

**AGENDA**

- I. CALL TO ORDER AND ROLL CALL
- II. PLEDGE OF ALLEGIANCE
- III. TIME FOR MEDITATION
- IV. APPROVAL OF THE MINUTES OF **FEBRUARY 22, 2011**
- V. ADDITIONS TO THE AGENDA
- VI. PETITIONS AND COMMUNICATIONS
  1. **MARLON I. BROWN** RESIGNATION E-MAIL FROM THE INGHAM COUNTY EQUAL OPPORTUNITY COMMITTEE.
- VII. LIMITED PUBLIC COMMENT
- VIII. CLARIFICATION/INFORMATION PROVIDED BY COMMITTEE CHAIR
- IX. CONSIDERATION OF CONSENT AGENDA
- X. COMMITTEE REPORTS AND RESOLUTIONS
  2. RESOLUTION MAKING AN APPOINTMENT TO THE **FARMLAND** AND OPEN SPACE PRESERVATION BOARD
  3. RESOLUTION AUTHORIZING A CONTRACT WITH **SUPREME RENTAL** TO PROVIDE PORTABLE RESTROOM SERVICES AT VARIOUS INGHAM COUNTY PARKS AND THE FAIRGROUNDS
  4. RESOLUTION AUTHORIZING A CONTRACT WITH CENTURY CONSTRUCTION, LLC FOR ROOF REPLACEMENT ON FOUR BUILDINGS AT **BURCHFIELD PARK**
  5. RESOLUTION AUTHORIZING THE ADDITION OF THE FELINE HOUSE SHIFT DOOR REPLACEMENT TO THE **POTTER PARK ZOO** 2011 CAPITAL IMPROVEMENT BUDGET

6. RESOLUTION AUTHORIZING THE CHILLER REPLACEMENT AT THE HILLIARD BUILDING TO BE PERFORMED BY [MATRIX CONSULTING ENGINEERS, INC.](#)
7. RESOLUTION TO APPROVE THE ADDITION AND RENEWAL OF THE [HARDWARE MAINTENANCE AGREEMENT](#) FROM SERVICE EXPRESS, INCORPORATED FOR 12-MONTHS
8. RESOLUTION AUTHORIZING A [PART-TIME TEMPORARY POSITION](#) AT THE INGHAM COUNTY FAIRGROUNDS
9. RESOLUTION TO IMPLEMENT THE EVALUATION OF THE 2009 [PROSECUTING ATTORNEY'S OFFICE](#) PHASED REORGANIZATION
10. RESOLUTION TO AUTHORIZE REORGANIZATION WITHIN THE [TREASURER'S OFFICE](#)
11. RESOLUTION ESTABLISHING THE [BUDGET CALENDAR](#) FOR 2012
12. RESOLUTION CREATING A [PUBLIC ACT 88 TASK FORCE](#)
13. RESOLUTION CALLING ON THE STATE OF MICHIGAN TO PRESERVE [REVENUE SHARING](#) FOR COUNTIES
14. RESOLUTION CALLING ON THE STATE OF MICHIGAN TO PRESERVE THE STATE [EARNED INCOME TAX CREDIT](#)
15. 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
16. RESOLUTION TO ADOPT THE [2011 FEES FOR CHAPTER VIII](#) OF THE INGHAM COUNTY SANITARY CODE (POLLUTION PREVENTION REGULATION)
17. RESOLUTION TO AUTHORIZE AGREEMENTS WITH THE INGHAM COUNTY ROAD COMMISSION AND [SALVATION ARMY](#)
18. RESOLUTION HONORING [GLORIA VORHAUER](#)
19. RESOLUTION HONORING [MELANY MACK](#)
20. RESOLUTION HONORING [VICKY MORALES](#)

21. RESOLUTION HONORING [JUDITH PRICE](#)
  22. RESOLUTION TO AUTHORIZE A CONTRACT WITH HEALTH [MANAGEMENT ASSOCIATES](#) TO ASSIST WITH HEALTH PLAN MANAGEMENT SERVICES' STRATEGIC PLANNING
- XI. SPECIAL ORDERS OF THE DAY
  - XII. PUBLIC COMMENT
  - XIII. COMMISSIONER ANNOUNCEMENTS
  - XIV. 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](http://www.ingham.org)**

February 22, 2011  
REGULAR MEETING

Board of Commissioners Rooms - Courthouse  
Mason- 6:30 p.m.  
February 22, 2011

**CALL TO ORDER:**

Chairperson Grebner called the February 22, 2011 regular meeting of the Ingham County Board of Commissioners to order at 6:35 p.m. Roll was called and all Commissioners were present except Commissioners Bahar-Cook, Copedge, Koenig and Tennis.

**PLEDGE OF ALLEGIANCE:**

Dean Sienko, Director of the Ingham County Health 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 McGrain, supported by Commissioner DeLeon, to approve the Minutes of the February 8, 2011 meeting. Motion carried unanimously. Absent: Commissioners Bahar-Cook, Copedge, Koenig, and Tennis.

Moved by Commissioner McGrain, supported by Commissioner Schafer, to approve an amended page of the minutes from the January 25, 2011 meeting. Motion carried unanimously. Absent: Commissioners Bahar-Cook, Copedge, Koenig, and Tennis.

**ADDITIONS TO THE AGENDA:**

Two resolutions were inadvertently left off the agenda will be added as agenda items 16 and 17.

Finance Committee Resolution Authorizing 2011 Administrative Fund.

Finance Committee 2011 Borrowing Resolution.

Chairperson Grebner pulled agenda item #7 and referred back to committee.

**PETITIONS AND COMMUNICATIONS:**

Letter of Resignation from Bob Howe as Board Member for the Ingham County EDC and Brownfield Authority. Received and placed on file

Letter (with attachment) from State of Michigan, Department of Natural Resources and Environment, Air Quality Division's Pending New Source Review Application Report. Received and placed on file.

**LIMITED PUBLIC COMMENT:**

None

**CLARIFICATION/INFORMATION PROVIDED BY COMMITTEE CHAIR:**

None

**CONSIDERATION OF CONSENT AGENDA:**

February 22, 2011  
REGULAR MEETING

Moved by Commissioner Vickers, supported by Commissioner Schafer, to adopt a consent agenda consisting of all items, except agenda items 8, 16 and 17. Motion to adopt a consent agenda carried unanimously. Items on the consent agenda were adopted by a unanimous roll call vote. Commissioner Copedge arrived at 6:42 p.m. Absent: Commissioners Bahar-Cook, Koenig and Tennis.

**COMMITTEE REPORTS AND RESOLUTIONS:**

The following resolution was introduced by the County Services Committee:

**RESOLUTION HONORING JUDY SILSBY FOR HER SERVICE TO THE  
INGHAM COUNTY HISTORICAL COMMISSION**

**RESOLUTION #11-046**

WHEREAS, Judy Silsby began serving on the Ingham County Historical Commission in May of 2004; and  
WHEREAS, Judy played a role in the re-establishment of the Historical Commission enabling the Commission to set goals and fulfill its mission; and

WHEREAS, Judy served as the Secretary for the Commission and assisted with several tours of the Ingham County Courthouse, educating the public and students on the history behind the building and the County of Ingham; and

WHEREAS, as a member, Judy has served as a model of decorum and integrity in the conduct of public affairs.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Judy Silsby for her years of dedicated service and the commitment she has demonstrated while serving on the Ingham County Historical Commission.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners sincerely appreciates the contributions she has made to the County of Ingham and its citizens and extends its best wishes to Judy for continued success in all her future endeavors.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti  
**Nays:** None      **Absent:** None      **Approved 2/15/11**

Adopted as part of the consent agenda.

The following resolution was introduced by the County Services Committee:

**RESOLUTION HONORING KATHY DOYLE**

**RESOLUTION #11-047**

WHEREAS, Kathy Doyle began her career with Ingham County in 1995 as a temporary employee; and

WHEREAS, on November 27, 1995 Kathy accepted a permanent position with the Ingham County Fair as an Account Clerk; and

**RESOLUTION #11-047**

WHEREAS, Kathy has worked at the Ingham County Fair for the past 15 years as an Account Clerk; and

WHEREAS, Kathy has enthusiastically served the Ingham County Fair and has demonstrated her commitment for more than 15 years and will retire on March 1, 2011.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Kathy Doyle for her many years of dedicated service to the County of Ingham and for the contributions she has made to the Ingham County Fairgrounds.

BE IT FURTHER RESOLVED, that the Board of Commissioners wishes her continued success in all of her future endeavors.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti  
**Nays:** None      **Absent:** None      **Approved 2/15/11**

Adopted as part of the consent agenda

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

**RESOLUTION TO APPROVE THE PURCHASE OF PUREWIRE WEB SECURITY SERVICES  
FROM FISHNET SECURITY**

**RESOLUTION #11-048**

WHEREAS, Ingham County has utilized the Purewire Web Security Services to protect the Ingham County network from viruses, malware, and attacks from malicious sites outside our network; and

WHEREAS, this solution will filter all web traffic in and out of our network and provide URL filtering, cache, and reporting; and

WHEREAS, this solution required fine tuning and tweaking to get the service configured and MIS is very satisfied with this service; and

WHEREAS, in 2009, MIS researched other solutions and recommends we continue with our current Purewire Web Security Service; and

WHEREAS, the total cost for a 36-month agreement is \$41,040.00 and provides a total savings of \$4,860.00 over our current agreement; and

WHEREAS, our previous annual cost for this service was \$15,300.00 and the new annual cost will be \$13,680.00.

THEREFORE BE IT RESOLVED, the Board of Commissioners authorizes the purchase of the Purewire solution from Fishnet Security for a total cost of \$41,040.00, to be paid from the Network Fund (245-25810932030).

**RESOLUTION #11-048**

BE IT FURTHER RESOLVED, that the effective date of the Agreement will begin upon the date the Agreement has been signed by all parties and the Agreement will be effective for thirty-six months.

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: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti  
**Nays:** None      **Absent:** None      **Approved 2/15/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None      **Absent:** None      **Approved 2/16/11**

Adopted as part of the consent agenda

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

**RESOLUTION TO AMEND RESOLUTION #05-295 WHICH DELEGATES CERTAIN  
AUTHORITY TO THE INGHAM COUNTY PARKS AND RECREATION COMMISSION**

**RESOLUTION #11-049**

WHEREAS, the Ingham County Board of Commissioners are the elected representatives that are directly responsible to the people that elected them; and

WHEREAS, the Ingham County Board of Commissioners appoints the members of the Ingham County Parks and Recreation Commission; and

WHEREAS, Resolution #05-295 delegates certain authority to the Ingham County Parks and Recreation Commission, one of which is the authority to set and periodically adjust user fees and rental fees pertaining to the use of County Park facilities and equipment without prior approval of the Board of Commissioners; and

WHEREAS, County fee increases are generally approved by the Board of Commissioners and the Board wishes to rescind the authority previously delegated to the Parks and Recreation Commission to set and modify fees.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby amends Resolution #05-295 by rescinding the following language:

- (3) The Parks and Recreation Commission may set and periodically adjust user fees and rental fees pertaining to the use of County Park facilities and equipment, except for vehicle entrance fees, without further approval of the Board of Commissioners, provided that the form of such fees shall be approved by the County Attorney as to form; and provided however, that the Board of Commissioners shall be given written advance notification of such proposed action, and that

**RESOLUTION #11-049**

the Board of Commissioners, within 60 days of such notification, shall not have rejected such proposed action by official resolution of the Board; and

and replacing it with:

(3) The Parks and Recreation Commission may periodically recommend to the Board of Commissioners user fee and rental fee adjustments to the County Park facilities and equipment. The Parks and Recreation Commission may set and periodically adjust concession fees.

BE IT FURTHER RESOLVED, that all other authority delegated to the Parks and Recreation Commission in Resolution #05-295 will remain in effect.

BE IT FURTHER RESOLVED, that this change will become effective immediately upon the adoption of this resolution.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti

**Nays:** None      **Absent:** None      **Approved 2/15/11**

**RESOLUTION #11-049**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan

**Nays:** None      **Absent:** None      **Approved 2/16/11**

Adopted as part of the consent agenda

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

**RESOLUTION TO AUTHORIZE ADDITIONAL IMPREST FUNDS FOR THE JAIL'S NEW  
INMATE TRUST DEBIT CARD SYSTEM**

**RESOLUTION #11-050**

WHEREAS, the Ingham County Board of Commissioners previously contracted with a vendor to provide Jail Inmate Trust Account Services through a Kiosk system that allows Debit Cards to be issued upon release of the inmate; and

WHEREAS, the Kiosk Debit Card system will provide immediate access for the Inmate to the funds that had been held for that Inmate upon release with the resulting delay that may cause the Inmate Kiosk Debit Card System to otherwise not perform as designed; and

WHEREAS, the County desires to have funds available to have the Kiosk Debit Card System work efficiently; and

WHEREAS, \$7,500 has been determined to be an appropriate amount of imprest funds to prevent the issuance of Kiosk Debit Cards for inmate release.

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**RESOLUTION #11-050**

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the Ingham County Treasurer to transfer \$7,500 from the general fund to an imprest funds account to service the Jail's Inmate Trust Kiosk Debit Card System.

BE IT FURTHER RESOLVED, that the County Treasurer may, in his judgment, reduce the amount of imprest funds in the Kiosk Debit Card account if experience of the Kiosk Debit Card program indicates that the amount of imprest funds is too high.

BE IT FURTHER RESOLVED, that the Ingham County Board Chairperson is authorized to sign any contract documents consistent with this resolution after approval as to form by the County Attorney.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti  
**Nays:** None      **Absent:** None      **Approved 2/15/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None      **Absent:** None      **Approved 2/16/11**

Adopted as part of the consent agenda

The following resolution was introduced by the Human Services Committee:

**RESOLUTION CALLING ON THE STATE OF MICHIGAN TO  
PRESERVE THE STATE EARNED INCOME TAX CREDIT**

**RESOLUTION #11-**

WHEREAS, on September 22, 2006, PA 372 created a state Earned Income Tax Credit (EITC) for Michigan; and

WHEREAS, this tax credit helps working families keep more of their paycheck by rewarding work, supplementing low wages, and helping a segment of the State's population that has not benefited from other recent tax measures; and

WHEREAS, the tax credit put money into the pockets of 782,000 working families in Michigan in tax year 2009; and

WHEREAS, in Ingham County, an estimated 21,047 families in tax year 2009 were eligible for the credit, amounting to an approximate \$9,090,467 added to the County economy.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners calls on the legislature of the State of Michigan to continue this successful anti-poverty tool that helps low- and moderate-income families and small businesses in Michigan.

BE IT FURTHER RESOLVED, that the County Clerk shall send copies of this resolution to Governor Rick Snyder, the Ingham County State Legislative Delegation, and the Michigan Association of Counties.

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**RESOLUTION #11-**

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Nolan  
**Nays:** Dougan, Vickers **Absent:** Koenig **Approved 2/14/11**

Chairperson Grebner pulled agenda item #7 and refered back to committee.

The following resolution was introduced by the Human Services Committee:

**RESOLUTION HONORING DEBRA OTIS**

**RESOLUTION #11-051**

WHEREAS, Debra Otis began her career with Ingham County in May, 1989 as a full-time Outreach Worker in the Ingham County Health Department; and

WHEREAS, in January 1990, she became a full-time Clinic Assistant in the Family Planning/Women's Health Center; and

WHEREAS, throughout her years of employment with the Health Department, Debra worked in many of the health centers: Webberville, Leslie, Stockbridge and Well Child and in 2007, was assigned to the St. Lawrence Health Center; and

WHEREAS, Debra has always demonstrated a willingness to help where needed by providing assistance in the Adult Health, Child Health and Otto Health centers; and

WHEREAS, the patients served by the Ingham County Health Department enjoyed Debra's sense of humor and helpfulness, and inquired about her when she was not in the office. Debra is positive and pleasant to work around.

THEREFORE BE IT RESOLVED that the Ingham County Board of Commissioners hereby honors Debra Otis for her 21 years of dedicated service to the health center community and for the contributions she has made to the Ingham County Health Department.

BE IT FURTHER RESOLVED, that the Board wishes her continued success in all of her future endeavors.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Nolan, Vickers, Dougan  
**Nays:** None **Absent:** Koenig **Approved 2/14/11**

Moved by Commissioner Vickers, supported by Commissioner McGrain, to adopt the resolution. Motion was carried on a unanimous vote. Absent: Commissioners Bahar-Cook, Koenig and Tennis.

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

**RESOLUTION AUTHORIZING CONTRACTS TO DISTRIBUTE COUNTY URBAN REDEVELOPMENT FUNDS**

**RESOLUTION #11-052**

**RESOLUTION #11-052**

WHEREAS, the Ingham County Health Department is responsible for implementing activities that support the County priority to “Promote Environmental Protection and Smart Growth”; and

WHEREAS, a county allocation in the amount of \$35,000 from the Board of Commissioners is intended to expand or enhance opportunities for urban redevelopment through engagement and mobilization of residents (Resolutions #06-120, #07-105, #08-116, #09-122, #10-116); and

WHEREAS, the purpose of the funds are to strengthen urban cores, revitalize Lansing’s neighborhoods, and curb resident movement into less developed areas, thereby preserving open land and reducing long-term negative impacts on our ecosystem; and

WHEREAS, \$5,000 of the FY 2011 fund has been previously allocated through a contract with NorthWest Initiative; and

WHEREAS, the remaining \$30,000 has been allocated via a competitive RFP process, overseen by the Investors Steering Committee of the Power of We Consortium, to Allen Neighborhood Center and to South Lansing Community Development Association in the amount of \$15,000 each; and

WHEREAS, Allen Neighborhood Center, partnering with the Ingham County Land Bank and Lansing Community College, will use these funds to promote restoration and innovative energy efficiency improvements through *Restoration Works*; and

WHEREAS, South Lansing Community Development Association and its partners will use the funds to engage community members in the revitalization of two historically significant commercial centers -- REO Town and Colonial Village.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners authorizes a contract in the amount of \$15,000 with Allen Neighborhood Center to promote restoration and innovative energy efficiency improvements through *Restoration Works*.

BE IT FURTHER RESOLVED, the Ingham County Board of Commissioners authorizes a contract in the amount of \$15,000 with South Lansing Community Development Association to engage community members in the revitalization of two historically significant commercial centers – REO Town and Colonial Village.

BE IT FURTHER RESOLVED, that the contract period is January 25, 2011 through September 30, 2011.

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

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Nolan, Vickers, Dougan  
**Nays:** None **Absent:** Koenig **Approved 2/14/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None **Absent:** None **Approved 2/16/11**

Adopted as part of the consent agenda

February 22, 2011  
REGULAR MEETING

The following resolution was introduced by the Law Enforcement Committee:

**RESOLUTION TO HONOR CAPTAIN RICK MILLER OF THE INGHAM COUNTY  
SHERIFF'S OFFICE**

**RESOLUTION #11-053**

WHEREAS, Captain Rick Miller graduated from Lansing Community College in 1973 with a degree in Criminal Justice; and

WHEREAS, he began his law enforcement career with the Delhi Township Police Department in 1974; and

WHEREAS, Rick attended the 18<sup>th</sup> Mid Michigan Police Academy in Lansing, graduating in the spring of 1975; and

WHEREAS, in 1985, Rick was promoted to the rank of Corporal, working in patrol for Delhi Township Police Department; and

WHEREAS, Rick was hired by the Ingham County Sheriff's Office on February 2, 1990, when Delhi Township began contracting for police services with the Sheriff's Office; and

WHEREAS, later that summer in 1990, he was promoted to the temporary rank of Sergeant, and assigned to supervise Ingham County Parks Police; and

WHEREAS, Rick was promoted to the rank of Sergeant in 1990, and later in his career, promoted to the rank of Lieutenant in 1995 and to Captain in 2000; and

WHEREAS, Captain Miller served in numerous units, both the Corrections and Field Services Division in his career; and

WHEREAS, Captain Miller received several commendations as well as numerous letters of recognition from both the Sheriff's Office and others he met or worked with throughout his career; and

WHEREAS, throughout his distinguished career, Rick always showed outstanding professionalism while still maintaining a great sense of humor; and

WHEREAS, after 36 years of dedicated service to the citizens of Ingham County, Captain Rick Miller is retiring on January 21, 2011, to spend more time with his wonderful wife Lisa and their three daughters, Michelle, Amy and Kathy.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Captain Rick Miller for over 36 years of dedicated service to the citizens of Ingham County and wishes him continued success in all of his future endeavors.

**LAW ENFORCEMENT: Yeas:** Celentino, Holman, De Leon, Copedge, Schafer, Dragonetti  
**Nays:** None                    **Absent:** None                    **Approved 2/10/11**

Adopted as part of the consent agenda

February 22, 2011  
REGULAR MEETING

The following resolution was introduced by the Law Enforcement Committee:

**RESOLUTION TO HONORING DEPUTY JERRY WALLEY OF THE INGHAM COUNTY  
SHERIFF'S OFFICE**

**RESOLUTION #11-054**

WHEREAS, Deputy Jerry Walley was hired by the Ingham County Sheriff's Office on May 2, 1987; and

WHEREAS, Jerry was assigned to the Corrections Division as a Corrections Deputy; and

WHEREAS, throughout his career, he served in numerous units in the Corrections division, working several Posts, the Receiving Unit, Post Ten and the Front Lobby assignment; and

WHEREAS, Jerry was selected in October of 1990 to become a Corrections Training Officer, training several new Corrections Deputies; and

WHEREAS, Jerry completed the Michigan Correctional Training Council's Corrections Training Program for Train the Trainers in November 1992; and

WHEREAS, throughout his career, Jerry was known as an outstanding professional corrections officer and training officer; and

WHEREAS, Jerry was well liked by all members of the Ingham County Sheriff's Office as well as other police officers from area departments that he came into contact with throughout his career; and

WHEREAS, Deputy Walley received two unit citations and numerous letters of recognition from the Sheriff's Office; and

WHEREAS, Deputy Walley also received a Meritorious Service Citation in 1989 from the Sheriff's Office; and

WHEREAS, after 23 years of dedicated service to the citizens of Ingham County, Deputy Walley retired on December 31, 2010.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Deputy Jerry Walley for his 23 years of dedicated service to the citizens of Ingham County and wishes him continued success in all of his future endeavors.

**LAW ENFORCEMENT: Yeas:** Celentino, Holman, De Leon, Copedge, Schafer, Dragonetti

**Nays:** None

**Absent:** None

**Approved 2/10/11**

Adopted as part of the consent agenda

February 22, 2011  
REGULAR MEETING

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

**RESOLUTION TO AUTHORIZE A JUVENILE ACCOUNTABILITY BLOCK GRANT PROGRAM  
AWARD FROM THE MICHIGAN DEPARTMENT OF HUMAN SERVICES AND SUB-CONTRACT  
WITH THE DISPUTE RESOLUTION CENTER OF CENTRAL MICHIGAN**

**RESOLUTION #11-055**

WHEREAS, the Ingham County Prosecutor's Office applied for and has been approved an extension of the "Juvenile Accountability Block Grant" from the Michigan Department of Human Services (DHS); and

WHEREAS, the grant is for \$19,666, with a county match of \$2,185, for a total program cost of \$21,851; and

WHEREAS, the program was originally authorized by Resolution #07-085, and subsequently re-authorized by Resolution #10-144; and

WHEREAS, the Dispute Resolution Center of Central Michigan has provided quality services to Ingham County youth through the Juvenile Accountability Block Grant, providing early intervention for low-level juvenile offenders with ticket offenses; and

WHEREAS, the services provided by the Dispute Resolution Center through the Juvenile Accountability Block Grant save court resources, by managing juvenile ticket offenses that would otherwise be submitted to the Circuit Court-Family Division; and

WHEREAS, the Ingham County Prosecuting Attorney has been requested by the Michigan Department of Human Services to develop a sub-contract with the Dispute Resolution Center of Central Michigan, and to forward a copy of said sub-contract to the DHS.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners approves a grant award contract in the amount of \$19,666, with a county match of \$2,185, for a total program cost of \$21,851 for the "Juvenile Accountability Block Grant" from the Michigan Department of Human Services for the time period of April 1, 2011 through March 31, 2012.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners approves a subcontract between the Ingham County Prosecutor and the Dispute Resolution Center, in the amount of \$21,851, for Juvenile Accountability Block Grant programming for the time period of April 1, 2011 through March 31, 2012.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to make any necessary budgetary adjustments in the 2011 and 2012 Prosecuting Attorney's Office budget.

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

**LAW ENFORCEMENT: Yeas:** Celentino, Holman, De Leon, Copedge, Schafer, Dragonetti  
**Nays:** None                    **Absent:** None                    **Approved 2/10/11**

**RESOLUTION #11-055**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None      **Absent:** None      **Approved 2/16/11**

Adopted as part of the consent agenda

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

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE OFFICE OF INSPECTOR GENERAL FOR THE PURPOSE OF RECEIVING REIMBURSABLE COSTS FOR PROVIDING RESOURCES FOR A JOINT DOG FIGHTING OPERATION**

**RESOLUTION #11-056**

WHEREAS, the Ingham County Animal Control Department (ICAC) provides personnel to investigate criminal dog fighting activity throughout the Ingham County area; and

WHEREAS, dog fighting activities are pervasive throughout the area with an estimated 65 percent of the County's shelter dog population consisting of pit bulls and a large percentage of those dogs were either seized from dog fighters or victims of dog fighting; and

WHEREAS, the Office of Inspector General wishes to cooperate for the second year with ICAC in a comprehensive law enforcement effort to identify and locate individuals and businesses involved in animal fighting and cruelty to animals; and

WHEREAS, the Office of Inspector General works with several federal and state law enforcement agencies investigating major dog fighting organizations including local law enforcement agencies; and

WHEREAS, the Office of Inspector General is seeking to accomplish the objectives of a joint law enforcement operation with the Ingham County Animal Control Department for the federal fiscal year of 2011; and

WHEREAS, ICAC has a history of successful joint operations with the Office of Inspector General as in 2010, whereas ICAC received \$30,000 for the same purpose which resulted in the successful arrest and prosecution of six major dog fighters; and

WHEREAS, this agreement, which is for the federal fiscal year of 2011, will reimburse expenses including certain overtime, investigative equipment, travel, training, housing and boarding of animals and other expenses the Ingham County Animal Control's Deputies incur while working major dog fighting investigations with the Office of Inspector General; and

WHEREAS, the maximum total amount for authorized reimbursement to the Animal Control Department is \$10,000.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby authorizes the Ingham County Animal Control Department to participate and sign agreements with the United States

**RESOLUTION #11-056**

Department of Agriculture Office of Inspector General for reimbursement of expenses and overtime up to \$10,000, for the time period of March 15, 2011 through September 30, 2011.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to amend the Ingham County Animal Control's 2011 Budget and future budgets in accordance 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 and approved as to form by the County Attorney.

**LAW ENFORCEMENT: Yeas:** Celentino, Holman, De Leon, Copedge, Schafer, Dragonetti

**Nays:** None                      **Absent:** None                      **Approved 2/10/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan

**Nays:** None                      **Absent:** None                      **Approved 2/16/11**

Adopted as part of the consent agenda

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

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE MICHIGAN DEPARTMENT OF AGRICULTURE FOR THE PURPOSE OF RECEIVING REIMBURSABLE COSTS FOR PROVIDING SPAY/NEUTER SURGERIES TO ANIMALS AT INGHAM COUNTY ANIMAL CONTROL**

**RESOLUTION #11-057**

WHEREAS, the Ingham County Animal Control Department receives approximately 4,500 animals annually; and

WHEREAS, of those 4,500 animals the majority of them (approximately 70 percent) are unaltered which is often a primary reason for their homelessness; and

WHEREAS, the Michigan Department of Agriculture (MDA) has made a goal through the Companion Animal Welfare Fund to support projects that increase the sterilization of dogs and cats adopted from shelters to prevent the continued overpopulation of dogs and cats; and

WHEREAS, the Ingham County Animal Control currently adopts 1,400 - 1,500 animals annually but are unable to ensure that each animal is spayed and neutered prior to adoption due to lack of funding and facilities; and

WHEREAS, it is estimated that approximately 310 dogs and cats were adopted unaltered in 2009; and

WHEREAS, the Ingham County Animal Control could better ensure each animal is spayed or neutered prior to adoption with the assistance of the Michigan Department of Agriculture Grant to purchase surgery equipment, supplies and labor to conduct spay/neuter surgery of ICAC animals on-site at the shelter; and

**RESOLUTION #11-057**

WHEREAS, in addition to the community benefiting from the spaying and neutering of each animal prior to adoption, the department would also realize cost savings in the form of reductions in resources and employee time; and

WHEREAS, this agreement, which is for the fiscal year of 2011, will reimburse expenses including surgery supplies, equipment and labor associated with the spaying and neutering of shelter animals; and

WHEREAS, the maximum total amount for authorized reimbursement to the Animal Control Department is \$10,000.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby authorizes the Ingham County Animal Control Department to participate and sign agreements with the Michigan Department of Agriculture for reimbursement of expenses up to \$10,000, for the time period of March 1, 2011 through December 31, 2011.

BE IT FURTHER RESOLVED, that the Controller/Administrator is authorized to amend the Ingham County Animal Control's 2011 Budget and future budgets in accordance 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 and approved as to form by the County Attorney.

**LAW ENFORCEMENT: Yeas:** Celentino, Holman, De Leon, Copedge, Schafer, Dragonetti  
**Nays:** None                    **Absent:** None                    **Approved 2/10/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None                    **Absent:** None                    **Approved 2/16/11**

Adopted as part of the consent agenda

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

**RESOLUTION TO AUTHORIZE ENTERING INTO CONTRACT WITH WILLIAMSTOWN TOWNSHIP IN ORDER TO PROVIDE ONE TIME FUNDING TO SUPPLEMENT POLICE SERVICES TO COUNTY RESIDENTS**

**RESOLUTION #11-058**

WHEREAS, Resolution #10-377 declared the County's willingness to provide incentive funding to any township that is willing to accept primary financial responsibility for its police services; and

WHEREAS, Resolution #10-377 established an \$800,000 police services transition reserve that would be allocated to qualifying townships based on a formula that uses 50% of the 2009 estimated population and 50% of the 2010 taxable value; and

**RESOLUTION #11-058**

WHEREAS, Resolution #10-377 was amended by Resolution #10-409, to allow payment to Williamstown Township upon signing of a police services contract with Meridian Township, provided such contract specify that Meridian Township agrees to first offer any positions newly created as a result of such contract to qualified laid off Ingham County Sheriff Deputies; and

WHEREAS, Williamstown Township has executed a police services contract with Meridian Township, that specifies in Section Seven (7) "Meridian agrees to first offer any positions newly created as a result of this Agreement to qualified laid off Ingham County Sheriff Deputies".

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes entering into contract with Williamstown Township in order to provide one time funding to supplement Police Services to County residents through their agreement with Meridian Township for Law Enforcement Services for the time period of January 1, 2011 through December 31, 2012.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners authorizes the Controller/Administrator to make the necessary adjustments to the 2011 Budget, including appropriating a portion of the incentive funding formula in the amount of \$122,678 for Williamstown Township as established by Resolution #10-377 and the "Ingham County Police Services Incentive Funds Schedule".

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

**LAW ENFORCEMENT: Yeas:** Celentino, Holman, De Leon, Copedge, Schafer, Dragonetti  
**Nays:** None                    **Absent:** None                    **Approved 2/10/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None                    **Absent:** None                    **Approved 2/16/11**

Adopted as part of the consent agenda

The following resolution was introduced by the Finance Committee:

**RESOLUTION AUTHORIZING 2011 ADMINISTRATIVE FUND**

**RESOLUTION #11-059**

A \_\_\_\_\_ meeting of the Board of Commissioners of the County of Ingham, Michigan (the "County"), was held in Mason, Michigan, on \_\_\_\_\_, \_\_\_\_\_. The following Commissioners were

PRESENT: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**RESOLUTION #11-059**

ABSENT: \_\_\_\_\_  
\_\_\_\_\_

**RESOLUTION AUTHORIZING 2011 ADMINISTRATIVE FUND**

IT IS RESOLVED BY THE INGHAM COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

The County Treasurer, pursuant to Section 87c, Subsection (2), of Act 206, is designated as Agent for the County, and the Treasurer's office shall receive all such sums as are provided in Section 87c, Subsection (3), to cover administrative expenses so long as Treasurer waives right to receive such sums as would be payable to his under Section 87c, Subsection (3).

Discussion followed. A vote was thereupon taken on the foregoing resolution and was as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

A sufficient majority having voted therefor, the resolution appearing above was adopted.

STATE OF MICHIGAN

COUNTY OF INGHAM

I certify that the foregoing is a true and accurate copy of the resolution adopted by the Ingham County Board of Commissioners, that such resolution was duly adopted at a \_\_\_\_\_ meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, and that notice of such meeting was given as required by law.

\_\_\_\_\_  
Ingham County Clerk

[SEAL]

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**RESOLUTION #11-059**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None      **Absent:** None      **Approved 2/16/11**

Moved by Commissioner Schor, supported by Commissioner Schafer, to adopt the resolution. The motion carried on a unanimous roll call vote. Absent: Commissioners Bahar-Cook, Koenig and Tennis.

The following resolution was introduced by the Finance Committee:

**2011 BORROWING RESOLUTION  
(2010 DELINQUENT TAXES)**

**RESOLUTION #11-060**

A \_\_\_\_\_ meeting of the Board of Commissioners of the County of Ingham, Michigan (the "County"), was held in Mason, Michigan, on \_\_\_\_\_, \_\_\_\_\_. The following Commissioners were

PRESENT: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ABSENT: \_\_\_\_\_  
\_\_\_\_\_

The preambles and resolution set forth below were offered by Commissioner \_\_\_\_\_ and were seconded by Commissioner \_\_\_\_\_.

**2011 BORROWING RESOLUTION  
(2010 DELINQUENT TAXES)**

WHEREAS, ad valorem real property taxes are imposed by the County and the local taxing units within the County on July 1 and/or December 1 of each year; and

WHEREAS, a certain portion of these taxes remain unpaid and uncollected on March 1 of the year following assessment, at which time they are returned delinquent to the County's treasurer (the "Treasurer"); and

WHEREAS, the Treasurer is bound to collect all delinquent taxes, interest and property tax administration fees which would otherwise be payable to the local taxing units within the County; and

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**RESOLUTION #11-060**

WHEREAS, the statutes of the State of Michigan authorize the County to establish a fund, in whole or in part from borrowed proceeds, to pay local taxing units within the County their respective shares of delinquent ad valorem real property taxes in anticipation of the collection of those taxes by the Treasurer; and

WHEREAS, the County Board of Commissioners (the "Board") has adopted a resolution authorizing the County's Delinquent Tax Revolving Fund (the "Revolving Fund Program"), pursuant to Section 87b of Act No. 206, Michigan Public Acts of 1893, as amended ("Act 206"); and

WHEREAS, such fund has been established to provide a source of monies from which the Treasurer may pay any or all delinquent ad valorem real property taxes which are due the County, and any city, township, school district, intermediate school district, community college district, special assessment district, drainage district, or other political unit within the geographical boundaries of the County participating in the County's Revolving Fund Program pursuant to Act 206 ("local units"); and

WHEREAS, the Treasurer is authorized under Act 206, and has been directed by the Board, to make such payments with respect to delinquent ad valorem real property taxes (including the property tax administration

fees assessed under subsection (6) of Section 44 of Act 206) owed in 2010 to the County and the local units (collectively, the "taxing units") which will have remained unpaid on March 1, 2011 and the Treasurer is authorized to pledge these amounts in addition to any amounts not already pledged for repayment of prior series of notes (or after such prior series of notes are returned as a secondary pledge) all as the Treasurer shall specify in an order when the notes authorized hereunder are issued (the "Delinquent Taxes"); and

WHEREAS, the Board has determined that in order to raise sufficient monies to adequately fund the Revolving Fund Program, the County must issue its General Obligation Limited Tax Notes, Series 2011 in one or more series, in accordance with Sections 87c, 87d, 87g and 89 of Act 206 and on the terms and conditions set forth below.

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD AS FOLLOWS:

**I.  
GENERAL PROVISIONS**

101. Establishment of 2011 Revolving Fund. In order to implement the continuation of the Revolving Fund Program and in accordance with Act 206, the County hereby establishes a 2011 Delinquent Tax Revolving Fund

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(the "Revolving Fund") as a separate and segregated fund within the existing Delinquent Tax Revolving Fund of the County previously established by the Board pursuant to Section 87b of Act 206.

102. Issuance of Notes. The County shall issue its General Obligation Limited Tax Notes, Series 2011 in one or more series (the "Notes"), in accordance with this Resolution and Sections 87c, 87d, 87g and 89 of Act 206, payable in whole or in part from the Delinquent Taxes and/or from the other sources specified below.

103. Aggregate Amount of Notes.

(a) The Notes shall be issued in an aggregate amount to be determined in accordance with this Section by the Treasurer.

(b) The aggregate amount of the Notes shall not be less than the amount by which the actual or estimated Delinquent Taxes exceeds (i) the County's participating share of Delinquent Taxes, and (ii) any sums otherwise available to fund the Tax Payment Account established under Section 702 (including any monies held in respect of Section 704(c)).

(c) The aggregate amount of the Notes shall not be greater than the sum of (i) the actual amount of the Delinquent Taxes pledged to

the payment of debt service on the Notes, plus (ii) the amount determined by the Treasurer to be allocated to a reserve fund. Original proceeds of the Notes devoted to a reserve fund shall not exceed the lesser of (A) the amount reasonably required for those of the Notes secured by the reserve fund, (B) 10% of the proceeds of such Notes, (C) the maximum amount of annual debt service on such Notes, or (D) 125% of average annual debt service on such Notes.

(d) The aggregate amount of the Notes shall be designated by the Treasurer by written order after (i) the amount of the Delinquent Taxes, or the amount of Delinquent Taxes to be funded by the issuance of the Notes, has been estimated or determined, and (ii) the amount of the reasonably required reserve fund has been calculated. Delinquent Taxes shall be estimated based on delinquencies experienced during the past three fiscal years and on demographic and economic data relevant to the current tax year, and shall be determined based on certification from each of the taxing units. The amount of the reasonably required reserve fund shall be calculated pursuant to such analyses and certificates as the Treasurer may request.

104. Proceeds. If the Notes are issued and sold before the Treasurer has received certification from the taxing units of the amount of the Delinquent Taxes and if such certification is not reasonably

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anticipated to occur to allow distribution of the proceeds of the Notes within 20 days after the date of issue, the proceeds of the Notes shall be deposited in the County's 2011 Delinquent Tax Project Account and thereafter used to fund the whole or a part of the County's 2011 Tax Payment Account, 2011 Note Reserve Account and/or 2011 Note Payment Account, subject to and in accordance with Article VII. If the Notes are issued and sold on or after such time, the proceeds of the Notes shall be deposited directly into the County's 2011 Tax Payment Account, 2011 Note Reserve Account and/or 2011 Note Payment Account, as provided in Article VII.

105. Treasurer's Order Authorizing Notes and Establishing Delinquent Taxes. At or prior to the time any Notes are issued pursuant to this

resolution, the Treasurer, as authorized by Act 206, may issue a written order specifying the amount and character of the Delinquent Taxes, the Article or Articles under which the Notes are being issued and any other matters subject to the Treasurers control under either this resolution or Act 206.

**II.**

**FIXED MATURITY NOTES**

201. Authority. At the option of the Treasurer, exercisable by written order, the Notes may be issued in accordance with this Article II. All reference to "Notes" in Article II refers only to Notes issued pursuant to Article II, unless otherwise specified.

202. Date. The Notes shall be dated as of the date of issue or as of such earlier date specified by written order of the Treasurer.

203. Maturity and Amounts. Notes issued pursuant to this Article II shall be structured in accordance with subsections (a) or (b) below as determined by the Treasurer pursuant to written order.

(a) The first maturity of the Notes or of a series of the Notes shall be determined by the Treasurer pursuant to written order, but shall not be later than two years after the date of issue. Later maturities of the Notes shall be on the first anniversary of the preceding maturity or on such earlier date as the Treasurer may specify by written order. The Notes shall be structured with the number of maturities determined by the Treasurer to be necessary or appropriate, and the last maturity shall be scheduled for no later than the fourth anniversary of the date of issue. The amount of each maturity shall be set by the Treasurer when the amount of Delinquent Taxes is determined by the Treasurer or when a reliable estimate of the Delinquent Taxes is available to the Treasurer. In determining the exact amount of each maturity the

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Treasurer shall consider the schedule of delinquent tax collections prepared for the tax years ending December 31, 2010, and the corollary schedule setting forth the anticipated rate of collection of those Delinquent Taxes which are pledged to the repayment of the Notes. The amount of each maturity and the scheduled maturity dates of the Notes shall be established to take into account the dates on which the Treasurer reasonably anticipates the collection of such Delinquent Taxes and shall allow for no more than a 10% variance between the debt service payable on each maturity date, the Notes, and the anticipated amount of pledged monies available on such maturity date to make payment of such debt service.

(b) Alternatively, the Notes or a series of the Notes may be structured with a single stated maturity falling not later than the fourth anniversary of the date of issue. Notes issued under this subsection (b) shall be subject to redemption on such terms consistent with Section 209 as shall be ordered by the Treasurer, but in no event shall such Notes be subject to redemption less frequently than annually.

204. Interest Rate and Date of Record.

(a) Except as otherwise provided in this paragraph, Notes issued pursuant to subsection (a) of Section 203 shall bear interest

payable semi-annually, with the first interest payment to be payable (i) on the first date, after issuance, corresponding to the day and month on which the maturity of such Notes falls, or (ii) if the Treasurer so orders, six months before such date. In the event (i) any maturity of the Notes arises either less than six months before the succeeding maturity date or less than six months after the preceding maturity date and (ii) the Treasurer so orders in writing, interest on the Notes shall be payable on such succeeding or preceding maturity date. Subject to the following sentence, Notes issued pursuant to subsection (b) of Section 203 shall, pursuant to written order of the Treasurer, bear interest monthly, quarterly, or semiannually, as provided by written order of the Treasurer. If Notes issued under this Article II are sold with a variable rate feature as provided in Article IV, such Notes may, pursuant to written order of the Treasurer, bear interest weekly, monthly, quarterly or on any put date, or any combination of the foregoing, as provided by written order of the Treasurer.

(b) Interest shall not exceed the maximum rate permitted by law.

(c) Interest shall be mailed by first class mail to the registered owner of each Note as of the applicable date of record,

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provided, however, that the Treasurer may agree with the Registrar (as defined below) on a different method of payment.

(d) Subject to Section 403 in the case of variable rate Notes, the date of record shall be not fewer than 14 nor more than 31 days before the date of payment, as designated by the Treasurer prior to the sale of the Notes.

205. Note Form. The form of Note shall be consistent with the prescriptions of this Resolution and shall reflect all material terms of the Notes. Unless the Treasurer shall by written order specify the contrary, the Notes shall be issued in fully registered form both as to principal and interest, regrettable upon the books of a note registrar (the "Registrar") to be named by the Treasurer. If the Notes are issued

in bearer form the Treasurer shall appoint a paying agent (the "Paying Agent"). (The Registrar or Paying Agent so named may be any bank or trust company or other entity, including the County, offering the necessary services pertaining to the registration and transfer of negotiable securities.)

206. Denominations and Numbers. The Notes shall be issued in one or more denomination or denominations of \$1,000 each or any integral multiple of \$1,000 in excess of \$1,000, as determined by the Treasurer. Notwithstanding the foregoing, however, in the event the Notes are

deposited under a book entry depository trust arrangement pursuant to Section 208, the Notes shall, if required by the depository trustee, be issued in denominations of \$5,000 each or any integral multiple of \$5,000. The Notes shall be numbered from one upwards, regardless of maturity, in such order as the Registrar shall determine.

207. Transfer or Exchange of Notes.

(a) Notes issued in registered form shall be transferable on a note register maintained with respect to the Notes upon surrender of the transferred Note, together with an assignment executed by the registered owner or his or her duly authorized attorney-in-fact in form satisfactory to the Registrar. Upon receipt of a properly assigned Note, the Registrar shall authenticate and deliver a new Note or Notes in equal aggregate principal amount and like interest rate and maturity to the designated transferee or transferees.

(b) Notes may likewise be exchanged for one or more other Notes with the same interest rate and maturity in authorized denominations aggregating the same principal amount as the Note or Notes being exchanged, upon surrender of the Note or Notes and the submission of

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written instructions to the Registrar or, in the case of bearer Notes, to the Paying Agent. Upon receipt of a Note with proper written instructions the Registrar or Paying Agent shall authenticate and deliver a new Note or Notes to the owner thereof or to the owner's attorney-in-fact.

(c) Any service charge made by the Registrar or Paying Agent for any such registration, transfer or exchange shall be paid for by the County as an expense of borrowing, unless otherwise agreed by the Treasurer and the Registrar or Paying Agent. The Registrar or Paying Agent may, however, require payment by a knotholes of a sum sufficient to cover any tax or other governmental charge payable in connection with any such registration, transfer or exchange.

208. Book Entry Depository Trust. At the option of the Treasurer, and notwithstanding any contrary provision of Section 212, the Notes may be deposited, in whole or in part, with a depository trustee designated by

the Treasurer who shall transfer ownership of interests in the Notes by book entry and who shall issue depository trust receipts or acknowledgments to owners of interests in the Notes. Such book entry depository trust arrangement, and the form of depository trust receipts or acknowledgments, shall be as determined by the Treasurer after consultation with the depository trustee. The Treasurer is authorized to enter into any depository trust agreement on behalf of the County upon such terms and conditions as the Treasurer shall deem appropriate and not otherwise prohibited by the terms of this Resolution. The depository

trustee may be the same as the Registrar otherwise named by the Treasurer, and the Notes may be transferred in part by depository trust and in part by transfer of physical certificates as the Treasurer may determine.

209. Redemption.

(a) Subject to the authority granted the Treasurer pursuant to subsection (c) of this Section (in the case of fixed rate Notes) and to the authority granted the Treasurer pursuant to Section 404 (in the case of variable rate Notes), the Notes or any maturity or maturities of the Notes shall be subject to redemption prior to maturity on the terms set forth in subsection (b) below.

(b) Notes scheduled to mature after the first date on which any Notes of the series are scheduled to mature shall be subject to redemption, in inverse order of maturity, on each interest payment date arising after the date of issue.

(c) If the Treasurer shall determine such action necessary to enhance the marketability of the Notes or to reduce the interest rate to

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be offered by prospective purchasers on any maturity of the Notes, the Treasurer may, by written order prior to the issuance of such Notes, (i) designate some or all of the Notes as non-callable, regardless of their maturity date, and/or (ii) delay the first date on which the redemption of callable Notes would otherwise be authorized under subsection (b) above.

(d) Notes of any maturity subject to redemption may be redeemed before their scheduled maturity date, in whole or in part, on any permitted redemption date or dates, subject to the written order of the Treasurer. Notes called for redemption shall be redeemed at par, plus accrued interest to the redemption date, plus, if the Treasurer so orders, a premium of not more than 1%. Redemption may be made by lot or pro rata, as shall be determined by the Treasurer.

(e) With respect to partial redemptions, any portion of a Note outstanding in a denomination larger than the minimum authorized denomination may be redeemed, provided such portion as well as the amount not being redeemed constitute authorized denominations. In the event less

than the entire principal amount of a Note is called for redemption, the Registrar or Paying Agent shall, upon surrender of the Note by the owner thereof, authenticate and deliver to the owner a new Note in the principal amount of the principal portion not redeemed.

(f) Notice of redemption shall be by first class mail 30 days prior to the date fixed for redemption, or such shorter time prior to the date fixed for redemption as may be consented to by the holders of all

outstanding Notes to be called for redemption. Such notice shall fix the date of record with respect to the redemption if different than otherwise provided in this Resolution. Any defect in any notice shall not affect the validity of the redemption proceedings. Notes so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with a paying agent to redeem the same.

210. Discount. At the option of the Treasurer, the Notes may be offered for sale at a discount not to exceed 2%.

211. Public or Private Sale. The Treasurer may, at the Treasurer's option, conduct a public sale of the Notes after which sale the Treasurer shall either award the Notes to the lowest bidder or reject all bids. The conditions of sale shall be as specified in a published Notice of Sale prepared by the Treasurer announcing the principal terms of the Notes and the offering. Alternatively, the Treasurer may, at the Treasurer's option, negotiate a private sale of the Notes as provided in Act 206. If required by law, or if otherwise determined by the Treasurer to be in the best interest of the County, (a) the Notes shall be rated by a national

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rating agency selected by the Treasurer, (b) a good faith deposit shall be required of the winning bidder, and/or (c) CUSP numbers shall be assigned to the Notes. If a public sale is conducted or if otherwise required by law or the purchaser of the Notes, the Treasurer shall prepare or cause to be prepared and disseminated an offering memorandum or official statement containing all material terms of the offer and sale of the Notes. Pursuant to any sale of the Notes, the County shall make such filings, shall solicit such information and shall obtain such governmental approvals as shall be required pursuant to any state or federal law respecting back-up income tax withholding, securities regulation, original issue discount or other regulated matter.

212. Execution and Delivery. The Treasurer is authorized and directed to execute the Notes on behalf of the County by manual or facsimile signature, provided that if the facsimile signature is used the Notes shall be authenticated by the Registrar or any tender agent as may be appointed pursuant to Section 801(c). The Notes shall be sealed with the County seal or imprinted with a facsimile of such seal. The Treasurer is authorized and directed to then deliver the Notes to the purchaser thereof upon receipt of the purchase price. The Notes shall be delivered

at the expense of the County in such city or cities as may be designated by the Treasurer.

213. Renewal, Refunding or Advance Refunding Notes. If at any time it appears to be in the best interests of the County, the Treasurer, by written order, may authorize the issuance of renewal, refunding or advance refunding Notes. The terms of such Notes, and the procedures incidental to their issuance, shall be set subject to Section 309 and, in appropriate cases, Article X.

**III.**

**SHORT TERM RENEWABLE NOTES**

301. Authority. At the option of the Treasurer, exercisable by written order, Notes may be issued in accordance with this Article III. All references to "Notes" in Article III refer only to Notes issued pursuant to Article III, unless otherwise specified.

302. Date and Maturity. The Notes shall be dated as of their date of issuance or any prior date selected by the Treasurer, and each issuance thereof shall mature on such date or dates not exceeding one year from the date of their issuance as may be specified by written order of the Treasurer.

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303. Interest and Date of Record. The Notes shall bear interest payable at maturity at such rate or rates as may be determined by the Treasurer not exceeding the maximum rate of interest permitted by law on the date the Notes are issued. The date of record shall be not fewer than two nor more than 31 days before the date of payment, as designated by the Treasurer prior to the sale of the Notes.

304. Note Form. The form of Note shall be consistent with the prescriptions of this Resolution and shall reflect all material terms of the Notes. The Notes shall, in the discretion of the Treasurer and consistent with Section 205, either be payable to bearer or be issued in registered form. If issued in registered form, the Notes may be constituted as book-entry securities consistent with Section 208, notwithstanding any contrary provision of Section 308.

305. Denomination and Numbers. The Notes shall be issued in one or more denomination or denominations, as determined by the Treasurer. The Notes shall be numbered from one upwards in such order as the Treasurer determines.

306. Redemption. The Notes shall not be subject to redemption prior to maturity.

307. Sale of Notes. The authority and obligations of the Treasurer set forth in Sections 210 and 211 respecting Fixed Maturity Notes shall apply also to Notes issued under Article III.

308. Execution and Delivery. The authority and obligations of the Treasurer set forth in Section 212 respecting Fixed Maturity Notes shall also apply to Notes issued under Article III.

309. Renewal or Refunding Notes.

(a) The Treasurer may by written order authorize the issuance of renewal or refunding Notes (collectively the "Renewal Notes"). Renewal Notes shall be sold on the maturity date of, and the proceeds applied to the payment of debt service on, the Notes to be renewed. The maturities and repayment terms of the Renewal Notes shall be set by written order of the Treasurer.

(b) In the order authorizing Renewal Notes, the Treasurer shall specify whether the Notes shall be issued in accordance with this Article III, in which event the provisions of Article III shall govern the issuance of the Notes, or whether the Notes shall be issued in accordance with Article II, in which event the provisions of Article II shall govern the issuance of the Notes. The order shall also provide for and shall also govern with respect to:

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- (i) the aggregate amount of the Renewal Notes;
- (ii) the date of the Renewal Notes;
- (iii) the denominations of the Renewal Notes;
- (iv) the interest payment dates of the Renewal Notes;
- (v) the maturity or maturities of the Renewal Notes;
- (vi) the terms of sale of the Renewal Notes;
- (vii) whether any Renewal Notes issued in accordance with Article II shall be subject to redemption and, if so, the terms thereof; and
- (viii) any other terms of the Renewal Notes consistent with, but not specified in, Article II or Article III.

(c) Regardless of whether Renewal Notes need be approved by prior order of the Department of Treasury, the Treasurer, pursuant to Section 89(5)(d) of Act 206, shall promptly report to the Department of Treasury the issuance of any Renewal Notes.

**IV.  
VARIABLE INTEREST RATE**

401. Variable Rate Option. At the option of the Treasurer, exercisable by written order, the Notes, whether issued pursuant to Article II or Article III, may be issued with a variable interest rate, provided that the rate shall not exceed the maximum rate of interest permitted by law.

402. Determination of Rate. The order of the Treasurer shall provide how often the variable interest rate shall be subject to recalculation, the formula or procedure for determining the variable interest rate, whether and on what terms the rate shall be determined by a remarketing agent in the case of demand obligations consistent with Section 801(d), and whether and on what terms a fixed rate of interest may be converted to or from a variable rate of interest. Such formula or procedure shall be as determined by the Treasurer, but shall track or float within a specified percentage band around the rates generated by any one or more of the following indices:

- (i) Publicly reported prices or yields of obligations of the United States of America;

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(ii) An index of municipal obligations periodically reported by a nationally recognized source;

(iii) The prime lending rate from time to time set by any bank or trust company in the United States with unimpaired capital and surplus exceeding \$40,000,000;

(iv) Any other rate or index that may be designated by order of the Treasurer provided such rate or index is set or reported by a source which is independent of and not controlled by the Treasurer or the County.

The procedure for determining the variable rate may involve one or more of the above indices as alternatives or may involve the setting of the rate by a municipal bond specialist provided such rate shall be within a stated percentage range of one or more of the indices set forth above.

403. Date of Record. The Date of Record shall be not fewer than one nor more than 31 days before the date of payment, as designated by written order of the Treasurer.

404. Redemption. Notwithstanding any contrary provision of subsections (b) and (c) of Section 209, but subject to the last sentence of this Section 404, Notes bearing interest at a variable rate may be subject to redemption by the County and/or put by the holder at any time or times and in any order, as may be determined pursuant to written order of the Treasurer. Notes shall not be subject to redemption more frequently than monthly.

405. Remarketing, Repurchase and Resale.

(a) In the event Notes issued under this Article IV are constituted as demand obligations, the interest rate on the Notes shall be governed by, and shall be subject to, remarketing by a remarketing agent appointed in accordance with Section 801(c), under the terms of a put agreement employed in accordance with Section 801(d).

(b) The County shall be authorized, consistent with Act 206 and pursuant to order of the Treasurer, to participate in the repurchase and resale of Notes in order to reduce the cost of, or increase the revenue, attendant to the establishment of the Revolving Fund and the issuance and discharge of the Notes. Any purchase of Notes pursuant to this subsection (b) shall be made with unpledged monies drawn from revolving funds established by the County in connection with retired general obligation limited tax notes.

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**V.  
MULTIPLE SERIES**

501. Issuance of Multiple Series. At the option of the Treasurer, exercisable by written order, the Notes issued under Articles II, Article III or Article X may be issued in two or more individually designated series. Each series shall bear its own rate of interest, which may be fixed or variable in accordance with Article IV. Various series need not be issued at the same time and may be issued from time to time in the discretion of the Treasurer exercisable by written order. In determining the dates of issuance of the respective series, the Treasurer shall consider, among other pertinent factors, the impact the dates selected may have on the marketability, rating and/or qualification for credit support or liquidity support for, or insurance of, the Notes. The Notes of each such series shall be issued according to this Resolution in all respects (and the term "Notes" shall be deemed to include each series of Notes throughout this Resolution), provided that:

(a) The aggregate principal amount of the Notes of all series shall not exceed the maximum aggregate amount permitted under Section 103;

(b) Each series shall be issued pursuant to Article II or Article III, and different series may be issued pursuant to different Articles;

(c) Each series shall be issued pursuant to Section 502 or Section 503, and different series may be issued pursuant to different Sections;

(d) A series may be issued under Article II for one, two, or three of the annual maturities set forth in Article II with the balance of the annual maturities being issued under Article II or under Article III in one or more other series, provided that the minimum annual maturities set forth in Section 203 shall be reduced and applied pro rata to all Notes so issued; and

(e) The Notes of all series issued pursuant to Article II above shall not, in aggregate, mature in amounts or on dates exceeding the maximum authorized maturities set forth in Section 203.

502. Series Secured Pari Passu. If the Notes are issued in multiple series pursuant to this Article V, each series of Notes may, by written order of the Treasurer, be secured *pari passu* with the other by the security described in and the amounts pledged by Article VII below. Moreover, such security may, pursuant to further written order of the Treasurer, be segregated in accordance with the following provisions.

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(a) The Treasurer may by written order establish separate sub-accounts in the County's 2011 Note Reserve Account for each series of Notes, into which shall be deposited the amount borrowed for the Note Reserve Account for each such series.

(b) The Treasurer may by written order establish separate sub-accounts in the County's 2011 Note Payment Account for each series of Notes, and all amounts deposited in the Note Payment Account shall be allocated to the sub-accounts.

(c)(i) In the event separate sub-accounts are established pursuant to subsection (b) above, and subject to Paragraph (ii) below, the percentage of deposits to the County's 2011 Note Payment Account allocated to each sub-account may be set equal to the percentage that Notes issued in the corresponding series bears to all Notes issued under this Resolution or to any other percentage designated by the Treasurer pursuant to written order; provided that if the various series are issued at different times or if the various series are structured with different maturity dates, (I) sums deposited in the Note Payment Account prior to the issuance of one or more series may upon the issuance of each such series be reallocated among the various sub-accounts established under

Subsection (b) above to achieve a balance among the sub-accounts proportionate to the designated percentage allocation, and/or (II) deposits to the Note Payment Account may be allocated among the sub-accounts according to the total amount of debt service that will actually be paid from the respective sub-accounts.

(ii) Alternatively, the Treasurer may, by written order, rank the sub-accounts established under Subsection (b) above in order of priority, and specify that each such sub-account shall receive deposits only after all sub-accounts having a higher priority have received deposits sufficient to discharge all (or any specified percentage of) Notes whose series corresponds to any of the sub-accounts having priority.

(d) In the absence of a written order of the Treasurer to the contrary, the amounts in each sub-account established pursuant to this Section 502 shall secure only the Notes issued in the series for which such sub-account was established, until such Notes and interest on such Notes are paid in full, after which the amounts in such sub-account may, pursuant to written order of the Treasurer, be added pro rata to the amounts in the other sub-accounts and thereafter used as part of such other sub-accounts to secure all Notes and interest on such Notes for which such other sub-accounts were created, until paid in full. Alternatively, amounts held in two or more sub-accounts within either the Note Reserve Account or the Note Payment Account may be commingled, and if

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commingled shall be held *pari passu* for the benefit of the holders of each series of Notes pertaining to the relevant sub-accounts.

503. Series Independently Secured. If the Notes are issued in multiple series pursuant to this Article V, each series of Notes may, by written order of the Treasurer, be independently secured in accordance with this Section 503.

(a) Each series of Notes shall pertain to one or more taxing units, as designated by the Treasurer pursuant to written order, and no two series of Notes shall pertain to the same taxing unit. A school district, intermediate school district, or community college district extending beyond the boundaries of a city in which it is located may, pursuant to written order of the Treasurer, be subdivided along the boundaries of one or more cities and each such subdivision shall be deemed a taxing unit for purposes of this Section 503.

(b) Separate sub-accounts shall be established in the County's 2011 Tax Payment Account. Each sub-account shall receive the proceeds of one and only one series of Notes, and amounts shall be disbursed from the sub-account to only those taxing units designated as being in that series.

(c) In the event Notes are issued for deposit into the Project Account established under Section 701, separate sub-accounts shall be established in the Project Account. Each sub-account shall receive the proceeds of one and only one series of Notes, and amounts shall be disbursed from the sub-account only to accounts, sub-accounts and/or taxing units designated as being in the series corresponding to the sub-account from which disbursement is being made.

(d) A separate sub-account shall be established in the County's 2011 Note Reserve Account for each series of Notes, into which shall be deposited the amount determined by the Treasurer under Section 103 or Section 703 with respect to the series. Each sub-account shall secure one and only one series.

(e) A separate sub-account shall be established in the County's 2011 Note Payment Account for each series of Notes. Each sub-account shall be allocated only those amounts described in Section 704 which pertain to the taxing units included in the series corresponding to the sub-account. Chargebacks received from a taxing unit pursuant to Section 905 shall be deposited in the sub-account corresponding to the series in which the taxing unit is included. Amounts held in each sub-account shall secure the debt represented by only those Notes included in the series corresponding to the sub-account, and disbursements from each sub-account may be applied toward the payment of only those Notes included in the series corresponding to the sub-account.

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(f) The amounts in each sub-account established pursuant to this Section 503 shall secure only the Notes issued in the series for which such sub-account was established until such Notes and interest on such Notes are paid in full, after which any amounts remaining in such sub-account shall accrue to the County and shall no longer be pledged toward payment of the Notes.

**VI.  
TAXABILITY OF INTEREST**

601. Federal Tax. The County acknowledges that the current state of Federal law mandates that the Notes be structured as taxable obligations. Consequently, the Notes shall, subject to Article X, be issued as obligations the interest on which is not excluded from gross income for purposes of Federal income tax.

602. State of Michigan Tax. Consistent with the treatment accorded all obligations issued pursuant to Act 206, interest on the Notes shall be exempt from the imposition of the State of Michigan income tax and the State of Michigan single business tax, and the Notes shall not be subject to the State of Michigan intangibles tax.

603. Change in Federal Tax Status. In the event there is a change in the Federal tax law or regulations, or a ruling by the U.S. Department of Treasury or Internal Revenue Service establishes that the Notes may be issued as exempt from Federal income taxes or a change in Michigan law causes the Notes in the opinion of counsel to be exempt from federal income taxes, the Notes may be so issued.

**VII.  
FUNDS AND SECURITY**

701. Delinquent Tax Project Account. If the Notes are issued and sold before the Treasurer has received certification from the taxing units of the amount of the Delinquent Taxes and if such certification is not reasonably anticipated in time to allow distribution of the proceeds of the Notes within 20 days after the date of issue, a 2011 Delinquent Tax Project Account (the "Project Account") shall be established by the Treasurer as a separate and distinct fund of the County within its general fund. The Project Account shall receive all proceeds from the sale of the Notes, including any premium or accrued interest received at the time of sale. The Project Account shall be held in trust by an escrow agent until the monies therein are disbursed in accordance with this Article VII. The escrow agent shall be a commercial bank, shall be located in Michigan,

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shall have authority to exercise trust powers, and shall have a net worth in excess of \$25,000,000. The form and content of the agreement between the County and the escrow agent shall be approved by the Treasurer. Subject to the following sentence, monies deposited in the Project Account shall be expended only (i) for the purpose of funding the Tax Payment Account established under Section 702 and (ii) to the extent permitted by Act 206, for the purpose of paying the expenses of the offering of the Notes. In the event the Treasurer by written order so directs, additional funding of the Project Account may be undertaken, and any surplus proceeds remaining in the Project Account after the Treasurer has completed the funding of the Tax Payment Account may be transferred to either the 2011 Note Reserve Account created under Section 703 or the 2011 Note Payment Account created under Section 704. Monies in the Project Account may be disbursed by the escrow agent to the County's 2011 Tax Payment Account at any time and from time to time, upon receipt of a written requisition signed by the Treasurer.

702. 2011 Tax Payment Account. The County's 2011 Tax Payment Account (the "Tax Payment Account") is hereby established as a distinct account within the Revolving Fund. The Treasurer shall designate all or a portion of the proceeds of the Notes, not to exceed the amount of

Delinquent Taxes, for deposit in the Tax Payment Account. If, however, the proceeds of the Notes are initially deposited in the Project Account pursuant to Section 701, the Treasurer is instead authorized and directed to transfer monies included in the Project Account in accordance with the procedures set forth in Section 701. The County shall apply the monies in the Tax Payment Account to the payment of the Delinquent Taxes or expenses of the borrowing in accordance with Act 206. The allocation of monies from the Tax Payment Account may be made pursuant to a single, comprehensive disbursement or may instead be made from time to time, within the time constraints of Act 206, to particular taxing units as monies are paid into the Tax Payment Account, such that the source of the monies (whether from the County's own funds, from the proceeds of a tax exempt borrowing or from the proceeds of a taxable borrowing) may be traced to the particular taxing unit receiving the funds. Moreover, and regardless of whether multiple series of Notes are issued, the Tax Payment Account may be divided into separate sub-accounts in order to allow the Treasurer to designate which taxing units shall receive borrowed funds and which shall receive funds otherwise contributed by the County.

703. 2011 Note Reserve Account. In the event funding is provided as described in this Section 703, the Treasurer shall establish a 2011 Note Reserve Account (the "Note Reserve Account") as a distinct account within the Revolving Fund. After depositing all of the monies to fund the Tax Payment Account pursuant to Section 702, the Treasurer shall next transfer to the Note Reserve Account, either from the Project Account or directly

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from the proceeds of Notes, any proceeds remaining from the initial issuance of the Notes. In addition, the Treasurer may transfer unpledged monies from other County sources to the Note Reserve Account in an amount which, when added to any other amounts to be deposited in the Note Reserve Account, does not exceed the amount reasonably required for the Notes secured by the Reserve Account or, if less, 20% of the total amount of the Notes secured by the Reserve Account. Except as provided below, all monies in the Note Reserve Account shall be used solely for payment of principal of, premium, if any, and interest on the Notes to the extent that monies required for such payment are not available in the County's 2011 Note Payment Account. Monies in the Note Reserve Account shall be withdrawn first for payment of principal of, premium, if any, and interest on the Notes before County general funds are used to make the payments. All income or interest earned by, or increment to, the Note Reserve Account due to its investment or reinvestment shall be deposited in the Note Reserve Account. When the Note Reserve Account is sufficient to retire the Notes and accrued interest thereon, the Treasurer may order that the Note Reserve Account be used to purchase the Notes on the market, or, if the Notes are not available, to retire the Notes when due. If so ordered by the Treasurer, all or any specified portion of the Note Reserve Account may be applied toward the redemption of any Notes designated for redemption in accordance with Section 209.

704. 2011 Note Payment Account.

(a) The County's 2011 Note Payment Account is hereby established as a distinct account within the Revolving Fund. (The County's 2011 Note Payment Account, as supplemented by monies held in any interim account that are designated for transfer to the 2011 Note Payment Account, is herein referred to as the "Note Payment Account".) The Treasurer is directed to deposit into the Note Payment Account, promptly on receipt, those amounts described below in Paragraphs (i), (ii), (iv), and (v) that are not excluded pursuant to Subsection (c) below. Furthermore, the Treasurer may, by written order, deposit into the Note Payment Account all or any portion of the amounts described below in Paragraph (iii).

(i) All Delinquent Taxes.

(ii) All statutory interest on the Delinquent Taxes.

(iii) All property tax administration fees on the Delinquent Taxes, net of any amounts applied toward the expenses of this borrowing.

(iv) Any amounts which are received by the Treasurer from the taxing units within the County because of the unacceptability of the Delinquent Taxes.

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(v) Any amounts remaining in the Project Account after the transfers to the Tax Payment Account and Note Reserve Account have been made as specified in Sections 702 and 703.

(b) Monies in the Note Payment Account shall be used by the County to pay principal of, premium, if any, and interest on the Notes as the same become due and payable.

(c)(i) The Treasurer may by written order provide that only a portion of the sums described above in Subsection (a) shall be deposited into the Note Payment Account and applied toward the payment of debt service on the Notes, in which event those sums which are withheld from the Note Payment Account shall be deposited into the Tax Payment Account or, pursuant to further order of the Treasurer, applied toward any other purpose consistent with Act 206. The portion of any sums described in Subsection (a) which are withheld from the Note Payment Account pursuant to this Subsection shall be determined in accordance with the following Paragraph.

(ii) Prior to the issuance of the Notes, the Treasurer may by written order specify a cut-off date not earlier than March 1, 2011, and only those sums payable to the Note Payment Account and received by the County after the cut-off date shall be applied to the Note Payment Account.

(d) The Treasurer may by written order provide that at such time as sufficient funds shall have been deposited into the Note Payment Account to pay all remaining amounts owed under the Notes the pledge on any additional monies otherwise payable to the Note Payment Account shall be discharged and such monies shall not be deposited into the Note Payment Account or otherwise pledged toward payment of the Notes.

(e) The Treasurer may by written order provide that in the event Notes are issued pursuant to Article III, amounts which would otherwise be included in the Note Payment Account or the Note Reserve Account (or any sub-account therein for a particular series of Notes) shall not include any amounts received by the County prior to the latest maturity date of any series of Notes previously issued under Article II and/or Article III.

705. Limited Tax General Obligation and Pledge.

(a) The Notes shall be the general obligation of the County, backed by the County's full faith and credit, the County's tax obligation (within applicable constitutional and statutory limits) and the County's general funds. The County budget shall provide that if the pledged monies

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are not collected in sufficient amounts to meet the payments of the principal and interest due on the Notes, the County, before paying any other budgeted amounts, shall promptly advance from its general funds sufficient monies to pay such principal and interest.

(b) In addition, the monies listed below are pledged to the repayment of the Notes and, subject to Section 901, shall be used solely for repayment of the Notes until the principal of, premium, if any, and interest on the Notes are paid in full:

(i) All amounts deposited or earned in any Project Account, until disbursed in accordance with Section 701;

(ii) All net proceeds from the sale of the Notes deposited or earned in the Tax Payment Account, until disbursed in accordance with Section 702;

(iii) All amounts deposited in the Note Payment Account pursuant to Section 704(a);

(iv) All amounts deposited in the Note Reserve Account;

(v) All amounts earned from the investment of monies held in the Note Payment Account or the Note Reserve Account; and

(vi) Any supplemental monies placed in the Note Payment Account and drawn in the discretion of the Treasurer from unpledged sums in the revolving funds which pledge shall be subject to such limitations or exceptions as shall be set forth in the written order of the Treasurer.

(c) If the Notes shall be issued in various series pursuant to Article V, this pledge shall in the case of any independently secured series extend only to monies in accounts or sub-accounts pertaining to the particular series.

(d) If the amounts so pledged are not sufficient to pay the principal and interest when due, the County shall pay the same from its general funds or other available sources. Pursuant to written order of the Treasurer, the County may later reimburse itself for such payments from the Delinquent Taxes collected.

706. Security for Renewal, Refunding or Advance Refunding Notes. Renewal, refunding, or advance refunding Notes shall be secured by all or any portion of the same security securing the Notes being renewed, refunded or advance refunded. The monies pledged in Section 705 for the repayment of the Notes are also pledged for the repayment of the principal of, premium, if any, and interest on any renewal, refunding, or advance

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refunding Notes issued pursuant to this Resolution, and any such renewal, refunding, or advance refunding Notes shall be the general obligation of the County, backed by its full faith and credit, which shall include the tax obligation of the County, within applicable constitutional and statutory limits.

707. Use of Funds after Full Payment or Provision for Payment. After all principal of, premium, if any, and interest on the Notes have been paid in full or provision made therefor by investments of pledged amounts in direct noncallable obligations of the United States of America in amounts and with maturities sufficient to pay all such principal, premium, if any, and interest when due, any further collection of Delinquent Taxes and all excess monies in any fund or account of the Revolving Fund, and any interest or income on any such amounts, may, pursuant to written order of the Treasurer and subject to Article V, be used for any proper purpose within the Revolving Fund including the securing of subsequent issues of notes.

**VIII.**  
**SUPPLEMENTAL AGREEMENTS**

801. Supplemental Agreements and Documents. The Treasurer, on behalf of the County, is authorized to enter into any or all of the following agreements or commitments as may, in the Treasurer's discretion, be necessary, desirable or beneficial in connection with the issuance of the Notes, upon such terms and conditions as the Treasurer may determine appropriate:

(a) A letter of credit, line of credit, repurchase agreement, note insurance, or similar instrument, providing backup liquidity and/or credit support for the Notes;

(b) A reimbursement agreement, revolving credit agreement, revolving credit note, or similar instrument, setting forth repayments of and security for amounts drawn under the letter of credit, line of credit, repurchase agreement or similar instrument;

(c) A marketing, remarketing, placement, authenticating, paying or tender agent agreement or dealer agreement designating a marketing, remarketing, authenticating, paying, tender or placement agent or dealer and prescribing the duties of such person or persons with respect to the Notes; and

(d) A put agreement or provision allowing the purchaser of the Notes to require the County to repurchase the Notes upon demand at such times as may be provided in such put agreement or provision.

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(e) An agreement to use amounts formerly pledged to other years borrowings as security for the Notes when no longer so pledged.

802. Revolving Credit Notes. If the Treasurer enters into a revolving credit agreement (the "Agreement") pursuant to Section 801 above, the Agreement may call for the issuance of one or more revolving credit notes (the "Revolving Credit Notes") for the purpose of renewing all or part of maturing Notes or Notes that have been put pursuant to a put agreement or provision. Such Revolving Credit Notes shall be issued pursuant to Article II or III, as appropriate, and in accordance with the following provisions:

(a) Interest on the Revolving Credit Notes may be payable on maturity, on prior redemption, monthly, bimonthly, quarterly, or as otherwise provided in the Agreement.

(b) The Revolving Credit Notes may mature on one or more date or dates not later than the final maturity date of the Notes, as provided in the Agreement.

(c) The Treasurer may, at the time of the original issuance of the Notes, execute and deliver one Revolving Credit Note in a maximum principal amount not exceeding the lending commitment under the Agreement from time to time in force (and may substitute one such Note in a lesser principal amount for another in the event the lending commitment is reduced), provided that a schedule shall be attached to such Note on which loans and repayments of principal and interest are evidenced and further provided that the making of a loan and the evidencing of such loan on the schedule of any such Note shall constitute the issuance of a renewal Note for the purposes of this Resolution.

**IX.**

**MISCELLANEOUS PROVISIONS**

901. Expenses. Expenses incurred in connection with the Notes shall be paid from the property tax administration fees collected on the Delinquent Taxes and, if so ordered by the Treasurer, from any earnings on the proceeds of the offering or from other monies available to the County.

902. Bond Counsel. The Notes (and any renewal, refunding or advance refunding Notes) shall be delivered with the unqualified opinion of Axe & Ecklund, P.C., attorneys of Grosse Pointe Farms, Michigan, bond counsel chosen by the Treasurer, which selection may, at the option of the Treasurer, be for one or more years.

903. Financial Consultants. Stauder, BARCH & ASSOCIATES, Inc., Ann Arbor, Michigan, is hereby retained to act as financial consultant and

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advisor to the County in connection with the sale and delivery of the Notes.

904. Complete Records. The Treasurer shall keep full and complete records of all deposits to and withdrawals from each of the funds and accounts in the Revolving Fund and any account or sub-account created pursuant to this Resolution and of all other transactions relating to such funds, accounts and sub-accounts, including investments of money in, and gain derived from, such funds and accounts.

905. Chargebacks. If, by the date which is three months prior to the final maturity date of the Notes, sufficient monies are not on deposit in the Note Payment Account and the Note Reserve Account to pay all principal of and interest on the Notes when due, Delinquent Taxes not then paid or recovered at or prior to the latest tax sale transacted two or more months before the final maturity of the Notes shall, if necessary to ensure full and timely payment on the date of final maturity, be charged back to the local units in such fashion as the Treasurer may determine, and, subject to Article V, the proceeds of such chargebacks shall be

deposited into the County's 2011 Note Payment Account no later than five weeks prior to the final maturity of the Notes. This Section 905 shall not be construed to limit the authority of the Treasurer under State law to charge back under other circumstances or at other times.

906. Investments. The Treasurer is authorized to invest all monies in the Project Account, in the Revolving Fund or in any account or sub-account therein which is established pursuant to this Resolution in any one or more of the investments authorized as lawful investments for counties under Act No. 20, Public Acts of 1943, as amended. The Treasurer is further authorized to enter into a contract on behalf of the County under the Surplus Funds Investment Pool Act, Act No. 367, Michigan Public Acts of 1982, as amended, and to invest in any investment pool created thereby monies held in the Project Account, in the Revolving Fund, or in any account or sub-account therein which is established pursuant to this Resolution.

907. Mutilated, Lost, Stolen or Destroyed Notes. In the event any Note is mutilated, lost, stolen, or destroyed, the Treasurer may, on behalf of the County, execute and deliver, or order the Registrar or Paying Agent to authenticate and deliver, a new Note having a number not then outstanding, of like date, maturity and denomination as that mutilated, lost, stolen or destroyed. In the case of a mutilated Note, a replacement Note shall not be delivered unless and until such mutilated Note is surrendered to the Treasurer or the Registrar or Paying Agent. In the case of a lost, stolen, or destroyed Note, a replacement Note shall not be delivered unless and until the Treasurer and the Registrar or

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Paying Agent shall have received such proof of ownership and loss and indemnity as they determine to be sufficient.

**ARTICLE X.  
TAX-EXEMPT NOTES OR REFUNDING**

1001. Refunding of Taxable Debt or Issuance of Tax-Exempt Debt. The County acknowledges that the current state of Federal law precludes the issuance of the Notes as obligations the interest on which is exempt from Federal income tax. However, the County presently contemplates either that anticipated amendments to the Internal Revenue Code of 1986 (the "Code") and/or the Treasury Regulations issued thereunder (the "Regulations") or a change in Michigan law changing the character of the Notes may in the future permit the issuance of general obligation limited tax notes on a tax-exempt basis, and, in view of this expectation, the County, through the offices of the Treasurer, shall issue tax-exempt notes or issue obligations to refund any or all outstanding Notes issued as taxable obligations, at the time, on the terms, and to the extent set forth in this Article X.

1002. Timing of Refunding. The aforementioned refunding obligations (the "Refunding Notes") shall be issued after the effective date of any change in the Code, Regulations, Internal Revenue Service pronouncements or judicial rulings which, as confirmed by the written opinion of bond counsel, permit the refunding of all or some of the outstanding Notes with proceeds from obligations the interest on which is excluded from gross income for purposes of Federal income tax.

1003. Extent of Refunding. Subject to the other provisions of this Section 1003, the Refunding Notes shall refund all Notes outstanding at or after the effective date of any change in the law described in Section 1002. This Section 1003 shall not, however, be construed to require the refunding of any Note prior to the time such Note may be refunded on a tax-exempt basis, nor shall this Section 1003 be construed to require the refunding of any Note, if that refunding would result in greater cost to the County (including interest expense, professional fees and administrative outlays) than would arise if the Note were to remain outstanding.

1004. Confirmatory Action. Subsequent to any change in the law described in Section 1002, the Board shall convene to consider any terms of the Refunding Notes requiring specific ratification by the Board.

1005. Arbitrary Covenant and Tax Law Compliance. In the event tax-exempt Notes or Refunding Notes are issued pursuant to this Article X, the following covenants shall be observed by the County:

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(i) the County will make no use of the proceeds of the Notes or Refunding Notes and will undertake no other intentional act with respect to the Notes or Refunding Notes which, if such use or act had been reasonably expected on the date of issuance of the Notes or Refunding Notes or if such use or act were intentionally made or undertaken after the date of issuance of the Notes or Refunding Notes, would cause the Notes or Refunding Notes to be "arbitrary bonds," as defined in Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), in the Regulations promulgated under Sections 103 and 148 of the Code or in any successor or supplementary provision of law hereinafter promulgated,

(ii) the County will undertake all actions as shall be necessary to maintain the Notes or Refunding Notes as obligations the interest on which qualifies for the tax exemption provided by Section 103(a) of the Code, including, where appropriate and without limitation, filing informational returns with the Secretary of Treasury, keeping accurate account of all monies earned in any fund, account or sub-account authorized by this Resolution or any resolution adopted in accordance with Section 1004 above, certifying cumulative cash flow deficits of the County and the local units, and investing any required portion of the gross

proceeds of the Notes or Refunding Notes, whether on behalf of the County or the local units, in tax-exempt obligations or State and Local Government Series obligations, and

(iii) the County will make timely payment to the United States of any investment earnings, realized by the County on the gross proceeds of the Notes or Refunding Notes, as may be subject to rebate under Section 148(f) of the Code, and, to the extent required under applicable law or deemed by the Treasurer to be in the best interest of the County pursuant to written order, the County's obligation to make such payment to the United States shall also account for excess investment earnings realized by local units on all or a portion of the gross proceeds distributed to, and held by, the local units pursuant to Section 702.

(iv) the Treasurer shall be directed to take such actions and to enter into such agreements and certifications, on behalf of the County, as the Treasurer shall deem necessary or appropriate to comply with the foregoing covenants.

1006. Undertaking to Provide Continuing Disclosure. If necessary, this Board of Commissioners, for and on behalf of the County of Ingham, hereby covenants and agrees, for the benefit of the beneficial owners of the Notes to be issued by the County, to enter into a written undertaking (the "Undertaking") required by Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be substantially in the form as approved by the Underwriter of the Notes.

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The Undertaking shall be enforceable by the beneficial owners of Notes or by the Underwriter on behalf of such beneficial owners (provided that the Underwriter's right to enforce the provisions of the Undertaking shall be limited to a right to obtain specific enforcement of the County's obligations hereunder and under the Undertaking), and any failure by the County to comply with the provisions of the Undertaking shall not be deemed a default with respect to the Notes.

The County Treasurer or other officer of the County charged with the responsibility for issuing the Notes shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the terms of the County's Undertaking.

Discussion followed. A vote was thereupon taken on the foregoing resolution and was as follows:

AYES: \_\_\_\_\_  
\_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

A sufficient majority having voted therefor, the resolution appearing above was adopted.

STATE OF MICHIGAN

COUNTY OF INGHAM

I, \_\_\_\_\_, Clerk for the County of Ingham, do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the Board of Commissioners of the County of Ingham, Michigan on \_\_\_\_\_, \_\_\_\_\_ as appears on record in my office, and that I have compared the same with the original and that it is a true transcript therefrom and of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at Mason, Michigan this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_, Ingham County Clerk

February 22, 2011  
REGULAR MEETING

**RESOLUTION #11-060**

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[SEAL]

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None      **Absent:** None      **Approved 2/16/11**

Moved by Commissioner Schor, supported by Commissioner Celentino, to adopt the resolution. Motion carried on a unanimous roll call vote. Absent: Commissioners Bahar-Cook, Koenig and Tennis.

**SPECIAL ORDERS OF THE DAY:**

Moved by Commissioner McGrain, supported by Commissioner DeLeon, to make the following appointments:

Scott Leroy	Ingham County Family Center Advisory Board
Marlon Brown	Economic Development Corporation Board

**PUBLIC COMMENT:**

None

**COMMISSIONER ANNOUNCEMENTS:**

Commissioner Celentino announced the February 24, 2011 Law Enforcement meeting has been cancelled. Next meeting, March 10, 2011.

Commissioner Dragonetti announced that Holt Public Schools created a Prevention Task Force regarding impaired driving.

John Neilsen announced that the Judiciary Committee meeting scheduled for Thursday, February 24, 2011 has been cancelled.

Commissioner Dougan announced there is a fundraiser dinner for the Ingham County Animal Control on Thursday, March 24, 2011, at the Lansing Country Club.

**CONSIDERATION AND ALLOWANCE OF CLAIMS:**

Moved by Commissioner Tsernoglou, supported by Commissioner Schafer, to approve payment of the claims submitted by the County Clerk and the Financial Services Department in the amount of \$9,802,348.40. Motion carried unanimously. Absent: Commissioners Bahar-Cook, Koenig and Tennis.

**ADJOURNMENT:**

There being no further business, the meeting was adjourned at 6:54 p.m.

February 22, 2011  
REGULAR MEETING

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**MARK GREBNER, CHAIRPERSON**

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**MIKE BRYANTON, INGHAM COUNTY CLERK**

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Cathy M. Smith, Clerical Services Supervisor

**From:** Marlon Brown <marlonibrown@hotmail.com>  
**To:** <bbennett@ingham.org>  
**Date:** 2/22/2011 8:39 PM  
**Subject:** Equal Opportunity Committee Resignation

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Dear Ms. Bennett,

Due to my appointment to the Ingham County Economic Development Corporation, I am hereby submitting my resignation, effective immediately, from the Ingham County Equal Opportunity Committee. It has been a pleasure to serve on the EOC and I have learned a great deal from the experience. I want to thank for Board of Commissioners for this new opportunity, and I look forward to continuing my service to the residents of Ingham County.

Sincerely,

Marlon I. Brown

Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION MAKING AN APPOINTMENT TO THE FARMLAND  
AND OPEN SPACE PRESERVATION BOARD**

**RESOLUTION #11-**

WHEREAS, several vacancies exist on the Farmland and Open Space Preservation Board; and

WHEREAS, the County Services Committee interviewed individuals interested in serving on this Board.

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

William Rogers, 1494 Tuttle Road, Mason, 48854

to the Farmland and Open Space Preservation Board to a term expiring February 8, 2013; and appoints

Kirk Heinze, 951 N. Edgar Road, Mason, 48854

to the Farmland and Open Space Preservation Board to a term expiring February 8, 2014.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti

**Nays:** None     **Absent:** None     **Approved 3/1/11**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AUTHORIZING A CONTRACT WITH SUPREME RENTAL TO PROVIDE  
PORTABLE RESTROOM SERVICES AT VARIOUS INGHAM COUNTY PARKS AND THE  
FAIRGROUNDS**

**RESOLUTION #11-**

WHEREAS, the current contract with Supreme Rental portable restroom services at various Ingham County Parks will expire on April 1, 2011; and

WHEREAS, a decision was made to put out an RFP for the Parks and Fairgrounds together in order to obtain the most cost effective pricing; and

WHEREAS, the Purchasing Department secured sealed bids; and

WHEREAS, Supreme Rental of Mason, Michigan matched the low bid for the Parks portion of the RFP obtained from a Clinton County vendor and, in accordance with the Local Purchasing Preference Policy, the Purchasing Department recommends the bid be accepted; and

WHEREAS, the annual cost for the Parks will not exceed \$5,385; and

WHEREAS, the annual cost for the Fairgrounds will not exceed \$3,600; and

WHEREAS, the Parks & Recreation Commission and Fair Board supported this contract with the passage of resolutions at their February meetings.

THEREFORE BE IT RESOLVED, the Board of Commissioners authorizes entering into a five year contract between Ingham County and Supreme Rental of Mason, Michigan in an amount not to exceed \$8,985/annually to provide portable restroom services at various County parks and the Ingham County Fairgrounds.

BE IT FURTHER RESOLVED, the Board of Commissioners approves an option to renew the contract for an additional two year period provided there are no cost increases during the term of the Agreement.

BE IT FURTHER RESOLVED, that the Ingham County Board Chairperson and County Clerk are authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County attorney.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti  
**Nays:** None **Absent:** None **Approved 3/1/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None **Absent:** None **Approved 3/2/11**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AUTHORIZING A CONTRACT WITH CENTURY CONSTRUCTION, LLC FOR  
ROOF REPLACEMENT ON FOUR BUILDINGS AT BURCHFIELD PARK**

**RESOLUTION #11-**

WHEREAS, the Ingham County Parks Department owns and maintains the buildings at Burchfield Park; and

WHEREAS, the Ingham County Parks Department has a roof replacement plan in place to ensure routine replacement of building roofs; and

WHEREAS, the roofs of the Woodsong Shelter, Beach Restroom, Ranger Room Building, and Tractor Shed at Burchfield Park are scheduled for roof replacements in 2011; and

WHEREAS, bids were solicited and evaluated by the Ingham County Purchasing Department and it is their recommendation, with the concurrence of Parks Department staff, to award the contract to Century Construction, LLC of Lansing, Michigan.

THEREFORE BE IT RESOLVED, the Board of Commissioners accepts the bid, and authorizes entering into a contract with Century Construction, LLC for the replacement of the roof on the Burchfield Park Woodsong shelter, beach restroom, ranger room building, and tractor shed in an amount not to exceed \$9,164.

BE IT FURTHER RESOLVED, the Board of Commissioners also authorizes roof sheathing replacement if necessary at a cost of \$1.00 per square foot.

BE IT FURTHER RESOLVED, that the Ingham County Board Chairperson and County Clerk are authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County attorney.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti

**Nays:** None     **Absent:** None     **Approved 3/1/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan

**Nays:** None     **Absent:** None     **Approved 3/2/11**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AUTHORIZING THE ADDITION OF THE FELINE HOUSE SHIFT DOOR  
REPLACEMENT TO THE POTTER PARK ZOO 2011 CAPITAL IMPROVEMENT BUDGET**

**RESOLUTION #11-**

WHEREAS, the Potter Park Zookeeper staff must shift the big cats from one area to another to perform general cleaning, care, and training; and

WHEREAS, to perform these functions staff currently uses an outdated, manual, cable and pulley shift door system from the 1980s; and

WHEREAS, the existing doors frequently require costly repairs due to failure; and

WHEREAS, this is a safety issue for the keeper staff and the animals; and

WHEREAS, the Ingham County Facilities Department recommends this project be added as a priority item to the 2011 Capital Improvement Budget in the amount of \$65,000; and

WHEREAS, funds have been identified within the Potter Park Zoo Millage Fund; and

WHEREAS, the Zoo Board supported this concept with the passage of a resolution at their February 2011 meeting.

THEREFORE BE IT RESOLVED, the Board of Commissioners authorizes the addition of the Feline House Shift Door Replacement to the 2011 Potter Park Zoo Capital Improvement Budget in the amount of \$65,000.

BE IT FURTHER RESOLVED, the Board of Commissioners authorizes the transfer of necessary funds from the Potter Park Zoo Millage Fund Balance to line item 258-69900-977000-0911Z.

BE IT FURTHER RESOLVED, that the Controller/Administrator be authorized to make the necessary transfer of funds within the Potter Park Zoo Budget.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Dragonetti  
**Nays:** Vickers **Absent:** None **Approved 3/1/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None **Absent:** None **Approved 3/2/11**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AUTHORIZING THE CHILLER REPLACEMENT  
AT THE HILLIARD BUILDING TO BE  
PERFORMED BY MATRIX CONSULTING ENGINEERS, INC.**

**RESOLUTION #11-**

WHEREAS, the condition of the existing chiller at the Hilliard Building has deteriorated over time and is in need of replacement; and

WHEREAS, the County sought consulting services to assist with bid documents and project oversight for the replacement of the chiller at the Hilliard Building; and

WHEREAS, the funds for this project have been budgeted and approved in the 2011 Capital Improvement Plan line item number 245-09210-931000-1FCO1; and

WHEREAS, after careful review of bids, the Purchasing and Facilities Departments both concur that a contract be awarded to Matrix Consulting Engineers, Inc., who submitted the lowest responsive and responsible bid in the not to exceed amount of \$9,200 which includes reimbursable expenses of up to \$300.00.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners hereby authorizes awarding a contract to Matrix Consulting Engineers, Inc., 1601 E. Grand River Ave., Lansing, MI 48906, to provide consulting services for the replacement of the chiller located at the Hilliard Building for the not to exceed amount of \$9,200.

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.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti

**Nays:** None      **Absent:** None      **Approved 3/1/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan

**Nays:** None      **Absent:** None      **Approved 3/2/11**

Introduced by County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO APPROVE THE ADDITION AND RENEWAL OF THE HARDWARE  
MAINTENANCE AGREEMENT FROM SERVICE EXPRESS, INCORPORATED FOR 12-MONTHS**

**RESOLUTION #11-**

WHEREAS, Ingham County currently utilize Service Express for maintenance on critical computer hardware in the case of a failure; and

WHEREAS, the MIS department is very satisfied with the service thus far; and

WHEREAS, MIS researched multiple vendors solutions and recommend continuing with Service Express, Incorporated for our hardware maintenance needs; and

WHEREAS, our current existing hardware maintenance agreement is due to expire April 30, 2011 and MIS recommends renewing this agreement and adding additional critical hardware; and

WHEREAS, our current monthly cost is \$883.00 and the new hardware will add an additional \$472.00 per month for a total of \$1,355.00 per month; and

WHEREAS, the total monthly cost for all existing and new hardware maintenance is \$1,355.00 and a 12-month total cost of \$16,260.

THEREFORE BE IT RESOLVED, that the Board of Commissioners authorizes the purchase of the hardware maintenance from Service Express, Inc. for 12 months in the amount of \$16,260.

BE IT FURTHER RESOLVED, that the total cost will be paid out of the county's Network Fund (245-25810-932030).

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: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti

**Nays:** None **Absent:** None **Approved 3/1/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan

**Nays:** None **Absent:** None **Approved 3/2/11**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION AUTHORIZING A PART-TIME TEMPORARY POSITION AT THE  
INGHAM COUNTY FAIRGROUNDS**

**RESOLUTION #11-**

WHEREAS, the current Ingham County Fair Manager is retiring effective March 2011; and

WHEREAS, the Ingham County Fair Board recommends that the Ingham County Board of Commissioners authorize a part-time temporary employee to fulfill management duties at the Ingham County Fairgrounds during the transition to a permanent solution; and

WHEREAS, this action is necessary to maintain day-to-day operations at the Fair and ensure a smooth and orderly transition; and

WHEREAS, this part-time temporary employee will report to the Fair Board with day-to-day operational assistance from the Controller/Administrator's Office.

THEREFORE BE IT RESOLVED, the Ingham County Board of Commissioners authorizes a part-time temporary employee to fulfill management duties at the Ingham County Fairgrounds.

BE IT FURTHER RESOLVED, this part-time temporary employee will be compensated at a rate of \$25 per hour for no than 25 hours per week.

BE IT FURTHER RESOLVED, this resolution will take immediate effect upon Board of Commissioners approval and remain in effect until 30 days after the implementation of a permanent staffing solution for the Ingham County Fairgrounds.

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti  
**Nays:** None     **Absent:** None     **Approved 3/1/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None     **Absent:** None     **Approved 3/2/11**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO IMPLEMENT THE EVALUATION OF THE 2009 PROSECUTING ATTORNEY'S  
OFFICE PHASED REORGANIZATION**

**RESOLUTION #11-**

WHEREAS, the Ingham County Board of Commissioners authorized a phased re-organization in the Prosecutor's Office by Resolutions #09-213 and #09-280 which included the elimination of a Management Position, specifically the Office Administrator; and

WHEREAS, the UAW, pursuant to UAW Article 33 et seq., has requested an evaluation of the re-organization results; and

WHEREAS, the Human Resources Department conducted a Job Evaluation audit with the UAW Officials and the Prosecuting Attorney's Management team; and

WHEREAS, the analysis determined a need to address structural (classification) changes in five (5) positions affecting six (6) incumbents.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes the following positions to be changed as recommended:

<b>Existing Position</b>	<b>Current</b>	<b>Recommended</b>	<b>New</b>	<b>Position #</b>
Assistant to Chief APA	UAW G	Assistant to Chief APA	UAW J	229119
Clerk, PA's Office	UAW D	Receptionist/Clerk	UAW D	229041
District Court Coord	UAW E	Lead Clerk, PA's Office	UAW E	229037
Intake Coordinator	UAW G	Intake Coordinator	UAW J	229040
Warrant Clerk	UAW F	Warrant Clerk	UAW G	229056
Warrant Clerk	UAW F	Warrant Clerk	UAW G	229044

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners adopts the Prosecuting Attorney's Office request for re-organization.

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

**COUNTY SERVICES: Yeas:** De Leon, Copedge, Celentino, Schor, Vickers, Dragonetti  
**Nays:** None **Absent:** None **Approved 3/1/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None **Absent:** None **Approved 3/2/11**

Introduced by the County Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE REORGANIZATION WITHIN THE  
TREASURER'S OFFICE**

**RESOLUTION #11-**

WHEREAS, the Ingham County Treasurer desires to reorganize functions within the Office due to increased and realigned responsibilities; and

WHEREAS, with the growth in the Ingham County Land Bank and the increase in the number of parcels in the tax foreclosure process and increase in parcels having implications for the Brownfield Authority, the Ingham County Treasurer finds it necessary to reorganize functions within his office to meet the increased demand and realign duties and responsibilities; and

WHEREAS, with the growth of the Ingham County Land Bank and the increase in the number of properties in the tax foreclosure process and the increase in parcels having implications for the Brownfield Authority, the Treasurer's Office has two (2) positions in need of functional reorganization; and

WHEREAS, the Ingham County Treasurer, due to the growth of the Ingham County Land Bank and increase in the number of properties in the tax foreclosure process and the increase in parcels having implications for the Brownfield Authority, finds it necessary to create a new position to more accurately reflect the increase in the complexity of duties and responsibilities, replacing the Tax Forfeiture/Foreclosure Coordinator position with the new position of Land Bank Coordinator (position #253011); and

WHEREAS, the Ingham County Treasurer, due to the growth of the Ingham County Land Bank and the increase in the number of properties in the tax foreclosure process and the increase in parcels having implications for the Brownfield Authority, finds it necessary to revise the job description to more accurately reflect the increase in the complexity of duties and responsibilities of the Brownfield Coordinator (position #253012); and

WHEREAS, the Ingham County Treasurer drafted new job descriptions to more accurately reflect the duties and responsibilities of the new Land Bank Coordinator (Exhibit A) and the Brownfield Coordinator (Exhibit B); and

WHEREAS, the Human Resources Department and the ICEA County Professional Union have reviewed and approved the new job descriptions; and

WHEREAS, the Human Resources Department conducted a Job Point Evaluation audit for the new job description for Land Bank Coordinator and the revised job description for Brownfield Coordinator; and

WHEREAS, the Human Resources Department determined that the job description for Land Bank Coordinator (position #253011) and Brownfield Coordinator (position #253012) should appropriately be placed at ICEA County Professional Grade -- PRO 6 FY 2011 \$45,546-54,677); and

WHEREAS, the ICEA County Professional Union has no objection to the reclassification to Grade PRO 6 for both positions; and

WHEREAS, the Land Bank has no objection to the reclassification to Grade PRO 6 for both positions; and

WHEREAS, the Land Bank Coordinator position is funded with a combination of Land Bank Authority funds and Tax Revolving Funds and the Brownfield Coordinator is funded with a combination of Brownfield Authority funds and Land Bank Authority funds; and

WHEREAS, the proposed reorganization has zero impact on the General Fund; and

WHEREAS, immediate effect of the reorganization is requested.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners grants authorization to implement the Treasurer's departmental reorganization as presented:

<b><u>Position Number</u></b>	<b><u>Current Grade</u></b>	<b><u>Proposed Grade</u></b>
253012	PRO 03	PRO 06
253011	PRO 01	PRO 06

BE IT FURTHER RESOLVED, that the County's hiring freeze and hiring delay be waived for the positions involved in this reorganization.

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

**COUNTY SERVICES:** **Yeas:** De Leon, Copedge, Celentino, Schor  
**Nays:** Vickers, Dragonetti **Absent:** None **Approved 3/1/11**

**FINANCE:** **Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None **Absent:** None **Approved 3/2/11**

Introduced by the Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION ESTABLISHING THE BUDGET CALENDAR FOR 2012**

**RESOLUTION #11-**

WHEREAS, Public Act 621 of 1978 provides that the Board of Commissioners establishes an appropriate time schedule for preparing the budget; and

WHEREAS, this Act requires that each elected official, department head, administrative office or employer of a budgetary center shall comply with the time schedule and requests for information from the Controller.

THEREFORE BE IT RESOLVED, that the attached budget calendar for the 2012 budget process be adopted.

BE IT FURTHER RESOLVED, that the County Clerk shall be directed to provide written notification of the attached budget calendar to all elected officials and department heads.

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan

**Nays:** None      **Absent:** None      **Approved 3/2/11**

## **2012 BUDGET CALENDAR**

March 2	Finance Committee recommends 2012 budget calendar.
March 8	Board of Commissioners approves 2012 budget calendar.
April 14 - 19	Liaison Committees forward recommendations for strategic goals for 2012 to the Finance Committee.
April 20	Finance Committee recommends strategic goals for 2012.
April 26	Board of Commissioners adopts strategic goals for 2012.
April 28 – May 4	Committees review fees for various county services to make recommendations for any appropriate increases to be effective January 1, 2012.
May 12 -18	Committees make recommendations for increases to fees for various county services to be effective January 1, 2012.
May 24	Board of Commissioners adopts increases to fees for various county services to be effective January 1, 2012.
May 27	Department heads, agencies and community agencies submit operating and capital budgets.
June 16 - July 1	Controller holds budget meetings with departments.
August 23	Controller's Recommended Budget distributed to full Board of Commissioners.
Aug. 29 – Sept. 1	Liaison Committees hold hearings on operating and capital budget recommendations.
September 14	Finance Committee holds hearings and makes operating and capital improvement budget recommendations.
October 25	Board holds public hearing on the General Fund Budget. Board adopts operating and capital budgets and millages.

Introduced by the Finance Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION CREATING A PUBLIC ACT 88 TASK FORCE**

**RESOLUTION #11-**

WHEREAS, Public Act 88 of 1913 provides that Boards of Supervisors of the several counties may levy a special tax on the taxable property within their respective counties for the purpose of creating a fund; or appropriate out of the general fund an amount to be used for advertising agricultural or industrial advantages of the state or county or any part of the state; and

WHEREAS, the Board of Supervisors may appropriate the sum so raised by special tax, or appropriated out of the general fund, or any part of the same to the support and work and maintenance of a legal association, development bureau or board organized under the laws of Michigan, not organized or conducted for profit, and which is engaged in the purpose of advertising the advantages of and encouraging immigration, and increasing the trade of the county and other adjoining counties of the State; and

WHEREAS, the Ingham County Board of Commissioners is interested in creating a Task Force to look into establishing a fund for economic development in Ingham County under Public Act 88 of 1913.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby creates a Public Act 88 Task Force with membership that may include, but not be limited to, the following:

County Commissioners  
Economic Development Corporation officials in Ingham County communities  
Ingham County Economic Development Corporation Board of Directors or staff  
Taxpayer Groups  
Lansing Regional Chamber of Commerce  
LEAP  
County Treasurer  
Small Business Association of Michigan  
Venture Capital Association  
Prima Civitas  
Tri-County Regional Planning  
General Public  
Other members as determined by the Task Force Co-Chairs

BE IT FURTHER RESOLVED, that the Task Force will be co-chaired by Commissioners Andy Schor and Brian McGrain.

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None      **Absent:** None      **Approved 3/2/11**

Introduced by the Finance Committee

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION CALLING ON THE STATE OF MICHIGAN TO  
PRESERVE REVENUE SHARING FOR COUNTIES**

**RESOLUTION #11-**

WHEREAS, some form of “revenue sharing “from the state to local units has been around since 1939, and

WHEREAS, this long standing tradition whereby income, sales, property, or business taxes were collected by the state and shared with local units was established in exchange for the preemption of local levies, and

WHEREAS, pursuant to state statute and guidance from the Michigan Department of Treasury, Ingham County withdrew \$6 million from their revenue sharing reserve fund in 2010; and

WHEREAS, during 2011 Ingham County will exhaust its revenue sharing reserve funds and is therefore scheduled to resume statutory revenue sharing payments from the State of Michigan; and

WHEREAS, 2012 should have been the first full year that Ingham County resumed receiving their statutory revenue sharing payments, estimated at a little over \$6 million; and

WHEREAS, Ingham County uses such revenues to fund a variety of programming at the county level, including funding for essential public health services, emergency operations, register property deeds, maintain and improve county drains, law enforcement, jail operations, elections, trial court operations, equalization, birth and death records, marriage licenses, mental health services, foster care, and juvenile justice; and

WHEREAS, Governor Rick Snyder has proposed a 34% reduction to county revenue sharing in his Fiscal Year 2012 budget for the State of Michigan; and

WHEREAS, this proposed reduction in revenue sharing would result in a loss of approximately \$2,000,000 to Ingham County’s budget; and

WHEREAS, services provided by Ingham County to its residents would be severely impaired by such a reduction to its General Fund budget.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners calls on the Governor of the State of Michigan to reconsider his position on these cuts and to restore full revenue sharing to counties for Fiscal Year 2012.

BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners calls on the Legislature of the State of Michigan to support full revenue sharing to counties for fiscal year 2012.

BE IT FURTHER RESOLVED, that the County Clerk shall send copies of this resolution to Governor Rick Snyder, the Ingham County State Legislative Delegation, and the Michigan Association of Counties.

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan

**Nays:** None      **Absent:** None      **Approved 3/2/11**

Introduced by the Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION CALLING ON THE STATE OF MICHIGAN TO  
PRESERVE THE STATE EARNED INCOME TAX CREDIT**

**RESOLUTION #11-**

WHEREAS, on September 22, 2006, PA 372 created a state Earned Income Tax Credit (EITC) for Michigan; and

WHEREAS, the state EITC complements the federal EITC, which was signed into law by President Gerald Ford and referred to by President Ronald Reagan as the best anti-poverty, best pro-family, best job creation measure ever to come out of Congress; and

WHEREAS, this tax credit helps working families keep more of their paycheck by rewarding work, supplementing low wages, and helping a segment of the State's population that has not benefited from other recent tax measures; and

WHEREAS, the tax credit put money into the pockets of 782,000 working families in Michigan in tax year 2009; and

WHEREAS, in Ingham County, an estimated 21,047 families in tax year 2009 were eligible for the credit, amounting to an approximate \$9,090,467 added to the County economy; and

WHEREAS, elimination of the state EITC would effectively result in a tax increase on people of modest means and as a result would cost Michigan jobs, force families into foreclosure, and increase the number of people relying on more expensive government programs.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners calls on the legislature of the State of Michigan to continue this successful anti-poverty tool that helps low- and moderate-income families and small businesses in Michigan.

BE IT FURTHER RESOLVED, that the County Clerk shall send copies of this resolution to Governor Rick Snyder, the Ingham County State Legislative Delegation, and the Michigan Association of Counties.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan  
**Nays:** Vickers, Dougan     **Absent:** None     **Approved 2/28/11**

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 #11-**

WHEREAS, Ingham County has been implementing non-regulated Pollution Prevention Programs Governing the Identification and Disclosure of Toxic, Hazardous, or Polluting Materials since the 1980's 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

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 fees shall be established by a separate resolution as set forth in Section 8.5 of the regulation.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan  
**Nays:** Vickers, Dougan      **Absent:** None      **Approved 2/28/11**

**FINANCE: Yeas:** Tsernoglou, Nolan, Bahar-Cook, McGrain  
**Nays:** Schor, Dougan      **Absent:** None      **Approved 3/2/11**

# Ingham County Pollution Prevention Regulation

## Article I - Scope

This Regulation shall apply to facilities within Ingham County that use and/or store toxic, hazardous, or polluting substances.

This Regulation shall not apply to:

- A. A facility that 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.
- B. Substances contained in foods, drugs, cosmetics, tobacco products and consumer products held for retail sale;
- C. Agricultural operators;
- D. Boxed or bagged salt;
- E. Households;
- F. Universities and Colleges;
- G. Oil and gas exploration/production;
- H. Retail Automotive Service Stations (fuel only)
- I. Oil-containing electrical equipment
- J. Manufactured Items
- K. Ferrous and non-ferrous metals

## Article II - Definitions

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

- A. "Agricultural Operators" means a person or persons who engage(s) 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 Michigan Department of Environmental Quality.
- 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. Ferrous and non-ferrous metals mean an item containing iron and/or metals other than iron or steel. The does not include dust, slag or other by-products emitted when the solid is being modified.
- N. "Hazard" means classes I-IX as defined in 49CFR173.2.
- O. "Health Officer" means the Director of the Ingham County Health Department or his/her designated representative.
- P. Manufactured Items mean any solid article, other than a container holding solid or liquid polluting material(s) which is formed to specific shape during manufacture, and which does not leach or otherwise

release polluting materials to the groundwaters or surface waters of the state under normal conditions of use or storage.

- Q. “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.
- R. “Oil” includes petroleum, gasoline, fuel oil, grease, sludge, oil refuse and oil mixed with waste.
- S. “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.
- T. “Polluting material” means all of the following:
1. Any compound or product that contains 1 %, or more, by weight, of any of the following materials based on their material safety data sheet;
  2. Oil.
  3. Bulk Salt (over five tons).
  4. Toxic, hazardous, or polluting substances identified by this regulation.
- U. “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 at or above the State/Federal reporting requirements.
- V. “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.
- W. “Regulatory Category” means the level of polluting material(s) used and/or stored at a facility. For the purpose of this regulation the following categories shall apply: Category I; 56-499 gallons (450-4499 pounds), Category II; 500-4999 gallons (4500-44,999 pounds), Category III; 5000+ gallons (45,000 pounds+).
- X. “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.
- Y. “Salt” means sodium chloride, potassium chloride, calcium chloride, magnesium chloride, and solutions or mixtures of these compounds.
- Z. “Substance” means any element, chemical, compound, combination, or any mixture thereof, whether organic or inorganic.
- AA. “Toxic, hazardous, or polluting substance” means any substance 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 Environmental Quality. 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.

BB. "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.

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

### **Article III - Pollution Prevention Information for the Public**

**Section 3.1 - Reporting Requirements:** A facility that uses or stores toxic, hazardous, and/or polluting substance(s) at a work area on or after the effective date of this regulation shall compile and deliver the following documents to the BEH by the following deadlines:

- A. An initial status sheet pursuant with section 3.2, shall be prepared within 30 days.
- B. Existing plans prepared pursuant to SPCC, PIPP, RCRA or a Tier II Emergency and Hazardous Chemical Inventory as required by the USEPA SARA 302 and 312 regulations may be submitted in lieu of the initial/updated status sheet if all of the information required in this section is contained within the existing plan. 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. An updated status sheet shall be filed by March 1st of each reportable year and shall include, but not be limited to, the maximum storage inventory for the prior calendar year.
- D. If a change of ownership occurs; an updated status sheet must be submitted within 30 days.

**Section 3.2 - Status Sheet:** A status sheet shall include, but not be limited to, the following information:

- A. An inventory of all toxic, hazardous, or polluting substances 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, the 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 assists emergency personnel to identify polluting material containers.
- E. A facility site plan showing the location of polluting material 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. However, the site plan 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.

**Section 4.2 - Posting:** Any facility required to be inspected under Section 5.1 of this Regulation shall post a decal provided by the Health Department 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, or designated representative, 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 annual inspections of work areas within Ingham County are subject to this regulation. 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 decals are posted as required in Section 4.2.
- D. That proper storage practices and procedures are being followed as required in Section 5.4.

**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, will be placed on a schedule of reduced frequency inspections after staff review and approval.

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. Inform the BEH of any changes occurring at the facility that might be relevant to emergency planning. Reported changes could include the amount or storage location of polluting materials or updated facility contact information.
- C. Not increase the maximum storage inventory sufficient to alter the regulatory category since the most recent inspection without notifying the BEH.
- D. Adequately address any releases to avoid environmental health hazards.
- E. Submit an annual written verification as to items A - D above to the BEH by March 1st of each year.

Reduced frequency inspections shall be conducted once every three (3) years for category I facilities, and once every two (2) years for categories II & III facilities.

Nothing in this section shall prohibit the BEH 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.

The BEH shall review with each facility that is inspected whether the facility's storage practices and procedures meet criteria set forth in existing State and Federal regulations. 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 BEH.

**Section 5.6 Remedies and Penalties:**

- A. The Health Officer or designated representative 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. 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

C. 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 \_\_\_\_\_, 2011, 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

## ADDENDUM “A”

### LIST OF ACRONYMS USED IN REGULATION

<b>BEH</b>	Bureau of Environmental Health
<b>CAS</b>	Chemical Abstract Service
<b>CFR</b>	Code of Federal Regulations
<b>EPA</b>	Environmental Protection Agency
<b>MDEQ</b>	Michigan Department of Environmental Quality
<b>MSDS</b>	Material Safety Data Sheet
<b>OSHA</b>	Occupational Safety and Health Administration
<b>P2</b>	Pollution Prevention
<b>PIPP</b>	Pollution Incident Prevention
<b>RCRA</b>	Resource Conservation and Recovery Act
<b>SARA</b>	Superfund Amendments and Reauthorization Act
<b>SPCC</b>	Spill Prevention, Control and Countermeasure
<b>TCRI</b>	Toxic Chemical Release Inventory

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO ADOPT THE 2011 FEES FOR CHAPTER VIII OF THE INGHAM COUNTY  
SANITARY CODE (POLLUTION PREVENTION REGULATION)**

**RESOLUTION #11-**

WHEREAS, the Ingham County Board of Commissioners has approved an amendment to the Ingham County Sanitary Code to adopt a pollution prevention regulation through resolution #11- \_\_\_\_\_; and

WHEREAS, this regulation will move pollution prevention efforts from a voluntary system supported through County general funds to a regulation that would be cost-shared by the County and the businesses being regulated; and

WHEREAS, section 8.5 of the regulation provides that fees shall be established by a separate resolution of the Board of Commissioners.

THEREFORE BE IT RESOLVED, that for FY 2011, the Ingham County Board of Commissioners adopts the CAT 1, CAT 2, and CAT 3 Reporting and Inspection Fees at a target of 75 percent as set forth in Attachment A.

BE IT FURTHER RESOLVED, fees for Hourly Rate Over Standard Service, P2 On-Site Consultation and P2 Plan Review fees are set at \$105.00 for FY 2011.

BE IT FURTHER RESOLVED, that these fees will be updated annually as a part of the County's annual review process.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan  
**Nays:** Vickers, Dougan **Absent:** None **Approved 2/28/11**

**FINANCE: Yeas:** Tsernoglou, Nolan, Bahar-Cook, McGrain  
**Nays:** Schor, Dougan **Absent:** None **Approved 3/2/11**

Attachment A

2011 County Sanitary Code Fees Pollution Prevention Regulation					
Location of Service	Fee Description	Target Percent	Units	Proposed Department Recommend.	Additional Revenue
Env Health	CAT 1 REPORTING (56-499 GALs.)	75.0%	395	\$93.75	\$37,031
Env Health	CAT 2 REPORTING (500-4,999 GALs.)	75.0%	126	\$187.50	\$23,625
Env Health	CAT 3 REPORTING (5000 PLUS GALs.)	75.0%	101	\$281.25	\$28,406
	CAT 1 INSPECTION (56-499 GALs.)	75.0%	395	\$187.50	\$74,063
	CAT 2 INSPECTION (500-4,999 GALs.)	75.0%	126	\$300.00	\$37,800
	CAT 3 INSPECTION (5000 PLUS GALs.)	75.0%	101	\$450.00	\$45,450
	TOTAL ADDITIONAL REVENUE				\$246,375
Env Health	Hourly Rate Over Standard Service	100%	0	\$105.00	\$0
Env Health	P2 On-Site Consultation	100%	0	\$105.00	\$0
Env Health	P2 Plan Review (2 hour minimum)	100%	0	\$105.00	\$0

Introduced by the Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE AGREEMENTS WITH THE INGHAM COUNTY  
ROAD COMMISSION AND SALVATION ARMY**

**RESOLUTION #11-**

WHEREAS, the Ingham County Health Department Emergency Preparedness division is responsible for the maintenance and revision of the Health Department's Emergency Response Plans; and

WHEREAS, the Ingham County Health Department Emergency Preparedness division would like to enter into agreements with the Ingham County Road Commission and Salvation Army for use of their facilities in the event of a large-scale public health emergency or terrorist event; and

WHEREAS, the Ingham County Health Department Emergency Preparedness division has identified sites owned by the Ingham County Road Commission and Salvation Army as Distribution Node sites which shall be used for receipt, sorting, and storing medical supplies to be used at a mass vaccination/pharmaceutical dispensing clinic in the event of a public health emergency or terrorist event; and

WHEREAS, the sites owned by the Ingham County Road Commission and Salvation Army will be made available for the Ingham County Health Department's use within 12 hours of the request and for the time period being requested; and

WHEREAS, the County shall bear the risk of loss or damage to the medical supplies and equipment stored on the facility's premises. The Agency shall bear the risk of loss or damage to the facility arising out of its use as a Distribution Node or from any other cause.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes agreements with the Ingham County Road Commission and Salvation Army for use of their sites in the event of a large-scale public health emergency.

BE IT FURTHER RESOLVED, the agreements are authorized effective upon the Board of Commissioners approval and will be in effect for ten (10) years.

BE IT FURTHER RESOLVED, that the Board Chair is authorized to sign the Memorandums of Agreement upon review by the County Attorney.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan, Vickers, Dougan

**Nays:** None      **Absent:** None      **Approved 2/28/11**

Introduced by the Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION HONORING GLORIA VORHAUER**

**RESOLUTION #11-**

WHEREAS, Gloria Vorhauer began her career with Ingham County in March 1982, as a part-time Medical Technologist providing assistance to the migrant workers in the migrant camps near Mason and Leslie; and

WHEREAS, in November 1993, Gloria became full-time in the Adult Health Center in the Ingham County Health Department; and

WHEREAS, Gloria's level of care and concern transferred to the many clients who sought services at the Ingham County Health Department, who didn't have a good command of the English language, and countless times Gloria was asked to translate in the clinics; and

WHEREAS, Gloria is always willing to go the extra mile for good patient care in the Health Department.

THEREFORE BE IT RESOLVED that the Ingham County Board of Commissioners hereby honors Gloria Vorhauer for her 29 years of dedicated service to the community and for the contributions she has made to the Ingham County Health Department.

BE IT FURTHER RESOLVED, that the Board wishes her continued success in all of her future endeavors.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan, Vickers, Dougan

**Nays:** None      **Absent:** None      **Approved 2/28/11**

Introduced by the Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION HONORING MELANY MACK**

**RESOLUTION #11-**

WHEREAS, Ms. Mack began her career with Ingham County in June 1986, as a Child Support Enforcement Specialist at the Ingham County Friend of the Court; and

WHEREAS, in December 1992, Ms. Mack worked as a Probate Court Investigator in the Ingham County Probate Court and in March 1996, she assumed the position of Juvenile Court Officer in the Thirtieth Judicial Circuit Court, Family Division; and

WHEREAS, in July 2001, Ms. Mack joined the Health Department as a Health Analyst in the Community Health Assessment Unit; and in April 2006, Ms. Mack was appointed as the Interim Director of Planning and Special Services, and in April 2007, was appointed to the position permanently; and

WHEREAS, in March 2009, she was promoted to the Director of Public Health Services, overseeing Vision and Hearing, Public Health Nursing Services, Children's Special Health Care Services, Public Health Advocates, Office for Young Children, Women Infants & Children (WIC), and Community Health Assessment; and

WHEREAS, as Project Coordinator for the multi-million-dollar *Community Voices* initiative funded by the W.K. Kellogg Foundation, Ms. Mack was recognized for her leadership by local and national partners for improving access to health care and building authentic grassroots partnerships to improve the health of neighborhoods and communities in Ingham County; and

WHEREAS, as a tireless community advocate, Ms. Mack also supported the Power of We Consortium during the years of its greatest expansion, using her natural "can-do" enthusiasm to build strong relationships with a wide range of partners, including neighborhood associations, faith institutions, and large and small private organizations dedicated to promoting the quality of life in our community; and

WHEREAS, with dedication, hard-work and unyielding attention to detail, Ms. Mack has been a dependable force, encouraging her staff to anticipate needs and plan for future endeavors as we partner to deliver high quality public health services to the residents of the Ingham County; and

WHEREAS, Ms. Mack's legacy to the Ingham County Health Department will last many years, as staff continue the innovative programs she initiated. Her passion for public health, her warmth and sincerity, and her kind-hearted thoughtfulness will be missed.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Ms. Mack for her 25 years of dedicated service to the community and for the contributions she has made to the Ingham County Health Department.

BE IT FURTHER RESOLVED, that the Board wishes her continued success in all of her future endeavors.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan, Vickers, Dougan

**Nays:** None      **Absent:** None      **Approved 2/28/11**

Introduced by the Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION HONORING VICKY MORALES**

**RESOLUTION #11-**

WHEREAS, Vicky Morales began her career with Ingham County in November 1977, as a full-time Clerk-Typist I for Project Health in the Ingham County Health Department; and

WHEREAS, in January 1979, she was promoted to a full-time Clerk Typist II in the Child Health Center; and

WHEREAS, in November 1983, she was promoted to an Account Clerk II position in Health/Clinic Services unit; and

WHEREAS, in November 1985, she was assigned to the Health/Central Reception/Billing Unit and in October 1992, was reclassified as a Billing and Reporting Clerk; and

WHEREAS, Vicky's level of care and concern transferred to the many clients who sought services at the Ingham County Health Department, who didn't have a good command of the English language, and countless times Vicky was asked to translate in the clinics; and

WHEREAS, Vicky helped organize many activities in the Health Department that helped build employee morale and camaraderie. She was instrumental in forming the Employee Wellness Committee, securing equipment for the fitness room in the Human Services Building.

THEREFORE BE IT RESOLVED that the Ingham County Board of Commissioners hereby honors Vicky Morales for her 33 years of dedicated service to the community and for the contributions she has made to the Ingham County Health Department.

BE IT FURTHER RESOLVED, that the Board wishes her continued success in all of her future endeavors.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan, Vickers, Dougan

**Nays:** None **Absent:** None **Approved 2/28/11**

Introduced by the Human Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION HONORING JUDITH PRICE**

**RESOLUTION #11-**

WHEREAS, Judith Price began her career with Ingham County in September 1987, as a full-time Vision & Hearing Technician in the Ingham County Health Department; and

WHEREAS, she has exemplified outstanding public health practice throughout her years of service as a Vision Technician; and

WHEREAS, having successfully maintained state credentials for 24 years, she provided more than 5,000 screenings each year to children throughout Ingham County; and

WHEREAS, the cumulative impact of her service included over 120,000 screenings to children and youth, which is a benefit as well to their families; and

WHEREAS, Judy's career touched the Ingham County Health Department Vision and Hearing Screening Program, area schools, and the community at large; and

WHEREAS, Judy's warm smile, laughter, and outspoken personality will be long remembered.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners hereby honors Judith Price for her 24 years of dedicated service to the community and for the contributions she has made to the Ingham County Health Department.

BE IT FURTHER RESOLVED, that the Board wishes her continued success in all of her future endeavors.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan, Vickers, Dougan

**Nays:** None      **Absent:** None      **Approved 2/28/11**

Introduced by the Human Services and Finance Committees of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO AUTHORIZE A CONTRACT WITH HEALTH MANAGEMENT ASSOCIATES  
TO ASSIST WITH HEALTH PLAN MANAGEMENT SERVICES' STRATEGIC PLANNING**

**RESOLUTION #11-**

WHEREAS, the Ingham County Health Department requires assistance to analyze and strategically plan for the future of Health Plan Management Services; and

WHEREAS, Health Management Associates is a leading consulting firm on such issues; and

WHEREAS, the Ingham County Health Department desires to retain the services of Health Management Associates.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners authorizes an agreement with Health Management Associates.

BE IT FURTHER RESOLVED, that the amount of the agreement is \$12,500 for the analysis and strategic planning for the future of Health Plan Management Services.

BE IT FURTHER RESOLVED, that the period of the agreement shall be from March 1, 2011 through September 30, 2011.

BE IT FURTHER RESOLVED, that the County Clerk and the Chairperson of the Board of Commissioners are hereby authorized to sign the necessary contract documents on behalf of the County after approval as to form by the County Attorney.

**HUMAN SERVICES: Yeas:** Tennis, McGrain, Koenig, Nolan, Vickers, Dougan  
**Nays:** None **Absent:** None **Approved 2/28/11**

**FINANCE: Yeas:** Schor, Tsernoglou, Nolan, Bahar-Cook, McGrain, Dougan  
**Nays:** None **Absent:** None **Approved 3/2/11**