

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2010

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, October 20, 2010.

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

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

Commissioner Baker gave the invocation.

Roll call. Commissioners present; Mike Hosey, Blake Mulder, Theresa Abed, Carol Strachan, Jeanne Pearl-Wright, Leo Farhat, Glenn Freeman, John Forell, Linda Keefe, Art Luna, Daryl Baker, Dale Barr, Roger Harris, Joseph Brehler. Commissioners absent; Denise Clarke.

Chairman Brehler asked for additions or corrections to the agenda. Commissioner Keefe removed item #4 and added item #7 a resolution to Approve Renewal of Workers Compensation Administrative Contract to the Ways and Means Committee Report.

Commissioner Hosey moved the agenda be approved as amended. Seconded by Commissioner Barr. Carried.

Commissioner Baker moved the minutes of September 7th and 15th, 2010 be approved as presented. Seconded by Commissioner Luna. Carried.

Communication.

1/ Notification from the Drain Commissioners Office of the completion of the 2010 Special Assessment Drain Rolls.

Public Comment.

Charlene Wagner, 9415 Nixon Rd., Grand Ledge spoke regarding the EATRAN proposal which is appearing on the November 2, 2010 ballot after it was defeated in August 2010.

Commissioner Pearl-Wright moved William Long be appointed to the Department of Human Services Board for a term expiring 12-31-13. Seconded by Commissioner Freeman. Carried.

Commissioner Pearl-Wright moved the approval of Resolution #10-10-121, To Recognize Homeless Awareness Week, November 14 -20, 2010 in Eaton County and encourage all residents to join in the effort to end homelessness in Michigan in the next several years. Seconded by Commissioner Barr. Carried.

Commissioner Pearl-Wright moved the approval of Resolution #10-10-122, To Support the Application for Federally Qualified Health Center Status by the Barry-Eaton District Health Department. Seconded by Commissioner Farhat. Discussion held. Carried.

Commissioner Luna moved the approval of Resolution #10-10-123, To Approve DCA-10-10-6 a request from Matthew and Katlyn Shaw for a change in land use designation from Local Business (C-1) to Low Density Residential (R-1), for land in Section 11, Sunfield Township. Seconded by Commissioner Hosey. Carried.

Commissioner Luna moved to appoint Chairman Joe Brehler as an Ex-Officio member to the Airport Authority Board. Seconded by Commissioner Harris. Carried.

Commissioner Keefe moved to approve Resolution #10-10-124 To Participate in the Preparation of a Tri-County Region Hazard Mitigation Plan Update. Seconded by Commissioner Strachan. Carried.

Commissioner Keefe moved the approval of Resolution #10-10-125, To Authorize the Use of Credit Cards for Payment of Fees in the Construction Code/Community Development Department. Seconded by Commissioner Baker. Carried.

Commissioner Keefe moved the approval of Document #10-10-126, 2011 Holiday Schedule. Seconded by Commissioner Freeman. Carried.

Commissioner Keefe moved the approval of Resolution #10-10-127, to Approve 2010/2011 Special Revenue Fund Budget Amendments. Seconded by Commissioner Baker. Carried.

Commissioner Keefe moved the approval of claims as audited by the Ways and Means Committee in the amount of \$632,843.18 and to accept the report of previously authorized payments. Seconded by Commissioner Hosey. Carried.

Commissioner Keefe moved to approve Resolution #10-10-128, To Approve Renewal of Workers' Compensation Administration Contract with ASU Risk Management to expire December 31, 2013. Seconded by Commissioner Strachan. Carried.

There were no Public Comments.

Commissioner Comment. Commissioner Harris reported Main St in Eaton Rapids is open again after repairs this summer. He also asked Commissioners to mark their calendars for a February 28, 2011 celebration of the Eaton Rapids Community Library System which is celebrating 135 years.

Chairman Brehler issued an apology for his recent actions which resulted in his arrest. He stated he pled guilty to a charge of impaired driving and will be sentenced in November. He stated he regretted the negative attention his actions brought the Board of Commissioners and the County and apologized to the Commissioners and citizens of the County. Chairman Brehler also thanked those who gave him support with their phone calls and words of encouragement during this time.

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

Chairman Brehler adjourned the meeting to Wednesday, November 17, 2010 at 7:00 PM.

Joseph C. Brehler /MFF
Chairman of the Board of Commissioners

M. Frances Fuller
Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2010

**RESOLUTION TO RECOGNIZE
HOMELESS AWARENESS WEEK,
NOVEMBER 14-20, 2010 IN EATON COUNTY**

Introduced by the Health and Human Services Committee

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

WHEREAS, statistics maintained by the Michigan Coalition Against Homelessness and the Michigan State Housing Development Authority recorded more than 100,000 homeless people in Michigan in 2009; and

WHEREAS, more than 500 households in Eaton County have experienced a housing crisis during the past year; and

WHEREAS, the Eaton County Continuum of Care, a committee of the Eaton County Human Services Collaborative Council, works to coordinate services to the homeless in Eaton County; and

WHEREAS, despite efforts to shorten shelter stays and promote the rapid re-housing of the homeless, the Eaton County Continuum of Care continues to see an increase in the number of households seeking emergency assistance; and

WHEREAS, Homeless Awareness Week is recognized nationally as the week of November 14 – 20, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners hereby designates November 14-20, 2010 as Homeless Awareness Week in Eaton County, and encourages all residents to join in the effort to end homelessness in Michigan in the next several years. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2010

**RESOLUTION TO SUPPORT THE APPLICATION FOR
FEDERALLY QUALIFIED HEALTH CENTER STATUS BY
THE BARRY-EATON DISTRICT HEALTH DEPARTMENT**

Introduced by the Health and Human Services Committee

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

WHEREAS, the Barry-Eaton Health Department has been created pursuant to Michigan Public Health Code (PA 368 of 1978, as amended) ("MPHC") §§ 333.2413, 333.2415 or 333.2421, as applicable; and

WHEREAS, pursuant to MPHC § 333.2433(1), the Health Department has the purpose of endeavoring to prevent disease, prolong life, and promote the public health through organized programs, including the prevention and control of health problems of particularly vulnerable groups and the development of health care facilities and health services delivery systems; and

WHEREAS, pursuant to MPHC §§ 333.2433, and 333.2473 the Health Department must provide or demonstrate the provision of priority health services and may enter into contracts necessary or appropriate to provide such services; and

WHEREAS, primary care for the poor and uninsured has been identified as a priority health service by the State of Michigan; and

WHEREAS, the Health Department will be submitting an application to the U.S. Department of Health and Human Services, Health Resources and Services Administration (HRSA) to become a Federally Qualified Health Center (FQHC) ; and

WHEREAS, if successful, HRSA will provide funding to the Health Department to provide primary care as an FQHC for poor and uninsured individuals who reside within the community; and

WHEREAS, the Eaton County Board of Commissioners seeks ways of providing its' citizens with health care regardless of income level or insurability.

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners fully supports and encourages the Barry-Eaton District Health Department to submit to HRSA an application seeking designation as a FQHC. Carried.

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

#10-10-123

EATON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO APPROVE DCA-10-10-6

**Introduced by the Public Works and Planning Committee
Eaton County**

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, Matthew and Katlyn Shaw, initiated a petition to change the Land Development District (zoning) designation for a parcel at 151 W. Grand Ledge Highway, Section 11, Sunfield Township from Local Business (C-1) to Low Density Residential (R-1); and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on **October 5, 2010**; 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 **October 5, 2010** 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 Matthew and Katlyn Shaw, 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 151 W. Grand Ledge Highway, Section 11, Sunfield Township from Local Business (C-1) to Low Density Residential (R-1);

COM. 24 RODS E OF NW COR. OF SEC. 11, S 40 RODS, E 8 RODS, N 40 RODS, W 8 RODS TO BEG. SEC. 11, T4N,R6W. SUNFIELD TOWNSHIP ACT 25 PA 1978-\$17773 211.27 MCL PA 293 OF 1976 TCV 14,831.

At the regular meeting of the Eaton County Board of Commissioners on **October 20, 2010** the Resolution regarding the approval of said request was adopted.

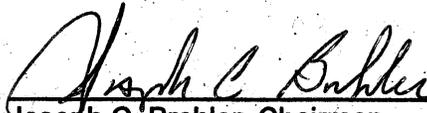
Those voting Aye: Commissioners; Hosey, Mulder, Abed, Strachan, Pearl-Wright, Farhat, Freeman, Forell, Keefe, Luna, Baker, Barr, Harris, Brehler

Those voting Nay: None

Abstention: None

Absent: Commissioner Clarke

Motion carried.



Joseph C. Brehler, Chairman
Eaton County Board of Commissioners

I hereby certify that the above Ordinance amending the Eaton County Land Development Code, which was approved, is a true and correct copy of that recorded in the official minutes of **October 20, 2010** of the Eaton County Board of Commissioners.



M. Frances Fuller, Clerk
Eaton County Board of Commissioners

**EATON COUNTY LAND DEVELOPMENT CODE
ZONING ORDINANCE AMENDMENT DCA-6-10-6**

District Change Amendment DCA-10-10-6 to amend the Zoning District Maps of the Eaton County Land Development Code (zoning ordinance) of Eaton County, as enacted in 1981 pursuant to the provisions of Public Act 110 of 2006, as amended.

An application for a District Change Amendment to change a Land Development District designation on the Official Land Development District Map (Map Amendment) has been submitted by Matthew and Katlyn Shaw to rezone property from Local Business (C-1) to Low Density Residential (R-1) for property located at 151 W. Grand Ledge Highway, Section 11, Sunfield Township, parcel ID# 010-011-100-030-00 and is legally described as:

COM. 24 RODS E OF NW COR. OF SEC. 11, S 40 RODS, E 8 RODS, N 40 RODS, W 8 RODS TO BEG. SEC. 11, T4N,R6W. SUNFIELD TOWNSHIP ACT 25 PA 1978-\$17773 211.27 MCL PA 293 OF 1976 TCV 14,831.

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on **October 5, 2010**; and

WHEREAS, the Eaton County Planning Commission has taken action on **October 5, 2010** to recommend approval of the map amendment:

WHEREAS, after careful consideration of the amendment, the Eaton County Board of Commissioners approved the aforementioned map amendment as follows:

Yeas	<u>14</u>
Nays	<u>0</u>
Abstaining	<u>0</u>
Absent	<u>1</u>

I, M. Frances Fuller, Clerk for the County of Eaton, do hereby certify that the above and foregoing is a true copy of the amendment to the Zoning District Maps of the Eaton County Land Development Code (Zoning Ordinance), as amended and passed by the Eaton County Board of Commissioners on **October 20, 2010**, and now on record in the office of the Clerk of said County.

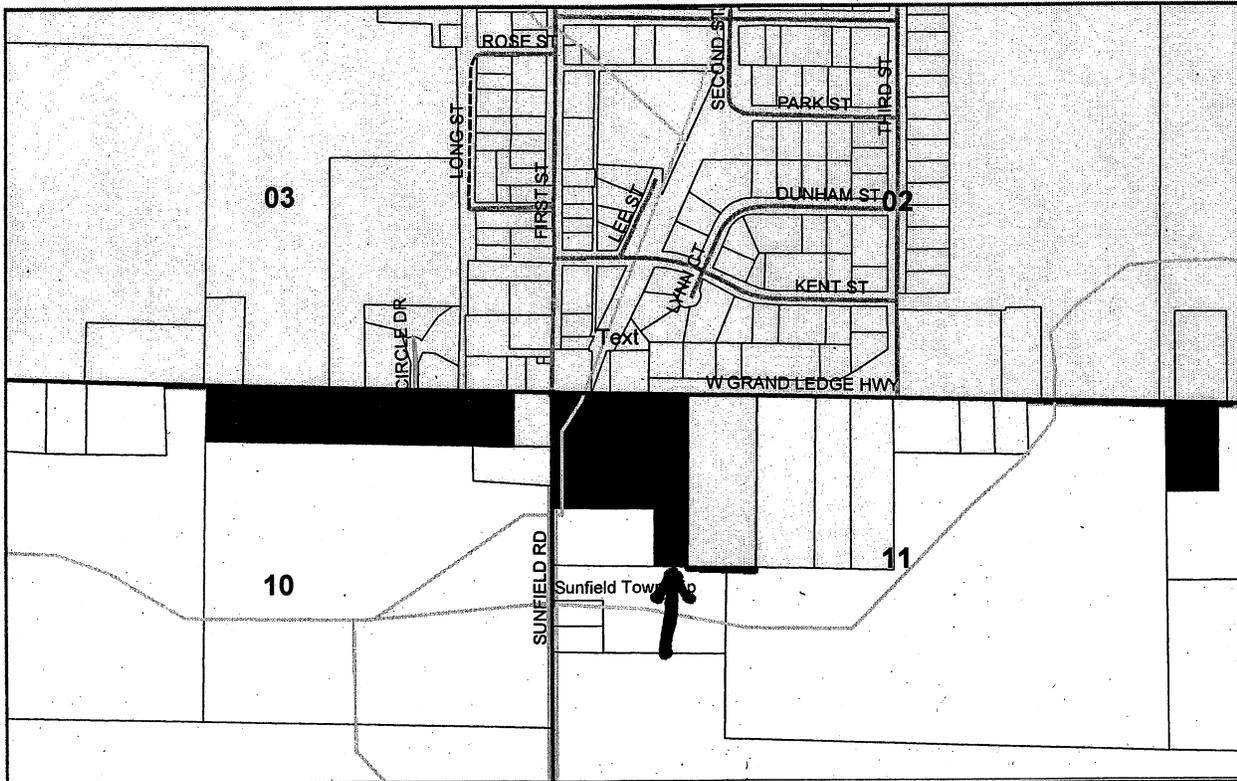
IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of said County at the City of Charlotte, Michigan, the

20th day of Oct, 2010

M. Frances Fuller
M. Frances Fuller, Clerk
Eaton County Board of Commissioners

Joseph C. Brehler
Joseph C. Brehler, Chairman
Eaton County Board of Commissioners

LOCAL BUSINESS DISTRICT (C-1) CHANGED TO LOW DENSITY RESIDENTIAL (R-1)



Eaton County
Community Development
Department

Permit: DCA-10-10-6
Township: Sunfield
Parcel Number: 010-011-100-030-00



Legend

- LA
- R1
- R2
- C1
- C2
- I
- RC
- City_Village_Limits

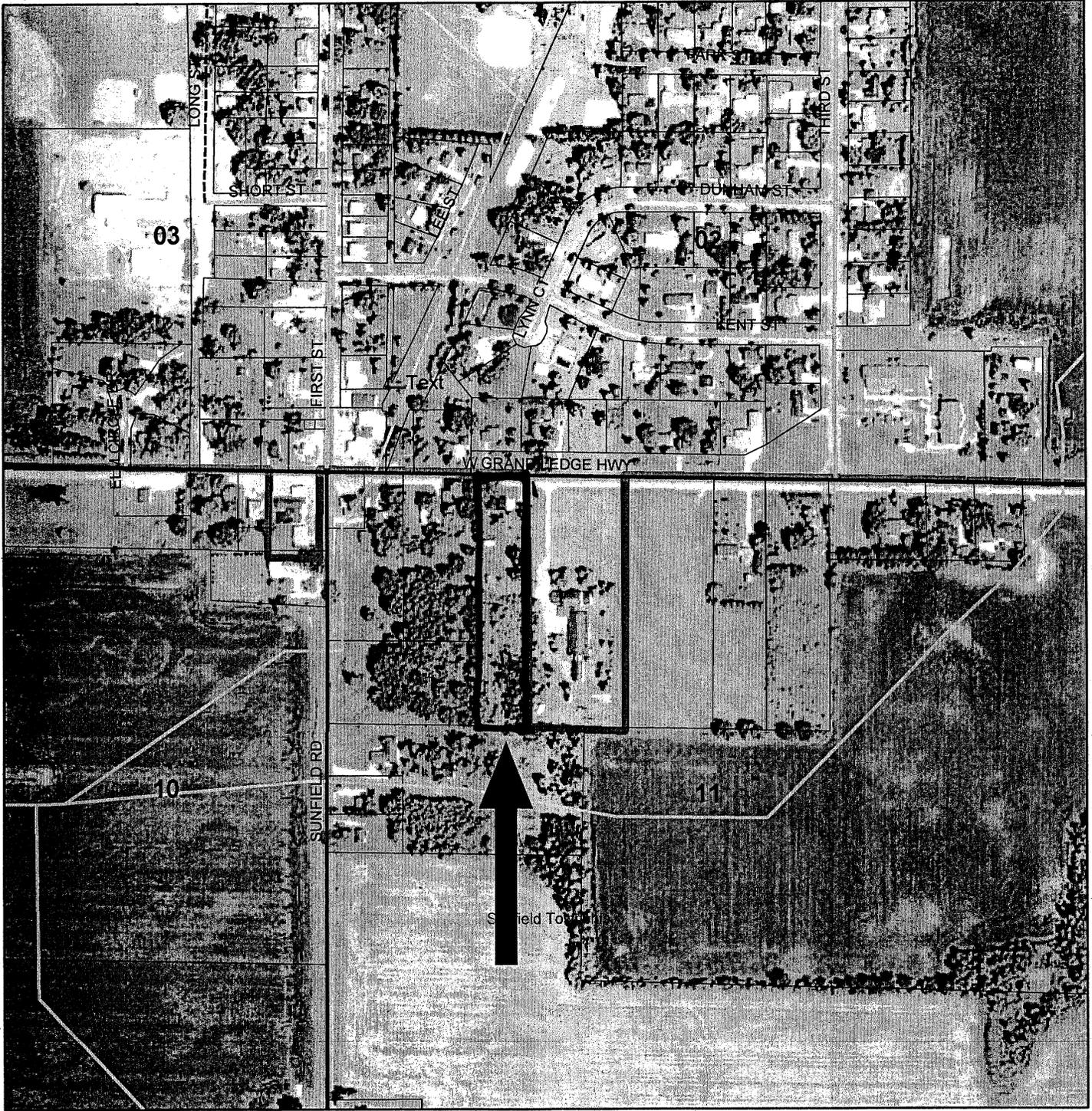
COM. 24 RODS E OF NW COR. OF SEC. 11, S 40 RODS, E 8 RODS, N 40 RODS, W 8 RODS TO BEG. SEC. 11, T4N,R6W. SUNFIELD TOWNSHIP ACT 25 PA 1978-\$17773 211.27 MCL PA 293 OF 1976 TCV 14,831.

Joseph C. Brehler, Chairman
Eaton County Board of Commissioners

M. Frances Fuller, Clerk
Eaton County Board of Commissioners

Date: October 20, 2010

Date: 10-20-10



EATON COUNTY BOARD OF COMMISSIONERS

October 20, 2010

**RESOLUTION TO PARTICIPATE IN THE PREPARATION
OF A TRI-COUNTY REGION HAZARD MITIGATION PLAN UPDATE**

Introduced by the Public Works and Planning Committee

Commissioner Keefe moved the approval of the following resolution.

Seconded by Commissioner Strachan.

WHEREAS, the U.S. Federal Emergency Management Agency (FEMA) will be requiring communities to complete a five year update of local hazard mitigation plans in order to be eligible for FEMA grants for hazard mitigation; and

WHEREAS, the Michigan Department of State Police (MSP), Emergency Management Division, is recommending that communities in Michigan prepare these plan updates; and

WHEREAS, the Emergency Management Coordinators of Clinton County, Eaton County, Ingham County and Delta Township met with representatives of the Tri-County Regional Planning Commission to explore a joint cooperative planning process with the Tri-County Regional Planning Commission for application for the Hazard Mitigation Assistance Funds and subsequent preparation of a Regional Hazard Mitigation Plan update; and

WHEREAS, the unanimous consensus of the Emergency Management Coordinators is to proceed in preparing those plans through a joint cooperative planning process coordinated and staffed by the Tri-County Regional Planning Commission with funding provided by the Michigan State Police and FEMA and a required 25% in matching funds being provided by participating agencies as in-kind services; and

WHEREAS, it is expected that a Regional Hazard Mitigation Grant Application will be submitted to the Michigan State Police on September 24, 2010, and a final grant application to MSP/FEMA on December 3, 2010 and the subsequent planning process will take approximately 12 months, with Ingham County, through mutual agreement of all Emergency Management Coordinators and their respective governments, acting as the contracting agency with MSP and pass-through agency to the Tri-County Regional Planning Commission for the planning funds.

NOW, THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners agrees to participate in the preparation of a Regional Hazard Mitigation Plan for Eaton County and designates the Tri-County Regional Planning Commission as the planning agency responsible for the preparation of the plan with oversight provided by the Michigan State Police, Emergency Management Division, and also designates Ingham County to contract with the Michigan State Police for funding and the Tri-County Regional Planning Commission to prepare the required Hazard Mitigation Plan. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2010

**RESOLUTION AUTHORIZING THE USE OF CREDIT CARDS
FOR
PAYMENT OF FEES – CONSTRUCTION CODE/COMMUNITY DEVELOPMENT**

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 fee collected by the County, provided the same is authorized by the Board of Commissioners; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners authorizes the acceptance of payment by credit card all fees of the Construction Code and Community Development departments:

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 credit cards are valid. Carried.

Commissioner Keefe moved the approval of the following document.
Seconded by Commissioner Freeman.

GENERAL EMPLOYEES

2011 HOLIDAY SCHEDULE

New Year's Day	Friday, December 31, 2010
Martin Luther King Day	Monday, January 17, 2011
President's Day	Monday, February 21, 2011
Memorial Day	Monday, May 30, 2011
Independence Day	Monday, July 4, 2011
Labor Day	Monday, September 5, 2011
Veteran's Day	Friday, November 11, 2011
Thanksgiving Day	Thursday, November 24, 2011
Day After Thanksgiving	Friday, November 25, 2011
Christmas Eve	Friday, December 23, 2011
Christmas Day	Monday, December 26, 2011
New Year's Eve	Friday, December 30, 2011

Carried.

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2010

**RESOLUTION TO APPROVE
2010/2011 SPECIAL REVENUE 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 2010/2011 Appropriations Act of September 15, 2010 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 2010/2011 Eaton County Budget:

RESOURCE RECOVERY – 228

Increase	Local Projects	\$ 11,396
Increase	Fund Balance Carryover	\$ 11,396

To increase budget for the Village of Sunfield local project completion in 2010/11 from 2009/10 budget as recommended by the Public Works and Planning Committee. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 20, 2010

**RESOLUTION TO APPROVE RENEWAL OF
WORKERS' COMPENSATION ADMINISTRATION CONTRACT**

Introduced by the Ways and Means Committee

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

WHEREAS, the County has contracted with ASU Risk Management for administrative services associated with the County's Workers' Compensation program; and

WHEREAS, the contract for these services requires renewal; and

WHEREAS, the proposed renewal will expire December 31, 2013; and

WHEREAS, the annual contractual cost for these services will be \$19,000 annually; and

WHEREAS, the Ways and Means Committee has reviewed and is recommending the approval of the contract renewal.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves the renewal of the contract for administrative services for the County's Workers' Compensation Program expiring December 31, 2013; and

BE IT FURTHER RESOLVED, that the Controller be authorized to sign the necessary contract. Carried.