The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, January 16, 2019.

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

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

Invocation was given by Commissioner Whitacre.


Commissioner Brehler requested the following change to the agenda under Ways and Means Committee: addition of Item #8 Resolution to Appoint District Court Non-Attorney Magistrate.

Commissioner Freeman requested the following change to the agenda under Public Safety Committee: removal of Item #1 Resolution to Amend Animal Control Ordinance (Licensing and Fees).

Commissioner Augustine requested the following change to the agenda under Section VI - adding VIb. for a presentation by the Eaton Conservation District, given by Sue Spagnuolo, Director.

Commissioner Whitacre moved the agenda be approved as amended. Seconded by Commissioner Freeman. Carried.

Communications:

Chairman Augustine referred to several constituent communications received related to the proposed language of the solar ordinance, included in the Board meeting materials.

Chairman Augustine moved the approval of #19-1-3 Resolution to Recognize Martin Luther King Jr. Day of Service.

WHEREAS, Dr. Martin Luther King, Jr. devoted his life to advancing equality, social justice, and opportunity for all, and challenged all Americans to participate in the never-ending work of building a more perfect union; and
WHEREAS, Dr. King's teachings can continue to guide and inspire us in addressing challenges in our communities; and
WHEREAS, the King Holiday and Service Act, enacted in 1994, designated the King Holiday as a national day of volunteer service, and charged the Corporation for National and Community Service with leading this effort; and
WHEREAS, since 1994, millions of Americans have been inspired by the life and work of Dr. King, to serve their neighbors and communities on the King Holiday; and
WHEREAS, serving on the King Holiday is an appropriate way to honor Dr. King, meet local and national needs, bring our citizens together, and strengthen our communities and nation; and
WHEREAS, the King Day of Service is the only federal holiday commemorated as a national day of service, and offers an opportunity for Americans to give back to their communities on the holiday and make an ongoing commitment to service throughout the year; and
WHEREAS, King Day of Service projects are being organized by a wide range of nonprofit and community organizations, educational institutions, public agencies, private businesses, and other organizations across the nation; and
WHEREAS, each of us can and must contribute to making our communities better with increased opportunity for all our citizens.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners proclaim the Martin Luther King, Jr. Holiday as a Day of Service in Eaton County and call upon the people of the county to pay tribute to the life and works of Dr. Martin Luther King, Jr.
Seconded by Commissioner Pearl-Wright. Carried.

There was no Public Comment.

Chris Stewart, 125 High St, Grand Ledge, introduced himself as the Chairman of the Eaton County Republican Party.

Chief Judge Thomas Byerley requested the Board table the consideration of Item #8 – Resolution of appointing District Court Non-Attorney Magistrate to provide the Court an opportunity to evaluate its request.

Commissioner Pearl-Wright moved the approval of #19-1-4 Resolution to Approve Michigan Medical Marihuana Operation and Oversight Grant Application.

WHEREAS, the State Department of Licensing and Regulatory Affairs has grant funds available to County Law Enforcement Agencies as provided for in the Michigan Medical Marihuana Act, 2008 IL 1, (MCL 333.26421 to 333.26430); and
WHEREAS, the funds must be used for education and outreach programs; and
WHEREAS, the Barry-Eaton District Health Department has developed a plan to utilize the funds to provide educational and outreach activities as required by the Act; and
WHEREAS, the County is eligible for $39,127, based on the statutory formula; and
WHEREAS, the Health and Human Services Committee has reviewed the proposed plan prepared by the Health Department to utilize these grant funds and is recommending the approval of a grant application based on said plan; and
NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the submission of a grant application in an amount not to exceed $39,127 for 2019 for services to be provided by the Barry-Eaton District Health Department; and
BE IT FURTHER RESOLVED, that the Controller be authorized to approve any necessary budget amendments to increase expenditures and increase grant revenue if the grant is approved by the State of Michigan; and
BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners be authorized to sign any necessary documents.
Seconded by Commissioner Lautzenheiser. Carried.

Commissioner Whitacre moved the approval of #19-1-5 Resolution to Adopt the Eaton County Citizen Participation Plan.
WHEREAS, Eaton County is a recipient of Community Development Block Grant (CDBG) funding; and
WHEREAS, the Eaton County Board of Commissioners recognizes the importance of adequate public participation in seeking CDBG funds;
WHEREAS, the Eaton County Board of Commissioners is committed to providing a plan that:

- Provides for and encourages citizen participation, with particular emphasis on participation by persons of Low and Moderate Income (LMI)
- Provides citizens with reasonable and timely access to local meetings, information, and access to records related to the distribution of funds
- Provides technical assistance to groups representative of persons of LMI that request such assistance in developing proposals
- Provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including development of needs, review of proposed activities, and review of program performance
- Provides for a formal written procedure that will accommodate a timely written response to written complaints and grievances
- Identifies how the needs of non-English speaking residents will be met in case of public hearings where a significant number of non-English speaking resident can be expected to participate

LET IT THEREFORE BE RESOLVED that the Eaton County Board of Commissioners adopts this Citizen Participation Plan to be in compliance with the Housing and Community Development Act of 1974, as amended.
Seconded by Commissioner Freeman. Carried.
Commissioner Whitacre moved the approval of #19-1-6 Resolution to Approve Contract for Battery Recycling.

WHEREAS, the County is charged by the Public Act 451, Part 115, as amended, Eaton County Solid Waste Management Plan Update of February 1999 to enhance the separation, collection, and utilization of materials to increase the percentage of the solid waste stream diverted; and, WHEREAS, the County Department of Resource Recovery operates a household battery collection program, which diverts potentially hazardous materials from improper disposal; and, WHEREAS, Battery Solutions, LLC agreed to recycle all household batteries brought to Eaton County collection sites per Federal and State guidelines and in accordance with the proposals submitted to the Department of Resource Recovery; and WHEREAS, the County Department of Resource Recovery recommended the vendor for a two year contract extending from February 1, 2019-December 31, 2020; and
WHEREAS, the Public Works and Planning Committee reviewed two proposals and recommended that a contract be established between the County and Battery Solutions, LLC
for a two-year battery recycling contract at its regular meeting held on January 9, 2020; and
NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners officially approves the recommended contract.
Seconded by Commissioner Pearl-Wright. Carried.

Commissioner Brehler moved the approval of #19-1-7 Resolution to Appoint County Remonumentation Representative and Related Contract.

WHEREAS, pursuant to Section 9 of PA 345 of 1990, the State Survey and Remonumentation Act, the Board of Commissioners is authorized to appoint a County Representative for all surveying projects in Eaton County approved or initiated by the State Survey and Remonumentation Commission; and WHEREAS, the Ways & Means Committee is recommending entering into a contract with Ronnie M. Lester, which designates Mr. Lester as County Representative; and WHEREAS, Mr. Lester is a surveyor licensed to practice in the State of Michigan and has offered to provide the County, on an independent contractor basis, with the County Representative services it requires.
NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioner appoints Ronnie M. Lester as the County Representative under PA 345 of 1990; and
BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or his designee is authorized to sign the contract.
Seconded by Commissioner Lautzenheiser. Carried.
Commissioner Brehler moved the approval of #19-1-8 Resolution Authorizing Agreements with Remonumentation Surveyors for the 2019 Grant Year.

WHEREAS, the Eaton County Board of Commissioners has adopted a Monumentation and Remonumentation Plan for Eaton County; and
WHEREAS, the Monumentation and Remonumentation Plan for Eaton County was subsequently approved by the State Survey and Remonumentation Commission; and
WHEREAS, Eaton County is required to have an approved plan in order to apply and receive grant money which is available for this grant project; and
WHEREAS, the County Representative administering the Eaton County plan has contacted all known surveyors working within Eaton County; and
WHEREAS, all interested surveyors at this time have submitted resumes and proposed fees for research and surveying requirements under the Eaton County plan; and
WHEREAS, the recommended Remonumentation Surveyors and contract amounts are listed on Addendum A attached to this resolution; and
WHEREAS, pursuant to Public Act 345 of 1990, known as the “State Survey and Remonumentation Act”, authorizes Eaton County to contract with a licensed surveyor under the terms and conditions established in the agreement.
WHEREAS, Public Act 166 of 2014, amended PA 345 of 1990 to require the Board of Commissioners to appoint representatives to the peer review group. THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners does hereby authorize agreements with the Remonumentation Surveyors listed on Addendum A for the Eaton County Project.
BE IT FURTHER RESOLVED, that the Eaton County Board of Commissioners does hereby appoint the following individuals to the peer review group for the 2019 grant year:

Anthony Bumstead, PS
Bumstead Land surveys

Robert Carr, PS
Carr and Associates, LLC

David Clifford, PS
Enger Surveying and Engineering Co.

Ronald Enger, PS PE
Alternate
Enger Surveying and Engineering Co.

Gilbert Barish, PS
Alternate
Geodetic Designs, Inc.

Justin Carroll, PS
Geodetic Designs, Inc.

Jeffrey Autenrieth, PS
Autenrieth Land Surveys, LLC
BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the agreements with the Remonumentation Surveyors. Carried. Seconded by Commissioner Rogers. Carried.

Commissioner Brehler moved the approval of #19-1-9 Resolution to Approve Fact-Finder’s Recommended Award.

WHEREAS, the Capitol City Labor Program represents a collective bargaining unit of supervisory employees in the Eaton County Sheriff’s Department; and WHEREAS, only a portion of those employment positions are eligible for final and binding arbitration under Michigan Public Act 312 of 1969; and WHEREAS, on November 29, 2018, a duly-appointed Act 312 Arbitration Panel issued an Award resolving the applicable collective bargaining agreement through September 30, 2020 for those employment positions in this bargaining unit eligible for Act 312 Arbitration; and WHEREAS, on December 10, 2018, a duly-appointed Fact Finder issued a Recommended Award relative to the applicable collective bargaining agreement for those employment positions in this bargaining unit not eligible for Act 312 Arbitration; and WHEREAS, the Eaton County Board of Commissioners finds that the Fact Finder’s Recommended Award is a reasonable and equitable means of resolving those issues that remain under negotiations between the parties. NOW THEREFORE, BE IS RESOLVED that the Eaton County Board of Commissioners hereby ratifies and approves said Fact Finder’s Recommended Award. Seconded by Commissioner Mulder. Nay: Commissioner Brehler and Freeman. Carried.

Commissioner Brehler moved the approval of #19-1-10 Resolution for Revision of Animal Control Fees.

WHEREAS, the Eaton County Board of Commissioners, in concurrence with the Eaton County Treasurer and Eaton County Sheriff, seek to amend fees for Eaton County Animal Control services; and WHEREAS, the County of Eaton has established fees for a variety of animal control services; and WHEREAS, the County of Eaton has not adjusted the established fee structure on animal control fees for many years; and WHEREAS, the County Treasurer and Eaton County Sheriff has researched and documented the cost of delivery for Animal Control services; and WHEREAS, the Eaton County Board of Commissioners establishes fees for Animal Control services by Motion or Resolution of the Board of Commissioners; and NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Animal Control service fees listed below shall be established and effective immediately, as follows:

<table>
<thead>
<tr>
<th>Service</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Impound Fee – First Offense</td>
<td>$25</td>
</tr>
<tr>
<td>Impound Fee – Second Offense</td>
<td>$35</td>
</tr>
</tbody>
</table>
Impound Fee – Third Offense $55

Boarding Fees
First day through seventh day $5 per day
After seventh day $10 per day

Owner Surrender $25

(Due to terminal illness, old age, insufferable injuries... Animal Control receives occasional requests for euthanasia services.)

Owner Requested Euthanasia
$30 under 50 pounds
$50 over 50 pounds

(A convenience fee will apply to transactions placed with debit cards, credit cards, or e-checks.)

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Eaton County Board of Commissioners, at its regularly scheduled meeting on January 16, 2019 does hereby approve this resolution. Seconded by Commissioner Freeman. Carried.

Commissioner Brehler moved the approval of #19-1-11 Resolution Pledging Full Faith and Credit to Gilbert and West Town Intercounty Drain Drainage District Refunding Bonds.

WHEREAS, proceedings have previously been taken under the provisions of Act 40, Public Acts of Michigan, 1956, as amended (the “Act”), for the making of certain intercounty drain improvements referred to as the Gilbert and West Town Intercounty Drain Project (the “Project”), which was undertaken by the Gilbert and West Town Intercounty Drain Drainage District (the “Drainage District”) in a Special Assessment District (the “Special Assessment District”) established by the Drainage District; and

WHEREAS, in order to provide funds to pay the costs of the Project, the Drainage District issued its Drainage District Bonds, Series 2009 (General Obligation Limited Tax) (the “Prior Bonds”) in the original aggregate principal amount of $2,700,000 pursuant to the Act; and

WHEREAS, the principal of and interest on the Prior Bonds is payable from assessments made upon public corporations and/or benefited properties in the Special Assessment District; and

WHEREAS, of the cost of the Project three percent (3%) was apportioned by the Drainage Board for the Drainage District to the County of Eaton (the “County”) and ninety-seven percent (97%) of the cost of the Project was apportioned by the Drainage Board to the County of Ingham; and

WHEREAS, the Eaton County Board of Commissioners (the “Board”), by resolution adopted by a majority of the members of the Board, pledged the full faith and credit of the County, to the extent of special assessments against property and public corporations in the County, for the prompt payment of the principal of and interest on the Prior Bonds pursuant to Section 276 of the Act; and

WHEREAS, the Drainage District has received a savings report from PFM Financial Advisors LLC, that shows that refunding all or a portion of the Prior
Bonds may provide a net present value savings with respect to the debt service on the Prior Bonds; and
WHEREAS, the Drainage District intends to issue refunding bonds in the amount of not to exceed $1,485,000 (the “Refunding Bonds”) in order to refund the Prior Bonds; and
WHEREAS, Act 34, Public Acts of Michigan, 2001, as amended provides that the Refunding Bonds shall be of the same character as the Prior Bonds and shall be construed to be a continuation of the Prior Bonds; and
WHEREAS, the Board desires to confirm the pledge of the County’s full faith and credit to the Refunding Bonds as a continuation of the Prior Bonds; and
WHEREAS, the pledge of the full faith and credit of the County to the Refunding Bonds will provide a net interest cost savings and will be a benefit to the County and the people of the County.
NOW, THEREFORE, IT IS RESOLVED as follows:

1. The County pledges its full faith and credit for the prompt payment of the principal of and interest on the Refunding Bonds to the extent of special assessments against property and public corporations in the County, and the County agrees that in the event that property owners or public corporations in the County shall fail to pay the amount of any such special assessment installment and interest (in anticipation of which the Refunding Bonds are issued) when due, or there is otherwise a shortfall of funds available to pay the principal of and interest on the Refunding Bonds attributable to the percentage of the Project apportioned to the County, then the County will immediately make such advancement from funds of the County and the County Treasurer is directed to immediately make such advancement to the extent necessary. The ability of the County to levy taxes to pay its share of the principal of and interest on the Refunding Bonds shall be subject to constitutional and statutory limitations on the taxing power of the County.
2. Should the County advance County funds pursuant to the pledge made in this Resolution, the amounts shall be repaid to the County from assessments or reassessments made as provided in the Act.
3. The Chairperson of the Board, the County Controller/Administrator, the County Clerk, the County Treasurer and any other official of the County, or any one or more of them (“Authorized Officers”), are authorized and directed to take all actions necessary or desirable for the issuance of the Refunding Bonds and to execute any documents or certificates necessary to complete the issuance of the Refunding Bonds, including, but not limited to, any applications including the Michigan Department of Treasury, Application for State Treasurer’s Approval to Issue Long-Term Securities, any waivers, certificates, receipts, orders, agreements, instruments, and any certificates relating to federal or state securities laws, rules, or regulations and to participate in the preparation of a preliminary official statement and a final official statement for the Refunding Bonds and to sign such documents and give any approvals necessary therefor.
4. Any one of the Authorized Officers is hereby authorized to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Refunding Bonds pursuant to paragraph (b)(5) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, and amendments to such certificate from time to time in
accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the “Continuing Disclosure Certificate”). The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.

5. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded to the extent of the conflict.
Seconded by Commissioner Lautzenheiser. Carried.

Commissioner Brehler moved the approval of #19-1-12 Resolution to Approve the 2018/2019 Budget Amendments.

WHEREAS, the Eaton County 2018/2019 Appropriations Act of September 19, 2018 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 2018-2019 Eaton County Budget:

**SPECIAL REVENUE FUND**

<table>
<thead>
<tr>
<th>Increase</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Increase</td>
<td>Wage and Fringe</td>
<td>$ 58,000</td>
</tr>
<tr>
<td>Increase</td>
<td>Proceeds from Borrowing</td>
<td>$ 20,850</td>
</tr>
<tr>
<td>Increase</td>
<td>Capital Outlay – Vehicle</td>
<td>$ 20,850</td>
</tr>
<tr>
<td>Increase</td>
<td>Lease – Principal and Interest</td>
<td>$ 1,900</td>
</tr>
<tr>
<td>Increase</td>
<td><strong>Fund Balance Carryover</strong></td>
<td><strong>$103,500</strong></td>
</tr>
</tbody>
</table>

Increase Construction Code wage and fringe benefits and increase the position allocation list effective March 1, 2019 to hire one full-time Electrical Inspector and increase capital outlay and lease financing to lease an inspection vehicle.
Seconded by Commissioner Freeman. Carried.

Commissioner Brehler moved the approval of claims as audited by the Ways & Means Committee for $205,100 and to accept the report of previously authorized payments.
Seconded by Commissioner Droscha. Carried.

Commissioner Brehler moved the resolution to appoint District Court Non-Attorney Magistrate. Seconded by Commissioner Lautzenheiser.

Commissioner Brehler moved to postpone consideration of the resolution to appoint the District Court Non-Attorney Magistrate until the February 20, 2019 regular meeting. Seconded by Commissioner Lautzenheiser. Discussion held. Motion carried.
Public Comment: None.

Commissioner Comments:

Commissioner Mulder spoke regarding the passing of Allen Miller, reporter for Lansing State Journal. His memorial will be held in in Grand Ledge, Memorial Church on February 18, 2019.

Commissioner Augustine spoke regarding a training session for the Board of Commissioners to be held on February 1, 2019 at 4:00 p.m.

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

Chairman Augustine adjourned the meeting to Wednesday, February 20, 2019 at 7:00 p.m.

[Signatures]
Chairman of the Board of Commissioners  Clerk of the Board of Commissioners
EATON COUNTY BOARD OF COMMISSIONERS

January 16, 2019

RESOLUTION TO PROCLAIM 2019 MARTIN LUTHER KING, JR. DAY OF SERVICE

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

WHEREAS, Dr. Martin Luther King, Jr. devoted his life to advancing equality, social justice, and opportunity for all, and challenged all Americans to participate in the never-ending work of building a more perfect union; and

WHEREAS, Dr. King’s teachings can continue to guide and inspire us in addressing challenges in our communities; and

WHEREAS, the King Holiday and Service Act, enacted in 1994, designated the King Holiday as a national day of volunteer service, and charged the Corporation for National and Community Service with leading this effort; and

WHEREAS, since 1994, millions of Americans have been inspired by the life and work of Dr. King, to serve their neighbors and communities on the King Holiday; and

WHEREAS, serving on the King Holiday is an appropriate way to honor Dr. King, meet local and national needs, bring our citizens together, and strengthen our communities and nation; and

WHEREAS, the King Day of Service is the only federal holiday commemorated as a national day of service, and offers an opportunity for Americans to give back to their communities on the holiday and make an ongoing commitment to service throughout the year; and

WHEREAS, King Day of Service projects are being organized by a wide range of nonprofit and community organizations, educational institutions, public agencies, private businesses, and other organizations across the nation; and

WHEREAS, each of us can and must contribute to making our communities better with increased opportunity for all our citizens.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners proclaim the Martin Luther King, Jr. Holiday as a Day of Service in Eaton County and call upon the people of the county to pay tribute to the life and works of Dr. Martin Luther King, Jr. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2019

RESOLUTION TO APPROVE MEDICAL MARIHUANA OPERATION AND
OVERSIGHT GRANT APPLICATION

Introduced by the Health & Human Services Committee

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

WHEREAS, the State Department of Licensing and Regulatory Affairs has grant funds available to County Law Enforcement Agencies as provided for in the Michigan Medical Marihuana Act, 2008 IL 1, (MCL 333.26421 to 333.26430); and

WHEREAS, the funds must be used for education and outreach programs; and

WHEREAS, the Barry-Eaton District Health Department has developed a plan to utilize the funds to provide educational and outreach activities as required by the Act; and

WHEREAS, the County is eligible for $39,127, based on the statutory formula; and

WHEREAS, the Health and Human Services Committee has reviewed the proposed plan prepared by the Health Department to utilize these grant funds and is recommending the approval of a grant application based on said plan; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the submission of a grant application in an amount not to exceed $39,127 for 2019 for services to be provided by the Barry-Eaton District Health Department; and

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

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

January 16, 2019

RESOLUTION TO ADOPT THE EATON COUNTY CITIZEN PARTICIPATION PLAN

Introduced by the Public Works and Planning Committee

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

WHEREAS, Eaton County is a recipient of Community Development Block Grant (CDBG) funding; and

WHEREAS, the Eaton County Board of Commissioners recognizes the importance of adequate public participation in seeking CDBG funds; and

WHEREAS, the Eaton County Board of Commissioners is committed to providing a plan that:

- Provides for and encourages citizen participation, with particular emphasis on participation by persons of Low and Moderate Income (LMI)
- Provides citizens with reasonable and timely access to local meetings, information, and access to records related to the distribution of funds
- Provides technical assistance to groups representative of persons of LMI that request such assistance in developing proposals
- Provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including development of needs, review of proposed activities, and review of program performance
- Provides for a formal written procedure that will accommodate a timely written response to written complaints and grievances
- Identifies how the needs of non-English speaking residents will be met in case of public hearings where a significant number of non-English speaking resident can be expected to participate

LET IT THEREFORE BE RESOLVED that the Eaton County Board of Commissioners adopts this Citizen Participation Plan to be in compliance with the Housing and Community Development Act of 1974, as amended. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2019

RESOLUTION TO APPROVE CONTRACT FOR BATTERY RECYCLING

Introduced by the Public Works and Planning Committee

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

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

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

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

WHEREAS, the County Department of Resource Recovery recommended the vendor for a two year contract extending from February 1, 2019-December 31, 2020; and

WHEREAS, the Public Works and Planning Committee reviewed two proposals and recommended that a contract be established between the County and Battery Solutions, LLC for a two-year battery recycling contract at its regular meeting held on January 9, 2020; and

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners officially approves the recommended contract. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

January 16, 2019

RESOLUTION TO APPOINT COUNTY REMONUMENTATION REPRESENTATIVE AND RELATED CONTRACT

Introduced by the Ways and Means Committee

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

WHEREAS, pursuant to Section 9 of PA 345 of 1990, the State Survey and Remonumentation Act, the Board of Commissioners is authorized to appoint a County Representative for all surveying projects in Eaton County approved or initiated by the State Survey and Remonumentation Commission; and

WHEREAS, the Ways & Means Committee is recommending entering into a contract with Ronnie M. Lester, which designates Mr. Lester as County Representative; and

WHEREAS, Mr. Lester is a surveyor licensed to practice in the State of Michigan and has offered to provide the County, on an independent contractor basis, with the County Representative services it requires.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioner appoints Ronnie M. Lester as the County Representative under PA 345 of 1990; and

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or his designee is authorized to sign the contract. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

January 16, 2019

RESOLUTION AUTHORIZING AGREEMENTS WITH REMONUMENTATION SURVEYORS FOR RESEARCH AND SURVEYING REQUIRED UNDER THE EATON COUNTY MONUMENTATION AND REMONUMENTATION PLAN FOR THE 2019 GRANT YEAR

Introduced by the Ways and Means Committee

Commissioner Brehler moved for the approval of the following resolution. Seconded by Commissioner Rogers.

WHEREAS, the Eaton County Board of Commissioners has adopted a Monumentation and Remonumentation Plan for Eaton County; and

WHEREAS, the Monumentation and Remonumentation Plan for Eaton County was subsequently approved by the State Survey and Remonumentation Commission; and

WHEREAS, Eaton County is required to have an approved plan in order to apply and receive grant money which is available for this grant project; and

WHEREAS, the County Representative administering the Eaton County plan has contacted all known surveyors working within Eaton County; and

WHEREAS, all interested surveyors at this time have submitted resumes and proposed fees for research and surveying requirements under the Eaton County plan; and

WHEREAS, the recommended Remonumentation Surveyors and contract amounts are listed on Addendum A attached to this resolution; and

WHEREAS, pursuant to Public Act 345 of 1990, known as the “State Survey and Remonumentation Act”, authorizes Eaton County to contract with a licensed surveyor under the terms and conditions established in the agreement.

WHEREAS, Public Act 166 of 2014, amended PA 345 of 1990 to require the Board of Commissioners to appoint representatives to the peer review group.

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners does hereby authorize agreements with the Remonumentation Surveyors listed on Addendum A for the Eaton County Project.

BE IT FURTHER RESOLVED, that the Eaton County Board of Commissioners does hereby appoint the following individuals to the peer review group for the 2019 grant year:
Anthony Bumstead, PS  
Bumstead Land surveys

Robert Carr, PS  
Carr and Associates, LLC

David Clifford, PS  
Enger Surveying and Engineering Co.

Ronald Enger, PS PE  
Alternate  
Enger Surveying and Engineering Co.

Gilbert Barish, PS  
Alternate  
Geodetic Designs, Inc.

Justin Carroll, PS  
Geodetic Designs, Inc.

Jeffrey Autenrieth, PS  
Autenrieth Land Surveys, LLC

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners and the County Clerk are authorized to sign the agreements with the Remonumentation Surveyors. Carried.

Diana Bosworth,  
Clerk of the Board of Commissioners
Addendum A

EATON COUNTY REMONUMENTATION SURVEYORS
FOR THE 2019 GRANT YEAR

BUMSTEAD LAND SURVEYS
ANTHONY BUMSTEAD, P.S., SOLE PROPRIETOR
318 WEST LOVETT #3
CHARLOTTE, MI 48813

CARR AND ASSOCIATES, P.L.C.
ROBERT R. CARR, P.S., MANAGER
P.O. BOX 2369
BATTLE CREEK, MI 49016

ENGERT SURVEYING AND ENGINEERING
RONALD L. ENGERT, P.S., SOLE PROPRIETOR
P.O. BOX 87
MASON, MI 48854

GEOETIC DESIGN, INC
GILBERT BARISH, P.S., PRESIDENT
2300 N. GRAND RIVER AVE.
LANING, MI 48906

AUTENRIETH LAND SURVEYS, LLC
JEFFREY K. AUTENRIETH, P.S. MANAGER
PO BOX 80678
LANING, MI 48917

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Total

$61,125.00
EATON COUNTY BOARD OF COMMISSIONERS

January 16, 2019

Resolution to Approve Fact-Finder’s Recommended Award – CCLP Command Officers

Introduced by the Ways & Means Committee

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

WHEREAS, the Capitol City Labor Program represents a collective bargaining unit of supervisory employees in the Eaton County Sheriff’s Department; and

WHEREAS, only a portion of those employment positions are eligible for final and binding arbitration under Michigan Public Act 312 of 1969; and

WHEREAS, on November 29, 2018, a duly-appointed Act 312 Arbitration Panel issued an Award resolving the applicable collective bargaining agreement through September 30, 2020 for those employment positions in this bargaining unit eligible for Act 312 Arbitration; and

WHEREAS, on December 10, 2018, a duly-appointed Fact Finder issued a Recommended Award relative to the applicable collective bargaining agreement for those employment positions in this bargaining unit not eligible for Act 312 Arbitration; and

WHEREAS, the Eaton County Board of Commissioners finds that the Fact Finder’s Recommended Award is a reasonable and equitable means of resolving those issues that remain under negotiations between the parties.

NOW THEREFORE, BE IT RESOLVED that the Eaton County Board of Commissioners hereby ratifies and approves said Fact Finder’s Recommended Award. Carried. Nays: Brehler and Freeman.
EATON COUNTY BOARD OF COMMISSIONERS

January 16, 2019

Resolution for Revision of Animal Control Fees

Introduced by the Ways and Means Committee

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

WHEREAS, the Eaton County Board of Commissioners, in concurrence with the Eaton County Treasurer and Eaton County Sheriff, seek to amend fees for Eaton County Animal Control services; and

WHEREAS, the County of Eaton has established fees for a variety of animal control services; and

WHEREAS, the County of Eaton has not adjusted the established fee structure on animal control fees for many years; and

WHEREAS, the County Treasurer and Eaton County Sheriff has researched and documented the cost of delivery for Animal Control services; and

WHEREAS, the Eaton County Board of Commissioners establishes fees for Animal Control services by Motion or Resolution of the Board of Commissioners; and

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Animal Control service fees listed below shall be established and effective immediately, as follows:

<table>
<thead>
<tr>
<th>Service</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Impound Fee – First Offense</td>
<td>$25</td>
</tr>
<tr>
<td>Impound Fee – Second Offense</td>
<td>$35</td>
</tr>
<tr>
<td>Impound Fee – Third Offense</td>
<td>$55</td>
</tr>
<tr>
<td>Boarding Fees</td>
<td></td>
</tr>
<tr>
<td>First day through seventh day</td>
<td>$5 per day</td>
</tr>
<tr>
<td>After seventh day</td>
<td>$10 per day</td>
</tr>
<tr>
<td>Owner Surrender</td>
<td>$25</td>
</tr>
</tbody>
</table>

(Due to terminal illness, old age, insufferable injuries... Animal Control receives occasional requests for euthanasia services.)

Owner Requested Euthanasia       $30 under 50 pounds
$50 over 50 pounds

(A convenience fee will apply to transactions placed with debit cards, credit cards, or e-checks.)

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Eaton County Board of Commissioners, at its regularly scheduled meeting on January 16, 2019 does hereby approve this resolution. Carried.

______________________________
Diana Bosworth, County Clerk

______________________________
Date
EATON COUNTY BOARD OF COMMISSIONERS

RESOLUTION PLEDGING FULL FAITH AND CREDIT TO
GILBERT AND WEST TOWN INTERCOUNTY DRAIN DRAINAGE DISTRICT REFUNDING
BONDS

Resolution # 19-1-11

Minutes of a regular meeting of the Board of Commissioners of Eaton County, Michigan, held in the County on
January 16, 2019, at 7:00 p.m., local time.

PRESENT: Commissioners: Piercefield, Mulder, Haskell, Pearl-Wright, Whitaere, Freeman, Brehler,
Droscha, Bowen, Ridge, Lautzenheiser, Mott, Wood, Rogers and Augustine.

ABSENT: Commissioners: None

The following resolution was offered by Commissioner Brehler and supported by Commissioner Lautzenheiser.

WHEREAS, proceedings have previously been taken under the provisions of Act 40, Public Acts
of Michigan, 1956, as amended (the “Act”), for the making of certain intercounty drain
improvements referred to as the Gilbert and West Town Intercounty Drain Project (the
“Project”), which was undertaken by the Gilbert and West Town Intercounty Drain Drainage
District (the “Drainage District”) in a Special Assessment District (the “Special Assessment
District”) established by the Drainage District; and

WHEREAS, in order to provide funds to pay the costs of the Project, the Drainage District issued
its Drainage District Bonds, Series 2009 (General Obligation Limited Tax) (the “Prior Bonds”) in
the original aggregate principal amount of $2,700,000 pursuant to the Act; and

WHEREAS, the principal of and interest on the Prior Bonds is payable from assessments made
upon public corporations and/or benefited properties in the Special Assessment District; and

WHEREAS, of the cost of the Project three percent (3%) was apportioned by the Drainage Board
for the Drainage District to the County of Eaton (the “County”) and ninety-seven percent (97%) of
the cost of the Project was apportioned by the Drainage Board to the County of Ingham; and

WHEREAS, the Eaton County Board of Commissioners (the “Board”), by resolution adopted by
a majority of the members of the Board, pledged the full faith and credit of the County, to the
extent of special assessments against property and public corporations in the County, for the
prompt payment of the principal of and interest on the Prior Bonds pursuant to Section 276 of the
Act; and

WHEREAS, the Drainage District has received a savings report from PFM Financial Advisors
LLC, that shows that refunding all or a portion of the Prior Bonds may provide a net present
value savings with respect to the debt service on the Prior Bonds; and

WHEREAS, the Drainage District intends to issue refunding bonds in the amount of not to
exceed $1,485,000 (the “Refunding Bonds”) in order to refund the Prior Bonds; and
WHEREAS, Act 34, Public Acts of Michigan, 2001, as amended provides that the Refunding Bonds shall be of the same character as the Prior Bonds and shall be construed to be a continuation of the Prior Bonds; and

WHEREAS, the Board desires to confirm the pledge of the County’s full faith and credit to the Refunding Bonds as a continuation of the Prior Bonds; and

WHEREAS, the pledge of the full faith and credit of the County to the Refunding Bonds will provide a net interest cost savings and will be a benefit to the County and the people of the County.

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The County pledges its full faith and credit for the prompt payment of the principal of and interest on the Refunding Bonds to the extent of special assessments against property and public corporations in the County, and the County agrees that in the event that property owners or public corporations in the County shall fail to pay the amount of any such special assessment installment and interest (in anticipation of which the Refunding Bonds are issued) when due, or there is otherwise a shortfall of funds available to pay the principal of and interest on the Refunding Bonds attributable to the percentage of the Project apportioned to the County, then the County will immediately make such advancement from funds of the County and the County Treasurer is directed to immediately make such advancement to the extent necessary. The ability of the County to levy taxes to pay its share of the principal of and interest on the Refunding Bonds shall be subject to constitutional and statutory limitations on the taxing power of the County.

2. Should the County advance County funds pursuant to the pledge made in this Resolution, the amounts shall be repaid to the County from assessments or reassessments made as provided in the Act.

3. The Chairperson of the Board, the County Controller/Administrator, the County Clerk, the County Treasurer and any other official of the County, or any one or more of them ("Authorized Officers"), are authorized and directed to take all actions necessary or desirable for the issuance of the Refunding Bonds and to execute any documents or certificates necessary to complete the issuance of the Refunding Bonds, including, but not limited to, any applications including the Michigan Department of Treasury, Application for State Treasurer’s Approval to Issue Long-Term Securities, any waivers, certificates, receipts, orders, agreements, instruments, and any certificates relating to federal or state securities laws, rules, or regulations and to participate in the preparation of a preliminary official statement and a final official statement for the Refunding Bonds and to sign such documents and give any approvals necessary therefor.

4. Any one of the Authorized Officers is hereby authorized to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Refunding Bonds pursuant to paragraph (b)(5) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.
5. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded to the extent of the conflict.

YEAS: Commissioners: Piercefield, Mulder, Haskell, Pearl-Wright, Whitacre, Freeman, Brehler, Droscha, Brehler, Droscha, Bowen, Ridge, Lautzenheiser, Mott, Wood, Rogers and Augustine.

NAYS: Commissioners: None

ABSTAIN: Commissioners: None

RESOLUTION DECLARED ADOPTED.

Diana Bosworth, Clerk
County of Eaton

CERTIFICATION

I, Diana Bosworth, the duly qualified and acting Clerk of Eaton County, Michigan (the “County”) do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners at a meeting held on January 16, 2019, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act 267, Public Acts of Michigan, 1976, as amended.

Date: January 18, 2019

Diana Bosworth, Clerk
County of Eaton
EATON COUNTY BOARD OF COMMISSIONERS

JANUARY 16, 2019

RESOLUTION TO APPROVE
2018/2019 BUDGET AMENDMENTS

Introduced by the Ways and Means Committee

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

WHEREAS, the Eaton County 2018/2019 Appropriations Act of September 19, 2018 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 2018-2019 Eaton County Budget:

SPECIAL REVENUE FUND

<table>
<thead>
<tr>
<th>Increase</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Increase</td>
<td>Wage and Fringe</td>
<td>$ 58,000</td>
</tr>
<tr>
<td>Increase</td>
<td>Proceeds from Borrowing</td>
<td>$ 20,850</td>
</tr>
<tr>
<td>Increase</td>
<td>Capital Outlay – Vehicle</td>
<td>$ 20,850</td>
</tr>
<tr>
<td>Increase</td>
<td>Lease – Principal and Interest</td>
<td>$ 1,900</td>
</tr>
<tr>
<td>Increase</td>
<td>Fund Balance Carryover</td>
<td>$103,500</td>
</tr>
</tbody>
</table>

Increase Construction Code wage and fringe benefits and increase the position allocation list effective March 1, 2019 to hire one full-time Electrical Inspector and increase capital outlay and lease financing to lease an inspection vehicle. Carried.