

**JOURNAL OF THE COMMISSION
CHARTER COUNTY OF WAYNE
STATE OF MICHIGAN
NO. 24**

ANNUAL MEETING

FOURTH DAY

Commission Chamber, Room 400, 4th Floor, Wayne County Building, Detroit, Michigan

Thursday, November 20, 2003

10:00 a.m.

The Commission was called to order by the Chairwoman of the Commission, Jewel Ware, at 10:05 a.m.

The roll of the Commission was requested by the Clerk of the Commission, Joyce D. Williams:

Banks	- e.d.s.	P. Cavanagh	- present	Varga	- present
Beard	- present	Hubbard	- e.d.s.	Williams	- present
Bell	- present	Kenyatta	- e.d.s.	Blackwell	- present
Boike	- present	Palamara	- present	Sullivan	- present
C. Cavanagh	- e.d.s.	Parker	- present	Ware	- present

11 present, a quorum

e.d.s. = entered during session

PROPOSED

INVOCATION

Commissioner Varga introduced, Father Ed Zaorski, St. Andrew and Benedict Church, who gave the following Invocation:

“Lord our God we bless you as we come together to ponder your will to the good of your people. You have made us the stewards over the County of Wayne so that in all things we might honor the needs of your people. Enable us to work in perfect harmony with one another, fill us with the knowledge of your will so that in pleasing you in all things we may grow in every good work. Pure loving God, at the sound of our call answer us, for you are our helper. We glorify you, all good and loving God, now and forever, Amen”.

READING, CORRECTING AND APPROVAL OF THE JOURNAL

Commissioner Beard, supported by Commissioner Bell, moved approval of the proposed Journal of the Third Day, Annual Meeting held November 6, 2003, as presented with any necessary additions, deletions or corrections as appropriate, to be submitted to the Clerk of the Commission within five days.

There being no discussion, **the Commissioners voted as follows:**

Yea -- Commissioners Beard, Bell, Boike, P. Cavanagh, Kenyatta,
Palamara, Parker, Varga, Williams, Vice Chair Pro Tempore
Blackwell, Vice-Chair Sullivan, Chairwoman Ware -- 12
Nay -- None
Abstain -- None
Not Voting -- Commissioners Bankes, C. Cavanagh, Hubbard -- 3
Excused -- None

REPORT FROM THE CHAIRWOMAN

I just want everyone to join me in congratulating one of our colleagues Philip Cavanagh, he has just proposed and now he is engaged.

PROPOSED

UNFINISHED BUSINESS

Excerpt from the Report of the **COMMITTEE ON GOVERNMENT OPERATIONS** dated September 26, 2003 recommending the following:

[ITEMS 1-5 PREVIOUSLY APPROVED.]

6. Approval of a retroactive, one-year contract renewal between the Charter County of Wayne and Bodman, Longley & Dahling (of Detroit) not to exceed \$490,000 to provide representation of the County in the Wayne County Basement Flooding matters; Bodman, Longley & Dahling is necessary because of their expertise in the area of basement flooding; the original contract expired May 18, 2003; the term of the renewal contract is from May 19, 2003 through May 18, 2004; the cost of the contract will be charged to Account No. 590 54003 814000 (Downriver Sewage Disp Sys). (2003-37-062M1)

Firm: Bodman, Longley & Dahling
Address: 100 Renaissance Center, Detroit, MI 48234
Contact: Craig Hupp (313) 259-7777

Note: Approval contingent upon receipt of additional information.

Commissioner Boike, supported by Commissioner Palamara, moved approval of the foregoing resolution.

The Commissioners voted as follows:

Yea -- Commissioners Bankes, Beard, Bell, Boike, P. Cavanagh, Hubbard, Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware -- 14
Nay -- None
Abstain -- None
Not Voting -- Commissioner C. Cavanagh -- 1
Excused -- None

[Resolution No. 2003-842]

PRESENTATIONS OF PETITIONS, ORDINANCES AND RESOLUTIONS

- A. A resolution introduced by Commissioner Blackwell condemning the unauthorized and unprovoked intrusions taken by Wayne County Executive Robert Ficano, which precipitous actions impede the ability of the Retirement Board to carry out its properly established duties and responsibilities, and directs that he immediately restore system security access to the Retirement System staff and that he enable the Retirement Board to continue to administer the deferred compensation program; that the Commission Counsel be instructed to immediately explore and advise the Commission of its legal options should the CEO fail to restore access to the computerized personnel payroll and management system to the Retirement Commission staff. (2003-66-089)

PROPOSED

- B. A resolution introduced by Commissioner Parker supporting a process by which people of the City of Detroit will be enabled to craft and select from various models of governance of a school district.

Commissioner Parker, supported by Commissioner Williams, moved approval of foregoing Agenda Item VI.A. and the Resolution.

The Commissioners voted as follows:

Item VI.A

Yea -- Commissioners Beard, Bell, Boike, Kenyatta, Parker, Williams,
Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan,
Chairwoman Ware -- 9
Nay -- None
Abstain -- Commissioners Bankes, Hubbard, Palamara, Varga -- 4
Not Voting -- Commissioners C. Cavanagh, P. Cavanagh -- 2
Excused -- None

[Resolution No. 2003-843]

Commissioner Parker, supported by Commissioner Bell, moved to refer Agenda item B to the Committee on Ways and Means.

The Commissioners voted as follows:

Item VI.B

Yea -- Commissioners Beard, Bell, Boike, Kenyatta, Palamara, Parker,
Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair
Sullivan, Chairwoman Ware -- 11
Nay -- None
Abstain -- Commissioner Hubbard -- 1
Not Voting -- Commissioners Bankes, C. Cavanagh, P. Cavanagh -- 3
Excused -- None

COMMUNICATIONS FROM GOVERNMENTAL OFFICIALS AND AGENCIES

- A. Communications from Wayne County Executive Robert A. Ficano:

To Committee on Technology 11/3/2003	1. Dated September 12, 2003 (received October 24th) requesting Commission approval of a three-year contract with two one-year options to renew between the Charter County of Wayne and Capital Computer Solutions, Inc. (of Wixom) in the amount of \$179,134 to provide a digital Document Imaging, Storage and Retrieval System (DocsFinity) and all related hardware for the Prosecutor's Office; the CEO advises that this contract includes the installation of scanners as well as application installation, software implementation, and training; DocFinity will allow the Prosecutor's Office to improve its access, storage and retrieval of the documents it creates as well as those it receives on a daily basis; four
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PROPOSED

responsive proposals were received in response to advertisements and 98 direct solicitations; after review, the Selection Committee recommends award to Capital Computer Solutions, Inc., as the best proponent for the project; the term of the contract is from October 6, 2003 through October 5, 2006; the cost of the contract will be charged to Account No. 101 22958 984000 (DOJ-BJA Wayne Area Justice). (2003-37-141)

Firm: Capital Computer Solutions, Inc.
Address: 46926 Magellan Drive, Wixom, MI 48393-3699
Contact: Mitchell Nichols (248) 624-3260

To Committee on
Environment, Drains
and Sewers
11/4/2003

2. Dated October 29, 2003 (received October 30th) requesting Commission emergency approval of a retroactive sole-source contract between the Charter County of Wayne and Trojan Technologies, Inc. (of London, ONT) in the amount of \$50,000 to provide ultraviolet lamps and lamp accessories used at the Wyandotte Wastewater Treatment Plant to disinfect sewage; the CEO advises that the plant currently has no lamps in stock as inventory is being rapidly depleted in response to recent aggressive treatment conditions, therefor, emergency approval is requested; Trojan Technologies is the sole-source for Wyandotte Trojan System UV 4000 specialized system components and technical field service; the term of the contract is from November 1, 2003 through December 1, 2003; the cost of the contract will be charged to Account No. 590 54003 745000 (Downriver). (2004-37-060)

Firm: Trojan Technologies, Inc.
Address: 3020 Gore Rd., London, Ontario Nt5 4t7
Contact: Gilbert Tam (519) 467-3400

Note: On November 5, 2003, Chairwoman Ware authorized emergency approval of the contract under the provisions of the Procurement Ordinance and has advised that this is for a period not to exceed 60 days during which time the appropriate Committee(s) of the Commission will complete the review of this matter.

To Committee on
Public Safety,
Judiciary and
Homeland Security
11/6/2003

3. Dated August 11, 2003 (received October 24th) requesting Commission approval of a three-year contract with a one-year option to renew between the Charter County of Wayne and Farmland-Bluebird (of Farmington Hills) in the amount of \$27,600 to provide dinner rolls for the Dickerson Detention Facility; the CEO advises that six bids were received in response to advertisements and 18 direct solicitations; one firm was disqualified, therefor five responsive proposals were received; the Purchasing Division recommends award to Farmland-Bluebird for line item No. 6; the term of the contract is from September 1, 2003 through August 31, 2006; the cost of the contract will be charged to Account No. 101 35105 750000 (Jail Food Service). (2003-37-403C)

Firm: Farmland-Bluebird
Address: 23818 Middlebelt, Farmington Hills, MI 48336
Contact: Nick Lentzos (248) 471-6921

To Committee on
Government
Operations
11/5/2003

4. Dated September 12, 2003 (received October 24th) requesting Commission approval of an amendment to a retroactive, one-year legal services contract between the Charter County of Wayne and Barris, Sott, Denn & Driker, PLLC (of Detroit) in the amount of \$350,000 to provide representation of the County in the Jacqueline Jones v the County of

PROPOSED

Wayne matter; the CEO advises that the firm of Barris, Sott, Denn & Driker, PLLC is necessary because of their expertise in employment law; Sharon Woods, Michael Reynolds, Josh Moss and Eric Kociba are designated to work on this matter at a blended rate of \$150 per hour and Debbie Potter and Melonie McKenzie are designated work on this matter at rate of \$90 an hour; on July 17, 2003 the Wayne County Commission approved a one-year contract in the amount of \$50,000; this modification increases the amount of the contract from \$50,000 to \$400,000; the term of the contract is from December 13, 2002 through December 12, 2003; the cost of the contract will be charged to Account No. 635 22600 814000 (Human Resources). (2003-37-171M1)

Firm: Barris, Sott, Denn & Driker, PLLC
Address: 211 W. Fort St., 15th Floor, Detroit, MI 48226
Contact: Sharon Woods (313) 596-9304

To Committee on
Health and Human
Services
11/5/2003

5. Dated September 15, 2003 (received October 24th) requesting Commission approval of a one-year contract with a one-year option to renew between the Charter County of Wayne and Sun Valley Foods Company (of Detroit) in the amount of \$30,420.65 to provide various kitchen supplies for the Department of Senior Citizen Services Senior Nutrition Program; the CEO advises that eight bids were received in response to advertisements and 27 direct solicitations; after review, the Purchasing Division recommends award to Sun Valley Foods Company for line items 1-3, 15-17, and 28-30; the term of the contract is from October 1, 2003 through September 30, 2004 the cost of the contract will be charged to Account No. 223 67248 742000 (HCS-Nutrition). (2003-37-422C)

Firm: Sun Valley Foods Company
Address: 14401 Dexter Blvd., Detroit, MI 48238
Contact: Greg Tatarian (313) 865-4000

To Committee on
Health and Human
Services
11/5/2003

6. Dated September 15, 2003 (received October 24th) requesting Commission approval of a one-year contract with a one-year option to renew between the Charter County of Wayne and Karr Foodservice (of Detroit) in the amount of \$87,395.50 to provide various kitchen supplies for the Department of Senior Citizen Services Senior Nutrition Program; the CEO advises that eight bids were received in response to advertisements and 27 direct solicitations; after review, the Purchasing Division recommends award to Karr Foodservice for line items 7, 9-11, 13, 18, 20, 21, 27, and 33-35; the term of the contract is from October 1, 2003 through September 30, 2004 the cost of the contract will be charged to Account No. 223 67248 742000 (HCS-Nutrition). (2003-37-422A)

Firm: Karr Foodservice
Address: 12100 Greenfield Rd., Detroit, MI 48227
Contact: Paul Karr (313) 272-6400

To Committee on
Health and Human
Services
11/5/2003

7. Dated July 30, 2003 (received October 22nd) requesting Commission approval of a single response contract between the Charter County of Wayne and Mavade Footwear (of Wixom) in the amount of \$14,610.96 to provide 504 pairs of boys gym shoes for the residents of the Juvenile Detention Facility; the CEO advises that the licensing rules established

PROPOSED

under PA 116 of 1973 requires child care institutions licensed with the state to provide sufficient clean, properly fitting, seasonal clothing; this is a single-response contract in response to advertisements and 3 direct solicitations; it is also advised that the Purchasing Division sent out three RFQ's for this commodity and the single-response was from Mavade Footwear; the cost of the contract will be charged to Account No. 292 35607 744000 (JDF). (2003-37-463)

Firm: Mavade Footwear
Address: 48861 West Road, Wixom, MI 48393
Contact: Kim Smith (248) 449-3477

To Committee on
Government
Operations
11/10/2003

8. Dated October 1, 2003 (received November 7th) requesting Commission approval of a proposed settlement in the matter of Betty Holley vs. County of Wayne (Case No. 01-71492); Mr. Timothy Taylor, Director of the Department of Personnel/Human Resources, has been contacted and concurs with the proposed settlement of this matter; Corporation Counsel has reviewed the litigation, and is of the opinion that a discussion of trial or settlement strategy in an open meeting will have a detrimental effect on the County's litigating or settling position, therefor, a Confidential Client-Counsel Session is requested; the proposed settlement will be paid out of Account No. 635 22600 814000 (Human Resources). (2004-42-002)

To Committee on
Public Services
11/7/2003

9. Dated September 19, 2003 (received October 30th) requesting Commission approval of a certified resolution authorizing the sale of easement rights to Mrs. Hazel Anderson (of Taylor) in the amount of \$100; the CEO advises that the City of Taylor's Water and Sewage Department and the Wayne County Health Department has informed the Wayne County Department of Public Services that the septic system located at 14255 Beech Daly Road in the City of Taylor is no longer operational; the City of Taylor has a sewer system connection available across the street from the property in question, and is prepared to give its approval of the property owner to connect into their sanitary sewer main; to make the connection into the City's sewer system, Wayne County property must be accessed in order to accommodate the needs of the property owner, therefor, Mrs. Anderson proposes to pay \$100 for that portion of the easement; the revenue from the agreement will be deposited to Account No. 201 44906 971000. (2003-30-086)

To Committee Public
Services
11/11/2003

10. Dated September 5, 2003 (received October 30th) requesting Commission approval of three certified resolutions authorizing condemnation proceedings in conjunction with the acquisition of property rights along Sheldon Road, between North Territorial and the M-14 Expressway (Parcel 08e), in the City and Township of Plymouth in the amount of \$180,000; the Commission is asked to approve a resolution of necessity, resolution of taking and a resolution authorizing the transfer of funds from the County Treasurer's Trust account as mandated of and by filing a condemnation lawsuit; the CEO advises that the additional road right-of-way and/or property rights are necessary to construct, pave, widen, change, improve and/or alter Sheldon Road in conjunction with the Sheldon Road under CSX Railroad Grade Separation project; funds to pay for the acquisition will be transferred from Account No. 701 00000 271010 (Wayne County Treasurer's Trust Account); the cost of the acquisition will be charged to Account No. 201 44908 971000 (Roads). (2003-30-078)

PROPOSED

To Committee on
Government
Operations
11/11/2003

11. Dated August 5, 2003 (received October 29th) requesting Commission approval of an amendment to a retroactive, sole-source professional services contract between the Charter County of Wayne and Sarah D. Ellison (of Northville) not to exceed \$26,524 to provide advice and direct service to the Wayne County Director of Personnel/Human Resources, as it relates to the development and implementation of the new PeopleSoft Human Resources Information System; this amendment extends the term of the contract through December 1, 2003, and increases the amount of compensation from \$37,962 to \$64,216; the new term of the contract is March 10, 2003 through December 1, 2003; Ms. Ellison will be paid for services at the rate of \$349 per day; the term of the contract is from August 1, 2003 through December 1, 2003; the cost of the contract will be charged to Account No. 635 22600 815000 (Human Resources). (2003-37-552)

Firm: Sarah D. Ellison
Address: 44813 Broadmoor Circle, Northville, MI 48167
Contact: Sarah D. Ellison (734) 667-2355

To Committee on
Health and Human
Services
11/7/2003

12. Dated September 15, 2003 (received October 24th) requesting Commission approval of a one-year contract renewal between the Charter County of Wayne and Sun Valley Foods Company (of Detroit) in the amount of \$362,280 to provide liquid supplement drinks for the Department of Senior Citizen Services Liquid Nutrition Program; the CEO advises that the original contract (Resolution No. 2001-011), expires January 31, 2004, and contained a one-year renewal option; the Department wishes to exercise the option at the same price, terms and conditions; the term of the contract is from February 1, 2004 through January 31, 2005; the cost of the contract will be charged to Account No. 223 67248 750000 (HCS-Nutrition). (2001-37-026R1)

Firm: Sun Valley Foods Company
Address: 14401 Dexter Blvd., Detroit, MI 48238
Contact: Greg Tatarian (313) 865-4000

To Committee on
Environment, Drains
and Sewers
11/7/2003

13. Dated September 29, 2003 (received October 30th) requesting Commission approval of an agreement between the Charter County of Wayne and the United States Department of Interior-US Geological Survey in the amount of \$131,480 for Project No. USGS-04 titled "2004 Water Resources Investigations in Rouge Watershed"; Project No. USGS-04 consists mainly of water quantity monitoring and water quality sampling of 8 sites throughout the Rouge River; this project will provide water quality information about the Rouge River in 2004, and is needed to comply with the State Storm Water General Permit; Project No. USGS-04 is a part of the Rouge River National Wet Weather Demonstration Project which is federally funded from several grants provided by the USEPA, and do not impact the Wayne County General Fund; the term of the agreement is from January 1, 2004 through March 31, 2005; the cost of the agreement will be charged to Account No. 228 60795 812000 (Rouge Demo Grant). (2003-70-078)

To Committee on
Environment, Drains
and Sewers
11/7/2003

14. Dated October 23, 2003 (received October 30th) requesting Commission approval of a grant agreement between the Charter County of Wayne and the Michigan Department of Environmental Quality allowing the Wayne County Department of Environment Watershed Management Division to

PROPOSED

accept funding in the amount of \$75,881.72; this agreement will provide funds from the state to Watershed Management Division to allow it to engage in the Illicit Discharge Elimination Training Workshop and Video Project; the Watershed Management Division staff and consultants will perform illicit connection elimination workshops throughout Michigan and complete a training video regarding this subject; the term of the project is from October 1, 2003 through May 31, 2004; the revenue from the agreement will be deposited to Account No. 228 60149 569000 (Rouge Demo Grant). (2003-70-075)

To Committee on
Public Safety,
Judiciary and
Homeland Security
11/10/2003

15. Dated August 14, 2003 (received October 28th) requesting Commission approval of an amendment to a grant agreement between the Charter County of Wayne and the Michigan Department of Corrections; this amendment increases funding to Wayne County by \$253,431 for residential beds increasing the residential award from \$2,642,723 to \$2,896,154; this increases the total grant award from \$5,882,723 to \$6,136,154; these dollars were originally reduced in January 2003 by MDOC as a part of a statewide strategy by MDOC to reduce their operating costs; this grant amendment is estimated to increase the number of available beds by 18 for the period of August 1, 2003 through September 30, 2003; the term of the contract is from October 1, 2002 through September 30, 2003; the revenue from the grant will be deposited to Account No. 281 32007 543000 (Community Corrections). (2002-04-045B)

To Committee on
Environment, Drains
and Sewers
11/7/2003

16. Dated October 14, 2003 (received October 30th) requesting Commission approval of a resolution authorizing the Wayne County Chief Executive Officer to execute agreements pertaining to the Rouge River National Wet Weather Demonstration Grant project with selected agencies for Storm Water General Permit Activities; this resolution also approves sub-grant awards pertaining to Round V funding under the Rouge River National Wet Weather Demonstration Project; the resolution delegates authority for 25 projects throughout the Rouge River Watershed totaling \$4,427,730; the cost of the agreements will be charged to Account Nos. 228 60795-60798 818000/812000 (Rouge Demo Grants). (2003-70-071)

To Committee on
Public Services
11/10/2003

17. Dated September 16, 2003 (received October 30th) requesting Commission approval of a certified resolution authorizing the vacation and abandonment of a portion of Crawford and Merrick Roads, North and West of Dix-Toledo Road, Newman's Dix-Toledo Subdivision, in Brownstown Township, subject to the reservation of an easement for existing public utilities and sewer purposes either by record of permit; the CEO advises that the Real Estate Group, of the Engineering Division, is in receipt of a signed Petition and Affidavit requesting the vacation; no public hearing was needed, as all the abutting property owners signed the Petition and Affidavit. (2003-30-084)

To Committee on
Health and Human
Services
11/11/2003

18. Dated October 30, 2003 (received October 30th) requesting Commission approval of a grant agreement between the Charter County of Wayne and the Michigan Department of Environmental Quality in the amount of \$103,689 to provide funding for various water testing and monitoring (non-community water supplies, long term monitoring, radon activities, public swimming pools, septage, on site sewage, and private drinking water supplies); the CEO advises that this is a renewal of an existing grant and funds will be deposited into various Public Health Fund activities; the term of the contract is from October 1, 2003 through

PROPOSED

September 30, 2004; the revenue will be deposited to Account No. 221 various (Health). (2004-08-002)

To Committee on
Health and Human
Services
11/11/2003

19. Received October 30, 2003 requesting Commission approval of the renewal of the annual Comprehensive Planning and Budget Contract Agreement (CPBC) between the Charter County of Wayne and the Michigan Department of Community Health for fiscal year 2003-2004 in the amount of \$7,200,093; the CEO advises that this agreement provides for the delivery of specific health care services and provides for funding/reimbursement; the term of the agreement is from October 1, 2003 through September 30, 2004; the revenue from the agreement will be deposited to Account No. 221 various (Health). (2004-08-001)

To Committee on
Public Services
11/10/2003

20. Dated September 12, 2003 (received October 30th) requesting Commission approval of a certified five-year Intergovernmental agreement between the Townships of Northville and Plymouth and the Charter County of Wayne in the amount of \$5,873,025 to provide for the resurfacing of Beck Road, from the M-14 Expressway to Six Mile Road; the CEO advises that the total cost of the project is \$5,873,025 with \$3,941,896 paid from Federal funds, \$66,700 from the State of Michigan, \$328,175 from Northville Township, \$5,750 from Plymouth Township, and \$1,530,504 from the Charter County of Wayne; the contract will commence upon Commission approval; the cost of the contract will be charged to Account Nos. 201 44908 818080 (Roads-Construction Cost \$4,903,500), 201 44908 702000 (Roads-Engineering \$735,525) and 201 44906 702000 (Traffic Signals-\$234,000); matching funds will be deposited to Account Nos. 201 44905 583340 (Northville Twp-\$328,175), 201 44905 583340 (Plymouth Township-\$5,750), 201 44905 511250 (Federal-\$3,941,896), and 201 44905 511250 (State-\$66,700). (2003-30-081)

To Committee on
Public Services
11/11/2003

21. Dated October 24, 2003 (received November 5th) requesting Commission approval of a contract between the Charter County of Wayne and North American Salt Company, Inc. (of Overland Park, KS) in the amount of \$2,505,679 to provide sodium chloride for the Department of Public Services Equipment Division for the 2003/2004 snow season; the CEO advises that the County will participate in the State of Michigan's Extended Buy contract; North American Salt Company, Inc. is one of two vendors for this bid; the contract will commence upon Commission approval and terminate August 31, 2004; the cost of the contract will be charged to Account No. 201 00000 111020 (Stores). (2004-37-053)

Firm: North American Salt Company, Inc.
Address: 8300 College Blvd., Overland Park, KS 66210
Contact: Patrick Heenan (800) 323-1641

To Committee on
Public Services
11/11/2003

22. Dated October 24, 2003 (received November 5th) requesting Commission approval of a contract between the Charter County of Wayne and Detroit Salt Company, (of Detroit)) in the amount of \$1,494,227 to provide sodium chloride for the Department of Public Services Equipment Division for the 2003/2004 snow season; the CEO advises that the County will participate in the State of Michigan's Extended Buy contract; Detroit Salt Company is one of two vendors for this bid; the contract will commence upon Commission approval and terminate August 31, 2004; the cost of the contract will be charged to Account No. 201 00000 111020 (Stores).

PROPOSED

(2004-37-054)

Firm: Detroit Salt Company
Address: 12841 Flanders, Detroit, MI 48217
Contact: Janette Ferrantino (313) 841-5144

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| To Committee on
Government
Operations
11/18/2003 | 23. | Dated September 26, 2003 (received November 11th) requesting Commission approval of a proposed settlement in the matter of Jennifer Fields v Tamara Stewart, Wayne County, et al (Case No. 02-240450-NF) in the amount of \$57,000; plaintiff Jennifer Fields sustained injuries to her back on February 21, 2002, when a Wayne County salt truck driven by Mr. Tamara Stewart, sideswiped her vehicle; plaintiff alleges that the accident occurred because of Mr. Stewart's negligence in attempting to change lanes without making proper observations of traffic conditions; Mr. Stewart, a Wayne County Department of Public Services equipment operator, has chosen not to testify or cooperate in the defense of this matter; Mr. Stewart is no longer a Wayne County employee; Earl D. Ollila and Patrick Hogan of the Wayne County Department of Public Services were consulted and agree with this proposed settlement; the proposed settlement will be paid out of Account No. 201 44907 911140 (Roads). (2003-42-003) |
| | B. | Communications from Legislative Auditor General, Brendan G. Dunleavy: |
| To Committee on
Audit
11/10/2003 | 1. | Dated November 10, 2003 (received November 10th) forwarding 22 copies of the Wayne County Employee's Retirement System Verification of Retiree's Social Security Numbers Operational Audit, November 3, 2003. (2003-57-022) |
| To Committee on
Audit
11/13/2003 | 2. | Dated November 13, 2003 (received November 13th) transmitting 22 copies of the Wayne County Department of Health and Human Services Medical Examiner's Office Operational Audit, dated September 25, 2003. (2003-57-005) |
| To Committee on
Audit
11/12/2003 | 3. | Dated November 12, 2003 (received November 12) transmitting 22 copies of the Wayne County Department of Environment Review of Chapter 8 and 20 Drainage Districts Operational Audit, dated September 30, 2003. (2003-57-018) |
| To Committee on
Public Safety,
Judiciary and
Homeland Security
11/5/2003 | C. | Dated October 14, 2003 (received October 27th) from Leroy D. Baca, Los Angeles County Sheriff, regarding the expiration of S. 1034, the Federal Assault Weapons Ban. (2003-69-148) |
| To Committee on
Public Services
11/5/2003 | D. | Dated October 23, 2003 (received October 28th) from Robert O. McMahon, Manager, SEMCOG Community and Economic Development, regarding manufactured housing park reform legislation. (2003-69-151) |
| To Committee on
Public Safety,
Judiciary and
Homeland Security
11/5/2003 | E. | Dated October 24, 2003 (received October 27th) from Timothy K. McGuire, Executive Director of the Michigan Association of Counties, regarding the Crawford County Amicus Brief-46th District Court Funding Dispute. (2003-69-146) |

PROPOSED

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| <p>To Committee on
Public Services
11/5/2003</p> | <p>F. Dated October 27, 2003 (received October 29th) from Eugene Nelson, Secretary of the Detroit-Wayne Joint Building Authority, regarding the resignations of Mr. Glenn Blanton, General Manager, and Mr. Marvin Woods, Assistant General Manager; the D-WJBA is offering the position of Comptroller and Interim General Manager to Ms. Renee S. Strong-Terry, and will be advertising to permanently fill the positions of General Manager and Assistant General Manager. (2003-69-150)</p> |
| <p>To Committee on
Environment, Drains
and Sewers
11/5/2003</p> | <p>G. Dated October 27, 2003 (received October 29th) from Karen Rae Boase, Michigan Department of Environmental Quality Water Division, regarding the City of Woodhaven Municipal Enforcing Agency Status; effective October 31, 2003, the Wayne County Department of Environment will be responsible for administering and enforcing the Soil Erosion and Sedimentation Control Municipal Enforcement Agency Ordinance (Part 91) in the City of Woodhaven; the City of Woodhaven shall retain jurisdiction over all projects authorized or undertaken by the City of Woodhaven prior to October 31, 2003, or until said projects are completed or the County agrees to assume jurisdiction over those projects. (2003-69-153)</p> |
| <p>To Committees on
Ways and Means
and Economic
Development
11/5/2003</p> | <p>H. Dated October 15, 2003 (received October 20th) from Marilyn Massengill, Clerk, Charter Township of Plymouth, regarding the request of Metaldyne Corporation for an Industrial Facilities Exemption Certificate for building improvements and new machinery and equipment for an existing facility located at 14328 Genoa Court, Metro West Technology Park, Plymouth Township; a public hearing is scheduled for Tuesday, October 28, 2003 at 7:00 p.m. at 42350 Ann Arbor Road, Plymouth Township Hall. (2003-69-143)</p> |
| <p>To Committees on
Ways and Means
and Economic
Development
11/5/2003</p> | <p>I. Dated October 15, 2003 (received October 20th) from Marilyn Massengill, Clerk, Charter Township of Plymouth, regarding the request of Absopure Water Company for an Industrial Facilities Exemption Certificate for building improvements and new machinery and equipment for an existing facility that Absopure is leasing located at 41580 Joy Road, Gould Industrial Park, Plymouth Township; a public hearing is scheduled for Tuesday, October 28, 2003 at 7:00 p.m. at 42350 Ann Arbor Road, Plymouth Township Hall. (2003-69-142)</p> |
| <p>To Committees on
Ways and Means
and Economic
Development
11/5/2003</p> | <p>J. Dated October 16, 2003 (received October 22nd) from Kathleen Buda, Clerk, City of Dearborn, regarding the request of Ford Motor Company for an Industrial Facilities Exemption Certificate covering an industrial facility located within the "City of Dearborn Plant Rehabilitation District No. 1"; a public hearing is scheduled for Monday, October 27, 2003 at 7:00 p.m. at 13615 Michigan Avenue, Dearborn City Hall, City Council Chambers. (2003-69-145)</p> |
| <p>To Committee on
Government
Operations
11/5/2003</p> | <p>K. Dated October 23, 2003 (received October 27th) from Clarice L. Sperry, former Chairman of the Ogemaw County Board of Commissioners, regarding a judgment which may allow members of Boards of Commissioners to be sued individually for actions taken at the Board level. (2003-69-147)</p> |

PROPOSED

COMMUNICATIONS FROM SOURCES OTHER THAN GOVERNMENTAL AGENCIES

Commissioner Beard, supported by Commissioner Williams, moved to refer and/or place on file the foregoing communications as indicated.

There being no discussion, **Chairwoman Ware requested a vote to refer and/or place on file the foregoing communications as indicated.**

The Commissioners voted as follows:

Yea -- Commissioners Bankes, Beard, Bell, Boike, P. Cavanagh, Hubbard, Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware -- 14
Nay -- None
Abstain -- None
Not Voting -- Commissioner C. Cavanagh -- 1
Excused -- None

REPORTS FROM COMMITTEES

A. Report from the COMMITTEE ON AUDIT recommending the following:

1. Approval of the report of the Wayne County Building Reimbursements to Farbman Group Management Company for the years ended 1999-2002 dated September 5, 2003, as presented by the Auditor General and recommendations made to the Management and Budget Department with a follow-up report by the Auditor General on the recommendations at a later date and to file for future reference. (2003-57-010)
2. Approval of the Soliciting Bids for Health Care Services Report, as presented by the Auditor General and to file for future reference. (2003-57-812)
3. Approval of the Wayne County Weatherization Assistance Program Department of Jobs & Economic Development, Division of Community Development, as presented by the Auditor General and recommendations made to the Weatherization Assistance Program with a follow-up report by the Auditor General on the recommendations at a later date. (2003-57-006)
4. Approval of the Wayne County Sheriff Department, Drug Enforcement Unit Controls Over Evidence Operational Audit dated September 26, 2003, as presented by the Auditor General and recommendations made to the Sheriff's Department Management with a follow-up report by the Auditor General on the recommendations at a later date. (2002-57-025)

Commissioner Beard, supported by Commissioner Williams, moved approval of foregoing Report A items 1 thru 4, and adoption of the four resolutions.

There being no discussion, **Chairwoman Ware requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefor by the following Roll Call:**

PROPOSED

The Commissioners voted as follows:

Report A items 1-4

Yea -- Commissioners Bankes, Beard, Bell, Boike, P. Cavanagh, Hubbard,
Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro
Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware -- 14
Nay -- None
Abstain -- None
Not Voting -- Commissioner C. Cavanagh -- 1
Excused -- None

[Resolution Nos. 2003-844 thru 2003-847]

B. Report from the **COMMITTEE ON PUBLIC SERVICES** recommending the following:

1. Rejection of a contract between the Charter County of Wayne and Ajax Paving Industries, Inc. (of Madison Heights) in the amount of \$2,674,707.11 to provide for the bituminous resurfacing of Six Mile Road (Grand River to Outer Drive West, Southfield Fwy. to Greenfield Rd., and Schaefer Rd. to Wyoming Rd.) and Greenfield Road (Schoolcraft Rd. to Grand River and Five Mile Rd. to Six Mile Rd.), including concrete repair, concrete sidewalk, and adjusting of drainage structures and other related items of improvement; the CEO advises that four bids were received in response to advertisements and 80 direct solicitations; after review, the Purchasing and Roads Divisions recommend award to Ajax Paving Industries, as the lowest bidder; Ajax will subcontract \$247,505 (9%) of the contract to Vanopdenbosch Construction (of Clinton Twp.) for concrete work and structure adjustments, \$417,205 (16%) to Asphalt Control Corporation (of Detroit) for removals and concrete, and \$111,359.08 (4%) to P.K. Contracting, Inc. (of Troy) for pavement; the contract will commence upon Commission approval; the cost of the contract will be charged to Account No. 201 44908 818080 (Roads). (2003-37-258)

Firm: Ajax Paving Industries, Inc.
Address: One Ajax Drive, Madison Heights, MI 48071
Contact: Clarence Jones (248) 398-2300

2. Approval of a one-year and seven-month sole-source contract with a one-year option to renew between the Charter County of Wayne and Sweepster, LLC (of Dexter) in the amount of \$30,000 to provide Original Equipment Manufactured (OEM) parts and labor for Sweepster equipment for the Department of Public Services Equipment Division; the CEO advises that Sweepster, LLC is the manufacturer and sole-source supplier of Sweepster parts and service in North America, therefore a sole-source designation is requested; the term of the contract is upon Commission approval through June 30, 2005; the cost of the contract will be charged to Account No. 201 44900 745000 (Roads). (2003-37-398)

Firm: Sweepster, LLC
Address: 2800 N. Zeeb Rd., Dexter, MI 48130
Contact: Robert Doletzky (734) 996-9116

3. Approval of a certified resolution authorizing a proposed settlement between the Charter County of Wayne and Telcom Credit Union in the amount of \$50,000 for the acquisition of real estate for road right-of-way expansion; the CEO advises that this property acquisition includes Parcel 5, between Canton Center and Morton Taylor Roads in Canton Township, for the Warren Road Improvement Project; the Real Estate Group of the Department of Public

PROPOSED

Services Engineering Division ascertained the appraisal of the property to be \$35,000; a review by Colliers International amended the appraisal to compensate for sidewalks in the take area and resulted in a revised compensation of \$37,000; the property owners presented a counter offer based on the review of a private, commercial real estate appraiser; the property owner claimed entitlement to compensation equal to the highest and best use of the property to be taken, and determined fair market value to be \$12.00 per square foot, and submitted a counter offer of \$64,800; based on the cost of litigation, the County has entered into an agreement with the property owner to acquire the property for \$50,000; the \$37,000 base appraised value will be paid from the County Treasurer's Trust Account, and will be submitted to the Commission; this resolution will authorize the approval of the administrative decision to compensate the property owner an additional \$13,000; the cost of the agreement will be charged to Account No. 201 44908 971000 (Roads-\$13,000). (2003-30-085)

4. Forwarding to receive and file communication received from the Chief Executive Officer dated October 23, 2003 (received October 28th) from Robert O. McMahon, Manager, SEMCOG Community and Economic Development, regarding manufactured housing park reform legislation. (2003-69-151)
5. Forwarding to receive and file communication received from the Chief Executive Officer dated October 27, 2003 (received October 29th) from Eugene Nelson, Secretary of the Detroit-Wayne Joint Building Authority, regarding the resignations of Mr. Glenn Blanton, General Manager, and Mr. Marvin Woods, Assistant General Manager; the D-WJBA is offering the position of Comptroller and Interim General Manager to Ms. Renee S. Strong-Terry, and will be advertising to permanently fill the positions of General Manager and Assistant General Manager. (2003-69-150)
6. Approval of a certified resolution authorizing the sale of easement rights to Mrs. Hazel Anderson (of Taylor) in the amount of \$100; the CEO advises that the City of Taylor's Water and Sewage Department and the Wayne County Health Department has informed the Wayne County Department of Public Services that the septic system located at 14255 Beech Daly Road in the City of Taylor is no longer operational; the City of Taylor has a sewer system connection available across the street from the property in question, and is prepared to give its approval of the property owner to connect into their sanitary sewer main; to make the connection into the City's sewer system, Wayne County property must be accessed in order to accommodate the needs of the property owner, therefor, Mrs. Anderson proposes to pay \$100 for that portion of the easement; the revenue from the agreement will be deposited to Account No. 201 44906 971000. (2003-30-086)
7. Approval of three certified resolutions authorizing condemnation proceedings in conjunction with the acquisition of property rights along Sheldon Road, between North Territorial and the M-14 Expressway (Parcel 08e), in the City and Township of Plymouth in the amount of \$180,000; the Commission is asked to approve a resolution of necessity, resolution of taking and a resolution authorizing the transfer of funds from the County Treasurer's Trust account as mandated of and by filing a condemnation lawsuit; the CEO advises that the additional road right-of-way and/or property rights are necessary to construct, pave, widen, change, improve and/or alter Sheldon Road in conjunction with the Sheldon Road under CSX Railroad Grade Separation project; funds to pay for the acquisition will be transferred from Account No. 701 00000 271010 (Wayne County Treasurer's Trust Account); the cost of the acquisition will be charged to Account No. 201 44908 971000 (Roads). (2003-30-078)
8. Approval of a certified resolution authorizing the vacation and abandonment of a portion of Crawford and Merrick Roads, North and West of Dix-Toledo Road, Newman's Dix-Toledo Subdivision, in Brownstown Township, subject to the reservation of an easement for existing public utilities and sewer purposes either by record of permit; the CEO advises that the Real Estate Group, of the Engineering Division, is in receipt of a signed Petition and Affidavit requesting the vacation; no public hearing was needed, as all the abutting property owners

PROPOSED

signed the Petition and Affidavit. (2003-30-084)

9. Approval of a contract between the Charter County of Wayne and Detroit Salt Company (of Detroit)) in the amount of \$1,494,227 to provide sodium chloride for the Department of Public Services Equipment Division for the 2003/2004 snow season; the CEO advises that the County will participate in the State of Michigan's Extended Buy contract; Detroit Salt Company is one of two vendors for this bid; the contract will commence upon Commission approval and terminate August 31, 2004; the cost of the contract will be charged to Account No. 201 00000 111020 (Stores). (2004-37-054)

Firm: Detroit Salt Company
Address: 12841 Flanders, Detroit, MI 48217
Contact: Janette Ferrantino (313) 841-5144

10. Approval of a contract between the Charter County of Wayne and North American Salt Company, Inc. (of Overland Park, KS) in the amount of \$2,505,679 to provide sodium chloride for the Department of Public Services Equipment Division for the 2003/2004 snow season; the CEO advises that the County will participate in the State of Michigan's Extended Buy contract; North American Salt Company, Inc. is one of two vendors for this bid; the contract will commence upon Commission approval and terminate August 31, 2004; the cost of the contract will be charged to Account No. 201 00000 111020 (Stores). (2004-37-053)

Firm: North American Salt Company, Inc.
Address: 8300 College Blvd., Overland Park, KS 66210
Contact: Patrick Heenan (800) 323-1641

Vice-Chair Sullivan, supported by Commissioner Williams, moved approval of foregoing Report B items 1 thru 3, and adoption of the three resolutions.

Following discussion by the Commissioners with Odell Bailey, Auditor General; **Chairwoman Ware requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefor by the following Roll Call:**

The Commissioners voted as follows:

Report B Items 1, 2 and 3

Yea -- Commissioners Bankes, Beard, Bell, Boike, P. Cavanagh, Hubbard, Kenyatta, Parker, Varga, Williams, Vice-Chair Sullivan, Chairwoman Ware -- 12

Nay -- None

Abstain -- None

Not Voting -- Commissioners C. Cavanagh, Palamara, Vice-Chair Pro Tempore Blackwell -- 3

Excused -- None

[Resolution Nos. 2003-848 thru 2003-850]

PROPOSED

Vice-Chair Sullivan, supported by Commissioner Williams, moved approval of foregoing Report B items 6 thru 10, and adoption of the five resolutions.

There being no discussion, Chairwoman Ware requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefor by the following Roll Call:

Report B Items 6 thru 10

Yea -- Commissioners Bankes, Beard, Bell, Boike, C. Cavanagh, P. Cavanagh, Hubbard, Kenyatta, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware --
14

Nay -- None

Abstain -- None

Not Voting -- Commissioner Palamara -- 1

Excused -- None

[Resolution Nos. 2003-851 thru 2003-855]

C. Report from the COMMITTEE ON PUBLIC SAFETY, JUDICIARY AND HOMELAND SECURITY recommending the following:

1. Approval of a three-year contract with a one-year option to renew between the Charter County of Wayne and Farmland-Bluebird (of Farmington Hills) in the amount of \$27,600 to provide dinner rolls for the Dickerson Detention Facility; the CEO advises that six bids were received in response to advertisements and 18 direct solicitations; one firm was disqualified, therefor five responsive proposals were received; the Purchasing Division recommends award to Farmland-Bluebird for line item No. 6; the term of the contract is from September 1, 2003 through August 31, 2006; the cost of the contract will be charged to Account No. 101 35105 750000 (Jail Food Service). (2003-37-403C)

Firm: Farmland-Bluebird
Address: 23818 Middlebelt, Farmington Hills, MI 48336
Contact: Nick Lentzos (248) 471-6921

2. Approval of an amendment to a grant agreement between the Charter County of Wayne and the Michigan Department of Corrections; this amendment increases funding to Wayne County by \$253,431 for residential beds increasing the residential award from \$2,642,723 to \$2,896,154; this increases the total grant award from \$5,882,723 to \$6,136,154; these dollars were originally reduced in January 2003 by MDOC as a part of a statewide strategy by MDOC to reduce their operating costs; this grant amendment is estimated to increase the number of available beds by 18 for the period of August 1, 2003 through September 30, 2003; the term of the contract is from October 1, 2002 through September 30, 2003; the revenue from the grant will be deposited to Account No. 281 32007 543000 (Community Corrections). (2002-04-045B)

PROPOSED

Commissioner Bell, supported by Commissioner Williams, moved approval of foregoing Report C item 1 and 2, and adoption of the two resolutions.

Report C items 1 and 2

Yea -- Commissioners Bankes, Beard, Bell, Boike, C. Cavanagh, P. Cavanagh, Hubbard, Kenyatta, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware --
14

Nay -- None

Abstain -- None

Not Voting -- Commissioner Palarmara -- 1

Excused -- None

[Resolution No. 2003-856 and 857]

D. Report from the COMMITTEE ON HEALTH AND HUMAN SERVICES recommending the following:

1. Approval of the renewal of the annual Comprehensive Planning and Budget Contract Agreement (CPBC) between the Charter County of Wayne and the Michigan Department of Community Health for fiscal year 2003-2004 in the amount of \$7,200,093; the CEO advises that this agreement provides for the delivery of specific health care services and provides for funding/reimbursement; the term of the agreement is from October 1, 2003 through September 30, 2004; the revenue from the agreement will be deposited to Account No. 221 various (Health). (2004-08-001)
2. Approval of a grant agreement between the Charter County of Wayne and the Michigan Department of Environmental Quality in the amount of \$103,689 to providing funding for various water testing and monitoring (non-community water supplies, long term monitoring, radon activities, public swimming pools, septage, on site sewage, and private drinking water supplies); the CEO advises that this is a renewal of an existing grant and funds will be deposited into various Public Health Fund activities; the term of the contract is from October 1, 2003 through September 30, 2004; the revenue will be deposited to Account No. 221 various (Health). (2004-08-002)
3. Ratification of the Chair's action of exigent approval of a resolution authorizing the Detroit-Wayne County Community Mental Health Agency to continue carve-out programs and services in their present form for FY 2003-2004 not to exceed \$50,791,844 and continue roll-in programs through the MCPN networks for payment; this resolution is necessary to insure that the County is reimbursed for services to be delivered beginning October 1, 2003. (2004-11-001)

Note: Exigent approval was granted by Chairwoman Ware on November 3, 2003.

4. Approval of a single response contract between the Charter County of Wayne and Mavade Footwear (of Wixom) in the amount of \$14,610.96 to provide 504 pairs of boys gym shoes for the residents of the Juvenile Detention Facility; the CEO advises that the licensing rules established under PA 116 of 1973 requires child care institutions licensed with the state to provide sufficient clean, properly fitting, seasonal clothing; this is a single-response contract in response to advertisements and 3 direct solicitations; it is also advised that the Purchasing Division sent out three RFQ's for this commodity and the single-response was from Mavade Footwear; the cost of the contract will be charged to Account No. 292 35607 744000 (JDF). (2003-37-463)

Firm: Mavade Footwear

PROPOSED

Address: 48861 West Road, Wixom, MI 48393
Contact: Kim Smith (248) 449-3477

5. Ratification of the Chair's action and exigent approval of a contract between The Information Center (of Taylor) and the Charter County of Wayne in the amount of \$37,500 to provide funding for Adult Day Care and the Senior Nutrition Services for adult benefit waiver clients of The Information Center; the CEO advises that this contract represents revenue to the County and a valuable service to Wayne County residents; The Information Center has indicated that the County will be unable to service TIC clients if this agreement is not executed by October 31, 2003, therefor, exigent approval is requested; the term of the contract is from October 1, 2003 through September 30, 2004; the revenue from the agreement will be deposited to Account Nos. 101 67215 694030 (Adult Day Care-\$1,000) and 223 67248 694030 (Nutrition Services-\$36,500). (2003-14-043)

Firm: The Information Center
Address: 20500 Eureka Rd., Taylor, MI 48180
Contact: Alex T. Romero (734) 282-7184

Note: Exigent approval was granted by Chairwoman Ware on October 31, 2003.

6. Ratification of the Chair's action and exigent approval of a contract between The Senior Alliance (of Wayne) and the Charter County of Wayne in the amount of \$31,000 to provide funding for Adult Day Care and the Senior Nutrition Services for adult benefit waiver clients of TSA; the CEO advises that this contract represents revenue to the County and a valuable service to Wayne County residents; TSA has indicated that the County will be unable to service TSA clients if this agreement is not executed by October 31, 2003, therefor, exigent approval is requested; the term of the contract is from October 1, 2003 through September 30, 2006; the revenue from the agreement will be deposited to Account Nos. 101 67215 694030 (Adult Day Care-\$1,000) and 223 67248 694030 (Nutrition Services-\$30,000). (2003-14-036)

Firm: The Senior Alliance
Address: 3850 Second St., Ste. 201, Wayne, MI 48184
Contact: Alex T. Romero (734) 722-2830

Note: Exigent approval was granted by Chairwoman Ware on October 31, 2003.

7. Approval of a one-year contract with a one-year option to renew between the Charter County of Wayne and Sun Valley Foods Company (of Detroit) in the amount of \$30,420.65 to provide various kitchen supplies for the Department of Senior Citizen Services Senior Nutrition Program; the CEO advises that eight bids were received in response to advertisements and 27 direct solicitations; after review, the Purchasing Division recommends award to Sun Valley Foods Company for line items 1-3, 15-17, and 28-30; the term of the contract is from October 1, 2003 through September 30, 2004 the cost of the contract will be charged to Account No. 223 67248 742000 (HCS-Nutrition). (2003-37-422C)

Firm: Sun Valley Foods Company
Address: 14401 Dexter Blvd., Detroit, MI 48238
Contact: Greg Tatarian (313) 865-4000

8. Approval of a one-year contract renewal between the Charter County of Wayne and Sun Valley Foods Company (of Detroit) in the amount of \$362,280 to provide liquid supplement drinks for the Department of Senior Citizen Services Liquid Nutrition Program; the CEO advises that the original contract (Resolution No. 2001-011), expires January 31, 2004, and contained a one-year renewal option; the Department wishes to exercise the option at the same price, terms and conditions; the term of the contract is from February 1, 2004 through

PROPOSED

January 31, 2005; the cost of the contract will be charged to Account No. 223 67248 750000 (HCS-Nutrition). (2001-37-026R1)

Firm: Sun Valley Foods Company
Address: 14401 Dexter Blvd., Detroit, MI 48238
Contact: Greg Tatarian (313) 865-4000

9. Approval of a one-year contract with a one-year option to renew between the Charter County of Wayne and Karr Foodservice (of Detroit) in the amount of \$87,395.50 to provide various kitchen supplies for the Department of Senior Citizen Services Senior Nutrition Program; the CEO advises that eight bids were received in response to advertisements and 27 direct solicitations; after review, the Purchasing Division recommends award to Karr Foodservice for line items 7, 9-11, 13, 18, 20, 21, 27, and 33-35; the term of the contract is from October 1, 2003 through September 30, 2004 the cost of the contract will be charged to Account No. 223 67248 742000 (HCS-Nutrition). (2003-37-422A)

Firm: Karr Foodservice
Address: 12100 Greenfield Rd., Detroit, MI 48227
Contact: Paul Karr (313) 272-6400

10. Approval of a retroactive two-year contract between the Charter County of Wayne and Professional Removal Services (of Detroit) in the amount of \$700,000 to provide for the pick-up and transporting of bodies to the Medical Examiner's Office; the CEO advises that six bids were received in response to advertisements and 15 direct solicitations; after review, the Purchasing Division and Department of Health and Human Services recommend award to Professional Removal Services, as the best bidder for the contract; the term of the contract is from October 1, 2003 through September 30, 2005; the cost of the contract will be charged to Account No. 101 64800 961000 (Medical Examiner). (2003-37-525)

Firm: Professional Removal Services
Address: 16949 James Couzens, Detroit, MI 48221
Contact: Eric Orr (313) 550-1015

11. Approval of a resolution authorizing the Purchasing Division of the Department of Management and Budget to create new purchase orders for processing payments for fiscal year 2002-2003 contracts for the Detroit-Wayne County Community Mental Health Agency; the approval is subject to availability of funds and approval of Management and Budget and is not to exceed 55 million dollars; the authority for payment expires March 31, 2004. (2003-66-088)

PROPOSED

Commissioner Kenyatta, supported by Commissioner Boike, moved approval of foregoing Report D items 1 thru 10, and adoption of the ten resolutions.

There being no discussion, Chairwoman Ware requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefor by the following Roll Call:

Yea -- Commissioners Bankes, Beard, Bell, Boike, C. Cavanagh, P. Cavanagh, Hubbard, Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware --15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution Nos. 2003-858 thru 2003-867]

Commissioner Kenyatta, supported by Commissioner Boike, moved approval of foregoing Report D item 11, and adoption of the one resolution.

Following discussion by the Commissioners with Mary Rose McMillian, Deputy Corporation Counsel; Chairwoman Ware requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefor by the following Roll Call:

Yea -- Commissioners Bankes, Beard, Bell, Boike, C. Cavanagh, P. Cavanagh, Hubbard, Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware --15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution No. 2003-868]

E. Report from the COMMITTEE ON GOVERNMENT OPERATIONS recommending the following:

1. Approval of an amendment to a retroactive, one-year legal services contract between the Charter County of Wayne and Barris, Sott, Denn & Driker, PLLC (of Detroit) in the amount of \$350,000 to provide representation of the County in the Jacqueline Jones v the County of Wayne matter; the CEO advises that the firm of Barris, Sott, Denn & Driker, PLLC is necessary because of their expertise in employment law; Sharon Woods, Michael Reynolds, Josh Moss and Eric Kociba are designated to work on this matter at a blended rate of \$175 per hour and Debbie Potter and Melonie McKenzie are designated work on this matter at rate

PROPOSED

of \$90 an hour; on July 17, 2003 the Wayne County Commission approved a one-year contract in the amount of \$50,000; this modification increases the amount of the contract from \$50,000 to \$400,000; the term of the contract is from December 13, 2002 through December 12, 2003; the cost of the contract will be charged to Account No. 635 22600 814000 (Human Resources). (2003-37-171M1)

Firm: Barris, Sott, Denn & Driker, PLLC
Address: 211 W. Fort St., 15th Floor, Detroit, MI 48226
Contact: Sharon Woods (313) 596-9304

2. Approval of a proposed settlement in the matter of Jacquelyn E. Jones vs. Wayne County Juvenile Detention Facility, et al (Case No. 01-106738); under the terms of the settlement among the parties the amount of the settlement is confidential; the cost of the settlement will be paid out of Account No. 635 22600 814000 (Human Resources). (2004-42-004)
3. Approval of an amendment to a retroactive, sole-source professional services contract between the Charter County of Wayne and Sarah D. Ellison (of Northville) not to exceed \$26,524 to provide advice and direct service to the Wayne County Director of Personnel/Human Resources, as it relates to the development and implementation of the new PeopleSoft Human Resources Information System; this amendment extends the term of the contract through December 1, 2003, and increases the amount of compensation from \$37,962 to \$64,216; the new term of the contract is March 10, 2003 through December 1, 2003; Ms. Ellison will be paid for services at the rate of \$349 per day; the term of the contract is from August 1, 2003 through December 1, 2003; the cost of the contract will be charged to Account No. 635 22600 815000 (Human Resources). (2003-37-552)

Firm: Sarah D. Ellison
Address: 44813 Broadmoor Circle, Northville, MI 48167
Contact: Sarah D. Ellison (734) 667-2355

4. Approval of a proposed settlement in the matter of Betty Holley vs. County of Wayne (Case No. 01-71492); under the terms of the settlement among the parties the amount of the settlement is confidential; the cost of the settlement will be paid out of Account No. 635 22600 814000 (Human Resources). (2004-42-002)
5. Approval of a proposed settlement in the matter of Jennifer Fields v Tamara Stewart, Wayne County, et al (Case No. 02-240450-NF) in the amount of \$57,000; plaintiff Jennifer Fields sustained injuries to her back on February 21, 2002, when a Wayne County salt truck driven by Mr. Tamara Stewart, sideswiped her vehicle; plaintiff alleges that the accident occurred because of Mr. Stewart's negligence in attempting to change lanes without making proper observations of traffic conditions; Mr. Stewart, a Wayne County Department of Public Services equipment operator, has chosen not to testify or cooperate in the defense of this matter; Mr. Stewart is no longer a Wayne County employee; Earl D. Ollila and Patrick Hogan of the Wayne County Department of Public Services were consulted and agree with this proposed settlement; the proposed settlement will be paid out of Account No. 201 44907 911140 (Roads). (2003-42-003)

Commissioner Palamara, supported by Commissioner Boike, moved approval of foregoing Report E items 1 thru 5, and adoption of the five resolutions.

There being no discussion, **Chairwoman Ware requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefor by the following Roll Call:**

The Commissioners voted as follows:

PROPOSED

Report E Items 1 thru 5

Yea -- Commissioners Bankes, Beard, Bell, Boike, C. Cavanagh, P. Cavanagh, Hubbard, Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Varga, Chairwoman Ware -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution No. 2003-869 thru 2003-873]

- F. Report from the **COMMITTEE ON TECHNOLOGY** recommending approval of a three-year contract with two one-year options to renew between the Charter County of Wayne and Capital Computer Solutions, Inc. (of Wixom) in the amount of \$179,134 to provide a digital Document Imaging, Storage and Retrieval System (DocsFinity) and all related hardware for the Prosecutor's Office; the CEO advises that this contract includes the installation of scanners as well as application installation, software implementation, and training; DocFinity will allow the Prosecutor's Office to improve its access, storage and retrieval of the documents it creates as well as those it receives on a daily basis; four responsive proposals were received in response to advertisements and 98 direct solicitations; after review, the Selection Committee recommends award to Capital Computer Solutions, Inc., as the best proponent for the project; the term of the contract is from October 6, 2003 through October 5, 2006; the cost of the contract will be charged to Account No. 101 22958 984000 (DOJ-BJA Wayne Area Justice). (2003-37-141)

Firm: Capital Computer Solutions, Inc.
Address: 46926 Magellan Drive, Wixom, MI 48393-3699
Contact: Mitchell Nichols (248) 624-3260

Commissioner Hubbard, supported by Commissioner Bell, moved approval of foregoing Report F item 1 and adoption of the resolution.

There being no discussion, **Chairwoman Ware requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefor by the following Roll Call:**

The Commissioners voted as follows:

Yea -- Commissioners Bankes, Beard, Bell, Boike, C. Cavanagh, P. Cavanagh, Hubbard, Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution No. 2003-874]

PROPOSED

PUBLIC COMMENTS

Pursuant to the County Commission's Rules of Procedure, Chairwoman Ware invited comments from the public. There were no public comments.

Testimonial Resolutions and Certificates of Appreciation

1. By Commissioner Kenyatta honoring **Shirley Taylor** for her retirement from SBC Ameritech.
2. By Commissioner Williams honoring **Dr. Mary McLeod Bethune Academy** for its merger of two Detroit Public Schools.
3. By Commissioner Ware honoring **Ella Bully-Cummings** for being appointed the new Chief of Police.
4. By Commissioner Beard honoring **John Copeland** for his 90th birthday.
5. By Commissioner Beard honoring **Josh Treece and David Dowd** for their 7-foot tall metal sculpture they handcrafted in honor of Veteran's Day.
6. By Commissioner Beard honoring the **Sgt. Stanley Romanowski VFW Post** for housing the sculpture handcrafted by Josh Treece and David Dowd.
7. By Commissioner Ware honoring the following volunteers for the 4th Annual Volunteer Awards program:

Mikel Bresee	Bernard Webster	Walter Brown
Darlene Cambell	Annis Collins	Arthur Divers
Thelma Goodwin	Rosa Jemison	Karen Michaux
Geraldine Mickie	George Pelyak	Rufus Roberson
Gloria Jean Robinson	Danzie Ruffin	Top Notch Cleaners/ Bill yals
Stanely Spiewak	Gloria Sykes	Robert Taylor
Annie Terry	Naomi Williams	Gerald Kathryn Underwood
Artistic Hair Design	William E. Booker	Reverend Estelle Aaron
Edward E. Burleigh	Central City Alliance	Allemon's Landscape Center
The Clark Family	Alton Grant	Commander Stacey Bracken
Vernal Johnson	KAP's Meat Market	Commander Robert B. Dunlap
James Kimbrough	Nathan Mack	Police Officer Corey Garrison
Sharon Orr	Gail Richardson	Gates Temple C.O.G.I.C.
Save-Line Market	St. Rita Church	Far NW Neighborhood City Hall
Sharon Sklar	Leon Singleton	Reverend John Drew Sheard
Community Investment Association		South District Recreation Department
West District Recreation Department		Russell Woods-Sullivan Area Association
Commissioner Keith D. Williams		
Original United Citizens of Southwest Detroit		
Mendota, Birwood, Griggs, Pinehurst, Washburn Block Club		

8. By Commissioner Bell honoring **E.L. Branch** for his 25 years of pastoral ministry.
9. By Commissioner Williams honoring **Dora R. Brown** for her 85th Birthday.

PROPOSED

10. By Commissioner Bell honoring **James Smith**, U.S. Attorney's Office LECC Coordinator, is being transferred to Miami.
11. By Commissioner Bankes honoring **Scott Andrew Mihalik** for his Eagle Scout Award.
12. By Commissioner Bankes honoring **Paul Olexa** for being Northville Corporate Citizen of the Year.
13. By Commissioner Christopher Cavanagh honoring **Dazz Bragg** for his certificate of achievement for Wayne Student of the Week from Harper Woods Middle School.
14. By Commissioner Ware honoring **Ruby Davis Wheeler** for her 20th anniversary of Global Bible Bookstore.
15. By Commissioner Ware honoring **Detroit East Inc.** for its 30th anniversary.
16. By Commissioner Hubbard honoring **Ted Gagacki** for being Dearborn's Veteran of the Year for his outstanding commitment to his country and the community.

Commissioner Parker, supported by Commissioner Bell, moved approval of the foregoing Testimonial Resolutions and Certificates of Appreciation.

The Commissioners voted as follows:

Yea -- Commissioners Bankes, Beard, Bell, Boike, C. Cavanagh, P. Cavanagh, Hubbard, Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

Resolutions in Memoriam

1. By Commissioner Christopher Cavanagh in memory of **John Francis Noonan**.
2. By Commissioner Ware in memory of **Carolyn Barclay** mother of Robin Barclay.
3. By Commissioners Philip Cavanagh and Beard in memory of **Otis Maddox** of Garden City.

Chairwoman Ware requested all to stand for a moment of silence in honor of the foregoing individuals, following which she declared the Resolutions in Memoriam adopted.

PROPOSED

At this point in the proceedings the Commissioner considered Report B items 4 and 5 and adoption of the two resolutions.

B. Report from the **COMMITTEE ON PUBLIC SERVICES** recommending the following:

4. Forwarding to receive and file communication received from the Chief Executive Officer dated October 23, 2003 (received October 28th) from Robert O. McMahon, Manager, SEMCOG Community and Economic Development, regarding manufactured housing park reform legislation. (2003-69-151)
5. Forwarding to receive and file communication received from the Chief Executive Officer dated October 27, 2003 (received October 29th) from Eugene Nelson, Secretary of the Detroit-Wayne Joint Building Authority, regarding the resignations of Mr. Glenn Blanton, General Manager, and Mr. Marvin Woods, Assistant General Manager; the D-WJBA is offering the position of Comptroller and Interim General Manager to Ms. Renee S. Strong-Terry, and will be advertising to permanently fill the positions of General Manager and Assistant General Manager. (2003-69-150)

Commissioner Beard, supported by Commissioner Parker, moved approval of foregoing Report B, items 4 and 5 and adoption of the two resolutions.

The Commissioners voted as follows:

Yea -- Commissioners Bankes, Beard, Bell, Boike, C. Cavanagh, P. Cavanagh, Hubbard, Kenyatta, Palamara, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution No. 2003-875 and 2003-876]

PROPOSED

ANNOUNCEMENTS

The Clerk of the Commission advised of the next scheduled Committee and Commission meetings.

As no other business was presented, **Chairwoman Ware thereupon requested a Quorum Call, and the Clerk of the Commission reported that the following Commissioners were in attendance:**

PRESENT: Commissioners Bankes, Beard, Bell, Boike, P. Cavanagh, Hubbard, Kenyatta, Parker, Varga, Williams, Vice-Chair Pro Tempore Blackwell, Vice-Chair Sullivan, Chairwoman Ware -- 13

EXCUSED: Commissioners C. Cavanagh and Palamara -- 2

A quorum being present, Commissioner Parker, supported by Commissioner Williams, moved adjournment. The motion prevailed, the time being 11:04 a.m., and Chairwoman Ware declared the Commission adjourned until Thursday, December 4, 2003.

Joyce D. Williams
Clerk of the Commission

JDW:trr

PROPOSED