

OAKLAND COUNTY
BOARD OF COMMISSIONERS
MINUTES

October 21, 2004

Meeting called to order by Chairperson Thomas Law at 9:50 a.m. in the Courthouse Auditorium, 1200 N. Telegraph Road, Pontiac, Michigan.

Roll called.

PRESENT: Bullard, Coleman, Coulter, Crawford, Douglas, Gregory, Hatchett, Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Suarez, Webster, Wilson, Zack. (25)
ABSENT: None. (0)

Quorum present.

Invocation given by Tom Middleton.

Pledge of Allegiance to the Flag.

Moved by Kowall supported by Gregory the minutes of the October 7, 2004, Board Meeting be approved.

A sufficient majority having voted therefore, the minutes were approved as printed.

Moved by Webster supported by Rogers the rules be suspended and the agenda be amended, as follows:

ITEMS ON BOARD AGENDA

PLANNING AND BUILDING COMMITTEE

- b. Department of Facilities Management – Request to Approve Amendment 1 to the Lease Agreement with Home Depot, U.S.A. Inc., A Delaware Corporation for the New County-wide Radio System

(Reason for Suspension of Planning and Building Committee, item b: Waiver of Rule XII.C.1 – Direct referral to the Finance Committee.)

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Vote on agenda as amended:

AYES: Bullard, Coleman, Coulter, Crawford, Douglas, Gregory, Hatchett, Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Suarez, Webster, Wilson, Zack. (25)

NAYS: None. (0)

A sufficient majority having voted therefore, the motion to suspend the rules and amend the Agenda carried.

Deputy Clerk/Register of Deeds James H. VanLeuven read a communication from Chief Judge Wendy Potts with the Circuit Court's recommendation that the Honorable Steven N. Andrews be reappointed to the Oakland County Library Board effective August 25, 2004 for a five-year term ending August 24, 2009.

There being no objections the appointment was confirmed.

Chairperson Thomas A. Law along with Commissioners Eileen Kowall, David Coulter, and Thomas Middleton and the entire Oakland County Board of Commissioners presented a proclamation to the Oakland Livingston Human Services Agency commending special recognition of the Oakland Livingston Human Services Agency's 40th Anniversary and expressed their gratitude for the agency's continued success in its efforts to improve the quality of life for older adults, low income families, and persons with disabilities.

Chairperson Thomas A. Law along with Commissioners Mattie Hatchett and Tom McMillin presented a proclamation to Dr. Roy V. Cooley, M.D. their esteemed predecessor on his achievements and his extraordinary life of committed civic, community and social service.

The following people addressed the board: Deborah DeBacker, Marilyn Schepansky, Nick Ladney, David Lonier, and Commissioner Mattie Hatchett.

Moved by Douglas supported by Coulter the resolutions on the Consent Agenda be adopted (with accompanying reports being accepted). (The vote for this motion appears on page 617.) The Resolutions on the Consent Agenda follow (annotated by an asterisk {*}):

***MISCELLANEOUS RESOLUTION #04300**

BY: Commissioner Thomas A. Law, District #17

IN RE: ENVIRONMENTAL INFRASTRUCTURE FUND REIMBURSEMENT FOR PROJECT IN THE VILLAGE OF BINGHAM FARMS – FISCAL YEAR 2002 AND 2003 ALLOCATIONS

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the Oakland County Board of Commissioners established an Environmental Infrastructure Funds and Disbursement Policy per Miscellaneous Resolution #99093 in an effort to increase the share of dollars flowing into infrastructure projects for the County and its cities, villages and townships (CVTs); and

WHEREAS pursuant to the Disbursement Policy, the Village of Bingham Farms has submitted a resolution of authorization to the County for reimbursement of expenses incurred in connection with an eligible environment remediation of improvement project; and

WHEREAS the Village of Bingham Farms is requesting reimbursement for expenses directly related to the Old Stage Road and Coach Light Lane Drainage Improvement Project; and

WHEREAS the Fiscal Year 2002 and Fiscal Year 2003 authorized amount of funding for the Village of Bingham Farms is \$12,097.25 annually from the Environmental Infrastructure Fund as repayment to the Village of Bingham Farms for expenses incurred in connection with environmental remediation or improvement projects.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the projects submitted by the Village of Bingham Farms as eligible for reimbursement from the Environmental Infrastructure Fund.

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BE IT FURTHER RESOLVED that the Board authorizes a Fiscal Year 2002 and Fiscal Year 2003 appropriation in the amount of \$12,097.25 annually from the Environmental Infrastructure Fund (Account #90-263226-41000-3985) to repay the Village of Bingham Farms for expenses incurred in connection with environmental remediation or improvement projects, once proper invoices are presented.

Chairperson, I move the adoption of the foregoing resolution.

THOMAS A. LAW

Copy of Environmental Infrastructure Fund Reimbursement Request, Village of Bingham Farms Environmental Infrastructure Fund Resolution #20, Village of Bingham Farms Drainage Improvements Project Description, Preliminary Engineers Estimate of Cost, and Contractors maps on file in County Clerk's office.

FISCAL NOTE (MISC. #04300)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: ENVIRONMENTAL INFRASTRUCTURE FUND REIMBURSEMENT FOR PROJECT IN THE VILLAGE OF BINGHAM FARMS - FISCAL YEAR 2002 AND 2003 ALLOCATIONS

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

Pursuant to Rule XII-C of this Board, the Finance Committee has reviewed the above referenced resolution and finds:

1. Funding of \$12,097.25 is available in the Environmental Infrastructure Fund for Fiscal Year 2002 and Fiscal Year 2003 to reimburse the Village of Bingham Farms for this project; no additional appropriation is required.
2. The Committee recommends adoption of this resolution.

FINANCE COMMITTEE

(The vote for this motion appears on page 617.)

***MISCELLANEOUS RESOLUTION #04301**

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF MANAGEMENT AND BUDGET/EQUALIZATION DIVISION – APPROVAL OF CONTRACT FOR OAKLAND COUNTY EQUALIZATION DIVISION ASSISTANCE SERVICES WITH THE CITIES OF CLAWSON, FARMINGTON, FERNDALE, HUNTINGTON WOODS, LATHRUP VILLAGE, NOVI, ORCHARD LAKE, ROCHESTER, AND THE CHARTER TOWNSHIP OF SPRINGFIELD.

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the Equalization Division provides a number of services to local units of government including original assessments, reappraisals, and file maintenance; and

WHEREAS these services are provided under contract with the local units as approved by the Board of Commissioners; and

WHEREAS revenues and expenditures associated with the services for these contracts are included in the Fiscal Year 2005 budget, and therefore, no budget amendment is recommended.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves entering into the attached Contract for Oakland County Equalization Division Assistance Services with the following units of government:

1. City of Clawson, real and personal property;
2. City of Farmington, personal property;
3. City of Ferndale, file maintenance;
4. City of Huntington Woods, real and personal property;
5. City of Lathrup Village, real and personal property;
6. City of Novi, personal property;
7. City of Orchard Lake Village, personal property;
8. City of Rochester, real and personal property; and
9. Charter Township of Springfield, commercial and industrial file maintenance.

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BE IT FURTHER RESOLVED that the Board of Commissioners' Chairperson is authorized to sign these contracts.

BE IT FURTHER RESOLVED that the Oakland County Clerk shall receive and file the executed contracts with the aforementioned municipalities as required by law.

Chairperson, on behalf of the Finance Committee, I move the adoption of the foregoing resolution.

FINANCE COMMITTEE

Copy of Contract for Oakland County Equalization Division Assistance Services with the City of Clawson on file in County Clerk's office.

(The vote for this motion appears on page 617.)

***MISCELLANEOUS RESOLUTION #04290**

BY: General Government Committee, William R. Patterson, Chairperson

IN RE: DEPARTMENT OF INFORMATION TECHNOLOGY – PAY LOCAL TAXES.COM AGREEMENT WITH THE IDENTIFIED CITIES, TOWNSHIPS AND VILLAGES

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS as provided by Public Act 462 of 1996, the Enhanced Access to Public Records Act, the Board of Commissioners in Miscellaneous Resolution #97165 dated August 14, 1997 adopted the Oakland County Enhanced Access to Public Records Policy; and

WHEREAS the Oakland County Board of Commissioners approved a revised @ccess Oakland Master Fee Structure in Miscellaneous Resolution #03279 dated October 16, 2003 which included a pricing schedule for both delinquent property taxes and current property taxes as part of the strategic rollout of a comprehensive eGovernment program; and

WHEREAS the Oakland County Department of Information Technology has implemented a procedure that affords County taxpayers the convenience of using credit cards for the payment of delinquent property taxes to the County Treasurer; and

WHEREAS each city, village and township in Oakland County (hereafter, "Municipality") pursuant to the General Property Tax Act (MCL 211.1, et seq.) receives and collects current property tax payments on taxable property located within its geographic boundaries; and

WHEREAS by utilizing similar technology, the Department of Information Technology has developed a model program called "PayLocalTaxes.Com" which the Department could make available to all County Municipalities to afford taxpayers the convenience of utilizing an internet-based, credit card payment option to pay their current property taxes; and

WHEREAS the state law allows the County to provide such services in conjunction with a Municipality pursuant to an agreement between the County and the Municipality; and

WHEREAS the Municipalities listed below, to date, have expressed an interest in entering such an agreement with the County to use the County's "PayLocalTaxes.Com" services.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves entering into the attached PAY LOCAL TAXES.COM AGREEMENT (the "Agreement," copy attached and incorporated herein) with each of the following Municipalities upon the terms and conditions stated in this Agreement:

City of Auburn Hills	Township of Addison
City of Berkley	Charter Township of Bloomfield
City of Birmingham	Charter Township of Commerce
City of Bloomfield Hills	Charter Township of Lyon
City of Clawson	Charter Township of Oxford
City of Farmington Hills	Charter Township of Royal Oak
City of Huntington Woods	Charter Township of Springfield
City of Lathrup Village	Charter Township of Waterford
City of Novi	Charter Township of White Lake
City of Pontiac	
City of South Lyon	
City of Wixom	

BE IT FURTHER RESOLVED that upon receipt of a executed PAY LOCAL TAXES.COM AGREEMENT and all other required assurances and documentation from any of the above Municipalities, the Board of Commissioner's Chairperson is authorized to sign and finalize this Agreement with the Municipality on behalf of the County.

BE IT FURTHER RESOLVED that upon receipt of an executed Agreement from any of the above listed Municipalities, along with the appropriate certified resolution from the Municipality's governing body, and any other Municipality assurances and documentation required in the Agreement, the Oakland County Clerk shall obtain the Board of Commissioner Chairperson's signature on the Agreement, shall file a copy of this fully executed Agreement in the official Oakland County Board of Commissioner records maintained in his Office, and shall also forward a copy of this fully executed Agreement to the Secretary of State as required by law.

Chairperson, on behalf of the General Government Committee, I move adoption of the foregoing resolution.

GENERAL GOVERNMENT COMMITTEE

Copy of Pay Local Taxes.com Agreement on file in County Clerk's office.

FISCAL NOTE (MISC. #04290)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF INFORMATION TECHNOLOGY – DEPARTMENT OF INFORMATION TECHNOLOGY – PAY LOCAL TAXES.COM AGREEMENT WITH THE IDENTIFIED CITIES, TOWNSHIPS AND VILLAGES

To the Oakland County Board of Commissioners

Pursuant to Rule XII-C of this Board, the Finance Committee has reviewed the above referenced resolution and finds:

1. The Department of Information Technology has requested the approval of the model program "PayLocalTaxes.Com" to enable approximately 21 municipalities to utilize and assist in the collection of current unpaid local taxes via credit card processing over the Internet.
2. Each Municipality has requested the County's Information Technology Department to assist in performing the "Information Technology Department Assistance Services" and has agreed to reimburse the County as provided in the Pay Local Taxes.com Agreement.
3. Financial arrangements to reimburse the County for use of this service have been established in the Pay Local Taxes.com Agreement. An additional "Convenience Fee", a percentage of the total credit card transaction amount, will be imposed upon the Taxpayer remitting payment for current unpaid local taxes and is to be paid to the County by each Municipality. Resolution #03279 recognizes and amends the Information Technology Budget for the anticipated revenues.
4. Costs associated with licensing fees for the CVT's, will be paid for by the County from the Information Technology Fund, in the amount of \$16,086.00, which is available in the Information Technology Fund for Fiscal Year 2005.
5. A budget amendment is recommended as follows:

<u>Information Technology Fund 636</u>	<u>FY 2005</u>
<u>Expense</u>	
18-636172-24000-3596 Software Rental/Lease Purch	\$16,086
18-636172-24000-8005 Change in Fund Equity	<u>16,086</u>
	<u>\$ -0-</u>

FINANCE COMMITTEE

(The vote for this motion appears on page 617.)

***MISCELLANEOUS RESOLUTION #04291**

By: General Government Committee, William R. Patterson, Chairperson

IN RE: INFORMATION TECHNOLOGY – CLEMIS – LIVE SCAN INTERLOCAL AGREEMENT WITH THE CITY OF YPSILANTI

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the COURT LAW ENFORCEMENT MANAGEMENT INFORMATION SYSTEM ("CLEMIS") is a computerized system which provides access to and entry of law enforcement data and facilitates the exchange of information among law enforcement agencies. CLEMIS also provides access to various other criminal justice databases. CLEMIS is interfaced with state and federal law enforcement computers, as well as computer systems within other states which maintain records and files essential to the needs of the justice community; and

WHEREAS the CLEMIS Division is a division of the Oakland County Department of Information Technology that supports law enforcement agencies using CLEMIS and provides services such as training, help desk, and technical support to several cities, villages and townships in Oakland County and municipalities outside Oakland County, and is a liaison with the State on law enforcement technology matters; and

WHEREAS part of this information includes exchange of fingerprint information on Live Scan Equipment; and

WHEREAS the CLEMIS Division desires to enter into an Interlocal Agreement with the City of Ypsilanti to provide maintenance services and preventative maintenance services for the Live Scan Equipment; and

WHEREAS the City of Ypsilanti signing this agreement will be charged an annual fee for these services; and

WHEREAS the Oakland County Board of Commissioners is required under the Urban Cooperation Act of 1967 to approve Interlocal Agreements between the County and municipalities.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the attached Interlocal Agreement with the City of Ypsilanti and authorizes the Chairperson of the Board of Commissioners to sign the agreement.

Chairperson, on behalf of the General Government Committee, I move the adoption of the foregoing resolution.

GENERAL GOVERNMENT COMMITTEE

Copy of Clemis Live Scan Agreement between Oakland County and City of Ypsilanti on file in County Clerk's office.

FISCAL NOTE (MISC. #04291)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF INFORMATION TECHNOLOGY - CLEMIS - LIVELSCAN INTERLOCAL AGREEMENT WITH THE CITY OF YPSILANTI

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

Pursuant to Rule XII-C of this Board, the Finance Committee has reviewed the above referenced resolution and finds:

1. The Oakland County Board of Commissioners is required under the Urban Cooperation Act of 1967 to approve Interlocal Agreements between the County and the municipalities.
2. The CLEMIS Division desires to enter into an Interlocal Agreement with the City of Ypsilanti to provide maintenance services and preventive maintenance services for the Live Scan equipment.
3. The municipalities signing this agreement will be charged annually per unit for maintenance and preventative services:
 - \$5,550 S Series Live Scan Unit
 - \$4,250 H Series Live Scan Unit
4. Revenues and expenses for the projected implementation of future agencies have been included in the Fiscal Year 2005 Adopted Budget; no additional amendments are required.

FINANCE COMMITTEE

(The vote for this motion appears on page 617.)

***MISCELLANEOUS RESOLUTION #04302**

BY: General Government Committee, William R. Patterson, Chairperson

IN RE: DEPARTMENT OF HUMAN SERVICES/CHILDREN'S VILLAGE DIVISION FISCAL YEAR 2004-2005 CHILDREN'S VILLAGE SCREENING PROJECT GRANT - ACCEPTANCE

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS in Fiscal Year 2003-2004 the Michigan Department of Community Health (MDCH) awarded a grant to the Department of Human Services – Children's Village Division in the amount of \$72,037 for the purpose of screening, compiling data, and treating at-risk adolescents for sexually transmitted diseases (STD's); and

WHEREAS the special revenue part time non-eligible General Staff Nurse position will be continued; and

WHEREAS the MDCH is providing a fifth year of funding for the Adolescent Screening Project; and

WHEREAS funding has increased over the course of this grant; and

WHEREAS the MDCH has awarded a grant in the amount of \$73,000 for the Fiscal Year 2004-2005; and

WHEREAS Children's Village and the Health Division have worked collaboratively in identifying, screening, and treating at-risk adolescents in special settings including juvenile detention, the county jail, the Frank Greenan Detention Facility, Crossroads for Youth, Common Ground Sanctuary, and the two Pontiac School District's Teen Health Centers; and

WHEREAS the project sites have been expanded to include the Oakland County Juvenile Drug Court; and

WHEREAS this grant is 100% federally funded with no County match; and

WHEREAS there are no additional personnel requested; and

WHEREAS acceptance of this grant award does not obligate Oakland County to future funding.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves acceptance of the continuation of this grant award in the amount of \$73,000 to the Department of Human Services – Children's Village Division.

BE IT FURTHER RESOLVED that the Board Chairperson is authorized to execute the Grant Agreement and approve changes and extensions not to exceed fifteen percent (15%), which is consistent with the acceptance as originally approved.

Chairperson, on behalf of the General Government Committee, I move the adoption of the foregoing resolution.

GENERAL GOVERNMENT COMMITTEE

Copy of Department of Human Services – Children's Village Division Children's Village Screening Project September 2004, Contract Review, Michigan Department of Community Health Fiscal Year 2004/2005 Agreement Addendum A, Grant Agreement Between Michigan Department of Community Health and Oakland County Children's Village, Attachment A, Financial Status Report, Attachments E and B.1, Program Budget – Cost Detail, and Attachment B.3 on file in County Clerk's office.

FISCAL NOTE (MISC. #04302)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF HUMAN SERVICES/CHILDREN'S VILLAGE DIVISION – FISCAL YEAR 2004 -2005 CHILDREN'S VILLAGE SCREENING PROJECT GRANT - ACCEPTANCE

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

Pursuant to Rule XII-C of this Board, the Finance Committee has reviewed the above-referenced resolution and finds:

1. The Michigan Department of Community Health (MDCH) has awarded funding in the amount of \$73,000 to the Oakland County Children's Village for use in monitoring sexually transmitted diseases in adolescents in special settings.
2. The special revenue part time non-eligible General Staff Nurse (position #09652) will be continued.
3. The grant period runs from October 1, 2004 through September 30, 2005.

4. No County match is required.
5. The County is expected to incur indirect costs of \$5,344 for Fiscal Year 2005, which have been included in the Fiscal Year 2005 budget.
6. The future level of service including personnel will be contingent upon the level of funding available from the State.
7. A budget amendment is recommended to the Fiscal Year 2005 Special Revenue grant budget to reflect the latest award.

	<u>FY2005</u>
<u>HUMAN SERVICE GRANTS</u>	
<u>REVENUE</u>	
1-16-275-501251-25010-0171 Grants-State	<u>\$73,000</u>
<u>EXPENSES</u>	
2-16-275-501252-25010-2001 Salaries	57,706
2-16-275-501252-25010-2075 Fringe Benefits	5,655
2-16-275-501252-25010-3196 Miscellaneous	1,000
2-16-275-501252-25010-3756 Travel & Conf.	2,000
2-16-275-501252-25010-3348 Professional Svs.	6,000
2-16-275-501252-25010-4252 Supplies	<u>639</u>
	<u>\$73,000</u>

FINANCE COMMITTEE

(The vote for this motion appears on page 617.)

***MISCELLANEOUS RESOLUTION #04293**

BY: Planning and Building Committee, Charles E. Palmer, Chairperson

IN RE: DEPARTMENT OF FACILITIES MANAGEMENT – APPROVAL AND ACCEPTANCE OF PURCHASE AGREEMENT FOR THE ACQUISITION OF 11.08-ACRES, PARCEL #07-20-201-022 FOR EXPANSION OF SPRINGFIELD OAKS COUNTY PARK

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the County of Oakland is the owner of the Springfield Oaks County Park located in Springfield Township, Michigan; and

WHEREAS pursuant to the authorization of the Oakland County Planning and Building Committee the Oakland County Parks and Recreation Commission and the Department of Facilities Management with the assistance of Oakland County Corporation Counsel have negotiated the terms and conditions of the attached Purchase Agreement with Mrs. Ruth D. Lucas, owner of 11.08-acres of land located adjacent to Springfield Oaks County Park; and

WHEREAS said Purchase Agreement was recommended for approval by the Oakland County Parks and Recreation Commission for park expansion purposes; and

WHEREAS the Oakland County Parks and Recreation Commission has budgeted sufficient funds to complete the purchase of parcel #07-20-201-022; and

WHEREAS pursuant to the terms and conditions of said Purchase Agreement the County shall pay Mrs. Ruth D. Lucas the sum of \$125,000 via a cash sale for the purchase of parcel #07-20-201-022 subject to the County performing its required due diligence investigation of the subject property; and

WHEREAS the Departments of Facilities Management and Corporation Counsel have reviewed and/or prepared all necessary documents related to the attached Purchase Agreement and recommend its approval.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves and accepts the terms and conditions of the attached Purchase Agreement between the County of Oakland as purchaser and Mrs. Ruth D. Lucas of Clarkston, Michigan, seller for a cash sale purchase of parcel #07-20-201-022.

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BE IT FURTHER RESOLVED that the County of Oakland Board of Commissioners hereby directs its Chairperson or his designee to execute the attached Purchase Agreement and all other related documents between the County of Oakland and Mrs. Ruth D. Lucas, which may be required.

Chairperson, on behalf of the Planning and Building Committee, I move the adoption of the foregoing resolution.

PLANNING AND BUILDING COMMITTEE

Copy of Purchase Agreement, Springfield Oaks Lucas Property Acquisition Target, and Springfield Oaks County Park Land Acquisition map on file in County Clerk's office.

FISCAL NOTE (MISC. #04293)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF FACILITIES MANAGEMENT – APPROVAL AND ACCEPTANCE OF PURCHASE AGREEMENT FOR THE ACQUISITION OF 11.08 ACRES, PARCEL #07-20-201-022 FOR EXPANSION OF SPRINGFIELD OAKS COUNTY PARK

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

Pursuant to Rule XII-C of this Board, the Finance Committee has reviewed the above referenced resolution and finds:

1. The resolution approves and accepts the terms and conditions of a Purchase Agreement between Oakland County, as purchaser, and Mrs. Ruth D. Lucas of Clarkston, Michigan, seller, for a cash sale purchase of parcel #07-20-201-022 in the amount of \$125,000 for expansion of Springfield Oaks County Park.
2. The Oakland County Parks and Recreation Commission has recommended approval of the Purchase Agreement.
3. The purchase is contingent upon receipt of a negative Phase I Environmental Assessment report.
4. Funding for the purchase of the property is available in the Oakland County Parks and Recreation Fund Budget.
5. No budget amendment is recommended.

FINANCE COMMITTEE

(The vote for this motion appears on page 617.)

***MISCELLANEOUS RESOLUTION #04303**

BY: Planning and Building Committee, Charles E. Palmer, Chairperson

IN RE: DEPARTMENT OF FACILITIES MANAGEMENT – REQUEST TO APPROVE AMENDMENT 1 TO THE LEASE AGREEMENT WITH HOME DEPOT, U.S.A., INC., A DELAWARE CORPORATION FOR THE NEW COUNTY-WIDE RADIO SYSTEM

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS pursuant to Miscellaneous Resolution #04017 the Oakland County Board of Commissioners approved a Lease Agreement with HD Development of Maryland, a Maryland Corporation for construction of a radio tower on property located at 225 Avon Road, Rochester Hills, Michigan; and

WHEREAS Home Depot, U.S.A., Inc., a Delaware Corporation, was formerly known as HD Development of Maryland, a Maryland Corporation; and

WHEREAS the Department of Information Technology has been informed that the proposed radio tower cannot be constructed on the leased property as planned due to a conflict with an existing sanitary sewer line; and

WHEREAS County staff and Home Depot have agreed to relocate the proposed radio tower on the subject property 20-feet north of its original location. All other terms and conditions of the existing lease agreement will remain in full force and effect. Therefore, it is the recommendation of the Departments of Facilities Management and Information Technology that the Oakland County Board of Commissioners accept and approve the attached Amendment 1 Lease Agreement; and

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WHEREAS the Departments of Facilities Management, Information Technology, and Corporation Counsel have reviewed and/or prepared all necessary documents related to the attached Amendment 1 Lease Agreement.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves and authorizes the attached Amendment 1 Lease Agreement between the County of Oakland and Home Depot, U.S.A., Inc., a Delaware Corporation.

BE IT FURTHER RESOLVED that the County of Oakland Board of Commissioners hereby directs its Chairperson to execute the attached Amendment 1 Lease Agreement and all necessary documents between the County of Oakland and Home Depot, U.S.A., Inc., a Delaware Corporation.

Chairperson, on behalf of the Planning and Building Committee, I move the adoption of the foregoing resolution.

PLANNING AND BUILDING COMMITTEE

Copy of Amendment 1 Lease Agreement, Exhibit A and B, Permit Drawings, Site Maps, and Tower Profile in County Clerk's office.

FISCAL NOTE (MISC. #04303)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF FACILITIES MANAGEMENT – REQUEST TO APPROVE AMENDMENT 1 TO THE LEASE AGREEMENT WITH HOME DEPOT, U.S.A., INC., A DELAWARE CORPORATION, FOR THE NEW COUNTY-WIDE RADIO SYSTEM

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

Pursuant to Rule XII-C of this Board, the Finance Committee has reviewed the above referenced resolution and finds:

1. Miscellaneous Resolution #04017 approved a lease agreement between Oakland County and HD Development of Maryland, a Maryland Corporation, c/o Home Depot for construction of a radio tower on property located at 225 Avon Road, Rochester Hills, Michigan.
2. The proposed radio tower cannot be constructed on the leased property as originally planned due to a conflict with an existing sanitary sewer line.
3. Amendment 1 to the Lease Agreement amends the Lease Agreement by moving the proposed radio tower twenty (20) feet to the north of its original location.
4. All other terms and conditions of the existing Lease Agreement will remain in full force and effect.
5. HD Development of Maryland, a Maryland Corporation, is now known as Home Depot, U.S.A., Inc., a Delaware Corporation.
6. The resolution approves and authorizes Amendment 1 to the Lease Agreement between Oakland County and Home Depot, U.S., Inc., a Delaware Corporation.
7. No budget amendment is required.

FINANCE COMMITTEE

(The vote for this motion appears on page 617.)

***REPORT (MISC. #04304)**

BY: Personnel Committee, Gregory Jamian, Chairperson

IN RE: COUNTY EXECUTIVE – EMERGENCY RESPONSE AND PREPAREDNESS – ACCEPTANCE FOR 2004 ODP STATE HOMELAND SECURITY GRANT PROGRAM

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

The Personnel Committee having reviewed the above referenced resolution on October 13, 2004 reports with the recommendation the Resolution be adopted.

Chairperson, on behalf of the Personnel Committee, I move the acceptance of the foregoing report.

PERSONNEL COMMITTEE

MISCELLANEOUS RESOLUTION #04304

BY: Public Services Committee, Hugh D. Crawford, Chairperson

IN RE: COUNTY EXECUTIVE - EMERGENCY RESPONSE AND PREPAREDNESS - ACCEPTANCE FOR 2004 ODP STATE HOMELAND SECURITY GRANT PROGRAM

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS funding was released under the U. S. Department of Homeland Security, through the Office for Domestic Preparedness (ODP), for the State Homeland Security Grant Program; and

WHEREAS the 2004 State Homeland Security Program is comprised of two separate programs, the State Homeland Security Program and the Law Enforcement Terrorism Prevention Program; and

WHEREAS the 2003 ODP State Homeland Security Assessment and Strategy has indicated needs in the homeland security solution areas of Planning, Training, Equipment, and Exercise; and

WHEREAS the State of Michigan has awarded Oakland County reimbursement for qualified planning, training, equipment, and exercise expenses up to, but not exceeding \$3,364,949 for the State Homeland Security Program and \$1,025,717 for the Law Enforcement Terrorism Prevention Program, for a total of \$4,390,666, during the period of August 1, 2004 through September 30, 2005; and

WHEREAS an application for funding under the 2004 State Homeland Security Program was processed through the Public Services Committee on July 13, 2004; and

WHEREAS the Oakland County Grant Allocation Committee has determined projects in the solution areas of Planning, Training, Equipment and Exercise to undertake with this funding that will improve Oakland County's overall ability to respond to a chemical, biological, radiological, nuclear, explosive weapons of mass destruction (CBRNE/WMD) terrorism incident; and

WHEREAS the Oakland County Emergency Response and Preparedness is requesting to create one (1) Special Revenue full-time eligible Business Analyst; and

WHEREAS the Michigan Department of State Police Emergency Management Division will serve as the administrating agency for this grant; and

WHEREAS the grant agreement has been reviewed and approved through the County Executive Contract Review Process.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners accept the grant funding from the State of Michigan in an amount up to \$4,390,666.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners approve the creation of one (1) special revenue full-time eligible Business Analyst position.

BE IT FURTHER RESOLVED that the Chairperson of the Board of Commissioners is authorized to execute the grant agreement and to approve any grant extensions or changes, within fifteen percent (15%) of the original award, which are consistent with the original agreement as approved.

BE IT FURTHER RESOLVED that acceptance of this grant does not obligate the County to any future commitment.

Chairperson, on behalf of the Public Services Committee, I move the adoption of the foregoing resolution.

PUBLIC SERVICES COMMITTEE

Copy of Contract Review – Emergency Response and Preparedness, Introduction to the Fiscal Year 2004 Homeland Security Grant Program, and Part One – Grant Overview on file in County Clerk's office.

FISCAL NOTE (MISC. #04304)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: COUNTY EXECUTIVE - EMERGENCY RESPONSE AND PREPAREDNESS – ACCEPTANCE FOR 2004 ODP STATE HOMELAND SECURITY GRANT PROGRAM

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

Pursuant to Rule XII-C of this Board, the Finance Committee, has reviewed the above referenced resolution, and finds:

1. The State of Michigan has awarded Oakland County reimbursement for qualified planning, training, equipment, and exercise expenses up to, but not exceeding \$3,364,949 for the State Homeland Security Program and \$1,025,717 for the Law Enforcement Terrorism Prevention Program, for a total of \$4,390,666.
2. The grant period is August 1, 2004 through September 30, 2005.

3. The US Department of Homeland Security Program is comprised of two separate programs, the State Homeland Security Program and the Law Enforcement Terrorism Prevention Program.
4. The creation of a special revenue full-time eligible Business Analyst position is requested to serve as the Solution Area Planner under this grant agreement.
5. The future level of service, including personnel, will be contingent upon the level of funding available from the State.
6. A budget amendment is recommended to the Fiscal Year 2005 Budget to recognize the grant award as follows:

<u>FY 2005</u>	
<u>OTHER FUNDS FUND 276</u>	
<u>Revenue</u>	
1-11-276-100606-99003-0113 Federal Grant Revenue	<u>\$4,390,666</u>
 <u>Expenditures - State Homeland Security Program</u>	
2-11-276-200606-99003-2001 Salaries	\$ 40,579
2-11-276-200606-99003-2002 Overtime	1,347
2-11-276-200606-99003-2074 Fringe Benefits	20,753
2-11-276-200606-99003-3348 Professional Svs.	750,270
2-11-276-200606-99003-4101 Expendable Equip.	1,052,200
2-11-276-200606-99003-9169 Capital Outlay	<u>1,499,800</u>
Sub-Total Expenditures	<u>\$3,364,949</u>
 <u>Expenditures - Law Enforcement Terrorism Prevention Program</u>	
2-11-276-200616-99003-3348 Professional Svs.	\$ 202,717
2-11-276-200616-99003-4101 Expendable Equip.	798,000
2-11-276-200616-99003-9169 Capital Outlay	<u>25,000</u>
Sub-Total Expenditures	<u>\$1,025,717</u>
Total Expenditures	<u>\$4,390,666</u>
	<u>\$ -0-</u>

FINANCE COMMITTEE

(The vote for this motion appears on page 617.)

***MISCELLANEOUS RESOLUTION #04305**

BY: Public Services Committee, Hugh Crawford, Chairperson

IN RE: DEPARTMENT OF PUBLIC SERVICES/COMMUNITY CORRECTIONS - ACCEPTANCE OF FISCAL YEAR 2004/2005 COMMUNITY CORRECTIONS GRANT

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the Department of Public Services Community Corrections Division applied to the Michigan Department of Corrections (MDOC) for \$3,825,403 in grant funds for the period of October 1, 2004, through September 30, 2005; and

WHEREAS the MDOC has awarded Oakland County a Fiscal Year 2004/2005 Community Corrections grant in the amount of \$3,609,403, which is a 5.6% variance or \$216,000 less than requested in the application amount; and

WHEREAS the grant continues to fund sixteen (16) Community Corrections Specialist IIs (positions # 7424, 7425, 7426, 7427, 7429, 7430, 7431, 7432, 7433, 7434, 9003, 9243, 9247, 9291, 9648, 9649); two (2) PTNE Community Corrections Specialist IIs (positions 9001 and 9292), one (1) Office Assistant II (position 9295), one half (.5) Community Corrections User Support Specialist (position 7834), one (1) Community Corrections Specialist III (position 7428), and one half (.5) Supervisor-Community Corrections (position 9396) in the Community Correction's Division; and

WHEREAS the grant continues to fund three (3) Inmate Caseworkers (positions 7418, 7419, and 7420); two (2) Work Projects Coordinators (positions 7422 and 7423), one (1) Office Assistant I (position 7417), one Inmate Substance Abuse Tech (position 7421), and one (1) PTE Inmate Substance Abuse Tech (position 9397) in the Sheriff's Office; and

WHEREAS the grant acceptance requires no additional personnel to fulfill the grant agreement; and
WHEREAS there is no County match required with this grant; however it should be noted that there are General Fund/General Purpose funded Community Corrections Specialist positions included in the Fiscal Year 2004/2005 Budget, which are not part of this grant; and

WHEREAS the grant agreement has been approved by the County Executive's Contract Review Process.
NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners accepts the Fiscal Year 2004/2005 Community Corrections grant from the Michigan Department of Corrections in the amount of \$3,609,403.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners is authorized to execute the grant agreement and to approve any grant extensions or changes, within fifteen percent (15%) of the original award, which is consistent with the original agreement as approved.

BE IT FURTHER RESOLVED that the future level of service, including personnel (except the portion of Pretrial Services currently funded by the General Fund/General Purpose Fund) will be contingent upon the level of funding available from the State.

Chairperson, on behalf of the Public Services Committee, I move the adoption of the foregoing resolution.

PUBLIC SERVICES COMMITTEE

Copy of Contract Review – Community Corrections Division, Agreement between the State of Michigan Department of Corrections and Oakland County, Riders A, B, C, and D, Attachments A and B, and Michigan Department of Corrections – Office of Community Corrections Monthly Expenditure Report Fiscal Year 2005 on file in County Clerk's office.

FISCAL NOTE (MISC. #04305)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF PUBLIC SERVICES/COMMUNITY CORRECTIONS DIVISION -
ACCEPTANCE FOR FISCAL YEAR 2004/2005 COMMUNITY CORRECTIONS GRANT

Pursuant to Rule XII-C of this Board, the Finance Committee has reviewed the above referenced resolution and finds:

1. The Michigan Department of Corrections has awarded a Fiscal Year 2004/2005 Community Corrections grant in the amount of \$3,609,403 which is a 5.6% variance or \$216,000 less than the application amount.
2. The grant award is \$7,566 or .2% less than the previous award of \$3,616,969.
3. The grant covers the period of October 1, 2004 through September 30, 2005 and is currently in the eleventh year.
4. The acceptance is for \$3,609,403 of which \$25,000 is for Community Service, \$45,000 is for Education, \$18,000 is for Employment and Training, \$34,000 is for Intensive Supervision, \$562,816 is for Pretrial Services, \$65,000 is for Substance Abuse, \$760,050 Drunk Driver Jail Reduction Program, \$427,000 is for Case Management, and \$103,037 is CCAB Administration, along with \$1,569,500 for Probation Residential Centers.
5. No County match is required.
6. This award supplements the Fiscal Year 2005 Adopted Budget for the Community Corrections Division in the amount of \$4,137,259, which includes administration and other county programs.
7. An amendment to the special revenue budget in attachment "A" is requested to reflect the new grant award for Fiscal Year 2005.
8. Should the state "limit, discontinue, or eliminate" funding this program, the Community Corrections Division will remit a request to the Board of Commissioners for funding to continue this program.

FINANCE COMMITTEE

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Vote on Resolutions on the Consent Agenda:

AYES: Coleman, Coulter, Crawford, Douglas, Gregory, Hatchett, Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Suarez, Webster, Wilson, Zack, Bullard. (25)

NAYS: None. (0)

A sufficient majority having voted therefore, the resolutions on the Consent Agenda were adopted (with accompanying reports being accepted).

REPORT (MISC. #04287)

BY: General Government Committee, William R. Patterson, Chairperson

IN RE: DEPARTMENT OF MANAGEMENT AND BUDGET – INTEGRATED E-FINANCIAL SYSTEM PROJECT – APPROPRIATION FOR IMPLEMENTATION OF PHASE II

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

The General Government Committee, having reviewed Miscellaneous Resolution #04287 on October 11, 2004, reports with a recommendation that the resolution be adopted.

Chairperson, on behalf of the General Government Committee, I move acceptance of the foregoing report.

GENERAL GOVERNMENT COMMITTEE

MISCELLANEOUS RESOLUTION #04287

BY: General Government Committee, William Patterson, Chairperson

IN RE: DEPARTMENT OF MANAGEMENT AND BUDGET – INTEGRATED E-FINANCIAL SYSTEM PROJECT – APPROPRIATION FOR IMPLEMENTATION OF PHASE II

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS on March 14, 2002, the Board of Commissioners adopted Miscellaneous Resolution #02043 authorizing acquisition of PeopleSoft licenses thereby enabling commencement of the Integrated E-Financial System Project, components of which included e-procurement, enhanced time and labor reporting, project costing, an Internet portal for on-line payment, and activity based management, budgeting and financial reporting; and

WHEREAS on November 20, 2003, the Board of Commissioners adopted Miscellaneous Resolution #03326 authorizing the appropriation of \$2,895,812 from the Designated Fund balance for the E-Financial System implementation and \$1,500,000 from the Designated Fund Balance for Data Privacy and Security to fund Phase I of the E-Financial System implementation; and

WHEREAS Phase I of the Integrated E-Financial System implementation, which included the implementation of enhanced Data Privacy/Security Technologies, a replacement for the legacy Time & Labor System, Human Resources Self-service applications, and other Human Resources System Enhancements, is near completion; and

WHEREAS the Integrated E-Financial System Project optimally requires implementation of Phase II, currently planned for execution over the next fiscal year with an estimated cost of \$6,474,928; and

WHEREAS this resolution applies only to Phase II of the Integrated E-Financial System Implementation Project and neither commits the County to the Funding or execution of future phases of the Project, nor requires, the execution of future phases to be a successful, value-added endeavor; and

WHEREAS Phase I of the Integrated E-Financial System Implementation Project when completed on time is reconciled to be \$802,990 under budget; and

WHEREAS \$802,990 is favorable from Phase I funds and are available in the "Major Departmental Support Projects Fund" and could be applied towards the Phase II implementation costs; and

WHEREAS the County Treasurer has committed \$2,000,000 from the Delinquent Personal Property Tax Administration Fund to support the Phase II Implementations; and

WHEREAS the balance of \$3,671,938 is required for the Phase II implementation and could be transferred from the continuation of the Designated Fund Balance for Phase II of the Integrated E-Financial System Project from the Fiscal Year 2004 close.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes the commencement of Phase II of the E-Financial System implementation.

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BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners authorizes an appropriation of \$3,671,938 from the Designated Fund Balance for Phase II of the E-Financial System implementation; and \$2,000,000 from the Delinquent Personal Property Tax Administration Fund to fund Phase II of the E-Financial System implementation.

BE IT FURTHER RESOLVED that the Board authorizes that the favorable balance of \$802,990 from Phase I funds in the "Major Departmental Support Projects Fund" be allocated to support the Phase II implementation.

BE IT FURTHER RESOLVED that the appropriation be transferred to the "Major Departmental Support Projects Fund" (436).

BE IT FURTHER RESOLVED that the Fiscal Year 2005 Budget be amended, as specified below:

<u>GENERAL FUND (101)</u>			<u>FY 2005</u>
<u>Revenue</u>			
90-150000-14000-1582	Planned Use of Fund Balance		<u>\$3,671,938</u>
<u>Expenditures</u>			
90-310000-98436-8001	Transfer to Major Dept. Supp. Fund		<u>\$3,671,938</u>
			<u>\$ -0-</u>
<u>DELINQUENT PERSONAL PROPERTY TAX ADMINISTRATION FUND (704)</u>			
<u>Revenue</u>			
22-170415-10000-1582	Planned Use of Fund Balance		<u>\$2,000,000</u>
<u>Expenditure</u>			
90-370415-98436-8001	Transfer to Major Dept. Supp. Fund		<u>\$2,000,000</u>
			<u>\$ -0-</u>

Chairperson, on behalf of the Finance Committee, I move adoption of the foregoing resolution.

FINANCE COMMITTEE

Copy of Schedule 1, E-Financial System Implementation Project Presentation to the Board of Commissioners, and Attachments A and B on file in County Clerk's office.

Moved by Moss supported by Bullard the resolution be adopted.

Moved by Moss supported by Potter the General Government Committee Report be accepted.

A sufficient majority having voted therefore, the resolution be adopted.

Vote on resolution:

AYES: Coulter, Crawford, Douglas, Gregory, Hatchett, Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Suarez, Webster, Wilson, Zack, Bullard, Coleman. (25)

NAYS: None. (0)

A sufficient majority having voted therefore, the resolution was adopted.

MISCELLANEOUS RESOLUTION #04306

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF MANAGEMENT AND BUDGET – 2004 APPORTIONMENT OF LOCAL TAX RATES

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS your Finance Committee on Local Taxes has examined certificates, statements, papers and records submitted to it from the various townships, cities and villages having taxes to be spread upon the Tax Rolls, and has checked these documents with the pertinent laws, specifically Section 37 General Property Tax Laws, and has caused corrections to be made where necessary; and

WHEREAS your committee has prepared tax certificates showing the certified rates as adjusted by M.C.L. 211.34, M.C.L. 211.34D, and M.C.L. 211.34E of the General Property Tax Laws, authorized to be spread against state taxable valuations, which certificates are submitted herewith, and which are the

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basis for the tabulation above mentioned, and it is recommended that the Board of Commissioners authorize the Equalization Director to sign these certificates; and

WHEREAS the electorate of the State of Michigan amended Article IX of the constitution and added Section 36; and

WHEREAS the legislature, as directed, implemented said legislation under Section 37 of the General Property Tax Act and the 1976 State School Code, as amended; and

WHEREAS the certified rates are subject to M.C.L. 211.36 which allows additional millage to be voted up to and including December 7, 2004 for schools and, if adopted, up to and including November 2, 2004 for taxing jurisdictions, as specified in said section; said additional millage(s) would require Board approval before they could be spread; and

WHEREAS the electorate of the State of Michigan voted to limit school operating levies on homestead and non-homestead property taxes in accordance with this report.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners adopts the attached certificates with the recommendations herein contained as part of the permanent records of the Board.

BE IT FURTHER RESOLVED that the Equalization Director be authorized and directed to sign the several tax certificates on which the attached tabulation was based, thereby authorizing and directing the various assessing officers to spread the rates against the taxable valuation set forth herein for 2004.

Chairperson, on behalf of the Finance Committee, I move the adoption of the foregoing resolution.

FINANCE COMMITTEE

Moved by Moss supported by Scott the resolution be adopted.

AYES: Crawford, Douglas, Gregory, Hatchett, Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Suarez, Webster, Wilson, Zack, Bullard, Coleman, Coulter. (25)

NAYS: None. (0)

A sufficient majority having voted therefore, the resolution was adopted.

REPORT (MISC. #04307)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF INFORMATION TECHNOLOGY/CLEMIS - INTEGRATED BIOMETRIC IDENTIFICATION SYSTEM GRANT ACCEPTANCE

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

The Finance Committee having reviewed the above referenced resolution recommends that the NOW THEREFORE BE IT RESOLVED paragraph be amended and a BE IT FURTHER RESOLVED paragraph be added as follows.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners **accepts grant funding from the U.S. Department of Justice in the amount of \$989,477.**~~authorizes the receipt of federal funding cited therein.~~

BE IT FURTHER RESOLVED that the Chairperson of the Board of Commissioners is authorized to execute the contract agreement and that the Chairperson may approve amendments and extensions up to a fifteen (15%) percent variance from the award, consistent with the original agreement as approved.

Chairperson, on behalf of the Finance Committee I move acceptance of the foregoing report.

FINANCE COMMITTEE

MISCELLANEOUS RESOLUTION #04307

BY: General Government Committee, William Patterson, Chairperson

IN RE: DEPARTMENT OF INFORMATION TECHNOLOGY/CLEMIS - INTEGRATED BIOMETRIC IDENTIFICATION SYSTEM GRANT ACCEPTANCE

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS CLEMIS of Oakland County and other participating law enforcement agencies request to implement a new pilot program for wireless on the street identification system; and

WHEREAS this program would test the feasibility and operational features required to remotely capture fingerprint, photographic and demographic information for on the street suspect identification through the use of the Integrated Biometric Identification System (I.B.I.S.) from Identix Corporation and Cogent Systems Inc; and

WHEREAS a hand held device would be utilized to capture the biometrics information, suspects can be identified from a patrol car, or other location, based upon a wireless identification system; and

WHEREAS CLEMIS has solicited and received federal funding under a Fiscal Year 2004 U.S. Bureau of Justice Assistance Congressionally Mandated Award from the U.S. Department of Justice in the amount of \$989,477 for the period of August 1, 2004 through July 31, 2005; and

WHEREAS the grant award has been processed through the County Executive's Contract Review Process and the Board of Commissioners Grant Application Procedures; and

WHEREAS the U.S. Bureau of Justice Assistance will fund the implementation of the wireless on the street identification system and the County will fund the on-going maintenance of this system.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes the receipt of federal funding cited therein.

Chairperson, on behalf of the General Government Committee, I move the adoption of the foregoing resolution.

GENERAL GOVERNMENT COMMITTEE

Copy of Contract Review – Information Technology/CLEMIS, letters from Deborah J. Daniels, Assistant Attorney General; Michael L. Alston, Acting Director, Office for Civil Rights; and Cynthia J. Schwimer, Comptroller, U.S. Department of Justice; Bureau of Justice Assistance Grant and Grant Manager's Memorandum, PT. 1: Project Summary on file in County Clerk's office.

FISCAL NOTE (MISC. #04307)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: DEPARTMENT OF INFORMATION TECHNOLOGY/CLEMIS-INTEGRATED BIOMETRIC IDENTIFICATION SYSTEM GRANT ACCEPTANCE

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

Pursuant to Rule XII-C of this Board, the Finance Committee has reviewed the above referenced resolution and finds:

1. CLEMIS of Oakland County and other participating law enforcement agencies request to implement a new pilot program for a wireless on the street identification system.
2. This program would test the feasibility and operational requirements to remotely capture fingerprint, photographic, and demographic information for suspect identification through the use of the Integrated Biometric Identification System (I.B.I.S.) from Identix Corporation and Cogent Systems Inc.
3. The U.S. Department of Justice has awarded grant funding in the amount of \$989,477 for the period of August 1, 2004 through July 31, 2005 for this program.
4. Grant funding will cover 100% of the implementation programming costs, which includes contractual services, supplies, and equipment. No additional personnel costs are requested.
5. The completion of the Integrated Biometric Identification System program will be recognized by the CLEMIS fund as a capital asset and the on-going maintenance costs will be covered by the CLEMIS operating budget.

6. A budget amendment is recommended to the Fiscal Year 2005 Special Revenue Budget as follows:

<u>LAW ENFORCEMENT GRANTS - FUND 272</u>	<u>FY 2005</u>
<u>Revenue</u>	
23-130101-33001-0113 Grants-Federal	\$ 989,477
<u>Expenditures</u>	
23-230101-33001-2572 Contractual Services	\$ 390,000
23-230101-33001-4260 Parts & Accessories	5,623
23-230101-33001-9154 Capital Outlay-Equipment	<u>593,854</u>
	<u>\$ 989,477</u>
	<u>\$ -0-</u>

FINANCE COMMITTEE

Moved by Patterson supported by Rogers the resolution be adopted.

Moved by Patterson supported by Suarez the Finance Committee Report be accepted.

A sufficient majority having voted therefore, the report was accepted.

Moved by Patterson supported by Kowall the resolution be amended to coincide with the recommendation in the Finance Committee Report.

A sufficient majority having voted therefore, the amendment carried.

Vote on resolution, as amended:

AYES: Douglas, Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Webster, Wilson, Bullard, Crawford. (19)

NAYS: Gregory, Hatchett, Suarez, Zack, Coleman, Coulter. (6)

A sufficient majority having voted therefore, the resolution, as amended, was adopted.

MISCELLANEOUS RESOLUTION #04308

BY: General Government Committee, William Patterson, Chairperson

IN RE: DEPARTMENT OF INFORMATION TECHNOLOGY - FOURTH QUARTER 2004 DEVELOPMENT APPROPRIATION TRANSFER

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS all data processing development cost is incorporated as a single appropriation within the non-departmental budget and then an amount equal to the actual expense is transferred to the user department with a summary report to the Finance Committee; and

WHEREAS the Department of Information Technology has determined the Fourth Quarter 2004 data processing development charges to be \$1,077,927.40 and the imaging development charge to be \$47,849.20 for the General Fund/General Purpose County departments; and

WHEREAS direct charges to Special Revenue and Proprietary fund departments are \$456,042.90 and non-county agencies are \$0 for the Fourth Quarter 2004; and

WHEREAS an appropriation transfer to General Fund/General Purpose County departments is needed to fund these development charges; and

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners has reviewed the Fourth Quarter 2004 Data Processing Development Report and approves the Fourth Quarter appropriation transfer as specified on the attached schedule.

Chairperson, on behalf of the General Government Committee, I move the adoption of the foregoing resolution.

GENERAL GOVERNMENT COMMITTEE

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Copy of Information Technology Data Processing Development Summary 4th Quarter 2004 and Information Technology – Reserve Fund Development/Support Detail – Fourth Quarter 2004 on file in County Clerk's office.

The Chairperson referred the resolution to the Finance Committee. There were no objections.

MISCELLANEOUS RESOLUTION #04309

BY: General Government Committee, William R. Patterson, Chairman

IN RE: BOARD OF COMMISSIONERS - PROFESSIONAL SERVICES CONTRACT WITH POLING, McGAW AND POLING, PC

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS from time to time, legal issues arise which require the Board of Commissioners to seek the advice of independent legal counsel; and

WHEREAS Poling, McGaw and Poling has been providing the Board of Commissioners with legal advice since May of 1998; and

WHEREAS Poling, McGaw and Poling has provided exemplary service to the Board of Commissioners, and the Board wishes to retain Poling, McGaw and Poling, PC as its legal counsel.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby authorizes that a contract for legal services with Poling, McGaw and Poling be executed, to expire May 31, 2006, at the same hourly rate authorized per Miscellaneous Resolution #04130.

Chairperson, on behalf of the General Government Committee, I move the adoption of the foregoing resolution.

GENERAL GOVERNMENT COMMITTEE

Copy of Oakland County Department of Management and Budget Purchasing Division Contract Number: BO202450 on file in the County Clerk's office.

The Chairperson referred the resolution to the Finance Committee. There were no objections.

REPORT

BY: General Government Committee, William R. Patterson, Chairperson

IN RE: BOARD OF COMMISSIONERS – RE-APPOINTMENTS TO THE WELL PROTECTION AND EDUCATION POLICY ADVISORY COMMITTEE

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

The General Government Committee, having reviewed the expiring appointments on the Well Protection and Education Policy Advisory Committee, recommends the re-appointments of the following individuals:

WELL PROTECTION AND EDUCATION POLICY ADVISORY COMMITTEE – (terms ending 9/24/07)

BUILDER

Daniel MacLeish

CITIZEN REPRESENTATIVE

B. Lee Embrey

Chairperson, on behalf of the General Government Committee, I move the acceptance of the foregoing report.

GENERAL GOVERNMENT COMMITTEE

Copy of Application Form for Appointments on file in County Clerk's office.

Moved by Patterson supported by Douglas the General Government Committee Report be accepted.

A sufficient majority having voted therefore, the report was accepted.

Chairperson Thomas A. Law asked if there were any further nominations to the Well Protection and Education Policy Advisory Committee. There were no further nominations and the Chairperson declared the nominations closed.

Moved by Moss supported by Wilson that Daniel MacLeish, a Builder, and B. Lee Embrey, a Citizen Representative, be re-appointed to the Well Protection and Education Policy Advisory Committee.

Vote on re-appointment:

AYES: Gregory, Hatchett, Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Suarez, Webster, Wilson, Zack, Bullard, Coleman, Coulter, Crawford, Douglas. (25)

NAYS: None. (0)

A sufficient majority having voted therefore, the re-appointment of Daniel MacLeish and B. Lee Embrey to the Well Protection and Education Policy Advisory Committee was confirmed.

REPORT (MISC. #04299)

BY: General Government Committee, William R. Patterson, Chairperson

IN RE: BOARD OF COMMISSIONERS – OPPOSITION TO GOVERNOR’S EFFORTS TO RUSH REVISIONS TO MICHIGAN’S TAX CODE DURING LAME DUCK SESSION

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

The General Government Committee, having reviewed Miscellaneous Resolution #04299 on October 11, 2004, reports with a recommendation that the resolution be amended, as follows:

1. Amend the title of the resolution, as follows: Board of Commissioners – Opposition to ~~Governor’s Efforts to Rush Revisions to Michigan’s Tax Code During Lame Duck Session~~
2. Amend the 1st WHEREAS paragraph, as follows: WHEREAS ~~Governor Granholm has indicated that she wants~~ **Legislators may consider** a restructuring of the Michigan tax system to occur during the lame-duck session of the Michigan Legislature; and
3. Amend the 6th WHEREAS paragraph, as follows: WHEREAS one possible revision of the tax code that ~~is being~~ **may be** proposed includes expanding the state sales tax to include a sales tax on services – which will have a detrimental impact on small businesses, service providers and the economy; and
4. Add the following paragraph as the 8th WHEREAS: **WHEREAS legislators should not back themselves, or the next legislature, into a corner by making piecemeal revisions to the tax system that may set the stage for justifying the need for a sales tax on services.**

Chairperson, on behalf of the General Government Committee, I move acceptance of the foregoing report.

GENERAL GOVERNMENT COMMITTEE

MISCELLANEOUS RESOLUTION #04299

BY: Commissioners Sue Douglas, District #12 and Eric S. Wilson, District #3

IN RE: BOARD OF COMMISSIONERS - OPPOSITION TO GOVERNOR'S EFFORTS TO RUSH REVISIONS TO MICHIGAN'S TAX CODE DURING LAME DUCK SESSION

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS Governor Granholm has indicated that she wants a restructuring of the Michigan tax system to occur during the lame-duck session of the Michigan Legislature; and

WHEREAS Michigan lawmakers should not adopt a wholesale revision of the state's tax system during the upcoming lame duck session period between the election and the end of the year; and

WHEREAS this effort to exclude stakeholders from the process, which is likely the reason for moving substantive tax legislation in lame duck, undermines public input and a deliberative decision making process; and

WHEREAS such an important and dramatic change to the tax system should not be rushed through the lame duck session of the Legislature, when many lawmakers making the decisions will not be returning next year and won't have to face the consequences of their votes; and

WHEREAS the 38 or more new members of the Michigan House of Representatives and the citizens who voted for them, will be denied a voice in such a major decision, if tax revisions are pushed through the lame duck session; and

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WHEREAS one possible revision of the tax code that is being proposed includes expanding the state sales tax to include a sales tax on services - which will have a detrimental impact on small businesses, service providers and the economy; and

WHEREAS it's never healthy or wise to try to make major reforms or major changes in a manner that circumvents deliberative decision making and sufficient time to allow ample opportunity for all stakeholders to have input.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby voices its fervent opposition to any effort to rush through revisions go the Michigan Tax Code during the lame duck session of the Michigan Legislature.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners requests the Oakland County Clerk to forward copies of this adopted resolution to Governor Granholm, the Oakland County delegation to the state legislature, Michigan Association of Counties, the cities, villages and townships of Oakland County, and Oakland County's legislative lobbyists.

Chairperson, we move the adoption of the foregoing Resolution.

EILEEN KOWALL, SUE ANN DOUGLAS, MIKE ROGERS, JOHN SCOTT, CHARLES E. PALMER, GREG JAMIAN, ERIC S. WILSON, TOM MCMILLIN, JEFFREY POTTER, WILLIAM R. PATTERSON, HUGH D. CRAWFORD, MARTIN KNOLLENBERG, ERIC COLEMAN, THOMAS F. MIDDLETON, CHRISTINE A. LONG, THOMAS A. LAW, BILL BULLARD, JR., CHUCK MOSS, DAVID L. MOFFITT

Moved by Patterson supported by Scott the resolution be adopted.

Moved by Patterson supported by Douglas the General Government Committee Report be accepted.

A sufficient majority having voted therefore, the report was accepted.

Moved by Patterson supported by Moffitt the resolution be amended to coincide with the recommendation in the General Government Committee Report.

A sufficient majority having voted therefore, the amendment carried.

Moved by Wilson supported by Zack the resolution be further amended in the 1st WHEREAS paragraph to add the words **Executive Office and** as follows:

WHEREAS **Executive Office and** Legislators may consider a restructuring of the Michigan tax system to occur during the lame-duck session of the Michigan Legislature; and

Amend the 8th WHEREAS paragraph added by the recommendation in the General Government Committee Report to add the words **Executive Office and** as follows:

WHEREAS **Executive Office and** Legislators, should not back themselves, or the next legislature, into a corner by making piecemeal revisions to the tax system that may set the stage for justifying the need for a sales tax on services.

Amend the NOW THEREFORE BE IT RESOLVED paragraph to add the word **to** before **the Michigan Tax Code**.

Moved by Moffitt supported by Wilson to further amend the NOW THEREFORE BE IT RESOLVED paragraph to change the word **fervent** to **emphatic**. The paragraph is to read as follows:

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby voices its **emphatic** opposition to any effort to rush through revisions go **to** the Michigan Tax Code during the lame duck session of the Michigan Legislature.

A sufficient majority having voted therefore, the amendments carried.

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Moved by Patterson supported by Douglas the resolution, as amended, be adopted.

Vote on resolution as amended:

AYES: Hatchett, Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Suarez, Webster, Wilson, Zack, Bullard, Coleman, Coulter, Crawford, Douglas, Gregory. (25)

NAYS: None. (0)

A sufficient majority having voted therefore, the resolution, as amended, was adopted.

MISCELLANEOUS RESOLUTION #04251

BY: Personnel Committee- Gregory Jamian, Chairperson

IN RE: HUMAN RESOURCES DEPARTMENT – CHANGE IN MERIT RULE 8.3

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS it has become desirable to change section 8.3 of Merit Rule 8. This Merit Rule covers both types of and causes for disciplinary actions. The proposed change to Merit Rule 8 is spelled out in the attachment to this resolution; and

WHEREAS this proposed change is consistent with the proposed Oakland County Workplace Violence Policy; and

WHEREAS Section IV, Subsection A of the Merit System Resolution requires that all changes in the rules and regulations of the Merit System shall be submitted to the Board of Commissioners at a regular meeting of the Board and shall become effective thirty (30) days after such meeting unless objection is received in writing by the Chairperson of the Board of Commissioners, in which case the objection shall become a matter of business at the next meeting of the Board.

NOW THEREFORE BE IT RESOLVED that the reading of this notice and the distribution of this notice and the attached copies of the proposed change to Merit Rule 8 to all commissioners present and absent to be considered as the official submission to the Board of Commissioners of the described change in Merit Rule 8.

Chairperson, on behalf of the Personnel Committee, I move the adoption of the foregoing resolution.

PERSONNEL COMMITTEE

Copy of Proposed Change in Merit System Rule on file in County Clerk's office.

Moved by Jamian supported by Knollenberg the resolution be adopted.

AYES: Jamian, Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Suarez, Webster, Wilson, Zack, Bullard, Coleman, Coulter, Crawford, Douglas, Gregory, Hatchett. (24)

NAYS: Scott. (1)

A sufficient majority having voted therefore, the resolution was adopted.

MISCELLANEOUS RESOLUTION #04292

BY: Personnel Committee, Gregory C. Jamian, Chairperson

IN RE: HUMAN RESOURCES – AUTHORIZE THE COUNTY TO EXTEND THE MEDICAL BENEFITS FOR DEPENDENTS OF EMPLOYEES CALLED TO ACTIVE MILITARY DUTY

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS as a result of the September 11, 2001 act of terrorism against the United States, the Board of Commissioners approved Miscellaneous Resolution #01269 authorizing the County to supplement the military pay for employees called to active military duty; and

WHEREAS the County did not pay medical benefits for the employee and employee's dependents when employees are called to active duty; and

WHEREAS those medical benefits extended to dependents by the armed services do not provide for easily accessible services; and

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WHEREAS Miscellaneous Resolution #01269 also authorized the County to provide, for up to one year, the medical benefits for dependents of employees called to active duty; and

WHEREAS employee activation for military service has continued due to military activity occurring in the Middle East; and

WHEREAS activation for military service has been generally extended to periods of more than one year; and

WHEREAS the one year timeframe was extended through December 31, 2003 by Miscellaneous Resolution #03062 and through December 31, 2004 by Miscellaneous Resolution #03328; and

WHEREAS Oakland County remains committed to supporting the Oakland County employees, who out of commitment to the protection of their country, have dedicated their time and energy to serve as military reservists.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes medical benefits for dependents of an employee called to active duty be extended for the lesser of either the entire duration the employee is considered to be serving active military duty under the qualifying parameters outlined in Miscellaneous Resolution #01269 or through December 31, 2005.

Chairperson, on behalf of the Personnel Committee, I move the adoption of the foregoing resolution.

PERSONNEL COMMITTEE

FISCAL NOTE (MISC. #04292)

BY: Finance Committee, Chuck Moss, Chairperson

IN RE: HUMAN RESOURCES - AUTHORIZE THE COUNTY TO EXTEND THE MEDICAL BENEFITS FOR DEPENDENTS OF EMPLOYEES CALLED TO ACTIVE MILITARY DUTY

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

Pursuant to Rule #XII-C of this Board, the Finance Committee has reviewed the above referenced resolution and finds:

- 1) It is requested that medical benefits for dependents of an employee called to active duty be extended for the lesser of either the entire duration the employee is considered to be serving active military duty under the qualifying parameters outlined in Miscellaneous Resolution #01269 or through December 31, 2005.
- 2) The current extension as approved per Miscellaneous Resolution #03328 will expire December 31, 2004.
- 3) There are two (2) FTE county employees currently serving active duty in the military.
- 4) The personnel costs for these employees on an annual basis totals \$139,030 (\$86,219 in salaries; \$52,811 in Fringe Benefits).
- 5) There are a number of factors that remain uncertain, however, which do not allow for a complete assessment of the financial impact related to this resolution:
 - a. The number of County Employees that could be called to active duty.
 - b. The rank and pay scale for each reservist called to active duty.
 - c. The duration of the call-up to active duty.
- 6) Due to the fact that the County budget salary and fringe benefit dollars is an amount equal to "full employment", sufficient funds should exist in the department's budget to cover the expense. However, should a department require temporary replacement personnel on an emergency basis to continue standard operations, additional funding may be required.
- 7) At this time, no budget amendment is recommended.

FINANCE COMMITTEE

Moved by Jamian supported by Long the resolution be adopted.

AYES: Knollenberg, Kowall, Law, Long, McMillin, Middleton, Moffitt, Moss, Palmer, Patterson, Potter, Rogers, Scott, Suarez, Webster, Wilson, Zack, Bullard, Coleman, Coulter, Crawford, Douglas, Gregory, Hatchett, Jamian. (25)

NAYS: None. (0)

A sufficient majority having voted therefore, the resolution was adopted.

MISCELLANEOUS RESOLUTION #04310

BY: Planning and Building Committee, Charles E. Palmer, Chairperson

IN RE: DEPARTMENT OF FACILITIES MANAGEMENT – REQUEST FOR APPROVAL OF LEASE AGREEMENT WITH OAKLAND COMMUNITY COLLEGE FOR THE NEW COUNTYWIDE RADIO SYSTEM

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the Oakland County Board of Commissioners, pursuant to Miscellaneous Resolution #98308, recognized that the County's current 800MHz radio system needed to be upgraded and expanded to encompass all public safety agencies and to create interoperability between public safety agencies; and WHEREAS the Oakland County Board of Commissioners, pursuant to MCL 484.1401 and Miscellaneous Resolution #99279, authorized the levy of a four (4%) percent emergency telephone operational charge to pay for a new County-wide radio system that will have the ability to encompass all public safety agencies and create interoperability between public safety agencies; and

WHEREAS to properly implement and operate the new County-wide radio system, the County will need to build towers, lease land, and/or lease space on towers at sites throughout the County; and

WHEREAS it is the recommendation of the Departments of Facilities Management and Information Technology that the Oakland County Board of Commissioners accept and approve the terms and conditions of the attached Lease Agreement between the County of Oakland and Oakland Community College; and

WHEREAS under the terms of the attached Lease Agreement, the County will construct, operate and maintain a radio tower and related equipment on land owned by Oakland Community College at 2900 Featherstone Road, Auburn Hills, Michigan. The County as owner of the tower may also lease space on the tower to the College or third parties under separate agreements with the College's consent; and

WHEREAS the lease will commence upon approval and execution of the lease by both parties. The initial term of the lease shall be 15 years. The lease may be extended by the parties for up to three additional five-year terms; and

WHEREAS the Departments of Facilities Management, Information Technology, and Corporation Counsel have reviewed and/or prepared all necessary documents related to the attached lease agreement.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves and authorizes the attached lease agreement for the purposes of radio tower construction, maintenance and operation between the County of Oakland and Oakland Community College.

BE IT FURTHER RESOLVED that the County of Oakland Board of Commissioners hereby directs its Chairperson or his designee to execute the attached lease agreement and all other related documents between the County of Oakland and Oakland Community College, which may be required.

Chairperson, on behalf of the Planning and Building Committee, I move the adoption of the foregoing resolution.

PLANNING AND BUILDING COMMITTEE

Copy of Lease Agreement, Exhibit A and B, Site Location Map, Site Layout, Compound Plan, Tower Elevation, and Site Maps on file in County Clerk's office.

The Chairperson referred the resolution to the Finance Committee. There were no objections.

MISCELLANEOUS RESOLUTION #04311

BY: Public Services Committee, Hugh D. Crawford, Chairperson

IN RE: SHERIFF'S OFFICE - CONTRACT AMENDMENT #2 FOR LAW ENFORCEMENT SERVICES IN THE CHARTER TOWNSHIP OF COMMERCE

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the Charter Township of Commerce has contracted with the Oakland County Sheriff's Department to provide law enforcement services for the Township (Miscellaneous Resolution #03349); and

WHEREAS paragraph 24 of this Contract provided that an amendment to this Contract must be approved by concurrent resolutions of both the Oakland County Board of Commissioners and the Charter Township of Commerce Board; and

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WHEREAS the Charter Township of Commerce has approved a proposed amendment to the contract (Schedule A and A-1, Sheriff's Deputies Contracted) which would add one (1) Detective Sergeant , one (1) Patrol Investigator and three (3) Deputy II (no-fill) and bring the total number of contracted positions to twenty-nine (29); and

WHEREAS the Sheriff has agreed to add one (1) Detective Sergeant, one (1) Patrol Investigator and three (3) Deputy II (no-fill) for the Charter Township of Commerce under the terms of this contract.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves an amendment to the original Schedule A and A-1 (Sheriff Deputies Contracted) of the Oakland County Sheriff's Department 2004-2008 Law Enforcement Services Agreement with the Charter Township of Commerce to add one (1) Detective Sergeant, one (1) Patrol Investigator and three (3) Deputy II (no-fill).

BE IT FURTHER RESOLVED that two unmarked vehicles (with mobiles & preps) and one marked vehicle (with mobile, prep, and MDC) be added to the County fleet.

BE IT FURTHER RESOLVED that one (1) Sergeant and four (4) Deputy II positions be created in the Contracted Patrol Unit, Patrol Services Division of the Sheriff's Office.

BE IT FURTHER RESOLVED that this amendment will take effect on January 1, 2005.

Chairperson, on behalf of the Public Services Committee, I move the adoption of the foregoing resolution.

PUBLIC SERVICES COMMITTEE

Copy of Schedule A, Schedule A-1, and Oakland County Sheriff's Department 2004-2008 Law Enforcement Services Agreement with Charter Township of Commerce – Amendment 2 in County Clerk's office.

The Chairperson referred the resolution to the Personnel Committee and the Finance Committee. There were no objections.

MISCELLANEOUS RESOLUTION #04312

BY: Public Services Committee, Hugh D. Crawford, Chairperson

IN RE: DEPARTMENT OF PUBLIC SERVICES/COMMUNITY CORRECTIONS – AUTHORIZATION OF \$60,000 TO IT DISC DIVISION TO COMPLETE OMNI DATA CAPTURE PROJECT

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the Michigan Department of Corrections Probation Department (through their OMNI database system) captures criminal/offender information not currently captured in any Oakland County databases (e.g. sentencing guideline score, offense variable and prior record score); and

WHEREAS a project to electronically import this data into the criminal courts' data warehouse has been presented to the Courts and Common Services IT Leadership groups; and

WHEREAS this project would improve and expand the quality and quantity of offender data available to the Oakland County criminal justice system; and

WHEREAS this project would eliminate the process of manually importing data into a stand-alone Access database; and

WHEREAS the Oakland County criminal justice system will be able to use the available information for decisions regarding programming, funding, release, and jail utilization; and

WHEREAS this project would improve the current manual system through which offenders are identified for County Jail Reimbursement by creating business intelligence reporting that will identify all offenders meeting CJRP criteria; and

WHEREAS this project has a return on investment within the first year including the savings of 1,040 work hours or \$30,000 which are spent on manually compiling data.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes \$60,000 to be placed in the Information Technology DISC Division budget for the purpose of completing the OMNI data capture project.

Chairperson, on behalf of the Public Services Committee, I move adoption of the foregoing resolution.

PUBLIC SERVICES COMMITTEE

The Chairperson referred the resolution to the General Government Committee and the Finance Committee. There were no objections.

MISCELLANEOUS RESOLUTION #04313

BY: Charles E. Palmer, District #19; Chuck Moss, District #20; Helaine Zack, District #22

IN RE: BOARD OF COMMISSIONERS - FUNDING FOR THE ALLIANCE OF COALITIONS OF HEALTHY COMMUNITIES - PREVENTION OF SUBSTANCE ABUSE

To the Oakland County Board of Commissioners:

WHEREAS the largest single health and safety problem faced by our youth today is the abuse of drugs, alcohol and other substances; and

WHEREAS the Alliance of Coalitions of Healthy Communities, known as the (ACHC), is the successor organization to the Coalition of Healthy Communities (CHC) and is composed of 17 coalitions representing forty Oakland County communities serving 221,000 of our youth under the age of 18 years; and

WHEREAS the ACHC mission is the prevention of substance abuse, violence and other high risk behaviors by partnering with each other to enhance each member coalition's abilities to promote prevention and a healthy lifestyle; and

WHEREAS the collaborative effort of the ACHC is strongly supported by the Oakland County Health Department, Office of Substance Abuse, as well as many Oakland County communities; and

WHEREAS in order to move the ACHC forward and to carry out the work of their mission statement, which benefits all of Oakland County, it is necessary to have adequate funding to employ professional staff; and

WHEREAS the ACHC is currently pursuing all avenues to receive Federal Grants to assist in its prevention work and has not as yet been successful; and

WHEREAS the Oakland County Sheriff and Oakland County Prosecutor have agreed to a one time utilization of forfeiture funds to support substance abuse prevention; and

WHEREAS Corporation Counsel has determined that it is within the legal guidelines for the use of forfeited funds.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners does hereby authorize a one-time appropriation of \$50,000.00 for the Alliance of Coalitions of Healthy Communities.

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the transfer of \$25,000 from each forfeiture account of the Sheriff's Office and Prosecutors Office.

Chairperson, I move adoption of the foregoing resolution.

CHUCK MOSS, CHARLES PALMER, JEFF POTTER, ERIC WILSON, BILL BULLARD, THOMAS F. MIDDLETON, EILEEN KOWALL, SUE ANN DOUGLAS, GREG JAMIAN, MARTIN KNOLLENBERG, JOHN SCOTT, WILLIAM R. PATTERSON, HUGH D. CRAWFORD, THOMAS A. LAW, HELAINE ZACK, DAVID COULTER, GEORGE W. SUAREZ, ERIC COLEMAN, VINCENT GREGORY, MATTIE HATCHETT, CHRISTINE A. LONG, MIKE ROGERS, PETER WEBSTER

The Chairperson referred the resolution to the General Government Committee, Public Services Committee, and the Finance Committee. There were no objections.

MISCELLANEOUS RESOLUTION #04314

BY: Tom McMillin, County Commissioner, District #11

IN RE: BOARD OF COMMISSIONERS – CAMPAIGN FINANCE DISCLOSURE TO THE OAKLAND COUNTY BOARD OF COMMISSIONERS

Chairperson, Ladies and Gentlemen:

WHEREAS the Oakland County Board of Commissioners seeks opportunities for additional campaign finance disclosure; and

WHEREAS technology is making campaign finance disclosure easier and less expensive; and

WHEREAS the Macomb County Clerk scans in campaign finance statements filed at their office and makes them available for all to review on their County's website.

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NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners asks the Oakland County Clerk to review and strongly consider adopting similar or better campaign finance disclosure as Macomb County.

Chairperson, I move the adoption of the foregoing resolution

TOM MCMILLIN

The Chairperson referred the resolution to the General Government Committee and the Finance Committee. There were no objections.

MISCELLANEOUS RESOLUTION #04315

BY: Tom McMillin, County Commissioner, District #11

IN RE: BOARD OF COMMISSIONERS-HEALTH DEPARTMENT NURSES ON CALL PROGRAM - ABORTION PROVIDERS REFERRAL ASSISTANCE

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the people of the State of Michigan and Oakland County have indicated through referendum and legislation that they do not want their tax dollars to support abortion; and

WHEREAS the Oakland County Health Department Nurses on Call Program directs callers to abortion providers and non abortion providers.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners directs the Oakland County Health Department to cease directing callers or visitors to abortion providing organizations.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners directs the Oakland County Health Department to provide to the Commission written policy stating that the practice of referring callers to abortion providing facilities is prohibited.

Chairperson, I move the adoption of the foregoing resolution.

TOM MCMILLIN

The Chairperson referred the resolution to the Public Services Committee and the General Government Committee. There were no objections.

MISCELLANEOUS RESOLUTION #04316

By: Commissioner Eileen Kowall, District #6

IN RE: COUNTY EXECUTIVE - EMERGENCY RESPONSE AND PREPAREDNESS - REPRESENTATION CONCERNS ON THE URBAN AREA SECURITY INITIATIVE (UASI) FUNDING FORMULAS AND GEOGRAPHIC URBAN AREA DETERMINATION

To the Oakland County Board of Commissioners

Chairperson, Ladies and Gentlemen:

WHEREAS the Urban Area Security Initiative (UASI) grant for Fiscal Year 2004 provided a direct grant to certain urban areas, specifically to the County of Wayne and the City of Detroit in Michigan, for an amount approximating \$13.8 million; and

WHEREAS the cities, villages and townships (CVTs) and Oakland County were excluded in the decision making process at the state level when the definitions of an 'urban area' were made as part of the State grant application process; and

WHEREAS Oakland County is aware of forthcoming UASI grant funds for homeland security which may expand the current 'urban area' from the original geographic boundaries of jurisdictions eligible to receive such funding; and

WHEREAS the federal government has increased the allocation of the UASI at the expense of the Office of Domestic Preparedness grants enjoyed by the County and its cities, villages and townships; and

WHEREAS the Oakland County Board of Commissioners have expressed concerns in Miscellaneous Resolutions #04026 and #04066 involving representation and other issues on State committees determining allocation formulas, as well as defining a realistic and accurate 'urban area' for counties and CVTs; and

WHEREAS the true Urban Area of Michigan is much more inclusive of other Urban Areas including Oakland County; and

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WHEREAS Oakland County represents roughly 11% of the State's population, roughly 19% of the State's taxable value, significant critical infrastructure, and much of the economic development and related support to the entire State of Michigan; and

WHEREAS the exclusion of Oakland County and other contiguous counties has adversely impacted the police, fire, emergency medical services, public health, public works and other first responders responsible for ensuring our citizens are properly covered in the event of a weapons of mass destruction or other devastating emergency.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners objects to the current definition of Urban Area which is only inclusive of Wayne County and the City of Detroit.

BE IT FURTHER RESOLVED that Oakland County, as well as other contiguous counties of Southeast Michigan, be included in the determination of the Urban Area.

BE IT FURTHER RESOLVED that Oakland County receive appropriate and proportionate UASI funding in accordance with their respective populations, critical infrastructure and identified threats, risks and vulnerability assessments.

BE IT FURTHER RESOLVED that this resolution be submitted to Michigan's United States Senators, all members of the Michigan Legislature, Oakland County's cities, villages and townships and the Governor's office.

Chairperson, we move adoption of the foregoing resolution.

EILEEN KOWALL, JOHN A. SCOTT, THOMAS F. MIDDLETON, BILL BULLARD, JR., GREG JAMIAN, TOM MCMILLIN, SUE ANN DOUGLAS, ERIC WILSON, JEFF POTTER, CHARLES PALMER, HUGH D. CRAWFORD, THOMAS A. LAW, CHUCK MOSS, HELAINE ZACK, MATTIE HATCHETT, VINCENT GREGORY, DAVID COULTER, GEORGE W. SUAREZ, WILLIAM R. PATTERSON, CHRISTINE A. LONG, MARTIN KNOLLENBERG, PETER WEBSTER, MICHAEL ROGERS, ERIC COLEMAN, DAVID MOFFITT

The Chairperson referred the resolution to the General Government Committee and the Public Services Committee. There were no objections.

The Board adjourned at 10:55 a.m. to the call of the Chair on November 18, 2004, at 9:30 a.m.

G. WILLIAM CADDELL
Clerk

THOMAS A. LAW
Chairperson