

BOARD OF COMMISSIONERS

5/5/2008

304 E. Grand River Avenue

7:30 PM

AGENDA

1. **CALL MEETING TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **MOMENT OF SILENCE**
In memory of Lyle Herbst - Former Commissioner
5. **CALL TO THE PUBLIC**
6. **CORRESPONDENCE**
7. **APPROVAL OF MINUTES**
A. Minutes of meeting dated April 15, 2008
8. **TABLED ITEMS FROM PREVIOUS MEETINGS**
None
9. **APPROVAL OF AGENDA**
10. **REPORTS**
11. **RESOLUTIONS FOR CONSIDERATION**
Resolutions 2008-05-142 through 148
12. **CLOSED SESSION**
A. Legal Opinion
(No attachments)

2008-05-142 RESOLUTION RECOGNIZING THE WEEK OF MAY 11 – 17, 2008 AS THE OBSERVANCE OF “NATIONAL TRANSPORTATION WEEK” - L.E.T.S.

2008-05-143 RESOLUTION PROCLAIMING JULY 13 -19, 2008, AS “ROAD RAGE AWARENESS WEEK” - BOARD OF COMMISSIONERS

2008-05-144 RESOLUTION AUTHORIZING LUTZ COUNTY PARK RULES - Parks and Open Spaces Subcommittee

2008-05-145 RESOLUTION AUTHORIZING A CONTRACT FOR OFFICE SPACE LEASE & DRUG TESTING SERVICES – Community Corrections / Purchasing / Public Safety Committee / Finance Committee

2008-05-146 RESOLUTION AUTHORIZING ENTERING INTO A CONTRACT FOR PATROL CAR CONVERSIONS – Sheriff’s Department / Purchasing / Public Safety Committee / Finance Committee

2008-05-147 RESOLUTION TO APPROVE SOLID WASTE CHALLENGE GRANT PROGRAM DESCRIPTION AND APPLICATION FORM FOR 2008 - Drain Commissioner - Solid Waste Program / Infrastructure & Development Committee / Finance Committee

2008-05-148 RESOLUTION AUTHORIZING PURCHASE OF REAL PROPERTY - County Administration

- 13. MOTION TO ACCEPT FINANCE COMMITTEE RECOMMENDATION FOR APPROVAL OF CLAIMS DATED APRIL 24, 2008.**
- 14. CALL TO THE PUBLIC**
- 15. ADJOURNMENT**

NOTE: The Call to the Public appears twice on the Agenda: once at the beginning and once at the end. Anyone wishing to address the Board may do so at these times.

RESOLUTION

NO: 2008-05-142

LIVINGSTON COUNTY

DATE: May 5, 2008

RESOLUTION RECOGNIZING THE WEEK OF MAY 11 – 17, 2008 AS THE OBSERVANCE OF “NATIONAL TRANSPORTATION WEEK” - L.E.T.S.

WHEREAS, the nation’s Secretary of Transportation, Mary E. Peters, has declared National Transportation Week to be May 11 – 17, 2008, a week to recognize the important part that transportation plays in our daily lives; and

WHEREAS, the Livingston Essential Transportation Service is the major contributor in providing for the transit needs of many Livingston County residents without regard to economic status, age or disability; and

WHEREAS, the Transportation Coalition of Livingston County, all made up of volunteers, continues to be an important part of public transit by suggesting ways to continually improve service and discussing new initiatives to make transportation in our community safer, more affordable and more efficient; and

WHEREAS, as the County of Livingston continues to grow, the need for transportation service will continue or increase in the foreseeable future which will make efficiency and sustainability key issues in the coming years; and

WHEREAS, the members of the staff of the Livingston Essential Transportation Service are recognized for their professionalism in their driving skills and their concern and caring for the riding public.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners declares the week of May 11 through May 17, 2008 as National Transportation Week in Livingston County, in honor of the men and women whose diligence and professionalism make the Livingston Essential Transportation Service and the Transportation Coalition an asset to the community and a valuable resource for the county’s residents.

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2008-05-143

LIVINGSTON COUNTY

DATE: May 5, 2008

RESOLUTION PROCLAIMING JULY 13 - 19, 2008, AS "ROAD RAGE AWARENESS WEEK" - BOARD OF COMMISSIONERS

WHEREAS, Reaching Out Against Road Rage (R.O.A.R.R.), a non-profit organization located in Muskegon County, has a mission, which consists of the three P's: **Prevention** of Road Rage; **Protection** and support of victims against Road Rage; and, the **Promotion** of life by saving lives; and

WHEREAS, to achieve this mission R.O.A.R.R. is promoting awareness and education on the prevention of Road Rage; working in an effort to reduce the number of incidents; and advocate support and assistance to victims and their families in their recovery process; and

WHEREAS, the National Highway Traffic and Safety Administration (NHTSA) defines Road Rage as "an assault with a motor vehicle or other dangerous weapon by the operator or passenger(s) of another motor vehicle or an assault precipitated by an incident that occurred on a roadway"; and

WHEREAS, a study done by the AAA Foundation indicates an average of at least 1,500 men, women, and children are injured or killed each year in the United States from the violent acts of Road Rage; and

WHEREAS, R.O.A.R.R. understands that to solve a problem, we must first be aware of the problem. Road Rage is a growing problem in Michigan as well as in our country; and

WHEREAS, R.O.A.R.R. recognizes that young and older drivers face roads of death because of rage in other drivers and themselves; and

WHEREAS, we must stop the killing, injuries, and mental anguish; we must work together as a community; and reprogram the destructive attitudes and behaviors that cause Road Rage.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby recognizes July 13 through July 19, 2008, as "Road Rage Awareness Week."

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2008-05-144

LIVINGSTON COUNTY

DATE: May 5, 2008

RESOLUTION AUTHORIZING LUTZ COUNTY PARK RULES - Parks and Open Space Subcommittee

WHEREAS, the Parks and Open Space Subcommittee unanimously recommends the adoption of the attached Livingston County - Lutz County Park Rules; and

WHEREAS, park rules are a common and invaluable management tool which will provide:

- 1) park users with information regarding permitted and prohibited activities within park boundaries, and
- 2) an assumption of risk statement to reduce Livingston County liability for park use; and

WHEREAS, such rules will be prominently posted in an all-weather display case at the trailhead/parking lot location of Lutz County Park, and

WHEREAS, park rules will be enforced in compliance with State of Michigan Public Act 90 of 1913

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby adopts the **Livingston County - Lutz County Park Rules.**

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**MOVED:
SECONDED:
CARRIED:**

RESOLUTION

NO: 2008-05-145

LIVINGSTON COUNTY

DATE: May 5, 2008

RESOLUTION AUTHORIZING A CONTRACT FOR OFFICE SPACE LEASE & DRUG TESTING SERVICES – Community Corrections / Purchasing / Public Safety Committee / Finance Committee

WHEREAS, for several years Livingston County has had a contract to provide office space to a drug testing provider in exchange for reduced rates on drug testing services in which the contract expired on December 31, 2007; and

WHEREAS, per the Purchasing Policy, a competitive bid process was performed and the submitted proposals were reviewed; and

WHEREAS, the review committee recommends award to Jail Alternatives for Michigan Services (JAMS) of Pontiac, Michigan, for the rental rate of \$450.00 per month and drug testing services at the rates per Attachment A; and

WHEREAS, the contract period will be July 1, 2008 – June 30, 2010, with the option for the County to renewal for one additional year.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into a contract with Jail Alternatives for Michigan Services of Pontiac, Michigan, for the rental of 300 square feet of office space located at the A.S.S.E.T. at the monthly rate of \$450.00 and drug testing services at the rates per Option 2 on Attachment A. The contract period will be July 1, 2008 through June 30, 2010, with an option for the County to renewal for one additional year.

BE IT FURTHER RESOLVED that the current lease with Garry Flanary be amended to extend the term of the contract until June 30, 2008.

BE IT FURTHER RESOLVED that the Board Chairman be authorized to sign any agreements, documents or renewal options as needed for this project upon review of Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2008-05-146

LIVINGSTON COUNTY

DATE: May 5, 2008

RESOLUTION AUTHORIZING ENTERING INTO A CONTRACT FOR PATROL CAR CONVERSIONS – Sheriff’s Department / Purchasing / Public Safety Committee / Finance Committee

WHEREAS, the Sheriff’s Department has determined a need for patrol car conversions for the 2008 budget year; and

WHEREAS, per the Purchasing Policy, a competitive bid process was performed and the submitted proposals were reviewed; and

WHEREAS, the review committee recommends award to Cynergy Wireless Inc., of Troy, Michigan, who submitted the lowest, responsive proposal with pricing as follows:

- Removal of equipment from a Crown Victoria - \$ 175 per vehicle
- Installation into a fully-marked Crown Victoria - \$ 825 per vehicle
- Installation into a semi-marked Dodge Charger - \$ 900 per vehicle
- Installation into an unmarked Dodge Caravan - \$ 275 per vehicle
- Parts will be billed at 12% over cost

WHEREAS, the expenditure for Patrol Car Conversions has been planned for and approved in the Sheriff’s Department budget for 2008.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into a contract with Cynergy Wireless of Troy, Michigan, for Patrol Car Conversions for fiscal year 2008 per the pricing as stated above, with an option for an additional one-year renewal period.

BE IT FURTHER RESOLVED that the Board Chairman be authorized to sign any agreements, documents or renewal options as needed for this project upon review of Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2008-05-147

LIVINGSTON COUNTY

DATE: May 5, 2008

RESOLUTION TO APPROVE SOLID WASTE CHALLENGE GRANT PROGRAM DESCRIPTION AND APPLICATION FORM FOR 2008 - Drain Commissioner's Office, Solid Waste Program / Infrastructure & Development Committee

WHEREAS, \$25,000 is allocated for 2008 for line item 441-956.000 for the purpose of encouraging new or improved solid waste reduction programs, environmental education programs, or continuing existing programs; and

WHEREAS, local units of government are eligible for project funding assistance and they may partner with other local units of government or non-profit organizations; and

WHEREAS, approximately \$22,500 will be allocated for community clean-ups and other one-time projects for local units of government. Partnerships are highly encouraged, will be given preference over individual projects, and will be eligible for a higher percentage of match from the county (from 25% to 40% or maximum of \$1,800 to \$3,500). Local units can apply for more than one solid waste challenge grant, however, the maximum amount of grant funds per local unit of government is \$3,500; and

WHEREAS, approximately \$2,500 will be allocated for long term projects intended to produce a decrease on the waste stream which would otherwise be landfilled; and

WHEREAS, successful grant applicants will be required to enter into an agreement with Livingston County, provide applicable proofs of insurance, and submit receipts to the Solid Waste Program prior to being reimbursed for expenses.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the Solid Waste Program for 2008 and authorizes the Public Works Coordinator to distribute the Solid Waste Challenge Grant Program description and application to local units of government.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2008-05-148

LIVINGSTON COUNTY

DATE: May 5, 2008

RESOLUTION AUTHORIZING PURCHASE OF REAL PROPERTY - COUNTY ADMINISTRATION

WHEREAS, for the past 8 years, the headquarters of the Livingston County Emergency Medical Service has been at the Intermodal Building; and

WHEREAS, the lease for this space will expire in 2009; and

WHEREAS, the needs of the EMS have grown beyond the space available at the Intermodal Building; and

WHEREAS, the University of Michigan Survival Flight Service has approached the Livingston County EMS with the opportunity to partner in a building; and

WHEREAS, this partnership is clearly in the benefit of the residents, visitors, and businesses of Livingston County; and

WHEREAS, because of the need for U of M Survival Flight to have access to the Livingston County, Spencer J. Hardy Airport, the first step is the acquisition of a site of sufficient size to accommodate a joint facility.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the purchase of a 12.35 acre parcel contiguous to the Livingston County, Spencer J. Hardy Airport in an amount of \$440,000 plus any closing costs and commissions in the amount of \$21,200. Funds for this expenditure are available in the 2008 EMS Budget.

BE IT FURTHER RESOLVED the Chairman of the Board is hereby authorized to sign any documents relating to this purchase upon review of civil counsel.

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MOVED:

SECONDED:

CARRIED: