

STATE OF MICHIGAN COUNTY OF EATON ROLL CALL AND VOTES IN BOARD OF
 COMMISSIONER'S May 20, SESSION A.D. 2015

ROLL CALL

			ON MOTION TO		ON MOTION TO		ON MOTION TO	
	<i>Present</i>							
 	P.M	COMMISSIONERS	AYE	NAY	AYE	NAY	AYE	NAY
	✓	MICHAEL HOSEY						
	✓	TERRANCE AUGUSTINE						
	✓	HOWARD SPENCE						
	✓	JAMES OSIECZONEK						
	✓	JANE M. WHITACRE						
	✓	GLENN H. FREEMAN III						
	✓	JOSEPH C. BREHLER						
	✓	WALTER MIARS						
	✓	ROGER EAKIN						
	✓	WAYNE RIDGE						
	✓	BRIAN LAUTZENHEISER						
	✓	KENT C. AUSTIN						
	✓	JEREMY WHITTUM						
	✓	BARBARA A. ROGERS						
	✓	BLAKE MULDER						

EATON COUNTY BOARD OF COMMISSIONERS
MAY 20, 2015

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, May 20, 2015.

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

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

Commissioner Eakin gave the invocation.

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, Brian Lautzenheiser, Kent C. Austin, Jeremy Whittum, Barbara Rogers.
Commissioners absent: none

Commissioner Hosey moved the agenda be approved as presented.
Seconded by Commissioner Eakin. Carried.

Commissioner Eakin moved the minutes of April 15, 2015 and April 29, 2015 be approved as presented.

Seconded by Commissioner Austin. Carried.

Communications:

Thank you letter from Heart and Hands, Inc. of Eaton Rapids for the donation made in memory of Commissioner Roger Harris.

Commissioner Brehler moved the approval of #15-5-32 Resolution of Appreciation for Mark O Martin.

WHEREAS, Mark Martin will be retiring from Eaton County on May 29, 2015 after 25 years of service; and

WHEREAS, Mark worked in the Sheriff's Department from May 30, 1990 until his retirement; and

WHEREAS, Mark 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 Mark's many years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Mark 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 20th day of the month of May in the year 2015.

Seconded by Commissioner Eakin. Carried.

Commissioner Mulder moved the approval of #15-5-33 Resolution Declaring Employee Recognition Day.

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

WHEREAS, the Committee has continued to meet annually since 2001 and this year has decided that the County will sponsor an employee picnic to recognize the efforts of County employees; and

WHEREAS, June 17, 2015 is the date selected for this year's picnic; and

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

WHEREAS, The Board of Commissioners extends its thanks and appreciation to all County employees.

NOW, THEREFORE, BE IT RESOLVED, the Eaton County Board of Commissioners does hereby declare Wednesday, June 17, 2015 as Employee Recognition Day in Eaton County.

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

Seconded by Commissioner Augustine. Carried.

Public Comment. None

Commissioner Whittum moved the approval of #15-5-34 Resolution to Approve Inmate Housing Agreement.

WHEREAS, the Eaton County Sheriff Department has housed inmates provided by Statewide Security Transport, Inc. in past years; and

WHEREAS, the Public Safety Committee has discussed the extension of the Agreement between the County, the Sheriff Department and Statewide Security Transport, Inc. for the rental of jail bed space, subject to the availability of such space, at the discretion of the Sheriff Department; and

NOW, THEREFORE, BE IT RESOLVED, that the necessary agreement is approved for the period of March 23, 2015 through December 31, 2015 and the Chairperson of the Board of Commissioners is authorized to sign it on behalf of the County.

Seconded by Commissioner Rogers. Carried.

Commissioner Whittum moved the approval of #15-5-35 Resolution to Authorize Application for Veterans Court Grant Renewal Under State Court Administrative Offices.

WHEREAS, the Eaton County Trial Courts began operating a Veterans' Treatment Court in the fall of 2013; and

WHEREAS, the State of Michigan is making grant funds available for the period of October 1, 2015 to September 30, 2016 with no required cash match; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$95,000 which includes funding of a case manager; and

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

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

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

Seconded by Commissioner Eakin. Carried.

Commissioner Whittum moved the approval of #15-5-36 Resolution to Authorize Application for Swift and Sure Sanctions Probation Program Grant Renewal.

WHEREAS, the State Court Administrative Office has Swift and Sure Sanctions Probation Program Grant funds available; and

WHEREAS, Eaton County currently operates a Swift and Sure Sanctions Probation Program; and

WHEREAS, the Community Corrections Department is desirous of continuing the program focusing on high-risk felony probationers with a demonstrated history of probation failures due to behavioral noncompliance or three or more probation violations. This grant would provide funding to operate the Swift and Sure Sanctions Probation Program (SSSPP); and

WHEREAS, the SSSPP primary goal is to increase compliance with probation terms by imposing certain, swift, and consistent sanctions for probation violations; and

WHEREAS, the grant funding request of \$185,530, providing for one full time caseworker, Assistant Prosecutor hours and defense attorney hours, with no County match for the award period of October 1, 2015 through September 30, 2016.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit the SSSPP grant application; and

BE IT FURTHER RESOLVED, that if the County's participation in the grant is discontinued or requires a County General Fund contribution, the continuation

of the grant funded positions will be reviewed by the appropriate committees to determine the necessity of General Fund commitment; and

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

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

Seconded by Commissioner Freeman. Carried.

Commissioner Whittum moved the approval of #15-5-37 Resolution to Authorize Application for SCAO Adult Priority Drug Court Grant Application.

WHEREAS, the State Court Administrative Office has grant funds available for the period of October 1, 2015 to September 30, 2016; and

WHEREAS, the Community Corrections Department operates an Adult Priority Drug Court which is grant funded; and

WHEREAS, the grant would provide funding to continue the Adult Priority Drug Court; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000 for the period of October 1, 2015 to September 30, 2016; and

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

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

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

Seconded by Commissioner Ridge. Carried.

Commissioner Whittum moved the approval of #15-5-38 Resolution to Authorize Application for Byrne Adult Priority Drug Court Grant Renewal.

WHEREAS, the Office of Drug Control Policy has Byrne Memorial Grant funds available through an inter-agency agreement with the Michigan State Court Administrative Office; and

WHEREAS, the Community Corrections Department operates an Adult Priority Drug Court which is grant funded; and

WHEREAS, the grant would provide funding to continue the Adult Priority Drug Court; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000 for the period of October 1, 2015 to September 30, 2016; and

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

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

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

Seconded by Commissioner Augustine. Carried.

Commissioner Whittum moved the approval of #15-5-39 Resolution to Authorize Application for Adult OUIL III Grant Application Under the State Court Administrative Office.

WHEREAS, the Eaton County Circuit Court through the Eaton County Community Corrections Department, has operated an OUIL III drug court grant for approximately fourteen years; and

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

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000; and

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

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

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

Seconded by Commissioner Augustine. Carried.

Commissioner Whittum moved the approval of #15-5-40 Resolution to Authorize Application for Byrne Adult Drug Court OUIL III Grant Application.

WHEREAS, the Office of Drug Control Policy has Byrne Memorial Grant funds available through an inter-agency agreement with the Michigan State Court Administrative Office; and

WHEREAS, the Community Corrections Department operates an Adult OUIL III Drug Court which is grant funded; and

WHEREAS, the grant would provide funding to continue the Adult OUIL III Drug Court; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000 for the period of October 1, 2015 to September 30, 2016; and

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

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

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

Seconded by Commissioner Brehler . Carried.

Commissioner Whittum moved the approval of #15-5-41 Resolution to Authorize Application for an Office of Highway Safety Planning OUIL III Drug Court Grant Renewal.

WHEREAS, the Eaton County Circuit Court through the Eaton County Community Corrections Department, has operated an OUIL III drug court grant for approximately fourteen years; and

WHEREAS, the United States Office of Highway Safety Planning through the State of Michigan is making grant funds available for the period of October 1, 2015 to September 30, 2016; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000; and

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

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

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

Seconded by Commissioner Brehler. Carried.

Commissioner Osieczonek moved the approval of #15-5-42 Resolution to Authorize Michigan Natural Resources Trust Fund Grant Extension Request.

WHEREAS, Eaton County was previously awarded a Michigan Department of Natural Resources Trust Fund Grant (TF12-020); and
 WHEREAS, the current grant authorization will expire June 30, 2015; and
 WHEREAS, the grant project has not currently been completed; and
 WHEREAS, the County can request a six-month extension to complete the grant project; and
 WHEREAS, the Parks Commission recommended at its meeting on May 6, 2015, that County staff be authorized to submit a request for a six-month extension and the Public Works and Planning Committee, reviewed and discussed the recommendation of the Parks Commission.
 NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize Parks staff to submit a request for a six-month extension for Grant #TF12-020 to the Michigan Department of Natural Resources Trust Fund.
 Seconded by Commissioner Rogers. Carried.

Commissioner Osieczonek moved the approval of #15-5-43 Resolution to Approve DCA 5-15-1.
 Seconded by Commissioner Ridge. Carried. (on file).

Commissioner Eakin moved the approval 2015 Taxable Valuations Report. Seconded by Commissioner Augustine. Carried. (on file)

Commissioner Eakin moved the approval of #15-5-44 Resolution to Approve 2014/2015 Budget Amendment.

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

CAPITAL OUTLAY

Increase	Vehicle	\$ 29,982
Increase	Revenue	\$ 29,982

To increase capital outlay for the replacement of the Delta Weighmaster vehicle with revenue from the sale of the old vehicle and an appropriation from Delta Township.
 Seconded by Commissioner Whittum. Carried.

Commissioner Eakin moved the approval of #15-5-45 Resolution to Establish a Retiree Healthcare Fund Trust.

WHEREAS, pursuant to the Public Employee Retirement System Investment Act (1965 PA 34, as amended, MCL 38.1132 *et seq*) ("PA 314"), the Eaton County Board of Commissioners (the "Board") established several health insurance funds for post-retirement healthcare benefits; and

WHEREAS, to facilitate investment growth and management of such funds, the Board now desires to establish a trust, pursuant to PA 314 and the Public Employee Health Care Fund Investment Act (1999 PA 149, as amended, MCL 38.1211 *et seq*) ("PA 149"), that will consist of the corpus of the established retiree healthcare funds, such trust being named the "Eaton County Retiree Healthcare Trust."

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. Pursuant to PA 314 and PA 149, the Board hereby establishes the Eaton County Retiree Healthcare Trust (the "Trust"), in accordance within the "Eaton County Retiree Healthcare Trust Agreement" (the "Agreement"), a copy of which is attached as Exhibit A and incorporated by reference.
2. The corpus of the Trust shall initially be comprised of the following accounts held on behalf of Eaton County by Edward Jones Investments, Acct # xxx-xxx81-1-6; Acct # xxx-xxx85-1-4; and Acct # xxx-xxx83-1-6. Accordingly, the Trust shall initially be established on a funding basis.
3. As specified within the Agreement, the Board shall serve as the Board of Directors of the Trust.
4. As specified within the Agreement, the Eaton County Treasurer shall act as investment fiduciary to the Trust with the authority to invest the assets of the Trust in accordance with PA314.
5. Eligible retirees of Eaton County, Michigan, as defined in corresponding agreements, policies and plans duly approved by the Board, shall be designated as "qualified persons" for purposes of the payment of any healthcare benefits from the Trust.
6. As specified within the Agreement, withdrawals from or use of the assets (including investment proceeds) of the Trust by the investment fiduciary shall be solely for the payment of healthcare benefits on behalf of qualified persons and/or the payment of the administrative expenses of the Trust.
7. The Eaton County Treasurer is authorized and directed to execute all forms necessary to establish the corpus of the Trust as specified herein.
8. The Agreement is approved in all respects and the Chairman and County Clerk are authorized and directed to execute it on behalf of the Board.
9. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution are rescinded.

Seconded by Commissioner Brehler. Carried.

Commissioner Eakin moved the approval of #15-5-46 Resolution Establishing Freedom of Information Act (FOIA) Policies and Guidelines, Public Summary of Procedures And Guidelines, and FOIA Operational Procedures for Eaton County.

WHEREAS, the Michigan legislature adopted 2014 Public Act 563 enacting numerous amendments to the Michigan Freedom of Information Act (FOIA), being MCL 15.231 *et seq*, that require revision of the current County FOIA Policy; and

WHEREAS, from time to time Eaton County Departments will receive Freedom of Information Act (FOIA) requests; and

WHEREAS, it is necessary to adopt, and to post online, "FOIA Policies and Guidelines" and a "FOIA Policy Summary" to ensure that the FOIA requests are addressed in an efficient and consistent manner, and to comply with these FOIA statutory amendments; and

WHEREAS, it is necessary to adopt FOIA Operational Procedures to implement these County FOIA Policies and Guidelines.

THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners hereby adopts, effective from and after July 1, 2015, the attached:

1. "Eaton County FOIA Policies and Guidelines," including the FOIA Forms attached to these Policies and Guidelines; and
2. "Eaton County FOIA Public Summary of Procedures and Guidelines"; and
3. "Eaton County FOIA Operational Procedures."

BE IT FURTHER RESOLVED that copies of the "Eaton County FOIA Policies and Guidelines," including the attached FOIA forms, and the "Eaton County FOIA Public Summary of Procedures and Guidelines" shall be posted on the County's website.

BE IT FURTHER RESOLVED, that the County Controller/Administrator is the County FOIA Coordinator for Eaton County per the designation by the Board Chairperson.

BE IT FURTHER RESOLVED, that the attached Eaton County FOIA Policies and Guidelines, including the attached FOIA Forms, the Eaton County FOIA Public Summary of Procedures and Guidelines, and the Eaton County FOIA Operational Procedures will be effective July 1, 2015, and will supersede any previous resolutions setting FOIA policies or establishing formulas for the cost of FOIA requests.

BE IT FURTHER RESOLVED, that the County Clerk will forward a copy of this resolution to each County Department.

Seconded by Commissioner Austin. Carried.

Commissioner Eakin moved the approval of claims as audited by the Ways and Means Committee in the amount of \$292,216.71 and to accept the

report of previously authorized payments. Seconded by Commissioner Hosey.
Carried.

Public Comment: Bruce Porter, Hamlin Township, spoke regarding the Drain Commissioner's annual report presented at the Public Works & Planning Committee.

Commissioner Comments: Commissioner Augustine recognized Controller Fuentes and Treasurer Bob Robinson for maintaining the County's AA bond rating again this year.

Commissioners Austin and Spence spoke regarding diversity training and Commissioner Austin suggested that the Affirmative Action statement in the County Directory be modified to ensure that it accurately reflects the County as an Equal Opportunity Employer.

Commissioner Mulder reminded the commissioners of an Emergency Operations for Public Officials training on June 4th at the Sheriff's Department.

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

Chairman Mulder adjourned the meeting to Wednesday, June 17, 2015 at 7:00 p.m.

Blake Mulder

Chairman of the Board of Commissioners

Diana Bosworth

Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION OF APPRECIATION FOR
MARK O. MARTIN
CORRECTIONS SERGEANT**

May 20, 2015

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

WHEREAS, Mark Martin will be retiring from Eaton County on May 29, 2015 after 25 years of service; and

WHEREAS, Mark worked in the Sheriff's Department from May 30, 1990 until his retirement; and

WHEREAS, Mark 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 Mark's many years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Mark 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 20th day of the month of May in the year 2015. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

**RESOLUTION DECLARING
EMPLOYEE RECOGNITION DAY**

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

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

WHEREAS, the Committee has continued to meet annually since 2001 and this year has decided that the County will sponsor an employee picnic to recognize the efforts of County employees; and

WHEREAS, June 17, 2015 is the date selected for this year's picnic; and

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

WHEREAS, The Board of Commissioners extends its thanks and appreciation to all County employees.

NOW, THEREFORE, BE IT RESOLVED, the Eaton County Board of Commissioners does hereby declare Wednesday, June 17, 2015 as Employee Recognition Day in Eaton County.

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

EATON COUNTY BOARD OF COMMISSIONERS

May 20, 2015

RESOLUTION TO APPROVE INMATE HOUSING AGREEMENT

Introduced by the Public Safety Committee

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

WHEREAS, the Eaton County Sheriff Department has housed inmates provided by Statewide Security Transport, Inc. in past years; and

WHEREAS, the Public Safety Committee has discussed the extension of the Agreement between the County, the Sheriff Department and Statewide Security Transport, Inc. for the rental of jail bed space, subject to the availability of such space, at the discretion of the Sheriff Department; and

NOW, THEREFORE, BE IT RESOLVED, that the necessary agreement is approved for the period of March 23, 2015 through December 31, 2015 and the Chairperson of the Board of Commissioners is authorized to sign it on behalf of the County. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

**RESOLUTION TO AUTHORIZE APPLICATION FOR SCAO
VETERANS COURT GRANT RENEWAL**

Introduced by the Public Safety Committee

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

WHEREAS, the Eaton County Trial Courts began operating a Veterans' Treatment Court in the fall of 2013; and

WHEREAS, the State of Michigan is making grant funds available for the period of October 1, 2015 to September 30, 2016 with no required cash match; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$95,000 which includes funding of a case manager; and

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

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

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

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

**RESOLUTION TO AUTHORIZE APPLICATION FOR SWIFT AND SURE
SANCTIONS PROBATION PROGRAM GRANT RENEWAL**

Introduced by the Public Safety Committee

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

WHEREAS, the State Court Administrative Office has Swift and Sure Sanctions Probation Program Grant funds available; and

WHEREAS, Eaton County currently operates a Swift and Sure Sanctions Probation Program; and

WHEREAS, the Community Corrections Department is desirous of continuing the program focusing on high-risk felony probationers with a demonstrated history of probation failures due to behavioral noncompliance or three or more probation violations. This grant would provide funding to operate the Swift and Sure Sanctions Probation Program (SSSPP); and

WHEREAS, the SSSPP primary goal is to increase compliance with probation terms by imposing certain, swift, and consistent sanctions for probation violations; and

WHEREAS, the grant funding request of \$185,530, providing for one full time caseworker, Assistant Prosecutor hours and defense attorney hours, with no County match for the award period of October 1, 2015 through September 30, 2016.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit the SSSPP grant application; and

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

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

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

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

**RESOLUTION TO AUTHORIZE APPLICATION FOR SCAO
ADULT PRIORITY DRUG COURT GRANT APPLICATION**

Introduced by the Public Safety Committee

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

WHEREAS, the State Court Administrative Office has grant funds available for the period of October 1, 2015 to September 30, 2016; and

WHEREAS, the Community Corrections Department operates an Adult Priority Drug Court which is grant funded; and

WHEREAS, the grant would provide funding to continue the Adult Priority Drug Court; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000 for the period of October 1, 2015 to September 30, 2016; and

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

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

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

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

**RESOLUTION TO AUTHORIZE APPLICATION FOR BYRNE
ADULT PRIORITY DRUG COURT GRANT RENEWAL**

Introduced by the Public Safety Committee

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

WHEREAS, the Office of Drug Control Policy has Byrne Memorial Grant funds available through an inter-agency agreement with the Michigan State Court Administrative Office; and

WHEREAS, the Community Corrections Department operates an Adult Priority Drug Court which is grant funded; and

WHEREAS, the grant would provide funding to continue the Adult Priority Drug Court; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000 for the period of October 1, 2015 to September 30, 2016; and

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

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

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

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

**RESOLUTION TO AUTHORIZE APPLICATION FOR SCAO
ADULT OUIL III GRANT APPLICATION**

Introduced by the Public Safety Committee

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

WHEREAS, the Eaton County Circuit Court through the Eaton County Community Corrections Department, has operated an OUIL III drug court grant for approximately fourteen years; and

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

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000; and

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

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

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

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

RESOLUTION TO AUTHORIZE APPLICATION FOR BYRNE - ADULT DRUG COURT OUIL III GRANT APPLICATION

Introduced by the Public Safety Committee

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

WHEREAS, the Office of Drug Control Policy has Byrne Memorial Grant funds available through an inter-agency agreement with the Michigan State Court Administrative Office; and

WHEREAS, the Community Corrections Department operates an Adult OUIL III Drug Court which is grant funded; and

WHEREAS, the grant would provide funding to continue the Adult OUIL III Drug Court; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000 for the period of October 1, 2015 to September 30, 2016; and

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

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

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

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

**RESOLUTION TO AUTHORIZE APPLICATION FOR AN OFFICE OF HIGHWAY
SAFETY PLANNING
OUIL III DRUG COURT GRANT RENEWAL**

Introduced by the Public Safety Committee

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

WHEREAS, the Eaton County Circuit Court through the Eaton County Community Corrections Department, has operated an OUIL III drug court grant for approximately fourteen years; and

WHEREAS, the United States Office of Highway Safety Planning through the State of Michigan is making grant funds available for the period of October 1, 2015 to September 30, 2016; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Community Corrections Department to submit a grant application in an amount not to exceed \$125,000; and

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

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

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

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

**RESOLUTION TO AUTHORIZE REQUEST FOR MICHIGAN DEPARTMENT OF
NATURAL RESOURCES TRUST FUND GRANT EXTENSION**

Introduced by the Public Works & Planning Committee

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

WHEREAS, Eaton County was previously awarded a Michigan Department of Natural Resources Trust Fund Grant (TF12-020); and

WHEREAS, the current grant authorization will expire June 30, 2015; and

WHEREAS, the grant project has not currently been completed; and

WHEREAS, the County can request a six-month extension to complete the grant project; and

WHEREAS, the Parks Commission recommended at its meeting on May 6, 2015, that County staff be authorized to submit a request for a six-month extension and the Public Works and Planning Committee, reviewed and discussed the recommendation of the Parks Commission.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize Parks staff to submit a request for a six-month extension for Grant #TF12-020 to the Michigan Department of Natural Resources Trust Fund. Carried.

EATON COUNTY BOARD OF COMMISSIONERS**RESOLUTION TO APPROVE DCA-5-15-1**

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

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

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, Gerald Sommer initiated a petition to change the Land Development District (zoning) designation for a parcel at 1030 E. Clinton Trail, Section 20, Eaton Township from Low Density Residential (R-1) to Local Business (C-1); and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on **May 5, 2015**; and

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

WHEREAS, the Eaton County Planning Commission has taken action on **May 5, 2015** to recommend the approval of the request for change in the Land Development District designation.

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

APPROVES the request by Gerald Sommer, 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 1030 E. Clinton Trail, Section 20, Eaton Township from Low Density Residential (R-1) to Local Business (C-1);

COM. 111 FT E OF NW COR OF SEC 20; S 495 FT; E 205 FT; N 155 FT; W 110 FT; N 340 FT;
W 95 FT TO BEG. SEC. 20, T2N, R4W. EATON TWP. D 11-8-07 R 11-9-07 (ADJUSTMENT)
SPLIT FROM 110-020-100-005-00 FOR 2008.

At the regular meeting of the Eaton County Board of Commissioners on **May 20, 2015** the Resolution regarding the approval of said request was adopted.

Those voting Aye: Hosey, Augustine, Spence, Osieczonek, Whitacre, Freeman,
Brehler, Miars, Eakin, Eakin, Ridge, Lautzenheiser, Austin, Whittum, Rogers and Mulder.

Those voting Nay: 0

Abstention: 0

Absent: 0

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 **May 20, 2015** of the Eaton County Board of Commissioners.



Diana Bosworth, Clerk
Eaton County Board of Commissioners

**EATON COUNTY LAND DEVELOPMENT CODE
ZONING ORDINANCE AMENDMENT DCA-5-15-1**

District Change Amendment DCA-5-15-1 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 Gerald Sommer to rezone property from Low Density Residential (R-1) to Local Business (C-1) for property located at 1030 E. Clinton Trail, Section 20, Eaton Township, parcel ID# 110-020-100-005-01 and is legally described as:

COM. 111 FT E OF NW COR OF SEC 20; S 495 FT; E 205 FT; N 155 FT; W 110 FT; N 340 FT; W 95 FT TO BEG. SEC. 20, T2N, R4W. EATON TWP. D 11-8-07 R 11-9-07 (ADJUSTMENT) SPLIT FROM 110-020-100-005-00 FOR 2008.

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on **May 5, 2015**; and

WHEREAS, the Eaton County Planning Commission has taken action on **May 5, 2015** to recommend approval of the map amendment:

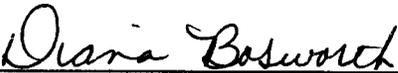
WHEREAS, after careful consideration of the amendment, the Eaton County Board of Commissioners approved the aforementioned map amendment as follows:

Yeas	<u>15</u>
Nays	<u>0</u>
Abstaining	<u>0</u>
Absent	<u>0</u>

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 Zoning District Maps of the Eaton County Land Development Code (Zoning Ordinance), as amended and passed by the Eaton County Board of Commissioners on **May 20, 2015**, 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

20 day of May, 2015

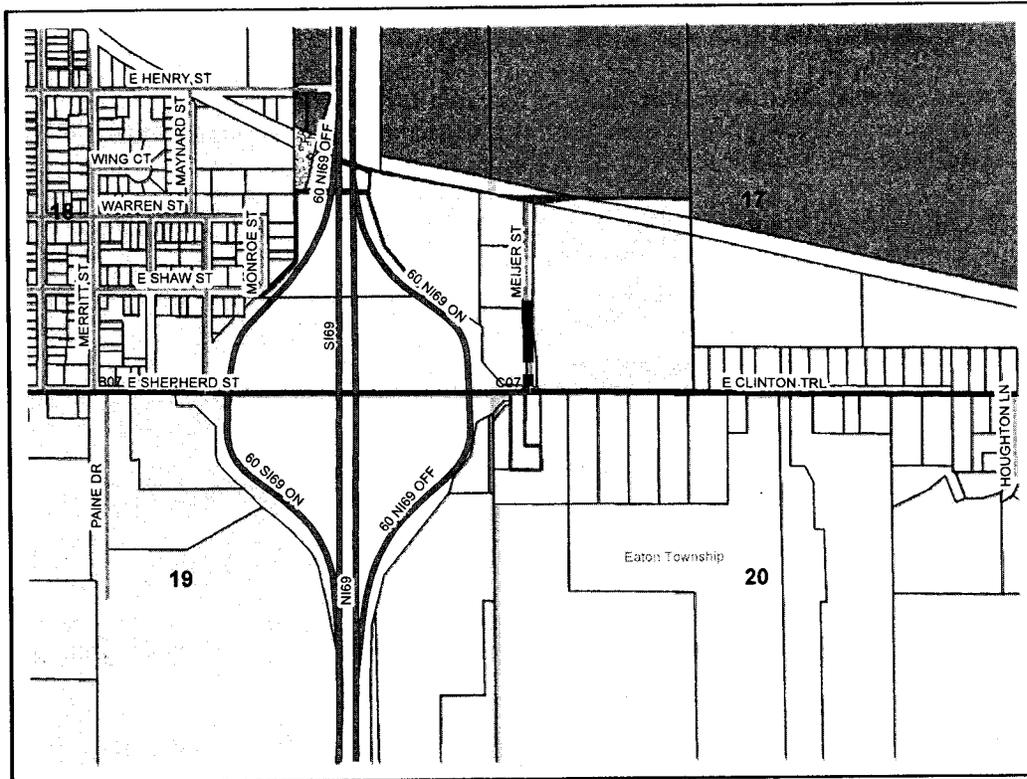


Diana Bosworth, Clerk
Eaton County Board of Commissioners



Blake Mulder, Chairman
Eaton County Board of Commissioners

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



Legend

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

Eaton County
Community Development Department

Permit: DCA-5-15-1
Township: Eaton
Parcel Number: 110-020-100-005-01



COM. 111 FT E OF NW COR OF SEC 20; S 495 FT; E 205 FT; N 155 FT; W 110 FT; N 340 FT;
W 95 FT TO BEG. SEC. 20, T2N, R4W. EATON TWP. D 11-8-07 R 11-9-07 (ADJUSTMENT)
SPLIT FROM 110-020-100-005-00 FOR 2008.

Blake Mulder, Chairman
Eaton County Board of Commissioners
Date: _____

Diana Bosworth
Diana Bosworth, Clerk
Eaton County Board of Commissioners
Date: _____

EATON COUNTY BOARD OF COMMISSIONERS**MAY 20, 2015****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 Brehler.

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

Increase
Increase

CAPITAL OUTLAY

Vehicle
Revenue

\$ 29,982
\$ 29,982

To increase capital outlay for the replacement of the Delta Weighmaster vehicle with revenue from the sale of the old vehicle and an appropriation from Delta Township. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

MAY 20, 2015

RESOLUTION TO ESTABLISH A RETIREE HEALTHCARE FUND TRUST

Introduced by: Ways & Means Committee

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

WHEREAS, pursuant to the Public Employee Retirement System Investment Act (1965 PA 34, as amended, MCL 38.1132 *et seq*) (“PA 314”), the Eaton County Board of Commissioners (the “Board”) established several health insurance funds for post-retirement healthcare benefits; and

WHEREAS, to facilitate investment growth and management of such funds, the Board now desires to establish a trust, pursuant to PA 314 and the Public Employee Health Care Fund Investment Act (1999 PA 149, as amended, MCL 38.1211 *et seq*) (“PA 149”), that will consist of the corpus of the established retiree healthcare funds, such trust being named the “Eaton County Retiree Healthcare Trust.”

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. Pursuant to PA 314 and PA 149, the Board hereby establishes the Eaton County Retiree Healthcare Trust (the “Trust”), in accordance within the “Eaton County Retiree Healthcare Trust Agreement” (the “Agreement”), a copy of which is attached as Exhibit A and incorporated by reference.
2. The corpus of the Trust shall initially be comprised of the following accounts held on behalf of Eaton County by Edward Jones Investments, Acct # xxx-xxx81-1-6; Acct # xxx-xxx85-1-4; and Acct # xxx-xxx83-1-6. Accordingly, the Trust shall initially be established on a funding basis.
3. As specified within the Agreement, the Board shall serve as the Board of Directors of the Trust.
4. As specified within the Agreement, the Eaton County Treasurer shall act as investment fiduciary to the Trust with the authority to invest the assets of the Trust in accordance with PA 314.

5. Eligible retirees of Eaton County, Michigan, as defined in corresponding agreements, policies and plans duly approved by the Board, shall be designated as "qualified persons" for purposes of the payment of any healthcare benefits from the Trust.

6. As specified within the Agreement, withdrawals from or use of the assets (including investment proceeds) of the Trust by the investment fiduciary shall be solely for the payment of healthcare benefits on behalf of qualified persons and/or the payment of the administrative expenses of the Trust.

7. The Eaton County Treasurer is authorized and directed to execute all forms necessary to establish the corpus of the Trust as specified herein.

8. The Agreement is approved in all respects and the Chairman and County Clerk are authorized and directed to execute it on behalf of the Board.

9. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution are rescinded.

YEAS: Hosey, Augustine, Spence, Osieczonek, Whitacre, Freeman, Brehler, Miars, Eakin, Ridge, Lautzenheiser, Austin, Whittum Rogers and Mulder

NAYS: None

ABSTAIN: None

ABSENT: None

Carried.

CERTIFICATION

I certify that this is a true and complete copy of a resolution adopted at a regular meeting of the Eaton County Board of Commissioners held on _____, 2015.

Date: _____,

Diana Bosworth, County Clerk

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION ESTABLISHING FREEDOM OF INFORMATION ACT (FOIA)
POLICIES AND GUIDELINES, PUBLIC SUMMARY OF PROCEDURES AND
GUIDELINES, AND FOIA OPERATIONAL PROCEDURES FOR EATON COUNTY**

Introduced by the Ways and Means Committee

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

WHEREAS, the Michigan legislature adopted 2014 Public Act 563 enacting numerous amendments to the Michigan Freedom of Information Act (FOIA), being MCL 15.231 *et seq*, that require revision of the current County FOIA Policy; and

WHEREAS, from time to time Eaton County Departments will receive Freedom of Information Act (FOIA) requests; and

WHEREAS, it is necessary to adopt, and to post online, "FOIA Policies and Guidelines" and a "FOIA Policy Summary" to ensure that the FOIA requests are addressed in an efficient and consistent manner, and to comply with these FOIA statutory amendments; and

WHEREAS, it is necessary to adopt FOIA Operational Procedures to implement these County FOIA Policies and Guidelines.

THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners hereby adopts, effective from and after July 1, 2015, the attached:

1. "Eaton County FOIA Policies and Guidelines," including the FOIA Forms attached to these Policies and Guidelines; and
2. "Eaton County FOIA Public Summary of Procedures and Guidelines"; and
3. "Eaton County FOIA Operational Procedures."

BE IT FURTHER RESOLVED that copies of the "Eaton County FOIA Policies and Guidelines," including the attached FOIA forms, and the "Eaton County FOIA Public Summary of Procedures and Guidelines" shall be posted on the County's website.

BE IT FURTHER RESOLVED, that the County Controller/Administrator is the County FOIA Coordinator for Eaton County per the designation by the Board Chairperson.

BE IT FURTHER RESOLVED, that the attached Eaton County FOIA Policies and Guidelines, including the attached FOIA Forms, the Eaton County FOIA Public Summary of Procedures and Guidelines, and the Eaton County FOIA Operational Procedures will be effective July 1, 2015, and will supersede any previous resolutions setting FOIA policies or establishing formulas for the cost of FOIA requests.

BE IT FURTHER RESOLVED, that the County Clerk will forward a copy of this resolution to each County Department. Carried.