

EATON COUNTY BOARD OF COMMISSIONERS
JULY 15, 2015

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, July 15, 2015.

Chairman Mulder called the meeting to order at 7:00 PM.

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

Commissioner Eakin gave the invocation.

Commissioner Freeman requested a moment of silence for Commissioner Brehler's family.

Roll call. Commissioners present; Michael Hosey, Blake Mulder, Terrance Augustine, Howard T. Spence, James Osieczonek, Jane M. Whitacre, Glenn Freeman, Walter Miars, Roger Eakin, Wayne Ridge, Brian Lautzenheiser, Kent C. Austin, Jeremy Whittum, Barbara Rogers. Commissioners absent: Joseph Brehler

Commissioner Eakin requested changes in the agenda under Ways & Means Committee - removal of item #2 2015/2016 Michigan Association of Counties Membership Dues and the addition item #5 - Resolution Regarding COBRA Benefit. Commissioner Spence requested the addition of Community Mental Health supplemental appropriation request, as new business.

Commissioner Hosey moved the agenda be approved as amended. Seconded by Commissioner Freeman. Carried. Nays: Commissioners Austin, Whittum and Rogers.

Commissioner Spence moved the minutes be amended to reflect that he was not absent for the June 17 board meeting but arrived after roll call. Commissioner Hosey moved June 17 minutes to be approved as amended. Seconded by Commissioner Freeman. Carried. Nays: Commissioners Rogers, Miars, Austin, Whittum.

Communications: None

Presentation- Robert Showers, Chairman, Clinton County Board of Commissioners addressed the Board and presented the Clinton County flag to the Commissioners to recognize the counties' history of regional cooperation.

Presentation - Lansing Economic Area Partnership - Bob Trezise, President and CEO provided an update on the agency's regional economic development

activities. He also thanked Claudine Hannold of Community Development for her efforts and Chairman Mulder for his leadership.

Chairman Mulder moved the approval of #15-7-63 Retirement Recognition Resolution for Robert Sobie.

WHEREAS, Robert Sobie will be retiring from Eaton County on July 24, 2015 after 31 years of service; and

WHEREAS, Bob worked in the Technology Services Department from May 21, 1984 until his retirement; and

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

WHEREAS, in addition to the multitude of technological advances Bob has introduced within the County during his tenure, twenty-four years ago Bob started the annual Christmas Adopt-a-Family program for county employees to donate food and gifts to families receiving services through the SIREN Eaton Shelter and was personally responsible for organizing it each year; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Bob for years of exceptional service to Eaton County and expresses its best wishes to him in the next chapter of his life; 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 15th day of the month of July in the year 2015.

Seconded by Commissioner Hosey.

Public Comment: Alex Morris, District Representative for Congressman Tim Walberg, introduced himself and offered to meet with any of the Commissioners regarding federal legislative issues.

Commissioner Ridge moved the approval of #15-7-51 Resolution to Approve Tri-County Office on Aging Annual Implementation Plan Fiscal Year 2016.

WHEREAS, the Tri-County Aging Consortium, known as Tri-County Office on Aging, produced the Annual Implementation Plan Fiscal Year 2016 as required by the Older Americans Act and the Older Michiganians Act; and

WHEREAS, the Health and Human Services Committee has reviewed the Tri-County Office on Aging's Annual Implementation Plan Fiscal Year 2016 and is recommending its approval.

NOW THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners approve said document as presented.

Seconded by Commissioner Freeman. Carried.

Commissioner Ridge moved the approval of #15-7-52 Resolution to Approve Community Mental Health Juvenile Millage Contract Addenda.

WHEREAS, the Board of Commissioners, by resolution created the Office of the County Medical Examiner; and

WHEREAS, Dr. Michael Markey, a duly licensed physician in the State of Michigan has been appointed as the County Medical Examiner to a term expiring December 31, 2018; and

WHEREAS, Sparrow Hospital, Department of Forensic Pathology has recommended and will assign Dr. Stephanie Dean, to serve as a Deputy County Medical Examiners.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners appoint Dr. Stephanie Dean, as Deputy County Medical Examiners to the remainder of the term, expiring December 31, 2018.

Seconded by Commissioner Hosey. Carried.

Commissioner Whittum moved the approval of #15-7-53 Resolution to Approve Central Dispatch Console Integration Agreement - And Resolution to Approve Central Dispatch Revocable License Agreement.

WHEREAS; Central Dispatch is implementing a Dispatch Consoles System, which will be integrated with the Michigan Public Safety Communications System (MPSCS) for interoperability; and

WHEREAS; Central Dispatch desires to enter into an agreement to integrate its Radio System and MPSCS on an interoperable basis to achieve enhanced communications coverage and performance; and

WHEREAS; in conjunction with the Console Integration Agreement a Revocable License Agreement is also required; and

WHEREAS; the Public Safety Committee reviewed the Console Integration Agreement and companion Revocable License Agreement and recommends their approval.

NOW, THEREFORE BE IT RESOLVED; that Eaton County approves the Console Integration and Revocable License Agreements with the MPSCS; and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Commissioners is authorized to execute said agreements on behalf of Eaton County.

Seconded by Commissioner Miars. Carried.

Commissioner Whittum moved the approval of #15-7-54 Resolution to Adopt Tri-County Regional Hazard Mitigation Plan.

WHEREAS, the Board of Commissioners, by resolution created the Office of the County Medical Examiner; and

WHEREAS, Dr. Michael Markey, a duly licensed physician in the State of Michigan has been appointed as the County Medical Examiner to a term expiring December 31, 2018; and

WHEREAS, Sparrow Hospital, Department of Forensic Pathology has recommended and will assign Dr. Stephanie Dean, to serve as a Deputy County Medical Examiners.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners appoint Dr. Stephanie Dean, as Deputy County Medical Examiners to the remainder of the term, expiring December 31, 2018.

Seconded by Commissioner Rogers. Carried.

Commissioner Whittum moved the approval of #15-7-55. Resolution to Authorize Application for Grant Under the Community Corrections Grant Act 1988. P.A.511.

WHEREAS, Eaton County has operated programs under the Community Corrections Act, 1988, P.A. 511; and

WHEREAS, the State of Michigan is making grant funds available for the period of October 1, 2015 to September 30, 2016; and

WHEREAS, the Eaton County Community Corrections Advisory Board on June 10, 2015 has reviewed and is recommending the submission of a request for funds for the 2015/2016 fiscal year not to exceed \$159,590 for comprehensive plans and services and \$18,551 for Drunk Driver Jail Reduction Program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners authorizes the submission of the above entitled grants; and

BE IT FURTHER RESOLVED that if the grant is not continued 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.

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 Chairman of the Board of Commissioners or his designee be authorized to sign all of the necessary contracts or documents.

Seconded by Commissioner Hosey. Carried.

Commissioner Whittum moved the approval of #15-7-56 Resolution to Appoint Deputy Medical Examiner.

WHEREAS, the Board of Commissioners, by resolution created the Office of the County Medical Examiner; and

WHEREAS, Dr. Michael Markey, a duly licensed physician in the State of Michigan has been appointed as the County Medical Examiner to a term expiring December 31, 2018; and

WHEREAS, Sparrow Hospital, Department of Forensic Pathology has recommended and will assign Dr. Stephanie Dean, to serve as a Deputy County Medical Examiners.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners appoint Dr. Stephanie Dean, as Deputy County Medical Examiners to the remainder of the term, expiring December 31, 2018.

Seconded by Commissioner Ridge. Carried.

Commissioner Osieczonek moved the approval of #15-7- 57 Resolution to Approve DCA 7-15-2.

PREAMBLE: The Eaton County Land Development Code, an Ordinance adopted by the Commissioners of the County of Eaton pursuant to Public Act 183 of 1943, and administered pursuant to Public Act 110 of 2006, as amended, may be amended from time to time by following procedures outlined in Article 13 of the Development Code.

WHEREAS, Charles and Sharon Mead initiated a petition to change the Land Development District (zoning) designation for parcels located at 4840 and 4830 Walton Highway, Section 17, Walton Township from Low Density Residential (R-1) to Limited Agricultural (LA); and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on July 7, 2015; and

WHEREAS, the Eaton County Planning Commission found the requested amendment to be consistent with the required findings of fact (Items A-G) contained in Section 13.6 of the Eaton County Land Development Code; and WHEREAS, the Eaton County Planning Commission has taken action on July 7, 2015 to recommend the approval of the request for change in the Land Development District designation.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the County of Eaton, Michigan having considered the findings of facts and recommendations hereby:

APPROVES the request by Charles and Sharon Mead, for a change in land use district classification in Section 7.1.2 of the Land Development Code to change parcels of land at 4840 and 4838 Walton Highway, Section 17, Walton Township from Low Density Residential (R-1) to Limited Agricultural (LA); 4840 Walton Highway (Parcel Number 140-017-300-101-00): SE 1/4 OF SW 1/4 EXCEPT COM 150 FT E OF SW COR OF SE 1/4 OF SW 1/4 SEC.17, N 500 FT, E 110 FT, S 500 FT, W 110 FT TO BEG. SEC.17, T1N,R5W, WALTON TWP 1988

4838 Walton Highway (Parcel Number 140-017-300-120-00): COM 150 FT E OF SW COR OF SE 1/4 OF SW 1/4, SEC.17 N 500 FT, E 110 FT, S 500 FT W 100 FT TO BEG. SEC.17, T1N,R5W, WALTON TWP 1988

Seconded by Commissioner Augustine. Carried.

Commissioner Osieczonek moved the approval of #15-7-58 Resolution to Approve DCA 7-15-3

PREAMBLE: The Eaton County Land Development Code, an Ordinance adopted by the Commissioners of the County of Eaton pursuant to Public Act 183 of 1943, and administered pursuant to Public Act 110 of 2006, as amended, may be amended from time to time by following procedures outlined in Article 13 of the Development Code.

WHEREAS, Timothy and Sally Cattron initiated a petition to change the Land Development District (zoning) designation for a parcel at 8349 E. Five Point Highway, Section 33, Eaton Rapids Township from Low Density Residential (R-1) to Limited Agricultural (LA); and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on July 7, 2015; and

WHEREAS, the Eaton County Planning Commission found the requested amendment to be consistent with the required findings of fact (Items A-G) contained in Section 13.6 of the Eaton County Land Development Code; and WHEREAS, the Eaton County Planning Commission has taken action on July 7, 2015 to recommend the approval of the request for change in the Land Development District designation.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the County of Eaton, Michigan having considered the findings of facts and recommendations hereby:

APPROVES the request by Timothy and Sally Cattron, for a change in land use district classification in Section 7.1.2 of the Land Development Code to change a parcel of land at 8349 E. Five Point Highway, Section 33, Eaton Rapids Township from Low Density Residential (R-1) to Limited Agricultural (LA);
 COM. IN CENTER OF FIVE POINT HWY. 701.5 FEET S 58DEG 30MIN W FROM ITS INTERSECTION WITH N&S 1/4 LINE, N 30DEG W 267 FEET, S 59DEG W 147.5 FEET, S 30DEG 20MIN E 120 FEET, S 59DEG W 17 FEET, S 23DEG 30MIN E 147 FEET TO CENTER OF FIVE POINT HWY., N 60DEG E 192 FEET ALONG CENTER OF FIVE POINT HIGHWAY TO BEG., BEING IN SE 1/4 OF SW 1/4, SEC.33, T2N,R3W, EATON RAPIDS TWP

Seconded by Commissioner Whittum. Carried.

Commissioner Osieczonek moved the approval of #15-7-59 Resolution to Approve 2015/2016 Solid Waste Alternatives Grant Program Recommendations.

WHEREAS, the Eaton County Department of Resource Recovery has implemented a Solid Waste Alternatives Grant Program for the municipal and non-profit recycling programs throughout Eaton County; and

WHEREAS, a number of grant applications were submitted to Eaton County Department of Resource Recovery for review and recommendation; and

WHEREAS, Eaton County Department of Resource Recovery prepared recommendations for the allocation of available grant funds; and

WHEREAS, the Public Works and Planning Committee reviewed the recommended grant funds, at its regular meeting held on July 8, 2015.

NOW, THEREFORE, BE IT RESOLVED, that the Public Works and Planning Committee is recommending that the following grant funds be approved for the period of October 1, 2015 through September 30, 2016.

Grant Applicant	2014-2015 Grant Allocation	2015-2016 Grant Request	Recommended Grant Funds
<i>Village of Bellevue, Bellevue Township, Walton Township, & the City of Olivet</i>	\$14,560.00	\$18,362.00	\$14,560.00
<i>Charlotte Area Recycling Authority</i>	\$20,000.00	\$25,000.00	\$20,000.00
<i>Delta Township Recycling Center</i>	\$24,000.00	\$30,200.00	\$24,000.00
<i>City of Eaton Rapids Recycling</i>	\$16,000.00	\$17,000.00	\$16,000.00
<i>City of Grand Ledge Recycling</i>	\$20,000.00	\$30,610.00	\$20,000.00
<i>Village of Mulliken</i>	\$10,000.00	\$0.00	\$0.00
<i>City of Potterville</i>	\$12,500.00	\$17,899.87	\$10,125.00
<i>Sunfield Township</i>	\$14,000.00	\$5,000.00	\$5,000.00
TOTAL	\$131,060.00	\$144,071.87	\$109,685.00

BE IT FURTHER RESOLVED, that the Chairman of the Board of Commissioners be authorized to sign the necessary grant agreements; and
BE IT FURTHER RESOLVED, that the Controller's Office is authorized to reimburse the grantees based upon submission of documented expenses that are consistent with the approved grant budget; and

BE IT FURTHER RESOLVED, that the Controller be authorized to approve any line item transfer within a grant program budget and also be authorized to transfer funds between grants received by a single grant applicant up to a maximum amount of \$2,500.00. All other budget amendments must be approved by the Public Works and Planning Committee for final approval.

Seconded by Commissioner Augustine. Carried.

Commissioner Eakin moved the approval of #15-7-60 Resolution to Release Land from a Farmland Agreement, Public Act 116, As Amended.
WHEREAS, Joann E Spitzley, Surviving spouse and Trustee of the David E Spitzley Trust, filed a Farmland Open Space Application which included 63.58 acres located in Roxand Township with the Eaton County Clerk's office in 1985; and

WHEREAS, The Eaton County Board of Commissioners reviewed and recommended approval of their Farmland Open Space Application; and
WHEREAS, The Department of Natural Resources subsequently approved this application and assigned the following Farmland Development Rights Agreement Number 23-44993-123159; and

WHEREAS, The Eaton County Board of Commissioners has received a request from Joann E Spitzley (seller) to release 3.63 acres of land from her Farmland Open Space Agreement; and

WHEREAS, Joann E Spitzley taking into consideration the land surrounding the home has no farmland value, due to the barn and pond. And would like to square up the farmland and sell the home not currently enrolled in the program.

WHEREAS, The Eaton County Equalization Department has verified with the local unit that the house was in existence prior to the enrollment of the 63.58 acres, meeting a prerequisite of the Department of Natural Resources; and

WHEREAS, This request exceeds the maximum of 2.0 acres recommended by the Department of Natural Resources; and

WHEREAS, The property owner has provided a survey showing the location of the house and the additional Land to be sold with the house ; and

WHEREAS, The Eaton County Board of Commissioners understand that the Department of Natural Resources will review this request which exceeds 2.0 acres; and

WHEREAS, If the Department of Natural Resources determines that the buildings can be encompassed by a smaller parcel they will reduce the parcel size; and

WHEREAS, It is required that the Eaton County Board of Commissioners must approve any land and buildings being released from Public Act 116; and

WHEREAS, The request for release has been reviewed by the Eaton County Equalization Committee with no objections.

THEREFORE, BE IT RESOLVED, That the Eaton County Board of Commissioners at its regularly scheduled meeting on July 15, 2015 does hereby approve the request by Joann E Spitzley, 3.63 acres of land with a Pole Building and Pond to be sold with the house not currently in the program. Located in Roxand Township from Farmland Developmental Rights Agreement Number 23-44993-123159

Seconded by Commissioner Lautzenheiser. Carried.

Commissioner Eakin moved the approval of #15-7-61, 2014/2015 Budget Amendments.

WHEREAS, the Eaton County 2014/2015 Appropriations Act of September 17, 2014 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 2014/2015 Eaton County Budget:

GENERAL FUND

COUNTY CLERK - 215

Increase	Health Insurance	\$	4,400
Decrease	Contingency	\$	4,400

To increase the total departmental budget for Health Insurance due to a change in employee coverage eligibility.

REGISTER OF DEEDS - 236

Increase	Health Insurance	\$	12,715
Decrease	Contingency	\$	12,715

To increase the total departmental budget for Health Insurance due to a change in employee coverage eligibility.

TREASURER - 253

Increase	Health Insurance	\$	9,250
Increase	Retirement	\$	3,150
Decrease	Contingency	\$	12,400

To increase the total departmental budget for Health Insurance due to a change in employee coverage eligibility and reclassification of retirement contributions.

DRAIN COMMISSIONER - 275

Increase	Wage and Fringe	\$ 13,500
Increase	Permit Revenue	\$ 13,500

To increase the total departmental budget for the addition of a Drain Inspector position as recommended by the Ways and Means Committee.

Seconded by Commissioner Hosey. Carried.

Commissioner Eakin moved the approval of claims as audited by the Ways and Means Committee in the amount of \$283,689.20 and to accept the report of previously authorized payments.

Seconded by Commissioner Freeman. Carried.

Commissioner Eakin moved the approval of #15-7-62 Resolution Regarding COBRA Benefit.

WHEREAS, an employee of the Sheriff's Office is unable to continue working due to a serious medical condition; and

WHEREAS, the employee will need to leave employment prior to attaining eligibility for the retiree health insurance benefit pursuant to the terms of the current collective bargaining agreement; and

WHEREAS, the employee has initiated the process to begin receiving a non-duty disability pension benefit through Municipal Employees Retirement System (MERS); and

WHEREAS, the employee has requested the Board of Commissioners consider providing fully paid health insurance upon the employee's termination of full-time employment, as they will be unable to attain eligibility for the retiree health insurance benefit; and

WHEREAS, the Ways and Means discussed the employee's request at its meeting on July 10, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners agrees to fund the employee's cost for single coverage to continue the employee's health insurance as long as the employee remains eligible under the Consolidated Omnibus Budget Reconciliation Act (COBRA); and

BE IT FURTHER RESOLVED, that the Ways and Means Committee directs the County Controller to develop a proposal through the collective bargaining process for a long-term solution to address this employee request.

Seconded by Commissioner Osieczonek. Discussion held. Augustine moved to call the question. Seconded by Commissioner Freeman. Motion failed.

Motion to approve #15-7-62 Resolution Regarding COBRA Benefit-Carried. Roll call vote: Yays: Hosey, Mulder, Augustine, Spence, Osieczonek, Whitacre, Freeman, Miars, Eakin, Ridge, Lautzenheiser, Whittum. Nays: Commissioners Austin and Rogers.

Public Comment: None

Commissioner Comments: Commissioners Freeman, Augustine and Spence spoke regarding LEAP.

Commissioner Augustine spoke regarding Clinton County Commissioner Pohl and the Tri-County recycling grant.

Commissioner Lautzenheiser thanked Commissioner Whitacre for the Eaton Good Food event at the Eaton County 4-H Fair. Commissioner Spence reminded of the chicken barbeque at 4-H fair.

Commissioners Spence, Miars, Hosey and Whittum spoke regarding funds for Community Mental Health funding. Commissioner Spence withdrew his request for discussion of the CMH supplemental appropriation request.

Commissioners Spence and Augustine spoke regarding MAC dues. Commissioner Mulder stated that a member from MAC will be invited to attend the August Board Meeting to speak to the Board.

There was no Unfinished Business, Old Business, or New Business.

Chairman Mulder adjourned the meeting to Wednesday, August 19, 2015 at 7:00 p.m.

Chairman of the Board of Commissioners Clerk of the Board of Commissioners