WASHTENAW COUNTY BOARD OF COMMISSIONERS

Wednesday April 4, 2007

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, April 4, 2007.

The meeting was called to order at 10:10 p.m. by Jeff Irwin, Chair of the Board.

MEMBERS PRESENT: Comms. Bergman, Gunn, Irwin, Ping Mills, Ouimet, Peterson, Lovejoy Roe, Schwartz, Sizemore, and Smith.

MEMBERS ABSENT: Comm. Grewal

OTHERS PRESENT: County Administrator Robert Guenzel, Deputy County Administrators David Behen and Verna McDaniel, Corporation Counsel Curt Hedger; Catherine McClary, Treasurer; Peter Ballios, Finance; Diane Heidt, Human Resources; Dale Vanderford, Ken Schrader, Information Technology; Kerry Sheldon, Administration; Jason Brooks, Clerk's Office; various citizens; and members of the press.

Pledge of Allegiance

Approval of the Minutes of the Previous Meeting
Comm. Gunn seconded by Comm. Sizemore moved that the minutes of the March 21, 2007, Board of Commissioners meeting be approved. Motion carried.

Citizen Participation
Tom Partridge stated that he is calling on the Commissioners to eliminate socio-economic forms of discrimination. He stated that the University of Michigan Dental School is putting up barriers between people and the services they need. He stated he is calling on the BOC to establish caseworkers on site at many U of M clinics.

Commissioner Follow-Up to Citizen Participation
None

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

R-0079 RECEIVED: February 26, 2007. A letter from Bill Waterman, Midland County Board of Commissioners, District #2 to the Honorable Chairman and Members of The Board of Commissioners, re: Resolution urging the Michigan Legislature to freeze taxable values on residential properties, dated February 20, 2007. Received and filed.

R-0080 RECEIVED: March 2, 2007. A press release from Washtenaw County Public Health, re: Mental illness in adult County population. Received and filed.

R-0081 RECEIVED: March 12, 2007. A letter to Washtenaw County Board of Commissioners, Attn: Jessica Ping Mills, District 3, re: Bldg. Permit No. BLD2003-01053, Complaint to State of Michigan, dated March 8, 2007. Received and filed.

R-0082 RECEIVED: March 14, 2007. A letter from Pamela H. Patenaude, Assistant Secretary, U.S. Department of Housing and Urban Development, to Mr. Jeffrey Irwin, Chair, re: FY 2007 allocations for the Office of Community Planning and Development's (CPD) formula programs, dated March 8, 2007. Received and filed, copied to Community Development.

R-0083 RECEIVED: March 19, 2007. A letter from Richard A. Powers, Chief, Water Bureau, Department of Environmental Quality, State of Michigan, to Lawrence Kestenbaum, Washtenaw County, re: National Pollutant Discharge Elimination System (NPDES) Permits: Riverwood Development in Saline Township, Fredrick Farms in Lodi Township, dated March 15, 2007. Received and filed, copied to Planning and Environment and each Commissioner.

R-0084 RECEIVED: March 19, 2007. A newsletter from the Michigan Association of Counties, re: MAC Legislative Update, dated March 16, 2007. Received and filed.

R-0085 RECEIVED: March 19, 2007. A press release from Washtenaw County Public Health, re: Saline to host free fun, food and fitness activities, dated March 14, 2007. Received and filed.

R-0086 RECEIVED: March 22, 2007. A letter and Agency Review Draft Comprehsive Plan from James L. Drolett, Planning and Zoning Administrator, City of Chelsea, re: City of Chelsea's Agency Review Draft Comprehensive Plan, dated March 19, 2007. Received and filed, copied to Planning and Environment.

R-0087 RECEIVED: March 23, 2007. A resolution from the Antrium County Board of Commissioners, re: Resolution supporting Christine Alwood for the MAC Board Member at Large, dated March 19, 2007. Received and filed.

R-0088 RECEIVED: March 26, 2007. A card from the Ypsilanti Area Chamber of Commerce, to the Washtenaw County Government, County Commissioners, re: Retirement celebration for Keith R. Peters. Received and filed, copied to each Commissioner.

R-0089 RECEIVED: March 27, 2007. A newsletter from the Michigan Association of Counties, re: MAC Legislative Update, dated March 23, 2007. Received and filed.

Liaison Reports
None

Report of the Chair of the Board of Commissioners:

Special Order of Business:
07-0073 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution proclaiming April 2007 as the "Month of the Young Child" in Washtenaw County be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

Presentation of GFOA Certification of Achievement for Excellence in Financial Reporting - (Ways & Means)

Presentation of Audit – (Ways & Means)

Reports of the Standing Committees
Comm. Lovejoy Roe seconded by Comm. Gunn moved that the following reports be received and approved: BOC Agenda, dated March 14, 2007, Ways & Means, dated March 21, 2007, and Board Working Session, dated March 22, 2007. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

Reports of Special Committees
Comm. Lovejoy Roe seconded by Comm. Gunn moved that the following reports be received: Accommodations Ordinance Commission, 2006 Annual Report; Board of Road Commissioners, dated February 20, 2007; Concealed Weapons Licensing Board, dated March 19, 2007 and February 20, 2007; Library Board of Trustees, dated March 12, 2007; Public Safety and Justice Oversight Committee, dated February 9, 2007; Social Services Board, dated January 30, 2007; Statutory Drainage Board, dated March 16, 2007. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

Other Reports
Comm. Lovejoy Roe seconded by Comm. Gunn moved that the Other Reports, letters A through J, be received. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

A. Comprehensive Annual Financial Report and Management Letter for the Year Ended December 31, 2006

B. Washtenaw County Building Authority Financial Statements for the Year Ended December 31, 2006

C. Washtenaw County Department of Public Works Projects Financial Statements for the Year Ended December 31, 2006

D. Washtenaw County Drain Commissioner Financial Statements for the Year Ended December 31, 2006

E. Washtenaw County Employee Retirement System Financial Statements for the Year Ended December 31, 2006

F. Washtenaw County Money Purchase Pension Plan Financial Statements for the Year Ended December 31, 2006

G. Washtenaw County Voluntary Employees Beneficiary Association Financial Statements for the Year Ended December 31, 2006

H. Washtenaw County Community Support & Treatment Services Financial Statements for the Year Ended December 31, 2006

I. Washtenaw County Michigan Single Audit Financial Statements for the Year Ended December 31, 2006

J. Washtenaw County Employment Training and Community Services Fund Financial Statements and single audit for the Year Ended December 31, 2006

Report from the County Administrator:
Legal Resource Center Update – Magistrate Charlie Pope (at Ways & Means)

Report of the Treasurer
None

Resolutions
07-0074 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution ratifying the electronic submission of the Emergency Food Assistance Program (TEFAP) application in the amount of $13,136, to the Michigan Department of Education for the period of October 1, 2006 through September 30, 2007 for ETCS; authorizing the Administrator to sign the notice of grant award; Amending the budget; and authorizing the Administrator to sign delegate contracts be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

07-0075 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution ratifying the electronic application submission to Pfizer Global Research and Development Foundation for a grant for a Teen Tomorrow in the amount of $20,000 for the period of June 1, 2007 through December 31, 2007; authorizing the Administrator to sign the notice of grant award; Amending the budget; and authorizing the Administrator to sign delegate contracts be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

07-0076 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution authorizing the Chair of the Board of Commissioners to sign the application to the Department of Health and Human Services for the Head Start program for the period of August 1, 2007 through July 31, 2008 in the amount of $4,981,821; approving the Head Start budget; and authorizing the County Administrator to sign delegate contracts be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

07-0077 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution authorizing the creation of one Property Tax Foreclosure Prevention Specialist I/II position within the restricted fund under general Property Tax Act as amended by P.A. 123 of 1999 to be funded entirely by revenues generated by the foreclosure process be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

07-0078 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution approving creation of the Washtenaw County – Multi Lakes Wastewater Treatment Plan Improvements Phase III Project for the purpose of improving the sewer system serving the residents of the Townships of Lyndon, Dexter, and Putnam and the Multi Lakes Sewer and Water Authority be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

00-0079 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution to authorize the issuance of not to exceed $6,000,000 Washtenaw County – Northfield Township sanitary sewer system and wastewater treatment improvement refunding bonds, series 2007 be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

Approval of Claims
07-0080 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution authorizing payment of claims commencing with the last previously approved claim and continuing through the date of March 23, 2007 be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

FUND	DESCRIPTION	SYSTEM CHECKS	UTILITIES CREDIT CARD	EXCEPTION & PRE-CLAIMS	TOTAL
1010	GENERAL FUND	$ -	$ -	$ 40.98	$ 40.98
1572	INMATE CONCESSIONS	$ -	$ -	$ 199.07	$ 199.07
	TOTALS	$ -	$ -	$ 240.05	$ 240.05

New Business
07-0081 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution setting a public hearing at a regular Board of Commissioners meeting on May 16, 2007 at 6:45 p.m. in the Board Room, Administration Building, 220 N. Main Street in Ann Arbor, Michigan for consideration of expanding the Road Commission from three to five members be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

07-0082 Comm. Lovejoy Roe seconded by Comm. Gunn moved that the resolution setting a public hearing at a regular Board of Commissioners meeting on May 2, 2007 at 6:45 p.m. in the Board Room, Administration Building, 220 N. Main Street in Ann Arbor, Michigan for consideration of proposed regulation for Privately Owned Community Sewage Systems be adopted. Roll call vote: YEAS: 10. NAYS: 0 ABSENT: 1 (Comm. Grewal). Motion carried.

Items for Current/Future Discussion
None

Citizen Participation
Tom Partridge stated that he is calling on the County to work with communities adjacent to each other to establish a countywide government/County municipal complex. He added that in the 1960's a City/County building was established in downtown Detroit. He stated that this could give the taxpayer the best value for his/her dollar. Partridge communicated that an active Washtenaw County Commission was also needed. He added that universities in the County are a large selling point. He stated that he would also like to see a Convention and Business Center for the County.

Commissioners Follow-up to Citizen Participation
Comm. Sizemore stated that he also feels that there are three great universities in the County.

Adjournment
Comm. Gunn seconded by Comm. Sizemore moved to adjourn until Wednesday April 18th, 2007, at 6:45 p.m. in the Board Room, Washtenaw County Administration Building. Motion carried.

The meeting adjourned at 10:26 p.m.

_____
Jeff Irwin, Chair

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

Board Approved: 4/18/07

A RESOLUTION PROCLAIMING APRIL 2007
AS THE "MONTH OF THE YOUNG CHILD" IN WASHTENAW COUNTY

WASHTENAW COUNTY BOARD OF COMMISSIONERS

April 4, 2007

WHEREAS, April is a time to focus our attention on programs and activities which foster the physical, intellectual and social growth of our nation's young children; and

WHEREAS, Children's Well Being continues to be a priority of the Washtenaw County Board of Commissioners; and

WHEREAS, Washtenaw County supports the Child Care Network in their work on behalf of children and families to ensure that there are safe and nurturing child care options for children while their parents work; and

WHEREAS, Washtenaw County welcomes the Director of the agency, Cheri Ann Green, to our County to continue and further this work; and

WHEREAS, Washtenaw County ensures, by its support of its Nationally accredited Head Start program-an NHSA designated Program of Achievement, that children and their families are recipients of quality comprehensive child development programming which will secure for them greater success as they enter school and enter life; and

WHEREAS, the future of Washtenaw County depends on the quality of the early childhood experiences provided to young children today and this quality represents a worthy commitment to the collective future of our children.

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby proclaims April 2007 as the "Month of the Young Child" in Washtenaw County, joining the National Association for the Education of Young Children, and encourages the citizens of Washtenaw County to participate with young children during this month.

_____
Jeff Irwin, Chair
Washtenaw County Board of Commissioners

WASHTENAW COUNTY BOARD OF COMMISSIONERS

BARBARA LEVIN BERGMAN	KAREN LOVEJOY ROE	JESSICA PING MILLS
MANDY GREWAL	MARK OUIMET	KENNETH SCHWARTZ
LEAH GUNN	RONNIE PETERSON	ROLLAND SIZEMORE, JR.
JEFF IRWIN		CONAN SMITH

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW)SS.

I, Lawrence Kestenbaum, 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 April 4 , 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0073

A RESOLUTION RATIFYING THE ELECTRONIC SUBMISSION OF THE EMERGENCY FOOD ASSISTANCE PROGRAM (TEFAP) APPLICATION IN THE AMOUNT OF $13,136, TO THE MICHIGAN DEPARTMENT OF EDUCATION FOR THE PERIOD OF OCTOBER 1, 2006 THROUGH SEPTEMBER 30, 2007 FOR ETCS; AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN NOTICE OF GRANT AWARDS; AMENDING THE BUDGET AND AUTHORIZING THE ADMINISTRATOR TO SIGN DELEGATE CONTRACTS

WASHTENAW COUNTY BOARD OF COMMISSIONERS

April 4, 2007

WHEREAS, the Emergency Food Assistance Program (TEFAP) is a federal program created in 1981 to help supplement the diets of low-income people in need, including elderly people, by providing them with emergency food at no cost; and

WHEREAS, approval of the Fiscal Year 2007 TEFAP enables ETCS to provide surplus United States Department of Agriculture purchased food to the people in need in Washtenaw County, who may include the unemployed, elderly, homeless, and others with low income; and

WHEREAS, under the TEFAP program, commodity foods available to eligible customers include fresh vegetables and fruits, meat, juices, and cereal; and

WHEREAS, the eligibility requirements set by the Michigan Department of Education includes 130% of the poverty level for persons aged under 60 years, and 160% of the poverty level for persons aged 60 and over; and

WHEREAS, ETCS plans to serve approximately six hundred and twenty-five (625) families per quarterly distribution; and

WHEREAS, this matter has been reviewed by the Ways and Means Committee, the Washtenaw County Community Action Board, the County Administrator's Office, Corporation Counsel, the Finance Department, and the Human Resources Department

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby ratifies the electronic submission of The Emergency Assistance Food Program (TEFAP) application to the Michigan Department of Education for the period of October 1, 2006 through September 30, 2007 for ETCS, as on file with the County Clerk.

BE IT FURTHER RESOLVED that the Board of Commissioners hereby takes the following actions contingent upon receipt of the grant award in conformity with the application:

1. Authorizing the County Administrator to sign the Notice of Grant Award
2. Amending the budget as attached hereto and made a part hereof
3. Authorizing the County Administrator to sign delegate contracts upon review and approval of Corporation Counsel, to be filed with the County Clerk.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW)SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0074

Washtenaw County ETCS
The Emergency Food Assistance Program (TEFAP) / Commodity Food
10/01/06 – 07/30/07
BU: 2690069400

Revenues		Original	Revised	Variance
50100	Federal Revenue	$0	$13,136	$13,136
Expenditures				
70200	Salaried-Permanent	0	12,000	12,000
71520	Fringe Benefits	0	4,000	4,000
74300	Operating Supplies	0	1,000	1,000
80780	Contractual Services	0	2,500	2,500
81850	Operating Expenses	0	4,000	4,000
82000	Travel	0	3,000	3,000
95220	Office Equipment	0	-	-
99260	CSBG Transfer	0	(13,364)	(13,364)
	Total	0	13,136	13,136

Note: above amounts based on historical activity; no grant amount is provided by MDE, revenue/reimbursements are based on actual poundage of commodity food distributed.

A RESOLUTION RATIFYING THE ELECTRONIC APPLICATION SUBMISSION TO PFIZER GLOBAL RESEARCH AND DEVELOPMENT FOUNDATION FOR A GRANT FOR A TEEN FESTIVAL OF THE ARTS SPONSORED BY THE WASHTENAW AREA TEENS FOR TOMORROW IN THE AMOUNT OF $20,000 FOR THE PERIOD OF JUNE 1, 2007 THROUGH DECEMBER 31, 2007; AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN NOTICE OF GRANT AWARDS; AMENDING THE BUDGET AND AUTHORIZING THE ADMINISTRATOR TO SIGN DELEGATE CONTRACTS

WASHTENAW COUNTY BOARD OF COMMISSIONERS

April 4, 2007

WHEREAS, the Children's Services Department is responsible for administering the county's youth development initiative, known as Washtenaw Area Teens for Tomorrow (WATT); and

WHEREAS, the purpose of WATT is to ensure the youth of Washtenaw County will become our citizens of tomorrow through the provision of caring adults, safe places, healthy start, marketable skills and opportunities to serve; and

WHEREAS, the Children's Services Department has the opportunity to apply for grant funds from the Pfizer Foundation to advance the purposes of WATT; and

WHEREAS, the grant funds are designated for the purpose of a two-day Youth Festival of the Arts; and

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

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby ratifies the electronic application submission to the Pfizer Foundation in the amount of $20,000 for the period June 1, 2007 through December 31, 2007, as on file with the County Clerk.

BE IT FURTHER RESOLVED that the Board of Commissioners takes the following actions contingent upon receipt of the grant award in conformity with the grant application:

1. Authorizing the Administrator to sign the Notice of Grant Award
2. Amending the budget, as attached hereto and made a part hereof
3. Authorizing the Administrator to sign the delegate contracts in conformity with the application/award upon review of Corporation Counsel, to be filed with the County Clerk

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW) SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0075

Washtenaw Area Teens for Tomorrow (WATT)
Business Unit: 2822066000

		Current	Revised	Variance
REVENUE				
67000	Other Revenues and Reimbursements	$0	$20,000	$20,000
	Total	$0	$20,000	$20,000
EXPENDITURES				
70050	Personal Services	$0	$1,725	$1,725
72600	Supplies/Other Svcs & Charges	$0	$5,585	$5,585
80000	Other Svcs & Charges	$0	$12,690	$12,690
	Total	$0	$20,000	$20,000

Indirect Costs = $0

COUNTY ADMINISTRATOR
220 NORTH MAIN STREET, P.O. BOX 8645
ANN ARBOR, MICHIGAN 48107-8645
(734) 222-6850
FAX (734) 222-6715

TO: Barbara Levin Bergman
Chair, Ways & Means Committee

THROUGH: Robert E. Guenzel
County Administrator

FROM: Patricia J. Horne McGee, Director
Washtenaw County Head Start

DATE: April 4, 2007

SUBJECT: Washtenaw County Head Start 2007-2008 Federal Grant Application

BOARD ACTION REQUESTED:

The Washtenaw County Head Start program is requesting that the Board of Commissioners authorize the Chair of the Board of Commissioners to sign the application to the Department of Health and Human Services for the Head Start Program for the period of August 1, 2007 through July 31, 2008 in the amount of $4,981,821 (for the base grant, oral health grant, and training and technical assistance) and $51,106 for Cost Of Living Allowance (COLA). It is further requested that the Board of Commissioners authorize the County Administrator to sign the Notice of Grant Award, approve the budget for the 2007-08 fiscal year, and authorize the Administrator to sign delegate contracts.

BACKGROUND:

Washtenaw County has administered the Head Start program for eligible children and their families in Washtenaw County for more than forty (40) years, and currently directly operates programs in Ypsilanti for 229 children and families and at Ann Arbor, Whitmore Lake, and Willow Run for 332 children and families.

DISCUSSION:

Authorization of the signature of the Chair of the Board of Commissioners on the Head Start Grant and approval of the budget will allow continued pre-school services to children between the ages of 3 and 5 and their families who meet the eligibility criteria for the Head Start Program. The Head Start Program is a comprehensive, two generational child development program geared toward breaking the cycle of poverty through educational, health, nutrition, social, emotional and cognitive services. The 2007-2008 grant application is for the third year of a three year grant cycle which began on August 1, 2005 and ends on July 31, 2008.

A total of $1,524,597 will be delegated to the following:

*Ann Arbor Public Schools will receive $738,793, plus $11,082 for COLA.
Ann Arbor Public Schools will serve 154 children

*Whitmore Lake Public Schools will receive $170,731, plus $2,561 for COLA.
Whitmore Lake Public Schools will serve 43 children

*Willow Run Community Schools will receive $520,840, plus $7,813 for COLA.
Willow Run Community Schools will serve 120 children

*Time for Tots will receive $71,701, plus $1,076 for COLA.
Time for Tots will serve 15 children.

The grantee will directly serve 229 children and administer the countywide program using $1,980,010 of the Federal funding, plus $28,574 for COLA.

An additional amount of $43,876 will be utilized by the entire program for training and technical assistance.

IMPACT ON HUMAN RESOURCES:

There will be no impact on Human Resources.

IMPACT ON BUDGET:

The requested board action will approve the Washtenaw County Head Start grant budget in the amount of $4,981,821, plus $51,106 for Cost-Of-Living-Adjustment (COLA). This amount includes $3,577,057 in federal Head Start funding plus COLA; $140,354 anticipated reimbursement revenue from the United States Department of Agriculture (USDA) for the food program, $878,651 Head Start appropriation; and $413,924 in-kind match from the delegates and the grantee. The Head Start appropriation amount will be included in the 2008 General Fund budget.

IMPACT ON INDIRECT COSTS:

Indirect costs in the amount of $167,974 are included in this grant application.

IMPACT ON OTHER COUNTY DEPARTMENTS OR OUTSIDE AGENCIES:

This action reflects the ongoing community collaboration with Ann Arbor Public Schools, Willow Run Community Schools, Whitmore Lake Public Schools, and the SOS Crisis Center.

CONFORMITY TO COUNTY POLICIES:

The requested board action is in conformity with county policies.

ATTACHMENTS/APPENDICES:
2007-2008 Head Start Grant Application
COLA Funding Request Application

A RESOLUTION AUTHORIZING THE CHAIR OF THE BOARD OF COMMISSIONERS TO SIGN THE APPLICATION TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THE HEAD START PROGRAM FOR THE PERIOD OF AUGUST 1, 2007 THROUGH JULY 31, 2008 IN THE AMOUNT OF $4,981,821 PLUS $51,160 FOR COST-OF-LIVING-ADJUSTMENT (COLA); AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN THE NOTICE OF GRANT AWARD; APPROVING THE HEAD START BUDGET; AND AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN DELEGATE CONTRACTS

WASHTENAW COUNTY BOARD OF COMMISSIONERS

APRIL 4, 2007

WHEREAS, Washtenaw County has administered the Head Start program for eligible children and their families in Washtenaw County for more than forty (40) years; and

WHEREAS, the Head Start program serves 561 children of which 229 will be served directly by the county and 332 through three delegate programs and one child care partnership; and

WHEREAS, 2007 – 2008 is the third year in the three year grant cycle 2005 – 2008; and

WHEREAS, the Head Start Management Team will ensure compliance with all regulations; and

WHEREAS, the federal grant of $3,525,951 plus $51,106 for COLA will be used for child development, health, oral health, training and technical assistance and family services and activities in Ypsilanti ($2,052,460), as well as in the three delegates: Ann Arbor ($749,875), Whitmore Lake ($173,292), Willow Run ($528,653) and child care partner, Time for Tots ($72,777); and

WHEREAS, required local match will be provided by the County General Fund in the amount of $878,651 as well as $413,924 in-kind contributions from Head Start parents, delegates and community volunteers; and

WHEREAS, in addition to the Federal grant application, expenditures for the food program are projected to be reimbursed by the U.S. Department of Agriculture in the amount of $140,354; and

WHEREAS, this matter has been reviewed and approved by the Head Start Policy Council, the County Administrator's Office, Corporation Counsel, the Office of Finance, Human Resources, and the Ways and Means Committee

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby authorizes the Chair of the Board of Commissioners to sign the application to the Department of Health and Human Services for the Head Start Program for the period of August 1, 2007 through July 31, 2008 in the amount of $4,981,821 plus $51,160 for COLA to be filed with the County Clerk

BE IF FURTHER RESOLVED that the Board of Commissioners takes the following actions contingent upon receipt of the grant award in conformity with the application:

1. Authorizing the County Administrator to sign the Notice of Grant Award
2. Amending the budget, as attached hereto and made a part hereof
3. Authorizing the Administrator to sign the delegate contracts upon review of Corporation Counsel, to be filed with the County Clerk

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW)SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0076

Head Start
Fund 2510

		Current	Revised	Variance
Revenue:				
50000	Federal Revenue (Head Start Grant + COLA)	$0	$3,577,057	~~1~~ $3,577,057
69000	In-Kind Contributions	$0	$413,924	$413,924
69500	Transfers In	$0	$878,651	$878,651
		$0	$4,869,632	$4,869,632
50000	Federal Revenue (USDA Reimbursement)	$0	$140,354	$140,354
	Total	$0	$5,009,986	$5,009,986
Expenditures:				
70050	Personal Services	$0	$2,224,804	$2,224,804
72600	Supplies	$0	$123,000	$123,000
80000	Other Services & Charges	$0	$1,924,969	$1,924,969
93500	In-Kind Charges	$0	$413,924	$413,924
94000	Internal Service Charges	$0	$167,974	$167,974
95000	Capital Outlay	$0	$2,000	$2,000
99000	Appropriations & Transfers Out	$0	$153,315	$153,315
	Total	$0	$5,009,986	$5,009,986

A RESOLUTION AUTHORIZING THE CREATION OF ONE PROPERTY TAX FORECLOSURE PREVENTION SPECIALIST I/II POSITION WITHIN THE RESTRICTED FUND UNDER THE GENERAL PROPERTY TAX ACT AS AMENDED BY P.A. 123 OF 1999 TO BE FUNDED ENTIRELY BY REVENUES GENERATED BY THE FORECLOSURE PROCESS

WASHTENAW COUNTY BOARD OF COMMISSIONERS

APRIL 4, 2007

WHEREAS, the County Treasurer requests the creation of one Property Tax Foreclosure Prevention Specialist I/II position within the restricted fund under the General Property Tax Act as amended by P.A. 123 of 1999 to be funded entirely by revenues generated by the foreclosure process; and

WHEREAS, the County Treasurer serves as the Foreclosing Governmental Unit under the General Property Tax Act as amended by P.A. 123 of 1999 and is mandated to collect delinquent taxes, and if collection efforts fail, is required to foreclose and auction properties with delinquent taxes; and

WHEREAS, the Treasurer has implemented a program to collect delinquent taxes and is using a variety of procedures to assist in the collection effort so that foreclosure occurs only rarely when collection is not possible; and

WHEREAS, this collection effort meets County goals to prevent homelessness and retain affordable housing; and

WHEREAS, the individual hired in this position will work exclusively with customers of forfeited and soon-to-be-foreclosed delinquent properties as part of the P.A. 123 staff and will assist in overcoming customers' unique and complex challenges that require an individualized solution; and

WHEREAS, this position is funded entirely by revenues generated in a restricted fund under the foreclosure process and there are no General Fund dollars requested; and

WHEREAS, this matter has been reviewed by the Treasurer, Corporation Counsel, the Finance Department, Human Resources, 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 creation of one Property Tax Foreclosure Specialist I/II position within the restricted fund under the General Property Tax Act as amended by P.A. 123 of 1999 to be funded entirely by revenues generated by the foreclosure process:

Position #	Title	Grade	Group	Create
1966-0002	Property Tax Foreclosure Prevention Specialist I/II	19/21	11	1.0

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW)SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0077

RESOLUTION APPROVING THE CREATION OF THE WASHTENAW COUNTY – MULTI LAKES WASTEWATER TREATMENT PLANT IMPROVEMENTS PHASE III PROJECT FOR THE PURPOSE OF IMPROVING THE SEWER SYSTEM SERVING THE RESIDENTS OF THE TOWNSHIPS OF LYNDON, DEXTER, AND PUTNAM AND THE MULTI LAKES SEWER AND WATER AUTHORITY

BOND RESOLUTION

WHEREAS, this Board of Commissioners (the "Board") of the County of Washtenaw (the "County") has adopted a resolution approving creation of the Washtenaw County – Multi Lakes Wastewater Treatment Plant Improvements Phase III Project (the "System") for the purpose of improving the sewer system serving the residents of the Townships of Lyndon, Dexter, and Putnam (the "Townships") and the Multi Lakes Sewer and Water Authority (the "Multi Lakes") (the "Project"); and

WHEREAS, this Board, the Township Boards of the Townships and the Board of Commissioners of Multi Lakes have approved the execution of a contract as defined below between the County, the Townships and Multi Lakes under which Contract the Townships and Multi Lakes agree to make semi-annual payments to the County in an amount sufficient to retire the bonds to be authorized hereafter in this resolution; and

WHEREAS, this contract has been executed on or before such bonds are issued; and

WHEREAS, the Board of Public Works has approved this resolution and recommended its adoption by the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF WASHTENAW as follows:

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW) SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0078

1. Bond Size. A Bond of the County in the aggregate principal amount of not to exceed $3,610,000 shall, as provided below, be sold to the Michigan Municipal Bond Authority (the "Authority") through its State Revolving Fund Loan Program.

2. Definitions. In addition to other terms defined in this Resolution, whenever used in this Resolution, except when otherwise indicated by the context, the following terms shall have the following meanings:

a. "Act" means Act No. 185 of the Public Acts of Michigan of 1957, as amended.

b. "State Authority" shall mean the Michigan Municipal Bond Authority created under Act No. 227 of the Public Acts of Michigan of 1985.

c. "Bond" means the Washtenaw County – Multi Lakes Wastewater Treatment Plant Improvements Phase III Project Bond, Series 2007 of the issuer in such principal amount as shall be delivered pursuant to the Purchase Contract authorized by this Resolution.

d. "Contract" means the Contract dated as of December 1, 2005 between the County, the Townships and Multi Lakes pursuant to which the Bond is being issued and is to be repaid.

e. "Contract Payments" means any of the payments to be made to the County from the Townships and Multi Lakes pursuant to the Contact.

f. "Government Obligations" means direct obligations of the United States of America or obligations the principal and interest on which is fully guaranteed by the United States of America, not redeemable at the option of the issuer, the principal and interest payments upon which, without reinvestment of the interest, come due at such times and in such amounts as to be fully sufficient to pay the interest as it comes due on the Bond and the principal and redemption premium, if any, on the Bond as it comes due whether on the stated maturity date or upon earlier redemption. Securities representing such obligations shall be placed in trust with a bank or trust company, and if the Bond is to be called for redemption prior to maturity, irrevocable notice to call the Bond for redemption shall be given to the paying agent.

g. "Purchase Contract" shall mean a Purchase Contract and Supplemental Agreement which shall both be in the form approved by the County.

3. Bond Details. The Bond hereby authorized shall be designated Washtenaw County – Multi Lakes Wastewater Treatment

Plant Improvements Phase III Project Bond, Series 2007, or in any other manner requested by the State Authority and approved by the County Administrator, shall be dated as of the date of delivery, shall consist of a single fully-registered bond, and shall be payable in the years and amounts as shown on the Form of Bond attached to this Bond Resolution all in accordance with a certain Purchase Contract, in the general form attached hereto as Appendix A, to be approved by the County Administrator (the "Purchase Contract").

The Bond shall bear interest from the date such principal is disbursed by the State Authority to the County at such rate per annum as shall be agreed to not in excess of four percent (4%) per annum, payable on such dates as shall be provided in the final Bond. It is expected that principal will be disbursed in more than one installment and each installment of principal disbursed will bear interest from the date of disbursement as noted by the State Authority on the date of disbursement.

Principal of and interest on the Bond shall be payable, and principal of the Bond will be subject to prepayment prior to maturity, in the manner and at the times provided in the form of Bond set forth in paragraph 19 of this Bond Resolution. The actual debt retirement schedule shall be set forth in the Purchase Contract.

4. Source of Repayment. The Bond is to be issued pursuant to the provisions of the Act in anticipation of, and is primarily payable from payments to be made by the Townships and Multi Lakes pursuant to the Contract. Pursuant to the Contract the Townships have pledged its limited tax full faith and credit for the prompt payment of the principal of and interest on the Bond as the same shall become due. The ability of the Townships to raise funds with which to meet such pledge is subject to applicable statutory and constitutional tax limitations. In addition, the Board hereby pledges the full faith and credit of the County for the prompt payment of the principal of and interest on the Bond. The ability of the County to raise funds with which to meet such pledge is subject to applicable statutory and constitutional tax limitations.

5. Capitalized Interest. As the County Administrator so orders at the time of disbursing the first installment of principal to the County, up to one year's interest payable on the Bond may be capitalized; and be transferred to the Bond Payment Fund established herein.

6. Reduction in Aggregate Amount of Issue. In the event the Purchase Contract shall call for delivery of bonds less than $3,610,000, the County Administrator shall reduce the principal amount of the Bond and restructure the maturities thereof in accordance with the Purchase Contract.

7. Paying Agent and Bond Registrar. The Bond shall be registered as set forth in the Bond Form shown in paragraph 19 of this Bond Resolution and the County Administrator shall have the authority to designate the Paying Agent and Bond Registrar.

8. Transfer or Exchange of Bond. The Bond shall be transferable only as set forth in the Bond Form shown in paragraph 19 of this Bond Resolution.

9. Execution and Delivery. The Chair of the Board and the County Clerk are authorized and directed to execute the Bond 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 Bond shall thereafter be authenticated by the Bond Registrar, as authenticating agent. The Bond shall be sealed with the seal of the County or a facsimile thereof shall be imprinted thereon. When so executed and (if facsimile signatures are used authenticated), the Bond shall be delivered to the County Treasurer or the Chair of the Board, who thereafter shall deliver the same to the Authority.

10. Limited Tax Full Faith and Credit of the Townships and County. The Bond is to be issued pursuant to the provisions of the Act in anticipation of the payments to become due to the County from the Townships and Multi Lakes under the Contract. Such payments are supported by a pledge of the full faith and credit of the Townships. The full faith and credit of the County is hereby pledged for the prompt payment of the principal of, premium, if any, and interest on the Bond as the same shall become due. The ability of the Townships and the County to raise funds with which to meet such full faith and credit pledge is subject to applicable statutory and constitutional tax limitations.

11. Bond Payment Fund. The County shall establish a separate fund to be designated "Washtenaw County – Multi Lakes Wastewater Treatment Plant Improvements Phase III Project Bond Payment Fund" (the "Bond Payment Fund"). All accrued interest and premium, if any, received from the purchaser of the Bond shall be deposited in the Bond Payment Fund.

Moneys in the Bond Payment Fund shall be used solely to pay principal of and premium, if any, and interest on the Bond.

Moneys in the Bond Payment Fund may be continuously invested and reinvested in any legal investment for County funds, which shall mature, or which shall be subject to redemption by the holder thereof not later than, the dates when moneys in the Bond Payment Fund will be required to pay the principal of and interest on the Bond. Obligations purchased as an investment of moneys of the Bond Payment Fund 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.

12. Project Fund. Except for amounts required by this resolution to be deposited in the Bond Payment Fund, the proceeds from the sale of the Bond shall be deposited in a separate fund to be designated "Washtenaw County – Multi Lakes Wastewater Treatment Plant Improvements Phase III Project Fund" (the "Project Fund").

Moneys at any time in the Project Fund shall be used solely to pay costs of the Project or to reimburse the County for any costs of the Project paid before the Bond is delivered, (including moneys advanced by the Townships or Authority) except that upon payment (or provision for payment) in full of the costs of the Project any excess moneys remaining in the Project Fund shall be transferred to the Bond Payment Fund (if a Bond is outstanding) or applied as required by law.

Moneys in the Project Fund may be continuously invested and reinvested in any legal investment for County funds, which shall mature, or which shall be subject to redemption by the holder thereof not later than, the estimated dates when moneys in the Project Fund will be required to pay costs of the Project. Obligations purchased as an investment of moneys in the Project Fund shall be deemed at all times to be a part of the Project Fund, and the interest accruing thereon and any profit realized from such investment shall be credited to such fund.

13. Mutilated, Lost, Stolen, or Destroyed Bonds. Subject to Act No. 354, Public Acts of Michigan, 1972, as amended and any other applicable laws, in the event any bond is mutilated, lost, stolen or destroyed, the Chair of the Board and the County Clerk may, on behalf of the County, execute and deliver, or order the Bond Registrar to authenticate and deliver, a new bond having a number not then outstanding, of like date, maturity, interest rate 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 the following: (i) a bond of indemnity as required by Act 354; (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 in connection therewith; 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.

14. Arbitrage and Tax Covenants. 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 Bond 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 Bond to be includible in gross income for federal income tax purposes, cause the interest on the Bond 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 Bond 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 Bond and the interest thereon from State of Michigan income taxation.

15. Defeasance or Redemption of Bond. If at any time,

(a) the whole amount of the principal of and interest on any outstanding bond 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 any outstanding bond 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 bond as and when due, and (ii) in the case of redemption prior to maturity, any outstanding bond shall have been duly called for redemption (or irrevocable instructions to call such bond 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 Bond (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 Bond. 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 thirty (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 Bond, (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 Bond 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 an Authorized Officer, 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.

16. Filing with Municipal Finance Division. The Chief Administrative Officer of the County, if necessary, is authorized and directed to:

(a) apply to the Municipal Finance Division of the Michigan Department of Treasury for approval of the sale of the Bond;

(b) file with such application all required supporting material; and

(c) pay all fees required in connection therewith.

17. Resolution. The provisions of this Resolution shall constitute a contract between the County and the State Authority as the bondholder. After the issuance of the Bond the Resolution shall not be repealed or amended in any respect which will adversely affect the rights and interests of the bondholder, nor shall the County adopt any law, ordinance or resolution in any way adversely affecting the rights of the holders of the Bond so long as the Bond or interest thereon remains unpaid.

18. Purchase Contract. The Chair of the Board of Commissioners is hereby authorized to execute and deliver the Purchase Contract and the Chair of the Board of Commissioners and the County Clerk are hereby authorized to execute and deliver the Issuer's Certificate in the forms approved by the County Administrator, with such changes as may be necessary or desirable, permitted by the Act and otherwise by law, and not materially adverse to the County so long as the interest rate on the Bond is not in excess of 4% per annum.

The Chair and Secretary of the Board of Public Works, the Chair of the Board of Commissioners, the County Clerk, the County Administrator, and the Director of the Department of Public Works, and each of them individually, are hereby authorized to sign the Supplemental Agreement and any and all other documents and certificates necessary for the sale and delivery of the Bond.

19. Form of Bond. The Bond shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF WASHTENAW
WASHTENAW COUNTY – MULTI LAKES WASTEWATER TREATMENT PLANT IMPROVEMENTS PHASE III PROJECT BOND, SERIES 2007

No. R-1

RATE	MATURITY DATE	DATE OF ISSUANCE
____%	_____	_____

==========

REGISTERED OWNER: MICHIGAN MUNICIPAL BOND AUTHORITY

PRINCIPAL AMOUNT: _____ ($_____)

==========

FOR VALUE RECEIVED, the County of Washtenaw, State of Michigan (the “Issuer” or "County"), hereby acknowledges itself indebted and promises to pay to the Michigan Municipal Bond Authority (the "Authority") the principal sum of _____ Dollars ($_____) or so much thereof as shall have been advanced to the Issuer pursuant to a Purchase Contract between the Issuer and the Authority and a Supplemental Agreement by and among the Issuer, the Authority and the State of Michigan acting through the Department of Environmental Quality, in lawful money of the United States of America, on the dates and in the principal installments indicated on the Payment Schedule attached as EXHIBIT 1 hereto, unless prepaid prior thereto as hereinafter provided, with interest on said principal thereon until paid from the date each such installment of principal is disbursed by the Authority to the County at the rate of _____ percent (____%) per annum, first payable on _____, _____ and semiannually thereafter and principal is payable on the first day of _____ commencing _____, _____ (as identified in the Purchase Contract) and annually thereafter. For the prompt payment of principal and interest on this bond, the County has irrevocably pledged the Contract Payments due from the Townships of Putnam, Dexter, and Lyndon, Washtenaw County, Michigan (the “Townships”) and the Multi Lakes Sewer and Water Authority (“Multi Lakes”), pursuant to the Contract between the County, the Townships, and Multi Lakes dated as of December 1, 2005 (the “Contract”).

Notwithstanding any other provision of this Bond, so long as the Michigan Municipal Bond Authority (the "State Authority" or "Authority") is the owner of this Bond, (a) this Bond is payable as to principal, premium, if any, and interest at Bank One Trust Company, N.A., or at such other place as shall be designated in writing to the County by the Authority (the "Authority's Depository"); (b) the Issuer agrees that it will deposit with the Authority's Depository payments of the

principal of, premium, if any, and interest on this Bond in immediately available funds by 12:00 noon at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise; in the event that the Authority’s Depository has not received the Issuer’s deposit by 12:00 noon on the scheduled day, the Issuer shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority’s administrative costs and lost investment earnings attributable to that late payment; and (c) written notice of any redemption of this Bond shall be given by the Issuer and received by the Authority's Depository at least forty (40) days prior to the date on which such redemption is to be made.

ADDITIONAL INTEREST

In the event of a default in the payment of principal or interest hereon when due, whether at maturity, by redemption or otherwise, the amount of such default shall bear interest (the "additional interest") at a rate equal to the rate of interest which is two percent above the Authority's cost of providing funds (as determined by the Authority) to make payment on the bonds of the Authority issued to provide funds to purchase this Bond but in no event in excess of the maximum rate of interest permitted by law. The additional interest shall continue to accrue until the Authority has been fully reimbursed for all costs incurred by the Authority (as determined by the Authority) as a consequence of the Issuer's default. Such additional interest shall be payable on the interest payment date following demand of the Authority. In the event that (for reasons other than the default in the payment of any municipal obligation purchased by the Authority) the investment of amounts in the reserve account established by the Authority for the bonds of the Authority issued to provide funds to purchase this Bond fails to provide sufficient available funds (together with any other funds which may be made available for such purpose) to pay the interest on any outstanding bonds of the Authority issued to fund such account, the Issuer shall and hereby agrees to pay on demand only the Issuer's pro rata share (as determined by the Authority) of such deficiency as additional interest on this Bond.

The Bond may be subject to redemption prior to maturity by the Issuer only with the prior written consent of the Authority and on such terms as may be required by the Authority.

During the time funds are being drawn down by the Issuer under this Bond, MMBA will periodically provide the Issuer a statement showing the amount of principal that has been advanced and the date of each advance, which statement shall constitute prima facie evidence of the reported information; provided that no failure on the part of the MMBA to provide such a statement or to reflect a disbursement or the correct amount of a disbursement shall relieve the Issuer of its obligation to repay

the outstanding principal amount actually advanced, all accrued interest thereon, and any other amount payable with respect thereto in accordance with the terms of this Bond.

This Bond is a single registered bond issued by the County under and pursuant to and in full conformity with the Constitution and statutes of the State of Michigan (especially Act No. 185, Public Acts of Michigan, 1957, as amended) and a bond resolution adopted by the Board of Commissioners of the County on _____, ____ (the "Bond Resolution") for the purpose of paying for the construction of the Washtenaw County – Multi Lakes Wastewater Treatment Plant Improvements Phase III Project (the “Project”) to enhance sewer service for portions of the Townships.

This Bond is issued in anticipation of, and is primarily payable from, the collection of semi-annual installments due to the County from the Townships and Multi Lakes pursuant to the Contract.

Pursuant to the Contract, the Townships have pledged its limited tax full faith and credit for the prompt payment of the principal of and interest on the Bond as the same shall become due. The ability of the Townships to raise funds with which to meet such pledge is subject to applicable statutory and constitutional tax limitations. In addition, the limited tax full faith and credit of the County has been pledged from the making of such payments. The ability of the County to raise funds with which to meet such pledge is subject to applicable statutory and constitutional tax limitations.

It is hereby certified, recited and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in connection with the issuance of the Bond, 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 Bond, does not exceed any constitutional or statutory limitation.

IN WITNESS WHEREOF, the County of Washtenaw, Michigan, by its Board of Commissioners has caused this Bond to be executed in its name with the signatures of its Chair and its County Clerk, has caused its seal to be affixed hereto, all as of the Date of Issuance.

EXHIBIT 1

DEQ Project No.
DEQ Approved Amt: $

PAYMENT SCHEDULE

Based on the schedule provided below unless revised as provided in this paragraph, repayment of principal of the Bond shall be made until the full amount advanced to the Issuer is repaid. In the event the Order of Approval issued by the Department of Environmental Quality (the "Order") approves a principal amount of assistance less than the amount of the Bond delivered to the Authority, the Authority shall only disburse principal up to the amount stated in the Order. In the event (1) that the payment schedule approved by the Issuer and described below provides for payment of a total principal amount greater than the amount of assistance approved by the Order or (2) that less than the principal amount of assistance approved by the Order is disbursed to the Issuer by the Authority, the Authority shall prepare a new payment schedule which shall be effective upon receipt by the Issuer.

Due Date	Amount of Principal Installment Due
_____,	_____

Interest on the Bond shall accrue on principal disbursed by the Authority to the Issuer from the date principal is disbursed, until paid, at the rate of ____% per annum, payable _____, 20___, and semi-annually thereafter.

The Issuer agrees that it will deposit with Bank One Trust Company, N.A., or at such other place as shall be designated in writing to the Issuer by the Authority (the "Authority's Depository") payments of the principal of, premium, if any, and interest on this Bond in immediately available funds by 12:00 noon at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise. In the event that the Authority's Depository has not received the Issuer's deposit by 12:00 noon on the scheduled day, the Issuer shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment.

20. Investments. Moneys in the Bond Payment Fund and the Project 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 Controller of the County 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 Bond Payment Fund, the dates moneys in such fund will be required to pay the principal of and interest on the Bond, and (b) in the case of the Project Fund, the estimated dates when moneys in such fund will be required to pay costs of the Washtenaw County – Multi Lakes Wastewater Treatment Plant Improvements Phase III Project. Obligations purchased as an investment of moneys in the Bond Payment Fund or the Project 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.

21. Depositories. 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 Bond Payment Fund shall only be deposited in such banks where the principal of and interest on the Bond are payable. The County Treasurer shall select the depository or depositories to be used from those banks authorized in this Section.

22. Qualified Tax-Exempt Obligation. The Bond is not 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.

23. Meeting Notice. The Meeting Notice posted by the County Clerk pursuant to Section 308 of Act 34, Public Acts of Michigan, 2001, as amended, and attached hereto as Exhibit 1, is hereby approved.

24. Conflicting Resolutions. All resolutions and parts of resolutions in conflict with the foregoing are hereby rescinded.

25. Effective Date. 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 vote on the foregoing resolution was taken and was as follows:

YES: _____

_____

NO: _____

ABSTAIN: _____

The Resolution was declared adopted.

STATE OF MICHIGAN)
) SS
COUNTY OF WASHTENAW)

CERTIFICATION

The undersigned, being the duly qualified and acting Clerk of the County of Washtenaw, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Board of Commissioners of the County at a _____ meeting held on _____, 2007, at which meeting a quorum was present and remained throughout, (2) that an original thereof is on file in the records of the County, (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended), and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

_____
Washtenaw County Clerk

[SEAL]

jas/r-was161

EXHIBIT 1

MEETING NOTICE

BOARD OF COMMISSIONERS OF THE COUNTY OF WASHTENAW
STATE OF MICHIGAN

At the regular meeting of the Board of Commissioners of the County of Washtenaw, Michigan to be held on _____ __, 2007 at __:__ _.m., Eastern Daylight Savings Time at Washtenaw County, 220 N. Main, Ann Arbor, Michigan, 48107, the Board of Commissioners will consider a resolution approving the Washtenaw County – Multi Lakes Wastewater Treatment Plant Improvements Phase III Project Bond, Series 2007, which Bond pledges the County's limited tax full faith and credit.

This notice is given pursuant to the requirements of Section 308, Act 34, Public Acts of Michigan, 2001, as amended.

Lawrence Kestenbaum
Washtenaw County Clerk

Jas/r-was161

EXHIBIT A

WASHTENAW COUNTY – MULTI LAKES WASTEWATER TREATMENT PLANT IMPROVEMENTS PHASE III PROJECT

Project Description

The Project will expand the Multi Lakes Wastewater Treatment Facility.

The Project will include the construction of 2 new oxidation ditches with de-nitrification capability and conversion of 2 existing sequential batch reactors to aerobic sludge digesters and storage. Treatment plant screening will be improved by addition of a microstrainer on the influent. Effluent distribution to the seepage beds will be improved by installation of an effluent pumping and irrigation system.

The estimated cost for the Project is:

Construction	$2,700,000
Engineering	393,000
Issuance Costs	106,000
Contingencies	411,000
Total Estimated Cost	$3,610,000

jas/r-was161

APPENDIX A

COUNTY OF WASHTENAW State Revolving Fund
Project No: *(Project Number)*

PURCHASE CONTRACT

The Michigan Municipal Bond Authority (the "Authority"), a public body corporate, separate and distinct from the State of Michigan, hereby offers to enter into this Purchase Contract with the Issuer named below (the "Issuer") which, upon the acceptance of this offer by the Issuer and ratification by the Authority, will be binding upon the Authority and the Issuer. This offer is made subject to acceptance on or before [_____].

Upon the terms and conditions and upon the basis of the representations, warranties, and agreements set forth herein, including those set forth on Schedule I hereto, the Authority hereby agrees to purchase from the Issuer, and the Issuer hereby agrees to sell and deliver to the Authority, bonds (the "Bonds") in the principal amount and with the maturities and interest rate as shown on Schedule I and with redemption provisions acceptable to the Authority. The purchase price for the Bonds shall be 100%. The Authority's obligation to disburse Bond proceeds shall be contingent upon funding of the State Water Pollution Control Revolving Fund created by 1988 PA 316 and 1988 PA 317. The method of payment of Bond proceeds to the Issuer shall be as set forth in the Supplemental Agreement among the Issuer, the Authority, and the State of Michigan acting through the Department of Environmental Quality.

The Issuer represents and warrants to, and agrees with, the Authority that the Issuer has, and on the Closing Date (specified below) will have, full legal right, power and authority (i) to enter into this Purchase Contract, and (ii) to sell and deliver the Bonds to the Authority as provided herein and in the resolution or ordinance authorizing the Bonds and the Issuer has duly authorized and approved the execution and delivery of and the performance by the Issuer of its obligations contained in this Purchase Contract including those set forth in Schedule I.

On _____, _____, the local preclosing date, the Issuer shall make available for inspection by the Authority at the offices of the Department of Attorney General, Finance Division, Lansing, Michigan, the Bonds, together with such other documents, certificates and closing opinions as the Authority shall require (the "Closing Documents").

On _____, _____, (the "Closing Date"), the Authority shall accept delivery of the Bonds and the Closing Documents and pay the purchase price for the Bonds.

MICHIGAN MUNICIPAL BOND AUTHORITY

BY _____
Authorized Officer

Accepted and Agreed to this
[ ] day of [ ]

COUNTY OF WASHTENAW ("Issuer")

By:_____

Title:_____

_____

Approved by the County Treasurer on
_____, _____

Jas/r-was161

SCHEDULE I

DEQ Project No.
DEQ Approved Amt: $

PAYMENT SCHEDULE

Based on the schedule provided below unless revised as provided in this paragraph, repayment of principal of the Bond shall be made until the full amount advanced to the Issuer is repaid. In the event the Order of Approval issued by the Department of Environmental Quality (the "Order") approves a principal amount of assistance less than the amount of the Bond delivered to the Authority, the Authority shall only disburse principal up to the amount stated in the Order. In the event (1) that the payment schedule approved by the Issuer and described below provides for payment of a total principal amount greater than the amount of assistance approved by the Order or (2) that less than the principal amount of assistance approved by the Order is disbursed to the Issuer by the Authority, the Authority shall prepare a new payment schedule which shall be effective upon receipt by the Issuer.

Due Date	Amount of Principal Installment Due
_____,	_____

Interest on the Bond shall accrue on principal disbursed by the Authority to the Issuer from the date principal is disbursed, until paid, at the rate of ____% per annum, payable _____, 20___, and semi-annually thereafter.

The Issuer agrees that it will deposit with Bank One Trust Company, N.A., or at such other place as shall be designated in writing to the Issuer by the Authority (the "Authority's Depository") payments of the principal of, premium, if any, and interest on this Bond in immediately available funds by 12:00 noon at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise. In the event that the Authority's Depository has not received the Issuer's deposit by 12:00 noon on the scheduled day, the Issuer shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment.

jas/r-was161

RESOLUTION TO AUTHORIZE THE ISSUANCE OF NOT TO EXCEED $6,000,000 WASHTENAW COUNTY - NORTHFIELD TOWNSHIP SANITARY SEWER SYSTEM AND WASTEWATER TREATMENT IMPROVEMENT REFUNDING BONDS, SERIES 2007

WHEREAS, pursuant to the provisions of Act No. 185, Public Acts of Michigan, 1957, as amended ("Act 185"), the Township of Northfield (the "Township") and the County of Washtenaw (the "County") have entered into a contract dated as of February 1, 1997 (the "1997 Contract") governing the Northfield Township Wastewater Treatment System Improvements pursuant to which the Washtenaw County - Northfield Township Wastewater Treatment System Improvements Bonds, dated June 1, 1997 (the "Wastewater Bonds") were issued in the original principal amount of $3,525,000 to defray the cost of improving capacity and constructing improvements to the wastewater treatment plant serving the Township; and

WHEREAS, also pursuant to Act 185, the Township and the County have entered into a contract dated as of May 1, 1998 (the "1998 Contract") governing the Northfield Township Sanitary Sewer System Improvements pursuant to which the Washtenaw County - Northfield Township Sanitary Sewer System Improvements Bonds, Series A, dated February 1, 2000 (the "Series A Bonds") were issued in the original principal amount of $1,365,000 and the Washtenaw County - Northfield Township Sanitary Sewer System Improvements Bonds, Series B, dated June 1, 2000 (the "Series B Bonds") were issued in the original principal amount of $3,200,000 to defray the cost of constructing improvements to the sanitary sewer system serving the Township; and

WHEREAS, hereafter the 1997 Contract and the 1998 Contract shall be referred to together as (the "Contract"); and

WHEREAS, the Wastewater Bonds remain outstanding in the aggregate principal amount of $2,275,000 maturing in various principal amounts on May 1 in the years 2008 through 2017 and bear interest at rates of 5.00% to 5.25%; and

WHEREAS, the Series A Bonds remain outstanding in the aggregate principal amount of $1,050,000 maturing in various principal amounts on May 1 in the years 2008 through 2019 and bear interest at rates of 5.20% to 5.90%; and

WHEREAS, the Series B Bonds remain outstanding in the aggregate principal amount of $2,175,000 maturing in various principal amounts on May 1 in the years 2008 through 2019 and bear interest at rates of 5.35% to 5.80%; and

WHEREAS, hereafter the Wastewater Bonds, the Series A Bonds and the Series B Bonds shall be referred to together as (the "Prior Bonds"); and

WHEREAS, Public Act No. 34 of the Public Acts of Michigan, 2001, as amended ("Act 34"), authorizes the County to refund all or any part of its funded indebtedness; and

WHEREAS, the County and the Township have determined that a significant cost savings can be achieved by refunding the outstanding Prior Bonds; and

WHEREAS, the governing body of the Township has adopted a resolution requesting and authorizing the County to issue its refunding bonds for the purpose of refunding all of the Prior Bonds issued to finance the Project and paying the costs of issuing the refunding bonds and has covenanted and agreed to continue to make payments to the County in accordance with the Contract in amounts sufficient to pay the principal of and interest on the Refunding Bonds and all paying agency fees and other expenses and charges (including the Board of Public Work's administrative expenses) which are payable on account of the Prior Bonds and the refunding bonds; and

WHEREAS, the Board of Public Works has recommended that this resolution be adopted in order to effect the refunding of all of the Prior Bonds and the Board of Public Works has determined that it is in the best interest of the Township and the County that such refunding be undertaken.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW)SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0079

1. AUTHORIZATION OF BONDS - PURPOSE. Bonds of the County, aggregating the principal sum of not to exceed Six Million Dollars ($6,000,000) (the "Refunding Bonds") shall be issued and sold pursuant to the provisions of Act 34, and other applicable statutory provisions, for the purpose of refunding all of the Prior Bonds; subject, however, to adjustment as described under "DECREASE IN AGGREGATE AMOUNT OF REFUNDING BONDS", Section 4.

2. BOND DETAILS. The Refunding Bonds shall be designated "Washtenaw County - Northfield Township Sanitary Sewer System and Wastewater Treatment Improvement Refunding Bonds, Series 2007"; shall be dated as of such date as shall be approved by the Board of Public Works at the time of sale; shall be numbered from 1 upwards; shall be fully registered; shall be in the denomination of $5,000 each or any integral multiple thereof not exceeding the aggregate principal amount for each maturity at the option of the purchaser thereof; shall bear interest at a rate or rates not exceeding 6% per annum to be determined upon the sale thereof payable on such dates as shall be determined by the Board of Public Works at the time of sale; and shall mature on such dates and in such years as shall be determined by the Board of Public Works at the time of sale.

3. ADJUSTMENT OF REFUNDING BOND MATURITIES. The Director of the Department of Public Works (the "Director") or Chairman of the Board of Public Works (the "Chairman") is authorized by order in the form attached as EXHIBIT A to adjust the amounts of the maturities of the Refunding Bonds, as set forth in Section 4.

4. DECREASE IN AGGREGATE AMOUNT OF REFUNDING BONDS. In the event the amount necessary to refund the Prior Bonds shall be less than $6,000,000, the Director or Chairman shall decrease the principal amount of the Refunding Bonds by up to $1,500,000, to the extent required to avoid the issuance of more Refunding Bonds than will be required in light of the amount of Refunding Bonds to be issued and bids received, which decrease may be applied to any one or more of the maturities and the Request for Proposal attached as EXHIBIT B shall so provide or be changed accordingly. In the event the Township determines to contribute additional amounts toward the refunding of the bonds, the bonds shall further be reduced by the amount of such contribution.

5. PAYMENT OF PRINCIPAL AND INTEREST. The principal of and interest on the Refunding Bonds shall be payable in lawful money of the United States. Principal shall be payable upon presentation and surrender of the bonds to the bond registrar and paying agent as they severally mature. Interest shall be paid to the registered owner of each bond as shown on the registration books at the close of business on the fifteenth day of the calendar month preceding the month in which the interest payment is due. Interest shall be paid when due by check or draft drawn upon and mailed by the bond registrar and paying agent to the registered owner at the registered address.

6. PRIOR REDEMPTION. The Refunding Bonds shall be subject to redemption prior to maturity upon such terms and conditions as shall be determined by the Board of Public Works at the time of sale.

7. (A) BOND REGISTRAR AND PAYING AGENT/BOOK ENTRY DEPOSITORY TRUST. The Director of the Department of Public Works (the "Director") shall designate, and shall enter into an agreement with, a bond registrar and paying agent for the Refunding Bonds 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 Treasurer from time to time as required may designate a similarly qualified successor bond registrar and paying agent. If so designated the Refunding Bonds shall be deposited with a depository trustee designated by the Director who shall transfer ownership of interests in the Refunding Bonds by book entry and who shall issue depository trust receipts or acknowledgments to owners of interests in the Refunding Bonds. Such book entry depository trust arrangement, and the form of depository trust receipts or acknowledgments, shall be as determined by the Director after consultation with the depository trustee. The Director is authorized to enter into any depository trust agreement on behalf of the Department of Public Works upon such terms and conditions as the Director shall deem appropriate and not otherwise prohibited by the terms of this Resolution, which Contract shall be executed by the Director. The depository trustee may be the same as the Registrar otherwise named by the Director, and the Refunding Bonds may be transferred in part by depository trust and in part by transfer of physical certificates as the Director may determine.

(B) Exchange and Transfer of Bonds.

(i) The Refunding Bonds, upon surrender thereof to the bond registrar and paying agent with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney, at the option of the registered owner thereof, may be exchanged for Refunding Bonds of any other authorized denominations of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Refunding Bonds.

(ii) The Refunding Bonds shall be transferable upon the books of the County, which shall be kept for that purpose by the bond registrar and paying agent, only upon surrender of such Refunding Bonds together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney.

(iii) Upon the exchange or transfer of the Refunding Bonds, the bond registrar and paying agent on behalf of the County shall cancel the surrendered Refunding Bonds and shall authenticate and deliver to the transferee new Refunding Bonds of

any authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Refunding Bonds. If, at the time the bond registrar and paying agent authenticates and delivers new Refunding Bonds pursuant to this Section, payment of interest on the Refunding Bonds is in default, the bond registrar and paying agent shall endorse upon the new Refunding Bonds the following: "Payment of interest on this bond is in default. The last date to which interest has been paid is _____, ____."

(iv) The County and the bond registrar and paying agent may deem and treat the person in whose name the Refunding Bonds shall be registered upon the books of the County as the absolute owner of such Refunding Bonds, whether such Refunding Bonds shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Refunding Bonds and for all other purposes, and all payments made to any such registered owner, or upon his or her order, in accordance with the provisions of Section 5 of this Resolution shall be valid and effectual to satisfy and discharge the liability upon such Refunding Bonds to the extent of the sum or sums so paid, and neither the County nor the bond registrar and paying agent shall be affected by any notice to the contrary. The County agrees to indemnify and save the bond registrar and paying agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence hereunder, in so treating such registered owner.

(v) For every exchange or transfer of the Refunding Bonds, the County or the bond registrar and paying agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

(vi) The bond registrar and paying agent shall not be required to transfer or exchange the Refunding Bonds or portion of the Refunding Bonds which has been selected for redemption.

8. EXECUTION, AUTHENTICATION AND DELIVERY OF BONDS. The Refunding Bonds shall be executed in the name of the County by the facsimile signatures of the Chairman of the Board of Commissioners and the County Clerk and authenticated by the manual signature of an authorized representative of the bond registrar and paying agent, and the seal of the County (or a facsimile thereof) shall be impressed or imprinted on the Refunding Bonds. After the Refunding Bonds have been executed and authenticated for delivery to the original purchaser thereof, they shall be delivered by the County Treasurer to the purchaser upon receipt of the purchase price. Additional Refunding Bonds bearing the facsimile signature of the Chairman of the Board of

Commissioners and the County Clerk and upon which the seal of the County (or a facsimile thereof) is impressed or imprinted may be delivered to the bond registrar and paying agent for authentication and delivery in connection with the exchange or transfer of the Refunding Bonds. The bond registrar and paying agent shall indicate on each Refunding Bond the date of its authentication.

9. QUALIFIED TAX-EXEMPT OBLIGATIONS. The Bonds are not to be designated as "qualified tax-exempt obligations" as described in Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended.

10. FORM OF BONDS. The Refunding Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA-STATE OF MICHIGAN

WASHTENAW COUNTY
NORTHFIELD TOWNSHIP SANITARY SEWER SYSTEM AND WASTEWATER TREATMENT IMPROVEMENT REFUNDING BONDS, SERIES 2007

INTEREST RATE	DATE OF MATURITY	DATE OF ORIGINAL ISSUE	CUSIP

REGISTERED OWNER:

PRINCIPAL AMOUNT:

FOR VALUE RECEIVED, the County of Washtenaw, State of Michigan (the "County"), acknowledges itself indebted to, and for value received, hereby promises to pay to, CEDE & CO., as nominee for THE DEPOSITORY TRUST COMPANY, New York, New York (the "Depository Trustee"), the Principal Amount set forth above on the Maturity Date specified above, unless redeemed prior thereto as hereinafter provided. The Depository Trustee will act as securities depository for this refunding bond (the “Refunding Bond”) and the other bonds of this series. Purchases of beneficial interests in the refunding bonds will be made in book-entry-only form, in denominations of $5,000 each or any integral multiple thereof. The refunding bonds have an original issuance date of _____, ____, and will bear interest from the Date of Issuance payable on _____ 1, ____, and semiannually thereafter on the first day of _____ and _____ in each year to and including the Maturity Date or earlier redemption of this Refunding Bond. The principal, premium (if any) and interest on the refunding bonds will be paid at the principal corporate trust office of _____, the paying agent and bond registrar (the “Bond Registrar”). So long as the Depository Trustee or its nominee, CEDE & CO., is the registered owner of the refunding bonds, such payments will be made directly to the Depository Trustee or such nominee. Disbursement of such payments to the Depository Trustee is the responsibility of the Depository Trustee, and disbursements of such payments to the

beneficial owners is the responsibility of the Depository Trustee Participants and Indirect Participants. Such payments of principal, premium (if any) or interest are payable in lawful money of the United Sates of America.

This Refunding Bond is one of a series of refunding bonds, aggregating the principal sum of _____ Dollars ($_____), being issued by said County under, pursuant to, and in full conformity with the Constitution and statutes of the State of Michigan [especially Act No. 185, Public Acts of Michigan, 1957, as amended,] and Act No. 34, Public Acts of Michigan, 2001, as amended, and resolutions adopted by the Board of Commissioners of the County and the Board of Public Works of the County (the "Resolutions") to provide funds to be deposited with _____, Michigan as escrow agent (the "Escrow Agent"), under an escrow agreement dated as of _____. The Escrow Agent will use such proceeds, to acquire non-callable direct obligations of the United States which, when paid in accordance with their terms, will provide sufficient funds (i) to pay when due, to and including _____, ____, the interest on part of the County's _____ maturing in the years ____ through ____, dated _____, ____ (such outstanding bonds referred to as the "Refunded Bonds") and (ii) on _____, ____ to redeem said Refunded Bonds at the redemption price of _____ percent (___%) of the principal amount thereof. The Refunded Bonds were issued for the purpose of defraying the cost of _____ servicing the _____, Michigan (the "_____") and are payable primarily from the proceeds of contractual payments to be paid by the Township of Northfield (the "Township") to the County, pursuant to the Washtenaw County _____ Contract, dated _____(the "Contract") between the Township and the County. As security for the payment of the principal of, premium (if any) and interest on the Refunded Bonds, the full faith and credit of the County has also been pledged. Refunding bonds of this issue shall constitute obligations of the same character as the Refunded Bonds and shall be construed to be a continuation of the Refunded Bonds.

The date of record for the payment of principal of, premium (if any) or interest on this Refunding Bond shall be the fifteenth (15) day of the month preceding the date such payment is due.

This Refunding Bond and the other refunding bonds of this series have ____ been designated as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Refunding bonds maturing prior to _____ 1, ____ shall not be subject to redemption prior to maturity. Refunding 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, at par on any interest payment date on or after _____ 1, ____. Bonds of a denomination greater than $5,000 may be partially redeemed in the amount of $5,000 or any integral multiple thereof . If less than all of the refunding bonds maturing in any year are to be redeemed, the refunding bonds or portions of bonds to be redeemed shall be selected by lot. In case less than the full amount of an outstanding refunding bond is called for redemption, the Bond Registrar, upon presentation of the refunding bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original refunding bond not called for redemption of the same maturity and bearing the same interest rate.

Not less than thirty (30) days' notice of redemption for the refunding bonds to be called for redemption shall be given by mail to each registered owner at the registered address. Refunding bonds or portion of bonds called for redemption shall not bear interest on or after the date fixed for redemption, provided funds are on hand with the Bond Registrar to redeem the same.

This Refunding 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.

REFERENCE IS HEREBY MADE TO THE FURTHER PROVISIONS OF THIS BOND SET FORTH ON THE REVERSE HEREOF, AND SUCH FURTHER PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS IF SET FORTH ON THE FRONT SIDE HEREOF.

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this Refunding Bond and the other bonds of this series, have happened and have been performed in due time, form and manner as required by law, and that the total indebtedness of the County, including the series of bonds of which this is one, 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 Refunding Bond to be executed in its name by facsimile signatures of the Chairman of its Board of Commissioners and its County Clerk, has caused its corporate seal (or a facsimile thereof) to be impressed or imprinted hereon. This Refunding Bond shall not be valid unless the Certificate of Authentication has been manually executed by an authorized representative of the County's bond registrar and paying agent, all as of the Date of Original Issue set forth above.

COUNTY OF WASHTENAW

By: By:

County Clerk Chairman

CERTIFICATE OF AUTHENTICATION

This Refunding Bond is one of the series of bonds designated "Washtenaw County - Northfield Township Sanitary Sewer System and Wastewater Treatment Improvement Refunding Bonds, Series 2007".

DATE OF AUTHENTICATION:

Authorized Representative as Transfer Agent and Authenticating Agent

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto _____ this Refunding Bond and all rights hereunder and hereby irrevocably constitutes and appoints _____ attorney to transfer this Refunding 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 Refunding 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 Refunding 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)

Dated: _____ _____

Signature Guaranteed: _____

The signature must be guaranteed by a commercial bank, a trust company or a brokerage firm which is a member of a major stock exchange.

11. SECURITY. The Refunding Bonds shall be issued in anticipation of payments to be made by the Township pursuant to the Contract. As primary security, the full faith and credit of the County are hereby pledged for the prompt payment of the principal of and interest on the Refunding Bonds as the same shall become due. If the Township shall fail to make their payments to the County which are sufficient to pay the principal of and interest on the Refunding Bonds as the same shall become due, then an amount sufficient to pay the deficiency shall be advanced from the general fund of the County.

12. BOND PAYMENT FUND. The County shall establish and maintain a bond payment fund (the "Bond Payment Fund") to be used solely for the purpose of (i) paying principal of, premium, if any, and interest on the Refunding Bonds as well as costs, including the fees and expenses of the Bond Registrar, incidental to the Refunding Bonds and (ii) the fees and expenses of the paying agent or paying agents for the Refunding Bonds.

13. INVESTMENTS. Moneys in the Bond Payment Fund may be continuously invested and reinvested in United States government obligations, obligations the principal and interest on which are unconditionally guaranteed by the United States government, or in interest-bearing time deposits selected by the County which are permissible investments for surplus funds under Act No. 20, Public Acts of Michigan, 1943, as amended. Such investments shall mature, or be subject to redemption at the option of the holder, not later than the dates moneys in such fund will be required to pay the principal of and premium, if any, and interest on the Refunding Bonds. Obligations purchased as an investment of moneys in the Bond Payment Fund 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.

14. DEPOSITORIES. 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 Refunding Bond Resolution, except that the moneys in the Bond Payment Fund shall only be deposited in such banks where the principal of, premium, if any, and interest on the Refunding Bonds are payable. The County Treasurer shall select the depository or depositories to be used from those banks authorized in this Section."

15. DEFEASANCE. In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay, at maturity or irrevocable call for earlier optional redemption, the principal of and interest on the Refunding Bonds, shall have been deposited in trust, this Bond Resolution shall be defeased and the owners of the Refunding Bonds shall have no further rights under this Bond Resolution except to receive payment of the principal of and interest on the Refunding Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange bonds as provided herein.

16. PAYMENT OF ISSUANCE EXPENSES - ESCROW FUND. The proceeds of the Refunding Bonds shall be used to pay the issuance expenses of the Refunding Bonds and to establish an escrow fund for the Prior Bonds. After the issuance expenses have been paid or provided for the remaining proceeds shall be used to establish an escrow fund (the "Escrow Fund") consisting of cash and investments in direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America or other obligations the principal of and interest on which are fully secured by the foregoing and used to pay the principal of, interest on and redemption premiums on the Prior Bonds. The Escrow Fund shall be held by a trustee (the "Trustee") in trust pursuant to an escrow agreement (the "Escrow Agreement") which irrevocably shall direct the Trustee to take all necessary steps to pay the interest on the Prior Bonds when due until the call date and to call the Prior Bonds for redemption at such time as shall be determined in the Escrow Agreement. The Board of Public Works is authorized to select the Trustee and enter into the Escrow Agreement on behalf of the County. The amounts held in the Escrow Fund shall be such that the cash and the investments and the income received thereon will be sufficient without reinvestment to pay the principal of, interest on and redemption premiums, if any, on the Prior Bonds when due at maturity or call for redemption as required by the Escrow Agreement.

The Escrow Agreement shall be in substantially the form attached hereto as EXHIBIT C with such changes, additions or deletions as are not inconsistent with this resolution.

17. APPROVAL OF DEPARTMENT OF TREASURY. The issuance and sale of the Refunding Bonds may be subject to permission being granted therefor by the Department of Treasury of the State of Michigan and the Chief Administrative Officer of the County, if necessary, is authorized and directed to make application to the Department of Treasury for permission to issue and sell the Refunding Bonds as provided by the terms of this resolution.

18. SALE, ISSUANCE, DELIVERY, TRANSFER AND EXCHANGE OF BONDS. The Board of Public Works is authorized to determine the principal amount of the Refunding Bonds to be sold and to sell the Refunding Bonds at not less than 98% of par plus accrued interest in accordance with the laws of this State. The County hereby determines that in order to save the cost of publication of an official Notice of Sale that it will sell the Refunding Bonds at a negotiated sale after solicitation of proposals from prospective purchasers by its Bond Counsel. The County's Bond Counsel 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 Refunding Bonds. The Request for Proposal shall be in substantially the form attached to this resolution as Exhibit B with such changes therein as are not inconsistent with this resolution and as are approved by the Director of Public Works after conferring with Bond Counsel. The Bond Counsel is hereby designated to act for and on behalf of the County to receive proposals for the purchase of the Refunding Bonds and to take all other steps necessary in connection with the sale, issuance, transfer and delivery thereof in accordance with the provisions of this resolution.

19. REPLACEMENT OF BONDS. Upon receipt by the Board of Public Works of proof of ownership of an unmatured Refunding Bond, of satisfactory evidence that the bond has been lost, apparently destroyed or wrongfully taken and of security or indemnity which complies with applicable law and is satisfactory to the Board of Public Works, the Board of Public Works may authorize the bond registrar and paying agent to deliver a new executed Refunding Bond to replace the Refunding Bond lost, apparently destroyed or wrongfully taken in compliance with applicable law. In the event an outstanding matured Refunding Bond is lost, apparently destroyed or wrongfully taken, the Board of Public Works may authorize the bond registrar and paying agent to pay the Refunding Bond without presentation upon the receipt of the same documentation required for the delivery of a replacement Refunding Bond. The bond registrar and paying agent, for each new Refunding Bond delivered or paid without presentation as provided above, shall require the payment of expenses, including counsel fees, which may be incurred by the bond registrar and paying agent and the County in the premises.

Any Refunding Bond delivered pursuant the provisions of this Section 20 in lieu of any Refunding Bond lost, apparently destroyed or wrongfully taken shall be of the same form and tenor and be secured in the same manner as the Refunding Bond in substitution for which such Refunding Bond was delivered.

20. TAX COVENANT. The County covenants to comply with all applicable requirements of the Internal Revenue Code of 1986, as amended, necessary to assure that the interest on the Refunding Bonds will be and will remain excludable from gross income for federal income tax purposes. The Board of Public Works and other appropriate County officials are authorized to do all things necessary (including the making of such covenants of the County as shall be appropriate) to assure that the interest on the Refunding Bonds will be and will remain excludable from gross income for federal income tax purposes.

21. OFFICIAL STATEMENT. The Board of Public Works is authorized to cause the preparation of an official statement for the Refunding Bonds for purpose of enabling compliance with Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended (the "Rule") and to do all other things necessary to enable compliance with the Rule. After the award of the Refunding Bonds, the County will provide copies of a "final official statement" (as defined in paragraph (e)(3) of the Rule) on a timely basis and in reasonable quantity as requested by the purchaser thereof to enable such purchaser to comply with paragraph (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board.

22. PROFESSIONAL FIRM. Axe & Ecklund, P.C. is hereby appointed to serve as bond counsel in connection with the issuance of the Refunding Bonds.

23. CONFLICTING RESOLUTIONS. All resolutions and parts of resolutions insofar as they may be in conflict herewith are hereby rescinded.

BE IT FURTHER RESOLVED, that the budget is to be established not to exceed the authorized bonds amount and/or contributions from other sources.

YEAS: _____

_____

NAYS: _____

ABSENT: _____

RESOLUTION ADOPTED.

las.r2-was165

STATE OF MICHIGAN)
) SS
COUNTY OF WASHTENAW)

The undersigned, being the duly qualified and acting Clerk of the County of Washtenaw, Michigan, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Board of Commissioners of the County at a _____ meeting held on _____, 2007 at which meeting a quorum was present and remained throughout; (2) the original thereof is on file in the records of the proceedings of the County in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended); and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

_____
County Clerk

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EXHIBIT A

ORDER ADJUSTING MATURITIES

$_____
COUNTY OF WASHTENAW
WASHTENAW COUNTY
NORTHFIELD TOWNSHIP SANITARY SEWER SYSTEM AND WASTEWATER TREATMENT IMPROVEMENT REFUNDING BONDS, SERIES 2007

The undersigned, Director of the Board of Public Works of Washtenaw County, as authorized in the Award Resolution adopted by said Board on _____, ____, hereby establishes the final maturities for the above captioned refunding bond issue with interest rates thereon, as follows:

Due ___ 1	Amount	Rate
TOTAL	$_____	

Dated: _____, ____

_____
_____, Director
Department of Public Works

EXHIBIT B

OFFICIAL REQUEST FOR PROPOSAL
$_____
COUNTY OF WASHTENAW
State of Michigan
WASHTENAW COUNTY -
NORTHFIELD TOWNSHIP SANITARY SEWER SYSTEM AND WASTEWATER TREATMENT IMPROVEMENT REFUNDING BONDS, SERIES 2007

SEALED OR ELECTRONIC PROPOSALS: Sealed proposals for the purchase of the refunding bonds described herein (the "Refunding Bonds") will be received by the undersigned for and on behalf of the County of Washtenaw (the "County"), acting by and through its Board of Public Works at the Office of the County _____, _____, Ann Arbor, Michigan _____, on _____, ____ until __:__ _.m., Eastern _____ Time, at which time and place said proposals will be publicly opened and read.

In the alternative, sealed written proposals will also be received on the same date and until the same time by an agent of the undersigned at the Municipal Advisory Council of Michigan, First National Building, 660 Woodward, Suite 1445, Detroit, Michigan 48226, where they will be publicly opened simultaneously. Proposals received at Ann Arbor, Michigan will be read first, followed by the proposals received at the alternate location. Proposers may choose either location to present proposals and good faith checks, but not both locations.

Any proposer may submit a proposal in person to either proposing location. However, no proposer is authorized to submit a fax proposal to Ann Arbor, Michigan.

Also in the alternative, electronic proposals will also be received on the same date and until the same time by an agent of the undersigned Bidcomp/Parity. Further information about Bidcomp/Parity, including any fee charged, may be obtained from Bidcomp/Parity, Eric Washington, 1359 Broadway, 2nd Floor, New York, NY, 10018, (212) 849-5021.

NO ELECTRONIC PROPOSALS WILL BE ACCEPTED UNLESS THE PROPOSER HAS SUBMITTED A FINANCIAL SURETY BOND OR GOOD FAITH CHECK IN THE AMOUNT REQUIRED.

If any provision of this Request for Proposal shall conflict with information provided by Bidcomp/Parity as the approved provider of electronic proposing services, this Request for Proposal shall control.

The Refunding Bonds will be awarded or all proposals will be rejected by the County at a meeting to be held within forty-eight hours of the sale.

REFUNDING BOND DETAILS: The Refunding Bonds will be dated _____ 1, ____ and will be known as "Washtenaw County - Northfield Township Sanitary Sewer System and Wastewater Treatment Improvement Refunding Bonds, Series 2007". The Refunding Bonds will be fully registered Refunding 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 and will bear interest from their date of issuance payable _____ 1, ____ and semi-annually thereafter on each _____ 1 and _____ 1 until maturity. The Refunding Bonds will mature on _____ 1 of each year as follows:

YEAR	AMOUNT	YEAR	AMOUNT	YEAR	AMOUNT

PRIOR REDEMPTION: The Refunding Bonds maturing prior to _____ 1, ____ shall not be subject to redemption prior to maturity. Refunding Bonds on or after _____ 1, ____ shall be subject to redemption prior to maturity at the option of the City, in any order, in whole or in part on any interest payment date on or after _____ 1, ____. Refunding Bonds 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 refunding 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 constitute an authorized denomination. In the event that less than the entire principal amount of a refunding bond is called for redemption, upon surrender of the Refunding Bond to the bond registrar, the bond registrar shall authenticate and deliver to the registered owner of the Refunding Bond a new refunding bond in the principal amount of the principal portion not redeemed.

Notice of redemption shall be sent to the registered holder of each refunding 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 refunding bonds. Any defect in such notice shall not affect the validity of the redemption proceedings. Refunding Bonds so called for redemption shall not bear interest after the redemption date, provided funds are on hand with the bond registrar to redeem the same.

INTEREST RATE AND PROPOSING DETAILS: The Refunding 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. 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 **AND NO MORE THAN TWO MATURITIES MAY CARRY THE SAME INTEREST RATE** . No proposal for the purchase of less than all of the Refunding 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 exceeding __%, will be considered.

BOOK-ENTRY-ONLY: The Refunding 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 Refunding Bonds. Purchase of the Refunding Bonds will be made in book-entry-only form, in the denomination of $5,000 or any multiple thereof. Purchasers will not receive certificates representing their interest in Refunding Bonds purchased. The book-entry-only system is described further in the nearly final official statement for the Refunding Bonds.

BOND REGISTRAR, PAYING AGENT AND DATE OF RECORD: _____, _____, Michigan has been selected as paying agent and bond registrar (the "Bond Registrar") for the Refunding Bonds. The Bond Registrar will keep records of the registered holders of the Refunding Bonds, serve as transfer agent for the Refunding Bonds, authenticate the original and any re-issued refunding bonds and pay interest by check or draft mailed to the registered holders of the Refunding 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 Refunding 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 Refunding Bonds, payments will be made directly to such registered owner. Disbursement of such payments to DTC participants is the responsibility of DTC and disbursement of such payments to the beneficial owners of the Refunding Bonds is the responsibility of DTC participants and indirect participants as described in the nearly final official statement for the Refunding Bonds. The County may from time to time as required designate a successor bond registrar and paying agent.

PURPOSE AND SECURITY: The Refunding Bonds are being issued pursuant to Act No. 185, Public Acts of Michigan, 1957, as amended ("Act 185"); Act No. 34, Public Acts of Michigan, 2001, as amended ("Act 34"); and the County's Resolution for the purpose of advance refunding the outstanding Washtenaw County _____, dated _____ maturing in the years ____ through ____ (the "Refunded Bonds"), of which $_____ remains outstanding. The Refunding Bonds are issued in anticipation of, and are primarily payable from, moneys to be received by the County from the Township of Northfield (the

"Township") and the pursuant to certain contracts between the County and the Township dated as of _____ (together the "Contract"), to defray part of the cost of acquiring and constructing the _____ as described in the Contract. The County has irrevocably pledged to the payment of said bonds the total contractual payments, which payments are payable at such times and are established in such amounts as are required to pay the entire principal of and interest on the bonds promptly when due. As additional security for the payment of the bonds and the interest thereon, the County, as authorized by law, has pledged its full faith and credit for the prompt and timely payment thereof, and, to the extent necessary, is obligated by law to levy ad valorem taxes for such purpose, without limitation as to rate or amount.

ESCROW AGENT: Proceeds from the Refunding Bonds will be transferred to _____, _____, Michigan as escrow agent (the "Escrow Agent") under an escrow agreement dated _____ 1, ____ (the "Agreement"), who will use such proceeds to acquire investment obligations sufficient to pay principal of, premium, if any, and interest on the Refunded Bonds when due or upon the first permissible redemption date for the Refunded Bonds.

ADJUSTMENT IN PRINCIPAL AMOUNT: The aggregate principal amount of this issue has been determined as the amount necessary to retire the Refunded Bonds and pay a portion or all of the costs of issuance of the Refunding Bonds, assuming certain conditions and events exist on the date of sale. Following receipt of proposals and prior to final award, the County reserves the right to increase or decrease the aggregate principal amount of the issue by an amount not to exceed $_____. The increase or decrease will be increments of $5,000 and may be made in any maturity or maturities. The purchase price will be adjusted proportionately to the increase or decrease in issue size, but the interest rates specified by the successful proposer for all maturities will not change. The successful proposer may not withdraw the proposal as a result of any changes made within these limits.

ADJUSTMENT IN DISCOUNT: In the event the principal amount of this issue is increased or decreased, the discount proposed, if any, will be adjusted downwards so that it is the same percent as the discount originally proposed.

BOND INSURANCE AT PURCHASER'S OPTION: If the Refunding 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 Refunding Bonds. Any increased costs of issuance of the Refunding 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 REFUNDING BONDS HAVE BEEN AWARDED TO THE PURCHASER SHALL NOT CONSTITUTE CAUSE FOR FAILURE OR REFUSAL BY THE PURCHASER TO ACCEPT DELIVERY OF THE REFUNDING BONDS FROM THE COUNTY.

GOOD FAITH: A certified or cashier's check drawn upon an incorporated bank or trust company or a financial surety bond in an amount equal to 2% ($_____) of the face amount of the Refunding Bonds, and payable to the order of the County Treasurer must accompany each proposal as a guarantee of good faith on the part of the proposer, to be forfeited as liquidated damages if such proposal be accepted and the proposer fails to take up and pay for the Bonds. If a check is used, it must accompany each proposal. If a financial surety bond is used, it must be from an insurance company licensed to issue such a bond in the State of Michigan and such bond must be submitted to the County Treasurer prior to the opening of the proposals. The financial surety bond must identify each proposer whose good faith deposit is guaranteed by such financial surety bond. If the Refunding Bonds are awarded to a proposer utilizing a financial surety bond, then that purchaser (the "Purchaser") is required to submit its good faith deposit to the County Treasurer in the form of a cashier's check (or wire transfer such amount as instructed by the Commission or its financial advisor) not later than twelve o'clock noon, Eastern Time, on the next business day following the award. If such good faith deposit is not received by that time, the financial surety bond may be drawn upon by the Commission to satisfy the good faith deposit requirement. The good faith deposit will be applied to the purchase price of the Refunding Bonds. No interest 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 Refunding Bonds shall be made at the closing.

AWARD OF THE REFUNDING BONDS – TRUE INTEREST COST: The Refunding Bonds will be awarded to the proposer whose proposal produces the lowest true interest cost determined in the following manner: the lowest true interest cost will be the single interest rate (compounded on _____ and semi-annually thereafter) necessary to discount the debt service payments from their respective payment dates to _____ in an amount equal to the price proposed, excluding accrued interest. _____ is the anticipated date of delivery of the Refunding Bonds.

LEGAL OPINION: Proposals shall be conditioned upon the approving opinion of Axe & Ecklund, P.C., attorneys of Grosse Pointe Farms, Michigan (the "Bond Counsel") a copy of which opinion 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 Refunding Bonds at the delivery thereof. The fees of Bond Counsel for services rendered 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, issuance or marketing of the Refunding 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.

TAX MATTERS: In the opinion of Bond Counsel, subject, however to certain qualifications described herein, under existing law, the interest on the Refunding 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 Refunding Bonds and 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.

"QUALIFIED TAX EXEMPT OBLIGATIONS": The Refunding 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 Refunding Bonds, a certificate in a form acceptable to Bond Counsel, as to the "issue price" of the Refunding Bonds within the meaning of Section 1273 of the Internal Revenue Code of 1986, as amended.

DELIVERY OF BONDS: The County will furnish Refunding Bonds ready for execution at its expense. Refunding 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 Refunding Bonds, will be delivered at the time of delivery of the Refunding Bonds. If the Refunding 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 said 45th day is not a business day, the successful proposer may on that day, or any time thereafter until delivery of the Refunding 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 Refunding Bonds shall be made in Federal Reserve Funds. Accrued interest to the date of delivery of the Refunding Bonds shall be paid by the purchaser at the time of delivery.

UNDERTAKING TO PROVIDE CONTINUING DISCLOSURE: In order to assist proposers in complying with SEC Rule 15c2-12, as amended, the County and the Township will covenant to undertake (pursuant to resolutions adopted or to be adopted by their governing bodies), to provide annual reports and timely notice of certain events for the benefit of beneficial owners of the Refunding Bonds. The details and terms of the undertaking are set forth in a Continuing Disclosure Certificate to be executed and delivered by the County and the Township, 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 Axe & Ecklund, P.C. 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 (24) hours after the award of the Refunding Bonds, all pricing information and any underwriter identification determined by Bond Counsel to be necessary to complete the Final Official Statement.

Internet

In addition, the County has authorized the preparation and distribution of a Nearly Final Official Statement containing information relating to the Refunding 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 Refunding Bonds. Additional copies will be supplied upon the proposer's agreement to pay the cost incurred by 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 Refunding 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.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on the Refunding 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 Refunding Bonds. All expenses for printing CUSIP numbers on the Refunding Bonds shall be paid for by the County, except that the CUSIP Service Bureau charge for the assignment of such numbers shall be the responsibility of and shall be paid for by the purchaser.

FURTHER INFORMATION: Additional information may be obtained from Axe & Ecklund, P.C., 21 Kercheval Ave., Suite 360, Grosse Pointe Farms, MI 48236, telephone (313) 884-1550.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES: Envelopes containing the bids should be plainly marked "Proposal for Washtenaw County - Northfield Township Sanitary Sewer System and Wastewater Treatment Improvement Refunding Bonds, Series 2007"

_____, Director
Washtenaw County Department of Public Works

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EXHIBIT C
[FORM OF ESCROW AGREEMENT]

COUNTY OF WASHTENAW

This escrow agreement (the "Agreement"), dated as of _____ 1, ____, is between the County of Washtenaw (the "County), Michigan, and _____, _____, Michigan, as escrow agent (the "Escrow Agent").

WHEREAS, the County has previously issued the following bonds of which the principal amount listed below remains outstanding (all of such outstanding bonds being referred to as the "Prior Bonds", and the Prior Bonds to be refunded referred to as the "Refunded Bonds"):

Prior Bonds	Outstanding Principal	Principal to be Refunded

all bearing interest, due as to principal and subject to redemption as more fully described in *APPENDIX I* to this Agreement.

WHEREAS, for the purpose of refunding the Refunded Bonds the County has, pursuant to a refunding bond resolution adopted on _____ (the "Bond Resolution") authorized the issuance of an issue of refunding bonds dated _____ 1, ____, as designated and described in the Bond Resolution and hereafter (the "Refunding Bonds"); and

WHEREAS, pursuant to the Refunding Bond Resolution the Escrow Agent has been appointed by the County for the purpose of assuring the payment of the principal of, premium, if any, and interest on the Prior Bonds and the Chairman of the Board of Commissioners of the County has been authorized and directed to execute this Agreement.

NOW, THEREFORE, in consideration of the premises and the mutual covenants and agreements set forth below the County and the Escrow Agent agree as follows for the respective equal and proportionate benefit and security of the holders of the Prior Bonds;

Section 1. **Appointment of Escrow Agent**. The Escrow Agent is hereby appointed and agrees to act in such capacity to comply with all requirements of this Agreement, and to be custodian of the escrow fund (the "Escrow Fund"), to perform its duties as

custodian of the Escrow Fund created under this Agreement, but only upon and subject to the following express terms and conditions:

(a) The Escrow Agent may perform any of its duties by or through attorneys, agents, receivers or employees but shall be answerable for the conduct of the same in accordance with the standards specified in this Agreement and shall be entitled to advice of counsel concerning all matters of and the duties under this Agreement, and may in all cases pay such reasonable compensation to such counsel and in addition to all such attorneys, agents, receivers and employees as may reasonably be employed in connection with the same. The Escrow Agent may act upon the opinion or advice of any counsel. The Escrow Agent shall not be responsible for any loss or damage resulting from any action or non-action taken in good faith in reliance upon such opinion or advice.

(b) The Escrow Agent shall not be responsible for any recital in this Agreement, or in the Refunding Bonds or for the validity of the execution by the County of this Agreement or of any supplements to it or instruments of further assurance. The Escrow Agent shall not be bound to ascertain or inquire as to the performance or observance of any covenants, conditions or agreements on the part of the County, except as set forth in this Agreement. The Escrow Agent shall be only obligated to perform such duties and only such duties as are specifically set forth in this Agreement and no implied covenants or obligations shall be read into this Agreement against the Escrow Agent.

(c) The Escrow Agent may become the owner of the Refunding Bonds or Prior Bonds with the same rights which it would have if not Escrow Agent.

(d) The Escrow Agent shall be protected in acting upon any notice, request, consent, certificate, order, affidavit, letter, telex, telegram or other paper or document believed to be genuine and correct and to have been signed or sent by the proper person or persons. Any action taken by the Escrow Agent pursuant to this Agreement upon the request or consent of any person who at the time of making such request or consent is the owner of any Prior Bond, shall be conclusive and binding upon all future owners of the same Prior Bond.

(e) As to the existence or non-existence of any fact or as to the sufficiency or validity of any instrument, paper or proceeding, the Escrow Agent shall be entitled to rely upon a certificate of the County signed by (i) the Chairman of the Board of

Commissioners of the County or (ii) any other duly authorized person as sufficient evidence of the facts contained in it, but may secure such further evidence deemed necessary or advisable, but shall in no case be bound to secure the same. The Escrow Agent may accept a certificate of the Chairman of the Board of Commissioners of the County to the effect that a resolution in the form attached to such certificate has been adopted by the County as conclusive evidence that such resolution has been duly adopted, and is in full force and effect.

(f) The permissive right of the Escrow Agent to do things enumerated in this Agreement shall never be construed as a duty. The Escrow Agent shall only be responsible for the performance of the express duties outlined in this Agreement and it shall not be answerable for other than its gross negligence or willful default in the performance of those express duties.

(g) At any and all reasonable times the Escrow Agent and its duly authorized agents, attorneys, experts, accountants and representatives, shall have the right fully to inspect any and all of the books, papers and records of the County pertaining to the Prior Bonds, and to take such memoranda from and in regard to the same as may be desired.

(h) The Escrow Agent shall not be required to give any bond or surety in respect of the execution of the powers contained in or otherwise in respect to this Agreement.

(i) Before taking any action under this Agreement (except making investments, collecting investments and making payments to the paying agents with respect to the Prior Bonds) the Escrow Agent may require that a satisfactory indemnity bond be furnished for the reimbursement of all expenses to which it may be put and to protect it against all liability except liability which is adjudicated to have resulted from gross negligence or willful default by reason of any action so taken.

Section 2. **Escrow Fund**. On _____, ____ the County will irrevocably deposit with the Escrow Agent for the account of the County from the proceeds of the Refunding Bonds and from other funds available therefor to establish an Escrow Fund for the Prior Bonds an amount which together with the investment income therefrom, shall be held in the Escrow Fund to be maintained by the Escrow Agent and used to pay interest on the Prior Bonds when due to and including _____, ____ and on that date to redeem

and pay principal of and call premiums on the Refunded Bonds in accordance with Section 3 hereof.

Section 3. **Redemption of Refunded Bonds**. The County will redeem, prior to their scheduled maturity, Refunded Bonds as follows:

Prior Bonds	Principal to be Refunded

The Escrow Agent shall give notice of redemption for the County and at the expense of the County on or before thirty (30) days prior to the redemption date, _____, ____, in substantially the form attached to this Agreement as *APPENDIX III* by publication in the Detroit Legal News, published in Detroit, Michigan, and by registered mail to the paying agent for the Refunded Bonds who will cause the attached notice to be mailed once to the registered owner or owners at the addresses listed on the registration books of the County maintained by the Bond Registrar for the Refunded Bonds.

Section 4. **Investments**. As directed by the County, moneys deposited in the Escrow Fund shall be immediately invested in direct obligations of the United States of America and/or obligations the principal of, premium, if any, and interest on which are fully guaranteed by the United States of America described on *APPENDIX IV* ("Investment Securities").

The investment income from the Investment Securities in the Escrow Fund shall be credited to the Escrow Fund and shall not be reinvested. The Escrow Agent shall not sell any Investment Securities. All moneys not invested as provided in this Agreement shall be held by the Escrow Agent as a trust deposit.

Section 5. **Use of Moneys**. Except as expressly provided in this Agreement, no paying agents' fees for the payment of principal of, premium, if any, or interest on the Refunding Bonds or the Prior Bonds or other charges may be paid from the escrowed moneys or Investment Securities prior to retirement of all Prior Bonds, and the County agrees that it will pay all such fees from its other legally available funds as such payments become due prior to such retirement.

Section 6. **Deficiency in Escrow Fund**. At such time or times as there shall be insufficient funds on hand in the Escrow Fund for the payment of principal of, premium, if any, and interest falling due on the Prior Bonds, the Escrow Agent shall promptly notify the County of such deficiency.

Section 7. **Reports to County**. The Escrow Agent shall deliver to the Chairman of the Board of Commissioners of the County a semi-annual statement reflecting each transaction relating to the Escrow Fund; and on or before the first day of _____ of each year shall deliver to the County a list of assets of the Escrow Fund as of December 31 of such year and an operating statement for the Escrow Fund for the year then ended.

Section 8. **Fees of Escrow Agent**. The Escrow Agent agrees with the County that the charges, fees and expenses of the Escrow Agent throughout the term of this Agreement (other than the acceptance fee of the Escrow Agent) shall be the total sum of _____ Dollars ($_____) payable on the date of closing, which charges, fees and expenses shall be paid from monies deposited with the Escrow Agent from bond proceeds and other available funds of the County, subject to the provisions of Section 12 below.

Section 9. **Payments from Escrow Fund**. The Escrow Agent shall without further authorization or direction from the County, collect the principal of, premium, if any, and interest on the Investment Securities promptly as the same shall become due and, to the extent that Investment Securities and moneys are sufficient for such purpose, shall make timely payments out of the Escrow Fund to the proper paying agent or agents or their successors for the Prior Bonds, of moneys sufficient for the payment of the principal of, premium, if any, and interest on such Prior Bonds as the same shall become due and payable, all as set out in *APPENDIX I*. The payments so forwarded or transferred shall be made in sufficient time to permit the payment of such principal of, premium, if any, and interest by such paying agent or agents without default. The County represents and warrants that the Escrow Funds will be sufficient to make the foregoing and all other payments required under this Agreement. The proper paying agent for the Prior Bonds is shown in *APPENDIX I*.

When the aggregate total amount required for the payment of principal of, premium, if any, and interest on the Prior Bonds has been paid to the paying agent as provided above, the Escrow Agent shall transfer any moneys or Investment Securities then held under this Agreement for the Prior Bonds to the County, and this Agreement shall cease.

Section 10. **Interest of Bondholders Not Affected**. The Escrow Agent and the County recognize that the holders from time to time of the Prior Bonds have a beneficial and vested interest in the Investment Securities and moneys to be held by the Escrow Agent as provided in this Agreement. It is therefore recited, understood and agreed that this Agreement shall not be subject to revocation or amendment and no moneys on deposit in an Escrow Fund for the Prior Bonds can be used in any manner for another series.

Section 11. **Escrow Agent Not Obligated**. None of the provisions contained in this Agreement shall require the Escrow Agent to use or advance its own moneys or otherwise incur financial liability in the performance of any of its duties or the exercise of any of its rights or powers under this Agreement. The Escrow Agent shall be under no liability for interest on any funds or other property received by it under this Agreement, except as expressly provided.

Section 12. **Payment of Other Amounts**. The County agrees that it will promptly and without delay remit to the Escrow Agent such additional sum or sums of money as may be necessary to assure the payment of any Prior Bonds and to fully pay and discharge any obligation or obligations or charges, fees or expenses incurred by the Escrow Agent in carrying out any of the duties, terms or provisions of this Agreement that are in excess of the sums provided for under Section 8 above.

Section 13. **Segregation of Funds**. The Escrow Agent shall hold the Investment Securities and all moneys received by it from the collection of, principal and interest on the Investment Securities, and all moneys received from the County under this Agreement, in a separate escrow account.

Section 14. **Resignation of Escrow Agent**. The Escrow Agent may resign as such following the giving of thirty (30) days prior written notice to the County. Similarly, the Escrow Agent may be removed and replaced following the giving of thirty (30) days prior written notice to the Escrow Agent by the County. In either event, the duties of the Escrow Agent shall terminate thirty (30) days after the date of such notice (or as of such earlier date as may be mutually agreeable); and, the Escrow Agent shall then deliver the balance of the Escrow Fund then in its possession to a successor Escrow Agent as shall be appointed by the County.

If the County shall have failed to appoint a successor prior to the expiration of thirty (30) days following the date of the notice of resignation or removal, the then acting Escrow Agent may petition any court of competent jurisdiction for the appointment of a successor Escrow Agent or for other appropriate relief; and, any such resulting appointment shall be binding upon the County.

Upon acknowledgment by any successor Escrow Agent of the receipt of the then remaining balance of the Escrow Fund, the then acting Escrow Agent shall be fully released and relieved of all duties, responsibilities, and obligations under this Agreement.

Section 15. **Benefit**. This Agreement shall be for the sole and exclusive benefit of the County, the Escrow Agent and the holders of the Prior Bonds. With the exception of rights expressly conferred in this Agreement, nothing expressed in or to

be implied from this Agreement is intended or shall be construed to give to any person other than the parties set forth above, any legal or equitable right, remedy or claim under or in respect to this Agreement.

Section 16. **Severability**. If any provision of this Agreement shall be held or deemed to be invalid or shall, in fact, be illegal, inoperative or unenforceable, the same shall not affect any other provision or provisions contained in this Agreement or render the same invalid, inoperative or unenforceable to any extent whatsoever.

Section 17. **Notices**. Any notice, request, communication or other paper shall be sufficiently given and shall be deemed given when delivered or mailed, by registered or certified mail, postage prepaid or sent by facsimile transmission, except reports as required in Section 7 which may be delivered by regular mail, as follows:

If to the County:

_____
_____
_____
Attention: County Treasurer
_____

If to the Escrow Agent:

_____
_____
_____
Attention: Corporate Trust Department
_____

The County and the Escrow Agent may designate any further or different addresses to which subsequent notices, requests, communications or other papers shall be sent and shall be required to provide written notification of said address change.

Section 18. **Governing Law**. This Agreement shall be governed by and construed in accordance with the laws of the State of Michigan.

Section 19. **Assignments of Interests.** No assignment of the interest of any of the parties hereto shall be binding upon the Escrow Agent unless and until written evidence of such assignment in form satisfactory to the Escrow Agent shall be filed with and accepted by the Escrow Agent.

IN WITNESS WHEREOF, the parties to this Agreement have duly executed it by their duly authorized officers as of the date first above written.

COUNTY OF WASHTENAW

By: _____

Its: _____

_____**, as Escrow Agent**

By: _____

Its: _____

las.r2-was165

APPENDIX I

WASHTENAW COUNTY _____

Dated as of _____

SCHEDULE OF PRINCIPAL, PREMIUM AND INTEREST REQUIREMENTS

Bond Registrar and Paying Agent:

_____
_____
_____
_____
_____

NOTE: Bonds maturing prior to ____ shall not be subject to redemption prior to maturity. Bonds maturing in the years ____ through ____, inclusive, shall be subject to redemption prior to maturity, at the option of the County, in any order, in whole or in part, on or after _____, ____. Bonds so called for redemption at par, plus accrued interest to the date fixed for redemption.

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APPENDIX II

WASHTENAW COUNTY - NORTHFIELD TOWNSHIP SANITARY SEWER SYSTEM AND WASTEWATER TREATMENT IMPROVEMENT REFUNDING BONDS, SERIES 2007

Sources of Funds

Bond Proceeds	$_____
Issuer Contribution	_____
Good Faith Check Interest	_____
Accrued Interest	_____
TOTAL	$_____

Uses of Funds

Cost of Escrow Fund	$_____
Costs of Issuance	_____
Accrued Interest	_____
Underwriter's Discount	_____
TOTAL	$_____

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APPENDIX III

NOTICE OF REDEMPTION

WASHTENAW COUNTY _____

COUNTY OF WASHTENAW
STATE OF MICHIGAN

DUE _____, ____ THROUGH _____, ____

NOTICE IS HEREBY GIVEN that the County of Washtenaw, Michigan has called for redemption, on _____, (the "Redemption Date"), outstanding maturities of the subject Issue (the "Bonds"), at ___% of the par value, as follows:

Maturity	**Due**	**CUSIP**	Rate

The Bonds to be redeemed should be surrendered on the Redemption Date. The Bonds shall not bear interest on and after the Redemption Date, whether the Bonds are presented for redemption or not.

Bonds may be surrendered for payment at the office of the Bond Registrar and Paying Agent indicated below. Method of delivery is at the option of the Holder, but if by mail, registered mail is suggested.

If by U.S Mail:	Otherwise:
_____	_____
_____	_____
_____	_____
_____	_____

COUNTY OF WASHTENAW
By: _____
_____
as Bond Registrar and
Paying Agent

Dated: _____

NOTE: Under the provisions of the Interest and Dividend Tax Compliance Act of 1983 and the Comprehensive National Energy Policy Act of 1992, paying agents making payments of principal on municipal securities may be obligated to withhold a 31% tax from remittances to individuals who have failed to furnish the paying agent with a certified and valid Taxpayer Identification Number on a fully completed Form W-9. Holders of the above described Bonds, who wish to avoid the application of these provisions, should submit certified Taxpayer Identification Numbers on I.R.S. Form W-9 when presenting their securities for redemption or for payment at maturity.

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APPENDIX IV

WASHTENAW COUNTY _____

Investment Securities to be Acquired Pursuant to the Escrow Agreement

Purchase Date	Investment Amount	Rate	Maturity	Investment Type

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A RESOLUTION AUTHORIZING PAYMENT OF CLAIMS COMMENCING WITH THE LAST PREVIOUSLY APPROVED CLAIM AND CONTINUING THROUGH THE DATE OF MARCH 23, 2007

WASHTENAW COUNTY BOARD OF COMMISSIONERS

April 4, 2007

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 March 23, 2007, 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 March 23, 2007, inclusive, as listed in the statement of claims as attached hereto and made a part hereof.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW)SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0080

COUNTY ADMINISTRATOR

220 North Main, P.O. Box 8645 Ann Arbor, Michigan 48107-8645
(734) 222-6850 FAX (734) 222-6715

M E M O R A N D U M March 27, 2007

TO: Lawrence Kestenbaum, Washtenaw County Clerk/Register

FROM: Robert E. Guenzel, County Administrator

RE: Certification of Claims List Inclusive from March 10, 2007 through March 23, 2007.

I HEREBY CERTIFY that to the best of my knowledge the list of attached claims as presented to the County Clerk/Register of Washtenaw, constitutes all claims received for payment subsequent to the List of Claims presented through the date of

March 23, 2007 and that none have been withheld or omitted.

FURTHER; that all claims bear the date received.

FURTHER; that the list contains the name of each claimant, and the amount of the claims, and that proper authorization and documentation has been reviewed, checked and retained.

FURTHER; that the total demand upon each of the various general operating funds requiring approval by the Board of Commissioners prior to disbursements has been accurately determined and is stipulated in gross total by fund as an integral part of the List of Claims herein presented.

Staff Recommendation By:

_____
Sheryll Ashford-Wilson
Payables Generalist

BEGINNING OF CLAIMS: March 10, 2007
END OF CLAIMS: March 23, 2007
FOR BOARD APPROVAL: April 4, 2007

FUND	DESCRIPTION	SYSTEM CHECKS	UTILITIES CREDIT CARD	EXCEPTION & PRE-CLAIMS	TOTAL
1010	GENERAL FUND	$ -	$ -	$ 40.98	$ 40.98
1572	INMATE CONCESSIONS	$ -	$ -	$ 199.07	$ 199.07
	TOTALS	$ -	$ -	$ 240.05	$ 240.05

EXCEPTIONS AND PRE-CLAIMS LISTING FOR:
BOC Meeting April 4,2007

PAYEE	FUND/CO	CHECK NO.	CHECK DATE	AMOUNT	EXPLANATION
United Parcel Service	1010	351811	03/16/07	$40.98	1
United Parcel Service	1572	351811	03/16/07	$27.94	1
United Parcel Service	1572	351811	03/16/07	$35.67	1
United Parcel Service	1572	352463	03/23/07	$135.46	1
				$240.05	

EXPLANATION
1)Early release to avoid late fees

A RESOLUTION SETTING A PUBLIC HEARING AT A REGULAR BOARD OF COMMISSIONERS MEETING ON MAY 16, 2007 AT 6:45 P.M. IN THE BOARD ROOM, ADMINISTRATION BUILDING, 220 N. MAIN STREET IN ANN ARBOR, MICHIGAN FOR CONSIDERATION OF EXPANDING THE ROAD COMMISSION FROM THREE TO FIVE MEMBERS

WASHTENAW COUNTY BOARD OF COMMISSIONERS

April 4, 2007

WHEREAS, under Michigan law, the county roads in each County that has adopted the county road system shall be governed by a county road commission; and

WHEREAS, Michigan law further provides that for those counties that have 12 or more surveyed townships, the members of the county road commission may be appointed by the county board of commissioners; and

WHEREAS, recently, the Michigan legislature revised MCLA 224.6 to permit the number of county road commissioners in each county to be increased from three to five, provided the board of commissioners take the following action: (1) hold a public hearing on such an increase, with the notice of that public hearing being published at least 28 days before the public hearing in accordance with the requirements of the Open Meetings Act; (2) provide written notice of the hearing to the county road commission; and (3) post the notice of the public hearing on the county's website; and

WHEREAS, as Washtenaw County has adopted the county road system and does contain more than 12 surveyed townships, County Road Commissioners have been appointed by the Washtenaw County Board of Commissioners; and

WHEREAS, the Washtenaw County Board of Commissioners would like to increase the membership of the appointed Washtenaw County Road Commissioners from three to five; and

WHEREAS, this matter has been reviewed by the County Clerk, the County Administrator's Office and the Corporation Counsel;

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners will hold a public hearing at a regular Board of Commissioners' meeting on May 16, 2007 at 6:45pm in the Board Room of the Administration Building at 220 N. Main St., Ann Arbor, Michigan to consider expanding the Road Commission from three to five members.

BE IT FURTHER RESOLVED that the Washtenaw County Board of Commissioners directs the County Clerk to post notice of this public hearing in conformance with the requirements of the Open Meetings Act, provide written notice of this public hearing to the Washtenaw County Road Commission and to timely post the date and time of the public hearing on the Washtenaw County website.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW) SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0081

COUNTY ADMINISTRATOR
220 NORTH MAIN STREET, P.O. BOX 8645
ANN ARBOR, MICHIGAN 48107-8645
(734) 222-6850
FAX (734) 222-6715

TO: Jeff Irwin
Chair, Board of Commissioners

THROUGH: Robert E. Guenzel
County Administrator

FROM: Anthony VanDerworp, Director
Department of Planning & Environment

DATE: April 4, 2007

SUBJECT: Public Hearing on the Proposed Privately Owned Community Sewage Systems Regulation

BOARD ACTION REQUESTED:

It is requested that the Board of Commissioners approve the attached resolution setting a date for a Public Hearing on the Regulation on Privately Owned Community Sewage Systems.

BACKGROUND:

Recent court decisions and changes in the interpretation of state legislation have created an opportunity for privately owned community sewage systems to become more common place. Prior to a court decision in 2003, (Lake Isabella Development vs. Michigan Department of Environmental Quality) developers were required to receive a local unit of government resolution indicating that government would accept responsibility for the private community system should it fail. Few developments were able to receive such a resolution so consequently few of these systems were installed. The Lake Isabella decision determined such resolutions could not be required as a permit condition.

Subsequent state legislation removed the local government's liability for these systems in the event of a failure and further legislation required that a private, investor-owned wastewater utility comply with all applicable provisions of local zoning and other ordinances.

Community sewage systems can provide a higher degree of treatment than individual septic systems and if managed properly offer the potential for sustainable operation and maintenance. However they have potential disadvantages. They can allow for more dense utilization of land than normally may occur with individual septic systems. If they are not designed and built properly initially, and if they are not properly funded for long term operation and maintenance, they can become a threat to public health and the environment.

DISCUSSION:

The proposed regulation on Privately Owned Community Sewage Systems will assure the proper design, construction, operation, maintenance and funding of privately owned community sewage systems and allow for the establishment of procedures and guidelines to implement the regulation. The regulation will require:

- Notification to the County of proposed privately owned community sewage systems
- Connection to municipal sewer if determined available by the local unit of government
- Compliance with local regulations and zoning
- County construction permitting for systems treating less than 20,000 gallons per day
- County review and comment to State regulatory agencies for systems treating more than 20,000 gallons per day
- Assurance of proper construction through oversight and certification
- Assurance of proper operation and maintenance through renewable operating permits
- Enforcement and penalties regarding compliance with the regulation
- Establishment of procedures and guidelines to implement the regulation

This regulation is allowed under authority of the State of Michigan's Public Health Code, Act 368 of the Public Acts of 1978, State of Michigan, MCL 333.1101 et seq. as amended. It provides authority to the Public Health Officer and her authorized representatives to enforce the regulation. The regulation will allow for the establishment of fees to cover the cost of implementing and enforcing the regulation.

IMPACT ON HUMAN RESOURCES:

No additional personnel are currently anticipated as a result of this regulation. As more community sewage systems are proposed the need for additional personnel will be evaluated.

IMPACT ON BUDGET:

All costs associated with administration of this regulation will be paid through fees in the sewage district.

IMPACT ON INDIRECT COSTS:

There will be no impact on indirect costs.

IMPACT ON OTHER COUNTY DEPARTMENTS OR OUTSIDE AGENCIES:

There will be no impact on other County Departments.

CONFORMITY TO COUNTY POLICIES:

This action is in conformance with County policies. The regulation has been endorsed by the Washtenaw County Public Health Advisory Committee / Environmental Appeals Board, and has been reviewed Corporation Counsel.

ATTACHMENTS/APPENDICES:

Resolution
Preparer: Daniel R. Myers P.E.
Director of Public Works

A RESOLUTION SETTING A PUBLIC HEARING TO RECEIVE COMMENT ON THE PROPOSED REGULATION FOR PRIVATELY OWNED COMMUNITY SEWAGE SYSTEMS

WASHTENAW COUNTY
APRIL 4, 2007

WHEREAS, The Washtenaw County Board of Commissioners has authority under the State of Michigan's Public Health Code, Act 368 of the Public Acts of 1978, State of Michigan, MCL 333.1101 et seq. as amended to establish regulations to protect the public health and environment; and

WHEREAS, the safe and sanitary treatment and disposal of human sewage wastes is fundamental to individual, community, and public health and protection of the environment; and

WHEREAS, privately owned community sewage systems can be an effective means of sewage treatment and disposal if they are properly sited, designed, constructed, operated, maintained and funded; and

WHEREAS, a County regulation will provide assurance for the proper siting, design, construction, operation, maintenance and funding of private community sewage systems; and

WHEREAS, a regulation on Privately Owned Community Sewage Systems has been drafted by staff of Washtenaw County with input from local communities and other interested parties; and

WHEREAS, in order to proceed with adoption of the proposed Regulation on Privately Owned Community Sewage Systems, it is necessary to hold a public hearing to hear comments on the proposed regulation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the County of Washtenaw will hold a Public Hearing on Wednesday, May 2, 2007 at 6:45 P.M. Michigan Time at 220 N. Main Street, Ann Arbor, Michigan, for the purpose of taking comments on the proposed Privately Owned Community Sewage System Regulation.

BE IT FURTHER RESOLVED that notice of such public hearing, in a form similar to Exhibit A, shall be given by publication thereof in the Ann Arbor News at least ten (10) days prior to the public hearing.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ping Mills	X			Schwartz	X		
Grewal			X	Ouimet	X			Sizemore	X		
Gunn	X			Peterson	X			Smith	X		
Irwin	X			Lovejoy Roe	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY **ROLL CALL VOTE: TOTALS 10 0 1**

STATE OF MICHIGAN)

COUNTY OF WASHTENAW)SS.

I, Lawrence Kestenbaum, 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 April 4, 2007, 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 5th day of April, 2007.

LAWRENCE KESTENBAUM, Clerk/Register

BY:_____

Deputy Clerk

Res. No. 07-0082

EXHIBIT A

WASHTENAW COUNTY BOARD OF COMMISSIONERS

PUBLIC HEARING NOTICE

NOTICE OF PUBLIC HEARING ON
A PROPOSED
REGULATION ON PRIVATELY OWNED COMMUNITY SEWAGE SYSTEMS

TO ALL INTERESTED PARTIES:

PLEASE TAKE NOTICE that the Board of Commissioners of the County of Washtenaw will hold a Public Hearing on Wednesday May 2, 2007 at 6:45 P.M. Michigan Time in the Board Room of the County Administration Building at 220 N. Main, Ann Arbor, Michigan for the purpose of taking comments on the proposed Privately Owned Community Sewage System Regulation.

The proposed regulation is established under authority of the State of Michigan's Public Health Code, Act 368 of the Public Acts of 1978, State of Michigan, MCL 333.1101 et seq. as amended.

The Privately Owned Community Sewage Systems (POCSS) regulation recognizes:

The safe and sanitary treatment and disposal of human sewage wastes is fundamental to individual, community, and public health;

Municipally owned sewage systems have inherent advantages for the proper operation and maintenance of facilities over privately owned systems due to statutory authorities provided to municipalities to establish ordinances and generate appropriate fees;

Privately Owned Community Sewage Systems must be designed, installed and operated in a proper manner to safeguard public health and the environment;

Local units of government may establish, through a local ordinance or regulation, requirements for a POCSS which may be in addition to or more stringent than any requirement within the regulation and such requirements shall not be considered to be inconsistent with or in conflict with this regulation.

The regulation will address the following subjects and issues related to Privately Owned Community Sewage Systems

Proper design, construction, operation, maintenance and funding of proposed systems

Authorization for establishing procedures and guidelines
Notification to the County of proposed privately owned community sewage systems
Connection to municipal sewer if determined available by the local unit of government
Compliance with local regulations and zoning
County construction permitting for systems treating less than 20,000 gallons per day
County review and comment to State regulatory agencies for systems treating more than 20,000 gallons per day
Assurance of proper construction through oversight and certification
Assurance of proper operation and maintenance through renewable operating permits
Enforcement and penalties regarding compliance with the regulation

The Washtenaw County Board of Commissioners may consider adopting the regulation at its regularly scheduled meeting on Wednesday, May 16, 2007. The proposed effective date of the regulation will be July 1, 2007.

The proposed regulation is available from the Department of Planning and Environment, 705 N. Zeeb Road, Ann Arbor, Michigan 48107. The offices are located on the first floor of the Washtenaw County Western Service Center. To ask questions or obtain information on the regulation, please call 734 222 3800.

Washtenaw County
Privately Owned Community Sewage Systems
Regulation

Preamble

Recognizing that the safe and sanitary treatment and disposal of human sewage wastes is fundamental to individual, community, and public health, further recognizing that municipally owned sewage systems have inherent advantages for the proper operation and maintenance of facilities over privately owned systems due to statutory authorities provided to municipalities to establish ordinances and generate appropriate fees, still further recognizing that Privately Owned Community Sewage Systems (POCSS) must be designed, installed and operated in a proper manner to safeguard public health and the environment, still further recognizing that local units of government may establish, through a local ordinance or regulation, requirements for a POCSS which may be in addition to or more stringent than any requirement within this regulation and such requirements shall not be considered to be inconsistent with or in conflict with this regulation, still further recognizing the need to prevent the contamination of groundwater and surface water resources, and prevent the creation of conditions menacing the public health, this Regulation governing Privately Owned Community Sewage Systems are hereby established under authority of the State of Michigan's Public Health Code, Act 368 of the Public Acts of 1978, State of Michigan, MCL 333.1101 et seq. as amended

Article I Definitions

Section 1.1 Available Sanitary Sewer: A municipally owned and operated public sewerage system whose use is permitted by the municipality which operates and maintains such sewerage system.

Section 1.2 Domestic Sanitary Sewage: Sewage having the consistency and strength typical of wastewater from residential household plumbing fixtures, appliances and other residential household devices. Waste from food service establishments, pet kennels or other commercial operations generating a high strength waste is not considered Domestic Sanitary Sewage.

Section 1.3 Failure: A condition in which a system (or a subcomponent of a system) is not performing its intended purpose.

Section 1.4 Health Officer: The Director of the Washtenaw County Health Department or his/her authorized representative.

Section 1.5 Malfunction: The failure of a component part or parts of a POCSS to perform its designated function.

Section 1.6 Municipality: Any city, village, township, county, authority, or other unit of government.

Section 1.7 One Hundred Year Floodplain: A geographic area adjacent to a river, creek, lake, stream, or other open waterway that has a one percent (1%) chance of experiencing a flood event in any given year.

Section 1.8 Owner: The original owner of the POCSS, or any other legal entity or association that accepts ownership from the original owner or successors in title.

Section 1.9 Privately Owned Community Sewage System (POCSS): A non-governmental privately owned and operated sewage system serving two or more residential dwellings or commercial establishments under separate ownership, consisting of combinations of component parts including septic tanks, pumps, filters, soil absorption system and other devices designed to safely collect, treat and dispose of sanitary sewage.

Article II General

Section 2.1 No building, structure, area, or premise shall be constructed or maintained for human occupancy, use, or assembly without adequate facilities for the safe and sanitary collection, treatment and disposal of all human excreta together with all liquid and solid wastes that could hazard the public health or create objectionable nuisance conditions

Section 2.2 Where there is an Available Sanitary Sewer as determined by the municipality where a POCSS is proposed, the utilization of such system shall be considered the only safe and sanitary means of sewage collection, treatment and disposal. No other private means of sewage disposal shall be maintained or used where there is an Available Sanitary Sewer. All connections and discharges to an Available Sanitary Sewer shall be in accordance with the rules and regulations or ordinance of the municipality operating and maintaining such sewerage system

Section 2.3 A local ordinance or regulation that establishes requirements which may be in addition to or more stringent than any requirement within this regulation, shall be considered to supplement this regulation and shall not be considered to be inconsistent with or in conflict with this regulation.

Section 2.4 All POCSS intended for the collection, treatment and disposal of sanitary sewage shall be constructed, managed, maintained and operated in such a manner that there is:

(a) compliance with all applicable state laws, rules and regulations and all applicable local ordinances, regulations and zoning
(b) secure and supervised access to components of the POCSS;
(c) no unlawful pollution of any stream or other body of water;

(d) adequate isolation and/or treatment to protect wells or other sources of water supply from contamination;
(e) freedom from odor nuisance;
(f) no discharge of sewage or effluent onto the surface of the ground unless such discharge is designed as an integral part of the treatment and disposal system;
(g) adequate financial resources to assure the safe and continual, long term operation and maintenance of the POCSS

Section 2.5 The Health Officer shall have the authority under this regulation to establish procedures and guidelines; including design and construction requirements, operating permit conditions; compliance schedules; financial assurance requirements; assumption of operation upon failure to perform; notification requirements when individual properties transfer ownership and other mechanisms deemed necessary to assure compliance with this regulation. The Health Officer shall seek to coordinate the implementation of this regulation with the appropriate State and Local agencies which may have similar statues and ordinances.

Section 2.6 To assure compliance with this regulation and to coordinate with other agencies, the Health Officer will require notification of intent to create, alter, add to, or improve a POCSS. The purpose of this Notification will be to allow the Health Officer to perform a preliminary review of a proposed POCSS. The Notification shall be submitted prior to, or concurrently with any submittal to the State for the purpose of receiving authorization to discharge from a POCSS and/or authorization to construct a POCSS.

The Notification shall include but not necessarily be limited to: the name and address of the applicant, the description of the property in which said construction is proposed, an engineering plan showing potential locations of the pertinent major features of the waste water treatment system including but not limited to potential treatment devices and proposed disposal method, documentation of compliance with applicable state and local regulations and local zoning, and documentation on the unavailability of a municipally owned sewer system. The Notification shall be accompanied by fees as established by the Washtenaw County Board of Commissioners.

Section 2.7 Upon receipt of the Notification, the Health Officer shall provide a copy to the local unit of government. Within 30 days from receipt the Health Officer shall review the material provided within the Notification and issue a finding which details areas of compliance or noncompliance with this regulation and any additional preliminary comments on the proposed POCSS. The finding shall address the following:

(a) Whether there is an Available Sanitary Sewer
(b) Whether the proposal is in compliance with local regulations
(c) Whether the proposal is compliant with local zoning
(d) Whether there are special conditions to be considered such as but not limited to; limitations or environmental concerns with the receiving waters; limitations due to the proposed site location or other environmental factors.

The Health Officer shall notify the applicant, the local unit of government where the POCSS is proposed and appropriate State regulatory agencies. Neither a construction permit for facilities treating less than 20,000 gallons per day nor an operating permit for any POCSS facilities shall be issued if the proposed POCSS is not in compliance with this regulation.

Section 2.8 The original owner of the POCSS shall either retain ownership of the POCSS system or transfer ownership to a “user association” when it is legally established. The user association shall be required to form a legal entity such as an LLC, LLP, or registered partnership. In the event, however, that the original owner sells the POCSS system to a private individual, that person shall also form a legal entity such as an LLC, LLP, or registered partnership and such entity shall be the POCSS owner of record. Any owner of a POCSS shall notify the Health Officer of a transfer of ownership to a successor entity prior to the transfer.

Section 2.9 The Owner shall be responsible for the proper management, operation and maintenance of the POCSS. If the Owner fails to properly manage, operate and maintain the POCSS, responsibility shall revert to each individual user of the system and each user shall be financially responsible for their prorated share of all costs required to properly manage, operate and maintain the POCSS. Further, the Health Officer or a local unit of government may, but are not required to, assume responsibility for the operation of the facility and in conjunction with other County Agencies and/or the local unit of government may specially assess or otherwise charge each individual user for the cost to properly manage, operate and maintain the POCSS.

Section 2.10 Upon the transfer of ownership of any dwelling or structure served by a POCSS the seller shall disclose by written notification in the seller’s disclosure statement to the buyer that the buyer will be served by a POCSS and that the buyer shall be required to pay for the proper operation and maintenance, repair and replacement of the POCSS.

Section 2.11 Before a change of use of any existing building or structure from which sewage originates, the existing POCSS shall be reviewed by the Health Officer to determine if it is adequate for the intended use. If the Health Officer determines that the POCSS or any POCSS component is not adequate for the intended use the POCSS will be required to be upgraded. In such case a construction permit may be required by the Health Officer.

Section 2.12 The POCSS shall include all components of the collection and treatment system including the treatment component, any soil absorption system, the shared collection system, and any pump, tank, force main or other system components that are located on individual properties which are served by the POCSS excluding the lead from the house to the first component of the POCSS. All components of a POCSS shall be owned and controlled by the same owner.

Section 2.13 Fees shall be established for the implementation of this regulation to assure that all costs necessary for the regulation of a POCSS system are borne by the users of such systems. The fees shall be considered and established by the Washtenaw County Board of Commissioners as necessary.

Article III Design and Construction

Section 3.1 No POCSS shall be constructed, altered, added to or improved upon in Washtenaw County unless the Owner of the POCSS has received an approval from the Health Officer.

Section 3.2 During any construction activity, the Health Officer shall have full access to the site and be allowed to conduct any inspections, testing or other activities deemed necessary to assure proper construction and compliance with the approved plans and specifications. Such inspection or other activity shall be performed by the Health Officer or by an independent engineer or consultant hired by the Health Officer. All costs associated with this inspection activity shall be at the expense of the applicant or owner of the POCSS.

Section 3.3 The Health Officer shall be notified before any sewer line, septic tanks, soil absorption system or treatment structures are covered with earth. Inspection of such facilities may be required prior to covering.

Section 3.4 When, upon inspection, the facilities are found to be in general conformance with the approved plans and this regulations the facilities shall be approved and notification of such approval given. When, upon inspection, deficiencies are found that are in conflict with this regulation, or accepted practice, the Health Officer shall give notice to the owner or contractor of the deficiencies which must be corrected before final approval can be given.

Section 3.5 Upon completion of construction, the design engineer, or other qualified individual approved by the Health Officer, shall provide written certification that the facilities have been built in accordance with the approved plans and specifications and will operate as intended.

Section 3.6 All domestic sanitary waste, from flush toilets, urinals, lavatories, sinks, showers, bath tubs, floor drains, laundry trays, or any similar fixture or device normally receiving and discharging liquid waste to a sanitary plumbing system shall be connected to the POCSS approved by the Health Officer.

Section 3.7 The treatment and soil absorption system for a POCSS shall be installed on a parcel or on a general common element within a condominium project exclusively dedicated for this purpose and in such a location and manner as to be readily accessible for maintenance purposes and soil absorption systems shall be installed only under such circumstances where sufficient, suitable land area is readily available for

necessary expansion and relocations of the soil absorption system. Easements shall be established as necessary to allow the installation and maintenance of the system component parts. No sewage treatment or soil absorption system shall be permitted under any building, driveway, parking lot, or paved area, or where soil conditions are deemed unsuitable for the disposal of sewage.

Section 3.8 All POCSS shall be constructed in accordance with accepted engineering practice, be of durable, serviceable materials and be installed in a professional manner.
Section 3.9 No POCSS shall be placed in operation, or otherwise used for its intended purpose, without an approval of the construction and installation of such system by the Health Officer and without an Operating Permit issued pursuant to Article IV of this regulation.

Section 3.10 A POCSS that treats less than 20,000 gallons per day and is intended to discharge to groundwater must receive a construction permit issued by the Health Officer prior to commencement of any construction, relocation or expansion.

Specific requirements related to a POCSS that treats less than 20,000 gallons per day are as follows:

(a) A POCSS constructed under this Section shall treat and dispose of domestic sanitary sewage only, or non-domestic sanitary sewage generated from commercial or other types of establishments only. All domestic sanitary sewage shall be treated and disposed of separately from non-domestic sanitary sewage.

(b) For any new or expanded POCSS an application for a preliminary design review shall be submitted by the owner of the system or his authorized representative. The preliminary design review process is intended to review the proposed basis of design for the proposed treatment system, the suitability of the site for the proposed soil absorption system and any other items deemed appropriate by the Health Officer prior to submittal of detailed plans and specifications.

(c) The application for a preliminary design review shall include, but not necessarily be limited to: the name and address of the applicant, the description of the property in which said construction, is proposed, an engineering plan showing potential locations of the pertinent major features of the waste water treatment system including but not limited to treatment devices and soil absorption system, the proposed water supply system(s), topographical features of the site, property lines and building locations and any sewage system or well system within 300 feet of the proposed POCSS. Information including soil tests and ground water information shall be provided, as deemed necessary by the Health Officer to make an adequate determination and finding that the proposed system should, in fact, if constructed, operate in accordance with the standards of these rules and regulations and provide reasonable protection to the public health. The application shall be accompanied by fees as established by the Washtenaw County Board of Commissioners. The

Health Officer shall review the application for a preliminary design, and after any requested changes or clarifications are addressed, either issue an approval or denial of the preliminary design. Application for a preliminary design review of a POCSS shall be valid for a period not to exceed two (2) years.

(d) Upon approval of the preliminary design, the applicant may proceed with an application for a construction permit. The approval of a preliminary design shall be valid for a period not to exceed three (3) years.

(e) An application for a construction permit shall include, but not necessarily be limited to: the name and address of the applicant; documentation of compliance with local zoning; documentation of preliminary design approval; detailed site plan information identifying set backs from property lines and structures and isolation distances from all water supplies; detailed plans and specifications for the entire POCSS system which address and comply with all requirements of the Washtenaw County Standards for Privately Owned Community Sewage Systems. The application shall be accompanied by fees as established by the Washtenaw County Board of Commissioners. The fees shall be sufficient to cover all costs associated with the design review and inspection of the construction activities until final approval of the system is provided and an Operating Permit is issued in accordance with Article IV of this regulation. An application for a POCSS construction permit shall be valid for a period not to exceed two (2) years.

(f) A POCSS utilizing a soil absorption system shall be constructed under this regulation only where suitable soil, drainage conditions and land area will permit the use of such systems with assurance that sewage effluent will be absorbed into the soil under all anticipated weather conditions and not contaminate the surface of the ground or any ground water supply, pollute surface waters, and where inevitable repairs and relocations of such systems can be made without creating a community health problem.

(g) A permit to construct a POCSS shall be denied for one or more of the following reasons:

1. Where there is an available sanitary sewer;
2. Where septic tanks or other parts of the system would be inaccessible for cleaning or inspection purposes;
3. Where the property dimensions are too small for required minimum isolation distances;
4. Where the maximum groundwater level is less than three (3) foot below the existing grade;
5. Where the soil conditions are deemed by the Health Officer to be unsuitable for the disposal of sewage;
6. Where the POCSS would be located in a 100-year flood plain elevation designation;
7. Where conditions exist or may be created which may endanger the public health or the environment;

8. Where there is not compliance with applicable state statues, local zoning or other local ordinances

(h) Prior to issuance of a construction permit the following shall be provided, in a manner acceptable to the Health Officer:

1. A detailed cost analysis/rate study of the system that identifies annual costs to manage, operate and maintain the system including the establishment of adequate reserves for repair and replacement of equipment.
2. An escrow account, line of credit or other financial assurance acceptable to the Health Officer.
3. A recorded deed document that clearly establishes the responsibilities of each owner of the system including the requirement to pay all costs needed to manage, operate and maintain the system and specifically consenting to the establishment of a special assessment district encompassing all users of the system.

(i) An application for a permit to expand, relocate, or repair a POCSS shall be made by the owner or his authorized representative accompanied by the appropriate fee to the Health Officer. The application shall include the name and address of the applicant and an engineering plan showing the pertinent features of the wastewater system and the water supply system(s) along with the property lines, building location and any sewage system or well system within 300 feet of the proposed repair, expansion or relocation.

(j) Any construction permit for a POCSS shall be valid for a period not to exceed two (2) years after date of issuance, unless declared void or extended by the Health Officer. The permit shall not be transferred or assigned by the permit holder to any new owner without permission of the Health Officer.

(k) An approval or a permit for a POCSS may be declared void and/or additional conditions may be imposed by the Health Officer if prior to final approval by the Health Officer the area designated for the soil absorption system is disturbed by major filling, eroding, excavation, paving, flooding, or by location of a water supply well or other feature so as to encroach on any required isolation distance. The permit may also be declared void or additional conditions imposed if there is any increase in the scope of the project prior to final approval of the system.

(l) Where septic tanks or other appurtenances are utilized to serve individual residential or commercial units as part of the POCSS a separate construction permit shall be obtained for their installation by the owner of the POCSS.

(m) Subsurface soil absorption systems shall be installed in such a manner and location that surface water drainage is diverted away from the installation although such drainage should generally not be toward any water supply well in the immediate vicinity.

(n) Other devices and systems may be approved by the Health Officer for the treatment or disposal of sewage; provided, however, that before any such

approval is granted, complete engineering plans and specifications shall be filed with the Health Officer and such approval shall be given only after complete review in accordance with guidelines, standards, criteria or rules governing such alternatives in place at the time

Article IV Operations and Maintenance

Section 4.1 The Health Officer shall establish conditions or requirements deemed necessary to assure the safe and effective management, operation and maintenance of a POCSS and shall issue an operating permit reflecting those conditions and requirements.

Section 4.2 No new POCSS shall commence operation until an Operating Permit is issued by the Health Officer. An Operating Permit shall not be issued until such time final approval of the construction of the POCSS has been received, the operational plan has been approved, and all fees have been paid.

Section 4.3 All POCSS already in service as of the effective date of this regulation shall submit an application for an Operating Permit within 180 days after such date.

Section 4.4 All permitted POCSS shall be maintained and operated by individuals trained and knowledgeable in the technology and operations utilized by the POCSS. The operator shall possess all mandated licenses, certificates or other credentials required by law.

Section 4.5 All operators of a POCSS facility within Washtenaw County shall be State Certified and required to register with the Health Officer on a form provided by the Health Officer. Such registration shall include copies of all certifications, identification of responsible individuals and any other information deemed appropriate by the Health Officer. Any change in the information contained in the registration shall result in the re-submittal of the registration form.

Section 4.6 All POCSS shall be issued an operating permit that shall have a fixed term which shall not exceed 5 years. An owner of a POCSS shall apply for a re-issuance of the operating permit not less than 180 days before the expiration of the permit.

Section 4.7 An operating permit for a POCSS is not transferable to a new owner. Upon the transfer of ownership of any POCSS the new owner must apply for a new operating permit.

Section 4.8 Prior to issuance of an Operating Permit the following shall be provided, in a manner acceptable to the Health Officer:

1) Identification of the owner of the system

2) A detailed cost analysis/rate study of the system that identifies annual costs to manage, operate and maintain the system including the establishment of adequate reserves for repair and maintenance of equipment
3) An escrow account, line of credit or other financial assurance acceptable to the Health Officer.
4) A recorded deed document that clearly establishes the responsibilities of each user of the system including the requirement to pay all costs needed to manage, operate and maintain the system and specifically consenting to the establishment of a special assessment district encompassing all users of the system
5) An operational plan that identifies the certified operator, the required routine maintenance to be performed, emergency procedures, identification of ongoing costs and any other items deemed necessary by the Health Officer

Section 4.9 The Operating Permit shall include terms and conditions, established and reviewed from time to time by the Health Officer, which address at a minimum:

1) Facility contact information including the owner and certified operator
2) Operation of the facility by a certified and County registered operator
3) An operational plan that assures proper operation of all facilities in the POCSS including the routine maintenance of items located on individual properties such as septic tanks, pump systems or other appurtenances
4) Ongoing financial assurance of facility operations including an operating budget which assures appropriate repair and replacement reserves
5) Monitoring requirements
6) Reporting requirements including routine operational reporting and notification of non compliance
7) Facility effluent or performance standards and flow limitations as established by the Michigan Department of Environmental Quality.
8) Compliance schedule if required
9) Access to the facility by representatives of the Health Officer
10) Requirements for deed restrictions on all properties served by the POCSS
11) Notification and disclosure requirements to all users or potential new users of the POCSS
12) Routine information to be provided to homeowners regarding the proper use of the system
13) Any additional requirements as determined necessary by the Health Officer

Section 4.10 Routine operating reports shall be submitted to the Health Officer as required in the Operating Permit

Section 4.11 In the event of a malfunction or failure of the POCSS or any of its components the Health Officer and the users of the system affected by the malfunction or failure shall be notified within 24 hours of the event. The notification shall identify the nature of the malfunction, any sewage released, the corrective action planned, and the anticipated repair time and in the event of a failure, instructions to the affected users that the system shall not be used until corrections have been made.

Section 4.12 If, in the sole judgment of the Health Officer, there is a failure to properly operate and maintain the POCSS, the Health Officer may undertake the operation and maintenance of the POCSS. All expenses associated with such an undertaking shall be the responsibility of the owner(s) of the POCSS.

Article V Administration

Section 5.1 The Health Officer of Washtenaw County shall have jurisdiction throughout Washtenaw County, including all cities, villages, townships, and charter townships, in the administration and enforcement of these rules and regulations and any amendments hereafter adopted, unless otherwise specifically stated, All premises affected by the rules and regulations shall be subject to inspection by the Health Officer, and the Health Officer may collect such samples for laboratory examination as he deems necessary for the enforcement of this Regulation.

Section 5.2 No person shall refuse to permit the Health Officer to inspect any premises at reasonable times, nor shall any person molest or resist the Health Officer in the discharge of his duty.

Section 5.3 No person shall remove, mutilate or conceal any notice or placard posted by the Health Officer except by permission of the Health Officer.

Article VI Enforcement

Section 6.1 This regulation shall be enforced by the Health Officer.

Section 6.2 Notwithstanding the existence or pursuit of any other remedy, the Health Officer may maintain an action in the name of the County in a court of competent jurisdiction for an injunction or other appropriate process against any person to restrain or prevent violations of these rules and regulations.

Section 6.3 Should any section, paragraph, sentence, clause, or phrase of these rules and regulations be declared unconstitutional or invalid for any reason, the remainder of said rules and regulations shall not be affected thereby.

Section 6.4 The Health Officer may issue a Cease and Desist Order and/or suspend any permit, certificate or other approval issued pursuant to this Regulation to the owner or other party violating this Regulation, and afford the owner or other interested party Notice and Opportunity for Hearing.

Section 6.5 The Health Officer may issue a Stop Work Order for failure to adhere to requirements identified in the construction permit and approved plans and specifications, and afford the owner or other interested party Notice and Opportunity for Hearing.

Section 6.6 The Health Officer may request that Washtenaw County Corporation Counsel file a legal action to enjoin the violation. In addition, the Health Officer may

seek to recover any and all costs including reasonable attorney's fees related to enforcing this regulation or otherwise related to correcting, removing or abating the violation.

Section 6.7 The Health Officer may issue a citation when an alleged violation is discovered. The citation shall state with particularity the nature of the violation, including reference to the Section of the Regulation alleged to have been violated, the civil penalty established for such violation, if any, and a right to appeal the citation pursuant to MCL 333.2461. The citation shall be delivered or sent by registered mail to the alleged violator.
Monetary civil penalties may be imposed according to the following schedule

a. First violation: Up to: $ 200.00
b. Second violation: $ 500.00
c. Third and subsequent violations each: $ 1000.00

A civil penalty levied under this Section may be assessed for each violation or day that the violation continues. A decision by the Health Officer not to issue a citation shall not be construed as a waiver of any other rights or remedies authorized by law or this Regulation. The citation may be either hand delivered or sent by registered mail to the alleged violator.

Section 6.8 Any person who violates this Regulation is guilty of a misdemeanor, punishable by imprisonment for not more than ninety (90) days, or a fine of not more than $200.00 or both. Conviction by jury, court or voluntary plea and acceptance by court under this provision shall not waive any other claim for fines, costs, injunction or other relief authorized by this Regulation. Each day that a violation of this Regulation exists shall constitute a separate offense.

Section 6.9 If an owner does not abate, correct or remove a violation as specified by this Regulation, the Health Officer shall cause an abatement, correction or removal of the violation to be performed and may charge all costs and fees associated with that action to the owner of the POCSS.

Section 6.10 If the owner or party violating this Regulation refuses on demand to pay such expenses incurred by the Health Officer to abate, correct or remove a violation, the sum shall be assessed against the property and shall be collected and treated in the same manner as taxes assessed under the general tax laws of this State

Article VII Variances and Appeals

Section 7.1 The Washtenaw County Public Health Advisory Committee / Environmental Appeals Board shall hear appeals for individual variances from this regulation and any subsequent standards, guidelines or criteria established under this regulation subject to any limitation identified in state statues or rules. A variance will only be allowed where it is determined no substantial health hazard is likely to occur and unnecessary hardship might result from strict compliance.

Section 7.2 Any party issued a citation may, within ten (10) days from the date of the citation request an informal conference with the Health Officer at which time the person may indicate why s/he believes that s/he has not violated this Ordinance.

Section 7.3 A person aggrieved by a final decision of the Health Officer, after all appeals of that decision have been exhausted, may petition the Washtenaw County Circuit Court for review.

This regulation or any amendments thereto shall become effective forty-five (45) days after approval by the Washtenaw County Board of Commissioners.