

EATON COUNTY BOARD OF COMMISSIONERS  
JUNE 15, 2022

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, June 15, 2022 including the availability of virtual participation by the public.

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

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

Commissioner Whitacre gave the invocation.

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

Commissioners absent: None

Commissioner Mulder requested the addition of Item #9 to the Ways and Means Committee report – Resolution to Amend Personnel Policy.

Commissioner Mulder moved the agenda to be approved as amended. Seconded by Commissioner Haskell. Carried.

Commissioner Lautzenheiser moved the approval of the May 18, 2022 minutes. Seconded by Commissioner Pearl-Wright. Carried.

Chairman Whittum moved the approval of #22-6-58 Resolution of Appreciation for Steven Barnett Physical Plant Director.

WHEREAS, Steven Barnett will be retiring from Eaton County on June 30, 2022 after 20 years of service; and

WHEREAS, Steve worked as the Physical Plant Director from January 14, 2002; until his retirement; and

WHEREAS, Steve has provided dedicated and honorable service to the residents and employees of Eaton County; and

WHEREAS, the Eaton County Board of Commissioners seeks to recognize and express appreciation for Steve's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Steve 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 15th day of the month of June in the year 2022.

Seconded by Commissioner Mulder. Carried unanimously.

Communications: Lansing Economic Area Partnership (LEAP) 2021 Annual Report.

Public Comment: Treasurer Robinson stated that Eaton County had its AA credit rating from Standard & Poors affirmed, after review by the agency.

Commissioner Mott moved the approval of #22-6-59 Resolution to Approve the Fiscal Year 2023-2025 Multi-Year Plan Produced by Tri-County Office on Aging.

WHEREAS, the Tri-County Aging Consortium known as Tri-County Office on Aging, produced the Fiscal Year 2023-2025 Multi-Year Plan as required by the Older Americans Act and the Older Michigianians Act; and

WHEREAS, Eaton County Commission representatives appointed to the executive committee of the Aging Consortium have reviewed the Tri-County Office on Aging's Fiscal Year 2023-2025 Multi-Year Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners, do hereby approve the Fiscal Year 2023-2025 Multi-Year Plan as presented. Seconded by Commissioner Ridge. Carried unanimously.

Commissioner Mott moved the approval of Health and Human Services Committee Appointment:

Mid-State Health Network Substance Use Disorder Oversight Policy Board

Kimberly Thalison, to a three-year term expiring August 31, 2025

Seconded by Commissioner Augustine. Carried unanimously.

Commissioner Barnes moved the approval of #22-6-60 Resolution to Authorize Application for Michigan Justice Training Competitive Grant.

WHEREAS, the Michigan Commission on Law Enforcement Standards has grant funds available; and

WHEREAS, the Sheriff's Office is desirous of submitting a grant application; and

WHEREAS, the grant will provide funding for evidence technician training and equipment; and

WHEREAS, the grant application will seek up to \$13,545, and requires a 25% match for this purpose; and

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Sheriff's Office to submit a grant application in an amount not to exceed \$13,545 for the period of October 1, 2022 to September 30, 2023; and BE IT FURTHER RESOLVED, acceptance of the grant, if approved will be contingent upon the identification and appropriation of the required matching funds; and

BE IT FURTHER RESOLVED, that if the County's participation in the grant is discontinued or requires a County General Fund contribution, the continuation of the grant funded positions will be reviewed by the appropriate committees to determine the necessity of General Fund commitment; and

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

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners be authorized to sign any necessary documents. Seconded by Commissioner Ridge. Carried unanimously.

Commissioner Barnes moved the approval of #22-6-62 Resolution to Approve Hazardous Material Emergency Preparedness Grant Application.

WHEREAS, the Michigan State Police Emergency Management and Homeland Security Division has grant funds available through the U.S. Department of Homeland Security; and

WHEREAS, the Eaton County Local Emergency Planning Committee is requesting Eaton County to sponsor the grant application; and

WHEREAS, the grant will provide funding for the completion of Superfund Amendments and Reauthorization Act (SARA) Title III, Section 302, off-site response plans and support of the ongoing operation of Local Emergency Planning Commissions (LEPC) for an amount up to \$5,970; and

WHEREAS, there is a 25% in-kind match which will be met by the LEPC member time and office and administrative expenses.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves Eaton County's application for participation in the Hazardous Materials Emergency Preparedness Grant; and

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

BE IT FURTHER RESOLVED, that the Chairperson or his designee is authorized to sign any necessary documents pertaining to the County's participation. Seconded by Commissioner Haskell. Carried unanimously.

Commissioner Lautzenheiser moved the approval of Adoption of Consolidated Construction Code Ordinance-2022-2.

AN ORDINANCE TO DESIGNATE VIOLATIONS OF THE STATE CONSTRUCTION CODE, INTERNATIONAL PROPERTY MAINTENANCE CODE AND THE MODEL MANUFACTURED HOME INSTALLATION STANDARDS TO BE MUNICIPAL CIVIL INFRACTIONS; TO DESIGNATE AUTHORIZED LOCAL OFFICIALS RESPONSIBLE TO ENFORCE VIOLATIONS OF THE STATE CONSTRUCTION CODE, INTERNATIONAL PROPERTY MAINTENANCE CODE AND THE MODEL MANUFACTURED HOME INSTALLATION STANDARDS TO ADOPT A SCHEDULE OF FINES; TO PLACE THE MUNICIPAL CIVIL INFRACTIONS VIOLATIONS BUREAU AT THE DEPARTMENT OF CONSTRUCTION CODES; TO ESTABLISH A CONSTRUCTION CODE BOARD OF APPEALS; TO ADOPT A SAVINGS CLAUSE; AND TO PROVIDE AN EFFECTIVE DATE.

THE COUNTY OF EATON ORDAINS:

SECTION 1. DESIGNATION OF VIOLATIONS OF THE STATE CONSTRUCTION CODE, AS ADOPTED AND ENFORCEABLE THROUGH RULES OF THE MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS, CONSTRUCTION CODE COMMISSION, and of the INTERNATIONAL PROPERTY MAINTENANCE CODE, AND THE MODEL MANUFACTURED HOME INSTALLATION STANDARDS AND ENFORCED BY EATON COUNTY, AS MUNICIPAL CIVIL INFRACTIONS.

A. Pursuant to the authority set forth in 1972 PA 230, as amended, being MCL 125.1523(3), any violation of any provision of the State Construction Code, which includes the International Building Code, the International Residential Code, the Michigan Residential Code, the International Mechanical Code, the International Plumbing Code, the National Electrical Code, the International Energy Conservation Code, and International Existing Building Code, which have been adopted through rules of the Michigan Department Licensing and Regulatory Affairs, Construction Code Commission, and of any provision of the International Property Maintenance Code and the Model Manufactured Home Installation Standards, and which are enforceable by Eaton County, or any exception granted thereunder, shall be a municipal civil infraction. A violation includes any act which is prohibited or made or declared to be unlawful or an offense, and any omission or failure to act where the act is required by the State Construction Code.

B. The sanction for any violation of the State Construction Code, or of the International Property Maintenance Code, or the Model Manufactured Home Installation Standards, which is a municipal civil infraction, shall be a civil fine as provided herein, plus any cost, damages, expenses and other sanctions, as authorized under Chapter 87 of 1961 PA 236, as amended, and other applicable laws.

C. The Director of the Eaton County Department of Construction Codes, and Eaton County Department of Construction Codes Building, Electrical, Mechanical and Plumbing Inspectors, deputies of the Eaton County Sheriff, and other persons specifically designated by the Director of the Eaton County Department of Construction Codes, are the County officials authorized to issue municipal civil infraction citations and municipal civil infraction violation notices for violations of the State Construction Code or the International Property Maintenance Code or the Model Manufactured Home Installation Standards.

D. In addition to enforcement of violations of the State Construction Code, International Property Maintenance Code and the Model Manufactured Home Installation Standards as municipal civil infractions, enforcement of violations of the State Construction Code or International Property Maintenance Code or the Model Manufactured Home Installation Standards may be accomplished by civil action, along with any other remedies provided by law. Violation of this Ordinance is hereby declared a nuisance, per se, and adjudication of responsibility for a municipal civil infraction violation of the State Construction Code, International Property Maintenance Code or the Model Manufactured Home Installation Standards shall not preclude other civil proceedings to abate such nuisance.

E. Each day that a violation exists constitutes a separate infraction.

**SECTION 2. ADOPTION OF A SCHEDULE OF FINES FOR VIOLATIONS OF THE STATE CONSTRUCTION CODE, AS ADOPTED AND ENFORCEABLE THROUGH RULES OF THE MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS, CONSTRUCTION CODE COMMISSION, AND OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE AND MODEL MANUFACTURED HOME INSTALLATION STANDARDS, ENFORCED BY EATON COUNTY.**

**A. Fines to be Established by County Board Resolution**

The County Board of Commissioners shall by Resolution adopt a schedule of fines for violations of the State Construction Code and of the International Property Maintenance Code and Model Manufactured Home Installation Standards, which may be amended by subsequent Resolution. For purposes of establishing an initial schedule of fines, the following schedule is adopted.

**B. Fines for Municipal Civil Infraction Citations**

1. A person, corporation or firm who violates any provision of the State Construction Code or of the International Property Maintenance Code or the Model Manufactured Home Installation Standards, and is found responsible at the district court for a municipal civil infraction citation, shall pay a civil fine of not less than \$100.00 nor more than \$500.00, plus costs and other sanctions, for each infraction.

2. Repeat offenses shall be subject to increased fines as set forth below. As used in this subsection, "repeat offense," means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision of the State Construction Code or of the International Property Maintenance Code or the Model Manufactured Home Installation Standards, committed by a corporation, person or firm within any 24-month period and (b) for which the person admits responsibility or is determined to be responsible. The increased fine for a repeat offense shall be as follows:

(i) The fine for any offense that is a repeat offense shall be no less than \$200 plus costs and other sanctions.

(ii) The fine for any offense that is a second repeat offense shall be no less than \$350.00 plus costs and other sanctions.

(iii) The fine for any offense that is a third or subsequent repeat offense shall be no less than \$500.00 plus costs and other sanctions.

**C. Fines for Violation Notices**

A person, corporation or firm who, as a result of violating any provision of the State Construction Code or of the International Property Maintenance Code or the Model Manufactured Home Installation Standards receives a municipal civil infraction violation notice, upon a determination of responsibility thereon, shall pay an initial civil fine at the Eaton County Municipal Civil Infractions Violations Bureau of \$100.00.

(1) In the case of another offense within one year of the date of the initial infraction, the civil fine shall be \$200.00. (This shall be known as the second offense.)

(2) In the case of another offense within one year of the date of the second offense, the civil fine shall be \$350.00. (This shall be known as the third offense.)

(3) In the case of another offense within one year of the date of the third offense, the civil fine shall be \$500.00. (This shall be known as the fourth offense.) All subsequent offenses shall be subject to a civil fine of \$500.00.

**SECTION 3. ESTABLISHMENT OF MUNICIPAL CIVIL INFRACTIONS VIOLATIONS BUREAU FOR DISPOSITION OF VIOLATIONS OF THE STATE CONSTRUCTION CODE, AS ADOPTED AND ENFORCEABLE THROUGH RULES OF THE MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS, CONSTRUCTION CODE COMMISSION, AND OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE AND THE MODEL MANUFACTURED HOME INSTALLATION STANDARDS AND ENFORCED BY EATON COUNTY.**

The Municipal Civil Infraction Violations Bureau, for disposition of violation notices issued under the State Construction Code or of the International Property Maintenance Code or the Model Manufactured Homs Installation Standards, shall be located at the Eaton County Department of Construction Codes, 1045 Independence Blvd., Charlotte, MI 48813.

**SECTION 4. CONSTRUCTION BOARD OF APPEALS**

A Construction Board of Appeals is created pursuant to Sec. 14 of the State Construction Code, MCL 125.1514, consisting of not less than 3 nor more than 7 members, as determined by the County Board of Commissioners, to be appointed to serve for 2-year terms. The Construction Board of Appeals has jurisdiction to hear and decide appeals from the denial of a permit or any other decision by the County in the enforcement of the State Construction Code or International Property Maintenance Code or the Model Manufactured Home Installation Standards.

**SECTION 5. JURISDICTION.**

This Ordinance is effective throughout Eaton County, Michigan, unless a local municipality has assumed jurisdiction for enforcing the State Construction Code or the International Property Maintenance Code or the Model Manufactured Home Installation Standards.

**SECTION 6. REPEALER.**

All ordinances in conflict are repealed to the extent necessary to give this ordinance full force and effect.

**SECTION 7. SEVERABILITY.**

The various parts, sections and clauses of this ordinance are hereby declared to be severable. Should any part, clause, sentence, paragraph or section of this ordinance be found invalid or unconstitutional for any reason by any court of competent jurisdiction, any such decision shall not affect the validity of the remainder of this ordinance.

**SECTION 8. SAVINGS CLAUSE.**

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they were commenced.

**SECTION 9. EFFECTIVE DATE.**

The provisions of this ordinance are ordered to take effect after publication. Seconded by Commissioner Pearl-Wright. Carried unanimously.

Commissioner Lautzenheiser moved the approval of #22-6-61 Resolution to Approve a Michigan Department of Environment Great Lakes and Energy Michigan Materials Management County Engagement Grant Application.

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

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

WHEREAS, the Michigan Department of Environment Great Lakes and Energy Michigan Materials Management County Engagement Grant is designed to provide assistance in materials management planning in order to expand the amount of materials recycled in the state; and

WHEREAS, County Engagement Grants are available through this program for up to \$10,000 with no required matching funds; and

WHEREAS, the Resource Recovery Department has worked with Resource Recycling Systems (RRS) to evaluate the department and identify steps to improve that will act as a building foundation for the grant; and

WHEREAS, the Resource Recovery Department will serve as the Designated Implementing Agency (DPA) contact for the grant; and

WHEREAS, Resource Recycling Systems (RRS) will perform the work requirements identified in the grant's associated actions and deliverables on behalf of the Resource Recovery Department in accordance with an agreed upon work scope authorized by both parties; and

NOW, THEREFORE, LET IT BE RESOLVED that Eaton County approves the application of the Michigan Materials Management County Engagement Grant; and

BE IT FURTHER RESOLVED, that acceptance of the grant award is contingent upon the approval of the work scope between the Resource Recovery Department and Resource Recycling Systems (RRS); and

BE IT FURTHER RESOLVED, that the County Controller/Administrator, is authorized to sign any necessary grant documents; and

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

Seconded by Commissioner Brehler. Carried unanimously.

Commissioner Lautzenheiser moved the approval of #22-6-64 Resolution to Amend the Eaton County Homeowner Emergency Repair Program Guidelines. (on file)

WHEREAS, Eaton County has a Housing Program Income Revolving Loan Fund from past Community Development Block Grant (CDBG) project funded payoffs; and

WHEREAS, money from the Housing Program Income Revolving Loan Fund is used specifically for emergency repairs to homeowner occupied homes; and

WHEREAS, Program Guidelines have been adopted by the Eaton County Board of Commissioners to outline procedures and requirements for participation in this program and for the implementation of emergency repair projects; and WHEREAS, the program policies and procedures in this guide have been developed to comply with all appropriate state and federal legislation and requirements; and

WHEREAS, these Program Guidelines periodically are in need of update to reflect the County's changing needs and issues regarding housing for its residents, and to clarify its intent and language; and

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

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the attached Homeowner Emergency Repair Program Guidelines, as presented and authorizes Housing Department staff submit the Program Guidelines to the programs regulating authority the Michigan Economic Development Corporation (MEDC).

Seconded by Commissioner Reynnet. Carried unanimously.

Commissioner Lautzenheiser moved the approval of #22-6-63 Resolution to Abolish the Parks Commission under PA 261 of 1965 and Reorganize the Parks.

WHEREAS, the Eaton County Parks and Recreation Commission was established by Board of Commissioners resolution on November 19, 1969 and provided the authority pursuant to Public Act 261 of 1965, as amended, to have the general responsibility to oversee the maintenance and operation of the Eaton County Parks system by resolution on October 27, 1975; and

WHEREAS, a restructuring of the Eaton County Parks and Recreation Commission as a County Parks and Recreation Department under Public Act 156 of 1917, as amended, is desirable.

THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners, hereby abolishes the Eaton County Parks and Recreation Commission under Public Act 261 of 1965, as amended, and re-organizes the County Parks and Recreation Department under Public Act 156 of 1917, being MCL 123.51 *et seq.*, as a County agency under the general control of the Eaton County Board of Commissioners, effective upon the transfer of all Park properties to the County of Eaton; and

BE IT FURTHER RESOLVED, that all authority and responsibility for the maintenance and operation of the County Parks system is hereby transferred from the existing Eaton County Parks and Recreation Commission to the re-organized Eaton County Parks and Recreation Department; and

BE IT FURTHER RESOLVED, that all contracts for goods and/or services involving the Parks and Recreation Commission as a party are hereby assigned from the existing Eaton County Parks and Recreation Commission to the Eaton County Board of Commissioners, and shall continue in full force and effect; and

BE IT FURTHER RESOLVED, that all current rules and regulations governing the use of County Parks shall continue in full force and effect, unless and until they are amended or repealed by the Board of Commissioners; and



BE IT FURTHER RESOLVED, that except as otherwise provided herein, all operations and activities of the Eaton County Parks and Recreation Department, including purchasing, contracting, employment, financial services, management information services, and budget development, adoption and implementation, shall be conducted in accordance with the policies and procedures adopted by the Board of Commissioners for County departments; and

BE IT FURTHER RESOLVED, that the Eaton County Board of Commissioners or its designee shall appoint a Parks Director, who shall be a County employee under the supervision of the Controller/Administrator; and

BE IT FURTHER RESOLVED, that the Eaton County Board of Commissioners may authorize such employees as are necessary to assist the Parks Director in the maintenance and operation of the Parks system, subject to budgetary limitations, which persons shall be County employees and supervised by the Parks Director; and

BE IT FURTHER RESOLVED, that this Resolution shall supersede any and all other Resolutions establishing or amending the governing organizational structure of the Eaton County Parks and Recreation Commission; and

BE IT FURTHER RESOLVED, that the Eaton County Parks and Recreation Commission is hereby abolished, effective upon the transfer of all Park properties to the County of Eaton; and

BE IT FURTHER RESOLVED, that Eaton County Board of Commissioners Resolutions regarding the Parks Commission dated November 19, 1969 and October 27, 1975 are hereby rescinded.

Seconded by Commissioner Mulder. Discussion held. Roll call vote. Ayes: Barnes, Mulder, Augustine, Haskell, Pearl-Wright, Whitacre, Mudry, Brehler, Ridge, Lautzenheiser, Mott, Whittum. Nays: Droscha, Reynnet, Rogers. Carried.

Commissioner Mulder moved the approval of #22-6-65 Resolution to Adopt 2022 Summer Property Tax Levy and Notice of Certification of County Allocated Tax Levy.

WHEREAS, Eaton County is authorized under the General Property Tax Act, Public Act 206 of 1893, as amended, to levy and collect County allocated property taxes; and

WHEREAS, the General Property Tax Act has been amended by Public Act 357 of 2004 being 211.44a, to require all Michigan Counties to impose a summer tax levy in 2007 and each year thereafter.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Public Act 357 of 2004, the Eaton County allocated tax shall be levied and collected on July 1, 2022, at the full amount allocated after application of the "Headlee" millage reduction fraction, or 5.2096 mills for General County Operations; and

BE IT FURTHER RESOLVED, that the Treasurer of each city and township in Eaton County is directed to account for and deliver the full County allocated tax collections for 2022 in accordance with the provisions of Public Act 357 of 2004; and

BE IT FURTHER RESOLVED, that this resolution constitutes certification of the levy of the County allocated tax and authorized collection of the County allocated tax July 1, 2022, at the full amount allocated after application of the "Headlee" millage reduction fraction, or 5.2096 mills.

Seconded by Commissioner Lautzenheiser. Carried unanimously.

Commissioner Mulder moved the approval of #22-6-66 Resolution Receiving Advice from the County Treasurer as to a Surplus Which Can Be Transferred.

WHEREAS, Section 87b(7) of Act No. 206, Michigan Public Acts of 1893, as amended ("Act 206") authorizes the Board of Commissioners to transfer to the Eaton County General Fund any surplus in the Eaton County Delinquent Tax Revolving Fund (the "DTRF") by appropriate action of the Board of Commissioners; and

WHEREAS, the Eaton County Treasurer has reviewed the amounts which are currently available in the DTRF, and has determined that \$500,000.00 may be transferred to the General Fund as a "surplus" as of June 15, 2022; to be appropriated within the Fiscal Year 2022/2023 budget; and

WHEREAS, the Eaton County Treasurer hereby declares that a surplus of \$500,000.00 exists in the DTRF.

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD AS FOLLOWS:

1. The Eaton County Treasurer is authorized to transfer \$500,000 from DTRF to the General Fund as of June 15, 2022, for the Fiscal Year 2022/2023 budget.
2. Any further transfers of surplus amounts will be specifically approved after recommendation by the Eaton County Treasurer by resolution of the Board of Commissioners.

Seconded by Commissioner Augustine. Carried unanimously.

Commissioner Mulder moved the approval of #22-6-67 Resolution to Approve an Application for a Farmland and Open Space Development Rights Agreement - Spitzley.

WHEREAS, Scott A. Spitzley, filed a Farmland and Open Space Application for properties located in Roxand Township, with the Eaton County Clerk's Office in March 7, 2022; and

WHEREAS, the applications include Parcel #'s 020-011-300-001-01, 020-011-100-003-05 and 020-010-400-062-03 parcels total +/- 166 acres; and

WHEREAS, the applicant is requesting 40 year agreements; and

WHEREAS, a copy of all applications were sent to all reviewing agencies as required by the act; and

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

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners at its regularly scheduled meeting on June 15, 2022 does hereby approve the Farmland and Open Space Application filed by Scott A. Spitzley properties located in Roxand Township.

Seconded by Commissioner Barnes. Carried unanimously.

Commissioner Mulder moved the approval of #22-6-68 Resolution to Approve an Application for a Farmland and Open Space Development Rights Agreement - Westondorp.

WHEREAS, Douglas J. Westondorp / Westvale View Dairy LLC filed a Farmland and  
Open Space Application for property located in Kalamo Township, with the Eaton  
County Clerk's Office in January 24, 2022; and  
WHEREAS, this application includes Parcel # 090-018-300-010-00 parcel total  
+/134.80 acres; and  
WHEREAS, the applicant is requesting a 90 year agreement; and  
WHEREAS, a copy of this application was sent to all reviewing agencies as  
required by the act; and  
WHEREAS, the Eaton County Ways & Means Committee has reviewed this  
application and is recommending approval.  
NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of  
Commissioners at its regularly scheduled meeting on June 15, 2022 does hereby  
approve the Farmland and Open Space Application filed by Douglas J.  
Westondorp, property located in Kalamo Township.  
Seconded by Commissioner Droscha. Carried unanimously.

Commissioner Mulder moved the approval of #22-6-69 Resolution Opposing HB  
4730.

WHEREAS, House Bill 4730 would require county treasurers to provide electronic  
records containing any data maintained within the treasurer's office; and  
WHEREAS, House Bill 4730 would burden county treasurers to provide "  
qualified data files" containing only one (1) piece of data out of 16 possible data  
items; and  
WHEREAS, House Bill 4730 limits how much treasurers can charge for parcel  
records and would burden taxpayers with the cost of data collection provided to  
out-of-state, and other corporate entities; and  
WHEREAS, the Michigan Association of County Treasurers, Michigan Association  
of Counties, Michigan Association of County Clerks, and Michigan Association of  
Register of Deeds oppose House Bill 4730.  
NOW, THEREFORE BE IT RESOLVED, the Eaton County Commissioners calls  
upon the Michigan Senate to oppose efforts to adopt legislation under the current  
language as passed by the Michigan House of Representatives on April 27, 2022.  
Seconded by Commissioner Pearl-Wright. Carried unanimously.

Commissioner Mulder moved the approval of #22-6-70 Resolution to Approve FY  
20/21 Budget Amendments.

WHEREAS, the Eaton County 2021/2022 Appropriations Act of September 15,  
2021 states that any amendment to increase a salary and/or a Capital Outlay  
line-item in excess of \$2,500.00 or any amendment to increase the total budget of

any fund or department in excess of \$2,500.00 shall be amended by the Board of Commissioners, except that any amendment to decrease the General Fund Contingency shall be approved by the Board of Commissioners; and WHEREAS, such amendments are needed in order to comply with the Uniform Budgeting and Accounting Act of 1978, P.A. 621.

NOW, THEREFORE BE IT RESOLVED, that the following budget amendments be approved and added to the 2021/2022 Eaton County Budget:

GENERAL FUND

SHERIFF'S DEPARTMENT 301.351

Increase	Repairs & Maintenance – Equipment	\$ 4,850
Increase	Transfers-In Commissary	\$ 4,850

To increase budget to replace ice maker in the jail.

SPECIAL REVENUE FUNDS

PUBLIC IMPROVEMENT FUND 245

Increase	Capital Outlay	\$648,500
Increase	Fund Balance Carryover	\$648,500

To increase total budget to complete budget amendment for the public health and energy performance contract to include the utilization of fund project reserves that were included within the total project.

CENTRAL DISPATCH FUND 261

No Budgetary Change	Wage and Fringe Benefit	\$ 0
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To approve the Central Dispatch Department request to amend the position allocation list to eliminate one Radio Manager position and add one (1) Public Safety Telecommunicator, and;

CENTRAL DISPATCH FUND 261

Increase	Property Tax Valuation Decrease	\$ 48,901
Increase	Fund Balance Carryover	\$ 48,901

To reduce current tax revenue to recognize the refund of collections based on valuation reductions awarded to petitioners by the Michigan Tax Tribunal.

JAIL MILLAGE FUND 281

Increase	Property Tax Valuation Decrease	\$ 34,271
Increase	Fund Balance Carryover	\$ 34,271

To reduce current tax revenue to recognize the refund of collections based on valuation reductions awarded to petitioners by the Michigan Tax Tribunal.

JUVENILE MILLAGE FUND 296

Increase	Property Tax Valuation Decrease	\$ 16,883
Increase	Fund Balance Carryover	\$ 16,883

To reduce current tax revenue to recognize the refund of collections based on valuation reductions awarded to petitioners by the Michigan Tax Tribunal.

DRAIN DEBT 851

Increase	Debt Service	\$450,000
Increase	Fund Balance Carryover	\$450,000

To increase total budget for the maturity of a long-term note, not accounted for in the budget development with remaining bond principal payments.

Seconded by Commissioner Pearl-Wright. Carried.

Commissioner Mulder moved the approval of #22-6-72 Resolution to Approve Protecting Local Government Retirement and Benefits Act Application for Waiver.

WHEREAS, the County received notification that the retirement health benefit system of the Healing & Recovery Center (Medical Care Facility) received a preliminary determination of underfunded status under Public Act 202 of 2017; and

WHEREAS, this system is included in the annual financial statements of the County; and

WHEREAS, the Facility continues to utilize the pay-as-you-go method to fund the liability of this closed system for financial reporting purposes for the year ended September 30, 2021; and

WHEREAS, the Facility utilizes the alternative method permitted under GASB Statement 75 for financial reporting purposes to calculate the unfunded liability results in a preliminary determination of underfunded status under the reporting requirements of Public Act 202 of 2017 for the component unit system; and

WHEREAS, the calculated actuarial determined contribution represents 0.4% of component unit revenue when considering the total enterprise fund revenue.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves the application for waiver and authorizes its submission to the Michigan Department of Treasury.

Seconded by Commissioner Whitacre. Carried unanimously.

Commissioner Mulder moved the approval of #22-6-71 Resolution to Amend Personnel Policy.

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 Article 14, Hours, 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, and can be implemented as determined appropriate by Departments Heads and Elected Officials, while considering all other provisions of the Personnel Policy, including Holiday Pay and Overtime.

Seconded by Haskell. Discussion held. Carried unanimously. (On file.)

Public Comment: None

The Controller/Administrator provided a brief overview of the County's uses of its American Rescue Plan funding allocation at the Chairman's request.

Commissioner Comments:

Commissioner Lautzenheiser paid tribute to former County Commissioner Daryl Baker who passed away on June 9<sup>th</sup>. Mr. Baker served on the Board of Commissioners for 22 years.

Commissioners Mulder and Augustine stated that Yankee Doodle Day Saturday June 18<sup>th</sup>.

Commissioner Droscha stated that the Potterville Gizzardfest held last weekend was a success.

Commissioner Rogers stated that the City of Eaton Rapids will host a 4<sup>th</sup> of July fireworks celebration.

Commissioner Whittum stated Hamlin Township approved the establishment of a township planning commission. It is expected the township will develop a master plan over the next twelve months and adopt its own zoning ordinance.

There was no Unfinished Business, Old Business and New Business

Chairman Whittum adjourned the meeting to Wednesday, July 19, 2022 at 7:00p.m.

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Chairman of the Board of Commissioners  
Commissioners

Clerk of the Board of

**EATON COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION OF APPRECIATION FOR  
STEVEN BARNETT  
PHYSICAL PLANT DIRECTOR**

**JUNE 15, 2022**

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

**WHEREAS**, Steven Barnett will be retiring from Eaton County on June 30, 2022 after 20 years of service; and

**WHEREAS**, Steve worked as the Physical Plant Director from January 14, 2002; until his retirement; and

**WHEREAS**, Steve has provided dedicated and honorable service to the residents and employees of Eaton County; and

**WHEREAS**, the Eaton County Board of Commissioners seeks to recognize and express appreciation for Steve's years of public service.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners does hereby thank Steve 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 15th day of the month of June in the year 2022. Carried unanimously.

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Jeremy Whittum  
Chairman of the Board of Commissioners

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Diana Bosworth  
Clerk of the Board of Commissioners

**EATON COUNTY BOARD OF COMMISSIONERS**

**June 15, 2022**

**RESOLUTION TO APPROVE THE FISCAL YEAR 2023-2025 MULTI-YEAR PLAN  
PRODUCED BY TRI-COUNTY OFFICE ON AGING**

**Introduced by the Health and Human Services Committee**

Commissioner Mott moved the approval of the following resolution. Seconded by  
Commissioner Ridge.

**WHEREAS**, the Tri-County Aging Consortium known as Tri-County Office on Aging,  
produced the Fiscal Year 2023-2025 Multi-Year Plan as required by the Older Americans Act  
and the Older Michiganians Act; and

**WHEREAS**, Eaton County Commission representatives appointed to the executive  
committee of the Aging Consortium have reviewed the Tri-County Office on Aging's Fiscal  
Year 2023-2025 Multi-Year Plan.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners, do hereby  
approve the Fiscal Year 2023-2025 Multi-Year Plan as presented. Carried unanimously.



**EATON COUNTY BOARD OF COMMISSIONERS**

**JUNE 15, 2022**

**RESOLUTION TO AUTHORIZE APPLICATION FOR MICHIGAN JUSTICE  
TRAINING COMPETITIVE GRANT**

**Introduced by the Public Safety Committee**

Commissioner Barnes moved to approve the following resolutions. Seconded by  
Commissioner Ridge.

**WHEREAS**, the Michigan Commission on Law Enforcement Standards has grant funds  
available; and

**WHEREAS**, the Sheriff's Office is desirous of submitting a grant application; and

**WHEREAS**, the grant will provide funding for evidence technician training and  
equipment; and

**WHEREAS**, the grant application will seek up to \$13,545, and requires a 25% match for  
this purpose; and

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Commissioners authorize  
the Sheriff's Office to submit a grant application in an amount not to exceed \$13,545 for  
the period of October 1, 2022 to September 30, 2023; and

**BE IT FURTHER RESOLVED**, acceptance of the grant, if approved will be contingent  
upon the identification and appropriation of the required matching funds; and

**BE IT FURTHER RESOLVED**, that if the County's participation in the grant is  
discontinued or requires a County General Fund contribution, the continuation of the grant  
funded positions will be reviewed by the appropriate committees to determine the necessity  
of General Fund commitment; and

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

**BE IT FURTHER RESOLVED**, that the Chairperson of the Board of Commissioners be  
authorized to sign any necessary documents. Carried unanimously.

EATON COUNTY BOARD OF COMMISSIONERS

JUNE 15, 2022

**RESOLUTION TO APPROVE A MICHIGAN DEPARTMENT OF ENVIRONMENT GREAT LAKES AND ENERGY MICHIGAN MATERIALS MANAGEMENT COUNTY ENGAGEMENT GRANT APPLICATION**

*Introduced by the Public Works and Planning Committee*

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

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

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

**WHEREAS**, the Michigan Department of Environment Great Lakes and Energy Michigan Materials Management County Engagement Grant is designed to provide assistance in materials management planning in order to expand the amount of materials recycled in the state; and

**WHEREAS**, County Engagement Grants are available through this program for up to \$10,000 with no required matching funds; and

**WHEREAS**, the Resource Recovery Department has worked with Resource Recycling Systems (RRS) to evaluate the department and identify steps to improve that will act as a building foundation for the grant; and

**WHEREAS**, the Resource Recovery Department will serve as the Designated Implementing Agency (DPA) contact for the grant; and

**WHEREAS**, Resource Recycling Systems (RRS) will perform the work requirements identified in the grant's associated actions and deliverables on behalf of the Resource Recovery Department in accordance with an agreed upon work scope authorized by both parties; and

**NOW, THEREFORE, LET IT BE RESOLVED** that Eaton County approves the application of the Michigan Materials Management County Engagement Grant; and

**BE IT FURTHER RESOLVED**, that acceptance of the grant award is contingent upon the approval of the work scope between the Resource Recovery Department and Resource Recycling Systems (RRS); and

**BE IT FURTHER RESOLVED**, that the County Controller/Administrator, is authorized to sign any necessary grant documents; and

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

**EATON COUNTY BOARD OF COMMISSIONERS**

**JUNE 15, 2022**

**RESOLUTION TO APPROVE HAZARDOUS MATERIAL EMERGENCY  
PREPAREDNESS GRANT APPLICATION**

**Introduced by the Public Safety Committee**

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

**WHEREAS**, the Michigan State Police Emergency Management and Homeland Security Division has grant funds available through the U.S. Department of Homeland Security; and

**WHEREAS**, the Eaton County Local Emergency Planning Committee is requesting Eaton County to sponsor the grant application; and

**WHEREAS**, the grant will provide funding for the completion of Superfund Amendments and Reauthorization Act (SARA) Title III, Section 302, off-site response plans and support of the ongoing operation of Local Emergency Planning Commissions (LEPC) for an amount up to \$5,970; and

**WHEREAS**, there is a 25% in-kind match which will be met by the LEPC member time and office and administrative expenses.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners approves Eaton County's application for participation in the Hazardous Materials Emergency Preparedness Grant; and

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

**BE IT FURTHER RESOLVED**, that the Chairperson or his designee is authorized to sign any necessary documents pertaining to the County's participation. Carried unanimously.

22-6-63

**EATON COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION TO ABOLISH THE EATON COUNTY PARKS  
AND RECREATION COMMISSION UNDER PUBLIC ACT 261 OF 1965  
AND RE-ORGANIZE THE EATON COUNTY PARKS  
DEPARTMENT UNDER PUBLIC ACT 156 OF 1917**

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

WHEREAS, the Eaton County Parks and Recreation Commission was established by Board of Commissioners resolution on November 19, 1969 and provided the authority pursuant to Public Act 261 of 1965, as amended, to have the general responsibility to oversee the maintenance and operation of the Eaton County Parks system by resolution on October 27, 1975; and

WHEREAS, a restructuring of the Eaton County Parks and Recreation Commission as a County Parks and Recreation Department under Public Act 156 of 1917, as amended, is desirable.

THEREFORE BE IT RESOLVED, that the Eaton County Board of Commissioners, hereby abolishes the Eaton County Parks and Recreation Commission under Public Act 261 of 1965, as amended, and re-organizes the County Parks and Recreation Department under Public Act 156 of 1917, being MCL 123.51 *et seq.*, as a County agency under the general control of the Eaton County Board of Commissioners, effective upon the transfer of all Park properties to the County of Eaton; and

BE IT FURTHER RESOLVED, that all authority and responsibility for the maintenance and operation of the County Parks system is hereby transferred from the existing Eaton County Parks and Recreation Commission to the re-organized Eaton County Parks and Recreation Department; and

BE IT FURTHER RESOLVED, that all contracts for goods and/or services involving the Parks and Recreation Commission as a party are hereby assigned from the existing Eaton County Parks and Recreation Commission to the Eaton County Board of Commissioners, and shall continue in full force and effect and

BE IT FURTHER RESOLVED, that all current rules and regulations governing the use of County Parks shall continue in full force and effect, unless and until they are amended or repealed by the Board of Commissioners; and

BE IT FURTHER RESOLVED, that except as otherwise provided herein, all operations and activities of the Eaton County Parks and Recreation Department, including purchasing, contracting, employment, financial services, management information services, and budget development, adoption and implementation, shall be conducted in accordance with the policies and procedures adopted by the Board of Commissioners for County departments; and

BE IT FURTHER RESOLVED, that the Eaton County Board of Commissioners or its designee shall appoint a Parks Director, who shall be a County employee under the supervision of the Controller/Administrator; and

BE IT FURTHER RESOLVED, that the Eaton County Board of Commissioners may authorize such employees as are necessary to assist the Parks Director in the maintenance and operation of the Parks system, subject to budgetary limitations, which persons shall be County employees and supervised by the Parks Director; and

BE IT FURTHER RESOLVED, that this Resolution shall supersede any and all other Resolutions establishing or amending the governing organizational structure of the Eaton County Parks and Recreation Commission; and

BE IT FURTHER RESOLVED, that the Eaton County Parks and Recreation Commission is hereby abolished, effective upon the transfer of all Park properties to the County of Eaton; and

BE IT FURTHER RESOLVED, that Eaton County Board of Commissioners Resolutions regarding the Parks Commission dated November 19, 1969 and October 27, 1975 are hereby rescinded.

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

**EATON COUNTY BOARD OF COMMISSIONERS**

**June 15, 2022**

**RESOLUTION TO AMEND THE EATON COUNTY  
HOMEOWNER EMERGENCY REPAIR PROGRAM GUIDELINES**

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

Commissioner Lautzenheiser moved the approval of the following resolution. Seconded by Commissioner Reynnet.

**WHEREAS**, Eaton County has a Housing Program Income Revolving Loan Fund from past Community Development Block Grant (CDBG) project funded payoffs; and

**WHEREAS**, money from the Housing Program Income Revolving Loan Fund is used specifically for emergency repairs to homeowner occupied homes; and

**WHEREAS**, Program Guidelines have been adopted by the Eaton County Board of Commissioners to outline procedures and requirements for participation in this program and for the implementation of emergency repair projects; and

**WHEREAS**, the program policies and procedures in this guide have been developed to comply with all appropriate state and federal legislation and requirements; and

**WHEREAS**, these Program Guidelines periodically are in need of update to reflect the County's changing needs and issues regarding housing for its residents, and to clarify its intent and language; and

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

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Commissioners approves the attached Homeowner Emergency Repair Program Guidelines, as presented and authorizes Housing Department staff submit the Program Guidelines to the programs regulating authority the Michigan Economic Development Corporation (MEDC). Carried unanimously.

**EATON COUNTY BOARD OF COMMISSIONERS**

**JUNE 15, 2022**

**RESOLUTION TO ADOPT 2022 SUMMER PROPERTY TAX LEVY AND  
NOTICE OF CERTIFICATION OF COUNTY ALLOCATED TAX LEVY**

**Introduced by the Ways and Means Committee**

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

**WHEREAS**, Eaton County is authorized under the General Property Tax Act, Public Act 206 of 1893, as amended, to levy and collect County allocated property taxes; and

**WHEREAS**, the General Property Tax Act has been amended by Public Act 357 of 2004 being 211.44a, to require all Michigan Counties to impose a summer tax levy in 2007 and each year thereafter.

**NOW, THEREFORE, BE IT RESOLVED**, that pursuant to Public Act 357 of 2004, the Eaton County allocated tax shall be levied and collected on July 1, 2022, at the full amount allocated after application of the “Headlee” millage reduction fraction, or 5.2096 mills for General County Operations; and

**BE IT FURTHER RESOLVED**, that the Treasurer of each city and township in Eaton County is directed to account for and deliver the full County allocated tax collections for 2022 in accordance with the provisions of Public Act 357 of 2004; and

**BE IT FURTHER RESOLVED**, that this resolution constitutes certification of the levy of the County allocated tax and authorized collection of the County allocated tax July 1, 2022, at the full amount allocated after application of the “Headlee” millage reduction fraction, or 5.2096 mills. Carried unanimously.

## COUNTY OF EATON

### Resolution No. 2022-6-66

A regular meeting of the Board of Commissioners of the County of Eaton, Michigan (the "County"), was held in Charlotte, Michigan, on June 15, 2022. The following Commissioners were

PRESENT: Commissioners Barnes, Mulder, Augustine, Haskell, Pearl-Wright, Whitacre, Mudry, Brehler, Droscha, Reynnet, Ridge, Lautzenheiser, Mott, Rogers and Whittum.

ABSENT: None.

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The preambles and resolution set forth below were offered by Commissioner Mulder and were seconded by Commissioner Lautzenheiser.

#### **RESOLUTION RECEIVING ADVICE FROM THE COUNTY TREASURER AS TO A SURPLUS WHICH CAN BE TRANSFERRED FROM THE EATON COUNTY DELINQUENT TAX REVOLVING FUND TO THE EATON COUNTY GENERAL FUND**

WHEREAS, Section 87b(7) of Act No. 206, Michigan Public Acts of 1893, as amended ("Act 206") authorizes the Board of Commissioners to transfer to the Eaton County General Fund any surplus in the Eaton County Delinquent Tax Revolving Fund (the "DTRF") by appropriate action of the Board of Commissioners; and

WHEREAS, the Eaton County Treasurer has reviewed the amounts which are currently available in the DTRF, and has determined that \$500,000.00 may be transferred to the General Fund as a "surplus" as of June 15, 2022; to be appropriated within the Fiscal Year 2022/2023 budget; and

WHEREAS, the Eaton County Treasurer hereby declares that a surplus of \$500,000.00 exists in the DTRF.

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD AS FOLLOWS:

1. The Eaton County Treasurer is authorized to transfer \$500,000 from DTRF to the General Fund as of June 15, 2022, for the Fiscal Year 2022/2023 budget.
2. Any further transfers of surplus amounts will be specifically approved after recommendation by the Eaton County Treasurer by resolution of the Board of Commissioners.

Discussion followed. A vote was thereupon taken on the foregoing resolution and the vote for each such resolution was as follows:



AYES: Commissioners Barnes, Mulder, Augustine, Haskell, Pearl-Wright, Whitacre, Mudry, Brehler, Droscha, Reynnet, Ridge, Lautzenheiser, Mott, Rogers and Whittum.

NAYS: None.

ABSTAIN: None.

The foregoing Resolution was hereby declared adopted.

STATE OF MICHIGAN

COUNTY OF EATON

I certify that the foregoing is a true and accurate copy of the resolutions adopted by the Eaton County Board of Commissioners, that such resolutions were duly adopted at a regular meeting held on the 15<sup>th</sup> day of June, 2022, and that notice of such meeting was given as required by law.

[SEAL]

Resolution Eaton Transfer from DTRF to GF

Diana Bosworth  
Eaton County Clerk

Jeremy Whittum  
Jeremy Whittum, Chairperson

Dated: June 24, 2022

**EATON COUNTY BOARD OF COMMISSIONERS**

**June 15, 2022**

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

**Introduced by the Ways & Means Committee**

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

WHEREAS, Scott A. Spitzley, filed a Farmland and Open Space Application for properties located in Roxand Township, with the Eaton County Clerk's Office in March 7, 2022; and

WHEREAS, the applications include Parcel #'s 020-011-300-001-01, 020-011-100-003-05 and 020-010-400-062-03 parcels total +/- 166 acres; and

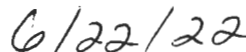
WHEREAS, the applicant is requesting 40 year agreements; and

WHEREAS, a copy of all applications were sent to all reviewing agencies as required by the act; and

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

THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners at its regularly scheduled meeting on June 15, 2022 does hereby approve the Farmland and Open Space Application filed by Scott A. Spitzley properties located in Roxand Township. Carried unanimously.

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

  
\_\_\_\_\_  
Date

**EATON COUNTY BOARD OF COMMISSIONERS**

**June 15, 2022**

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

**Introduced by the Ways & Means Committee**

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

**WHEREAS**, Douglas J. Westondorp / Westvale View Dairy LLC filed a Farmland and Open Space Application for property located in Kalamo Township, with the Eaton County Clerk's Office in January 24, 2022; and

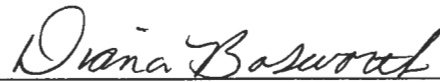
**WHEREAS**, this application includes Parcel # 090-018-300-010-00 parcel total +/-134.80 acres; and

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

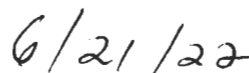
**WHEREAS**, a copy of this application was sent to all reviewing agencies as required by the act; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Eaton County Board of Commissioners at its regularly scheduled meeting on June 15, 2022 does hereby approve the Farmland and Open Space Application filed by Douglas J. Westondorp, property located in Kalamo Township. Carried unanimously.



Diana Bosworth, County Clerk



Date

22-6-69

**EATON COUNTY BOARD OF COMMISSIONERS**

**JUNE 15, 2022**

**RESOLUTION TO OPPOSE HB 4730**

**Introduced by Ways and Means Committee**

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

**WHEREAS**, House Bill 4730 would require county treasurers to provide electronic records containing any data maintained within the treasurer's office; and

**WHEREAS**, House Bill 4730 would burden county treasurers to provide "qualified data files" containing only one (1) piece of data out of 16 possible data items; and

**WHEREAS**, House Bill 4730 limits how much treasurers can charge for parcel records and would burden taxpayers with the cost of data collection provided to out-of-state, and other corporate entities; and

**WHEREAS**, the Michigan Association of County Treasurers, Michigan Association of Counties, Michigan Association of County Clerks, and Michigan Association of Register of Deeds oppose House Bill 4730.

**NOW, THEREFORE BE IT RESOLVED**, the Eaton County Commissioners calls upon the Michigan Senate to oppose efforts to adopt legislation under the current language as passed by the Michigan House of Representatives on April 27, 2022. Carried unanimously.

STATE OF MICHIGAN

COUNTY OF EATON

I certify that the foregoing is a true and accurate copy of the resolutions adopted by the Eaton County Board of Commissioners, that such resolutions were duly adopted at a regular meeting held on June 15, 2022, and that notice of such meeting was given as required by law.



Diana Bosworth, Clerk of the Eaton  
County Board of Commissioners

[SEAL]

**EATON COUNTY BOARD OF COMMISSIONERS**

**JUNE 15, 2022**

**RESOLUTION TO APPROVE 2021/2022 BUDGET AMENDMENTS**

**Introduced by the Ways and Means Committee**

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

**WHEREAS**, the Eaton County 2021/2022 Appropriations Act of September 15, 2021 states that any amendment to increase a salary and/or a Capital Outlay line-item in excess of \$2,500.00 or any amendment to increase the total budget of any fund or department in excess of \$2,500.00 shall be amended by the Board of Commissioners, except that any amendment to decrease the General Fund Contingency shall be approved by the Board of Commissioners; and

**WHEREAS**, such amendments are needed in order to comply with the Uniform Budgeting and Accounting Act of 1978, P.A. 621.

**NOW, THEREFORE BE IT RESOLVED**, that the following budget amendments be approved and added to the 2021/2022 Eaton County Budget:

**GENERAL FUND**

**SHERIFF'S DEPARTMENT 301.351**

Increase	Repairs & Maintenance - Equipment	\$ 4,850
Increase	Transfers-In Commissary	\$ 4,850

To increase budget to replace ice maker in the jail.

**SPECIAL REVENUE FUNDS**

**PUBLIC IMPROVEMENT FUND 245**

Increase	Capital Outlay	\$648,500
Increase	Fund Balance Carryover	\$648,500

To increase total budget to complete budget amendment for the public health and energy performance contract to include the utilization of fund project reserves that were included within the total project.

**CENTRAL DISPATCH FUND 261**

No Budgetary Change	Wage and Fringe Benefits	\$0
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To approve the Central Dispatch Department request to amend the position allocation list to eliminate one Radio Manager position and add one (1) Public Safety Telecommunicator, and;

**CENTRAL DISPATCH FUND 261**

Increase	Property Tax Valuation Decrease	\$ 48,901
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Increase	Fund Balance Carryover	\$ 48,901
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To reduce current tax revenue to recognize the refund of collections based on valuation reductions awarded to petitioners by the Michigan Tax Tribunal.

**JAIL MILLAGE FUND 281**

Increase	Property Tax Valuation Decrease	\$ 34,271
Increase	Fund Balance Carryover	\$ 34,271

To reduce current tax revenue to recognize the refund of collections based on valuation reductions awarded to petitioners by the Michigan Tax Tribunal.

**JUVENILE MILLAGE FUND 296**

Increase	Property Tax Valuation Decrease	\$ 16,883
Increase	Fund Balance Carryover	\$ 16,883

To reduce current tax revenue to recognize the refund of collections based on valuation reductions awarded to petitioners by the Michigan Tax Tribunal.

**DRAIN DEBT 851**

Increase	Debt Service	\$450,000
Increase	Fund Balance Carryover	\$450,000

To increase total budget for the maturity of a long-term note, not accounted for in the budget development with remaining bond principal payments. Carried unanimously.

**EATON COUNTY BOARD OF COMMISSIONERS**

**June 15, 2022**

**RESOLUTION TO AMEND PERSONNEL POLICY**

**Introduced by the Ways & Means Committee**

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

**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 Article 14, Hours, 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, and can be implemented as determined appropriate by Departments Heads and Elected Officials, while considering all other provisions of the Personnel Policy, including Holiday Pay and Overtime. Carried unanimously.

**EATON COUNTY BOARD OF COMMISSIONERS**

**JUNE 15, 2022**

**RESOLUTION TO APPROVE PROTECTING LOCAL GOVERNMENT RETIREMENT  
AND BENEFITS ACT APPLICATION FOR WAIVER**

**Introduced by the Ways & Means Committee**

Commissioner Mulder moved to approve the following resolution. Seconded by Commissioner Whitacre.

**WHEREAS**, the County received notification that the retirement health benefit system of the Healing & Recovery Center (Medical Care Facility) received a preliminary determination of underfunded status under Public Act 202 of 2017; and

**WHEREAS**, this system is included in the annual financial statements of the County; and

**WHEREAS**, the Facility continues to utilize the pay-as-you-go method to fund the liability of this closed system for financial reporting purposes for the year ended September 30, 2021; and

**WHEREAS**, the Facility utilizes the alternative method permitted under GASB Statement 75 for financial reporting purposes to calculate the unfunded liability results in a preliminary determination of underfunded status under the reporting requirements of Public Act 202 of 2017 for the component unit system; and

**WHEREAS**, the calculated actuarial determined contribution represents 0.4% of component unit revenue when considering the total enterprise fund revenue.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners approves the application for waiver and authorizes its submission to the Michigan Department of Treasury. Carried unanimously.