

PROPOSED

JOURNAL OF THE COMMISSION

CHARTER COUNTY OF WAYNE

STATE OF MICHIGAN

NO. 17

EQUALIZATION SESSION

TENTH DAY

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

Thursday, August 27, 2009

10:00 a.m.

The Commission was called to order by the Chair of the Commission, Edward A. Boike, Jr., at 10:10 a.m.

The roll of the Commission was requested by the Acting Clerk of the Commission, Joyua A. Bouldes:

Bell - present
Blackwell - present
Cox - present
Gebhardt - present
Killeen - present

Leland
McNamara
Palamara
Parker
Ware

- present
- present
- present
- present
- present

Webb - present
Woronchak - 10:02 a.m.
Varga - present
Williams - present
Boike - present

14 present, a quorum

PROPOSED INVOCATION

The Acting Clerk of the Commission called upon Ms. Beverly King, Executive Assistant to Commissioner Alisha Bell, who gave the following invocation:

“Good morning. Father God we come to You humbly approaching Your throne of grace. We give You all the honor and all the glory precious Father. Father we are seeking Your presence upon this session and Father we ask that You would provide us with all that is needed and that we may be about the business of Wayne County. May we remember that we are honored to be public servants and that we may serve Wayne County to the best of Your glory. Father I ask that we remember that to whom much is given, much is required and all of this I say in Jesus precious name. Amen.”

READING, CORRECTING AND APPROVAL OF THE JOURNAL

Vice-Chair Pro Tempore Varga, supported by Vice-Chair Williams, moved approval of the proposed Journal of the Ninth Day Equalization Meeting held August 20, 2009, as presented with any necessary additions, deletions or corrections as appropriate, to be submitted to the Clerk of the Commission within five days.

The Commissioners voted as follows:

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

REPORT FROM THE CHAIRMAN

CHAIRMAN BOIKE: “Good morning. You know this is our third and final Full Board Meeting of August just happens to fall on the birthday of Commissioner Kevin McNamara. I just found out this morning that the City of Belleville issued a proclamation declaring August 27th as “Kevin McNamara Day”. That’s quite an honor Kevin and a well-deserved one by the way. So let’s congratulate him and we’re happy you are one of us and I was also told and it may be a rumor but we were told you were given a 20% discount card for all the stores in Belleville. Congratulations Kevin and a very nice honor.

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Today hopefully we are going to vote on the 2009-2010 fiscal year budget for Wayne County. We all know this has been a tough and difficult budget. As I said at the Committee of the Whole meeting yesterday, I would like to thank Commissioner Laura Cox and her Ways and Means Committee members for all of their hard work and the commitment they made during the budget process. And I would also like to commend the Commission's fiscal staff under the direction of Dwayne Seals for all their efforts. It's been a great job done by everyone. We all hope that our budget situation will improve going forward. Thankfully, we are seeing some rays of promise. Later today, Unity Studios will be holding a groundbreaking ceremony for the new film production complex in Allen Park. This project could result in 3,000 new jobs for the region. This morning also there is another major groundbreaking in Livonia. The obsolete Livonia Mall is being redeveloped into a modern new shopping complex. That's a good sign. I'm happy to report that Wayne County is playing a key role in these two projects both of which contribute so much to our economic area.

Finally, on a very sad note. We lost an American icon yesterday with the passing of Senator Ted Kennedy. While you may have not agreed with his politics, you cannot question his patriotism to this country or his strong passion to the underserved. We may never see another elected official like Ted Kennedy. Could you please stand and join me in a special moment of silence for Senator Ted Kennedy. Thank you very much." [Everyone stood for a moment of silence in honor of the late Senator Ted Kennedy.]

UNFINISHED BUSINESS

The Acting Clerk of the Commission advised there was no Unfinished Business.

PRESENTATION OF PETITIONS, ORDINANCES AND RESOLUTIONS

- A.** A public hearing on the proposed 2009-2010 Appropriations and Budget Ordinance is scheduled this date, Thursday, August 27, 2009 as required by the "Truth-In Budgeting Act". A notice has been published as required which includes the following statement: "The property tax millage rate proposed to be levied to support the proposed budget will be subject of this hearing".

Note: The proposed millage for 2009-2010 is 7.8220 mills against the 2009 State Taxable Value.

Commissioner Cox, supported by Vice-Chair Williams, moved to open the required public hearing on foregoing item A.

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The Commissioners voted as follows:

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

There being no public comments, **Vice-Chair Williams, supported by Commissioner Webb, moved to close the public hearing.**

The Commissioners voted as follows:

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

COMMUNICATIONS FROM GOVERNMENTAL OFFICIALS AND AGENCIES

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

- | | | |
|--|----|--|
| To Committee on Ways and Means 8/19/2009 | 1. | Dated August 18, 2009 (received August 18th) from CEO Robert A. Ficano, forwarding Technical Amendment No. 1 to the Fiscal Year 2009-2010 Comprehensive Budget Recommendation; overall, this technical amendment is meant to certify a net increase in County appropriations totaling \$16,836,515 as well as reallocate certain resources which will increase and decrease resources as follows: General Fund, \$3,742,955; County Health Fund, \$110,873; HCS Nutrition, \$203,155; Environmental Programs Fund, \$50,457; Law Enforcement, \$10,534,617; County Library Fund, \$244,311; Community Corrections, \$89,292; Juvenile Justice and Abuse/Neglect, \$991,033; Delinquent Tax Fund (\$1,990,414); Property Tax Forfeiture, \$6,841; Building and Ground Maintenance \$1,200,000; Central Services, \$615,395, Circuit Court, \$638,000; and Probate Court, \$400,000. (2009-31-032) |
| To Committee on Health and Human Services 8/19/2009 | 2. | Dated July 14, 2009 (received August 18th) from Sue Hamilton-Smith, Director, Department of Children and Family Services, forwarding a report on the Prevention Action Service Systems (PASS) program, to be forwarded to the Committee on Health and Human Services pursuant to Enrolled Ordinance No. 2008-473. (2009-04-116) |
| To Committee on Health and Human Services 8/20/2009 | 3. | Dated May 13, 2009 (received July 9th) requesting Commission approval of a retroactive, one-year contract with a one-year option to renew between the Charter County of Wayne and Quincy Technologies, Inc. (of Acworth, GA) not to exceed \$22,402 to provide maintenance on a proprietary software information system |

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(CaseManager) used by the Medical Examiner's Office; the CEO advises that Quincy Technologies, Inc. is the developer, owner and sole supplier of this software, and payment is requested to ensure uninterrupted service and continued coverage of any system issue that might be encountered within the service agreement time frame; the term of the contract is from October 1, 2008 through September 30, 2009; the cost of the contract will be charged to Account No. 101 64800 815000 (Medical Examiner). (2009-37-117)

Firm: Quincy Technologies, Inc.
Address: 5650 Brookstone Drive, Acworth, GA 30101
Contact: John Morrow (203) 785-5582

Note: The Commission received a letter from the department explaining why the contract is retroactive.

To Committee on
Health and Human
Services
8/20/2009

4. Dated April 17, 2009 (received July 8th) requesting Commission approval of an amendment to a grant agreement between the Michigan Department of Community Health and the Charter County of Wayne reducing the grant by \$37,074 for the Wayne County Clerk's Office because two bi-lingual Social Service Specialist positions were extremely difficult to fill; as a result there have been a significant amount of savings allowing the savings to be used; since this is a reimbursement grant, the unspent personnel funds will not be realized; the amendment reduces the amount of the grant from \$405,875 to \$368,801; the term of the grant remains October 1, 2008 through September 30, 2009; the cost of the grant reduction will be charged to Account No. 101 21504 529000 (VOCA) (2009-80-002)

Note: On July 15, 2009 Chairman Boike authorized exigent 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
Health and Human
Services
8/20/2009

5. Dated May 14, 2009 (received July 27th) requesting Commission approval of a one-year contract renewal between the Charter County of Wayne and The Arc Detroit (of Detroit) not to exceed \$160,328 to fund the Advocacy and Community Awareness Education Program to provide assistance to individuals with developmental disabilities and their families in Detroit, Hamtramck and Highland Park for an additional year; the original contract expires September 30, 2009 and contained a one-year option to renew; the D-WCCMHA Board approved this renewal with Board Action No. 10-04 on April 15, 2009; this renewal increases the total contract amount from \$160,328 to \$320,656; the term of the renewal is from October 1, 2009 through September 30, 2010; the cost of the renewal will be charged to Account No. 222 64933 827206 (Mental Health Grants). (2009-37-065R)

Firm: The Arc Detroit
Address: 51 W. Hancock, Detroit, MI 48201
Contact: Henry M. Johnson (313) 831-0202

To Committee on
Health and Human
Services
8/18/2009

6. Dated May 15, 2009 (received July 8th) requesting Commission approval of a two-year contract with a one-year option to renew between the Charter County of Wayne and Neighborhood Service Organization (of Detroit) not to exceed \$3,200,000 to support the Helping Hands Program, a mobile crisis outreach service in Detroit for

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persons who are homeless, mentally ill and/or substance abusers for the Detroit-Wayne County Community Mental Health Agency (D-WCCMHA); the D-WCCMHA Board approved this contract with Board Action No. 10-14 on April 15, 2009; NSO will subcontract \$324,000/10% to Bowers AFC, Inc. (of Detroit); the term of the contract is from October 1, 2009 through September 30, 2011; the cost of the contract will be charged to Account No. 222 64931 827206 (Medicaid & GF Operation). (2009-37-135)

Firm: Neighborhood Service Organization
Address: 220 Bagley, Ste. 1200, Detroit, MI 48226
Contact: Sheilah P. Clay (313) 961-4890

To Committee on
Public Safety,
Judiciary and
Homeland Security
8/20/2009

7. Dated March 31, 2009 (received July 9th) requesting Commission approval of a retroactive grant contract between the Charter County of Wayne and the State of Michigan Department of Natural Resources in the amount of \$264,024 for the Sheriff's Department Marine Safety Unit; the CEO advises that this grant provides \$100,539 in Federal funds, \$122,614 in State funds, and requires a 25% match in the amount of \$40,872 for a total program award of \$264,024; these grant funds will provide salaries, wages and benefits as well as operating expenses of the Marine Safety Unit of the Wayne County Sheriff's Office; the term of the grant is from January 1, 2009 through December 31, 2009; the revenue from the grant will be deposited to Account Nos. 101 33100 543000 (\$122,614-State Grant - Public) and 101 33100 529000 (\$100,539-Federal Funds). (2009-71-011)

Note: On July 15, 2009 Chairman Boike authorized exigent 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
Ways and Means
8/19/2009

8. Dated August 13, 2009 (received August 17th) submitting the third quarter report for the fiscal year 2008-2009 Parking Lots Fund; this report includes the Statement of Net Assets as of June 30, 2009 and the Statement of Revenues, Expenses and Changes in Fund Net Assets for the nine month period ended June 30, 2009; the Statement of Revenues, Expenses and Changes in Fund Net Assets compares the results of operations for the interim period in fiscal year 2008-2009 to the same period in fiscal year 2007-2008; this report also includes explanations for significant changes from the balances reported for the nine month period ended June 30, 2009 compared to the balances reported for the nine month period ended June 30, 2008; only changes that exceed both \$5,000 and ten percent of the June 30, 2008 balance for that line item have been explained. (2009-31-030)

To Committee on
Ways and Means
8/19/2009

9. Dated August 17, 2009 (received August 17th) submitting the Third Quarterly Report for the Fiscal Year ending September 30, 2009; the report incorporates nine months of actual activity from October 1, 2008 through June 30, 2009 and a financial projection for the three months ending September 30, 2009; the report indicates that at the end of the Third Quarter, the General Fund (101), Mental Health Fund (222), HCS Nutrition Fund (223), Health and Family Services Head Start Fund (225), Drug Enforcement Fund (265), Law Enforcement Fund (266), County Library Fund (268), Community Development Block Grant Fund (275), Economic and Neighborhood Development-21st Century Fund (280), Nuisance Abatement (283), Copy Center Fund (577), and Circuit

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Court Fund (835) expenditures are projected to exceed revenues; Schedules I and II relate specifically to the General Fund and give summary and detailed information about the projected deficit of \$29.84 million; Schedule I of the report shows that the deficit is the net sum of a \$30.14 million revenue shortfall, a \$1.48 million expenditure overage, and a net \$1.78 million surplus in other financing sources; Schedule II of the report shows that the General Fund revenue shortfall of \$30.14 million is primarily the result of a project net decrease in property tax collections of \$15.66 million and property transfer taxes of \$3.64 million; also State Grants and Contracts projected a revenue shortfall of \$7.41 million, that is primarily due to a reduction in the Adult Benefit Waiver program; Local grants are projected to be \$1.97 million under budget and Charges for Services revenue is projected at \$1.65 million greater than budget; General Government expenditures are projected over budget by \$6.57 million, primarily due to budget overages in the County Clerk's Office of \$2.30 million, Prosecuting Attorney's Office of \$3.44 million and Corporation Counsel of \$0.87 million; these overages were offset primarily by projected budget surpluses for the Register of Deeds of \$0.64 million; Public Safety, primarily Sheriff operations is projected to exceed budget by \$13.43 million; expenditures for Health and Welfare are projected under budget by \$8.93 million, while non-departmental expenditures are projected under budget by \$9.11 million; the projected revenue deficit of \$30.14 million, when combined with the expenditure overage of \$1.48 million, and net Other Financing Uses/Sources surplus of \$1.79 million, nets to an expenditure overage of \$29.84 million; Schedule III contains the General Fund Balance Sheets as of June 30, 2009 and 2008; Schedule IV contains projected summary financial results for the County's special revenue, debt, internal service and Court funds; in addition to the General Fund this schedule shows the following funds to be projected over budget: Mental Health (222) \$3.34 million, HCS Nutrition (223) \$0.41 million, Health and Family Services Head Start (225) \$0.09 million, Environmental Programs (229) \$.36 million, Drug Enforcement (265) \$0.67 million, Law Enforcement (266) \$1.34 million, County Library (268) \$0.07 million, Community Development Block Grant (275) \$0.29 million, Economic and Neighborhood Development-21st Century (280) \$1.10 million, Nuisance Abatement (283) \$0.03 million, Copy Center (577) \$0.48 million, and Circuit Court (835) \$10.09 million; Schedule V contains summarized actual and projected expenditures/expenses (including other financing uses) as of June 30, 2009 and 2008 with budgetary comparison for the County's special revenue, debt, internal service sand Court Fund; this report includes the following five financial schedules for the year ending September 30, 2009:

- I. General Fund Summary of Revenues and Expenditures
- II. General Fund Detailed Statement of Revenues and Expenditures
- III. General Fund Balance Sheet
- IV. Certain Governmental, Proprietary Funds, and Component Units-Summary of Third Quarter Projected Revenues, Expenditures/Expenses and Changes in Fund Balance/Net Assets

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V. Certain Governmental, Proprietary Funds, and Component Units-Summary of Third Quarter Actual and Projected Expenditures/Expenses (Including Other Financing Uses) Compared to Budget

Notes to the Third Quarter Financial Report

(2009-31-031)

- | | | |
|--|-----|--|
| To Committee of the Whole 8/24/2009 | 10. | Dated August 24, 2009 (received August 24th) from Willie Mayo, Wayne County Legislative Auditor General, forwarding a letter to Chairman Edward A. Boike, Jr. advising the Commission that the Office of the Legislative Auditor General has contracted with an external certified public accounting firm (Glenn Olivache, CPA, P.C.) (of Detroit) to conduct an audit of the Wayne County Commission as required by Chapter 65, Section 65-8 of the Code of County Ordinances and duly adopted Enrolled Ordinance No. 94-139; the audit will examine the two-year period of January 1, 2007 through December 31, 2008 and will begin immediately, and is scheduled to be concluded no later than mid December, 2009; it is advised that the letter is subject to the review, discussion and recommendation to the Commission by the Committee on Audit. (2008-57-836) |
| To Committee of the Whole 8/25/2009 | 11. | Dated August 20, 2009 (received August 24th) requesting Commission approval of two resolutions; the first resolution authorizes the publication of notice of intent to issue limited tax general obligation building improvement bonds in the aggregate amount not to exceed \$30,000,000 to pay for improvements to the Guardian Building (500 Griswold), First Street Parking Deck (621 First Street), the 511 Woodward building and the Medical Examiner's Office (1300 E. Warren) all in the City of Detroit; the second resolution is the Bond Authority Resolution relating to the building improvement bonds; the bonds will mature in thirty years and will bear interest rates to be determined at a competitive sale; the full faith and credit of the County will be pledged to pay the principal and interest on the bonds as they become due. (2009-31-034) |
| To Committee of the Whole 8/25/2009 | 12. | Dated August 25, 2009 (received August 25th) from CEO Robert A. Ficano, forwarding Technical Amendment No. 2 to the Fiscal Year 2009-2010 Comprehensive Budget Recommendation; this technical amendment is meant to reallocate certain expenditures within the General Fund as follows: Prosecuting Attorney, \$400,000; Sheriff Jail Operations, \$1,500,000; Health and Human Services Senior Citizens Chore Program, \$250,000; Non-Department/Misc. Contractual Services (\$2,000,000); General Fund Transfer Expenditures/Land Bank (\$150,000). (2009-31-035) |
| To Committee on Health and Human Services 8/25/2009 | 13. | Dated July 30, 2009 (received August 6th) requesting Commission approval of an addendum to an agreement between the Charter County of Wayne and The Senior Alliance (of Wayne) in the amount of \$129,020 to reflect a decrease of \$6,012 in funding for the Adult Day Care Program and an increase of \$135,032 in the Nutrition Program; the term of the agreement remains October 1, 2008 through September 30, 2009; the reduction will be charged to Account No. 101 67215 569000 (\$6,012-Adult Day Care) and the revenue from the addendum will be deposited to Account No. 223 67248 529000/569000 (\$135,032-Nutrition). (2009-14-021) |

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| To Committee on Public Services 8/25/2009 | 14. | Dated July 31, 2009 (received August 20th) requesting Commission approval of MDOT Contract No. 09-5472 in the amount of \$733,000 for the widening of Van Born Road from Lilly Road to Haggerty in Canton Township; the CEO advises that funding for the project will consist of \$733,000 in TED State grant funds; the agreement will commence upon Commission approval for a five-year period; the cost of the contract will be charged to Account No. 201 44908 818080 (\$733,000 - Construction); the revenue from the contract will be deposited to Account No. 201 44908 548100 (\$733,000 –TED Grant). (2009-30-070) |
| To Committee on Public Services 8/25/2009 | 15. | Dated August 7, 2009 (received August 13th) requesting Commission approval of MDOT Contract No. 09-5507 in the amount of \$2,388,665 for resurfacing work along Warren Road from Wayne Road to Merriman Road in the Cities of Westland and Garden City; the CEO advises that funding for the project will consist of \$1,955,122 in Federal funds and \$433,543 from Wayne County; the agreement will commence upon Commission approval for a five-year period; the cost of the contract will be charged to Account Nos. 201 44908 818080 (\$2,077,100-Construction) and 201 44908 702000 (\$311,565-Engineering); the revenue from the contract will be deposited to Account No. 201 44905 511250 (\$1,955,122-Federal funds). (2009-30-073) |
| To Committee on Public Services 8/25/2009 | 16. | Dated August 11, 2009 (received August 17th) requesting Commission approval of MDOT Contract No. 09-5504 in the amount of \$851,460 for resurfacing work along Merriman Road from Ann Arbor Trail to Joy Road in the City of Westland; the CEO advises that funding for the project will consist of \$851,460 in Federal funds; the agreement will commence upon Commission approval for a five-year period; the cost of the contract will be charged to Account Nos. 201 44908 818080 (\$740,400-Construction) and 201 44908 702000 (\$111,060-Engineering); the revenue from the contract will be deposited to Account No. 201 44905 511250 (\$851,460 -Federal funds). (2009-30-074) |
| To Committee on Public Safety, Judiciary and Homeland Security 8/25/2009 | 17. | Dated June 11, 2009 (received July 14th) requesting Commission approval of a retroactive, one-year contract between the Charter County of Wayne and Federal Signal Codespear (of Birmingham) not to exceed \$215,800 for the maintenance and support of the county wide alert system and the supplemental communications system for the Department of Homeland Security and Emergency Management; the CEO advises that both systems were purchased with Commission approval, and continued maintenance and support will enhance the efficiency and effectiveness of the DHSEM; the term of the contract is from January 1, 2009 through December 31, 2009; the cost of the contract will be charged to Account No. 101 42603 730100 (Emergency Mgmt). (2009-37-136) |

Firm: Federal Signal Codespear
 Address: 370 E. Maple Rd., Ste. 350, Birmingham, MI 48009
 Contact: Sharon L. Rytel (248) 644-1090

Note: The Commission received a letter from the department explaining why the contract is retroactive.

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Vice-Chair Pro Tempore Varga, supported by Vice-Chair Williams, moved to refer and/or place on file the foregoing communications as indicated.

There being no discussion, Chairman Boike requested a vote on adoption of the communications, which prevailed, a majority of Commissioners serving having voted therefore by the following Roll Call:

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

REPORTS FROM COMMITTEES

- A.** Report from the **COMMITTEE ON GOVERNMENT OPERATIONS** recommending approval of a three-year contract with a two-year option to renew between the Charter County of Wayne and SARCOM, Inc. (of Grand Rapids) not to exceed \$1,425,698 to provide for the purchase of Cisco network infrastructure; the CEO advises that four bids were received in response to advertisements and 12 direct solicitations; the Purchasing Division recommends award to SARCOM, Inc. as the lowest and most responsive bidder after AT&T and DMC Technology Group were deemed non-responsive; the term of the contract will commence for three-years upon Commission approval; the cost of the contract will be charged to Account Nos. 401 40914 978000 (\$1,211,798- DoT Cap Proj) and 635 25805 932000 (\$213,900-Info Tech). (2009-37-112)

Firm: SARCOM, Inc.
Address: 2900 Charlevoix Dr. SE, Ste. 110, Grand Rapids, MI 49546
Contact: Max Wolfgang (616) 974-5830

Commissioner Leland, supported by Vice-Chair Pro Tempore Varga, moved approval of foregoing Report A, and adoption of the resolution.

There being no discussion, Chairman Boike requested a vote on adoption of the resolution, which prevailed, a majority of Commissioners serving having voted therefore by the following Roll Call:

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution No. 2009-528]

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B. Report from the **COMMITTEE OF THE WHOLE** recommending the following:

1. Approval of two resolutions; the first resolution authorizes the publication of notice of intent to issue limited tax general obligation building improvement bonds in the aggregate amount not to exceed \$30,000,000 to pay for improvements to the Guardian Building (500 Griswold), First Street Parking Deck (621 First Street), the 511 Woodward Building and the Medical Examiner's Office (1300 E. Warren) all in the City of Detroit; the second resolution is the Bond Authority Resolution relating to the building improvement bonds; the bonds will mature in thirty years and will bear interest rates to be determined at a competitive sale; the full faith and credit of the County will be pledged to pay the principal and interest on the bonds as they become due. (2009-31-034A&B)

Commissioner Cox, supported by Commissioner Parker, moved to refer foregoing Report B item 1 to the Committee on Ways and Means¹.

Following discussion, **the Commissioners voted as follows:**

Yea -- Commissioners Bell, Blackwell, Cox, Killeen, McNamara, Parker, Ware, Woronchak -- 8
Nay -- Commissioners Gebhardt, Leland, Palamara, Webb, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 7
Abstain -- None
Not Voting -- None
Excused -- None

The motion carried.

2. Approval of the FY 2009-2010 Budget and the FY 2009-2010 Operating Plan of the Capital Improvement Plan (FY 2010-2014) and Technical Amendment Nos. 1 and 2; the FY 2009-2010 Countywide budget of \$2.1 billion is a 7.8 percent decrease over the 2009-2010 budget; the proposed FY 2009-2010 Operating Plan of the Five-Year Capital Improvement Program (FY 2010-2014) totals \$66.04 million, an \$0.80 million net decrease from the prior year. (2009-31-024, 032 & 035)

Vice-Chair Pro Tempore Varga, supported by Vice-Chair Williams, moved approval of foregoing Report B item 2.

During discussion, **Commissioner Parker, supported by Commissioner Blackwell, moved to amend the budget to include "As of October 1, 2009 the Wayne County Commission shall take a 10% reduction in their annual salary. This 10% reduction will be allocated to a Pubic Safety Department, i.e. Sheriff, Prosecutor or Courts to help reduce crime in Wayne County."**

During further discussion by the Commissioners with Felicia Johnson, Commission Counsel, **Vice-Chair Williams, supported by Commissioner Webb, moved to refer the amendment to the Commission Counsel for further review.**

¹ Report B item 1 was later reconsidered and approved. See Pages 511 and 512.

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As discussion continued, the foregoing motion to refer to the Commission Counsel was withdrawn.

Following discussion, Commissioner Parker, supported by Commissioner Blackwell, moved approval of the amendment striking the words “This 10% reduction will be allocated to a Public Safety Department, i.e. Sheriff, Prosecutor or Courts to help reduce crime in W.C.”

The Commissioners voted as follows:

Yea -- Commissioners Blackwell, Cox, Gebhardt, Killeen, Leland, Palamara, Parker, Ware, Woronchak, Vice-Chair Williams -- 10
Nay -- Vice-Chair Pro Tempore Varga, Chairman Boike -- 2
Abstain -- Commissioners Bell, McNamara, Webb² -- 3
Not Voting -- None
Excused -- None

The motion carried.

Commissioner Parker, supported by Commissioner Ware, moved to amend the budget to include “As of October 1, 2009 the county will no longer reimburse any non civil service employee including elected officials and appointees with a flat rate compensation (car allowance). All persons who are eligible for local travel shall submit monthly mileage forms and be reimbursed at the rate established by the chief financial officer and approved by the County Commission.”

Following discussion by the Commissioners, Vice-Chair Pro Tempore Varga, supported by Commissioner Palamara, moved to refer the foregoing amendment to the Committee on Ways and Means.

The Commissioners voted as follows:

Yea -- Commissioners, Bell, Cox, Gebhardt, Leland, Palamara, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 10
Nay -- Blackwell, Killeen, Parker, Ware -- 4
Abstain -- Commissioner McNamara -- 1
Not Voting -- None
Excused -- None

The motion carried.

Commissioner McNamara, supported by Commissioners Palamara and Gebhardt, moved to amend the budget to include “As of October 1, 2009 the Wayne County Commission shall take the equivalent of a 10% reduction in their annual salary.”

² Commissioner Webb explanation of her “abstention” vote is attached as Appendix 1.

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The Commissioners voted as follows:

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

The motion carried.

Vice-Chair Pro Tempore Varga, supported by Vice-Chair Williams, moved approval of foregoing Report B item 2 as amended.

During discussion by the Commissioners with Carla Sledge, Chief Financial Officer, Commissioner Gebhardt read and requested that the following remarks be entered into the record:

COMMISSIONER GEBHARDT: "The recession that has severely impacted Wayne County has substantially diminished our revenues. Tough economic times require tough budgetary choices, and although we would rather not be in this position, we make those tough choices today. I am pleased that this budget, although lean, is balanced and reflects our commitment to our communities by providing important core county services to our residents. So I will support this budget and encourage my fellow commissioners to join me also in voting for the budget."

Commissioner Cox read and requested that the following remarks be entered into the record:

COMMISSIONER COX: "It has been an honor and a privilege to chair the Ways and Means Committee during the county's budget process for the 09-10 fiscal year.

Our commission staff worked very hard during these past three months, as did my fellow committee members and I want to again say thank you.

During the process, there was open dialogue and an honest exchange of ideas and information. There was "give and take" and hard-fought compromises. Overall, the process worked the way things should work between the executive and legislative branches of government.

While I am not entirely happy with the outcome, an esteemed colleague of mine once told me, "Don't throw out the whole bouquet of flowers just because it may contain one weed".

PROPOSED

That's how I feel about this budget. Ways and Means was able to negotiate **9.8 million dollars** of general fund appropriation changes for this budget. One of my top priorities as commissioner is public safety and criminal justice-two areas mandated by the Wayne County Charter. I am proud that we were able to restore \$500,000 to the prosecutor and \$2.5 million to the sheriff for prisoner transport, electronic tether, parks patrol and jail operations.

While achieving this goal, we continue to support economic development, which is very important to Wayne County. But our economic development efforts will never totally be successful unless we fully clamp down on crime.

In addition, we were also able to restore funding and preserve jobs in the clerk's office, as well as circuit court, probate court and the treasurer's office.

Where the Commission fell short, however, is sticking the taxpayers with an additional \$30 million in debt on the Guardian Building escalating this project cost to \$80 million dollars.

This expenditure is ill timed. It's wasteful. And it's reckless. But it's done and over with, and now we must move forward."

Following discussion, **Chairman Boike requested a vote on adoption of the ordinance as amended, which prevailed, a majority of Commissioners serving having voted therefore by the following Roll Call:**

Yea -- Commissioners, Bell, Blackell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 13
Nay -- Commissioners Parker, Ware³ -- 2
Abstain -- None
Not Voting -- None
Excused -- None

[Enrolled Ordinance No. 2009-529]

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

1. Approval of a modification to a one-year contract between the Charter County of Wayne and E-Business Strategies, LLC (of Detroit) not to exceed \$34,900 to provide mentoring and education services to the participants of the Wayne County Second-Chance Through Expungement Program (STEP); the CEO advises that this modification increases the contract from \$34,900 to \$69,800; the term of the contract remains from October 1, 2008 through September 30, 2009;

³ Commissioner Ware explanation of her "no" vote is attached as Appendix 2.

PROPOSED

the cost of the modification will be charged to Account No. 281 32028 817000 (Community Corrections). (2009-37-157)

Firm: E-Business Strategies, LLC
Address: 7310 Woodward, 7th Floor, Detroit, MI 48202
Contact: V. Lonnie Peek, Jr. (313) 874-0043

2. Ratification of the Chair's exigent approval of a retroactive grant contract between the Charter County of Wayne and the State of Michigan Department of Natural Resources in the amount of \$264,024 for the Sheriff's Department Marine Safety Unit; the CEO advises that this grant provides \$100,539 in Federal funds, \$122,614 in State funds, and requires a 25% match in the amount of \$40,872 for a total program award of \$264,024; these grant funds will provide salaries, wages and benefits as well as operating expenses of the Marine Safety Unit of the Wayne County Sheriff's Office; the term of the grant is from January 1, 2009 through December 31, 2009; the revenue from the grant will be deposited to Account Nos. 101 33100 543000 (\$122,614-State Grant - Public) and 101 33100 529000 (\$100,539-Federal Funds). (2009-71-011)

Note: Chairman Boike granted exigent approval on July 15, 2009.

3. Ratification of the Chair's exigent approval of a retroactive one-year contract renewal between the Charter County of Wayne and Actron Governmental Sales, LLC (of Lincoln Park) not to exceed \$1,500,000 to provide GPS tether and electronic monitoring services for the Wayne County Sheriff's Department; the CEO advises that the original contract in the amount of \$3,000,000 expired June 6, 2009, and contained a one-year renewal option; a \$1,100,000 modification was approved on March 19, 2009; this renewal increases the total contract amount from \$4,100,000 to \$5,600,000; the term of the renewal is from June 7, 2009 through June 6, 2010; the cost of the renewal will be charged to Account No. 101 35110 815000 (WCJ Hamtramck). (2007-37-035R)

Firm: Actron Governmental Sales, LLC
Address: 1056 Dix Road, Lincoln Park, MI 48146
Contact: Maria Kramer (313) 383-0770

Note 1: Chairman Boike granted exigent approval on July 15, 2009.

Note 2: The Commission received a letter from the department explaining why the contract is retroactive.

4. Approval of a modification to a ten-year lease between the Charter County of Wayne and Mr. Wilbur Chamberlin (of Madison Heights) not to exceed \$137,531.90 to extend the lease of 16810-16820 James Couzens in the City of Detroit, for the Department of Children and Family Services Adult Probation staff through May 30, 2012; the CEO advises that this modification increases the contract from \$2,446,770 to \$2,584,301.90; the term of the original lease is from June 1, 1999 through October 1, 2009; the modified term of the lease is from June 1, 1999 through May 30, 2012; the cost of the lease will be charged to Account No. 101 15100 941000 (Adult Probation). (2010-04-003)

Firm: Mr. Wilbur Chamberlin
Address: 29566 Tawas, Madison Heights, MI 48071
Contact: Mr. Wilbur Chamberlin (248) 543-7447

5. Approval of a modification to a ten-year lease between the Charter County of Wayne and Mr. Wilbur Chamberlin (of Madison Heights) to extend the lease of 17500 Lahser in the City of Detroit, for the Department of Children and Family Services Adult Probation staff through February 28, 2011; the CEO advises that

PROPOSED

the term of the original lease is from June 1, 1999 through October 1, 2009; the modified term of the lease is from June 1, 1999 through February 28, 2011; there is no additional funding required; the cost of the lease will be charged to Account No. 101 15100 941000 (Adult Probation). (2010-04-004)

Firm: Mr. Wilbur Chamberlin
Address: 29566 Tawas, Madison Heights, MI 48071
Contact: Mr. Wilbur Chamberlin (248) 543-7447

6. Approval of a retroactive, one-year contract between the Charter County of Wayne and Federal Signal Codespear (of Birmingham) not to exceed \$215,800 for the maintenance and support of the county wide alert system and the supplemental communications system for the Department of Homeland Security and Emergency Management; the CEO advises that both systems were purchased with Commission approval, and continued maintenance and support will enhance the efficiency and effectiveness of the DHSEM; the term of the contract is from January 1, 2009 through December 31, 2009; the cost of the contract will be charged to Account No. 101 42603 730100 (Emergency Mgmt). (2009-37-136)

Firm: Federal Signal Codespear
Address: 370 E. Maple Rd., Ste. 350, Birmingham, MI 48009
Contact: Sharon L. Rytel (248) 644-1090

Note: The Commission received a letter from the department explaining why the contract is retroactive.

Commissioner Blackwell, supported by Commissioner Bell, moved approval of foregoing Report C items 1 thru 6, and adoption of the six resolutions.

Following discussion by the Commissioners with Jerome Pokorney, Sheriff's Department, **Chairman Boike requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefore by the following Roll Call:**

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike – 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution Nos. 2009-530 thru 2009-535]

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

1. Approval of a five-year agreement between the Charter County of Wayne and Arab Community Center for Economic and Social Services (ACCESS) (of Dearborn) not to exceed \$100,000 to provide funding for certain equipment for the ACCESS Youth Center; the term of the agreement will commence upon Commission approval and terminate September 30, 2014; the cost of the

PROPOSED

agreement will be charged to Account No. 208 44935 817000 (Parks). (2009-60-016)

Firm: Arab Community Center for Economic and Social Services
Address: 2651 Saulino Ct., Dearborn, MI 48120
Contact: None Listed.

2. Approval of MDOT Contract No. 09-5507 in the amount of \$2,388,665 for resurfacing work along Warren Road from Wayne Road to Merriman Road in the Cities of Westland and Garden City; the CEO advises that funding for the project will consist of \$1,955,122 in Federal funds and \$433,543 from Wayne County; the agreement will commence upon Commission approval for a five-year period; the cost of the contract will be charged to Account Nos. 201 44908 818080 (\$2,077,100-Construction) and 201 44908 702000 (\$311,565-Engineering); the revenue from the contract will be deposited to Account No. 201 44905 511250 (\$1,955,122-Federal funds). (2009-30-073)
3. Approval of MDOT Contract No. 09-5472 in the amount of \$733,000 for the widening of Van Born Road from Lilley Road to Haggerty in Canton Township; the CEO advises that funding for the project will consist of \$733,000 in TED State grant funds; the agreement will commence upon Commission approval for a five-year period; the cost of the contract will be charged to Account No. 201 44908 818080 (\$733,000 -Construction); the revenue from the contract will be deposited to Account No. 201 44908 548100 (\$733,000 –TED Grant). (2009-30-070)
4. Approval of MDOT Contract No. 09-5504 in the amount of \$851,460 for resurfacing work along Merriman Road from Ann Arbor Trail to Joy Road in the City of Westland; the CEO advises that funding for the project will consist of \$851,460 in Federal funds; the agreement will commence upon Commission approval for a five-year period; the cost of the contract will be charged to Account Nos. 201 44908 818080 (\$740,400-Construction) and 201 44908 702000 (\$111,060-Engineering); the revenue from the contract will be deposited to Account No. 201 44905 511250 (\$851,460 -Federal funds). (2009-30-074)

Commissioner McNamara, supported by Commissioner Gebhardt, moved approval of foregoing Report D items 1 thru 4, and adoption of the four resolutions.

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

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike – 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution Nos. 2009-536 thru 2009-539]

PROPOSED ANNOUNCEMENTS

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

PUBLIC COMMENTS

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

NEW BUSINESS

The Acting Clerk of the Commission advised there was no New Business.

TESTIMONIAL RESOLUTIONS AND CERTIFICATES OF APPRECIATION

1. By Commissioner Cox and Co-sponsored by Commissioner Gebhardt honoring **St. Mary Mercy Hospital** upon the celebration of its 50th Anniversary.
2. By Commissioner Gebhardt and Co-sponsored by Commissioner Ware honoring **Christ Temple Apostolic Church and Elder Luke A. McClendon** upon the celebration of Christ Temple's 65th Anniversary and Elder Luke A. McClendon 13th Pastoral Anniversary.
3. By Commissioner Cox honoring **Secure – 24** upon the celebration of its Grand Opening on August 25, 2009 in the Township of Plymouth.
4. By Commissioner Cox honoring **Leona Dickman** upon the celebration of her 100th Birthday.
5. By Commissioner Williams honoring **Amru Meah** upon the celebration of his retirement from the City of Detroit.
6. By Commissioners Parker and Gebhardt honoring the **Wayne County Parks Division** and Nankin Mills Recreational Area for being voted Best Playground or Park in Metro Detroit.

Commissioner Gebhardt, supported by Commissioner McNamara, moved approval of the foregoing Testimonial Resolutions and Certificates of Appreciation.

PROPOSED

The Commissioners voted as follows:

Yea -- Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 15
Nay -- None
Abstain -- None
Not Voting -- None
Excused -- None

RESOLUTIONS IN MEMORIAM

1. By all Commissioners in memory of **Senator Ted Kennedy**.

Chairman Boike requested all to stand for a moment of silence in honor of the foregoing individual, following which he declared the Resolutions in Memoriam adopted.

RECONSIDERATIONS

Commissioner Killeen, supported by Commissioner Palamara, moved to reconsider Report B item 1.

The Commissioners voted as follows:

Yea -- Commissioners Gebhardt, Killeen, Leland, Palamara, Webb, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 8
Nay -- Commissioners Bell, Blackwell, Cox, McNamara, Parker, Ware, Woronchak -- 7
Abstain -- None
Not Voting -- None
Excused -- None

The motion carried.

Commissioner Cox, supported by Commissioner Parker, moved to refer Report B item 1 to the Committee on Ways and Means.

The Commissioners voted as follows:

Yea -- Commissioners Bell, Blackwell, Cox, McNamara, Parker, Ware, Woronchak -- 7
Nay -- Commissioners Gebhardt, Killeen, Leland, Palamara, Webb, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 8
Abstain -- None
Not Voting -- None
Excused -- None

The motion failed.

PROPOSED

B. Report from the **COMMITTEE OF THE WHOLE** recommending the following:

1. Approval of two resolutions; the first resolution authorizes the publication of notice of intent to issue limited tax general obligation building improvement bonds in the aggregate amount not to exceed \$30,000,000 to pay for improvements to the Guardian Building (500 Griswold), First Street Parking Deck (621 First Street), the 511 Woodward Building and the Medical Examiner's Office (1300 E. Warren) all in the City of Detroit; the second resolution is the Bond Authority Resolution relating to the building improvement bonds; the bonds will mature in thirty years and will bear interest rates to be determined at a competitive sale; the full faith and credit of the County will be pledged to pay the principal and interest on the bonds as they become due. (2009-31-034A&B)

Commissioner Killeen, supported by Vice-Chair Williams, moved approval of foregoing Report B item 1, and adoption of the two resolutions.

During discussion, **Commissioner Cox requested that the following remarks be entered into the record:**

COMMISSIONER COX: "I am totally opposed to approving an additional \$30 million bond request for the Guardian Building. Now is not the time for the County to incur so much more debt.

We are borrowing money to meet payroll, laying employees off and asking those who remain to take furlough days.

How can we possibly afford to spend \$30 million more on an office building? The truth is that we can't!

When we first purchased the building, we approved \$52 million in bonding for the entire project. This included the parking garage, 511 Woodward and the Guardian Building. But now the project has ballooned into an \$80 million investment. That's more than GM paid for the Renaissance Center!

By approving this additional \$30 million bond issue, we are spending taxpayer dollars wastefully and recklessly. We are obligating the county and our citizens to debt we cannot afford.

There is no way I can support an additional \$30 million in debt for the Guardian Building at this time. I cannot in good conscience burden the taxpayers of Wayne County with this added debt.

So I am voting a forceful "NO" on this bond issue."

PROPOSED

Commissioner Gebhardt requested that the following remarks be entered into the record:

COMMISSIONER GEBHARDT: "This additional bonding for the Guardian Building is not a shift to cover cost overruns or prior misrepresentations. As leaders we must take advantage of this opportunity to build out three additional floors so we can move employees from the aging Neudeck Building. I don't know when my fellow commissioners have been to that building, but I was there in the past two months. There are major problems at that building and a further consolidation will save us substantial money in both maintenance and charge-backs. We also will add technology and energy upgrades that will save us money going forward. Supporting this bond is the fiscally conservative position that will save us over \$2 million a year when the improvements are completed and we move from this building with Neudeck, and I urge you to vote in favor of this measure."

There being no further discussion, **Chairman Boike requested a vote on adoption of the resolutions, which prevailed, a majority of Commissioners serving having voted therefore by the following Roll Call:**

Yea -- Commissioners Gebhardt, Killeen, Leland, Palamara, Webb, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 8
Nay -- Commissioners Bell, Blackwell, Cox, McNamara, Parker, Ware, Woronchak -- 7
Abstain -- None
Not Voting -- None
Excused -- None

[Resolution Nos. 2009-540A & B]

REMARKS BY MEMBERS

COMMISSIONER LELAND: "Thank you. I was just wondering Mr. Chairman if the legal staff could put together some schooling for procedural promotions and that ought to be mandatory enrollment."

COMMISSIONER WARE: "I know that my colleagues won't believe this but I agree with Commissioner Leland on going to school because I have never in my 16 to 17 years been attacked by a Chair. When I asked for the floor we usually can't make the statement and we don't have to go into what a commissioner is doing. It is my understanding that a lot of the commissioners don't want me here and one on your leadership team who is staring at me now. Mr. Bill Johnson and Cynthia Douglas made up a rule yesterday that I had to put something in writing. I think that you don't owe me an apology but you owe Ms. Thompson an apology, my staff, for all that she has to go through just to get a job here for a contract that is

PROPOSED

less than five thousand dollars. I repeat that I was told by Mr. Seals two days ago that I had seventy thousand dollars left in my budget.”

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

PRESENT: **Commissioners Bell, Blackwell, Cox, Gebhardt, Killeen, Leland, McNamara, Palamara, Parker, Ware, Webb, Woronchak, Vice-Chair Pro Tempore Varga, Vice-Chair Williams, Chairman Boike -- 15**

EXCUSED: **None**

A quorum being present, **Commissioner Parker**, supported by **Commissioner Palamara**, moved adjournment. The motion prevailed, the time being 11:29 a.m., and **Chairman Boike** declared the **Commission** adjourned until **Thursday, September 3, 2009**.

Joyua A. Bouldes
Acting Clerk of the Commission

JB:dl

PROPOSED