



**CONFERENCE OF WESTERN WAYNE  
REGULAR MEETING MINUTES  
May 11, 2018**

**1. CALL TO ORDER – BURCROFF**

The CWW board meeting was hosted by Canton Township. Mayor Burcroff called the meeting to order at 9:30 a.m. and invited all in attendance to join in saying the Pledge of Allegiance.

**2. ROLL CALL – NIX**

Mayor Conley called the roll: Mayor Kerreen Conley, City of Belleville; John Anthony, alternate, Canton Charter Township; Mayor Jack O'Reilly, City of Dearborn; Mayor Pro Tem Jaylee Lynch, City of Garden City; Mayor Byron Nolen, City of Inkster; Mayor Dennis Wright, City of Livonia; Mayor Ken Roth, City of Northville; Supervisor Robert Nix, Northville Charter Township; Mayor Oliver Wolcott, City of Plymouth; Supervisor Tracey Schultz Kobylarz, Redford Charter Township; Mayor LeRoy Burcroff, City of Romulus; Karen Armatis, alternate, Sumpter Township; Supervisor Kevin McNamara, Van Buren Charter Township; Mayor Susan Rowe, City of Wayne; and Michael Reddy, alternate, City of Westland.

CWW board member/voting alternate of record not present: Dearborn Heights, Huron Township, and Plymouth Township.

Others present: Members of the audience.

**3. INTRODUCTIONS AND AUDIENCE REMARKS – BURCROFF**

Mayor Burcroff asked CWW board members and members of the audience to introduce themselves to one another.

**4. ADOPTION OF AGENDA – BURCROFF**

Motion by Conley, supported by Rowe to approve the May 11, 2018 agenda.

AYES: All. Motion carried.

## **5. APPROVAL OF MINUTES – CONLEY**

Motion by Conley, supported by Wright to approve the April 13, 2018 CWW Board Meeting minutes.

AYES: All. Motion carried.

## **6. DIRECTORS' REPORTS**

### **A. EXECUTIVE DIRECTOR'S REPORT**

#### CWW LANSING EVENT

Ms. Sellek thanked the board members who attended the May 1, 2018 Lansing Legislative Day and Luncheon. CWW received \$3350 (up from 2017) in sponsorships from Advanced Disposal, Kandler Reed Khoury & Muchmore, Cornerstone Municipal, PFN, ITC, Comcast, Capitol Services and Kitch Attorneys.

Board members met with various representatives and senators throughout the day, and the luncheon proved to be an ideal time to speak with the over 40 attendees, sponsors and legislators. Ms. Sellek credited the board members and Ms. Haynes for the success of the event.

The day was a success and CWW looks forward to continuing growing it to make it a staple annual event in Lansing.

#### MICHIGAN PROPOSAL TO LEGALIZE RECREATIONAL MARIJUANA IN 2018

Below is the analysis of ballot language done by Michigan Prevention Association.

1. Allows the highest per person possession limit of any state in the nation – 10 ounces or approximately 600-880 joints at home and/or 2.5 ounces personal possession in public. In the 7 states that have legalized recreational marijuana, the personal possession limit is 1 ounce. The exception is Maine, which allows 2.5 ounces for personal possession. Massachusetts allows the possession of 10 ounces of harvested marijuana at home. Michigan would allow possession in both categories – at home and personal possession.

2. Every municipality in the state would be forced to allow recreational marijuana businesses (commercial growing and/or retail shops) unless they held an election to “opt out”. To opt-out or limit the number of recreational marijuana businesses, an individual in the community must petition to initiate an ordinance, gather 5% of voter signatures from the last governor election, and create a ballot proposal for a regularly held election (cannot be a special election). In Massachusetts, communities across the state are currently struggling to keep retail marijuana out because of the “opt out” provision in the legalization proposal approved there.

3. Doesn't regulate the potency of marijuana. Today's drug is much more potent - containing up to 3 to 7.5 times more THC, the addictive chemical compound in marijuana, than in the 1980s. The THC level in highly potent marijuana edibles (80% to 90% THC) is not regulated. \*Colorado has 99.99% THC crystallized marijuana.
4. Makes it difficult for police to prove a driver is under the influence of marijuana, effecting enforcement and potentially accident liability and insurance rates. The PER/SE\* (BAC of .08+) criterion for driving under the influence of alcohol will not apply.
5. Doesn't allow citizens to FOIA (Freedom of Information Act) information to discover who owns/operates a grow establishment, even if the business creates a public nuisance.
6. Doesn't allow marijuana use/addiction to be used as a factor in determining custody.

Ms. Sellek advised that in order for municipalities to "opt out" of allowing recreational marijuana businesses, they would need to hold an election.

Ms. Sellek has talked with Jim Perry at DCC to see about doing something jointly.

#### TSA APPOINTMENTS AND BYLAW CHANGES

From The Senior Alliance: On April 26, 2018 The Senior Alliance Board of Directors (Board) voted to amend the agency's bylaws. This revision reduced the size of the Board from 18 to 15 members. Members will continue to be appointed by the Conference of Western Wayne (CWW) and the Downriver Community Conference (DCC). At-Large Board seats are approved by TSA's full Board as well.

The new breakdown of TSA Board seats:

CWW = 3 (down from 6)  
DCC = 3 (down from 6)  
Advisory Council Chair = 1  
At-Large = 8 (up from 5)

Seats appointed by the CWW are reduced from six to three. Terms remain three-years in length, one seat per year up for appointment. Two CWW appointed Board members have resigned: Nancy Vecchioni and Sherry Necelis. This leaves one extra CWW appointee currently on the Board.

The chart below outlines the expiration of terms for the remaining CWW appointees. One seat expires September 30, 2018 and a new three-year term

expiring September 30, 2021 will need to be filled by CWW action. CWW will be appointing the seat at the September CWW Board meeting. A request for nominations will go out to the Board this summer.

CWW's current Board make up:

| CWW             |                     |
|-----------------|---------------------|
| <i>Term End</i> | <i>Board Member</i> |
| 2020            | Hull or Tockstein   |
| 2019            | Ashker              |
| 2018            | Taj                 |

Ms. Sellek offered to send the bylaws to any board member that was interested in receiving them.

#### NATIONAL POLICE WEEK

National Police Week runs from May 13-19, 2018. Ms. Sellek asked Westland Police Chief Jedrusik to pass along CWW's recognition of National Police Week to the Western Wayne Police Chiefs.

### **B. LEGISLATIVE UPDATE**

#### **LEAD AND COPPER RULE CHANGES**

Ms. Haynes informed the board of the final proposed lead and copper rule changes. In the rules submitted to the Joint Committee on Administrative Rules (JCAR), the DEQ has recommended a lead action level of 12 parts per billion which would be the strictest in the world. It also pushes back the effective date to 2022.

Local governments will still be responsible for locating and replacing all lead service pipes but will now be able to do so under an asset management plan. It is estimated to cost more than \$500 million dollars to do so.

The chair of JCAR has stated he does not expect to hold a hearing on the rules which means they will be in effect 15 session days after submission.

#### **FEDERAL BUILD FUNDING OPPORTUNITY**

Ms. Haynes advised that the US Department of Transportation has released a Notice of Funding Opportunity for \$1.5 billion in discretionary grant funding.

The Better Utilizing Investments to Leverage Development (BUILD) Transportation Discretionary Grants program will replace the TIGER grant program.

BUILD grants are for investments in surface transportation infrastructure and are to be awarded on a competitive basis for projects that will have a significant local or regional impact. There are webinars scheduled for May 24 and May 31 to help applicants through the process. More information can be found at [www.transportation.gov/BUILDgrants](http://www.transportation.gov/BUILDgrants).

#### LOCAL ASSESSING REFORM

The Michigan Department of Treasury is working on legislation to change local government assessing. The legislation, yet to be introduced, will impose comprehensive quality standards on every tax assessing entity.

The quality standards will focus on:

1. Ownership of the assessing function
2. Capacity to perform
3. Organization and transparency
4. Compliance with the law, policy, and assessing standards

It is important to note that this proposal would force any community with less than 5,000 parcels that generate less than \$12 million a year in property taxes to consolidate with other communities or contract with the county.

According to MTA: “under the proposal, local governments could comply with these standards acting on their own, while others could form joint assessing entities. Those that don’t act on their own, don’t form a joint entity, or fail to meet the proposed required standards would have to contract assessment administration with their county.”

Ms. Haynes asked the board to contact MML, MTA, or CWW with any comments they may have after reviewing the summary of the proposal that she included in the Legislative Update.

#### LOCAL COMMUNITY STABILIZATION AUTHORITY ACT

From the House Fiscal Agency:

House Bill 5908, VerHeulen (R-Walker) would amend the Local Community Stabilization Authority Act (the Act) to revise the disbursements made by the Local Community Stabilization Authority (LCSA). The LCSA was created in 2014 as part of changes to Michigan’s taxation of commercial and industrial personal property. The Act authorizes the LCSA to levy a share of the state 6% use tax and reimburse

municipalities for losses of personal property tax (PPT) revenue from the legislative tax changes.

Under the bill, beginning in calendar year 2019, after the Tier 1 payment, an amount equal to 100% of the total qualified loss rather than of the remaining balance would be distributed as follows:

- In 2019, an amount equal to 5% of the total qualified loss to municipalities based on their share of eligible personal property loss using the modified acquisition cost definition. Each subsequent year, the percentage amount distributed based on the modified acquisition cost definition would be increased by an additional 5 percentage points until it reaches 100%.
- The remaining balance distributed to municipalities based on the municipality's qualified loss in proportion to the total qualified loss.

Over time, a municipality's entire qualified loss (excluding those reimbursed under Tier 1), or current Tier 2 payments, would be reimbursed through the modified acquisition cost formula.

The bill also proposes a change to the distribution of Tier 3 funds. Beginning for calendar year 2018, any remaining balance in the local community stabilization share fund would be distributed as follows:

- \$12 million for fire protection grants. This would be reduced by any amount appropriated for this purpose from the Fire Protection Fund.
- The remaining amount would be distributed with 30% to counties, 48% to cities, 2% to villages, 5% to townships, and 15% to community colleges.

Ms. Haynes noted that as the driver responsibility fees are now gone, the state is looking to replace funding for fire protection grants with Tier 3 funds.

The full analysis of HB 5908 was included as attachment 6-B-2.

#### REGIONAL TRANSIT AUTHORITY OPT-OUT

Representative Jeff Yaroch (R-Richmond) has introduced House Bill 5870 which allows municipalities to opt out of the Regional Transit Authority by a simple board or council resolution.

On May 9, the bill had a hearing in the House Tax Policy Committee where a lively debate on what the solution should be for areas not included in the RTA plan.

Representative Yaroch – present at the hearing - pointed out that his residents are more than 15 miles from the nearest RTA stop. Some members of the committee suggested making it a user fee instead of a broad tax. That proposal received push back because the foundation for the system could not be paid for in full by a user fee.

Representative Yaroch said that he sees this as just a starting point for the conversation pertaining to his region, as the RTA does not help his residents.

The bill will get at least one more hearing in the House Tax Policy Committee.

### STATE BUDGET UPDATE

Section 298 of the Health and Human Services budget is once again causing disagreement in Lansing. The boilerplate language proposed in the Senate's version creates a new subsection allowing health plans to contract directly with service providers in the pilot project areas. This means they could sign contracts with behavioral health providers who are not associated with the local community mental health agency. The subsection, if included in the final budget, could harm CMH groups by taking funding away from them, according to opponents.

From Gongwer:

“...allowing the health plans to make contracts directly with providers other than the local CMH essentially takes away the current system of paying the local mental health agency a capped amount per person through Medicaid and having the agency manage that system. Instead, it would essentially force those agencies to return to fee-for-service care, which is both more cumbersome and expensive to manage. Medicaid provides the bulk of the funding to CMHs.”

CWW will continue to follow this section of the budget.

Ms. Haynes introduced Representative Laura Cox, R-Livonia, who gave an overview of the budget as a whole.

## **7. PRESENTATIONS**

### **A. STATE BUDGET UPDATE**

Representative Cox advised the House is hard at work on the latest budget. She talked about the House's proposed \$120/\$240 per pupil increase for school

districts; a new state trooper school; and the PPT changes Ms. Haynes mentioned in the legislative update (that MML and MTA are in support of).

Supervisor Kobylarz asked about the distribution of fire protection funds; Representative Cox will look into the distribution formula.

**B. 6<sup>TH</sup> ANNUAL WESTERN WAYNE BUSINESS LEADERSHIP BANQUET**

Dan West with the Livonia Chamber of Commerce announced that Tom Wilson, CEO/President of Olympia Entertainment, has been secured for this year's keynote speaker. Rob Fournier is returning as the emcee. Mr. West also passed out this year's *Save the Date* cards. The banquet will again be at the Ford Motor Company Conference and Event Center. Due to the past success of the mixer/cocktail reception, that portion will again start at 4:30 p.m. in order to expand the time for networking. The dinner and presentation will begin at 6:00 p.m.

Mr. West let the board know that the Livonia Chamber will be hosting Dennis Archer on May 22, 2018 at Schoolcraft College.

**8. STATE AND OTHER ELECTED OFFICIALS' COMMENTS**

Amanda York with Senator Stabenow's office announced that the Senator is hosting a Veteran's Roundtable discussion at the Taylor WCCC location.

**9. OTHER BUSINESS**

Supervisor McNamara updated the board on DWCMHA issues.

**10. ADJOURNMENT**

Motion by Kobylarz, supported by Lynch to adjourn the meeting at 10.13 a.m.