

AGENDA

- I. CALL TO ORDER AND ROLL CALL
- II. PLEDGE OF ALLEGIANCE
- III. TIME FOR MEDITATION
- IV. APPROVAL OF THE MINUTES OF **OCTOBER 26, 2010**
- V. ADDITIONS TO THE AGENDA
- VI. PETITIONS AND COMMUNICATIONS
 1. LETTER FROM LANSING ECONOMIC DEVELOPMENT CORPORATION REGARDING CITY OF LANSING PUBLIC HEARING ON BROWNFIELD PLAN #2(c) – AMENDMENT - FORMER **MOTOR WHEEL PLANT SITE** – DEMMER PROPERTIES, LLC BROWNFIELD PLAN
- VII. LIMITED PUBLIC COMMENT
- VIII. CLARIFICATION/INFORMATION PROVIDED BY COMMITTEE CHAIR
- IX. CONSIDERATION OF CONSENT AGENDA
- X. COMMITTEE REPORTS AND RESOLUTIONS
 2. RESOLUTION ACCEPTING DONATIONS AND AUTHORIZING THE PURCHASE OF AN ELECTRONIC **ENTRANCE GATE SYSTEM** FOR THE SOLDAN DOG PARK (tabled at a previous meeting)
 3. RESOLUTION AUTHORIZING A CONTRACT WITH **REHMANN ROBSON** FOR CONSULTING AND SOFTWARE DEVELOPMENT TO ASSIST THE INGHAM COUNTY FINANCIAL SERVICES DEPARTMENT
 4. RESOLUTION TO **ADOPT A POLICY ON COST INCREASES** FOR SERVICE RELATED CONTRACTS IN INGHAM COUNTY
 5. RESOLUTION TO APPROVE THE PURCHASE OF A **1GB FIBER NETWORK CONNECTION** FROM ARIALINK TO THE INGHAM COUNTY FAMILY CENTER

6. RESOLUTION AMENDING THE INGHAM COUNTY LOCAL PURCHASING PREFERENCE POLICY
7. RESOLUTION TO TRANSFER ALL UNSOLD TAX REVERTED PROPERTIES REJECTED BY LOCAL UNITS TO THE INGHAM COUNTY LAND BANK FAST TRACK AUTHORITY
8. RESOLUTION HONORING THE LANSING HOUSING COMMISSION FOR ITS SMOKE FREE POLICIES
9. RESOLUTION TO CONTRACT WITH CLAIMREMEDI, INC. FOR CLAIMS CLEARINGHOUSE AND ELIGIBILITY SERVICES
10. RESOLUTION TO AMEND THE INGHAM COUNTY SANITARY CODE BY ADDING CHAPTER VIII TO APPROVE REGULATIONS GOVERNING THE IDENTIFICATION AND DISCLOSURE OF TOXIC, HAZARDOUS, OR POLLUTING MATERIALS
11. RESOLUTION AUTHORIZING THE FIRST AMENDMENT TO THE AGREEMENT WITH THE CAPITAL AREA TRANSPORTATION AUTHORITY DATED JANUARY 1, 2011 THROUGH DECEMBER 31, 2015
12. RESOLUTION AUTHORIZING 2011 AGREEMENTS FOR COMMUNITY AGENCIES
- XI. SPECIAL ORDERS OF THE DAY
- XII. PUBLIC COMMENT
- XIII. COMMISSIONER ANNOUNCEMENTS
- XVI. CONSIDERATION AND ALLOWANCE OF CLAIMS
- XV. ADJOURNMENT

THE COUNTY OF INGHAM WILL PROVIDE NECESSARY REASONABLE AUXILIARY AIDS AND SERVICES, SUCH AS INTERPRETERS FOR THE HEARING IMPAIRED AND AUDIO TAPES OF PRINTED MATERIALS BEING CONSIDERED AT THE MEETING FOR THE VISUALLY IMPAIRED, FOR INDIVIDUALS WITH DISABILITIES AT THE MEETING UPON FIVE (5) WORKING DAYS NOTICE TO THE COUNTY OF INGHAM. INDIVIDUALS WITH DISABILITIES REQUIRING AUXILIARY AIDS OR SERVICES SHOULD CONTACT THE COUNTY OF INGHAM IN WRITING OR BY CALLING THE FOLLOWING: INGHAM COUNTY BOARD OF COMMISSIONERS, P.O. BOX 319, MASON, MI 48854, 517-676-7200.

PLEASE TURN OFF CELL PHONES AND OTHER ELECTRONIC DEVICES OR SET TO MUTE OR VIBRATE TO AVOID DISRUPTION DURING THE MEETING

FULL BOARD PACKETS ARE AVAILABLE AT: www.ingham.org

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

Board of Commissioners Rooms - Courthouse
Mason - 6:32 p.m.
October 26, 2010

CALL TO ORDER:

Chairperson De Leon called the October 26, 2010 reconvened Annual Statutory meeting of the Ingham County Board of Commissioners to order at 6:32 p.m. Roll was called and all Commissioners were present.

PLEDGE OF ALLEGIANCE:

Detective James Gill of Lansing Police Department led the Board in the Pledge of Allegiance and a few moments of silence were observed for meditation.

APPROVAL OF THE MINUTES:

Moved by Commissioner Dougan, supported by Commissioner Schor to approve the Minutes of the October 12, 2010 meeting as submitted. Motion carried unanimously.

ADDITIONS TO THE AGENDA:

Chairperson De Leon indicated there would be a substitute resolution for the agenda item no. 8 – Resolution Authorizing the Approval of Amendment #2 to the Natural Resources Trust Fund Project Agreement for the Expansion of Lake Lansing Park-North.

PUBLIC HEARING – 2011 INGHAM COUNTY BUDGET

Chairperson De Leon opened the public hearing to discuss the 2011 Ingham County Budget. The following were in attendance to address the board:

Linda Lee Tarver, addressed the board regarding the 2011 Budget decisions and cuts to Law Enforcement.

Sally Auer, Vice President of the Ingham County Unit of UAW Local 2256, commended the board on a job well done on the 2011 Budget.

Brian Mishler, spoke regarding objection to cuts to Law Enforcement.

PETITIONS AND COMMUNICATIONS:

Letter from State of Michigan DNR Air Quality Division's Pending New Sources Review Application Report. Accepted and placed on file.

Letter from Lansing Economic Development Corporation regarding City of Lansing public hearing on Brownfield Plan #51 – The Knapp's Centre Redevelopment project. Referred to Finance.

Resolution from Lake County opposing a public per diem. Accepted and placed on file.

2009 Annual Report from Ingham County Controller/Administrator. Accepted and placed on file.

LIMITED PUBLIC COMMENT:

Leo Urban addressed the board regarding the Tether program.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

Emily Horne addressed the board regarding the emotional and economic impact of processing death certificates and autopsy reports has on the consumer.

Linda Lee Tarver spoke of customer service and the duties of the clerk's office and secretary of state and the refund for filing for candidates. She spoke on the meaning of Fiscal Conservatism.

Brian Mishler addressed the board regarding the Land Bank.

Elizabeth Reust, Detective with LPD, addressed the board with her concerns on transferring Autopsies to Flint.

Joyce Dejong, Medical Director- Sparrow Hospital, addressed the board in regards to the extraordinary services at Sparrow Hospital and dealing with autopsies and her concerns with autopsies going to Flint.

James Gill, Detective with LPD, addressed the board with his concerns as to the cost to the LPD to go to Flint for Autopsies.

Lisa McCormic addressed the board with her concerns of hearing from everyone and doing what is best for Ingham County before making a decision on appointment of Medical Examiners and authorizing contracts.

CLARIFICATION/INFORMATION PROVIDED BY COMMITTEE CHAIR:

Commissioner Holman responded to Mr. Urban with follow up on his request for a return phone call from the committee.

Commissioner McGrain commented on the fact that there was upcoming meeting to discuss the Medical Examiners concerns and to invite everyone to attend.

CONSIDERATION OF CONSENT AGENDA:

Moved by Commissioner Dougan, supported by Commissioner Grebner, to adopt a consent agenda consisting of all items, except agenda items 4, 10, 11 and 14. Motion to adopt a consent agenda carried unanimously. Items on the consent agenda were adopted by a unanimous roll call vote.

COMMITTEE REPORTS AND RESOLUTIONS:

The following resolution was introduced by the County Services and Finance Committees:

**RESOLUTION MAKING A LIMITED TAX PLEDGE FOR
BROWNFIELD REDEVELOPMENT AUTHORITY BONDS**

RESOLUTION #10-338

At a regular meeting of the Board of Commissioners of the County of Ingham, Michigan (the "County"), on October 26, 2010.

PRESENT: _____

RESOLUTION #10-338

ABSENT: _____

The following resolution was offered by _____ and seconded by _____:

WHEREAS, proceedings have been taken by the Ingham County Brownfield Redevelopment Authority (the "Authority") to finance the purposes of its brownfield plan, as amended, for City of Lansing parcels only (the "Project") through the issuance of bonds (the "Bonds") in the aggregate principal amount of not to exceed \$2,685,000, in anticipation of the collection of certain tax increment revenues, as described in the Authority's resolution authorizing the issuance of the Bonds, by the Authority from eligible properties ("Tax Increment Revenues"); and

WHEREAS, the Bonds are to be designated "Brownfield Redevelopment Authority Bonds, Series 2010," or such other name to be designated by the Authority, will mature not later than August 1, 2026, and will bear interest at a rate or rates not exceeding 6% per annum; and

WHEREAS, it is advisable and necessary to obtain from this Board a resolution making a limited tax pledge for the payment of the principal of and interest on the Bonds; and

WHEREAS, the Project is necessary to protect and preserve the public health as authorized by Act 381, Public Acts of Michigan, 1996, as amended ("Act 381"), and therefore it is in the best interest of the County that the Bonds be sold.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Ingham:

1. Pursuant to the authorization provided in Section 17(2) of Act 381, the Ingham County Board of Commissioners does hereby irrevocably pledge the full faith and credit of the County for the prompt payment of the principal of and interest on the Bonds, and does agree, in the event that Tax Increment Revenues collected by the Authority are insufficient to pay principal of or interest on the Bonds, to provide sufficient money in its annual budget, as a first budget obligation, to pay when due, the principal of and interest on the Bonds, and if necessary levy ad valorem taxes on all taxable property with the boundaries of the County, subject to applicable constitutional and statutory tax limitations.

2. In the event that, pursuant to said pledge of full faith and credit, the County advances out of County funds, all or any part of said principal and interest, it shall be the duty of the County Treasurer, for and on behalf of the County, to take all actions and proceedings and pursue all remedies permitted or authorized by law for the reimbursement of such sums so paid.

3. If the issuance and sale of the Bonds is subject to permission being granted therefor by the Department of Treasury of the State of Michigan pursuant to Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), the County Treasurer is hereby authorized and directed to file with the Department of Treasury an application for approval of the Bonds.

RESOLUTION #10-338

4. The County Treasurer is authorized to approve the circulation of a preliminary and final official statement for the Bonds, to cause the preparation of those portions of the preliminary and final official statement that pertain to the County, and to do all other things necessary for compliance with Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended (the "Rule"). The County Treasurer is authorized to execute

5. and deliver such certificates and to do all other things that are necessary to effectuate the sale and delivery of the Bonds

6. The County Treasurer is hereby authorized to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Bonds pursuant to paragraph (b)(5) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.

7. Pursuant to Section 148(f)(4)(D)(iv) of the Internal Revenue Code of 1986, as amended (the "Code"), the County allocates \$2,685,000 of its \$5,000,000 limitation under Section 148(f)(4)(D)(i)(IV) of the Code to the Authority and determines that the limitation so allocated bears a reasonable relationship to the benefits received by the County from issues issued by the Authority.

8. All resolutions and part of resolutions, insofar as the same may be in conflict with the provisions of this resolution, be and the same hereby are rescinded.

YEAS: _____

NAYS: _____

ABSENT: _____

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
)ss
COUNTY OF INGHAM)

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

I, the undersigned Clerk of the County of Ingham, Michigan, hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the Board of Commissioners at a regular meeting held on the 26th day of October, 2010, the original of which resolution is on file in my office. I further certify that notice of said meeting was given in accordance with the provisions of the open meetings act.

Clerk, County of Ingham

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain, Vickers
Nays: None **Absent:** None **Approved 10/19/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None **Absent:** None **Approved 10/20/10**

Moved by Commissioner Copedge, supported by Commissioner Celentino to adopt the resolution. The motion carried by a unanimous roll call vote.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

The following resolution was introduced by the County Services and Finance Committees:

RESOLUTION APPROVING CLOSING ON WEBB, HAYNES AND CLARK FARMS

RESOLUTION #10-339

WHEREAS, Ingham County desires to provide for the effective long-term protection and preservation of farmland in Ingham County from the pressure of increasing residential and commercial development; and

WHEREAS, the Ingham County Board of Commissioners adopted the Ingham County Farmland and Open Space Purchase of Development Rights Ordinance in July 2004; and

WHEREAS, the Ingham County Farmland Purchase of Development Rights Ordinance authorized the establishment of the Ingham County Farmland and Open Space Preservation Board to oversee the Farmland Preservation Program; and

WHEREAS, the Ingham County Farmland and Open Space Preservation Board ranked the Webb, Haynes and Clark Farms among the top five farms in the 2009 application; and

WHEREAS, the Ingham County Board of Commissioners approved purchasing conservation easements on the Haynes, Webb and Clark Farms Resolution #09-357; and

WHEREAS, the Ingham County Farmland and Open Space Preservation Board has completed all necessary due diligence, including securing Federal matching funds, to close on Agricultural Conservation Easement Deeds for the Webb, Haynes and Clark Farms; and

WHEREAS, the Ingham County Farmland and Open Space Preservation Board has funding in place to purchase and close Agricultural Conservation Easement Deeds on the Webb, Haynes and Clark Farms in the 2010 budget.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the closing on the Webb, Haynes and Clark Farms.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners and the Farmland and Open Space Preservation Board authorizes payment to Mr. Lee Webb and Mr. Michael Webb, in an amount not to exceed \$368,617.50.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners and the Farmland and Open Space Preservation Board authorizes payment to Mr. and Mrs. Gary and Sandra Haynes, in an amount not to exceed \$402,825.00.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners and the Farmland and Open Space Preservation Board authorizes payment to Mr. and Mrs. Wesley and Janet Clark, in an amount not to exceed \$110,060.00.

BE IT FURTHER RESOLVED, this resolution authorizes the Board Chair to sign any necessary documents after review by County Attorney.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

RESOLUTION #10-339

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain, Vickers

Nays: None **Absent:** None **Approved 10/19/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

The following resolution was introduced by the County Services and Finance Committees:

RESOLUTION ACCEPTING \$502,667.00 AND APPROVING COOPERATIVE AGREEMENT NO. 735D211043 AMENDMENT 1 BETWEEN THE UNITED STATES OF AMERICA AND INGHAM COUNTY FOR THE IMPLEMENTATION OF THE FEDERAL FARM AND RANGLAND PROTECTION PROGRAM

RESOLUTION #10-340

WHEREAS, Ingham County desires to provide for the effective long-term protection and preservation of farmland and open space in Ingham County from the pressure of increasing residential and commercial development; and

WHEREAS, the Ingham County Board of Commissioners adopted the Ingham County Farmland Purchase of Development Rights Ordinance in July 2004; and

WHEREAS, the Ingham County Farmland and Open Space Preservation Board has scored and ranked all applications received for the 2009 cycle and submitted the Ghere, Davis, Jackson, Haynes #2 Farms to the Federal Farm and Ranchland Protection Program, Great Lakes Restoration Initiative for consideration of matching funds; and

WHEREAS, the Ingham County Farmland Purchase of Development Rights Ordinance authorized the Ingham County Farmland and Open Space Preservation Board to make reasonable offers to purchase development rights on farms based on state certified appraisals; and

WHEREAS, the Ingham County Agricultural Preservation Board has funding in place to purchase the Permanent Conservation Easement Deeds on the Ghere, Davis, Jackson, Haynes #2 Farms.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves Cooperative Agreement #73-5D21-10-43 Amendment 1 for \$502,667.00, between United States of America (The United States), acting by and through the United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) on behalf of the Commodity Credit Corporation (CCC), and Ingham County for the implementation of the Farm and Ranch Lands Protection Program (FRPP) Great Lakes Restoration Initiative.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chair to sign Cooperative Agreement #73-5D21-10-43 Amendment 1, after review and approval by County Attorney.

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain, Vickers
Nays: None Absent: None Approved 10/19/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None Absent: None Approved 10/20/10

Adopted as part of the consent agenda

RESOLUTION #10-340

AMENDMENT 1 TO
COOPERATIVE AGREEMENT
BETWEEN THE
UNITED STATES OF AMERICA
COMMODITY CREDIT CORPORATION
ACTING THROUGH THE
NATURAL RESOURCES CONSERVATION SERVICE
and
INGHAM COUNTY
for the
FARM AND RANCH LANDS PROTECTION PROGRAM

Cooperative Agreement Number 735D211043 between the United States of America (the United States), acting by and through the United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) on behalf of the Commodity Credit Corporation (CCC), and Ingham County for the implementation of the Farm and Ranch Lands Protection Program (FRPP), originally made on the 5th day of August, 2010, is hereby amended on the ____ day of _____, 2010 to add or change the following:

IV. OBLIGATION OF FUNDS

Change IV. First Paragraph To:

Upon execution of this agreement, the United States shall obligate the sum of \$462,308.00 in FY2010 and \$502,667.00 in FY2010 Great Lakes Restoration Initiative (GLRI) for the acquisition by Ingham County of conservation easements for the parcels listed on Attachments A, A-1. This agreement may be revised to obligate additional funds in Fiscal Years 2010 and 2011 if the cooperating entity submits parcels that rank high enough to warrant the obligation of funds. Ingham County must close on the easement acquisition and request payment of this amount in accordance with Part VII of this Cooperative Agreement before the dates in the table below.

| Fiscal Year | Attachment with Associated Parcels | Funds Obligated | Fund Code |
|-------------|------------------------------------|-----------------|-----------|
| 2010 | A | \$462,308.00 | 69F |
| 2010 GLRI | A-1 | \$502,667.00 | 69R |
| 2011 | B | NA | NA |
| 2012 | C | NA | NA |

Attachments

Add Attachment A-1 - List of Pending Conservation Easement Offers on Which the Obligation of FY 2010 GLRI Funds is Based.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

RESOLUTION #10-340

All other terms, conditions, and provisions of the agreement remain in force and effect and are hereby made a part of this agreement.

IN WITNESS WHEREOF, the following authorized representatives of the United States and Ingham County have executed this Cooperative Agreement.

INGHAM COUNTY

By: Commissioner Deb DeLeon, Chair of the County Board of Commissioners

UNITED STATES OF AMERICA
COMMODITY CREDIT CORPORATION

By: Stephen S. Davis, Acting State Conservationist

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

The following resolution was introduced by the County Services and Finance Committees:

**RESOLUTION AUTHORIZING THE PURCHASE OF
AN ACCESSIBLE FISHING DOCK FOR LAKE LANSING PARK-SOUTH**

RESOLUTION #10-341

WHEREAS, the Michigan Natural Resources Trust Fund Development Grant for the Lake Lansing Trail Project (TF06-020) included a handicap accessible fishing dock at Lake Lansing and was accepted by Board of Commissioners' Resolution #07-276; and

WHEREAS, this 120 foot fishing dock will significantly enhance recreation use of Lake Lansing by providing water-based recreation opportunities, direct access for fishing, and include benches for passive recreation such as reading and wildlife watching; and

WHEREAS, there is currently only one existing dock at Lake Lansing Park-South and it is not ideal for fishing as it is used for pedal boat and rowboat rental; and

WHEREAS, Project FISH (Friends Involved in Sportfishing Heritage), an MSU Department of Community Agriculture Recreation and Resource Studies mentor-based, community-supported sportfishing and aquatic resource education project, and Bass Hookers (a local bass fishing club) are in support of this project; and

WHEREAS, funds have been identified within 2006 Capital Improvement Budget for the Lake Lansing Park-South to Park Lake Road trail project; and

WHEREAS, the bids were reviewed by the Ingham County Purchasing Department and Parks staff and it was determined that Marine Automated Dock Systems, Inc. was the low bidder and met all specifications and requirements; and

WHEREAS, the Purchasing Department recommends the proposal submitted by Marine Automated Dock Systems, Inc. of Harrison, Michigan; and

WHEREAS, the Ingham County Parks & Recreation Commission supported the purchase of the dock with the passage of a resolution at their October 25, 2010 meeting.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the purchase of an accessible dock from Marine Automated Dock Systems of Harrison, Michigan, in an amount not to exceed \$40,713.04.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners authorizes the necessary line item transfers from line item 450-75900-818000-LL287 (contractual services) to line item 450-75900-978000-LL287 (machinery & equipment purchase).

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make the necessary transfer of funds within the Ingham County Parks Budget.

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain, Vickers

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

RESOLUTION #10-341

Nays: None **Absent:** None **Approved 10/19/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)

The following resolution was introduced by the County Services and Finance Committees:

**RESOLUTION AUTHORIZING THE APPROVAL OF AMENDMENT #2
TO THE MICHIGAN NATURAL RESOURCES TRUST FUND PROJECT AGREEMENT FOR THE
EXPANSION OF LAKE LANSING PARK-NORTH**

RESOLUTION #10-342

WHEREAS, Board of Commissioners Resolution #09-296 authorized the acceptance of a Michigan Natural Resources Trust Fund Grant to fund the expansion of Lake Lansing Park-North; and

WHEREAS, the Department of Natural Resources approved the appraised value of the property and the landowner has agreed to the determined sale price; and

WHEREAS, the Parks Department petitioned the Department of Natural Resources for a 90 day extension to allow adequate time to schedule a closing date; and

WHEREAS, the Department of Natural Resources granted the Parks Department the 90 day extension request on September 30, 2010.

THEREFORE BE IT RESOLVED, that Amendment #2 of the agreement with the Department of Natural Resources extending the project period completion deadline from September 30, 2010 to December 31, 2010 be approved.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary contract/placement documents that are consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain, Vickers
Nays: None Absent: None Approved 10/19/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None Absent: None Approved 10/20/10

Adopted as part of the consent agenda

The following resolution was introduced by the County Services and Finance Committees:

**RESOLUTION APPROVING FDI GROUP/COMPONE ADMINISTRATORS, INC. AS THE THIRD
PARTY ADMINISTRATOR FOR THE COUNTY'S SELF INSURED WORKERS' COMPENSATION
INSURANCE THROUGH DECEMBER 31, 2011**

RESOLUTION #10-343

WHEREAS, Ingham County contracted with the Accident Fund to provide third party administration for the County's self insured workers' compensation insurance; and

RESOLUTION #10-343

WHEREAS, the Accident Fund has sold the third party administration for the County's self insured workers' compensation insurance portion of their business operations to FDI Group/CompOne Administrators, Inc.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves FDI Group/CompOne Administrators, Inc. as the third party administrator for the County's self insured workers' compensation insurance through December 31, 2011.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners and the County Clerk are authorized to sign any necessary contract documents consistent with this resolution.

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain, Vickers
Nays: None Absent: None **Approved 10/19/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None Absent: None **Approved 10/20/10**

Adopted as part of the consent agenda

The following resolution was introduced by the Finance Committee:

RESOLUTION AUTHORIZING ADJUSTMENTS TO THE 2010 INGHAM COUNTY BUDGET

RESOLUTION #10-344

WHEREAS, the Board of Commissioners adopted the 2010 Budget on October 27, 2009 and has authorized certain amendments since that time, and it is now necessary to make some adjustments as a result of updated revenue and expenditure projections, fund transfers, reappropriations, accounting and contractual changes, errors and omissions, and additional appropriation needs; and

WHEREAS, the Liaison Committees and the Finance Committee have reviewed the proposed budget adjustments prepared by the Controller's staff and have made adjustments where necessary; and

WHEREAS, Public Act 621 of 1978 requires that local units of government maintain a balanced budget and periodically adjust the budget to reflect revised revenue and expenditure levels; and

WHEREAS, the Lansing School District is no longer able to provide the 50% match for the State Child Care Fund for a Truancy Casework Assistant.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby directs the Controller/Administrator to make the necessary transfers to adjust revenues and expenditures in the following funds, according to the attached schedules:

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

RESOLUTION #10-344

| <u>FUND</u> | <u>DESCRIPTION</u> | <u>2010 BUDGET 9/15/10</u> | <u>PROPOSED CHANGES</u> | <u>PROPOSED BUDGET</u> |
|-------------|----------------------------|--------------------------------|-----------------------------|----------------------------|
| 101 | General Fund | \$79,606,523 | (\$200,323) | \$79,406,200 |
| 292 | Family Division Child Care | 14,523,143 | (65,400) | 14,457,743 |
| 595 | Inmate Stores | 569,267 | 50,000 | 619,267 |
| 636 | MIS | 2,867,840 | 3,500 | 2,871,340 |
| 664 | Mach. & Equip. Revolving | 1,250,150 | 1,850 | 1,252,000 |

BE IT FURTHER RESOLVED, that Circuit Court Family Division position number 140066 – Casework Assistant be eliminated from the position allocation list.

BE IT FURTHER RESOLVED, that using funds budgeted in 2010 a contract is authorized with Legal Services of South Central Michigan in an amount not to exceed \$20,000 for the time period of January 1, 2010 through December 31, 2010, for the purpose of providing legal services to low-income residents of Ingham County.

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None

Absent: None

Approved 10/20/10

Moved by Commissioner Grebner, supported by Commissioner Schor, to adopt the resolution. Motion to adopt the resolution carried with commissioner Schafer voting no and all others voting yes.

GENERAL FUND REVENUES

| | <u>2010 Budget – 9/15/10</u> | <u>Proposed Changes</u> | <u>2010 Proposed Budget</u> |
|------------------------------------|----------------------------------|-----------------------------|---------------------------------|
| Tax Revenues | | | |
| County Property Tax | 45,314,668 | | 45,314,668 |
| Property Tax Adjustments | (100,000) | | (100,000) |
| Delinquent Real Property Tax | 25,000 | | 25,000 |
| Unpaid Personal Property Tax | 25,000 | | 25,000 |
| Industrial Facility Tax | 394,000 | | 394,000 |
| Trailer Fee Tax | 15,000 | | 15,000 |
| Intergovernmental Transfers | | | |
| Transfer from Rev. Sh. Res. Fund | 6,080,205 | | 6,080,205 |

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

| | | | |
|-------------------------------------|-------------------|------------------|-------------------|
| Convention/Tourism Tax - Liquor | 1,678,052 | | 1,678,052 |
| Health and Safety Fund | 25,716 | | 25,716 |
| Use of Fund Balance | 2,825,911 | | 2,825,911 |
| Department Generated Revenue | | | |
| Animal Control | 527,100 | | 527,100 |
| Circuit Court - Family Division | 931,734 | | 931,734 |
| Circuit Court - Friend of the Court | 543,638 | | 543,638 |
| Circuit Crt - General Trial | 2,302,165 | | 2,302,165 |
| Controller | 3,009 | | 3,009 |
| Cooperative Extension | 60,086 | | 60,086 |
| County Clerk | 590,800 | | 590,800 |
| District Court | 2,551,804 | | 2,551,804 |
| Drain Commissioner/Drain Tax | 362,663 | | 362,663 |
| Economic Development | 610,600 | | 610,600 |
| Elections | 36,650 | | 36,650 |
| Emergency Operations | 136,221 | | 136,221 |
| Equalization /Tax Mapping | 30,800 | | 30,800 |
| Facilities | 152,487 | | 152,487 |
| Human Resources | 36,692 | | 36,692 |
| Probate Court | 302,178 | | 302,178 |
| Prosecuting Attorney | 804,148 | (200,323) | 603,825 |
| Register of Deeds | 1,512,645 | | 1,512,645 |
| Remonumentation Grant | 85,000 | | 85,000 |
| Sheriff | 5,964,314 | | 5,964,314 |
| Treasurer | 5,403,500 | | 5,403,500 |
| Tri-County Regional Planning | 61,740 | | 61,740 |
| Veteran Affairs | 312,997 | | 312,997 |
| Total General Fund Revenues | 79,606,523 | (200,323) | 79,406,200 |

GENERAL FUND EXPENDITURES

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

| | 2010 Budget – <u>9/15/10</u> | Proposed <u>Changes</u> | 2010 Proposed <u>Budget</u> |
|-------------------------------------|---------------------------------|----------------------------|--------------------------------|
| Board of Commissioners | 587,468 | | 587,468 |
| Circuit Court - General Trial | 7,658,281 | | 7,658,281 |
| District Court | 2,404,328 | | 2,404,328 |
| Circuit Court - Friend of the Court | 1,175,662 | | 1,175,662 |
| Jury Board | 1,757 | | 1,757 |
| Probate Court | 1,453,883 | | 1,453,883 |
| Circuit Court - Family Division | 6,201,902 | | 6,201,902 |
| Jury Selection | 82,884 | | 82,884 |
| Elections | 455,750 | | 455,750 |
| Financial Services | 635,919 | | 635,919 |
| County Attorney | 412,220 | | 412,220 |
| County Clerk | 696,733 | | 696,733 |
| Controller | 832,956 | | 832,956 |
| Equalization/Tax Services | 699,828 | | 699,828 |
| Human Resources | 541,771 | | 541,771 |
| Prosecuting Attorney | 5,906,686 | (200,323) | 5,706,363 |
| Purchasing | 177,397 | | 177,397 |
| Facilities | 1,925,933 | | 1,925,933 |
| Register of Deeds | 430,408 | | 430,408 |
| Remonumentation Grant | 85,000 | | 85,000 |
| Treasurer | 610,508 | | 610,508 |
| Drain Commissioner | 987,844 | | 987,844 |
| Economic Development | 666,284 | | 666,284 |
| Community Agencies | 204,117 | | 204,117 |
| Equal Opportunity Committee | 500 | | 500 |
| Women's Commission | 500 | | 500 |
| Historical Commission | 500 | | 500 |
| Tri-County Regional Planning | 103,192 | | 103,192 |

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

| | | | |
|--|-------------------|------------------|-------------------|
| Jail Maintenance | 281,708 | | 281,708 |
| Sheriff | 18,729,511 | | 18,729,511 |
| Community Corrections | 84,940 | | 84,940 |
| Animal Control | 1,315,035 | | 1,315,035 |
| Emergency Operations | 237,797 | | 237,797 |
| Board of Public Works | 264 | | 264 |
| Drain Tax at Large | 300,000 | | 300,000 |
| Health Department | 12,320,165 | | 12,320,165 |
| Medical Examiner | 405,625 | | 405,625 |
| Substance Abuse | 844,573 | | 844,573 |
| Community Mental Health | 1,974,803 | | 1,974,803 |
| Department of Human Services | 1,756,357 | | 1,756,357 |
| Tri-County Aging | 76,225 | | 76,225 |
| Veterans Affairs | 434,759 | | 434,759 |
| Cooperative Extension | 682,628 | | 682,628 |
| Parks and Recreation | 1,489,960 | | 1,489,960 |
| Contingency Reserves | 244,074 | | 244,074 |
| Legal Aid | 20,000 | | 20,000 |
| 2-1-1 Project | 33,750 | | 33,750 |
| Capital Improvements | 3,434,138 | | 3,434,138 |
| Total General Fund Expenditures | 79,606,523 | (200,323) | 79,406,200 |

General Fund Revenue Adjustments

Prosecuting Attorney Eliminate \$200,323 in revenues associated with the D.A.R.T grant, which was discontinued at the end of 2009. (Funding to resume October 1, 2010.)

General Fund Expense Adjustments

Prosecuting Attorney Eliminate \$200,323 in expenses associated with the D.A.R.T grant, which was discontinued at the end of 2009. The associated position was previously eliminated by Resolution 09-213. (Funding resume October 1, 2010.)

Non-General Fund Adjustments

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

| | |
|----------------------------------|--|
| Family Div. Child Care (F292) | Eliminate revenues and expenses associated with Lansing School District contract for a Truancy Casework Assistant. Contract is no longer funded by the School District. (\$65,400) Also eliminate vacant position #140066 associated with this contract. |
| Inmate Stores (F595) | Set up budget for inmate phone cards. (\$50,000) |
| MIS (F636) | Increase budget to purchase new laptop and PC for testing of Windows 7 and Office 2010 (\$1,682) and a replacement laptop. (\$1,818) |
| Mach./Equip. Revolving (F664) | Increase CIP upgrade funds to purchase: a replacement printer for the Sheriff's Office (\$650) and a replacement laptop for Cooperative Extension (\$1,200). |

The following resolution was introduced by the Finance Committee:

INGHAM COUNTY 2011 GENERAL APPROPRIATIONS RESOLUTION

RESOLUTION #10-345

WHEREAS, the Uniform Budgeting and Accounting Act, Public Act 621 of 1978, requires that each local unit of government adopt a balanced budget for all required funds; and

WHEREAS, county offices, the courts, county departments, and others have submitted requests for a county appropriation in the 2011 budget; and

WHEREAS, the County Controller has considered these requests and has submitted a recommended budget as required by statute and Board of Commissioners' resolution; and

WHEREAS, the various liaison committees of the Board of Commissioners have reviewed their section of the Controller's Recommended Budget and have made recommendations for approval or modification to the Finance Committee; and

WHEREAS, the Finance Committee has reviewed each liaison committees' recommendations and together with its own Strategic Planning Initiatives Fund allotment has presented a recommended balanced budget to the Board of Commissioners and to the public; and

WHEREAS, the Board of Commissioners annually adopts a balanced budget and authorizes appropriations subject to the conditions set forth in its annual General Appropriations Resolution; and

THEREFORE BE IT RESOLVED, that the 2011 Ingham County Budget, as set forth in the Finance Committee Recommended Budget, dated September 29, 2010 and incorporated by reference herein, is hereby adopted on a basis consistent with Ingham County's Budget Adoption and Amendment Policies and subject to all county policies regarding the expenditure of funds and the conditions set forth in this resolution.

RESOLUTION #10-345

BE IT FURTHER RESOLVED, that the following tax levies are hereby authorized for the 2010 tax year/2011 budget year for a total county levy of 9.5431 mills, including authorized levies for General Fund operations, special purpose, and Airport Authority millage:

2010/11 Millage Summary

| <u>Purpose</u> | <u>Millage</u> |
|--|----------------|
| General Operations | 6.3512 |
| General Operations – Indigent Veterans Support | .0230 |
| Special Purpose - Emergency Telephone Services | .8431 |
| Special Purpose - County-wide Transportation | .3968 |
| Special Purpose - County-wide Transportation #2 | .0800 |
| Special Purpose - Juvenile Justice | .6000 |
| Special Purpose - Potter Park Zoo and Potter Park | .4100 |
| Special Purpose – Farmland/Open Space Preservation | .1400 |
| Trust & Agency - Capital Region Airport Authority | .6990 |

BE IT FURTHER RESOLVED, that the revenues received by the County under Public Acts 106 and 107, 1985 (Convention Facility Tax revenue) shall not be used to reduce the County's 2010/2011 operating millage as defined by Public Act 2, 1986.

BE IT FURTHER RESOLVED, that in accordance with Public Act 2 of 1986, that 50% of the actual Convention Facility Tax revenue not used to reduce the County's operating tax rate shall be transmitted to the Mid-South Substance Abuse Commission, with the remaining revenues to be deposited in the County's General Fund.

BE IT FURTHER RESOLVED, that the revenues received by the County under Public Act 264 of 1987 (Health and Safety Fund Act) shall not be used to reduce the County's 2010/2011 operating millage levy, and that 11/17 of the actual Health and Safety Fund Act revenue not used to reduce the County's operating tax rate shall be appropriated to the Ingham County Health Department budget for those public health prevention programs and services whose costs are in excess of 1989 appropriation levels.

BE IT FURTHER RESOLVED, that in accordance with Public Act 264 of 1987, that 5/17 of the actual Health and Safety Fund Act revenue not used to reduce the County's operating tax rate shall be used for personnel and operating costs which are in excess of 1988 appropriation levels at the Circuit Court, Family Court, District Court, and Sheriff Department Law Enforcement with the remaining revenues generated by P.A. 264 of 1987 to be used for other General Fund expenditures.

BE IT FURTHER RESOLVED, that the adopted budget is based on current estimates of revenues and expenditures, and that the Board of Commissioners may find it necessary to adjust budgeted revenues and expenditures from time to time during the year.

BE IT FURTHER RESOLVED, that up to \$800,000 is reserved in the general fund as of December 31, 2010 for the purpose of start up or transition funds for municipalities beginning a new contract for police services

RESOLUTION #10-345

with the Ingham County Sheriff's Office in 2011. These transition funds are not available until the Board of Commissioners authorizes the expenditure. Any appropriation shall be conditional on the municipalities actually entering into an agreement with the County for police services.

BE IT FURTHER RESOLVED, that the County Controller is hereby authorized to make budgetary transfers within the various funds and authorize expenditures in accordance with the budgetary procedures established by the Board of Commissioners in Resolution #90-274, as amended by Resolutions #94-93 and #04-253, a summary of which has been forwarded by the Controller to each department head, court and elected official.

BE IT FURTHER RESOLVED, that expenditures shall not be incurred in excess of the individual budgets adopted herein without first amending the budget pursuant to the budgetary procedures established by the Board of Commissioners in Resolution #90-274, as amended by Resolutions #94-93 and #04-253.

BE IT FURTHER RESOLVED, that all purchases made with funds appropriated in this budget shall be made in conformance with the Purchasing Procedures Manual, as adopted and amended by the Board, and that these budgeted funds are appropriated contingent upon compliance with the Purchasing Procedures Manual.

BE IT FURTHER RESOLVED, that the approved Position Allocation List contained in the budget shall limit the number of permanent employees who can be employed in all departments, offices, and the courts, and no funds are appropriated for any permanent position or employee not on the approved Position Allocation List.

BE IT FURTHER RESOLVED, that the Board of Commissioners may, from time to time during the year, change the approved Position Allocation List and/or impose a hiring freeze, as circumstances warrant, and that the same limitation as to the number of permanent employees who can be employed with a revised Position Allocation List.

BE IT FURTHER RESOLVED, that certain positions contained in the Position Allocation List which are supported in some part by a grant, cost sharing, reimbursement, or some other source of outside funding are only approved contingent upon the County receiving the budgeted revenues.

BE IT FURTHER RESOLVED, that in the event that such anticipated outside funding is not received or the County is notified that it will not be received, said positions shall be considered not funded and removed from the approved Position Allocation List.

BE IT FURTHER RESOLVED, that vacant positions shall not be filled, except pursuant to the provisions included in Board Resolution #10-301 or any subsequent hiring freeze provisions authorized by the Board.

BE IF FURTHER RESOLVED, that the eight week hiring delay authorized by Resolution #10-050 be continued through December 31, 2011 and expanded to include all County positions, unless a position is funded primarily from non-General Fund sources and is exempted by the Controller/Administrator.

BE IT FURTHER RESOLVED, that the policies regarding temporary employees shall remain in full force and effect.

RESOLUTION #10-345

BE IT FURTHER RESOLVED, that budgets for all funds are adopted on a January 1st fiscal year, with the following exceptions: County Health Fund (221), Community Corrections Fund (267), DHS - Child Care Fund (288), DHS - Social Welfare Fund (290), and Family Division - Child Care Fund (292), all of which are adopted on an October 1st fiscal year.

BE IT FURTHER RESOLVED, that funding for the current number of court reporters is contingent upon the Court's continuation of its policy to utilize an electronic means of capturing the record in the courtroom of one or more judges when the next reporter leaves the system consistent with the letter of agreement signed on May 10, 1992 between the Board of Commissioners, the Court, and the ICEA, provided however, that the electronic equipment will be operated by a court employee other than the Judge, as stated by the Circuit Court in its Policy and Procedure Manual (Section 6, Number 06.01.01, approved September 10, 2002).

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes the use of budgeted funds for the purchase of vehicles and necessary equipment such as marking kits, light bars, sirens, prisoner transport shields, radar, etc., from the State of Michigan and other municipal cooperative purchasing programs approved by the Purchasing Department.

BE IT FURTHER RESOLVED, that the vehicles being replaced are authorized to be transferred to another county department or agency for fair-market value established by the Purchasing Director, or are authorized to be sold at state auction or to a private company; the method of disposal shall be that which is deemed to be in the best interest of the County as determined by the Purchasing Director.

BE IT FURTHER RESOLVED, that all grants and funding arrangements with entities whose fiscal years do not coincide with the County's fiscal year be considered authorized providing that they have been authorized in the

adopted budget, and the remaining portion of the time period and funds are included in the Controller's Recommended Budget for the succeeding fiscal year.

BE IT FURTHER RESOLVED, that funds appropriated to a community agency but not spent by the end of the fiscal year may be carried over into the next fiscal year without additional Board approval, provided the Controller and Budget Office certify that the funds are available, and that the agency wishing to have said funds

reappropriated provides a definitive scope of work for review by the Controller's Office and the County Attorney.

BE IT FURTHER RESOLVED, that any request for reappropriation to the 2011 budget of funds not spent in 2010 for a specific project must be received by the Budget Office no later than March 15, 2011, otherwise the request for reappropriation will not be considered.

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None

Absent: None

Approved 10/20/10

Moved by Commissioner Grebner, supported by Commissioner Dougan, to adopt the resolution. Motion to adopt the resolution carried with commissioners Schafer and Vickers voting no and all others voting yes on a roll call vote.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

The following resolution was introduced by the Human Services and Finance Committees:

**RESOLUTION TO AUTHORIZE
A 2010-2011 AGREEMENT WITH THE CITY OF LANSING**

RESOLUTION #10-346

WHEREAS, the City of Lansing has for many years provided funding to Ingham County to help support public health services for City of Lansing residents; and

WHEREAS, the City of Lansing is proposing to provide such support for the 2010-2011 fiscal year; and

WHEREAS, these revenues are anticipated in the Health Department's 2011 budget request; and

WHEREAS, the Health Officer has recommended that the Board of Commissioners authorize the agreement with the City of Lansing.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an agreement with the City of Lansing to provide financial support to certain services provided by or through the Ingham County Health Department.

BE IT FURTHER RESOLVED, that the period of the agreement shall be July 1, 2010 through June 30, 2011.

BE IT FURTHER RESOLVED, that the City of Lansing shall provide \$120,000 to support the following services:

1. Adult Health/STI Clinic - \$18,500
2. Food Bank Project Operation - \$9,000
3. Child Care Scholarship Program - \$60,000
4. High Risk Adolescent Program - \$22,500
5. Community Coalition for Youth - \$10,000

BE IT FURTHER RESOLVED, that the Board Chairperson be authorized to sign the agreement after review by the County Attorney.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Koenig, Vickers
Nays: None **Absent:** Nolan **Approved 10/18/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

The following resolution was introduced by the Human Services and Finance Committees:

RESOLUTION TO AMEND RESOLUTION #10-270 - PUBLIC HEALTH SERVICES AGREEMENT

RESOLUTION #10-347

WHEREAS, in resolution #10-270 the Ingham County Board of Commissioners authorized a Public Health Services agreement under which the Ingham Health Plan Corporation will purchase health care services from the Ingham County Health Department; and

WHEREAS, the Ingham Health Plan Corporation has subsequently agreed to pay an increased rate for services for the period of October 1, 2010 through September 30, 2011; and

WHEREAS, the Health Officer has recommended that the Board of Commissioners authorize an amendment to the Public Health Services Agreement.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners amends resolution #10-270 and authorizes a Public Health Services Agreement, for up to \$2,721,347.00 with the Ingham Health Plan Corporation, through which the Corporation will purchase from Ingham County the following public health services:

- Public Health Nursing
- Adult Dental
- Outreach and Enrollment
- Support for the Ingham Community Health Center Network

BE IT FURTHER RESOLVED, that all other terms and conditions of resolution 10-270 remain unchanged.

BE IT FURTHER RESOLVED, that the Board Chairperson is authorized to sign the authorized agreement with the Ingham Health Plan Corporation after review by the County Attorney.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Koenig, Vickers
Nays: None **Absent:** Nolan **Approved 10/18/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

The following resolution was introduced by the Human Services and Finance Committees:

RESOLUTION APPOINTING JAMES D. BANNER, D.O., BRIAN HUNTER, M.D., AND ALLECIA WILSON, M.D. AS A DEPUTY MEDICAL EXAMINERS AND TO AUTHORIZE CONTRACTS

RESOLUTION #10-348

RESOLUTION #10-348

WHEREAS, the Ingham County Board of Commissioners under the authority of Public Act 181 of 1953, as amended, is responsible for appointing the County Medical Examiner, and with the approval of the Medical Examiner, may appoint Deputy Medical Examiners; and

WHEREAS, the Board of Commissioners has granted authority to contract with the physicians appointed as Deputy Medical Examiners, and has set out certain contractual terms and conditions including the term of office and method and rate of compensation in Resolutions #07-325 and #07-326; and

WHEREAS, the Ingham County Board of Commissioners has appointed Dean G. Sienko, M.D. as the Medical Examiner in Ingham County to a term expiring December 31, 2011; and

WHEREAS, Dr. Sienko is requesting that the Board of Commissioners hereby appoint James D. Banner, D.O.; Brian Hunter, M.D.; and Allecia Wilson, M.D. as a Deputy Medical Examiners.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby appoints James D. Banner, D.O. 8487 River Oaks Circle, Greenville, MI 48838; Brian Hunter, M.D., 11775 Hunter Road, Bath, MI 48808; and Allecia Wilson, M.D., 4198 Blue Heron Drive, Auburn Hills, MI 48326, as a Deputy Medical Examiners to a terms of office expiring December 31, 2011, subject to the terms and conditions set out in Resolutions #07-325 and #07-326.

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes contracts with Drs. Banner, Hunter, and Wilson, subject to the terms and conditions set out in Resolutions #07-325 and #07-326.

BE IT FURTHER RESOLVED, that the Board Chairperson is authorized to sign the contract after review by the County Attorney.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Koenig, Vickers

Nays: None **Absent:** Nolan **Approved 10/18/10**

RESOLUTION #10-348

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None **Absent:** None **Approved 10/20/10**

Moved by Commissioner McGrain, supported by Commissioner Vickers, to adopt the resolution. The motion to adopt the resolutions as amended carried, with Commissioners Celentino, Copedge, Holman, Schafer and Vickers voting yes and all others voting no.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

The following resolution was introduced by the Human Services and Finance Committees:

**RESOLUTION TO AMEND THE RESOLUTION UPDATING
FEES FOR COUNTY SERVICES**

RESOLUTION #10-349

WHEREAS, the Board of Commissioners establishes fees for services provided by the Health Department, under the authority of the Public Health Code; and

WHEREAS, the Board of Commissioners updated the Health Department's 2011 fee schedule in Resolution #10-176; and

WHEREAS, certain fees were not included for increase in resolution #10-176; and

WHEREAS, the Health Officer has recommended that the fee for the annual license renewal for a tattooing business be \$400.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby amends the Food Services Sanitation Program Fee Schedule by establishing the following fee for 2011:

Annual license renewal for a tattooing business: \$400

BE IT FURTHER RESOLVED, that this fee shall be effective upon adoption of this resolution by the Board of Commissioners.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Koenig, Vickers
Nays: None Absent: Nolan Approved 10/18/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None Absent: None Approved 10/20/10

Adopted as part of the consent agenda

The following resolution was introduced by the Judiciary, County Services, and Finance Committees:

**RESOLUTION AUTHORIZING ACCEPTANCE OF A MICHIGAN DRUG COURT GRANT FOR
THE INGHAM COUNTY FAMILY DEPENDENCY TREATMENT COURT**

RESOLUTION #10-350

WHEREAS, the Michigan Drug Court Grant program, administered by the State Court Administrative Office, has awarded a grant in the amount of \$40,000 to the Ingham County Circuit Court's Family Dependency Treatment Court (FDTC) for purposes of eliminating barriers to treatment as well as funding a new position; and

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

RESOLUTION #10-350

WHEREAS, the Family Dependency Treatment Court handles cases involving parents of children petitioned to the Court for abuse and/or neglect and the parent's primary issue is substance abuse; and

WHEREAS, the barriers affected with this grant will include transportation, rewards and incentives, therapeutic parenting time, and substance testing; and

WHEREAS, the grant award also includes money to fund a Family Dependency Treatment Court Program Assistant who will work with the Coordinator and Case Managers of the program, to ensure the specialty court participants attend testing and treatment, receive incentives and rewards, have additional professional contacts when needed and assist in data collection and input; and

WHEREAS, the FDTC Program Assistant position has been determined by Ingham County's Human Resources Department to be a Special Part-time position without benefits at a UAW B pay grade and will be funded for the duration of the grant which ends September 30, 2011; and

WHEREAS, the grant award will pay for up to three employees to attend the Annual Drug Court Conference held in Lansing, Michigan in 2011; and

WHEREAS, the acceptance of this award is recommended to the Ingham County Board of Commissioners in order to enhance the work of the Family Dependency Treatment Court.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners hereby authorizes accepting a grant from the Michigan Drug Court Grant Program to the Ingham County Circuit Court's Family Dependency Treatment Court, for the sum of \$40,000, for the purposes of eliminating barriers to treatment, providing rewards and incentives, participation in the Annual Drug Court Conference and employ a Special Part-time Family Dependency Treatment Court Program Assistant Grant position without benefits at a UAW B pay grade for the time period of October 1, 2010 through September 30, 2011.

BE IT FURTHER RESOLVED, that a grant subcontract with Dr. Kathleen Burns Jager, PH.D., LMFT, LLP is authorized to provide therapeutic parenting time at a cost of \$63.00 per hour, not to exceed \$13,230 for the duration of this grant period.

BE IT FURTHER RESOLVED, that the Controller/Administrator is directed to make the necessary adjustments to the 2010 and 2011 Circuit Court Family Division Budget and Position Allocation List.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary contract documents that are consistent with this resolution and approved as to form by the County Attorney.

JUDICIARY: Yeas: Nolan, Bahar-Cook, Davis, Tsernoglou, Schafer, Dougan
Nays: None **Absent:** None **Approved 10/14/10**

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain, Vickers
Nays: None **Absent:** None **Approved 10/19/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

RESOLUTION #10-350

Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

The following resolution was introduced by the Judiciary and Finance Committees:

**RESOLUTION TO AUTHORIZE A MICHIGAN COMMUNITY SERVICE COMMISSION
AMERICORPS GRANT POSITION PLACEMENT FOR THE FAMILY DIVISION OF CIRCUIT
COURT**

RESOLUTION #10-351

WHEREAS, the Power of We Consortium successfully competed for a grant from the Michigan Community Service Commission (MCSC) for a Michigan's AmeriCorps project that will place full-time AmeriCorp members within organizations throughout the greater Lansing area to improve residents physical activity and nutrition; and

WHEREAS, the Power of We selected MSU Extension Office as a host site in the 2009/2010 grant year; and

WHEREAS, the Power of We Consortium notified MSU Extension Office that they were selected again as a host site for an AmeriCorps volunteer for 2010/2011; and

WHEREAS, the Ingham County Board of Commissioners established the Ingham County Family Center Advisory Board in Resolution #08-85 to monitor the integrity of the current and future services under the Ingham County Family Center roof, provide advice and recommendations to the County Circuit Court/Family Division and Judiciary Committee, and to develop policies and procedures for the Center; and

WHEREAS, the Ingham County Family Center Advisory Board endorses the green campus vision for the Ingham County Family Center; and

WHEREAS, the Ingham County Family Center Advisory Board is recommending to the Board of Commissioners to enter into a contract with MSU Extension to fund an AmeriCorps volunteer position, to be supervised by MSU Extension, funded through the Juvenile Justice Millage; and

WHEREAS, the AmeriCorps volunteer would work directly with youth involved in the Ingham County Family Center programs (see attached Scope of Services and Position Description).

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes entering into a placement agreement with MSU Extension to oversee the AmeriCorps volunteer from October 18, 2010 through September 30, 2011, at a cost of \$6,300.00, to be paid from the fund balance of the Juvenile Justice Millage.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary contract/placement documents that are consistent with this resolution and approved as to form by the County Attorney.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

RESOLUTION #10-351

JUDICIARY: Yeas: Nolan, Bahar-Cook, Davis, Tsernoglou, Schafer, Dougan

Nays: None **Absent:** None **Approved 10/14/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

Scope of Service for MSU Extension’s Support for Programs at the Ingham Family Center

Purpose: MSU Extension will provide on-site programming support to programs at the Ingham Family Center that directly relate to increasing community knowledge of, and accessibility to, healthy lifestyle options for youth and families served by the Ingham Family Center.

Goals: Programming will align with the following goals:

- 1) Creating, expanding, maintaining community gardens, sustainable food systems, and access to healthy foods;

Focus Areas: Direct service will be provided, via an AmeriCorps member, in three focus areas:

- 1) Recruitment and mobilization of community volunteers (where desirable and appropriate);
- 2) Community education (where desirable and appropriate);
- 3) Training, supporting and modeling direct service work

Duration and Hours Provided: Staff will be provided an average of 32 hours per week from the period of October 18, 2010 through October 17, 2011. Training and development opportunities are included in this average.

Current Situation: In 2010, an AmeriCorps member coordinated the Ingham County Family Center Youth Garden to including an after school program for the Ingham Academy students, a chicken coop with five chickens, Garden Gala dinner, two raised beds, a cooking program for Pride students, and a youth farm stand that sold at the Grady Porter building and Hilliard building. A hoop house is scheduled to be built in the month of October.

Proposed Programming Activities: Programs will be planned collaboratively with Family Center staff and others such as the Ingham Academy, Highfields, etc. 2011 will be the third season of gardening at the Center. The new AmeriCorps member will have a nice starting foundation to continue developing the program expansions such as the after school program, garden expansion, annual garden gala, youth farm stand, full utilization of garden produce, chicken coop, hoop house, and the composting system.

MSU Extension will assist, again via an AmeriCorps member, with recruitment, training, coordination, and recognition of community volunteers to assist with and support the garden and farm stand activities. The member will also work alongside volunteers to lead the work and provide support. The member will do presentations for the Family Center Advisory Board, Greater Lansing Youth Gardening Conference, and to other stakeholders for educational purposes and to keep them updated on the progress of the project and to seek their input for future goals.

Educational activities will be provided by the AmeriCorps member by using the “2009 Youth Farm Stand Toolkit” developed by the C.S. Mott Group for Sustainable Food Systems at MSU and the “4-H Jump into Food and Fitness” curriculum. These two specific resources and others will be used to educate the youth.

**Ingham County MSU Extension
AmeriCorps Member Position Description
Ingham Family Center Project
9/16/10**

General Summary

The primary responsibility of the AmeriCorps member will be to coordinate the Ingham Family Center Youth Garden and expand programs related to the green campus vision. A large garden has been planted and tended by the youth and staff and the produce has been incorporated into the lunches and dinners served at the Family Center. 2011 will be the third season gardening at the Center. The new AmeriCorps member will have a nice starting foundation to continue developing the program expansions such as the after school program, garden expansion, annual garden gala, youth farm stand, full utilization of garden produce, chicken coop, hoop house, and the composting system.

Essential Functions

- Coordinating youth garden program and farm market activities.
- Assist with recruitment, training, coordination, and recognition of community volunteers.
- Serve alongside youth and volunteers to lead projects and provide support.
- Develop and coordinate after-school clubs to provide educational opportunities.
- Give presentations to stakeholders for educational purposes and to keep them updated on the progress of the project and to seek their input for future goals.
- Be active on the Youth Garden Coalition and assist with the coalition's functions
- Assist with planning and implementing fundraisers for garden supplies and youth development activities.

Qualifications

- Minimum of two years in college.
- Must have reliable transportation.
- Must be able to pass background screening.
- Must have good driving record and have valid car insurance.
- Experience teaching and leading youth programs.
- Ability to establish positive rapport with diverse groups of people.
- Experience working with at-risk youth in a day treatment setting preferred.
- Ability to develop extensive project plans and be independent.
- Desire to help youth develop leadership and job skills and make a difference in their communities.
- Effective communication skills and professional demeanor.
- Ability/willingness to participate in intense physical labor.

Physical Requirements

- Ability to lift twenty pounds
- Ability to do repetitive movements needed to garden and move debris such as: dig, bend, cut, squat, kneel, and haul.

Serving Conditions

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

- Available to serve an average about 33 hours a week for 52 weeks.
- Indoor office responsibilities and outdoor field responsibilities depending on activity.
- Outdoor activities will involve many different weather conditions such as: rain, heat, and cold.
- Teaching and motivating youth with behavioral problems.
- Flexible schedule including evenings and weekends with advance notice.

Remuneration:

- AmeriCorps members will each be provided extensive training (on and off site)
- An \$11,800 a year living allowance
- Health coverage
- A \$5,350 educational allowance at the successful completion of the service term.

AmeriCorps members will begin their service year on October 18, 2010 and will be required to complete 1700 service hours within one calendar year.

Required Documents (must be received by October 6th)

Send resume and cover letter to sreuter@ingham.org or:

Ingham County MSU Extension
Attn. Stephanie Reuter
121 East Maple Street
Mason, MI 48854

Location

Office will be located in at the Ingham County Family Center which is located in southwest Lansing, Michigan.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

The following resolution was introduced by the Judiciary and Finance Committees:

**RESOLUTION AUTHORIZING THE INGHAM COUNTY 55TH DISTRICT COURT TO ACCEPT
TWO GRANT AWARDS FROM THE MICHIGAN SUPREME COURT'S, STATE COURT
ADMINISTRATIVE OFFICE - MICHIGAN DRUG COURT GRANT PROGRAM (SCAO-MDCGP)
AND THE OFFICE OF HIGHWAY SAFETY (SCAO-OHSP)**

RESOLUTION #10-352

WHEREAS, the 55th District Court Sobriety Court Program ("Sobriety Court") has since 2004 provided quality services to the citizens of Ingham County; and

WHEREAS, capacity of the program has grown past its original stated capacity of 70 offenders; and

WHEREAS, the increased caseloads seriously threaten the level and quality of services; and

WHEREAS, sources of Sobriety Court grant funding have been identified, which would not obligate the County to provide matching funds, including but not limited to the SCAO-Michigan Drug Court Grant Program and the SCAO-Office of Highway Safety Program.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes acceptance of two State Court Administrative Office grants including the SCAO-MDCGP grant in the amount of \$25,000, and the SCAO-OHSP grant in the amount of \$85,000, to the Ingham County 55th District Court Sobriety Court Program for the time period of October 1, 2010 through September 30, 2011.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners approves the total grant budget of \$ 215,979 to include SCAO/OHSP grant funds in the amount of \$85,000, SCAO-MDCGP grant funds in the amount of \$25,000, and Ingham County in-kind matching funds of \$105,979 with no local hard cash matching funds required to continue a District Court Probation Officer Grant position.

BE IT FURTHER RESOLVED, grant funded Sobriety Court program direct service subcontracts with the following vendors is approved in the following amounts:

- ADAM: not to exceed \$12,225
- Dr. Douglas J. Ruben, Psychologist: not to exceed \$2,500

BE IT FURTHER RESOLVED, that the Controller/Administrator is directed to make the necessary adjustments to the 2010 and 2011 55th District Court Budget and Position Allocation List.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary contract documents that are consistent with this resolution and approved as to form by the County Attorney.

JUDICIARY: Yeas: Nolan, Bahar-Cook, Davis, Tsernoglou, Schafer, Dougan

Nays: None **Absent:** None **Approved 10/14/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

The following resolution was introduced by the Judiciary, County Services and Finance Committees:

**RESOLUTION AUTHORIZING A CONTRACT WITH
GAV ASSOCIATES, INC. TO PROVIDE ARCHITECTURAL & ENGINEERING SERVICES FOR
RENOVATIONS TO THE
INGHAM COUNTY FAMILY CENTER**

RESOLUTION #10-353

WHEREAS, the Ingham County Family Center Advisory Board recommended in February of this year, that the current unused space should be renovated to meet the short term and long term needs of the public; and

WHEREAS, the funds for this project are available through account number 264-66400-818000; and

WHEREAS, the Purchasing Department solicited bids for architectural and engineering services for the renovation of Ingham County Family Center and GAV Associates, Inc., a registered vendor, who was determined by the Purchasing and Facilities Departments to having submitted a responsive and responsible bid was the low bidder; and

WHEREAS, the project cost is \$21,000.00 plus \$450.00 for reimbursable expenses, for a total cost not to exceed \$21,450.00, to be paid from the fund balance of the Juvenile Justice Millage.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners hereby authorizes awarding a contract to GAV Associates, Inc., 31471 Northwestern Highway, Suite 2, Farmington Hills, MI 48334-2575, to perform architectural and engineering services for the renovation of the Ingham County Family Center, for a cost of \$21,000.00 plus \$450.00 for reimbursable expenses for a total cost not to exceed \$21,450.00, to be paid from the fund balance of the Juvenile Justice Millage.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary documents that are consistent with this resolution and approved as to form by the County Attorney.

JUDICIARY: Yeas: Nolan, Bahar-Cook, Davis, Tsernoglou, Schafer, Dougan

Nays: None **Absent:** None **Approved 10/14/10**

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain, Vickers

Nays: None **Absent:** None **Approved 10/19/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)

The following resolution was introduced by the Law Enforcement and Finance Committees:

RESOLUTION ACCEPTING A 2010 TECHNOLOGY GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES

RESOLUTION #10-354

WHEREAS, Senator Debbie Stabenow's Office contacted Ingham County to offer the opportunity to apply for project funding under the 2010 federal omnibus budget appropriation process; and

WHEREAS, the Board of Commissioners and County Staff worked to identify and propose possible projects; and

WHEREAS, Ingham County was notified that \$100,000 funding has been awarded toward the cost of purchasing hardware for a new IP-Based Phone System for the new consolidated 911 Center.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes a public safety technology grant from the U.S. Department of Justice, Office of Community Oriented Policing Services for the time period of December 16, 2009 through December 15, 2012.

BE IT FURTHER RESOLVED, that the U.S. Department of Justice, Office of Community Oriented Policing Services will provide Ingham County with a total of \$100,000 toward the cost of purchasing hardware for a new IP-Based Phone System for the new consolidated 911 Center.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments consistent with this resolution.

BE IT FURTHER RESOLVED, that the Board Chairperson, County Clerk and Sheriff are authorized to sign the grant agreement after review and approval as to form by the County Attorney.

LAW ENFORCEMENT: Yeas: Holman, Koenig, Copedge, Celentino, Tsernoglou, Schafer
Nays: None **Absent:** None **Approved 10/14/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None **Absent:** None **Approved 10/20/10**

Adopted as part of the consent agenda

The following resolution was introduced by the Law Enforcement and Finance Committees:

RESOLUTION TO CONTRACT WITH VISIONAIR, NOT TO EXCEED \$250,000 FOR THE COUNTY WIDE BOOKING SYSTEM

RESOLUTION #10-355

WHEREAS, the Ingham County Sheriff's Office booking system is over twenty years old and has not kept up with technological advances in the area of paperless booking systems; and

October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)

RESOLUTION #10-355

WHEREAS, the Ingham County Sheriff's Office was awarded from the State of Michigan a JAG grant \$250,000 (Resolution # 09-282) to purchase a county wide booking system, working with Police Departments from the City of Lansing, City of East Lansing, Meridian Township and Michigan State University Police; and

WHEREAS, the Ingham County Sheriff's Office booking system is different than the Lansing Police Department's booking system, East Lansing Police's booking systems, Meridian Township Police's booking system and Michigan State University Police Department's booking system, thus causing double, triple and quadruple booking of individuals as they travel between agencies and are lodged in each department's jail; and

WHEREAS, the above grant would implement a county wide, single booking system for the Ingham County Sheriff's Office, Lansing Police Department, Meridian Township Police Department, East Lansing Police Department and Michigan State University Police Department, thus ensuring a one time booking process for all individuals arrested in the county and lodged at one of the above police departments, thus eliminating duplicate or more booking processes between agencies; and

WHEREAS, the above police department representatives have all agreed to go with VisionAIR programming, which is the same company used for their individual records keeping software except for the City of Lansing; and

WHEREAS, the cost of this program to Ingham County would not exceed the \$250,000 grant funding awarded to the Ingham County Sheriff's Office; and

WHEREAS, costs over \$250,000 would be paid by the City of Lansing through a JAG Grant.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves the recommendations from MIS, the Ingham County Sheriff's Office, and the participating municipalities and authorizes a contract with VisionAIR, not to exceed \$250,000, with the project to be completed by December 31, 2012.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes subcontracts with the City of Lansing, City of East Lansing, Meridian Township and Michigan State University.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners directs the Controller/Administrator to make the necessary budget adjustments in the Ingham County Sheriff's Office 2010 Budget.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chair and the County Clerk to sign any necessary contract/subcontract documents that are consistent with this resolution and approved as to form by the County Attorney.

LAW ENFORCEMENT: Yeas: Holman, Koenig, Copedge, Celentino, Tsernoglou, Schafer
Nays: None **Absent:** None **Approved 10/14/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan
Nays: None **Absent:** None **Approved 10/20/10**

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

Adopted as part of the consent agenda

SPECIAL ORDERS OF THE DAY:

Moved by Commissioner Mc Grain, supported by Commissioner Tennis, moved to appoint Susan Stankey to Animal Control Shelter Advisory Committee. Motion carried unanimously.

PUBLIC COMMENT:

Dean Sienko, Medical Examiner for Ingham County, addressed the board with his care and concerns regarding the autopsy issues.

Elizabeth Reust , Detective with LPD, addressed the board a second time with her concerns of sending autopsies to Flint.

COMMISSIONER ANNOUNCEMENTS:

Commissioner Holman announced that the October 28th Law Enforcement committee cancelled.

Commissioner Dougan congratulated Mariah Mass, senior at Holt High School, as the third consecutive sister to win regional golf championship.

Commissioner Dougan spoke on the “483 STOP” Crime Stoppers number.

Commissioner Nolan reminded everyone to Vote on Tuesday, November 2nd.

County Clerk Bryanton announced that absentee ballots could be submitted up until the day of, the election.

Commissioner Copedge congratulated Colonial Village, Church Hill and others on a great forum at Grace United.

Commissioner Copedge reminded everyone of the NAACP Freedom Fund Dinner Saturday, October 20, 2010.

Commissioner Tsernoglou thanked Commissioner Shafer for attending all the township board meetings regarding County Board and the Sheriff’s Office.

Chairperson De Leon said a special thank you to our Township Supervisors on a job well done on the primary law issues.

Commissioner Koenig thanked Mary Lannoye and staff for all their hard work on the budget.

CONSIDERATION AND ALLOWANCE OF CLAIMS:

Moved by Commissioner Tennis, supported by Commissioner Grebner, to approve payment of the claims submitted by the County Clerk and the Financial Services Department in the amount of \$22,619,260.48. Motion carried unanimously.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 7:51 p.m.

**October 26, 2010 STATUTORY ANNUAL MEETING
(Continued from October 12, 2010)**

DEBBIE DE LEON, CHAIRPERSON

MIKE BRYANTON, INGHAM COUNTY CLERK

Cathy M. Smith, Clerical Services Supervisor

RECEIVED

OCT 23 2010

10/27/2010

Ms. Becky Bennett
Board Coordinate
Ingham County Board of Commissioners
PO Box 319
Mason, MI 48854

City of Lansing
Notice of Public Hearing

The Lansing City Council will hold a public hearing on November 8, 2010 at 7:00 p.m. in the City Council Chambers, 10th Floor, Lansing City Hall, Lansing, MI, for the purpose stated below:

To afford an opportunity for all residents, taxpayers of the City of Lansing, other interested persons and ad valorem taxing units to appear and be heard on the approval of Brownfield Plan #2(c) Amendment – Former Motor Wheel Plant Site – Demmer Properties, LLC Brownfield Plan, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Public Act 381 of 1996, as amended, for properties located at the 1600 N. Larch St. & 736 McKinley St., in Lansing, Michigan, but more particularly described by parcel as:

33-01-01-09-231-024

PART OF VAC N EAST ST COM ON E LINE SEC 9 T4N R2W AT A POINT 33 FT W OF SW COR LOT 85 DR L ANNA BALLARDS SUB OF LOT A BALLARDS ADD, TH W 33 FT TO E LINE ASSESSORS PLAT NO 6, S TO NE COR LOT 1 BLOCK 1 LYMAN ADD, E 33 FT, N 66 FT, E 33 FT, N 511.5 FT, W 33 FT TO BEG; ALSO LOTS 3 THRU 6, 7, 10, 11, 15 THRU 18 INCL AND THE N 44 FEET LOTS 8, 9 & 12 ALL OF BLOCK 1 LYMAN ADD, ALSO BLOCK 2 LYMAN ADD EXC N 15 FEET THEREOF, ALSO THOSE PARTS VAC LYMAN & HALL STS LYING ADJ THERETO & E OF E'LY LINE US-127/N LARCH ST R/W; LYMAN ADD, 5.19 acres

33-01-01-09-235-021

LOTS 27, 28 & 29 EXC COM SW COR LOT 27, TH N 85 FT, E 16.91 FT, SW'LY TO BEG; NELLERS SUB NO 1, 0.18 acres

33-01-01-09-235-041

THAT PART OF LOT 35 & N 4.25 FT LOT 34 LYING E OF E R/W LINE US 27 NELLERS SUB NO 1, 0.04 acres

33-01-01-09-276-181

LOT 1 EXC THAT PART W'LY OF LINE 60 FT E'LY OF AT RT ANGS & PAR L TO CONSTRUCTION CL HWY US 27 BLOCK 2 ORIG PLAT, 0.17 acres

401 S. Washington Sq., Suite 100, Lansing MI 48933
Phone: 517.483.4140 Fax: 517.483.6057
www.lansingedc.com

33-01-01-10-101-110

COM NW COR LOT 52, TH E 290 FT, S 381.05 FT, W 110.97 FT, S 103.51 FT, E 25.4 FT, S 373.76 FT TO N LINE VAC MCKINLEY ST, W 319.42 FT TO E LINE VAC EAST ST, N 511.5 FT, E 115 FT TO SE COR LOT 85, N 346.5 FT TO BEG; DR L ANNA BALLARD'S SUB, 6.08 acres

33-01-01-10-105-001

COM SE COR INT N LARCH & VAC MCKINLEY STS, TH E'LY ALONG S LINE VAC MCKINLEY ST 456.9 FT TO E LINE SEC 9 T4N R2W, N 66 FT TO N LINE VAC MCKINLEY ST IN DR L ANNA BALLARD'S SUB, E TO W LINE MC RR R/W, SW'LY ALONG SAID R/W TO PT 85 FT +/- S OF N LINE LOT 9 BLOCK 1 ORIG PLAT AS EXT'D E, NW'LY ALONG N'LY LINE PM RR R/W TO PT ON E LINE N LARCH ST 120 FT +/- S OF N LINE LOT 2 SAID BLOCK & PLAT, N 630 FT +/- ALONG E LINE N LARCH ST TO INTN N LINE VAC FERRIS ST AS EXT'D W, W 16.5 FT, N 92 FT +/- TO BEG; BEING PARTS OF: CASE'S ADD, BLK 1 LYMAN'S ADD, BLK 4 BALLARD'S ADD, PARTS OF SEC'S 9 & 10, VAC STREETS WITHIN & LOTS 1 TO 7 BLOCK 1 ORIG PLAT, 17.98 Acres

33-01-01-10-106-003

THOSE PARTS HANDY HOME ADD & VAC CASE, HANDY, DRURY & NORTH STREETS COM SW COR LOT 27 BLOCK 5 SAID PLAT, TH E 132 FT, N TO NE COR LOT 16 BLOCK 4, W 66 FT, N 64 FT, W 41 FT, N 4 FT, W TO E LINE CASE ST, N TO N LINE NORTH ST, W TO E LINE C&O/MCRR R/W, S'LY TO NW COR SAID PLAT, S'LY ALONG LINE COMMON TO SAID PLAT & SAID RR TO SW COR LOT 7 BLOCK 7, E 183 FT, N 33.33 FT, E 77 FT, S 3.83 FT, E TO W LINE CASE ST, N TO A POINT 132 FT N OF SE COR BLOCK 7, E TO E LINE CASE ST, S TO BEG; HANDY HOME ADD, 9.14 acres

Approval of this Brownfield Plan will enable the Lansing Brownfield Redevelopment Authority to capture incremental tax increases which result from the redevelopment of the property to pay for costs associated therewith. Further information regarding this issue may be obtained from Ken Szymusiak, Economic Development Corporation of the City of Lansing, 401 N. Washington Square, Suite 100, Lansing, MI 48933, (517) 483-4140.

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION ACCEPTING DONATIONS AND AUTHORIZING THE PURCHASE OF AN
ELECTRONIC ENTRANCE GATE SYSTEM FOR THE SOLDAN DOG PARK**

RESOLUTION #10-

WHEREAS, the Soldan Dog Park, a City of Lansing Dog Park, is located within the City of Lansing's Scott Woods Park, with entrances through both Scott Woods Park and Hawk Island County Park; and

WHEREAS, the Soldan Dog Park Task force has recommended the installation of an electronic entry gate system at the dog park with an associated user fee to cover costs; and

WHEREAS, the implementation of an electronic entry gate system would help regulate the safety of dog park users through the verification of licensure and vaccinations of dogs and reduce the need to staff volunteers to "police" the dog park; and

WHEREAS, the Friends of Greater Lansing Dog Parks will donate \$2,300 and the City of Lansing will contribute \$2,300, leaving a balance of \$2,630 to be paid by Ingham County for a total project cost of \$7,230; and

WHEREAS, the Ingham County Parks and Recreation Commission supported this project with the passage of Resolution #32-10 at their August 23, 2010 meeting.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners accepts the \$2,300 donation from the Friends of Greater Lansing Dog Parks Friends and a \$2,300 contribution from the City of Lansing to be used for the purchase and installation of an electronic gate system at the Soldan Dog Park contingent upon the agreement being executed by the City of Lansing.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Controller/Administrator to make the necessary adjustment to the Parks Department budget to accept donations for the electronic gate system and transfer \$2,630 from 208-75200-74300-86000 to the Soldan Dog Park Electronic Gate System project

BE IT FURTHER RESOLVED, that county funds will not be transferred to the Soldan Dog Park electronic gate system project unless the fees are set at \$30 per annual pass or less.

COUNTY SERVICES: Yeas: Copedge, Schor, Celentino, Grebner, McGrain

Nays: Vickers **Absent:** None **Approved 10/5/10**

FINANCE: Yeas: Grebner, Tennis, Schor, Holman, Dougan

Nays: None **Absent:** Bahar-Cook **Approved 10/6/10**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AUTHORIZING A CONTRACT WITH REHMANN ROBSON FOR CONSULTING
AND SOFTWARE DEVELOPMENT TO ASSIST THE
INGHAM COUNTY FINANCIAL SERVICES DEPARTMENT**

RESOLUTION #10-

WHEREAS, Ingham County is required by many of our grantors to have an annual cost allocation plan; and

WHEREAS, for many years the County has contracted to have this plan prepared; and

WHEREAS, it is recommended by the administration that this plan be prepared internally by the Financial Services Department; and

WHEREAS, the Financial Services Department needs technical assistance in designing the tools and logic to prepare the plan for the first time; and

WHEREAS, the County's current auditors, Rehmann Robson, have the skills, experience and knowledge of the County to assist in this project.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves a contract with Rehmann Robson in the amount of up to \$21,000, for consulting and software development to assist the Financial Services Department in the preparation of the annual cost allocation plan for the year ended December 31, 2009, and that \$10,000 of the expenditure will be paid from the Financial Services Department's Budget and the \$11,000 from the 2011 Contingency Fund.

BE IT FURTHER RESOLVED, the Controller/Administrator is authorized to amend the 2011 Budget consistent with this resolution.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners and the County Clerk are authorized to sign any necessary contract documents consistent with this resolution.

COUNTY SERVICES: County Services will meet 11/8/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Dougan
Nays: None **Absent:** Holman **Approved 11/3/10**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO ADOPT A POLICY ON COST INCREASES FOR SERVICE RELATED
CONTRACTS IN INGHAM COUNTY**

RESOLUTION #10-

WHEREAS, Ingham County has been making substantial and necessary reductions in its services to its citizens and cuts in its work force due to the continuing decline of the economic conditions in this county and state; and

WHEREAS, the County has implemented hiring delays, hiring freezes, travel prohibitions, and employee furlough days without pay and other drastic cost savings measures in order to bring its expenditures in line with its declining revenues; and

WHEREAS, Ingham County desires to establish guidelines for service related contracts for vendors doing business with Ingham County that reflects the current economic climate; and

WHEREAS, the Consumer Price Index's Annual Inflation rate was a negative 0.7% for 2009 and projections are for small increases over the next several years.

WHEREAS, Ingham County employees are receiving a 1% increase in their pay in 2011.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners adopts the following policy on cost increases for service related contracts in Ingham County:

- In general, annual cost increases should not exceed 1% a year for the 2010, 2011, and 2012 County fiscal years.
- Proposed contracts with vendor cost increases that exceed the above percentage increases will receive extra scrutiny and be identified by staff as they are reviewed by the appropriate Liaison and Finance Committees of the Ingham County Board of Commissioners.
- County Staff will make this policy known to all vendors as they negotiate proposed new and renewal contracts.
- This policy will be reviewed and evaluated by the Finance Committee during the last quarter of 2012.

BE IT FURTHER RESOLVED, that if price adjustments are requested pursuant to the terms of the contract, the vendor must notify the County ninety (90) days prior to the current term's expiration date.

BE IT FURTHER RESOLVED, that prior to commencement of subsequent renewal terms, the County may entertain a request for escalation in accordance with the current Consumer Price Index at the time of the request or up to a maximum 1% increase on the current pricing, whichever is lower.

RESOLUTION #10-

BE IT FURTHER RESOLVED, that for purposes of this section, "Consumer Price Index" shall mean the Consumer Price Index-All Urban Consumers-United States Average-All Items (CPI-U), as published by the United States Department of Labor, Bureau of Labor Statistics.

BE IT FURTHER RESOLVED, that the County reserves the right to accept or reject the request for a price increase. If the price increase is approved, the price will remain firm for one (1) year from the date of the increase.

BE IT FURTHER RESOLVED, that all Invitation to Bids and Request for Proposals issued for services shall contain language referencing this policy.

BE IT FURTHER RESOLVED, that this policy will become effective immediately upon the date of the passage of this resolution.

BE IT FURTHER RESOLVED, that copies of this resolution will be forwarded to all Ingham County Department Heads and Elected Officials.

COUNTY SERVICES: County Services will meet 11/8/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Holman, Dougan

Nays: None **Absent:** None **Approved 10/20/10**

Introduced by County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO APPROVE THE PURCHASE OF A 1GB FIBER NETWORK CONNECTION
FROM ARIALINK TO THE INGHAM COUNTY FAMILY CENTER**

RESOLUTION #10-

WHEREAS, Arialink installed and has provided a 1GB Fiber Network connection to the Ingham County Family Center for the past two years; and

WHEREAS, this connects the Ingham County Family Center to the Ingham County computer network; and

WHEREAS, the contract currently in place has expired and the past/current cost of this connection is \$900.00 per month; and

WHEREAS, MIS researched solutions from other vendors and recommends purchasing a 24-month contract from Arialink at \$900.00 per month for a total cost of \$21,600.00.

THEREFORE BE IT RESOLVED, that the Board of Commissioners do hereby authorize entering into a 2-year agreement with Arialink for the purchase of a 1GB Fiber connection in the amount of \$21,600.00.

BE IT FURTHER RESOLVED, that the total cost will be paid out of the Juvenile Justice Millage Fund.

BE IT FURTHER RESOLVED, the Purchasing Department is authorized to issue the necessary Purchase Order.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budget adjustments.

BE IT FURTHER RESOLVED, that the Chairperson of the Ingham County Board of Commissioners and the County Clerk are authorized to sign any contract documents consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES: County Services will meet 11/8/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Dougan

Nays: None **Absent:** Holman **Approved 11/3/10**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AMENDING THE INGHAM COUNTY
LOCAL PURCHASING PREFERENCE POLICY**

RESOLUTION #10-

WHEREAS, the Ingham County Board of Commissioners adopted Resolution #05-044, which established a policy to amend the purchasing policies to include a provision for local purchasing preference; and

WHEREAS, the Board of Commissioners has determined it advisable to amend the policy to increase the preference threshold from 5% to 10% to afford local registered vendors a greater opportunity to be awarded County contracts.

THEREFORE BE IT RESOLVED, that Resolution #05-044 is hereby amended to reflect a 10% local purchasing preference in the appropriate sections of the resolution.

COUNTY SERVICES: County Services will meet 11/8/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Dougan
Nays: None **Absent:** Holman **Approved 11/3/10**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO TRANSFER ALL UNSOLD TAX REVERTED PROPERTIES REJECTED BY
LOCAL UNITS TO THE INGHAM COUNTY LAND BANK FAST TRACK AUTHORITY**

RESOLUTION #10-

WHEREAS, the Land Bank Fast Track Act, 2003 PA 258, being MCL 124.751 *et seq.*, (“the Act”) establishes the State Land Bank Fast Track Authority; and

WHEREAS, the Ingham County Treasurer, with the Ingham County Board of Commissioners’ approval, has entered into an intergovernmental agreement with the State Land Bank Fast Track Authority under the Act to form an Ingham County Land Bank Fast Track Authority; and

WHEREAS, tax reverted property not previously sold by the Ingham County Treasurer, acting as the foreclosing governmental unit (FGU), shall be transferred to the city, village, or township in which the property is located, except those parcels of property to which the city, village or township has objected to in accordance with 1999 PA 123, MCL 211.78M(6); and

WHEREAS, parcels rejected by a city, village or township become the property of Ingham County; and

WHEREAS, the Land Bank was established to assist in the strategic disposition of tax reverted property; and

WHEREAS, local units are encouraged to object so the parcels stay with the County for disposition by the Land Bank.

THEREFORE BE IT RESOLVED, that the County Board of Commissioners authorizes the Controller/Administrator to take appropriate action to transfer all rejected property to the Land Bank.

BE IT FURTHER RESOLVED, that this Resolution shall be renewed annually.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Board Chairperson and the County Clerk to sign any necessary documents that are consistent with this resolution and approved as to form by the County Attorney.

COUNTY SERVICES: County Services will meet 11/8/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Dougan
Nays: None **Absent:** Holman **Approved 11/3/10**

Introduced by the Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION HONORING THE LANSING HOUSING COMMISSION
FOR ITS SMOKE FREE POLICIES**

RESOLUTION #10-

WHEREAS, second hand smoke remains a significant cause of sickness and death; and

WHEREAS, second hand smoke circulates in apartments and other multi unit housing threatening the health of all residents; and

WHEREAS, the Lansing Housing Commission serves over 2,500 families living in over 1,000 units in the Greater Lansing Area; and

WHEREAS, the Lansing Housing Commission adopted smoke free policies for all the units under its jurisdiction July 28, 2010; and

WHEREAS, the smoke free policy will go into effect July 1, 2011; and

WHEREAS, Forrest Babcock and Patricia Baines-Lake of the Commission have been champions for smoke free housing in the Greater Lansing Area.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners honors the Lansing Housing Commission for its smoke free policies and its advocacy for the health of our community.

BE IT FURTHER RESOLVED, that the Board of Commissioners thanks Forrest Babcock and Patricia Baines-Lake for their leadership.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Koenig, Vickers

Nays: None **Absent:** Nolan **Approved 10/18/10**

Introduced by the Human Services, County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO CONTRACT WITH CLAIMREMEDI, INC. FOR CLAIMS CLEARINGHOUSE
AND ELIGIBILITY SERVICES**

RESOLUTION #10-

WHEREAS, Ingham County Health Department (ICHHD) has contracted with NextGen for Electronic Health Record and Patient Management Systems; and

WHEREAS, NextGen has arrangements in place with four (4) electronic claim clearinghouses, which allow ICHHD to connect the billing system within the NextGen software to an external clearinghouse which forwards claims to payors; and

WHEREAS, the NextGen Patient Management System is scheduled to be implemented on February 1, 2011, and a new claim clearinghouse must be contracted and implemented prior to the Patient Management System; and

WHEREAS, after evaluating other qualified vendors based on systems, price and references, ICHHD is recommending ClaimRemedi, Inc. for claim clearinghouse and eligibility services.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes a contract with ClaimRemedi, Inc. for claim clearinghouse and eligibility services for the time period of December 1, 2010 to November 30, 2011.

BE IT FURTHER RESOLVED, the cost per FTE will not exceed \$65, the cost per paper claim will not exceed \$0.45, and the cost for custom development will not exceed \$150 per hour.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make the necessary budget adjustments, and the Purchasing Department is authorized to issue any necessary purchase orders or purchase documents needed.

BE IT FURTHER RESOLVED, that the Board Chairperson and the County Clerk are authorized to sign any necessary documents that are consistent with this resolution and approved as to form by the County Attorney.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Nolan, Vickers
Nays: None **Absent:** Koenig **Approved 11/1/10**

COUNTY SERVICES: County Services will meet 11/8/10

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Dougan
Nays: None **Absent:** Holman **Approved 11/3/10**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO AMEND THE INGHAM COUNTY SANITARY CODE BY ADDING CHAPTER VIII TO APPROVE REGULATIONS GOVERNING THE IDENTIFICATION AND DISCLOSURE OF TOXIC, HAZARDOUS, OR POLLUTING MATERIALS

RESOLUTION #10-

WHEREAS, Ingham County has been implementing non-regulated Pollution Prevention Programs Governing the Identification and Disclosure of Toxic, Hazardous, or Polluting Materials since the 1980s to protect the ground waters of Ingham County that are our primary source of drinking water, and funding for said programs are paid for through general funding; and

WHEREAS, the Ingham County Health Department has a duty to continually and diligently endeavor to prevent disease, prolong life, and promote the public health through organized programs, including those aimed at the prevention and control of environmental health hazards; and

WHEREAS, the Department has determined through thirty years of non-regulated inspections of facilities that manufacture, store, use, or dispose of toxic, hazardous, or polluting materials that, by the measures required in this Regulation, such information can be obtained in a feasible manner and made accessible to the public and to emergency personnel in a way that will reduce disease, prolong life, prevent and control environmental health hazards, and protect the ground water of Ingham County; and

WHEREAS, the Department is aware that a great variety of toxic, hazardous, and polluting materials are manufactured, used, and stored within the County; and

WHEREAS, the Department is aware that emergency response personnel may encounter such substances both in natural and man-made emergencies; and

WHEREAS, the Department is aware through existing non-regulated Pollution Prevention (P2) Programs that emergency personnel often lack sufficient access to the manufacturers of such substances, who could furnish more information to be used in handling such substances and treating persons who have come in contact with them; and

WHEREAS, the Department is aware that unless proper precautions are taken, such substances can cause disease, shorten life, and create environmental health hazards, both with respect to the general public and with respect to the emergency personnel working in the County on environmental and other emergencies; and

WHEREAS, the Michigan Public Health Code (MCL 333.2441) authorizes the local governing entity of a local health department (Ingham County Board of Commissioners for the Ingham County Health Department) to approve regulations adopted by the health department that are necessary or appropriate to implement or carry out the duties or functions vested by law in the local health department; and

RESOLUTION #10-

WHEREAS, notice of a public hearing was given in accordance with Section 2442 of the Public Health Code (MCL 333.2442) not less than 10 days before the public hearing, and not less than 20 days before adoption of the regulation; and

WHEREAS, the Health Officer has notified the Board of Commissioners that notice of the scheduled public hearing was published in the Lansing State Journal on September 24, 2010 and has recommended that the Board of Commissioners approve the amendment to the Ingham County Sanitary Code which will add Chapter VIII and establish regulations governing the identification and disclosure of toxic, hazardous, or polluting materials.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Ingham, Michigan, having reviewed the P2 Regulations developed by the Health Department and the P2 Ad Hoc Committee, and having considered the comments made at the public hearing on October 4, 2010, hereby approves an amendment to the Ingham County Sanitary Code by approving the addition of Chapter VIII (copy attached and incorporated by reference), being a regulation governing the identification and disclosure of toxic, hazardous, or polluting materials.

BE IT FURTHER RESOLVED, that Chapter VIII of the Ingham County Sanitary Code shall take effect and be implemented by the Health Officer 45 days after the date of this Resolution.

BE IT FURTHER RESOLVED, that the Regulation fees are adopted as allowed for in Section 8.5 and set forth in attachment A.

BE IT FURTHER RESOLVED, that the Board of Health shall serve as the appeals board as set forth in Section 9.2 of the regulation.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Nolan
Nays: Vickers **Absent:** Koenig **Approved 11/1/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor
Nays: Dougan **Absent:** Holman **Approved 11/3/10**

ATTACHMENT A

| 2011 County Sanitary Code Fees | | | | | | | | | | |
|---------------------------------|------------------------------------|----------|-----------|----------|--------------|----------|----------|-------|------------|------------|
| Pollution Prevention Regulation | | | | | | | | | | |
| Location | Fee | 2010 | 2011 Cost | 2011 | Target | 2010 | 2011 | | Department | Additional |
| of | Description | Cost | Increase | Cost | Percent | Fee | Calc. | Units | Recommend. | Revenue |
| Service | Description | Cost | Factor | Cost | Percent | Fee | Fee | Units | Recommend. | Revenue |
| Env Health | CAT 1 REPORTING (0-500 GALs.) | \$124.66 | 5.29% | \$131.25 | 75.0% | N/A | \$98.44 | 395 | \$93.75 | \$37,031 |
| Env Health | CAT 2 REPORTING (501-5000 GALs.) | \$249.32 | 5.29% | \$262.50 | 75.0% | N/A | \$196.88 | 126 | \$187.50 | \$23,625 |
| Env Health | CAT 3 REPORTING (5001 PLUS GALs.) | \$373.97 | 5.29% | \$393.75 | 75.0% | N/A | \$295.31 | 101 | \$281.25 | \$28,406 |
| | CAT 1 INSPECTION (0-500 GALs.) | \$249.32 | 5.29% | \$262.50 | 75.0% | N/A | \$196.88 | 395 | \$187.50 | \$74,063 |
| | CAT 2 INSPECTION (501-5000 GALs.) | \$398.90 | 5.29% | \$420.00 | 75.0% | N/A | \$315.00 | 126 | \$300.00 | \$37,800 |
| | CAT 3 INSPECTION (5001 PLUS GALs.) | \$598.36 | 5.29% | \$630.00 | 75.0% | N/A | \$472.50 | 101 | \$450.00 | \$45,450 |
| Env. Health | Hourly Rate Over Standard Service | \$102.18 | 5.29% | \$107.58 | 100.0% | \$102.00 | \$107.58 | 0 | \$105.00 | \$0 |
| Env. Health | P2 On-Site Consultation | \$199.45 | 5.29% | \$210.00 | 100.0% | N/A | \$210.00 | 0 | \$210.00 | \$0 |
| Env. Health | P2 Plan Review (2 hour minimum) | \$199.45 | 5.29% | \$210.00 | 100.0% | N/A | \$210.00 | 0 | \$210.00 | \$0 |

* The final determination on the target % will be decided by the Board.

Ingham County Pollution Prevention Regulation

Article I - Scope

This Regulation shall apply to all toxic, hazardous, or polluting substances which are manufactured, used, or stored by a facility within Ingham County.

This Regulation shall not apply to:

- A. Substances contained in foods, drugs, cosmetics, tobacco products and consumer products held for retail sale;
- B. Agricultural operators;
- C. Boxed or bagged salt;
- D. A facility who manufactures, stores, or uses a toxic, hazardous, or polluting substance at a work area in an aggregate volume or quantity less than 56 gallons or four hundred fifty (450) pounds and shall not be required to include such substance on any inventory or to submit a status sheet on such substance(s); provided, however, the BEH may require reporting of toxic, hazardous, or polluting substances in lesser quantities if these substances are specified on the extremely hazardous substance list, 40 CFR 355.
- E. Other parties determined to be exempt by the Health Officer;
- F. Households;
- G. Universities and Colleges;
- H. Oil and gas exploration/production;
- I. Retail Automotive Service Stations (fuel only)
- J. Oil-containing electrical equipment.

Article II - Definitions

As used in this Regulation, the following definitions shall apply:

- A. "Agricultural Operators" means a person or persons who engages in farming.
- B. "Appeals Board" means Ingham County Board of Commissioners or its designated committee.
- C. "BEH" means the Bureau of Environmental Health, Ingham County Health Department.
- D. "Board" shall mean the Board of Commissioners of Ingham County.

- E. "CAS" shall mean the identification number assigned by the Chemical Abstract Service to chemical substances.
- F. "Chemical Name" means the scientific designation of a substance in accordance with the nomenclature systems developed by either the International Union of Pure and Applied Chemistry or the Chemical Abstract Service.
- G. "Common Name" means any designation or identification, such as a trade name or number or code name or brand name, used by a facility to identify a substance other than by its chemical name.
- H. "Container" means any receptacle either formed or flexible covering a liquid, solid, or gaseous substance, including, but not limited to, bag, barrel, bottle, box, can, cylinder, drum, carton, stationary or mobile storage tank, vessel or vat.
- I. "Emergency" means an intended or unintended release of a toxic, hazardous, or polluting substance from its container or containers (including, but not limited to, equipment failure or human error) if the release meets one or more of the following criteria:
1. The release constitutes a substantial threat to the health or life of a person or persons or constitutes a substantial threat to the environment.
 2. The release was not made pursuant to previously obtained license or permission from any government agency regulating discharges of toxic, hazardous, or polluting substances and was in an amount substantially greater than the amount the facility ordinarily releases in the routine course of manufacture, use or storage of the substance and said release may pose a threat to the public health or environment.
 3. A release which would require notification to the Director of the Department of Natural Resources and Environment.
- J. "Employee" means any person who works with or without compensation in a work area.
- K. "Environment" means the air, water and land outside of a work area.
- L. "Facility" means all contiguous land, and structures, other appurtenances, and improvements on the land, used for treating, storing, or disposing of liquid industrial and/or hazardous waste and/or polluting materials and/or the party that owns or controls the facility.
- M. "Hazard" means classes I-IX as defined in 49CFR173.2.
- N. "Health Officer" means the Director of the Ingham County Health Department or his/her designated representative.
- O. "Maximum Storage Inventory" means the maximum volume or quantity of a toxic, hazardous, or polluting substance that is, or has been, or may be present in the work area during a specified calendar year.
- P. "Oil" includes petroleum, gasoline, fuel oil, grease, sludge, oil refuse and oil mixed with waste.
- Q. "Party" means any person, firm, corporation, partnership, association or other entity (whether for-profit or not-for-profit) who or which has at least one (1) work area within the County of Ingham.

R. "Polluting material" means all of the following:

1. Oil.
2. Salt.
3. Toxic, hazardous, or polluting substances identified by this regulation.
4. Any compound or product that contains 1 %, or more, by weight, of any material listed in paragraphs (1) through (3) any of this subdivision based on material safety data sheet formulation information for the compounds or products.
5. "Polluting material" does not include manufactured items.

S. "Release" means any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing of any toxic, hazardous, or polluting substances into the environment.

T. "Retail Automotive Service Stations (fuel only)" means that portion of property where liquids that are used as motor fuels are stored and dispensed from equipment into the fuel tanks of motor vehicles.

U. "Retail Sale" means the sale or purchase of any toxic, hazardous, or polluting substance that is individually packaged and sealed in small quantities (not more than 5 gallons or 40 pounds) for distribution to the ultimate consumer.

V. "Salt" means sodium chloride, potassium chloride, calcium chloride, magnesium chloride, and solutions or mixtures of these compounds.

W. "Substance" means any element, chemical, compound, combination, or any mixture thereof, whether organic or inorganic.

X. "Toxic, hazardous, or polluting substance" means any substance (or mixture containing such substance in concentrations of 1.0 % or more, or 0.1% for carcinogens, mutagens or teratogens) which is defined and regulated by any of the following:

1. 29 CFR Part 1910 Subpart Z, Toxic and Hazardous Substances, also known as the Worker Right-To-Know Act, which is administered by the Occupational and Safety and Health Administration (OSHA). A substance is deemed toxic, hazardous, or polluting under this Regulation if a Material Safety Data Sheet (MSDS) is required.
2. 40 CFR 355, List of Extremely Hazardous Substances. This list is generated by the Environmental Protection Agency (EPA) under SARA Title III, section 302;
3. 40 CFR 372.65, Subpart D - Specific Toxic Chemical Listings. This is a list generated by the Environmental Protection Agency (EPA) under Sec. 313 of SARA Title III. It is also known as the Toxic Chemical Release Inventory (TCRI).
4. Natural Resources and Environmental Protection Act, Act 451 of 1994, as amended, Part 31, and the rules promulgated there under:

5. Polluting Materials. This list is generated by the Michigan Department of Natural Resources and Environment. The list is located under R324.2009 of the Michigan Administrative Code.
6. 40 CFR Part 261, Appendix VIII, and 40 CFR 261.3. These are RCRA listed wastes and waste generating processes. Included are wastes that meet the criteria of: a) Ignitability; b) Corrosivity; c) Reactivity; or d) Toxicity Characteristic, or
7. Natural Resources and Environmental Protection Act, Act 415 of 1994, as amended, Part 121, Liquid Industrial Wastes. Liquid industrial waste means any liquid waste, other than unpolluted water, which is produced by or incident to or results from an industrial or commercial activity or the conduct of any enterprise.

Y. "Work Area" means a workplace, whether outdoors or inside a structure, where substances are stored, used, or manufactured, (and includes, but is not limited to, areas where substances are handled, mixed, processed, packaged, or re-packaged); and where employees, licensees, invitees, or other persons may be present. The term "work area" does not include principal and secondary residences and also does not include lawns or fields upon which fertilizers, pesticides, or herbicides are applied.

Z. Addendum "A". List of Acronyms used in regulation.

Article III - Pollution Prevention Information for the Public

Section 3.1 - Reporting Requirements: Any facility who manufactures, uses or stores toxic, hazardous, or polluting substance at any work area in Ingham County on or after the effective date of this Regulation shall compile and deliver the following documents to the BEH by the following deadlines:

- A. A first status sheet for each substance accurate as of the date a facility first manufactures, uses or stores a toxic, hazardous, or polluting substance within thirty (30) calendar days after a facility first manufactures, stores, or uses the toxic, hazardous, or polluting substance at a work area.
- B. An updated status sheet accurate as of January 1 of each year shall be filed as of March 1st of each year and shall include, but not be limited to, the maximum storage inventory for the prior calendar year. Existing plans such as SPCC, PIP, RCRA and/or SARA Title III / 302 Site Plans may be submitted in lieu of the status sheet if all of the information required in this section is contained within the existing plan. A facility that is required to submit a Tier II Emergency and Hazardous Chemical Inventory as required by the USEPA SARA 302 and 312 regulations, may submit these forms in lieu of the "Status Sheets". This includes the "grouping" of substances with similar characteristics into categories, rather than reported individually by chemical, as allowed by the SARA 312 requirements.
- C. If a change of ownership or a major change in operations occurs, an updated status sheet must be submitted.

Section 3.2 - Status Sheet: The BEH shall make available to the public, upon request, a standard status sheet. A status sheet shall include, but not be limited to, the information listed below:

- A. An inventory of all toxic, hazardous, or polluting substances manufactured, stored, or used at the work area. The inventory shall include, but not be limited to, a listing of the common name, the chemical name, the CAS number, storage location, hazards associated with the substance, and the maximum storage inventory for the applicable calendar year.
- B. The names, addresses and telephone numbers of two (2) persons in the facility organization with authority to make decisions for the facility in the event of any emergency involving the substance.

- C. The facility's plan for notification of emergency personnel and other personnel in the event of an emergency involving the substance, including names, addresses and telephone numbers of persons to be notified and the contents, if known, of emergency messages to be delivered.
- D. Information that may help emergency personnel identify which containers in the work area may, or do, contain the substance.
- E. For each work area a plan view showing the location of such containers.
- F. The facility's intended plan for consuming or ultimately removing the substance from the work area, including, but not limited to: consumption of the substance in the process of manufacturing products, shipment in the ordinary course of business to retailers or wholesalers of the substance, shipment to a work area of the facility located outside the County, discharge of the substance into the local sanitary sewer system, loss of the substance by evaporation, etc.

Section 3.3 - Accessibility: The BEH shall keep on file a copy of all inventories and status sheets received, and make them readily available to the public, upon request, during regular business hours and at a reasonable cost for duplication; provided, however, that the plan view and information regarding the location of toxic, hazardous, or polluting materials containers shall not be available to the public.

Section 3.4 - Public Notification: Ingham County shall notify the public at least annually that the information required by this Regulation is available from the Ingham County Health Department and that the public has a right of access to the information provided in Section 3.3.

Article IV - Pollution Prevention Information for Emergency Personnel

Section 4.1 - Emergency Notification: Every facility covered by this Regulation, in the event of an off-site or potential off-site release, shall immediately call 911 and notify the BEH. Such notification shall include the following information, to the extent known to the facility:

- A. The common name and either the chemical name or CAS of all toxic, hazardous, or polluting substances involved in the emergency;
- B. An estimate of the quantity of each such substance that was, or may have been, released during the emergency;
- C. The time and duration of the emergency;
- D. The actions taken by the facility to respond to and contain the released material; and
- E. Any advice regarding medical attention necessary for exposed individuals.

Section 4.2 - Posting: Any facility required to be inspected under Section 5.1 of this Regulation shall post a sign at the principal outside entrances to the work area which would indicate participation in the Ingham County P2 Program.

Article V - Duties of the Health Officer

The Health Officer shall have jurisdiction throughout Ingham County, including all cities, villages, townships and charter townships, in the administration of this Regulation and any amendments hereafter adopted, unless otherwise specifically stated herein.

Section 5.1 - Inspections: The BEH shall conduct inspections of work areas within Ingham County during years that they may have an aggregate maximum storage inventory of not less than 56 gallons (450 pounds) of any toxic, hazardous, or polluting substances. These inspections shall be for the purpose of, but not limited to, determining:

- A. That all required inventories and status sheets have been completed accurately and have been submitted to the BEH as required in Article III.
- B. That adequate and appropriate safety, containment, and clean-up equipment is readily available.
- C. That signs are posted as required in Section 4.2.
- D. That proper storage practices and procedures are being followed as required in Section 5.4.
- E. The maximum storage inventory of the calendar year in which the inspection occurs.

Section 5.2 - Reduced Frequency Inspection Status: Any facility that is found to be in compliance with this Regulation at the time of the second annual inspection, or within 90 days thereafter, will be placed on a schedule of reduced frequency inspections.

To maintain reduced frequency inspection status, the facility must:

- A. Remain in compliance with this Regulation, including reporting requirements under Article III and fee payments under Article VIII;
- B. Make no changes to storage conditions or modifications to the work area without prior review and approval of the Health Officer;
- C. Not increase the maximum storage inventory since the most recent inspection;
- D. Adequately address any releases to avoid environmental health hazards.
- E. Submit an annual written verification as to items A - D above to the Health Officer by March 1st of each year.

Reduced frequency inspections shall be conducted once every three (3) years for facilities with less than 500 gallons (4500 pounds) and once every two (2) years for facilities with more than 500 gallons (4500 pounds) of toxic, hazardous, or polluting substances.

Nothing in this section shall prohibit the Health Officer from conducting site visits as necessary to verify the accuracy and validity of reduced frequency status. If reduced frequency inspection status is found to be unwarranted, the site visit will be treated as an annual inspection. A change of ownership shall require a new inspection.

Section 5.3 – Re-inspections: The BEH shall conduct re-inspections of those work areas which have been found to be in violation of this Regulation. These re-inspections shall be conducted as necessary to verify correction of such violations.

Section 5.4 - Storage Practices: All parties shall store all toxic, hazardous, or polluting substances that may be at their work areas according to practices and procedures which will prevent contamination of air, groundwater and surface water and which will prevent accidental release.

The BEH shall develop written criteria for evaluating storage practices and procedures for conformity with these requirements. Such written criteria shall be available to the public, upon request, at no cost. The BEH shall review with each facility that is inspected whether the facility's storage practices and procedures meet these criteria.

The BEH, in proper cases, shall report suspected violations of state law to appropriate state agencies.

Section 5.5 - Records: The BEH shall also maintain the following information:

- A. Inventories and status sheets filed pursuant to Article III of this Regulation, indexed by name of the facility; and tax parcel number of the work area;
- B. Reports from on-site inspections, indexed by the name of the facility; and tax parcel number of the work area;
- C. Variances and applications for variances, as provided under Article IX of this Regulation;
- D. Public health and environmental information of those toxic, hazardous, or polluting substances listed on the inventories received by the Health Officer. Such information may include, but is not limited to, physical and chemical characteristics; physical and health hazards; generally applicable precautions for safe handling and use; procedures for clean up of spills and leaks; generally applicable control measures; and emergency and first aid procedures. The information referred to in this subsection shall be gathered by the BEH, insofar as possible, from sources other than regulated parties. Copies of this information shall be made available to the public, upon request, during business hours free of charge, except for a reasonable cost for duplication.

Section 5.6 Remedies and Penalties:

- A. The Health Officer shall have the authority to issue citations for any violations of this Regulation. Any person who shall fail to comply with any provision of this Regulation shall be liable for monetary civil penalties of not more than One Thousand (\$1,000.00) Dollars for each violation or day that the violation continues. The citation shall be written and cite with particularity the section of this Regulation alleged to have been violated and the right to appeal.
 - 1. Not later than twenty (20) days after receipt of the citation, the alleged violator may petition the appropriate appeals board of Ingham County for an administrative hearing to affirm, dismiss or modify the citation. This hearing shall be held thirty (30) days after the receipt of the petition. The decision of the appropriate appeals board of Ingham County shall be final, unless within sixty (60) days of the decision a review is granted.
 - 2. The person aggrieved by the decision may petition the Ingham County Circuit Court for review no later than sixty (60) days following receipt of the final decision.
 - 3. A civil penalty becomes final if a petition for an administrative hearing is not received within the time specified in this section.
- B. Notwithstanding the existence or pursuit of any other remedy, the Health Officer may maintain an action in the name of Ingham County in a court of competent jurisdiction for an injunction or other appropriate process against any facility to enforce this Regulation.

Section 5.7 - Confidentiality Protections: The BEH shall adopt necessary practices to protect information identified pursuant to Article VII hereof as a trade secret from improper use or dissemination beyond the purposes of this Regulation, except that trade secret information may be released when deemed necessary to properly protect health, safety, or property in an emergency.

Section 5.8 - Power to Establish Policy and Guidelines: The Health Officer is hereby granted the authority to establish policies and guidelines, not in conflict with the purpose and intent of this Regulation for the purpose of carrying out the responsibilities herein delegated to the Health Officer by law. All such policies shall be in writing and shall be kept in a policy file available for public inspection upon request.

Section 5.9 - Emergency Notification: The BEH, upon learning of release of a toxic, hazardous, or polluting substance, shall notify the Ingham County Office of Emergency Management and the Office of Homeland Security and Emergency Management.

Section 5.10 - Annual Report: Each year the Health Officer must report to the Board of Commissioners the number of businesses inspected and fees collected.

Article VI - Falsification

It shall be unlawful for a party or any officer, director or employee of a facility, to knowingly, or recklessly, or negligently fail to comply with the provisions of this Regulation, or to misrepresent, falsify, conceal, destroy or fail to retain information necessary to comply with this Regulation. The dissolution of a corporation shall not discharge its directors, officers or employees from liability for such conduct.

Article VII - Trade Secrets

This Regulation shall not be construed as limiting any rights, obligations, or remedies regarding trade secrets existing under applicable law, except as is necessary to achieve the objectives of this Regulation and as expressly provided below.

Section 7.1: A facility may withhold the chemical name (but not the common name) of a toxic, hazardous, or polluting substance from inventories and the status sheets required by Article III provided that the facility shall:

A. Establish that the substance is a trade secret by showing:

1. That the specific substance has not been published or disseminated or has not otherwise become a matter of general public knowledge.
2. That the substance has competitive value in regard to the portion or phase of any scientific or technical information design, process, procedure, or formula which shall be substantially harmed by disclosure; and
3. That the specific substance cannot be discovered lawfully by analytical techniques, laboratory procedures, or other means available to any potential competitor, including reverse engineering; and
4. The substance is not required to be disclosed to the public under any federal or state law.

B. Establish that the substance is not a suspected or recognized carcinogen, mutagen, teratogen, or cause of significant irreversible damage to human organs or body systems, as demonstrated through human, animal and other experimental media; and

- C. Identify the substance on the inventory and status sheet by a generic chemical classification that would provide sufficient information upon which a health professional could render recommendations for adequate safeguards to prevent exposure to the toxic, hazardous, or polluting substance; and
- D. Provide the withheld information on a confidential basis to a treating physician/nurse who states, (in writing, except in an emergency situation), that a patient's health problems may be related to exposure to the substance. A statement to this effect with the name and phone number of the person or persons authorized, on a 24-hour a day basis, to disclose the withheld information shall be included on the status sheet.

Section 7.2: Any facility that wishes to avail itself of the provisions of Section 7.1, to avoid disclosing the chemical name of a substance on an inventory and/or status sheet shall deliver to the BEH a trade secret request sheet each time an inventory or status sheet is required to be delivered. That trade secret request sheet shall contain, for each substance the facility wants treated as a trade secret, the following:

- A. A statement of the information the facility deems to be a trade secret, protected under Section 5.7; and
- B. A true statement that the conditions of Section 7.1 have been met; and
- C. The chemical name that, but for Section 7.1, would have been required on the status sheet and on the inventory.

Section 7.3: No officer, employee, agent or contractor of any Ingham County department, division, bureau, board or commission shall knowingly and intentionally disclose to anyone in any manner unless authorized by law, any trade secret information, except as is required to administer or enforce the provisions of this Regulation. Any person who violates this provision may be fined, suspended, or removed from office or employment, or subject to any other applicable proceedings and penalties for violation of trade secret protections provided for under existing law.

Section 7.4: Notwithstanding any other provision of this Regulation, the BEH is authorized to disclose trade secret information when such action is necessary to properly protect health, safety or property in an emergency situation.

Section 7.5: Within sixty (60) days of receipt of a trade secret request sheet pursuant to Section 7.2 of this Article, the BEH shall consider the evidence to determine if the facility has supported the claim that the specific chemical identity is a trade secret pursuant to Section 7.1 of this Article. The BEH shall notify said facility in writing of his/her determination regarding the facility's trade secret request.

Section 7.6: If the trade secret request is denied, that facility is then required to comply with the full provisions of this Regulation within ten (10) working days of receipt of the decision of the BEH.

Section 7.7: The BEH may revoke any trade secret designation upon the basis of new information showing that the original facts requested in Section 7.1 have changed; provided, however, that public disclosure of the claimed trade secret shall not be made until ten (10) calendar days after the holder of the trade secret is notified of the proposed revocation, unless the holder of the trade secret files an appeal of the revocation pursuant to Section 9.2, below, in which event public disclosure would be stayed pending the decision of the appropriate appeals board of Ingham County. If the appropriate appeals board of Ingham County upholds the proposed revocation, public disclosure shall not be made until ten (10) calendar days after receipt by the holder of the claimed trade secret of the written findings and decisions of the appropriate appeals board of Ingham County.

Article VIII - Fees

Section 8.1 - Reporting Fee: Each facility required to report under Section 3.1 shall pay an annual reporting fee to the BEH with the submission of a toxic, hazardous or polluting materials status sheet. The annual reporting fee shall be based on the aggregate maximum storage inventory which must be reported on that status sheet and shall be paid by March 1 of each year.

Section 8.2 - Inspection Fee: Each facility whose work area is inspected under Section 5.1 shall pay an inspection fee to the BEH based on the aggregate maximum storage inventory for the calendar year in which the inspection occurs. The minimum threshold for inspection fees shall be established at 56 gallons (450 pounds).

Section 8.3 – Re-inspection Fee: For each re-inspection in which violations are found to persist, the re-inspected facility shall pay a re-inspection fee to the BEH.

Section 8.4 - Optional Service Fees: Other fees may be assessed by the BEH for requested, non-mandated services, such as on-site consultations and plan reviews.

Section 8.5 - Fee Amounts: The fee amounts shall be determined by a schedule to be approved and amended as necessary by resolution of the Ingham County Board of Commissioners.

Article IX - Variances and Appeals

The appropriate appeals board of Ingham County shall hear appeals and may grant individual variances from provisions of this Regulation by a concurring vote of the majority of its members where it is determined that no substantial health hazard is likely to occur from the requested variance and unnecessary hardship might result from strict compliance with this Regulation.

Section 9.1 - Variances: A request for a variance shall be in writing and shall contain a detailed description of the variance sought. The request for a variance, together with a fee established by the Ingham County Fee Schedule, shall be filed with the BEH.

Section 9.2 - Hearings and Appeals:

If a party is adversely affected by any decision under this Regulation, the party may request in writing a Hearing before the Ingham County Board of Commissioners or its designated committee within thirty (30) days of the date of such decision. The Department shall issue a Notice of Hearing within fifteen (15) days after receiving the request and payment of the appropriate Appeals fee. A Hearing shall then be held at the next regular meeting of the Ingham County Board of Commissioners or its designated committee, scheduled for such purposes; provided, however, that a Hearing shall be conducted no later than sixty (60) days after the Notice of Hearing is mailed to the owner or interested party. The Ingham County Board of Commissioners or its designated committee shall affirm, dismiss or modify the contested decision by a majority vote of the Board or committee. The decision by the Ingham County Board of Commissioners or its designated committee shall be in writing and state the reasons and grounds for such decision. A copy shall be furnished to the owner, any interested person, and the Department within thirty (30) days of the decision.

Article X- Severability

Section 10.1: If any provision, section, or word of this Regulation, or the enforcement thereof, is held to be invalid or unenforceable by a court of competent jurisdiction, such invalidity or unenforceability shall not affect or render invalid or unenforceable any other provision of this Regulation. To this end, each of the provisions and sections of this Regulation are severable.

Section 10.2: If this Regulation or the enforcement of this Regulation is held to be invalid for any geographical area within Ingham County, such a holding shall not affect the validity or enforceability of this Regulation in any other area of Ingham County.

Article XI– Implementation

The effective date of this Regulation is, 2010, being 45 days after approval by resolution # ____ of the Ingham County Board of Commissioners.

Article XII- Short Name

This Regulation will be referred to as the “The Ingham County Pollution Prevention Regulation”.

Ingham County Pollution Prevention Regulation

ADDEDUM “A”

LIST OF ACRONYMS USED IN REGULATION

| | |
|--------------|--|
| BEH | Bureau of Environmental Health |
| CAS | Chemical Abstract Service |
| CFR | Code of Federal Regulations |
| EPA | Environmental Protection Agency |
| MDNRE | Michigan Department of Natural Resources and Environment |
| MSDS | Material Safety Data Sheet |
| OSHA | Occupational Safety and Health Administration |
| P2 | Pollution Prevention |
| PIP | Pollution Incident Prevention |
| RCRA | Resource Conservation and Recovery Act |
| SARA | Superfund Amendments and Reauthorization Act |
| SPCC | Spill Prevention, Control and Countermeasure |
| TCRI | Toxic Chemical Release Inventory |

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AUTHORIZING THE FIRST AMENDMENT TO THE AGREEMENT WITH THE
CAPITAL AREA TRANSPORTATION AUTHORITY DATED
JANUARY 1, 2011 THROUGH DECEMBER 31, 2015**

RESOLUTION #10-

WHEREAS, an agreement was authorized with the Capital Area Transportation Authority for the period ending December 31, 2010; and

WHEREAS, in August 2010, the electorate approved a countywide public transportation millage level of 48/100 (.48) of one mill to be used for the purpose of funding a transportation system to be used primarily by elderly and disabled persons in Ingham County; and

WHEREAS, the Board of Commissioners envisioned that the revenues generated as a result of the millage levy would be turned over to the Capital Area Transportation Authority and be used to provide the transportation service; and

WHEREAS, the main contract authorized effective January 1, 2006 through December 31, 2010, will expire.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves an amendment to the agreement with the Capital Area Transportation Authority (CATA) which authorizes the County to pay CATA the expenses incurred for providing a public transportation system to be used primarily by elderly and disabled persons in Ingham County from revenue generated as a result of the countywide public transportation millage.

BE IT FURTHER RESOLVED, that for the period January 1, 2011 through September 30, 2011, the County shall reimburse CATA as set forth in the attached Scope of Services.

BE IT FURTHER RESOLVED, the actual term of the main agreement shall be January 1, 2011 through December 31, 2015.

BE IT FURTHER RESOLVED, the Chairperson of the Board and the County Clerk are hereby authorized to sign the appropriate agreements and documents necessary to implement the above, subject to approval as to form by the County Attorney.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Nolan, Vickers

Nays: None **Absent:** Koenig **Approved 11/1/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Dougan

Nays: None **Absent:** Holman **Approved 11/3/10**

EXHIBIT “A”

SCOPE OF SERVICES

For January 1, 2011, through September 30, 2011

CATA shall carry out the following activities with respect to small bus transportation primarily serving elderly and disabled residents of Ingham County:

1. Take all reasonable steps to improve the quality of small bus service primarily serving the elderly and residents with disabilities of Ingham County. CATA shall constantly strive to develop methods to provide such services in more cost efficient ways.
2. Manage and operate the small bus system commonly known as CATA Rural Services (CRS), providing a minimum of 79 hours per day of service to the residents of Ingham County who reside outside of the boundaries of the urbanized area. Service shall be provided in conformity with the requirements of the state and federal grants received for the operation of the service. A maximum of \$468,750 of the funds received under this agreement shall be used to pay for the actual expenses of operating, administering and marketing CATA Rural Services.
3. Continue to operate service for persons with disabilities, known as CATA Spec-Tran, providing at a minimum the level of service in effect on October 1, 1988, to residents of Ingham County who reside within the boundaries of the urbanized area and who further qualify for this specialized service by nature of their mobility-related disabilities. Services shall be provided in conformity with state and federal requirements and grants received for the operation of the service. A maximum of \$1,942,212 of the funds received under this Agreement shall be used to pay the actual expenses of operating, administrating and marketing Spec-Tran.
4. The amount of \$105,873.00 shall be retained by the County for the operation of a vehicle used to transport area veterans to VA Hospitals in the region in the County’s 2011 Fiscal Year. CATA has no responsibility for this service and does not participate in its operation or funding.

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

RESOLUTION AUTHORIZING 2011 AGREEMENTS FOR COMMUNITY AGENCIES

RESOLUTION #10-

WHEREAS, the 2011 Ingham County Budget has been approved by the Board of Commissioners; and

WHEREAS, under the Community Agency Program a number of agencies have been allocated funds to provide important services that are consistent with the County's Strategic Planning objective to Ingham County residents; and

WHEREAS, the 2011 Budget includes \$187,261 allocated for community agencies; and

WHEREAS, the Controller/Administrator has provided recommended funding levels for each agency that were determined using the criteria set forth in Resolution #10-206.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby directs the County Attorney to draft contracts for the period of January 1, 2011 through December 31, 2011, in the amount specified for each community agency listed on the attached, for the services to Ingham County residents previously approved by the Human Services and Finance Committees.

BE IT FURTHER RESOLVED, any funds included in the 2011 Budget for community agencies that are not allocated through this resolution will be re-appropriated to the 2011 Contingency Fund, and the Controller/Administrator is authorized to make the necessary budget adjustments.

BE IT FURTHER RESOLVED, that the Board Chairperson and County Clerk are authorized to sign the necessary documents after review by the County Attorney.

HUMAN SERVICES: Yeas: McGrain, Davis, Tennis, Nolan, Vickers

Nays: None **Absent:** Koenig **Approved 11/1/10**

FINANCE: Yeas: Grebner, Tennis, Bahar-Cook, Schor, Dougan

Nays: None **Absent:** Holman **Approved 11/3/10**

| ORGANIZATION | PROGRAM | 2011 REQUEST | 2010 AMT. RECEIVED | 2011 CONTROLLER RECOMMENDATION | 2011 HUMAN SERVICES COMMITTEE RECOMMENDATION | 2011 FINANCE COMMITTEE RECOMMENDATION |
|---|--|--------------|--------------------|--------------------------------|--|---------------------------------------|
| Addiction Relief & Supported Recovery, Inc. | ARSR Support Services: Assist recovering homeless addicts and alcoholics by providing safe, sober housing and support services. | \$5,000.00 | \$5,000.00 | \$5,000.00 | \$5,000.00 | \$5,000.00 |
| Advent House Ministries (formerly New Way In, Inc.) | New Way In Offender Program: Pre-release employment classes to 100 Ingham County Offenders at the Ingham County Jail. | \$6,500.00 | \$6,025.00 | \$0.00 | \$3,012.00 | \$3,012.00 |
| Boys & Girls Club of Lansing | At-Risk Youth Transportation Program: Transportation for children ages 6-18 from neighborhoods with a high number of children that need help getting to and from the Boys & Girls Club for daily activities. | \$7,897.00 | \$7,897.00 | \$0.00 | \$3,948.00 | \$3,948.00 |
| Capital Area Community Servcs, Inc. | Low Income Heating Assistance: Direct home heating assistance for low income individuals in rural Ingham County with an emphasis on seniors 60+ in age. | \$8,500.00 | \$8,500.00 | \$8,500.00 | \$8,500.00 | \$8,500.00 |
| Capital Area Literacy Coalition | Literacy Services for Adults and Children: Free, confidential literacy diagnosis, children's books, mentoring and one-on-one tutoring resulting in increased literacy skills. | \$4,800.00 | \$4,500.00 | \$0.00 | \$2,250.00 | \$2,250.00 |

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| City of East Lansing/ALFA Adult Day Services | Active Living for Adults - Adult Day Health Services: Partial support for the cost of providing the services of a part time nurse. | \$8,000.00 | \$8,000.00 | \$0.00 | \$4,000.00 | \$4,000.00 |
| Cristo Rey Community Center | Roots & Wings Strengthening Families: Six sessions for 120 parents and youth, of structured intervention and educational program for families with DHS and/or CPS and adolescents in the juvenile justice system or at risk of behavioral problems including substance abuse. | \$1,800.00 | \$1,790.00 | \$0.00 | \$895.00 | \$1,000.00 |
| Cristo Rey Community Center | Prescription Assistance Program: Guide low income, uninsured individuals to access needed medications for chronic diseases free of charge from pharmaceutical companies' patient assistance programs, and vouchers for emergency medications. | \$4,000.00 | \$4,000.00 | \$4,000.00 | \$4,000.00 | \$4,000.00 |
| Ele's Place | Underwrite New Support Group at Dwight Rich Middle School: Enable 12 children who have experienced the death of a parent, sibling, or loved one to participate in "Ele's Group". | \$5,000.00 | \$6,000.00 | \$0.00 | \$2,500.00 | \$2,500.00 |

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| EVE, Inc. | Services for Victims of Domestic Violence and Their Children: Meeting basic needs of domestic violence victims including shelter, food, clothing, transportation, legal protections, crisis intervention, emotional support, access to safe housing resources, and utilities. | \$14,000.00 | \$14,000.00 | \$14,000.00 | \$14,000.00 | \$14,000.00 |
| Gateway Community Services | Crossroads Homeless Youth Shelter: Personnel costs associated with the Crossroads Shelter for homeless teenagers. | \$15,300.00 | \$15,300.00 | \$15,300.00 | \$15,300.00 | \$15,300.00 |
| Girl Scouts Heart of Michigan - Lansing Regional Center | Girl Scouts After-School Outreach Programming: Implement out-of-school-time outreach programming in partnership with the Lansing and East Lansing School Districts, local agencies and community centers. | \$4,925.00 | \$1,846.00 | \$0.00 | \$923.00 | \$1,000.00 |
| Greater Lansing Area Club (GLAC) of the National Association of Negro Business and Professional Women's Club, Inc. | Using ICT to Improve Family Relationships: 5-week program to improve communication between ex-offenders and their families. Provide free cell phones, teach skills to use phones, text messaging, e-mail, instant messaging, and social networks. | \$4,428.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |

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| Greater Lansing Food Bank - Garden Project | Gardening and Gleaning Program: 600 Low-income households in the Lansing area grow their own vegetables in home gardens and community plots, low-income residents receive fruits and vegetables through gleaning efforts. | \$6,500.00 | \$6,500.00 | \$6,500.00 | \$6,500.00 | \$6,500.00 |
| Habitat for Humanity of Greater Ingham County | 524 S. Main Bldg: Funding to complete Habitat construction project at 524 S. Main St. in Leslie. | \$10,000.00 | \$6,500.00 | \$10,000.00 | \$10,000.00 | \$10,000.00 |
| Haven House | Emergency Shelter for Homeless Families with Children: Temporary shelter for homeless families with children, providing a place to sleep, job and housing search assistance, food, goal setting, and referrals to community services. | \$8,000.00 | \$7,922.00 | \$8,000.00 | \$8,000.00 | \$8,000.00 |
| Lansing Area Aids Network | HIV/AIDS Care and Prevention Services: Funding to supplement current program funding levels and to continue the level of medical case management, client assistance, support services, early intervention services and prevention services that have been provided in the past. | \$5,000.00 | \$4,513.00 | \$5,000.00 | \$5,000.00 | \$5,000.00 |

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| Lansing Area Parents' Respite Center, Inc. | Lifespan Respite Programs: Provide 315 hours of respite for caregivers to sustain the provision of respite services and enhance the quality of life for family members and care-givers of individuals affected by life altering conditions. | \$6,000.00 | \$6,000.00 | \$0.00 | \$3,000.00 | \$3,000.00 |
| Lansing Area Safety Council | Pediatric First Aid/CRP Training for Low-income Expectant Mothers: Provide the National Safety Council's Pediatric First Aid and CPR course to 60 low-income expectant mothers in Ingham County. | \$3,000.00 | \$3,000.00 | \$0.00 | \$1,500.00 | \$1,500.00 |
| Leslie Outreach, Inc. | Food Pantry: Provide services to low-income families including food assistance, medical referrals/assistance, blankets, clothing, housing referrals/assistance, transportation and other services. | \$1,000.00 | \$1,000.00 | \$1,000.00 | \$1,000.00 | \$1,000.00 |
| Listening Ear of East Lansing, Inc. | Ongoing Crisis Intervention: Ongoing crisis intervention counseling; short term, paraprofessional counseling and advocacy for survivors of sexual assault and their significant others. | \$6,350.00 | \$6,700.00 | \$0.00 | \$3,175.00 | \$3,175.00 |

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| MSU Detroit College of Law Clinical Programs - Rental Housing Clinic | Legal Assistance for Economically Disadvantaged People in Ingham County: Provide legal services to low-income residents including housing issues, IRS/tax issues, entrepreneurship, and immigration issues. | \$12,000.00 | \$11,000.00 | \$0.00 | \$5,500.00 | \$5,500.00 |
| MSU Safe Place | Shelter, Advocacy and Support for Domestic Violence Survivors: Food and supplies for shelter residents, advocacy assistance for residents and non-residents, and cover the cost of office and shelter telephone lines. | \$12,820.00 | | \$12,820.00 | \$12,820.00 | \$12,820.00 |
| National Council on Alcoholism/Lansing Regional Area, Inc. | Housing and Substance Abuse Treatment for Indigent Persons in Ingham County: Transitional housing and treatment services for Ingham County residents. | \$10,000.00 | \$10,000.00 | \$10,000.00 | \$10,000.00 | \$10,000.00 |
| Northwest Initiative / dba Northwest Lansing Healthy Communities | NWI ARRO Outreach Assistance Program: Continue to offer supportive wrap-around services to any ex-offender living in or returning to Ingham County from a correctional facility. | \$6,500.00 | \$6,500.00 | \$6,500.00 | \$6,500.00 | \$6,500.00 |
| Refugee Development Center | Bridges: Adult Vocational English as a Second Language program, Teen weekend programming, and Basic Needs Outreach and Referral. | \$7,914.00 | \$8,000.00 | \$7,914.00 | \$7,914.00 | \$7,914.00 |

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| Retired Senior and Volunteer Program | Capital Area Interfaith Respite (CAIR): Serves families of the frail elderly and chronically ill seniors by providing free in-home respite and friendly visiting. | \$2,700.00 | \$2,700.00 | \$0.00 | \$1,350.00 | \$1,350.00 |
| Rural Family Services of Ingham County | 2011 Rural Family Services Grant: Emergency food, personal needs, and emergency shelter and utility payments for low-income county residents. | \$12,000.00 | \$7,000.00 | \$12,000.00 | \$12,000.00 | \$12,000.00 |
| Southside Community Coalition | Staffing Support for Poverty Program: Staffing support for poverty programs. | \$6,000.00 | \$6,000.00 | \$6,000.00 | \$6,000.00 | \$6,000.00 |
| Southside Community Kitchen | Feeding the Hungry: Provide nutritious lunches, free of charge, four days per week to anyone who is hungry. | \$3,000.00 | \$3,000.00 | \$3,000.00 | \$3,000.00 | \$3,000.00 |
| St. Vincent Catholic Charities | St. Vincent Catholic Charities: Mental health counseling to homeless people in the Permanent Supportive Housing Program. | \$5,000.00 | \$5,000.00 | \$5,000.00 | \$5,000.00 | \$5,000.00 |
| Stockbridge Community Outreach | Stockbridge Outreach: Ingham County Grant: Food, utility payments, assistance, prescriptions, and transportation. | \$2,000.00 | \$2,000.00 | \$2,000.00 | \$2,000.00 | \$2,000.00 |
| Urban Options Inc.- Michigan Energy Options | Energy Efficient Schools Program: Work with Ingham County High Schools to provide Introductory Energy Evaluations and tailored energy efficiency education. | \$20,000.50 | | \$0.00 | \$0.00 | \$0.00 |

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| Westside Community YMCA | "Y" Achievers Program: Assisting youth in making a successful transition from high school to college. | \$4,500.00 | \$2,000.00 | \$0.00 | \$1,000.00 | \$1,000.00 |
| Women's Center of Greater Lansing, Inc. | Helping Women in Ingham County Attain Economic Well Being: Provide for assistance such as food, medical co-pays, transportation, and housing assistance, as well as career counseling and employment services. | \$7,650.00 | \$15,924.00 | \$0.00 | \$3,825.00 | \$3,825.00 |
| | | | | | | |
| | | | | | | |
| TOTAL: | | \$248,084.50 | \$204,117.00 | \$142,534.00 | \$179,412.00 | \$179,594.00 |