

EATON COUNTY BOARD OF COMMISSIONERS
OCTOBER 21, 2015

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, October 21, 2015.

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

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

Commissioner Austin 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, Wayne Ridge, Brian Lautzenheiser, Kent C. Austin, Jeremy Whittum, Barbara Rogers. Commissioners absent: Roger Eakin.

Commissioner Miars requested two additions to the agenda under Ways & Means - Appointments, and Resolution to Amend to Historical Commission Ordinance and Bylaws. Chairman Mulder requested the addition under New Business - Request to go into closed session to discuss pending litigation.

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

Commissioner Lautzenheiser moved the minutes of September 8, 2015 and September 16, 2015 be approved as presented. Seconded by Commissioner Austin. Carried.

Communications:

Treasurer Robert Robinson spoke regarding Standard and Poor's Rating Services AA long term rating on the credit profile for Eaton County government on October 19. The AA rating reflects Standard and Poor's assessment of strong county management with good financial practices, adequate budgetary performance, and very strong liquidity.

Letter received from U.S. Department of Transportation regarding the County's support of American Airlines' application to replace Sun Country for nonstop service from Lansing's Capital Region International Airport (LAN) to Ronald Reagan Washington National Airport.

Public Comment: None

Commissioner Ridge moved the approval of the following Committee Appointments:

Clinton-Eaton-Ingham Community Mental Health Board

Kay Randolph-Back, to a three-year term expiring December 31, 2018

Tri-County Aging Advisory Council

Martha Yoder, to a three-year term expiring December 31, 2018

Seconded by Commissioner Whitacre. Carried.

Commissioner Osieczonek moved the approval of the following Committee Appointments:

Zoning Board of Appeals

Mark Stahl, to a three-year term expiring December 31, 2018

Michael Maynard, to a three-year term expiring December 31, 2018

Construction Board of Appeals – Citizen

Jane Sprague, to a three-year term expiring December 31, 2018

Parks Commission

Paul Dean, to a three-year term expiring December 31, 2018

Neil Lacasse, to a three-year term expiring December 31, 2018

Planning Commission

Ben Tirrell, to a three-year term expiring December 31, 2018

Brownfield Redevelopment Authority

Robert Sepeter, to a three-year term expiring December 31, 2018

Housing Advisory Committee

Denise Dunn, to a two-year term expiring December 31, 2017

Jodie Willobee, to a two-year term expiring December 31, 2017

Robert Worgul, to a two-year term expiring December 31, 2017

Robert Brown, to a two-year term expiring December 31, 2017

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

Seconded by Commissioner Rogers. Carried.

Commissioner Osieczonek moved the approval of #15-10-90 Resolution to Approve DCA 10-15-5.

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, Richard and Laura Miller initiated a petition to change the Land Development District (zoning) designation for a parcel at 2080 S. Michigan

Road, Section 26, Eaton Rapids Township from Local Business (C-1) to General Business (C-2); and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on October 6, 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 October 6, 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 Richard and Laura Miller, 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 2080 S. Michigan Road, Section 26, Eaton Township from Local Business (C-1) to General Business (C-2);

COM 1202.88 FT E OF NW CORNER SEC.26, S 325.98 FT, S 59DEG 05MIN 00SEC E 544.70 FT, NELY ON C/L M-99 465 FT, N 14DEG 09MIN 03SEC W 201.96 FT, W 651.42 FT TO BEG. SEC.26, T2N,R3W, EATON RAPIDS TWP 1980.

Seconded by Commissioner Whittum. Carried.

Commissioner Osieczonek moved the approval of #15-10-91 Resolution to Approve Amendments to Community Development Block Grant Homeowner Rehabilitation and Emergency Repair Program Guidelines.

WHEREAS, the Michigan State Housing Development Authority (MSHDA) has awarded Eaton County Community Development Block Grant to upgrade housing conditions for its low and very low income homeowners; and

WHEREAS, the Eaton County Board of Commissioners has previously adopted Homeowner Rehabilitation and Emergency Repair Program Guidelines to

outline procedures and requirements for participation in the program and for the implementation of individual repair and rehabilitation projects; and

WHEREAS, the Program Guidelines have been developed to comply with all appropriate state and federal legislation and requirements; and

WHEREAS, the Michigan State Housing Development Authority is requiring as part of this grant acceptance, amendments to the Homeowner Rehabilitation and Emergency Repair Program Guidelines (attached), previously approved by the Board of Commissioners; and

WHEREAS, The Program Guidelines have been reviewed and are being recommended by the Public Works and Planning Committee.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the attached Homeowner Rehabilitation and Emergency Repair Program Guidelines, as presented and authorizes Housing Department staff submit the Program Guidelines to MSHDA as part of its grant acceptance.

Seconded by Commissioner Hosey. Carried.

Commissioner Osieczonek moved the approval of #15-10-92 Resolution to Approve Scrap tire.

WHEREAS, the Resource Recovery Department has been established for the development and administration of the County Solid Waste Management Plan under Act 641; and

WHEREAS, key components of the Resource Recovery Department include increasing the amount of materials recycled; and

WHEREAS, the Michigan Department of Environmental Quality Scrap Tire Recycling Grant is designed to provide assistance in the removal of residential tires; and

WHEREAS, the Resource Recovery Department offers three Scrap Tire collection events annually; and

WHEREAS, the Michigan Department of Environmental Quality has encouraged regional applications and Eaton County has been approached by Clinton County, Barry County, and Meridian Township to submit one grant for all four communities; and

WHEREAS, Eaton County will serve as the applicant and fiduciary for the grant; and

NOW, THEREFORE, LET IT BE RESOLVED that Eaton County approves the application of the Scrap Tire grant; and

BE IT FURTHER RESOLVED, that acceptance of the grant award is contingent upon the approval of Memorandums of Understanding between the County and other individual participating entities providing for said participating entities to reimburse the County for any non-grant costs associated with collection events held within their jurisdiction; and

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners, or his designee, is authorized to sign any necessary grant documents; and

BE IT FURTHER RESOLVED, that the Controller is authorized to make budget amendments to the adopted budget, in the event the grant is authorized.

Seconded by Commissioner Whitacre. Carried.

Commissioner Osieczonek reported that the Parks Commission will be discussing a recommendation to seek an extension for the County's Michigan Department of Natural Resource Trust Fund grant at its November 3rd regular meeting.

It was also reported that the Board of Commissioners will conduct a public hearing on the proposed Parks Master Plan on November 18, 2015.

Commissioner Miars moved the approval Apportionment Report.
Seconded by Commissioner Augustine. Carried. (see attached)

Commissioner Miars moved the approval of #15-10-93 Resolution to Approve an Application for a Farmland and Open Space Developmental Rights Agreement.

(PUBLIC ACT 116 OF 1974, AS AMENDED)

WHEREAS, Marvin R. Cook and Margaret S. Cook, filed one Farmland and Open Space Application for two properties located in Roxand Township, with the Eaton County Clerk's Office in September of 2015; and

WHEREAS, this application includes a total of 2 parcels of which total 53.52 acres; and

WHEREAS, the applicant is requesting a 25 year agreement; and includes parcel numbers 020-029-400-030-05 and 020-029-400-030-03.

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 October 21, 2015 does hereby approve the Farmland and Open Space Application filed by Marvin R. Cook and Margaret S. Cook, properties located in Roxand Township.

Seconded by Commissioner Rogers. Carried.

Commissioner Miars moved the approval of #15-10-94 Resolution to Approve Energy Conservation Bonds Allocation to the State of Michigan.

WHEREAS, Section 54D of the Internal Revenue Code of 1986, as amended (the "Code") and the American Recovery and Reinvestment Act of 2009, Public Law 111-5 authorize the issuance of Qualified Energy Conservation Bonds to finance expenditures for purposes of energy conservation and efficiency; and

WHEREAS, Eaton County has been allocated Qualified Energy Conservation Bonds capacity; and

WHEREAS, pursuant to Section 54D of the Code, Eaton County may assign all or a portion of such allocation to another entity; and

WHEREAS, Eaton County desires to assign its full allocation of Qualified Energy Conservation Bonds to the State of Michigan (the "State").

NOW, THEREFORE, BE IT RESOLVED THAT

1. The State be and is hereby assigned all of Eaton County's Qualified Energy Conservation Bonds allocation, in the amount of One Million Fifty-Six Thousand Seven Hundred Ninety-Two Dollars (\$1,056,792.00).
2. The Chairman of the Board of Commissioners is authorized to execute any documents necessary to effectuate the foregoing assignment.
3. All resolutions and parts of resolutions insofar as the same conflict with the provisions of this resolution be and the same hereby are rescinded.

Seconded by Commissioner Hosey. Carried.

Commissioner Miars moved the approval of #15-10-95 Resolution to Approve Collective Bargaining Settlement Agreement with the Fraternal Order of Police 911 Dispatchers Unit.

WHEREAS, the Board of Commissioners has been in negotiations with the Fraternal Order of Police ("the Union"), which represents the Central Dispatch 9-1-1 Dispatchers, to reach a new collective bargaining agreement; and

WHEREAS, the parties reached a settlement agreement through mediation; and WHEREAS, the Controller was notified that the terms of the settlement agreement were ratified by the Union's membership; and

WHEREAS, the Ways and Means Committee has reviewed the terms of the settlement agreement and are recommending its approval to the Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approval the proposed settlement agreement for the collective bargaining agreement with the Fraternal Order of Police Central Dispatch 9-1-1 Dispatchers Unit for the one-year period from October 1, 2015 through September 30, 2016; and

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

Seconded by Commissioner Whittum. Carried.

Commissioner Miars moved the approval of #15-10-96 Resolution to Approve Collective Bargaining Settlement Agreement with the Police Officers' Association of Michigan Sheriff's Non-Supervisory Unit.

WHEREAS, the Board of Commissioners has been in negotiations with the Police Officers' Association of Michigan ("the Union"), which represents the Sheriff's Non-Supervisory Unit, to reach a new collective bargaining agreement; and

WHEREAS, the parties reached a settlement agreement through mediation; and WHEREAS, the Controller was notified that the terms of the settlement agreement were ratified by the Union's membership; and

WHEREAS, the Ways and Means Committee has reviewed the terms of the settlement agreement and are recommending its approval to the Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approval the proposed settlement agreement for the collective bargaining agreement with the Police Officers' Association of Michigan Sheriff's Non-Supervisory Unit for the one-year period from October 1, 2015 through September 30, 2016; and

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

Seconded by Commissioner Austin. Carried.

Commissioner Miars moved the approval of #15-10-97 Resolution to County Clerk Petty Cash Fund.

WHEREAS, the County Clerk has a petty cash fund in the County Clerk's Office in the amount of \$100.00 in order to make change when receipting cash payments; and

WHEREAS, the County Clerk has requested to increase the petty cash fund in the County Clerk's Office to \$200 to establish a cash drawer for the Delta Township office site; and

WHEREAS, the Ways and Means Committee has reviewed the request and recommended approval.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners approves the increase in petty cash from \$100 to \$200 to establish a second cash drawer to be located in the Delta Township office site; and

BE IT FURTHER RESOLVED, that the County Clerk follow the Eaton County Petty Cash policy dated June 2, 1996 and any violation of this policy may result in the Petty Cash fund being returned to the County.

Seconded by Commissioner Augustine. Carried.

Commissioner Miars moved the approval of #15-10-98 2014/2015 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:

SPECIAL REVENUE FUND

PUBLIC IMPROVEMENT - 245

Increase	Capital Outlay	\$111,227
Increase	Fund Balance Carryover	\$111,227

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

CENTRAL DISPATCH - 261

Increase	Capital Outlay	\$408,479
Increase	Fund Balance Carryover	\$408,479

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

Office Equipment (24 hour chairs/director office furniture)	\$ 22,000
Eaton Rapids Radio Tower	\$200,000
Olivet Radio Tower	\$186,479

Seconded by Commissioner Lautzenheiser. Carried.

Commissioner Miars moved the approval of #15-10-99 Resolution to Amend the Eaton County Historical Commission Ordinance and Bylaws.

Purpose: Commissioners of the Eaton County Historical Commission shall promote, preserve and record Eaton County History.

Membership: The Commission shall consist of ten (10) members and shall include nine (9) residents of Eaton County and one (1) County Commissioner, as provided by ordinance of the Eaton County Board of Commissioners.

Officers and Their Duties: The Eaton County Historical Commissioners shall elect a Chairperson, Vice Chairperson and a Treasurer yearly at the September meeting. The secretary for Courthouse Square Association will serve as secretary to the Historical Commission. The Chairperson shall conduct the meetings, appoint committees and direct the activities of the Historical Commission. The Chairperson shall prepare an annual budget for approval by the Historical Commission at the January meeting.

The Secretary shall maintain minutes of the meetings and maintain a file of these minutes at the county seat for public inspection. He/she shall conduct correspondence as directed by the Historical Commission.

Any vacancy occurring in the officers shall be filled at the next regular meeting.

Meetings: The Eaton County Historical Commission shall meet the first Tuesday of each alternating month, starting in January, at 7:30 p.m. There will be six (6) meetings a year (January, March, May, July, September and November). The Eaton County Historical Commission shall meet in the 1885 Courthouse in Charlotte, Michigan and can meet at alternate locations if so designated by the Chairperson. Special meetings may be called by the Chairperson or two Commissioners. Meetings shall be conducted according to Roberts Rules of Order, revised.

Quorum: Six (6) members of the Commission shall constitute a quorum.

Vacancies: In the event a vacancy arises on the Historical Commission, the Commission shall make recommendations to the Eaton County Board of Commissioners that an interim appointment be made. A vacancy shall be filled any time a Commissioner resigns or otherwise leave the Commission.

Duties and Powers of Commissioners: The Historical Commission shall:

1. Accept gifts and donations that conform with the aims and purpose of the Historical Commission.
2. Establish a calendar of events at the January meeting.
3. Conduct meetings open to the public and maintain a schedule of such in the County Clerk's Office.

Amendments: These by-laws may be amended by a majority vote of the Eaton County Historical Commission, except an amendment relating to the membership of the Commission, which may be amended by a majority vote of the Board of Commissioners, provided the amendments have been proposed at the previous meeting.

Seconded by Commissioner Freeman. Carried.

Commissioner Miars moved the approval the following appointments:

Historical Commission

Deborah Malewski, to a three-year term expiring December 31, 2018

Tom Raymond, to a three-year term expiring December 31, 2018

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

Susan Ward, to a three-year term expiring December 31, 2018

Joy Black, to a three-year term expiring December 31, 2018

Building Authority

Michael Maynard, to a three-year term expiring December 31, 2018

Seconded by Commissioner Augustine. Carried.

Commissioner Miars 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 Rogers. Carried.

Public Comment: Bruce Barlund spoke regarding the Crandell Lake project.

Liza Sayre and Jim Tamarelli 4820 White Road, Walton spoke regarding medical marijuana growing operations in Eaton County.

Commissioner Comments:

Commissioner Osieczonek spoke regarding an opening on the EATRAN Board for a representative from the Roxand, Sunfield, Chester townships area.

Commissioner Spence stated the Delta Community Awards event will be held on November 12 at 5:30 p.m. at the Crowne Plaza hotel. He also stated a community forum would be held on November 10 at Lansing Community College West, regarding School to Prison Pipeline.

Chairman Mulder spoke regarding his attendance at the MERS Annual Meeting and the information provided.

There was no Unfinished Business, Old Business.

New Business:

Commissioner Miars moved the approval of #15-10-100 Personnel Policy Amendments.

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 revision to the Personnel Policy, effective November 1, 2015, as presented.

Seconded by Commissioner Austin. Carried.

Commissioner Miars moved to enter to closed session to discuss pending litigation strategy at 7:58 p.m. Seconded by Commissioner Lautzenheiser. Roll call vote. Carried unanimously.

Closed Session.

Commissioner Hosey moved to end the closed session at 9:25 p.m. Seconded by Commissioner Whitaker. Carried.

Chairman Mulder adjourned the regular meeting at 9:26 p.m.

Chairman Mulder adjourned the meeting to Tuesday, November 18, 2015 at 7:00 p.m.

Chairman of the Board of Commissioners

Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO APPROVE DCA-10-15-5

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

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

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, Richard and Laura Miller initiated a petition to change the Land Development District (zoning) designation for a parcel at 2080 S. Michigan Road, Section 26, Eaton Rapids Township from Local Business (C-1) to General Business (C-2); and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on **October 6, 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 **October 6, 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 Richard and Laura Miller, 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 2080 S. Michigan Road, Section 26, Eaton Township from Local Business (C-1) to General Business (C-2);

COM 1202.88 FT E OF NW CORNER SEC.26, S 325.98 FT, S 59DEG 05MIN 00SEC E 544.70 FT, NELY ON C/L M-99 465 FT, N 14DEG 09MIN 03SEC W 201.96 FT, W 651.42 FT TO BEG. SEC.26, T2N,R3W, EATON RAPIDS TWP 1980

At the regular meeting of the Eaton County Board of Commissioners on **October 21, 2015** the Resolution regarding the approval of said request was adopted.

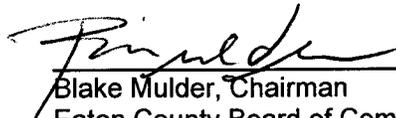
Those voting Aye: Hosey, Augustine, Spence, Osieczonek, Whitacre, Freeman, Brehler, Miars, Ridge, Lautzenheiser, Austin, Whittum, Rogers and Mulder

Those voting Nay: None

Abstention: None

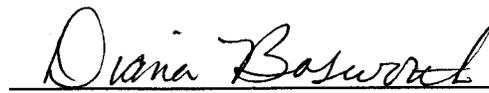
Absent: Eakin

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 **October 21, 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-10-15-5**

District Change Amendment DCA-10-15-5 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 Richard and Laura Miller to rezone property from Local Business (C-1) to General Business (C-2) for property located at 2080 S. Michigan Road, Section 26, Eaton Rapids Township, parcel ID# 120-026-100-021-00 and is legally described as:

COM 1202.88 FT E OF NW CORNER SEC.26, S 325.98 FT, S 59DEG 05MIN 00SEC E 544.70 FT, NELY ON C/L M-99 465 FT, N 14DEG 09MIN 03SEC W 201.96 FT, W 651.42 FT TO BEG. SEC.26, T2N,R3W, EATON RAPIDS TWP 1980

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on **October 6, 2015**; and

WHEREAS, the Eaton County Planning Commission has taken action on **October 6, 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>14</u>
Nays	<u>0</u>
Abstaining	<u>0</u>
Absent	<u>1</u>

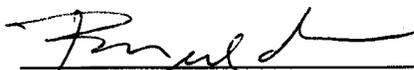
I, Diana Bosworth, Clerk for the County of Eaton, do hereby certify that the above and foregoing is a true copy of the amendment to the Zoning District Maps of the Eaton County Land Development Code (Zoning Ordinance), as amended and passed by the Eaton County Board of Commissioners on **October 21, 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

21 day of October, 2015

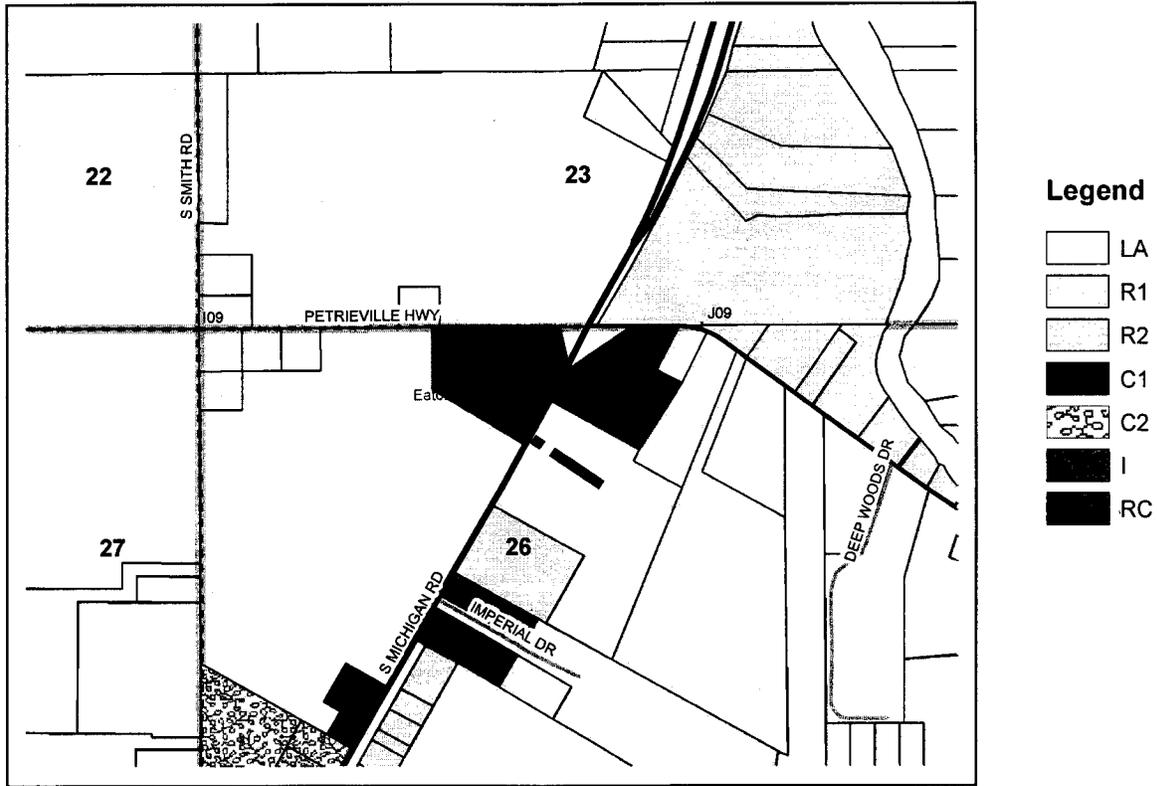


Diana Bosworth, Clerk
Eaton County Board of Commissioners



Blake Mulder, Chairman
Eaton County Board of Commissioners

LOCAL BUSINESS (C-1) CHANGED TO GENERAL BUSINESS (C-2)



Eaton County
Community Development Department

Permit: DCA-10-15-5
Township: Eaton Rapids
Parcel Number: 120-026-100-021-00



COM 1202.88 FT E OF NW CORNER SEC.26, S 325.98 FT, S 59DEG 05MIN 00SEC E 544.70 FT, NELY ON C/L M-99 465 FT, N 14DEG 09MIN 03SEC W 201.96 FT, W 651.42 FT TO BEG. SEC.26, T2N,R3W, EATON RAPIDS TWP 1980

Blake Mulder
Blake Mulder, Chairman
Eaton County Board of Commissioners
Date: October 21, 2015

Diana Bosworth
Diana Bosworth, Clerk
Eaton County Board of Commissioners
Date: October 21, 2015

15-10-91

EATON COUNTY BOARD OF COMMISSIONERS

October 21, 2015

**RESOLUTION TO APPROVE AMENDMENTS TO COMMUNITY DEVELOPMENT BLOCK
GRANT HOMEOWNER REHABILITATION AND EMERGENCY REPAIR PROGRAM
GUIDELINES**

Introduced by the Public Works & Planning Committee

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

WHEREAS, the Michigan State Housing Development Authority (MSHDA) has awarded Eaton County a Community Development Block Grant to upgrade housing conditions for its low and very low income homeowners; and

WHEREAS, the Eaton County Board of Commissioners has previously adopted Homeowner Rehabilitation and Emergency Repair Program Guidelines to outline procedures and requirements for participation in the program and for the implementation of individual repair and rehabilitation projects; and

WHEREAS, the Program Guidelines have been developed to comply with all appropriate state and federal legislation and requirements; and

WHEREAS, the Michigan State Housing Development Authority is requiring as part of this grant acceptance, amendments to the Homeowner Rehabilitation and Emergency Repair Program Guidelines (attached), previously approved by the Board of Commissioners; and

WHEREAS, The Program Guidelines have been reviewed and are being recommended by the Public Works and Planning Committee.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the attached Homeowner Rehabilitation and Emergency Repair Program Guidelines, as presented and authorizes Housing Department staff submit the Program Guidelines to MSHDA as part of its grant acceptance. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 21, 2015

**RESOLUTION TO APPROVE A MICHIGAN DEPARTMENT OF ENVIRONMENTAL
QUALITY SCRAP TIRE RECYCLING GRANT APPLICATION**

Introduced by the Public Works and Planning Committee

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

WHEREAS, the Resource Recovery Department has been established for the development and administration of the County Solid Waste Management Plan under Act 641; and

WHEREAS, key components of the Resource Recovery Department include increasing the amount of materials recycled; and

WHEREAS, the Michigan Department of Environmental Quality Scrap Tire Recycling Grant is designed to provide assistance in the removal of residential tires; and

WHEREAS, the Resource Recovery Department offers three Scrap Tire collection events annually; and

WHEREAS, the Michigan Department of Environmental Quality has encouraged regional applications and Eaton County has been approached by Clinton County, Barry County, and Meridian Township to submit one grant for all four communities; and

WHEREAS, Eaton County will serve as the applicant and fiduciary for the grant; and

NOW, THEREFORE, LET IT BE RESOLVED that Eaton County approves the application of the Scrap Tire grant; and

BE IT FURTHER RESOLVED, that acceptance of the grant award is contingent upon the approval of Memorandums of Understanding between the County and other individual participating entities providing for said participating entities to reimburse the County for any non-grant costs associated with collection events held within their jurisdiction; and

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners, or his designee, is authorized to sign any necessary grant documents; and

BE IT FURTHER RESOLVED, that the Controller is authorized to make budgets amendments to the adopted budget, in the event the grant is authorized. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

October 21, 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 Miars moved the approval of the following resolution. Seconded by Commissioner Rogers.

WHEREAS, Marvin R. Cook and Margaret S. Cook, filed one Farmland and Open Space Application for two properties located in Roxand Township, with the Eaton County Clerk's Office in September of 2015; and

WHEREAS, this application includes a total of 2 parcels of which total 53.52 acres; and

WHEREAS, the applicant is requesting a 25 year agreement; and includes parcel numbers 020-029-400-030-05 and 020-029-400-030-03.

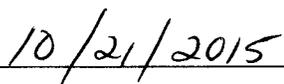
WHEREAS, a copy of this application was sent to all reviewing agencies as required by the act; and

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 October 21, 2015 does hereby approve the Farmland and Open Space Application filed by Marvin R. Cook and Margaret S. Cook, properties located in Roxand Township. Carried.



Diana Bosworth, County Clerk



Date

Eaton County Board of Commissioners

**RESOLUTION ASSIGNING ALL OF EATON COUNTY'S QUALIFIED ENERGY
CONSERVATION BONDS ALLOCATION TO THE STATE OF MICHIGAN**

October 21, 2015

Introduced by the Public Works and Planning Committee

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

WHEREAS, Section 54D of the Internal Revenue Code of 1986, as amended (the "Code") and the American Recovery and Reinvestment Act of 2009, Public Law 111-5 authorize the issuance of Qualified Energy Conservation Bonds to finance expenditures for purposes of energy conservation and efficiency; and

WHEREAS, Eaton County has been allocated Qualified Energy Conservation Bonds capacity; and

WHEREAS, pursuant to Section 54D of the Code, Eaton County may assign all or a portion of such allocation to another entity; and

WHEREAS, Eaton County desires to assign its full allocation of Qualified Energy Conservation Bonds to the State of Michigan (the "State").

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The State be and is hereby assigned all of Eaton County's Qualified Energy Conservation Bonds allocation, in the amount of One Million Fifty-Six Thousand Seven Hundred Ninety-Two Dollars (\$1,056,792.00).
2. The Chairman of the Board of Commissioners is authorized to execute any documents necessary to effectuate the foregoing assignment.
3. All resolutions and parts of resolutions insofar as the same conflict with the provisions of this resolution be and the same hereby are rescinded. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 21, 2015

**RESOLUTION TO APPROVE COLLECTIVE BARGAINING SETTLEMENT AGREEMENT
WITH THE FRATERNAL ORDER OF POLICE 911 DISPATCHERS UNIT**

Introduced by the Ways and Means Committee

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

WHEREAS, the Board of Commissioners has been in negotiations with the Fraternal Order of Police (“the Union”), which represents the Central Dispatch 9-1-1 Dispatchers, to reach a new collective bargaining agreement; and

WHEREAS, the parties reached a settlement agreement through mediation; and

WHEREAS, the Controller was notified that the terms of the settlement agreement were ratified by the Union’s membership; and

WHEREAS, the Ways and Means Committee has reviewed the terms of the settlement agreement and are recommending its approval to the Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approval the proposed settlement agreement for the collective bargaining agreement with the Fraternal Order of Police Central Dispatch 9-1-1 Dispatchers Unit for the one-year period from October 1, 2015 through September 30, 2016; and

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

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 21, 2015

**RESOLUTION TO APPROVE COLLECTIVE BARGAINING SETTLEMENT AGREEMENT
WITH THE POLICE OFFICERS' ASSOCIATION OF MICHIGAN SHERIFF'S NON-
SUPERVISORY UNIT**

Introduced by the Ways and Means Committee

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

WHEREAS, the Board of Commissioners has been in negotiations with the Police Officers' Association of Michigan ("the Union"), which represents the Sheriff's Non-Supervisory Unit, to reach a new collective bargaining agreement; and

WHEREAS, the parties reached a settlement agreement through mediation; and

WHEREAS, the Controller was notified that the terms of the settlement agreement were ratified by the Union's membership; and

WHEREAS, the Ways and Means Committee has reviewed the terms of the settlement agreement and are recommending its approval to the Board of Commissioners.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approval the proposed settlement agreement for the collective bargaining agreement with the Police Officers' Association of Michigan Sheriff's Non-Supervisory Unit for the one-year period from October 1, 2015 through September 30, 2016; and

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

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 21, 2015

**RESOLUTION TO INCREASE
COUNTY CLERK PETTY CASH FUND**

Introduced by the Ways and Means Committee

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

WHEREAS, the County Clerk has a petty cash fund in the County Clerk's Office in the amount of \$100.00 in order to make change when receipting cash payments; and

WHEREAS, the County Clerk has requested to increase the petty cash fund in the County Clerk's Office to \$200 to establish a cash drawer for the Delta Township office site; and

WHEREAS, the Ways and Means Committee has reviewed the request and recommended approval.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners approves the increase in petty cash from \$100 to \$200 to establish a second cash drawer to be located in the Delta Township office site; and

BE IT FURTHER RESOLVED, that the County Clerk follow the Eaton County Petty Cash policy dated June 2, 1996 and any violation of this policy may result in the Petty Cash fund being returned to the County. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 21, 2015

**RESOLUTION TO APPROVE
2015/2016 BUDGET AMENDMENTS**

Introduced by the Ways and Means Committee

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

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:

SPECIAL REVENUE FUND

PUBLIC IMPROVEMENT – 245

Increase	Capital Outlay	\$111,227
Increase	Fund Balance Carryover	\$111,227

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

CENTRAL DISPATCH – 261

Increase	Capital Outlay	\$408,479
Increase	Fund Balance Carryover	\$408,479

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

Office Equipment (24 hour chairs/director office furniture)	\$ 22,000
Eaton Rapids Radio Tower	\$200,000
Olivet Radio Tower	\$186,479

Carried.

By-Laws
Eaton County Historical Commission

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

Purpose: Commissioners of the Eaton County Historical Commission shall promote, preserve and record Eaton County History.

Membership: The Commission shall consist of ten (10) members and shall include nine (9) residents of Eaton County and one (1) County Commissioner, as provided by ordinance of the Eaton County Board of Commissioners.

Officers and Their Duties: The Eaton County Historical Commissioners shall elect a Chairperson, Vice Chairperson and a Treasurer yearly at the September meeting. The secretary for Courthouse Square Association will serve as secretary to the Historical Commission. The Chairperson shall conduct the meetings, appoint committees and direct the activities of the Historical Commission. The Chairperson shall prepare an annual budget for approval by the Historical Commission at the January meeting.

The Secretary shall maintain minutes of the meetings and maintain a file of these minutes at the county seat for public inspection. He/she shall conduct correspondence as directed by the Historical Commission.

Any vacancy occurring in the officers shall be filled at the next regular meeting.

Meetings: The Eaton County Historical Commission shall meet the first Tuesday of each alternating month, starting in January, at 7:30 p.m. There will be six (6) meetings a year (January, March, May, July, September and November). The Eaton County Historical Commission shall meet in the 1885 Courthouse in Charlotte, Michigan and can meet at alternate locations if so designated by the Chairperson. Special meetings may be called by the Chairperson or two Commissioners. Meetings shall be conducted according to Roberts Rules of Order, revised.

Quorum: Six (6) members of the Commission shall constitute a quorum.

Vacancies: In the event a vacancy arises on the Historical Commission, the Commission shall make recommendations to the Eaton County Board of Commissioners that an interim

appointment be made. A vacancy shall be filled any time a Commissioner resigns or otherwise leave the Commission.

Duties and Powers of Commissioners: The Historical Commission shall:

1. Accept gifts and donations that conform with the aims and purpose of the Historical Commission.
2. Establish a calendar of events at the January meeting.
3. Conduct meetings open to the public and maintain a schedule of such in the County Clerk's Office.

Amendments: These by-laws may be amended by a majority vote of the Eaton County Historical Commission, except an amendment relating to the membership of the Commission, which may be amended by a majority vote of the Board of Commissioners, provided the amendments have been proposed at the previous meeting. Carried.

EATON COUNTY BOARD OF COMMISSIONERS

OCTOBER 21, 2015

RESOLUTION TO PERSONNEL POLICY AMENDMENT

Introduced by the Ways & Means Committee

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

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 revision to the Personnel Policy, effective November 1, 2015, as presented. Carried.

Section 1. Health Insurance - Current Employees.

(a) Coverage. All eligible regular full-time employees (employees regularly scheduled at least thirty (30) hours per week) and eligible family members are covered by a health insurance plan, which is currently Blue Cross and Blue Shield of Michigan-Community Blue PPO Plan. When adding dependents, the employee must provide a copy of their marriage license, if applicable, and birth certificates of each dependent including their spouse.

The plan includes a \$20.00 office visit co-pay, a \$20.00 urgent care co-pay and a \$75.00 emergency room co-pay. The Plan also includes a three-tiered prescription drug benefit administered by Blue Cross and Blue Shield of Michigan as outlined in the Certificate of Coverage (\$5.00 for generic drugs, \$30.00 for brand-name medications on Community Blue PPO's Preferred Drug List and \$45.00 for covered brand-name medications not on Community Blue PPO's Preferred Drug list). The Plan also includes certain other benefits and exclusions as described in benefit summaries provided by the insurance carrier.

Coverage will include for In-Network Benefits a \$250.00 annual deductible for single coverage and a \$500.00 annual deductible for double or family coverage. After the annual deductible is satisfied, the employee has a ten percent (10%) co-insurance responsibility for most general services up to an out of pocket annual maximum expense of \$1,000.00 for single coverage and \$2,000.00 for double or family coverage. The deductibles and co-insurance requirements do not apply to co-pays, such as Office Visits, Urgent Care, Emergency Room and Prescriptions. They do apply to inpatient hospitalization, outpatient hospitalization and certain other benefits as described in the benefit summaries provided by the insurance carrier.

Effective for the plan year beginning January 1, 2016, the County shall offer, as an option, the Blue Cross/Blue Shield Community Blue 12/20% plan, with deductibles of \$1000/\$2000, 20% co-insurance, co-insurance maximums of \$2500/\$5000, \$20 OV, \$10/\$40/\$80 Rx.

Employee contributions will be determined by the Board of Commissioners in accordance with the provisions of 2011 Public Act 152, the Publicly Funded Health Insurance Contribution Act. Employee contributions will be payroll deducted on the first and second pay of each month (such payment will not be made by employees who waive health insurance coverage pursuant to (b) of this section).