

WASHTENAW COUNTY BOARD OF COMMISSIONERS

Wednesday, September 1, 2004

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, September 1, 2004.

The meeting was called to order at 6:56 p.m. by Chair Leah Gunn, Washtenaw County Board of Commissioners.

MEMBERS PRESENT: Comms. Armentrout, Brackenbury, Gunn, Kern, Peterson, Prater, Solowczuk, Yekulis.

MEMBERS ABSENT: Comms. Bergman, Irwin, Sizemore.

OTHERS PRESENT: Bob Guenzel, County Administrator; Curtis Hedger, Corporation Counsel; David Behen, Mike

Brogan, ITS; Debbie Shaw, Trial Court; Amy Klinke, Administration; Peter Ballios, Bob Hubbard, Finance; Verna McDaniel, Barbara Finch, Diane Heidt, Human Resources; Greg Dill, Facility Management; Patricia Horne McGee, Head Start; Kathy Reynolds, WCHO; Mary O'Hare, LLRC; Tony VanDerworp, Jason Kaplan, Amy Golke, Mark Roby, Patricia Denig, Marnie Paulis, Jessica Eisenberg, Planning & Environment; Dave Halteman, Emergency Management; James D.

Higginbottom, Clerk/Register's Office; various citizens; and members of the press.

Roll Call

Pledge of Allegiance

Approval of the Minutes of the Previous Meeting

Comm. Prater seconded by Comm. Solowczuk moved that the minutes of the August 4, 2004, Board of Commissioners meeting be approved. Motion carried.

Citizen Participation

Jim Mogenson, a citizen from Ann Arbor City, spoke opposing the merger between the City and County Community Development Programs.

Commissioner Follow-Up to Citizen Participation

Comm. Gunn responded that she saw the merger as a very beneficial thing.

Communications

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

R-0229 RECEIVED: July 28, 2004. Letter from Rep. Chris Kolb. re: Resolution 04-0143 opposing House Bill 4151, dated July 21, 2004. Received and filed.

R-0230 RECEIVED: July 28, 2004. Resolution from Berrien County. re: Opposing Senate Bills 1111 and 1112, dated July 8, 2004. Received and filed.

R-0231 RECEIVED: July 30, 2004. Resolution from Cheboygan County. re: Guarantee of State Revenue Sharing, dated July 27, 2004. Received and filed.

R-0232 RECEIVED: July 30, 2004. Notice from the Department of Natural Resources. re: Accepting Applications for Forest Stewardship Program Grants, dated July 2004. Received and filed; copy to Administration and Finance.

R-0233 RECEIVED: August 2, 2004. Notice of Letting of Drain Contract from Janis Bobrin, Drain Commissioner. re: For the Manchester Drain Townships of Manchester and Sharon, Village of Manchester, Washtenaw County. Received and filed; copy to Finance, Administration and all Commissioners.

R-0234 RECEIVED: August 3, 2004. Resolution from Oakland County. re: Support for Oakland County's Perspective on Cobo Convention Facility, dated July 22, 2004. Received and filed.

- **R-0235** RECEIVED: August 5, 2004. Resolution from Lake County. re: Supporting Privacy of Library Cardholder Information, dated July 28, 2004. Received and filed.
- **R-0236** RECEIVED: August 5, 2004. Resolution from Lake County. re: Opposing Postponement of Election Day November 2, 2004, dated July 28, 2004. Received and filed.
- **R-0237** RECEIVED: August 5, 2004. Resolution from Lake County. re: Opposing the July Property Tax Collection Proposal for County Revenue Sharing Funds, dated July 28, 2004. Received and filed.
- **R-0238** RECEIVED: August 5, 2004. Resolution from Lake County. re: Supporting the Drug Fair Pricing Act and the Great Lakes Alliance for Affordable Drugs Act, dated July 28, 2004. Received and filed.
- **R-0239** RECEIVED: August 5, 2004. Resolution from Lake County. re: Guarantee of State Revenue Sharing, dated July 28, 2004. Received and filed.
- **R-0240** RECEIVED: August 5, 2004. Resolution from Antrim County. re: Supporting the House Joint Resolution 7, dated July 30, 2004. Received and filed.
- **R-0241** RECEIVED: August 5, 2004. Resolution from Antrim County. re: Opposing Senate Bills 1081 and 1103, dated July 8, 2004. Received and filed.
- **R-0242** RECEIVED: August 9, 2004. Resolution from Ottawa County. re: Supporting the Governor's proposal to establish advanced property tax collection, dated July 29, 2004. Received and filed.
- **R-0243** RECEIVED: August 9, 2004. Board Action from Alpena County. re: Senate Bills 1081 and 1103, dated August 6, 2004. Received and filed.
- **R-0244** RECEIVED: August 9, 2004. Board Action from Alpena County. re: Senate Bill 1147 and House Bill 5762, dated August 6, 2004. Received and filed.
- R-0245 RECEIVED: August 9, 2004. Resolution from Alpena County. re: Dioxane, dated July 30, 2004. Received and filed.
- **R-0246** RECEIVED: August 16, 2004. Resolution from Van Buren County. re: Opposing Senate Bills 1111 and 1112, dated August 10, 2004. Received and filed.
- **R-0247** RECEIVED: August 16, 2004. Resolution from Oceana County. re: Supporting the Governor's proposal to establish an advanced property tax collection plan with conditions, dated August 12, 2004. Received and filed.
- **R-0248** RECEIVED: August 18, 2004. Letter from Rebecca Hatton to the Washtenaw County Board of Commissioners. re: Opposing the use of resources on a simulated mass vaccination drill, dated August 16, 2004. Received and filed; copy to each Commissioner and Administration.

Report of the Chair of the Board of Commissioners

Special Order of Business

Public Hearing to receive public comment on the Washtenaw County Hazard Mitigation Plan

Chair opened the Public Hearing to receive public comment on the Washtenaw County Hazard Mitigation Plan.

With no one wishing to speak, Chair closed the public hearing.

<u>Public Hearing to receive public comment on the Proposed Comprehensive Plan for Washtenaw County</u> Chair opened the Public Hearing to receive public comment on the Proposed Comprehensive Plan for Washtenaw County.

Comm. Gunn expressed her thanks to the Planning & Environment Department for their work.

Pat Kelly, Dexter Township Supervisor, thanked the Board and Planning & Environment for their work.

Jim Fish of Bridgewater Township, expressed his belief that the Comprehensive Plan is a good plan because it focuses on local plans, but it will be necessary to add more focus to Communications Development.

Steve Puuri, of the Road Commission, complemented the Planning & Environment for their implementation of the plan and addressed the involvement of the Road Commission in the Comprehensive Plan.

Jeff Wallace, Manager of the Village of Manchester, said that the County made a tremendous effort to provide better communication with the smaller Townships and Villages and permit them to have a voice in the Comprehensive Plan.

With no one else wishing to speak, Chair closed the public hearing.

Reports of Standing Committees

Comm. Prater seconded by Comm. Peterson moved that reports of the Agenda Meeting dated July 28, 2004, Ways and Means Meeting dated August 4, 2004 and Working Session dated August 5, 2004 be approved and accepted. Motion Carried. (Complete reports are on file in the County Clerk/Register's Office.)

Reports of Special Committees

Comm. Prater seconded by Comm. Peterson moved that the following reports be received: BOC – Leadership Meeting dated August 5, 2004; Board of Road Commissioners dated July 13, 2004 and July 27, 2004; Brownfield Redevelopment Authority dated May 14, 2004; Criminal Justice Collaborative Council dated April 29, 2004, May 21, 2004 and June 18, 2004; Family Independence Agency Board dated June 16, 2004; Historic District Commission dated July 8, 2004; Parks and Recreation Commission dated June 29, 2004; Public Health Advisory Committee dated May 21, 2004 and June 18, 2004; Statutory Drainage Board dated July 16, 2004. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

Other Reports

2002-2003 Annual Report of the Office of the Drain Commissioner.

Report of the Treasurer

Cash position of Washtenaw County as of July 31, 2004.

Report from the County Administrator

None.

Resolutions

Ways & Means Committee - September 1, 2004

04-0163 Comm. Prater seconded by Comm. Peterson moved that the Resolution for Capital Improvement Bonds, Series 2004 in the amount not to exceed \$6,365,000 to support the Energy Efficiencies Project be adopted. Roll call vote: YEAS: 8. NAYS: None. ABSENT: 3 (Bergman, Irwin, Sizemore). Motion carried.

04-0164 Comm. Prater seconded by Comm. Peterson moved that the Resolution authorizing the Administrator to sign the contract with the Ann Arbor Community Foundation in the amount of \$100,000 from the Housing Contingency Fund Balance as a challenge grant for an Eviction Prevention Program Initiative of the Human Services Collaborative Council-Barrier Buster's Group be adopted. Roll call vote: YEAS: 8. NAYS: None. ABSENT: 3 (Bergman, Irwin, Sizemore). Motion carried.

Approval of Claims

04-0165 Comm. Prater seconded by Comm. Peterson moved that the resolution authorizing payment of claims commencing with the last previously approved claim and continuing through the date of August 20, 2004, be adopted. Roll call vote: YEAS: 8. NAYS: None. ABSENT: 3 (Bergman, Irwin, Sizemore). Motion carried.

			EXCEPTION &	
FUND/COMPANY	SYSTEM CHECKS	UTILITIES/CREDIT CARD	PRE-CLAIMS	TOTAL
1010GENERAL FUND	\$0.00	\$77,427.54	\$0.00	\$77,427.54
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
1572INMATE CONCESSIONS	\$0.00	\$0.00	\$0.00	\$0.00
1590SHERIFF SPECIAL SVCS. FUND	\$0.00	\$0.00	\$0.00	\$0.00
1620PROS ATTNY-CR	\$0.00	\$32.79	\$0.00	\$32.79
1690SHELTER PLUS CARE	\$0.00	\$0.00	\$0.00	\$0.00
1710BFI SOLID WASTE COORD.	\$78.34	\$135.96	\$0.00	\$214.30
1750BUILDING INSPECTION & SOIL EROSION	\$0.00	\$402.26	\$0.00	\$402.26
1760ENVIRONMENTAL HEALTH	\$0.00	\$2,040.25	\$0.00	\$2,040.25
1770ILLEGAL DUMPING PROGRAM	\$0.00	\$0.00	\$0.00	\$0.00

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1810VETERANS TRUST FUND ADMIN.	\$0.00	\$69.03	\$0.00	\$69.03
1850RRNWWD: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
1881VIOLENCE AGAINST WOMEN	\$0.00	\$280.32	\$0.00	\$280.32
19003 - 911 FUND	\$0.00	\$1,599.20	\$0.00	\$1,599.20
2080PARKS & RECREATION	\$0.00	\$73,293.02	\$0.00	\$73,293.02
2060LAW LIBRARY	\$0.00	\$0.00	\$0.00	\$0.00
2110COUNTY LIBRARY FUND	\$0.00	\$1,196.68	\$0.00	\$1,196.68
2150FRIEND OF THE COURT	\$0.00	\$0.00	\$0.00	\$0.00
2370JTPA ADMINISTRATION	\$0.00	\$6,717.07	\$0.00	\$6,717.07
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	\$482.33	\$0.00	\$482.33
2530GATEWAY PROJECT	\$0.00	\$0.00	\$0.00	\$0.00
2600CSBG	\$0.00	\$0.00	\$0.00	\$0.00
2630CSA SR NUTRITION	\$0.00	\$43.55	\$0.00	\$43.55
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	\$0.00	\$0.00	\$0.00
2810JUVENILE ACCOUNTABILITY	\$0.00	\$0.00	\$0.00	\$0.00
2820STRONG FAMILIES/SAFE CHILDRFEN	\$0.00	\$0.00	\$0.00	\$0.00
2920WCHO	\$0.00	\$387.75	\$0.00	\$387.75
2930MENTAL HEALTH	\$0.00	\$10,088.85	\$0.00	\$10,088.85
2940SUBSTANCE ABUSE	\$0.00	\$0.00	\$0.00	\$0.00
2960HEALTH	\$0.00	\$1,933.92	\$0.00	\$1,933.92
2961HSRA COMMUNITY ACCESS GRANT	\$0.00	\$0.00	\$0.00	\$0.00
2990CHILD CARE/PROBATE CT.	\$0.00	\$3,859.23	\$0.00	\$3,859.23
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
4900B.A. SPACE PLAN PHASE II CONST.	\$0.00	\$0.00	\$0.00	\$0.00
4902HEADSTART CONSTRUCTION BOND	\$0.00	\$0.00	\$0.00	\$0.00
55032002 PROPERTY FORECLOSURE PROC.	\$0.00	\$19.94	\$0.00	\$19.94
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	\$149,275.53	\$0.00	\$149,275.53
6320FACILITIES MGMT - TRANSP	\$0.00	\$1,883.80	\$0.00	\$1,883.80
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	\$18.43	\$0.00	\$18.43
6630MEDICAL SELF INSURANCE	\$0.00	\$0.00	\$0.00	\$0.00
65001999 PROPERTY FORECLOSURE PROC	\$0.00	\$0.00	\$0.00	\$0.00
65012000 PROPERTY FORECLOSURE PROC	\$0.00	\$0.00	\$0.00	\$0.00
65022001 PROPERTY FORECLOSURE PROC	\$0.00	\$0.00	\$0.00	\$0.00
6650FRINGE BENEFIT REVOLVING	\$0.00	\$0.00	\$0.00	\$0.00
6900CENTREX ASSOCIATION				\$0.00 \$67,194.22
6930MENTAL HEALTH	\$0.00 \$0.00	\$67,194.22 \$0.00	\$0.00 \$0.00	\$0.00
		\$0.00 \$0.00		
7350T&A 14A DISTRICT COURT	\$0.00 \$0.00	\$0.00 \$1.753.80	\$0.00	\$0.00 \$1.753.80
7412LAWNET - DRUG ENFORCEMENT	\$0.00	\$1,753.89 \$15.30	\$0.00	\$1,753.89 \$15.30
7413LAWNET NON-FORFEITURE FUND	\$0.00	\$15.39	\$0.00	\$15.39

7520EMPLOYEE RETIREMENT FUND	\$0.00	\$3,665.65	\$0.00	\$3,665.65
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	\$9.26	\$0.00	\$9.26
7990CO-OP EXTENSION SERVICE	\$0.00	\$454.59	\$0.00	\$454.59
8005PORTAGE-BASELINE LAKE LEVEL	\$0.00	\$8.78	\$0.00	\$8.78
8007WHITMORE LAKE LEVEL	\$0.00	\$382.35	\$0.00	\$382.35
8008FOUR MILE LAKE LEVEL	\$0.00	\$141.73	\$0.00	\$141.73
8297SWAN CREEK & PLINEY HARRIS	\$0.00	\$0.00	\$0.00	\$0.00
TOTALS	\$78.34	\$404,813.31	\$0.00	\$404,891.65

New Business

04-0166 Comm. Prater seconded by Comm. Peterson moved that the Resolution supporting the Blueprint to End Homelessness in Washtenaw County be adopted. Roll call vote: YEAS: 8. NAYS: None. ABSENT: 3 (Bergman, Irwin, Sizemore). Motion carried.

04-0167 Comm. Prater seconded by Comm. Peterson moved that the Resolution setting a public hearing for October 6, 2004 at 6:45 pm in the Board Room, 220 North Main Street, Ann Arbor to receive public comment on the tentative amended Washtenaw County Enhanced 9-1-1 Plan be adopted. Roll call vote: YEAS: 8. NAYS: None. ABSENT: 3 (Bergman, Irwin, Sizemore). Motion carried.

04-0168 Comm. Prater seconded by Comm. Peterson moved that the Resolution authorizing the Washtenaw County Corporation Counsel to sign an Amicus Brief on behalf of Washtenaw County supporting the right of a governmental entity to offer same sex benefits to its employees be adopted. Roll call vote: YEAS: 6. NAYS: 2 (Solowczuk, Yekulis). ABSENT: 3 (Bergman, Irwin, Sizemore). Motion carried.

04-0169 Comm. Prater seconded by Comm. Peterson moved that the Resolution encouraging the transfer of land in York Township to Toyota be adopted. Comm. Brackenbury offered a friendly amendment changing the "State Budget Office" to Department of Management and Budget." The friendly amendment was accepted. Roll call vote: YEAS: 8. NAYS: None. ABSENT: 3 (Bergman, Irwin, Sizemore). Motion carried.

Liaison Reports

Comm. Armentrout thanked the individuals for their comments on the Comprehensive Plan.

Comm. Prater thanked Tony VanDerworp for all of their work and asked how many meetings they held throughout the County. Tony Vanderworp said that they held 44 public hearings throughout the County.

Comm. Gunn also thanked the Planning & Environment Department.

Items for Current/Future Discussion

None.

Citizen Participation

None.

Commissioners Follow-up to Citizen Participation

None.

<u>Adjournment</u>

Comm. Solowczuk seconded by Comm. Prater moved to adjourn until Wednesday, September 22, 2004, at 6:45 p.m. in the Board Room, Washtenaw County Administration Building. Motion carried.

The meeting adjourned at 7:23 p.m.

Comm. Leah Gunn, Chair	

Peggy M. Haines, Clerk/Register
By: James D. Higginbottom, Deputy Clerk

Board Approved: 9/22/04

COUNTY OF WASHTENAW

At a Regular meeting of the Board of Commissioners of the County of Washtenaw, Michigan, held on the 1st day of September, 2004, at 6:45 p.m., Eastern Daylight Savings, at the County Administration Building in Ann Arbor, Michigan there were:

PRESENT: Comms. Armentrout, Brackenbury, Gunn, Kern, Peterson, Prater, Solowczuk,

Prater.

ABSENT: Comms. Bergman, Irwin, Sizemore.

The following preambles and resolution were offered by Comm. Prater and seconded by Comm. Peterson:

BOND RESOLUTION County of Washtenaw Capital Improvement Bonds, Series 2004

WHEREAS, there have been prepared and presented to the Board of Commissioners (the "Board") of the County of Washtenaw, Michigan (the "County"), a description of improvements to the County of Washtenaw (the "Capital Improvement Project"), all as more fully described in EXHIBIT A, pursuant to the terms of Section 517 of Act No. 34, Public Acts of Michigan, 2001 as amended ("Act 34"); and

WHEREAS, it has been estimated that the period of usefulness of the Capital Improvement Project is not less than 20 years and that the total cost of the Capital Improvement Project and issuing the Bonds will not exceed \$6,365,000 to be provided by the proceeds from the sale of bonds by the County pursuant to Act 34; and

WHEREAS, the County proposes to undertake the Capital Improvement Project and to incur taxable or tax-exempt debt (the "Reimbursement Obligations") to finance all or a portion of the costs of the Capital Improvement Project; and

WHEREAS, the County may make certain expenditures for said Capital Improvement Project prior to issuance of the Reimbursement Obligations and may wish to use the proceeds of the Reimbursement Obligations to reimburse all or a portion of said expenditures; and

WHEREAS, it is in the public interest and for the public benefit that the County designate an authorized officer for the purposes of declaring official intent of the County with respect to expenditures; and

WHEREAS, there has been prepared and attached hereto as APPENDIX I a form of notice entitled "NOTICE OF INTENTION OF THE COUNTY OF WASHTENAW TO ISSUE CAPITAL IMPROVEMENT BONDS AND NOTICE OF RIGHT TO PETITION FOR REFERENDUM THEREON" (the "Notice of Intention").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF WASHTENAW, MICHIGAN, AS FOLLOWS:

1. **Approval of Plans:** The preliminary plans and estimates relating to the Capital Improvement Project and identified in EXHIBIT A hereto are hereby approved and ordered filed with the County Clerk.

- 2. <u>Insertion of Notice of Intent</u>: It is hereby determined that the Notice of Intention provides information sufficient to adequately inform the electors and taxpayers of the County of the nature of the obligations to be undertaken by the County by the issuance of the bonds and of their right under Act 34 to file a petition requesting a referendum election on the issuance of the bonds.
- 3. **Form of Notice of Intent:** The form and content of the Notice of Intention as set forth in Appendix I, are hereby approved, and the County Clerk is hereby authorized and directed to cause the Notice of Intention to be published once in the *Ann Arbor News*, Ann Arbor, Michigan, a newspaper of general circulation within the County which is hereby determined to be the newspaper reaching the largest number of electors and taxpayers of the County. The notice shall be inserted in an advertisement at least one-quarter of a page in size.
- 4. **Referendum Period:** The referendum period within which voters and taxpayers shall have the right to circulate petitions is 45 days after publication of the notice of intention authorized in paragraph 2.
- 5. <u>Official Intent</u>: The County Administrator is hereby authorized to declare official intent of the County with respect to reimbursement.
- 6. <u>Individual Declarations of Intent</u>: Each declaration of official intent shall be substantially in the form set forth in APPENDIX II attached hereto and by this reference incorporated herein, and said form may be modified from time to time on the advice of bond counsel to the County and as necessary to conform to requirements of the reimbursement regulations as the same may be adopted by the Internal Revenue Service or amended from time to time, or with the requirements of applicable rulings or regulations relating to tax-exempt borrowings.
- 7. **Filing Official Intent:** The County Administrator is hereby directed to file each declaration of official intent in the office of the Clerk of the County of Washtenaw, which location constitutes the customary location of the records of the County which are available to the general public.
- 8. <u>Declarations of Intent Available</u>: The County Clerk is further directed to assure that each declaration of intent is continuously available during normal business hours of the County on every business day of the period beginning the earlier of 10 days after the date of execution of said declaration of intent and ending on the date of issuance of the Reimbursement Bonds.
- 9. **Bond Details**: Pursuant to Section 517 of Act 34, the bonds of the County, aggregating not to exceed the principal sum of \$6,365,000, shall be issued for the purpose of defraying the County's portion of the cost of the Capital Improvement Project. The bonds shall be known as "County of Washtenaw Capital Improvement Bonds, Series 2004" (the "Bonds") and shall be dated October 1, 2004 or such later date not more than twelve calendar months thereafter as the County Administrator shall provide by order. The Bonds shall be fully registered Bonds, both as to principal and interest, in any one or more denominations of \$5,000 or a multiple of \$5,000 numbered from 1 upwards as determined by the County Administrator, regardless of rate and maturity date. The Bonds shall mature on September 1 in each year as follows:

YEAR	PRINCIPA	<u>\L</u>	YEAR PRI	NCIPAL	YEAR	PRINCIPAL
2005	\$225,000	2012	\$275,000	2019	\$375,000	
2006	225,000	2013	275,000	2020	400,000	
2007	225,000	2014	300,000	2021	400,000	

2008	225,000	2015	300,000	2022	425,000
2009	250,000	2016	325,000	2023	450,000
2010	250,000	2017	350,000	2024	465,000
2011	275 000	2018	350 000		,

The Bonds shall be in substantially the form attached hereto as Exhibit B with such changes, additions or deletions as are not inconsistent with this resolution.

- 10. <u>Discount</u>: The Bonds may be offered for sale at a price of not less than 98% of the face amount thereof, and the County Administrator is authorized, in his or her discretion, to provide for a higher minimum purchase price in the Request for Proposal for the Bonds.
- Interest Payment and Date of Record: The Bonds shall bear interest payable March 1, 2005 and each September 1 and March 1 thereafter, until maturity, which interest shall not exceed 7% per annum. Interest shall be paid by check or draft mailed to the registered owner of each Bond as of the applicable date of record, provided, however, that the County Administrator may agree with the bond registrar on a different method of payment. If interest is paid differently, the Bond form attached as EXHIBIT B and Request for Proposal form attached as EXHIBIT C shall be changed accordingly.

The date of record for each interest payment shall be the 15th day of the calendar month preceding the date such payment is due.

12. **Prior Redemption:** Bonds maturing prior to September 1, 2013, shall not be subject to redemption prior to maturity. Bonds maturing on and after September 1, 2013 shall be subject to redemption in whole or in part on any interest payment date on and after September 1, 2012, and in any order, at the option of the County, at par, plus accrued interest to the date fixed for redemption.

With respect to partial redemptions, any portion of a bond outstanding in a denomination larger than the minimum authorized denomination may be redeemed provided such portion and the amount not being redeemed each constitutes an authorized denomination. In the event that less than the entire principal amount of a bond is called for redemption, upon surrender of the Bond to the bond registrar, the bond registrar shall authenticate and deliver to the registered owner of the Bond a new bond in the principal amount of the principal portion not redeemed.

Notice of redemption shall be sent to the registered holder of each Bond being redeemed by first class mail at least thirty (30) days prior to the date fixed for redemption, which notice shall fix the date of record with respect to the redemption if different than otherwise provided in the resolution authorizing the issuance of the Bonds. Any defect in such notice shall not affect the validity of the redemption proceedings. Bonds so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the bond registrar to redeem the same.

- 13. <u>Capitalized Interest</u>: As the County Administrator so orders prior to the time of delivering the Bonds, up to two years of the interest payable on the Bonds is to be capitalized.
- 14. Reduction in Aggregate Amount of Bonds: In the event the cost of constructing the Capital Improvement Project shall be less than the current cost estimates and after this bond resolution has been adopted it shall be determined by the County Administrator that the Capital Improvement Project cost shall be less than such estimates, the County Administrator shall reduce the principal amount of the Bonds by \$5,000 denominations, one such denomination for each maturity in any order of maturity, to the extent required to avoid the issuance of more

Bonds than will be required in light of the proposals received, and the Request for Proposal shall be correspondingly altered.

- Administrator shall designate, and may enter into an agreement with, a bond registrar and paying agent for the Bonds (sometimes referred to as the "Bond Registrar") which shall be a bank or trust company located in the State of Michigan which is qualified to act in such capacity under the laws of the United States of America or the State of Michigan. The County Administrator from time to time as required may designate a similarly qualified successor bond registrar and paying agent. The Bonds shall be deposited with a depository trustee designated by the County Administrator who shall transfer ownership of interests in the Bonds by book entry and who shall issue depository trust receipts or acknowledgments to owners of interests in the Bonds. Such book entry depository trust arrangement, and the form of depository trust receipts or acknowledgments, shall be as determined by the County Administrator after consultation with the depository trustee. The depository trustee may be the same as the Bond Registrar otherwise named by the Administrator, and the Bonds may be transferred in part by depository trust and in part by transfer of physical certificates as the Administrator may determine.
- 16. <u>Transfer or Exchange of Bonds</u>: Any bond shall be transferable on the bond register maintained by the Bond Registrar with respect to the Bonds upon the surrender of the Bond to the Bond Registrar together with an assignment executed by the registered owner or his or her duly authorized attorney in form satisfactory to the Bond Registrar. Upon receipt of a properly assigned Bond the Bond Registrar shall authenticate and deliver a new Bond or Bonds in equal aggregate principal amount and like interest rate and maturity to the designated transferee or transferees.

Bonds may likewise be exchanged for one or more other Bonds with the same interest rate and maturity in authorized denominations aggregating the same principal amount as the Bond or Bonds being exchanged. Such exchange shall be effected by surrender of the Bond to be exchanged to the Bond Registrar with written instructions signed by the registered owner of the Bond or his or her attorney in form satisfactory to the Bond Registrar. Upon receipt of a Bond with proper written instructions the Bond Registrar shall authenticate and deliver a new Bond or Bonds to the registered owner of the Bond or his or her properly designated transferee or transferees or attorney.

Any service charge made by the Bond Registrar for any such registration, transfer or exchange shall be paid for by the County, unless otherwise agreed by the County and the Bond Registrar. The Bond Registrar may, however, require payment by a bondholder of a sum sufficient to cover any tax or other governmental charge payable in connection with any such registration, transfer or exchange.

17. <u>Mutilated, Lost, Stolen or Destroyed Bonds</u>: In the event any Bond is mutilated, lost, stolen or destroyed, the Mayor and the Clerk of the County may, on behalf of the County, execute and deliver, a new Bond having a number not then outstanding, of like date, maturity and denomination as that mutilated, lost, stolen or destroyed.

In the case of a mutilated Bond, a replacement Bond shall not be delivered unless and until such mutilated Bond is surrendered to the Bond Registrar. In the case of a lost, stolen or destroyed Bond, a replacement Bond shall not be delivered unless and until the County and the Bond Registrar shall have received such proof of ownership and loss and indemnity as they determine to be sufficient, which shall consist at least of (i) a lost instrument Bond for principal and interest remaining unpaid on the lost, stolen or destroyed Bond; (ii) an affidavit of the registered owner (or his or her attorney) setting forth ownership of the Bond lost, stolen or destroyed and the circumstances under which it was lost, stolen or destroyed; (iii) the agreement

of the owner of the Bond (or his or her attorney) to fully indemnify the County and the Bond Registrar against loss due to the lost, stolen or destroyed Bond and the issuance of any replacement Bond; and (iv) the agreement of the owner of the Bond (or his or her attorney) to pay all expenses of the County and the Bond Registrar in connection with the replacement, including the transfer and exchange costs which otherwise would be paid by the County.

- 18. **Execution and Delivery**: The County Clerk and the Chair of the County Board of Commissioners are hereby authorized and directed to execute the Bonds for and on behalf of the County by manually executing the same or by causing their facsimile signatures to be affixed. If facsimile signatures are used, the Bonds shall be authenticated by the Bond Registrar before delivery. The Bonds shall be sealed with the County's seal or a facsimile thereof shall be imprinted thereon. When so executed and (if facsimile signatures are used) authenticated, the Bonds shall be delivered to the County Administrator, who is hereby authorized and directed to deliver the Bonds to the purchaser upon receipt in full of the purchase price for the Bonds.
- 19. **Source of Repayment:** The County agrees to pledge for the repayment of the Bonds sufficient amounts of County taxes levied each year provided that the amount of taxes necessary to pay the principal and interest on the Bonds, together with the other taxes levied for the same year, shall not exceed the limit authorized by law.
- 20. Principal and Interest Fund: All monies set aside by the County toward the cost of the Capital Improvement Project shall be kept by the County in a separate fund hereby established, to be known as the "Principal and Interest Fund." All moneys in the Principal and Interest Fund shall be kept in a separate depository account with one or more banks or trust companies where the principal of and interest on the bonds are payable, and such moneys shall be used solely for the payment of the principal of and interest on the Bonds and expenses incidental thereto. All accrued interest and the premium, if any, received from the purchaser of the Bonds shall be deposited in the Principal and Interest Fund upon receipt. Capitalized interest, as determined pursuant to Section 6, shall be deposited in the Principal and Interest Fund.
- 21. <u>Improvement Fund</u>: There is hereby established an Improvement Fund into which all proceeds of the borrowing shall be deposited, except the accrued interest on the Bonds and premium, if any, received from the purchaser of the Bonds and any capitalized interest. All moneys in the Improvement Fund shall be used solely for the payment in full of costs of the Capital Improvement Project, including the costs of issuing the Bonds. Surplus moneys remaining in the Improvement Fund after completion of the Capital Improvement Project and payment in full of the costs of the Capital Improvement Project (or provision for such payment) shall be deposited in the Principal and Interest Fund.
- Investments: Moneys in the Principal and Interest Fund and the Improvement Fund may be continuously invested and reinvested in the United States government obligations, obligations the principal of and interest on which are unconditionally guaranteed by the United States government, or in interest-bearing time deposits selected by the County Treasurer which are permissible investments for surplus funds under Act No. 20 of the Public Acts of 1943, as amended. Such investments shall mature, or be subject to redemption at the option of the holder, not later than (a) in the case of the Principal and Interest Fund, the dates moneys in such fund will be required to pay the principal of and interest on the Bonds, and (b) in the case of the Improvement Fund, the estimated dates when moneys in such fund will be required to pay costs of the Capital Improvement Project. Obligations purchased as an investment of moneys in the Principal and Interest Fund or the Improvement Fund, as the case may be, shall be deemed at all times to be a part of such fund, and the interest accruing thereon and any profit realized from such investment shall be credited to such fund.

- 23. <u>Depositories</u>: All of the banks located in the State of Michigan are hereby designated as permissible depositories of the moneys in the funds established by this Resolution, except that the moneys in the Principal and Interest Fund shall only be deposited in such banks where the principal of and interest on the Bonds are payable. The County Treasurer shall select the depository or depositories to be used from those banks authorized in this Section.
- 24. <u>Arbitrage and Tax Covenants</u>: Notwithstanding any other provision of this resolution, the County covenants that it will not at any time or times:
- (a) Permit any proceeds of the Bonds or any other funds of the County or under its control to be used directly or indirectly (i) to acquire any securities or obligations, the acquisition of which would cause any Bond to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), or (ii) in a manner which would result in the exclusion of any Bond from the treatment afforded by Section 103(a) of the Code by reason of the classification of any Bond as a "private activity bond" within the meaning of Section 141(a) of the Code, as a "private loan bond" within the meaning of Section 141(a) of the Code or as an obligation guaranteed by the United States of America within the meaning of Section 149(b) of the Code; or
- (b) Take any action, or fail to take any action (including failure to file any required information or other returns with the United States Internal Revenue Service or to rebate amounts to the United States, if required, at or before the time or times required), within its control which action or failure to act would (i) cause the interest on the Bonds to be includible in gross income for federal income tax purposes, cause the interest on the Bonds to be includible in computing any alternative minimum tax (other than the alternative minimum tax applicable to interest on all tax-exempt obligations generally) or cause the proceeds of the Bonds to be used directly or indirectly by an organization described in Section 501(c)(3) of the Code, or (ii) adversely affect the exemption of the Bonds and the interest thereon from the State of Michigan income taxation.
- 25. <u>Not Qualified Tax-Exempt Obligations</u>: The Bonds are <u>not</u> designated as "qualified tax-exempt obligations" for purposes of deduction of interest expense by financial institutions under the provisions of Section 265 of the Code, unless, at the time the Request for Proposal is circulated, the Bonds have been determined to be eligible to be so designated on the basis of the County's reasonable expectations at the time of such publication. In such event, the Request for Proposal shall be changed appropriately and the Bond shall there be so designated.

26. **Defeasance or Redemption of Bonds**: If at any time,

- (a) the whole amount of the principal of and interest on all outstanding Bonds shall be paid, or
- (b) (i) sufficient moneys, or Government Obligations (as defined in this Section) not callable prior to maturity, the principal of and interest on which when due and payable will provide sufficient moneys, to pay the whole amount of the principal of and premium, if any, and interest on all outstanding Bonds as and when due at maturity or upon redemption prior to maturity shall be deposited with and held by a trustee or an escrow agent for the purpose of paying the principal of and premium, if any, and interest on such Bonds as and when due, and (ii) in the case of redemption prior to maturity, all outstanding Bonds shall have been duly called for redemption (or irrevocable instructions to call such Bonds for redemption shall have been given)

then, at the time of the payment referred to in clause (a) of this Section or of the deposit referred to in clause (b) of this Section, the County shall be released from all further obligations under this resolution, and any moneys or other assets then held or pledged pursuant to this resolution for the purpose of paying the principal of and interest on the Bonds (other than the moneys deposited with and held by a trustee or an escrow agent as provided in clause (b) of this Section) shall be released from the conditions of this resolution, paid over to the County and considered excess proceeds of the Bonds. In the event moneys or Government Obligations shall be so deposited and held, the trustee or escrow agent holding such moneys or Government Obligations shall, within 30 days after such moneys or Government Obligations shall have been so deposited, cause a notice signed by it to be published once in a newspaper of general circulation in the City of Detroit, Michigan, setting forth (x) the date or dates, if any, designated for the redemption of the Bonds, (y) a description of the moneys or Government Obligations so held by it and (z) that the County has been released from its obligations under this resolution. All moneys and Government Obligations so deposited and held shall be held in trust and applied only to the payment of the principal of and premium, if any, and interest on the Bonds at maturity or upon redemption prior to maturity, as the case may be, as provided in this Section.

The trustee or escrow agent referred to in this Section shall (a) be a bank or trust company permitted by law to offer and offering the required services, (b) be appointed by resolution of the County, and (c) at the time of its appointment and so long as it is serving as such, have at least \$25,000,000 of capital and unimpaired surplus. The same bank or trust company may serve as trustee or escrow agent under this Section and as Bond Registrar so long as it is otherwise eligible to serve in each such capacity.

As used in this Section, the term "Government Obligations" means direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America.

- 27. <u>Filing with Municipal Finance Division</u>: If necessary, the County Administrator is authorized and directed to:
 - apply to the Municipal Finance Division of the Michigan Department of Treasury for approval of the sale of the Bonds;
 - (b) file with such application all required supporting material; and
 - (c) pay all fees required in connection therewith.
- 28. Negotiated Sale Request for Proposal: The County hereby determines that in order to save the cost of publication of an official Notice of Sale that it will sell the bonds at a negotiated sale after solicitation of proposals from prospective purchasers by its Financial Consultant. The County's Financial Consultant is authorized to solicit proposals from at least twenty-five prospective purchasers and to circulate a Request for Proposal at least seven days prior to the date fixed for receipt of proposals for the purchase of the Bonds. The Request for Proposal shall be in substantially the form attached to this resolution as Exhibit C with such changes therein as are not inconsistent with this resolution and as are approved by the County Administrator after conferring with Bond Counsel. Once all proposals are received, the County Administrator, or in the absence of the County Administrator, the County Finance Director, shall determine the lowest true interest cost proposed and thereafter award the Bonds to the proposer meeting that criteria. The Financial Consultant is hereby designated to act for and on behalf of the County to receive proposals for the purchase of the Bonds and to take all other steps necessary in connection with the sale and delivery thereof.

29. **Bond Anticipation Notes:** Prior to the issuance of the Bonds but after expiration of the referendum period set forth in paragraph 4 above, the County may issue its Bond Anticipation Notes (the "Notes") in an amount not to exceed 50% of the entire issue in anticipation of the proceeds of the Bonds as authorized by Section 413 of Act 34. The Notes shall also be payable from other revenues of the County.

The County hereby declares the necessity of issuing the Notes which will be used to pay the costs of Capital Improvement Project falling due prior to the issuance of the Bonds.

The Notes shall be dated October 1, 2004 or on the first day of any month thereafter in 2004 or 2005 as the County Administrator shall order.

The Notes shall bear interest payable at maturity, semi-annually or at other intervals as the County Administrator shall order.

The Notes shall mature on or before December 1, 2005. An earlier or later maturity date may be established by order of the County Administrator.

- 30. **Retention of Bond Counsel**. The firm of Axe & Ecklund, P.C., attorneys of Grosse Pointe Farms, Michigan, is hereby retained to act as bond counsel for the County in connection with the issuance, sale and delivery of the Bonds.
- 31. <u>Retention of Financial Consultants</u>. Municipal Financial Consultants Incorporated, Grosse Pointe Farms, Michigan, is hereby retained to act as financial consultant and advisor to the County in connection with the sale and delivery of the Bonds.
- 32. Approval of Expenditures and Contracts. The County Administrator, after the approval of the County Finance Director, is authorized to approve expenditures for the Capital Improvement Project. The County Administrator, after review and approval by the Corporation Counsel, is authorized to execute any contracts or other documents related to the Capital Improvement Project.
- 33. <u>Conflicting Resolutions</u>. All resolutions and parts of resolutions in conflict with the foregoing are hereby rescinded.
- 34. <u>Effective Date</u>. This Resolution shall become effective immediately upon its adoption and shall be recorded in the minutes of the County as soon as practicable after adoption.

A roll call vote on the foregoing resolution was then taken, and was as follows:

YES: Comms. Armentrout, Brackenbury, Gunn, Kern, Peterson, Prater, Solowczuk,

Yekulis.

NO: None

ABSTAIN: None.

ABSENT: Comms. Bergman, Irwin, Sizemore.

The resolution was declared adopted.

STATE OF MICHIGAN) ss. COUNTY OF WASHTENAW)

The undersigned, being the duly qualified and acting Clerk of the County of Washtenaw, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by the County of Washtenaw Board of Commissioners at its Regular meeting held on the 1st day of September, 2004, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that minutes of such meeting were kept and will be or have been made available as required thereby.

Clerk, County of Washtenaw

DATED:

Res. No. 04-0163

EXHIBIT A PROJECT DESCRIPTION

Locations:

Administration Building	ECGC	LLRC	Youth Center
220 N. Main	415 W. Michigan Ave.	4135 Washtenaw	4125 Washtenaw Ave.
Ann Arbor, MI 48104	Ypsilanti, MI 48197	Ann Arbor, MI 48108	Ann Arbor, MI 48108
Revenue & Recordkeeping	Harriet St. Center	Chelsea Courthouse	Western Service Center
200 N. Main	304 Harriet	122 Main St.	705 N. Zeeb Rd.
Ann Arbor, MI 48104	Ypsilanti, MI 48197	Chelsea, MI 48118	Ann Arbor, MI 48103
Downtown Courthouse	Head Start Facility	Delonis Center	Corrections Center (Jail)
101 E. Huron St.	1661 LeForge Rd.	312 W. Huron St.	2201 Hogback Rd.
Ann Arbor, MI 48104	Ypsilanti, MI 48198	Ann Arbor, MI 48103	Ann Arbor, MI 48105
Facilities Mgt.	Towner I	Towner II	Family Independence Agency
2155 Hogback Rd.	555 Towner St.	555 Towner St.	22 Center St.
Ann Arbor, MI 48105	Ypsilanti, MI 48197	Ypsilanti, MI 48198	Ypsilanti, MI 48198
Community Corrections	Annex Building		
4101 Washtenaw Ave.	110 N. Fourth Ave.		
Ann Arbor, MI 48108	Ann Arbor, MI 48104		

Description: Im

Implementation of energy efficiency improvements including (but not limited to) upgrades to mechanical/electrical, lighting, and controls systems throughout nineteen (19) Washtenaw County owned and operated facilities.

ESTIMATED PROJECT COSTS

Upgrade and Implementation Costs \$6,200,000

Financing Costs, & Bond Discount <u>165,000</u>

TOTAL \$6,365,000

MAXIMUM AMOUNT OF BONDS

\$6,365,000

APPENDIX I

NOTICE OF INTENTION OF THE COUNTY OF WASHTENAW TO ISSUE NOT TO EXCEED \$6,365,000 IN CAPITAL IMPROVEMENT BONDS AND NOTICE OF RIGHT TO PETITION FOR REFERENDUM THEREON

TO ALL ELECTORS AND TAXPAYERS OF THE COUNTY OF WASHTENAW:

NOTICE IS HEREBY GIVEN that the Board of Commissioners of the County of Washtenaw, Michigan (the "County"), has authorized the issuance of not to exceed \$6,365,000 in Capital Improvement Bonds to provide for the implementation of efficiency improvements throughout county facilities located in the County (the "Capital Improvement Project"). The Bond Resolution provides further that the County will finance all or a portion of the total cost of the Capital Improvement Project by the issuance of one or more series of capital improvement bonds (the "Bonds") pursuant to the provisions of Section 517 of Act No. 34, Public Acts of Michigan, 2001, as amended ("Act 34"). The maximum amount of Bonds to be issued in one or more series shall not exceed \$6,365,000, the term of the Bonds shall not exceed 20 years and the Bonds shall bear interest at a rate or rates that will result in a net interest cost of not more than 7% per annum. The maximum Capital Improvement Project cost is estimated at not to exceed \$6,365,000.

FULL FAITH AND CREDIT AND TAXING POWER OF THE COUNTY OF WASHTENAW WILL BE PLEDGED

NOTICE IS FURTHER GIVEN that in the Bond Resolution the County will obligate itself to make payments to the Bond Holder in amounts sufficient to pay the principal of and interest on the Bonds. The limited tax full faith and credit of the County will be pledged for the making of such bond payments. Pursuant to such pledge of its full faith and credit, the County will be obligated to levy such ad valorem taxes upon all taxable property in the County as shall be necessary to make bond payments, which taxes, however, will be subject to applicable statutory and constitutional limitations on the taxing power of the County. In addition to its obligation to make payments on the Bonds, the County will agree in the Bond Resolution to pay all costs and expenses of operation and maintenance of the Capital Improvement Project and all expenses of the County incidental to the issuance and payment of the Bonds, to the extent such expenses are not payable from the proceeds of the Bonds.

RIGHT TO PETITION FOR REFERENDUM

NOTICE IS FURTHER GIVEN to the electors and taxpayers of the County to inform them of the right to petition for a referendum on the question of issuing the Bonds. The County intends to issue the Bonds without a vote of the electors thereon. If, within 45-days after publication of this notice, a petition for referendum requesting an election on the Bonds, signed by not less than 10% or 15,000 of the registered electors of the County, whichever is less, has been filed with the County Clerk, the Bonds shall not be issued unless and until approved by a majority of the electors of the County voting thereon at a general or special election.

This notice is given by order of the Board of Commissioners pursuant to Act 34. Further information may be obtained at the office of the office of the Washtenaw County Clerk, 200 N. Main, Suite 120, Ann Arbor, Michigan 48107.

Peggy M. Haines Washtenaw County Clerk

DATED: [Date of Publication]

APPENDIX II

FORM OF DECLARATION OF OFFICIAL INTENT

I, the hereby certify	unders as foll	igned ows:			of the Co	ounty of	Washten	aw, Mi	chigan, do
1. reimburse exp			er of the Cour le, prior to the						
2.	This I	Declara	tion relates to	the follo	wing expe	enditures	(the "Expo	enditure	es"):
		Amou	<u>unt</u>		<u>(</u>	General I	<u>Purpose</u>		
3.		Expendi	tures are with	-		`	/	aving:	
	(A)	the	following			aracter,	type	or	purpose:
	(B)	the	following	size,			cost:	; -	nd
	(C)	a reas	sonably expec	ted econo	mic life a	t least or	ne (1) year		
4. I understand that a substantial deviation between the above description of the Property for which the Expenditures are being made and the actual Property which is acquired or constructed will invalidate this declaration of official intent with the result that any proceeds of tax-exempt debt which are used to reimburse for the Expenditures will not be deemed to have been expended upon such reimbursement.									
5. exempt debt (The (the "Re	County eimburs	intends to rei ement Obliga	mburse tions").	the Expen	ditures l	y incurrii	ng taxal	ble or tax-
6. follows:	The e	expecte	d source of f	unds that	will be	used to	pay the E	Expendi	tures is as
7. Reimburseme		expecte	ed source of Obligation	funds	to be u	sed to	pay debt as	servic _·	e on the follows:
reasonably ex	s of the xpected	County to be,	ation of inte y as of the dat (A) allocated unty's budget,	e hereof i l on a lo	n that the	re are no asis, (B)	funds wh	ich are	now or are

- 9. The County does not have a pattern of failure to reimburse expenditures for which official intent has been declared in that at least seventy-five percent (75%) of all expenditures made after ______, for which the County has declared an intent to reimburse from the proceeds of taxable or tax-exempt debt have been, or are expected to be, so reimbursed.
- 10. I acknowledge that in the event that the County fails to use the proceeds of Reimbursement Obligations issued within three (3) years of the date hereof to reimburse expenditures the same may adversely affect the ability of the County to use the proceeds of tax-exempt obligations in the future to reimburse for expenditures made prior to the issuance of such obligations.
- 11. I further acknowledge that unless the Expenditures constitute preliminary expenditures (in the nature of architect services and soil testing but excluding land acquisition) for the Property not in excess of ten percent (10%) of the expected cost of the Capital Improvement Project of which the Property constitutes a part, the Expenditures will be paid within not in excess of two (2) years following the date hereof or, as an alternative, this declaration of intent will be renewed.
- 12. I further acknowledge that it is expected that the proceeds of Reimbursement Obligations will be used for reimbursement of each Expenditure not later than (A) the date that is one (1) year after the date on which such Expenditure is paid, or (B) the date that is one (1) year after the date on which the Property is placed in service.
- 13. I further acknowledge that I will assure that the allocation referenced in item 12 (A) will be evidenced by an entry on the records of the County maintained with respect to the Reimbursement Obligations, (B) will specifically identify the Expenditure being reimbursed, and (C) on the advice of the appropriate counsel will be sufficient to relieve the allocated proceeds of the Reimbursement Obligations covered by such entry from any restrictions under the relevant legal documents and applicable state law that apply only to unspent proceeds of Reimbursement Obligations.
- 14. I further acknowledge that I will assure that except as referenced in item 15 the proceeds of the Reimbursement Obligations that are used to reimburse the Expenditures will not be used, directly or indirectly, (A) to pay debt service on an issue of tax-exempt obligations, (B) to create or increase the balance in a sinking fund established for the payment of debt service on the Reimbursement Obligations or another issue of tax-exempt obligations of the County or to replace funds that have been, are being, or will be so used for reserve or replacement fund purpose, or (C) to reimburse any expenditures or any payment with respect to financing of an expenditure that was originally paid with proceeds of any tax-exempt obligations of the County to any person or entity other than the County.
- 15. I understand that item 14 does not prohibit the use of those proceeds of the Reimbursement Obligations that are used to reimburse the Expenditures for (A) deposit in a bona fide debt service fund (that is, a fund established to pay debt service on any tax-exempt obligation of the County, other than the Reimbursement Obligation, which is depleted annually except for a reasonable carry over amount not in excess of one (1) year's interest earnings on said fund or one-twelfth (1/12th) of annual debt service), (B) to pay current debt service coming due

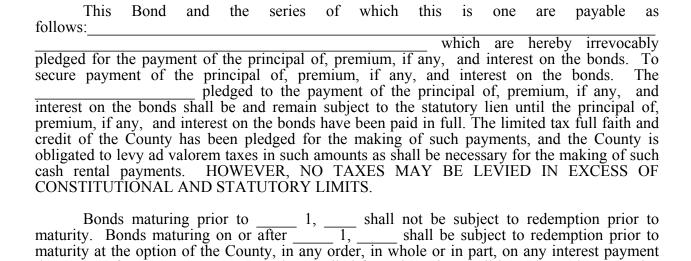
within the next succeeding one-year period on any tax-exempt obligation of the County, other than the Reimbursement Obligations, or (C) to reimburse for expenditures originally made from the proceeds of a tax-exempt obligation of the County which were not reasonably expected by the County, on the date of issue of such obligation, to be used for such expenditure.
IN WITNESS WHEREOF, the undersigned has executed this declaration of official intent this,
las.r1-was153

[FORM OF BOND]

UNITED STATES OF AMERICA - STATE OF MICHIGAN - COUNTY OF WASHTENAW

COUNTY OF WASHTENAW CAPITAL IMPROVEMENT BOND, SERIES 2004

RATE MATURITY DATE DATE OF ISSUANCE CUSIP
1,
REGISTERED OWNER:
PRINCIPAL AMOUNT:
FOR VALUE RECEIVED, the County of Washtenaw, (the "County"), State of Michigan, hereby acknowledges itself indebted and promises to pay (but only from the sources referred to herein) on the Maturity Date specified above, unless paid prior thereto as hereinafter provided, to the Registered Owner specified above, or its registered assigns, the Principal Amount specified above upon presentation and surrender of this Bond at the principal corporate rust office of
late of maturity and interest rate, numbered from 1 upwards, aggregating the principal sum of Dollars (\$), issued by the County, pursuant to and in full conformity with the Constitution and Statutes of the State of Michigan and especially Section 517 of Act No. 34, Public Acts of Michigan, 2001, as amended
the "Act"), for the purpose of
which is located in, Michigan (the Capital Improvement Project").



With respect to partial redemptions, any portion of a bond outstanding in a denomination larger than the minimum authorized denomination may be redeemed provided such portion as well as the amount not being redeemed each constitutes an authorized denomination. In the event that less than the entire principal amount of a bond is called for redemption, upon surrender of the bond to the Bond Registrar, the Bond Registrar shall authenticate and deliver to the Registered Owner of the bond a new bond in the principal amount of the principal portion not redeemed.

date on or after _____1, ____. Bonds so called for redemption shall be redeemed at par, plus accrued interest to the date fixed for redemption.

Notice of redemption shall be sent to the registered holder of each bond being redeemed by first class mail at least thirty (30) days prior to the date fixed for redemption, which notice shall fix the date of record with respect to the redemption, if different than otherwise provided in the resolution authorizing the issuance of the bonds. Any defect in such notice shall not affect the validity of the redemption proceedings. Bonds so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the Bond Registrar to redeem the same.

This Bond shall be transferable on the books of the County maintained by the Bond Registrar upon surrender of this Bond to the Bond Registrar together with an assignment executed by the Registered Owner or his or her duly authorized attorney in form satisfactory to the Bond Registrar. Upon receipt of a properly assigned bond, the Bond Registrar shall authenticate and deliver a new bond or bonds in authorized denominations in equal aggregate principal amount and like interest rate and maturity to the designated transferee or transferees.

This Bond may likewise be exchanged for one or more other bonds with the same interest rate and maturity in authorized denominations aggregating the same principal amount as the bond or bonds being exchanged. Such exchange shall be effected by surrender of the bond to be exchanged to the Bond Registrar with written instructions signed by the Registered Owner of the bond or his or her attorney in form satisfactory to the Bond Registrar. Upon receipt of a bond with proper written instructions the Bond Registrar shall authenticate and deliver a new bond or bonds to the Registered Owner of the bond or his or her properly designated transferee or transferees or attorney.

The Bond Registrar is not required to honor any transfer or exchange of bonds during the fifteen (15) days preceding an interest payment date. Any service charge made by the Bond Registrar for any such registration, transfer or exchange shall be paid for by the County (subject,

however, to reimbursement by the County pursuant to the Lease), unless otherwise agreed upon by the County and the Bond Registrar. The Bond Registrar may, however, require payment by a bondholder of a sum sufficient to cover any tax or other governmental charge payable in connection with any such registration, transfer or exchange.

This Bond and the bonds of this series have ____ been designated as "qualified tax-exempt obligations" for purposes of Paragraph 265(b)(3) of the Internal Revenue Code of 1986, as amended.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit until the certificate of authentication hereon has been duly executed by the Bond Registrar, as authenticating agent.

It is hereby certified, recited and declared that all things, conditions and acts required to exist, happen and be performed precedent to and in connection with the issuance of this Bond and the other bonds of this series, existed, have happened and have been performed in due time, form and manner as required by the Constitution and Statutes of the State of Michigan, and that the total indebtedness of the County, including this series of bonds, does not exceed any constitutional or statutory limitation.

IN WITNESS WHEREOF, the County of Washtenaw, State of Michigan by its Board of Commissioners has caused this Bond to be executed in its name with the facsimile signatures of its Mayor and its Clerk and has caused a facsimile of its seal to be affixed hereto, and has caused this Bond to be authenticated by the Bond Registrar, as the County's authenticating agent, all as of the Date of Issuance set forth above.

By: Mayor

[SEAL]

By: Clerk

DATE OF AUTHENTICATION:

BOND REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is one of the series of bonds designated "County of Washtenaw Capital Improvement Bonds, Series 2004."

_			
			, Michigan
_	1 -		
as Boi	id Registrar	and Autheni	ticating Agent
	\mathcal{C}		\mathcal{C}

By:

Authorized Representative

CERTIFICATE

The above is a true copy of the legal opinion of Axe & Ecklund, P.C., a true copy of which was delivered on the date of delivery of the Bonds to which it relates.

BY:

Clerk

ASSIGNMENT

ASSIGNIVIENI
FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto this Bond and all rights hereunder and hereby irrevocably constitutes and appoints attorney to transfer this Bond on the books kept
and appoints attorney to transfer this Bond on the books kept for registration thereof with full power of substitution in the premises.
Dated:
Signature:
Notice: The signature(s) to this assignment must correspond with the name as it appears upon the face of this Bond in every particular, without alteration or enlargement or any change whatsoever.
Signature Guaranteed:
Signature(s) must be guaranteed by an eligible guarantor institution participating in a Securities Transfer Association recognized signature guarantee program.
The transfer agent will not effect transfer of this Bond unless the information concerning the transferee requested below is provided:
Name and Address:
(Include information for all joint owners if bond is held by joint account)
PLEASE INSERT SOCIAL SECURITY NUMBER OR OTHER IDENTIFYING NUMBER OF TRANSFEREE
(Insert number for first named transferee if held by joint account) las.r1-was153

[FORM OF REQUEST FOR PROPOSAL] \$ COUNTY OF WASHTENAW, STATE OF MICHIGAN

COUNTY OF WASHTENAW CAPITAL IMPROVEMENT BONDS, SERIES 2004

purchase of the bond	ds described herein (th	OSALS: Sealed write "Bonds") will be receif (the "County"), at the	ived by the undersigned
Administrator, 220	0 N. Main St.,	Ann Arbor, Michig , Eastern ened and read.	gan 48107-8645, on
and until the same to of Michigan, First 48226, where they Arbor, Michigan w	ime by an agent of the National Building, 66 will be publicly opendated will be read first following may choose either	roposals will also be reconstructed at the Mu to Woodward, Suite 14 ed simultaneously. Proposed by proposals recollection to present proposed	nicipal Advisory Board 445, Detroit, Michigan posals received at Ann ceived at the alternate
		posal in person to eith mit a FAX proposal to A	
and until the same	e time by an agent	roposals will also be recoff the undersigned B ding any fee charged, 23 rd Street, New Yor	idcomp/Parity. Further
PROPOSER HAS		S WILL BE ACCEI NANCIAL SURETY I UIRED.	
	np/Parity as the appro	for Proposal shall conved provider of electro	
	will be awarded or al held within forty-eigl	l proposals will be reje nt hours of the sale.	ected by the County at
interest, in any one exceeding the aggre numbered from 1 up 1,	e or more denominat gate principal amount pwards and will bear and semiannually the	fully registered bonds, beginning of \$5,000 or a maturity, date interest from their date reafter on each1 of each year as follow	nultiple of \$5,000, not d1,, of issuance payable on and1 until
VEAR	PRINCIPAL	VEAR	PRINCIPAL

PRIOR REDEMPTION: Bonds maturing prior to _____1, ____ shall not be subject to redemption prior to maturity. Bonds maturing on or after ______1, ____ shall be subject to redemption prior to maturity at the option of the County, in any order, in whole or in part, on any interest payment date on or after ______1, ____. Bonds so called for redemption shall be redeemed at par, plus accrued interest to the date fixed for redemption.

With respect to partial redemptions, any portion of a bond outstanding in a denomination larger than the minimum authorized denomination may be redeemed provided such portion as well as the amount not being redeemed each constitutes an authorized denomination. In the event that less than the entire principal amount of a bond is called for redemption, upon surrender of the bond to the Bond Registrar, the Bond Registrar shall authenticate and deliver to the Registered Owner of the bond a new bond in the principal amount of the principal portion not redeemed.

Notice of redemption shall be sent to the registered holder of each bond being redeemed by first class mail at least thirty (30) days prior to the date fixed for redemption, which notice shall fix the date of record with respect to the redemption, if different than otherwise provided in the resolution authorizing the issuance of the bonds. Any defect in such notice shall not affect the validity of the redemption proceedings. Bonds so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the Bond Registrar to redeem the same.

INTEREST RATE AND PROPOSAL DETAILS: The Bonds shall bear interest at a rate or rates not exceeding __% per annum, to be fixed by the proposals therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only and all bonds maturing in any one year must carry the same interest rate. THE INTEREST RATE BORNE BY BONDS MATURING IN ANY YEAR SHALL NOT BE AT A RATE LOWER THAN THE RATE BORNE BY BONDS MATURING IN ANY PRECEDING YEAR. No proposal for the purchase of less than all of the Bonds, at a price less than ___% of their par value or at an interest rate or rates that will result in a net interest cost of more than % per annum, will be considered.

<u>TERM BOND OPTION</u>: Bonds maturing in the years _____, inclusive, are eligible for designation by the original purchaser at the time of sale as serial Bonds or term Bonds, or both. There may be more than one Term Bond maturity. However, principal maturities designated as Term Bonds shall be subject to mandatory redemption, in part, by lot, at par and accrued interest on ______ 1st of the year in which the Bonds are presently scheduled to mature. Each maturity of Term Bonds and Serial bonds must carry the same interest rate. Any such designation must be made at the time the proposals are submitted.

BOOK-ENTRY-ONLY: The Bonds will be issued in book-entry-only form as one fully-registered bond per maturity and will be registered in the name of Cede & Co., as nominee for The Depository Trust Company, ("DTC"), New York, New York. DTC will act as securities depository for the Bonds. Purchase of the Bonds will be made in bookentry-only form, in the denomination of \$5,000 or any multiple thereof. Purchasers will not receive certificates representing their interest in Bonds purchased. The book-entry-only system is described further in the nearly final official statement for the Bonds.

BOND REGISTRAR, PAYING AGENT AND DATE OF RECORD:

, Michigan has been selected as bond registrar and paying agent (the "Bond Registrar") for the Bonds. The Bond Registrar will keep records of the registered holders of the Bonds, serve as transfer agent for the Bonds, authenticate the original and any re-issued bonds and pay interest by check or draft mailed to the registered holders of the Bonds as shown on the registration books of the County kept by the Bond Registrar on the applicable date of record. The date of record for each interest payment shall be the 15th day of the month before such payment is due. The principal of and redemption premium, if any, on the Bonds will be paid when due upon presentation and surrender thereof to the Bond Registrar. As long as DTC, or its nominee Cede & Co., is the registered owner of the Bonds, payments will be made directly to such Disbursement of such payments to DTC participants is the registered owner. responsibility of DTC and disbursement of such payments to the beneficial owners of the Bonds is the responsibility of DTC participants and indirect participants as described in the nearly final official statement for the Bonds. The County may from time to time as required designate a successor bond registrar and paying agent.

<u>PURPOSE AND SECURITY</u>: The Bonds are to be issued pursuant to Section 517 of Act No. 34, Public Acts of Michigan, 2001, as amended (the "Act"), for the purpose of implementing efficiency improvements throughout county facilities located in the County of Washtenaw, Michigan (the "Capital Improvement Project"). The County agrees to pledge for the repayment of the Bonds sufficient amounts of County taxes levied each year provided that the amount of taxes necessary to pay the principal of and interest on the Bonds, together with the other taxes levied for the same year, shall not exceed the limit authorized by law and the Michigan Constitution.

BOND INSURANCE AT PURCHASER'S OPTION: If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the proposer/purchaser, the purchase of any such insurance policy or the issuance of any such commitment shall be at the option and expense of the purchaser of the Bonds. Any increased costs of issuance of the Bonds resulting from such purchase of insurance shall be paid by the purchaser. Any additional rating agency fees shall be the responsibility of the purchaser. FAILURE OF THE MUNICIPAL BOND INSURER TO ISSUE THE POLICY AFTER THE BONDS HAVE BEEN AWARDED TO THE PURCHASER SHALL NOT CONSTITUTE CAUSE FOR FAILURE OR REFUSAL BY THE PURCHASER TO ACCEPT DELIVERY OF THE BONDS FROM THE COUNTY.

 shall be allowed on the good faith checks, and checks of the unsuccessful proposers will be promptly returned to such proposer's representative or by registered mail. The good faith check of the successful proposer will be cashed immediately, in which event, payment of the balance of the purchase price of the Bonds shall be made at the closing.

LEGAL OPINION: Proposals shall be conditioned upon the approving opinion of Axe & Ecklund, P.C., Grosse Pointe Farms, Michigan (the "Bond Counsel"), a copy of which will be printed on the reverse side of each bond and the original of which will be furnished without expense to the purchaser of the Bonds at the delivery thereof. The fees of Bond Counsel for its services in connection with such approving opinion are expected to be paid from Bond Proceeds. Except to the extent necessary to issue such opinion and as described in the Official Statement, Bond Counsel has not been requested to examine or review, and has not examined or reviewed, any financial documents, statements or other materials that have been or may be furnished in connection with the authorization, marketing or issuance of the Bonds and, therefore, has not expressed and will not express an opinion with respect to the accuracy or completeness of the Official Statement or any such financial documents, statements or materials.

<u>TAX MATTERS</u>: In the opinion of Bond counsel, subject, however to certain qualifications described herein, under existing law, the interest on the Bonds is excluded from gross income for federal income tax purposes, such interest is not an item of tax preference for purposes of the federal alternative minimum tax imposed on individuals and corporations, although for the purpose of computing the alternative minimum tax imposed on certain corporations, such interest is taken into account in determining certain income and earnings. In the further opinion of Bond Counsel, the Bonds and the interest thereon are exempt from all taxation in the State of Michigan except estate taxes and taxes on gains realized from the sale, payment or other disposition thereof.

THE BONDS HAVE BEEN DESIGNATED AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" WITHIN THE MEANING OF SECTION 265 (b)(3) OF THE INTERNAL REVENUE CODE OF 1986.

CERTIFICATE REGARDING "ISSUE PRICE": The successful proposer will be required to furnish, prior to the delivery of the Bonds, a certificate in a form acceptable to Bond Counsel, as to the "issue price" of the Bonds within the meaning of Section 1273 of the Internal Revenue Code of 1986, as amended.

<u>**DELIVERY OF BONDS**</u>: The County will furnish Bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the Bonds, will be delivered at the time of delivery of the Bonds. If the Bonds are not tendered for delivery by twelve o'clock noon, Eastern Time, on the 45th day following the date of sale or the first business day thereafter if the 45th day is not a business day, the successful proposer may on that day, or any time thereafter until delivery of the Bonds, withdraw its proposal by serving written notice of cancellation on the undersigned, in which event the County shall promptly return the good faith deposit.

Payment for the Bonds shall be made in Federal Reserve Funds. Accrued interest to the date of delivery of the Bonds shall be paid by the purchaser at the time of delivery. Unless the purchaser of the Bonds furnishes the Bond Registrar with a list of names and denominations in which it wishes to have the Bonds issued at least ten (10) business days before delivery of the Bonds, the Bonds will be delivered in the form of one bond for each maturity, registered in the name of the purchaser.

<u>UNDERTAKING TO PROVIDE CONTINUING DISCLOSURE</u>: In order to assist the winning proposer in complying with SEC Rule 15c2-12, as amended, the County will covenant to undertake (pursuant to a resolution adopted or to be adopted by its governing body), to provide annual reports and timely notice of certain events for the benefit of beneficial owners of the Bonds. The details and terms of the undertaking are set forth in a Continuing Disclosure Certificate to be executed and delivered by the County, a form of which is included in the nearly final official statement and in the final official statement.

OFFICIAL STATEMENT:

Hard Copy

A copy of the nearly final Official Statement (the "Nearly Final Official Statement") may be obtained by contacting Municipal Financial Consultants Incorporated at the address listed below. The Nearly Final Official Statement is in a form deemed final as of its date by the County for purposes of SEC Rule 15c2-12(b)1, but is subject to revision, amendment and completion of a final Official Statement (the "Final Official Statement"). The successful proposer shall supply to the County, within twenty-four hours after the award of the Bonds, all pricing information and any underwriter identification determined by Bond Counsel to be necessary to complete the Final Official Statement.

<u>Internet</u>

In addition, the County has authorized the preparation and distribution of a Nearly Final Official Statement containing information relating to the Bonds via the Internet. The Nearly Final Official Statement can be viewed and downloaded at www.i-dealprospectus.com/PDF.asp?doc or at www.tm3.com.

The County will furnish to the successful proposer, at no cost, ____ copies of the Final Official Statement within seven (7) business days after the award of the Bonds. Additional copies will be supplied upon the proposer's agreement to pay the cost of the County for those additional copies.

The County shall deliver, at closing, an executed certificate to the effect that as of the date of delivery the information contained in the Final Official Statement, including revisions, amendments and completions as necessary, relating to the County and the Bonds is true and correct in all material respects, and that such Final Official Statement does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements therein, in light of the circumstances under which they were made, not misleading.

<u>CUSIP NUMBERS</u>: It is anticipated that CUSIP numbers will be printed on the Bonds, but neither the failure to print such numbers nor any improperly printed number shall constitute cause for the purchaser to refuse to accept delivery of, or to pay for the Bonds.

All expenses for printing CUSIP numbers on the Bonds will be paid by the County, except that the CUSIP Service Bureau charge for the assignment of such numbers shall be the responsibility of and paid for by the purchaser.

<u>ADDITIONAL INFORMATION</u>: Further information may be obtained from Meredith A. Shanle, Municipal Financial Consultants Incorporated, 21 Kercheval Ave., Suite 360, Grosse Pointe Farms, Michigan 48236 (telephone (313) 884-9824).

THE RIGHT IS RESERVED TO REJECT ANY OR ALL PROPOSALS.

ENVELOPES: Envelopes containing the proposals should be plainly marked "Proposal for County of Washtenaw Capital Improvement Bonds, Series 2004."

Robert Guenzel, County Administrator, County of Washtenaw

A RESOLUTION AUTHORIZING THE ADMINISTRATOR TO SIGN THE CONTRACT WITH THE ANN ARBOR COMMUNITY FOUNDATION IN THE AMOUNT OF \$100,000 FROM THE HOUSING CONTINGENCY FUND BALANCE AS A CHALLENGE GRANT FOR AN EVICTION PREVENTION PROGRAM INITIATIVE OF THE BARRIER BUSTER'S GROUP

WASHTENAW COUNTY BOARD OF COMMISSIONERS

SEPTEMBER 1, 2004

WHEREAS, in 2002, through the Washtenaw Human Services Collaborative Council (HSCC) a group of agencies gathered because too many families and individuals were faced with unnecessary barriers when trying to access human services in our community; and

WHEREAS, the group concluded that the best way to service those in need would be to first break down unnecessary barriers within our existing systems; and

WHEREAS, they formed the Barrier Busters, a group with a simple purpose "To establish a system for the reduction of barriers and the resolution of urgent or crisis situations between participating agencies."; and

WHEREAS, through the work of the Barrier Busters and outcomes from the Washtenaw County Eviction Prevention Summit, one barrier to effective services has been found to persistently present itself, eviction prevention dollars; and

WHEREAS, gathering the funds needed to prevent an eviction and thus homelessness was a difficult, time consuming, and inefficient process leaving many people to fall through the cracks; and

WHEREAS, as a result, the Barrier Busters along with other service providers, community members and landlords have created a streamlined solution to avoidable eviction and unnecessary homelessness; and

WHEREAS, the Board of Commissioners has made housing initiatives a priority; and

WHEREAS, one of the County's Guiding Principles is to focus on the root causes of problems by aggressively pursuing prevention strategies; and

WHEREAS, the County would like to use \$100,000 from the Housing Contingency fund as a challenge grant to local businesses; and

WHEREAS, the Ann Arbor Community Foundation will serve as the fudiciary agent on behalf of the Barrier Busters Group challenge the private sector to match this allocation; and

WHEREAS, the County will not expend any funds to this initiative until the challenge match from the private sector is met; and

WHEREAS, this matter has been reviewed by Corporation Counsel, the Finance Office, the County Administrator's Office and the Ways & Means Committee

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby authorizes the Administrator to sign the contract with the Ann Arbor Community Foundation in the amount of \$100,000 from the housing contingency fund balance for an Eviction Prevention Program initiative of the Barrier Buster Group, as on file with the County Clerk

BE IT FURTHER RESOLVED that the Board of Commissioners directs the County Administrator not to expend the \$100,000 to the Ann Arbor Community Foundation until the private sector match has been met.

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	Α
Armentrout	X			Irwin	X			Sizemore			X
Bergman			X	Kern	X			Solowczuk	X		
Brackenbury	X			Peterson			X	Yekulis	X		
Gunn	X			Prater	X		,				

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY ROLL CALL VOTE: TOTALS 8 0 3

STATE OF MICHIGAN)
COUNTY OF WASHTENAW)^{SS.}

I, Peggy M. Haines, Clerk/Register of said County of Washtenaw and Clerk of Circuit Court for said
County, do hereby certify that the foregoing is a true and accurate copy of a resolution adopted
by the Washtenaw County Board of Commissioners at a session held at the County Administration Building in
the City of Ann Arbor, Michigan, on September 1, 2004, as it appears of record in my office.
In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Ann Arbor,
this day of ,

PEGGY M. HAINES, Clerk/Register

		,	0
BY:			
DI.			
_			



Res. No. 04-0164

A RESOLUTION AUTHORIZING PAYMENT OF CLAIMS COMMENCING WITH THE LAST PREVIOUSLY APPROVED CLAIM AND CONTINUING THROUGH THE DATE OF AUGUST 20, 2004

WASHTENAW COUNTY BOARD OF COMMISSIONERS

September 1, 2004

WHEREAS, as filed with the County Clerk is a true copy of the record of claims commencing with the last previously approved claim and continuing through the date of August 20, 2004, inclusive; and

WHEREAS, the Board of Commissioners has been assured by the County Clerk that no claim received is withheld or rejected by the list, shows the name of the claimant, the amount of the claim and the date presented;

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby authorizes the payment of claims commencing with the last previously approved claim and continuing through the date of August 20, 2004, inclusive, as listed in the statement of claims as attached hereto and made a part hereof

CLE	RK/REGISTER'S CER	TIFIC	ATE -	CERT	TIFIED COPY	ROLI	CAL	L VC	TE: TOTALS	8	0	3	
	Gunn	Х			Prater	Χ							l
	Brackenbury	Χ			Peterson			Χ	Yekulis	Χ			
	Bergman			X	Kern	Χ			Solowczuk	Χ			l
	Armentrout	Χ			Irwin	Χ			Sizemore			Χ	l
	COMMISSIONER	Υ	Ν	Α	COMMISSIONER	Υ	Ν	Α	COMMISSIONER	Υ	Ν	Α	l

STATE OF MICHIGAN)	I, Peggy M. Haines, Clerk/Re
•	said County, do hereby certify that the
COUNTY OF WASHTENAW) SS.	
COUNTY OF WASHTENAW) SS.	by the Washtenaw County Board of

I, Peggy M. Haines, Clerk/Register of said County of Washtenaw and Clerk of Circuit Court for said County, do hereby certify that the foregoing is a true and accurate copy of a resolution adopted by the Washtenaw County Board of Commissioners at a session held at the County Administration Building in the City of Ann Arbor, Michigan, on September 1, 2004, as it appears of record in my office.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Ann Arbor, this ______ day of _______.

PEGGY M. HAINES, Clerk/Register

BY:	
	Deputy Cler
	COUNTY

A RESOLUTION SUPPORTING THE BLUEPRINT TO END HOMELESSNESS IN WASHTENAW COUNTY

WASHTENAW COUNTY BOARD OF COMMISSIONERS

September 1, 2004

WHEREAS, Washtenaw County cannot ignore homeless people in our community; and

WHEREAS, over the course of a year, 2,756 people will experience homelessness in Washtenaw County; and

WHEREAS, treating people who have already become homeless is far more expensive than preventing homelessness: and

WHEREAS, a broad community coalition, composed of 150 local public and non-profit providers of services, has developed a plan to end homelessness in Washtenaw County; and

WHEREAS, this plan focuses on treating the causes of homelessness, and provides opportunities for unprecedented collaboration between the private, public, and non-profit spheres; and

WHEREAS, the Washtenaw County Board of Commissioners is dedicated to ending homelessness in this community; and

WHEREAS, on September 21, 2004, a community forum will be held about the Plan, with community leaders, citizens, businesses, service providers and consumers in attendance

NOW THEREFORE BE IT RESOLVED, that the Washtenaw County Board of Commissioners endorses and supports the Blueprint to End Homelessness in Washtenaw County, as attached hereto made a part hereof

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	Α
Armentrout	X			Irwin	X			Sizemore			X
Bergman			X	Kern	X			Solowczuk	X		
Brackenbury	X			Peterson			X	Yekulis	X		
Gunn	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY

ROLL CALL VOTE: TOTALS

8 0 3

STATE OF MICHIGAN)
COUNTY OF WASHTENAW)^{SS.}

	I, Peggy M. Haines, Clerk/Register of said County of Washtenaw and Clerk of Circuit Court for said
-	County, do hereby certify that the foregoing is a true and accurate copy of a resolution adopted
1	by the Washtenaw County Board of Commissioners at a session held at the County Administration Building ir
1	the City of Ann Arbor, Michigan, on September 1, 2004, as it appears of record in my office.
	In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Ann Arbor,
1	this day of

PEGGY M. HAINES, Clerk/Register

BY:	
	Deputy Clerl
	SOUNTY.



Res. No. 04-0166

A RESOLUTION SETTING A PUBLIC HEARING DATE OF OCTOBER 6, 2004 AT 6:45 P.M. TO RECEIVE COMMENTS FROM THE PUBLIC CONCERNING THE PROPOSED AMENDED ENHANCED 9-1-1 PLAN

WASHENAW COUNTY BOARD OF COMMISSIONERS

September 1, 2004

WHEREAS, on February 1, 1989 (89-0025), the Board of Commissioners adopted Washtenaw County's first 9-1-1 plan enabling the County to establish 9-1-1 for emergency numbers; and

WHEREAS, Washtenaw County's Enhanced 9-1-1 Plan was subsequently amended on July 8, 1992, September 20, 1995 and April 18, 2001 to address changes in legislation and to provide financial support to local Public Safety Answering Points; and

WHEREAS, another proposed amendment of the Enhanced 9-1-1 Plan has been developed; and

WHEREAS, on May 19, 2004 the Board of Commissioners passed a Resolution (04-0101) tentatively adopting the amended Enhanced 9-1-1 Plan and setting a public hearing for August 19, 2004 to receive public comment on the proposed Plan before final approval; and

WHEREAS, the Board of Commissioners meeting scheduled for August 19, 2004 was subsequently cancelled thus canceling the scheduled public hearing on the final adoption of the amended Enhanced 9-1-1 Plan; and

WHEREAS, a new public hearing date must now be scheduled to receive public comment on the proposed amendments to the Enhanced 9-1-1- Plan; and

WHEREAS, Michigan law requires that the County Clerk publish two separate notices of the public hearing in a newspaper of general circulation in the County, the first of which must be published at least thirty (30) days before the public hearing.

NOW THEREFORE BE IT RESOLVED by the Washtenaw County Board of Commissioners that a public hearing to receive comment from the public on the proposed amended Enhanced 9-1-1 Plan shall be held at the Board of Commissioners meeting on October 6, 2004 at 6:45 p.m.

BE IT FURTHER RESOLVED that the Washtenaw County Clerk shall publish two notices of the public hearing in a newspaper of general circulation within the County, with the first of the two notices to be published at least thirty (30) days before the date of the public hearing.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	Α
Armentrout	X			Irwin	X			Sizemore			X
Bergman			X	Kern	X			Solowczuk	X		
Brackenbury	X			Peterson			X	Yekulis	X		
Gunn	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY ROLL CALL VOTE: TOTALS 8 0 3

STATE OF MICHIGAN)
COUNTY OF WASHTENAW)^{SS}.

I, Peggy M. Haines, Clerk/Register of said County of Washtenaw and Clerk of Circuit Court for said County, do hereby certify that the foregoing is a true and accurate copy of a resolution adopted by the Washtenaw County Board of Commissioners at a session held at the County Administration Building in the City of Ann Arbor, Michigan, on September 1, 2004, as it appears of record in my office.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Ann Arbor, this ______ day of _______.___.

PEGGY M. HAINES, Clerk/Register

BY:	
	Deputy Cleri
	cauwy,



NOTICE OF PUBLIC HEARING

COUNTY OF WASHTENAW WASHTENAW COUNTY BOARD OF COMMISSIONERS PUBLIC NOTICE OF HEARING ON THE PROPOSED AMENDMENT TO THE WASHTENAW COUNTY ENHANCED 9-1-1 PLAN

PURSUANT TO AND IN ACCORDANCE WITH ACT 32 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1986, AS AMENDED

PLEASE TAKE NOTICE that the Washtenaw County Board of Commissioners will hold a Public Hearing on the adoption of an Amendment to the Washtenaw County Enhanced 9-1-1 Plan.

The proposed amended enhanced 9-1-1 Plan covers the geographic boundaries of Washtenaw County.

The Hearing will be held on Wednesday, October 6, 2004, in the Board of Commissioner's Meeting Room, County Administration Building, 220 North Main Street, Ann Arbor, Michigan at 6:45 p.m.

All citizens of Washtenaw County have the right to be heard and shall have an opportunity to provide written and oral comments and to ask questions.

Copies of the proposed Amendment to the Washtenaw County Enhanced 9-1-1 Plan are available for review at the Washtenaw County Clerk's Office, 200 N. Main Street, First Floor, Ann Arbor, 734.222.6798.

This notice is given pursuant to and in accordance with the provisions of the Emergency Telephone Services Enabling Act, Act 32 of the Public Acts of the State of Michigan, As Amended.

A RESOLUTION AUTHORIZING THE WASHTENAW COUNTY CORPORATION COUNSEL TO SIGN AN AMICUS BRIEF ON BEHALF OF WASHTENAW COUNTY SUPPORTING THE RIGHT OF A GOVERNMENTAL ENTITY TO OFFER SAME-SEX BENEFITS TO ITS EMPLOYEES

WASHENAW COUNTY BOARD OF COMMISSIONERS

September 1, 2004

WHEREAS, on November 30, 2000, the Board of Commissioners passed Resolution #00-0272 authoring the implementation of domestic partner benefits; and

WHEREAS, Washtenaw County collectively bargained same-sex benefits with each union representing County employees; and

WHEREAS, as a result of such Board action and collective bargaining, the County has been offering same-sex benefits to its employees since 2001; and

WHEREAS, in the case of Rohde v Ann Arbor Public School District, the Thomas More Law Center, on behalf of its client, Terri Rohde ("Plaintiff"), has sued the Ann Arbor Public School District ("School District") because the School District offers same-sex benefits to its employees; and

WHEREAS, the Plaintiff's position in this lawsuit is that a governmental entity does not have the authority to collectively bargain same-sex benefits for its employees because such benefits create a de facto "marriage" conflicting with the State's ban on gay marriages; and

WHEREAS, the case is currently before the Court of Appeals; and

WHEREAS, an amicus brief in support of a governmental entity's right to collectively bargain same-sex benefits is presently being drafted; and

WHEREAS, County Administration and Corporation Counsel believe that the County should sign the amicus brief because if the Plaintiff's position is upheld by the Court of Appeals, it would set a negative precedent that could be used in the future to further curtail the right of a public entity to collectively bargain employee benefits.

NOW THEREFORE, BE IT RESOLVED that the Washtenaw County Board of Commissioners directs Corporation Counsel to review the amicus brief currently being prepared in favor of the Ann Arbor Public School District's position in the case of Rohde v Ann Arbor Public School District, and following Corporation Counsel's review and approval, sign the amicus brief on behalf of Washtenaw County.

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	Α
Armentrout	X			Irwin	X			Sizemore			X
Bergman			X	Kern	X			Solowczuk		X	
Brackenbury	X			Peterson			X	Yekulis		X	
Gunn	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY

ROLL CALL VOTE: TOTALS

6 2 3

STATE OF MICHIGAN)
COUNTY OF WASHTENAW)^{SS.}

I, Peggy M. Haines, Clerk/Register of said County of Washtenaw and Clerk of Circuit Court for said
County, do hereby certify that the foregoing is a true and accurate copy of a resolution adopted
by the Washtenaw County Board of Commissioners at a session held at the County Administration Building in
the City of Ann Arbor, Michigan, on September 1, 2004, as it appears of record in my office.
In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Ann Arbor,
this day of

BY:	
	Deputy Clerk

PEGGY M. HAINES, Clerk/Register



A RESOLUTION ENCOURAGING THE TRANSFER OF LAND IN YORK TOWNSHIP TO TOYOTA

WASHTENAW COUNTY BOARD OF COMMISSIONERS

September 1, 2004

WHEREAS, the state office of management and budget has rejected bids for the former state hospital property in York Township; and

WHEREAS, Toyota is interested in building a research and development facility; and

WHEREAS, this project is consistent with the Township's master plan; and

WHEREAS, it appears that there will be sufficient other new housing in the area therefore removing any housing barrier; and

WHEREAS, the new high wage jobs offer a greater opportunity for potential employees to work and reside in the same community; and

WHEREAS, the impact on the surrounding community and roads will have modest impact; and

WHEREAS, while there are incentives up front, the value to the community will outweigh what is being offered; and

WHEREAS, this project is important for the State of Michigan and Washtenaw County's economic growth and diversification in the automotive industry; and

WHEREAS, what Toyota is proposing is the type of development that will help make Michigan a global powerhouse in the 21st Century.

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby encourages the Governor, Washtenaw County legislators, Department of Management & Budget to take the necessary actions to transfer the land to Toyota.

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α
Armentrout	X			Irwin	X			Sizemore			X
Bergman			X	Kern	X			Solowczuk	X		
Brackenbury	X			Peterson			X	Yekulis	X		
Gunn	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY ROLL CALL VOTE: TOTALS 8 0 3

STATE OF MICHIGAN)
COUNTY OF WASHTENAW)^{SS.}

	I, Peggy M. Haines, Clerk/Register of said County of Washtenaw and Clerk of Circuit Court for said
Count	do hereby certify that the foregoing is a true and accurate copy of a resolution adopted
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the Ci	of Ann Arbor, Michigan, on September 1, 2004, as it appears of record in my office.
	In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Ann Arbor,
this	day of

PEGGY M. HAINES, Clerk/Register

BY:	
	Deputy Clerk
	COUVY