

#### WASHTENAW COUNTY BOARD OF COMMISSIONERS

#### **WAYS & MEANS COMMITTEE**

#### August 3, 2005

Chair Irwin called the meeting to order at 6:29 p.m. in the Board Room, Administration Building, 220 North Main Street, Ann Arbor, Michigan.

MEMBERS PRESENT: Comms. Bergman, Brackenbury, Gunn, Irwin, Kern, Ouimet, Peterson, Prater, Sizemore,

Smith, Solowczuk.

MEMBERS ABSENT: None.

OTHERS PRESENT: Bob Guenzel, County Administrator; Frank Cambria, Deputy County Administrator; Curtis

Hedger, Corporation Counsel; Lawrence Kestenbaum, Clerk; Janis Bobrin, Drain Commissioner; Peter Ballios, Scott Patton, Finance; Tony VanDerworp, Planning and Environment; David Behen, Ken Schrader, ITS; Verna McDaniel, Bob Hubbard, Human Resources; Greg Dill, Facilities; Mary Udoji, Library; Gordon Burger, Jennifer Watson, Budget; Dick Fleece, Environmental Health; Pat Horne McGee, Head Start; Ellen Clement, Public Health; Tim Morales, Jim Anuszkiewicz, Sheriff's Office; Alan Israel, Prosecutor's Office; Kerry Sheldon, Administration; Stephen Kirschner, Clerk's Office; various citizens; and

members of the press.

#### **Roll Call**

## **Citizen Participation**

Roger Rayle spoke concerning Gelman clean up. See PowerPoint handout. Mr. Rayle is concerned that cleanup is not proceeding on the proper schedule. He would like resolution to pass and commends the county for taking lead on this.

Harold Morgan of Ann Arbor spoke about East Delhi Bridge. He stated that the bridge is an important historical landmark and does not want it turned into 2 lane bridge.

Pat Kelly, Dexter Township Supervisor, distributed a handout containing suggestions from the townships for a workable solution to sheriff issue. She said the townships desire to work with county and they all want success.

Pat Valencourt, President of Manchester Village, asked for board to review memorandum delivered by Pat Kelly. She stated that all decisions will impact all of county and the county needs security before other services.

Michael Moran, Ann Arbor Township Supervisor, encouraged the adoption of Pat Kelly's memo. He encouraged the board to take time to make a good decision.

Audrey Jackson, of Ann Arbor said that the Commissioners actions surrounding the sheriffs issue is similar to a temper tantrum. She stated that there is no substitute for road patrols and citizens have a role in who sits on commission.

Pat Ryan of Ann Arbor voiced her support of the Gelman resolution and thanked Comms. Smith and Irwin for taking lead in clean up issues. She stated that progress has been made, but more is required.

Doug Winters, Ypsilanti & Salem Township Attorney, wondered when the last time the county leaders have sat in on court case. Mr. Winters stated that the WCSD has had a hand in every major case in county. He listed several examples of the Sheriff's department's involvement in all jurisdictions.

Lisa Miller of Pittsfield Township spoke about the Road Commission's study on the Wal-Mart development. Ms. Miller explained reasons for dismissing Wal-Mart's proposal. She asked that commissioners investigate the Road Commission's handling of the Wal-Mart development.

Christine Judge of Pittsfield Township stated she is appalled by the Road Commissions treatment of the community. See Handout.

Sabrina Gross of Pittsfield Township told the Board that she has children attending high school in affected area. She stated that Wal-Mart will cost government in lost taxes, become eye sore, impede traffic, including emergency services. She asked commissioner's to continue to give attention to the Wal-Mart issues.

William McFarlane, Superior Township Supervisor, stated that administrator's sheriff proposal does not give enough time to township for the preparation and collaboration that will be necessary to handle the changes.

Karen Lovejoy Roe, Ypsilanti Township, urged the Commissioners to vote no on administrator's Sheriff proposal.

Brenda Stumbo, Ypsilanti Township Clerk, read previous resolution on contracting police services. She stated that the Commissioners are violating trust with the new sheriff proposal.

Fred Roperti, Salem Township, said that without the sheriff department there would be complete chaos.

Ruth Ann Jamnick, Ypsilanti Township Supervisor, asked the Board to give the administrator's sheriff resolution another thought. She asked that the county would not drop responsibility solely on townships.

## Commissioner Follow-Up to Citizens' Participation

Comm. Brackenbury recognized the residents who spoke about Wal-Mart, concerning the location. He stated Road Commission study did not comply with its own standards. Road Commissioner Tim Eder is breath of fresh air on the commission.

Comm. Smith stated that there are symptoms of a large problem in Road Commission. He thanked Comm. Irwin & staff for help with the Gelman resolution. Comm. Smith stated that his perception of Commissioners actions surrounding the sheriff's issue has been professional and well handled. He continued that previous commission handled the millage correctly. He stated that this is a watershed issue and he wants to move towards shared responsibility; it is time to move forward with the process.

Comm. Prater encouraged the Delhi bridge observer to attend a Road Commission meeting and state the same as he had earlier in this meeting.

Comm. Sizemore expressed that any flaw with the Road Commission should be addressed without delay. He stated that the county commissioners' only interaction with Road Commission is through appointments. He took offense at earlier disparaging remarks concerning Sheriff issue. He said that this is a budgetary issue that cannot be overlooked.

Comm. Bergman reminds citizens that social services affect all townships, urban and rural. Citizens cannot avoid taxes while demanding infrastructure. She stated her belief that the idea that the administrator's sheriff proposal will leave a police free county is not realistic.

Comm. Ouimet encouraged citizens concerned about East Delhi Bridge to attend an upcoming bridge meeting. Road Commission will seek input on bridge at an open meeting in September. Road Commission improvement is a work in progress. He stated that Comm. Prater has done an outstanding job guiding the Road Commission. He continued that road patrols are a hallmark of county government. Comm. Ouiment concluded that If this proposal is to pass, attention must be paid to township supervisors recommendations.

#### **New Business:**

#### Children's Well-Being Community of Interest:

#### **Head Start:**

## **COLA & Quality Improvement Program**

Comm. Gunn seconded by Comm. Solowczuk moved to recommend that the Board of Commissioners approve the Resolution ratifying the Administrator's signature on the application to the Department of Health and Human Services for the COLA and Quality Improvement of the Head Start Program for the period of August 1, 2005 through July 31, 2006 in the amount of \$42,593; and authorizing the Administrator to sign the Notice of Grant Award; amending the budget and authorizing the Administrator to sign the delegate contracts.

Comm. Kern asked if the funding was divided based on number of children served. Pat Horne McGee responded affirmatively.

Comm. Sizemore asked for clarification on what percentage the raises would be. He expressed unconditional support for the Head Start Program. Pat Horne McGee responded that the raises vary from position to position.

Roll call vote: YEAS: 11. NAYS: None. ABSENT: None. Motion carried.

# One Time Supplemental for Program Improvement

Comm. Gunn seconded by Comm. Solowczuk moved to recommend that the Board of Commissioners approve the Resolution ratifying Administrator's signature on the application to the Department of Health and Human Services for the One Time Supplemental for Program Improvement funding for the Head Start Program for the period of August 1, 2005 through July 31, 2006 in the amount of \$154,084; authorizing the Administrator to sign the Notice of grant award; amending the budget and authorizing the Administrator to sign the delegate contracts.

Roll call vote: YEAS: 11. NAYS: None. ABSENT: None. Motion carried.

### Planning, Development & Environment Community of Interest:

### **Drain Commissioner - Transferring jurisdiction on Drainage District:**

Comm. Gunn seconded by Comm. Solowczuk moved to recommend that the Board of Commissioners approve the Resolution approving relinquishment of the Dexter Crossing Plat One Drainage District by the Drain Commissioner to the Dexter Township.

Roll call vote: YEAS: 11. NAYS: None. ABSENT: None. Motion carried.

#### Administrator:

#### Administrator - Police Service - Kern Amendment

Comm. Kern seconded by Comm. Irwin moved to amend the administrator's proposal to have the county absorb the overtime costs for all of 2006 and the contracting units pay them in 2007; all banked overtime on record as of January 1<sup>st</sup>, 2006 be the responsibility of the county, the county announce to the contracting entities by March 1, 2006 and approve by April 30, 2006 the defined core service support in 2008 and all overtime approved by the contracting entity.

Comm. Kern stated her appreciation for the extensive work staff has put into the proposal. She proposed an amendment to the administrator's proposal. Comm. Kern stated that she believes these changes, costing the county approximately \$1,000,000.00, will provide the contracting jurisdictions the best opportunity for successful transitions.

Comm. Solowczuk asked for clarification on the amount in overtime per deputy the county would be responsible for under the Kern amendment. Bob Guenzel responded it would be between \$300,000 and \$500,000. Comm. Solowczuk stated his appreciation to the townships for bring forward the recommendations.

Comm. Ouimet commended Comm. Kern for working on this amendment. He stated that this motion may be as good as the proposal can get.

Comm. Prater asked for comments from the County Administrator on this amendment. Bob Guenzel replied that he can work with the changes.

Comm. Peterson stated that the proposal has been moving too slowly. He stated he opposed dropping overtime in the 2<sup>nd</sup> year. Comm. Peterson concluded that he would support the amendment to move the process along, but may not support the resolution.

Comm. Smith asked why the commissioners would not make themselves the approving body for overtime, or at least require consultation with the contracting entities. Bob Guenzel replied that this had been considered, but was determined to be administratively too difficult. The administration would facilitate the protocol for overtime, but the sheriff and contracting entities should make final decisions on these issues. Comm. Smith asked if the county should at least be monitoring the overtime issued compared to what was approved, on a bi-monthly basis. Mr. Guenzel responded that a monthly or bi-monthly review would be an achievable goal. He stated that he believes that once a protocol for issuing overtime has been established between the sheriff and the contracting entities, minimal oversight will be required. Comm. Smith asked what the consequences would be if overtime exceeding approved limits. Curt Hedger replied that, in 2006 the county and in 2007 the

townships would have to pay the extra costs. Comm. Smith asked what would happen if a contracting entity refused to pay unauthorized overtime costs. Mr. Hedger replied that this would be a breach of contract.

Comm. Kern asked for clarification on the when the townships could be held in breach of contract. Curt Hedger clarified this.

Comm. Ouimet stated that it is important to not only track when overtime occurs, but also why it occurs. He continued that this will be an important management tool for the townships. Bob Guenzel responded that he agreed with Comm. Ouimet and he would work on the technology to accomplish this.

Comm. Solowczuk asked if the 7 corrections positions would only affect the jail budget. Bob Guenzel stated yes, it only affects the jail.

Comm. Kern clarified that compensatory time would remain in effect until the union contracts are renegotiated. Bob Guenzel stated that this is correct.

Roll call vote: YEAS: 7. NAYS: 4 (Comms. Bergman, Brackenbury, Gunn, and Irwin) ABSENT: None. Motion carried.

## Administrator - Police Service

Comm. Bergman seconded by Comm. Peterson moved to recommend that the Board of Commissioners approve the Resolution adopting the County Administrator's Revised Public Safety & Justice Recommendation and authorizing the County Administrator to take all action needed to implement the recommendation.

County Administrator Bob Guenzel encouraged the commissioners to have the townships take over overtime cost as per his memorandum to the board. He recommended moving to a cost incremental approach.

Comm. Sizemore asked if this will be an ongoing process of continually improve police services. Bob Guenzel replied that this is correct. Comm. Sizemore asked if the District 14A court was a new court or a remodeling. Mr. Guenzel replied that both an addition and remodeling would be done. Comm. Sizemore asked if money is saved while doing remodeling, can it be transferred to help with the police services issue. Mr. Guenzel replied that the commissioners could choose to do that. Comm. Sizemore asked how the University of Michigan would contribute for game day services. Mr. Guenzel said this would be under review. Gordon Burger stated that formula for compensation will not change. Comm. Sizemore asked if the Sheriff's department assists cities, can they bill the cities for that assistance. Mr. Guenzel replied that this is not provided for under the current proposal, and the time inside a city is still counted as time spend for the jurisdiction contracted. Mr. Guenzel stated the he understood this type of service to constitute 1% of police services. Comm. Sizemore disagreed with that statistic and would like continuing research to be done.

Comm. Brackenbury stated that since the jail is within his jurisdiction, he places importance on jail aspect of administrator's recommendation. He stated that his residents already pay for police service, and he supports proposal.

Comm. Peterson stated that county money spent is township money spent. He stated his desire to work together with everyone and that this vote could end road patrol as it has been known. He stated that he appreciates the time spent on road patrol project, but too many unanswered questions remain. Comm. Peterson asked the County Administrator when the Board would see a contract or agreement with the local jurisdiction, establishing core services, overtime policy, appropriate staffing levels and any other details that are needed. Bob Guenzel stated that a complete contract would be available at the September meeting. Comm. Peterson said he wants these details worked out at the next meeting.

Comm. Smith stated that his district has placed their funding priority on getting quality mental health services and a comprehensive community justice system in place. He asked the administrator to confirm the county will still be covering much of the PSU. Bob Guenzel replied that the county would be paying in 2006/2007 about \$90,000 per year. Comm. Smith reminded everyone that this cost is shared by the entire county, including jurisdictions that do not receive road patrol benefits.

Comm. Sizemore stated that there are a lot of unanswered questions and he will not vote for anything until all of his questions have been answered.

Comm. Ouimet stated the he has been impressed with how hard the villages, cities and township have worked together on the road patrol issue. He stated that the road patrol is the most visible aspect of county government, and he hopes that the board will continue to work hard on this issue in the following months.

Comm. Kern addressed mutual aid issue. She stated she does not like the idea of townships invoicing other jurisdiction.

Comm. Peterson stated that the argument that without change to road patrols people will lose their jobs is false. He stated that the changes being requested are in order to fund a jail expansion, which does not take away peoples jobs. Comm. Peterson added that he hopes at the September meeting, the commissioners will be balancing the needs of the residents of the county with capital improvement needs.

Comm. Solowczuk stated his appreciation for the input the townships supervisors have provided, and asked that they continue to provide feedback.

Comm. Bergman reminded commission that the choice to build a new jail is not arbitrary. She stated that sanctioning needs to occur and alternatives to jail should exist. She continued that if the county does not take the initiative to fix the jail issue, then the state Supreme Court could step in, requiring action out of the county's control.

Roll call vote: YEAS: 10. NAYS: 1. (Comm. Ouimet) ABSENT: None. Motion carried.

### Public Safety & Justice Community of Interest:

## **Sheriff - Creating 7 Correction Positions**

Comm. Gunn seconded by Comm. Solowczuk moved to recommend that the Board of Commissioners approve the Resolution adopting the County Administrator's Revised Public Safety & Justice Recommendation and authorizing the County Administrator to take all action needed to implement the recommendation.

Roll call vote: YEAS: 11. NAYS: None. ABSENT: None. Motion carried.

### **Report of the Administrator:**

### 2006 - 2007 Budget Process Update

Bob Guenzel presented the budget update (see board packet). Mr. Guenzel requested extra meetings in September.

#### Report of the Chair of the Board

None.

#### **Items for Current/Future Discussion**

None.

# **Citizen Participation**

William McFarlane asked for clarification on the last vote.

Pat Valencourt thanked Comm. Kern for amendment. She stated that she agrees with Comm. Peterson that more understanding is needed to weather this issue. Ms. Valencourt asked why overtime is an issue only for road patrol and she believes many statistics are flawed.

Michael Moran agreed with the previous speaker. He is concerned about how much time townships will have to adjust to the proposal.

Ruth Ann Jamnick added a thank you to the commissioners. She thanked Ouimet for bringing up villages. She also expressed concern about the lack of disputed resolution, payment disputes, etc.

Pat Kelly thanked the commissioners for time and effort and Comm. Kern for her amendment. She stated that she has hope for proposals.

Marcia Ottoman, Dexter Township, said that the sheriff issue is broken and needs to fixed though mutual collaboration. She also stated that Lawnet is very important.

Karen Lovejoy Roe expressed a desire to correct earlier statements. She said that Ypsilanti Township was left out of various meetings; Ypsilanti Township knew overtime would be an issue and road patrols are not subsidies, they are core services.

Brenda Stumbo stated her belief that the 800 MHz will be affected by sheriff issue. Brenda added that there have not been conversations to work out the police services issue.

Doug Winters stated that this day begins the balkanization of police services in Washtenaw County. He urged the commissioners to go to court and observe how entire county collaborates.

### <u>Commissioners Follow-up to Citizen Participation</u> None.

# <u>Adjournment</u>

Comm. Solowczuk seconded by Comm. Prater moved that the meeting be adjourned until September 7, 2005.

The meeting adjourned at 9:26 p.m.	
	Jeff Irwin, Chair

Lawrence Kestenbaum, Clerk/Register By: Stephen D. Kirschner, Deputy Clerk APPROVED: