

EATON COUNTY BOARD OF COMMISSIONERS
AUGUST 17, 2022

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, August 17, 2022 including the availability of virtual participation by the public.

Chairman Whittum called the meeting to order at 7:00 p.m.

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

Commissioner Lautzenheiser gave the invocation.

Roll call. Commissioners present: Tim Barnes, Blake Mulder, Brandon Haskell, Jeanne Pearl-Wright, Mark Mudry, Joseph Brehler, Brian Droscha, Wayne Ridge, Brian Lautzenheiser, Jim Mott, Barbara Rogers and Jeremy Whittum.
Commissioners absent: Terrance Augustine, Jane M. Whitacre, Dairus Reynnet.

Commissioner Lautzenheiser moved the agenda to be approved as presented.
Seconded by Commissioner Droscha. Carried unanimously.

Commissioner Brehler moved the approval of the July 20, 2022 minutes. Seconded by Commissioner Lautzenheiser. Carried unanimously.

Chairman Whittum moved the approval of #22-8-85 Resolution of Appreciation for Theresa Vandorpe-Daust Sheriff's Office.

WHEREAS, Theresa VanDorpe-Daust retired from Eaton County on August 12, 2022 after 25 years of service; and

WHEREAS, Theresa worked in the Sheriff's Office from September 2, 1997; until her retirement; and

WHEREAS, Theresa 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 Theresa's years of public service.

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

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 17th day of the month of August in the year 2022.

Seconded by Commissioner Haskell. Carried unanimously.

Communications: Letters received from Eaton County residents Adrienne K. Van Langevelde, Sue Deer Dembowski, April Stopczynski and a concerned resident in support of Sheriff Reich's request for Sheriff Road Patrol Deputies and Corrections

Deputies receiving an additional \$10,000 in 2021-2022 and \$10,000 next year in 2022-2023 as a means of retaining personnel.

Presentation by Capitol Region Airport Authority, President and CEO Nicole Noll-Williams.

Public Comment: Sheriff Reich, Sue Deer Dembowski, Wes Sherman, Dan Prueter, Kimberly Kenyon, Eric Vedder, Landon Myers, Deputy Eric Hafner, Lariza Hansbarger, Terry Ranshaw spoke in support of the request referred by the Public Safety Committee from Sheriff Reich presented for each Sheriff Road Patrol Deputy and Corrections Deputy to receive \$10,000 in 2021-2022 and \$10,000 next year in 2022-2023 as a means of retaining critical personnel, and criticized the Ways & Means Committee for its lack of action on the request. Sheriff Road Patrol Deputies and Corrections. Will Pitylak spoke in support of a County Millage to support public safety.

April Stopczynski read a communication from retired Chief of Police/Mayor City of Eaton Rapids Paul Malewski in support of the Sheriff's request.

Commissioner Barnes moved the approval of the Sheriff's request to provide County Road Patrol Deputies and Corrections Deputies with retention and recruitment bonuses in an effort to address the issues of recruiting and retention utilizing American Rescue Plan funds. Motion failed for lack of support.

Commissioner Barnes moved the approval of #22-8-86 Resolution to Approve the Memorandum of Agreement (MOA) Between Delta Township and Eaton County for Alert and Warning to the Public Utilizing the Integrated Public Alert and Warning System (IPAWS).

WHEREAS, under the authority of the Michigan Emergency Management Act (Public Act 390 of 1976, as amended), each county is required to appoint an emergency management coordinator. In addition, some Michigan communities have municipal emergency management coordinators; and

WHEREAS, as the designated county and municipal PA 390 emergency management programs in Eaton County, the jurisdictions of Delta Township and Eaton County recognize the need for interagency cooperation to enhance public alert and warning capabilities; and

WHEREAS, in order to be recognized as an alerting authority, a jurisdiction must complete a Memorandum of Agreement (MOA) for an Authority to Operate (ATO) with the Federal Emergency Management Agency (FEMA) Integrated Public Alert and Warning System (IPAWS) Program Management Office regarding the use of the IPAWS OPEN Platform for Emergency Networks (IPAWS-OPEN), complete monthly proficiency demonstrations, and commit to an annual testing, training, and exercise schedule; and

WHEREAS, this agreement will remain in effect based on the life of the ATO for IPAWS-OPEN. The current agreement is in effect until March 2025. Upon expiration of the IPAWS-OPEN ATO, this agreement will expire without further action and system access

privileges will be revoked. If the parties wish to extend this agreement, they may do so by reviewing, updating, and reauthorizing this agreement; and

WHEREAS, the Public Safety Committee has reviewed and is recommending the approval of the attached MOA.

NOW THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners approves entering into the MOA with Delta Township to recognize Eaton County as the exclusive IPAWS Alerting Authority and the identified individuals to be the exclusive Alert Originators to alert and warn the public when there is an impending natural or human-made disaster or threat that meets criteria according to the established policy found in the *Eaton County IPAWS Plan*.

Seconded by Commissioner Mulder. Carried unanimously.

Commissioner Mulder moved the approval of #22-8-87 Resolution to Approve Communication to the Police Officers Association of Michigan and Command Officers Association of Michigan to Request Current Collective Bargaining Agreements be Voluntarily Renegotiated.

WHEREAS, the Eaton County Sheriff's Office is experiencing unprecedented difficulty in recruiting new employees in to the positions of Deputy Sheriff and Corrections Deputy; and

WHEREAS, the Eaton County Sheriff's Office is experiencing similar difficulty in retaining existing employees; and

WHEREAS, the Sheriff has requested consideration to provide employees with temporary increases in compensation in an effort to address the issues of recruiting and retention; and

WHEREAS, the employees in the classification of Deputy Sheriff and Corrections Deputy, are represented by the Police Officers Association of Michigan (POAM); and

WHEREAS, the County and POAM currently have a collective bargaining agreement in place, which will expire September 30, 2024; and

WHEREAS, the employees in the classifications of Sergeant, Lieutenant, Captain and Chief Deputy, are represented by the Command Officers Association of Michigan (COAM); and

WHEREAS, the County and COAM currently have a collective bargaining agreement in place, which will expire September 30, 2024; and

WHEREAS, the Board of Commissioners believes it is in the best interest of the parties to discuss modifications to the terms of the collective bargaining agreements that seek to address the issues of recruiting and retention on a long term basis.

NOW, THEREFORE, BE IT RESOLVED, The Eaton County Board of Commissioners approves communications to the Police Officers Association of Michigan and the Command Officers Association of Michigan to request their agreement to voluntarily reopen the collective bargaining agreements expiring September 30, 2024 for the purpose of renegotiating wages and benefits only.

Seconded by Commissioner Barnes. Discussion held.

Commissioner Droscha moved to amend Commissioner Mulder's motion to include all bargaining units and non-represented county employees. Seconded by Commissioners Rogers. Discussion held. Roll call vote on amendment. Ayes: Brehler, Droscha and Rogers. Nays: Barnes, Mulder, Haskell, Pearl-Wright, Mudry, Ridge, Lautzenheiser, Mott, and Whittum. Motion failed.

Discussion held. Roll call vote on original motion. Ayes: Barnes, Mulder, Haskell, Pearl-Wright, Mudry, Droscha, Lautzenheiser, Mott, Rogers. Nays: Brehler, Ridge, Whittum. Motion carried.

Greg Allgeier, Police Officers Association of Michigan, spoke regarding Sheriff Reich's request and the resolution presented by the Board.

Commissioner Mulder moved the approval of #22-8-88 Resolution to Ratify Approval of Michigan Economic Development Corporation Development Projects Advisor Confidentiality Agreement.

WHEREAS, Eaton County was contacted by the Lansing Economic Area Partnership (LEAP) to participate in discussion regarding a potential economic development opportunity in the County with the Michigan Economic Development Corporation (MEDC); and

WHEREAS, the MEDC requires the County to execute a Development Projects Advisor Confidentiality Agreement so that it may receive and discuss information regarding the potential economic development agreement; and

WHEREAS, the Controller/Administrator caused said agreement to be reviewed by legal counsel to ensure that the promises contained within ensure the County's ability to comply with the Freedom of Information Act; and

WHEREAS, in the County's interest to ensure the County had adequate opportunity to enter into and participate in discussion regarding this potential economic opportunity the Chairman of the Board of Commissioners executed the Development Projects Advisor Confidentiality Agreement on August 4, 2022.

NOW, THEREFORE, BE IT RESOLVED, The Eaton County Board of Commissioners ratifies the Chairman's approval of and signature on the MEDC Development Projects Advisor Confidentiality Agreement, due to exigent circumstances where the MEDC required approval of the agreement prior to the August 17, 2022, Board of Commissioners meeting, to prevent the potential loss of the possible development project; and

BE IT FURTHER RESOLVED, The Eaton County Board of Commissioners ratifies the promise of confidentiality for information provided to the County under the MEDC Development Agreement, as provided in the Michigan Freedom of Information Act, MCL 15.243(1)(f), and requires the County Controller/Administrator to cause a description of any confidential information received by the County under the MEDC Agreement, to be maintained in the Clerk's Office and made available upon request.

Seconded by Commissioner Pearl-Wright. Carried unanimously.

Commissioner Mulder moved the approval of #22-8-89 Resolution to Approve FY 2021/22 Budget Amendments.

WHEREAS, the Eaton County 2021/2022 Appropriations Act of September 15, 2021 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 2021/2022 Eaton County Budget:

GENERAL FUND

DRAIN COMMISSIONER 101.275

Increase	Personnel - Wages	\$ 5,000
Decrease	Personnel - Fringe Benefits	\$ 5,000

To increase budget for additional overtime expenditures for the Drain Commissioner's office.

TECHNOLOGY SERVICES 101.228

Increase	Contractual Services	\$ 95,545
Decrease	Wage and Fringe	\$ 95,545

To increase budget for contractual services utilizing unexpended salary amounts due to position vacancies to ensure network security maintenance projects are completed, as recommended by Information Technology and Communication Committee.

Seconded by Commissioner Droscha. Carried unanimously.

Commissioner Mulder moved the approval of claims as audited by the Ways & Means Committee for \$564,724.62 and to accept the report of previously authorized payments.

Seconded by Commissioner Mott. Carried unanimously.

Public Comment: Deputy Eric Hafner, April Stopczynski, Sue Deer Dembowski, Sheriff Reich, and Lariza Hansbarger criticized the Board for its decision related to the Sheriff's employees. Will Pitylak spoke in support of a County Millage to support public safety.

Commissioner Comments: Barnes spoke regarding the need to take action on the on the Sheriff's request for retention and recruiting for his personnel. Commissioners Droscha, Lautzenheiser, Haskell, and Rogers spoke regarding the Sheriff's request. Commissioner Mudry spoke regarding Mason Aviation State Day August 20th.

There was no Unfinished Business, Old Business or New Business.
Chairman Whittum adjourned the meeting to Tuesday, September 13, 2022 at
7:00 p.m.

Chairman of the Board of Commissioners

Clerk of the Board of Commissioners

DRAFT

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION OF APPRECIATION FOR
THERESA VANDORPE-DAUST
SHERIFFS OFFICE**

AUGUST 17, 2022

Introduced by Chairman Jeremy Whittum

Commissioner Whittum moved to approve the following resolution. Seconded by Commissioner Haskell.

WHEREAS, Theresa VanDorpe-Daust retired from Eaton County on August 12, 2022 after 25 years of service; and

WHEREAS, Theresa worked in the Sheriff's Office from September 2, 1997; until her retirement; and

WHEREAS, Theresa 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 Theresa's years of public service.

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

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 17th day of the month of August in the year 2022. Carried unanimously.

Jeremy Whittum
Chairman of the Board of Commissioners

Diana Bosworth
Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO APPROVE THE MEMORANDUM OF AGREEMENT (MOA) BETWEEN DELTA TOWNSHIP AND EATON COUNTY FOR ALERT AND WARNING TO THE PUBLIC UTILIZING THE INTEGRATED PUBLIC ALERT AND WARNING SYSTEM (IPAWS)

August 17, 2022

Introduced by the Public Safety Committee

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

WHEREAS, under the authority of the Michigan Emergency Management Act (Public Act 390 of 1976, as amended), each county is required to appoint an emergency management coordinator. In addition, some Michigan communities have municipal emergency management coordinators; and

WHEREAS, as the designated county and municipal PA 390 emergency management programs in Eaton County, the jurisdictions of Delta Township and Eaton County recognize the need for interagency cooperation to enhance public alert and warning capabilities; and

WHEREAS, in order to be recognized as an alerting authority, a jurisdiction must complete a Memorandum of Agreement (MOA) for an Authority to Operate (ATO) with the Federal Emergency Management Agency (FEMA) Integrated Public Alert and Warning System (IPAWS) Program Management Office regarding the use of the IPAWS OPEN Platform for Emergency Networks (IPAWS-OPEN), complete monthly proficiency demonstrations, and commit to an annual testing, training, and exercise schedule; and

WHEREAS, this agreement will remain in effect based on the life of the ATO for IPAWS-OPEN. The current agreement is in effect until March 2025. Upon expiration of the IPAWS-OPEN ATO, this agreement will expire without further action and system access privileges will be revoked. If the parties wish to extend this agreement, they may do so by reviewing, updating, and reauthorizing this agreement; and

WHEREAS, the Public Safety Committee has reviewed and is recommending the approval of the attached MOA.

NOW THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners approves entering into the MOA with Delta Township to recognize Eaton County as the exclusive IPAWS Alerting Authority and the identified individuals to be the exclusive Alert Originators to alert and warn the public when there is an impending natural or human-made disaster or threat that meets criteria according to the established policy found in the *Eaton County IPAWS Plan*. Carried unanimously.

EATON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO APPROVE COMMUNICATION TO THE POLICE OFFICERS ASSOCIATION OF MICHIGAN AND THE COMMAND OFFICERS ASSOCIATION OF MICHIGAN TO REQUEST CURRENT COLLECTIVE BARGAINING AGREEMENTS BE VOLUNTARILY RENEGOTIATED

AUGUST 17, 2022

Introduced by the Ways and Means Committee

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

WHEREAS, the Eaton County Sheriff's Office is experiencing unprecedented difficulty in recruiting new employees in to the positions of Deputy Sheriff and Corrections Deputy; and

WHEREAS, the Eaton County Sheriff's Office is experiencing similar difficulty in retaining existing employees; and

WHEREAS, the Sheriff has requested consideration to provide employees with temporary increases in compensation in an effort to address the issues of recruiting and retention; and

WHEREAS, the employees in the classification of Deputy Sheriff and Corrections Deputy, are represented by the Police Officers Association of Michigan (POAM); and

WHEREAS, the County and POAM currently have a collective bargaining agreement in place, which will expire September 30, 2024; and

WHEREAS, the employees in the classifications of Sergeant, Lieutenant, Captain and Chief Deputy, are represented by the Command Officers Association of Michigan (COAM); and

WHEREAS, the County and COAM currently have a collective bargaining agreement in place, which will expire September 30, 2024; and

WHEREAS, the Board of Commissioners believes it is in the best interest of the parties to discuss modifications to the terms of the collective bargaining agreements that seek to address the issues of recruiting and retention on a long term basis.

NOW, THEREFORE, BE IT RESOLVED, The Eaton County Board of Commissioners approves communications to the Police Officers Association of Michigan and the Command Officers Association of Michigan to request their agreement to voluntarily reopen the collective bargaining agreements expiring September 30, 2024 for the purpose of renegotiating wages and benefits only.

Roll call vote. Ayes: Barnes, Mulder, Haskell, Pearl-Wright, Mudry, Droscha, Lautzenheiser, Mott, Rogers. Nays: Brehler, Ridge, Whittum. Motion carried.

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION TO RATIFY APPROVAL OF MICHIGAN ECONOMIC
DEVELOPMENT CORPORATION (MEDC) DEVELOPMENT PROJECTS ADVISOR
CONFIDENTIALITY AGREEMENT**

AUGUST 17, 2022

Introduced by the Ways and Means Committee

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

WHEREAS, Eaton County was contacted by the Lansing Economic Area Partnership (LEAP) to participate in discussion regarding a potential economic development opportunity in the County with the Michigan Economic Development Corporation (MEDC); and

WHEREAS, the MEDC requires the County to execute a Development Projects Advisor Confidentiality Agreement so that it may receive and discuss information regarding the potential economic development agreement; and

WHEREAS, the Controller/Administrator caused said agreement to be reviewed by legal counsel to ensure that the promises contained within ensure the County's ability to comply with the Freedom of Information Act; and

WHEREAS, in the County's interest to ensure the County had adequate opportunity to enter into and participate in discussion regarding this potential economic opportunity the Chairman of the Board of Commissioners executed the Development Projects Advisor Confidentiality Agreement on August 4, 2022.

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EATON COUNTY BOARD OF COMMISSIONERS

AUGUST 17, 2022

RESOLUTION TO APPROVE 2021/2022 BUDGET AMENDMENTS

Introduced by the Ways and Means Committee

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

WHEREAS, the Eaton County 2021/2022 Appropriations Act of September 15, 2021 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.

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To increase budget for additional overtime expenditures for the Drain Commissioner’s office.

TECHNOLOGY SERVICES 101.228

Increase	Contractual Services	\$ 95,545
Decrease	Wage and Fringe	\$ 95,545

To increase budget for contractual services utilizing unexpended salary amounts due to position vacancies to ensure network security maintenance projects are completed, as recommended by Information Technology and Communication Committee. Carried unanimously.