



EATON COUNTY BOARD OF COMMISSIONERS

DECEMBER 17, 2014

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, December 17, 2014.

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

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

Chairman Mulder gave the invocation.

Roll call. Commissioners present; Michael Hosey, Blake Mulder, Terrance Augustine, Howard T. Spence, James Osieczonek, Jane M. Whitacre, Glenn Freeman, Joseph Brehler, Walter Miars, Roger Eakin, Wayne Ridge, L. Daryl Baker, Dale Barr, Jeremy Whittum, Roger Harris. Commissioners absent: None

Agenda Amendments:

Commissioner Eakin requested the addition to Ways and Means, items #7 - The Resolution to Approve Renewal of Workers' Compensation Administration Contract & #8 - Resolution To Approve a Financial and Human Resources Software License and Subscription Agreement. And requested the elimination of item #4.

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

Commissioner Hosey moved the minutes of November 17, 2014 be approved as presented. Seconded by Commissioner Eakin. Carried.

Communications: Letter from Gloria Kovnot, Grand Ledge, former representative to the Tri-County Office on Aging Advisory Council. (on file)

Public Comment: none

Chairman Mulder moved the approval of the following resolutions:

Resolution of Appreciation for Terri L. Slade #14-12-122

WHEREAS, Terri Slade will retire from Eaton County on December 12, 2014 after 25 years of service; and  
WHEREAS, Terri worked in the Eaton County Trial Courts from November 14, 1989 until her retirement; and  
WHEREAS, Terri has provided dedicated and honorable service to the residents of Eaton County; and  
WHEREAS, the Eaton County Board of Commissioners seeks to recognize and express appreciation for Terri's many years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Terri for years of exceptional service to Eaton County and expresses its best wishes to her in the next chapter of her life; and  
BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 17<sup>th</sup> day of the month of December in the year 2014.

Resolution of Appreciation for Scott W. Martzke #14-12-123

WHEREAS, Scott Martzke will retire from Eaton County on January 14, 2015 after 25 years of service; and

WHEREAS, Scott worked in the Eaton County Central Dispatch from January 15, 1990 until his retirement; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Scott for years of exceptional service to Eaton County and expresses its best wishes to him in the next chapter of his life; and

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 17<sup>th</sup> day of the month of December in the year 2014.

Resolution of Appreciation for Jody D. Miller #14-12-124

WHEREAS, Jody Miller will retire from Eaton County on December 30, 2014 after 18 years of service;  
and

WHEREAS, Jody worked in the Eaton County Trial Courts from August 12, 1996 until her retirement; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Jody for years of exceptional service to Eaton County and expresses its best wishes to her in the next chapter of her life; and

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 17<sup>th</sup> day of the month of December in the year 2014.

Resolution of Appreciation for Dale Barr #14-12-125

WHEREAS, Dale Barr has served for 8 years on the Eaton County Board of Commissioners from 2007 through 2014; and

WHEREAS, Dale has also served on and represented this County on numerous Boards and Commissions focused on human services delivery and substance abuse treatment; and

WHEREAS, Dale can now share more time with his family, as well as being able to increase his time spent on the many community activities that he has always been involved in; and

WHEREAS, throughout his public life Dale has sought to ensure that the County is a better place for future generations both during his career as a school administrator and continuing that legacy during his time on this Commission; and

WHEREAS, the Eaton County Board of Commissioners and the people of Eaton County greatly appreciate the many years of Public Service that Dale has tirelessly given to his community.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners, meeting in regular session this 17<sup>th</sup> day of December, 2014 do commend Dale Barr for a job well done. We wish him well in his new endeavors and thank him for his years of dedicated service to the County; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be signed by the Chairperson of the Board and Clerk of the County; and bear the Seal of the County as well. A copy shall be attached to the permanent records of the County.

Resolution of Appreciation for Daryl Baker #14-12-126

WHEREAS, Daryl Baker has served for 22 years on the Eaton County Board of Commissioners from 1993 to 2014; and

WHEREAS, Daryl served as Vice Chairman of this Commission for the past four years; and

WHEREAS, During his tenure Daryl provided leadership and guidance to this Commission as Chairman of the Public Works and Planning, and Personnel Committees, and

WHEREAS, Daryl also served on and represented this County on numerous Boards and Commissions through his tenure, including the Tri-County Regional Planning Commission, and

WHEREAS, As a member of this Commission and previously as the Mayor of the City of Charlotte, Daryl has dedicated over forty years of public service to his community; and

WHEREAS, Daryl can now share more time with his family, as well as being able to increase his time spent on the many community activities that he has always been involved in; and

WHEREAS, the Eaton County Board of Commissioners and the people of Eaton County greatly appreciate the many years of Public Service that Daryl has tirelessly given to his community.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners, meeting in regular session this 17<sup>th</sup> day of December, 2014 do commend Daryl Baker for a job well done. We wish him well in his new endeavors and thank him for his years of dedicated service to the County; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be signed by the Chairperson of the Board and Clerk of the County; and bear the Seal of the County as well. A copy shall be attached to the permanent records of the County.

Resolution of Appreciation for Delta Township #14-12-127

WHEREAS, Delta Township is one of the Township's located within Eaton County, Michigan; and  
WHEREAS, the University of Michigan Dearborn E-cities program designates deserving cities and townships as 4 and 5 star communities based on their entrepreneurial and economic development efforts and activities; and  
WHEREAS, Delta Township is one of only 5 communities within the State of Michigan to be recognized as "an E-cities 5 Star Top Performing Community" in the State of Michigan in 2014; and  
WHEREAS, Delta Township is the only community within the mid-Michigan region to receive such a prestigious designation of a 5 Star Top Performing Community in 2014; and  
WHEREAS, Delta Township continues to aggressively pursue new and expanded economic development, business, and job opportunities for the residents of Delta Township, Eaton County, and the entire mid-Michigan region on an ongoing basis through a collaborative, regionalized approach to economic development.  
NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners does hereby Recognize with Appreciation and Congratulations the hard work and long-term development vision of the Delta Township Board of Trustees and the employees and residents of the Delta Township community to move forward to provide excellent opportunities for residents and businesses here in mid-Michigan to be successful and move forward to meeting their economic goals, dreams, and aspirations.

Motion to approve the above resolutions was seconded by Commissioner Augustine. Carried.

Commissioner Whittum moved the approval of #14-12-128 Resolution to approve application for Competitive School Safety Program Grant  
WHEREAS, the Michigan State Police, has grant funds available for the Competitive School Safety Program for the period October 1, 2014 through September 30, 2015; and  
WHEREAS, the Sheriff is willing to apply for the grant and coordinate the program, to provide school safety enhancements and improvements for interested school districts within the County; and  
WHEREAS, all school districts with buildings within the County have been invited to participate in the grant application, due January 9, 2015, and are currently assessing their individual needs; and  
WHEREAS, there are no required matching funds.  
NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Sheriff Department be authorized to apply for the Competitive School Safety Program through the Michigan State Police; and  
BE IT FURTHER RESOLVED, that the Controller be authorized to approve any necessary budget amendments to increase expenditures and increase grant revenue if the grant is approved by the State of Michigan; and  
BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or his designee is authorized to sign the necessary documents.

Seconded by Commissioner Barr. Carried.

Commissioner Whittum moved the approval of #14-12-129 Resolution to authorize Sheriff Department to participate in a Regional Homeland Security Grant Application

WHEREAS, the Michigan State Police Emergency Management and Homeland Security Division has grant funds available through the U.S. Department of Homeland Security; and WHEREAS, Ingham County has prepared a grant application on behalf of Region I (including the Counties of Gratiot, Clinton, Shiawassee, Eaton, Ingham, Livingston, Jackson, Hillsdale and Lenawee) and will be acting as the fiduciary for the Region whose allocation is \$1,003,010; and

WHEREAS, the total Eaton County allocation is an amount up to \$51,287; and

WHEREAS, the Region approved a planner assigned to Eaton County to work for the Region in an amount not to exceed \$50,000 through the regional allocation; and

WHEREAS, the Eaton County Sheriff Department has hosted the planner on-site through a contractual services agreement with a local temporary employment agency for the designated grant period and would like to continue through this grant period. Eaton County will pay the local temporary employment agency and submit for reimbursement through the grant process; and

WHEREAS, the grant performance period is August 1, 2014 to April 30, 2017; and

WHEREAS, there are no required matching funds.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves Eaton County's participation in the Region I grant application; and

BE IT FURTHER RESOLVED, that the use of grant funds is contingent upon approval by the Local Planning Team and the Public Safety Committee; and

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

BE IT FURTHER RESOLVED, that the Chairperson or his designee is authorized to sign any necessary documents pertaining to the County's participation.

Seconded by Commissioner Hosey. Carried.

Commissioner Whittum moved the Approval of Inter-local Agreement for local police services - Oneida Township. (on file)

Seconded by Commissioner Harris. Carried.

Commissioner Osieczonek also spoke regarding the proposed Financial and Human Resources Software upgrade License and Subscription Agreement. He also spoke regarding an agreement between county drain office and Technology Services to provide GIS mapping services for the individual drainage districts.

Commissioner Spence requested that it be noted that he does not support such an agreement.

Commissioner Baker moved the approval of #14-12-130 Resolution supporting the participation of Eaton County in the Lansing Regional Brownfields Coalition.

WHEREAS, brownfields are properties such as former industrial sites, closed gas stations, dumps, or other sites that are vacant or underutilized due to contamination, perceived contamination, or blight; and

WHEREAS, the cleanup and revitalization of brownfields can provide many community benefits, including protection of public health and the environment, opportunities for economic development, neighborhood improvement, opportunities for creation of parks and community spaces, opportunities to grow advanced manufacturing, and other benefits; and

WHEREAS, Eaton County faces the challenge of brownfields at many sites throughout the community; and

WHEREAS, the Lansing region that includes the City of Lansing, the City of East Lansing, Clinton County, Eaton County, and Ingham County, seeks to work together in collaboration to revitalize brownfields and secure more resources for redevelopment of these sites for both the individual communities and the broader region; and

WHEREAS, these five local governments desire together to form the "Lansing Regional Brownfields Coalition"; and

WHEREAS, the Lansing Economic Area Partnership (LEAP) is a non-profit economic development entity with members including Eaton County, which is prepared to seek, administer and implement new funding to support the Lansing Regional Brownfields Coalition and its local government participants; and

WHEREAS, the U.S. Environmental Protection Agency (EPA) is now soliciting applications, due December 19, 2014, for brownfields grants including grants of \$600,000 for coalitions of local governments and non-profits, which can be used for assessment and reuse planning at brownfield sites ("EPA Brownfields Assessment grants"); and

WHEREAS, LEAP and the Lansing Regional Brownfields Coalition desires to obtain one of these \$600,000 EPA Brownfields Assessment grants for the benefit of the entire region and its local governments;

LET IT THEREFORE BE RESOLVED that Eaton County is a collaborative partner in the Lansing Regional Brownfields Coalition; and

LET IT BE FURTHER RESOLVED that Eaton County supports the development and submission of an application for an EPA Brownfields Assessment grant by LEAP on behalf of the entire Coalition; and

LET IT BE FURTHER RESOLVED that Eaton County designates the Director of Community Development and Housing Department to work in collaboration with LEAP and the other Coalition members on the development, submission, and implementation of an EPA Brownfields Assessment grant; and

LET IT BE FURTHER RESOLVED that Eaton County will support a designated representative and other interested persons from the community to participate in the "Lansing Regional Brownfields Coalition Task Force", a group of stakeholders meant to advance the region's brownfields revitalization objectives. Carried.

Seconded by Commissioner Eakin. Carried.

Commissioner Baker moved the approval of #14-12-131 Resolution to approve DCA 12-14-03

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, may be amended from time to time by following procedures outlined in Article 13 of the Development Code.

WHEREAS, Eaton County Planning Commission initiated a petition for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension. Amendments are proposed to the following: Article 14 Specific Provisions and Requirements (Sections 14.27 and 14.31); and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on December 2, 2014; and

WHEREAS, the Eaton County Planning Commission found the requested amendment to be consistent with the required findings of fact (Items A through G) contained in Section 13.6 of the Eaton County Land Development Code; and

WHEREAS, the Eaton County Planning Commission has taken action on December 2, 2014 to recommend the adoption of the ordinance amendments for reasons stated at the meeting.

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 Eaton County Planning Commission for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension to Article 14 Specific Provisions and Requirements (Sections 14.27 and 14.31).

Seconded by Commissioner Hosey. Carried.

Commissioner Baker moved the approval of #14-12-132 Resolution to approve Resource Recovery Collection Contracts 2015-2016

WHEREAS, the County is charged by the Public Act 451, Part 115, as amended, Eaton County Solid Waste Management Plan Update of February 1999 to enhance the separation, collection, and utilization of materials to increase the percentage of the solid waste stream diverted; and,

WHEREAS, the County Department of Resource Recovery operates a household hazardous waste collection program, an electronic waste collection program, and a household battery collection program, which divert potentially hazardous materials from improper disposal; and,

WHEREAS, the Public Works and Planning Committee reviewed proposals received and recommendations of the Resource Recovery Department for two-year contracts from January 1, 2015 through December 31, 2016; and

WHEREAS, The ERG Environmental Services agreed to recycle all household hazardous waste brought to Eaton County collection sites per Federal and State guidelines and in accordance with the proposals submitted to the Department of Resource Recovery; and

WHEREAS, Vintage Tech, LLC agreed to recycle all electronic waste brought to Eaton County collection sites per Federal and State guidelines and in accordance with the proposals submitted to the Department of Resource Recovery; and

WHEREAS, Battery Solutions, LLC agreed to recycle all household batteries brought to Eaton County collection sites per Federal and State guidelines and in accordance with the proposals submitted to the Department of Resource Recovery; and

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners approves the recommended contracts, with ERG Environmental Services for household hazardous waste, Vintage Tech, LLC for electronic waste and Battery Solutions, LLC for household batteries for the period of January 1, 2015 through December 31, 2016; and BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners is authorized to sign any necessary contract documents.

Seconded by Commissioner Barr. Carried.

Commissioner Eakin moved the approval of the 2015 Personnel Policy Amendments #14-12-138. (on file)

WHEREAS, the Board of Commissioners has adopted a Personnel Policy for employees; and

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

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the attached revisions to the Personnel Policy, effective January 1, 2015, as presented.

Seconded by Commissioner Baker. Nays: Brehler, Freeman. Carried.

Commissioner Eakin moved the approval #14-12-133 Resolution to Approve Interim Operating Agreement for the Operation of the Youth Facility  
WHEREAS, the Board previously adopted an agreement to allow the Youth Facility to continue to be operated under the direction of the Family Division of the Circuit Court; and  
WHEREAS, such agreement expires December 31, 2014; and  
WHEREAS, the Ways and Means Committee has reviewed the operation of the Youth Facility over the past year and feels that it should remain under the operation of the Family Division of the Circuit Court.

NOW THEREFORE BE IT RESOLVED, that the Agreement be extended for another year to expire on December 31, 2015. Prior to such time, it will be reviewed again by the Ways and Means Committee.

Seconded by Commissioner Ridge. Discussion held. Carried.

Commissioner Eakin moved the approval #14-12-134 Resolution to Amend Jail Security System Upgrade Project and Financing Proposal.

WHEREAS, the Eaton County Board of Commissioners approved a Jail Security System Upgrade Project on November 19, 2014 Resolution #14-11-120; and

WHEREAS, the total amount of the project and financing approval included the Security System and did not include the video visitation component; and

WHEREAS, the total amount of the jail security project including the video visitation will not exceed \$432,062; and

WHEREAS, Government Capital Corporation is providing seven-year financing at 3.323% interest; and

NOW, THEREFORE, BE IT RESOLVED, that the Public Safety Committee and the Ways and Means Committee recommend approval of this amended project; and

BE IT FURTHER RESOLVED, that the Ways and Means Committee also recommends approval of a seven (7) year financing contract with Government Capital Corporation at an interest rate of 3.323% in an amount not to exceed \$474,730. The first payment will be scheduled for April 1, 2015; and

BE IT FURTHER RESOLVED, that the Installment Purchase Agreement dated as of December 17, 2014 by and between Eaton County and Black Creek Integrated Systems Corporation is designated by Eaton County as a "qualified tax exempt obligation" for the purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended and reasonably expects that it will not issue more than \$10,000,000 in tax exempt obligations in calendar year 2014; and

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

Seconded by Commissioner Baker. Carried.

Commissioner Eakin moved the approval of #14-12-135 Resolution to Approve 2014/2015 Budget Amendments.

WHEREAS, the Eaton County 2014/2015 Appropriations Act of September 17, 2014 states that any amendment to increase a salary and/or a Capital Outlay line-item in excess of \$2,500.00 or any amendment to increase the total budget of any fund or department in excess of \$2,500.00 shall be amended by the Board of Commissioners, except that any amendment to decrease the General Fund Contingency shall be approved by the Board of Commissioners; and

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

NOW, THEREFORE BE IT RESOLVED, that the following budget amendments be approved and added to the 2014/2015 Eaton County Budget:

GENERAL FUND

CONTROLLER - 223

Increase	Contractual	\$ 20,000
Decrease	Contingency	\$ 20,000

To increase contractual for diversity and inclusion training for all employees.

CAPITAL OUTLAY - 901

Increase	Capital Equipment	\$ 98,839
Decrease	Contingency	\$ 63,839
Decrease	Fund Balance Carryover	\$ 35,000

To increase Capital Outlay for the purchase of in-car and body worn cameras.

TRANSFERS OUT - 999

Increase	Transfers-Out Computer Fund	\$ 109,740
Decrease	Contingency	\$ 109,740

To increase transfers-out for the upgrade of the Financial and Human Resource software.

SPECIAL REVENUE FUNDS

CENTRAL DISPATCH - 261

Increase	Capital Outlay	\$ 147,500
Increase	Fund Balance Carryover	\$ 147,500

To increase the Capital Outlay budget for two capital projects (Bellevue Repeater Site and Mulliken Tower) not completed in the 2013/2014 Budget

JAIL MILLAGE - 281

Increase	Capital Outlay	\$ 10,000
Increase	Fund Balance Carryover	\$ 10,000

Increase capital outlay from grant funding received last year to purchase jail equipment.

COMPUTER FUND - 298

Increase	Computer Equipment	\$ 109,740
Increase	Transfers In	\$ 109,740

To increase Computer Equipment for upgrade of the Financial and Human Resource software.

Seconded by Commissioner Osieczonek. Carried.

Commissioner Eakin moved the approval of the claims and purchases of \$454,332.86  
Seconded by Commissioner Brehler. Carried.

Commissioner Eakin moved the approval #14-12-136 The Resolution to Approve  
Renewal of Workers' Compensation Administration Contract (on file)  
Seconded by Commissioner Freeman. Carried.

Commissioner Eakin moved the approval #14-12-137 Resolution Financial and  
Human Resources software.

WHEREAS, the County has utilized New World Systems financial and human resources software for over 28 years; and  
WHEREAS, the Controller's Office is recommending the upgrade of the software to better serve the needs of the County; and  
WHEREAS, New World Systems has provided a quote in the amount of \$219,480 for implementation services to be paid equally over the 2014/2015 and 2015/2016 fiscal years with the cost of the software provided through subscription services over a 10 year period for \$63,360 annually from 12/1/15 through 11/30/20 and \$66,192 annually from 12/1/20 through 11/30/25; and  
WHEREAS, the Information Technology and Communications Committee and Ways and Means Committee recommend approval of the software upgrade with the proposed pricing; and  
NOW, THEREFORE, BE IT RESOLVED, that a software license and subscription agreement be approved and signed between Eaton County and New World Systems as proposed; and  
BE IT FURTHER RESOLVED, that the Controller be authorized to sign the necessary agreements.

Seconded by Commissioner Hosey. Carried

Public Comment: Undersheriff Cook expressed gratitude to the Board for its support of the Jail Security project as well as other public safety projects such as the replacement of the in-car video system and deputy body-worn cameras.

Commissioner Comment:

Commissioner Eakin recognized Claudine Hannold, Director of Community Development, for assistance with Windsor Township zoning research. Commissioner Freeman advised that the Meals on Wheels food program would be closed through the holidays. He commended the Sheriff Department for its generosity in providing gifts for Eaton County persons in need. Commissioner Osieczonek stated that it was an honor to serve with Commissioners Barr and Baker on the Board. Commissioner Whittum announced that he is a new member of the Eaton County Palliative Care board. Commissioner Spence also said he appreciated serving with Commissioners Barr and Baker. Commissioner Spence also noted recent grants awarded to Delta Township and City of Grand Ledge through the Natural Resources Trust Fund. Commissioner Spence also discussed the federal surplus equipment program reported in the media and pending regulations regarding inmate telephone commissions which could affect the county budget.

Chairman Mulder adjourned the meeting to Wednesday January 5, 2015 at 7:00 p.m.

*Blake Mulder*

---

Blake Mulder  
Chairman of the Board of Commissioners

*Diana Bosworth*

---

Diana Bosworth  
Clerk of the Board of Commissioners

**EATON COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION OF APPRECIATION FOR  
TERRI L. SLADE  
COURT RECORDER**

**December 17, 2014**

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

**WHEREAS**, Terri Slade will retire from Eaton County on December 12, 2014 after 25 years of service; and

**WHEREAS**, Terri worked in the Eaton County Trial Courts from November 14, 1989 until her retirement; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners does hereby thank Terri for years of exceptional service to Eaton County and expresses its best wishes to her in the next chapter of her life; and

**BE IT FURTHER RESOLVED**, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 17<sup>th</sup> day of the month of December in the year 2014. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION OF APPRECIATION FOR  
SCOTT W. MARTZKE  
DISPATCHER**

**December 17, 2014**

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

**WHEREAS**, Scott Martzke will retire from Eaton County on January 14, 2015 after 25 years of service; and

**WHEREAS**, Scott worked in the Eaton County Central Dispatch from January 15, 1990 until his retirement; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners does hereby thank Scott for years of exceptional service to Eaton County and expresses its best wishes to him in the next chapter of his life; and

**BE IT FURTHER RESOLVED**, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 17<sup>th</sup> day of the month of December in the year 2014. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION OF APPRECIATION FOR  
JODY D. MILLER  
DEPUTY PROBATE REGISTER**

**December 17, 2014**

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

**WHEREAS**, Jody Miller will retire from Eaton County on December 30, 2014 after 18 years of service; and

**WHEREAS**, Jody worked in the Eaton County Trial Courts from August 12, 1996 until her retirement; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners does hereby thank Jody for years of exceptional service to Eaton County and expresses its best wishes to her in the next chapter of her life; and

**BE IT FURTHER RESOLVED**, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 17<sup>th</sup> day of the month of December in the year 2014. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**DECEMBER 17, 2014**

**RESOLUTION OF APPRECIATION FOR DALE BARR**

**Introduced by Commissioner Blake Mulder**

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

**WHEREAS**, Dale Barr has served for 8 years on the Eaton County Board of Commissioners from 2007 through 2014; and

**WHEREAS**, Dale has also served on and represented this County on numerous Boards and Commissions focused on human services delivery and substance abuse treatment; and

**WHEREAS**, Dale can now share more time with his family, as well as being able to increase his time spent on the many community activities that he has always been involved in; and

**WHEREAS**, throughout his public life Dale has sought to ensure that the County is a better place for future generations both during his career as a school administrator and continuing that legacy during his time on this Commission; and

**WHEREAS**, the Eaton County Board of Commissioners and the people of Eaton County greatly appreciate the many years of Public Service that Dale has tirelessly given to his community.

**NOW, THEREFORE, BE IT RESOLVED**, that the Eaton County Board of Commissioners, meeting in regular session this 17<sup>th</sup> day of December, 2014 do commend Dale Barr for a job well done. We wish him well in his new endeavors and thank him for his years of dedicated service to the County; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be signed by the Chairperson of the Board and Clerk of the County; and bear the Seal of the County as well. A copy shall be attached to the permanent records of the County. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**DECEMBER 17, 2014**

**RESOLUTION OF APPRECIATION FOR DARYL BAKER**

**Introduced by Commissioner Blake Mulder**

Commissioner Mulder moved the approval for the following resolution. Seconded by Commissioner Augustine.

**WHEREAS**, Daryl Baker has served for 22 years on the Eaton County Board of Commissioners from 1993 to 2014; and

**WHEREAS**, Daryl served as Vice Chairman of this Commission for the past four years; and

**WHEREAS**, During his tenure Daryl provided leadership and guidance to this Commission as Chairman of the Public Works and Planning, and Personnel Committees, and

**WHEREAS**, Daryl also served on and represented this County on numerous Boards and Commissions through his tenure, including the Tri-County Regional Planning Commission, and

**WHEREAS**, As a member of this Commission and previously as the Mayor of the City of Charlotte, Daryl has dedicated over forty years of public service to his community; and

**WHEREAS**, Daryl can now share more time with his family, as well as being able to increase his time spent on the many community activities that he has always been involved in; and

**WHEREAS**, the Eaton County Board of Commissioners and the people of Eaton County greatly appreciate the many years of Public Service that Daryl has tirelessly given to his community.

**NOW, THEREFORE, BE IT RESOLVED**, that the Eaton County Board of Commissioners, meeting in regular session this 17<sup>th</sup> day of December, 2014 do commend Daryl Baker for a job well done. We wish him well in his new endeavors and thank him for his years of dedicated service to the County; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be signed by the Chairperson of the Board and Clerk of the County; and bear the Seal of the County as well. A copy shall be attached to the permanent records of the County. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**December 17, 2014**

**RESOLUTION TO RECOGNIZE AND STATE APPRECIATION AND  
CONGRATULATIONS TO THE DELTA TOWNSHIP BOARD OF TRUSTEES AND  
THE ECONOMIC DEVELOPMENT EMPLOYEES AND RESIDENTS OF DELTA  
TOWNSHIP FOR DELTA TOWNSHIP BEING RECOGNIZED AS A "FIVE STAR TOP  
PERFORMING COMMUNITY" IN THE STATE OF MICHIGAN**

**Introduced by the Information Technology and Communication Committee**

Commissioner Mulder moved for the approval of the following resolution. Seconded by Commissioner Augustine.

**WHEREAS**, Delta Township is one of the Township's located within Eaton County, Michigan; and

**WHEREAS**, the University of Michigan Dearborn E-cities program designates deserving cities and townships as 4 and 5 star communities based on their entrepreneurial and economic development efforts and activities; and

**WHEREAS**, Delta Township is one of only 5 communities within the State of Michigan to be recognized as "an E-cities 5 Star Top Performing Community" in the State of Michigan in 2014; and

**WHEREAS**, Delta Township is the only community within the mid-Michigan region to receive such a prestigious designation of a 5 Star Top Performing Community in 2014; and

**WHEREAS**, Delta Township continues to aggressively pursue new and expanded economic development, business, and job opportunities for the residents of Delta Township, Eaton County, and the entire mid-Michigan region on an ongoing basis through a collaborative, regionalized approach to economic development.

**NOW, THEREFORE, BE IT RESOLVED**, that the Eaton County Board of Commissioners does hereby Recognize with Appreciation and Congratulations the hard work and long-term development vision of the Delta Township Board of Trustees and the employees and residents of the Delta Township community to move forward to provide excellent opportunities for residents and businesses here in mid-Michigan to be successful and move forward to meeting their economic goals, dreams, and aspirations. Carried

**EATON COUNTY BOARD OF COMMISSIONERS**

**December 17, 2014**

**RESOLUTION TO APPROVE APPLICATION FOR  
COMPETITIVE SCHOOL SAFETY PROGRAM GRANT**

**Introduced by the Public Safety Committee**

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

**WHEREAS**, the Michigan State Police, has grant funds available for the Competitive School Safety Program for the period October 1, 2014 through September 30, 2015; and

**WHEREAS**, the Sheriff is willing to apply for the grant and coordinate the program, to provide school safety enhancements and improvements for interested school districts within the County; and

**WHEREAS**, all school districts with buildings within the County have been invited to participate in the grant application, due January 9, 2015, and are currently assessing their individual needs; and

**WHEREAS**, there are no required matching funds.

**NOW, THEREFORE, BE IT RESOLVED**, that the Eaton County Sheriff Department be authorized to apply for the Competitive School Safety Program through the Michigan State Police; and

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

**BE IT FURTHER RESOLVED**, that the Chairperson of the Board of Commissioners or his designee is authorized to sign the necessary documents. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**DECEMBER 17, 2014**

**RESOLUTION TO AUTHORIZE SHERIFF DEPARTMENT TO  
PARTICIPATE IN A REGIONAL HOMELAND SECURITY  
GRANT APPLICATION**

**Introduced by the Public Safety Committee**

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

**WHEREAS**, the Michigan State Police Emergency Management and Homeland Security Division has grant funds available through the U.S. Department of Homeland Security; and

**WHEREAS**, Ingham County has prepared a grant application on behalf of Region I (including the Counties of Gratiot, Clinton, Shiawassee, Eaton, Ingham, Livingston, Jackson, Hillsdale and Lenawee) and will be acting as the fiduciary for the Region whose allocation is \$1,003,010; and

**WHEREAS**, the total Eaton County allocation is an amount up to \$51,287; and

**WHEREAS**, the Region approved a planner assigned to Eaton County to work for the Region in an amount not to exceed \$50,000 through the regional allocation; and

**WHEREAS**, the Eaton County Sheriff Department has hosted the planner on-site through a contractual services agreement with a local temporary employment agency for the designated grant period and would like to continue through this grant period. Eaton County will pay the local temporary employment agency and submit for reimbursement through the grant process; and

**WHEREAS**, the grant performance period is August 1, 2014 to April 30, 2017; and

**WHEREAS**, there are no required matching funds.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners approves Eaton County's participation in the Region I grant application; and

**BE IT FURTHER RESOLVED**, that the use of grant funds is contingent upon approval by the Local Planning Team and the Public Safety Committee; and

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

**BE IT FURTHER RESOLVED**, that the Chairperson or his designee is authorized to sign any necessary documents pertaining to the County's participation. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**December 17, 2014**

**RESOLUTION SUPPORTING THE PARTICIPATION OF  
EATON COUNTY IN THE LANSING REGIONAL BROWNFIELDS COALITION**

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

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

**WHEREAS**, brownfields are properties such as former industrial sites, closed gas stations, dumps, or other sites that are vacant or underutilized due to contamination, perceived contamination, or blight; and

**WHEREAS**, the cleanup and revitalization of brownfields can provide many community benefits, including protection of public health and the environment, opportunities for economic development, neighborhood improvement, opportunities for creation of parks and community spaces, opportunities to grow advanced manufacturing, and other benefits; and

**WHEREAS**, Eaton County faces the challenge of brownfields at many sites throughout the community; and

**WHEREAS**, the Lansing region that includes the City of Lansing, the City of East Lansing, Clinton County, Eaton County, and Ingham County, seeks to work together in collaboration to revitalize brownfields and secure more resources for redevelopment of these sites for both the individual communities and the broader region; and

**WHEREAS**, these five local governments desire together to form the “Lansing Regional Brownfields Coalition”; and

**WHEREAS**, the Lansing Economic Area Partnership (LEAP) is a non-profit economic development entity with members including Eaton County, which is prepared to seek, administer and implement new funding to support the Lansing Regional Brownfields Coalition and its local government participants; and

**WHEREAS**, the U.S. Environmental Protection Agency (EPA) is now soliciting applications, due December 19, 2014, for brownfields grants including grants of \$600,000 for coalitions of

local governments and non-profits, which can be used for assessment and reuse planning at brownfield sites (“EPA Brownfields Assessment grants”); and

**WHEREAS**, LEAP and the Lansing Regional Brownfields Coalition desires to obtain one of these \$600,000 EPA Brownfields Assessment grants for the benefit of the entire region and its local governments;

**LET IT THEREFORE BE RESOLVED** that Eaton County is a collaborative partner in the Lansing Regional Brownfields Coalition; and

**LET IT BE FURTHER RESOLVED** that Eaton County supports the development and submission of an application for an EPA Brownfields Assessment grant by LEAP on behalf of the entire Coalition; and

**LET IT BE FURTHER RESOLVED** that Eaton County designates the Director of Community Development and Housing Department to work in collaboration with LEAP and the other Coalition members on the development, submission, and implementation of an EPA Brownfields Assessment grant; and

**LET IT BE FURTHER RESOLVED** that Eaton County will support a designated representative and other interested persons from the community to participate in the “Lansing Regional Brownfields Coalition Task Force”, a group of stakeholders meant to advance the region’s brownfields revitalization objectives. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**December 17, 2014**

**RESOLUTION TO APPROVE DCA-12-14-3**

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

**Commission Baker moved the approval of the following resolution. Seconded by Commissioner Hosey.**

**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, may be amended from time to time by following procedures outlined in Article 13 of the Development Code.

**WHEREAS,** Eaton County Planning Commission initiated a petition for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension. Amendments are proposed to the following: Article 14 Specific Provisions and Requirements (Sections 14.27 and 14.31); and

**WHEREAS,** the Eaton County Planning Commission held a duly advertised and noticed public hearing on **December 2, 2014;** and

**WHEREAS,** the Eaton County Planning Commission found the requested amendment to be consistent with the required findings of fact (Items A through G) contained in Section 13.6 of the Eaton County Land Development Code; and

**WHEREAS,** the Eaton County Planning Commission has taken action on **December 2, 2014** to recommend the adoption of the ordinance amendments for reasons stated at the meeting.

**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 Eaton County Planning Commission for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension to Article 14 Specific Provisions and Requirements (Sections 14.27 and 14.31).

At the regular meeting of the Eaton County Board of Commissioners on December 17, 2014 the Resolution regarding the approval of said request was adopted.

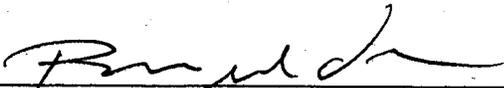
Those voting Aye: Hosey, Augustine, Spence, Osieczonek, Whitacre, Freeman, Brehler, Miars, Eakin, Ridge, Baker, Whittum, Harris and Mulder

Those voting Nay: None

Abstention: None

Absent: None

Motion carried.

  
\_\_\_\_\_  
Blake Mulder, 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 December 17, 2014 of the Eaton County Board of Commissioners.

  
\_\_\_\_\_  
Diana Bosworth, Clerk  
Eaton County Board of Commissioners



**EATON COUNTY COMMUNITY DEVELOPMENT DEPARTMENT**  
**1045 INDEPENDENCE BLVD.**  
**CHARLOTTE, MI 48813**  
**(517) 543-3689 Fax:(517) 543-9924**

---

---

**MEMORANDUM**

**TO: PUBLIC WORKS AND PLANNING**

**FROM: EATON COUNTY COMMUNITY DEVELOPMENT DEPARTMENT,  
CLAUDINE WILLIAMS**

**DATE: December 10, 2014**

**DCA-12-14-3:** Request by Eaton County Planning Commission for a Comprehensive Amendment to the Eaton County Land Development Code (Zoning Ordinance) to clarify the intent, update language and improve comprehension. Amendments are proposed to the following: Article 14 Specific Provisions and Requirements (amend Sections 14.27 and 14.31)

On December 2, 2014 the Eaton County Planning Commission recommended approval of DCA-12-14-3 to the Eaton County Board of Commissioners for their review and consideration. Seven (7) Planning Commission members were in attendance and all voted in favor of the amendment. One comment, in favor of the amendment, was received.

Proposed changes to Article 14.27 are to improve clarification and application processes and to exempt government owned entity towers from location and collocation requirements. Changes to Article 14.31 are proposed to be in compliance with State of Michigan regulations per PA 207 of 1941 as amended.

**EATON COUNTY LAND DEVELOPMENT CODE**  
**ZONING ORDINANCE AMENDMENT DCA-12-14-3**

**District Change Amendment DCA-12-14-3 to amend the 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 for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension. Amendments are proposed to the following: Article 14 Specific Provisions and Requirements (Sections 14.27 and 14.31).

**WHEREAS**, the Eaton County Planning Commission held a duly advertised and noticed public hearing on **December 2, 2014**; and

**WHEREAS**, the Eaton County Planning Commission has taken action on **December 2, 2014** to recommend approval of the text amendment:

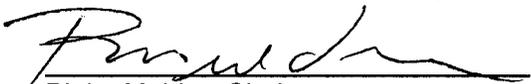
**WHEREAS**, after careful consideration of the amendment, the Eaton County Board of Commissioners approved the aforementioned text amendment as follows:

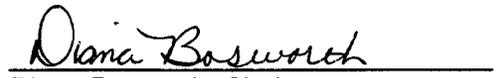
Yeas 15  
Nays None  
Abstaining None  
Absent None

I, Diana Bosworth, Clerk for the County of Eaton, do hereby certify that the above and foregoing is a true copy of the amendment to the Eaton County Land Development Code (Zoning Ordinance), as amended and passed by the Eaton County Board of Commissioners on **December 17, 2014**, 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

17th day of December 2014

  
Blake Mulder, Chairman  
Eaton County Board of Commissioners

  
Diana Bosworth, Clerk  
Eaton County Board of Commissioners

**DCA-12-14-3 PROPOSED TEXT AMENDMENTS**  
**TO THE EATON COUNTY LAND DEVELOPMENT CODE**

Additions shown in ***bold italic print*** and deletions are shown by ~~strikeout print~~.

The following District Change Amendment, DCA-12-14-3, is proposed to the Eaton County Land Development Code (Zoning Ordinance) to clarify its intent, to improve its comprehension and to be compliant with State of Michigan regulations. The proposed amendments are as follows:

ARTICLE 14, SPECIFIC PROVISIONS AND REQUIREMENTS, 14.27 COMMUNICATION TOWERS AND ANTENNAS AND SECTION 14.31 PROPANE SERVICE FACILITY:

1. Update needed to clarify documents required at the time of Conditional Use Permit Application submittal and documents required prior to construction. Also, adding language exempting Communication Towers and Antennas owned by government entities from location requirements and collocation requirements. PA 152 of 1929 offers limited protection for State Police Radio Communication Systems from zoning regulations; however due to potential public safety system security issues all government owned towers and antenna should be protected.

**SECTION 14.27 COMMUNICATION TOWERS AND ANTENNAS**

**14.27.1 Definitions:**

**Communication Towers and Antennas** – A tall structure used for transmitting, receiving or relaying radio, television, cellular phone signals, or any transmitting or relay structure as licensed by the Federal Communications Commission (FCC).

**Collocate** – To place or install wireless communications equipment on an existing wireless communications support structure and within which wireless communications equipment is located.

**Wireless communications equipment** – The set of equipment and network components used in the provision of wireless communications services, including, but not limited to, antennas, transmitters, receivers, base stations, equipment shelters, cabinets, emergency generators, power supply cables, and coaxial and fiber optic cables, but excluding wireless communications support structures.

**Wireless communications support structure** – A structure designed to support, or is capable of supporting, wireless communications equipment, including a monopole, self-supporting lattice tower, guyed tower, water tower, utility pole or building.

- 14.27.2 Intent and purpose:** It is the general purpose and intent of the County to minimize adverse visual effects of towers through careful design, siting and screening; allow for reasonable location and use for communication towers as required pursuant to applicable state and federal law; and to minimize the proliferation of telecommunications towers by requiring applicants to exhaust all reasonable avenues for collocation on existing towers.

**14.27.3 Location Requirements:** No new Communication Towers and Antennas may be approved for a location within three (3 miles) of any existing Communication Towers and Antennas unless the applicant has demonstrated that the wireless communications equipment planned for the proposed tower cannot be accommodated on an existing or approved tower within the applicant's search radius of the proposed tower due to one or more of the following reasons:

- A. Existing or approved towers within the search area cannot accommodate the planned equipment at a height necessary to provide the necessary coverage of the applicant's own service and/or capacity as documented by a qualified and licensed professional engineer. Record of propagation predictions must be given to the Eaton County Community Development Department verifying that existing structures within applicant's coverage area will not provide the required coverage and/or capacity for the applicant's system. The propagation maps must include a signal strength color legend, the scale and the operating parameters of each of the sites, scale and minimum required signal.
- B. The wireless communication equipment would exceed the structural capacity of the existing or approved tower(s) within the three (3) mile radius, as documented by a qualified and licensed professional engineer. Record of such must be given to the Eaton County Community Development Department.
- C. The applicant is already currently collocated on all existing or approved towers within the three (3) mile radius of the applicant's site. Record must be given to the Eaton County Community Development Department verifying the applicant is currently collocated on all existing or approved towers within said search area.
- D. For public safety and security all government entity owned communication towers and antennas are exempt from this section.**

**14.27.4 Application Requirements:**

- A. Site Plan scaled as per article 17.3, showing the property boundaries, tower, guy wire anchors, "safe fall" zone, existing structures, proposed transmission buildings, **proposed tower (tower height and design including cross-section)** and/or other accessory uses, access, parking, fences, landscape plan, and existing land uses around the site.
- ~~B. A report from a professional engineer which describes the tower height and design including a cross-section of the structure; demonstrates the tower's compliance with applicable structural standards; and describes the tower's capacity, including the number and type of antennas that it can accommodate. Towers must accommodate, at a minimum, the tower applicant and three additional carriers for a total capacity of at least four carriers.~~
- ~~C. A photocopy of the Federal Aviation Administration (FAA) "Determination of No Hazard", a photocopy of the Federal Communications Commission (FCC) license and a photocopy of the Michigan Aeronautics Commission (MAC) "Tall Structure Permit" must be submitted at the time a zoning referral is approved prior to construction.~~

- D. **B.** A letter of intent committing the tower owner and his or her successors to allow shared use of the tower (***minimum of three additional carriers***) if a future applicant agrees in writing to pay any reasonable charge for shared use. Said letter of intent shall be filed in the office of the Eaton County Community Development Department ~~prior to any construction related permits being issued~~. If the future applicant's request for collocation is denied, the tower owner must demonstrate to the Planning Commission why collocation is not feasible at the requested site. ***For public safety and security all government entity owned communication towers and antennas are exempt from this section.***
- E. **C.** Written authorization from the owner of the site to apply for the Conditional Use Permit.
- F. **D.** A minimum escrow fee of \$600.00 (in addition to the \$400.00 application fee) shall be submitted to the Eaton County Community Development Department at the time of application to be used for payment of an expert review. The purpose of such review shall be to verify the accuracy and completeness of the materials submitted. All application materials and documentation submitted by an applicant shall be reviewed by an appropriate professional with expertise in the field of communication towers and antenna technology. Monies not used for the expert review will be refunded to the applicant after the Planning Commission renders a final decision on the application. At no time shall the total fee for the application and expert review exceed \$1000.00.
- G. **E.** After an application is filed with the Eaton County Community Development Department, staff shall determine if the application is administratively complete. The application shall be considered to be administratively complete upon staff's determination or fourteen (14) business days after the Department's receipt of the application, whichever is first. If, before the expiration of the fourteen (14) day period, Department staff notifies the applicant the application is not administratively complete, or notifies the applicant fees required to accompany the application, to include the escrow fee, have not been paid, specifying the amount due, the running of the fourteen (14) business days shall stop until the applicant submits to Department staff the information and/or fees due. Said notification to the applicant by Department staff shall be given in writing or by electronic notification.
- H. **F.** The Eaton County Planning Commission shall approve or deny an application not more than ninety (90) days after the application is considered to be administratively complete. If the Planning Commission fails to timely approve or deny the application, the application shall be considered approved.

#### 14.27.5 Regulations and Conditions:

- A. ***A report from a professional engineer which describes the tower height and design including a cross-section of the structure; demonstrates the***

*tower's compliance with applicable structural standards; and describes the tower's capacity, including the number and type of antennas that it can accommodate. Towers must accommodate, at a minimum, the tower applicant and three additional carriers for a total capacity of at least four carriers.*

B. A photocopy of the Federal Aviation Administration (FAA) "Determination of No Hazard", a photocopy of the Federal Communications Commission (FCC) license and a photocopy of the Michigan Aeronautics Commission (MAC) "Tall Structure Permit" must be submitted at the time a zoning referral is approved prior to construction.

A. C. **Height:** All towers shall be located on the lot so that the distance from the base of the tower to any adjoining property line is a minimum of fifty (50%) percent of the proposed tower height.

B. D. **Accessory Buildings:** Any accessory buildings or structures shall be located a minimum of fifty (50) feet from any adjoining property line. The accessory facilities shall not include offices, long-term vehicle storage, other outdoor storage of broadcast studios, or other uses that are not needed to send or receive transmissions, except for emergency purposes.

G. E. **Construction:** All towers shall be self-collapsing and comply with all Michigan Building Code regulations. The applicant shall provide all appropriate engineering information, Site Plans, and drawings to the Eaton County Community Development Department at the date of application. No building, sidewalk, parking lot, or other area with anticipated pedestrian or vehicular traffic shall be permitted within the self-collapsing or "safe fall" area to be defined by the Applicant's Engineer.

1. All new Communication Towers and Antennas approved by the County shall be designed to accommodate at least three (3) additional carriers each with nine panel antennas, having a wind area of nine square feet per antenna. Applicants shall agree as a condition of approval to permit the collocation of future installations by others on said new tower. Applicant shall also agree as a condition of approval to permit collocation of Eaton County Public Safety agencies if the tower has sufficient structural capacity as documented by a qualified and licensed professional engineer.

2. **Compatibility:** The entire facility must be aesthetically and architecturally compatible with the surrounding environment. The use of residentially compatible materials such as wood, brick and stucco is required for associated support buildings which shall be designed to architecturally match the exterior of residential structures within the neighborhood. In no case will metal exteriors be allowed.

3. **Lighting:** When lighting is required and is permitted by the FAA or other Federal or State authority, the Planning Commission shall approve any and all lighting on the tower. It shall be oriented inward so as not to project onto surrounding properties.

4. **Fencing:** Six (6) foot in height, climb proof fencing must be provided to prevent access to the tower.

5. **Signs:** Signs and logos are prohibited on the tower. At least one (1)

but not more than two (2) signs totaling twelve (12) square feet in area shall be placed on the fence that is visible and legible from the entrance to the site. Signage shall be weather durable and should include the name and address of the communication tower owner/operator, a phone number, and contact person from whom additional information may be obtained. Appropriate County building permits shall be obtained prior to installation of the signage.

6. **Landscaping:** A Landscape Plan shall be provided per Article 17 to adequately screen the tower, accessory structures, and support cables.

7. **Maintenance:** The site, including the tower, accessory structures, support cables, and landscaping shall be reasonably well maintained in relationship with surrounding properties. A copy of the annual FCC license and general maintenance report shall be submitted yearly to the Eaton County Community Development Department.

D. **F. Abandonment:** A tower which remains unused for a period of twelve (12) months will be considered abandoned. Applicants or current owners are required to demolish and remove any unused tower, accessory buildings, fences, and any other related cellular facility effects. Upon removal, the site shall be revegetated to blend with the existing surrounding vegetation.

E. **G. Financial Guarantees:** A minimum bond of \$10,000 shall be filed with the Community Development Department prior to receiving any construction related permits for the tower to ensure removal of the tower when it has been abandoned or is no longer needed. The bond shall be in the form of a surety bond executed by a reputable surety company authorized to do business in the State of Michigan or a cash bond posed in lieu of a surety bond filed with the County Treasurer.

#### 14.27.6 Requirements for Collocation(s) on Existing or Approved Towers:

A. If wireless communication equipment is proposed for collocation on an existing or approved tower(s) it may be a use permitted by right provided all requirements of MCL 125.3514 for a use permitted by right are met and documentation of such is provided to the Eaton County Community Development Department.

B. If the proposed wireless communications equipment for collocation does not meet the requirements of Section 14.27.6A, as a permitted use by right, an application for a Conditional Use Permit must be submitted to the Eaton County Community Development Department for Planning Commission approval. Application requirements for collocations that do not meet the conditions as a use by right shall be as follows:

1. A Site Plan scaled as per article 17.3, showing the property boundaries, tower, guy wire anchors, "safe fall" zone, existing structures, proposed transmission buildings and/or other accessory uses, access, parking, fences, landscape plan, and existing land uses around the site.

2. A report from a professional engineer which describes the tower height and design including a cross-section of the structure; demonstrates the tower's compliance with applicable structural standards; and

describes the tower's capacity, including the number and type of antennas that it can accommodate.

3. After an application is filed with the Eaton County Community Development Department, staff shall determine if the application is administratively complete. The application shall be considered to be administratively complete upon staff's determination or fourteen (14) business days after the Department's receipt of the application, whichever is first. If, before the expiration of the fourteen (14) day period, Department staff notifies the applicant the application is not administratively complete, or notifies the applicant fees required to accompany the application have not been paid, specifying the amount due, the running of the fourteen (14) business days shall stop until the applicant submits to Department staff the information and/or fees due. Said notification to the applicant by Department staff shall be given in writing or by electronic notification.
4. The Eaton County Planning Commission shall approve or deny an application not more than sixty (60) days after the application is considered to be administratively complete. If the Planning Commission fails to timely approve or deny the application, the application shall be considered approved.

2. Update is required for setback language to be compliant with State of Michigan requirements per Section 29.31 of PA 207 of 1941 as amended which prohibits other units of government from having rules inconsistent with the Act or any rule promulgated under the act. In this case the Eaton County Land Development Code currently has more restrictive setback regulations for propane containers than allowed by State of Michigan per NFPA 58 Liquid Petroleum Gas Code.

## **SECTION 14.31 PROPANE SERVICE FACILITY**

**14.31.1 Definition:** A commercial operation providing liquid propane gas and bulk gas containers on a wholesale basis to fuel providers, retailers and dealers.

### **14.31.2 Regulations and Conditions:**

- A. Propane Service Facilities shall be properly licensed and inspected as provided by Federal, State and Local law and the rules and regulations promulgated thereunder.
- B. No Propane Service Facility shall be permitted under the terms of this Ordinance until documentation is provided that all required Federal, State and Local licensing requirements have been fulfilled.
- C. A Propane Service Facility shall be located on an all-season paved State highway or an all-season paved County Primary Road.
- D. ~~No propane storage or dispensing equipment or operations shall be located or carried out within one hundred (100) feet from any lot line or road right-of-way line.~~

- D. Propane storage or dispensing equipment or operations shall be located on property and carried out in regulation with State of Michigan requirements per Section 29.31 of PA 207 of 1947 as amended, as stated in Chapter 6 of NFPA 58 Liquefied Petroleum Gas Code, current adopted edition.**
- E. The minimum lot size for a Propane Service Facility shall be one (1) acre.
- F. A Propane Service Facility shall incorporate a landscape buffer as provided in *Article 17* of this Ordinance.
- G. All signs shall comply with the provisions of *Article 11* of this Ordinance.
- H. All off-street parking shall comply with *Article 10* of this Ordinance.

EATON COUNTY BOARD OF COMMISSIONERS

DECEMBER 17, 2014

**RESOLUTION TO APPROVE CONTRACTS FOR HOUSEHOLD HAZARDOUS WASTE, ELECTRONICS, AND BATTERY RECYCLING**

*Introduced by the Public Works and Planning Committee*

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

**WHEREAS**, the County is charged by the Public Act 451, Part 115, as amended, Eaton County Solid Waste Management Plan Update of February 1999 to enhance the separation, collection, and utilization of materials to increase the percentage of the solid waste stream diverted; and,

**WHEREAS**, the County Department of Resource Recovery operates a household hazardous waste collection program, an electronic waste collection program, and a household battery collection program, which divert potentially hazardous materials from improper disposal; and,

**WHEREAS**, the Public Works and Planning Committee reviewed proposals received and recommendations of the Resource Recovery Department for two-year contracts from January 1, 2015 through December 31, 2016; and

**WHEREAS**, The ERG Environmental Services agreed to recycle all household hazardous waste brought to Eaton County collection sites per Federal and State guidelines and in accordance with the proposals submitted to the Department of Resource Recovery; and

**WHEREAS**, Vintage Tech, LLC agreed to recycle all electronic waste brought to Eaton County collection sites per Federal and State guidelines and in accordance with the proposals submitted to the Department of Resource Recovery; and

**WHEREAS**, Battery Solutions, LLC agreed to recycle all household batteries brought to Eaton County collection sites per Federal and State guidelines and in accordance with the proposals submitted to the Department of Resource Recovery; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Eaton County Board of Commissioners approves the recommended contracts, with ERG Environmental Services for household hazardous waste, Vintage Tech, LLC for electronic waste and Battery Solutions, LLC for household batteries for the period of January 1, 2015 through December 31, 2016; and

**BE IT FURTHER RESOLVED**, that the Chairperson of the Board of Commissioners is authorized to sign any necessary contract documents. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**DECEMBER 17, 2014**

**RESOLUTION TO APPROVE INTERIM AGREEMENT  
FOR THE OPERATION OF THE YOUTH FACILITY**

**Introduced by the Ways and Means Committee**

Commissioner Eakin moved the approval of the following resolution. Seconded by Commission Ridge.

**WHEREAS**, the Board previously adopted an agreement to allow the Youth Facility to continue to be operated under the direction of the Family Division of the Circuit Court; and

**WHEREAS**, such agreement expires December 31, 2014; and

**WHEREAS**, the Ways and Means Committee has reviewed the operation of the Youth Facility over the past year and feels that it should remain under the operation of the Family Division of the Circuit Court.

**NOW THEREFORE BE IT RESOLVED**, that the Agreement be extended for another year to expire on December 31, 2015. Prior to such time, it will be reviewed again by the Ways and Means Committee. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**DECEMBER 17, 2014**

**RESOLUTION TO AMEND  
JAIL SECURITY SYSTEM UPGRADE PROJECT  
AND FINANCING PROPOSAL**

**Introduced by the Ways and Means Committee**

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

**WHEREAS**, the Eaton county Board of Commissioners approved a Jail Security System Upgrade Project on November 19, 2014 Resolution #14-11-120; and

**WHEREAS**, the total amount of the project and financing approval included the Security System and did not include the video visitation component; and

**WHEREAS**, the total amount of the jail security project including the video visitation will not exceed \$432,062; and

**WHEREAS**, Government Capital Corporation is providing seven-year financing at 3.323% interest; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Public Safety Committee and the Ways and Means Committee recommend approval of this amended project; and

**BE IT FURTHER RESOLVED**, that the Ways and Means Committee also recommends approval of a seven (7) year financing contract with Government Capital Corporation at an interest rate of 3.323% in an amount not to exceed \$474,730. The first payment will be scheduled for April 1, 2015; and

**BE IT FURTHER RESOLVED**, that the Installment Purchase Agreement dated as of December 17, 2014 by and between Eaton County and Black Creek Integrated Systems Corporation is designated by Eaton County as a "qualified tax exempt obligation" for the purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended and reasonably expects that it will not issue more than \$10,000,000 in tax exempt obligations in calendar year 2014; and

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

**EATON COUNTY BOARD OF COMMISSIONERS****DECEMBER 17, 2014****RESOLUTION TO APPROVE  
2014/2015 BUDGET AMENDMENTS****Introduced by the Ways and Means Committee**

Commissioner Eakin moved the approval of the following resolution. Seconded by Commissioner Osieczonek.

**WHEREAS**, the Eaton County 2014/2015 Appropriations Act of September 17, 2014 states that any amendment to increase a salary and/or a Capital Outlay line-item in excess of \$2,500.00 or any amendment to increase the total budget of any fund or department in excess of \$2,500.00 shall be amended by the Board of Commissioners, except that any amendment to decrease the General Fund Contingency shall be approved by the Board of Commissioners; and

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

**NOW, THEREFORE BE IT RESOLVED**, that the following budget amendments be approved and added to the 2014/2015 Eaton County Budget:

**GENERAL FUND****CONTROLLER - 223**

Increase	Contractual	\$ 20,000
Decrease	Contingency	\$ 20,000

To increase contractual for diversity and inclusion training for all employees.

**CAPITAL OUTLAY - 901**

Increase	Capital Equipment	\$ 98,839
Decrease	Contingency	\$ 63,839
Decrease	Fund Balance Carryover	\$ 35,000

To increase Capital Outlay for the purchase of in-car and body worn cameras.

**TRANSFERS OUT - 999**

Increase	Transfers-Out Computer Fund	\$ 109,740
Decrease	Contingency	\$ 109,740

To increase transfers-out for the upgrade of the Financial and Human Resource software.

**SPECIAL REVENUE FUNDS****CENTRAL DISPATCH - 261**

Increase	Capital Outlay	\$ 147,500
Increase	Fund Balance Carryover	\$ 147,500

To increase the Capital Outlay budget for two capital projects (Bellevue Repeater Site and Mulliken Tower) not completed in the 2013/2014 Budget

**JAIL MILLAGE - 281**

Increase	Capital Outlay	\$ 10,000
Increase	Fund Balance Carryover	\$ 10,000

Increase capital outlay from grant funding received last year to purchase jail equipment.

**COMPUTER FUND - 298**

Increase	Computer Equipment	\$ 109,740
Increase	Transfers In	\$ 109,740

To increase Computer Equipment for upgrade of the Financial and Human Resource software. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**DECEMBER 17, 2014**

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

**Introduced by the Ways and Means Committee**

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

**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, 2018; 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, 2018; and

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

**EATON COUNTY BOARD OF COMMISSIONERS**

**DECEMBER 17, 2014**

**RESOLUTION TO APPROVE A FINANCIAL AND HUMAN RESOURCES  
SOFTWARE LICENSE AND SUBSCRIPTION AGREEMENT**

**Introduced by the Ways and Means Committee**

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

**WHEREAS**, the County has utilized New World Systems financial and human resources software for over 28 years; and

**WHEREAS**, the Controller's Office is recommending the upgrade of the software to better serve the needs of the County; and

**WHEREAS**, New World Systems has provided a quote in the amount of \$219,480 for implementation services to be paid equally over the 2014/2015 and 2015/2016 fiscal years with the cost of the software provided through subscription services over a 10 year period for \$63,360 annually from 12/1/15 through 11/30/20 and \$66,192 annually from 12/1/20 through 11/30/25; and

**WHEREAS**, the Information Technology and Communications Committee and Ways and Means Committee recommend approval of the software upgrade with the proposed pricing; and

**NOW, THEREFORE, BE IT RESOLVED**, that a software license and subscription agreement be approved and signed between Eaton County and New World Systems as proposed; and

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

**EATON COUNTY BOARD OF COMMISSIONERS**

**DECEMBER 17, 2014**

**RESOLUTION TO PERSONNEL POLICY AMENDMENT**

**Introduced by the Ways & Means Committee**

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

**WHEREAS**, the Board of Commissioners has adopted a Personnel Policy for employees; and

**WHEREAS**, the Ways & Means Committee has reviewed and is recommending approval of the proposed revisions to the previously adopted personnel policy; and

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Commissioners approves the attached revisions to the Personnel Policy, effective January 1, 2015, as presented. Ayes: Hosey, Augustine, Spence, Osieczonek, Whitacre, Miars, Eakin, Ridge, Baker, Barr, Whittum Harris, Mulder. Nays: Brehler, Freeman. Carried.