

EATON COUNTY BOARD OF COMMISSIONERS
WEDNESDAY, JULY 19, 2023 AGENDA

- I. Call to Order – 7:00 p.m.
- II. Pledge of Allegiance to the Flag
- III. Invocation
- IV. Roll Call
- V. Agenda Additions or Changes
- VI. Approval of Minutes of June 21, 2023
- VII. Communications
- VIII. Retirement Recognition Resolutions
- IX. Limited Public Comment
- X. COMMITTEE REPORTS AND RESOLUTIONS
 - A. HEALTH AND HUMAN SERVICES COMMITTEE – Commissioner Lautzenheiser
 - 1. Tri-County Office on Aging Appointment
 - B. PUBLIC SAFETY COMMITTEE – Commissioner Barnes
 - 1. Resolution to Approve Agreement for Physician Services at the Eaton County Jail
 - C. INFORMATION TECHNOLOGY & COMMUNICATION COMMITTEE – Commissioner Droscha
 - D. PUBLIC WORKS AND PLANNING COMMITTEE – Commissioner Rogers
 - 1. Resolution to Approve Right of Way Easement
 - E. WAYS & MEANS COMMITTEE - Commissioner Mulder
 - 1. Resolution Receiving Advice from the County Treasurer as to a Surplus Which Can Be Transferred From the Delinquent Tax Revolving Fund to the General Fund
 - 2. Resolution to Approve Personnel Policy Update
 - 3. Resolution to Approve the United States Department of Agriculture (USDA) Lease Renewal at the Eaton County Office Building
 - 4. Resolution to Approve FY 22/23 Budget Amendments
 - 5. Claims and Purchases
- XI. Limited Public Comment
- XII. Administrator's Report
- XIII. Commissioner Comment
- XIV. Unfinished Business
- XV. Old Business
- XVI. New Business
- XVII. Adjourn to Wednesday, August 16, 2023 regular meeting at 7:00 p.m.

EATON COUNTY BOARD OF COMMISSIONERS
JUNE 21, 2023

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, June 21, 2023 including the availability of virtual participation by the public.

Chairman Mott called the meeting to order at 7:00 p.m.

The Pledge of Allegiance to the Flag was given by all.

Commissioner Hansen gave the invocation.

Roll call. Commissioners present: Tim Barnes, Blake Mulder, Terrance Augustine, Brandon Haskell, Jeanne Pearl-Wright, Trevor Youngquist, Joseph Brehler, Brian Droscha, Jacob Toomey, Scott Hansen, Brian Lautzenheiser, Frank Holmes, Barbara Rogers and Jim Mott.

Commissioners absent: Mark Mudry

Chairman Mott requested the addition of resolutions Item #1 to New Business-Resolutions. Commissioner Rogers requested the addition of resolutions Item #1 to Public Works and Planning – Resolution to Approve Public Art Policy.

Commissioner Augustine moved the agenda to be approved as amended. Seconded by Commissioner Hansen. Carried unanimously.

Commissioner Lautzenheiser moved the approval of the May 17, 2023 minutes. Seconded by Commissioner Rogers. Carried unanimously.

Communications: Letter from a county citizen regarding the County's Agricultural Plastic Recycle Program. A communication from a Grand Ledge citizen opposing the Board of Commissioner's approval of a recent resolution.

Commissioner Rogers moved the approval of #23-6-63 Resolution of Appreciation for Teresa Tucker.

WHEREAS, Teresa Tucker retires from Eaton County on June 30, 2023; and
WHEREAS, Teresa worked in Central Dispatch from October 14, 2002 and is retiring with 20 years of service; and

WHEREAS, Teresa has provided dedicated and honorable service to the residents and employees of Eaton County; and

WHEREAS, the Eaton County Board of Commissioners seeks to recognize and express appreciation for Teresa's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners expresses its sincere gratitude for the years of exceptional service Teresa provided to Eaton County; and

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 21st day of the month of June in the year 2023.

Seconded by Commissioner Droscha. Carried unanimously.

Commissioner Rogers moved the approval of #23-6-64 Resolution of Appreciation for Lauri Klont Register of Deeds.

WHEREAS, Lauri Klont has retired from Eaton County on June 9, 2023; and
WHEREAS, Lauri worked in the Register of Deeds from January 5, 2004 and is retiring with 19 years of service; and

WHEREAS, Lauri has provided dedicated and honorable service to the residents and employees of Eaton County; and

WHEREAS, the Eaton County Board of Commissioners seeks to recognize and express appreciation for Lauri's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners expresses its sincere gratitude for the years of exceptional service Lauri provided to Eaton County; and

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 21st day of the month of June in the year 2023.

Seconded by Commissioner Droscha. Carried unanimously.

Presentation: Granger-Youth Facility Expansion Update – Facility Manager Chad Powers and Project Engineer Mark Butler of Granger Construction presented a schedule update, budget update and the next steps in approaching bids.

Public Comment: Selena Duits, Sunfield Township Treasurer thanked the board for their support of Sunfield Township in regards to the Sunny Crest Youth Ranch.

Commissioner Barnes moved the approval of the following resolutions.

#23-6-65 Resolution to Authorize Application for Byrne Residential Substance Abuse Treatment (RSAT) Grant.

WHEREAS, the Office of Drug Control Policy has Byrne Memorial Grant funds available; and

WHEREAS, the Sheriff's Office is desirous of submitting a grant application; and

WHEREAS, the grant will provide funding for jail-based residential substance abuse treatment program; and

WHEREAS, the grant application will seek up to \$200,000, and requires a 25% match for this purpose; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Sheriff's Office to submit a grant application in an amount not to exceed \$200,000 for the period of October 1, 2023 to September 30, 2024; and

BE IT FURTHER RESOLVED, acceptance of the grant, if approved will be contingent upon the identification and appropriation of the required matching funds; and

BE IT FURTHER RESOLVED, that if the County's participation in the grant is discontinued or requires a County General Fund contribution, the continuation of the grant funded positions will be reviewed by the appropriate committees to determine the necessity of General Fund commitment; and

BE IT FURTHER RESOLVED, that the Controller be authorized to approve any necessary budget amendments to increase expenditures and increase grant revenue if the grant is approved; and

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners be authorized to sign any necessary documents.

#23-6-66 Resolution to Authorize Application for an Office of Highway Safety Planning (OHSP) District Hybrid Court.

WHEREAS, the Eaton County Trial Courts, through the Eaton County Community Corrections Department and the District Court Probation Department, has operated a District Court Sobriety drug court grant for approximately twenty years; and

WHEREAS, the United States Office of Highway Safety Planning through the State of Michigan is making grant funds available for the period of October 1, 2023 to September 30, 2024; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$100,000; and

BE IT FURTHER RESOLVED, that if the grant is not continued or requires a County appropriation, the continuation of the grant funded positions will be reviewed by the appropriate committees to determine the necessity of the General Fund commitment; and

BE IT FURTHER RESOLVED, that the Controller be authorized to approve any necessary budget amendments to increase expenditures and increase grant revenue if the grant is approved by the State of Michigan; and

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or their designee be authorized to sign any necessary contracts or documents.

#23-6-67 Resolution to Authorize Application OHSP Felony Sobriety Court.

WHEREAS, the Eaton County Trial Courts, through the Eaton County Community Corrections Department, has operated an Adult OUIL III Drug Court for approximately twenty years; and

WHEREAS, the United States Office of Highway Safety Planning through the State of Michigan is making grant funds available for the period of October 1, 2023 to September 30, 2024; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$150,000; and

BE IT FURTHER RESOLVED, that if the grant is not continued or requires a County appropriation, the continuation of the grant funded positions will be reviewed by the appropriate committees to determine the necessity of the General Fund commitment; and

BE IT FURTHER RESOLVED, that the Controller be authorized to approve any necessary budget amendments to increase expenditures and increase grant revenue if the grant is approved by the State of Michigan; and

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or their designee be authorized to sign any necessary contracts or documents.

#23-6-68 Resolution to Approve FY 2021 Homeland Security Grant Program Region 1 Sub-Recipient Agreement.

WHEREAS, Eaton County is a member of Michigan State Police Region 1 for purposes of participation in the Homeland Security Grant Fund distribution; and
WHEREAS, Ingham County has agreed to act as the fiduciary agent for the Region 1 Board for the administration of this grant program; and
WHEREAS, in order to receive its allocation through this grant program the County is required to enter into a sub-recipient agreement with the fiduciary agent (Ingham County); and
WHEREAS, the Public Safety Committee has reviewed and is recommending the approval of the attached sub-recipient agreement.
NOW THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners approves entering into the Sub-recipient Agreement with Ingham County for the FY 2022 Homeland Security Grant Program.

Seconded by Commissioner Droscha. All four resolutions carried unanimously.

Commissioner Rogers moved the approval of #23-6-69 Resolution to Adopt the Eaton County Public Art Policy.

Commissioner Mulder moved the approval of the following resolution. Seconded by Commissioner Droscha.

WHEREAS, the Eaton County Board of Commissioners acknowledges the placement of public art adds to the unique character and quality of life of a community and that the correct public art located in the correct location can be the foundation for the creation of a “sense of place”; and,

WHEREAS, having a sense of place promotes people’s health, happiness, and wellbeing. Creative placemaking animates public and private spaces, rejuvenates structures and streetscapes, improves local business viability and public safety, and brings diverse people together to celebrate, inspire, and be inspired; and

WHEREAS, the Eaton County Board of Commissioners seeks to provide opportunities for creating exciting and attractive public spaces that are used and enjoyed by residents, workers, business and visitors; and

WHEREAS, the Eaton County Board of Commissioners desires to establish guidelines to encourage public art;

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of Eaton County hereby adopts the attached EATON COUNTY PUBLIC ART POLICY effective this date June 21, 2023.

Seconded by Commissioner Toomey. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-70 Resolution to Adopt 2023 Summer Property Tax Levy and Notice of Certification of County Allocated Tax Levy.

WHEREAS, Eaton County is authorized under the General Property Tax Act, Public Act 206 of 1893, as amended, to levy and collect County allocated property taxes; and
WHEREAS, the General Property Tax Act has been amended by Public Act 357 of 2004 being 211.44a, to require all Michigan Counties to impose a summer tax levy in 2007 and each year thereafter.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Public Act 357 of 2004, the Eaton County allocated tax shall be levied and collected on July 1, 2023, at the full amount allocated after application of the “Headlee” millage reduction fraction, or 5.2096 mills for General County Operations; and

BE IT FURTHER RESOLVED, that the Treasurer of each city and township in Eaton County is directed to account for and deliver the full County allocated tax collections for 2022 in accordance with the provisions of Public Act 357 of 2004; and

BE IT FURTHER RESOLVED, that this resolution constitutes certification of the levy of the County allocated tax and authorized collection of the County allocated tax July 1, 2023, at the full amount allocated after application of the "Headlee" millage reduction fraction, or 5.2096 mills.

Seconded by Commissioner Droscha. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-71 Resolution to Approve an Application for a Farmland and Open Space Development Rights Agreement-One Land MC LLC.

WHEREAS, One Land MC LLC filed a Farmland and Open Space Application for property located in Bellevue Township, with the Eaton County Clerk's Office in February 2023; and

WHEREAS, this application includes Parcel # 130-007-200-001-00 which parcel totals +/- 45.5 acres; and

WHEREAS, the applicant is requesting a 20 year agreement; and

WHEREAS, a copy of this application was sent to all reviewing agencies as required by the act; and

WHEREAS, the Eaton County Ways & Means Committee has reviewed this application and is recommending approval.

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners at its regularly scheduled meeting on June 21, 2023 does hereby approve the Farmland and Open Space Application filed by One Land MC LLC property located in Bellevue Township.

Seconded by Commissioner Pearl-Wright. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-72 Resolution Pledging Full Faith and Credit to Watson No. 2 Drain Drainage District Bonds.

WHEREAS pursuant to a petition filed with the Drain Commissioner of the County of Eaton, State of Michigan (the "Drain Commissioner"), proceedings have been taken under the provisions of Act 40, Public Acts of Michigan, 1956, as amended (the "Act"), for the making of certain intra-county drain improvements referred to as the Watson No. 2 Drain Maintenance and Improvement Project (the "Project"), which is being undertaken by the Watson No. 2 Drain Drainage District (the "Drainage District") in a Special Assessment District (the "Special Assessment District") established by the Drainage District; and

WHEREAS, the Project is necessary for the protection of the public health, and in order to provide funds to pay the costs of the Project, the Drain Commissioner intends to issue the Drainage District's bonds (the "Bonds"), in one or more series, in an amount not to exceed \$867,000 pursuant to the Act; and

WHEREAS, the principal of and interest on the Bonds will be payable from assessments to be made upon public corporations and/or benefited properties in the Special Assessment District; and

WHEREAS, the Eaton County Board of Commissioners (the "Board") may, by resolution adopted by a majority of the members of the Board, pledge the full faith and credit of the County for the prompt payment of the principal of and interest on the Bonds pursuant to Section 276 of the Act; and

WHEREAS, the pledge of the full faith and credit of the County to the Bonds will reduce the cost of financing the Project and will be a benefit to the people of the County.

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The County pledges its full faith and credit for the prompt payment of the principal of and interest on the Bonds in a par amount not to exceed \$867,000. The County shall

immediately advance sufficient moneys from County funds, as a first budget obligation, to pay the principal of and interest on any of the Bonds should the Drainage District fail to pay such amounts when due. The County shall, if necessary, levy a tax on all taxable property in the County, to the extent other available funds are insufficient to pay the principal of and interest on the Bonds when due.

2. Should the County advance County funds pursuant to the pledge made in this Resolution, the amounts shall be repaid to the County from assessments or reassessments made upon benefited properties in the Special Assessment District as provided in the Act.

3. The Chairperson of the Board, the County Controller/Administrator, the County Clerk, the County Treasurer and any other official of the County, or any one or more of them ("Authorized Officers"), are authorized and directed to take all actions necessary or desirable for the issuance of the Bonds and to execute any documents or certificates necessary to complete the issuance of the Bonds, including, but not limited to, any applications including the Michigan Department of Treasury, Application for State Treasurer's Approval to Issue Long-Term Securities, any waivers, certificates, receipts, orders, agreements, instruments, and any certificates relating to federal or state securities laws, rules, or regulations and to participate in the preparation of a preliminary official statement and a final official statement for the Bonds and to sign such documents on behalf of the County and give any approvals necessary therefor.

4. Any one of the Authorized Officers is hereby authorized to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Bonds pursuant to paragraph (b)(5) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate").

5. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded to the extent of the conflict.

Seconded by Commissioner Droscha. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-73 Resolution to Approve 551 Building Lease Renewal for Community Mental Health.

WHEREAS, the Board of Commissioners has leased office space to the Clinton-Eaton-Ingham Community Mental Health Authority in the County facility located at 551 Courthouse Drive, Charlotte, MI; and

WHEREAS, the current lease expires June 30, 2023; and
 WHEREAS, the parties have discussed an addendum to extend the original lease agreement to June 30, 2028; and
 WHEREAS, the Ways and Means Committee has reviewed the terms contained in the addendum and the original lease agreement and is recommending the approval of said lease agreement.
 NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves the attached addendum to lease agreement for space at 551 Courthouse Drive with Clinton-Eaton-Ingham Community Mental Health; and
 BE IT FURTHER RESOLVED, that Chairman of the Board of Commissioners is authorized to execute the necessary documents.
 Seconded by Commissioner Brehler. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-74 Resolution to Approve FY 22/23 Budget Amendments.

WHEREAS, the Eaton County 2022/2023 Appropriations Act of September 21, 2022 states that any amendment to increase a salary and/or a Capital Outlay line-item in excess of \$2,500.00 or any amendment to increase the total budget of any fund or department in excess of \$2,500.00 shall be amended by the Board of Commissioners, except that any amendment to decrease the General Fund Contingency shall be approved by the Board of Commissioners; and
 WHEREAS, such amendments are needed in order to comply with the Uniform Budgeting and Accounting Act of 1978, P.A. 621.

NOW, THEREFORE BE IT RESOLVED, that the following budget amendments be approved and added to the 2022/2023 Eaton County Budget:

GENERAL FUND

	<u>DISTRICT COURT – 281.36</u>	
Increase	State Revenue	\$24,362
Increase	Overtime and Fringes District Court	\$24,362
	<u>COUNTY CLERK – 215.00</u>	
Increase	State Revenue	\$ 7,465
Increase	Overtime and Fringes County Clerk/Circuit Court	\$ 7,465

To increase budget for staffing costs related to the Automatic Clean Slate implementation with Michigan Supreme Court funding.

	<u>CONTROLLER'S OFFICE – 172.00</u>	
Increase	Other Charges and Services	\$ 42,000
Increase	Interest and Dividend Revenue	\$ 42,000

To increase budget for the purchase and implementation cost of software for recording lease, software based subscription services, and other contracts.

	<u>CONTROLLER'S OFFICE – 172.00</u>	
Increase	Contractual Services	\$ 35,000
Increase	Interest and Dividend Revenue	\$ 35,000

To increase budget for additional costs under the 2022 audit services contract.

COMMUNITY DEVELOPMENT 721.00

Increase	Wages and Fringes	\$ 11,286
Increase	Interest and Dividend Revenue	\$ 11,286

To increase budget for the staffing reorganization of the Community Development and Construction Code Departments.

BOARD OF COMMISSIONERS – 101.00

Increase	Other Agency Allocation	\$ 15,000
Increase	Transfers In – Delinquent Tax Fund	\$ 15,000

To increase budget for Sunfield Township for legal services for Michigan Tax Tribunal hearing related to Sunny Crest Youth Ranch.

CAPITAL OUTLAY

Increase	Capital Outlay	\$43,000
Increase	Sale of Fixed Assets	\$49,920
Increase	Transfers Out	\$ 6,920

To increase budget to pay off residual value of leased vehicles after 60-month lease period expiration.

SPECIAL REVENUE FUNDS

PARKS AND RECREATION - 208

Increase	Capital Outlay	\$ 4,490
Increase	Transfers In – General Fund	\$ 4,490

RESOURCE RECOVERY - 228

Increase	Capital Outlay	\$ 2,430
Increase	Transfers In – General Fund	\$ 2,430

To increase budget to pay off residual value of leased vehicles after 60-month lease period expiration.

PARKS AND RECREATION - 208

Increase	Reimbursements & Refunds-Insurance	\$ 27,250
Increase	Capital Outlay	\$ 27,250

To increase budget to replace mower damaged in an accident covered by the County's insurance.

Seconded by Commissioner Augustine. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-75 Resolution to Educate and Commemorate June 19th, 2023 or "Juneteenth" as a Celebration of African American Liberation.

WHEREAS, Juneteenth, also known as "Juneteenth Independence Day", "Emancipation Day", and "Freedom Day" is the oldest African American holiday in observance in the United States; and

WHEREAS, despite the Emancipation Proclamation being issued on January 1, 1863, effectively freeing all slaves in rebelling states, slavery was still practiced until Union

soldiers arrived in Galveston, Texas on June 19th 1865 issuing General Order #3 freeing the last slaves; and

WHEREAS, slavery was finally and forever banished with the ratification of the 13th amendment to the United States in December 1865; and

WHEREAS, the freeing of the last slaves in Galveston, Texas lead to celebrations in the streets in Galveston, marking the first ever Juneteenth celebration; and

WHEREAS, Juneteenth education and celebrations declined in the early 20th century, but the civil rights movements of the 1950s and 1960s revived the idea and need for Juneteenth education efforts; and

WHEREAS, numerous cities and neighborhoods in the Mid-Michigan area hold sanctioned and sponsored Juneteenth events, offering opportunities not only for celebration, but reflection on past and present race relations and planning for the future.

NOW, THEREFORE, BE IT RESOLVED, that Eaton County Board of Commissioners and the County as a whole recognizes June 19th 2023 as Juneteenth; and

BE IT FURTHER RESOLVED, that Eaton County Offices close each year in observation of Juneteenth; and

BE IT FURTHER RESOLVED, that the Board of Commissioners encourage citizens to participate in celebrations and reflect on this historic event.

Seconded by Commissioner Pearl-Wright. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-76 Resolution to Approve Application for Raise the Age Grant.

WHEREAS, the State of Michigan Department of Human Services has Raise the Age funding available through a fund established by PA 97 of 2019; and

WHEREAS, the Trial Court Juvenile Division is seeking to apply for funding for costs associated with youth that come under the court's jurisdiction at/after age 17, but prior to age 18; and

WHEREAS, the Raise the Age Grant has been created for expenditures that would not be reimbursable under the Child Care Fund Reimbursement Program; and

WHEREAS, the Ways and Means Committee recommends the approval of the grant application.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Trial Court Juvenile Division to submit a grant application in an amount not to exceed \$100,000 for the period of October 1, 2023 to September 30, 2024; and

BE IT FURTHER RESOLVED, that the Controller be authorized to approve any necessary budget amendments to increase expenditures and increase grant revenue if the grant is approved by the State of Michigan; and

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or his designee be authorized to sign any necessary contracts or documents.

Seconded by Commissioner Augustine. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-77 Resolution to Approve Application for Title IV-E Child and Parent Legal Representation.

WHEREAS, the U.S. Department of Human Services has Title IV-E funding available through the State of Michigan Department of Health and Human Services; and

WHEREAS, the Trial Court Juvenile Division is seeking to apply for Title IV-E funding in order to offset the expenses of the County for parent and child legal representation in child abuse and neglect hearings; and

WHEREAS, the Ways and Means Committee recommends the approval of the grant application.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Trial Court Juvenile Division to submit a grant application in an amount not to exceed \$50,000; and

BE IT FURTHER RESOLVED, that the Controller be authorized to approve any necessary budget amendments to increase expenditures and increase grant revenue if the grant is approved by the State of Michigan; and

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or his designee be authorized to sign any necessary contracts or documents.

Seconded by Commissioner Droscha. Carried unanimously.

Commissioner Mulder moved the approval of #23-6-78 Resolution to Amend Audit Contract.

WHEREAS, Eaton County previously approved an auditing services contract with Rehmann Robson for fiscal year ending September 30, 2023 in the amount of \$45,900; and

WHEREAS, the Rehmann Robson has submitted a proposed amendment to the audit services contract increasing the cost to \$68,900; and

WHEREAS, the Ways and Means Committee is recommending the County accept the amended price proposal of Rehmann Robson.

NOW, THEREFORE, BE IT RESOLVED, that the price proposal be signed between Eaton County and Rehmann Robson for the fiscal year ending September 30, 2023 in the amount of \$68,900.

Seconded by Commissioner Lautzenheiser. Nays: Augustine. Carried.

Commissioner Mulder moved the approval of claims as audited by the Ways & Means Committee for \$9,449,992.15 and to accept the report of previously authorized payments. Seconded by Commissioner Brehler. Carried unanimously.

Public Comment: None

Administrator's Report: Controller Sobie stated that the interviews were completed for the Communication's Director position. There were 21 candidates narrowed down to one finalist, the position has now been re-posted. Ms. Sobie thanked Human Resources Director Ben Dawson for all of his hard work. Ms. Sobie discussed the recent approval of the Debt Books system, which will be used to enter and monitor leases, contracts and subscriptions for software.

Commissioner Comments: Commissioner Augustine spoke regarding the extension of CATA Route 3 with EATRAN into Delta Charter Township. EATRAN will hold a press conference to discuss the new route, with a survey of the transportation needs for the citizens. Commissioner Haskell gave an update from the Tri-County Planning Commission endorsing the Crandall Lake Fishing Pier MDNR Grant Application. Commissioner Brehler announced the Barry Eaton Health Department is putting on a program in regards to housing in Eaton County on June 22, 2023 from 9:00 a.m.- 1:00

pm. Commissioner Droscha spoke of the goat issues around Crandall Lake and a fatality accident near Crandall Lake. Commissioner Pearl-Wright stated that a free food distribution would take place at Mt. Hope Church on Saturday, June 24th 8:00 a.m.- 11:00 a.m. Commissioner Toomey spoke about the Community Pantry in Dimondale on Friday June 23, 2023. This is free to the public on Fridays, twice a month.

There was no Unfinished Business and Old Business.

New Business: Chairman Mott requested that all resolutions being brought to the full board need to go through the correct subcommittee first. Commissioner Droscha moved to approve. Seconded by Commissioner Rogers.

Discussion held. Commissioner Droscha moved to amend the previous action item and move to send this discussion to Committee on Committees Commission and review board rules. Seconded by Commissioner Haskell. Motion carries.

Chairman Mott adjourned the meeting to Wednesday, July 19, 2023 at 7:00p.m.

Chairman of the Board of Commissioners

Clerk of the Board of Commissioners



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
LANSING



AARON B. KEATLEY
ACTING DIRECTOR

VIA EMAIL

TO: County Board of Commissioners or County Executive

FROM: Elizabeth M. Browne, Director, Materials Management Division *EMB*

DATE: June 23, 2023

SUBJECT: New Materials Management Plans

Michigan's Solid Waste Program has recently been updated with the passage of significant amendments to Part 115, Solid Waste Management, of the Natural Resources and Environmental Protection, 1994 PA 451, as amended ([Part 115](#)). These changes were signed into law in December 2022 and became effective on March 29, 2023. This is exciting news for the state of Michigan, as this new framework focuses on sustainable materials management approaches, such as recycling and composting, instead of just landfilling waste.

The shift to sustainable materials management will require commitment and collaboration across state, county, and local government. Every county will be required to have a Materials Management Plan (MMP), either individually or in collaboration with neighboring counties, to map out a strategy for increasing recycling and diversion of materials from landfills. The MMPs will replace existing solid waste management plans. As with solid waste management plans, the Department of Environment, Great Lakes, and Energy (EGLE) must call for the development of MMPs, then review and approve them.

The EGLE Director will initiate the MMP development process in September 2023, as required by Part 115. Once the process is initiated, the law establishes deadlines for plan development and local approvals. Counties will have 180 days to submit a notice of intent to prepare an MMP and determine and document if plans will be developed individually or with a multicounty planning area. After submitting the notice of intent, materials management planning committees must be appointed, and a work plan will need to be developed and approved by all appropriate parties within another 180 days. Grant funding will be available to counties for the development and implementation of MMPs, with additional funds available for counties that collaborate in multicounty planning.

EGLE encourages all counties to prepare for MMP development by becoming familiar with the planning requirements and engaging with neighboring counties regarding potential multicounty planning efforts. Planning agencies should also begin to consider possible members of the planning committee. The new MMP requirements are found in [Subpart 11 of Part 115](#). Please visit www.Michigan.gov/EGLEMMP for additional

resources. This webpage is being updated frequently with additional guidance and information.

EGLE has already begun outreach to counties to prepare for MMP development. If your county is not already involved, a representative of your county is invited to participate in our MMP Workgroup. This workgroup meets monthly to provide guidance and opportunities to connect with other counties for future collaboration. To join the workgroup, please email: EGLE-MMP@michigan.gov.

EGLE is excited about Michigan's materials management future and looks forward to working with every county to achieve statewide recycling and materials management goals. If you have any questions about the new Part 115 planning changes, please email: EGLE-MMP@michigan.gov.

cc: County Designated Planning Agency
Michigan Association of Regions Directors
County Planning File

DELTA COUNTY BOARD OF COMMISSIONERS

ADMINISTRATION OFFICE
310 LUDINGTON ST.
ESCANABA, MICHIGAN 49829
PHONE: 906-789-5100
FAX: 906-789-5197



RESOLUTION #23-05

FOR THE OPPOSING PROPOSED CHANGES TO THE STATEWIDE SEPTIC CODE (HB 4479 & 4480 SB 299 & 300)

AT A MEETING OF THE /BOARD OF COMMISSIONERS OF DELTA COUNTY, MICHIGAN,
HELD AT DELTA COUNTY SERVICE CENTER BOARD ROOM, ON JUNE 6, 2023,

RESOLUTION - OPPOSING PROPOSED CHANGES TO THE STATEWIDE SEPTIC CODE IN
DELTA COUNTY, MICHIGAN

WHEREAS, the Board of Commissioners of the County of Delta, Michigan, does hereby find
as follows:

WHEREAS, House Bills 4479 and 4480 and Senate Bills 299 and 300 would amend section
12752 and add Part 128 to the Public Health Code and establish state and local standards for
onsite wastewater treatment systems which would require the Michigan Department of
Environmental Quality to develop a statewide code to govern the installation, operation,
maintenance and inspection of septic systems;

WHEREAS, the amendatory Act restricts and removes local controls and changes existing
regulations and guidelines that have been effectively enforced by counties and health
departments across the Upper Peninsula; and

WHEREAS, the Amendatory Act would add additional mandates that would increase the
amount of personnel time and expenses that Upper Peninsula Health Departments would incur
under the new Act without adequate funding from the state; and

WHEREAS, the Amendatory Act would gut existing regulations and grant the Michigan
Department of Environmental Quality authority to approve local sanitary codes which, in effect,
eliminates local control and undermines the duties of local health department to implement and
enforce laws; and

WHEREAS, the Michigan Department of Environmental Quality lacks the necessary budget
and staffing levels to meet the mandates of this Amendatory Act which will place additional
financial burden on local authorities; and

WHEREAS, the creation of the State Technical Advisory Committee under the Act would take away and replace local control of the design, permitting, inspection and management of onsite wastewater treatment facilities and limit input into the rulemaking process to four local health department representatives; and

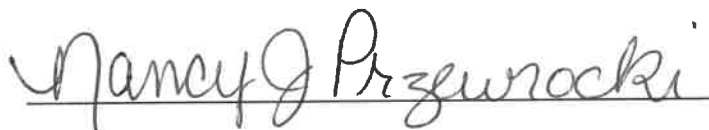
WHEREAS, the Amendatory Act fails to address funding for distressed homeowners and vacated properties with onsite wastewater treatment systems;

NOW, THEREFORE, BE IT HEREBY PROCLAIMED by the Board of Commissioners of the County of Delta, Michigan, opposes House Bill 4479, House Bill 4480, Senate Bill 299, and Senate Bill 300 and requests State Legislators to oppose the legislation.

CERTIFICATION

I hereby certify that the above is a true copy of a Resolution adopted by the Delta County Board of Commissioners at the time, date, and place specified above pursuant to the required statutory procedures.

Dated: June 6th, 2023 Board of Commissioners, County of Delta, MI



Attest

Nancy J. Przewrocki
Clerk, Board of Commissioners
County of Delta, State of Michigan



DELTA COUNTY BOARD OF COMMISSIONERS

ADMINISTRATION OFFICE
310 LUDINGTON ST.
ESCANABA, MICHIGAN 49829
PHONE: 906-789-5100
FAX: 906-789-5197



RESOLUTION #23-04

REAFFIRMING DELTA COUNTY TO BE A SECOND AMENDMENT SANCTUARY COUNTY

WHEREAS the issue of constitutional rights, including but not limited to, the Second Amendment of the Constitution of the United States of America as well as the Constitution of the State of Michigan has been in the spotlight of public discussion of recent;

WHEREAS public discussion of such constitutional rights is a hallmark of public discourse in a democracy;

WHEREAS the government of the County of Delta has the authority to not fund activity, regulation and/or rules, which are in conflict with constitutional rights of individuals within the State of Michigan and the United States of America, law abiding citizens are guaranteed the right to keep and bear arms by their Creator. The County of Delta will not support financially any activity that attempts to reduce or strip a law-abiding citizen of their right to keep and bear arms;

WHEREAS the Delta County Commission has previously opined that the selective enforcement of constitutional laws, regulations and/or rules is in violation of the Constitution and Laws of both the State of Michigan and the United States of America;

WHEREAS the Board of Commissioners of the County of Delta on February 2, 2020 adopted a Resolution stating that Delta county Michigan is a second amendment sanctuary county,

WHEREAS all elected County Commissioners in the County of Delta Michigan take an oath of office pledging their support to the Constitution of the United States of America and Constitution of Michigan to faithfully discharge the duties of their offices;

WHEREAS the lawful ownership, possession and use of firearms is part of the cultural heritage within the County of Delta Michigan;

WHEREAS it is common for firearms to be family heirlooms that pass from generation to generation as a permanent connection of the past and to the present within extended families;

WHEREAS recent high-profile firearm shootings involved many individuals that have mental health issues the mental health systems nationwide failed to timely, appropriately and adequately provide services to such individuals;

*NOW THEREFORE BE IT RESOLVED that the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DELTA** does support and will continue to honor the pledge to support the Constitution of the United States of America as well as the Constitution of the State of Michigan, including all amendments thereto;*

*BE IT FURTHER RESOLVED that the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DELTA** direct our legislators whom act as a representative of the People of the State of Michigan to:*

A. Not undertake or support legislation that is in conflict with the Second Amendment of the United States of America and Article 1.6 of the Michigan Constitution of 1963, including:

- 1. Red Flag Laws, excluding the present Personal Protection Order process;*
- 2. Registration requirements of full or long firearms;*
- 3. Mandatory storage schemes for firearms;*
- 4. Additional limitations on the lawful ownership and use of firearms; and*
- 5. Adoption of other schemes of regulation of firearms that infringe on the foregoing constitutional guarantees of the People of the State of Michigan*

B. Adhere to their oath of office and not adopt legislation, rules, regulations and/or requirements that conflict with the Second Amendment to the Constitution of the United States of America and Article 1.6 of the Michigan Constitution and any final judicial determinations thereto;

C. Adequately fund mental health services available in all of our communities to provide for timely intervention with appropriate and adequate mental health services as an investment in the human capital of all persons of the State of Michigan; and

*BE IT FURTHER RESOLVED that the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF DELTA** directs its staff to provide a copy of this Resolution to:*

- A. Each township in the County of Delta;*
- B. Each city and village in the County of Delta;*
- C. Each department head of the County of Delta;*
- D. Each county in the State of Michigan;*

This Resolution was offered by Commissioner Viau, and supported by Commissioner Petersen.

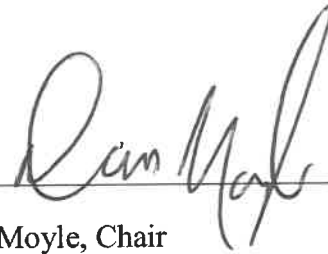
A roll call vote was taken and this Resolution was passed by a vote of: 5:0.

Those Commissioners voting in favor of: Malnar, Viau, Barron, Peterson and Moyle.

Those Commissioners voting against: None.

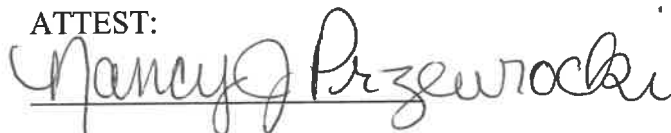
Those Commissioners abstaining: None.

The Resolution Was Declared Adopted. June 06, 2023



David Moyle, Chair
Delta County Board of Commissioners

ATTEST:



Nancy Przewrocki
Delta County Clerk



Introduced by the County Services Committee of the:

INGHAM COUNTY BOARD OF COMMISSIONERS

**RESOLUTION DESIGNATING THE MONTH OF JUNE, 2023 AS
LGBTQ PRIDE MONTH IN INGHAM COUNTY**

RESOLUTION #23 – 229

WHEREAS, Ingham County recognizes the economic and cultural benefits of diversity and seeks to create a welcoming environment for all residents, including the LGBTQ Community; and

WHEREAS, Ingham County Resolution #13-368 commits to equal opportunity and nondiscrimination for all persons inclusive on the basis of sexual orientation and gender identity; and

WHEREAS, Ingham County's Equal Employment Opportunity Policy states that employment opportunity should be given without regard to gender identity or gender expression; and

WHEREAS, Ingham County Resolution #19-057 ensures accessibility to gender-segregated facilities on property operated by Ingham County based on gender identity or expression; and

WHEREAS, Ingham Community Health Center was the only community health center in Michigan to receive top designation from LGBTQ-inclusive healthcare by the Human Rights Campaign in 2018; and

WHEREAS, June is celebrated nationally and worldwide as LGBTQ Pride Month in commemoration of the 1969 Stonewall Rebellion in New York City; and

WHEREAS, the realities of COVID-19 have caused the LGBTQ Community and its allies to reimagine the way Pride is celebrated.

THEREFORE BE IT RESOLVED, that the Ingham County Board of Commissioners designates the month of June, 2023 as LGBTQ Pride Month in the County of Ingham.

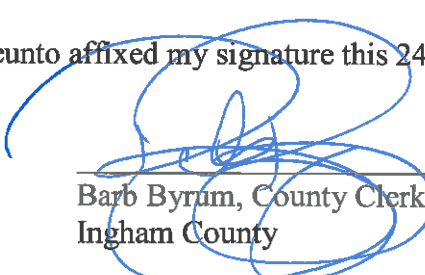
BE IT FURTHER RESOLVED, that the Ingham County Board of Commissioners request that the Clerk of the Ingham County Board of Commissioners forward copies of this resolution to the other 82 Counties in Michigan, as well as the Ingham County Delegation of the State Legislature.

COUNTY SERVICES: Yeas: Celentino, Peña, Grebner, Sebolt, Lawrence, Maiville, Ruest
Nays: None **Absent:** None **Approved 05/16/2023**

STATE OF MICHIGAN)
) SS
COUNTY OF INGHAM)

I, Barb Byrum, the duly qualified and acting Clerk of Ingham County, Michigan (the "County") do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners at a meeting held on May 23, 2023, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267 of the Public Acts of Michigan of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 24th day of May, 2023.



Barb Byrum, County Clerk
Ingham County

LENAWEE COUNTY BOARD OF COMMISSIONERS

301 N. Main St. Courthouse ~ Adrian, MI 49221

(517) 264-4508

www.lenawee.mi.us

CHAIR

James Van Doren

VICE-CHAIR

Dustin Krasny

RES#2023-08

Dawn Bales

Karol "KZ" Bolton

Terry Collins

Nancy Jenkins-Arno

Kevon Martis

David Stimpson

Ralph Tillotson



MICHIGAN HOUSE BILLS 4526-4528

Opposition to Legislation Preempting Local Control

WHEREAS, legislation preempting local control over sand and gravel mining was introduced this week in the House with House Bills 4526, 4527, and 4528; and

WHEREAS, these bills aim to eliminate local control of aggregate mining operations and place the regulating authority in the hands of the Department of Environment, Great Lakes, and Energy (EGLE), usurping all local authority including all local zoning, administration, and ordinance over the industry; and

WHEREAS, local governments support access to aggregate materials necessary to fix our roads and are uniquely positioned to know what is best for their communities; and

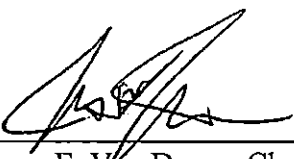
WHEREAS, the current process allows for local governments to balance these needs along those with their entire community, protecting the interests and safety of their residents, students, business, and property owners.

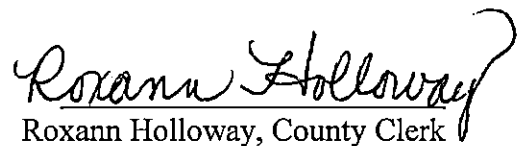
THEREFORE, BE IT RESOLVED that the Lenawee County Board of Commissioners strongly urges its State House of Representatives to oppose House Bills 4526, 4527, and 4528 which would silence local voices on aggregate operations in our community.

BE IT FURTHER RESOLVED that the Lenawee County Board of Commissioners supports the Michigan Townships Association (MTA), Michigan Municipal League (MML), and Michigan Association of Counties (MAC) in their joint statement in this preemption of local control.

BE IT FURTHER RESOLVED that copies of this resolution be provided to Governor Gretchen Whitmer, Senator Jeff Irwin (15th District), Senator Joseph Bellino, Jr. (16th District), Representative William Buck (30th District), Representative Reggie Miller (31st District), Representative Dale Zorn (34th District), Representative Andrew Fink (35th District), Michigan Department of Environment Great Lakes and Energy, the Michigan Townships Association, the Michigan Municipal League, the Michigan Association of Counties, and all Michigan counties.

PASSED BY ROLL CALL VOTE of the Lenawee County Board of Commissioners at a regular meeting held Wednesday, May 10, 2023, in Adrian, Michigan.


James E. Van Doren, Chair


Roxann Holloway, County Clerk

RESOLUTION

NO: 2023-05-080

LIVINGSTON COUNTY

DATE: May 8, 2023

Resolution Sharing Veteran Services Department Enhancements with Other Michigan Counties – Board of Commissioners

WHEREAS, the Livingston County Board of Commissioners strongly supports veterans and active-duty military service members; and

WHEREAS, the Livingston County Board of Commissioner is committed to connecting veterans with their earned benefits and services; and

WHEREAS, recent enhancements have improved our ability to connect recently discharged veterans with their earned benefits and services; and

WHEREAS, sharing these enhancements could help veterans in other Michigan counties better connect with their earned benefits and services; and

WHEREAS, sharing these enhancements requires approval of the Livingston County Board of Commissioners as a disclosure of a privileged attorney/client document (legal opinion) is needed.

WHEREAS, the aforementioned privileged attorney/client document shall only be construed as a legal opinion specifically for Livingston County.

THEREFORE, BE IT RESOLVED that the Livingston County Board of Commissioners authorizes the release of the privileged attorney/client document titled “Disabled Veterans Property Tax Exemption,” dated March 9, 2023.

BE IT FURTHER RESOLVED that this resolution, the supporting documents associated with this resolution, and the privileged attorney/client document be sent to all Michigan counties.

BE IT FINALLY RESOLVED that the Livingston County Board of Commissioners thanks Veteran Services Director Ramon Baca for his diligence and hard work in implementing these enhancements on behalf of our veterans.

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MOVED:

D. Helzerman

SECONDED:

R. Deaton

CARRIED:

**Yes (7): D. Helzerman, D. Domas, W. Nakagiri, J. Drick, R. Deaton, N. Fiani, and J. Gross;
No (0): None; Absent (2): F. Sample and M. Smith**

STATE OF MICHIGAN)
) §
COUNTY OF LIVINGSTON)

I, **ELIZABETH HUNDLEY**, the duly qualified and acting Clerk of Livingston County, Michigan do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the County Board of Commissioners at a regular meeting on the 8th day of May 2023, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267 of the Public Acts of Michigan of 1976, as amended.

IN WITNESS WHEREOF, I have hereto affixed by official signature on this 23rd day of May 2023, A.D.




ELIZABETH HUNDLEY, LIVINGSTON COUNTY CLERK



April 3, 2023

Livingston County Board of Commissioners
304 E Grand River Ave
Howell, MI 48843

Dear Commissioners,

Under the leadership of our new Veteran Services Director our county has recently made two significant enhancements to our Veteran services programs. These enhancements improve our ability to connect veterans with their earned benefits and services.

It has long been desired to reach out to newly discharged veterans living in our county, making them aware of the array of available services. Past attempts to accomplish this were stymied by the inability to acquire the contact information of recently discharged veterans from state or federal government agencies.

This hurdle was recently overcome. Thanks to the perseverance of Mr. Ramon Baca, Veteran Services Director, the federal government now provides Livingston County with authorization to access the list of recently discharged veterans who reside in our county. Accordingly, our county will now mail each returning veteran information regarding how they can access their earned benefits and services through our Veteran Service Department. We can now be confident that each newly discharged veteran living in our county is aware of how best to access their earned benefits and services.

A second enhancement resulted when Mr. Baca focused attention on the property tax exemption for disabled veterans. Confusion regarding the statutory requirements of this exemption created a situation where some eligible veterans could miss out on the full value of this earned benefit. This issue was effectively addressed when Mr. Baca sought a written legal opinion from our county's legal counsel. This legal opinion clarifies the circumstances under which a qualified disabled veteran (under MCL 211.7b) does not have to pay property tax. It is worth noting that uncertainty regarding the requirements of MCL 211.7b was not isolated to Livingston County, rather this uncertainty was/is statewide.

I am asking for your support for the "Resolution Sharing Veteran Services Department Enhancements with Other Michigan Counties." It is my belief that veterans in other Michigan counties may benefit from Mr. Baca's findings. Normally the sharing of information doesn't require Board approval. However, in this case authorization is needed as we would be sharing an attorney/client privileged opinion titled Disabled Veterans Property Tax Exemption, dated March 9, 2023.

Best regards,

Wes Nakagiri
Commissioner, District 4
Livingston County Board of Commissioners



LIVINGSTON COUNTY, MICHIGAN
VETERAN SERVICES DEPARTMENT

1420 Lawson Drive. Howell, MI 48843
Phone (517) 546-6338 Fax (517) 546-0942

Memorandum

To: Board of Commissioners
From: Ramon Baca, Veteran Services Director
Date: March 31, 2023
RE: Certificate of Release and Discharge Information Reporting System (CRDIRS)

To attain permission to access the Department of Defense (DOD) Defense Manpower Data Center's (DMDC) Certificate of Release and Discharge Information Reporting System (CRDIRS), one must first obtain a Personal Identity Verification (PIV) card. PIV cards can be obtained by Veteran Service Officers for the purpose of filing disability claims to the U.S. Department of Veterans Affairs on a claimant's behalf.

Overview: The CRDIRS Web Application allows State Department of Veteran Affairs (SDVA) users to view separation information and download reports of servicemembers who are returning to a specified state.

The data is helpful for the purpose of sending a welcome home mailer with information of the assistance the County Veteran Services Department provides. The information may perhaps reassure newly discharged veterans that the community they returned to is available to assist in their transition from military to civilian life.

Steps:

1. Obtain PIV card: https://www.osp.va.gov/How_To_Get_A_VA_ID_Badge.asp
2. Complete Parts I-III on DD Form 2875 System Authorization Access Request (SAAR)
3. Complete DOD Identifying and Safeguarding Personally Identifiable Information (PII) Training
4. Email DD Form 2875 and PII completion certificate to dodhra.dodc-mb.dmdc.list.VLER-Team@mail.mil or Jaymie.L.Lizaso.ctr@mail.mil and james.d.white142.ctr@mail.mil

If you have any questions or need assistance, please do not hesitate to contact me.

Ramon Baca
Director, Livingston County Veteran Services
(517) 552-6902 or rbaca@livgov.com

State Tax Commission Affidavit for Disabled Veterans Exemption

Issued under authority of Public Act 161 of 2013, MCL 211.7b. Filing is mandatory.

Instructions: This form is to be used to apply for an exemption of property taxes under MCL 211.7b, for real property used and owned as a homestead by a disabled veteran who was discharged from the armed forces of the United States under honorable conditions or his or her unremarried surviving spouse. The property owner, or his or her legal designee, must annually file the Affidavit with the supervisor or assessing officer any time after December 31 and before, or until the conclusion of, the December Board of Review.

OWNER INFORMATION (Enter information for the disabled veteran or unremarried surviving spouse)		
Owner's Name		Owner's Telephone Number
Owner's Mailing Address		
City	State	ZIP Code
LEGAL DESIGNEE INFORMATION (Complete if applicable)		
Legal Designee Name		Daytime Telephone Number
Mailing Address		
City	State	ZIP Code
HOMESTEAD PROPERTY INFORMATION (Enter information for the property in which the exemption is being claimed)		
City, Township or Village (Check the appropriate box and provide the name) ☐ City ☐ Township ☐ Village		
County	Name of the Local School District	
Parcel Identification Number	Date the Property was Acquired (MM/DD/YYYY)	
Homestead Property Address		
City	State	ZIP Code
ACKNOWLEDGEMENT (Check all boxes that apply)		
☐ I am a disabled veteran, or the legal designee of the disabled veteran, who was discharged under honorable conditions from the armed forces of the United States of America with a service connected disability.		
☐ I am the unremarried surviving spouse, or the legal designee of the unremarried surviving spouse, of a disabled veteran who was discharged under honorable conditions from the armed forces of the United States of America with a service connected disability.		
☐ I am a Michigan resident.		
☐ I own the property in which the exemption is being claimed and it is used as my homestead. Homestead is generally defined as any dwelling with its land and buildings where a family makes its home.		
AFFIRMATION OF ELIGIBILITY (Check the appropriate box and provide a copy of the required documentation)		
☐ The disabled veteran has been determined by the United States Department of Veterans Affairs to be permanently and totally disabled as a result of military service and entitled to veterans' benefits at the 100% rate (must attach a copy of the letter from the U.S. Department of Veterans Affairs).		
☐ The disabled veteran is receiving or has received pecuniary assistance due to disability for specially adapted housing (must attach a copy of the certificate from the U.S. Department of Veterans Affairs).		
☐ The veteran has been rated by the United States Department of Veterans Affairs as individually unemployable (must attach a copy of the letter from the U.S. Department of Veterans Affairs).		
CERTIFICATION		
<i>I hereby certify to the best of my knowledge that the information provided in this Affidavit is true and I am eligible to receive the disabled veteran's exemption from property taxes pursuant to Michigan Compiled Law, Section 211.7b.</i>		
Printed Name of Owner or Legal Designee		Title of Signatory
Signature of Owner or Legal Designee		Date

DESIGNEE MUST ATTACH LETTER OF AUTHORITY

COHL, STOKER & TOSKEY, P.C.
ATTORNEYS AND COUNSELORS
601 NORTH CAPITOL AVENUE
LANSING, MICHIGAN 48933
(517) 372-9000

SHAREHOLDERS
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BONNIE G. TOSKEY
ROBERT D. TOWNSEND
TIMOTHY M. PERRONE
MATTIS D. NORDFJORD
GORDON J. LOVE
SARAH K. OSBURN

ASSOCIATES
COURTNEY A. GABBARA
CHRISTIAN K. MULLETT
DONALD J. KULHANEK

OF COUNSEL
RICHARD D McNULTY

March 9, 2023

Attorney/Client Privilege

Ramon Baca, Director
Livingston County Department of Veterans Affairs
1420 Lawson Dr.
Howell, MI 48843

Re: Disabled Veterans Property Tax Exemption

Dear Mr. Baca:

This is in response to your request for an opinion on questions pertaining to the statutory disabled veterans property tax exemption, specifically as to the tax treatment of real property owned and occupied by a qualified disabled veteran who acquires the property mid-year. Your particular questions are as follows:

- a. According to MCL 211.7b, should a veteran who is qualified to receive the tax exemption according to this statute pay property tax for his or her homestead during the first year of occupancy, whether only residing there for one month or all twelve months of the calendar year [1 day or all 365 days]?
- b. If a veteran who is qualified to receive the tax exemption according to this statute and told to pay property tax during closing, who should reimburse the veteran?
- c. If the seller paid an entire year of taxes and a veteran who is qualified to receive the tax exemption according to this statute purchases and moves in mid-year, who reimburses the seller?
- d. If a veteran who is qualified to receive the tax exemption according to this statute, who already lives in the county, was exempted at the old residence, and moves to a new residence within the county, should the exemption follow

them to the new residence [whether only residing there for one month or all twelve months of the calendar year – 1 day or all 365 days]?

The answers to these questions are addressed by MCL 211.7b, updated guidance from the Michigan State Tax Commission, and applicable case law from the Michigan Court of Appeals and the Michigan Tax Tribunal. As more fully set forth below, if the veteran owned and used the property as a homestead for only part of the year, then the exemption from the collection of taxes pertains only to the portion of the year for which the statutory criteria for exemption existed.

MCL 211.7b states, in pertinent part:

(1) Real property used and owned as a homestead by a disabled veteran who was discharged from the armed forces of the United States under honorable conditions or by an individual described in subsection (2) is exempt from the collection of taxes under this act. To obtain the exemption, an affidavit showing the facts required by this section and a description of the real property shall be filed by the property owner or his or her legal designee with the supervisor or other assessing officer during the period beginning with the tax day for each year and ending at the time of the final adjournment of the local board of review. The affidavit when filed shall be open to inspection. The county treasurer shall cancel taxes subject to collection under this act for any year in which a disabled veteran eligible for the exemption under this section has acquired title to real property exempt under this section. Upon granting the exemption under this section, each local taxing unit shall bear the loss of its portion of the taxes upon which the exemption has been granted.

(2) If a disabled veteran who is otherwise eligible for the exemption under this section dies, either before or after the exemption under this section is granted, the exemption shall remain available to or shall continue for his or her unremarried surviving spouse. The surviving spouse shall comply with the requirements of subsection (1) and shall indicate on the affidavit that he or she is the surviving spouse of a disabled veteran entitled to the exemption under this section. The exemption shall continue as long as the surviving spouse remains unremarried.

(3) As used in this section, "disabled veteran" means a person who is a resident of this state and who meets 1 of the following criteria:

(a) Has been determined by the United States department of veterans affairs to be permanently and totally disabled as a result of military service and entitled to veterans' benefits at the 100% rate.

(b) Has a certificate from the United States veterans' administration, or its successors, certifying that he or she is receiving or has received pecuniary assistance due to disability for specially adapted housing.

(c) Has been rated by the United States department of veterans affairs as individually unemployable. (Emphasis added).

As set forth in this statute, there is an exemption from the collection of property taxes on real property that is both “used” and “owned” as a “homestead” by a disabled veteran who meets certain criteria as to disability, or his or her unremarried surviving spouse. By contrast, if the property was not owned and used as a homestead by a qualified disabled veteran, then it is not exempt from the collection of taxes for any period of time that it did not meet the statutory requirements for exemption.

In *Lockhart v Ontonagon Twp*, 2022 WL 1592173 (Mich App, May 19, 2022), the Court of Appeals affirmed the denial of a property tax exemption to the unremarried surviving spouse of a disabled veteran, because the qualified disabled veteran did not own the property during his lifetime. Rather, the property had been deeded to the spouse, and although it had been used as a homestead by the veteran and spouse, the veteran never owned the property, and thus the veteran was not “otherwise eligible” for the statutory exemption. As a consequence, the veteran’s spouse was not eligible for the exemption.

In order to qualify for a disabled veterans tax exemption, an affidavit must be filed with the local assessor each and every year for which the exemption is requested. For purposes of this opinion, it is assumed that the veteran meets the criteria for disability set forth MCL 211.7b(3).

There is no question that a qualified veteran is exempt from the collection of taxes on a homestead that is used and owned by the qualified veteran for the entire year of ownership, if the veteran actually owned and used the property for that entire year. However, if the veteran only owned and used the property as a homestead for part of the year, then the exemption from the collection of taxes pertains only to the portion of the year for which the statutory criteria for exemption existed.

If taxes are paid at the closing on a purchase of the property, the proration of taxes at closing is taken into account by the Treasurer upon a qualified disabled veteran’s claim of exemption for the tax year of the purchase. In this regard, the State Tax Commission has recently issued updated guidance:

During the assessment year, if ownership of the property is *acquired* by a qualified disabled veteran how do the claimant and the assessor proceed?

Disabled veterans who purchased their home mid-year are eligible for a partial refund of the current year’s summer and winter taxes they have paid for that year or an exemption from taxes they will pay for that year. Taxpayers are encouraged to provide the local city or township with a copy of the closing documents from the

purchase of their home to assist the local unit in determining their property tax obligations.

The qualified disabled veteran should follow the normal application process except that the claimant must also submit the closing statement associated with the property purchase transaction and, after the documentation is reviewed by the assessor, he or she submits the documentation to the next meeting of the Board of Review. If the Board of Review determines that the exemption should be granted, it approves the exemption.

Once the exemption is granted by the Board of Review, the assessor will need to indicate the amount of the current year's summer and winter taxes to be refunded or abated. If taxes are refunded, the refund is issued to the veteran, but the refund and/or abatement cannot exceed the amount of taxes actually allocated to him or her in the closing statement.

What if the veteran is unable or unwilling to provide a closing statement when they sell or purchase a home? How is the property tax liability calculated?

In the absence of the closing documents, the total taxes for the year should be divided by 12 and then multiply that number by the number of months the veteran will own the home and occupy it as their homestead.

Michigan State Tax Commission, *Disabled Veterans Exemption Frequently Asked Questions* (Feb. 2023), p 12 ("FAQ"), issued in conjunction with STC Bulletin 4 of 2023 (Feb. 14, 2023), which rescinded Bulletin 22 of 2013.

Thus, in a year in which the qualified disabled veteran acquires ownership of the homestead property, taxes are due and owing for the portion of the year prior to the veteran's acquisition of the property, and therefore must be prorated based on the number of days before and after acquisition. For example, for a qualified disabled veteran who acquired ownership of homestead property on October 20, the exemption applies to the 73 days on and after October 20 that the property met the statutory criteria for exemption, and taxes are due and owing for the 292 days prior to the veteran's acquisition.

This example corresponds with the facts of a case arising in Livingston County that was decided by the Michigan Tax Tribunal. In *Boatman v Brighton Twp*, MTT Case No. 21-000324 (2021), the qualified disabled veteran purchased the homestead property on October 20, 2020. He paid a portion of the property taxes at closing, and sought a refund of those taxes at the December Board of Review. The Board of Review approved the exemption request, and the veteran was issued a refund for the taxes paid. The Township Assessor, following the procedure

established by the Livingston County Treasurer, recalculated the taxes based upon a prorated occupancy of the property, and issued a revised tax bill, by which the veteran was exempt from property taxes for the period on and after October 20, 2020, but received a bill for taxes on the property for the prior period in that year. The veteran petitioned to the Tax Tribunal for a determination that no taxes were due for the prior period.

The Tax Tribunal held that the Township Assessor acted in accordance with the law, as directed by the State Tax Commission's guidance ("the FAQ"), in the calculation of the veteran's part-year tax assessment. The Tribunal acknowledged that MCL 211.7b(1) states, in part: "The county treasurer shall cancel taxes subject to collection under this act for any year in which a disabled veteran eligible for the exemption under this section has acquired title to real property exempt under this section." However, as determined by the Tax Tribunal:

Cancelation of the property taxes is contingent upon the disabled veteran being "eligible" for the exemption. As defined in an earlier portion of MCL 211.7b(1), the eligibility of the disabled veteran is based in part upon the property being "used and owned as a homestead." The Tribunal agrees with Respondent that a plain reading of the FAQ requires Respondent to pro rate Petitioner's taxes based upon the portion of the tax bill for which he was eligible. The Tribunal finds that the FAQ properly complies with the statute. Prior to Petitioner's ownership and use as a homestead, the property was not eligible for the exemption because, as it is undisputed, Petitioner neither owned it nor used it as a homestead at that time.

In summary, a qualified disabled veteran is exempt from the collection of taxes on a homestead that is used and owned by the qualified veteran for the entire year of ownership, but only if the veteran actually owned and used the property for that entire year. If the veteran owned and used the property as a homestead for only part of the year, then the exemption from the collection of taxes pertains only to the portion of the year for which the statutory criteria for exemption existed. Thus, taxes on property acquired mid-year are prorated.

In response to your specific questions:

- a. According to MCL 211.7b, for property owned by a veteran who is qualified to receive the tax exemption according to this statute, taxes must be paid for the property for the portion of the first year of occupancy in which the veteran neither owned nor occupied the property as a homestead, but the exemption applies for the period beginning on the date the property is owned and used by the veteran as a homestead.
- b. If a veteran who is qualified to receive the tax exemption according to this statute is required to pay property tax during closing, the closing statement should be presented with the affidavit submitted to the Board of Review, and

upon issuance of a recalculated tax bill for the property, the veteran will receive a refund of any overpayment resulting from that recalculated tax bill from the local treasurer.

- c. If the seller paid an entire year of taxes and a veteran who is qualified to receive the tax exemption according to this statute purchases and moves in mid-year, there should be a proration of the taxes between the parties at the closing, such that the seller would be credited at closing for any taxes paid for the period after the closing date. The veteran who credited the seller would then proceed to submit the closing statement with the affidavit to the Board of Review, after which a recalculated tax bill would be issued, with any refund of overpayment resulting from that recalculated tax bill going to the veteran.
- d. If a veteran who is qualified to receive the tax exemption according to this statute, who already lives in the county, was exempted at the old residence, and moves to a new residence within the county, the veteran may claim the exemption for the new residence, but only as to the period beginning on the date when the veteran owned and used that specific property as a homestead.

Please contact me if you have any questions.

Sincerely,

COHL, STOKER & TOSKEY, P.C.



Timothy M. Perrone

TMP/gmk

cc: Jennifer Nash, Livingston County Treasurer

Nathan Burd, Livingston County Administrator

MACKINAC COUNTY BOARD OF COMMISSIONERS

100 S. Marley Street Room 10
St. Ignace, Michigan 49781
Phone (906) 643-7300 Fax (906) 643-7302
TDD (800) 649-3777

Corina Clark – Dist. 1
Daniel Litzner – Dist. 2

Jodi Kaiser – Dist. 3
Mike Patrick – Dist. 4
Judy St. Louis-Scott – Dist. 5

MACKINAC COUNTY RESOLUTION

OPPOSITION TO LEGISLATIVE PROPOSALS ON ESTABLISHING A STATEWIDE SEPTIC CODE

Whereas, the Mackinac County Board of Commissioners understands the importance for clean water, which is a public health matter for all the counties, but particularly for those with shoreline on the Great Lakes; and

Whereas, the LMAS Health Department, follows the Upper Peninsula Health Code for the purpose of protecting public health and safety and the quality of the environment; adopted pursuant to the Michigan Public Health Code; and

Whereas, the LMAS Health Department inspects and issues permits for Type II, Type III, water wells, public pools and beaches throughout the County, as well as, septic system and commercial properties; and

Whereas, this proposed code would apply to all residential and commercial systems and the Mackinac County Board of Commissioners opposes any additional requirements for inspection of residential septic wastewater systems; as the proposed policy changes may be overly burdensome; for businesses and local residences alike; and

Whereas, recent proposals House Bills 4479 and 4480 and Senate Bills 299 and 300, only introduce a failed bipartisan code package from 2018; without structure or an agreed upon timing for the proposed inspections; and

Whereas, these changes would cause undue hardship for our citizens, as Mackinac County lacks the needed infrastructure and manpower that would be necessary to uphold the proposed code changes, and

Whereas, Mackinac County continues to be dedicated to providing a healthy and safe living environment for its constituents and its visitors, through its current processes; the Board also recognizes the cost of living is exceeding many of its residents, who are struggling with current economic impact of mandated expenses.

Therefore, be it resolved that the Mackinac County Board of Commissioners opposes House Bill 4479 and 4480 and Senate Bill 299 and 300, to establish a statewide septic code.

ROLL CALL VOTE

Moved by: Kaiser

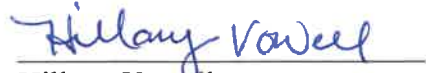
Supported by: Litzner

Ayes: Clark, Kaiser, Litzner, Patrick, St.Louis-Scott

Nays: none

Absent: none

I, Hillary Vowell, Clerk of the Mackinac County Board of Commissioners, do hereby certify and set my seal to the above resolution as adopted by the Mackinac County Board of Commissioners at their regular meeting held on the 19th day of June, 2023.



Hillary Vowell

Mackinac County Clerk

COUNTY OF OTTAWA

STATE OF MICHIGAN

RESOLUTION

At a regular meeting of the Board of Commissioners of the County of Ottawa, Michigan, held at the Fillmore Street Complex in the Township of Olive, Michigan on the 23rd day of May, 2023 at 6:30 PM local time.

PRESENT: Commissioners: Gretchen Cosby, Douglas Zylstra, Jacob Bonnema, Kyle Terpstra, Allison Miedema, Rebekah Curran, Lucy Ebel, Roger Belknap, Sylvia Rhodea, Joe Moss.

ABSENT: Commissioners: Roger Bergman.

It was moved by Commissioner Sylvia Rhodea and supported by Commissioner Allison Miedema that the following Resolution be adopted:

WHEREAS, the Ottawa County Board of Commissioners ("Board") swore an oath to uphold the Constitutions of the United States and the State of Michigan, which protect the natural, God-given rights to life, liberty, and the pursuit of happiness. The Constitutions guarantee freedom of religion, speech, and assembly, the right to bear arms, due process of law, as well as provide other protections; and

WHEREAS, the First Amendment to the United States Constitution, as part of the Bill of Rights, instructs that "Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances"; and

WHEREAS, the Second Amendment to the United States Constitution protects the right to keep and bear arms, affirming that "A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear arms, shall not be infringed"; and

WHEREAS, Article I, Section 6 of the Michigan Constitution (1963) provides that "Every person has a right to keep and bear arms for the defense of himself and the state"; and

WHEREAS, the Fifth Amendment to the United States Constitution provides that "No person shall ... be deprived of life, liberty, or property, without due process of law," and Section 1 of the Fourteenth Amendment to the United States Constitution provides that "...nor shall any State deprive any person of life, liberty, or property, without due process of law"; and

WHEREAS, "The Due Process Clause of the Fourteenth Amendment protects certain fundamental parental rights, including the right of parents to make decisions concerning the care, custody, and control of their children, to direct the upbringing and education of their children, the right to make medical decisions on behalf of their children, and, in conjunction with the First Amendment, to guide the religious future and education of their children"; and

WHEREAS, constitutional freedoms are not suspended in times of crisis or everyday life, at the whim of elected officials, unelected health officials, or for the benefit of government bureaucracy or private institutions; and

WHEREAS, the people of Ottawa County overwhelmingly spoke with their vote to restore and protect the constitutional rights of the people as a first priority of the Ottawa County Board of Commissioners, as reflected in the county's new vision statement of "Where Freedom Rings"; and

WHEREAS, the Board is resolved to preserve freedom and constitutional rights in our beautiful county for future generations of all who live here; and

WHEREAS, a "Constitutional County" is a place of refuge for a law-abiding citizen in regards to the citizens' rights under the Constitutions of the United States and the State of Michigan; and

THEREFORE, BE IT RESOLVED, that the Board declares Ottawa County, Michigan to be a "Constitutional County" and resolves to protect the individual freedoms of the people of Ottawa County, as outlined in the Constitutions of the United States and the State of Michigan, to include freedom of speech, religion, and assembly, the right to keep and bear arms, and the right to due process; and

BE IT FURTHER RESOLVED, that the Board will not authorize or appropriate funds, resources, employees, agencies, contractors, buildings, or offices for the purpose of enforcing any statute, law, rule, order or regulation that restricts the rights of any law-

abiding citizen affirmed by the United States Constitution, nor be used to aid any state or federal agency in infringing or restricting such rights; and

BE IT FURTHER RESOLVED, that the Board affirms its support for the Ottawa County Sheriff and the Ottawa County Prosecuting Attorney acting in a constitutional manner and acknowledges and respects their respective oaths of office. The Board strongly encourages them to continuously act in a constitutional manner, as is consistent with their oath of office, and, in the exercise of their duties, not enforce any statute, law, rule, order, or regulation that is contrary to the rights protected by the Constitutions of the United States and the State of Michigan; and

BE IT FURTHER RESOLVED, that the Board respectfully requests that the Michigan Legislature, the United States Congress, and other agencies of the State and Federal government vigilantly preserve and protect these rights by rejecting the passage of or revoking any provision, statute, law, rule, order or regulation that may infringe, have potential to infringe, or place any additional burdens on the rights of law-abiding citizens; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to Michigan Governor Gretchen Whitmer, Michigan Senators Mark Huizenga, Roger Victory, and Rick Outman, Michigan Representatives Nancy DeBoer, Luke Meerman, Brad Slagh, Rachelle Smit, and Greg VanWoerkom, U.S. Congressional Representatives Bill Huizenga, Hillary Scholten, and John Moolenaar, U.S. Senators Gary Peters and Debbie Stabenow, Ottawa County Sheriff Steve Kempker, and Ottawa County Prosecuting Attorney Lee Fisher; and

BE IT FURTHER RESOLVED, a copy of this Resolution shall be sent to all Ottawa County department directors, to the Clerk of each county in the State of Michigan, the Michigan Senate, the Michigan House of Representatives, and the Michigan Association of Counties; and

BE IT FURTHER RESOLVED, a copy of this resolution shall be affixed to the wall of the board room of the Board as a promise to the people of Ottawa County and as a permanent reminder to elected officials and county employees that the constitutional rights of the people of Ottawa County shall be preserved and protected as the first priority.

YEAS: Commissioners: Gretchen Cosby, Jacob Bonnema, Kyle Terpstra, Allison Miedema, Rebekah Curran, Lucy Ebel, Roger Belknap, Sylvia Rhodea, Joe Moss.

NAYS: Commissioners: Douglas Zylstra.

ABSTENTIONS: Commissioners: None.

RESOLUTION ADOPTED:

A handwritten signature in black ink, appearing to read 'Joe Moss', with a long horizontal line extending to the right.

Joe Moss, Chairperson
Ottawa County Board of Commissioners

A handwritten signature in black ink, appearing to read 'Justin F. Roebuck', with a large circular flourish and a long horizontal line extending to the right.

Justin F. Roebuck
Ottawa County Clerk/Register

COUNTY OF OTTAWA

STATE OF MICHIGAN

RESOLUTION

At a regular meeting of the Board of Commissioners of the County of Ottawa, Michigan, held at the Fillmore Street Complex in the Township of Olive, Michigan on the 23rd day of May, 2023 at 6:30 PM local time.

PRESENT: Commissioners: Roger Belknap, Rebekah Curran, Allison Miedema, Kyle Terpstra, Gretchen Cosby, Douglas Zylstra, Jacob Bonnema, Sylvia Rhodea, Lucy Ebel, Joe Moss.

ABSENT: Commissioners: Roger Bergman.

It was moved by Commissioner Allison Miedema and supported by Commissioner Sylvia Rhodea that the following Resolution be adopted:

WHEREAS, America is an exceptional nation made up of a beautiful people, who share a history of triumph over adversity; our freedom won through the sacrifice and blood of patriots, and our nation built on the strength of America's founding documents; and

WHEREAS, the Constitution of the United States and our brave men and women have boldly protected the right to life, liberty, and the pursuit of happiness for nearly 250 years; and

WHEREAS, we stand in remembrance of those who fought and died to defend and protect us, so that we can all live in freedom, and we are forever indebted to these men and women who demonstrated the greatest love for our country and grieve with their families; and

WHEREAS, we recognize and honor the service, sacrifices, and contributions of veterans and military families for what they have done and what they continue to do every day to support our great nation; and

WHEREAS, we pay tribute to the next generation of Ottawa County citizens who serve in the United States Armed Forces— the Army, Marine Corps, Navy, Air Force, Space Force, and Coast Guard, and they continue a legacy of unyielding patriotism, and represent the best of America; and

WHEREAS, as Ronald Reagan expressed, “Freedom is never more than one generation away from extinction. We didn't pass it to our children in the bloodstream. It must be fought for, protected, and handed on for them to do the same, or one day we will spend our sunset years telling our children and our children's children what it was once like in the United States where men were free;” and

WHEREAS, the people of Ottawa County have a deep love for America, and we are a people jealous for liberty, which is essential for protecting our communities and nation; and

WHEREAS, as reminded by John F. Kennedy, “As we express our gratitude, we must never forget that the highest appreciation is not to utter words but to live by them”;

THEREFORE BE IT RESOLVED, we honor the fallen, thank our veterans, and the men and women currently serving in the armed forces for their sacrifice and service to our great nation from the time of America's birth and into the future, and we are indebted to America's heroes of freedom; and

BE IT FURTHER RESOLVED, we join the contagious spirit of those who have dedicated and given their lives for freedom; and

BE IF FURTHER RESOLVED, at this moment of national importance, we commit to the defense of the rights and virtues of our nation and its founding, preserving freedom and hope for future generations; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to Michigan Senators Mark Huizenga, Roger Victory, and Rick Outman, Michigan Representatives Nancy DeBoer, Luke Meerman, Brad Slagh, Rachelle Smit, and Greg VanWoerkom, to the Clerk of each county in the State of Michigan, and all Ottawa County department directors.

YEAS: Commissioners: Roger Belknap, Rebekah Curran, Allison Miedema, Kyle Terpstra, Gretchen Cosby, Douglas Zylstra, Jacob Bonnema, Sylvia Rhodea, Lucy Ebel, Joe Moss.

NAYS: Commissioners: None.

ABSTENTIONS: Commissioners: None.

RESOLUTION ADOPTED:



Joe Moss, Chairperson
Ottawa County Board of Commissioners



Justin F. Roebuck
Ottawa County Clerk/Register

St. Joseph County
Resolution 8-2023

A resolution to oppose state of Michigan Senate Bills 76-86 or any similar bill in which the state restricts the individual right of us citizens as protected by the Second Amendment of the Constitution of the United States.

Whereas, the right of the people to keep and bear arms for defense of life, liberty, and property is regarded as an inalienable right by the people of St. Joseph County, Michigan;

Whereas, the people of St. Joseph County, Michigan, derive economic benefit from all safe forms of firearms recreation, hunting, and shooting conducted within St. Joseph County using all types of firearms allowable under the United States Constitution;

Whereas, the St. Joseph County Board of Commissioners, being elected to represent the people of St. Joseph County and being duly sworn by their oath of office to uphold the United States Constitution and the Constitution of the State of Michigan;

Whereas, the Michigan House of Representatives and the Michigan Senate, being elected by the people of the State of Michigan and being duly sworn by their oath of office to uphold the United States Constitution and the Constitution of the State of Michigan;

Whereas, the Governor of Michigan, being elected to represent the people of the State of Michigan and being duly sworn by her oath of office to uphold the United States Constitution and the Constitution of the State of Michigan; and

Whereas, proposed legislation of any bills similar to, or under consideration by the Michigan State Legislature, would infringe upon the right to keep and bear arms of commonly owned firearms by the individual citizens of St. Joseph County, Michigan, and is a direct violation of the 2nd Amendment to the US Constitution.

Now therefore be it resolved by the St. Joseph County Board of Commissioners to hereby oppose the enactment of any legislation that would infringe upon the Right of the People to keep and bear arms and consider such laws to be unconstitutional and beyond lawful Legislative Authority.

Be it further resolved that the St. Joseph County Board of Commissioners demands that the Michigan Legislature cease further actions restricting the rights of the people to keep and bear arms.

Be it further resolved that the Clerk of St. Joseph County is hereby directed to deliver copies of this Resolution to all 82 County Clerks, Michigan Association of Counties, Representative Brad Paquette, Representative Steve Carra, Senator Jonathon Lindsey, and the Office of the Governor.

STATE OF MICHIGAN)
) SS
COUNTY OF ST. JOSEPH)

I, LINDSAY OSWALD, Clerk of the St. Joseph County Board of Commissioners and Clerk of the County of St. Joseph, do hereby certify that the above Resolution was duly adopted by said Board on June 20, 2023.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County and Circuit Court at Centreville, Michigan, this 20th day of June 2023.



Lindsay Oswald, County Clerk

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION OF APPRECIATION FOR
JILL PUGH
YOUTH FACILITY**

JULY 19, 2023

WHEREAS, Jill Pugh will be retiring from Eaton County on August 4, 2023; and

WHEREAS, Jill worked in the Youth Facility from September 4, 1994 and is retiring with 28 years of service; and

WHEREAS, Jill has provided dedicated and honorable service to the residents and employees of Eaton County; and

WHEREAS, the Eaton County Board of Commissioners seeks to recognize and express appreciation for Jill's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners expresses its sincere gratitude for the years of exceptional service Jill provided to Eaton County; and

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 16th day of the month of August in the year 2023.

Jim Mott
Chairman of the Board of Commissioners

Diana Bosworth
Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION OF APPRECIATION FOR
AMY HUGHES
SHERIFF'S OFFICE**

JULY 19, 2023

WHEREAS, Amy Hughes has retired from Eaton County on July 6, 2023; and

WHEREAS, Amy worked in the Sheriff's Office from January 29, 2001 and is retiring with 22 years of service; and

WHEREAS, Amy has provided dedicated and honorable service to the residents and employees of Eaton County; and

WHEREAS, the Eaton County Board of Commissioners seeks to recognize and express appreciation for Amy's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners expresses its sincere gratitude for the years of exceptional service Amy provided to Eaton County; and

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 19th day of the month of July in the year 2023.

Jim Mott
Chairman of the Board of Commissioners

Diana Bosworth
Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION OF APPRECIATION FOR
ERIC HAFNER
SHERIFF'S OFFICE**

JULY 19, 2023

WHEREAS, Eric Hafner will be retiring from Eaton County on August 14, 2023; and

WHEREAS, Eric worked in the Sheriff's Office from July 20, 1998 and is retiring with 25 years of service; and

WHEREAS, Eric has provided dedicated and honorable service to the residents and employees of Eaton County; and

WHEREAS, the Eaton County Board of Commissioners seeks to recognize and express appreciation for Eric's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners expresses its sincere gratitude for the years of exceptional service Eric provided to Eaton County; and

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 19th day of the month of July in the year 2023.

Jim Mott
Chairman of the Board of Commissioners

Diana Bosworth
Clerk of the Board of Commissioners

July 10, 2023

HEALTH AND HUMAN SERVICES COMMITTEE

Tri-County Aging Consortium Advisory Council - 3 year term

Ruth Pearson

Three-year term expiring 12/31/25

EATON COUNTY BOARD OF COMMISSIONERS

JULY 19, 2023

**RESOLUTION TO APPROVE AGREEMENT
FOR PHYSICIAN SERVICES AT THE EATON COUNTY JAIL**

Introduced by the Public Safety Committee

WHEREAS, the Jail Accreditation Organization requires that the jail have a written agreement for the provision of necessary medical services for the jail inmates in place; and

WHEREAS, the language for such annual Agreement has been previously reviewed and approved by the Public Safety Committee and the Board of Commissioners; and

WHEREAS, such Agreement provides for a \$4,200.00 annual retainer, reimbursement for services rendered at an hourly rate of \$150.00 and requires the County to provide medical malpractice insurance.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners enter into an Agreement with Dr. Ted Coy for a period of August 1, 2023 through July 31, 2026 for the provision of necessary inmate medical services at the Eaton County Jail; and

BE IT FURTHER RESOLVED, that the Chairperson be authorized to sign the Agreement.

JAIL PHYSICIAN SERVICES AGREEMENT

THIS AGREEMENT made the 1st day of August, 2023, between Eaton County, a municipal corporation, 1045 Independence Boulevard, Charlotte, Michigan, hereinafter referred to as the "County", Sheriff Tom Reich, Eaton County Sheriff, hereinafter referred to as "Sheriff", and Dr. Ted Glenn Coy, M.D., 114 W. Harris St, Ste B., Charlotte, MI 48813.

W I T N E S S E T H:

WHEREAS, the County is in need of medical services of a licensed medical doctor for inmates of the Eaton County Jail; and

WHEREAS, Dr. Coy is willing to provide the necessary medical services for jail inmates;

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS AND PROMISES HEREINAFTER MADE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. Dr. Coy agrees to provide short-term diagnostic and therapeutic medical care to inmates of the Eaton County Jail, as required by federal, state and local laws, rules, regulations and ordinances, which shall include but not be limited to the following:
 - (a) Dr. Coy shall provide on-call physician services 24 hours per day for consultation and/or emergencies; also, at no extra expense to the County, provide for back-up physician coverage in his absence. Dr. Coy agrees to advise the Sheriff's staff immediately should back-up coverage be scheduled, and to respond expeditiously to requests for consultation and to emergencies. Dr. Coy also agrees to provide to Sheriffs' staff any and all telephone numbers, pager numbers, etc., that may be necessary to make physician contact;
 - (b) Dr. Coy shall provide appropriate health care to jail inmates in accordance with the standards of care of the National Commission of Correctional Health Care and associate health personnel in Correctional facilities. The Sheriff shall provide an equipped clinic and all necessary supplies, access to necessary records, and complete orientation to jail security, locks, keys, elevators, and staff;
 - (c) Dr. Coy shall provide on-site visitation as often as necessary, wherein Dr. Coy shall focus on alleviating immediate and chronic medical complaints of the inmates by way of examination, diagnosis, treatment and referral, as well as inmate physical examinations as mandated by American Medical Association standards. Service hours shall be scheduled as mutually agreeable between Dr. Coy and Sheriff's staff;
 - (d) Dr. Coy shall provide a continuum and continuity of care whenever possible through Sparrow Eaton Hospital, 321 E. Harris, Charlotte, MI 48813, where Dr. Coy shall maintain privileges. Inmates taken to an emergency room and/or admitted to a hospital where Dr. Coy maintains privileges shall be on Dr. Coy's service. Dr. Coy shall take care of those routine matters within his skill and refer only those things that are, by their specialty nature, a necessity;

- (e) Dr. Coy shall establish a routine during regular hours of operation for screening of candidates to be working in the food services area for possible communicable diseases. Dr. Coy may provide this service within the time schedules of sub-paragraph 1(c) above;
 - (f) Dr. Coy shall conduct a periodic review of medications prescribed for renewal or discontinuation;
 - (g) Dr. Coy shall maintain accurate records according to the normal practice of medical care;
 - (h) Dr. Coy shall assist the Sheriff's Office staff in the development, revision and implementation of medical policies and procedures that assure high quality health services, using the current "AMA Standards for Health Services in Jails" as a baseline guide;
 - (i) Dr. Coy shall on a quarterly basis discuss with the Sheriff or his designee the delivery of health services;
 - (j) Dr. Coy shall review health services delivered by other providers at least once per year to assure that quality health services are carried out according to the policies and procedures developed for the Eaton County Jail;
 - (k) Dr. Coy shall approve appropriate training courses for all levels of personnel delivering any kind of health services;
 - (l) Dr. Coy shall monitor health services rendered by providers other than physicians or dentists on jail visits by the following process: (1) observation of health providers' practices; (2) health record audit; and (3) interview.
2. In consideration of Dr. Coy's services, the County agrees to pay him during the term of this agreement the sum of Four Thousand Two Hundred Dollars (\$4,200.00) annual retainer for the period August 1, 2023 to July 31, 2026 prorated on a calendar month basis. The County agrees to pay Dr. Coy an hourly rate of \$150.00 for services provided in the jail, billed in half hour increments. Dr. Coy shall forward service billings directly to the Controller's Office and said billings shall be processed and paid according to regular County financial procedures. The County shall maintain medical malpractice insurance coverage for liability arising only from services provided under and during the term of this agreement. It is understood by all parties that there shall be no supplemental charges made by Dr. Coy for services provided under the terms of this agreement.
 3. The physician/patient privilege, as established by the laws of the State of Michigan and by the principles of medical ethics of the American Medical Association, shall be respected. Nothing in this agreement shall be construed as requiring Dr. Coy to violate any of the statutes of the State of Michigan governing the practice of medicine herein or any of the principles of medical ethics of the American Medical Association.
 4. Dr. Coy shall not be required to provide medical information or medical assistance to the Sheriff, the Eaton County Prosecutor, or any other police or law enforcement agency for

the purpose of assisting in investigation or prosecution of any person or persons without his prior written consent.

5. Specialist, consultants, referrals, hospital costs (exclusive of Dr. Coy's medical services), and laboratory costs, including those facilitated by Dr. Coy shall be billed to the County by the provider on a fee-for-service basis, except as specified in section 1 (a) of this agreement.
6. It is understood and agreed by all parties hereto that Dr. Coy is an independent contractor with the County and, as such, will be responsible for federal, state and/or local taxes and any other responsibilities of state or federal laws concerning employment status.
7. It is understood and agreed that no regulation of the Sheriff's Office shall involve Dr. Coy in any aspect of the correctional or disciplinary process which is not related to genuine medical concerns, or which would unduly restrict or compromise medical judgment.
8. It is understood and agreed that Dr. Coy and the Sheriff share the responsibility of assuring that informed consent standards in the community shall be observed and that signed authorization will be obtained before the release of any medical record information.
9. The term of this Agreement shall be August 1, 2023 through July 31, 2026, unless terminated earlier as hereinafter provided.
10. This agreement may be terminated by any party hereto for any reason by providing a sixty (60) day written notice to the other party.
11. It is agreed by all parties hereto that all medical records of the inmates shall be in the custody of the Sheriff and shall be used by Dr. Coy for continuity of medical treatment or as prescribed by law.

IN WITNESS WHEREOF, the parties hereto have set their hands the day and year first above written.

COUNTY OF EATON

By: _____
Jim Mott
Chairperson of the Eaton County
Board of Commissioners

By: _____
Dr. Ted Coy, M.D.

By: _____
Diana Bosworth
Eaton County Clerk

By: _____
Sheriff Tom Reich
Eaton County Sheriff

RIGHT OF WAY EASEMENT AGREEMENT

This Right of Way Easement Agreement is made on _____, by and between **EATON COUNTY**, a Michigan political subdivision, whose address is 1045 Independence Boulevard, Charlotte, Michigan 48813 ("County") and **ARLINE C. VINCENT, deceased, BY JOHN C. VINCENT, PERSONAL REPRESENTATIVE OF THE ESTATE OF ARLINE VINCENT** ("Grantee") whose address is 3575 Curtis Road, Nashville, Michigan 49073 (collectively, the "Parties").

WHEREAS, Grantee owns a parcel of real property in the Township of Vermontville, Eaton County, Michigan, as more fully described in the survey attached as Exhibit A ("the Property");

WHEREAS, Grantee intends to divide the Property into four (4) separate parcels, including a division of the real property owned by Grantee that lies north of Nashville Highway, as shown on the map attached as Exhibit B.

WHEREAS, the County owns the Thornapple Trail within the Eaton County Parks system that bisects the Property, as more fully shown in Exhibit C.

WHEREAS, Grantee desires to obtain a 30' wide right of way easement from the County for purposes of ingress and egress to cross over the Thornapple Trail so as to have unobstructed access to the proposed new parcel (as identified as "Parcel 2" in Exhibit B) on both sides of the Thornapple Trail which belongs to Grantee, and to ensure that no portion of the Property (as identified as "Parcel 2" in Exhibit B) is land locked: and

WHEREAS the Parties desire to enter into an agreement for the County's grant of a right of way easement to Grantee.

NOW, THEREFORE, the Parties agree:

1. For and in consideration of One and NO/100 Dollars (\$1.00), the County grants Grantee a thirty foot (30') wide right of way easement to cross the Thornapple Trail, including by the use of motor vehicles, for ingress and egress to access the Property that lies on both sides of the Thornapple Trail. A graphic depiction and legal description of the location of the right of way easement is set forth in Exhibit D.

2. County reserves the right to concurrent use of the land subject to this right of way easement, limited only by Grantee's right to unobstructed ingress and egress over the right of way easement area.

3. Grantee agrees that they will not block or obstruct in any way the Thornapple Trail which runs through the Property.

4. The right of way easement shall be maintained at the cost of the Grantee.

5. Grantee shall indemnify and hold the County harmless for any and all claims made as a result of Grantee's use of the right of way easement.

6. This right of way easement is permanent, shall run with the land, and be binding upon and inure to the benefit of the Parties as well as their successors and assigns.

7. The persons signing this Agreement on behalf of the Parties certify by their signatures that they are duly authorized to sign this Agreement on behalf of the Parties, and that this Agreement has been authorized by the Parties.

8. This Right of Way Easement Agreement is exempt from real estate transfer taxes pursuant to MCL 207.505(h) and MCL 207.526(h).

IN WITNESS WHEREOF, the authorized representatives of the Parties hereto have fully signed and entered into this Agreement on the day and year first above written

EATON COUNTY - GRANTOR

By: _____
Jim Mott, Chairperson
Eaton County Board of Commissioners

STATE OF MICHIGAN)
)
COUNTY OF _____)

This Right of Way Easement Agreement was acknowledged before me, a Notary Public, on this _____ day of _____, 2023, by Jim Mott, Chairperson, Eaton County Board of Commissioners, as Grantor.

_____, Notary Public
My Commission Expires: _____

**ARLINE C. VINCENT, deceased, by JOHN C. VINCENT, PERSONAL
REPRESENTATIVE OF THE ESTATE OF ARLINE VINCENT - GRANTEE**

By: _____
John C. Vincent, Personal Representative
of the Estate of Arline Vincent

STATE OF MICHIGAN)
)
COUNTY OF _____)

This Right of Way Easement Agreement was acknowledged before me, a Notary Public, on this _____ day of _____, 2023, by John C. Vincent, on behalf of Arline C. Vincent, deceased, as Personal Representative of the Estate of Arline Vincent, as Grantee.

_____, Notary Public
My Commission Expires: _____

When recorded, please return to:
John C. Vincent
3575 Curtis Road
Nashville, Michigan 49073

*This instrument prepared by:
Michael E. Licari, Attorney #P81772
Bonahoom & Bobilya, LLC
927 S. Harrison St., Ste. 200, Fort Wayne, IN 46802*

EXHIBIT A



-
- A circular professional seal for a surveyor in the State of Michigan. The outer ring contains the text "STATE OF MICHIGAN" at the top and "LICENSED PROFESSIONAL SURVEYOR" at the bottom, separated by two stars. The center of the seal contains the name "ANTHONY CLARK BUMSTEAD" in large, bold, capital letters, and below it, "License No. 4001041095" in a smaller font.

> Anthony Durrant

36.

Certificate of Survey

LIBER 2994 PAGE 0886 2 of 2

Legal Description as Surveyed:

A parcel of land in the Northwest fractional 1/4 of Section 31, T3N, R6W, Vermontville Township, Eaton County, Michigan, described as: Commencing at the North 1/4 Corner of said Section 31; thence S89°52'08"W along the North Section line 1327.80 feet to the East line of the West 1/2 of said Northwest fractional 1/4, said point being the point of beginning; thence S00°08'00"W along said East line 466.02 feet to the North line of the former railroad; thence S64°59'43"W along said North line 1789.85 feet to the West Section line; thence N00°02'34"W along said West line 1218.86 feet to the Northwest Corner of said Section 31; thence N89°52'08"E along said North line 1624.09 feet to the point of beginning. ALSO: A parcel of land in the Northwest fractional 1/4 of Section 31, T3N, R6W, Vermontville Township, Eaton County, Michigan, described as: Commencing at the North 1/4 Corner of said Section 31; thence S89°52'08"W along the North Section line 1327.80 feet to the East line of the West 1/2 of said Northwest fractional 1/4; thence S00°08'00"W along said East line 576.48 feet to the point of beginning on the South line of the former railroad; thence S00°08'00"W continuing along said East line 2062.34 feet to the East-West 1/4 line; thence N89°53'23"W along said 1/4 line 1347.49 feet; thence N00°02'34"W parallel with the West Section line 150.00 feet; thence N89°53'23"W parallel with said 1/4 line 268.50 feet to said West line; thence N00°02'34"W along said West line 721.57 feet; thence East 600.65 feet; thence North 679.48 feet to the centerline of Nashville Highway; thence S65°01'27"W along the projected centerline tangent of a curve to the right 662.95 feet to said West line; thence N00°02'34"W along said West line 31.69 feet to the South line of the former railroad; thence N64°59'43"E along said South line 1789.49 feet to the point of beginning; said parcel together containing 85.54 acres more or less; said parcel subject to a right of way for road purposes along Curtis Road and Nashville Highway; said parcel subject to the riparian rights of others along the Thornapple River; said parcel subject to all easements and restrictions if any.

Northwest Corner Section 11, T3N R6W

Remon bar & cap

Eaton County nail & tag Northwest side 10" stump S40°W 16.19'

Railroad spike East side railroad tie post South 7.27'

North face 14" Maple West 18.7'

West 1/4 Corner Section 11, T3N R6W

Remon bar & cap in mon. box

Reynolds nail & tag North side fence post S45°W 60.59'

Nail & tag Northeast side power pole N70°W 69.60'

Nail & tag South side power pole East 28.44'

Bar & cap (M-12) South 2.50'

Center of Section 11, T3N R6W

Remon bar & cap

MAG nail Southeast side 24" Maple N50°E 23.65'

Eaton County nail & tag Southeast side 32" Maple N21°E 17.90'

Eaton County nail & tag North side fence post S60°E 3.45'

Eaton County nail & tag Southeast side 22" Maple S66°W 19.05'

North 1/4 Corner Section 11, T3N R6W

Remon bar & cap North shoulder of road

Centerline of road S25°E 17.5'

Eaton County nail & tag Northwest side 22" Oak N44°E 37.30'

Eaton County nail & tag West side 24" Hackberry S20°E 65.63'

North face Northeast corner of riser box South 57.67'

I hereby certify to the parties named hereon that the attached survey has been completed in accordance with Public Act 132 of 1970, as amended, and that the ratio of closure of unadjusted field observations does not exceed 1 in 5000.

Anthony Bumstead Date: 3/10/22
Professional Surveyor No. 41095

Legend:

- = Set Bar & Cap #41095
- = Found Monument
- = Survey Boundary Line
- = Distance Not To Scale
- ⊕ = Section Corner
- *—* = Fence Line
- M = Measured Value
- R = Recorded Value

Bumstead Land Surveys

518 W. Lovett No. 3
Charlotte, Michigan 48813
Phone (517)543-0194 Fax (517)543-0258

Client: John Vincent

Revised: N/A

Sheet 1 of 2

Scale: 1" = 400'

Job No.: 22008

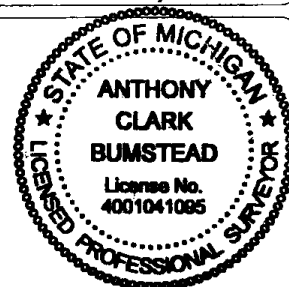
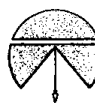
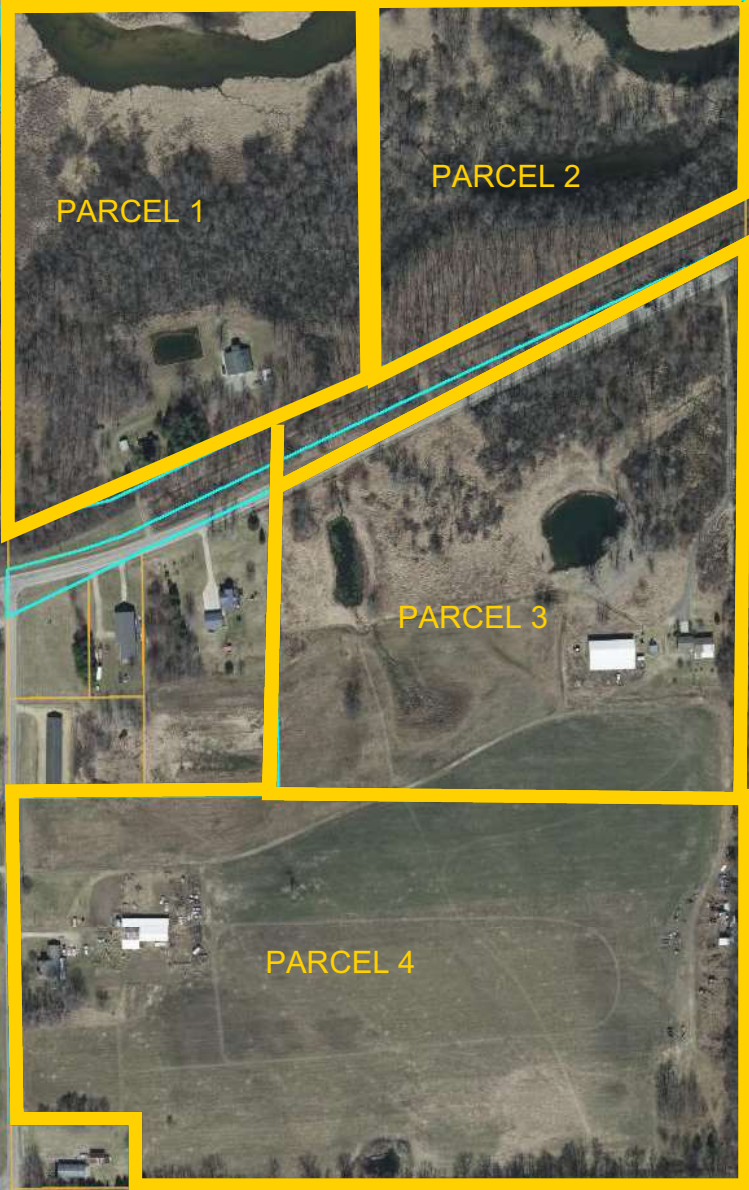




EXHIBIT B



Eaton County GIS
911 Courthouse Dr
Charlotte, Michigan 48813
517-543-4734

Eaton County Parcels

0.001250.25 0.05 0.075 0.1
mi

Date: 5/10/2023

Legend

Parcel Boundaries (click for info)

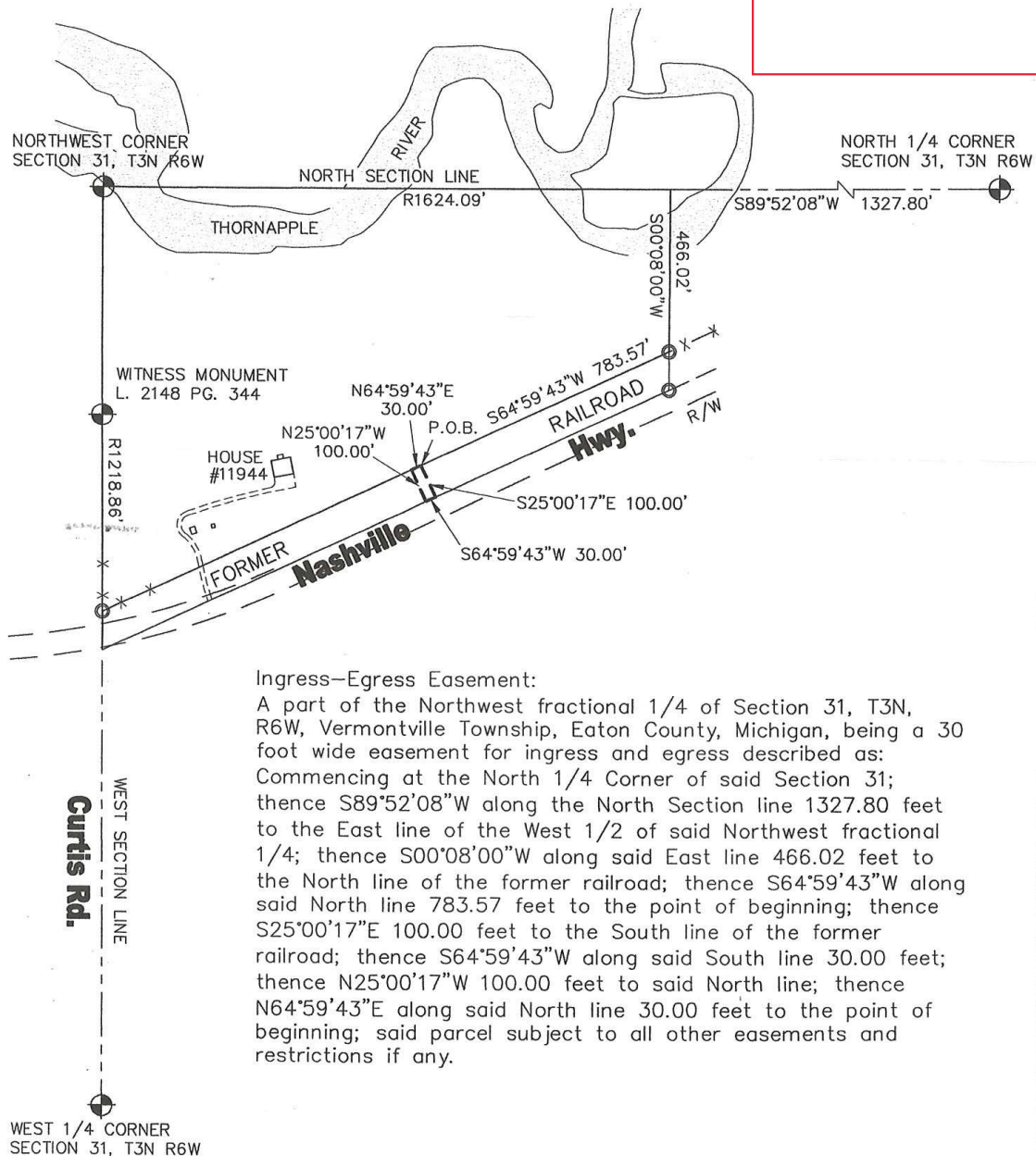


EXHIBIT C



Certificate of Survey

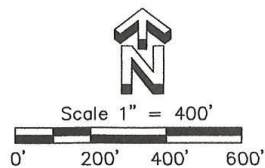
EXHIBIT D



Ingress-Egress Easement:

A part of the Northwest fractional 1/4 of Section 31, T3N, R6W, Vermontville Township, Eaton County, Michigan, being a 30 foot wide easement for ingress and egress described as: Commencing at the North 1/4 Corner of said Section 31; thence S89°52'08"W along the North Section line 1327.80 feet to the East line of the West 1/2 of said Northwest fractional 1/4; thence S00°08'00"W along said East line 466.02 feet to the North line of the former railroad; thence S64°59'43"W along said North line 783.57 feet to the point of beginning; thence S25°00'17"E 100.00 feet to the South line of the former railroad; thence S64°59'43"W along said South line 30.00 feet; thence N25°00'17"W 100.00 feet to said North line; thence N64°59'43"E along said North line 30.00 feet to the point of beginning; said parcel subject to all other easements and restrictions if any.

All bearings are derived from the West Section line which is recorded to bear North as defined by a Property Controlling Corner at the intersection with the tangent line of Nashville Hwy. as recorded by Brandt in Liber 9 of Surveys, Page 181, Eaton County Records.



I hereby certify to the parties named hereon that the attached survey has been completed in accordance with Public Act 132 of 1970, as amended, and that the ratio of closure of unadjusted field observations does not exceed 1 in 5000.

Anthony Bumstead 1/03/23
Anthony Bumstead Date:
Professional Surveyor No. 41095

Legend:

- = Set Bar & Cap #41095
- = Found Monument
- = Survey Boundary Line
- - - = Distance Not To Scale
- ⊕ = Section Corner
- *-*- = Fence Line
- M = Measured Value
- R = Recorded Value

Bumstead Land Surveys

518 W. Lovett No. 3
Charlotte, Michigan 48813
Phone (517)543-0194 Fax (517)543-0258

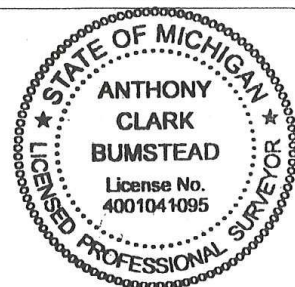
Client: John Vincent

Revised: N/A

Scale: 1" = 400'

Sheet 1 of 1

Job No.: 22008-A



COUNTY OF EATON

Resolution No. 2023-_____

A regular meeting of the Board of Commissioners of the County of Eaton, Michigan (the "County"), was held in Charlotte, Michigan, on July 14, 2023. The following Commissioners were

PRESENT: _____

ABSENT: _____

The preambles and resolution set forth below were offered by Commissioner _____ and were seconded by Commissioner _____.

**RESOLUTION RECEIVING ADVICE FROM THE COUNTY TREASURER
AS TO A SURPLUS WHICH CAN BE TRANSFERRED FROM THE
EATON COUNTY 100% TAX PAYMENT FUND TO THE
EATON COUNTY GENERAL FUND**

WHEREAS, Section 87b(7) of Act No. 206, Michigan Public Acts of 1893, as amended ("Act 206") authorizes the Board of Commissioners to transfer to the Eaton County General Fund any surplus in the Eaton County 100% Tax Payment Fund by appropriate action of the Board of Commissioners; and

WHEREAS, the Eaton County Treasurer has reviewed the amounts which are currently available in the 100% Tax Payment Fund, and has determined that \$506,936.00 may be transferred to the General Fund as a "surplus" as of July 14, 2023; to be appropriated within the Fiscal Year 2023/2024 budget; and

WHEREAS, the Eaton County Treasurer hereby declares that a surplus of \$506,936.00 exists in the 100% Tax Payment Fund.

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD AS FOLLOWS:

1. The Eaton County Treasurer is authorized to transfer \$506,936 from 100% Tax Payment Fund to the General Fund as of July 14, 2023, for the Fiscal Year 2023/2024 budget.
2. Any further transfers of surplus amounts will be specifically approved after recommendation by the Eaton County Treasurer by resolution of the Board of Commissioners.

Discussion followed. A vote was thereupon taken on the foregoing resolution and the vote for each such resolution was as follows:

AYES:

NAYS:

ABSTAIN:

The foregoing Resolution was hereby declared adopted.

STATE OF MICHIGAN

COUNTY OF EATON

I certify that the foregoing is a true and accurate copy of the resolutions adopted by the Eaton County Board of Commissioners, that such resolutions were duly adopted at a _____ meeting held on the ____ day of _____, ____, and that notice of such meeting was given as required by law.

Eaton County Clerk

[SEAL]

Resolution Eaton Transfer from 100% Tax Payment Fund to General Fund

Jim Mott, Chairperson

Dated: _____

EATON COUNTY BOARD OF COMMISSIONERS

JULY 19, 2023

RESOLUTION TO APPROVE PERSONNEL POLICY UPDATE

Introduced by the Ways & Means Committee

WHEREAS, the Board of Commissioners adopted a Personnel Policy for employees to extend the temporary retention and recruitment program on December 21, 2022 (Resolution 22-12-134); and

WHEREAS, the language within the temporary program was inconsistent with the letters of agreement with collective bargaining units and did not apply the intent of the policy; and

WHEREAS, the Ways & Means Committee has reviewed and is recommending approval of the proposed revisions to the previously amended personnel policy, to be effective immediately; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the attached revisions to the Personnel Policy.

Original Language

b. Effective February 1, 2023 and continuing for the twelve-month period ending January 31, 2024 all full-time and regular part-time employees defined in Section 1. of this Article will be receive a retention premium stipend. in addition to their currently authorized salary, of \$5,000 for continued employment through January 31, 2024, paid semi-annually

All full-time and regular part-time employees as defined in Section 1. of this Article as of February 1. 2023 shall be eligible to receive a retention premium stipend of \$2,500 if they remain employed as of July 31, 2023 and as of January 31, 2024. to be paid with the first regular payroll of the following month.

Seasonal employees as defined in Section 1 of this Article shall be eligible to receive a retention premium stipend. in addition to their currently authorized salary, of \$2,500 at the completion of their seasonal employment, as long as the employee is not involuntarily terminated or does not resign prior to the end of the operational season, paid the with the employee's final paycheck.

Intermittent employees as defined in Section 1 of this Article shall be eligible to receive a retention premium stipend in addition to their currently authorized salary of \$2,500 if they remain employed as of July 31, 2023 and as of January 31, 2024, to be paid with the first regular payroll of the following month. provided they have continued to be compensated for hours worked in each month of the period.

All other employee classifications defined in Section 1 of this Article shall be eligible to receive a retention premium stipend in addition to their currently authorized salary of \$1,250 if they remain employed as of July 31, 2023 and as of January 31, 2024, to be paid with the first regular payroll of the following month, provided they have continued to be compensated for hours worked in each month of the period.

Track Changes Language

b. In recognition of the County's efforts to retain qualified employees, the County Board of Commissioner's authorize a retention premium stipend program, subject to the provisions that follow. Effective February 1, 2023 and continuing for the twelve-month period ending January 31, 2024 all current full-time and regular part-time employees defined in Section 1, of this Article will be eligible to receive a retention payment through this program, as defined below. To be eligible to receive the retention payment, the employee must be an active employee on the date on which the retention payment is paid. Retirees and employees who have otherwise separated from employment with the County are ineligible to receive the retention payment. ~~be receive a retention premium stipend. in addition to their currently authorized salary, of \$5,000 for continued employment through January 31, 2024, paid semi-annually~~

1. All full-time and regular part-time employees as defined in Section 1, of this Article ~~as of February 1, 2023~~ shall be eligible for two (2) retention payments of two thousand five hundred dollars (\$2,500.00) each, for a maximum of five thousand dollars (\$5,000.00). The first retention payment shall be paid to those eligible employees on July 31, 2023. The second retention payment shall be paid to those eligible employees on January 31, 2024, to receive a retention premium stipend of \$2,500 if they remain employed as of July 31, 2023 and as of January 31, 2024, to be paid with the first regular payroll of the following month.

2. Seasonal employees as defined in Section 1, of this Article shall be eligible to receive a retention payment, in addition to their currently authorized salary, of two thousand five hundred dollars (\$2,500.00). ~~to receive a retention premium stipend. in addition to their currently authorized salary, of \$2,500~~ at the completion of their seasonal employment, as long as the employee is not involuntarily terminated or does not resign prior to the end of the operational season. This will be paid the with the employee's final September 1, 2023 paycheck.

3. Intermittent employees as defined in Section 1, of this Article shall be eligible to receive two (2) retention payments of two thousand five hundred dollars (\$2,500.00) each, for a maximum of five thousand dollars (\$5,000.00). ~~a retention premium stipend in addition to their currently authorized salary of \$2,500~~ The first retention payment shall be paid to those eligible employees on July 31, 2023. The second retention payment shall be

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paid to those eligible employees on January 31, 2024~~if they remain employed as of July 31, 2023 and as of January 31, 2024~~, to be paid with the first regular payroll of the following month. ~~provided they have continued to be compensated for hours worked in each month of the period.~~

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All other employee classifications defined in Section 1, of this Article shall be eligible to receive two (2) retention payments ~~a retention premium stipend~~ in addition to their currently authorized salary of one thousand two hundred and fifty (\$1,250). ~~\$1,250~~ The first retention payment shall be paid to those eligible employees on July 31, 2023. The second retention payment shall be paid to those eligible employees on January 31, 2024~~if they remain employed as of July 31, 2023 and as of January 31, 2024~~, to be paid with the first regular payroll of the following month. ~~provided they have continued to be compensated for hours worked in each month of the period.~~

EATON COUNTY BOARD OF COMMISSIONERS

JULY 19, 2023

**RESOLUTION TO APPROVE THE UNITED STATES
DEPARTMENT OF AGRICULTURE (USDA) LEASE RENEWAL
AT THE EATON COUNTY OFFICE BUILDING**

Introduced by the Ways and Means Committee

WHEREAS, the USDA has been leasing space in the Office Building since 1993; and

WHEREAS, the USDA is desirous of extending the current lease through December 2025;
and

WHEREAS, the USDA is requesting the extension under the same terms and conditions
as currently exist, 3295 square feet at a cost of \$22.50 per square foot (all inclusive); and

WHEREAS, Ways and Means Committee is recommending the lease extension.

NOW, THEREFORE, BE IT RESOLVED, that the Board approves the lease extension
as described above effective beginning July 1, 2023 through December 31, 2025 and the
Chairperson be authorized to sign the lease.

UNITED STATES DEPARTMENT OF AGRICULTURE LEASE AMENDMENT	LEASE AMENDMENT No. 8
	TO LEASE NO. Eaton County
ADDRESS OF PREMISES 551 Courthouse, Suite 2 Charlotte, MI 48813	GREX Delegation Number: DMI03871-002 RPUID: FA.111850 EUID:

THIS AMENDMENT is made and entered into between **Eaton County Board of Commissioners, MI**

whose address is: **1045 Independence Blvd, Charlotte, MI 48813**

hereinafter called the Lessor, and the **UNITED STATES OF AMERICA**, hereinafter called the Government:

WHEREAS, the parties hereto desire to amend the above Lease to extend lease term.

NOW THEREFORE, these parties for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, covenant and agree that the said Lease is amended, effective upon execution by the Government as follows:

1. Effective upon execution by the Government, the lease period of the above-described premises will be extended from **January 1, 2023**, through **December 31, 2025**.
2. **Effective July 1, 2023**, the Government will pay the Lessor annual rent of **\$74,137.50** payable at the rate of **\$6,178.125** per month (representing **\$22.50*** per square foot for **3,295** rentable square feet of office space) in arrears. (*Rates may be rounded.)
3. The lease is amended to include FAR Part 52.204-25 and FAR Part 52.204.27 (attached to this lease document) which will be initialed by the Lessor and Government.
4. The Lessor must have an active/updated registration in the System for Award Management (SAM) System (<https://www.sam.gov>) upon receipt of this Lease Amendment. Registration needs to indicate Purpose as "All Awards" and NAICS Code of "531120". The Government will not process rent payments to Lessors without an active/updated SAM registration.

This Lease Amendment contains 5 page.

All other terms and conditions of the lease shall remain in force and effect.

IN WITNESS WHEREOF, the parties subscribed their names as of the below date.

FOR THE LESSOR:

FOR THE GOVERNMENT:

Signature: _____
 Name: _____
 Title: _____
 Entity Name: _____
 Date: _____

Signature: _____
 Name: _____
 Title: Lease Contracting Officer, USDA
 Date: _____

WITNESSED FOR THE LESSOR BY:

Signature: _____
 Name: _____
 Title: _____
 Date: _____

**Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment
(Nov 2021)**

(a) *Definitions.* As used in this clause—

Backhaul means intermediate links between the core network, or backbone network, and the small subnetworks at the edge of the network (*e.g.*, connecting cell phones/towers to the core telephone network). Backhaul can be wireless (*e.g.*, microwave) or wired (*e.g.*, fiber optic, coaxial cable, Ethernet).

Covered foreign country means The People's Republic of China.

Covered telecommunications equipment or services means—

(1) Telecommunications equipment produced by Huawei Technologies Company or ZTE Corporation (or any subsidiary or affiliate of such entities);

(2) For the purpose of public safety, security of Government facilities, physical security surveillance of critical infrastructure, and other national security purposes, video surveillance and telecommunications equipment produced by Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, or Dahua Technology Company (or any subsidiary or affiliate of such entities);

(3) Telecommunications or video surveillance services provided by such entities or using such equipment; or

(4) Telecommunications or video surveillance equipment or services produced or provided by an entity that the Secretary of Defense, in consultation with the Director of National Intelligence or the Director of the Federal Bureau of Investigation, reasonably believes to be an entity owned or controlled by, or otherwise connected to, the government of a covered foreign country.

Critical technology means—

(1) Defense articles or defense services included on the United States Munitions List set forth in the International Traffic in Arms Regulations under subchapter M of chapter I of title 22, Code of Federal Regulations;

(2) Items included on the Commerce Control List set forth in Supplement No. 1 to part 774 of the Export Administration Regulations under subchapter C of chapter VII of title 15, Code of Federal Regulations, and controlled-

(i) Pursuant to multilateral regimes, including for reasons relating to national security, chemical and biological weapons proliferation, nuclear nonproliferation, or missile technology; or

(ii) For reasons relating to regional stability or surreptitious listening;

(3) Specially designed and prepared nuclear equipment, parts and components, materials, software, and technology covered by part 810 of title 10, Code of Federal Regulations (relating to assistance to foreign atomic energy activities);

(4) Nuclear facilities, equipment, and material covered by part 110 of title 10, Code of Federal Regulations (relating to export and import of nuclear equipment and material);

(5) Select agents and toxins covered by part 331 of title 7, Code of Federal Regulations, part 121 of title 9 of such Code, or part 73 of title 42 of such Code; or

(6) Emerging and foundational technologies controlled pursuant to section 1758 of the Export Control Reform Act of 2018 (50 U.S.C. 4817).

Interconnection arrangements means arrangements governing the physical connection of two or more networks to allow the use of another's network to hand off traffic where it is ultimately delivered (*e.g.*, connection of a customer of telephone provider A to a customer of telephone company B) or sharing data and other information resources.

Reasonable inquiry means an inquiry designed to uncover any information in the entity's possession about the identity of the producer or provider of covered telecommunications equipment or services used by the entity that excludes the need to include an internal or third-party audit.

Roaming means cellular communications services (*e.g.*, voice, video, data) received from a visited network when unable to connect to the facilities of the home network either because signal coverage is too weak or because traffic is too high.

Substantial or essential component means any component necessary for the proper function or performance of a piece of equipment, system, or service.

(b) *Prohibition.*

(1) Section 889(a)(1)(A) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the head of an executive agency on or after August 13, 2019, from procuring or obtaining, or extending or renewing a contract to procure or obtain, any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system. The Contractor is prohibited from providing to the Government any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system, unless an exception at paragraph (c) of this clause applies or the covered telecommunication equipment or services are covered by a waiver described in FAR [4.2104](#).

(2) Section 889(a)(1)(B) of the John S. McCain National Defense Authorization Act for Fiscal Year 2019 (Pub. L. 115-232) prohibits the head of an executive agency on or after August 13, 2020, from entering into a contract, or extending or renewing a contract, with an entity that uses any equipment, system, or service that uses covered telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system, unless an exception at paragraph (c) of this clause applies or the covered telecommunication equipment or services are covered by a waiver described in FAR [4.2104](#). This prohibition applies to the use of covered telecommunications equipment or services, regardless of whether that use is in performance of work under a Federal contract.

(c) *Exceptions.* This clause does not prohibit contractors from providing—

(1) A service that connects to the facilities of a third-party, such as backhaul, roaming, or interconnection arrangements; or

(2) Telecommunications equipment that cannot route or redirect user data traffic or permit visibility into any user data or packets that such equipment transmits or otherwise handles.

(d) Reporting requirement.

(1) In the event the Contractor identifies covered telecommunications equipment or services used as a substantial or essential component of any system, or as critical technology as part of any system, during contract performance, or the Contractor is notified of such by a subcontractor at any tier or by any other source, the Contractor shall report the information in paragraph (d)(2) of this clause to the Contracting Officer, unless elsewhere in this contract are established procedures for reporting the information; in the case of the Department of Defense, the Contractor shall report to the website at <https://dibnet.dod.mil>. For indefinite delivery contracts, the Contractor shall report to the Contracting Officer for the indefinite delivery contract and the Contracting Officer(s) for any affected order or, in the case of the Department of Defense, identify both the indefinite delivery contract and any affected orders in the report provided at <https://dibnet.dod.mil>.

(2) The Contractor shall report the following information pursuant to paragraph (d)(1) of this clause

(i) Within one business day from the date of such identification or notification: the contract number; the order number(s), if applicable; supplier name; supplier unique entity identifier (if known); supplier Commercial and Government Entity (CAGE) code (if known); brand; model number (original equipment manufacturer number, manufacturer part number, or wholesaler number); item description; and any readily available information about mitigation actions undertaken or recommended.

(ii) Within 10 business days of submitting the information in paragraph (d)(2)(i) of this clause: any further available information about mitigation actions undertaken or recommended. In addition, the Contractor shall describe the efforts it undertook to prevent use or submission of covered telecommunications equipment or services, and any additional efforts that will be incorporated to prevent future use or submission of covered telecommunications equipment or services.

(e) *Subcontracts*. The Contractor shall insert the substance of this clause, including this paragraph (e) and excluding paragraph (b)(2), in all subcontracts and other contractual instruments, including subcontracts for the acquisition of commercial products or commercial services.

FAR 52.204-27

PROHIBITION ON A BYTEDANCE COVERED APPLICATION (JUN 2023)

(a) Definitions. As used in this clause—

Covered application means the social networking service TikTok or any successor application or service developed or provided by ByteDance Limited or an entity owned by ByteDance Limited.

Information technology, as defined in 40 U.S.C. 11101(6)—

(1) Means any equipment or interconnected system or subsystem of equipment, used in the automatic acquisition, storage, analysis, evaluation, manipulation, management, movement, control, display, switching, interchange, transmission, or reception of data or information by the executive agency, if the equipment is used by the executive agency directly or is used by a contractor under a contract with the executive agency that requires the use—

(i) Of that equipment; or

(ii) Of that equipment to a significant extent in the performance of a service or the furnishing of a product;

(2) Includes computers, ancillary equipment (including imaging peripherals, input, output, and storage devices necessary for security and surveillance), peripheral equipment designed to be controlled by the central processing unit of a computer, software, firmware and similar procedures, services (including support services), and related resources; but

(3) Does not include any equipment acquired by a Federal contractor incidental to a Federal contract.

(b) Prohibition. Section 102 of Division R of the Consolidated Appropriations Act, 2023 (Pub. L. 117-328), the No TikTok on Government Devices Act, and its implementing guidance under Office of Management and Budget (OMB) Memorandum M-23-13, dated February 27, 2023, “No TikTok on Government Devices” Implementation Guidance, collectively prohibit the presence or use of a covered application on executive agency information technology, including certain equipment used by Federal contractors. The Contractor is prohibited from having or using a covered application on any information technology owned or managed by the Government, or on any information technology used or provided by the Contractor under this contract, including equipment provided by the Contractor’s employees; however, this prohibition does not apply if the Contracting Officer provides written notification to the Contractor that an exception has been granted in accordance with OMB Memorandum M-23-13.

(c) Subcontracts. The Contractor shall insert the substance of this clause, including this paragraph (c), in all subcontracts, including subcontracts for the acquisition of commercial products or commercial services.

(End of clause)

EATON COUNTY BOARD OF COMMISSIONERS

JULY 19, 2023

RESOLUTION TO APPROVE 2022/2023 BUDGET AMENDMENTS

Introduced by the Ways and Means Committee

WHEREAS, the Eaton County 2022/2023 Appropriations Act of September 21, 2022 states that any amendment to increase a salary and/or a Capital Outlay line-item in excess of \$2,500.00 or any amendment to increase the total budget of any fund or department in excess of \$2,500.00 shall be amended by the Board of Commissioners, except that any amendment to decrease the General Fund Contingency shall be approved by the Board of Commissioners; and

WHEREAS, such amendments are needed in order to comply with the Uniform Budgeting and Accounting Act of 1978, P.A. 621.

NOW, THEREFORE BE IT RESOLVED, that the following budget amendments be approved and added to the 2022/2023 Eaton County Budget:

SPECIAL REVENUE FUNDS

DRAIN DEBT - 851

Increase	Special Assessment Revenue	\$ 191,348
Increase	Interest Revenue	\$ 280,000
Increase	Drain Bond Principal	\$ 304,000
Increase	Drain Bond Interest	\$ 167,348

To increase total budget for the additional payment of principal for McCreery Drain debt early payoff and interest for drain debt not included in adopted budget.

Eaton County Payment Report

For the month of July, 2023

Board Payments on 07/19/2023

Organization	Organization Description	# of Payments	Amount to be Paid
General Fund			
101	General Fund	3	10,909.30
101.101.00	Board of Commissioners	3	3,468.05
101.172.00	Controller's Office	3	1,102.08
101.215.00	County Clerk	2	807.03
101.265.00	Building & Grounds	30	7,187.96
101.281.31	Judicial - Circuit Court	2	575.00
101.281.36	Judicial - District Court	6	1,094.54
101.281.41	Judicial - Friend of the Court	5	810.00
101.281.48	Judicial - Probate Court	13	1,260.00
101.281.49	Judicial - Juvenile Court	113	18,823.44
101.296.29	Prosecutor	7	257.64
101.296.32	Prosecutor - Economic Crimes	1	45.00
101.301.01	Sheriff	38	44,299.62
101.301.03	Sheriff - Delta	32	30,907.81
101.301.43	Sheriff - Animal Control	4	1,323.33
101.301.51	Sheriff - Corrections	29	21,321.11
101.648.00	Medical Examiner	5	26,254.52
101.689.00	Veteran Services	17	3,479.81
101.710.00	MSU Extension	1	36,547.25
101.721.00	Community Development	1	16.25
101.728.00	Economic Development	1	25,231.50
General Fund Totals		316	235,721.24
208	Parks & Recreation	23	17,877.46
223	Comprehensive Plan	1	4,006.75
225	Public Improvement	2	30,000.00
226	Computer Fund	17	11,361.49
249	Construction Code	2	113.75
260	Indigent Defense	21	18,836.00
261	Central Dispatch	3	13,845.08
Total Payments		385	331,761.77

Eaton County Payment Report

For the month of July, 2023

Immediate Payments from 06/01/2023 to 06/30/2023

Organization	Organization Description	# of Payments	Amount Paid
General Fund			
101	General Fund	127	67,899.33
101.172.00	Controller's Office	5	35,891.51
101.215.00	County Clerk	2	243.64
101.215.07	County Clerk - Elections	1	96.57
101.228.00	Technology Services	5	1,812.15
101.253.00	Treasurer	2	453.08
101.257.00	Equalization	2	696.48
101.265.00	Building & Grounds	38	33,825.03
101.281.31	Judicial - Circuit Court	37	2,384.59
101.281.36	Judicial - District Court	5	2,113.32
101.281.41	Judicial - Friend of the Court	5	276.74
101.281.48	Judicial - Probate Court	3	602.19
101.281.49	Judicial - Juvenile Court	11	2,668.23
101.281.50	Judicial - Circuit Court Probation	3	141.91
101.296.29	Prosecutor	13	4,093.98
101.296.32	Prosecutor - Economic Crimes	7	1,874.44
101.301.01	Sheriff	16	42,989.57
101.301.03	Sheriff - Delta	5	2,522.27
101.301.43	Sheriff - Animal Control	6	1,321.84
101.301.51	Sheriff - Corrections	11	62,694.96
101.442.00	Drain	2	394.05
101.649.00	Community Mental Health	1	125,239.00
101.689.00	Veteran Services	2	28.00
101.689.89	Veteran Services Grant	2	4,261.01
101.711.00	Register of Deeds	2	263.19
101.721.00	Community Development	2	380.58
General Fund Totals		315	395,167.66
208	Parks & Recreation	31	8,199.42
228	Solid Waste Ordinance	13	6,567.49
236	Community Development Block Grant	1	30.00
249	Construction Code	9	987.88
256	Register of Deeds Tech	1	33.40
260	Indigent Defense	5	2,297.03
261	Central Dispatch	23	8,055.28
263	Concealed Pistol Licenses	1	314.60
265	Drug Law Enforcement - Sheriff	2	100.00
272	Adult Circuit Drug Court	7	3,232.50
273	DWI Sobriety Court	1	1,375.00

Eaton County Payment Report

For the month of July, 2023

Immediate Payments from 06/01/2023 to 06/30/2023

Organization	Organization Description	# of Payments	Amount Paid
274	Swift & Sure Sanctions	8	1,192.52
275	Veteran's Court	3	1,355.00
276	Community Corrections	4	5,080.48
277	Residential Substance Abuse Treatment	5	8,996.67
278	Hybrid Sobriety Court	3	689.65
282	American Rescue Plan	1	3,436.18
287	Homeland Security	3	1,814.40
292	Child Care Fund	41	100,144.20
293	Soldiers & Sailors	7	1,050.00
296	Juvenile Millage	3	40,502.70
297	911 Surcharge	5	882.78
513	Foreclosing Governmental Unit	5	59,026.50
516	Delinquent Tax Revolving	2	10,995.00
670	Health Insurance	6	5,048.94
677	Workers Compensation	1	12,490.51
680	Dental Insurance	4	14,524.80
692	20X2 Delinquent Tax	2	545.01
701	Trust & Agency	169	216,864.95
704	Trust & Agency - Payroll	17	9,278.94
720	Donations - Sheriff	1	280.00
801	Drain	78	2,236,679.86
802	Drain Revolving	1	1,135.50
Total Payments		778	3,158,374.85

Eaton County Payment Report

For the month of July, 2023

Electronic Payments from 06/01/2023 to 06/30/2023

Organization	Organization Description	# of Payments	Amount Paid
General Fund			
101	General Fund	4	6,656.26
101.101.00	Board of Commissioners	10	41,439.96
101.172.00	Controller's Office	3	501.51
101.215.07	County Clerk - Elections	2	119.85
101.228.00	Technology Services	7	2,485.74
101.253.00	Treasurer	3	116.28
101.257.00	Equalization	7	1,795.79
101.265.00	Building & Grounds	9	3,281.07
101.281.31	Judicial - Circuit Court	15	1,271.52
101.281.36	Judicial - District Court	4	1,142.30
101.281.48	Judicial - Probate Court	1	30.00
101.281.49	Judicial - Juvenile Court	4	1,952.00
101.296.29	Prosecutor	6	1,707.04
101.296.32	Prosecutor - Economic Crimes	1	1,385.39
101.301.01	Sheriff	45	38,681.37
101.301.03	Sheriff - Delta	27	26,142.68
101.301.43	Sheriff - Animal Control	4	2,009.04
101.301.51	Sheriff - Corrections	31	22,366.19
101.442.00	Drain	6	3,224.37
101.689.00	Veteran Services	3	329.07
	General Fund Totals	192	156,637.43
201	Road Commission	5	3,028,744.70
208	Parks & Recreation	21	4,367.40
221	Barry-Eaton Health Department	6	527,414.22
226	Computer Fund	17	5,155.30
228	Solid Waste Ordinance	11	3,518.39
249	Construction Code	7	4,232.65
260	Indigent Defense	1	13.98
261	Central Dispatch	22	9,977.59
264	Local Corrections Officer Training	3	2,428.95
273	DWI Sobriety Court	1	185.00
287	Homeland Security	12	3,954.82
292	Child Care Fund	62	7,712.67
387	Dental Clinic	1	500.00
512	Medical Care Facility	5	1,913,615.57
656	Retirement	1	510,628.62
670	Health Insurance	1	698,652.00
676	Retiree's Health Insurance	4	28,434.34

Eaton County Payment Report
For the month of July, 2023

Electronic Payments from 06/01/2023 to 06/30/2023

Organization	Organization Description	# of Payments	Amount Paid
678	Unemployment	1	1,665.00
679	Life & Disability Insurance	2	4,405.35
691	20X1 Delinquent Tax	2	64,122.87
701	Trust & Agency	4	798,088.19
704	Trust & Agency - Payroll	49	698,005.97
706	Donations - Juvenile Court	1	19.48
707	Donations - Youth Facility	1	11.68
851	Drain Debt	2	256,500.00
Total Payments		434	8,728,992.17
Board Payments on 07/19/2023			331,761.77
Immediate Payments from 06/01/2023 to 06/30/2023			3,158,374.85
Electronic Payments from 06/01/2023 to 06/30/2023			8,728,992.17
Employee Payroll - see attached report			1,762,539.28
Total			13,981,668.07

As reviewed and approved by the Ways and Means Committee on July 14, 2023

HEALTH AND HUMAN SERVICES COMMITTEE MEETING

MONDAY, JULY 12, 2023

9:00 A.M.

MINUTES

MEMBERS PRESENT: Commissioners Brian Lautzenheiser, Tim Barnes, Blake Mulder, Joseph Brehler, Jeanne Pearl-Wright, Mark Mudry and Barbara Rogers.

ALSO PRESENT: Commissioners Jim Mott, Scott Hansen, Milea Burgstahler, Ruth Pearson, and Connie Sobie.

The July 12, 2023 regular meeting of the Health and Human Services Committee was called to order at 9:00 a.m. by Chairperson Lautzenheiser.

The Pledge of Allegiance was given by all.

Commissioner Rogers moved to approve the July 12, 2023 agenda as presented. Commissioner Pearl-Wright seconded. Motion carried.

Commissioner Pearl-Wright moved to approve the July 12, 2023 minutes, as presented. Commissioner Rogers seconded. Motion carried.

Limited Public Comment. None.

Milea Burgstahler, Barry-Eaton District Health Department, was present to provide the semi-annual report.

A summary of the Juvenile Justice Millage Program Proposals was provided. Discussion was held. Commissioner Brehler moved to recommend all of the programs to the Ways and Means Committee for funding. Commissioner Pearl-Wright supported. Discussion was held. Motion carried.

The Tri-County Office on Aging Advisory Committee Appointment was discussed. Ruth Pearson was present to introduce herself and her interest in the appointment. Commissioner Mulder moved to appoint Ruth Pearson to the Tri-County Office on Aging Advisory Committee for a partial 3-year term expiring December 31, 2025. Commissioner Pearl-Wright seconded. Motion carried.

Limited Public Comment. None.

Chairperson Lautzenheiser adjourned the meeting at 9:41.

The next regularly scheduled meeting of the Health and Human Services Committee will be held on Monday, August 7, 2023 at 9:00 a.m., in the Board of Commissioners Room of the Courthouse located at 1045 Independence Blvd, Charlotte MI 48813.

Brian Lautzenheiser, Chairperson

PUBLIC SAFETY COMMITTEE

THURSDAY, JULY 7, 2023

4:00 P.M.

MINUTES

MEMBERS PRESENT: Chairman Commissioner Tim Barnes, Vice-Chairman Commissioner Brian Droscha, Commissioner Brandon Haskell, Commissioner Scott Hansen, Commissioner Mark Mudry, Commissioner Jacob Toomey, and Commissioner Frank Holmes

ALSO PRESENT: Chairman Jim Mott, Controller Connie Sobie, Human Resources Director Ben Dawson, Sheriff Tom Reich, Undersheriff Jeff Cook, Dispatch Director Kelly Cunningham, Deputy Director Francis D'Huyvetter, Emergency Services Manager Ryan Wilkinson, Intern Megan Blair, and Jerri Nesbitt

The July 7, 2023, regular meeting of the Public Safety Committee was called to order at 4:00 p.m. by Chairman Commissioner Barnes.

The Pledge of Allegiance was given by all, led by Chairman Commissioner Barnes.

AGENDA ADDITIONS AND CHANGES

There were no changes or additions to the Agenda. Commissioner Droscha made a motion to approve the Agenda as presented. Commissioner Haskell seconded the motion. Motion carried unanimously.

APPROVAL OF MEETING MINUTES

Commissioner Haskell made a motion to approve the Minutes of the June 1, 2023, Public Safety Meeting as presented. Vice-Chairman Commissioner Droscha seconded the motion. Motion carried unanimously.

LIMITED PUBLIC COMMENT

None.

SHERIFF'S OFFICE UPDATE

Sheriff Reich reported the highlights for the month of June, 2023.

RESOLUTION TO APPROVE JAIL PHYSICIAN SERVICES AGREEMENT RENEWAL

Dr. Ted Coy has been the Jail Physician for several years. There are no changes requested in the terms of the Jail Physician Services Agreement. Commissioner Haskell made a motion to approve renewal of the Jail Physician Services Agreement. Commissioner Droscha seconded the motion. Motion carried unanimously.

RESOLUTION TO APPROVE INTENSIVE DETENTION REENTRY PROGRAM

Michigan Department of Corrections (MDOC) is requesting the Sheriff's participation in the MDOC Intensive Detention Reentry Program for housing State parole violators for 30-90 days as an alternative to returning to prison. Twenty-five of the Eaton County Jail available beds would be reserved for participants of this program with reimbursement from MDOC for each day a bed is occupied. The Attorney General's Office will review the contract and Controller Sobie is requesting review by County legal counsel. Discussion held. Commissioner Droscha made a motion to recommend approval to the Board of Commissioners pending legal approval. Commissioner Haskell seconded the motion. Motion carried unanimously.

CENTRAL DISPATCH UPDATE

Central Dispatch Director Cunningham reported six of her staff attended the American Active Assailant Conference. Director Cunningham completed her task book for FEMA, which provides recognition as a Communications Leader for FEMA. Technology Services continues implementation of the Alertus System, research continues on obtaining a CAD replacement, as well as research toward a program that would give alarm companies the ability to send requests directly to CAD. Two Telecommunicators are scheduled to start employment July 17th. Gabrielle Niska and Theresa Hart are new members of the Central Dispatch staff taking the Administrative Assistant and Executive Assistant positions. The 4th of July Delta Fireworks, Eaton Rapids Fireworks and Parade were community events attended. Ford Motor Company demonstrated a car that simulates a crash and how that information is relayed to 9-1-1

EMERGENCY SERVICES UPDATE

Intern Megan Blair reported on progress of the Emergency Operations Plan renewal, her visit to the state Emergency Operations Center, attendance at the Active Assailant Conference, doing a ride-along, and attendance at a workshop in Ingham County. Ms. Blair expressed her appreciation for all she was able to learn during her internship. She will be returning to the University of South Florida. Ella Gardner was introduced as the new full-time Emergency Management Specialist and previously was the Emergency Management intern in 2022.

MISCELLANEOUS

Controller Sobie praised the Sheriff's Office on their continued recruitment efforts. The Deputy/Paramedic Program proposal is being reviewed by the union. A vote is expected soon.

LIMITED PUBLIC COMMENT

None.

ADJOURNMENT

Chairman Commissioner Barnes adjourned the meeting at 4:40 p.m.

The next regularly scheduled meeting of the Public Safety Committee will be held August 3, 2023, at 4:00 p.m.

Timothy Barnes, Chairperson

PUBLIC WORKS & PLANNING COMMITTEE

**WEDNESDAY, JULY 12, 2023
9:00 A.M.**

MINUTES

MEMBERS PRESENT:

Commissioners Barbara Rogers, Terrance Augustine, Blake Mulder, Trevor Youngquist, Joseph Brehler, Scott Hansen, and Brian Lautzenheiser.

ALSO PRESENT:

Commissioners Jim Mott and Brian Droscha; Claudine Williams, Chris Garrison, Travis Keeton, Debbie Penfield, and Connie Sobie.

The June 12, 2023 regular meeting of the Public Works and Planning Committee was called to order at 9:00 a.m. by Chairperson Rogers.

The Pledge of Allegiance was given by all.

Controller Sobie stated EATRAN was not able to attend today. Commissioner Lautzenheiser moved to amend the agenda to remove the EATRAN Semi-Annual report. Commissioner Augustine seconded. Motion carried unanimously.

Commissioner Lautzenheiser moved to approve the June 14, 2023 meeting minutes. Commissioner Brehler seconded. Motion carried unanimously.

Limited Public Comment. None.

Resource Recovery Program Assistant, Debbie Penfield, presented the department's monthly report. Updates on the Materials Management Plan (MMP) and the SWAG Grant Application were given. Discussion was held in reference to Calhoun County's request to bring their #5 plastics to Eaton County, for one year, for recycling while they make adjustments to their program. The consensus of the Committee was to accept #5 plastics from Calhoun County.

Construction Code, Planning and Zoning Director, Chris Garrison, presented the department's monthly report.

Parks Director Travis Keeton presented the department's monthly report. Commissioner Youngquist asked who was on the Eaton County Parks Community Grant Scoring Committee. Commissioner Mott stated members are Commissioners Droscha, Augustine, Haskell, and himself and additionally Barbara Fulton from ECH, Rachel Cuscheri-Murray from ECD, and Tim Catron from the Eaton County Planning Commission. Discussion was held. More information about the grant will be posted to the website and sent to the local paper.

Miscellaneous. None.

Limited Public Comment. None.

Mr. Keeton presented an easement request from a property owner on the Paul Henry Trail. Commission Mulder moved to recommend approval of the easement request. Commissioner Augustine seconded. Discussion held. Motion carried.

Chairperson Rogers adjourned the meeting at 9:40 a.m.

The next regularly scheduled meeting of the Public Works and Planning Committee will be held at 9:00 a.m. on Wednesday, August 9, 2023 in the Board of Commissioners Room of the Courthouse located at 1045 Independence Blvd, Charlotte MI 48813.

Barbara Rogers, Chairperson