

EATON COUNTY BOARD OF COMMISSIONERS
JULY 20, 2022

The Eaton County Board of Commissioners met in regular session at the County Facilities, in the City of Charlotte, Wednesday, July 20, 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.

Pastor Charles Jenson 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 Reynnet, Wayne Ridge, Brian Lautzenheiser, Jim Mott, Barbara Rogers and Jeremy Whittum.

Commissioners absent: None

Commissioner Mott moved the agenda to be approved as presented. Seconded by Commissioner Rogers. Carried.

Commissioner Lautzenheiser moved the approval of the June 15, 2022 minutes. Seconded by Commissioner Droscha. Carried.

Chairman Whittum moved the approval of #22-7-73 Resolution of Appreciation for Richard Buxton Detective, Sheriff's Office.

WHEREAS, Richard Buxton will be retiring from Eaton County on August 12, 2022 after 25 years of service; and

WHEREAS, Richard worked in the Sheriff's Department from September 01, 1997; until his retirement; and

WHEREAS, Richard 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 Richard's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Richard 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 20th day of the month of July in the year 2022.

Seconded by Commissioner Droscha. Carried unanimously.

Communications: Board of Commissioner resolutions received from Gogebic, Huron, and Livingston Counties. (On file)

Public Comment: Mr. John Greenslit spoke in support of the proposed Eaton County parks millage. Judge O'Neil spoke regarding Eaton County District Court programs.

Commissioner Lautzenheiser moved the approval of #22-7-74 Resolution to Approve DCA 7-22-2.

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, Garrett and Kellie Madry initiated a petition to change the Land Development District (zoning) designation for a 20.20 acre parcel located at 11260 Pine Highway, Section 30, Bellevue 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 July 5, 2022; 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 July 5, 2022 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 Garrett and Kellie Madry for a change in land use district classification in Section 7.1.2 of the Land Development Code to change a 20.20 acre parcel located 11260 Pine Hwy, Section 30, Bellevue Township from Low Density Residential (R-1) to Limited Agricultural (LA);

COM. AT SE CORNER OF W 1/2 OF NE 1/4, SW ALONG ROAD 14 RODS, W 26 RODS, N 86 RODS TO 1/8 LINE, E 38 RODS TO 1/8 LINE, S 80 RODS TO BEG. SEC. 30, T1N, R6W. BELLEVUE TWP.

Seconded by Commission Mott. Carried unanimously.

Commissioner Lautzenheiser moved the approval of #22-7-75 Resolution to Approve Michigan Department of Environment Great Lakes and Energy Rural Electronics Collection and Infrastructure Recycling Grant Application Amendment.

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 awarded Eaton County with a Rural Electronics Collection and Infrastructure Recycling Grant designed to provide assistance in the development of infrastructure; and

WHEREAS, the Resource Recovery Department offers electronics collection events annually and Delta Township accepts electronics monthly; and
WHEREAS, the Michigan Department of Environment, Great Lakes, and Energy has proposed an amendment to the terms of the current grant which would extend the grant duration from September 23, 2023 to September 23, 2024 in order to provide additional time to implement the grant project; and
NOW, THEREFORE, LET IT BE RESOLVED that Eaton County approves the extension amendment of the Rural Electronic Collection and Infrastructure Recycling Grant agreement; and
BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners, or his designee, is authorized to sign any necessary grant documents.
Seconded by Commissioner Haskell. Carried unanimously.

Commissioner Mulder moved the approval of #22-7-76 Resolution to Submit to a vote of the Electorate to Approve a County Parks and Open Space Millage.

WHEREAS, Eaton County desires to continue to operate and maintain county parks for the benefit of the citizens of the County; and
WHEREAS, parks are a substantial benefit to the citizens of the County, enhancing quality of life and providing outdoor recreation and leisure opportunities.
NOW, THEREFORE BE IT RESOLVED, the following question be submitted to a vote of the electorate of Eaton County at the general election to be held November 8, 2022.

COUNTY PARKS & OPEN SPACE MILLAGE QUESTION

For the purpose of providing funding for operations, maintenance, acquisition, improvements and/or development of parks and open spaces within Eaton County, shall the real and tangible personal property tax limitation within the County of Eaton, Michigan, be increased in an amount not to exceed 0.50 mill (\$0.50 on each \$1,000 of taxable value) for a period of ten (10) years (December 2022- July 2032)? If approved and levied in its entirety, this millage would raise an estimated \$2,240,786 in the first calendar year after its approval.

YES []

NO [] ; and

BE IT FURTHER RESOLVED, that this question is hereby certified to the County Clerk; and

BE IT FURTHER RESOLVED, the County Clerk is hereby directed to cause this proposed question to be stated on the November 8, 2022 ballot and to be prepared and distributed in the manner required by law.

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

Commissioner Mulder moved the approval of #22-7-77. Resolution Pledging Full Faith and Credit to Woodview Estates; Drain Drainage; District Bonds.

WHEREAS pursuant to a petition filed with the Drain Commissioner of the County of Eaton, State of Michigan (the "Drain Commissioner"), proceedings have been taken under the provisions of Act 40, Public Acts of Michigan, 1956, as amended (the "Act"), for the making of certain intra-county drain improvements referred to as the Woodview

Estates Drain Maintenance and Improvement Project (the "Project"), which is being undertaken by the Woodview Estates Drain Drainage District (the "Drainage District") in a Special Assessment District (the "Special Assessment District") established by the Drainage District; and

WHEREAS, the Project is necessary for the protection of the public health, and in order to provide funds to pay the costs of the Project, the Drain Commissioner intends to issue the Drainage District's bonds (the "Bonds"), in one or more series, in an amount not to exceed \$735,000 pursuant to the Act; and

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

WHEREAS, the Eaton County Board of Commissioners (the "Board") may, by resolution adopted by a majority of the members of the Board, pledge the full faith and credit of the County for the prompt payment of the principal of and interest on the Bonds pursuant to Section 276 of the Act; and

WHEREAS, the pledge of the full faith and credit of the County to the Bonds will reduce the cost of financing the Project and will be a benefit to the people of the County.

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The County pledges its full faith and credit for the prompt payment of the principal of and interest on the Bonds in a par amount not to exceed \$735,000. The County shall immediately advance sufficient moneys from County funds, as a first budget obligation, to pay the principal of and interest on any of the Bonds should the Drainage District fail to pay such amounts when due. The County shall, if necessary, levy a tax on all taxable property in the County, to the extent other available funds are insufficient to pay the principal of and interest on the Bonds when due.

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

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

4. Any one of the Authorized Officers is hereby authorized to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Bonds pursuant to paragraph (b)(5) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate").

5. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded to the extent of the conflict.

Seconded by Commissioner Augustine. Carried unanimously.

Commissioner Mulder moved the approval of the 2022 MERS Annual Meeting Delegate Resolution Commissioner Pearl-Wright as Officer Delegate, and Aimee Griffith as Employee Delegate. Seconded by Commissioner Haskell. Carried unanimously. (On file)

Commissioner Mulder moved the approval of #22-7-78 Resolution to Approve Application for Raise the Age Grant.

WHEREAS, the State of Michigan Department of Human Services has Raise the Age funding available through a fund established by PA 97 of 2019; and

WHEREAS, the Trial Court Juvenile Division is seeking to apply for funding for costs associated with youth that come under the court's jurisdiction at/after age 17, but prior to age 18; and

WHEREAS, the Raise the Age Grant has been created for expenditures that would not be reimbursable under the Child Care Fund Reimbursement Program; and

WHEREAS, the Ways and Means Committee recommends the approval of the grant application.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Trial Court Juvenile Division to submit a grant application in an amount not to exceed \$100,000 for the period of October 1, 2022 to September 30, 2023; and

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

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or his designee be authorized to sign any necessary contracts or documents.

Seconded by Commissioner Mott. Carried unanimously.

Commissioner Mulder moved the approval of #22-7-79 Resolution to Approve for Title IV-E Child and Parent Legal Representation Grant.

WHEREAS, the U.S. Department of Human Services has Title IV-E funding available through the State of Michigan Department of Health and Human Services; and

WHEREAS, the Trial Court Juvenile Division is seeking to apply for Title IV-E funding in order to offset the expenses of the County for parent and child legal representation in child abuse and neglect hearings; and

WHEREAS, the Ways and Means Committee recommends the approval of the grant application.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Trial Court Juvenile Division to submit a grant application in an amount not to exceed \$50,000; and

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

BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners or his designee be authorized to sign any necessary contracts or documents.

Seconded by Commissioner Pearl-Wright. Carried unanimously.

Commissioner Mulder moved the approval of #22-7-80 Resolution to Approve Equalization Department Fee Schedule.

WHEREAS, the Eaton County Equalization Department is desirous of instituting a fee for the processing of land division applications (property splits and lot line adjustments); and

WHEREAS, the Equalization Department has reviewed the land division fee proposal with the applicable local units; and

WHEREAS, the Ways and Means Committee has reviewed and is recommending the adoption of a land division / lot line adjustment application fee in the amount of \$100.00; and land division / lot line adjustment change fee in the amount of \$100.00; and additional split created fee in the amount of \$20.00, with 50% of the applicable fee to be distributed to the local unit in which the property is located.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners approves the attached recommended Land Division Application Fee effective August 1, 2022.

Seconded by Commissioner Pearl-Wright. Carried unanimously.

Commissioner Mulder moved the approval of #22-7-81 Resolution to Approve Application for Edward Byrne Memorial Justice Grant Program FY 23 Local Allocation Formula.

WHEREAS, the US Department of Justice has offered a federal grant to enforce state and local laws and/or to improve the function of the criminal justice system, and

WHEREAS, the grant would provide funding for overtime for enforcement and education, with no match by Eaton County.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Controller's Office to submit a grant application in an amount not to exceed \$13,075, with no county match required; 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 Chairman of the Board of Commissioners be authorized to sign any necessary documents.

Seconded by Commissioner Mott. Carried unanimously.

Commissioner Mulder moved the approval of #22-7-82 Resolution to Approve Application for Byrne Residential Substance Abuse (RSAT) Grant

WHEREAS, the Office of Drug Control Policy has Byrne Memorial Grant funds available; and

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

WHEREAS, the grant will provide funding for jail-based residential substance abuse treatment program; and

WHEREAS, the grant application will seek up to \$200,000, 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 \$200,000 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 Reynnet. Carried unanimously.

Commissioner Mulder moved the approval of #22-7-83 Resolution to Approve Application for Crime Victims Rights Services Program Grant.

WHEREAS, the Prosecuting Attorney's Office has operated a program under the Michigan Department of Community Health Crime Victim Services Commission to serve victims of crime under the Crime Victims' Rights Act of 1985; and

WHEREAS, the program grant currently funds a Victim Coordinator, and 50% funding for one Victim Advocate and one administrative assistant position; and

WHEREAS, the Eaton County Prosecutor is requesting approval to submit a request for continuation funding for FY23 through the program in an amount not to exceed \$155,445..

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the application in the amount not to exceed \$155,445; and

BE IT FURTHER RESOLVED, that if the County's participation in the grant is discontinued, 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 upon grant approval; and

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

Seconded by Commissioner Reynnet. Carried unanimously.

Commissioner Mulder moved the approval of #22-7-84 Resolution to Approve FY 2021/22 Budget Amendments.

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

Commissioners, except that any amendment to decrease the General Fund Contingency shall be approved by the Board of Commissioners; and WHEREAS, such amendments are needed in order to comply with the Uniform Budgeting and Accounting Act of 1978, P.A. 621. NOW, THEREFORE BE IT RESOLVED, that the following budget amendments be approved and added to the 2021/2022 Eaton County Budget:

GENERAL FUND

TRIAL COURT 130

	<u>Circuit Court 130.131</u>	
Decrease	Salaries-Regular	\$ 7,040
Decrease	Contractual	\$ 10,500
	 <u>District Court 130.136</u>	
Decrease	Salaries-Regular	\$ 7,040
Decrease	Transcripts	\$ 6,000
Decrease	Equipment	\$ 4,600
	 <u>Friend of the Court 130.141</u>	
Decrease	Salaries-Regular	\$ 15,800
Decrease	Travel	\$ 3,500
	 <u>Juvenile Court 130.149</u>	
Decrease	Salaries- Regular	\$ 3,680
Decrease	Supplies-Other	\$ 3,000
Increase	Transfers-Out to Computer Fund	\$61,160

To increase transfer-out to the Computer Fund to purchase additional security cameras for the hearing rooms, as part of an overall system upgrade.

SPECIAL REVENUE FUNDS

COMPUTER FUND 298

Increase	Computer Equipment	\$61,160
Increase	Transfers In from General Fund	\$61,160

To increase budget to purchase additional security cameras for the hearing rooms, as part of an overall system upgrade within the offices of the Trial Court. Seconded by Commissioner Augustine. Carried unanimously.

Commissioner Mulder moved the approval of claims as audited by the Ways & Means Committee for \$543,925.69 and to accept the report of previously authorized payments. Seconded by Commissioner Haskell. Carried unanimously.

Public Comment: None

Commissioner Comments: Commissioner Mott stated the Olivet Farmer's Festival will be held on Saturday July 30th. Chairman Whittum spoke regarding the Eaton County Community Corrections Advisory Board and EATRAN.

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

Chairman Whittum adjourned the meeting to Wednesday, August 17, 2022 at 7:00 p.m.



Chairman of the Board of Commissioners



Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION OF APPRECIATION FOR
RICHARD BUXTON
DETECTIVE, SHERIFF'S OFFICE**

JULY 20, 2022

WHEREAS, Richard Buxton will be retiring from Eaton County on August 12, 2022 after 25 years of service; and

WHEREAS, Richard worked in the Sheriff's Department from September 01, 1997; until his retirement; and

WHEREAS, Richard 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 Richard's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Richard 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 20th day of the month of July in the year 2022.



Jeremy Whitum
Chairman of the Board of Commissioners



Diana Bosworth
Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

**RESOLUTION OF APPRECIATION FOR
RICHARD BUXTON
DETECTIVE, SHERIFF'S OFFICE**

JULY 20, 2022

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

WHEREAS, Richard Buxton will be retiring from Eaton County on August 12, 2022 after 25 years of service; and

WHEREAS, Richard worked in the Sheriff's Department from September 01, 1997; until his retirement; and

WHEREAS, Richard 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 Richard's years of public service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners does hereby thank Richard 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 20th day of the month of July in the year 2022. Carried unanimously.

Jeremy Whittum
Chairman of the Board of Commissioners

Diana Bosworth
Clerk of the Board of Commissioners

EATON COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO APPROVE DCA-7-22-2

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

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

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, Garrett and Kellie Madry initiated a petition to change the Land Development District (zoning) designation for a 20.20 acre parcel located at 11260 Pine Highway, Section 30, Bellevue 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 **July 5, 2022**; 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 **July 5, 2022** 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 Garrett and Kellie Madry for a change in land use district classification in Section 7.1.2 of the Land Development Code to change a 20.20 acre parcel located 11260 Pine Hwy, Section 30, Bellevue Township from Low Density Residential (R-1) to Limited Agricultural (LA);

COM. AT SE CORNER OF W 1/2 OF NE 1/4, SW ALONG ROAD 14 RODS, W 26 RODS, N 86 RODS TO 1/8 LINE, E 38 RODS TO 1/8 LINE, S 80 RODS TO BEG. SEC. 30, T1N, R6W. BELLEVUE TWP.

At the regular meeting of the Eaton County Board of Commissioners on **July 20, 2022** the Resolution regarding the approval of said request was adopted.

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

Those voting Nay: None

Abstention: None

Absent: None

Motion carried.



Jeremy Whittum, 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 **July 20, 2022** of the Eaton County Board of Commissioners.



Diana Bosworth, Clerk
Eaton County Board of Commissioners

**EATON COUNTY LAND DEVELOPMENT CODE
ZONING ORDINANCE AMENDMENT DCA-7-22-2**

District Change Amendment DCA-7-22-2 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 Garrett and Kellie Madry to rezone a 20.20 acre parcel from Low Density Residential (R-1) to Limited Agricultural (LA) located at 11260 Pine Hwy, Section 30, Bellevue Township parcel 130-030-200-040-00 which is legally described as:

COM. AT SE CORNER OF W 1/2 OF NE 1/4, SW ALONG ROAD 14 RODS, W 26 RODS, N 86 RODS TO 1/8 LINE, E 38 RODS TO 1/8 LINE, S 80 RODS TO BEG. SEC. 30, T1N, R6W. BELLEVUE TWP.

WHEREAS, the Eaton County Planning Commission held duly advertised and noticed public hearing on **July 5, 2022**; and

WHEREAS, the Eaton County Planning Commission has taken action on **July 5, 2022** to recommend approval of the map amendment:

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

Yeas	<u>15</u>
Nays	<u>0</u>
Abstaining	<u>0</u>
Absent	<u>0</u>

I, Diana Bosworth, Clerk for the County of Eaton, do hereby certify that the above and foregoing is a true copy of the amendment to the Zoning District Maps of the Eaton County Land Development Code (Zoning Ordinance), as amended and passed by the Eaton County Board of Commissioners on **July 20, 2022**, and now on record in the office of the Clerk of said County.

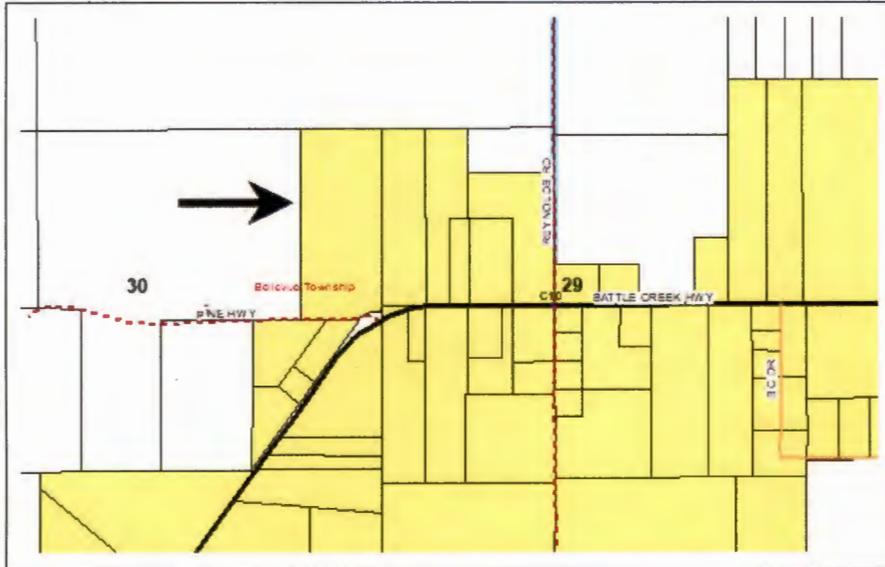
IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of said County at the City of Charlotte, Michigan, the

22 day of July, 2022


Diana Bosworth, Clerk
Eaton County Board of Commissioners


Jeremy Whittum, Chairman
Eaton County Board of Commissioners

LOW DENSITY RESIDENTIAL (R-1) CHANGED TO LIMITED AGRICULTURAL (LA)



Legend

- LA
- R1
- R2
- C1
- C2
- I
- RC

Eaton County
Community Development Department
Permit: DCA-7-22-2
Township: Bellevue



COM. AT SE CORNER OF W 1/2 OF NE 1/4, SW ALONG ROAD 14 RODS, W 26 RODS, N 86 RODS TO 1/8 LINE, E 38 RODS TO 1/8 LINE, S 80 RODS TO BEG. SEC. 30, T1N, R6W. BELLEVUE TWP.

Jeremy Whittum, Chairman
Eaton County Board of Commissioners

Diana Bosworth, Clerk
Eaton County Board of Commissioners

Date: July 22, 2022

Date: July 22, 2022

EATON COUNTY BOARD OF COMMISSIONERS

JULY 20, 2022

RESOLUTION TO APPROVE A MICHIGAN DEPARTMENT OF ENVIRONMENT GREAT LAKES AND ENERGY RURAL ELECTRONICS COLLECTION AND INFRASTRUCTURE RECYCLING GRANT AGREEMENT AMENDMENT

Introduced by the Public Works and Planning Committee

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

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 awarded Eaton County with a Rural Electronics Collection and Infrastructure Recycling Grant designed to provide assistance in the development of infrastructure; and

WHEREAS, the Resource Recovery Department offers electronics collection events annually and Delta Township accepts electronics monthly; and

WHEREAS, the Michigan Department of Environment, Great Lakes, and Energy has proposed an amendment to the terms of the current grant which would extend the grant duration from September 23, 2023 to September 23, 2024 in order to provide additional time to implement the grant project; and

NOW, THEREFORE, LET IT BE RESOLVED that Eaton County approves the extension amendment of the Rural Electronic Collection and Infrastructure Recycling Grant agreement; and

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

EATON COUNTY BOARD OF COMMISSIONERS

JULY 20, 2022

**RESOLUTION TO SUBMIT TO A VOTE OF THE ELECTORATE
TO APPROVE A COUNTY PARKS & OPEN SPACE MILLAGE**

Introduced by the Ways & Means Committee

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

WHEREAS, Eaton County desires to continue to operate and maintain county parks for the benefit of the citizens of the County; and

WHEREAS, parks are a substantial benefit to the citizens of the County, enhancing quality of life and providing outdoor recreation and leisure opportunities.

NOW, THEREFORE BE IT RESOLVED, the following question be submitted to a vote of the electorate of Eaton County at the general election to be held November 8, 2022.

COUNTY PARKS & OPEN SPACE MILLAGE QUESTION

For the purpose of providing funding for operations, maintenance, acquisition, improvements and/or development of parks and open spaces within Eaton County, shall the real and tangible personal property tax limitation within the County of Eaton, Michigan, be increased in an amount not to exceed 0.50 mill (\$0.50 on each \$1,000 of taxable value) for a period of ten (10) years (December 2022- July 2032)? If approved and levied in its entirety, this millage would raise an estimated \$2,240,786 in the first calendar year after its approval.

YES []

NO [] ; and

BE IT FURTHER RESOLVED, that this question is hereby certified to the County Clerk; and

BE IT FURTHER RESOLVED, the County Clerk is hereby directed to cause this proposed question to be stated on the November 8, 2022 ballot and to be prepared and distributed in the manner required by law.

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

EATON COUNTY BOARD OF COMMISSIONERS
RESOLUTION PLEDGING FULL FAITH AND CREDIT
TO WOODVIEW ESTATES DRAIN DRAINAGE DISTRICT BONDS
RESOLUTION # 22-7-77

Minutes of a regular meeting of the Board of Commissioners of Eaton County, Michigan, held in the County on July 20, 2022, at 7:00 p.m., local time.

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

ABSENT: None

The following resolution was offered by Commissioner Mulder and supported by Commissioner Augustine:

WHEREAS pursuant to a petition filed with the Drain Commissioner of the County of Eaton, State of Michigan (the "Drain Commissioner"), proceedings have been taken under the provisions of Act 40, Public Acts of Michigan, 1956, as amended (the "Act"), for the making of certain intra-county drain improvements referred to as the Woodview Estates Drain Maintenance and Improvement Project (the "Project"), which is being undertaken by the Woodview Estates Drain Drainage District (the "Drainage District") in a Special Assessment District (the "Special Assessment District") established by the Drainage District; and

WHEREAS, the Project is necessary for the protection of the public health, and in order to provide funds to pay the costs of the Project, the Drain Commissioner intends to issue the Drainage District's bonds (the "Bonds"), in one or more series, in an amount not to exceed \$735,000 pursuant to the Act; and

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

WHEREAS, the Eaton County Board of Commissioners (the "Board") may, by resolution adopted by a majority of the members of the Board, pledge the full faith and credit of the County for the prompt payment of the principal of and interest on the Bonds pursuant to Section 276 of the Act; and

WHEREAS, the pledge of the full faith and credit of the County to the Bonds will reduce the cost of financing the Project and will be a benefit to the people of the County.

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The County pledges its full faith and credit for the prompt payment of the principal of and interest on the Bonds in a par amount not to exceed \$735,000. The County shall immediately advance sufficient moneys from County funds, as a first budget obligation, to pay the principal of and interest on any of the Bonds should the Drainage District fail to pay such amounts when due. The County shall, if necessary, levy a tax on all taxable property in the County, to the extent other available funds are insufficient to pay the principal of and interest on the Bonds when due.

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

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

4. Any one of the Authorized Officers is hereby authorized to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Bonds pursuant to paragraph (b)(5) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate").

5. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded to the extent of the conflict.

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

NAYS: None.

ABSTAIN: None.

RESOLUTION DECLARED ADOPTED.



Diana Bosworth, Clerk
County of Eaton

CERTIFICATION

I, Diana Bosworth, the duly qualified and acting Clerk of Eaton County, Michigan (the “County”) do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners at a meeting held on July 20, 2022, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act 267, Public Acts of Michigan, 1976, as amended.

Date: July 22, 2022



Diana Bosworth, Clerk
County of Eaton

EATON COUNTY BOARD OF COMMISSIONERS

JULY 20, 2022

RESOLUTION TO APPROVE APPLICATION FOR RAISE THE AGE GRANT

Introduced by the Ways and Means Committee

Commissioner Mulder moved the approval of the following resolutions. Seconded by Commissioner Mott.

WHEREAS, the State of Michigan Department of Human Services has Raise the Age funding available through a fund established by PA 97 of 2019; and

WHEREAS, the Trial Court Juvenile Division is seeking to apply for funding for costs associated with youth that come under the court's jurisdiction at/after age 17, but prior to age 18; and

WHEREAS, the Raise the Age Grant has been created for expenditures that would not be reimbursable under the Child Care Fund Reimbursement Program; and

WHEREAS, the Ways and Means Committee recommends the approval of the grant application.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Trial Court Juvenile Division to submit a grant application in an amount not to exceed \$100,000 for the period of October 1, 2022 to September 30, 2023; and

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

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

EATON COUNTY BOARD OF COMMISSIONERS

JULY 20, 2022

**RESOLUTION TO APPROVE APPLICATION FOR TITLE IV-E CHILD & PARENT
LEGAL REPRESENTATION GRANT**

Introduced by the Ways and Means Committee

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

WHEREAS, the U.S. Department of Human Services has Title IV-E funding available through the State of Michigan Department of Health and Human Services; and

WHEREAS, the Trial Court Juvenile Division is seeking to apply for Title IV-E funding in order to offset the expenses of the County for parent and child legal representation in child abuse and neglect hearings; and

WHEREAS, the Ways and Means Committee recommends the approval of the grant application.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Trial Court Juvenile Division to submit a grant application in an amount not to exceed \$50,000; and

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

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

EATON COUNTY BOARD OF COMMISSIONERS

JULY 15, 2022

RESOLUTION TO ADOPT EQUALIZATION LAND DIVISION FEE

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 Equalization Department is desirous of instituting a fee for the processing of land division applications (property splits and lot line adjustments); and

WHEREAS, the Equalization Department has reviewed the land division fee proposal with the applicable local units; and

WHEREAS, the Ways and Means Committee has reviewed and is recommending the adoption of a land division / lot line adjustment application fee in the amount of \$100.00; and land division / lot line adjustment change fee in the amount of \$100.00; and additional split created fee in the amount of \$20.00, with 50% of the applicable fee to be distributed to the local unit in which the property is located.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners approves the attached recommended Land Division Application Fee effective August 1, 2022. Carried unanimously.

EATON COUNTY BOARD OF COMMISSIONERS

JULY 20, 2022

**RESOLUTION TO APPROVE APPLICATION FOR
EDWARD BYRNE MEMORIAL JUSTICE GRANT PROGRAM FISCAL YEAR
2023 LOCAL FORMULA ALLOCATION**

Introduced by the Ways and Means Committee

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

WHEREAS, the US Department of Justice has offered a federal grant to enforce state and local laws and/or to improve the function of the criminal justice system, and

WHEREAS, the grant would provide funding for overtime for enforcement and education, with no match by Eaton County.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners authorize the Controller's Office to submit a grant application in an amount not to exceed \$13,075, with no county match required; 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 Chairman of the Board of Commissioners be authorized to sign any necessary documents. Carried unanimously.

EATON COUNTY BOARD OF COMMISSIONERS

JULY 20, 2022

**RESOLUTION TO AUTHORIZE APPLICATION FOR BYRNE RESIDENTIAL
SUBSTANCE ABUSE TREATMENT (RSAT) GRANT**

Introduced by the Ways and Means Committee

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

WHEREAS, the Office of Drug Control Policy has Byrne Memorial Grant funds available; and

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

WHEREAS, the grant will provide funding for jail-based residential substance abuse treatment program; and

WHEREAS, the grant application will seek up to \$200,000, 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 \$200,000 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

JULY 15, 2022

**RESOLUTION TO APPROVE APPLICATION OF
CRIME VICTIM RIGHTS SERVICES PROGRAM GRANT**

Introduced by the Ways and Means Committee

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

WHEREAS, the Prosecuting Attorney's Office has operated a program under the Michigan Department of Community Health Crime Victim Services Commission to serve victims of crime under the Crime Victims' Rights Act of 1985; and

WHEREAS, the program grant currently funds a Victim Coordinator, and 50% funding for one Victim Advocate and one administrative assistant position; and

WHEREAS, the Eaton County Prosecutor is requesting approval to submit a request for continuation funding for FY23 through the program in an amount not to exceed \$155,445.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners approves the application in the amount not to exceed \$155,445; and

BE IT FURTHER RESOLVED, that if the County's participation in the grant is discontinued, 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 upon grant approval; 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

JULY 20, 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 Augustine.

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**TRIAL COURT 130**Circuit Court 130.131

Decrease	Salaries-Regular	\$ 7,040
Decrease	Contractual	\$ 10,500

District Court 130.136

Decrease	Salaries-Regular	\$ 7,040
Decrease	Transcripts	\$ 6,000
Decrease	Equipment	\$ 4,600

Friend of the Court 130.141

Decrease	Salaries-Regular	\$ 15,800
Decrease	Travel	\$ 3,500

Juvenile Court 130.149

Decrease	Salaries- Regular	\$ 3,680
Decrease	Supplies-Other	\$ 3,000
Increase	Transfers-Out to Computer Fund	\$61,160

To increase transfer-out to the Computer Fund to purchase additional security cameras for the hearing rooms, as part of an overall system upgrade.

SPECIAL REVENUE FUNDS**COMPUTER FUND 298**

Increase	Computer Equipment	\$61,160
Increase	Transfers In from General Fund	\$61,160

To increase budget to purchase additional security cameras for the hearing rooms, as part of an overall system upgrade within the offices of the Trial Court. Carried unanimously.