARENTS	\$0.00	\$0.00	\$0.00	\$0.00
2700CSA DOE - WEATHERIZATION	\$0.00	\$0.00	\$0.00	\$0.00
2800MDSS REINTEGRATION SERVICES	\$0.00	\$0.00	\$0.00	\$0.00
2801ZAAP	\$0.00	\$0.00	\$0.00	\$0.00
2804COMMUNITY CORRECTIONS	\$0.00	\$916.21	\$0.00	\$916.21
2810JUVENILE ACCOUNTABILITY	\$0.00	\$0.00	\$0.00	\$0.00
2820STRONG FAMILIES/SAFE CHILDREN	\$0.00	\$0.00	\$0.00	\$0.00
2920WCHO	\$0.00	\$718.20	\$0.00	\$718.20
2930MENTAL HEALTH	\$0.00	\$3,852.14	\$0.00	\$3,852.14
2940SUBSTANCE ABUSE	\$0.00	\$0.00	\$0.00	\$0.00

2960HEALTH	\$0.00	\$2,074.16	\$0.00	\$2,074.16
2990CHILD CARE/PROBATE CT.	\$0.00	\$807.62	\$0.00	\$807.62
4010CAPITAL PROJECTS	\$0.00	\$0.00	\$0.00	\$0.00
4050CAPITAL EQUIPMENT	\$0.00	\$0.00	\$0.00	\$0.00
4520MULTI-LAKE SEWER SYSTEM	\$0.00	\$0.00	\$0.00	\$0.00
4860B.A. E-911 CONSTRUCTION	\$0.00	\$0.00	\$0.00	\$0.00
5720INMATE ENTERPRISE FUND	\$0.00	\$0.00	\$0.00	\$0.00
6280DEL TAX REVOLVING #28	\$0.00	\$0.00	\$0.00	\$0.00
6310FACILITIES MGMT - O & M	\$0.00	\$80,991.77	\$0.00	\$80,991.77
6320FACILITIES MGMT - TRANSP	\$0.00	\$0.00	\$0.00	\$0.00
6330FACILITIES MGMT - GEN SVC	\$0.00	\$0.00	\$0.00	\$0.00
6340GEN SVCS - REVOLV.	\$0.00	\$0.00	\$0.00	\$0.00
6440SELF INSURANCE	\$0.00	\$84.14	\$0.00	\$84.14
6630MEDICAL SELF INSURANCE	\$0.00	\$0.00	\$0.00	\$0.00
6650FRINGE BENEFIT REVOLVING	\$0.00	\$0.00	\$0.00	\$0.00
6900CENTREX ASSOCIATION	\$0.00	\$69,755.76	\$0.00	\$69,755.76
6930MENTAL HEALTH	\$0.00	\$0.00	\$0.00	\$0.00
7350T&A 14A DISTRICT COURT	\$0.00	\$0.00	\$0.00	\$0.00
7412LAWNET - DRUG ENFORCEMENT	\$0.00	\$0.00	\$0.00	\$0.00
7413LAWNET NON-FORFEITURE FUND	\$0.00	\$2,486.65	\$0.00	\$2,486.65
7520EMPLOYEE RETIREMENT FUND	\$0.00	\$3,342.70	\$0.00	\$3,342.70
7550MONEY PURCHASE PENSION PLAN	\$0.00	\$0.00	\$0.00	\$0.00
7570VEBA HEALTH TRUST	\$0.00	\$0.00	\$0.00	\$0.00
7900REGIONAL DISPATCH FUND	\$0.00	\$0.00	\$0.00	\$0.00
7950HAZ MATL RESPONSE TEAM	\$0.00	\$23.87	\$0.00	\$23.87
7990CO-OP EXTENSION SERVICE	\$0.00	\$0.00	\$0.00	\$0.00
8005PORTAGE-BASELINE LAKE LEVEL	\$0.00	\$410.18	\$0.00	\$410.18
8007WHITMORE LAKE LEVEL	\$0.00	\$0.00	\$0.00	\$0.00
8008FOUR MILE LAKE LEVEL	\$0.00	\$0.00	\$0.00	\$0.00
8297SWAN CREEK & PLINEY HARRIS	\$0.00	\$0.00	\$0.00	\$0.00
<b>TOTALS</b>	<b>\$458.86</b>	<b>\$227,190.79</b>	<b>\$0.00</b>	<b>\$227,649.65</b>

**New Business**

**02-0056** Comm. Armentrout seconded by Comm. Kern moved that the resolution seteting a Public Hearing on april 17, 2002, at a regular Board of Commissioners meeting at 6:45 p.m. in the Board Room, Administration Building, for consideration of alteration of the boundaries of the Village of Manchester, be adopted. Roll call vote: YEAS: 13. NAYS: 2. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**02-0057** Comm. Armentrout seconded by Comm. Petreson moved that the following resolution to oppose increased discharge of 1,4-Dioxane as proposed in modifications to NPDES Permit held by Pall Life Sciences, Inc. be adopted:

“WHEREAS water quality of groundwater sources and surface water in Washtenaw County is important to health, public safety, and provision of public water supplies; and

WHEREAS the contamination of groundwater with 1, 4-dioxane resulting from industrial activities of Pall Life Sciences (formerly Gelman Sciences, Inc.) has been a long-term concern of the Washtenaw County Board of Commissioners, and

WHEREAS the cleanup plan undertaken by Pall Life Sciences has included discharge of water contaminated with 1, 4-dioxane into Honey Creek, a tributary of the Huron River, and

WHEREAS the allowable concentration of this discharge under the current NPDES Permit # MI0048453 is 10 ppb (monthly average), with a daily maximum of 60 ppb, and

WHEREAS Washtenaw County has consistently opposed discharge of 1, 4-dioxane into surface waters of the County at concentrations higher than 3 ppb (for example, Res. 96-0278, Res. 98-0036, Res. 98-0202, Res. 99-0106), and

WHEREAS Pall Life Sciences now seeks an increase in authorized discharge rates from 1,152,000 gallons per day to 1,872,000 gallons per day; and

WHEREAS, Michigan Department of Environmental Quality has called for public comment regarding this proposed increase in effluent flow rate; and

WHEREAS, this increase in flow rate is more than fourfold the allowable rate in 1997 (432,000 gallons per day); and

WHEREAS, this increase in flow rate will result in substantially more 1, 4-dioxane reaching groundwater recharge areas and the Huron River; and

WHEREAS, it therefore presents a threat to domestic water supplies in Scio Township and the City of Ann Arbor;

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby opposes the proposed modification to NPDES Permit # MI0048453 to increase the allowed effluent flow rate; and

BE IT FURTHER RESOLVED that the Washtenaw County Board of Commissioners directs the County Administrator to forward this resolution to Mr. David A. Hamilton, Surface Water Quality Division Chief and NPDES Permit Decisionmaker, before March 25, 2002.

Roll call vote: YEAS: 13. NAYS: 0. ABSENT: 2 (Peterson, Sizemore). Motion carried.

**Report from the County Administrator**

Mr. Guenzel reported that today we received a copy of the signed permit from the Michigan Department of Environmental Quality, which permits the construction of the homeless shelter on the site we have in Ann Arbor. He said it still looks good for a May 1 start date.

**Liaison Reports**

Comm. Gunn reported on a farm tour she took with the Michigan State Extension Council. She said they visited a farm where they were making dry roasted soy beans. She also reported on the Federal Review of our Head Start Program. She said we passed all of our tests with flying colors.

Comm. Irwin reported on a Brownfield Redevelopment Authority program.

**Items for Current/Future Discussion**

Comm. Peterson talked about the pamphlet distributed entitled "Enhancing Community and Police Trust."

**Citizen Participation**

None.

**Commissioners Follow-up to Citizen Participation**

None.

**Adjournment**

Comm. Solowcuzk seconded by Comm. Prater moved to adjourn until Wednesday, April 3, 2002, 6:45 p.m. in the Board Room, Washtenaw County Administration Building. Motion carried.

The meeting adjourned at 7:46 p.m.

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Comm. Suzanne Shaw, Chair

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Peggy M. Haines, Clerk/Register  
By: B. Jo Beeding, Deputy Clerk

Board Approved: