

EATON COUNTY BOARD OF COMMISSIONERS  
NOVEMBER 18, 2015

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, November 18, 2015.

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

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

Commissioner Miars gave the invocation.

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

Commissioner Osieczonek requested the addition to the agenda under Public Works & Planning - #5 Resolution to Authorize Request for Michigan Department of Natural Resources Trust Fund Grant Extension.

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

Commissioner Austin moved the minutes of October 21, 2015 be approved as presented. Seconded by Commissioner Miars. Carried.

Communications: Letter from Madeline A. Buckhannan, NC and an anonymous post card regarding the February 28, 2015 incident involving an Eaton County Deputy Sheriff and Deven Guilford, were noted.

County Audit Engagement Letter and Terms received from Rehmann Robson, LLC.

Letter from Margaret Drive Private Road Association of Eaton County, Inc. regarding a burned and vacant house at 4802 Margaret Drive, Charlotte, MI Chester Township.

Letter of invitation to the Greater Lansing Area Holiday Commission 31<sup>st</sup> Annual Dr. Martin Luther King Jr. Holiday Luncheon to be held on January 18, 2016.

Public Comment: Brian Guilford, spoke regarding the February 28, 2015 incident which resulted in his son's death.

Chairman Mulder moved the approval of #15-11-102 Resolution in Honor of Hudson E. Deming.

WHEREAS, Hudson E. Deming served the citizens of the State of Michigan as Circuit Court Judge of the 56<sup>th</sup> Circuit in Eaton County from January 1, 1977 through his retirement on December 31, 1988; and  
WHEREAS, Judge Deming died on September 4, 2015; and  
WHEREAS, Judge Deming provided honorable service to the residents of the State of Michigan and Eaton County as Circuit Court Judge; and  
WHEREAS, the Eaton County Board of Commissioners seeks to honor Judge Hudson Deming.  
NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby honor and thank Hudson Deming for his years of public service to the State of Michigan and Eaton County and express its condolences to his family on his passing; 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 18<sup>th</sup> day of the month of November in the year 2015.  
Seconded by Commissioner Augustine . Carried.

Chairman Mulder moved the approval of #15-11-103 Resolution in Honor of Todd Cole.

WHEREAS, Todd Cole retired from Eaton County on November 13, 2015 after 25 years of service; and  
WHEREAS, Todd worked in the Sheriff's Office from December 4, 1990 until his resignation; and  
WHEREAS, Todd 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 Todd's years of public service.  
NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Todd 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 18<sup>th</sup> day of the month of November in the year 2015.  
Seconded by Commissioner Rogers. Carried.

Drain Commissioner's office presentation- Eaton County National Pollutant Discharge Elimination System Permit.

Public Hearing:

Chairman Mulder opened the Public Hearing at 7:15 p.m.

Parks Director Clayton Summers spoke regarding the Proposed Eaton County Parks Five-Year Master Plan.

Public Comments: None

Chairman Mulder closed the Public Hearing at 7:18 p.m.

Commissioner Ridge moved the approval of Health and Human Services Committee Appointment.

Mid-State Health Network Substance Use Disorder Oversight Policy Board:

Kimberly Thalison

Commissioner Spence (Alternate)

Seconded by Commissioner Eakin. Carried.

Commissioner Austin moved the approval of #15-11-104 Resolution to Approve Central Dispatch Tower Lease Agreement – City of Olivet

WHEREAS, in order to ensure adequate radio coverage for emergency service dispatching services throughout County, Central Dispatch has identified the need to place radio equipment on towers and other infrastructure owned by other municipalities; and

WHEREAS, to formalize these joint efforts with respect to the responsibilities of the County and municipality regarding maintenance and liability it has been determined to enter into lease agreements for the placement of said equipment; and

WHEREAS, the Public Safety Committee has reviewed the attached lease agreement between the County and the City of Olivet for said purpose and is recommending its approval.

NOW, THEREFORE, BE IT RESOLVED, the Eaton County Board of Commissioners approves the execution of the proposed tower lease agreement with the City of Olivet; and

BE IT FURTHER RESOLVED, the Chairman of the Board of Commissioners is authorized to execute said agreement for the County.

Seconded by Commissioner Lautzenheiser. Carried.

Commissioner Osieczonek moved the approval of #15-11-105 Resolution to Authorize Request for Michigan Department of Natural Resources Trust Fund Grant Extension.

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 November 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 November 4, 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 #15-11-106 Resolution to Approve DCA 11-15-6.

**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 5 Definitions and Interpretations (amend Sections 5.3.3 C & 5.3.6 F.), Article 7 Land Development Districts (amend Sections 7.3.3, 7.3.4, 7.5A.3, 7.5A.4, 7.6.3 and 7.6.4) Article 14 Specific Provisions and Requirements (amend Sections 14.13, 14.25, 14.28 and 14.29); and

**WHEREAS,** the Eaton County Planning Commission held a duly advertised and noticed public hearing on November 3, 2015; 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 November 3, 2015 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 5 Definitions and Interpretations (amend Sections 5.3.3 C & 5.3.6 F.), Article 7 Land Development Districts (amend Sections 7.3.3, 7.3.4, 7.5A.3, 7.5A.4, 7.6.3 and 7.6.4) Article 14 Specific Provisions and Requirements (amend Sections 14.13, 14.25, 14.28 and 14.29).

Seconded by Commissioner Hosey. Carried. Nays: Austin, Whittum, Rogers.

Commissioner Osieczonek moved the approval of #15-11-107 Regional Recycling Initiative.

**WHEREAS,** the recycling rate in Michigan is 15%, one of the lowest in the nation; and

**WHEREAS,** it is estimated that approximately \$435 million worth of recyclable materials are placed in Michigan landfills each year; and

**WHEREAS,** Governor Snyder launched an initiative to double the rate of recycling in Michigan; and

WHEREAS, in the tri-county area there are a number of urban and rural residents, businesses, and institutions whom lack access to any recycling services; and

WHEREAS, there are existing recycling programs residents are not utilizing fully or correctly; and

WHEREAS, there is little regional cooperation between tri-county communities on contracting for recycling services; and

WHEREAS, recyclable materials collected in the tri-county area are currently transported to recycling centers in other parts of the state because there are no local facilities in the region; and

WHEREAS, materials diverted from disposal contribute to the health and welfare of local communities and businesses; and

WHEREAS, the Eaton County Board of Commissioners acknowledges that it is committed to:

- Working toward consistent ordinances that encourage haulers to use the designated regional transfer or processing facility;
- Working toward cooperative hauling of recyclable materials to a processing facility or transfer station;
- Seeking a private sector partner to build, own, and/or operate a transfer station or material recovery facility and/or develop a phased into approach working toward regional infrastructure;
- Accepting a common set of materials so everyone in the region, regardless of hauler/service provider, can recycle the same items;
- Providing consistent recycling education and outreach to citizens;
- Establishing an adequate number of drop off sites in the region; and
- Working cooperatively with other communities in the region by 2018.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners hereby authorizes, the County's participation, through its Resource Recovery Department in the Regional Recycling Initiative.

Seconded by Commissioner Augustine. Carried.

Commissioner Osieczonek moved the approval of #15-11-108 Resolution to Authorize Adoption of the Eaton County Parks and Recreation Master Plan

WHEREAS, the Eaton County Board of Commissioners established the Eaton County Parks and Recreation Commission under the provisions of Act 261 of the Public Acts of 1965; and

WHEREAS, the Eaton County Parks and Recreation Commission has the responsibility for preparation of a five-year Parks and Recreation Master Plan for Eaton County; and

WHEREAS, said Commission has researched and surveyed the existing recreational resources and probable future needs for additional recreation, services, facilities, and lands; and

WHEREAS, a Parks and Recreation Master Plan has been completed and said Commission held focus group meetings with underserved population groups and a public input meeting on February 4, 2015, and a public review for 30

days to provide an opportunity for citizens to express opinions, ask questions, and discuss all aspects of said Master Plan; and

WHEREAS, the Eaton County Parks & Recreation Commission recommended adoption of the 2016 through 2020 Eaton County Parks & Recreation Plan by resolution on November 4, 2015, to the Eaton County Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners does hereby adopt the 2016 through 2020 Eaton County Parks and Recreation Master Plan.

BE IT FURTHER RESOLVED, that, as adopted, the Eaton County Parks & Recreation Plan serves as a guide for future park development in Eaton County and supersedes the five-year Parks & Recreation Plan adopted in 2009.

Seconded by Commissioner Whitacre. Carried.

Commissioner Osieczonek moved the approval of the following Public Works and Planning Committee Appointments:

Construction Code Board of Appeals

Larry Bond, to a three-year term expiring December 31, 2018, Plumbing Code Representative

Anthony Eldridge, to a three-year term expiring December 31, 2018, Plumbing Code Representative Alternate

Brain Ross, to a three-year term expiring December 31, 2018, Building Code Representative

Eaton County Transportation Authority (EATRAN)

Richard McCloy, to a three-year term expiring December 31, 2018

Purchase of Development Rights Selection Committee

Ellen Lambright, to a two-year term expiring December 31, 2017

James Garvey, to a two-year term expiring December 31, 2017

Brownfield Redevelopment Authority

Darius Reynnet, to a three-year term expiring December 31, 2018

Planning Commission

Timothy Cattron, to the remainder of a three-year expiring December 31, 2016

Seconded by Commissioner Austin. Carried.

Commissioner Eakin moved the approval of Apportionment Report November 18, 2015. Seconded by Commissioner Miars . Carried. (on file)

Commissioner Eakin moved the approval of #15-11-109 Resolution to Approve an Application for a Farmland and Open Space Developmental Rights Agreement (Public Act 116 Of 1974, as Amended)

WHEREAS, McCormack Land Co. LLC filed a Farmland and Open Space Application for property located in Roxand Township with the Eaton County Clerk's Office in October of 2015; and

WHEREAS, this application includes 36.83 acres; and

WHEREAS, the applicant is requesting a 90 year agreement; and

WHEREAS, a copy of this application was sent to all reviewing agencies as required by the act; and

WHEREAS, the Eaton County Ways & Means Committee has reviewed this application and is recommending approval.

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners at its regularly scheduled meeting on November 18, 2015, does hereby approve the Farmland and Open Space Application filed by McCormack Land Co.LLC, for property located in Roxand Township.

Seconded by Commissioner Ridge. Carried.

Commissioner Eakin moved the approval of 2016 Holiday Schedule.

Seconded by Commissioner Austin. Carried. (on file)

Commissioner Eakin moved the approval of #15-11-110 2015/2016 Budget Amendments.

WHEREAS, the Eaton County 2015/2016 Appropriations Act of September 16, 2015 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 2015/2016 Eaton County Budget:

GENERAL FUND

BOARD OF COMMISSIONERS - 101

Increase	Contractual Services - Grant	\$ 3,000
Increase	Contingency	\$ 3,000

To increase total budget to provide grant funds for volunteer income tax assistance to income eligible households through the Asset Independence Coalition.

CIRCUIT COURT - 131

Increase	Wage and Fringe	\$ 45,000
Increase	Contractual Services	\$ 25,000
Increase	Fund Balance Carryover	\$ 70,000

To increase total budget to move a grant funded position to the general fund for oversight over multiple programs and to contract for advisory/training services for program advancement and sustainability within those programs.

SPECIAL REVENUE FUND

PUBLIC IMPROVEMENT - 245

Increase	Capital Outlay	\$142,862
Increase	Fund Balance Carryover	\$142,862

To increase the Capital Outlay budget for capital projects not finalized in the 2014/2015 Budget.

Seconded by Commissioner Augustine. Carried.

Commissioner Eakin moved the approval of claims as audited by the Ways and Means Committee in the amount of \$707,079.35 and to accept the report of previously authorized payments.

Seconded by Commissioner Hosey. Carried.

Public Comment: Russ Hicks, 7900 Columbia Hwy., Eaton Rapids Township. Spoke regarding the dangers of low-head dams in Eaton County.

Commissioner Comments:

Commissioner Rogers stated that former Commissioner Denise Clark is under Hospice care at this time.

Commissioner Spence stated that Delta Township was recognized as a "five-star performer" under the eCities Program conducted by the University of Michigan-Dearborn's Center for Innovation Research. He reminded the Board that the Annual Juvenile Court Luncheon will be held December 9<sup>th</sup>. He also noted that Bretton Woods Lion's Club donated two defibrillators to the Sheriff Department for use in patrol cars.

Commissioner Augustine congratulated the Grand Ledge Comets for their winning football season. He also congratulated the Grand Ledge Theater Group for their successful season. Commissioner Augustine noted the November 13<sup>th</sup> grand opening of County Treasurer and County Clerk office hours in the Delta Township Administration Building.

There was no Unfinished Business, Old Business.

New Business: Commissioner Augustinte moved the appointment of M. Frances Fuller to the Jury Board vacancy. Seconded by Commissioner Whittum. Carried.

Commissioner Austin moved the approval of Resolution #15-11-111 recognizing the Michigan Foundation for Agriculture of Lansing as a nonprofit organization, for the purposes of a charitable gaming application. Seconded by Commissioner Rogers. Carried. Nays: Osieczonek, Spence, Whittum. (on file)

Commissioner Eakin moved the approval of Resolution #11-18-112 to Approve an Application for a Farmland and Open Space Developmental Rights Agreement (Public Act 116 Of 1974, as Amended).

WHEREAS, Gerald G & Mary J Linsley filed five Farmland and Open Space Applications for properties located in Bellevue Township with the Eaton County Clerk's Office in September of 2015; and

WHEREAS, these applications include a total of five parcels for a total of 342.36 acres; and

WHEREAS, the applicant is requesting a 90 year agreements; and

WHEREAS, a copy of this application was sent to all reviewing agencies as required by the act; and

WHEREAS, the Eaton County Ways & Means Committee has reviewed these applications and is recommending approval.

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners at its regularly scheduled meeting on November 18, 2015, does hereby approve the five Farmland and Open Space Applications filed by Gerald G & Mary J Linsley, for properties located in Bellevue Township.

Seconded by Commissioner Whittum. Carried.

Chairman Mulder adjourned the meeting to Wednesday, December 16, 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 IN HONOR OF  
HUDSON E. DEMING**

**NOVEMBER 18, 2015**

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

**WHEREAS**, Hudson E. Deming served the citizens of the State of Michigan as Circuit Court Judge of the 56<sup>th</sup> Circuit in Eaton County from January 1, 1977 through his retirement on December 31, 1988; and

**WHEREAS**, Judge Deming died on September 4, 2015; and

**WHEREAS**, Judge Deming provided honorable service to the residents of the State of Michigan and Eaton County as Circuit Court Judge; and

**WHEREAS**, the Eaton County Board of Commissioners seeks to honor Judge Hudson Deming.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners does hereby honor and thank Hudson Deming for his years of public service to the State of Michigan and Eaton County and express its condolences to his family on his passing; 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 18<sup>th</sup> day of the month of November in the year 2015. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION OF APPRECIATION FOR  
SHERIFF CORRECTIONS DEPUTY TODD COLE**

**NOVEMBER 18, 2015**

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

**WHEREAS**, Todd Cole retired from Eaton County on November 13, 2015 after 25 years of service; and

**WHEREAS**, Todd worked in the Sheriff's Office from December 4, 1990 until his resignation; and

**WHEREAS**, Todd 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 Todd's years of public service.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners does hereby thank Todd 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 18<sup>th</sup> day of the month of November in the year 2015. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**NOVEMBER 18, 2015**

**RESOLUTION TO APPROVE CENTRAL DISPATCH TOWER  
LEASE AGREEMENT – CITY OF OLIVET**

**Introduced by the Public Safety Committee**

Commissioner Austin moved for the approval of the following resolution. Seconded by Commissioner Lautzenheiser.

**WHEREAS**, in order to ensure adequate radio coverage for emergency service dispatching services throughout County, Central Dispatch has identified the need to place radio equipment on towers and other infrastructure owned by other municipalities; and

**WHEREAS**, to formalize these joint efforts with respect to the responsibilities of the County and municipality regarding maintenance and liability it has been determined to enter into lease agreements for the placement of said equipment; and

**WHEREAS**, the Public Safety Committee has reviewed the attached lease agreement between the County and the City of Olivet for said purpose and is recommending its approval.

**NOW, THEREFORE, BE IT RESOLVED**, the Eaton County Board of Commissioners approves the execution of the proposed tower lease agreement with the City of Olivet; and

**BE IT FURTHER RESOLVED**, the Chairman of the Board of Commissioners is authorized to execute said agreement for the County. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**NOVEMBER 18, 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 for 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 November 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 November 4, 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**

**November 18, 2015**

**RESOLUTION TO APPROVE DCA-11-15-6**

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

Commissioner Osieczonek moved for 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 5 Definitions and Interpretations (amend Sections 5.3.3 C & 5.3.6 F.), Article 7 Land Development Districts (amend Sections 7.3.3, 7.3.4, 7.5A.3, 7.5A.4, 7.6.3 and 7.6.4) Article 14 Specific Provisions and Requirements (amend Sections 14.13, 14.25, 14.28 and 14.29); and

**WHEREAS,** the Eaton County Planning Commission held a duly advertised and noticed public hearing on **November 3, 2015**; 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 **November 3, 2015** 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 5 Definitions and Interpretations (amend Sections 5.3.3 C & 5.3.6 F.), Article 7 Land Development Districts (amend Sections 7.3.3, 7.3.4, 7.5A.3, 7.5A.4, 7.6.3 and 7.6.4) Article 14 Specific Provisions and Requirements (amend Sections 14.13, 14.25, 14.28 and 14.29).

At the regular meeting of the Eaton County Board of Commissioners on November 18, 2015 the Resolution regarding the approval of said request was adopted.

Those voting Aye: Hosey, Augustine, Spence, Osieczonek, Whitacre, Brehler, Miars Eakin, Ridge, Lautzenheiser and Mulder

Those voting Nay: Austin, Whittum and Rogers

Abstention: None

Absent: Freeman

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 November 18, 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-11-15-6**

**District Change Amendment DCA-11-15-6 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 5 Definitions and Interpretations (amend Sections 5.3.3 C & 5.3.6 F.), Article 7 Land Development Districts (amend Sections 7.3.3, 7.3.4, 7.5A.3, 7.5A.4, 7.6.3 and 7.6.4) Article 14 Specific Provisions and Requirements (amend Sections 14.13, 14.25, 14.28 and 14.29).

**WHEREAS**, the Eaton County Planning Commission held a duly advertised and noticed public hearing on **November 3, 2015**; and

**WHEREAS**, the Eaton County Planning Commission has taken action on **November 3, 2015** 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:

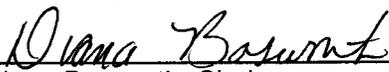
Yeas	<u>12</u>
Nays	<u>2</u>
Abstaining	<u>0</u>
Absent	<u>1</u>

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 Eaton County Land Development Code (Zoning Ordinance), as amended and passed by the Eaton County Board of Commissioners on **November 18, 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

18 day of November 2015

  
\_\_\_\_\_  
Blake Mulder, Chairman  
Eaton County Board of Commissioners

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

**EATON COUNTY BOARD OF COMMISSIONERS****RESOLUTION TO PARTICIPATE IN THE REGIONAL RECYCLING INITIATIVE**

November 18, 2015

Introduced by the Public Works and Planning Committee

**Commissioner Osieczonek moved for the approval of the following resolution. Seconded by Commissioner Augustine.****WHEREAS**, the recycling rate in Michigan is 15%, one of the lowest in the nation; and**WHEREAS**, it is estimated that approximately \$435 million worth of recyclable materials are placed in Michigan landfills each year; and**WHEREAS**, Governor Snyder launched an initiative to double the rate of recycling in Michigan; and**WHEREAS**, in the tri-county area there are a number of urban and rural residents, businesses, and institutions whom lack access to any recycling services; and**WHEREAS**, there are existing recycling programs residents are not utilizing fully or correctly; and**WHEREAS**, there is little regional cooperation between tri-county communities on contracting for recycling services; and**WHEREAS**, recyclable materials collected in the tri-county area are currently transported to recycling centers in other parts of the state because there are no local facilities in the region; and**WHEREAS**, materials diverted from disposal contribute to the health and welfare of local communities and businesses; and**WHEREAS**, the Eaton County Board of Commissioners acknowledges that it is committed to:

- Working toward consistent ordinances that encourage haulers to use the designated regional transfer or processing facility;
- Working toward cooperative hauling of recyclable materials to a processing facility or transfer station;
- Seeking a private sector partner to build, own, and/or operate a transfer station or material recovery facility and/or develop a phased into approach working toward regional infrastructure;
- Accepting a common set of materials so everyone in the region, regardless of hauler/service provider, can recycle the same items;
- Providing consistent recycling education and outreach to citizens;
- Establishing an adequate number of drop off sites in the region; and
- Working cooperatively with other communities in the region by 2018.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Commissioners hereby authorizes, the County's participation, through its Resource Recovery Department in the Regional Recycling Initiative. **Carried.**

**EATON COUNTY BOARD OF COMMISSIONERS**

**NOVEMBER 18, 2015**

**RESOLUTION TO AUTHORIZE ADOPTION OF THE EATON COUNTY  
PARKS AND RECREATION MASTER PLAN**

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

Commissioner Osieczonek moved for the approval of the following resolution. Seconded by Commissioner Whitacre.

**WHEREAS**, the Eaton County Board of Commissioners established the Eaton County Parks and Recreation Commission under the provisions of Act 261 of the Public Acts of 1965; and

**WHEREAS**, the Eaton County Parks and Recreation Commission has the responsibility for preparation of a five-year Parks and Recreation Master Plan for Eaton County; and

**WHEREAS**, said Commission has researched and surveyed the existing recreational resources and probable future needs for additional recreation, services, facilities, and lands; and

**WHEREAS**, a Parks and Recreation Master Plan has been completed and said Commission held focus group meetings with underserved population groups and a public input meeting on February 4, 2015, and a public review for 30 days to provide an opportunity for citizens to express opinions, ask questions, and discuss all aspects of said Master Plan; and

**WHEREAS**, the Eaton County Parks & Recreation Commission recommended adoption of the 2016 through 2020 Eaton County Parks & Recreation Plan by resolution on November 4, 2015, to the Eaton County Board of Commissioners.

**NOW, THEREFORE BE IT RESOLVED**, that the Eaton County Board of Commissioners does hereby adopt the 2016 through 2020 Eaton County Parks and Recreation Master Plan.

**BE IT FURTHER RESOLVED**, that, as adopted, the Eaton County Parks & Recreation Plan serves as a guide for future park development in Eaton County and supersedes the five-year Parks & Recreation Plan adopted in 2009. Carried.

**EATON COUNTY BOARD OF COMMISSIONERS**

**November 18, 2015**

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

**Introduced by the Ways & Means Committee**

Commissioner Eakin moved for the approval of the following resolution. Seconded by Commissioner Miars.

WHEREAS, McCormack Land Co. LLC filed a Farmland and Open Space Application for property located in Roxand Township with the Eaton County Clerk's Office in October of 2015; and

WHEREAS, this application includes 36.83 acres; and

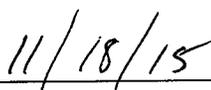
WHEREAS, the applicant is requesting a 90 year agreement; and

WHEREAS, a copy of this application was sent to all reviewing agencies as required by the act; and

WHEREAS, the Eaton County Ways & Means Committee has reviewed this application and is recommending approval.

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners at its regularly scheduled meeting on November 18, 2015, does hereby approve the Farmland and Open Space Application filed by McCormack Land Co.LLC, for property located in Roxand Township.

  
\_\_\_\_\_  
Diana Bosworth, County Clerk

  
\_\_\_\_\_  
Date

**EATON COUNTY BOARD OF COMMISSIONERS****NOVEMBER 18, 2015****RESOLUTION TO APPROVE  
2015/2016 BUDGET AMENDMENTS****Introduced by the Ways and Means Committee**

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

**WHEREAS**, the Eaton County 2015/2016 Appropriations Act of September 16, 2015 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 2015/2016 Eaton County Budget:

**GENERAL FUND****BOARD OF COMMISSIONERS - 101**

Increase	Contractual Services - Grant	\$ 3,000
Increase	Contingency	\$ 3,000

To increase total budget to provide grant funds for volunteer income tax assistance to income eligible households through the Asset Independence Coalition.

**CIRCUIT COURT - 131**

Increase	Wage and Fringe	\$ 45,000
Increase	Contractual Services	\$ 25,000
Increase	Fund Balance Carryover	\$ 70,000

To increase total budget to move a grant funded position to the general fund for oversight over multiple programs and to contract for advisory/training services for program advancement and sustainability within those programs.

**SPECIAL REVENUE FUND****PUBLIC IMPROVEMENT - 245**

Increase	Capital Outlay	\$142,862
Increase	Fund Balance Carryover	\$142,862

To increase the Capital Outlay budget for capital projects not finalized in the 2014/2015 Budget. Carried.



Charitable Gaming Division  
Box 30023, Lansing, MI 48909  
OVERNIGHT DELIVERY:  
101 E. Hillsdale, Lansing MI 48933  
(517) 335-5780  
www.michigan.gov/cg

**LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES**  
(Required by MCL 432.103(K)(ii))

At a regular meeting of the Eaton County Board of Commissioners  
REGULAR OR SPECIAL TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD

called to order by Chairperson Blake Mulder on November 18, 2015  
DATE

at 7:00 ~~xxx~~ am p.m. the following resolution was offered:  
TIME

Moved by Commissioner Austin and supported by Commissioner Rogers

that the request from Michigan Foundation for Agriculture of Lansing  
NAME OF ORGANIZATION CITY

county of Eaton, asking that they be recognized as a  
COUNTY NAME

nonprofit organization operating in the community for the purpose of obtaining charitable

gaming licenses, be considered for approval.  
APPROVAL/DISAPPROVAL

APPROVAL	DISAPPROVAL
Yeas: <u>11</u>	Yeas: _____
Nays: <u>3</u>	Nays: _____
Absent: <u>1</u>	Absent: _____

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the Eaton Co Board of Commissioners at a Regular  
TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD REGULAR OR SPECIAL

meeting held on November 18, 2015.  
DATE

SIGNED: Diana Bosworth  
TOWNSHIP, CITY, OR VILLAGE CLERK

Diana Bosworth, Eaton County Clerk  
PRINTED NAME AND TITLE

1045 Independence Blvd., Charlotte, Michigan 48813  
ADDRESS

COMPLETION Required.  
PENALTY Possible denial of application  
BSL-CG-1153(R6/09)

**EATON COUNTY BOARD OF COMMISSIONERS**

**November 18, 2015**

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

**Introduced by the Ways & Means Committee**

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

WHEREAS, Gerald G & Mary J Linsley filed five Farmland and Open Space Applications for properties located in Bellevue Township with the Eaton County Clerk's Office in September of 2015; and

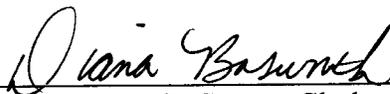
WHEREAS, these applications include a total of five parcels for a total of 342.36 acres; and

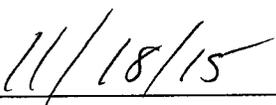
WHEREAS, the applicant is requesting a 90 year agreements; and

WHEREAS, a copy of this application was sent to all reviewing agencies as required by the act; and

WHEREAS, the Eaton County Ways & Means Committee has reviewed these applications and is recommending approval.

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners at its regularly scheduled meeting on November 18, 2015, does hereby approve the five Farmland and Open Space Applications filed by Gerald G & Mary J Linsley, for properties located in Bellevue Township. Carried.

  
\_\_\_\_\_  
Diana Bosworth, County Clerk

  
\_\_\_\_\_  
Date