MICHIGAN Chapter Seven
IRWA
INTERNATIONAL RIGHT OF WAY ASSOCIATION

THE great lakes State ment

February 2006
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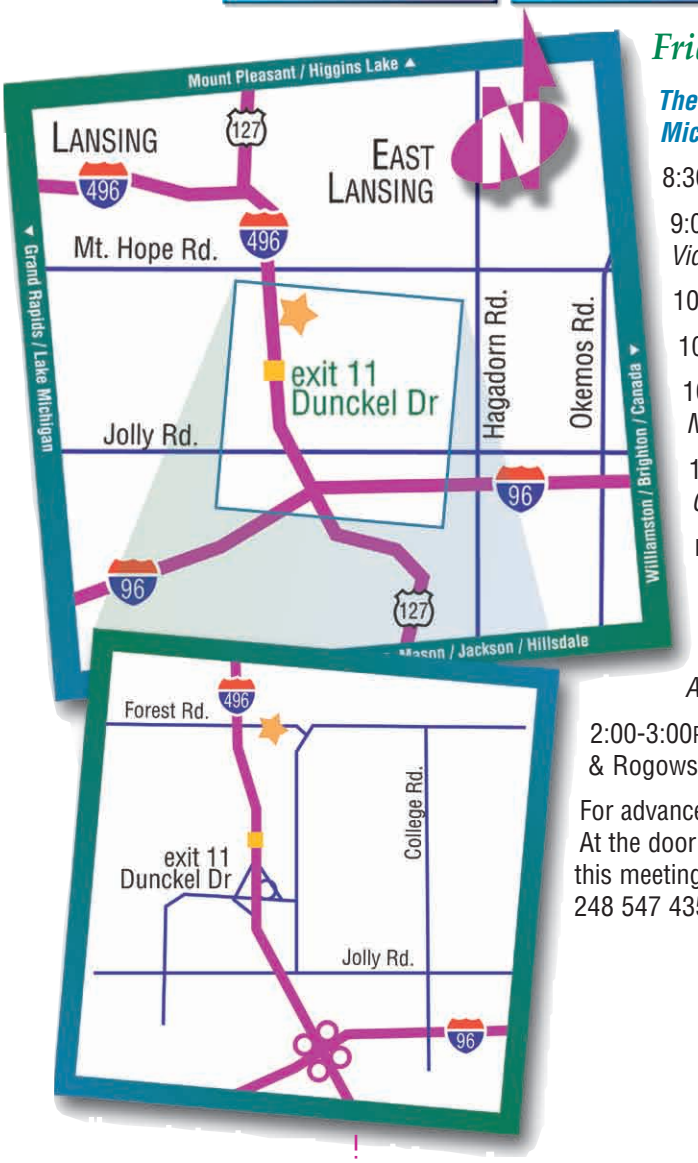

Friday, March 3, 2006 • Membership Meeting

The James B. Henry Center For Executive Development
Michigan State University • 3535 Forest Road • 517 353 4350

8:30AM – Registration

9:00-10:00AM – ***Adam Candeub***, MSU Law Professor
Video Franchising Law in Flux: Who Has the Rights over Public Rights-of-Way?

10:00-10:15AM – ***Business Meeting***

10:15-10:30AM – ***Break***

10:15-11:00AM – ***Gayle Konick***, Great Lakes Gas Transmission
New Public Relations requirements in the State of Michigan

11:00-NOON – ***Mary Bedikian***, MSU Law Professor
Getting to Yes without Litigation – Alternative Dispute Resolution

NOON – ***Lunch Buffet*** choices include Pasta Primavera with Pesto Cream Sauce, Fried Honey Stung Chicken, Whitefish with Citrus Salsa

1:00-2:00PM – ***Doug Kelly***, Clark Hill PLC,
Ingham Co. Drain Commissioner v. Consumers Energy: Recent Court of Appeals Ruling

2:00-3:00PM – ***Valuation Topic TBD*** (Potentially Ronald Reynolds of Berry, Reynolds & Rogowski, P.C.) *Recent Court of Appeals Ruling – Blackhawk Development*

For advance reservations received by February 24, 2006 - cost is only $35./per person. At the door Registration Fee is $40./per person. If you have additional questions about this meeting or menu, please contact: Andy Reed, Andrew Reed & Associates, Inc., 248 547 4350/phone • REEDANDASSOCIATES@EARTHLINK.NET

Just a reminder (and for your convenience)

Course 505 is offered the day before: Thursday/March 2nd at the East Lansing Marriott at University Place

Membership Meeting

When:
Friday, March 3, 2006

Where:
The James B. Henry Center
Michigan State University
3535 Forest Road
517 353 4350

Cost:
early registration:
$35./per person
must be received by February 24, 2006
At the door: $40./per person

Registration Information / Reservation Form:

Cost: $35.00/per person – Registration ***must be received by February 24, 2006***

Registration Fee *after* February 24th is $40.00/per person *(receive your $5.00 discount by registering TODAY!)*

Questions about this meeting? Please call Andy: 248 547 4350 • REEDANDASSOCIATES@EARTHLINK.NET

Please reserve space for the following:

Name(s): _____

_____

_____

Company/Agency: ***number of attendees:*** _____

@ $35./ea= ***total:*** _____

Phone Day: Phone Nite: _____

MEMBER spotlight

Chapter 7 is pleased to welcome Jay Bennett, pictured at left, as one of our newest members. Jay is a Corporate Development Manager at Atwell-Hicks, Inc. Jay has worked in right-of-way related work for 7 years and previously was a survey crew chief. He has been married to Heather for 6 years and they have three daughters – Madison 4 years old, Olivia 2 and Ava 4 months. Jay likes to travel, enjoys sports, and spending time with his family.

We would also like to introduce you to Robert G. Leatherman, at right. Bob is a Right-of-Way Agent with AT&T (formerly SBC). Bob has worked in the Grand Rapids district for a number of years in a non right-of-way capacity. He is married to Diane who is a Buyer for Meijer and they have three children; Patrick 9 years old and twin boys Matthew and Ian who are 6. Bob's favorite hobby is golf.

WELCOME new members

We have approved four new members at our Executive Board Meeting on January 14, 2006. They are:

Patrick A. Hogan
Transportation Business Development Director
Orchard, Hiltz & McCliment
34000 Plymouth Road
Livonia, MI 48150
734 466 4412/Phone
734 466 4557/Fax
Cell Phone 734 679 6284
Email Address hogan@ohm-eng.com
Office Web Site www.ohm-eng.com

David D. Bur
Vice President
Allen and Associates
2100 E. Maple, Ste 350
Birmingham, MI 48009
Office Phone 248 433 9630 ext. 111
Office Fax 248 433 1314
Cell Phone 248 990 1203
Email Address dbur@allenappraisal.com
Office Web Site www.allenappraisal.com

James J. Aiello
Associate
Hubbell, Roth, & Clark, Inc.
555 Hulet Drive
Bloomfield Hills, MI 48302
Office Phone 248 454 6300
Office Fax 248 454 6312
Cell Phone 248 410 0856
Email Address jaiello@hrc-eng.com
Office Web Site www.hrc-engr.com

Jamie Muller
Waiting for his application from Headquarters.

Congratulations and Welcome to IRWA Michigan Chapter Seven.

Submitted by Julie A. Sandzik
Membership

International Right of Way Association
Michigan Chapter 7

2006 Executive Board

Valerie F. Lafferty, SR/WA, RW-AC
President, International Director

Richard W. Roth, R/W-AC
President-Elect, International Director

Andrew M. Reed
Vice President

Norman G. Thomas, SR/WA
Treasurer

Laura K. Southwell, R/W-AC
Secretary

Kim Tassen
Assistant Secretary-Treasurer

Committee Chairs

Michael Odette
Asset Management

Patricia A. Petitto, SR/WA
Jeffrey L. Jones, SR/WA
Jeannine Myers
Education

Michael Odette
Education Certification

William A. Horn, Esq.
Environment

Alicia T. Worthley, SR/WA
Fall Education Seminar

Laura K. Southwell, R/W-AC
Finance

Avery Williams
Raymond Howd
Law & Legislation

Frank Del Vecchio, SR/WA
Chris Barnes
Larysa Figol
Local Public Agency

Julie A. Sandzik
Membership

Michael Oakes
Newsletter

Jeffrey L. Jones, SR/WA
Norman G. Thomas, SR/WA
Laura K. Southwell, R/W-AC
Nominations

Edward R. Bradley, SR/WA
Parliamentarian & Historian

Gary E. Bowman, SR/WA
Past Presidents & Retired Members

Carl L. Meyer, SR/WA
Gayle Konik
Pipeline

Andrew M. Reed
Program

Alicia T. Worthley, SR/WA
Recognition & Awards

Kelly Ramierez
Relocation

Verne Cappell
Roster

Chris Lamus
Survey

Paul E. Sander
Steve Roon
Transportation

Kimberly A. Tassen
Ronald Sneller
Utilities

Doug Hodge
A. K. Smith
Valuation

Lynn P. Hall, SR/WA
Website

Professional Development

Roland B. Cilke, SR/WA	Class of 2006
Mary Anne Marr, SR/WA	Class of 2007
Jeffrey L. Jones, SR/WA	Class of 2007

Every man owes some of his time to the upbuilding of the profession to which he belongs.

–Theodore Roosevelt

Welcome to IRWA Michigan Chapter for 2006!

We've been in planning-mode for some great educational opportunities for our General Membership meetings – starting with our March 3rd date at the Henry Center in East Lansing. Other highlights include the April meeting at Comerica Park with the Canadian Chapter of IRWA to focus on border crossings, our fall education seminar at Mackinac Island and concluding with a west side meeting in November in Marshall. Besides the IRWA class offerings discussed on page 7, we are continuing to work to increase interest in our chapter by making contact with strategic groups of users, reaching out to new members, hoping to retain existing members, striving to improve communication among our members, and to perhaps better promote membership within the profession. All of that on volunteer time!

This year Michael Oakes from Consumers Energy will be serving as editor of our newsletter, so all articles or photos should be submitted to Michael first! Also we will be making more use of the web, by putting all of our membership on http://www.irwamichigan.org/. Kim Tassen from DTE will be assembling an e-mail list and contacting each member to make sure their member information is current. Andy Reed from Andrew Reed & Associates will continue to work on our speakers/programs for our General Membership meetings and Verne Cappell from Consumers Energy and Lynn Hall from Elexco Land Services will be working together to supplement the member roster with the possibility of an functional web application as well as exploring possibilities of web advertising for members. These are some major initiatives and contact information is listed in a handy chart at right. Additionally, many other volunteers contribute on so many other fronts.

In the December IRWA Magazine, the national outgoing President (volunteer) talked about challenging the status quo: he said that because our work reality is changing so quickly, as an organization we should be examining each and every thing we do. Be more efficient and more effective in offering professional services to our members. Certainly we hear the same refrain on several fronts: at work, the subject of best sellers, in the news, etc. Are we doing the right things, in the most efficient manner? I look forward to receiving everyone's comments and input this year (laffertyv@comcast.net) as I am confident that, together, our collaborative thoughts and efforts will develop into
something larger for all of us, than what we may each have done on our own.

Looking forward to seeing you at the Henry Center in East Lansing on Friday, March 3rd!

Get in touch with IRWA

VOLUNTEER/CONTACT LIST

Newsletter Editor: Michael Oakes, Consumers Energy
MAOAKES@CMSENERGY.COM

E-mail List: Kim Tassen, DTE
TASSENK@DTEENERGY.COM

Program Chair: Andy Reed, Andrew Reed & Associates
REEDANDASSOCIATES@EARTHLINK.NET

Member Roster & Website:
Verne Cappell, Consumers Energy
VCCAPPEL@CMSENERGY.COM
Lynn Hall, Elexco Land Services
LHALL@ELEXCO.COM

President & International Director:
Val Lafferty, Market Street Realty
LAFFERTYV@COMCAST.NET

Chapter Honors Bill Reid SR/WA

At the 2006 Annual Meeting at Weber's Inn on January 14, Chapter 7 presented William L. Reid SR/WA with the first Golden Professional Award for 50 active years as an IRWA member and leader. Bill first joined Chapter 7 in 1956,

served as Chapter President in 1966 and International President in 1975. After retiring with 22 years of Service as Consumers Power Company's Manager of Real Estate & Right of Way, Bill represented Universal Field Service as their Michigan Representative, obtained his Michigan Broker's License and became an IRWA Certified Instructor. Bill has been the Installing Officer for most of Michigan's Officers over the past 30 years. His love and dedication to the Right of Way profession as well as to IRWA is an inspiration to us all. *Congratulations Bill, you are the ultimate professional.*

A SPECIAL THANKS

Chapter 7 would like to send a special thanks to our 2006 Annual Meeting sponsors at Weber's Inn in January. There was a higher than normal turn out and a great dinner, prior to the Installation of the new 2006 Chapter Officers.

Philip F. Greco Title Company hosted the cocktails and R. M. Reed & Associates hosted the appetizers. We sincerely appreciate the dedication of these companies and members.

A

January 14, 2006 • Ann Arbor
Annual Dinner Meeting & Installation of Officers

B

D

E

at the welcome reception:
al Nancy Maturen and Pat Petito

bl June and Doug Hodge

two photos at left: a great turn-out enjoying dinner at Weber's

cl Jeff Jones receiving his past president plaque from Val Lafferty

dl Val Lafferty's first presidential address

el Jeff Jones giving his presidential good-bye

Your 2006 Chapter 7 Officers, from left, Jeff jones, Kim Tassen, Laura Southwell, Norm Thomas, Andy Reed, Dick Roth and, at far right, Val Lafferty taking the oath from Bill Reid

c

f

h

g

a pair of pinnings:

- fl Jeff receives a past president pin from his wife, Kathy
- gl Val is getting pinned by husband Mike
- hl Jean and Bill Reid with his Golden Professional Award *– for 50 years as an IRWA member!*

At right, a “pride” of past presidents (and a current one) celebrate with Golden Professional Bill Reid and Jean.

All ads subject to editorial approval. Michigan Chapter 7 accepts roster advertising related to the Right of Way profession. Neither the acceptance nor the publication of any such advertising constitutes an endorsement, recommendation or warranty of the advertiser on the part of Chapter 7, its officers and/or its committee members.

Thank You *to our advertisers*

A New Way to Support Chapter 7

A New Way to Advertise!

The Michigan Chapter 7 Website will begin a new advertising program. For $25/year your company can have a link on an *advertisers* page on the Michigan Chapter 7 website the links directly to your company website. If you are interested in your firm having a website link, please send information to Lynn Hall at lhall@elexco.com. The information should include the company name, address, phone/fax, your website address and if desired, a small logo.

Legislative Update

Enrolled Senate Joint Resolution E

State Senator Stamas has introduced an amendment to the state constitution of 1963: Enrolled Senate Joint Resolution E. This resolution which, among other things, would:

a) Require condemning agencies to pay 125% of fair market value for taking a private property owner's principal residence, in addition to any other reimbursement allowed by law. Compensation would be determined in a court of record.

b) Define "public use" to exclude ";taking a private property for transfer to a private entity for the purpose of economic development or enhancement of tax revenues."

Submitted by Michael A. Oakes
Consumers Energy Co.

Pipeline Committee Notes

City Fights Pipeline/New Law in Court

Ingham County Circuit Judge James Giddings heard arguments Friday involving Wolverine Pipeline Company's controversial plan to build a $45M gasoline pipeline through South Lansing. The City is challenging the constitutionality of a new state law which lets the state approve utility construction on state property without local government weigh-in. It is not clear when Giddings will rule. All five townships on the proposed route have OK's the project, with Lansing the lone holdout.

New Michigan Law Protects Facilities

A new Michigan Law (Public Act 304 and 305 coming from Senate Bill 686 and 685) makes it a felony to trespass on a key facility in Michigan. Key facilities are defined to include a refinery, a petroleum storage terminal, and a "transportation facility" and seems to include pipeline pump/metering stations as long as the facilities are enclosed within a fenced area. These key facilities must have posted signs forbidding entry. The bill was signed into law on December 20, 2005 and goes into effect on April 15, 2006. Any person who violates this law is guilty of a felony, punishable by imprisonment for not more than 4 years or a fine of not more than $2,500.00 or both.

See: http://www.legislature.mi.gov/documents/2005-2006/billenrolled/senate/pdf/2005-SNB-0686.pdf to look at the bill.

Web Post Urges Jihadists to Attack Alaska Pipeline

A recent posting on a Web site purportedly affiliated with al-Quida urges attacks against the trans-Alaska oil pipeline and Valdez tanker dock, calling on jihadists to either shower the pipe with bullets or hide and detonate explosives along its length.

The 10-page posting includes numerous links to Web sites providing maps and other basic information about the pipeline.Spokesmen for the FBI and other law enforcement and security agencies said they were aware of the posting, but none would comment on whether it prompted any extra security measures in Alaska.

It is no secret that the terminal at Valdez and the trans-Alaska pipeline are critical assets to not only the state but the country. The pipeline plays a critical role in this nation's economy. It carries more than 800,000 barrels of crude a day, roughly one-eighth of U.S. production.

Submitted by Carl Meyer SR/WA
Pipeline Committee

All classes scheduled by the IRWA are subject to cancellation. Although every effort is made to run each class as scheduled, occasionally a class must be cancelled due to insufficient enrollment or unavailability of instructor. Payments made to IRWA, for tax purposes, are not deductible as charitable contributions; but may qualify as a usual and necessary business expense.

Course #505

Re-certification Credit: 8 hours

Advanced Relocation Assistance I – Residential

March 2, 2006 • 8AM – 5PM • Thursday
Advance Registration:
Member/$240. – Non-Member/$305.
Late Registration:
Member/$265. – Non-Member/$330.
Required Material: Hewlett Packard 12c (or similar) financial calculator
Prerequisites: IRWA Course 501 or a minimum of two years field experience

East Lansing Marriott at University Place
300 M.A.C. Avenue, East Lansing, MI 48823
Accommodations: 517 337 4440

Instructor: **Deanna Walsh-Loewenhagen, SR/WA**

Course #800

Principles of Real Estate Law

MAY 1-2006 • 8AM – 5PM
Advance Registration:
Member/$370. – Non-Member/$475.
Late Registration:
Member/$385. – Non-Member/$490.

Weber's Inn
3050 Jackson Road • Ann Arbor, MI 48103
Accommodations: 734 769 4743

Instructor: Raymond O. Howd

Course #400

Principles of Real Estate Appraisal

MAY 3-4, 2006 • 8AM – 5PM DAILY • 2 DAYS

Weber's Inn
3050 Jackson Road • Ann Arbor, MI 48103
Accommodations: 734 769 4743

Instructor: David Burgoyne, SR/WA

4 ways to register:

1.) extra web: www.irwaonline.org
2.) fast fax: 310 538 1471
3.) phone: 310 538 0233 x138
4.) mail: class coordinator's address

For information about these classes please contact Class Coordinator:
Patricia A. Petitto, SR/WA
4840 N. Adams Road, Suite 183 • Rochester, MI 48306 • 248 524 3376 • petittopa@aol.com

The ***Great Lakes State•ment*** is a publication for the members of Michigan - Chapter 7 of the IRWA. Stories and articles of interest are encouraged. Please make your submissions to:
Michael Oakes, Newsletter Chair
517 788 2332
MAOAKES@CMSENERGY.COM
Linda M. Polo, Polo Design
Art Director
LMPOLO@AOL.COM

Submissions for the March newsletter due by:

March 27, 2006

For information on IRWA Michigan Chapter 7, please contact the Secretary:
Laura K. Southwell, R/W-RAC,
734 327 6694
SOUTHWELLL@WCROADS.ORG

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Verne Cappell
c/o Consumers Energy Company
One Energy Plaza
Jackson, MI 49201

Address Correction Requested

Reserve Today for BEST Selection!

Book Fall Seminar Rooms Early

Early room reservations are strongly advised for the Lakeview Hotel on Mackinac Island for the 2006 Fall Education Seminar. The Class, Seminar Registration & Welcome Reception will be held on September 27, with the Seminar starting at 8:00 am on the 28th and conclude at noon on Friday the 29th. Rooms are $110 per night, single or double, plus taxes. The Lakeview is a wonderful historic hotel and they have a wide variety of rooms.

Please call as soon as possible for the best room selection: 1 800 213 7077
Ask for Jean and mention International Right of Way Association.
There is a minimum of 2 nights stay as deposit.

If you have questions about the recently revised Course 603, *Understanding Environmental Contamination in Real Estate* contact:
Pat Petitto SR/WA, petittopa@ci.troy.mi.us.com

Questions about the Seminar?
Please contact Alicia Worthley SR/WA at worthleya@aol.com after March 3rd.

Membership Meeting

When:
Friday, March 3, 2006

Where:
The James B. Henry Center
Michigan State University
3535 Forest Road • 517 353 4350

A General Note from Michael Odette- :

FOR ANYONE WHO HAS NOT YET BEEN AT THE HENRY CENTER, IT IS AWESOME!!!

It's worth coming just to see the building and facility. Nearly brand new, and specifically designed for corporate level meetings, classes, and conferences.

Cost:
early registration:
$35./per person
must be received by February 24, 2006
At the door: $40./per person