

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, May 21, 2008.

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

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

Commissioner MacDowell gave the invocation.

Roll call. Commissioners present; Michael Hosey, Harlan MacDowell, Theresa Abed, Carol Strachan, Jeanne Pearl-Wright, Leo Farhat, Glenn Freeman, John Forell, Linda Keefe, Art Luna, Daryl Baker, Dale Barr, Denise Clarke, Joseph Brehler. Commissioners absent: None. Commissioners arriving after roll call: Leonard Peters.

Commissioner Freeman moved the agenda be approved as presented. Seconded by Commissioner Farhat. Commissioner Keefe added a Continuing Disclosure Agreement to the Ways and Means Committee Report. Commissioners Freeman and Farhat agreed to the amendment. Agenda approved as amended.

Commissioner Luna moved the minutes of April 16, 2008 be approved as presented. Seconded by Commissioner Barr. Carried.

Commissioner Peters arrived.

Communications.

- 1/ Request from Will Kinney for approval of a resolution supporting a strong trade policy. Chairperson Brehler referred the resolution to the Public Works and Planning Committee.
- 2/ Letter from Mike Stacy, President, River Rock Blvd. Homeowners Association regarding residential road repair of their street in Windsor Township.
- 3/ Letter from Tri-County Regional Planning Commission informing the Board of the resignation of J. William Hawes from the TCRPC. Chairperson Brehler referred the appointment to replace Mr. Hawes to the Public Works and Planning Committee.
- 4/ Letter from Michigan Association of Counties acknowledging receipt of a resolution supporting the National Association of Counties Campaign against Sexual Exploitation.
- 5/ Letter from Governor Jennifer Granholm acknowledging receipt of a resolution regarding federal Medicaid regulations and their impact on Michigan.
- 6/ Letter from Congressman Tim Walberg acknowledging receipt of a resolution supporting H.R. 5613 protecting the Medicaid Safety Net Act of 2008.
- 7/ Letter from Senator Debbie Stabenow acknowledging receipt of a resolution regarding Trade Adjustment Assistance (TAA), H.R. 3920.
- 8/ Letter from the Eaton County Great Start Collaborative supporting the placement of the Juvenile Justice Millage renewal on the August 2008 ballot.
- 9/ Thank you note from the family of Al Starr.

Public Comment. Crystal Perry, 938 Alexander Dr., Delta Township spoke about problems with the Williamsburg Drain which has caused a sink hole in her yard. Chairperson Brehler referred this to the Public Works and Planning Committee.

Mike Stacy, 10425 River Rock, Dimondale spoke about residential road repair needed on his street. Chairperson Brehler referred this to the Public Works and Planning Committee.

Robert Perry Sr. Waverly, spoke in support of Crystal Perry and the drainage problems caused by the Williamsburg Drain.

Maggie Williams, Detroit, spoke in support of Crystal Perry.

Sherry Williams, 5025 Westhaven Blvd, Lansing, spoke in support of Crystal Perry.

Dorothy Harmon spoke in support of Crystal Perry.

Chairperson Brehler moved the approval of Resolution #08-5-48, Honoring the Retirement of Marilyn Briggs, Juvenile Services Deputy Juvenile Register. Seconded by Commissioner Barr. Carried.

Chairperson Brehler moved the approval of Resolution #08-5-49, Declaring June 18, 2008 Employee Recognition Day in Eaton County. Seconded by Commissioner Forell. Carried.

Commissioner Pearl-Wright moved the approval of the following appointments to fill unexpired terms of office.

- Thomas Anderson to the Clinton-Eaton-Ingham Community Mental Health Board for a term expiring 12-31-2009.
- William Long to the Department of Human Services Board for a term expiring 12-31-2010.

Seconded by Commissioner Farhat. Carried.

Commissioner Forell moved the approval of Resolution #08-5-50, Authorizing Application for Grant under the Community Corrections Act 1988, PA 511. Seconded by Commissioner Freeman. Carried.

Commissioner Forell reported the Public Safety Committee will have a report and recommendations in September concerning the operations of the Animal Control Department.

Commissioner Luna moved the approval of Resolution #08-5-51, To Approve an Amendment to the Memorandum of Agreement Forming the Greater Lansing Regional Committee of Phase II Nonpoint Source Pollution Prevention. Seconded by Commissioner MacDowell. Carried.

Commissioner Luna moved the approval of Resolution #08-5-52, Encouraging Modifications or Amendments to SB 1257 and HB 6002, which affect the Michigan Natural Resources Trust Fund. Seconded by Commissioner Pearl-Wright. Carried.

Commissioner Abed reported the county's new web site is now available.

Commissioner Abed moved the approval of Document #08-5-53, Amending the County's Enhanced Access to Public Records Policy. Seconded by Commissioner Hosey. Carried.

Commissioner Abed moved the approval of Document #08-5-54, "Public" Wireless Internet Access. Seconded by Commissioner Hosey. Carried.

Commissioner Keefe moved the approval of Resolution #08-5-55, Amending the 2008 Equalization Report. Seconded by Commissioner Clarke. Carried unanimously.

Commissioner Keefe moved the approval of Resolution #08-5-56, To Approve an Application for a Farmland and Open Space Developmental Rights Agreement for Durwood and Ardyth Dow for property located in Roxand Township. Seconded by Commissioner Baker. Carried.

Commissioner Keefe moved the approval of Resolution #08-5-57, Pledging the Full Faith and Credit of Eaton County for Delta Section 17 Drainage District. Seconded by Commissioner Clarke. Carried.

Commissioner Keefe moved the approval of Resolution #08-5-58, To Approve Continuing Disclosure Agreement for the Delta Section 17 Drainage District. Seconded by Commissioner Freeman. Carried.

Commissioner Keefe moved the approval of Resolution #08-5-59, To Approve Medical Care Facility Expansion Building Authority Project Bond Counsel of Axe & Ecklund in the amount of \$4,750. Seconded by Commissioner Barr. Carried.

Commissioner Keefe moved the approval of Resolution #08-5-60, Authorizing the Use of Debit Cards for Payments Received by the County Clerk and Register of Deeds. Seconded by Commissioner Baker. Carried.

Commissioner Keefe moved the approval of Resolution #08-5-61, To Submit to a Vote of the Electorate a Juvenile Millage Reauthorization Renewal Question. Seconded by Commissioner Hosey. Carried unanimously.

Commissioner Keefe moved the approval of Resolution #08-5-62, to Approve 2007/2008 General Fund Budget Amendments. Seconded by Commissioner Baker. Carried.

Commissioner Keefe moved the approval of Resolution #08-5-63, to Approve 2007/2008 Special Revenue Fund Budget Amendments. Seconded by Commissioner Luna. Carried.

Commissioner Keefe moved the approval of claims as audited by the Ways and Means Committee in the amount of \$458,381.35. Seconded by Commissioner Forell. Carried.

Public Comment. None.

Unfinished Business: Chairperson Brehler asked for donations to the flower fund.

Clerk Fuller reminded the Board the employee picnic is June 18th from 11:30 AM to 1:30 PM. Commissioners are needed to greet employees, pour drinks and distribute popcorn. All Commissioners were encouraged to attend.

There was no Old Business.

New Business. Commissioner Pearl-Wright announced 4H will be holding a BBQ on July 11th and also introduced her children.

Commissioner Luna announced the traveling Wall that Heals, which is a replica of the Vietnam Veterans Memorial in Washington, DC, will be at Weymouth School in Charlotte until the day after Memorial Day.

Commissioner Hosey announced 4H will be conducting its annual auction in conjunction with the County Fair. It will be announced in a press release. He requested Commissioners attend if possible.

Chairperson Brehler adjourned the meeting to Tuesday, June 10, 2008 at 7:00 PM.


Chairperson of the Board of Commissioners


Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

**RESOLUTION HONORING THE RETIREMENT OF MARILYN BRIGGS
EATON COUNTY CIRCUIT COURT/JUVENILE SERVICES
DEPUTY JUVENILE REGISTER**

Introduced by Commissioner Joseph C. Brehler

Commissioner Brehler moved the approval of the following resolution.
Seconded by Commissioner Barr.

WHEREAS, Marilyn Briggs has selflessly and proudly served the residents of Eaton County for the past 25 years, since being hired into the office of MSU Cooperative Extension in 1983 and transferring to Eaton County Juvenile Court in 2002, and;

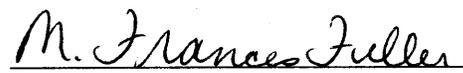
WHEREAS, Marilyn Briggs has decided to retire to spend more time with her husband and family, travel, garden, volunteer, and finish writing her books, and;

WHEREAS, the Eaton County Board of Commissioners and the people of Eaton County greatly appreciate the public service that Marilyn Briggs has given the citizens of Eaton County.

NOW, THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners, meeting in regular session this 21st day of May, 2008, wishes to express its appreciation to Marilyn Briggs for a job well done. We wish her well and Godspeed in her new endeavors; and

BE IT FURTHER RESOLVED, that this resolution bear the Seal of Eaton County and the signatures of the Chairman of the Eaton County Board of Commissioners and the Eaton County Clerk and a copy of this resolution be attached to the permanent records of the County. Carried.


Chairman of the Board of Commissioners


Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

**RESOLUTION DECLARING
EMPLOYEE RECOGNITION DAY**

Introduced by Commissioner Joseph Brehler

Commissioner Brehler moved the approval of the following resolution.
Seconded by Commissioner Forell.

WHEREAS, in 2001 an Employee Recognition Committee was formed to determine ways to recognize Eaton County employees; and

WHEREAS, the Committee has continued to meet annually since 2001 and this year has decided that the County will sponsor an employee picnic to increase employee morale; and

WHEREAS, June 18, 2008 is the date selected for this year's picnic; and

WHEREAS, the Eaton County Board of Commissioners recognizes the excellent, dedicated and loyal service that its employees render daily to the citizens of Eaton County; and

WHEREAS, The Board of Commissioners extends a unanimous vote of thanks to all County employees.

NOW, THEREFORE, BE IT RESOLVED, the Eaton County Board of Commissioners does hereby declare Wednesday, June 18, 2008 as Employee Recognition Day in Eaton County.

BE IT FURTHER RESOLVED, this Resolution shall be signed by the Chairman of the Board of Commissioners, the Clerk of the County and shall bear the seal of the County. A copy of this resolution will be attached to the permanent records of Eaton County. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

**RESOLUTION TO AUTHORIZE APPLICATION FOR GRANT UNDER THE
COMMUNITY CORRECTIONS ACT 1988, P.A. 511**

Commissioner Forell moved the approval of the following resolution.
Seconded by Commissioner Freeman.

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, 2008 to September 30, 2009; and

WHEREAS, the Eaton County Community Corrections Advisory Board on April 25, 2008 has reviewed and is recommending the submission of a request for funds for the 2008/2009 fiscal year in the amount of \$151,305 for comprehensive plans and services, \$26,006 for Drunk Driver Jail Reduction Program and \$260,062 for probation residential services.

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

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

RESOLUTION TO APPROVE AN AMENDMENT TO THE MEMORANDUM OF AGREEMENT FORMING THE GREATER LANSING REGIONAL COMMITTEE OF PHASE II NONPOINT SOURCE POLLUTION PREVENTION

Introduced by Public Works and Planning Committee

Commissioner Luna moved the approval of the following resolution.
Seconded by Commissioner MacDowell.

WHEREAS, the Board of Commissioners approved a Memorandum of Agreement on April 21, 2004 (Resolution #04-04-35) to establish the Greater Lansing Regional Committee, as required by the United States Environmental Protection Agency National Pollutant Discharge Elimination System Phase II (NPDES II) permit; and

WHEREAS, given changes in the Michigan Department of Environmental Quality's administration of the NPDES II program, it is necessary to amend the communities participating in the Memorandum of Agreement; and

WHEREAS, the Committee has prepared, reviewed and proposed a MEMORANDUM OF AGREEMENT for adoption by all of the communities and agencies to amend the GREATER LANSING REGIONAL COMMITTEE; and

WHEREAS, the MEMORANDUM OF AGREEMENT establishing the Committee requires that each community's governing body approve the AGREEMENT and name a person to represent the community on the Committee.

NOW THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners approves the amendment to the MEMORANDUM OF AGREEMENT; and

BE IT FUTHER RESOLVED, that Eaton County's representative to the GREATER LANSING REGIONAL COMMITTEE (GLRC) is Eaton County Drain Commissioner, Brady Harrington. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

RESOLUTION REGARDING SB 1257 AND HB 6002

Introduced by the Public Works and Planning Committee

Commissioner Luna moved the approval of the following resolution.
Seconded by Commissioner Pearl-Wright.

WHEREAS, legislation has been introduced in the Michigan Legislature proposing changes in the Michigan Natural Resources Trust Fund; and

WHEREAS, that legislation would increase the amount available for projects and allow the Trust Fund Authority to borrow money to fund projects; and

WHEREAS, that legislation has the potential for benefitting all those interested in preserving green-space and expanding parks and recreational opportunities; and

WHEREAS, county, township and municipal governments are in need of funding to expand, improve and maintain their parks and recreational opportunities; and

WHEREAS, the above described legislation lacks meaningful limitations that would insure that county, township and municipal governments would have equal access to the benefits of the Michigan Natural Resources Trust Fund.

NOW THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners urges that the pending legislation be modified or amended to insure that all governmental units be able to share in the Michigan Natural Resources Trust Fund by requiring:

1. The development of a comprehensive plan that will include the allocation of trust fund proceeds to all intended beneficiaries of the Trust Fund, including county, township and municipal park and recreational systems; and
2. Limitations on the borrowing to be undertaken by the Trust Fund Authority to insure that county, township and municipal park and recreation systems will have access to their fair share of Trust Fund assets.

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Senator Patricia Birkholz, Representatives Rick Jones and Mike Simpson, Governor Granholm and the Michigan Association of Counties. Carried.

Commissioner Abed moved the approval of the following document.
Seconded by Commissioner Hosey.

ENHANCED ACCESS TO PUBLIC RECORDS POLICY

This policy is established pursuant to the authority of the Enhanced Access to Public Records Act, 1996 P.A. 462.

1. Definitions

- A. "Digital Orthophotography" means a digital image geo-referenced to the earth's surface, captured at an altitude to display natural and man-made features at varying scales and resolutions.
- B. "Enhanced Access" means a public record's immediate availability for public inspection, purchase or copying by digital means. Enhanced access does not include the transfer of ownership of a public record.
- C. "Geographical information system" means an informational unit or network capable of producing customized maps based upon a digital representation of geographical data.
- D. "Person" means that term as defined in section 2 of the Freedom of Information Act, Act 442 of the Public Acts of 1976.
- E. "Public Body" means that term as defined in section 2 of the Freedom of Information Act, Act 442 of the Public Acts of 1976.
- F. "Public Record" means that term as defined in section 2 of the Freedom of Information Act, Act 442, Act 442 of the Public Acts of 1976.
- G. "Software" means that term as defined in section 2 of the Enhanced Access to Public Records Act, Act 462 of the Public Acts of 1996.

2. Authorization

- A. The County may provide enhanced access for the inspection, copying, or purchasing of a public record that is not confidential or otherwise exempt by law from disclosure.
- B. This policy does not require Eaton County to provide enhanced access to any specific public record.
- C. The County shall select which of its public records may be made through enhanced access.

3. Fees

- A. It is the policy of Eaton County to charge a reasonable fee for providing enhanced access to a public record.
- B. It is the policy of Eaton County to charge a reasonable fee for providing access to:
 - 1. A geographical information system
 - 2. The output from a geographical information system
 - 3. The output from digital orthophotography and related products.
 - 4. Property tax records (current and delinquent)
 - 5. And any other data types the County deems appropriate.
- C. "Reasonable fee" means a charge calculated to enable Eaton County to recover over time only those operating expenses directly related to the provision of enhanced access.
- D. "Operating expenses" includes, but is not limited to, a public body's direct cost of creating, compiling, storing, maintaining, processing, upgrading, or enhancing information or data in a form available for enhanced access, including the cost of computer hardware and software, systems development, employee time, and the actual cost of supplying the information or record.
- E. The County shall establish a proposed reasonable fee for each public record made available for enhanced access or for access to a geographical information system/digital orthophotography or the output from a geographical information system/digital orthophotography. The proposed fee shall be presented to and approved by the Board of Commissioners before the fee shall be effective.
- F. All persons shall be charged the reasonable fee approved by the Board of Commissioners for enhanced access to a public record or for access to a geographical information system/digital orthophotography or the output from a geographical information system/digital orthophotography.
- G. Enhanced access may be furnished without charge or at a reduced charge if the County determines that a waiver or reduction of the fee is in the public interest because enhanced access can be considered as primarily benefiting the general public. Examples, may include, but are not limited to, instances when:
 - 1. The information is critical to public health or safety.
 - 2. The information is required for nonprofit research purposes such as academic or public interest research.

3. The information is required to meet legal, programmatic, or governmental objectives.
4. The cost of administering the fees would exceed the revenue to be collected.
5. The fee would have a serious detrimental impact on the financial position of particular groups or classes of users.
6. The fee would limit the number of users enough to compromise achieving program or other governmental objectives.

H. Waiver of fee reduction shall be decided by the County Controller, or Finance Committee. The Board of Commissioners shall approve the waiver or fee reduction prior to the award of that waiver or fee reduction.

4. **Other Access**

- A. All public computerized data may be accessed from several locations in the Eaton County Government Complex without charge to the user. This service is provided through the use of computer terminals specifically set up for public use.

5. **Disclaimer**

- A. Recipients of enhanced access receive all information "AS IS". Eaton County, its officers, officials, employees, and public bodies make no warranties of any kind, including but not limited to warranties of accuracy, fitness for a particular purpose, or of a recipient's right of use. Recipients are solely responsible for investigating, resisting, litigating and settling such complaints, including the payment of any damages or costs, unless the Eaton County Board of Commissioners elects to participate in the process at the County's expense.
- B. Except for the Board of Commissioners, by resolution adopted by a majority of those elected and serving, no officer, official employee agent, volunteer, contractor or other person or public body may make any representation or warranty on behalf of the County or one of its public bodies.

Carried.

Commissioner Abed moved the approval of the following document.
Seconded by Commissioner Hosey.

Eaton County
"Public" Wireless Internet Access

PURPOSE

This policy provides a disclaimer of warranties and limitations of liability regarding public use of Wireless Internet Access provided by the County.

SCOPE

This policy applies to all County facilities.

DEFINITIONS:

- **Band Width:** this is a measure of the amount of information or data that can be sent over a network connection in a given period of time. The broader the bandwidth, the faster the connection.
- **County facility:** represents all county-owned or leased facilities located within Eaton County using technology assets owned by the County or leased through contractual service agreements properly executed by the Board of Commissioners.
- **User:** although Wireless Internet Access is primarily offered for attorneys conducting business in a county facility, the service is open to other "customers" conducting business in a county facility where the service is provided.

POLICY

Wireless Internet Access is provided for use free of charge to Users conducting business in a County facility and is provided on an "as is" and "as available" basis. The County does not warrant that this service will be uninterrupted, error-free, free of viruses or other harmful components, or available in all areas of a County facility.

No information you consider confidential should be transmitted via Wireless Internet access. By using Wireless Internet Access, you agree to be solely responsible for the content of all information you collect and/or disseminate. The County does not control the Users and as such does not guarantee the accuracy, integrity or quality of such third party communications.

By using Wireless Internet Access, Users should be aware that there are security, privacy and confidentiality risks inherent in wireless communications and associated technology and the County does not make any assurances or warranties relating to such risks. By using Wireless Internet Access, Users agree that the County is not liable for any costs or damages, special, incidental or consequential; arising from the use of this service. The County does not control any materials, information, products or services on the Internet beyond the scope of the County's official Web site.

No technical support of any kind, under any circumstances, will be provided to any User trying to use Wireless Internet Access. Upon notification of a failed or failing service by a County department, agency, or court, the County's Information Systems Department's technical support responsibility shall be limited to verifying that network devices, providing Wireless Internet Access, are operational and take corrective action to restore service involving a County technology asset.

Wireless Internet Access at designated areas is provided only as a courtesy and may not be available at any requested time. The County reserves the right to deny or restrict access to any User who abuses Wireless Internet Access, such as excessive bandwidth consumption or using the service for any type of activity or purpose deemed by the County to be unlawful, harassing, abusive, criminal or fraudulent.

We also reserve the right to monitor, intercept and disclose any transmissions using our services and facilities, and to provide User information and records of usage, and other related information under certain circumstances(for example, in response to lawful process, orders, subpoenas, or warrants, or to protect our rights or property) to appropriate authorities. Where transmissions involve attorney-client privilege and/or non-public records disclosure shall be prohibited without a specific court order mandating release.

A copy of this policy shall be posted in County facilities within the general coverage area of Wireless Internet Access and provided to Users upon request.

REVISION HISTORY:

- This policy was approved on 05/21/2008 by the Board of Commissioners. As this is an original policy, it does not supersede any earlier versions.

Carried.

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

RESOLUTION AMENDING THE 2008
EQUALIZATION REPORT

Introduced by the Ways & Means Committee

Commissioner Keefe moved the approval of the following resolution.
Seconded by Commissioner Clarke.

WHEREAS, In compliance with Michigan Compiled Laws, Section 211.34 as amended,
a clerical error was found in the previously adopted Equalization Report.

THEREFORE, BE IT RESOLVED, That the Eaton County Board of Commissioners
hereby amends the previously adopted 2008 Equalization Report for County
Equalization.

Clerical Error

| <u>Unit</u> | <u>Original</u> | <u>Corrected</u> |
|------------------------------|-----------------|------------------|
| <u>Vermontville Township</u> | <u>CEV</u> | <u>CEV</u> |
| Agricultural Class | 28,137,894 | 28,137,902 |

Carried.

M. Frances Fuller
M. Frances Fuller, County Clerk

5-21-08
Date

EATON COUNTY BOARD OF COMMISSIONERS

May 21, 2008

**RESOLUTION TO APPROVE AN
APPLICATION FOR A FARMLAND AND OPEN SPACE
DEVELOPMENTAL RIGHTS AGREEMENT
(PUBLIC ACT 116 OF 1974, AS AMENDED)**

Introduced by the Ways & Means Committee

Commissioner Keefe moved the approval of the following resolution.
Seconded by Commissioner Baker.

WHEREAS, Durwood and Ardyth Dow filed a Farmland and Open Space Application for property located in Roxand Township with the Eaton County Clerk's Office in March of 2008; and

WHEREAS, this application includes 74.09 acres; and

WHEREAS, the applicant is requesting a 30 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 May 21, 2008, does hereby approve the Farmland and Open Space Application filed by Durwood and Ardyth Dow for property located in Roxand Township. Carried.

M. Frances Fuller
M. Frances Fuller, County Clerk

5-21-08
Date

RESOLUTION NO. 08-5-57

COUNTY OF EATON

STATE OF MICHIGAN

**RESOLUTION TO AUTHORIZE PLEDGE OF COUNTY OF EATON'S
FULL FAITH AND CREDIT FOR EATON COUNTY DRAIN BONDS
(DELTA SECTION 17 DRAINAGE DISTRICT)**

Minutes of a regular meeting of the Board of Commissioners of the County of Eaton, Michigan, held in the County Building, 1045 Independence Boulevard, Charlotte, Michigan, on the 21st day of May, 2008, at 7:00 p.m. Local Time.

PRESENT: Commissioners: Hosey, MacDowell, Abed, Strachan, Pearl-Wright,
Farhat, Freeman, Forell, Keefe, Luna, Baker, Barr, Clarke, Peters, Brehler.

ABSENT: Commissioners: None

The following preamble and resolution were offered by Commissioner Keefe and supported by Commissioner Clarke :

WHEREAS, the Eaton County Drain Commissioner has undertaken proceedings for the improvement of the Delta Section 17 Drain under the provisions of Chapter 8 of the Drain Code of 1956, as amended, being Act 40 of the Public Acts of Michigan of 1956, as amended ("Act 40"), pursuant to a petition filed with the Eaton County Drain Commissioner; and

WHEREAS, the Drain Commissioner intends to authorize and provide, by order, for the issuance by the Delta Section 17 Drainage District (the "Drainage District") of bonds (the "Bonds") in the aggregate principal amount of \$1,900,000, in anticipation of the collection of an equal amount of special assessments against property and public corporations in the Drainage District; said special assessments having been duly confirmed as provided in Act 40; and

WHEREAS, the proposed Bonds of the Drainage District are to be designated "Drainage Bonds, Series 2008," and will bear interest at a rate not exceeding 6% per annum; and

WHEREAS, the Drain Commissioner deems it advisable and necessary to obtain from this Board a resolution consenting to the pledge of the full faith and credit of the County on the Bonds;
and

WHEREAS, the improvements to said Drain are necessary to protect and preserve the public health and therefore it is in the best interest of the County of Eaton that the Bonds be sold.

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

1. Pursuant to the authorization provided in Section 276 of Act 40, and in accordance with the Eaton County Board of Commissioners' Full Faith and Credit Policy adopted by the Board of Commissioners, the County Board of Commissioners does hereby irrevocably pledge the full faith and credit of the County of Eaton for the prompt payment of the principal of and interest on the Bonds, and does agree that in the event that the property owners or public corporations in the County of Eaton shall fail or neglect to account to the County Treasurer of the County of Eaton for the amount of any special assessment installment and interest (in anticipation of which the Bonds are issued), when due, then the amount thereof shall be immediately advanced from County funds, and the County Treasurer is directed to immediately make such advancement to the extent necessary.

2. In the event that, pursuant to said pledge of full faith and credit, the County of Eaton advances out of County funds, all or any part of said installment and interest, it shall be the duty of the County Treasurer and the County Drain Commissioner, for and on behalf of the County of Eaton, to take all actions and proceedings and pursue all remedies permitted or authorized by law for the reimbursement of such sums so paid.

3. The County Controller and County Drain Commissioner are each hereby separately authorized and directed to execute and file on behalf of the County and/or Drainage District any necessary application or request for exception, necessary or required by Act 40 or the Revised

Municipal Finance Act, Act 34 of the Public Acts of Michigan of 2001, as amended, for the issuance of the Bonds.

4. All resolutions and parts of resolutions in conflict herewith shall be and the same are hereby rescinded.

YEAS: Commissioners: Hosey, MacDowell, Abed, Strachan, Pearl-Wright, Farhat, Freeman, Forell, Keefe, Luna, Baker, Barr, Clarke, Peters, Brehler.

NAYS: Commissioners: None

ABSTAIN: Commissioners: None

RESOLUTION DECLARED ADOPTED.

Fran Fuller
Fran Fuller
County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF EATON)

I, Fran Fuller, the duly qualified and acting Clerk of the County of Eaton, 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 thereof held on the 21st day of May, 2008, 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, Public Acts of Michigan, 1976, as amended, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have affixed my official signature this 21st day of May, 2008.

Fran Fuller
Fran Fuller
County Clerk

RESOLUTION NO. 08-5-58

COUNTY OF EATON

STATE OF MICHIGAN

RESOLUTION TO APPROVE CONTINUING DISCLOSURE AGREEMENT

Minutes of a regular meeting of the Board of Commissioners of the County of Eaton, Michigan, held in the County Building, 1045 Independence Boulevard, Charlotte, Michigan, on the 21st day of May, 2008, at 7:00 p.m. Local Time.

PRESENT: Commissioners: Hosey, MacDowell, Abed, Strachan, Pearl-Wright, Farhat, Freeman, Forell, Keefe, Luna, Baker, Barr, Clarke, Peters, Brehler.

ABSENT: Commissioners: None

The following preamble and resolution were offered by Commissioner Keefe and supported by Commissioner Freeman :

WHEREAS, the Eaton County Drain Commissioner has undertaken proceedings for the improvement of the Delta Section 17 Drain under the provisions of Chapter 8 of the Drain Code of 1956, as amended, being Act 40 of the Public Acts of Michigan of 1956, as amended ("Act 40"), pursuant to a petition filed with the Eaton County Drain Commissioner; and

WHEREAS, the Drain Commissioner intends to authorize and provide, by order (the "Bond Authorizing Order"), for the issuance by the Delta Section 17 Drainage District (the "Drainage District") of bonds (the "Bonds") in the aggregate principal amount of \$1,900,000, in anticipation of the collection of an equal amount of special assessments against property and public corporations in the Drainage District; said special assessments having been duly confirmed as provided in Act 40; and

WHEREAS, by prior resolution of this Board of Commissioners, the County has consented to the pledge of the County's full faith and credit of the County for repayment of the Bonds; and

WHEREAS, in conjunction with the issuance of the Bonds by the Drain Commissioner for the Drainage District and the County's full faith and credit pledge for the Bonds, it is necessary that the County enter into a written undertaking in accordance with SEC Rule 15c2-12 (the "Rule"); and

WHEREAS, in evidence thereof a proposed Continuing Disclosure Agreement (Obligated Person) (the "Undertaking"), in the form attached hereto as Exhibit A, has been presented to the Board of Commissioners.

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

1. The County, acting by and through its Board of Commissioners, hereby covenants and agrees, for the benefit of the holders of the Bonds, to execute the Undertaking in substantially the form attached hereto as Exhibit A, as the written undertaking of the County required by the Rule and to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. This Undertaking shall be enforceable by the holders of the Bonds in the manner set forth therein and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds.

2. The Undertaking is hereby approved in the form presented to the Board of Commissioners, and the County Treasurer is hereby authorized and directed to execute the Undertaking and deliver the same for and on behalf of the County in conjunction with the delivery of the Bonds in accordance with the Bond Authorizing Order, together with such additions and deletions as said officer deems to be appropriate and in the best interest of the County (in such number of counterparts as may be desirable).

EXHIBIT A
FORM OF CONTINUING DISCLOSURE AGREEMENT

CONTINUING DISCLOSURE AGREEMENT (OBLIGATED PERSON)

DELTA SECTION 17 DRAINAGE DISTRICT
COUNTY OF EATON
STATE OF MICHIGAN

\$1,900,000.
DRAIN BONDS, SERIES 2008

This Continuing Disclosure Agreement (the "Agreement") is executed and delivered by the County of Eaton (the "County") pursuant to a resolution adopted May 21, 2008, by the Board of Commissioners of the County in connection with the issuance by the Delta Section 17 Drainage District, County of Eaton, Michigan (the "Issuer"), of its \$1,900,000 Drain Bonds, Series 2008, dated as of June __, 2008 (the "Bonds"). The County covenants and agrees as follows:

SECTION 1. Purpose of the Disclosure Agreement.

(a) This Agreement is being executed and delivered by the County with respect to the Bonds for the benefit of the Bondholders and in order to assist the Participating Underwriters in complying with the Rule.

(b) In consideration of the purchase and acceptance of any and all of the Bonds by those who shall hold the same or shall own beneficial ownership interests therein from time to time, this Agreement shall be deemed to be and shall constitute a contract between the County and the Bondholders from time to time of the Bonds, and the covenants and agreements herein set forth to be performed on behalf of the County shall be for the benefit of the Bondholders of any and all of the Bonds.

(c) The County acknowledges that this Agreement does not address the scope of any application of Rule 10b-5 promulgated by the SEC pursuant to the 1934 Act to the Annual Financial Information or notices of the Listed Events provided or required to be provided by the County pursuant to this Agreement.

(d) As of the date of delivery of the Bonds to the initial purchaser thereof, the County is an obligated person (within the meaning of the Rule) with respect to more than \$10,000,000 in aggregate amount of outstanding municipal securities, including the Bonds and excluding those securities permitted to be exempted pursuant to Section (d)(2)(i) of the Rule.

SECTION 2. DEFINITIONS. In addition to the capitalized terms defined elsewhere in this Agreement, the following capitalized terms shall have the following meanings in this Agreement:

"Annual Financial Information" shall mean any Annual Financial Information provided by the County pursuant to, and as described in, Sections 3 and 4 of this Agreement.

"Bond Counsel" shall mean nationally recognized legal counsel in municipal securities law.

3. The Undertaking, as presented to the Board of Commissioners on this date, shall be kept on file at the office of the County Clerk for public inspection together with a certified copy of this resolution.

4. All resolutions or parts of resolutions in conflict herewith shall be and the same are hereby rescinded.

YEAS: Commissioners: Hosey, MacDowell, Abed, Strachan, Pearl-Wright, Farhat, Freeman, Forell, Keefe, Luna, Baker, Barr, Clarke, Peters, Brehler.

NAYS: Commissioners: None

ABSTAIN: Commissioners: None

RESOLUTION DECLARED ADOPTED.

Fran Fuller
Fran Fuller
County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF EATON)

I, Fran Fuller, the duly qualified and acting Clerk of the County of Eaton, 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 thereof held on the 21st day of May, 2008, 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, Public Acts of Michigan, 1976, as amended, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have affixed my official signature this 21st day of May, 2008.

Fran Fuller
Fran Fuller
County Clerk

“Bond Resolution” shall mean collectively the orders duly issued by the Eaton County Drain Commissioner on behalf of the Issuer authorizing the issuance, sale and delivery of the Bonds.

“Bondholder” means the registered owner of a Bond or any person which (a) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bonds (including any person holding Bonds through nominees, depositories or other intermediaries), or (b) is treated as the owner of any Bond for federal income tax purposes.

“Dissemination Agent” shall mean the County, or any successor Dissemination Agent designated as such in writing by the County and which has filed with the County a written acceptance of such designation, and such agent’s successors and assigns.

“GAAP” shall mean generally accepted accounting principles, as such principles are prescribed, in part, by the Financial Accounting Standards Board and modified by the Government Accounting Standards Board and Act 2 of the Public Acts of Michigan of 1968, as amended, in effect from time to time.

“Listed Events” shall mean any of the events listed in Section 5(a) of this Agreement.

“MSRB” shall mean the Municipal Securities Rulemaking Board.

“National Repository” shall mean any Nationally Recognized Municipal Securities Information Repository for purposes of the Rule. The National Repositories approved by the SEC as of the date of this Agreement are set forth below:

Bloomberg Municipal Repository
100 Business Park Drive
Skillman, NJ 08558
Phone: (609) 279-3225
Fax: (609) 279-5962
<http://www.bloomberg.com/markets/rates/municontacts.html>
Email: Munis@Bloomberg.com

DPC Data Inc.
One Executive Drive
Fort Lee, NJ 07024
Phone: (201) 346-0701
Fax: (201) 947-0107
<http://www.munifilings.com>
Email: nrmsir@dpcdata.com

Interactive Data Pricing and Reference Data, Inc.
Attn: NRMSIR
100 William Street, 15th Floor
New York, NY 10038
Phone: 212-771-6999; 800-689-8466
Fax: 212-771-7390
<http://www.interactivedata-prd.com>
Email: NRMSIR@interactivedata.com

Standard & Poor's Securities Evaluations, Inc.
55 Water Street
45th Floor
New York, NY 10041
Phone: (212) 438-4595
Fax: (212) 438-3975
<http://www.disclosuredirectory.standardandpoors.com>
Email: nrmsir_repository@sandp.com

"1934 Act" shall mean the Securities Exchange Act of 1934, as amended.

"Official Statement" shall mean the final Official Statement for the Bonds dated _____, 2008.

"Participating Underwriter" shall mean any of the original underwriters of the Bonds required to comply with the Rule in connection with the offering of the Bonds.

"Repository" shall mean each National Repository and each State Repository.

"Rule" shall mean Rule 15c2-12 promulgated by the SEC pursuant to the 1934 Act, as the same may be amended from time to time, together with all interpretive guidance or other official interpretations or explanations thereof that are promulgated by the SEC.

"SEC" shall mean the Securities and Exchange Commission.

"State" shall mean the State of Michigan.

"State Repository" shall mean any public or private repository or entity designated by the State as a state information repository for the purpose of the Rule and recognized as such by the SEC. As of the date of this Agreement, the only State Repository is the following:

Municipal Advisory Council of Michigan
1445 First National Building
Detroit, Michigan 48226-3517
Tel: (313) 963-0420
Fax: (313) 963-0943
e-mail for filings: jackie@macmi.com
Internet address: <http://www.macmi.com>

SECTION 3. PROVISION OF ANNUAL FINANCIAL INFORMATION.

(a) Each year, the County shall provide, or shall cause the Dissemination Agent to provide, not later than six months after the last day of the County's preceding fiscal year, commencing with the County's Annual Financial Information for the County's fiscal year ending September 30, 2008, after such materials are available, to each Repository, Annual Financial Information for the preceding fiscal year which is consistent with the requirements of Section 4(a) of this Agreement, and in the event of an amendment or waiver, the requirements of Section 8 of this Agreement. Not later than fifteen (15) business days prior to said date, the County shall provide the

Annual Financial Information to the Dissemination Agent (if other than the County). In each case, the Annual Financial Information may be submitted as a single document or as separate documents comprising a package, and may include by specific reference other information as provided in Section 4 of this Agreement; provided, however, that if the audited financial statements of the County are not available by the respective deadlines for filing the Annual Financial Information, they shall be provided when and if available, and unaudited financial statements in a format similar to the audited financial statements most recently prepared for the County shall be included in the Annual Financial Information.

(b) If the County is unable to provide to the Repository Annual Financial Information by the dates required in subsection (a), the County shall send a notice in a timely manner to the MSRB and to the State Repository in substantially the form attached as Exhibit A.

(c) As of the date of this Agreement, the fiscal year of the County commences on October 1 and ends on September 30. If the fiscal year of the County changes after the date of this Agreement, the County shall send a notice of such change to the MSRB and to the State Repository in substantially the form attached as Exhibit B. If such change will result in the County's fiscal year ending on a date later than the ending date prior to such change, the County shall provide notice of such change to the MSRB and to the State Repository on or prior to the deadline for filing the Annual Financial Information in effect when the County operated under its prior fiscal year. Such notice may be provided along with the Annual Financial Information, provided that it is filed at or prior to the deadline described above.

(d) The Dissemination Agent shall:

(1) determine each year prior to the dates for providing the Annual Financial Information the name and address of each Repository; and

(2) if the Dissemination Agent is other than the County, file a report with the County certifying that the Annual Financial Information has been provided pursuant to this Agreement, stating the date it was provided and listing all the State Repositories and persons to which it was provided.

(e) In connection with providing the Annual Financial Information, the Dissemination Agent (if other than the County) is not obligated or responsible under this Agreement to determine the sufficiency of the content of the Annual Financial Information for purposes of the Rule or any other state or federal securities law, rule, regulation or administrative order.

SECTION 4. CONTENT OF ANNUAL FINANCIAL INFORMATION.

(a) The County's Annual Financial Information shall include, at a minimum, that financial information and operating data which is customarily prepared by the County and is publicly available, and shall contain or include by reference the following:

(1) Audited financial statements of the County for its most recently completed fiscal year, prepared in accordance with GAAP with such changes as may be required from time to time in accordance with state law; and

(2) The most recent financial information and operating data relating to the County contained in the Official Statement under the following captions: ["History of Property

Valuations,” “Analysis of Taxable Value,” “Major Taxpayers,” “Tax Rates (Per \$1,000 of Taxable Value),” “Tax Rate Limitations,” “Tax Levies and Collections,” “Industrial Facilities Tax,” and “General Fund – Fund Balance,” and “Debt Statement.”]

Any or all of the items listed above may be included by specific reference to other documents, including official statements of debt issues of the County or related public entities, which previously have been provided to each Repository or filed with the SEC. If the document included by specific reference is a final official statement, it must be available from the MSRB. The County shall clearly identify each such other document so included by reference.

SECTION 5. REPORTING OF SIGNIFICANT EVENTS.

(a) The County covenants to provide, or cause to be provided, notice of the occurrence of any of the following events with respect to the Bonds, if material, in a timely manner and in accordance with the Rule:

- (1) principal and interest payment delinquencies;
- (2) non-payment related defaults;
- (3) unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) substitution of credit or liquidity providers, or their failure to perform;
- (6) adverse tax opinions or events affecting the tax-exempt status of the Bonds;
- (7) modifications to rights of Bondholders;
- (8) bond calls;
- (9) defeasances;
- (10) release, substitution, or sale of property securing repayment of the securities; and
- (11) rating changes.

(b) Whenever the County obtains knowledge of the occurrence of a Listed Event, the County shall as soon as possible determine if such event would be material under applicable federal securities laws.

(c) If the County determines in the exercise of its best judgment in good faith that the occurrence of a Listed Event would be material under applicable federal securities laws, the County shall promptly cause a notice of the occurrence of a Listed Event, determined to be material in accordance with the Rule, to be filed with the MSRB and with the State Repository together with a material event notice cover sheet substantially in the form attached as Exhibit C. In connection with providing a notice of the occurrence of a Listed Event described in Section 5(a)(9) above, the County shall include in the notice explicit disclosure as to whether the Bonds have been escrowed to maturity or escrowed to call, as well as appropriate disclosure of the timing of maturity or call.

(d) The County acknowledges that the “rating changes” referred to above in Section 5(a)(11) of this Agreement may include, without limitation, any change in any rating on the Bonds or other indebtedness for which the County is liable, or on any indebtedness for which the State is liable.

(e) The County acknowledges that it is not required to provide a notice of a Listed Event with respect to credit enhancement when the credit enhancement is added after the primary offering

of the Bonds, the County neither applied for nor participated in obtaining such credit enhancement, and such credit enhancement is not described in the Official Statement.

SECTION 6. TERMINATION OF REPORTING OBLIGATION.

(a) The County's obligations under this Agreement shall terminate upon the legal defeasance of the Bond Resolution or by the prior redemption or payment in full of all of the Bonds.

(b) This Agreement, or any provision hereof, shall be null and void in the event that the County (i) receives an opinion of Bond Counsel, addressed to the County, to the effect that those portions of the Rule, which require such provisions of this Agreement, do not or no longer apply to the Bonds, whether because such portions of the Rule are invalid, have been repealed, amended or modified, or are otherwise deemed to be inapplicable to the Bonds, as shall be specified in such opinion, and (ii) delivers notice to such effect to the State Repository and the MSRB.

SECTION 7. DISSEMINATION AGENT. The County, from time to time, may appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Agreement, and may discharge any such Dissemination Agent, with or without appointing a successor Dissemination Agent.

SECTION 8. AMENDMENT. Notwithstanding any other provision of this Agreement, this Agreement may be amended, and any provision of this Agreement may be waived to the effect that:

- (i) if the amendment relates to the provisions of Section 3(a), 4 or 5(a), it may only be made in connection with a change in circumstances that arises from a change in legal requirements, a change in law or a change in the identity, nature or status of the County or the types of business in which the County is engaged;
- (ii) this Agreement as so amended or taking into account such waiver, would have complied with the requirements of the Rule at the time of the primary offering of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances, in the opinion of Bond Counsel; and
- (iii) such amendment or waiver does not materially impair the interests of the Bondholders, in the opinion of Bond Counsel.

In the event of any amendment to, or waiver of a provision of, this Agreement, the County shall describe such amendment or waiver in the next Annual Financial Information, and shall include a narrative explanation of the reason for the amendment or waiver. In particular, if the amendment or waiver results in a change to the annual financial information required to be included in the Annual Financial Information pursuant to Section 4 of this Agreement, the first Annual Financial Information that contains the amended operating data or financial information shall explain, in narrative form, the reasons for the amendment and the impact of such change in the type of operating data or financial information being provided. In addition, if the annual financial information required to be provided in the Annual Financial Information can no longer be generated because the operations to which it related have been materially changed or discontinued, a statement to that effect shall be included in the first Annual Financial Information that does not include such information. If the amendment or waiver involves a change in the accounting principles to be followed in preparing financial statements as set forth in Section 4, the Annual Financial Information

for the year in which the change is made shall present a comparison between the financial statements or information prepared based on the new accounting principles and those prepared based on the former accounting principles. The comparison shall include a qualitative discussion of such differences and the impact of the changes on the presentation of the financial information. To the extent reasonably feasible, the comparison shall also be quantitative. A notice of the change in the accounting principles shall be sent by the County to each National Repository or to the MSRB, and to the State Repository.

SECTION 9. ADDITIONAL INFORMATION. Nothing in this Agreement shall be deemed to prevent the County from disseminating any other information, using the means of dissemination set forth in this Agreement or any other means of communication, or including any other information in any Annual Financial Information or notice of occurrence of a Listed Event, in addition to that which is required by this Agreement. If the County chooses to include any information in any Annual Financial Information or notice of occurrence of a Listed Event in addition to that which is specifically required by this Agreement, the County shall have no obligation under this Agreement to update such information or include it in any future Annual Financial Information or notice of occurrence of a Listed Event.

SECTION 10. DEFAULT. In the event of a failure of the County or the Dissemination Agent (if other than the County) to comply with any provision of this Agreement, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance by court order, to cause the County to comply with its obligations under this Agreement, but no person or entity shall be entitled to recover monetary damages under any circumstances. A default under this Agreement shall not be deemed an event of default under the Bond Resolution or the Bonds, and the sole remedy under this Agreement in the event of any failure of the County to comply with the Agreement shall be an action to compel performance.

SECTION 11. DUTIES OF DISSEMINATION AGENT. The Dissemination Agent shall have only such duties as are specifically set forth in this Agreement.

SECTION 12. BENEFICIARIES. This Agreement shall inure solely to the benefit of the County, the Issuer, the Dissemination Agent, the Participating Underwriters, and the Bondholders and shall create no rights in any other person or entity.

SECTION 13. ADDITIONAL DISCLOSURE OBLIGATIONS. The County acknowledges and understands that other state and federal laws, including, without limitation, the Securities Act of 1933, as amended, and Rule 10b-5 promulgated by the SEC pursuant to the 1934 Act, may apply to the County, and that under some circumstances compliance with this Agreement, without additional disclosures or other action, may not fully discharge all duties and obligations of the County under such laws.

SECTION 14. TRANSMISSION OF INFORMATION AND NOTICES. Unless otherwise required by law or this Agreement, and, in the sole determination of the County or the Dissemination Agent, as applicable, subject to technical and economic feasibility, the County or the Dissemination Agent, as applicable, shall employ such methods of information and notice transmission as shall be requested or recommended by the herein designated recipients of such information and notices.

SECTION 15. OBLIGATED PERSONS. The Issuer, the County, the County of Norvell, Eaton County, Michigan, and the County of Cambridge, Lenawee County, Michigan, are the only obligated persons (with the meaning of the Rule) with respect to the Bonds.

SECTION 16. GOVERNING LAW. This Agreement shall be construed and interpreted in accordance with the laws of the State, and any suits and actions arising out of this Agreement shall be instituted in a court of competent jurisdiction in the State. Notwithstanding the foregoing, to the extent this Agreement addresses matters of federal securities laws, including the Rule, this Agreement shall be construed and interpreted in accordance with such federal securities laws and official interpretations thereof.

Dated: June __, 2008

COUNTY OF EATON

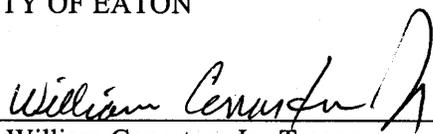
By: 
William Conarton, Jr., Treasurer

EXHIBIT A

**NOTICE TO THE STATE REPOSITORY OF
FAILURE TO FILE ANNUAL FINANCIAL INFORMATION**

Name of Issuer: Delta Section 17 Drainage District , County of Eaton, Michigan

Name of Bond Issue: \$1,900,000 Drain Bonds, Series 2008

Date of Bonds: _____, 2008

NOTICE IS HEREBY GIVEN that the County of Eaton (the "County") has not provided the Annual Financial Information with respect to the above-named Bonds as required by Section 3 of the County's Continuing Disclosure Agreement with respect to the Bonds. The County anticipates that the Annual Financial Information will be filed by _____, 200__.

COUNTY OF EATON

By: _____

Its: _____

Dated: _____, _____

EXHIBIT B

**NOTICE TO THE STATE REPOSITORY
OF CHANGE IN COUNTY'S FISCAL YEAR**

Name of Issuer: Delta Section 17 Drainage District , County of Eaton, Michigan

Name of Bond Issue: \$1,900,000 Drain Bonds, Series 2008

Date of Bonds: _____, 2008

NOTICE IS HEREBY GIVEN that the County's fiscal year has changed. Previously, the County's fiscal year ended on September 30. It now ends on _____.

COUNTY OF EATON

By: _____

Its: _____

Dated: _____, _____

EXHIBIT C

MATERIAL EVENT NOTICE COVER SHEET

This cover sheet and material event notice should be sent to the Municipal Securities Rulemaking Board and the State Repository pursuant to Securities and Exchange Commission Rule 15c2-12(b)(5)(i)(C) and (D).

Issuer's and/or other Obligated Person's Name: _____

Issuer's Six-Digit CUSIP Number(s): _____

_____ or Nine-Digit CUSIP Number(s) to which this material event notice relates: _____

Number of pages of attached material event notice: _____

Description of Material Events Notice (Check One):

- 1. _____ Principal and interest payment delinquencies
- 2. _____ Non-payment related defaults
- 3. _____ Unscheduled draws on debt service reserves reflecting financial difficulties
- 4. _____ Unscheduled draws on credit enhancements reflecting financial difficulties
- 5. _____ Substitution of credit or liquidity providers, or their failure to perform
- 6. _____ Adverse tax opinions or events affecting the tax-exempt status of the security
- 7. _____ Modifications to rights of securities holders
- 8. _____ Bond calls
- 9. _____ Defeasances
- 10. _____ Release, substitution, or sale of property securing repayment of the securities
- 11. _____ Rating changes
- 12. _____ Failure to provide annual financial information as required
- 13. _____ Other material event notice (specify) _____

I hereby represent that I am authorized by the County or its agent to distribute this information publicly:

Signature: _____

Name: _____ Title: _____

Employer: _____

Address: _____

City, State, Zip Code: _____

Voice Telephone Number: (_____) _____

Please print the material event notice attached to this cover sheet in 10-point type or larger. The cover sheet and notice may be faxed to the MSRB at (703) 683-1930. Contact the MSRB at (202) 223-9503 with questions regarding this form or the dissemination of this notice.

h:\jkw\cln\delta section 17 drain drainage district.34100\drain bonds (2007).31472\bond docs\cda-res-county.doc

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

**RESOLUTION TO APPROVE
MEDICAL CARE FACILITY EXPANSION
BUILDING AUTHORITY PROJECT BOND COUNSEL**

Introduced by the Ways and Means Committee

Commissioner Keefe moved the approval of the following resolution.
Seconded by Commissioner Barr.

WHEREAS, the Board of Commissioners approved a Full Faith and Credit Policy on February 16, 2005; and

WHEREAS, that Policy provides for the services of a Project Bond Counsel for any project that requires the full faith and credit of the County; and

WHEREAS, the County Treasurer has prepared and distributed bid packages for Bond Counsel services for the Medical Care Facility Expansion Building Authority Project; and

WHEREAS, these bids (attached), were received and have been reviewed by the Ways and Means Committee.

NOW, THEREFORE, BE IT RESOLVED, that the following firm be awarded the Bond Counsel designation for the Medical Care Facility Expansion Building Authority Project:

- Axe & Ecklund (in the amount of \$4,750, plus \$500 out of pocket expenses); and

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

| MEDICAL CARE FACILITY EXPANSION PROJECT | | | | | | |
|---|--|----------------|---------------------|--------------------------------------|----------|---------------------|
| | | | | | 04/21/08 | |
| | | LEAD ATTORNEY | YEARS OF EXPERIENCE | # OF SIMILAR ISSUES IN 1 YEAR PERIOD | COST | ADDITIONAL COST |
| AXE & ECKLUND | | JOHN AXE | 27 | 4 | \$4,750 | \$500 OUT OF POCKET |
| DYKEMA GOSSETT | | JAMES KIEFER | 22 | 3 | \$15,500 | NONE |
| THE THRUN GROUP | | PAT BERARDO | 36 | 0 | \$19,500 | NONE |
| DICKINSON WRIGHT | | TERRY DONNELLY | 28 | 2 | \$22,000 | \$300 OUT OF POCKET |

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

**RESOLUTION AUTHORIZING THE USE OF DEBIT CARDS
FOR PAYMENTS RECEIVED BY THE COUNTY CLERK/REGISTER OF DEEDS**

Introduced by the Ways and Means Committee

Commissioner Keefe moved the approval of the following resolution.
Seconded by Commissioner Baker.

WHEREAS, the Public Act 280 of 1995 authorizes the acceptance of payment by financial transaction devices for taxes, assessments and fees collected by the County, provided the same is authorized by the Board of Commissioners; and

WHEREAS, VitalChek Network, Inc. offers a service in which citizens can make payments by debit card for an additional fee that is assessed to the cardholder;

WHEREAS, the County Clerk/Register of Deeds has entered into an agreement with VitalChek Network, Inc. to offer this payment option at no cost to the County; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners authorizes the acceptance of payment by debit card for all fees and transactions of the County Clerk and Register of Deeds; and

BE IT FURTHER RESOLVED, that the County Treasurer and County Controller are designated as responsible for determining the type of financial transaction devices that may be accepted and to institute appropriate measures to insure that the debit cards are valid. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

**RESOLUTION TO SUBMIT TO A VOTE OF THE ELECTORATE
A JUVENILE MILLAGE REAUTHORIZATION QUESTION**

Introduced by the Ways and Means Committee

Commissioner Keefe moved the approval of the following resolution.
Seconded by Commissioner Hosey.

WHEREAS, the Board of Commissioners desires to continue funding to detain and house delinquent juveniles and protective services for abused and neglected children and to continue and improve prevention and treatment programs for such juveniles and children; and

WHEREAS, the Board of Commissioners wants to provide financial stability necessary for sound planning through a continuation millage.

NOW, THEREFORE BE IT RESOLVED, that the following question be submitted to a vote of the electorate of Eaton County in the primary election to be held August 5, 2008.

JUVENILE MILLAGE AUTHORIZATION QUESTION

Shall the previously voted increase in the tax limitation and levy imposed under the Michigan Constitution by the County of Eaton be renewed in an amount not to exceed 0.35 mill (\$0.35 on each \$1,000 dollars of taxable value) against all taxable real and tangible personal property within the County of Eaton for a period of (5) five years, 2009 to 2013, inclusive, for the purposes of continued funding of detaining and housing Eaton County juveniles who are delinquent, to provide protective services for abused and neglected children, and to operate new and existing prevention and treatment programs for such juveniles and children? If approved and levied in full, this millage will raise an estimated \$1,218,497 for juvenile housing and programs during the first calendar year of the levy based on taxable value. A small portion of the revenue collected (approximately \$17,301 in 2009) may be required to be distributed to Downtown Development Authorities, Tax Increment Financing Authorities, Local Development Financing Authorities and Brownfield Redevelopment Financing Authorities established in the cities of Charlotte, Eaton Rapids, Grand Ledge, Potterville and Olivet.

YES [] NO []

BE IT FURTHER RESOLVED, that this question is hereby certified to the County Clerk; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to cause this proposed question to be stated on the August 5, 2008 ballot and to be prepared and distributed in the manner required by law. Carried.

EATON COUNTY BOARD OF COMMISSIONERS**MAY 21, 2008**

**RESOLUTION TO APPROVE
2007/2008 GENERAL FUND BUDGET AMENDMENTS
Introduced by the Ways and Means Committee**

Commissioner Keefe moved the approval of the following resolution.
Seconded by Commissioner Baker.

WHEREAS, the Eaton County 2007/2008 Appropriations Act of September 19, 2007 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 2007/2008 Eaton County Budget:

PROBATE COURT - 148

| | | |
|----------|------------------|----------|
| Increase | Overtime | \$ 8,000 |
| Decrease | Salaries Regular | \$ 8,000 |

To increase overtime due to vacancy of Deputy Probate Register.

COUNTY CLERK - 215

| | | |
|----------|--------------------|----------|
| Increase | Salaries Temporary | \$ 4,002 |
| Decrease | Salaries Regular | \$ 4,002 |

To increase salaries temporary to hire temporary clerical while employee on leave with savings from salaries regular.

MSU EXTENSION - 257

| | | |
|----------|-------------------------|-----------|
| Increase | Contractual Services | \$ 46,401 |
| Increase | Local Unit Contribution | \$ 46,401 |

To increase contractual services for position funded through an agreement with Barry-Eaton Health Department for 0 - 3 Secondary Prevention Services.

SHERIFF CORRECTIONS - 302

| | | |
|----------|------------------|----------|
| Increase | Sick Pay | \$ 3,419 |
| Decrease | Salaries Regular | \$ 3,419 |

To increase sick pay for retirement payout.
Carried.

EATON COUNTY BOARD OF COMMISSIONERS

MAY 21, 2008

**RESOLUTION TO APPROVE
2007/2008 SPECIAL REVENUE FUND BUDGET AMENDMENTS
Introduced by the Ways and Means Committee**

Commissioner Keefe moved the approval of the following resolution.
Seconded by Commissioner Luna.

WHEREAS, the Eaton County 2007/2008 Appropriations Act of September 19, 2007 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 2007/2008 Eaton County Budget:

CENTRAL DISPATCH TRAINING FUND - 263

| | | |
|----------|------------------------|-----------|
| Increase | Training | \$ 10,000 |
| Increase | Travel | \$ 3,500 |
| Increase | Fund Balance Carryover | \$ 13,500 |

To increase Training and Travel line-items for prior year ETSC funding allocations.

LOCAL C.O. TRAINING FUND - 265

| | | |
|----------|------------------------|-----------|
| Increase | Overtime | \$ 14,796 |
| Increase | Social Security | \$ 1,132 |
| Increase | Fund Balance Carryover | \$ 15,928 |

To increase overtime and fringe for OSSI public safety system training.

SHERIFF RESERVE FUND - 266

| | | |
|----------|-------------|----------|
| Increase | Vehicle | \$ 9,500 |
| Decrease | Contingency | \$ 9,500 |

To increase vehicle line-item for purchase of used vehicle for command from Sheriff Reserve Contingency Fund.

DRUG COURT - 271

| | | |
|----------|-------------------------|-----------|
| Increase | Health Insurance | \$ 10,149 |
| Decrease | Health Insurance Waiver | \$ 800 |
| Increase | Fund Balance Carryover | \$ 9,349 |

To increase Health Insurance line-item for employee re-enrolling in County health insurance plan.

COMMUNITY PROSECUTION - 272

| | | |
|----------|------------------------|-----------|
| Increase | Salaries Temporary | \$ 17,176 |
| Increase | Fund Balance Carryover | \$ 17,176 |

To establish budget for salaries temporary line-item. Carried.