OAKLAND
COUNTY MICHIGAN

BOARD OF COMMISSIONERS

1200 N. Telegraph Road, Bldg. 12 East, Pontiac, MI 48341

Board of Commissioners

David T. Woodward
September 2, 2021 at 6:00 PM

MINUTES

1. **Call Meeting to Order**
   Chairperson David T. Woodward called the meeting of the Board of Commissioners to order at 06:30 PM in Oakland County Commissioners' Auditorium 1200 N. Telegraph Road, Pontiac Michigan 48341.

2. **Roll Call**
   MEMBERS PRESENT: Robert Hoffman, Adam L. Kochenderfer, Gary R. McGillivray, Janet Jackson, Thomas Kuhn, Karen Joliat, Philip Weipert, Christine Long, Marcia Gershenson, Penny Luebs, Yolanda Smith Charles, Charles Cavell, Kristen Nelson, Angela Powell, Michael Spisz, Gwen Markham, William Miller III, Michael Gingell, David Woodward (19)

   MEMBERS ABSENT WITH NOTICE: Eileen Kowall, Charles Moss (2)

3. **Invocation - Gary McGillivray**

4. **Pledge of Allegiance to the Flag**

5. **Approval of Minutes**

   a. **Draft Minutes dated August 5, 2021**
      Michael Gingell moved approval of the minutes dated August 5, 2021, as presented. Seconded by Kristen Nelson.

      Motion Passed.

      Vote Summary (19-0-0)
      Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
      No: None
      Abstain: None

6. Approval of Agenda

Marcia Gershenson moved the agenda be amended as follows:

Pursuant to Section XIII, Part C of the rules to amend the agenda, and the Board's normal order of business, to include a second public comment period as Item 14, after New and Miscellaneous Business. The purpose of this addition is to limit the first public comment period to only those items which are on the regular or consent agendas for this meeting. The added second public comment period will be open to commentary on any subject which is not on the regular or consent agendas for this meeting. During both public comment periods, each person is limited to three minutes, and must not use offensive language or personally attack any individual.

Seconded by Gwen Markham.

A sufficient majority having voted in favor, the amendment carried.

Marcia Gershenson moved approval of the agenda, as amended. Seconded by Gwen Markham.

Motion Passed.

Vote Summary (11-8-0)
Yes: David Woodward, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Christine Long, Philip Weipert, Thomas Kuhn, Adam L. Kochenderfer
Abstain: None

7. Communications

William Miller III moved the attached Communications be received and filed and the appointments confirmed. Seconded by Philip Weipert.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

a. Proclamation: Community Housing Network

Commissioner Adam Kochenderfer addressed the Board to present a proclamation honoring Community Housing Network on the occasion of their 20th anniversary.

b. Presentation: Oakland Community Health Network

Dana Lasenby, CEO, Oakland Community Health Network addressed the Board to give a presentation entitled: Quarterly Update.

c. **Grant Exception - MDHHS Raise the Age Application**

Fred Miller, Deputy Oakland County Clerk addressed the Board to read a communication from Chairperson David Woodward notifying the Board that he has authorized the submission of the following grant application:

Name: FY 2022 MDHHS Raise the Age Grant Application
Amount: $750,000
Grant Application Deadline: August 16, 2021

d. **Grant Exception - FY 2022 Secondary Road Patrol**

Fred Miller, Deputy Oakland County Clerk addressed the Board to read a communication from Chairperson David Woodward notifying the Board that he has authorized the submission of the following grant application:

Name: FY 2022 Secondary Road Patrol Grant
Amount: $406,032
Grant Application Deadline: September 1, 2021

e. **Create Feasibility Study Group**

Fred Miller, Deputy Oakland County Clerk addressed the Board to read a communication from Chairperson David Woodward notifying the Board that he is forming the Oakland County Feasibility Study Group. The Oakland County Feasibility Study Group will be organized under the provisions of the Board Rules. The members of the Study Group will be:

Commissioner Gwen Markham
Commissioner Yolanda Charles
Commissioner Michael Spisz

f. **Zoo Authority Appointments**

Fred Miller, Deputy Oakland County Clerk addressed the Board to read a communication from Chairperson David Woodward notifying the Board that he is appointing the following individuals to serve on the Oakland County Zoological Authority for the next one-year term, ending May 1, 2022 or until a successor is appointed and qualified:

Appointees
Alex Cooper
Millie Hall
Brandon Kolo

Alternate
Tameka Ramsey

8. **Public Comment**

Moved by Michael Gingell that interested public commenters be permitted to send written comments to the County Clerk's office until 12:00 p.m. on September 3, 2021 to be reflected in the meeting minutes. Seconded by Philip Weipert.

A sufficient majority having voted in favor, the motion carried.

The following people addressed the Board: Katherine Kennedy and Melissa Williams.

CONSENT AGENDA

9. ECONOMIC DEVELOPMENT AND INFRASTRUCTURE COMMITTEE – WILLIAM MILLER

a. Building Management System Replacement Project - Fifth Phase MISCELLANEOUS RESOLUTION #21-329

WHEREAS Facilities Management is responsible for the ongoing operation of all County Executive buildings and to provide a comfortable working environment for employees and visitors; and

WHEREAS the existing Building Management System (BMS) was custom designed and installed by Kors Engineering, which is a small local firm with one staff member capable of maintaining the system; and

WHEREAS segments of the current Building Management System are over 30 years old; and

WHEREAS the current BMS infrastructure is aging, and its technology has been superseded by newer, more advanced hardware and software solutions; and

WHEREAS the current BMS is critical to the effective and efficient operation of critical building systems, including heating and cooling systems, air handlers and dampers, temperature monitoring, etc.; and

WHEREAS Facilities Maintenance and Operations (FM&O) and Purchasing solicited bids for a BMS solution implementer and after a thorough review process by a team of evaluators that included Information Technology (IT), FM&O, and Purchasing, the lowest responsible bidder was Limbach Company, LLC, of Pontiac; and

WHEREAS the Board of Commissioners approved a pilot phase, a first phase, a second phase, a third phase, and a fourth phase to replace the BMS at the Public Works, Sheriff's Administration, Executive Office Building, Animal Shelter, Jail East Annex, Courthouse (Partial), North Office Building, Little Oaks, NOHC, Annex I (partial), Children's Village J, Rochester Hills District Court buildings, Information Technology (partial), and Medical Examiner's Office (partial); and

WHEREAS these phases were concluded within budget and on-schedule; and

WHEREAS FM&O would like to continue to contract with Limbach for a fifth phase; and

WHEREAS the fifth phase will continue the Courthouse, and Jail replacement; and

WHEREAS the cost of the BMS fifth phase will be $600,000, including $528,000 for materials and installation, $72,000 for engineering services; and

WHEREAS the $528,000 will include the following services from Limbach, Inc.: installation of Direct Digital Controllers (DDC) and Network Supervisory Controllers; replacement of select sensors and end-devices; integration into the County IT network with Oakland County IT personnel; integration of the new controls into the County's new Building Management System (BMS) server; creation of screen graphics to facilitate ease-of-use; implementation of analytics to enhance Energy Management and Energy Reporting functions; deployment of Power Monitors and Utility Meters where needed to support the County's long-term Energy Management goals; development of Energy Management dashboards, reports and notifications at the BMS Server; and

WHEREAS the $72,000 for engineering services from Hooker-DeJong will include construction administration and construction documents, including control diagrams, floor plans, equipment layouts, sequence of operations, equipment schedules and technical specifications; and

WHEREAS funding of $600,000 is available for transfer from the FY 2020 to FY 2029 Capital Improvement Program/Building Fund (#40100) to the Project Work Order Fund (#40400).

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes the BMS Replacement Project / Fifth Phase project in the amount of $600,000.

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the transfer of funding from the Capital Improvement Program/Building Fund (#40100) to the Project Work Order Fund (#40400) to establish the BMS Replacement Project / Fifth Phase (#100000003523) project as detailed below.

	FY 2021
BUILDING IMPROVEMENT FUND (#40100)	
1040101-148020-788001-40400 Transfer Out	($600,000)
PROJECT WORK ORDER FUND (#40400)	
Project ID 100000003523, Activity PROJ	
1040101-148020-695500-40100 Transfer In	$600,000
	$ -0-

VOTE SUMMARY (19-0-0)
Motion by: Commissioner Gingell
Seconded by: Commissioner Miller

Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Project Estimate - BMS Replacement on file in County Clerk's office.

b. Fiscal Year (FY) 2021 Repaving Program Project
MISCELLANEOUS RESOLUTION #21-330
IN RE: Fiscal Year (FY) 2021 Repaving Program Project
Department: Facilities Planning & Engineering
Sponsored By: William Miller III, Commissioner

Chairperson and Members of the Board:

WHEREAS the Fiscal Year 2021 Capital Improvement Program includes funding for the Re-Paving Program Project to improve structural integrity and drainage as well as improve service to residents, employees, and the public; and

WHEREAS the annual inspections of all parking lots determined that the Oakland County Children's Village Campus (pavements installed in 1998), Courthouse West Wing Extension (pavements installed in 2013), and Executive Office Building (147,055 sq. ft.) (pavements installed in 2006) should be selected for re-paving in FY 2021; and

WHEREAS the pavements were installed in 1998 (Children's Village), 2013 (BOC), and 2006 (EOB), and

WHEREAS the project will involve replacement of the existing asphalt and base, with new asphalt and base; replacement of sections of concrete curb and gutter, with new concrete curb and gutter; along with storm structure and system improvements; and

WHEREAS the pavement replacements will have a two-year contractor guarantee; and

WHEREAS in accordance with Purchasing Division procedures, bids for the project were solicited, received, and reviewed by the Facilities Planning & Engineering Division (FPE) and the Purchasing Division; and

WHEREAS the lowest responsible bidder was Asphalt Specialists Inc. of Pontiac, Michigan; and

WHEREAS Purchasing and FPE met with Asphalt Specialists Inc. to review their bid and confirm all work was understood and included; and

WHEREAS the total project cost is $1,438,510, including $1,193,729 for sitework from Asphalt Specialists Inc., $20,449 for sitework and plumbing from Facilities Maintenance and Operations Grounds and Maintenance, $36,700 for civil engineering services from PEA, and $187,632 for contingency (see attached project estimate); and

WHEREAS funding in the amount of $1,438,510 is available for transfer from the FY 2021 Capital Improvement Program/Building Fund (#40100) to the Project Work Order Fund (#40400) for the FY 2021 Repaving Program Project.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners authorizes the FY 2021 Repaving Program Project in the amount of $1,438,510.

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the transfer of funding for the FY 2021 Repaving Program Project (#100000003515) in the amount of $1,438,510 from the FY 2021 Capital Improvement Program/Building Fund (#40100) to the Project Work Order Fund (#40400) as detailed below:

	FY 2021
BUILDING IMPROVEMENT FUND (#40100)	
1040801-148020-788001-40400 Transfer Out	($1,438,510)
PROJECT WORK ORDER FUND (#40400)	
Project ID 100000003515, Activity PROJ	
1040801-148020-695500-40100 Transfer In	$1,438,510
	$ -0-

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: William Miller III, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-25 Economic Development & Infrastructure - recommend and forward to Finance	(6-0-0)	
2021-08-25 Finance - recommend to Board	Motion by: Commissioner Spisz	
2021-09-02 Full Board	Seconded by: Commissioner Smith Charles	
	Yes:	Michael Spisz, Philip Weipert, Gwen Markham, William Miller III, Yolanda Smith Charles, Charles Cavell
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Project Estimate - Facilities Management - FPE Repaving Program Project on file in County Clerk's office.

c. Legal Resources Center Consolidation Project
MISCELLANEOUS RESOLUTION #21-331
Sponsored By: William Miller III
IN RE: Legal Resources Center Consolidation Project
Chairperson and Members of the Board:

WHEREAS the former Law Library and current Legal Resources Center (LRC) has substantially reduced its services, staffing levels, and shelf space in recent years; and

WHEREAS the LRC consolidated its floor space when the new courtroom was built on the second floor of the West Wing Extension (WWE) of the courthouse, however additional consolidation is needed to free up floor space for other County uses; and

WHEREAS Facilities Planning & Engineering (FPE) and the Board of Commissioners (BOC) have designed a consolidated floor plan for the LRC space; and

WHEREAS bids were solicited from annual, competitively bid and selected contractors to provide the furnishings, materials, and services needed for the project; and

WHEREAS the total cost of the project is $103,173, including $34,609 for DIRTT architectural wall systems from MarxModa; $17,930 for painting, electrical, lighting, security, and moving from Facilities, Maintenance, & Operations (FM&O); $12,592 for architectural design from JFR Architects; $9,147 for flooring from Floor Transformations; $6,100 for carpentry from Lee Industrial Contracting; $5,685 for fire sprinkler heads from Johnson Controls, Inc.; $2,000 for signage from Done Right Signs; $1,653 for roller shades from The Sheer Shop and $13,457 for contingency; and

WHEREAS funding in the amount of $103,173 is available for transfer from the Capital Improvement Program/Building Improvement Fund (#40100) to the Project Work Order Fund (#40400) for the Legal Resource Center Consolidation Project.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes the Legal Resources Center Consolidation Project in the amount of $103,173.

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the transfer of funding for the Legal Resources Center Consolidation Project (#100000003452) in the amount of $103,173 from the Capital Improvement Program/Building Improvement Fund (#40100) to the Project Work Fund (#40400) as detailed below:

Building Improvement Fund (#40100)	FY2021
1040801-148020-788001-40400 Transfer Out	($103,173)
Project Work Order Fund (#40400)	
Project: 100000003452, Activity; PROJ	
1040801-148020-695500-40100 Transfer In	$103,173
	$ -0-

Chairperson, the following Commissioners are sponsoring the foregoing Resolution: **William Miller III**.

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

d. 2021 Roof Replacement Program Projects
MISCELLANEOUS RESOLUTION #21-332
IN RE: 2021 Roof Replacement Program Projects
Department: Facilities Planning & Engineering
Sponsored By: William Miller III, Commissioner

Chairperson and Members of the Board:

WHEREAS the Fiscal Year 2021 Capital Improvement Program includes funding for a Roof Replacement Program; and

WHEREAS based on Facilities Planning & Engineering (FPE) annual evaluation and prioritization efforts, the building roofs in need of replacement to prevent leakage, building damage, and inconvenience to residents, employees, and the public include the South Oakland Health Center (SOHC), 27725 Greenfield Road, Southfield, MI 48076 (16,150 sq. ft.) and the Switch Gear Building, 2250 Pontiac Lake Road, Waterford, MI 48328 (1,230 sq. ft.) (see attached campus map); and

WHEREAS the roofs were installed in 1992 and 1997 at SOHC, and 1994 at the Switch Gear Building and their warranties expired on 1/22/02, 8/14/17, and 1/30/04, respectively; and

WHEREAS the projects will involve replacement of the existing roofing with a minimum layer of 1-½" insulation, ½" Firestone High Density insulation board, 90 mil EPDM, metal flashings, fall restraint systems; and

WHEREAS the roof replacements will have 30-year warranties; and

WHEREAS in accordance with Purchasing Division procedures, bids for the project were solicited, received, and reviewed by the FPE Division and the Purchasing Division; and

WHEREAS per the bid summary table attached, the lowest responsible bidder was Bloom Roofing Systems Inc., of Brighton, Michigan; and

WHEREAS Purchasing and FPE met with Bloom Roofing Systems, Inc. to review their bid and confirm all work was understood and included; and

WHEREAS the total cost of the project is $597,429, including $339,354 for reroofing from Bloom Roofing Systems, Inc.; $77,500 for fall restraint systems from PEAK Fall Protection; $56,000 for lightning protection system replacement from Guardian Equipment; $26,000 for grounds and electrical services from Facilities Maintenance and Operations; $20,650 for design services from Spalding DeDecker; and $77,925 for contingency (see attached project estimate); and

WHEREAS funding in the amount of $597,429 is available for transfer from the FY 2021 Capital Improvement Program/Building Improvement Fund (#40100) to the Project Work Order Fund (#40400) for the FY 2021 Roof Replacement Program Projects.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners authorizes the FY 2021 Roof Replacement Program Projects in the amount of $597,429.

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the transfer of funding for the FY 2021 Roof Replacement Program Projects (#100000003489) in the amount of $597,429 from the Capital Improvement Program/Building Fund (#40100) to the Project Work Order Fund (#40400) as detailed below:

	FY 2021
BUILDING IMPROVEMENT FUND (#40100)	
1040801-148020-788001-40400 Transfer Out	($597,429)
PROJECT WORK ORDER FUND (#40400)	

Project: 100000003489, Activity; PROJ
1040801-148020-695500-40100 Transfer In $597,429
$ -0-

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: William Miller III, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-25 Economic Development & Infrastructure - recommend and forward to Finance	(6-0-0)	
2021-08-25 Finance - recommend to Board	Motion by: Commissioner Spisz	
2021-09-02 Full Board	Seconded by: Commissioner Markham	
	Yes:	Michael Spisz, Philip Weipert, Gwen Markham, William Miller III, Yolanda Smith Charles, Charles Cavell
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Project Estimate - Roof Replacement Program - South Oakland Health Center on file in County Clerk's office.

e. **2021 Michigan Environment, Great Lakes and Energy (EGLE) Brownfield Redevelopment Grant - Renew Michigan Grant Acceptance**
MISCELLANEOUS RESOLUTION #21-333
IN RE: 2021 Michigan Environment, Great Lakes and Energy (EGLE) Brownfield Redevelopment Grant - Renew Michigan Grant Acceptance
Department: Economic Development - Business Development
Sponsored By: William Miller III, Commissioner

Chairperson and Members of the Board:

WHEREAS the Economic Development and Community Affairs (EDCA) department applied for and was awarded the Michigan Department of Environment, Great Lakes and Energy Brownfield Redevelopment Program – Renew Michigan Grant in the amount of $425,000 to remediate lead and asbestos contamination from the former Webster School in the City of Pontiac that will be redeveloped into a community center; and

WHEREAS the agreement period is effective the date of contract execution through two years thereafter; and

WHEREAS $356,000 of the funding will be used for cleanup costs, $48,550 for contingency, $22,450 for oversite and administrative costs and $500 to purchase an EGLE sign to be displayed on the brownfield site; and

WHEREAS there is no match requirement for this State funding; and

WHEREAS the grant agreement has completed the Grant Review Process in accordance with Miscellaneous Resolution #19006.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners accepts the Michigan Department of Environment, Great Lakes and Energy (EGLE) Brownfield Redevelopment Program – Renew Michigan Grant which would be effective as of the date of contract execution and continuing two years thereafter, in the amount of $425,000.

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

BE IT FURTHER RESOLVED that acceptance of this grant does not obligate the County to any future commitment and continuation of this program is contingent upon continued future levels of grant funding.

BE IT FURTHER RESOLVED a FY 2021 budget amendment is amended as follows:

BROWNFIELD CONSORTIUM ASSESSMENT (#29412)		FY 2021
GR0000001072 Activity GLB, Analysis Type GLB, Bud Ref 2021		
Revenue		
1090201-174220-615571	State Operating Grants	$425,000
	Total Revenue	$425,000
Expenditures		
1090201-174220-730373	Contracted Services	$356,000
1090201-174220-731458	Professional Services	46,050
1090201-174220-750399	Office Supplies	22,950
	Total Expenditures	$425,000

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: William Miller III, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-25 Economic Development & Infrastructure - recommend to Board	(6-0-0)	
2021-09-02 Full Board	Motion by: Commissioner Smith Charles	
	Seconded by: Commissioner Spisz	
	Yes:	Michael Spisz, Philip Weipert, Gwen Markham, William Miller III, Yolanda Smith Charles, Charles Cavell
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Grant Review Sign-Off - State of Michigan Brownfield Redevelopment Program on file in County Clerk's office.

f. Adoption of Water Resources Commissioner Stormwater Engineering Design Standards

MISCELLANEOUS RESOLUTION #21-334
IN RE: Adoption of Water Resources Commissioner Stormwater Engineering Design Standards
Department: Water Resources Commissioner
Sponsored By: William Miller III, Commissioner

Chairperson and Members of the Board:

WHEREAS the U.S. Environmental Protection Agency's Phase II Stormwater Regulations (Phase II) of the Federal Clean Water Act became effective in March 2003; and

WHEREAS Phase II regulations mandate that public entities located within a regulated "urbanized" area must be permitted under Phase II; and

WHEREAS pursuant to Miscellaneous Resolution #98334, the Oakland County Water Resources Commissioner (WRC) was granted authority to apply for coverage under the Michigan Watershed-based Stormwater General Permit Program for all Oakland County Departments and Agencies; and

WHEREAS in compliance with the above requirements, Oakland County renewed its National Pollutant Discharge Elimination System (NPDES) Permit (Permit No. MI0060089) to cover Oakland County entities with regulated Municipal Separate Storm Sewer Systems (MS4s) through application to the Michigan Department of Environment, Great Lakes, and Energy (EGLE); and

WHEREAS Oakland County is required to maintain coverage under Phase II of the Federal Stormwater Permit Program pursuant to Federal Regulation (33 United States Code 1251, et seq.); and

WHEREAS all municipally owned or operated separate stormwater conveyance systems are covered under the permit, as well as facilities operations that relate to water pollution reduction; and

WHEREAS EGLE can initiate non-compliance enforcement actions and impose fines of up to $25,000 per day; and

WHEREAS each county Department with MS4s shall implement Stormwater Engineering Design Standards to meet approved WRC Stormwater Standards, obtain a stormwater permit from the WRC for all projects impacting stormwater systems, and coordinate the Department's stormwater operations and maintenance program.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves the adoption of the Water Resources Commissioner's Stormwater Engineering Design Standards for implementation on County properties.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners hereby directs its Chairperson or designee to adopt the attached Stormwater Engineering Design Standards.

BE IT FURTHER RESOLVED that no budget amendment is required.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: William Miller III, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-25 Economic Development & Infrastructure - recommend to Board 2021-09-02 Full Board	(6-0-0) Motion by: Commissioner Smith Charles Seconded by: Commissioner Markham	
	Yes:	Michael Spisz, Philip Weipert, Gwen Markham, William Miller III, Yolanda Smith Charles, Charles Cavell
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Correspondence from Lynne Seymour, P.E., Assistant Chief Engineer, Water Resources Commission, Water Resources Commission - Stormwater Engineering Design Standards Section and NPDES Permit - Authorization to Discharge - Final - Oakland CDC MS4 on file in County Clerk's office.

g. Airport Land Lease Assignment and Consent to Assignment Between EJB-OC, LLC and BH1-OC, LLC

MISCELLANEOUS RESOLUTION #21-335
IN RE: Airport Land Lease Assignment and Consent to Assignment Between EJB-OC, LLC and BH1-OC, LLC
Department: Central Services - Aviation
Sponsored By: William Miller III, Commissioner

Chairperson and Members of the Board:

WHEREAS the County of Oakland (“the County”) owns the Oakland County International Airport in Waterford Township; and

WHEREAS parcels of land are leased to various aviation businesses for the purpose of constructing hangars, aviation ramps, and related appurtenances for conducting aviation business at the Airport; and

WHEREAS the County entered into an Airport Land Lease with EJB-OC, LLC, on February 1, 2021, with the land lease term of thirty years, February 1, 2021, through January 31, 2051, and with the annual rent fixed for the first two years at $13,228.30 (M.R. #21003, adopted January 21, 2021); and

WHEREAS EJB-OC., LLC has negotiated with BH1-OC, LLC and the parties have agreed that BH1-OC, LLC will assume the rights, duties and obligations of the existing Airport Land Lease upon the Consent of the County; and

WHEREAS the County desires to consent to the Assignment between the parties; and

WHEREAS EJB-OC., LLC is current on any amounts due and payable under the lease prior to the effective date of this Assignment; and BH1-OC, LLC agrees to assume all obligations of the Land Lease after the effective date; and

WHEREAS the Airport Committee and the County’s Office of Corporation Counsel have reviewed and agreed to the terms of the Airport Land Lease

Assignment and Consent to Assignment.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves and accepts the terms and conditions of the attached Airport Land Lease Assignment and Consent to Assignment to BH1-OC, LLC.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners directs its Chairperson or his designee to execute the attached Airport Land Lease Assignment and Consent to Assignment and all other related documents between the County and BH1-OC, LLC.

BE IT FURTHER RESOLVED that no budget amendment is required at this time as the revenue is already reflected in the FY 2021 Adopted budget and FY 2022 – FY 2024 County Executive Recommended budget within the Airport Fund (#56500).

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: William Miller III, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-11 Economic Development & Infrastructure- -recommend to Board	(6-0-0)	
2021-09-02 Full Board	Motion by: Commissioner Spisz	
	Seconded by: Commissioner Markham	
	Yes:	Michael Spisz, Philip Weipert, Gwen Markham, William Miller III, Yolanda Smith Charles, Charles Cavell
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Oakland County International Airport - Airport Land Lease - Assignment and Consent to Assignment Incorporated by Reference. Original on file in County Clerk's office.

h. On-Airport Lease: U.S. Government – U.S. Customs and Border Protection (CBP)

MISCELLANEOUS RESOLUTION #21-336
IN RE: On-Airport Lease: U.S. Government – U.S. Customs and Border Protection (CBP)
Department: Central Services - Aviation
Sponsored By: William Miller III, Commissioner

Chairperson and Members of the Board:

WHEREAS the County of Oakland ("the County") owns the Oakland County International Airport in Waterford Township; and

WHEREAS portions of airport property including the airport terminal facility are leased to various aviation businesses for the purpose of conducting aviation business and providing aviation services at the Airport; and

WHEREAS the Aviation Division entered into a Lease for property commencing on October 21, 2001, and is due to expire on October 20, 2021; and

WHEREAS the Aviation Division has negotiated the attached On-Airport Lease with U.S. Customs and Border Protection (CBP) to extend the use of the property; and

WHEREAS the Lease will have a one-year term effective October 21, 2021, through October 20, 2022, renewable for nine (9) additional years but not beyond October 20, 2031, unless CBP gives at least 120 days' notice in writing; and

WHEREAS CBP performs Federal Inspection Services as a user-pay service to the users of the Airport, the County agrees to continue to lease the property to CBP at no charge; and

WHEREAS the Airport Committee and the County's Office of Corporation Counsel have reviewed and agreed to the terms of the Lease.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves and accepts the terms and conditions of the attached On-Airport Lease for a term up to ten (10) years with the U.S. Government – U.S. Customs and Border Protection.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners directs its Chairperson or his designee to execute the attached On-Airport Lease and all other related documents between the County and U.S. Government – U.S. Customs and Border Protection.

BE IT FURTHER RESOLVED that no budget amendment is required at this time as there is no revenue generated by this agreement and any associated expenses are already reflected in the FY 2021 budget and FY 2022 – FY 2024 County Executive Recommended Budgets.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: William Miller III, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-11 Economic Development & Infrastructure - recommend to Board	(6-0-0)	
2021-09-02 Full Board	Motion by: Commissioner Smith Charles	
	Seconded by: Commissioner Spisz	
	Yes:	Michael Spisz, Philip Weipert, Gwen Markham, William Miller III, Yolanda Smith Charles, Charles Cavell
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of On-Airport Lease Agreement Incorporated by Reference. Original on file in County Clerk's office.

i. **Health Division – Lease Agreement for Harm Reduction Program**
MISCELLANEOUS RESOLUTION #21-337
IN RE: Health Division – Lease Agreement for Harm Reduction Program
Department: Facilities Management
Sponsored By: William Miller III, Commissioner

Chairperson and Members of the Board:

WHEREAS the County Health Division has a mobile unit and community partners for the Harm Reduction/Syringe Service program; and

WHEREAS the program has existing grant money from the State of Michigan MDHHS Viral Hepatitis Unit for FY 2021 and FY 2022; and

WHEREAS the Health Division administration has approved a plan to acquire leased building space in downtown Pontiac at 148 N. Saginaw St. for the program; and

WHEREAS the lease term is two years with $2,400 monthly payments, and three one (1) year automatic options to renew; year three is $2,500, year four is

$2,600 and year five is $2,700 per month; and

WHEREAS Oakland County Corporation Counsel and the Department of Facilities Management have reviewed the attached Lease with Trillium Trio, LLC; and

WHEREAS the Health Division and the Department of Facilities Management recommend the Oakland County Board of Commissioners approve and authorize the execution of the attached Lease.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the attached Lease and directs its Chairperson to execute the Lease and all other documents related to the Lease, which may be required with Trillium Tri, LLC.

BE IT FURTHER RESOLVED a budget amendment is not required at this time as the budget will be included in a subsequent grant amendment within the FY 2021 Local Health Department (Comprehensive) Agreement (M.R. #20459). The grant amendment will be included in Management and Budget's FY 2021 Year End Report and Budget amendments.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: William Miller III, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-11 Economic Development & Infrastructure - recommend to Board	(6-0-0)	
2021-09-02 Full Board	Motion by: Commissioner Smith Charles	
	Seconded by: Commissioner Spisz	
	Yes:	Michael Spisz, Philip Weipert, Gwen Markham, William Miller III, Yolanda Smith Charles, Charles Cavell
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Lease of Building Located at 148 N. Saginaw Street, Pontiac Incorporated by Reference. Original on file in County Clerk's office.

10. FINANCE COMMITTEE – GWEN MARKHAM

a. Contract Extension with Norstan Communications Through 2022 - #005700

MISCELLANEOUS RESOLUTION #21-338
IN RE: Contract Extension with Norstan Communications Through 2022 - #005700
Department: Information Technology
Sponsored By: Gwen Markham, Commissioner

Chairperson and Members of the Board:

WHEREAS the Board of Commissioners, pursuant to Miscellaneous Resolution #19037, authorized the Universal Communications and Collaboration (UCC) Program Phase II Project to replace the legacy SL100 Phone System; and

WHEREAS the SL100 phone system is supported by Norstan Communications and requires continued support and maintenance until the UCC Phase II is fully implemented in 2022; and

WHEREAS the current contract between Oakland County and Norstan Communications was executed on 10/1/2016, and expires on 9/30/2021; and

WHEREAS Information Technology has negotiated a cost of $162,999 for 6 additional months of support bringing the contract "not to exceed" amount to $883,434.59; and

WHEREAS the Purchasing Terms and Conditions, in Section 2400.6 Duration of Contracts and under Procedure states "The Board of Commissioners shall approve contracts beyond five years."

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the extension of the existing contract with Norstan Communications for 6 months through March 31, 2022, with an option to extend for 6 more months, if required.

BE IT FURTHER RESOLVED that a budget amendment is not required at this time as there is sufficient funding within the Information Technology Fund (#63600) to cover the negotiated cost of the contract extension in the amount of $162,999.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Gwen Markham, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY
2021-08-11 Finance - recommend to Board 2021-09-02 Full Board	(8-0-0) Motion by: Commissioner Smith Charles Seconded by: Commissioner Kowall Yes: Eileen Kowall, Christine Long, Gwen Markham, Angela Powell, Charles Moss,

Yolanda Smith Charles, Charles Cavell,
Gary R. McGillivray
No: None
Abstain: None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Norstan Communications Contract Incorporated by reference. Original on file in County Clerk's office.

b. Contract Extension with Windstream Through 2022 - #003621
MISCELLANEOUS RESOLUTION #21-339
IN RE: Contract Extension with Windstream Through 2022 - #003621
Department: Information Technology
Sponsored By: Gwen Markham, Commissioner

Chairperson and Members of the Board:

WHEREAS the Board of Commissioners, pursuant to Miscellaneous Resolution #19037, authorized the Universal Communications and Collaboration (UCC) Program Phase II Project to replace the legacy Phone System; and

WHEREAS Windstream is the sole provider of Oakland County's local telephone services, circuits and backup toll free services. These services are required until the UCC Phase II is fully implemented in 2022; and

WHEREAS the current contract between Oakland County and Windstream was executed on 10/1/2012, and expires on 9/30/2021; and

WHEREAS Windstream has agreed to a one-year extension on the County's current contract while we migrate to the new technology, long term solution; and

WHEREAS the Purchasing Terms and Conditions, in Section 2400.6 Duration of Contracts and under Procedure states “The Board of Commissioners shall approve contracts beyond five years.”

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the extension of the existing contract with Windstream

Corporation for one (1) year through September 30, 2022.

BE IT FURTHER RESOLVED a budget amendment is not required for the one-year contract extension; funding is available in the Information Technology Fund (#63600) FY 2022 - FY 2024 Budget.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Gwen Markham, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-11 Finance - recommend to Board	(8-0-0)	
2021-09-02 Full Board	Motion by: Commissioner McGillivray	
	Seconded by: Commissioner Smith Charles	
	Yes:	Eileen Kowall, Christine Long, Gwen Markham, Angela Powell, Charles Moss, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Windstream Contract Incorporated by Reference. Original on file in County Clerk's office.

c. Third Quarter 2021 Development Appropriation Transfer
MISCELLANEOUS RESOLUTION #21-340
IN RE: Third Quarter 2021 Development Appropriation Transfer
Department: Information Technology
Sponsored By: Gwen Markham, Commissioner

Chairperson and Members of the Board:

WHEREAS all 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 Third Quarter 2021 development charges to be $1,310,232.77 for the General Fund/General Purpose County departments; and

WHEREAS direct charges to Special Revenue and Proprietary fund departments are $1,095,857.82 and non-County agencies are $24,776.25 for the Third Quarter 2021; and

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

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners has reviewed the Third Quarter 2021 Development Report and approves the Third Quarter appropriation transfer as specified on the attached schedule.

BE IT FURTHER RESOLVED that the respective departmental Fiscal Year 2021 budgets are to be amended as specified in the attached detail schedule.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Gwen Markham, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-11 Finance - recommend to Board	(8-0-0)	
2021-09-02 Full Board	Motion by: Commissioner Cavell	
	Seconded by: Commissioner Long	
	Yes:	Eileen Kowall, Christine Long, Gwen Markham, Angela Powell, Charles Moss, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Information Technology Third Quarter Summary on file in County Clerk's office.

d. Continuation of the Law Enforcement Training Agreement with Oakland Community College

MISCELLANEOUS RESOLUTION #21-341
IN RE: Continuation of the Law Enforcement Training Agreement with Oakland Community College
Department: Prosecuting Attorney's Office
Sponsored By: Penny Luebs, Commissioner, Gwen Markham, Commissioner

Chairperson and Members of the Board:

WHEREAS the Oakland County Prosecutor's Office has historically provided educational services to the Oakland Police Academy, a service of Oakland Community College; and

WHEREAS the educational services include legal training for basic police academy students and advanced training for in-service police officers from area police agencies; and

WHEREAS the Oakland County Prosecutor's Office and Oakland Community College have agreed to enter into a contract with a Not To Exceed (NTE) amount of $6,960 to continue the provision of these services from July 19, 2021 through June 30, 2022; and

WHEREAS the attached Memorandum of Agreement has been reviewed and approved by Corporation Counsel.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the attached Police Academy Training Agreement on behalf of the County of Oakland.

BE IT FURTHER RESOLVED that this contract will take effect upon execution of the agreement by both the County of Oakland and Oakland Community College.

BE IT FURTHER RESOLVED that a budget amendment is not required as this revenue is already included in the Prosecuting Attorney's budget.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner, Gwen Markham, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-24 Public Health & Safety - waived	(8-0-0)	
2021-08-25 Finance - recommend to Board	Motion by: Commissioner Cavell	
2021-09-02 Full Board	Seconded by: Commissioner Moss	
	Yes:	Eileen Kowall, Christine Long, Gwen Markham, Angela Powell, Charles Moss, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray
	No:	None

Abstain: None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Correspondence from David F. Ceci, Dean of Public Services, Oakland Police Academy and Memorandum of Agreement between Oakland Community College and Oakland County Incorporated by Reference. Original on file in County Clerk's office.

11. LEGISLATIVE AFFAIRS AND GOVERNMENT OPERATIONS COMMITTEE – KRISTEN NELSON

a. Designating September 11 – 17, 2021 as Michigan Patriot Week in Oakland County
MISCELLANEOUS RESOLUTION #21-342
IN RE: Designating September 11 – 17, 2021 as Michigan Patriot Week in Oakland County
Department: Board of Commissioners
Sponsored By: Michael Spisz, Commissioner

Chairperson and Members of the Board:

WHEREAS the year 2009 marked the inaugural observation of Michigan Patriot Week in Oakland County as a celebration to "Reinvigorate the American Spirit and Constitution"; and

WHEREAS the history and the founding principles of the United States of America should serve as the cornerstone of civic education. In great reverence to the victims of the 9/11 attacks, we acknowledge that American citizens must take time to honor the principles and events that led to the creation of our nation, its founders, documents, and symbols of our history; and

WHEREAS the events that led to the signing of The Constitution of the United States of America by the delegates of the Constitutional Convention on September 17, 1787, have significance for every American and are honored in public schools across the nation on September 17th as Constitution Day; and

WHEREAS our nation was founded on the principles outlined in the Declaration of Independence, which include:

1. All men are created equal.
2. They are endowed by their Creator with certain unalienable rights.
3. These basic rights are: life, liberty, and the pursuit of happiness.
4. Governments are to be instituted among men to secure these rights.
5. Governments derive their just power from the consent of the governed.
6. The people may alter or abolish the government if it destroys these stated principles; and

WHEREAS during Patriot Week we celebrate and honor the following:
September 11: Revolution
September 12: The Rule of Law
September 13: The Social Compact
September 14: Equality - Gender
September 15: Equality - Race
September 16: Unalienable Rights
September 17: Limited Government; and

WHEREAS exceptional, visionary, and indispensable Americans such as Thomas Paine, Patrick Henry, John Adams, John Marshall, George Washington, Abraham Lincoln, Frederick Douglass, Martin Luther King, Jr., Elizabeth Cady Stanton, Susan B. Anthony, Thomas Jefferson, Cesar Chavez, and James Madison founded and advanced the United States; and

WHEREAS the Bennington Flag, work of Betsy Ross, American Flag, Suffragist Flag, Union Flag, Gadsden Flag, and the flag of the State of Michigan are key physical symbols of American history that should be studied and remembered by each American citizen.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby designates September 11 – 17, 2021, as Michigan Patriot Week, in Oakland County - symbolically beginning this celebration on September 11th and concluding on Constitution Day.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners urges the citizens, government agencies, municipalities, businesses, nonprofit organizations, and schools of the State of Michigan to recognize and participate in this extended holiday by honoring and celebrating the First Principles, key historical figures, founding documents, and symbols of America so that they may offer the reverence that is due to our free republic.

BE IT FURTHER RESOLVED that the Oakland County Clerk/Register of Deeds is requested to forward copies of this adopted resolution to the Michigan Council for Social Studies, Michigan Center for Civic Education, State Board of Education, Oakland Schools, State Bar of Michigan, Oakland County Bar Association, Oakland County Circuit Court, and Governor Gretchen Whitmer.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Michael Spisz, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-10 Legislative Affairs & Government Operations - recommend to Board	(5-0-0)	
2021-09-02 Full Board	Motion by: Commissioner Luebs	
	Seconded by: Commissioner Jackson	
	Yes:	Karen Joliat, Kristen Nelson, Marcia Gershenson, Janet Jackson, Penny Luebs
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

b. Recognition of September 2021 as Deaf Awareness Month in Oakland County

MISCELLANEOUS RESOLUTION #21-343
IN RE: Recognition of September 2021 as Deaf Awareness Month in Oakland County
Department: Board of Commissioners
Sponsored By: Angela Powell, Commissioner

Chairperson and Members of the Board:

WHEREAS the purpose of Deaf Awareness Month is to increase public awareness of deaf issues, people, and culture; and

WHEREAS since first observed by the World Federation of the Deaf in the late 1950s, the month of September, culminating in the International Week of the Deaf, is dedicated to promoting a greater understanding and celebration of the deaf and hard-of-hearing community; and

WHEREAS approximately 1 out of every 1,000 children in the United States is born with profound hearing loss; and

WHEREAS there are many misconceptions about being deaf and the challenges people who are deaf face in their everyday lives, which can only be dispelled through greater public education and awareness; and

WHEREAS people who are deaf communicate using sign language, which is a fully fledged natural language with its own morphology, syntax, and structure; and

WHEREAS according to the U.S. Census Bureau, at least 11,200,000 individuals in the United States are deaf or hard of hearing; and

WHEREAS there are approximately 870,000 Michigan residents with varying degrees of hearing loss ranging from mild to profound, including individuals who are born deaf and people who encounter late-stage hearing loss; and

WHEREAS deaf culture is an important part of the fabric of our society; and

WHEREAS people who are deaf can work in almost any job, and the main barriers to employment arise from inaccessible work environments rather than an inability to hear; and

WHEREAS deaf and hard-of-hearing individuals have made and continue to make numerous contributions in the United States; and

WHEREAS much work remains to be done to promote the rights of people who are deaf, including access to education, access to information and services, and the prevalence of sign language.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby recognizes September 2021 as National Deaf Awareness Month in Oakland County.

BE IT FURTHER RESOLVED that the Oakland County Clerk is requested to forward copies of this resolution to the Michigan Department of Civil Rights - Division of Deaf, DeafBlind and Hard of Hearing, the Michigan Deaf Association and the Michigan Coalition for Deaf, Deafblind and Hard of Hearing People.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Angela Powell, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY
2021-08-10 Legislative Affairs & Government Operations - recommend to Board 2021-09-02 Full Board	(5-0-0) Motion by: Commissioner Luebs Seconded by: Commissioner Jackson Yes: Karen Joliat, Kristen Nelson, Marcia Gershenson, Janet Jackson, Penny Luebs No: None Abstain: None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

c. Declaring September as National Sickle Cell Disease Awareness Month in Oakland County

MISCELLANEOUS RESOLUTION #21-344
IN RE: Declaring September as National Sickle Cell Disease Awareness Month in Oakland County
Department: Board of Commissioners
Sponsored By: Janet Jackson, Commissioner

Chairperson and Members of the Board:

WHEREAS September is National Sickle Cell Awareness Month, designated by Congress to help focus attention on the need for research and treatment of sickle cell disease (SCD); and

WHEREAS SCD is one of the most common inherited blood disorders affecting approximately 100,000 children and adults in the nation; and

WHEREAS SCD can lead to lifelong disabilities and reduce average life expectancy; and

WHEREAS SCD is a complex genetic disease involving multicellular adhesion between red blood cells, white blood cells, platelets, and endothelial cells, resulting in vaso-occlusive crises (VOCs); and

WHEREAS VOCs are the trademark of SCD and are associated with an increase mortality rate. These recurrent episodes induce severe pain, decrease qualify of life, can cause life-threatening complications, including stroke; and

WHEREAS VOC is the number one reason that patients with SCD visit the emergency room or are hospitalized; and

WHEREAS according to the Centers for Disease Control and Prevention (CDC), nationwide SCD occurs in 1 out of every 365 Black or African-American births and 1 out of every 16,300 Hispanic-American births; and

WHEREAS in Michigan, SCD occurs in 1 out of every 2,496 births and 1 out of every 467 African American births; and

WHEREAS according to the Michigan Department of Health and Human Services, the disease is most prevalent in African Americans; however, it also occurs in other ethnic groups including individuals of Middle Eastern, Mediterranean, Central and South American, and Asian heritage; and

WHEREAS the estimated annual medical costs for SCD exceed $1.1 billion in the United States; and

WHEREAS eighty percent of overall treatment costs attribute to inpatient costs and $356 million in estimated annual costs for emergency room visits; and

WHEREAS high Medicaid costs stem from "super utilizers", patients with more than four hospital visits per year, and SCD was the fifth most common diagnosis among Medicaid "super utilizers"; and

WHEREAS access to care may be challenging for patients with SCD; due to a lack of physicians experienced in treating SCD; and

WHEREAS many young adults transitioning from pediatric care seek treatment in emergency settings; and

WHEREAS only two medications have been approved to treat complications of SCD and more needs to be done to improve the quality of care for patients with SCD; and

WHEREAS the Centers for Disease Control and Prevention (CDC), National Center on Birth Defects and Developmental Disabilities, Division of Blood Disorders considers SCD a major public health concern in the United States.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby declares September as National Sickle Cell Disease Awareness Month in Oakland County.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Janet Jackson, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY
2021-08-10 Legislative Affairs & Government Operations - recommend to Board 2021-09-02 Full Board	(5-0-0) Motion by: Commissioner Luebs Seconded by: Commissioner Jackson Yes: Karen Joliat, Kristen Nelson, Marcia Gershenson, Janet Jackson, Penny Luebs No: None Abstain: None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)

Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

d. Declaring September 10 – 21, 2021 as Welcoming Week in Oakland County

MISCELLANEOUS RESOLUTION #21-345
IN RE: Declaring September 10 – 21, 2021 as Welcoming Week in Oakland County
Department: Board of Commissioners
Sponsored By: William Miller III, Commissioner

Chairperson and Members of the Board:

WHEREAS communities bring together immigrants, refugees, and long-time residents in a spirit of unity to build strong connections among citizens Countywide and affirm the benefits of welcoming everyone – including new Americans; and

WHEREAS at a time when political rhetoric has deepened divisions, and the COVID-19 pandemic has renewed anti-immigrant sentiment, Welcoming Week reminds us to double down on our inclusive vision and find new ways to bring people together across lines of difference to further develop understanding and mutual support; and

WHEREAS for Welcoming Week in 2021, let's declare that "Belonging Begins With US" this year's theme, that each and every one of us has the power to help others, regardless of their background, to feel like they are seen, embraced, welcomed, and included in our communities; and

WHEREAS Oakland County remains resolute in its commitment to continue fostering a neighborly and welcoming atmosphere in our community, where all are welcome, accepted and appreciated; and

WHEREAS by participating in Welcoming Week, Oakland County recognizes that being a welcoming community for all makes us stronger economically, socially, and culturally; and

WHEREAS Oakland County plans to recognize and celebrate Welcoming Week to help immigrant and U.S.-born neighbors connect and celebrate what unites us as a community; and

WHEREAS "Belonging Begins With US" – lets continue to build a County of neighbors.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby declares September 10-21, 2021, as Welcoming

Week in Oakland County.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners believes communities are stronger when everyone feels welcome and works together for the common good.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners urges elected officials, community leaders and all residents to do their part and join with the initiative to affirm Oakland County as a welcoming county that respects the innate dignity of all people.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: William Miller III, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-10 Legislative Affairs & Government Operations - recommend to Board	(5-0-0)	
2021-09-02 Full Board	Motion by: Commissioner Luebs	
	Seconded by: Commissioner Jackson	
	Yes:	Karen Joliat, Kristen Nelson, Marcia Gershenson, Janet Jackson, Penny Luebs
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

e. **MR #21325 – Designation of August 2021 as Black Women's Equal Pay Month in Oakland County**

MISCELLANEOUS RESOLUTION #21-325
IN RE: MR #21325 – Designation of August 2021 as Black Women's Equal Pay Month in Oakland County
Department: Board of Commissioners
Sponsored By: Angela Powell, Commissioner

Chairperson and Members of the Board:

WHEREAS Black Women's Equal Pay Month is an indicator how many more months a Black woman must work into the new year to make what white non-Hispanic man made at the end of the previous year; and

WHEREAS almost six decades after the passage of the Equal Pay Act of 1963, Census Bureau data show that women working full-time, year-round are paid 80 cents for every dollar paid to men, while African American women working full-time, year-round are paid 63 cents; and

WHEREAS if current trends continue, on average women collectively will have to wait 40 years for equal pay and Black women will have to wait 100 years; and

WHEREAS the pay disparity Black women face is part of a wider set of disparities Black women face in homeownership, unemployment, poverty, access to childcare, and the ability to accumulate wealth; and

WHEREAS nearly two-thirds of workers paid the minimum wage or less are women and the concentration of women in low-wage jobs is a significant contributor to the wage gap; and

WHEREAS the lack of family friendly policies, such as access to affordable, quality childcare, paid family and medical leave, paid sick days, and fair and predictable work schedules, forces many caregivers to choose between providing for their families financially and ensuring their loved ones receive quality care, and contributes to the wage gap; and

WHEREAS the economic fallout from the COVID-19 pandemic has had a disproportionate impact on women and women of color, with women losing the majority of jobs lost since March 2020, leaving the workforce at three times the rate as men for childcare purposes, and with women and women of color experiencing the lowest rates of employment in decades; and

WHEREAS true pay equity requires a multi-faceted strategy that addresses the gendered and racial injustices that Black women face daily; and

WHEREAS equal pay strengthens the economic security of families and enhances retirement savings; and

WHEREAS when women are paid fairly, families are stronger, businesses prosper, and American values and the economy are strengthened.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby designates August 2021 as Black Women's Equal Pay Month in Oakland County.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Angela Powell, Commissioner.

<u>COMMITTEE TRACKING</u>	<u>LIAISON COMMITTEE VOTE SUMMARY</u>
2021-08-05 Full Board -	(5-0-0)

introduced 2021-08-10 Legislative Affairs & Government Operations - recommend to Board 2021-09-02 Full Board	Motion by: Commissioner Gershenson Seconded by: Commissioner Jackson Yes: Karen Joliat, Kristen Nelson, Marcia Gershenson, Janet Jackson, Penny Luebs No: None Abstain: None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

f. **MR #21327 – Amendment to the Rules of the Board of Commissioners – Revision of Section XIII. – Board of Commissioners' Meeting Procedures**
MISCELLANEOUS RESOLUTION #21-327
IN RE: MR #21327 – Amendment to the Rules of the Board of Commissioners – Revision of Section XIII. – Board of Commissioners' Meeting Procedures
Department: Board of Commissioners
Sponsored By: Kristen Nelson, Commissioner

Chairperson and Members of the Board:

WHEREAS in connection with the approval of MR#20303, and subsequent purchase and implementation of a cloud-based agenda management software system, the Board of Commissioners has added additional means of public transparency and realized efficiencies within its operations; and

WHEREAS through the full utilization of the Board of Commissioners' agenda management system, voting can take place via electronic means which provides the public with immediate notification of how each commissioner voted and the final tally; and

WHEREAS an amendment to the Rules of the Board of Commissioners is necessary to recognize and utilize the technological improvements previously approved by the Board.

NOW THEREFORE BE IT RESOLVED that the 2021-22 Rules of the Board of Commissioners are amended as follows:

XIII. BOARD OF COMMISSIONERS' MEETING PROCEDURES
L. Present and voting:
(4) Voting shall occur by one of the following two methods:

1. The normal procedure will be to electronically vote when the Chairperson calls for the vote using the Board's electronic voting devices and following the required steps. Votes will immediately and automatically be posted on the Board's presentation screens or read aloud by staff. Votes can be changed in accordance with the required steps for use of the electronic voting devices until the Chairperson declares the voting ended and asks for the final recorded vote tally of Commissioners present.
2. When the electronic voting devices are not available for use due to technical or other difficulties, a decision not to use them, or another reason, votes shall be by "yes" and "no" and will be taken by a show of hands, voice vote or a roll call vote so that the vote of each Commissioner is recorded. No motion shall be valid unless approved at a meeting of the Board and a proper record is made of the vote. Any Commissioner may request that his/her vote be changed if such request is made prior to announcement of whether the vote passed or failed.

BE IT FURTHER RESOLVED that the staff of the Board of Commissioners are authorized to renumber the Rules of the Board for the codification of this Rule.
Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Kristen Nelson, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-05 Full Board - introduction	(6-0-0)	
2021-08-10 Legislative Affairs & Government Operations - amend and recommend to Board with Commissioner Kochenderfer absent	Motion by: Commissioner Jackson	
2021-09-02 Full Board	Seconded by: Commissioner Gershenson	
	Yes:	David T. Woodward, Karen Joliat, Kristen Nelson, Marcia Gershenson, Janet Jackson, Penny Luebs
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Report of Amendments and Resolution as Initially Presented on file in County Clerk's office.

12. PUBLIC HEALTH AND SAFETY COMMITTEE – PENNY LUEBS

a. Fiscal Year (FY) 2021 Public Assistance Grant Agreement FEMA-4494-DR-MI - Application

MISCELLANEOUS RESOLUTION #21-346
IN RE: Fiscal Year (FY) 2021 Public Assistance Grant Agreement FEMA-4494-DR-MI - Application
Department: Emergency Management & Homeland Security
Sponsored By: Penny Luebs, Commissioner

Chairperson and Members of the Board:

WHEREAS the President of the United States declared a disaster for the State of Michigan on March 13, 2020, under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act; and

WHEREAS Oakland County has provided emergency protective measures to its citizens in the form of Personal Protective Equipment, Public Communications, Food, Testing, Vaccinations, Contact Tracing, and other services in response to the COVID-19 Pandemic; and

WHEREAS the COVID-19 Pandemic is an ongoing disaster and Oakland County is continuing to provide emergency protective measures to its citizens; and

WHEREAS thus far Oakland County has documented to FEMA nearly $8.3 million in expenses for emergency protective measures; and

WHEREAS FEMA will be awarding Oakland County grant funds in the form of individual projects for expenses related to the COVID-19 Pandemic; and

WHEREAS to date FEMA has approved FEMA Project Worksheets in the amount of $713,777.56; and

WHEREAS each project submission will have a similar but separate grant agreement award from FEMA with reference to the individual project number and project name; and

WHEREAS the grant agreement has completed the Grant Review Process in accordance with the Grants Policy approved by the Board at their January 21, 2021 meeting.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners accepts grant funding from FEMA for projects approved to date in the amount of $713,777.56.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners authorizes and directs the Chairperson of the Board to sign additional grant agreement projects related to FEMA COVID-19 submissions up to the $8,300,000 of documented FEMA eligible costs.

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

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners will be provided with a monthly report on the status of projects submitted to FEMA for reimbursement

BE IT FURTHER RESOLVED a budget amendment is not required.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-24 Public Health & Safety - recommend and forward to Finance	(6-0-0)	
2021-08-25 Finance - recommend to Board	Motion by: Commissioner Hoffman	
2021-09-02 Full Board	Seconded by: Commissioner McGillivray	
	Yes:	Robert Hoffman, Angela Powell, Thomas Kuhn, Charles Cavell, Gary R. McGillivray, Penny Luebs
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Grant Review Sign-Off - 2021 Public Assistance Grant Program - FEMA, Assurances - Non-Construction, Assurances - Construction, Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements, Disclosure of Lobbying Activities, Audit Certification, IRS Form W-9, Project Quarterly Progress Report, Electronic Checklist, State of Michigan Public Assistance (PA) Grant Program - Grant Agreement and Summary for Assurances Checklist Incorporated by Reference. Original on file in County Clerk's office.

b. Fiscal Year (FY) 2022 Emerging Threats Local Health Department Agreement Application

MISCELLANEOUS RESOLUTION #21-347
IN RE: Fiscal Year (FY) 2022 Emerging Threats Local Health Department Agreement Application
Department: Health & Human Services - Health Division
Sponsored By: Penny Luebs, Commissioner

Chairperson and Members of the Board:

WHEREAS the Oakland County Health Division is applying for funding through the Michigan Department of Health and Human Services (MDHHS) Fiscal Year (FY) 2022 Emerging Threats Local Health Department Agreement in the amount of $9,502,413 for the period October 1, 2021 through September 30, 2022; and

WHEREAS funding will support COVID-19 Infection Prevention, COVID Immunization, Contact Tracing, Investigation, Testing Coordination, Monitoring and Wrap Around efforts; and

WHEREAS funding continues to support the development of a Regional Lab in an effort to modernize and expand COVID-19 testing and response capabilities; and

WHEREAS no personnel changes have been requested at this time; and

WHEREAS no County match is required; and

WHEREAS this grant application has completed the Grant Review Process in accordance with the Grants Policy approved by the Board of Commissioners at their January 21, 2021 meeting.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby authorizes the Fiscal Year 2022 Emerging Threats Local Health Department application totaling $9,502,413 for the period of October 1, 2021 through September 30, 2022.

BE IT FURTHER RESOLVED that application and future acceptances of this grant does not obligate the county to any future commitment and continuation of this program is contingent upon continued future levels of grant funding.

BE IT FURTHER RESOLVED that no budget amendment is required at this time.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY
2021-08-24 Public Health & Safety - recommend and	(6-0-0) Motion by: Commissioner McGillivray

forward to Finance 2021-08-25 Finance - recommend to Board 2021-09-02 Full Board	Seconded by: Commissioner Hoffman	
	Yes:	Robert Hoffman, Angela Powell, Thomas Kuhn, Charles Cavell, Gary R. McGillivray, Penny Luebs
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Grant Review Sign-Off - FY 2022 - Emerging Threats - Local Health Department Agreement, FY 22 Emerging Threats Agreement, FY 21-22 Agreement Addendum A, Agreement Applicable Laws, Rules, Regulations, Policies, Procedures and Manuals, Attachment I - Instructions for Annual Budget, Attachment III - Program Specific Assurances and Requirements, Attachment IV - Footnotes: FY 2021/2022, Fiscal Questionaire - FY 2021, Attachemnt B.3 - Equipment Inventory Schedule and Attachment B.4 - Indirect Cost Rate Calculation Incorporated by Reference. Original on file in County Clerk's office.

c. 2019 Beach Monitoring Program Grant 2019-7210– Amendment #2
MISCELLANEOUS RESOLUTION #21-348
IN RE: 2019 Beach Monitoring Program Grant 2019-7210– Amendment #2
Department: Health & Human Services - Health Division
Sponsored By: Penny Luebs, Commissioner

Chairperson and Members of the Board:

WHEREAS the Oakland County Health Division has received Amendment #2 to the Michigan Department of Environment, Great Lakes and Energy (EGLE) 2019 Beach Monitoring Program Grant Contract; and

WHEREAS the original agreement in the amount of $89,233.33, which included a required in-kind match of $22,308.33, was approved by the Board of Commissioners on July 19, 2019, via Miscellaneous Resolution #19261; and

WHEREAS Amendment #1 increased the grant funding by $9,999.00, with no additional in-kind match required, increasing the total amount of the budget to $99,232.33; and

WHEREAS Amendment #2 increases the total grant funding by $72,057.58, with no additional match required, increasing the total amount of the budget to $171,289.91, and extends the grant end date from December 31, 2020 to December 31, 2022; and

WHEREAS services are on-going, and no personnel changes are required to administer this program; and

WHEREAS the 2019 Beach Monitoring Program Grant Contract Amendment #2 has completed the Grant Review Process in accordance with the Grants Policy approved by the Board at their January 21, 2021 meeting.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby accepts Amendment #2 to the 2019 Beach Monitoring Program Grant Contract in the amount of $72,057.58 through December 31, 2022.

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

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%).

BE IT FURTHER RESOLVED the FY 2021, FY 2022, and FY 2023 budgets are amended as follows:

GENERAL FUND (#10100)		FY 2021	FY 2022	FY 2023
Revenues				
1060220-134185-615571-100000003281	State Operating Grant	$ 24,020	$24,019	$24,019
9010101-196030-665882	Planned Use of Balance	($24,020)	($24,019)	($ 0)
Total Revenue		$0	$0	$24,019
Expenditures				
9010101-196030-796500	Budgeted Equity Adjustments	$ 0	$ 0	$24,019
Total Expenditures		$ 0	$ 0	$24,019

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY
2021-08-24 Public Health & Safety - recommend to Board	(6-0-0) Motion by: Commissioner Hoffman Seconded by: Commissioner Cavell

2021-09-02 Full Board	Yes:	Robert Hoffman, Angela Powell, Thomas Kuhn, Charles Cavell, Gary R. McGillivray, Penny Luebs
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Grant Review Sign-Off - 2019 Beach Monitoring Program Grant - Amendment #2, Beach Monitoring Budget and Amendment #2 to the Grant Agreement between Michigan Department of Environment, Great Lakes and Energy and the Oakland County Health Division Incorporated by Reference. Original on file in County Clerk's office.

d. Fiscal Year (FY) 2022 Oakland County Narcotics Enforcement Team (NET) Byrne Grant Application

MISCELLANEOUS RESOLUTION #21-349
IN RE: Fiscal Year (FY) 2022 Oakland County Narcotics Enforcement Team (NET) Byrne Grant Application
Department: Sheriff's Office
Sponsored By: Penny Luebs, Commissioner

Chairperson and Members of the Board:

WHEREAS the Sheriff's Office is applying for Fiscal Year (FY) 2022 Edward Byrne Memorial Justice Assistance Grant (JAG) pass through funding from the Michigan State Police in the amount of $458,812 for the period October 1, 2021 through September 30, 2022 for the Narcotics Enforcement Team (NET) Byrne Grant Program; and

WHEREAS the grant application requests funds to continue one (1) special revenue (SR) full-time eligible (FTE) Principal Attorney position (#4010201-07207) in the Prosecuting Attorney's Office; and

WHEREAS the grant application also requests funds to continue two (2) SR FTE Sergeant positions (#4030920-09829 and #4030920-09830), and one (1) SR part-time non-eligible (PTNE) 1,000 hours per year Office Support Clerk Senior position (#4030920-10931) in the Sheriff's Office; and

WHEREAS there is no grant match requirement. However, if sufficient funding is not awarded the departments will identify alternate sources to cover the full cost of the positions; and

WHEREAS this grant application has completed the Grant Review Process in accordance with the Grants Policy approved by the Board at their January 21, 2021 meeting.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the submission of the FY2022 Edward Byrne Memorial Justice Assistance Grant (JAG) pass through funding from the Michigan State Police in the amount of $458,812 for the period October 1, 2021 through September 30, 2022 for the Narcotics Enforcement Team (NET) Byrne Grant Program.

BE IT FURTHER RESOLVED that application and future acceptance of this grant does not obligate the County to any future commitment and continuation of this program is contingent upon continued future levels of grant funding.

BE IT FURTHER RESOLVED that no budget amendment is required at this time.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner.

<u>COMMITTEE TRACKING</u>
2021-08-24 Public Health & Safety - recommend and forward to Finance
2021-08-25 Finance - recommend to Board
2021-09-02 Full Board

<u>LIAISON COMMITTEE VOTE SUMMARY</u>
(6-0-0)
Motion by: Commissioner Hoffman
Seconded by: Commissioner McGillivray
Yes: Robert Hoffman, Angela Powell, Thomas Kuhn, Charles Cavell, Gary R. McGillivray, Penny Luebs
No: None
Abstain: None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Grant Review Sign-Off - FY 2022 Narcotics Enforcement Team (N.E.T.) Grant, FY 2022 Byrne JAG and RSAT Grant Opportunity and FY 2022 Byrne JAG Application Incorporated by Reference. Original on file in County Clerk's office.

e. **Fiscal Year (FY) 2021 Secondary Road Patrol Grant Application**
MISCELLANEOUS RESOLUTION #21-350
IN RE: Fiscal Year (FY) 2021 Secondary Road Patrol Grant Application
Department: Sheriff's Office
Sponsored By: Penny Luebs, Commissioner

Chairperson and Members of the Board:

WHEREAS the Oakland County Sheriff's Office (OCSO) is applying for $406,032 in grant funding from the Michigan Department of State Police (MSP) - Office of Highway Safety Planning (OHSP) from Public Act 416 to conduct secondary road patrol activities for the period October 1, 2021 through September 30, 2022; and

WHEREAS this is 43rd year that the OCSO has applied for Secondary Road Patrol and Traffic Accident Prevention Program Grant funding; and

WHEREAS the Fiscal Year (FY) grant allocation represents a decrease of $252,078 from last year's funding; and

WHEREAS the grant application requests full funding for two (2) Special Revenue (SR) full-time eligible (FTE) Deputy II positions (#4030630-02572, and #03114) and one (1) SR FTE Sergeant position (#4030630-07790) located in the Patrol Services Division; and

WHEREAS the grant application requests partial funding for (1) Special Revenue (SR) full-time eligible (FTE) Deputy II position (#07501), which will sunset in mid-December; and

WHEREAS unless a secondary allocation is received from MSP OHSP prior to the grant award, the reduction in funding will result in the deletion of one (1) SR FTE Deputy II position (#4030630-14865) as of September 30, 2021; and

WHEREAS no county match is required; and

WHEREAS the grant application has completed the Grant Review Process in accordance with the Grants Policy approved by the Board at their January 21, 2021 meeting.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves the submission of the Fiscal Year 2022 Secondary Road Patrol Grant application from the Michigan Department of State Police - Office of Highway Safety Planning in the amount of $406,032 for the period October 1, 2021 through September 30, 2022.

BE IT FURTHER RESOLVED that the application and acceptance of this grant does not obligate the County to any future commitment and continuation of the Special Revenue positions are contingent upon future levels of grant funding.

BE IT FURTHER RESOLVED that no budget amendment is required at this time.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-24 Public Health & Safety - recommend and forward to Finance	(6-0-0)	
2021-08-25 Finance - recommend to Board	Motion by: Commissioner Powell	
2021-09-02 Full Board	Seconded by: Commissioner McGillivray	
	Yes:	Robert Hoffman, Angela Powell, Thomas Kuhn, Charles Cavell, Gary R. McGillivray, Penny Luebs
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Grant Review Sign-Off - FY 2022 Secondary Road Patrol Grant, Exception to Board Rules Request, FY 22 Sheriff - Secondary Road Patrol Grant Application Report, Application and Allocation Form Letter, FY 2022 Secondary Road Patrol Application, Attachment A - Resolutions, Attachment B - Signed Copies of Law Enforcement Contracts, Attachment C - Law Enforcement Plan, Attachment D - Equipment Inventory, FY 22 Program Report Due Dates, Annual Program Report, Semi Annual Report, Quarterly Financial Report and Contract Adjustment Request Incorporated by Reference. Original on file in County Clerk's office.

f. Contract Amendment #3 for Law Enforcement Services in the Charter Township of Orion 2019-2021

MISCELLANEOUS RESOLUTION #21-351
IN RE: Contract Amendment #3 for Law Enforcement Services in the Charter Township of Orion 2019-2021
Department: Sheriff's Office

Sponsored By: Penny Luebs, Commissioner

Chairperson and Members of the Board:

WHEREAS the Charter Township of Orion has contracted with the Oakland County Sheriff's Office to provide law enforcement services for the Township (M.R. #18432); and

WHEREAS paragraph 29 of this contract provides that an amendment to this contract must be approved by a resolution of the Oakland County Board of Commissioners and the Charter Township of Orion; and

WHEREAS the Charter Township of Orion has approved a proposed amendment to the contract adding one (1) Deputy II (no-fill) position beginning on September 25, 2021 and continuing until the current contract expires or is terminated; and

WHEREAS the Sheriff has agreed to the provisions of Amendment #3 for the Charter Township of Orion under the terms of this contract.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves and authorizes its Chairperson to sign Amendment #3 to the original Oakland County Sheriff's Office 2019-2021 Law Enforcement Services Agreement with the Charter Township of Orion to add one (1) Deputy II (no-fill) position beginning on September 25, 2021 and continuing until the Oakland County Sheriff's Office 2019-2021 Law Enforcement Services Agreement with the Charter Township of Orion expires or is terminated.

BE IT FURTHER RESOLVED to create one (1) General Fund/General Purpose (GF/GP) full-time eligible Deputy II position in the Sheriff's Office, Patrol Services Division, Orion Unit (#4030625).

BE IT FURTHER RESOLVED that one (1) marked four-wheel drive vehicle with mobile radio, prep radio, Mobile Data Computer (MDC) and Video Camera be added to the County fleet to satisfy the requirements of Amendment #3.

BE IT FURTHER RESOLVED that the future level of service, including the continuation of position(s), is contingent upon the level of funding associated with this contract.

BE IT FURTHER RESOLVED that this amendment will take effect September 25, 2021.

BE IT FURTHER RESOLVED the FY 2021 - FY 2024 budgets are amended, per the attached Schedule A.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-24 Public Health & Safety - recommend to Board 2021-09-02 Full Board	(6-0-0) Motion by: Commissioner Hoffman Seconded by: Commissioner McGillivray	
	Yes:	Robert Hoffman, Angela Powell, Thomas Kuhn, Charles Cavell, Gary R. McGillivray, Penny Luebs
	No:	None
	Abstain:	None

Michael Gingell moved to recommend approval of the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Sheriff's Office Contract with Orion Township - Amendment #3 Write-Up, Sheriff's Office Contract with Orion Township - Budget Amendment #3 - Schedule A and Sheriff's Office Contract with Orion Township - Amendment #3 Incorporated by Reference. Original on file in County Clerk's office.

g. **Contract Amendment #2 for Law Enforcement Services in the City of Pontiac 2019-2021**

MISCELLANEOUS RESOLUTION #21-352
IN RE: Contract Amendment #2 for Law Enforcement Services in the City of Pontiac 2019-2021
Department: Sheriff’s Office
Sponsored By: Penny Luebs, Commissioner

Chairperson and Members of the Board:

WHEREAS the City of Pontiac has contracted with the Oakland County Sheriff's Office to provide law enforcement services for the City (M.R. #18449); and

WHEREAS paragraph 29 of this contract provides that an amendment to this contract must be approved by a resolution of the Oakland County Board of Commissioners and the City of Pontiac; and

WHEREAS the City of Pontiac has approved a proposed amendment to the contract adding seven (7) Deputy II (no-fill) positions beginning September 25, 2021 and continuing until the current contract expires or is terminated; and

WHEREAS the Sheriff has agreed to the provisions of Amendment #2 for the City of Pontiac under the terms of this contract.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners approves and authorizes its Chairperson to sign Amendment #2 to the original Oakland County Sheriff's Office 2019-2021 Law Enforcement Services Agreement with the City of Pontiac to add seven (7) Deputy II (no-fill) positions, beginning September 25, 2021 and continuing until the Oakland County Sheriff's Office 2019-2021 Law Enforcement Services Agreement with the City of Pontiac expires or is terminated.

BE IT FURTHER RESOLVED to create seven (7) General Fund/General Purpose (GF/GP) full-time eligible (FTE) Deputy II positions in the Sheriff's Office, Patrol Services Division, Pontiac Unit (#4030629).

BE IT FURTHER RESOLVED that two (2) marked four-wheel drive vehicle with mobile radio, prep radio, Mobile Data Computer (MDC) and Video Camera be added to the County fleet to satisfy the requirements of Amendment #2.

BE IT FURTHER RESOLVED a re-appropriation of $103,170 is required from the General Fund Non-departmental Capital Outlay Miscellaneous line item to Contingency line item to cover the initial capital costs.

BE IT FURTHER RESOLVED that the future level of service, including the continuation of position(s), is contingent upon the level of funding associated with this contract.

BE IT FURTHER RESOLVED that this amendment will take effect September 25, 2021.

BE IT FURTHER RESOLVED that the FY 2021 - FY 2024 budgets are amended, per the attached Schedule A.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY
2021-08-24 Public Health & Safety - recommend and forward to Finance 2021-08-25 Finance - recommend to Board 2021-09-02 Full Board	(6-0-0) Motion by: Commissioner Powell Seconded by: Commissioner Hoffman Yes: Robert Hoffman, Angela Powell, Thomas Kuhn, Charles Cavell, Gary R. McGillivray, Penny Luebs No: None Abstain: None

Michael Gingell moved to adopt the attached resolutions on the Consent Agenda. Seconded by William Miller III.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Sheriff's Office Contract with the City of Pontiac - Amendment #2 Write-Up, Sheriff's Office Contract with the City of Pontiac - Amendment #2 - Schedule A and Sheriff's Office Contract with the City of Pontiac - Amendment #2 Incorporated by Reference. Original on file in County Clerk's office.

REGULAR AGENDA

13. ECONOMIC DEVELOPMENT AND INFRASTRUCTURE COMMITTEE – WILLIAM MILLER

a. MR #21303 – Assignment of American Rescue Plan Act – Local Fiscal Recovery Funds for a Matching Grant Program to Local Cities, Villages, and Townships to Plan for Critical Infrastructure Projects

William Miller III moved to adopt the attached Resolution: MR #21303 - Assignment of American Rescue Plan Act - Local Fiscal Recovery Funds for Matching Grant Program to Local Cities, Villages and Townships to Plan for Critical Infrastructure Projects. Seconded by Michael Spisz.

Michael Spisz moved to amend the attached Resolution: MR #21303 – Assignment of American Rescue Plan Act – Local Fiscal Recovery Funds for a Matching Grant Program to Local Cities, Villages, and Townships to Plan for Critical Infrastructure Projects as follows:

Delete and insert the following language in the 3rd WHEREAS:
WHEREAS an assignment of ~~$2,000,000~~ **$2,400,000** of Oakland County's American Rescue Plan Act -
Local Fiscal Recovery Funds can be targeted for ~~the investment~~ **a matching grant program to invest** in
local cities, villages and townships (CVT) **Clean Water State Revolving Fund (CWSRF) and/or Drinking**
Water State Revolving Fund (DWSRF) eligible water and sewer critical infrastructure projects; and

Delete and insert the following language in the 4th WHEREAS:
WHEREAS the immediate need to support local CVTs through a matching grant program for project
planning, and pre-project engineering, **legal/administration** and other professional services pertaining to

CVT's **Clean Water State Revolving Fund (CWSRF) and/or Drinking Water State Revolving Fund (DWSRF) eligible** water and sewer infrastructure projects will serve to expedite Oakland County's economic recovery.

Delete and insert the following language in the NOW THEREFORE BE IT RESOLVED:
NOW THEREFORE BE IT RESOLVED that the Board of Commissioners authorizes a ~~$2,000,000~~ **$2,400,000** assignment of the Special Revenue Fund #21285 titled ARP-Local Fiscal Recovery Fund to offer grants to Oakland County cities, villages, and townships for ~~the development of local~~ **project planning, pre-project engineering, legal/administrative support and other professional services pertaining to CVT's Clean Water State Revolving Fund (CWSRF) and/or Drinking Water State Revolving Fund (DWSRF) eligible water and sewer infrastructure projects. Grant eligibility shall include unfunded local government legal/administrative costs associated with the acceptance of CWSRF or DWSRF funding.**

Seconded by Karen Joliat.

Amendment carried.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

MISCELLANEOUS RESOLUTION #21-303
IN RE: MR #21303 – Assignment of American Rescue Plan Act – Local Fiscal Recovery Funds for a Matching Grant Program to Local Cities, Villages, and Townships to Plan for Critical Infrastructure Projects
Department: Board of Commissioners
Sponsored By: Michael Spisz, Commissioner

Chairperson and Members of the Board:

WHEREAS the American Rescue Plan Act, 2021 (Pub. L. No. 117-2, §9901 . Sec. 602) authorized the use of funds under the Coronavirus State and Local Fiscal Recovery Funds to make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS pursuant to MR#21212, the Oakland County Board of Commissioners approved the acceptance of $244,270,949 in Local Fiscal Recovery Funds from the American Rescue Plan Act and has received the first of two expected disbursements in the amount of $122 ,135,47 4.50; and

WHEREAS an assignment of $2,000,000 of Oakland County's American Rescue Plan Act - Local Fiscal Recovery Funds can be targeted for the investment in local cities, villages and townships (CVT) critical infrastructure projects; and

WHEREAS the immediate need to support local CVTs through a matching grant program for project planning, and pre-project engineering, and other professional services pertaining to CVT's water and sewer infrastructure projects will serve to expedite Oakland County's economic recovery.

NOW THEREFORE BE IT **RESOLVED** that the Board of Commissioners authorizes a $2,000,000 assignment of the Special Revenue Fund #21285 titled ARP-Local Fiscal Recovery Fund to offer grants to Oakland County cities, villages, and townships for the development of local water and sewer infrastructure projects.

BE IT FURTHER RESOLVED that appropriations of the assigned program funding shall be contingent upon Board of Commissioners approval through a subsequent Miscellaneous Resolution.

BE IT FURTHER RESOLVED that approval of appropriations of the American Rescue Plan Act - Local Fiscal Recover Funds for programs and services by Oakland County shall not obligate a commitment of the General Fund, unless authorized by action of the Board of Commissioners.

BE IT FURTHER RESOLVED that the programs shall be administered in conformance with federal, state, and local legal requirements , Oakland County policies and procedures, and Department of Treasury guidelines for the eligible expenditure of American Rescue Plan Act - Local Fiscal Recovery Funds.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Michael Spisz, Commissioner.

COMMITTEE TRACKING
2021-07-22 Full Board - introduction
2021-08-11 Economic Development & Infrastructure - recommend to Board
2021-09-02 Full Board

LIAISON COMMITTEE VOTE SUMMARY
(6-0-0)
Motion by: Commissioner Spisz
Seconded by: Commissioner Cavell
Yes: Michael Spisz, Philip Weipert, Gwen Markham, William Miller III, Yolanda Smith Charles, Charles Cavell
No: None
Abstain: None

William Miller III moved to adopt as amended the attached Resolution: MR #21303 – Assignment of American Rescue Plan Act – Local Fiscal Recovery

Funds for a Matching Grant Program to Local Cities, Villages, and Townships to Plan for Critical Infrastructure Projects. Seconded by Michael Spisz.

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

14. FINANCE COMMITTEE – GWEN MARKHAM

There were no items on the Regular Agenda for the Finance Committee.

15. LEGISLATIVE AFFAIRS AND GOVERNMENT OPERATIONS COMMITTEE – KRISTEN NELSON

a. Appointment – Corporation Counsel

Kristen Nelson moved to confirm the attached Appointment: Corporation Counsel. Seconded by William Miller III.

AGENDA ITEM:	Appointment – Corporation Counsel
MEETING:	Board of Commissioners
DATE:	Thursday, September 2, 2021 6:00 PM

ITEM SUMMARY SHEET

DEPARTMENT	**SPONSORED BY**
Executive's Office	Kristen Nelson, Commissioner

INTRODUCTION AND BACKGROUND

The Legislative Affairs and Government Operations Committee, having reviewed the appointment by the County Executive of Solon Phillips as Corporation Counsel, recommends concurrence of this appointment, pursuant to Public Act 139 of 1973.

BUDGET AMENDMENT REQUIRED: No

COMMITTEE TRACKING

2021-08-10 Legislative Affairs & Government Operations - concur
2021-09-02 Full Board

Motion Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L.

Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

b. MR #21328 – Amendment to the Rules of the Board of Commissioners – Revision of Section II. – Order of Business

Kristen Nelson moved to adopt the attached Resolution: MR #21328 – Amendment to the Rules of the Board of Commissioners – Revision of Section II. – Order of Business. Seconded by Gwen Markham.

MISCELLANEOUS RESOLUTION #21-328
IN RE: MR #21328 – Amendment to the Rules of the Board of Commissioners – Revision of Section II. – Order of Business
Department: Board of Commissioners
Sponsored By: Kristen Nelson, Commissioner

Chairperson and Members of the Board:

WHEREAS Board of Commissioners' meetings meet all requirements set forth by law for public and governing bodies and welcomes public engagement at its committee and Full Board meetings during the Public Comments segment; and

WHEREAS to enhance the efficient and orderly flow of business addressed by the Board, an additional Public Comments section will be added to the order of business; and

WHEREAS the first Public Comments opportunity will be for comments related only to issues contained on the agenda, which allows the public a chance to be heard prior to voting on agenda items taking place, and the second "Public Comments" opportunity will be for comments on any topic.

NOW THEREFORE BE IT RESOLVED that the 2021-22 Rules of the Board of Commissioners are amended as follows:

II. ORDER OF BUSINESS

1. For meetings of the Board of Commissioners, the following shall be the order of business:
    1. Call Meeting to Order
    2. Roll Call
    3. Invocation
    4. Pledge of Allegiance
    5. Approval of Minutes
    6. Approval of Agenda
    7. Communications
    8. Public Comments (three minutes max per speaker, related only to items on the agenda)
    9. Reports of Standing Committees
    10. Reports of Special Committees

11. Special Order of Business
12. Unfinished Business
13. New and Miscellaneous Business
14. Announcements
15. Public Comments (three minutes max per speaker, any topic)
16. Adjournment

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Kristen Nelson, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY
2021-08-05 Full Board - introduction 2021-08-10 Legislative Affairs & Government Operations - recommend to Board with Kochenderfer absent and Joliat voting no. 2021-09-21 Full Board	(5-1-0) Motion by: Commissioner Gershenson Seconded by: Commissioner Jackson Yes: David T. Woodward, Kristen Nelson, Marcia Gershenson, Janet Jackson, Penny Luebs No: Karen Joliat Abstain: None

Motion Passed.

Vote Summary (13-6-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: Michael Spisz, Karen Joliat, Christine Long, Philip Weipert, Thomas Kuhn, Adam L. Kochenderfer
Abstain: None

16. PUBLIC HEALTH AND SAFETY COMMITTEE – PENNY LUEBS

a. Oakland Together Mental Health and Wellbeing Non-Profit Grant Program Policies and Procedures

MISCELLANEOUS RESOLUTION #21-353
IN RE: Oakland Together Mental Health and Wellbeing Non-Profit Grant Program Policies and Procedures
Department: Executive's Office
Sponsored By: Penny Luebs, Commissioner

Chairperson and Members of the Board:

WHEREAS the Board of Commissioners adopted MR #21284 on June 30, 2021, authorizing targeted investments to address immediate community needs utilizing American Rescue Act Plan Local Fiscal Recovery Funds; and

WHEREAS MR #21284 included an appropriation of $10 million in American Rescue Plan Act Local Fiscal Recovery Funds to establish the Oakland Together

Mental Health and Wellbeing Non-profit Grant Program. The purpose of this program is to offer grants to Oakland County non-profit organizations delivering mental/behavioral health services and associated support services with a goal of increasing the capacity of these organizations to meet the growing demand for services; and

WHEREAS pursuant to the provisions of MR #21284, the Public Health & Safety Committee must review and approve the grant program policies and procedures, including grant eligibility policies and disbursement procedures, prior to the expenditure of program funds; and

WHEREAS the County Executive's Administration has submitted proposed program policies and procedures for the Oakland Together Mental Health and Wellbeing Non-profit Grant Program (Attachment A) for review by the Public Health & Safety Committee; and

WHEREAS having reviewed the proposed program policies and procedures, the Public Health & Safety Committee recommends their adoption.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves the program policies and procedures for the Oakland Together Mental Health and Wellbeing Non-profit Grant Program (Attachment A) and authorizes the release of program funding in accordance with the provisions of the program policies and procedures.

BE IT FURTHER RESOLVED that the Board of Commissioners authorizes the creation of the Oakland Together Mental Health and WellBeing Non-Profit Grant Program Ad Hoc Committee consisting of:
(2) Two Oakland County Commissioners from the majority party; and an alternate
(1) One Oakland County Commissioner from the minority party; and an alternate
(2) Two Representatives appointed by the Oakland County Executive; and an alternate

BE IT FURTHER RESOLVED the responsibilities of the Oakland Together Mental Health and WellBeing Non-Profit Grant Program Ad Hoc Committee shall oversee the administration of the grant policies and procedures as outlined in Attachment A.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Penny Luebs, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-08-24 Public Health & Safety - amend and recommend to Board	(5-1-0)	
2021-09-02 Full Board	Motion by: Commissioner Powell	
	Seconded by: Commissioner Hoffman	
	Yes:	Robert Hoffman, Angela Powell, Charles Cavell, Gary R. McGillivray, Penny Luebs
	No:	Thomas Kuhn
	Abstain:	None

Penny Luebs moved to adopt the attached resolution: Oakland Together Mental Health and Wellbeing Non-Profit Grant Program Policies and Procedures. Seconded by William Miller III.

Angela Powell moved to amend the attached resolution: Oakland Together Mental Health and Wellbeing Non-Profit Grant Program Policies and Procedures as follows:

Amend the following:

Removing - Memo dated August 10, 2021 in RE: The Oakland Together Mental Health and Wellbeing Nonprofit Grant Program (Project ID#10000003458) and the ATTACHMENT A, Oakland Together Community Response and Recovery Fund Administered by United Way for Southeastern Michigan – Grant Information Sheet and

Replace with “Attachment A” which includes Memo dated August 31, 2021 in RE: The Oakland Together Mental Health and Wellbeing Non-profit Grant Program (Project ID#10000003458) and a revised Oakland Together Community Response and Recovery Fund Administered by United Way for Southeastern Michigan – Grant Information Sheet.

Amend the Item to include the document labeled “**Scoring Rubric**”

Seconded by William Miller III.

Amendment carried.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Vote on Resolution as amended:

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Motion passed.

Copy of Correspondence from Alice Audie-Figueroa, Entech APR Analyst, Mental Health Grant Policies, Scoring Rubric, Attachment A - Correspondence from Alice Audie-Figueroa, Entech APR Analyst and Oakland County Grant Information Sheet Incorporated by Reference. Original on file in County Clerk's office.

17. Reports of Special Committees

18. Special Order of Business

19. Unfinished Business

20. New & Miscellaneous Business

a. Grant Agreement with Michigan Department of Natural Resources Fisheries Habitat Grant Program for Mill Pond Dam Removal and Restoration

Gary R. McGillivray moved to suspend the board rules and vote on the attached resolution. Seconded by Michael Gingell.

MISCELLANEOUS RESOLUTION #21-354
IN RE: Grant Agreement with Michigan Department of Natural Resources Fisheries Habitat Grant Program for Mill Pond Dam Removal and Restoration
Department: Parks & Recreation
Sponsored By: Kristen Nelson, Commissioner

Chairperson and Members of the Board:

WHEREAS the Parks and Recreation Commission approved the grant with the Michigan Department of Natural Resources Fisheries Habitat Grant Program for removal of the Mill Pond Dam and restoration of the Shiawassee River in the amount of $345,000; and

WHEREAS the Mill Pond Dam is located in Davisburg, Michigan and is jointly managed by Springfield Township and Oakland County Parks and Recreation; and

WHEREAS the removal of the dam will improve natural habitat in Oakland County and benefit many native species; and

WHEREAS the grant period is from the date of execution through October 7, 2022; and

WHEREAS approval of the grant agreement will require a grant match of $22,000 from Oakland County Parks and Recreation, which is budgeted in the Parks and Recreation Capital Improvement Project SAC#3218; and

WHEREAS approval of the grant agreement also requires a grant match of $18,000 from Springfield Township (which has been committed) per the joint operating agreement between Oakland County Parks and Recreation and Springfield Township for the operation and maintenance of the dam (costs are shared at 55% Oakland County Parks and 45% Springfield Township); total cost of the grant program $385,000.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners hereby approves the grant agreement with the Michigan Department of Natural Resources Fisheries Habitat Grant Program for the Mill Pond Dam Removal and Restoration project.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners authorizes the Chairperson or his designee to execute the grant agreement and any other documentation required for the grant award as well as any grant amendments within fifteen percent (15%) of the original award which are consistent with the original agreement as approved.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners approves the following budget amendment to recognize the $345,000 Michigan Department of Natural Resources Fisheries Habitat Grant acceptance and the $18,000 from Springfield Township for their contribution under the joint operating agreement:

PARKS AND RECREATION FUND (#50800)

Revenues:	FY 2021
5060101-160000-690189 Capital Asset Contribution	$363,000
	$363,000

Expenses:	FY 2021
5060666-160666-796500 Budgeted Equity Adjustments	$363,000
	$363,000

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Kristen Nelson, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY	
2021-09-02 Full Board	(19-0-0)	
	Motion by: Commissioner McGillivray	
	Seconded by: Commissioner Miller III	
	Yes:	David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
	No:	None
	Abstain:	None

Motion to Suspend the Board Rules Carried.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas

Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Gary R. McGillivray moved to adopt the attached Grant Agreement with Michigan Department of Natural Resources Fisheries Habitat Grant Program for Mill Pond Dam Removal and Restoration. Seconded by William Miller III.

Motion to Adopt Resolution Passed.

Vote Summary (19-0-0)
Yes: David Woodward, Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Kristen Nelson, Christine Long, Philip Weipert, Gwen Markham, Angela Powell, Thomas Kuhn, Marcia Gershenson, William Miller III, Adam L. Kochenderfer, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
No: None
Abstain: None

Copy of Grant Review Sign-Off - MDNR 2021 Fisheries Habitat Grant Program and 2021 Fisheries Habitat Grant Program Project Agreement Incorporated by Reference. Original on file in County Clerk's office.

b. Resolution Opposition to Restrict the Right to Vote
MISCELLANEOUS RESOLUTION #21-355
IN RE: Resolution Opposition to Resrict the Right to Vote
Department: Board of Commissioners
Sponsored By: Marcia Gershenson, Commissioner

Chairperson and Members of the Board:

WHEREAS free and fair access to voting and participation in our democracy is fundamental to creating an equitable system of governance; and

WHEREAS in 2018, nearly 67% of the Michigan electorate voted to increase access to voting by approving the Promote the Vote Proposal 3 ballot initiative. This initiative made it easier for people to vote with a variety of measures, including early voting through no-reason absentee voting; and

WHEREAS despite the electorate making their voices heard in 2018 in support of increased access to voting, dozens of bills over the past several months to restrict voting have been introduced in the Michigan Legislature, making election administration less equitable and efficient, and undermining existing laws that keep Michigan elections safe and secure; and

WHEREAS restricting voting rights and harming election administration is damaging to all communities and disproportionately harms communities of color and lower-income communities; and

WHEREAS members of minority and low-income communities tend to have lower voter turnout due to polling locations not being placed near an accessible location (such as within a minority community or near public transit), and the inability to obtain an ID due to cost. Additionally, lack of access to translated voting materials has resulted in lower voter turnout, which has increased when translated materials were provided; and

WHEREAS researchers have found increased access to ballot drop boxes, which are often more secure than the average blue postal box by being subject to video or in-person surveillance, were highly effective in promoting increased voter turnout in communities across Michigan in 2020; and

WHEREAS there are a number of benefits to increasing access to voting and allowing early voting such as early identification and correction of registration errors and voting system glitches, shorter lines and wait times on Election Day, reduced burdens on Election Day poll workers resulting in improved poll worker performance, reduced stress on the voting system on Election Day, greater access to voting and increased voter satisfaction, and expanding the electorate through increased voter turnout; and

WHEREAS some form of early voting already exists in two-thirds of states; and

WHEREAS election officials and voting advocates have testified to the desire for access to ballot drop boxes, and early voting period of at least two weeks, the need for more time for preprocessing of ballots, the need for improved poll worker recruitment programs, and the need for sufficient funding of elections; and

WHEREAS the Board of Commissioners supports an increase in ballot drop box availability, implementing an early voting period of at least two weeks, allowing for two weeks of preprocessing of ballots, making it easier for clerks to recruit poll workers, and sufficiently funding Michigan elections.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners stands in opposition to restrict the vote right to vote.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Marcia Gershenson, Commissioner.

The Chairperson referred the resolution to the Legislative Affairs and Government Operations Committee. There were no objections.

c. Resolution in Support for Temujin Kensu
MISCELLANEOUS RESOLUTION #21-355
IN RE: Resolution in Support for Temujin Kensu
Department: Board of Commissioners
Sponsored By: Robert Hoffman, Commissioner

Chairperson and Members of the Board:

WHEREAS in 1987, Temujin Kensu, also known as Frederic Freeman, was convicted of the murder of a college student in Port Huron, Michigan and was sentenced to life without parole; and

WHEREAS Kensu remains in prison, despite the facts that he could prove, including eyewitness statements, he was hundreds of miles away in the Upper Peninsula hours before and after the murder, an ironclad alibi, the absence of any physical evidence, including DNA, that would link him to the murder; and

WHEREAS since the conviction new evidence has come to light, a jailhouse snitch recanted his testimony that Kensu had confessed and a federal judge overturned the sentence after finding that Kensu's lawyer provided ineffective counsel by never calling a crucial alibi witness, Kensu has passed a polygraph test, and serious inconsistencies have been revealed in the reports drafted by the detectives on the case; and

WHEREAS since the 1980s, more than 2,000 innocent people have been exonerated and released from prison based on new evidence and DNA testing uncovered by advocates working on behalf of the wrongfully convicted; and

WHEREAS in 2019, the State of Michigan implemented the Conviction Integrity Unit (CIU) that is modeled after Wayne County Prosecutor's Office's Conviction Integrity Unit to investigate innocence claims. It is one of only a handful of state-run units in the nation and is Kensu's last opportunity for freedom; and

WHEREAS in Kensu's case there is no forensic evidence absolving him, such as DNA results, which illustrates the obstacles in undoing a questionable conviction when there is no forensic evidence to absolve the defendant; and

WHEREAS CIU investigators have been examining Kensu's case for months and if determined he is innocent, it remains unclear whether the county prosecutor will agree to move to vacate his conviction. With no clear precedent on the issue, the Michigan's Attorney General cannot say how such an impasse will be resolved; and

WHEREAS the Oakland County Board of Commissioners supports the efforts of the late Senator Carl Levin, who believed Kensu was innocent, along with the Supreme Court Chief Justice McCormick, who represented Kensu when she ran the Michigan Innocence Clinic, former Chief Justice Thomas Brennan, attorneys, journalists, and independent investigators who challenge the theory and raise critical questions about Kensu's conviction.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners supports the efforts to critically examine and evaluate the evidence of Kensu's conviction, including other's claims of innocence, in the event of a wrongful conviction.

BE IT FURTHER RESOLVED that the Oakland County Clerk/Register of Deeds is requested to forward copies of this adopted resolution to the Governor of the

State of Michigan, the Attorney General of Michigan, the St. Clair County Prosecutor's Office, the State of Michigan's Conviction Integrity Unit, and the Michigan Innocence Clinic.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Robert Hoffman, Commissioner.

The Chairperson referred the resolution to the Legislative Affairs and Government Operations Committee. There were no objections.

d. Request To the Oakland County Health Division to Permit School Districts to Determine Mask Requirements

MISCELLANEOUS RESOLUTION #21-357
IN RE: Request To the Oakland County Health Division to Permit School Districts to Determine Mask Requirements
Department: Board of Commissioners
Sponsored By: Adam Kochenderfer, Commissioner

Chairperson and Members of the Board:

WHEREAS in March of last year, a new strain of the coronavirus, otherwise known as COVID-19, attacked Oakland County and the State of Michigan; and

WHEREAS throughout nearly all of last year, our population had no access to vaccines and the medical community knew little about COVID-19 and its transmissibility; and

WHEREAS senior citizens have been and remain the most vulnerable group to severe illness and even death from COVID-19 without vaccination; and

WHEREAS with the introduction of widely available and effective vaccines, as well as increased knowledge and research within the medical community, mortality rates, severe illness, and hospitalizations in Oakland County associated with COVID-19 have dramatically dropped; and

WHEREAS over 71% of Oakland County residents 16 years or older have received at least their first dose of COVID-19 vaccine; and

WHEREAS after nearly a year and a half of the COVID-19 pandemic, severe illness, hospitalization, and death continue to be rare in children infected with COVID-19; and

WHEREAS NPR recently reported that, "in states where data was available, less than 2% of all child COVID-19 cases required hospitalization and 0.00% to 0.03% were fatal"; and

WHEREAS in data provided by the White House COVID-19 Team, Strategy and Execution Group, Centers for Diseases Control and Prevention, dated August 11, 2021, it was reported that only 3.6 people per 1 million people ages 17 years old or younger constituted new pediatric hospital admissions that tested positive for COVID-19; and

WHEREAS a robust study issued by the Centers for Disease Control and Prevention in May 2021 covering more than 90,000 elementary-school students in 169 Georgia schools failed to show that a masking requirement of students generated any independent benefit; and

WHEREAS the director of Emergency Medicine Infectious Disease Management at Boston Medical Center, Elissa Schechter-Perkins, recently noted the lack of "any studies that show conclusively that kids wearing masks in schools has any effect on their own morbidity or mortality or on the hospitalization or death rate in the community around them"; and

WHEREAS Dr. Schechter-Perkins further remarked that "there are real downsides to masking children for this long, with no end date, and without any clear upside"; and

WHEREAS in a Detroit Free Press article dated August 23, 2021, Governor Gretchen Whitmer noted that school districts should determine whether to impose mask requirements and "that districts in large measure wanted the ability to make those decisions at the local level"; and

WHEREAS on August 24, 2021, the Oakland County Executive, by and through an order of the Oakland County Health Division, took that decision away from school districts and their elected boards and unilaterally imposed a masking requirement on over 200,000 students beginning at 5 years old and recommended "supervised masking" for children at least two years old; and

WHEREAS the Oakland County Executive, through the Oakland County Health Division, issued its surprise order with virtually no notice to the Oakland County Board of Commissioners, the county's legislative body; and

WHEREAS the Oakland County Health Division presumably issued its "emergency order" under MCL § 333.2453, which authorizes a local health officer to "establish procedures to be followed by persons . . . to insure continuation of essential public health services and enforcement of health laws"; and

WHEREAS the body of data does not credibly support any finding that mandatory masking of hundreds of thousands of children, some as young as five years old, is necessary "to insure continuation of essential public health services and enforcement of health laws"; and

WHEREAS instead, this is a vast overreach by zealous government officials that ignores the rights of elected school boards across Oakland County, not to mention the prior statements of Governor Whitmer deferring to school districts; and

WHEREAS this resolution is not about whether wearing masks is advisable, but is about whether the actions of the Oakland County Executive, by and through the Oakland County Health Division, meet the statutory threshold of MCL § 333.2453; and

WHEREAS mandatory masking requirements for small children for at least seven hours a day without any showing that they are necessary “to insure continuation of essential public health services and enforcement of health laws” have exposed Oakland County to potentially significant liability and costs, including unnecessary attorney fees in a lawsuit the county would likely lose; and

WHEREAS these costs were wholly avoidable if the Oakland County Executive, through the Oakland County Health Division, would have permitted school districts to continue creating masking policies themselves; and

WHEREAS the Oakland County Executive, through the Oakland County Health Division, issued the order with immediate effect and without notice to schools that were already in session, causing needless havoc and illustrating the ill-considered nature of the order; and

WHEREAS nine school districts in Oakland County had already put masking mandates in places, leaving the Board of Commissioners to question why it was necessary to ignore the county’s statutory limits and trample on the democratic process at the local level.

NOW THEREFORE BE IT RESOLVED that the Oakland County Board of Commissioners urges the Oakland County Health Division to immediately rescind its Emergency Order (2021-21) for Control of Pandemic issued on August 24, 2021.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners agrees with Governor Whitmer’s prior statements that school districts should determine masking requirements.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners requests that the Oakland County Executive, through the Oakland County Health Division, respect the decision-making authority of elected school boards and acknowledge that they are democratically accountable and capable of creating masking requirements as necessary.

BE IT FURTHER RESOLVED that the Oakland County Board of Commissioners requests that the Oakland County Executive, through the Oakland County Health Division, cease issuing any other emergency orders in violation of the county’s statutory authority and placing the county at unnecessary risk of litigation and its related costs.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the offices of the Oakland County Executive and Oakland County Health Division.

Chairperson, the Commissioners listed below move the adoption of the foregoing Resolution: Adam Kochenderfer, Commissioner.

COMMITTEE TRACKING	LIAISON COMMITTEE VOTE SUMMARY
	(8-11-0) Motion by: Commissioner Kochenderfer Seconded by: Commissioner Spisz Yes: Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Christine Long, Philip Weipert, Thomas Kuhn, Adam L. Kochenderfer No: David Woodward, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs Abstain: None

Adam L. Kochenderfer moved to suspend the rules and vote on the attached Resolution: Request To the Oakland County Health Division to Permit School Districts to Determine Mask Requirements. Seconded by Michael Spisz.

Motion Failed.

Vote Summary (8-11-0)
Yes: Michael Gingell, Robert Hoffman, Michael Spisz, Karen Joliat, Christine Long, Philip Weipert, Thomas Kuhn, Adam L. Kochenderfer
No: David Woodward, Kristen Nelson, Gwen Markham, Angela Powell, Marcia Gershenson, William Miller III, Yolanda Smith Charles, Charles Cavell, Gary R. McGillivray, Janet Jackson, Penny Luebs
Abstain: None

The Chairperson referred the resolution to the Legislative Affairs and Government Operations Committee. There were no objections.

21. Public Comment

Speakers: Kathleen Paden, Autumn Frazier, Katherine Kennedy, Tammy Clark, Kristen Megan, Dr. Abram Jackson, Katie Kirn, Kristen Nobel, Dr. David Vella, Dr. Neuen Schwandek, Dr. Jeremy Shaft, Connie Johnson, Dr. Talia, Anna Biardi, Maria Giancolti, Erin Pruit, Kristen Karr, Yousif Yousif, Momiza Yatooma, Katie MacFarland, Colleen Zammit, Gretchen Perry-Emery, Domilindo Cuda, Pasquale Battaglia, Patricia Neuenchwander, Jessica Mathiak, Evangeline Cobb, Eugenen Greenstein, Rebecca Berands, Kat Phillips, Anita Loosia, Megan Harmon, Brandi Daniels, Syler Van Pelt, Colleen Redmond, Renee Dzieciolowski, Randy Vaubrick, Alicia Montgomery, Sydney Elcer, Denise Capps, Holly Piceno, Shawn Fox, Robert Morrissey, Andrew Mangus, Kirk Pfannes, Christopher Peace, Teresa Lozowski, James Fancy, Susan Vincenti, Ryan Tisdall, Lyndsy Johnson, Sara Keith, Raley Keith, Kim Petrucci, Sandra Carolan, Andrew Miller, Linda Weaman, Catherine Grabowski, Ryan Johnson, Christina Kimmerer, Jennifer Zagon, James Rush,John Searight, Peter Searight, Kelly Ford, Jennifer Stewart, Autumn Sousanis, Andrew Jensen and Iwone Zecchih.

*Attachment A - September 2, 2021 Public Comments received in writing on file in County Clerk's office.

22. Announcements

Commissioner William Miller III addressed the Board to inform the Commissioners that the Road Construction Project Inspector for the Road Commission of Oakland County who was struck by a motorist while assisting with traffic control on August 23, 2021 has passed away due to his injuries. Commissioner Miller also wished everyone a safe and pleasant holiday weekend.

23. Adjournment to September 29, 2021 at 6:00 p.m. or the Call of the Chair

There being no further business to come before the Board of Commissioners, the meeting adjourned at 11:28 PM.