

### **WASHTENAW COUNTY BOARD OF COMMISSIONERS**

### Wednesday, February 3, 2010

### **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, February 3, 2010.

The meeting was called to order at 6:55 p.m. by Rolland Sizemore, Jr., Chair of the Board.

MEMBERS PRESENT: Comms. Bergman, Gunn, Irwin, Judge, Ouimet, Peterson, Prater, Schwartz,

Sizemore, and Smith.

MEMBERS ABSENT: Comm. Ping

OTHERS PRESENT: County Administrator Bob Guenzel; Deputy County Administrator, Verna McDaniel;

Jerry Clayton, County Sheriff; Corporation Counsel Curt Hedger; James McFarlane,

Andy Brush, Support Services; Tony VanDerworp, Energy and Economic Development; Diane Heidt, Human Resources; Trenda Rusher, Patricia Denig, ETCS; Bob Tetens, Parks and Recreation; Greg Dill, Sheriff's Office; Ken Schrader, ITS; Joanna Bidlack, Administration; Jason Brooks, Clerk's Office; various citizens;

and members of the press.

### **Roll Call**

### Pledge of Allegiance

### Approval of the Minutes of the Previous Meeting

Comm. Prater seconded by Comm. Smith moved that the minutes of the January 20, 2010, meeting of the Board of Commissioners be approved. Motion carried.

### **Citizen Participation**

None

### **Commissioner Follow-Up to Citizen Participation**

None

### **Communications**

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

**R-0020** RECEIVED: January 15, 2010. A memorandum to Supervisors and Clerks of Member Townships of the Washtenaw County PDF Program, from Anthony VanDerworp, Director, Office of Strategic Planning, re: Washtenaw County PDR Program and Legacy Land Conservancy, dated December 23, 2009. Received and filed.

**R-0021** RECEIVED: January 15, 2010. A letter to President, Thyssenkrupp Materials Inc., from Kelli Sobel, Executive Secretary, State Tax Commission, re: Revocation of personal property component(s) of Industrial Facilities Exemption Certificate, dated January 4, 2010. Received and filed.

**R-0022** RECEIVED: January 15, 2010. A letter to President, Visteon Corporation, from Kelli Sobel, Executive Secretary, State Tax Commission, re: Revocation of real and/or personal property component(s) of Industrial Facilities Exemption Certificate, dated January 8, 2010. Received and filed.

**R-0023** RECEIVED: January 20, 2010. A resolution to the Washtenaw County Clerk, from the Oceana County Board of Commissioners, re: Resolution in support of the final report of the Legislative Commission on Statutory Mandates of December, 2009, dated January 14, 2010. Received and filed.

**R-0024** RECEIVED: January 25, 2010. A memorandum to the Washtenaw County Board of Commissioners, from James Keller, Chair, Village of Manchester Village Planning Commission, re: Notice of Public Review Period for the Proposed Update to the Master Plan, dated January 19, 2010. Received and filed.

**R-0025** RECEIVED: January 26, 2010. A letter to the Washtenaw County Board of Commissioners, from William SaintAumour, Executive Director, Cobalt Community Research, re: Participation in a nonprofit research coalition. Received and filed.

**R-0026** RECEIVED: January 26, 2010. A letter to the Washtenaw County Board of Commissioners, from Patrick J. Cogley, Regional Inspector General for Audit Services, Department of Health & Human Services, re: Completion of initial review of the audit report, dated January 22, 2010. Received and filed.

**R-0027** RECEIVED: January 27, 2010. A resolution to the Washtenaw County Clerk, from the Hillsdale County Board of Commissioners, re: Resolution declining inclusion as a part of the Michindoh Aquifer application effort, dated January 26, 2010. Received and filed.

**R-0028** RECEIVED: January 27, 2010. Resolutions to the Washtenaw County Clerk, from the Cheboygan County Board of Commissioners, re: Resolution in support of the final report of the Legislative Commission on Statutory Mandates of December, 2009 and resolution Urging Implementation of the State Substance Abuse Treatment & Prevention Allocation, dated January 12, 2010. Received and filed.

**R-0029** RECEIVED: January 27, 2010. A newsletter from the Michigan Association of Counties, re: MAC Legislative Update, dated January 15, 2010. Received and filed.

### **Liaison Reports**

Comm. Ouimet reported on the WCERS Board. He stated that the Board finished the year in the 84th percentile of similar groups. Comm. Ouimet stated that there is a concentration on where the Board is at and where the Board wants to go. He added that he is pleased that the majority of time is spent discussing investments. Comm. Gunn stated that she would like to give Comm. Ouimet credit for running a tight meeting and credit on how Asset Allocation is done.

Comm. Prater reported on the WATS Committee. He stated that he is disappointed that they would not follow the County lead on furlough days.

### Report of the Chair of the Board of Commissioners

Comm. Sizemore stated that he is confident in this Board and in the County Administrator to give Verna McDaniel the opportunity to succeed.

### **Special Order of Business:**

None

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

Comm. Prater seconded by Comm. Gunn moved that the following reports be received: Administrative Briefing, dated January 13, 2010; Ways and Means Committee, dated January 20, 2010; Working Session, dated January 21, 2010. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

# **Reports of Special Committees**

Comm. Prater seconded by Comm. Gunn moved that the following reports be received: Board of Road Commissioners, dated January 5, 2010; Brownfield Redevelopment Authority, dated December 10, 2009; Concealed Weapon Licensing Board, dated December 16, 2009 and January 19, 2010; Criminal Justice Collaborative Council, dated September 18, 2009; and Statutory Drainage Board, dated December 10, 2009. Motion carried. (Complete reports are on file in the County Clerk/Register's Office.)

#### **Other Reports**

None

### **Report of the Treasurer**

None

### **Appointments:**

### **Report of the County Administrator**

### Update on the closing of the Day Break Program

Lisa Greco provided the update on the closing of the Day Break Program. She reported that the youth formally in the program will begin receiving outpatient services this week. She added that there is still a high and low level of service available. Greco stated that every employee continued carrying out duties every single day.

Comm. Bergman asked if there is drug treatment in a facility if a juvenile is sentenced. Greco reported that there is. Comm. Bergman asked if courts are requiring treatment for juveniles not in the system. Greco reported that the Juvenile Drug Court and outpatient treatment services are still provided. She added that the Drug Court does have opportunities for transportation. Comm. Bergman stated that she would like Greco to report back.

Comm. Peterson asked what happened to the juveniles attending school. Greco reported that some kids completed treatment and others were returned to their community schools. She added that services for these juveniles are receiving outpatient services. Comm. Peterson stated that he would also like to see the data.

Comm. Judge thanked Greco for her service. She stated the prevention saves money. She stated that she was under the impression that this was out of the hands of the Board. Comm. Judge added that one of her priorities is prevention.

### Resolutions:

### Ways & Means - January 20, 2010

**10-0019** Comm. Prater seconded by Comm. Gunn moved that the resolution ratifying the Chair of the Board's signature on the ETCS American Recovery and Reinvestment Act (ARRA) Regional Economic Impact (REI) Workforce Investment Act (WIA) National Emergency Grant (NEG) with the Michigan Department of Energy, Labor, and Economic Growth in the amount of \$762,252 for the period of October 1, 2009 through September 30, 2010 be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

**10-0020** Comm. Prater seconded by Comm. Gunn moved that the resolution ratifying the signature of the Chair of the Board of Commissioners on the ETCS plan to the Michigan Department of Energy, Labor, and Economic Growth (DELEG) for the Workforce Investment Act (WIA) Incumbent Worker program in the amount of \$144,659 for the period of July 1, 2009 through June 30, 2010 be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

**10-0021** Comm. Prater seconded by Comm. Gunn moved that the resolution ratifying the County Administrator's signature on the ETCS contract with the Michigan Community Action Agency Association for the 2010 Michigan Public Service Commission (MPSC) Energy Assistance program (MPSC/MCAAA 2010 Energy Assistance Program), in the amount of \$110,731 for the period of October 1, 2009 through July 31, 2010; authorizing the Administrator to sign the notice of grant award; approving the budget; authorizing the Administrator to sign the delegate contracts be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

**10-0022** Comm. Prater seconded by Comm. Gunn moved that the resolution ratifying the signature of the County Administrator on the application to the Corporation for National and Community Service for the fiscal year 2009 Federal Foster Grandparent Program (FGP) in the amount of \$442,619 for the period of January 1, 2010 through December 31, 2010 for ETCS; authorizing the Administrator to sign the notice of grant award; approving the budget; authorizing the Administrator to sign the delegate contracts be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

**10-0023** Comm. Prater seconded by Comm. Gunn moved that the resolution eliminating the Washtenaw County Planning Advisory Board be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

**10-0024** Comm. Gunn seconded by Comm. Prater moved that the resolution approving amendments to the Historic Preservation, Purchase of Development Rights, and Natural Areas Preservation Ordinances be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

**10-0025** Comm. Prater seconded by Comm. Gunn moved that the resolution approving amendments to the following County policies: (1) Sale of Real Property Belonging to the County and (2) Board of Commissioners Rules and Regulations be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

**10-0026** Comm. Prater seconded by Comm. Gunn moved that the resolution adopting a fee for notarizing documents in the Office of the County Clerk/Register – Elections & Administration Division be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

**10-0027** Comm. Prater seconded by Comm. Gunn moved that the resolution to ratify the signature of the County Administrator on a grant contract with the Michigan Supreme Court, State Court Administrative Office, Michigan Drug Court Grant Program in the amount of \$40,000 for the period of October 1, 2009 through September 30, 2010 to sustain the Washtenaw County Juvenile Drug Court be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

### Ways & Means - February 3, 2010

**10-0028** Comm. Prater seconded by Comm. Gunn moved that the resolution appointing Verna J. McDaniel as Washtenaw County Administrator and directing Corporation Counsel to negotiate an employment agreement be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

### Approval of Claims

**10-0029** Comm. Gunn seconded by Comm. Prater moved that the resolution authorizing payment of claims commencing with the last previously approved claim and continuing through the date of January 22, 2010 be adopted. Roll call vote: YEAS: 10 NAYS: 0 ABSENT: 1 (Comm. Ping). Motion carried.

FUND	DESCRIPTION	SYS CHE	TEM CKS	UTIL	ITIES	 EDIT RDS	EXCEPT CLAIMS	ION & PRE-	TOTAL
1010	GENERAL FUND	\$	-	\$	-	\$ -	\$	20.00	\$ 20.00
0	TOTALS	\$	-	\$	-	\$ -	\$	20.00	\$ 20.00

### <u>Items for Current/Future Discu</u>ssion

Comm. Irwin stated that the PAB was reviewing the sale of County property. He added that he is worried that the County is going to look to one time fixes. Comm. Irwin stated that eliminating the PAB takes out a check and balance that the Board used to have. He added that having steps to slow down the body at points is important. Comm. Irwin stated that the Board might do well to consider another body that could act as a check/balance on the sale of property.

Comm. Smith moved to make a friendly amendment to resolution 10-0010 appointing himself as the second regular representative to SEMCOG. Amendment accepted as friendly. Motion carried.

Comm. Schwartz stated that it is important for the Board to go through priorities before McDaniel signs a contract. He added that it will be important to review services to decide whether or not they can be continued. Comm. Schwartz stated that he would like an update on VEBA. He added that he is in favor of advancing goals discussed by the Board. Comm. Bergman stated that she does not feel that this can be completed by March 17th. Comm. Peterson stated that goals and policy is not about McDaniel. He added that it will be good for the Board to work toward these collective issues. Comm. Peterson stated that he would like the Chair to convene the Board in a series of meetings. Comm. Sizemore stated that he will be communicating a lot with Commissioners. He added that this will get done and stated that there is an opportunity to move forward.

### **Citizen Participation**

None

### Commissioners Follow-up to Citizen Participation

Board Approved: February 17, 2010

None

### **Adjournment**

Comm. Prater seconded by Comm. Gunn moved to adjourn until Wednesday, February 17<sup>th</sup>, 2010, at 6:45 p.m. in the Board Room, Washtenaw County Administration Building. Motion carried.

The meeting adjourned at 7:50 p.m.	
	Rolland Sizemore, Jr., Chair
Lawrence Kestenbaum, Clerk/Register By: Jason Brooks, Deputy Clerk	

A RESOLUTION RATIFYING THE CHAIR OF THE BOARD'S SIGNATURE ON THE ETCS AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) REGIONAL ECONOMIC IMPACT (REI) WORKFORCE INVESTMENT ACT (WIA) NATIONAL EMERGENCY GRANT (NEG) WITH THE MICHIGAN DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH IN THE AMOUNT OF \$762,252 FOR THE PERIOD OF OCTOBER 1, 2009 THROUGH SEPTEMBER 30, 2010

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

### February 3, 2010

WHEREAS, ETCS has submitted a plan to the Michigan Department of Energy, Labor, and Economic Growth (DELEG) for the American Recovery and Reinvestment Act (ARRA) Regional Economic Impact (REI) Workforce Investment Act (WIA) National Emergency Grant (NEG) in the amount of \$762,252 for the period of October 1, 2009 through September 30, 2010; and

WHEREAS, Board approval of this funding will allow the ongoing delivery of WIA services to eligible Dislocated Workers who were displaced or will be displaced from companies in the Southeast Region between November 1, 2008 through September 30, 2010; and

WHEREAS, funding is to provide dislocated workers with job search, career counseling, and retraining focused on high-growth, high-demand occupations; and

WHEREAS, approval of this funding will allow the Washtenaw County MWA/ETCS to serve approximately two hundred (200) additional eligible Dislocated Workers; and

WHEREAS, services will be delivered at the Washtenaw County Michigan Works! Career Transition Center, located at 301 West Michigan Avenue in Ypsilanti; and

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

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby ratifies the signature of the Chair of the Board on the ETCS American Recovery and Reinvestment Act (ARRA) Regional Economic Impact (REI) Workforce Investment Act (WIA) National Emergency Grant (NEG) in the amount of \$762,252 for the period of October 1, 2009 through September 30, 2010, 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 application:

- 1. Authorizing the Chair of the Board 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 award upon review of Corporation Counsel, to be filed with the County Clerk.

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY

ROLL CALL VOTE: TOTALS

10 0

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 February 3<sup>rd</sup>, 2010, 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 4<sup>th</sup> day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk
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A RESOLUTION RATIFYING THE SIGNATURE OF THE CHAIR OF THE BOARD OF COMMISSIONERS ON THE ETCS PLAN TO THE MICHIGAN DEPARTMENT OF ENERGY, LABOR AND ECONOMIC GROWTH (DELEG) FOR THE WORKFORCE INVESTMENT ACT (WIA) INCUMBENT WORKER PROGRAM IN THE AMOUNT OF \$144,659 FOR THE PERIOD OF JULY 1, 2009 THROUGH JUNE 30, 2010

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

# February 3, 2010

WHEREAS, ETCS has submitted a plan to the Michigan Department of Energy, Labor and Economic Growth (DELEG) for the Workforce Investment Act (WIA) Incumbent Worker program in the amount of \$144,659 for the period of July 1, 2009 through June 30, 2010; and

WHEREAS, the Incumbent Worker program serves employers and job seekers under state direction, through grants to local Michigan Works! Agencies, administered locally by the Washtenaw County Workforce Development Board (WDB); and

WHEREAS, this program addresses goals in ETCS's planning documents by assisting local employers to develop and train their workforce in an effort to upgrade their current workforce and remain globally competitive; and

WHEREAS, ETCS will provide training resources for 5-10 eligible employers through an innovative collaboration among state, county and local partners including Ann Arbor SPARK, the Michigan Economic Development Corporation, the Michigan Department of Information Technology, the University of Michigan, Eastern Michigan University and Washtenaw Community College; and

WHEREAS, the Incumbent Worker program will be delivered by the Business Services unit of the Washtenaw County Michigan Works! Career Transition Center located at 301 West Michigan Avenue in Ypsilanti.

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

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners (BOC) hereby ratifies the signature of the Chair of the Board on the ETCS plan to the Michigan Department of Energy, Labor and Economic Growth (DELEG) for the Workforce Investment Act (WIA) Incumbent Worker program in the amount of \$144,659 for the period of July 1, 2009 through June 30, 2010, 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 Chair of the Board 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 award upon review of Corporation Counsel, to be filed with the County Clerk.

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	X						

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

STATE OF MICHIGAN

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 February 3<sup>rd</sup>, 2010, as it appears of record in my office.

COUNTY OF WASHTENAW)SS.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Ann Arbor, this  $4^{\text{th}}$  day of February, 2010.

### LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk
	cau,

A RESOLUTION RATIFYING THE COUNTY ADMINISTRATOR'S SIGNATURE ON THE ETCS CONTRACT WITH THE MICHIGAN COMMUNITY ACTION AGENCY ASSOCIATION FOR THE 2010 MICHIGAN PUBLIC SERVICE COMMISSION (MPSC) ENERGY ASSISTANCE PROGRAM (MPSC/MCAAA 2010 ENERGY ASSISTANCE PROGRAM), IN THE AMOUNT OF \$110,731 FOR THE PERIOD OF OCTOBER 1, 2009 THROUGH JULY 31, 2010; AUTHORIZING THE ADMINISTRATOR TO SIGN THE NOTICE OF GRANT AWARD; APPROVING THE BUDGET; AUTHORIZING THE ADMINISTRATOR TO SIGN THE DELEGATE CONTRACTS

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

# February 3, 2010

WHEREAS, Employment Training and Community Services (ETCS has submitted a contract to the Michigan Community Action Agency Association for the Michigan Public Service Commission Energy Assistance Program; and

WHEREAS, the contract is for \$110,731 for the period of October 1, 2009 through July 31, 2010; and

WHEREAS, Employment Training and Community Services (ETCS) is the administering agency for community action services in Washtenaw County and these funds are necessary for the delivery of services to customer's in need of emergency assistance; and

WHEREAS, these funds are to be used for income-eligible customers to assist with payment of metered fuels, electricity, and deliverable fuels; and

WHEREAS, ETCS has assisted 125 households with MPSC funds for emergency service payments during the last Fiscal Year and plans to assist 195 households during FY 2009; and

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

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby ratifies the County Administrator's signature on the application to the Michigan Community Action Agency Associate for the 2010 Michigan Public Service Commission Energy Assistance Program, in the amount of \$110,731 for the period of October 1, 2009 through July 31, 2010, 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 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 contract upon review of Corporation Counsel to be filed with the County Clerk

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	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 February 3<sup>rd</sup>, 2010, 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  $4^{th}$  day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk

A RESOLUTION RATIFYING THE SIGNATURE OF THE COUNTY ADMINISTRATOR ON THE APPLICATION TO THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR THE FISCAL YEAR 2009 FEDERAL FOSTER GRANDPARENT PROGRAM (FGP) IN THE AMOUNT OF \$442,619 FOR THE PERIOD OF JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 FOR ETCS; AUTHORIZING THE ADMINISTRATOR TO SIGN THE NOTICE OF GRANT AWARD, APPROVING THE BUDGET, AND AUTHORIZING THE ADMINISTRATOR TO SIGN DELEGATE CONTRACTS

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

# February 3, 2010

WHEREAS, ETCS has prepared an application in the amount of \$442,619 to the Corporation for National and Community Service for federal funds to support the Foster Grandparent Program for the period of January 1, 2010 through December 31, 2010; and

WHEREAS, ETCS plans to serve a total of sixty-four Foster Grandparent participants; and

WHEREAS, ETCS has administered the Foster Grandparents Program in Washtenaw County for 42 years, providing volunteer placements and stipends for older adults to work with children with special needs; and

WHEREAS, this application totals \$442,619 and includes \$295,623 in federal funds, \$9,594 of state funds, and local match of \$137,402 that is comprised of the following: \$60,149 in County General Fund match to the State and Federal grants; and \$59,218 in CSBG support; and \$18,035 in in-kind match; and

WHEREAS, of the \$137,402 local match, \$60,149 is County General Fund requested specifically for this grant application, (\$6,147 less than the prior year); and

WHEREAS, Foster Grandparents serve 20 or more hours per week in not-for-profit community settings; and

WHEREAS, the program has agreements with 25 youth serving organizations including; elementary schools, high schools, the Washtenaw County Juvenile Detention Center, day care programs, and Head Start Programs; and

WHEREAS, each Foster Grandparent is paid a non-taxable stipend of \$2.65 per hour; and

WHEREAS, the Grandparents also receive transportation to and from the volunteer site, one meal per work day, social activity, uniforms, recognition, community involvement, monthly training, and an annual physical; and

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

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby ratifies the signature of the County Administrator on the application to the Corporation for National and Community Service for the Foster Grandparent Program in the amount of \$442,619 for the period of January 1, 2010 through December 31, 2010 for ETCS, 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 application:

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

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	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 February 3<sup>rd</sup>, 2010, 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  $4^{th}$  day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk
	COUNTY SE
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# A RESOLUTION ELIMINATING THE WASHENAW COUNTY PLANNING ADVISORY BOARD

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

# **FEBRUARY 3, 2010**

WHEREAS, on September 18, 2002, the Washtenaw County Board of Commissioners passed a Resolution (02-0175) dissolving the Washtenaw County Metropolitan Planning Commission and creating an advisory body called the Washtenaw County Planning Advisory Board, to advise the Board of Commissioners on various planning issues; and

WHEREAS, the 2010-2011 Washtenaw County Budget eliminated the Office of Strategic Planning and corresponding planning functions; and

WHEREAS, these previous Board actions require the elimination of the Washtenaw County Planning Advisory Board; and

WHEREAS, the Board of Commissioners desires to clearly articulate the impact of these changes to the public; and

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

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners dissolves the Washtenaw County Planning Advisory Board as previously established by Resolution 02-0175 (Attachment A).

BE IT FURTHER RESOLVED that rescinding this Resolution is not intended to reinstate the Washtenaw County Metropolitan Planning Commission which was dissolved by the Board of Commissioners on September 18, 2002, (Resolution #02-0175).

BE IT FURTHER RESOLVED that the previously established Charges and Duties (Resolution 02-0175) and By-Laws of the Washtenaw County Planning Advisory Board (Resolution 07-240) (Attachment B) are also rescinded.

BE IT FURTHER RESOLVED that Washtenaw County will not generally provide comments on local unit of government master plan amendments or updates.

BE IT FURTHER RESOLVED that Washtenaw County reaffirms that it has no planning commission and accordingly will not receive PA 116 farmland preservation applications.

BE IT FURTHER RESOLVED that the effective date of these changes is February 4, 2010.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	Α
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY

ROLL CALL VOTE: TOTALS

10 0

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 February 3<sup>rd</sup>, 2010, 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 4<sup>th</sup> day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

Deputy Clerk
Sall A

A RESOLUTION APPROVING AMENDMENTS TO THE HISTORIC PRESERVATION, PURCHASE OF DEVELOPMENT RIGHTS, AND NATURAL AREAS PRESERVATION ORDINANCES

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

### **FEBRUARY 3, 2010**

WHEREAS, the 2010-2011 Washtenaw County Budget eliminated the Office of Strategic Planning and corresponding planning functions; and

WHEREAS, as a result of these budget actions, the Board of Commissioners dissolved the Washtenaw County Planning Advisory Board; and

WHEREAS, as a result of these Board actions, several County Ordinances must be amended to remove any reference to the Washtenaw County Planning Advisory Board; and

WHEREAS, the Board of Commissioners desires to clearly articulate the impact of these changes to the public; and

WHEREAS, a canvass revealed that three County Ordinances (Washtenaw County Historic Preservation Ordinance; Washtenaw County Purchase of Development Rights Ordinance; and the Washtenaw County Natural Areas Preservation Ordinance) contain references to the Washtenaw County Planning Advisory Board; and

WHEREAS, the County desires to update these Ordinances to remove reference to the Washtenaw County Planning Advisory Board to accurately reflect how the County will conduct business in these areas; and

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

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners amends Sections Two and Three of the Washtenaw County Historic Preservation Ordinance as attached (Attachment A).

BE IT FURTHER RESOLVED that the Board of Commissioners amends Section Four of the Washtenaw County Purchase of Development Rights Ordinance as attached (Attachment B).

BE IT FURTHER RESOLVED that the Board of Commissioners amends Sections Two and Five of the Washtenaw County Natural Areas Preservation Program Ordinance as attached (Attachment C).

BE IT FURTHER RESOLVED that the Board of Commissioners directs the Clerk to publish a notice of the adoption of the revised Ordinances (Washtenaw County Historic Preservation Ordinance; Washtenaw County Purchase of Development Rights Ordinance; and the Washtenaw County Natural Areas Preservation Ordinance) in a newspaper of general circulation within Washtenaw County as soon as practicable.

BE IT FURTHER RESOLVED that these changes shall become effective upon the publishing of the notice of such changes in a newspaper(s) of general circulation throughout the County.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	X						

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

STATE OF MICHIGAN

COUNTY OF WASHTENAW)<sup>SS.</sup>

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 February 3<sup>rd</sup>, 2010, 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  $4^{\text{th}}$  day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk

# ATTACHMENT A: Proposed Amendments to Sections 2 and 3 of the Historic Preservation Ordinance of 1974 (Revised in 1978, 1988, 1999, 2000, 2003)

# SECTION 2 HISTORIC DISTRICT COMMISSION

- A. The Washtenaw County Historic District Commission is hereby established pursuant to Act No. 169 of the Public Acts of 1970, as amended, and Act No. 213 of the Public Acts of 1957, as amended.
- B. Purpose Historic preservation is declared to be a public purpose and the Washtenaw County Board of Commissioners may by ordinance regulate the work in historic districts within the limits of the -Washtenaw County Board of Commissioners . The purpose of the ordinance shall be to do one or more of the following:
  - 1. Safeguard the heritage of Washtenaw County by preserving one or more historic districts in the county that reflect elements of the county's history, architecture, archaeology, engineering, or culture.
  - 2. Stabilize and improve property values in each district and the surrounding areas.
  - 3. Foster civic beauty.
  - 4. Strengthen the local economy.
  - 5. Promote the use of historic districts for the education, pleasure, and welfare of the citizens of the county and of the state.
- C. Organization The Washtenaw County Historic District Commission shall consist of seven or nine members to be appointed by the Chair of the Washtenaw County Board of Commissioners with the approval of the Board of Commissioners. All members shall reside within Washtenaw County. Members shall be appointed for three-year terms except the initial appointments of some of the members shall be staggered so that subsequent appointments shall not reoccur at the same time. Thus, two shall be appointed for a one (1) year term, two shall be appointed for a two (2) year term and three shall be appointed for a three (3) year term. Members shall be eligible for reappointment. In the event of a vacancy on the Commission interim appointments shall be made within 60 calendar days by the Chair and Board of Commissioners to complete the term of such position. The majority membership shall consist of representative citizens who shall have demonstrated interest in or knowledge of historic preservation and Washtenaw County's history. The Board shall appoint at least two members from a list of citizens submitted by a duly organized and existing County preservation society or societies. If available, an architect who is a graduate of an accredited school of architecture and has two years of architectural experience or who is an architect registered in this state; an attorney who is duly registered in the state; a member of the Washtenaw County Planning Advisory Board; and interested persons from as many different townships within Washtenaw County as feasible shall be appointed. Members may be removed by the majority vote of the Board of Commissioners when it is deemed in the best interest of the Historic District Commission and the county.

- D. Rules The Historic District Commission shall establish rules providing for the holding of its meetings and for the election of its officers.
- E. Meetings The business that the commission may perform shall be conducted at a public meeting of the commission held in compliance with the open meetings act, Act No. 267 of the Public Acts of 1976, as amended, being sections 15.261 to 15.275 of the Michigan Compiled Laws. Public notice of the time, date, and place of the meeting shall be given in the manner required by Act No. 267 of the Public Acts of 1976, as amended. A meeting agenda shall be part of the notice and shall include a listing of each permit application to be reviewed or considered by the commission.

The commission shall keep a record of its resolutions, proceedings, and actions. A writing prepared, owned, used, in the possession of, or retained by the commission in the performance of an official function shall be made available to the public in compliance with the freedom of information act, Act. No. 442 of the Public Acts of 1976, as amended, being sections 15.231 to 15.246 of the Michigan Compiled Laws.

- F. Functions and Duties The Washtenaw County Historic District Commission shall carry out the following functions in accordance with its mission to safeguard the heritage of Washtenaw County, and perform the following duties:
  - 1. It shall have those duties and powers set forth in Sections 3, 4, and 5 concerning construction, alteration, repair, moving, purchase, maintenance or demolition within a historic district.
  - It shall have those duties and powers set forth below in Section 10 concerning the coordination of plans of cities, villages, and townships and its own historic plans.
  - 3. It shall encourage and cooperate with civic and fraternal groups and other organizations in promoting Washtenaw County's history, heritage, traditions, and customs through participation in public historical activities, patriotic celebrations or other special events.
  - 4. As long as the proposed activity meets the purposes set forth in this ordinance, it shall encourage and cooperate with merchants, banks, utilities, and other commercial enterprises in the use of local historical material in their advertising and sales promotion using the Commission's collections, knowledge and skill.
  - 5. It shall encourage and cooperate with local organizations in the use of historical materials in promoting the welfare of Washtenaw County.
  - 6. It shall work with local, county, state or national groups, organizations, agencies, individuals, or units of government in the selection, marking, and/or acquisition of historic structures, sites, districts, objects or items as well as the acquisition, preservation and display of historical material.
  - 7. It shall represent or serve as a liaison between the Board of Commissioners and other organizations interested in the history of Washtenaw County.
  - 8. It shall act in a management, administrative, advisory, research, or service capacity for the Board of Commissioners in historical matters subject to the instructions of the Board of Commissioners.

- 9. It shall advise the Board of Commissioners regarding the acceptance by the County of gifts of property both new and having historical significance and cooperate in the receipt of such property, funds, and bequests. It will assist with the sale of such resources, attaching protective covenants, if necessary.
- 10. It shall carry out such special assignments on historical matters as the Board of Commissioners may direct from time to time including the solicitation of grants and bequests for historical purposes by any and all appropriate available means.
- 11. It shall not obligate itself or the County in any financial undertaking unless provided with the budget funds for such obligation or unless first authorized by the Board of Commissioners, though it may cooperate with the various other local foundations and societies on the appropriate use, application or expenditure of other society or foundation funds or assets.
- 12. It shall have the authority subject to the approval of the Board of Commissioners to support the establishment of a Washtenaw County Historical Museum.
- 13. It shall report annually and as requested to the Board of Commissioners on its activities and the results. The annual report shall be created with promotion and education in mind.
- 14. One or more members may serve on or be members of any historic district study committee created pursuant to Section 3 of this ordinance. To avoid any conflict of interest, the commissioners shall act in an advisory capacity to the study committee.
- 15. It shall advise the Board of Commissioners regarding the possibility of issuing revenue bonds pursuant to Act No. 94 of the Public Acts of 1933, as amended.

# SECTION 3 ESTABLISHMENT, MODIFICATION, AND ELIMINATION OF HISTORIC DISTRICTS

A. The Washtenaw County Historic District Commission may, by ordinance and in cities, villages or townships where there is a contract explicitly addressing the Washtenaw County Historic District Commission's jurisdictional authority within that governmental entity, establish one or more historic districts. The County Historic District Commission pursuant to section 4 shall administer the historic districts.

B. Before such establishment the Board of Commissioners shall appoint an historic district study committee. The committee shall contain a majority of persons who have a clearly demonstrated interest in or knowledge of historic preservation, and shall contain representation from one or more duly organized local historic preservation organizations.

- C. The Committee shall:
- (1) Conduct a photographic inventory of resources within each proposed historic district following procedures established or approved by the bureau.
- (2) Conduct basic research of each proposed historic district and the historic resources located within that district.
- (3) Determine the total number of historic and non-historic resources within a proposed historic district and the percentage of historic resources of that total. In

evaluating the significance of historic resources, the committee shall be guided by the selection criteria for evaluation issued by the United Sates secretary of the interior for inclusion of resources in the National Register of Historic Places, as set forth in 36 C. F. R. part 60, and criteria established or approved by the bureau, if any.

- (4) Prepare a preliminary historic district study committee report that addresses at a minimum all of the following:
  - (i) The charge of the committee.
  - (ii) The composition of the committee membership.
  - (iii) The historic district or districts studied.
  - (iv) The boundaries for each proposed historic district in writing and on maps.
  - (v) The history of each proposed historic district.
  - (vi) The significance of each district as a whole, as well as a sufficient number of its individual resources to fully represent the variety of resources found within the district, relative to the evaluation criteria.
- (5) Transmit copies of the preliminary report for review and recommendations to the Washtenaw County Historic District Commission, the Washtenaw County Planning Advisory Board, the Washtenaw County Parks and Recreation Commission, Michigan Historical Commission, State Historic Preservation Review Board and the SHPO.
- (6) Make copies of the preliminary report available to the public pursuant to subsection F on the next page.
- D. Not less than sixty (60) calendar days after the transmittal of the preliminary report, the committee shall hold a public hearing in compliance with Act No. 267 of the Public Acts of 1976, as amended, being sections 15.261 to 15.275 of the Michigan Compiled Laws. Public notice of the time, date, and place of the hearing shall be given in the manner required by Act No. 267 of the Public Acts of 1976, as amended. Written notice shall be mailed by first-class mail not less than 14 calendar days before the hearing to the owners of properties within the proposed historic district, as listed on the tax rolls of the local unit.
- E. After the date of the public hearing, the committee and the County Board of Commissioners shall have not more than one year, unless otherwise authorized by the County Board of Commissioners, to take the following actions:
  - (1) The Committee shall prepare and submit a final report with its recommendations and those of the Washtenaw County Historic District Commission to the Washtenaw County Board of Commissioners. If the recommendation is to establish a historic district or districts, the final report shall include a draft of a proposed ordinance or ordinances.
  - (2) After receiving a final report that recommends the establishment of a historic district or districts, the County Board of Commissioners, at its discretion, may introduce and pass or reject an ordinance or ordinances. If the County passes an ordinance or ordinances establishing one or more historic districts, the County shall file a copy of that ordinance or those ordinances, including a legal

description of the property or properties located within the historic district or districts, with the register of deeds. The County shall not pass an ordinance establishing a contiguous historic district less than 60 days after a majority of the property owners within the proposed historic district, as listed on the tax rolls of the local unit, have approved the establishment of the historic district pursuant to a written petition.

- F. A writing prepared, owned, used, in the possession of, or retained by a committee in the performance of an official function shall be made available to the public in compliance with Act No. 442 of the Public Acts of 1976, as amended, being sections 15.231 to 15.246 of the Michigan Compiled Laws.
- G. The Commission may at any time establish by ordinance additional historic districts, including proposed districts previously considered and rejected, may modify boundaries of an existing historic district or may eliminate an existing historic district. Before establishing, modifying, or eliminating a historic district, a historic district study committee appointed by the Board of Commissioners shall, except as provided in Section 3, subsection H, comply with the procedures set forth above and shall consider any previously written committee reports pertinent to the proposed action. To conduct these activities, the Board of Commissioners may retain the initial committee, establish a standing committee, or establish a committee to consider only specific proposed districts and then be dissolved.
- H. If considering elimination of a historic district, a committee shall follow the procedures set forth in this section for issuing a preliminary report, holding a public hearing, and issuing a final report but with the intent of showing one or more of the following:
  - (1) The historic district has lost those physical characteristics that enabled establishment of the district.
  - (2) The historic district was not significant in the way previously defined.
  - (3) The historic district was established pursuant to defective procedures.
- I. Upon receipt of substantial evidence showing the presence of historic, architectural, archaeological, engineering, or cultural significance of a proposed historic district, the County Board of Commissioners may, at its discretion, adopt a resolution requiring that all applications for permits within the proposed historic district be referred to the commission as prescribed in sections 4 and 5. The commission shall review permit applications with the same powers that would apply if the proposed historic district was an established historic district. The review may continue in the proposed historic district for not more than one year, or until such time as the County Board of Commissioners approves or rejects the establishment of the historic district by ordinance, whichever comes first.
- J. If the County Board of Commissioners determines that pending work will cause irreparable harm to resources located within an established historic district or a proposed historic district, the County Board of Commissioners may by resolution

declare an emergency moratorium of all such work for a period not to exceed six months. The Board may extend the emergency moratorium for an additional period not to exceed six months upon finding that the threat of irreparable harm to resources is still present. Any pending permit application concerning a resource subject to an emergency moratorium may be summarily denied.

# ATTACHMENT B: Proposed Amendments to Section 4 of the Washtenaw County Purchase of Development Rights Ordinance (Revised in 2006)

### **SECTION 4: APPLICATION PROCESS**

Prior to accepting any applications to the County's PDR Program or providing application processing assistance to property owners in local units of government without an approved PDR Ordinance, the County shall submit this Ordinance to each local unit where it intends to purchase Development Rights or provide application processing assistance. The County shall not purchase Development Rights from, or process applications on behalf of, any property owner located in a local unit of government that has failed to take official action approving the County's Purchase Development Rights Program.

Applications submitted are subject to all parts of this ordinance and will be processed as follows.

- The County Board shall create an Agricultural Lands Preservation Advisory Committee ("ALPAC"). ALPAC shall assist the County Board in determining whether it should purchase the Development Rights on a particular parcel as well as how much the County should pay for those rights; Washtenaw County Department of Planning and Environment shall staff ALPAC.
  - 1.1. ALPAC members shall be County residents and be appointed from the following groups:
    - 1.1.1. Three (3) representatives who are engaged in agricultural production or operate agricultural businesses;
    - 1.1.2. One (1) representative from the Planning Advisory Board County Board of Commissioner or a general public member appointed by the Board of Commissioners:
    - 1.1.3. One (1) representative from real estate development interests;
    - 1.1.4. One (1) representative of environmental/conservation groups or natural resources professional;
    - 1.1.5. One (1) general public member appointed by the Board of Commissioners.
  - 1.2. The terms of ALPAC members and other conditions of the advisory group shall be set by the County Board at the time of creation.
  - 1.3. Individual ALPAC members shall disclose any potential conflict of interest and may not participate in discussion or vote when a conflict exists. Conflict of interests include, but are not confined to, situations where (1) the board member is the applicant; (2) the member is a relative of the applicant by blood or marriage; (3) the board member has a business association or ties with the applicant that would be affected by the application; (4) the board member, a relative, or a business associate could receive financial gain or benefit from the acceptance of the application.

# ATTACHMENT C: Proposed Amendments to Sections 2 and 5 of the Washtenaw County Natural Areas Preservation Ordinance (2000)

### **SECTION 2: Definitions**

- 1. "County Board" means the Washtenaw County Board of Commissioners.
- 2. "Full Ownership" means fee simple ownership.
- 3. "Governmental Agency" means the United States or any agency of the United States, the State of Michigan or any agency of the State of Michigan, any Township, City or Municipal Corporation.
- 4. "Natural Areas Land" means any land, which provides the function of conserving natural resources, including the promotion of the conservation of soils, wetlands and waterways, habitat, and special plants, animals, and plant communities.
- 5. "Parks and Recreation Commission" means the Washtenaw County Parks and Recreation Commission.
- 6. "Passive Recreation" means walking, jogging, bird watching, nature studies, quiet picnicking and other quiet inactive pastimes.
- 7. "Planning Advisory Board" means the Washtenaw County Planning Advisory Board.
- <u>7.</u> "Property Owner" means the party or parties having the fee simple ownership interest in land.

# **SECTION 5: Application Process**

- Either the Parks and Recreation Commission or a property owner may initiate discussion pertaining to the sale of natural areas property to the County. A property owner interested in selling natural areas land to the County shall complete an application on a form provided by the Parks and Recreation Commission. Completed applications shall be forwarded to the Parks and Recreation Commission.
- 2. The Parks and Recreation Commission shall forward all completed applications to the following groups for advisory opinions: (1) the local unit where the natural areas property is located; (2) the Planning Advisory Board; and (3) NATAC. The Planning Advisory Board and NATAC shall co-operate with each other and the Parks and Recreation Commission as necessary to fulfill their respective duties under the Ordinance.
- 3. The Planning Advisory Board shall consider how the application affects the following areas: (1) long range planning; (2) existing land use; (3) current zoning; (4) compliance with County and local unit master plans; (5) impact on fragile lands/natural resources; and (6) impact on infrastructure and the community as a whole.

- 3. NATAC shall give the Parks and Recreation Commission an advisory opinion on the following issues: (1) should the Parks and Recreation Commission purchase the natural areas under review; and (2) how much the Parks and Recreation Commission should pay for that property. NATAC shall evaluate the applications based on the criteria in this Ordinance to determine which properties the Parks and Recreation Commission should appraise for possible fee simple purchase.
- 4. State Certified Appraisers, selected by the Parks and Recreation Commission shall complete the appraisals. Any Parks and Recreation Commission selected Appraiser shall immediately disclose any conflict of interest he/she might have in appraising the property. The Parks and Recreation Commission shall choose an alternate Appraiser if a conflict of interest is discovered. Appraisals shall be in writing and will be furnished to the property owner for review. The Parks and Recreation Commission or property owner may point out errors of fact, provided however, that only the Appraiser may correct the appraisal. A property owner who disagrees with the appraisal may, within a reasonable time, obtain a second appraisal from a State Certified Appraiser at the owner's expense. This appraisal shall be filed with the Parks and Recreation Commission, which will promptly forward it to NATAC. NATAC shall use both appraisals when completing its recommendation to the Parks and Recreation Commission.
- <u>5.</u> The Parks and Recreation Commission shall review the recommendations from the local unit, Planning Commission, and NATAC on whether the natural areas property should be purchased and at what price.
- 6. The Parks and Recreation Commission at a regularly scheduled or special meeting shall make the final decision on whether to purchase the natural areas property and at what price. Notwithstanding any advisory recommendations, the Parks and Recreation Commission has complete discretion to determine whether to purchase any proposed natural areas property and may decide not to buy any particular property if it finds that such action is in the County's best interest. The opportunity for donation and/or matching funds may be part of the decision to purchase the property. The Parks and Recreation Commission shall direct that a Phase I environmental audit be completed prior to the completion of the purchase.
- 7. After agreeing to purchase a natural areas property, the Parks and Recreation Commission shall direct the Office of Corporation Counsel to complete the documents necessary to complete the transaction.

A RESOLUTION APPROVING AMENDMENTS TO THE FOLLOWING COUNTY POLICIES: (1) SALE OF REAL PROPERTY BELONGING TO THE COUNTY; AND (2) BOARD OF COMMISSIONERS RULES AND REGULATIONS

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

# **FEBRUARY 3, 2010**

WHEREAS, the 2010-2011 Washtenaw County Budget eliminated the Office of Strategic Planning and corresponding planning functions; and

WHEREAS as a result of these budget actions, the Board of Commissioners dissolved the Washtenaw County Planning Advisory Board; and

WHEREAS, the elimination of these functions and the dissolution of the Washtenaw County Planning Advisory Board require an amendment to two County Policies: (1) Sale of Real Property Belonging to the County; and (2) Board of Commissioners Rules and Regulations; and

WHEREAS, the Board of Commissioners desires to clearly articulate the impact of these changes to the public; and

WHEREAS, the County desires to update these Policies to remove any reference to the Washtenaw County Planning Advisory Board to accurately reflect how the County will conduct business; and

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

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners amends Section Three of the Washtenaw County Sale of Real Property Belonging to the County Policy as attached (Attachment A).

BE IT FURTHER RESOLVED that the Board of Commissioners amends Section Eight of the Washtenaw County Board of Commissioners – Rules and Regulations Policy as attached (Attachment B).

BE IT FURTHER RESOLVED that the effective date of these changes is February 4, 2010.

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY

ROLL CALL VOTE: TOTALS

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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 February 3<sup>rd</sup>, 2010, 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 4<sup>th</sup> day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk
	COUNTY
	7. 100 E

A RESOLUTION ADOPTING A FEE FOR NOTARIZING DOCUMENTS IN THE OFFICE OF THE COUNTY CLERK/REGISTER – ELECTIONS & ADMINISTRATION DIVISION

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

February 3, 2010

WHEREAS, The Washtenaw County Clerk/Register's Office Staff can notarize documents for the public; and

WHEREAS, the Office has noticed a marked increase in the number of requests for notarial acts thereby requiring more time and attention from Office Staff to customer service; and

WHEREAS, Public Act 238 of 2003 Section 55.285 states that "The fee charged by a notary public for performing a notarial act shall not be more than \$10.00 for any individual transaction or notarial act."

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the County of Washtenaw hereby adopts the Fee for Notarizing Documents as attached hereto as Exhibit A.

COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	X						

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

STATE OF MICHIGAN

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 February 3<sup>rd</sup>, 2010, as it appears of record in my office.

COUNTY OF WASHTENAW)SS.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court at Ann Arbor, this  $4^{\text{th}}$  day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk

# **EXHIBIT A**

# **CLERK/REGISTER - ELECTIONS/ADMINISTRATION DIVISION FEE**

**DOCUMENT NOTARIZATION** 

\$10.00\*

<sup>\*</sup> This fee will be waived for documents ultimately filed with the Elections & Administration Division that require a notarial act.

A RESOLUTION TO RATIFY THE SIGNATURE OF THE COUNTY ADMINISTRATOR ON A GRANT CONTRACT WITH THE MICHIGAN SUPREME COURT, STATE COURT ADMINISTRATIVE OFFICE, MICHIGAN DRUG COURT GRANT PROGRAM IN THE AMOUNT OF \$40,000 FOR THE PERIOD OF OCTOBER 1, 2009 THROUGH SEPTEMBER 30, 2010 TO SUSTAIN THE WASHTENAW COUNTY JUVENILE DRUG COURT.

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

### **FEBRUARY 3, 2010**

WHEREAS, the Washtenaw County Trial Court, in partnership with the Washtenaw County Prosecutor; Washtenaw County Office of the Public Defender; Washtenaw County Children's Services Department; Washtenaw Intermediate School District; Washtenaw-Livingston Substance Abuse Coordinating Agency; and Dawn Farm, established a Juvenile Drug Court in 2005; and

WHEREAS, the program has shown significant gains for youth in the areas of school performance, parent involvement; reduced drug/alcohol use, and reduced recidivism; and

WHEREAS, a grant to the Michigan Supreme Court in the amount of \$115,100 to sustain funding for substance abuse treatment services was submitted and awarded at the lower amount of \$40,000; and

WHEREAS, alternate funding has been secured to supplement this grant and thereby preserve this essential program.

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby ratifies the Signature of the County Administrator on the contract with the Michigan Supreme Court, State Court Administrative Office, Michigan Drug Court Grant Program in the amount of \$40,000 for the period of October 1, 2009 through September 30, 2010.

BE IT FURTHER RESOLVED that the Washtenaw County Board of Commissioners hereby takes the following actions contingent upon receipt of the grant award in conformity with the 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	Α	COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY

**ROLL CALL VOTE: TOTALS** 

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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 February 3<sup>rd</sup>, 2010, 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 4<sup>th</sup> day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk
	SAULT TO THE PROPERTY OF THE P

A RESOUTION APPOINTING VERNA J. MCDANIEL AS WASHTENAW COUNTY ADMINISTRATOR AND DIRECTING CORPORATION COUNSEL TO NEGOTIATE AN EMPLOYMENT AGREEMENT

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

February 17, 2010

WHEREAS, on May 14, 2010, Robert E. Guenzel will retire as the County Administrator after serving over fifteen (15) years in such capacity; and

WHEREAS, on January 6, 2010, the Board of Commissioners approved an aggressive timeline for posting, interviewing and hiring a successor County Administrator; and

WHEREAS, Verna J. McDaniel was the only internal applicant for the County Administrator position; and

WHEREAS, Verna J. McDaniel was interviewed by the Board of Commissioners at the January 21, 2010 Working Session; and

WHEREAS, this matter has been reviewed by the Ways & Means Committee

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners hereby appoints Verna J. McDaniel as Washtenaw County Administrator effective May 15, 2010

BE IT FURTHER RESOLVED that the Board of Commissioners hereby authorizes Corporation Counsel to negotiate an Employment Agreement between Verna J. McDaniel and the County and to return the Agreement to the Board of Commissioners for approval by no later than March 17, 2010.

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	Α
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	X						

CLERK/REGISTER'S CERTIFICATE - CERTIFIED COPY

**ROLL CALL VOTE: TOTALS** 

10 0

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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 February 3<sup>rd</sup>, 2010, 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 4<sup>th</sup> day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk
	CAMP)

A RESOLUTION AUTHORIZING PAYMENT OF CLAIMS COMMENCING WITH THE LAST PREVIOUSLY APPROVED CLAIM AND CONTINUING THROUGH THE DATE OF JANUARY 22, 2010

### WASHTENAW COUNTY BOARD OF COMMISSIONERS

### **FEBRUARY 3, 2010**

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 January 22, 2010, 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 January 22, 2010, inclusive, as listed in the statement of claims as attached hereto and made a part hereof.

COMMISSIONER	Y	N	Α	COMMISSIONER	Y	N	A	COMMISSIONER	Y	N	A
Bergman	X			Ouimet	X			Schwartz	X		
Gunn	X			Peterson	X			Sizemore	X		
Irwin	X			Ping			X	Smith	X		
Judge	X			Prater	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 February 3<sup>rd</sup>, 2010, 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  $4^{\text{th}}$  day of February, 2010.

# LAWRENCE KESTENBAUM, Clerk/Register

BY:	
	Deputy Clerk



### **COUNTY ADMINISTRATOR**

220 North Main, P.O. Box 8645 (734) 222-6850

Ann Arbor, Michigan 48107-8645 FAX (734) 222-6715

MEMORANDUM February 17, 2010

TO: Lawrence Kestenbaum, Washtenaw County Clerk/Register

FROM: Robert E. Guenzel, County Administrator

RE: Certification of Claims List Inclusive from January 9, 2010 through January 22, 2010

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 January 22, 2010 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:

Nicole Hann Management Assistant



**BEGINNING OF CLAIMS:** January 9, 2010 **END OF CLAIMS:** January 22, 2010

FOR BOARD APPROVAL:

APPROVAL: February 3, 2010

FUND	DESCRIPTION	SYSTEM CHECKS	UTILITIES	CREDIT CARDS	EXCEPTION & PRE- CLAIMS	TOTAL
1010	GENERAL FUND	\$ -	\$ -	\$ -	\$ 20.00	\$ 20.00
0	TOTALS	\$ -	\$ -	\$ -	\$ 20.00	\$ 20.00



# **EXCEPTIONS AND PRE-CLAIMS LISTING FOR:**

January 26, 2010

<u>PAYEE</u>	FUND/CO	<u>CHECK</u> <u>NO.</u>	<u>CHECK</u> <u>DATE</u>	<u>AMOUNT</u>	EXPLANATION	Batch #
United Postal Service	1010	426730	01/26/10	\$20.00	1	446222
			- =	\$20.00		

# **EXPLANATION**

1)Early release to avoid late fees