



RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

**THAT, A RESOLUTION APPROVING AN AMMENDMENT THEREBY
EXTENDING THE HAZARDOUS MATERIALS RESPONSE AUTHORITY FOR
WASHTENAW COUNTY AND ADJACENT COMMUNITIES BY AN
ADDITIONAL TEN YEARS AND:**

**WASHTENAW COUNTY
HAZARDOUS MATERIALS RESPONSE AUTHORITY**

WHEREAS, on August 7, 1996 the Washtenaw County Board of Commissioners approved Resolution # 96-0157 authorizing the Chair of the Board to sign an Inter-local Agreement pursuant to the Urban Cooperation Act (MCLA 124.501 et seq) to create a new legal entity known as the Washtenaw County Hazardous Material Response Authority (“Hazmat Authority”); and

WHEREAS, the City of Ann Arbor, City of Ypsilanti, Charter Township of Ypsilanti and Pittsfield Charter Township also approved the Inter-local Agreement to create the Hazmat Authority; and

WHEREAS, the Hazmat Authority recruited members from various fire departments within the County to serve on a Hazmat Team to respond to hazardous material incidents; and

WHEREAS, by December 1999, the Hazmat Team was capable of responding to hazardous materials incidents on a 24-hour basis; and

WHEREAS, the Hazmat Team has grown from 38 members to 45 highly trained members and has successfully responded to 58 chemical emergencies over the past five years; and

WHEREAS, the 1996 Inter-local Agreement provided that the Agreement would be for a ten (10) year term; and

WHEREAS, each of the five governmental entities that created the Hazmat Authority and Team now desire to extend this Agreement by an additional ten (10) years to May 10, 2016; and

WHEREAS, pursuant to Section 8.7 of the Inter-local Agreement, the parties may amend the terms of the Agreement by written agreement signed by the governing boards of the respective entities.

NOW THEREFORE, BE IT RESOLVED that Ypsilanti City Council authorizes the attached amendment to the “Agreement Creating A Hazardous Materials Response Authority For Washtenaw County and Adjacent Communities” which amends Section 8.5 of the Agreement to extend the term of the Agreement for an additional ten (10) years, expiring on May 10, 2016.

BE IT FURTHER RESOLVED that all other provisions of the “Agreement Creating A Hazardous Materials Response Authority For Washtenaw County and Adjacent Communities” shall remain in full force and effect.

FIRST AMENDMENT TO THE “AGREEMENT CREATING A HAZARDOUS MATERIALS RESPONSE AUTHORITY FOR WASHTENAW COUNTY AND ADJACENT COMMUNITIES”

WHEREAS, in 1996, the five governmental entities of Washtenaw County, City of Ann Arbor, City of Ypsilanti, Charter Township of Ypsilanti and Pittsfield Charter Township, pursuant to the Urban Cooperation Act, (MCLA 124.501 et. seq.) approved an “Agreement Creating A Hazardous Materials Response Authority For Washtenaw County And Adjacent Communities” and

WHEREAS, pursuant to Section 8.5 of the Agreement, the initial term of the Agreement was for ten (10) years; and

WHEREAS, as the Agreement has an effective date of May 10, 1996, the initial term of the Agreement expires on May 10, 2006; and

WHEREAS, Section 8.7 of the Agreement provides that the parties to the Agreement may amend the Agreement by having their respective governing boards approve a written amendment; and

WHEREAS, the five governmental entities that created the Agreement now wish to extend the Agreement by an additional ten (10) years, so that the Agreement will expire on May 10, 2016.

NOW THEREFORE BE IT RESOLVED, that the governing boards of Washtenaw County, City of Ann Arbor, City of Ypsilanti, Charter Township of Ypsilanti and Pittsfield Charter Township, as evidenced by their respective signatures below, agree to amend the “Agreement Creating A Hazardous Materials Response Authority For Washtenaw County And Adjacent Communities” which was approved in 1996 with an effective date of May 10, 1996 as follows:

Amend Section 8.5 of the Agreement which is entitled, **Duration**, by replacing the first sentence of this Section with the following sentence:

“This Agreement shall continue in force for twenty years, expiring on May 10, 2016, unless earlier terminated by all of the Enabling Public Agencies.”

All other terms and conditions of the “Agreement Creating A Hazardous Materials

Response Authority For Washtenaw County And Adjacent Communities” shall remain in full force and effect.

Washtenaw County

City of Ann Arbor

By: _____
Wesley Prater, Chair (Date)
Board of Commissioners

By: _____
John Hieftje, Mayor (Date)

City of Ypsilanti

Charter Township of Ypsilanti

By: _____
Cheryl Farmer, Mayor (Date)

By: _____
Ruth Ann Jannick, Supervisor (Date)

Pittsfield Charter Township

By: _____
James R. Walter Supervisor (Date)

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE: