



BOARD OF COMMISSIONERS

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macombcountymi.gov/boardofcommissioners

ECONOMIC DEVELOPMENT COMMITTEE

WEDNESDAY, MAY 2, 2012

SPECIAL AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Adoption of Agenda
4. Approval of Minutes Dated March 29, 2012 (special meeting) (previously distributed)
5. Public Participation (five minutes maximum per speaker, or longer at the discretion of the Chairperson related only to issues contained on the agenda)
6. Receive and File Update on Transit Legislation (mailed)
7. Approve 2012 Budget Amendment / MSU Extension (mailed)
8. Adopt Proposed Macomb County Orchard Trail Ordinance 2012-____ (mailed)
9. New Business
10. Public Participation (five minutes maximum per speaker or longer at the discretion of the Chairperson)
11. Adjournment

MEMBERS: Carabelli-Co-Chair, Flynn-Co-Chair, Miller, Mocerri, Gralewski, Sabatini, Smith, Tocco and Vosburg (ex-officio)

MACOMB COUNTY BOARD OF COMMISSIONERS

Kathy D. Vosburg
District 8
Chair

Marvin E. Sauger
District 2
Vice Chair

Fred Miller
District 9
Sergeant-At-Arms

Toni Mocerri – District 1

David Flynn - District 4

James L. Carabelli - District 6

Roland Frascchetti- District 10

Bob Smith- District 12

Phillip A DiMaria- District 3

Ray Gralewski- District 5

Don Brown- District 7

Kathy Tocco- District 11

Joe Sabatini- District 13

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO Receive and file the update on transit legislation

- R-PATH Monthly Reports for March and April

INTRODUCED BY Commissioners James Carabelli and David Flynn, Co-Chairs, Economic Development Committee

COMMITTEE/MEETING DATE

Economic Development Committee (special meeting) 05-02-12

R-PATH Representatives Report:

On February 24th, R-PATH assisted Dennis Schornack, Governor Snyder's strategic advisor on transit, and the FTA in putting together a Bus Rapid Transit Workshop at the Detroit Zoo. More than 140 local officials and transit advocacy group representatives attended. Dennis Schornack moderated a panel of subject matter experts from around the country.

Please see attached program and speaker bio sheet. Presentations from the event are available on the R-PATH website: www.southeastmichigansummit.org

Commissioners Dave Flynn and Toni Mocerri, and others from R-PATH, were among those providing testimony at a hearing held at the SEMCOG offices on February 28th in support of the current RTA legislation (Senate Bill 909, 911-912). This legislation would allow for the creation of an RTA and for the state to draw down federal funds for regional transportation if enacted. Michigan currently receives no federal funding for regional transit

R-PATH members Dave Flynn, Charles Pugh and Dave Potts participated in a Detroit News editorial board meeting. An op-ed has been submitted.

A guest column by Dave Flynn and Charles Pugh was published on March 8, 2012, in the Detroit Free Press. In addition, a story was published about the BRT Workshop and an editorial in support of transit was published.

The Southeast Michigan Regional Legislative Caucus held a stakeholder forum on the region's transportation system and proposed legislation on Friday March 9th.

The Senate Transportation Committee held another hearing on the package of bills in Lansing on March 13th.

The MAC Transportation Committee has agreed to support the legislation with amendment submitted by Macomb County and others.

Next R-PATH meeting: March 24, 2012
Additional meeting dates are to be determined.

Previous meetings have been held: October 21, November 18, and December 16, 2011;
January 20, February 3, February 17, and February 24, 2012

R-PATH Membership includes:

Macomb County Commissioners David Flynn, Bob Smith, Toni Mocerri, Jim Carabelli, and Board Chair Kathy D. Vosburg

Wayne County Vice Chair Alisha Bell and Commissioner Tim Killeen

Oakland County Commissioners David W. Potts, Jim Nash, Beth Nuccio and Craig Covey

Washtenaw County Commissioners Yousef Rabhi and Barbara Bergman

St. Clair County Board Chair Jeff Bohm and County Administrator Bill Kauffman, Commissioner Terry London

Detroit City Council President Charles Pugh and President Pro-Tem Gary Brown

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National Bus Rapid Transit Institute

- Detroit Workshop -

Detroit Zoo – Ford Education Center
Friday, February 24, 2012

[Welcome](#)

Ron L. Kagan

Executive Director and Chief Executive Officer, Detroit Zoological Society

[Introduction](#)

Dennis Schornack

Special Advisor, Governor Rick Snyder's Office

[The National Bus Rapid Transit Institute](#)

Dennis Hinebaugh

Director, National Bus Rapid Transit Institute

[What is BRT?](#)

Jack Gonsalves

National Practice Leader, Bus Rapid Transit, Parsons Brinckerhoff

[FTA Funding](#)

Sean Libberton

Director, Office of Capital Initiatives, Federal Transit Administration

[Cleveland BRT](#)

Joe Calabrese

General Manager, Greater Cleveland Regional Transit Authority

~ BREAK ~

[Los Angeles BRT](#)

Scott Page

Service Planning Manager, L.A. County Metropolitan Transportation Authority

[Las Vegas BRT](#)

Jacob Snow

General Manager, Regional Transportation Commission of Southern Nevada

[Rolling Rapid Transit](#)

John Swatosh and Scott Anderson

Deputy GM, SMART; Transit Consultant

[Q & A Session](#)

Panel



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~ BREAK ~

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[Rolling Rapid Transit](#)

John Swatosh and Scott Anderson

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[Q & A Session](#)

Panel



Speaker Bios

National Bus Rapid Transit Institute – Detroit Workshop

Dennis Schornack Dennis Schornack serves as a special advisor to Governor Snyder on transit. Previously, he has held titles which reflect the diversity of his talents: Chairman of the Int'l Joint Commission, U.S. and Canada; Boundary Commissioner for the U.S.; Commissioner for Low-Level Radioactive Waste; Chair, Michigan Biological Products Commission; Sr. Policy Advisor to the Governor; Director of Strategic Initiatives; Legislative Assistant to the Senate Majority Leader; Chair, Great Lakes Protection Fund; Chair, State Boundary Commission and Rehabilitation Counselor. Dennis is a lifelong resident of Michigan.

Dennis Hinebaugh Dennis Hinebaugh is the Director of the National Bus Rapid Transit Institute at the Center for Urban Transportation Research at the University of South Florida in Tampa and is the Administrator of the National Center for Transit Research. Prior to CUTR, Dennis was the Director of Planning at the Hillsborough Area Regional Transit Authority in Tampa and was a Senior Planner for the Southeast Michigan Transportation Authority (now SMART) where he was involved in the design and construction of the Downtown People Mover and the Preliminary Engineering of the Woodward Corridor Subway. Dennis is the Chair of the Transportation Research Board's Bus Transit Systems Committee.

Jack Gonsalves Jack Gonsalves is Parsons Brinckerhoff' National Practice Leader in Bus Rapid Transit Systems. Jack is responsible for Corporate BRT marketing activities and serves as the organization's BRT technical resource. Jack was the project manager for the Eugene, Oregon Bus Rapid Transit project, an FTA demonstration project, for Lane Transit District. Jack is involved in a variety of BRT planning and designs in Portland, Denver, Salt Lake City, Sacramento State University, Vancouver and Everett Washington, San Antonio, Kansas City and Las Vegas.

Sean Libberton Sean Libberton is the Director of FTA's Office of Capital Project Initiatives (OCPI). In this role, Sean manages FTA's portfolio of significant non-New/Small Starts capital projects, including streetcar projects funded under the US Department of Transportation's Transportation Investment Generating Economic Recovery (TIGER) and FTA's Urban Circulator programs. Sean's responsibilities include coordinating agency resources to support capital project initiatives, identifying technical assistance and research needs and opportunities, and testing and evaluating new models for project delivery and FTA oversight.

Scott Page Scott Page has been employed in the transit industry since 1982. He has worked for the Los Angeles Metropolitan Transportation Authority for 23 years and currently serves as the Manager of Service Planning. He has been closely involved with the Metro Rapid Program since its inception, and is responsible for the design and startup of the Metro Silver Line.

Joe Calabrese Joe Calabrese is a transit industry veteran and is currently the CEO and General Manager of the Greater Cleveland Regional Transit Authority (RTA). Joe is past President of both the New York State and Ohio Public Transit Associations, and is on the Board of Directors or Advisory Committees of many industry organizations. The Cleveland RTA's state-of-the-art Bus Rapid Transit line, "HealthLine," is an FTA new-starts project which was completed on-time and on-budget and inaugurated in October 2008. The HealthLine is highly recognized for its "rail-like" attributes, and for being the catalyst for significant investment and economic development along the Euclid Corridor.

Jacob Snow Jacob Snow was appointed as the general manager of the Regional Transportation Commission of Southern Nevada in 1999. He oversees one of the few agencies in the country that is responsible for street and highway planning and funding, freeway and arterial traffic management and public transportation. Jacob is actively involved in national transportation issues. He is currently on the board for the Association of Metropolitan Planning Organizations and the Western High Speed Rail Alliance.

John Swatosh John Swatosh is currently the Deputy General Manager of administration for SMART and was previously the Deputy Director of the Regional Transit Coordinating Council (RTCC). Prior to the RTCC, John had more than 20 years experience in Market Development and Project Management. John coordinated the development of the Comprehensive Regional Transit Service Plan that was approved by the Southeast Michigan regional leaders in December of 2008. John worked with Scott Anderson in the development of the Rolling Rapid Transit plan for Southeast Michigan.

Scott Anderson Scott Anderson is a project manager and consultant with 10 years of experience researching and planning transit. He has consulted with the RTCC, SMART and SEMCOG in the development of regional transit plans and was a major contributor to the Rolling Rapid Transit vision for Southeast Michigan. He has broad experience in municipal government affairs.



R-PATH Representatives Report:

The last meeting was held on March 24, 2012, at the Detroit Zoo - Ford Education Center. An update was given on the RTA legislation package.

Senate Bills 911, 912 and 967 came out of the Senate Transportation Committee and have been sent to the Full Senate. SB 911 sets up a financing mechanism for the Southeast Michigan Regional Transit Authority system, SB 912 requires that zoning ordinances are subject to the Southeast Michigan Regional Transit Authority, and SB 967 allows that authority to designate lanes on streets and highways as public transit lanes.

SB 909 was not included on the agenda or acted on. SB 909 sets up the governing structure for the authority.

Community outreach/town hall meetings will be organized by R-PATH members. The purpose is to inform the public of the legislation and to gain feedback. Plans for a Macomb County venue and potential partnerships are in the planning stages. Potential locations include Macomb Community College, South or Center Campus, or a venue along one of the proposed routes. Strategy is being considered.

The next R-PATH meeting will be held on Friday, April 13th at 1:30pm.

R-PATH Membership includes:

Macomb County Commissioners David Flynn, Bob Smith, Toni Mocerri, Jim Carabelli, and Board Chair Kathy D. Vosburg

Wayne County Vice Chair Alisha Bell and Commissioner Tim Killeen

Oakland County Commissioners David W. Potts, Jim Nash, Beth Nuccio and Craig Covey

Washtenaw County Commissioners Yousef Rabhi and Barbara Bergman

St. Clair County Board Chair Jeff Bohm and County Administrator Bill Kauffman, Commissioner Terry London

Detroit City Council President Charles Pugh and President Pro-Tem Gary Brown

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RESOLUTION NO. _____

MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO: Approve an increase in budgeted revenues and expenditures in the 2012 Michigan State University Extension (MSUE) Grant Fund in the amount of \$66,019.75 to account for a grant award to MSUE and one routine fund balance rollover *(see below)

*Further, this budget action addresses budgetary issues only. It does not constitute the Commission's approval of any County contract. If a contract requires Commission approval under the County's Contracting Policy or the County's Procurement Ordinance, such approval must be sought separately. FORWARD TO THE FINANCE COMMITTEE. *(This language was added by Economic Development Committee Co-Chairs Carabelli and Flynn)

INTRODUCED BY: Commissioners David Flynn and James Carabelli, Chairpersons, Economic Development Committee

Background: The budget for the MSUE Grant Fund for the calendar year ending December 31, 2012 was developed and initially approved by the Board of Commissioners in December 2011 with a subsequent budget adjustment developed and approved in January 2012. These budgets were developed with information known at that time. Since then, MSUE has received notification of an additional award from the Michigan State Housing Development Authority (MSHDA) and one fund balance from the Home Horticulture Education program remains to be rolled forward.

Foreclosure Prevention Program: Increase of \$65,000. MSUE has been awarded an additional round of funds from MSHDA through the National Foreclosure Mitigation Counseling (NFMC) program. The grant funds will continue funding four part-time Educators and one part-time Account Clerk, enabling the program to continue to meet the foreclosure counseling needs of homeowners in Macomb County. This NFMC funding from MSHDA is the fifth award that MSUE has received since 2008.

Home Horticulture Education Program: Roll forward the remaining 2011 fund balance of \$1019.75. These funds originate from the Master Gardener class participant fees and are used to fund one part-time MSUE program instructor. This arrangement has existed since April, 1999. The fund balance, combined with the 2012 revenue, will be used to continue providing consumer horticulture education services to Macomb County Residents.

** Finance Committee Chair Don Brown waived this item to the special Full Board meeting on May 3, 2012

COMMITTEE MEETING DATE

Economic Development (special meeting) 05-02-12

Approved

To: Mark Deldin, Deputy County Executive
Pam Lavers, Assistant County Executive
Al Lorenzo, Assistant County Executive

From: Marie Ruemenapp, District Coordinator



Date: April 17, 2012

Re: Budget Adjustment to 2012 MSUE Grant Fund

The Board of Commissioners approved the budget for the MSUE Grant Fund for the calendar year ending December 31, 2012, in December 2011. The budget was developed with information known at that time. Since then, MSUE has received notification of an additional award from the Michigan State Housing Authority (MSHDA) and that amount differs from the original estimated budget. In addition, MSUE is seeking approval to roll forward the remaining fund balance from the Home Horticulture fund.

Accordingly, a resolution is attached. This new set of grant budget adjustments will account for the difference between the 2012 budget approved by the Board of Commissioners and the additional amount awarded from MSHDA and the rolling forward of the Home Horticulture fund balance.

dab

Attachment

Cc: Steven C. Gold, MPH
Peter Provenzano, Director of Finance



MSU EXTENSION

21885 Dunham Rd
Verkuilen Bldg, Suite 12
Clinton Twp, MI 48036

Phone: 586-469-5180
Fax: 586-469-6948
www.msue.msu.edu

RESOLUTION NO. _____

FULL BOARD MEETING DATE: _____

AGENDA ITEM: _____

MACOMB COUNTY, MICHIGAN

RESOLUTION TO Adopt Proposed Macomb County Orchard Trail Ordinance 2012- ____
*(see below)

INTRODUCED BY Commissioners James Carabelli and David Flynn, Co-Chairs, Economic Development Committee

At the special Economic Development Committee meeting held on May 2, 2012, the following suggested changes were made by Corporation Counsel:

- 1) Section 1.2 - Paragraph (A): Strike the words "which was created"
- 2) Capitalize all headings so they are consistent throughout the document

COMMITTEE/MEETING DATE

Economic Development Committee (special meeting) 05-02-12 Approved
Special Full Board 05-03-12

**ENROLLED ORDINANCE
NO. 2012- ____**

AN ORDINANCE TO ESTABLISH CERTAIN MINIMUM RULES OF CONDUCT NECESSARY FOR THE BEST INTERESTS OF MACOMB COUNTY AND ITS CITIZENS AND FOR THE PRESERVATION OF THE NATURAL ASSETS LOCATED WITHIN THE MACOMB ORCHARD TRAIL.

IT IS HEREBY ORDAINED BY THE CHARTER COUNTY OF MACOMB:

ARTICLE 1. GENERAL PROVISIONS

Sec. 1.1. Applicable land

This ordinance shall apply to and be in effect for the land owned by Macomb County and managed by the Macomb Orchard Trail Commission.

Sec. 1.2. Definitions

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this ordinance, except where the context clearly indicates a different meaning:

A. Macomb Orchard Trail Commission means the commission created which was created by an inter-local agreement between Macomb County, the Township of Washington, the Township of Shelby, the City of Richmond and the Huron-Clinton Metropolitan Authority.

B. Motor vehicle means any power-driven vehicle, sports equipment, motorized device or remote controlled vehicle, whether propelled by means of wheels, tracks, runners, skis, or other means, whether or not eligible for licensing and registration under the Michigan Motor Vehicle Code, Public Act No. 300 of 1949 (MCL 257.1 et seq., MSA 9.1801 et seq.).

C. Commission means the Macomb Orchard Trail Commission.

D. Trail means the Macomb Orchard Trail and includes the paved portion of the trail corridor.

E. Trail Corridor means unimproved portion and the improved or paved portion of the land owned by Macomb County and managed by the Macomb Orchard Trail Commission.

ARTICLE 2. RULES AND REGULATIONS

Sec 2.1. Hours of Operation

The hours of operation are from dawn to dusk all year. However, the Trail is not maintained during the months of November through March. Any users of the Trail during those months are doing so at their own risk.

Sec. 2.2 Motor Vehicles

Motor vehicles are not allowed on the Trail, except motor vehicles used by authorized law enforcement, authorized emergency response vehicles, or maintenance personnel.

Section 2.3 Animals

A. Dogs and other animal running at large: No person shall allow a dog or other animal to run at large on the trail corridor. Any person with a dog or other animal on the trail corridor shall, at all times, maintain control of the dog or animal and keep it held securely on a leash of suitable strength and length.

B. Horses. No person shall ride or lead a horse within the boundaries of the trail corridor.

C. Sanitary disposal of animal waste. Any person in control of a horse, dog, or other animal within the boundaries of trail corridor shall immediately pick up and remove from the trail corridor such animal's feces, manure, or solid waste.

Sec. 2.4. Natural Features

Removal of natural vegetation, animals, or materials is prohibited without the express written permission of the Commission.

Sec. 2.5. Malicious destruction:

A. Restrooms and washrooms. No person shall:

1. Maliciously destroy, damage, deface, injure or break any fixture, appliance, mirror, window or similar structure or appurtenance in any restroom along the Trail;
2. Willfully cause water to overflow from any sink, urinal or toilet fixture;
3. Willfully deposit any materials of any description whatsoever into any such fixture with the intent of damaging, clogging or preventing its operation thereof; or

4. Mark, write, paint or otherwise deface any floors, walls, ceilings, doors, windows, countertops, mirrors or other surfaces in any such restroom or washroom in a park.

B. Facilities and property. No unauthorized person shall do or cause to be done either of the following:

1. Willfully mark, deface or injure in any manner or displace, remove or tamper with any Trail building, bridge, table, bench, railing, paving or paving materials, park sign or marking, whether temporary or permanent, or Trail property of any kind.

2. Willfully dig, cut, move or remove from the Trail any sand, wood, turf, grass, gravel, shrub or other material, or make any excavation by hand, tool, equipment, blasting or any other means.

Sec. 2.6. Trespassing to Adjacent Property

No person shall go onto land adjacent to trail corridor which is in private ownership, without the expressed permission of the owner of the land.

Sec. 2.7. Hunting and Weapons

No person shall hunt or discharge any firearm or weapon within the trail corridor.

Sec. 2.8. Alcohol or Drugs

Alcohol and controlled substances are prohibited on the Trail.

Sec. 2.9 Fire

No person shall start or maintain a fire on Trail property.

Sec. 2.10. Advertising

No person shall display, distributes or place any sign, advertisement, circular, notice or statement without the express written permission of the Commission.

Sec. 2.11. Sales

No person shall sell or offer for sale any article, privilege or services within the trail corridor without the express written permission of the Commission.

Sec. 2.12 Sanitation

Pollution of waters. No person shall:

A. Willfully throw, discharge or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream or other body of water in or adjacent to the Trail any substance, matter or thing, liquid or solid, which will or may result in the pollution of the waters.

B. Willfully deposit refuse or waste material which has originated outside the Trail in receptacles provided for Trail users.

Construction. No erection, construction or maintenance shall be made above or below ground on Trail property by persons other than County employees or agents except with express written permission of the Commission, the Officer of the County Executive and the Macomb County Board of Commissioners.

Sec. 2.13. Permits

A temporary use permit is required any organized activities utilizing the Trail including, but not limited to: Walkathons, Fun Runs, Cycling competitions, Running competitions, Organized trainings, Commercial Use of Trail, Ongoing recreation classes or programs utilizing the Trail, any event that advertises use of the Trail, any event that requires vehicle access on the Trail, any event where participation is controlled by donations or fees, or any activity that is beyond the scope of normal trail use.

ARTICLE 3. ENFORCEMENT

Sec. 3.1. Officers.

This ordinance shall be enforceable by any deputy sheriff of the Macomb County Sheriff's Office, any law enforcement officer of a jurisdiction through which the Trail passes, or any state police officer.

Sec. 3.2. Sanctions.

A violation of this ordinance may be punishable by a fine of not more than \$500.00 or imprisonment for not more than 90 days or both.

Sec. 3.3. Issuance of appearance citations.

Such officers shall have the authority to issue and serve appearance citations pursuant to MCL 764.9f, MSA 28.868(6).