The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, March 18, 2020.

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 Lautzenheiser.

Roll call. Commissioners present; Rob Piercefield, Blake Mulder, Terrance Augustine, Jeanne Pearl-Wright, Brandon Haskell, Joseph Brehler, Glenn Freeman, Brian Droscha, Matthew S. Bowen, Wayne Ridge, Brian Lautzenheiser, Jim Mott, Lisa Deavers, Barbara Rogers. Commissioners absent: Jane M. Whitacre.

Commissioner Brehler requested the addition under Ways and Means Committee Item #7 Resolution to Approve Michigan Public Safety Communication System (MPSCS) Member Subscription Agreement and Item #8 Resolution to Approve Additional Leave Time During the Covid-19 Emergency Pandemic. Commissioner Freeman requested the removal Item #5 under Public Safety Committee. Chairman Augustine requested the addition under #VI-A Representative Angela Whitwer COVID-19 update, #VI-B Eaton County Health Officer Collette Scrimger COVID-19 update. He also requested the addition under New Business Item A - Resolution to Approve Renewal of Local State of Emergency Declaration and Item B - Resolution to Approve Board of Commissioners Board Rule #3 - Remote participation.

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

Commissioner Freeman moved the approval of the minutes of February 19, 2020. Seconded by Commissioner Deavers. Carried.

State Representative Angela Witwer spoke regarding the coronavirus (Covid-19) pandemic and the emergency measures Governor Witmer has implemented. The Governor has issued thirteen executive orders including a State of Emergency on March 10th, utilizing state government resources to help limit the spread and impact of COVID 19.

Eaton County Health Officer Collette Scrimger spoke regarding public health response efforts to the COVID-19 outbreak as well as educational efforts for County residents. Medical Director Dr. J.D. Woodall also joined the presentation electronically to answer questions regarding testing and planning.

Ms. Scrimger expressed appreciation for assistance from County Emergency Manager Ryan Wilkerson and from County Technology Services for their support.
Communications:

Chief Judge Cunningham and Court Administrator Amy Etzel spoke regarding the Court’s plans for conducting emergency and non-essential court hearings and as well as safety issues for staff and the public during the COVID-19 pandemic.

Prosecutor Lloyd spoke regarding the continued operations of the Prosecutors office which will remain fully staffed during this crisis.

Sheriff Reich and Chief Deputy Adam Morris spoke regarding continued operations during this period of Courthouse closure to the public. The Sheriff Department buildings are closed to the public and inmate programs have been temporarily discontinued at this time.

Chairman Augustine moved the approval of #20-3-20 Resolution of Appreciation for Captain Jeffrey Campbell Sheriff's Office.

WHEREAS, Jeffrey Campbell retired from Eaton County on March 20, 2020 with 25 years of service; and
WHEREAS, Jeff was hired as a Sheriff Deputy from March 27, 1995 and served as a Detective from 2000-2003, Sergeant from 2003-2005, Lieutenant from 2005-2014 until being promoted to Captain in October 2014 until his retirement; and
WHEREAS, Jeff 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 Jeff’s years of public service.
NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Jeff for years of exceptional service to Eaton County and expresses its best wishes to him in the next chapter of his life; and
BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 18th day of the month of March in the year 2020.
Seconded by Droscha. Carried.

The Eaton County 2019 Annual Treasurer’s Report was received and will be placed on file.

Public Comment: 911 Director Michael Armitage thanked the Controller’s Office and the Board for its proactive measures in protecting County employees and the public. He discussed Central Dispatch protocols including a secondary call center that can be utilized if necessary.

Commissioner Pearl-Wright moved the approval of the following two resolutions:
#20-3-21 Resolution Declaring April 2020 as National County Government Month – “Counties Matter”.

WHEREAS, the nation’s 3,069 counties serving more than 300 million Americans provide essential services to create healthy, safe and vibrant communities; and
WHEREAS, counties provide health services, administer justice, keep communities safe, foster economic opportunities and much more; and
WHEREAS, Eaton County and all counties take pride in our responsibility to protect and enhance the health, welfare and safety of our residents in efficient and cost-effective ways; and
WHEREAS, under National Association of Counties President Mary Ann Borgeson’s leadership, NACo is demonstrating how “Counties Matter,” especially in supporting older adults, their families and caregivers; and
WHEREAS, each year since 1991 the National Association of Counties has encouraged counties across the country to elevate awareness of county responsibilities, programs and services; and
WHEREAS, the work of the Human Services Collaborative Council and the Tri-County Office on Aging seek to connect services to those in need with agencies and non-profit organizations in the community through partnership and outreach.

NOW, THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners do hereby proclaim April 2020 as National County Government Month and encourage all county officials, employees, schools and residents to participate in county government celebration activities.

#20-3-22 Resolution to Proclaim April 2020 as Autism Awareness Month

WHEREAS, on December 18, 2007, the United Nations General Assembly adopted Resolution 62/139 declaring World Autism Awareness Day (WAAD) be celebrated April 2, 2008; and
WHEREAS, the month of April is designated as National Autism Awareness Month to increase public awareness of the need to support individuals with autism and the family members, educators and other professionals who teach and care for individuals with autism, and
WHEREAS, in November, 2015, the Centers for Disease Control and Prevention’s National Health Statistics Report concluded the prevalence of autism spectrum disorder has risen to one in every 45 children in the United States; and
WHEREAS, Autism Spectrum Disorder (ASD) represents a broad group of disorders that vary widely from mild to severe, and is characterized by difficulty with social interaction, communication, severely limited interest and repetitive behaviors; and
WHEREAS, autism knows no racial, ethnic, family, income, lifestyle, social boundaries, or educational levels. It can affect any family and any child; and
WHEREAS, Xavier DeGroat has dedicated his life to educating and promoting community support for those with autism through the creation of the Xavier DeGroat Autism Foundation; and
WHEREAS, communities have a role, in identifying, assessing, or supporting individuals with ASD and their families.
NOW, THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners does hereby proclaim April 2, 2020 as World Autism Awareness Day and April 2020 as Autism Awareness Month encourages the residents of Eaton County to become educated and informed of programs, services, and opportunities to support individuals with autism.

Both resolutions seconded by Commissioner Mulder. Carried.

Commissioner Freeman moved the approval of the following four resolutions:

#20-3-23 Resolution Declaring April 12-18, 2020 as National Public Safety Telecommunicators Week.

WHEREAS, emergencies can occur at anytime that require police, fire or emergency medical services; and,
WHEREAS, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and,
WHEREAS, the safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the Eaton County 911 emergency communications center; and,
WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and,
WHEREAS, Public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and insuring their safety; and,
WHEREAS, Public Safety Telecommunicators of Eaton County Central Dispatch have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and,
WHEREAS, each telecommunicator has exhibited compassion, understanding and professionalism during the performance of their job in the past year.

NOW, THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners declares the week of April 12 through 18, 2020 to be National Public Safety Telecommunicators Week in Eaton County, in honor of the men and women whose diligence and professionalism keep our county and citizens safe.

#20-3-24 Resolution Declaring April 19-25, 2020 as National Crime Victims’ Rights Week.

Whereas, the victims’ rights movement has resulted in the passage of laws at the local, state and federal levels that established essential rights for victims; and
Whereas, the William Van Regenmorter Crime Victims’ Rights Act in Michigan and federal victims’ rights legislation have provided victims with
ways to participate meaningfully throughout the criminal justice process; and
Whereas, the rights of crime victims are best protected when all participants in the criminal justice process, not only victims, are appropriately educated about victims’ rights; and
Whereas, the entire community plays a role in supporting all victims of crime and we must help victims access the justice, assistance, and support they need to rebuild their lives. We must provide this support to more fully serve victims and improve their safety, healing, and access to justice; and
Whereas, we are determined to respond to crime and violence by helping victims find not only support, recovery, and justice, but also a sense of hope for their future; and

Whereas, National Crime Victims’ Rights Week is April 19-25, 2020 with the theme: “Seek Justice, Ensure Victims’ Rights, Inspire Hope.” The observance provides an opportunity to recommit to ensuring that accessible, appropriate, and trauma-informed services are offered to all victims of crime in Eaton County; and
Whereas, the Eaton County Prosecuting Attorney’s Office is dedicated to strengthening victims and survivors in the aftermath of crime, to keeping victims informed about the services and rights available to them; and to working to achieve justice for all victims and survivors.
NOW, THEREFORE, BE IT RESOLVED, the Eaton County Board of Commissioners does hereby proclaim the week of April 19-25, 2020, as Crime Victims’ Rights Week; reaffirms this County’s commitment to creating a victim service and criminal justice response that assists all victims of crime during Crime Victims’ Rights Week and throughout the year; and this Board further expresses its sincere gratitude and appreciation for community members, victim service providers and criminal justice professionals, who are committed to improving our response to all victims of crime so that they may find relevant assistance, support, justice, and peace.

#20-3-25 Resolution to Approve Michigan Public Safety Communication System (MPSCS) Co-Location Agreement.

WHEREAS, the County entered into an Integration Agreement (Resolution 18-1-17) to participate in the State’s Emergency Communication radio system, the Michigan Public Safety Communication System (MPSCS); and
WHEREAS, the County owns communication equipment that must be co-located at MPSCS Tower Sites 5802 Nashville, located at 4370 Swift Rd., north of Bivens Rd., Nashville, MI 49073 and 1102 Dimondale, located at 7200 N. Canal Rd., Dimondale, MI 48821 to meet the technical requirements for the systems to communicate on an integrated basis; and
WHEREAS, the Public Safety Committee has reviewed and is recommending approval of the MPSCS Co-Location Agreement.
NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves the MPSCS Co-Location Agreement, and
BE IT FURTHER RESOLVED, that Central Dispatch Director Michael Armitage is authorized to execute the agreement for the County.

#20-3-26 Resolution to Approve Michigan Public Safety Communication System (MPSCS) Final Integration Agreement.

WHEREAS, the County entered into an Integration Agreement (Resolution 18-1-17) to participate in the State’s Emergency Communication radio system, the Michigan Public Safety Communication System (MPSCS); and
WHEREAS, the County agrees that the requirements of Part I of the Agreement have been satisfied and that the integration of the Radio Sites and MPSCS may be implemented; And agree that Part I and Part II are integrated into one Agreement as of the effective date of Part II.; and
WHEREAS, the Public Safety Committee has reviewed and is recommending approval of the MPSCS (Part II) Final Integration Agreement.
NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the MPSCS (Part II) Final Integration Agreement, and
BE IT FURTHER RESOLVED, that Central Dispatch Director Michael Armitage is authorized to execute the agreement for the County.

All four resolutions seconded by Commissioner Rogers. Carried.

Commissioner Haskell moved the approve of #20-3-27 Resolution to Approve User Access Policy.

WHEREAS, the Technology Services Department has developed a User Access Policy as part of a comprehensive Information Security Policy Manual development to achieve compliance with IRS Pub 1075 Guidelines for the receipt and storage of Federal Tax Information (FTI) within the County-operated technology network utilized by the Friend of the Court; and
WHEREAS, the proposed User Access Policy has been submitted to and reviewed by the Information Technology and Communication Committee; and
WHEREAS, the Information Technology and Communication Committee recommends the approval of the User Access Policy as submitted by the Technology Services Department.
NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the User Access Policy, effective immediately.
Seconded by Commissioner Droscha. Carried.

Commissioner Freeman moved the approval of the following two resolutions:

#20-3-28 Resolution to Approve DCA 30-20-1.

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, Scott and Alyce Blackmer, Carlos Valadez and Amanda Hancock, and Lee and Laura Ferman initiated a petition to change the Land Development District (zoning) designation for five parcels of land totaling 44.4 acres parcel located at 2980 Kemler Road, 2936 Kemler Road, vacant property located off from Kemler Road (120-028-300-073-04), 2668 Kemler Road and 2772 Kemler Road, Section 32, Eaton Rapids Township from Low Density Residential (R-1) to Limited Agricultural (LA); and
WHEREAS, the Eaton County Planning Commission held duly advertised and noticed public hearing on March 3, 2020; 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 March 3, 2020 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 Scott and Alyce Blackmer, Carlos Valadez and Amanda Hancock, and Lee and Laura Ferman, for a change in land use district classification in Section 7.1.2 of the Land Development Code to change five parcels of land totaling 44.4 acres parcel located at 2980 Kemler Road, 2936 Kemler Road, vacant property located off from Kemler Road (120-028-300-073-04), 2668 Kemler Road and 2772 Kemler Road, Section 32, Eaton Rapids Township from Low Density Residential (R-1) to Limited Agricultural (LA);
120-028-300-080-00, 2980 Kemler Road: COM S 1/4 POST, N 200 FT, W 436 FT, S 200 FT, E TO BEG. SEC.28, T2N,R3W, EATON RAPIDS TWP 1980
120-028-300-073-06, 2936 Kemler Road: COM S 1/4 COR SEC 28;
N0°40'10"W 253.95 FT ALONG N-S 1/4 LINE TO POB; N89°05'21"W 740 FT;
N0°40'10"W 401.29 FT; S89°52'10"E 389.89 FT; S0°40'10"E 159.6 FT;
120-028-300-073-04, vacant property located off from Kemler Road: COM ON N-S 1/4 LINE AT A PT 200 FT N00°40'10"W OF S 1/4 COR SEC.28,
N89°50'00"W 436 FT, S00°40'10"E 200 FT, N89°50'00"W 160.6 FT,
N89°56'30"W 729.61 FT TO W LINE OF E 1/2 OF SW 1/4, N00°39'20"W 665.86 FT ON W LINE OF E 1/2 OF SW 1/4, S89°52'10" E 586.27 FT,
S00°40'10"E 401.29 FT,S89°05'21"E 740 FT TO N-S 1/4 LINE, S00°40'10"E 53.95 FT TO BEG. SEC.28, T2N,R3W, EATON RAPIDS TWP 4-6-2001
120-028-300-061-02, 2668 Kemler Road: COM N0°40'10"W 500.95 FT FROM S 1/4 COR SEC 28 TO POB; N89°05'21"W 350 FT; N0°40'10"W 159.6 FT;
N89°52'10"W 976.16 FT; N0°39'20"W 793.48 FT; S89°51'40"E 1030.87 FT;
S0°40'10"E 300.33 FT; S89°51'40"E 106 FT; S0°40'10"E 160 FT; S89°51'40"E 189 FT; S0°40'10"E 497.32 FT TO POB. SEC 28, T2N,R3W, EATON RAPIDS TWP. D 5-24-19 R 6-4-19 (ADJUSTMENT APPROVED) ADJUSTED FROM 120-028-300-061-01 FOR 2020.
120-028-300-050-01, 2772 Kemler Road: COM S 1/4 COR SEC 28;
N0°40'10"W 998.27 FT TO POB; N89°51'40"W 189 FT; N0°40'10"W 160 FT;
PREAMBLE: The Eaton County Land Development Code, an Ordinance adopted by the Commissioners of the County of Eaton pursuant to Public Act 183 of 1943, and administered pursuant to Public Act 110 of 2006, may be amended from time to time by following procedures outlined in Article 13 of the Development Code.

WHEREAS, The Eaton County Planning Commission initiated a petition for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension. Amendments are proposed to the following: Article 7, Land Development Districts (amend Section 7.7 Site Development Standards for Principle Buildings and Structures, Table A), Article 8, Zoning Referral and Site Plan Review (amend Section 8.6.9 C. General Approval Standards), Article 9 Conditional Use Permits (amend Section 9.6 Appeal of Decisions), Article 14 Specific Provisions and Requirements (amend Section 14.36 Agricultural Migrant Labor Housing) and Article 16 Mobile Homes (amendments to entire section); and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on March 3, 2020; and

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

WHEREAS, the Eaton County Planning Commission has taken action on March 3, 2020 to recommend the adoption of the ordinance amendments for reasons stated at the meeting.

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

APPROVES the request by Eaton County Planning Commission for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension to Article 7, Land Development Districts (amend Section 7.7 Site Development Standards for Principle Buildings and Structures, Table A), Article 8, Zoning Referral and Site Plan Review (amend Section 8.6.9 C. General Approval Standards), Article 9 Conditional Use Permits (amend Section 9.6 Appeal of Decisions), Article 14 Specific Provisions and Requirements (amend Section 14.36 Agricultural Migrant Labor Housing) and Article 16 Mobile Homes (amendments to entire section).

Both resolutions seconded by Commissioner Rogers. Carried.

Commissioner Brehler moved the approval of #20-3-30 Resolution to Approve DCA 30-20-2.

WHEREAS, the firm of Rehmann completed an audit of Eaton County for the year ending September 30, 2019; and
WHEREAS, such audit and the recommendations included therein have been, reviewed by the Ways and Means Committee.
NOW, THEREFORE, BE IT RESOLVED that the Eaton County Board of Commissioners accept the September 30, 2019 Eaton County audit.
Seconded by Commissioner Pearl-Wright. Carried.

Commissioner Brehler moved the approval of #20-3-31 Resolution to Approve Personnel Policy 2020 Revision.

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, to be effective immediately; and
NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the attached revisions to the Personnel Policy, effective immediately, as presented.
Seconded by Commissioner Mulder. Carried. (on file)

Commissioner Brehler moved the approval of #20-3-32 Resolution to Approve Appraisal Services Contract Renewal.

WHEREAS, the Equalization Department has utilized an independent contractor to provide appraisal services to assist in completing the required annual appraisal of property within the County during the equalization process; and
WHEREAS, the Department wishes to continue to utilize these services and is requesting authorization to enter into a renewal agreement with Accurate; and
WHEREAS, the Ways and Means Committee has reviewed and is recommending the approval of the appraisal services contract renewal (attached) for a one year period commencing March 18, 2020; and
WHEREAS, the proposed contract is for the maximum not-to-exceed amount of $20,900.
NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners approves the contract for appraisal services with Accurate; and
BE IT FURTHER RESOLVED, the Equalization Director is authorized to execute the contract renewal agreement on behalf of the County.
Seconded by Commissioner Haskell. Carried. (on file)

Commissioner Brehler moved the approval of #20-3-33 Resolution to Approve 2019/2020 Budget Amendments excepting the third item: To increase Construction Code wage and fringe benefits and increase the permit specialist positions from part to full-time and amend the position allocation list effective March 30, 2020.

WHEREAS, the Eaton County 2019/2020 Appropriations Act of September 18, 2019 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 2019-2020 Eaton County Budget:

GENERAL FUND

CAPITAL OUTLAY – 101.901

Increase Office Equipment – District Court $3,000
Increase Training $3,000

To increase office equipment to purchase used rolling file cabinet.

CAPITAL OUTLAY – 101.901

Increase Equipment – Physical Plant $30,000
Decrease Transfers-Out to Public Improvement $30,000

To increase equipment for to retire Physical Plant radio system and equipment.

SPECIAL REVENUE FUND

PUBLIC IMPROVEMENT - 245-999

Decrease Transfers – In $30,000
Decrease Fund Balance Carryover $30,000

To decrease transfer-in from General Fund to retire Physical Plant radio system and equipment.

CONSTRUCTION CODE – 249-371

Increase Wage and Fringe $31,972
Increase Fund Balance Carryover $31,972

Increase Construction Code wage and fringe benefits and increase the permit specialist positions from part to full-time and amend the position allocation list effective March 30, 2020.
Seconded by Commissioner Freeman. Carried.

Commissioner Brehler moved the approval of #20-3-34 Resolution to Authorize a Contract with Capital Area United Way to Act as a Fiduciary for 2020 Census Funding.

WHEREAS, preparations for the 2020 Census are underway; and
WHEREAS, certain areas in Michigan have been identified as having significant hard-to-count populations; and
WHEREAS, Eaton County has been identified as one of those areas; and
WHEREAS, funding has been made available through the Be Counted 2020 Census Campaign and Census 2020 Rapid Response Grants; and
WHEREAS, the Capital Area United Way has been identified as the agency best positioned to utilize these grant funds to assist in reaching these important populations.

NOW THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners hereby authorizes the acceptance of grant funds not to exceed $25,000 from the Michigan Municipal League Be Counted 2020 census campaign and $40,000 National League of Cities Census 2020 Rapid Response Grants, with no matching funds.

BE IT FURTHER RESOLVED, that a contract is hereby authorized between Eaton County, as the fiduciary, and the Capital Area United Way in an amount not to exceed $65,000 (including a 10% administration fee) to provide resources such as digital media, print materials, neighborhood outreach events, tablets for canvassers and translators.

BE IT FURTHER RESOLVED, the contract is effective the date of execution through July 31, 2020.

BE IT FURTHER RESOLVED, that the Chairperson of the Eaton County Board of Commissioners is authorized to sign any necessary contract documents on behalf of the County.

Seconded by Commissioner Deavers. Carried.

Commissioner Brehler moved the approval of claims as audited by the Ways & Means Committee for $438,332.85 to accept the report of previously authorized payments.

Seconded by Commissioner Mulder. Carried.

Commissioner Brehler moved the approval of #20-3-35 Resolution to Approve Michigan Public Safety Communication System (MPSCS) Member Subscription Agreement.

WHEREAS, the County desires to transition its Physical Plant Department on to the State’s Emergency Communication radio system, the Michigan Public Safety Communication System (MPSCS) to eliminate the need to continue to maintain an independent communication system; and
WHEREAS, the County will need to enter in to a Member Subscription Agreement with the MPSCS in order to complete such a transition; and
WHEREAS, the Ways and Means Committee has reviewed and is recommending approval of the MPSCS Member Subscription Agreement.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the MPSCS Member Subscription Agreement, and
BE IT FURTHER RESOLVED, that Physical Plant Director Steve Barnett is authorized to execute the agreement for the County.

Seconded by Commissioner Deavers. Carried.

Commissioner Brehler moved the approval of #20-3-36 Resolution to Approve Additional Leave Time During the Covid-19 Emergency Pandemic. Seconded by Commissioner Bowen. Carried.
WHEREAS, the World Health Organization declared a global pandemic on March 11, 2020; and
WHEREAS, the President of the United States declared a national state of emergency on March 13, 2020; and
WHEREAS, the Governor of Michigan declared a state of emergency on March 10, 2020; and
WHEREAS, in response to these declarations the County has taken extraordinary measures to ensure it is able to continue to fulfill its constitutional and statutory responsibilities and to protect the health and safety of its employees; and
WHEREAS, these measures include reducing service levels, conducting services by appointment and limiting access to the courthouse to those with an appointment; and
WHEREAS, the Board of Commissioners wished to ensure its employees are not adversely affected by this crisis.

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners will grant all regular full and part-time employees an additional 80 hours of leave time, under the provisions of the Employee Emergency Pandemic COVID-19 Leave/Work Policy, to ensure employees are not adversely affected; and
BE IT FURTHER RESOLVED, the Controller/Administrator is directed to develop letters of understanding with the represented employee divisions to provide the same additional leave hours for these purposes.
BE IT FURTHER RESOLVED, the Chairman of the Board, Public Health Officer and the Controller/Administrator have authority to make changes to this policy as they agree upon and are needed in response to this very fluid public health emergency.

Employee Emergency Pandemic COVID-19 Leave/Work Policy

The purpose of this policy is to define leave provided to employees of Eaton County during the Pandemic outbreak of the COVID-19, Coronavirus.

This policy applies to all regular full-time and part-time employees at their current rate of pay to provide compensation during unanticipated leave due to the COVID-19 Pandemic. Employees will receive a total 80 hours of leave time pro-rated based on regular hours worked added in an accrued leave category – Other Leave, to be used for current absences due to any of the following and will remain in the employee’s leave accrual if not used, for any future use:

- COVID-19 quarantine or diagnosis
- High risk categories for infection
- Sickness or caring for those that are sick in their household
- To address unanticipated child care circumstances, as a result of the Governor’s Executive Order closing all K-12 schools or closure of regular day care.
- Instructed not to report to work because they have been deemed non-essential by the Department Head or Elected Official.
- Had their work schedule altered to reduce staffing as deemed necessary by the Department Head or Elected Official.
Employees deemed essential by their Department Head or Elected Official and are able to perform their job functions remotely should be authorized to work remotely. Department Heads must receive the approval of the Controller/Administrator prior to authorizing an employee to work remotely.

All essential employees who cannot perform their job functions remotely are expected to report to work unless any of the above applies, if an employee chooses not to report to work, they will use these other leave hours to be compensated.

Employees exhibiting are encouraged to contact their primary care physician if they are exhibiting the following symptoms:

- Fever
- Cough
- Shortness of breath

Employees exhibit these symptoms at work may be directed to go home and utilize these other leave hours.

While this policy is in effect, all other qualified leaves of absences will apply. Seconded by Commissioner Deavers.

Commissioner Haskell moved to amend resolution changing the total number of leave from 40 hours to 80 hours of leave time. Commissioners Brehler and Deavers accepted the amendment. Seconded by Commissioner Bowen. Carried as amended.

Public Comment: Judge Cunningham and Prosecutor Lloyd thanked the Commissioners for approving the additional leave time for employees during the Covid-19 emergency pandemic.

Safety Officer Greg Dubois of Barry-Eaton Health Department thanked the County custodial staff for the additional cleaning efforts at the Courthouse and Health Department to ensure the safety of employees and staff.

Commissioner Comments:

Commissioner Piercefield stated EATRAN will be operating for essential medical runs - by appointment. EATRAN will deliver grocery and pharmacy orders. Volunteers are needed to shop and deliver to those in need.

Commissioner Freeman stated that Tri-County needs food bank volunteers.

Commissioner Mulder stated that Tri-County Aging needs volunteers for Meals on Wheels.

Commissioner Augustine stated that local school districts are providing meals to school children while schools are closed due to the pandemic.
Commissioner Pearl-Wright thanked County Emergency Manager Ryan Wilkinson for his work during the coronavirus pandemic.

Commissioner Brehler stated that Eaton Community Mental Health providers are remaining in contact and assisting all consumers during this period of building closures to the public.

There was no Unfinished Business, Old Business.

New Business:
Commissioner Rogers moved the approval of #20-3-37 Resolution to Approve Renewal of Local State of Emergency Declaration.

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person; and
WHEREAS, COVID-19 has been identified and declared by the World Health Organization, March 11, 2020 as the cause of a global pandemic. Person-to-person spread of the virus has occurred in the United States, with some of those occurring in people with no travel history and no known source of exposure; and
WHEREAS, on March 18, 2020, a confirmed positive case of COVID-19 was identified in the County of Eaton; and
WHEREAS, the County of Eaton has been taking proactive steps to prevent and prepare for the spread of this disease; and
WHEREAS, the Chief Elected Official of the Eaton County Board of Commissioners has determined that extraordinary measures must be taken to stop the spread of this disease, alleviate the suffering of people, and to protect property; and
WHEREAS, the Chief Elected Official of the Eaton County Board of Commissioners has signed a Local State of Emergency declaration and the declaration shall not be continued or renewed for a period in excess of 7 days except with the consent of the governing body of the county.
NOW THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners approves renewing the Local State of Emergency every 7 days and will review the renewal on a monthly basis.
Seconded by Commissioner Droscha.

Commissioner Deavers moved the approval of #20-3-38 Resolution to Approve Board of Commissioners Board Rule #3 - Remote participation.

With the approval of the Chairperson a member may participate in a meeting of the Board of Commissioners via electronic means available through the County (i.e., WebEx video conferencing platform or equivalent). Remote participation will be approved for those members requesting such, in a manner that ensures that public meeting complies with the provisions of the Open Meetings Act, PA 267 of 1976, or other applicable Executive Order which supersedes the requirements of the Open Meetings Act.
Requests to participate remotely must be made at least five business days in advance of the scheduled Commission meeting to ensure arrangements can be made with County staff to accommodate remote participation.

The rules for remote participation apply to meetings of its Standing Committees with the approval of Committee Chairperson Seconded by Commissioner Droscha. Carried unanimously.

Chairman Augustine adjourned the meeting to Wednesday, April 15, 2020 at 7:00 p.m.

Chairman of the Board of Commissioners

Clerk of the Board of Commissioners
Commissioner Augustine moved the approval of the following resolution. Seconded by Commissioner Droscha.

WHEREAS, Jeffrey Campbell retired from Eaton County on March 20, 2020 with 25 years of service; and

WHEREAS, Jeff was hired as a Sheriff Deputy from March 27, 1995 and served as a Detective from 2000-2003, Sergeant from 2003-2005, Lieutenant from 2005-2014 until being promoted to Captain in October 2014 until his retirement; and

WHEREAS, Jeff 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 Jeff's years of public service.

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

BE IT FURTHER RESOLVED, that this resolution of appreciation and support be duly recorded and attached to the permanent records of the County on this 18th day of the month of March in the year 2020. Carried.

______________________________
Terrance Augustine
Chairman of the Board of Commissioners

______________________________
Diana Bosworth
Clerk of the Board of Commissioners
EATON COUNTY BOARD OF COMMISSIONERS

March 18, 2020

RESOLUTION DECLARING APRIL 2020 AS NATIONAL COUNTY GOVERNMENT MONTH “COUNTRIES MATTER”

Introduced by the Health and Human Services Committee

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

WHEREAS, the nation’s 3,069 counties serving more than 300 million Americans provide essential services to create healthy, safe and vibrant communities; and

WHEREAS, counties provide health services, administer justice, keep communities safe, foster economic opportunities and much more; and

WHEREAS, Eaton County and all counties take pride in our responsibility to protect and enhance the health, welfare and safety of our residents in efficient and cost-effective ways; and

WHEREAS, under National Association of Counties President Mary Ann Borgeson’s leadership, NACo is demonstrating how “Counties Matter,” especially in supporting older adults, their families and caregivers; and

WHEREAS, each year since 1991 the National Association of Counties has encouraged counties across the country to elevate awareness of county responsibilities, programs and services; and

WHEREAS, the work of the Human Services Collaborative Council and the Tri-County Office on Aging seek to connect services to those in need with agencies and non-profit organizations in the community through partnership and outreach.

NOW, THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners do hereby proclaim April 2020 as National County Government Month and encourage all county officials, employees, schools and residents to participate in county government celebration activities. Carried.

Terrance Augustine  
Chairman of the Board of Commissioners

Diana Bosworth  
Clerk of the Board of Commissioners
EATON COUNTY BOARD OF COMMISSIONERS

March 18, 2020

RESOLUTION TO PROCLAIM APRIL 2020 AS AUTISM AWARENESS MONTH

Introduced by the Health & Human Services Committee

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

WHEREAS, on December 18, 2007, the United Nations General Assembly adopted Resolution 62/139 declaring World Autism Awareness Day (WAAD) be celebrated April 2, 2008; and

WHEREAS, the month of April is designated as National Autism Awareness Month to increase public awareness of the need to support individuals with autism and the family members, educators and other professionals who teach and care for individuals with autism, and

WHEREAS, in November, 2015, the Centers for Disease Control and Prevention’s National Health Statistics Report concluded the prevalence of autism spectrum disorder has risen to one in every 45 children in the United States; and

WHEREAS, Autism Spectrum Disorder (ASD) represents a broad group of disorders that vary widely from mild to severe, and is characterized by difficulty with social interaction, communication, severely limited interest and repetitive behaviors; and

WHEREAS, autism knows no racial, ethnic, family, income, lifestyle, social boundaries, or educational levels. It can affect any family and any child; and

WHEREAS, Xavier DeGroat has dedicated his life to educating and promoting community support for those with autism through the creation of the Xavier DeGroat Autism Foundation; and

WHEREAS, communities have a role, in identifying, assessing, or supporting individuals with ASD and their families.

NOW, THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners does hereby proclaim April 2, 2020 as World Autism Awareness Day and April 2020 as Autism Awareness Month encourages the residents of Eaton County to become educated and informed of programs, services, and opportunities to support individuals with autism. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

March 18, 2020

RESOLUTION DECLARING APRIL 12 – 18, 2020 AS NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK

Introduced by the Public Safety Committee

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

WHEREAS, emergencies can occur at anytime that require police, fire or emergency medical services; and,

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and,

WHEREAS, the safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the Eaton County 911 emergency communications center; and,

WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and,

WHEREAS, Public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and insuring their safety; and,

WHEREAS, Public Safety Telecommunicators of Eaton County Central Dispatch have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and,

WHEREAS, each telecommunicator has exhibited compassion, understanding and professionalism during the performance of their job in the past year.

NOW, THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners declares the week of April 12 through 18, 2020 to be National Public Safety Telecommunicators Week in Eaton County, in honor of the men and women whose diligence and professionalism keep our county and citizens safe. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

MARCH 18, 2020

RESOLUTION DECLARING
APRIL 19, 2020 – APRIL 25, 2020
AS NATIONAL CRIME VICTIMS RIGHTS WEEK

Introduced by the Public Safety Committee

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

Whereas, the victims’ rights movement has resulted in the passage of laws at the local, state and federal levels that established essential rights for victims; and

Whereas, the William Van Regenmorter Crime Victims’ Rights Act in Michigan and federal victims’ rights legislation have provided victims with ways to participate meaningfully throughout the criminal justice process; and

Whereas, the rights of crime victims are best protected when all participants in the criminal justice process, not only victims, are appropriately educated about victims’ rights; and

Whereas, the entire community plays a role in supporting all victims of crime and we must help victims access the justice, assistance, and support they need to rebuild their lives. We must provide this support to more fully serve victims and improve their safety, healing, and access to justice; and

Whereas, we are determined to respond to crime and violence by helping victims find not only support, recovery, and justice, but also a sense of hope for their future; and

Whereas, National Crime Victims’ Rights Week is April 19-25, 2020 with the theme: “Seek Justice, Ensure Victims’ Rights, Inspire Hope.” The observance provides an opportunity to recommit to ensuring that accessible, appropriate, and trauma-informed services are offered to all victims of crime in Eaton County; and

Whereas, the Eaton County Prosecuting Attorney’s Office is dedicated to strengthening victims and survivors in the aftermath of crime, to keeping victims informed about the services and rights available to them; and to working to achieve justice for all victims and survivors.

NOW, THEREFORE, BE IT RESOLVED, the Eaton County Board of Commissioners does hereby proclaim the week of April 19-25, 2020, as Crime Victims’ Rights Week; reaffirms this County’s commitment to creating a victim service and criminal justice response that assists all victims of crime during Crime Victims’ Rights Week and throughout the year; and this Board further expresses its sincere gratitude and appreciation for community members, victim service providers and criminal justice professionals, who are committed to improving our response to all victims of crime so that they may find relevant assistance, support, justice, and peace. Carried.
RESOLUTION TO APPROVE MICHIGAN PUBLIC SAFETY COMMUNICATION SYSTEM (MPSCS) CO-LOCATION AGREEMENT

Introduced by the Public Safety Committee

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

WHEREAS, the County entered into an Integration Agreement (Resolution 18-1-17) to participate in the State’s Emergency Communication radio system, the Michigan Public Safety Communication System (MPSCS); and

WHEREAS, the County owns communication equipment that must be co-located at MPSCS Tower Sites 5802 Nashville, located at 4370 Swift Rd., north of Bivens Rd., Nashville, MI 49073 and 1102 Dimondale, located at 7200 N. Canal Rd., Dimondale, MI 48821 to meet the technical requirements for the systems to communicate on an integrated basis; and

WHEREAS, the Public Safety Committee has reviewed and is recommending approval of the MPSCS Co-Location Agreement.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the MPSCS Co-Location Agreement, and

BE IT FURTHER RESOLVED, that Central Dispatch Director Michael Armitage is authorized to execute the agreement for the County. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

March 18, 2020

RESOLUTION TO APPROVE MICHIGAN PUBLIC SAFETY COMMUNICATION SYSTEM (MPSCS) FINAL INTEGRATION AGREEMENT

Introduced by the Public Safety Committee

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

WHEREAS, the County entered into an Integration Agreement (Resolution 18-1-17) to participate in the State’s Emergency Communication radio system, the Michigan Public Safety Communication System (MPSCS); and

WHEREAS, the County agrees that the requirements of Part I of the Agreement have been satisfied and that the integration of the Radio Sites and MPSCS may be implemented; And agree that Part I and Part II are integrated into one Agreement as of the effective date of Part II.; and

WHEREAS, the Public Safety Committee has reviewed and is recommending approval of the MPSCS (Part II) Final Integration Agreement.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the MPSCS (Part II) Final Integration Agreement, and

BE IT FURTHER RESOLVED, that Central Dispatch Director Michael Armitage is authorized to execute the agreement for the County. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

MARCH 18, 2020

RESOLUTION TO APPROVE USER ACCESS POLICY

Introduced by the Information Technology & Communication Committee

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

WHEREAS, the Technology Services Department has developed a User Access Policy as part of a comprehensive Information Security Policy Manual development to achieve compliance with IRS Pub 1075 Guidelines for the receipt and storage of Federal Tax Information (FTI) within the County-operated technology network utilized by the Friend of the Court; and

WHEREAS, the proposed User Access Policy has been submitted to and reviewed by the Information Technology and Communication Committee; and

WHEREAS, the Information Technology and Communication Committee recommends the approval of the User Access Policy as submitted by the Technology Services Department.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the User Access Policy, effective immediately. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO APPROVE DCA-3-20-1

Introduced by the Public Works and Planning Committee
Eaton County

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

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, Scott and Alyce Blackmer, Carlos Valadez and Amanda Hancock, and Lee and Laura Ferman initiated a petition to change the Land Development District (zoning) designation for five parcels of land totaling 44.4 acres parcel located at 2980 Kemler Road, 2936 Kemler Road, vacant property located off from Kemler Road (120-028-300-073-04), 2668 Kemler Road and 2772 Kemler Road, Section 32, Eaton Rapids Township from Low Density Residential (R-1) to Limited Agricultural (LA); and

WHEREAS, the Eaton County Planning Commission held duly advertised and noticed public hearing on March 3, 2020; 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 March 3, 2020 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 Scott and Alyce Blackmer, Carlos Valadez and Amanda Hancock, and Lee and Laura Ferman, for a change in land use district classification in Section 7.1.2 of the Land Development Code to change five parcels of land totaling 44.4 acres parcel located at 2980 Kemler Road, 2936 Kemler Road, vacant property located off from Kemler Road (120-028-300-073-04), 2668 Kemler Road and 2772 Kemler Road, Section 32, Eaton Rapids Township from Low Density Residential (R-1) to Limited Agricultural (LA);

120-028-300-080-00, 2980 Kemler Road: COM S 1/4 POST, N 200 FT, W 436 FT, S 200 FT, E TO BEG. SEC.28, T2N,R3W, EATON RAPIDS TWP 1980

120-028-300-073-06, 2936 Kemler Road: COM S 1/4 COR SEC 28; N0°40'10"W 253.95 FT ALONG N-S 1/4 LINE TO POB; N89°05'21"W 740 FT; N0°40'10"W 401.29 FT; S89°52'10"E 389.89 FT; S0°40'10"E 159.6 FT; S89°05'21"E 350 FT; S0°40'10"E 247 FT TO POB. SEC 28, T2N,R3W, EATON RAPIDS TWP. D 3-18-19 R 3-22-19 (ADJUSTMENT APPROVED) ADJUSTED FROM 120-028-300-073-03 & 120-028-300-061-01 FOR 2020.
120-028-300-073-04, vacant property located off from Kemler Road: COM ON N-S 1/4 LINE AT A PT 200 FT N00°40'10"W OF S 1/4 COR SEC.28, N89°50'00"W 436 FT, S00°40'10"E 200 FT, N89°50'00"W 160.6 FT, N89°56'30"W 729.61 FT TO W LINE OF E 1/2 OF SW 1/4, N00°39'20"W 665.86 FT ON W LINE OF E 1/2 OF SW 1/4, S89°52'10" E 586.27 FT, S00°40'10"E 401.29 FT, S89°05'21"E 740 FT TO N-S 1/4 LINE, S00°40'10"E 53.95 FT TO BEG. SEC.28, T2N,R3W, EATON RAPIDS TWP 4-6-2001

120-028-300-061-02, 2868 Kemler Road: COM N0°40'10"W 500.95 FT FROM S 1/4 COR SEC 28 TO POB; N89°05'21"W 350 FT; N0°40'10"W 159.6 FT; S89°51'40"E 976.16 FT; N0°39'20"W 734.48 FT; S89°51'40"E 1030.87 FT; S0°40'10"E 300.33 FT; S89°51'40"E 106 FT; S0°40'10"E 160 FT; S89°51'40"E 189 FT; S0°40'10"E 487.32 FT TO POB. SEC 28, T2N,R3W, EATON RAPIDS TWP. D 5-24-19 R 6-4-19 (ADJUSTMENT APPROVED) ADJUSTED FROM 120-028-300-061-01 FOR 2020.

120-028-300-050-01, 2772 Kemler Road: COM S 1/4 COR SEC 28; N0°40'10"W 998.27 FT TO POB; N89°51'40"W 189 FT; N0°40'10"W 180 FT; N89°51'40"W 106 FT; N0°40'10"W 300.33 FT; S89°51'40"E 295 FT; S0°40'10"E 460.33 FT TO POB. SEC 28, T2N,R3W, EATON RAPIDS TWP. 8-19-02 (ADJUSTMENT APPROVED)

At the regular meeting of the Eaton County Board of Commissioners on March 18, 2020 the Resolution regarding the approval of said request was adopted.

Those voting Aye: Piercefield, Mulder, Augustine, Pearl-Wright, Haskell, Brehler, Freeman, Droscha, Bowen, Ridge, Lautzenheiser, Mott, Deavers, Rogers.

Those voting Nay: None

Abstention: None

Absent: Whitacre

Motion carried.

Terrance Augustine, 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 March 18, 2020 of the Eaton County Board of Commissioners.

Diana Bosworth, Clerk
Eaton County Board of Commissioners
District Change Amendment DCA-3-20-1 to amend the Zoning District Maps of the Eaton County Land Development Code (zoning ordinance) of Eaton County, as enacted in 1981 pursuant to the provisions of Public Act 110 of 2006, as amended.

An application for a District Change Amendment to change a Land Development District designation on the Official Land Development District Map (Map Amendment) has been submitted by Scott and Alyce Blackmer, Carlos Valadez and Amanda Hancock, and Lee and Laura Ferman, to rezone five parcels of land totaling 44.4 acres from Low Density Residential (R-1) to Limited Agricultural (LA), parcels located at 2980 Kemler Road, 2936 Kemler Road, vacant property located off from Kemler Road (120-028-300-073-04), 2668 Kemler Road and 2772 Kemler Road, Section 32, Eaton Rapids Township and are legally described as:

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 Olivet College to rezone an eight (8) acre parcel from Limited Agricultural (LA) to Local Business (C-1) located at 9126 Marshall Road, Section 32, Walton Township, parcel 140-032-100-00-00 and which is legally described as:

WHEREAS, the Eaton County Planning Commission held duly advertised and noticed public hearing on March 3, 2020; and
WHEREAS, the Eaton County Planning Commission has taken action on March 3, 2020 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 14
Nays 0
Abstaining 0
Absent 1

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 March 18, 2020, 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

_______ day of __________, 2020

_________________________________  _________________________________________
Diana Bosworth, Clerk              Terrance Augustine, Chairman
Eaton County Board of Commissioners  Eaton County Board of Commissioners
LOW DENSITY RESIDENTIAL (R-1) CHANGED TO LIMITED AGRICULTURAL (LA)

120-028-300-080-00, 2980 Kemler Road: COM S 1/4 POST, N 200 FT, W 436 FT, S 200 FT, E TO BEG. SEC.28, T2N,R3W, EATON RAPIDS TWP 1980

120-028-300-073-06, 2936 Kemler Road: COM S 1/4 COR SEC 28; N0°40'10"W 253.95 FT ALONG N-S 1/4 LINE TO POB; N89°05'21"W 740 FT; N0°40'10"W 401.29 FT; S89°52'10"E 389.89 FT; S0°40'10"E 159.6 FT; S89°05'21"E 350 FT; S0°40'10"E 247 FT TO POB. SEC 28, T2N,R3W, EATON RAPIDS TWP. D 3-18-19 R 3-22-19 (ADJUSTMENT APPROVED) ADJUSTED FROM 120-028-300-073-03 & 120-028-300-061-01 FOR 2020.

120-028-300-073-04, vacant property located off from Kemler Road: COM ON N-S 1/4 LINE AT A PT 200 FT N0°40'10"W OF S 1/4 COR SEC 28, N89°50'00"W 436 FT, S0°40'10"E 200 FT, N89°50'00"W 160.6 FT, N89°56'30"W 729.61 FT TO W LINE OF E 1/2 OF SW 1/4, N0°39'20"W 665.86 FT ON W LINE OF E 1/2 OF SW 1/4, S89°52'10"E 586.27 FT, S0°40'10"E 401.29 FT, S89°05'21"E 740 FT TO N-S 1/4 LINE, S0°40'10"E 53.95 FT TO BEG. SEC.28, T2N,R3W, EATON RAPIDS TWP 4-6-2001

120-028-300-061-02, 2868 Kemler Road: COM N0°40'10"W 500.95 FT FROM S 1/4 COR SEC 28 TO POB; N89°05'21"W 350 FT; N0°40'10"W 159.6 FT; N89°52'10"W 976.16 FT; N0°39'20"W 793.48 FT; S89°51'40"E 1030.87 FT; S0°40'10"E 300.33 FT; S89°51'40"E 106 FT; S0°40'10"E 160 FT; S89°51'40"E 189 FT; S0°40'10"E 497.32 FT TO POB. SEC 28, T2N,R3W, EATON RAPIDS TWP. D 5-24-19 R 6-4-19 (ADJUSTMENT APPROVED) ADJUSTED FROM 120-028-300-061-01 FOR 2020.

120-028-300-050-01, 2772 Kemler Road: COM S 1/4 COR SEC 28; N0°40'10"W 998.27 FT TO POB; N89°51'40"W 189 FT; N0°40'10"W 160 FT; N89°51'40"W 106 FT; N0°40'10"W 300.33 FT; S89°51'40"E 295 FT; S0°40'10"E 463.33 FT TO POB. SEC 28, T2N,R3W, EATON RAPIDS TWP. 8-19-02 (ADJUSTMENT APPROVED)

Terrance Augustine, Chairman
Eaton County Board of Commissioners

Date: ________________________

Diana Bosworth, Clerk
Eaton County Board of Commissioners

Date: ________________________
EATON COUNTY BOARD OF COMMISSIONERS

March 18, 2020

RESOLUTION TO APPROVE DCA-3-20-2

Introduced by the Public Works and Planning Committee

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

PREAMBLE: The Eaton County Land Development Code, an Ordinance adopted by the Commissioners of the County of Eaton pursuant to Public Act 183 of 1943, and administered pursuant to Public Act 110 of 2006, may be amended from time to time by following procedures outlined in Article 13 of the Development Code.

WHEREAS, The Eaton County Planning Commission initiated a petition for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension. Amendments are proposed to the following: Article 7, Land Development Districts (amend Section 7.7 Site Development Standards for Principle Buildings and Structures, Table A), Article 8, Zoning Referral and Site Plan Review (amend Section 8.6.9 C. General Approval Standards), Article 9 Conditional Use Permits (amend Section 9.6 Appeal of Decisions), Article 14 Specific Provisions and Requirements (amend Section 14.36 Agricultural Migrant Labor Housing) and Article 16 Mobile Homes (amendments to entire section; and

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on March 3, 2020; and

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

WHEREAS, the Eaton County Planning Commission has taken action on March 3, 2020 to recommend the adoption of the ordinance amendments for reasons stated at the meeting.

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

APPROVES the request by Eaton County Planning Commission for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension to Article 7, Land Development Districts (amend Section 7.7 Site Development Standards for Principle Buildings and Structures, Table A), Article 8, Zoning Referral and Site Plan Review (amend Section 8.6.9 C. General Approval Standards), Article 9 Conditional Use Permits (amend Section 9.6 Appeal of Decisions), Article 14 Specific Provisions and Requirements (amend Section 14.36 Agricultural Migrant Labor Housing) and Article 16 Mobile Homes (amendments to entire section).
At the regular meeting of the Eaton County Board of Commissioners on March 18, 2020 the Resolution regarding the approval of said request was adopted.

Those voting Aye: Piercefield, Mulder, Augustine, Pearl-Wright, Haskell, Brehler, Freeman, Droscha, Bowen, Ridge, Lautzenheiser, Mott, Deavers, Rogers.

Those voting Nay: None

Abstention: None

Absent: Whitacre

Motion carried.

Terrance Augustine, 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 March 18, 2020 of the Eaton County Board of Commissioners.

Diana Bosworth, Clerk
Eaton County Board of Commissioners
District Change Amendment DCA-3-20-2 to amend the Land Development Code (Zoning Ordinance) of Eaton County, as enacted in 1981 pursuant to the provisions of Public Act 110 of 2006, as amended.

An application for a District Change Amendment for a Comprehensive Amendment to the Eaton County Land Development Code (zoning ordinance) to clarify the intent, update language and improve comprehension. Amendments are proposed to the following: Article 7, Land Development Districts (amend Section 7.7 Site Development Standards for Principle Buildings and Structures, Table A), Article 8, Zoning Referral and Site Plan Review (amend Section 8.6.9 C. General Approval Standards), Article 9 Conditional Use Permits (amend Section 9.6 Appeal of Decisions), Article 14 Specific Provisions and Requirements (amend Section 14.36 Agricultural Migrant Labor Housing) and Article 16 Mobile Homes (amendments to entire section).

WHEREAS, the Eaton County Planning Commission held a duly advertised and noticed public hearing on March 3, 2020; and

WHEREAS, the Eaton County Planning Commission has taken action on March 3, 2020 to recommend approval of the text amendment:

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

Yeas 14
Nays 0
Abstaining 0
Absent 1

I, Diana Bosworth, Clerk for the County of Eaton, do hereby certify that the above and foregoing is a true copy of the amendment to the Eaton County Land Development Code (Zoning Ordinance), as amended and passed by the Eaton County Board of Commissioners on March 18, 2020 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 18th day of March, 2020.

Terrance Augustine, Chairman
Eaton County Board of Commissioners

Diana Bosworth, Clerk
Eaton County Board of Commissioners
PROPOSED TEXT AMENDMENT
TO THE EATON COUNTY LAND DEVELOPMENT CODE

Additions are shown in bold italic print and deletions are shown by strikeout print.
All suggested changes are highlighted.

SECTION 8.6 STANDARDS FOR SITE PLAN REVIEW APPROVAL:

Changes are proposed to correct a grammar/spelling error.

8.6.9 General Approval Standards: In addition to the preceding standards, the Planning Commission will find that the proposed Site Plan meets the following approval standards:

A. The location and design of driveways providing vehicular ingress to and egress from the site shall promote safety and convenience of both vehicular and pedestrian traffic, both within the site and on access and adjoining streets.

B. Automobile parking areas are designed to avoid common traffic problems and promote safety.

C. There shall be a satisfactory and harmonious relationship between the development on the site and existing and prospective development of contiguous land in adjacent neighborhoods or areas.

SECTION 9.6 APPEAL OF DECISIONS:

This Section refers to appeals of Planning Commission decisions only. All other appeals are per the requirements of Article 4 of the Ordinance. Changes are proposed to update the language to be consistent with the Board of Appeals Rules of Procedure and to add a defined time frame in which an appeal of a Planning Commission decision specifically can be filed.

Any interested person aggrieved by the decision of the Planning Commission may have that decision reviewed by the Board of Appeals, at their next regular meeting or a special meeting called for that purpose. An appeal of a Planning Commission decision to the Board of Appeals shall be filed within 30 days after the date of the final vote taken for such action. A public hearing shall be conducted as required by Public Act 110 of 2006 and Section 3.9 Public Notices of this ordinance. The Board of Appeals shall review the matter based on the standards contained in this Ordinance and shall give written justification for any decision rendered pursuant to Subsection 4.6.9 of this Ordinance.

SECTION 7.7 SITE DEVELOPMENT STANDARDS FOR PRINCIPAL BUILDING AND STRUCTURES:

Changes are proposed to the Limited Agricultural and Resource Conservation Zoning Districts to lessen the setback requirement from the road right-of-way from 67 feet to 50 feet and to create a sliding scale similar to what is used for the Residential Districts. The sliding scale will allow further reduced setback requirement if the property is platted or if it is attached to public sanitary sewer facilities. Other changes in the Residential R-2 and R-3 Districts are for clarification and to create a better understanding of the information. An addition is also proposed clarifying that structures do not have to meet the road right-of-way setback distance from a clear vision right-of-way.
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<th>PROPOSED SITE DEVELOPMENT</th>
<th>LIMITED AGRICULTURAL AND RESOURCE CONSERVATION</th>
<th>R-1</th>
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<th>R-3</th>
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<td>36,300</td>
<td>30,000 (a)</td>
<td>12,000 Single Family and Duplex Dwellings</td>
<td>8,000 Single Family Dwellings (a,b,h)</td>
<td>30,000</td>
<td>43,560</td>
</tr>
<tr>
<td></td>
<td>20,000 (a,h)</td>
<td>15,000 (a,b,h)</td>
<td></td>
<td>12,000 Duplex Dwellings (a,b,h)</td>
<td>15,000 (b)</td>
<td></td>
</tr>
<tr>
<td>7.7.2 Minimum Lot Area in Sq. Ft.</td>
<td>36,300</td>
<td>30,000 (a)</td>
<td>12,000 Single Family and Duplex Dwellings (a,b,h)</td>
<td>8,000 Single Family Dwellings (a,b,h)</td>
<td>30,000</td>
<td>43,560</td>
</tr>
<tr>
<td></td>
<td>20,000 (a,h)</td>
<td>15,000 (a,b,h)</td>
<td></td>
<td>12,000 Duplex Dwellings (a,b,h)</td>
<td>15,000 (b)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>6,000/D/U more than 2 Units (a,b,h)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>7.7.3 Minimum Setback from Road R/W</td>
<td>67.50</td>
<td>50</td>
<td>40 (a)</td>
<td>40 (a)</td>
<td>50</td>
<td>75</td>
</tr>
<tr>
<td></td>
<td>40 (a)</td>
<td>40 (a)</td>
<td>40 (a)</td>
<td>40 (a)</td>
<td>50</td>
<td>75 (g)</td>
</tr>
<tr>
<td></td>
<td>35 (b)</td>
<td>35 (b)</td>
<td>35 (b)</td>
<td>35 (b)</td>
<td>35 (b)</td>
<td></td>
</tr>
<tr>
<td>7.7.4 Minimum Front* and Rear Yard Depth in Feet</td>
<td>30</td>
<td>30</td>
<td>35</td>
<td>Pursuant to Section 14.12.G</td>
<td>30</td>
<td>50</td>
</tr>
<tr>
<td></td>
<td>30</td>
<td>35</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>7.7.5 Minimum Side Yard Depth in Feet</td>
<td>20</td>
<td>20</td>
<td>20</td>
<td>Pursuant to Section 14.12.G</td>
<td>25 (c)</td>
<td>30</td>
</tr>
<tr>
<td></td>
<td>15 (a)</td>
<td>15 (a)</td>
<td>15 (a)</td>
<td>15 (a)</td>
<td>25 (c)</td>
<td>30</td>
</tr>
<tr>
<td></td>
<td>10 (b)</td>
<td>10 (b)</td>
<td>10 (b)</td>
<td>10 (b)</td>
<td>25 (c)</td>
<td>30</td>
</tr>
<tr>
<td>7.7.6 Maximum Lot Coverage</td>
<td>20%</td>
<td>20%</td>
<td>25% (a)</td>
<td>25%</td>
<td>30%</td>
<td>50%</td>
</tr>
<tr>
<td></td>
<td>25% (a)</td>
<td>25% (a)</td>
<td>25% (a)</td>
<td>25% (a)</td>
<td>25% (a)</td>
<td>50%</td>
</tr>
<tr>
<td></td>
<td>25% (b)</td>
<td>25% (b)</td>
<td>25% (b)</td>
<td>25% (b)</td>
<td>25% (b)</td>
<td>50%</td>
</tr>
<tr>
<td>7.7.7 Min. Floor Area in Sq. Ft. (ground floor)</td>
<td>720 (d)</td>
<td>720 (d)</td>
<td>720 (e)</td>
<td>600 (f)</td>
<td>None</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td>(ground floor)</td>
<td>(ground floor)</td>
<td>(ground floor)</td>
<td>(ground floor)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* Structures shall not be constructed in an area designated as a Clear Vision Right-of-Way

* For development within a flag Lot, see Subsection 6.2.2
7.7.8 Notes.
a. Platted
b. When attached to public sanitary sewer facilities
c. Total both sides
d. Including mobile homes
e. Per dwelling unit
f. Multiple family dwelling units
g. When fronting on a major street as defined in this Ordinance
h. When subdivided and served by a public water supply

Accessory uses – See Subsection 6.2.10 of this Ordinance.
Changes are proposed to be more consistent with Federal Government and State of Michigan rules and requirements for this type of housing.

14.36.1 Definitions:

A. **Agricultural Migrant Labor Housing/Camp:** Seasonal Dwellings established and used constructed or converted for use as living quarters, which are licensed by the Michigan Department of Agriculture and Rural Development (MDARD), for five (5) or more migratory agricultural laborers and their immediate family (spouse and/or children) who are engaged in agricultural activities, including related food processing.

B. **Migratory Agricultural Laborer:** Laborer who is employed engaged in agricultural activities, including related food processing.

C. **Agricultural Labor Housing Camp Operator:** A person who owns, establishes, operates, conducts, manages, leases or maintains an agricultural migrant labor housing camp.

D. **Farm Operator:** The farm operator is the person who runs the farm, making day-to-day management decisions. The operator could be an owner, hired manager, cash tenant, share tenant, and/or a partner. If land is rented or worked on shares, the tenant or renter is the operator.

14.36.2 Regulations and Conditions:

A. The camp operator must own and operate farming activities on a minimum of 40 acres of land combined.

B. Agricultural migrant labor housing shall be located upon the same land as the farming activity taking place or at a minimum on property contiguous to it which is also owned by the camp operator.

C. Agricultural migrant labor housing may only be used for the housing of persons directly employed by the camp operator, or farm operator and the employee’s immediate family (spouse and/or children). It may not be used for persons not directly employed by the camp operator, or farm operator or for any other residential purposes. In no event shall said housing be occupied for more than ten (10) months in any calendar year. Occupancy of housing licensed by MDARD must at all times be compliant with the time frames and other applicable provisions established and posted on the camp housing operators MDARD license/permit.

D. The rules, regulations, and standards of the State of Michigan governing the licensing and operation of agricultural migrant labor housing shall apply where any dwelling is used to house migratory agricultural laborers, as applicable under Part 124 of Public Act 368 of 1978 as amended. Evidence of compliance from the MDARD in the form of a license or and permit certification of inspection, must be provided to the Community Development Department on an annual basis.

E. No agricultural migrant labor housing shall have more than two levels above ground nor contain more than three (3) dwelling units per building. Said housing shall not exceed more than one (1) dwelling unit for each five (5) acres of land area of the farming activity taking place. Each dwelling unit shall provide a minimum floor area of not less than seven hundred twenty (720) square feet. One (1) vehicle parking space per dwelling unit must be provided. Multiple stories used as separate living units are considered for approval only when they comply with local and state agency requirements for fire and safety rules regarding egress and use.
Agricultural labor housing shall be set back at least sixty-seven (67) feet from any road right-of-way, forty (40) feet from any side and rear property lines, and one hundred (100) feet from any dwelling of an adjacent property owner to the side or rear of the property. Landscape buffering and visual screening may be required.

To ensure adequate access for emergency vehicles and personnel, no agricultural labor housing shall be located closer than thirty (30) feet to any other building or structure.

In the event mobile home(s) are used for agricultural labor housing, they must also be compliant with Article 16 with the exception of Article 16.5.4 Compatibility Criteria, which does not apply.

Any agricultural labor housing that is not occupied by migratory agricultural laborers during two (2) consecutive years shall be removed by the camp operator, or must comply with the zoning ordinance and zoning district of the property, either of which must occur within ninety (90) days.

ARTICLE 16 MOBILE MANUFACTURED HOMES:

Changes are proposed to be compliant with Federal Government and State of Michigan rules and requirements for manufactured housing. It is important to note, the requirement that a home must be ten years old or newer is being removed from this section as it does not pertain to aesthetics as permitted by Public Act and therefore lacks basis for its inclusion. Section 16.2.4 is being added to ensure homes that are placed meet public health and safety standards per federal regulations and the requirements listed in 16.3.3 of the Ordinance. Several installation items are being recommended for removal from this section as they are already regulated by other laws and requirements.

SECTION 16.1 INTENT AND PURPOSE

It is the intent of this article to provide for the need for lower-cost single-family housing while protecting the public health and safety. It is the intent of this article to establish regulations under which manufactured homes may be used as a single family dwelling or parcel located outside of a manufactured home community. It is recognized that the modern mobile manufactured home dwelling compares favorably with existing site constructed dwellings provided that such mobile manufactured homes are similar in appearance, design and construction with existing residential development in the vicinity. It is the purpose of this article to provide standards for construction, installation, and appearance of mobile manufactured homes to be placed on its own individual lot in order to ensure compatibility with existing dwellings located in the surrounding area.

SECTION 16.2 DEFINITIONS

16.2.1 Mobile Manufactured Home: A mobile manufactured home is a structure transportable in one (1) or more sections, which is eight (8) body feet or more in width and is thirty-two (32) body feet or more in length, and which is built on a permanent chassis and designed to be used as a dwelling, with a permanent foundation, when connected to required utilities and including plumbing, heating and electrical systems contained herein.

16.2.2 Approved New Single-Wide Mobile Manufactured Home: An approved new single-wide mobile manufactured home is a mobile manufactured home as defined above which is not more than ten (10) years old from date of placement and contains at least seven-hundred twenty (720) square feet in floor area, measures between twelve (12) and sixteen (16) body feet in width at the narrowest point and is certified to be in compliance with the United States Department of Housing and Urban Development, Mobile Manufactured Home Construction and Safety Standards (Code of Federal Regulations, Part 3280). Certification to be determined by examining the mobile home title which shows that the date of manufacture and examination of
16.2.3 Approved New Wide Body Mobile Manufactured Home: An approved wide body mobile manufactured home is a mobile manufactured home as defined above which is not more than ten (10) years old and is transported in two (2) or more sections and assembled on the site. An approved wide body mobile manufactured home contains at least seven-hundred twenty (720) square feet in floor area and is more than sixteen (16) feet in body width at the narrowest point and is certified to be in compliance with the United States Department of Housing and Urban Development, Mobile Manufactured Home Construction and Safety Standards (Code of Federal Regulations, Part 3280). Certification to be verified as specified in Section 16.2.2.

16.2.4 Approved Used Manufactured Home: An approved used manufactured home is one that is proposed to be moved from a manufactured home community to private property or from a private property to another private property. An approved used manufactured home shall meet all standards listed above (Sections 16.2.2 or 16.2.3). In addition, to ensure public health and safety, an inspection report from a licensed Housing and Urban Development (HUD) Inspector or an Architect or Engineer licensed to do business in the State of Michigan shall be submitted. The report shall ensure the manufactured home meets the standards listed above and is capable of meeting the standards in Code of Federal Regulations, Part 3285, Model Manufactured Home Installation Standards and the standards listed in Section 16.3.3 of this Ordinance.

16.2.4 Anchoring Equipment: Straps, cables, turnbuckles, chains, including tension devices, or other securing devices which are used with ties to secure a mobile home to ground anchors as approved by the Michigan Department of Commerce Mobile Home Commission.

16.2.5 Anchoring System: A combination of ties, anchoring equipment, and ground anchors, that will, when properly installed, resist movement of an emplaced mobile home caused by wind forces as approved by the Michigan Department of Commerce Mobile Home Commission.

16.2.6 Foundation: The base upon which a mobile home rests including crawl spaces and basements as defined by the building code and pillars as described in Section 16.6.4.4 of this Ordinance.

16.2.7 Ground Anchors: Any device designed to transfer the mobile home anchoring loads to the ground.

16.2.8 Installation: The process of mounting the mobile home on a foundation. It includes the initial steps of jacking up the mobile home, leveling, and connecting utilities, and the attachments of skirting, expanders, cabinets, carports, any device relating to barrier free design, and other fixtures in the mobile home pursuant to a signed work order.

16.2.9 Skirting: A continuous walled perimeter wall extending from the finished grade to the underside of the mobile home at its outer-most point.

SECTION 16.3 JURISDICTION

After the effective date of this Ordinance a mobile home shall not be moved, occupied for any purpose, or connected to electrical, well or sewage facilities except as permitted by this Article or as permitted pursuant to either Section 14.18 or Section 6.2.6 of this Ordinance.

SECTION 16.4 3 PROCEDURE

A request for a Mobile Home Permit shall be submitted and processed in accordance with the following procedure:

16.4.1 Application: All applications shall be submitted on a form designed for this purpose and adopted pursuant to Section 341.1 of this Ordinance. The application form shall contain the following information:
SECTION 16.3 STANDARDS FOR APPROVAL

The Development Official shall render a decision based solely on the following requirements and criteria. Applications (Zoning Referral) which comply with the requirements listed below shall be approved. Applications which fail to comply shall be denied. No Administrative Variances shall be granted by the Development Official from the standards and requirements contained in this Ordinance.

16.3.1 Site Development Requirements: The proposed lot and location of the mobile manufactured home on said lot shall comply with the Site Development Requirements for the particular Land Development District in which it is located. (see Table A, Section 7.7)

16.3.2 Development Permit Requirements: The application for a Mobile Manufactured Home Permit (Zoning Referral) shall be in compliance with requirements for a Development Permit pursuant to Section 3.5.2 and Article 7 of this Ordinance.

16.3.3 Present Condition Standards: Mobile Manufactured Homes shall be of an approved type consistent with Section 16.2.2, or 16.2.3, or 16.2.4 and shall be in a present condition consistent with the requirements of the certification program under which the mobile manufactured home was manufactured. In addition, the mobile Manufactured home shall be watertight, free of exterior damage and oxidation and free of openings which would allow entry by insects and vermin. Electrical and mechanical systems shall be fire-safe, and plumbing pipes and fixtures shall be operable and free of leaks or damage.

16.3.4 Compatibility Criteria: The Community Development Director or designee shall examine the proposed mobile manufactured home site and surrounding area to determine whether or not the application meets the following criteria:

A. An approved wide body mobile manufactured home as defined in this Article is hereby determined to be compatible with the existing development and is not subject to the limitations listed below.

B. An approved single-wide mobile manufactured home as defined in this Article shall be permitted only when the application receives less than five (5) points as determined by the following criteria:
CRITERIA

The number of site constructed dwellings, State Construction Code Commission approved pre-manufactured dwellings, or wide body mobile homes currently located within a one-thousand three-hundred twenty (1,320) foot radius of the proposed site property as specified in the application.

+1 point for each dwelling unit

SECTION 16.6 INSTALLATION REQUIREMENTS

Minimum Specifications: Mobile Manufactured homes shall be installed according to the Manufacturer’s written instructions for the specific unit to be installed or at a minimum comply with the following specifications when the manufacturers instructions are not available.

16.6.1 Pillars: Mobile Homes Manufactured homes shall be installed on pillars in accordance with the following standards:

A. Pillars shall be installed directly under each mainframe beam.

B. Pillars shall be placed on ten (10) foot centers along the length of each mainframe beam, but may be placed at less than ten (10) foot centers. If the pillars interfere with the axle area, they may be placed to a maximum of thirteen (13) foot centers, but the pillar placement shall not be less in number than if placed on ten (10) foot centers.

C. The pillars nearest each end of the mobile home shall be within three (3) feet of either end.

D. All grass and organic material shall be removed under the Mobile Home manufactured home and the pillar platform shall be placed on stable soil forty two (42) inches below grade.

E. Pillars shall be constructed of solid concrete, cored concrete blocks, or a heavy metal screw column which bears on both frame and foundation or other acceptable design and construction meeting Mobile Home Industry Standards.

F. Concrete block pillars shall be constructed of regular eight (8) inch blocks and placed with the open cells vertical and the blocking of the pillar shall be single tiered. A concrete cap shall be placed on top of the pillar. A wood plate one (1) inch by eight (8) inches by sixteen (16) inches or two (2) inches by eight (8) inches by sixteen (16) inches may be placed on top of the cap for leveling. Shims may be fitted and driven tight between the wood plate or cap and the mainframe and shall not take up more than one (1) inch of vertical height. (see Figure 12)
G. Solid concrete pillars may be of cone or pyramid design with a minimum sixteen (16) inch base tapered to a minimum nine (9) inch top. Shimming shall be the same as for the concrete block pillars. (See Figure 13)

H. Pillars shall be installed perpendicular to the mainframe of the Mobile Home manufactured home.

I. Mobile Homes *Manufactured homes* may be installed on a basement or crawl space type foundation, provided the foundation complies with the State Construction Code and meets the Manufacturer's specifications for pillar placement and imposed load capacity.

J. The tongue, wheels, tires and all running lights shall be removed before the Mobile home is occupied.

16.6.2 Skirtings: All Mobile Homes *manufactured homes* shall be skirted in accordance with the following standards:

A. Mobile Home *Manufactured home* skirtings shall be vented. Louvered or similar vents shall be at a minimum of six hundred (600) square inches per one thousand (1,000) square feet of living space. A minimum of one (1) vent shall be placed at the front and rear of the mobile home and two (2) to each exposed side. An access panel of sufficient size to allow full access to utility hookups located beneath the mobile home shall be installed. All skirtings shall be manufactured of fire resistant material and certified as such by the manufacturer.

B. Skirtings shall be installed before the occupancy in a manner so as to resist damage under normal weather conditions to include, but not limited to, damage caused by freezing and frost, wind, snow and rain.

C. Tar paper, rolled felt, straw or hay will not be allowed to be placed around the mobile home in lieu of skirtings.
16.6.3 Anhoring Systems: All mobile homes shall be anchored to protect against wind damage in accordance with the following standards:

A. Be designed and constructed in conformance with the United States Department of Housing and Urban Development (HUD) regulations and entitled, "Mobile Home Construction and Safety Standards", which are adopted herein by reference.

B. Be installed in compliance with the Manufacturer's specifications.

C. Be approved for sale and use within this state by the Michigan Construction Code Commission.

D. An anchoring system that is sold in this state shall be certified in writing by the manufacturer as meeting the standards required by these rules.

E. The mobile home installer shall provide a signed certificate to the Construction Code Department stating the anchoring system complies with this Section.

16.6.4 Utility Hookups: All water sewer, electrical and home fuel supply hookups to a mobile home shall be in compliance with the current adopted codes of the Michigan Department of Labor, Construction Code Commission specifically the Michigan State Electrical, Plumbing and Mechanical Codes as authorized under Public Act 230 of 1972 as amended (MCLA 125:1522)

16.6.5 Site Built Alterations and Additions to Mobile Manufactured Homes: any landing, deck, stair, handrail, guardrail, crawl space, basement, roof overs, additions, etc., shall comply with the current Michigan Building Code as adopted by the Michigan Department of Labor, Construction Code Commission, specifically the CABO One & Two Family Dwelling Code State of Michigan.

16.6.6 Pre-Manufactured Additions: Pre-manufactured expando, add-a-room, tag-a-long additions shall comply with the HUD the standards for construction as listed in Section 16.6.1. Separate wide-body mobile manufactured homes and single-wide mobile manufactured homes may not be used as additions to the principle dwelling structure.

SECTION 16.7 5 APPEALS OF DECISIONS

Any interested person aggrieved by the decision of the Development Official may have that decision reviewed by the Board of Appeals at their next regular meeting or special meeting called for that purpose. The Board of Appeals shall review the matter based on standards contained in this Ordinance and shall give written justification for any decision pursuant to Section 4.6.10 of this Ordinance.
EATON COUNTY BOARD OF COMMISSIONERS

MARCH 18, 2020

RESOLUTION TO ACCEPT THE SEPTEMBER 30, 2019
EATON COUNTY AUDIT

Introduced by the Ways and Means Committee

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

WHEREAS, the firm of Rehmann completed an audit of Eaton County for the year ending September 30, 2019; and

WHEREAS, such audit and the recommendations included therein have been, reviewed by the Ways and Means Committee.

NOW, THEREFORE, BE IT RESOLVED that the Eaton County Board of Commissioners accept the September 30, 2019 Eaton County audit. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

MARCH 18, 2020

RESOLUTION TO PERSONNEL POLICY 2020 REVISION

Introduced by the Ways & Means Committee

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

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, to be effective immediately; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the attached revisions to the Personnel Policy, effective immediately, as presented. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

March 18, 2020

RESOLUTION TO APPROVE APPRAISAL SERVICES CONTRACT RENEWAL

Introduced by the Ways and Means Committee

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

WHEREAS, the Equalization Department has utilized an independent contractor to provide appraisal services to assist in completing the required annual appraisal of property within the County during the equalization process; and

WHEREAS, the Department wishes to continue to utilize these services and is requesting authorization to enter into a renewal agreement with Accurate; and

WHEREAS, the Ways and Means Committee has reviewed and is recommending the approval of the appraisal services contract renewal (attached) for a one year period commencing March 18, 2020; and

WHEREAS, the proposed contract is for the maximum not-to-exceed amount of $20,900.

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners approves the contract for appraisal services with Accurate; and

BE IT FURTHER RESOLVED, the Equalization Director is authorized to execute the contract renewal agreement on behalf of the County. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

FEBRUARY 19, 2020

RESOLUTION TO APPROVE 2019/2020 BUDGET AMENDMENTS

Introduced by the Ways and Means Committee

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

WHEREAS, the Eaton County 2019/2020 Appropriations Act of September 18, 2019 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 2019-2020 Eaton County Budget:

GENERAL FUND

CAPITAL OUTLAY – 101.901

| Increase | Office Equipment – District Court | $3,000 |
| Increase | Training | $3,000 |

To increase office equipment to purchase used rolling file cabinet.

CAPITAL OUTLAY – 101.901

| Increase | Equipment – Physical Plant | $30,000 |
| Decrease | Transfers-Out to Public Improvement | $30,000 |

To increase equipment for to retire Physical Plant radio system and equipment.

SPECIAL REVENUE FUND

PUBLIC IMPROVEMENT - 245-999

| Decrease | Transfers – In | $30,000 |
| Decrease | Fund Balance Carryover | $30,000 |

To decrease transfer-in from General Fund to retire Physical Plant radio system and equipment.

CONSTRUCTION CODE – 249-374

| Increase | Wage and Fringe | $31,972 |
| Increase | Fund Balance Carryover | $31,972 |

Increase Construction Code wage and fringe benefits and increase the permit specialist positions from part to full time and amend the position allocation list effective March 30, 2020.

Carried.
EATON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO AUTHORIZE A CONTRACT WITH CAPITAL AREA UNITED WAY TO ACT AS A FIDUCIARY FOR 2020 CENSUS FUNDING

March 18, 2020

Introduced by the Ways & Means Committee

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

WHEREAS, preparations for the 2020 Census are underway; and

WHEREAS, certain areas in Michigan have been identified as having significant hard-to-count populations; and

WHEREAS, Eaton County has been identified as one of those areas; and

WHEREAS, funding has been made available through the Be Counted 2020 Census Campaign and Census 2020 Rapid Response Grants; and

WHEREAS, the Capital Area United Way has been identified as the agency best positioned to utilize these grant funds to assist in reaching these important populations.

NOW THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners hereby authorizes the acceptance of grant funds not to exceed $25,000 from the Michigan Municipal League Be Counted 2020 census campaign and $40,000 National League of Cities Census 2020 Rapid Response Grants, with no matching funds.

BE IT FURTHER RESOLVED, that a contract is hereby authorized between Eaton County, as the fiduciary, and the Capital Area United Way in an amount not to exceed $65,000 (including a 10% administration fee) to provide resources such as digital media, print materials, neighborhood outreach events, tablets for canvassers and translators.

BE IT FURTHER RESOLVED, the contract is effective the date of execution through July 31, 2020.

BE IT FURTHER RESOLVED, that the Chairperson of the Eaton County Board of Commissioners is authorized to sign any necessary contract documents on behalf of the County. Carried.
EATON COUNTY BOARD OF COMMISSIONERS

March 18, 2020

RESOLUTION TO APPROVE MICHIGAN PUBLIC SAFETY COMMUNICATION SYSTEM (MPSCS) MEMBER SUBSCRIPTION AGREEMENT

Introduced by the Ways & Means Committee

Commissioner approved the following resolution. Seconded by Commissioner Deavers.

WHEREAS, the County desires to transition its Physical Plant Department onto the State’s Emergency Communication radio system, the Michigan Public Safety Communication System (MPSCS) to eliminate the need to continue to maintain an independent communication system; and

WHEREAS, the County will need to enter into a Member Subscription Agreement with the MPSCS in order to complete such a transition; and

WHEREAS, the Ways and Means Committee has reviewed and is recommending approval of the MPSCS Member Subscription Agreement.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the MPSCS Member Subscription Agreement, and

BE IT FURTHER RESOLVED, that Physical Plant Director Steve Barnett is authorized to execute the agreement for the County. Carried.
Commission Brehler moved for the approval of the following resolution. Seconded by Commissioner Bowen.

WHEREAS, the World Health Organization declared a global pandemic on March 11, 2020; and

WHEREAS, the President of the United States declared a national state of emergency on March 13, 2020; and

WHEREAS, the Governor of Michigan declared a state of emergency on March 10, 2020; and

WHEREAS, in response to these declarations the County has taken extraordinary measures to ensure it is able to continue to fulfill its constitutional and statutory responsibilities and to protect the health and safety of its employees; and

WHEREAS, these measures include reducing service levels, conducting services by appointment and limiting access to the courthouse to those with an appointment; and

WHEREAS, the Board of Commissioners wished to ensure its employees are not adversely affected by this crisis.

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners will grant all regular full and part-time employees an additional 80 hours of leave time, under the provisions of the Employee Emergency Pandemic COVID-19 Leave/Work Policy, to ensure employees are not adversely affected; and

BE IT FURTHER RESOLVED, the Controller/Administrator is directed to develop letters of understanding with the represented employee divisions to provide the same additional leave hours for these purposes.

BE IT FURTHER RESOLVED, the Chairman of the Board, Public Health Officer and the Controller/Administrator have authority to make changes to this policy as they agree upon and are needed in response to this very fluid public health emergency.
Commissioner Haskell moved to amend resolution changing the total number of leave from 40 hours to 80 hours of leave time. Commissioners Brehler and Deavers accepted the amendment. Seconded by Commissioner Bowen. Carried as amended.

**Employee Emergency Pandemic COVID-19 Leave/Work Policy**

The purpose of this policy is to define leave provided to employees of Eaton County during the Pandemic outbreak of the COVID-19, Coronavirus.

This policy applies to all regular full-time and part-time employees at their current rate of pay to provide compensation during unanticipated leave due to the COVID-19 Pandemic. Employees will receive a total 80 hours of leave time pro-rated based on regular hours worked added in an accrued leave category – Other Leave, to be used for current absences due to any of the following and will remain in the employee’s leave accrual if not used, for any future use:

- COVID-19 quarantine or diagnosis
- High risk categories for infection
- Sickness or caring for those that are sick in their household
- To address unanticipated child care circumstances, as a result of the Governor’s Executive Order closing all K-12 schools or closure of regular day care.
- Instructed not to report to work because they have been deemed non-essential by the Department Head or Elected Official.
- Had their work schedule altered to reduce staffing as deemed necessary by the Department Head or Elected Official.

Employees deemed essential by their Department Head or Elected Official and are able to perform their job functions remotely should be authorized to work remotely. Department Heads must receive the approval of the Controller/Administrator prior to authorizing an employee to work remotely.

All essential employees who cannot perform their job functions remotely are expected to report to work unless any of the above applies, if an employee chooses not to report to work, they will use these other leave hours to be compensated.

Employees exhibiting are encouraged to contact their primary care physician if they are exhibiting the following symptoms:

- Fever
- Cough
- Shortness of breath

Employees exhibit these symptoms at work may be directed to go home and utilize these other leave hours.

While this policy is in effect, all other qualified leaves of absences will apply.
RESOLUTION TO APPROVE RENEWAL OF LOCAL STATE OF EMERGENCY DECLARATION

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

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person; and

WHEREAS, COVID-19 has been identified and declared by the World Health Organization, March 11, 2020 as the cause of a global pandemic. Person-to-person spread of the virus has occurred in the United States, with some of those occurring in people with no travel history and no known source of exposure; and

WHEREAS, on March 18, 2020, a confirmed positive case of COVID-19 was identified in the County of Eaton; and

WHEREAS, the County of Eaton has been taking proactive steps to prevent and prepare for the spread of this disease; and

WHEREAS, the Chief Elected Official of the Eaton County Board of Commissioners has determined that extraordinary measures must be taken to stop the spread of this disease, alleviate the suffering of people, and to protect property; and

WHEREAS, the Chief Elected Official of the Eaton County Board of Commissioners has signed a Local State of Emergency declaration and the declaration shall not be continued or renewed for a period in excess of 7 days except with the consent of the governing body of the county.

NOW THEREFORE BE IT RESOLVED, the Eaton County Board of Commissioners approves renewing the Local State of Emergency every 7 days and will review the renewal on a monthly basis. Carried.
Board Rule #3
Meetings of the Board of Commissioners

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

Section 3.1
Remote participation.

With the approval of the Chairperson a member may participate in a meeting of the Board of Commissioners via electronic means available through the County (i.e., WebEx video conferencing platform or equivalent). Remote participation will be approved for those members requesting such, in a manner that ensures that public meeting complies with the provisions of the Open Meetings Act, PA 267 of 1976, or other applicable Executive Order which supersedes the requirements of the Open Meetings Act.

Requests to participate remotely must be made at least five business days in advance of the scheduled Commission meeting to ensure arrangements can be made with County staff to accommodate remote participation.

The rules for remote participation apply to meetings of its Standing Committees with the approval of Committee Chairperson. Carried.