



WASHTENAW COUNTY BOARD OF COMMISSIONERS

Wednesday, August 5, 2009

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, August 5, 2009.

The meeting was called to order at 10:13 p.m. by Rolland Sizemore Jr., Chair of the Board.

MEMBERS PRESENT: Comms. Bergman, Gunn, Irwin, Judge, Ouimet, Peterson, Ping, Prater, Schwartz, Sizemore, and Smith.

MEMBERS ABSENT:

OTHERS PRESENT: County Administrator Bob Guenzel; Deputy County Administrator, Verna McDaniel; Corporation Counsel Curt Hedger; Catherine McClary, County Treasurer; Brian Mackie, Prosecuting Attorney; Jennifer Watson, Andy Brush, Support Services; Peter Ballios, Finance; Patricia Horne-McGee, Head Start; Nancy Thelen, MSU Extension; Dick Fleece, Public Health; Tony VanDerworp, Strategic Planning; Mark Lindke, Veterans Affairs; Greg Dill, Sheriff's Department; Diane Heidt, Human Resources; Bob Tetens, Parks and Recreation; Ken Schrader, ITS; Joanna Bidlack, Administration; Jason Brooks, Clerk's Office; various citizens; and members of the press.

Roll Call

Pledge of Allegiance

Approval of the Minutes of the Previous Meeting

Comm. Gunn seconded by Comm. Ping moved that the minutes of the July 8, 2009, meeting of the Board of Commissioners be approved. Motion carried.

Citizen Participation

Tom Partridge stated affordable housing, public transportation and health care are needed in Washtenaw County. He added that lifelong education is vital.

Audrey Tisdale, 5900 Ridge Rd., Ypsilanti, stated that AFSCME Local 2733 was involved in an internal union judicial trial on July 31, 2009. She added that she felt it was a conflict of interest for Diane Heidt to testify at this trial in person.

Bill Lutz, 11030 Macon, Saline Township, stated that he has belonged to the 4-H club for 40 years. He added that he does not envy the position of the Board. Lutz stated that he believes in the 4-H club and added that it is important to be able to continue the program.

Commissioner Follow-Up to Citizen Participation

None

Communications

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

R-0104 RECEIVED: June 30, 2009. A resolution to the Washtenaw County Clerk, from the Lake County Board of Commissioners, re: Resolution in support for House Bill No. 4893, dated June 24, 2009. Received and filed.

R-0105 RECEIVED: July 6, 2009. A letter to the Washtenaw County Board of Commissioners, from Alan Israel, Clerk, Pittsfield Charter Township, re: Public Hearing to notify property owners that their property is being considered for an Industrial Development District, dated June 29, 2009. Received and filed.

R-0106 RECEIVED: July 7, 2009. A resolution to the Washtenaw County Board of Commissioners, from the Sheridan Township Board of Trustees, Huron County, MI, re: Resolution in opposition to SJR-H, dated June 15, 2009. Received and filed.

R-0107 RECEIVED: July 7, 2009. A resolution to the Washtenaw County Clerk, from the Antrim County Board of Commissioners, re: Resolution in opposition to SJR-H, dated June 25, 2009. Received and filed.

R-0108 RECEIVED: July 7, 2009. A newsletter from the Michigan Association of Counties, re: MAC Legislative Update, dated June 19, 2009. Received and filed.

R-0109 RECEIVED: July 7, 2009. An e-mail to the Washtenaw County Board of Commissioners, from Steven Yarows, MD (Steven_Yarows@ihacares.com), re: I-94 and Baker, dated July 7, 2009. Received and filed.

R-0110 RECEIVED: July 8, 2009. A letter to the Washtenaw County Board of Commissioners, from Alan Israel, Clerk, Pittsfield Charter Township, re: Public Hearing to notify property owners that their property is being considered for an Industrial Development District, dated June 29, 2009. Received and filed.

R-0111 RECEIVED: July 9, 2009. A resolution to the Washtenaw County Clerk, from the Gratiot County Board of Commissioners, re: Resolution in support of the State of Michigan to fulfill its obligations and promises and fully and unconditionally restore revenue sharing for all Michigan's 83 counties, dated July 7, 2009. Received and filed.

R-0112 RECEIVED: July 9, 2009. An e-mail to the Washtenaw County Board of Commissioners, from Bruce Gebhardt (bggebhardt@att.net), re: County Land Bank, dated July 9, 2009. Received and filed.

R-0113 RECEIVED: July 13, 2009. A newsletter from the Michigan Association of Counties, re: MAC Legislative Update, dated July 10, 2009. Received and filed.

R-0114 RECEIVED: July 13, 2009. A letter to Commissioner Rolland Sizemore, from Richard E Carter, Chair, LE-CRB, re: Citizen's Complaint Hearing, David Schied, dated July 9, 2009. Received and filed, copied to each Commissioner.

R-0115 RECEIVED: July 13, 2009. An e-mail to the Washtenaw County Board of Commissioners, from Marnie Burkman (marnieburkman@aol.com), re: Energy Efficiency Help, dated July 13, 2009. Received and filed.

R-0116 RECEIVED: July 13, 2009. A resolution to the Washtenaw County Clerk, from the Charlevoix County Board of Commissioners, re: Resolution in opposition to SJR-H, dated July 10, 2009. Received and filed.

R-0117 RECEIVED: July 14, 2009. A letter to Rolland Sizemore Jr., Washtenaw County Board of Commissioners, from William D. Riley, 8321 S. Huron River Dr., Ypsilanti, MI, re: Notes regarding a ditch project done by the Washtenaw County Road Commission, dated July 8, 2009. Received and filed, copied to each Commissioner.

R-0118 RECEIVED: July 15, 2009. A resolution to the Washtenaw County Clerk, from the Alger County Board of Commissioners, re: Resolution strongly encouraging the Michigan Senate to pass and Governor Jennifer Granholm to sign into law House Bills 4785 and 4786 as soon as possible so that these federal dollars can rapidly be brought into our communities , dated July 13, 2009. Received and filed.

R-0119 RECEIVED: July 27, 2009. Resolutions to the Washtenaw County Clerk, from the Antrim County Board of Commissioners, re: Resolution in opposition to changes to the Natural Resources and Environmental Protection Act, Act 451 of 1994, Part 201 and resolution urging legislators to fully support HB 5019 in an effort to limit the benefit package received by our state legislators, dated July 20, 2009. Received and filed.

R-0120 RECEIVED: July 28, 2009. A newsletter from the Michigan Association of Counties, re: MAC Legislative Update, dated July 24, 2009. Received and filed.

R-0121 RECEIVED: July 28, 2009. A press release from the Washtenaw County Public Health Department, re: New Programs at the Downtown Ypsilanti Farmers' Market Put Cash in Hand for Low-Income Shoppers, dated July 27, 2009. Received and filed.

R-0122 RECEIVED: July 28, 2009. A letter to Rolland Sizemore Jr., Chair, Washtenaw County Board of Commissioners, from Todd Williams, Project Manager, Paddock Pool Equipment Co., Inc., re: The Virginia Graeme Baker Pool and Spa Safety Act, dated July 20, 2009. Received and filed.

R-0123 RECEIVED: July 28, 2009. A letter to the Washtenaw County Board of Commissioners, from Lorna G. Utley, President and CEO, Goodwill Industries of Greater Detroit, re: Pay it Forward Program. Received and filed.

R-0124 RECEIVED: July 28, 2009. A letter to the Washtenaw County Board of Commissioners, from Larry Emig, President, Michigan Association of Counties, re: MAC Summer Conference, dated July 16, 2009. Received and filed.

R-0125 RECEIVED: July 28, 2009. A letter to the Washtenaw County Board of Commissioners, from Rex C. Bowden Sr., CountyRxCard.com, re: Prescription card programs. Received and filed.

R-0126 RECEIVED: July 28, 2009. A resolution to the Washtenaw County Clerk, from the Lake County Board of Commissioners, re: Resolution in opposition to House Bills 4028, 4747, and 4907, dated July 8, 2009. Received and filed.

R-0127 RECEIVED: July 29, 2009. A letter to Mr. David Schied, (Washtenaw County Board of Commissioners copied) from Richard E. Carter, Chair, LE-CRB, re: Complaint Regarding the Washtenaw County Sheriff's Office. Received and filed, copied to each Commissioner.

Liaison Reports

Comm. Judge reported on the Community Action Board. She stated that the Community Action Board recently voted to create the Literacy Coordinator position for the program to end illiteracy.

Report of the Chair of the Board of Commissioners

09-0130 Comm. Gunn seconded by Comm. Prater moved that the resolution commending Lloyd E. Powell for receiving the Frank J. Kelley Distinguished Public Servant Award be adopted. Roll call vote: YEAS: 11 NAYS: 0 ABSENT: 0. Motion carried.

09-0131 Comm. Gunn seconded by Comm. Prater moved that the resolution proclaiming the month of September, 2009 as Suicide Prevention Month be adopted. Roll call vote: YEAS: 11 NAYS: 0 ABSENT: 0. Motion carried.

09-0132 Comm. Gunn seconded by Comm. Prater moved that the resolution proclaiming the month of September 2009 as United Way Month in Washtenaw County be adopted. Roll call vote: YEAS: 11 NAYS: 0 ABSENT: 0. Motion carried.

Presentation of the 2009 Digital County Award

Special Order of Business:

Public hearing to solicit citizen input on a proposed tax millage of 0.0170 of a mill pursuant to public act 88 of 1913 (MCLA 46.161) to promote the agricultural, industrial and tourist advantages of Washtenaw County

Lynn Rich, Franklin Road, Dexter, stated that the annual 4-H fair is a joint venture between Washtenaw Farm Grounds and the MSU Extension office. Rich described the 4-H Youth Show. He stated that MSU Extension is crucial to this program and added that without MSU Extension the program would cease to exist.

Jennifer Fike, 1627 Tarwell Dr., stated that she would like to see FSEP supported through the Act 88 millage along with MSU Extension and Ann Arbor SPARK.

Mike Finney, Ann Arbor Spark, stated that he would like to encourage the Board to continue to build a viable employment base in Washtenaw County. He stated that one large accomplishment has been the SPARK East incubator. He reported that 17 tenants now occupy SPARK East and added that it is nearly full. Finney reported that there are 29 tenants at the Ann Arbor location.

Reports of the Standing Committees

Comm. Prater seconded by Comm. Irwin moved that the following reports be received and approved: Administrative Briefing, dated July 1, 2009; Ways & Means, dated July 8, 2009; Working Session, dated July 9, 2009. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

Reports of Special Committees

Comm. Prater seconded by Comm. Irwin moved that the following reports be received: Agricultural Lands Preservation Committee, dated October 22, 2008; Community Corrections Advisory Board, dated June 9, 2009; Concealed Weapon Licensing Board, dated June 16, 2009 and July 20, 2009; Social Services Board, dated May 26, 2009; Public Works Board, dated May 27, 2009, June 24, 2009; Statutory Drainage Board, dated July 2, 2009. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

Other Reports

None

Report of the Treasurer

Cash position of Washtenaw County as of March 2009

Appointments:

09-0133 Comm. Prater seconded by Comm. Irwin moved that the resolution appointing one member and one alternate to the Aerotropolis Corporation Board and Executive Board for Washtenaw County for terms expiring as indicated be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

Report of the County Administrator

Memorandum regarding Planning services

Resolutions:

Ways & Means – July 8, 2009

09-0134 Comm. Prater seconded by Comm. Irwin moved that the resolution for outside agency allocations for the budget years 2010-2011 be adopted. Roll call vote: YEAS: 11 NAYS: 0 ABSENT: 0. Motion carried.

Comm. Gunn seconded by Comm. Irwin moved to amend the resolution to reflect \$1,083,750 on the sheet accompanying the resolution under Human Services and Children's Well Being funding, making the total on the bottom of the attached sheet, \$2,747,291. Amendment accepted as friendly.

Comm. Prater seconded by Comm. Schwartz moved to table the resolution until the Board of Commissioners meeting scheduled for September 2, 2009. Roll call vote: YEAS: 7 NAYS: 3 (Comm. Bergman, Gunn, and Smith) ABSENT: 1 (Comm. Peterson). Motion carried.

Comm. Irwin seconded by Comm. Bergman moved to reconsider the motion to table. Roll call vote: YEAS: 8 NAYS: 2 (Comm. Sizemore and Comm. Smith) ABSENT: 1 (Comm. Peterson). Motion carried.

Comm. Gunn seconded by Comm. Bergman moved to offer a substitute resolution keeping the first two WHEREAS clauses, deleting references to dollar amounts, making the fourth WHEREAS in the original resolution NOW THEREFORE BE IT RESOLVED, and deleting the chart attached to the original resolution.

Comm. Ping seconded by Comm. Judge moved to call the question. Roll call vote: YEAS: 8 NAYS: 2 (Comm. Bergman and Comm. Irwin) ABSENT: 1 (Comm. Peterson). Motion carried.

Roll call vote on the resolution offered by Comm. Gunn: YEAS: 8 NAYS: 2 (Comm. Irwin and Comm. Sizemore) ABSENT: 0. Motion carried.

09-0135 Comm. Prater seconded by Comm. Irwin moved that the resolution reducing the 2010-2011 budget for the Office of the Administrator be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

09-0136 Comm. Prater seconded by Comm. Irwin moved that the resolution transferring administrative responsibility of Emergency Management to the Office of the Sheriff be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

Ways & Means – August 5, 2009

09-0137 Comm. Prater seconded by Comm. Irwin moved that the resolution pledging the Full Faith and Credit of the County of Washtenaw, within constitutional limitations, for the payment of the bond of the Allen Creek Drainage District be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

09-0138 Comm. Prater seconded by Comm. Irwin moved that the resolution to ratify the submission of a grant application to the U.S. Department of Justice, Edward Byrne Memorial Competitive Grant Program, Category II (Neighborhood Probation and Parole) in the amount of \$352,979 for the period of October 1, 2009 to September 30, 2011 to sustain the Washtenaw County Trial Court Night Surveillance Program be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

09-0139 Comm. Prater seconded by Comm. Irwin moved that the resolution ratifying the electronic application submission to the Department of Health and Human Services Administration for Children and Families under the American Recovery and Reinvestment Act of 2009, strengthening communities fund state, local and tribal government capacity building program by the Public Health Department in the amount of \$271,884 for the period of October 1, 2009 through September 30, 2011' authorizing the Administrator to sign the Notice of Grant Award; amending the budget; and authorizing the Administrator to sign delegate contracts be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

09-0140 Comm. Prater seconded by Comm. Irwin moved that the resolution to ratify the submission of a grant application to The Michigan Supreme Court, State Court Administrative Office, Michigan Drug Court Grant Program in the amount of \$115,100 for the period of October 1, 2009 through September 30, 2010 to sustain the Washtenaw County Juvenile Drug Court be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

09-0141 Comm. Prater seconded by Comm. Irwin moved that the resolution to ratify the submission of a grant application to the Michigan Department of Community Health, Office of Drug Control Policy, Byrne Justice Assistance Grant Program in the amount of \$352,264 for the period of July 1, 2009 through September 30, 2012 to sustain the Washtenaw County Juvenile Drug Court be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

09-0142 Comm. Prater seconded by Comm. Irwin moved that the resolution ratifying the electronic application submission to the Department of Health and Human Services Administration for Children and Families under the American Recovery and Reinvestment Act of 2009 – Strengthening Communities Fund – State, Local and Tribal Government Capacity Building Program by the Public Health Department in the amount of \$271,884 for the period of October 1, 2009 through September 30, 2011; authorizing the Administrator to sign the notice of grant award; amend the budget; and authorize the Administrator to sign delegate contracts be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

09-0143 Comm. Prater seconded by Comm. Irwin moved that the resolution authorizing the Administrator to sign the contract with the City of Ann Arbor for the purpose of providing 50% reimbursement of Shared Technology Services be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

New Business:

09-0144 Comm. Prater seconded by Comm. Irwin moved that the resolution setting a public hearing to receive comments on the proposed indigent Veterans Relief Millage of 1/40th of a mill to be levied in December 2009 on Wednesday, September 2, 2009 at 6:45 p.m. be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

09-0145 Comm. Prater seconded by Comm. Irwin moved that the resolution setting a public hearing to receive comments on designating all of Washtenaw County as a "Recovery Zone" to make the County eligible to participate in Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds on Wednesday, September 2, 2009 at 6:45 p.m. be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

Approval of Claims

09-0146 Comm. Prater seconded by Comm. Irwin moved that the resolution authorizing payment of claims commencing with the last previously approved claim and continuing through the date of July 24, 2009 be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

FUND	DESCRIPTION	SYSTEM CHECKS	UTILITIES	CREDIT CARDS	EXCEPTION & PRE-CLAIMS	TOTAL
1010	GENERAL FUND	\$ -	\$ 7,046.61	\$28,873.44	\$ 36.00	\$ 35,956.05
1710	BFI SOLID WASTE COORD.	\$ -	\$ -	\$ 55.68	\$ -	\$ 55.68
1810	VETERANS TRUST FUND ADMIN.	\$ -	\$ -	\$ 84.00	\$ -	\$ 84.00
1811	VETERANS RELIEF FUND	\$ -	\$ 1,095.33	\$ -	\$ -	\$ 1,095.33
1882	HIDTA	\$ -	\$ 11,678.69	\$ 265.19	\$ -	\$ 11,943.88
1905	911 MAINTENANCE FUND	\$ -	\$ 1,654.98	\$ 359.99	\$ -	\$ 2,014.97
2080	PARKS & RECREATION	\$ -	\$ 38,801.17	\$12,473.94	\$ -	\$ 51,275.11
2090	PARKS - NAT AREA MIL	\$ -	\$ -	\$ 1,953.00	\$ -	\$ 1,953.00
2150	FRIEND OF THE COURT	\$ -	\$ -	\$ 119.90	\$ -	\$ 119.90
2370	ETCS ADMINISTRATIVE FUND	\$ -	\$ 2,496.85	\$ 3,768.97	\$ -	\$ 6,265.82
2510	CSA HEADSTART	\$ -	\$ -	\$ 2,503.50	\$ -	\$ 2,503.50
2630	SR NUTRITION	\$ -	\$ 108.13	\$ -	\$ -	\$ 108.13
2822	WASHTENAW AREA TEENS FOR TOMORROW	\$ -	\$ -	\$ 31.95	\$ -	\$ 31.95
2920	WCHO	\$ -	\$ 1,306.45	\$ 3,618.71	\$ -	\$ 4,925.16
2930	(CSTS) MENTAL HEALTH	\$ -	\$ 13,785.40	\$10,954.47	\$ -	\$ 24,739.87
2960	HEALTH	\$ -	\$ 771.60	\$ 2,639.18	\$ -	\$ 3,410.78
2990	CHILD CARE	\$ -	\$ -	\$ 1,242.50	\$ -	\$ 1,242.50
4050	CAPITAL EQUIPMENT	\$ -	\$ 1,148.50	\$ 933.66	\$ -	\$ 2,082.16
5508	2007 PROPERTY PORECLOSURE	\$ -	\$ 8.42	\$ -	\$ -	\$ 8.42
6310	FACILITIES MGMT - O & M	\$ -	\$ 122,797.60	\$14,925.90	\$ -	\$ 137,723.50
6320	FACILITIES MGMT - TRANSP	\$ -	\$ -	\$ 1,153.28	\$ -	\$ 1,153.28
6440	SELF INSURANCE	\$ -	\$ 151.01	\$ -	\$ -	\$ 151.01
6900	CENTREX ASSOCIATION	\$ -	\$ 61,237.13	\$ -	\$ -	\$ 61,237.13
7412	LAWNET - DRUG ENFORCEMENT	\$ -	\$ 1,210.55	\$ -	\$ -	\$ 1,210.55
7413	LAWNET NON-FORFEITURE FUND	\$ -	\$ 448.80	\$ -	\$ -	\$ 448.80
7520	EMPLOYEE RETIREMENT FUND	\$ -	\$ -	\$ 1,322.62	\$ -	\$ 1,322.62
7570	VEBA HEALTH TRUST	\$ -	\$ -	\$ 1,421.36	\$ -	\$ 1,421.36
7990	CO-OP EXTENSION SERVICE	\$ -	\$ -	\$ 1,720.87	\$ -	\$ 1,720.87
0	TOTALS	\$ -	\$ 265,747.22	\$90,422.11	\$ 36.00	\$ 356,205.33

Items for Current/Future Discussion

Citizen Participation

None

Commissioners Follow-up to Citizen Participation
Executive Session – Labor Relations

Comm. Prater seconded by Comm. Ping moved to enter Executive Session to discuss negotiations of collective bargaining agreements, to discuss settlement strategy for pending litigation, and to consider material exempt from disclosure under the Freedom of Information Act. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Peterson). Motion carried.

The meeting adjourned to Executive Session at 11:09 p.m.

The meeting reconvened at 11:48 p.m.

Adjournment

Comm. Prater seconded by Comm. Ping moved to adjourn until Wednesday, September 2nd, 2009, at 6:45 p.m. in the Board Room, Washtenaw County Administration Building. Motion carried.

The meeting adjourned at 11:48 p.m.

Rolland Sizemore Jr., Chair

Lawrence Kestenbaum, Clerk/Register
By: Jason Brooks, Deputy Clerk

Board Approved: