

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

October 5, 2006

The Annual Session of the Calhoun County Board of Commissioners convened at 7:00 p.m., Thursday, October 5, 2006 in the Commissioners' Meeting Room, County Building, Marshall, Michigan.

Roll Call: Present: Comrs. Bolger, Miller, Moore, Segal, Solis, Strowbridge and Todd.

INVOCATION AND PLEDGE OF ALLEGIANCE:

A Moment of Personal Prayer was observed; followed by the Pledge of Allegiance, led by Comr. Moore.

APPROVAL OF AGENDA/ADDENDUMS:

“Motion by Comr. Solis, supported by Comr. Bolger, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the October 5, 2006 Annual Session agenda and addendums as presented.”

Voice Vote: Motion CARRIED

APPROVAL OF MINUTES:

“Motion by Comr. Bolger, supported by Comr. Todd, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the September 7, 2006 minutes as presented.”

Voice Vote: Motion CARRIED

CITIZENS' TIME:

Ms. Pearl Gray-McWhorter, Battle Creek resident, advised that she has lost her family home on Ann Avenue because she neglected to pay her taxes and mortgage payment, and that City employees have taken her personal property from her home including her wheelchair ramp. Ms. Gray-McWhorter advised that the street in front of her house is “cut up” and she cannot get into her driveway, further, that the City is replacing the curbs that were already replaced. Ms. Gray-McWhorter advised that she shall go to Mr. Wiley to request reimbursement before coming back before the Board, however, pointed out that she has less than two months to get out of her home and is having difficulty in renting an apartment as she is a felon.

SPECIAL ORDER OF BUSINESS:

Domestic Violence Awareness Month Proclamation

Comr. Segal read and presented the proclamation to Chief Assistant Prosecuting Attorney Daniel Buscher.

Res. 154-2006

“Motion by Comr. Moore, supported by Comr. Segal, resolved by the Calhoun County Board of Commissioners approve the following proclamation:

WHEREAS, the month of October 2006 has been designated as Domestic Violence Awareness Month; and

WHEREAS, in the United States a woman is beaten every 15 seconds; and

WHEREAS, in 2005, Calhoun County Law Enforcement Agencies responded to 3,222 calls for service involving Domestic Violence; and

WHEREAS, in 2005, 958 felony and misdemeanor arrest warrants involving Domestic Violence were issued by the Calhoun County Prosecutor’s Office.

NOW, THEREFORE, BE IT RESOLVED, by the Calhoun County Board of Commissioners that **October 2006** is recognized as **Domestic Violence Awareness Month** in Calhoun County. The Calhoun County Board of Commissioners thanks and recognizes those Victims of Domestic Violence, the staff and volunteers at S.A.F.E. Place Domestic Violence Shelter, members of the Calhoun County Domestic Violence Coordinating Council, the Calhoun County Prosecutor’s Office, Law Enforcement and Service Agencies, who, through their cooperative effort in coordinating the events of Domestic Violence Awareness Month have helped to bring attention to the issues surrounding Domestic Violence, to educate our communities regarding Domestic Violence and to prevent the occurrence of Domestic Violence.”

Voice Vote: Motion CARRIED

Atty. Buscher thanked the Board and everyone for supporting the events. Atty. Buscher advised that today in Albion was the Fifth Annual Domestic Violence Fair.

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2006 Drain and Lake Level Assessments

Drain Commissioner Blaine Van Sickle addressed the assessment rolls presented advising that the assessments are \$62,000 less this year, and pointed out that \$8,000 more could be collected from the Road Commission.

Res. 155-2006

“Motion by Comr. Solis, supported by Comr. Bolger, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the Drain and Lake Level Assessments to be Spread in 2006 (ATTACHMENT A), as presented by the Calhoun County Drain Commissioner.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Drain Commissioner’s 2006 Annual Report

Mr. Van Sickle presented the Report advising that the Drain Office has worked on a number of drains this year and still have some to do after the crops are in. Mr. Van Sickle reported that the Knollwood Subdivision Drain in Pennfield Township, east of North Avenue and north of Morgan Road, was completed November 11, 2005. Mr. Van Sickle advised that there was no owner of the drain, therefore, the Township petitioned the Office to be the owner and a district was established. The cost of the project is being spread over seven years.

Mr. VanSickle further reported that the Porter Lake Drain in Convis Township turned into a major project. The Office cleaned the drain, however, wet conditions continued to exist to the west of 17 Mile Road. Upon further investigation and after the road culvert at N Drive North was lowered, it was discovered that beaver obstructed a 48 inch culvert under I-69. The Road Commission is responsible for maintenance of this portion of I-69 and spent three days attempting to open the drain with no success. The Michigan Department of Transportation then brought in a contractor with high pressure machinery and eventually blew the culvert open. Mr. Van Sickle stated that he knows that the bill was tremendous and fortunately the costs will not be charged back to the drainage district.

Mr. VanSickle advised that the Turtle Lake Dam Project was completed in May, however, there is another beaver problem which raised the Lake level up by approximately 10 inches. The Office is working on trapping the beaver and removing the dam. Mr. Van Sickle reported that there is a chance of a new intercounty drain between Calhoun County and Eaton County. The proposed drain would provide drainage for the intersection of Cochran Road and Baseline Highway. Mr. Van Sickle stated that Eaton County will have most of the responsibility for the drain.

Mr. Van Sickle continued that the Office has done some work with the Nottawaseppi Huron Band of Potawatomi Tribe to allow for the discharge of storm water to the Athens - Indian Creek Drain.

Mr. Van Sickle thanked the Board for their cooperation and support during his tenure as Drain Commissioner.

Minority Businesses Month Proclamation

Comr. Todd read the following proclamation into the record.

Res. 156-2006

“Motion by Comr. Segal, supported by Comr. Bolger, resolved by the Calhoun County Board of Commissioners approve the following proclamation:

WHEREAS, minority businesses serve their communities, their states and their nation in professional, civic, economic and cultural capacities; and

WHEREAS, a survey of minority business ownership conducted by the United States Department of Commerce showed entrepreneurship up among all minorities; 45 percent among African-Americans, 31 percent among Hispanics, 20 percent among Asians and 28 percent among women; and

WHEREAS, from 2002 to 2007 minority purchasing power in the United States is projected to grow by 40 percent, to \$1.4 Trillion.

THEREFORE, WE, the Calhoun County Board of Commissioners, do hereby proclaim October 2006

MINORITY BUSINESSES MONTH

in Calhoun County and salute minority businesses for their contributions to our local and national economy.”

Voice Vote: Motion CARRIED

CONSENT AGENDA:

Comr. Strowbridge requested Item No. A. (3) be removed from the Consent Agenda for separate consideration.

Res. 157-2006

“Motion by Comr. Bolger, supported by Comr. Todd, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the following October 5, 2006 Consent

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Agenda, as amended, with deletion of Item 9.A. (3) -- Hillsdale County Resolution for separate consideration:

A. Petitions, Communications, Reports:

- (1) Copy of a communication remitted to Ms. Diane Wright, Battle Creek resident, received from the Michigan Department of Agriculture advising that the complaint against Ms. Wright's livestock and poultry facility has been classified as not verified and the file has been closed. (Received and placed on file, with a copy remitted to Environmental Health Director Ted Havens, Manure Management Specialist Natalie Rector and Drain Commissioner Blaine Van Sickle)
- (2) Notice of a public hearing scheduled for October 3, 2006 regarding granting Industrial Facilities Exemption Certificates to Plymouth Packaging and Yorozu Automotive received from Battle Creek City. (Received and placed on file, with a copy remitted to Equalization Director David Lee)
- (3) Senate Bill No. 1476 {Amendment to the Michigan Military Act}. (Referred to the Legislative Liaisons, with a copy remitted to Veterans Affairs Director Scott Losey)

B. Resolutions:

- (1) Road Commission Applicant Review Workshop Creation and Appointments (Workshop Shall Automatically Dissolve on December 31, 2006)
 - {a} Benjamin Miller, Chairman
 - {b} Eusebio Solis
 - {c} Jase Bolger"

Voice Vote: Motion CARRIED

Comr. Strowbridge advised that he cannot support the resolution because in his employment he sees people that cannot afford \$25. Comr. Strowbridge requested the Board not approve the resolution.

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Res. 157-A-2006

“Motion by Comr. Bolger, supported by Comr. Moore, adopt the following: Resolved by the Calhoun County Board of Commissioners refer Board Agenda Item No. 9.A. (3) -- Hillsdale County Resolution to the Legislative Liaisons.”

Chairman Miller read the following resolution into the record.

“WHEREAS, the Hillsdale County Board of Commissioners is charged with providing adequate funding for the 1st Circuit Court and the Hillsdale County Clerk’s Office; and

WHEREAS, a substantial number of Personal Protection Orders (PPO) are processed through the Hillsdale County Clerk’s Office each year; and

WHEREAS, the State Legislature has rescinded the filing fee for such orders, thereby placing the cost of such filings solely on the General Fund of the County as an unfunded mandate.

NOW, THEREFORE, BE IT RESOLVED, that the Hillsdale County Board of Commissioners hereby requests that the Legislature pass appropriate legislation to allow counties to impose a fee of up to twenty-five dollars to cover costs incurred by the County in the filing of a PPO; and

FURTHER, BE IT RESOLVED, that copies of this resolution be forwarded to Governor Jennifer Granholm, Senator Cameron Brown, Representative Bruce Caswell, the Michigan Association of Counties and the other 82 Michigan counties.”

Legislative Liaison Chairperson Segal advised that resolutions received from the other counties are referred to the Legislative Liaisons and that as Chairperson she received a copy of the resolution. Comr. Segal stated that she concurs with Commissioner Strowbridge and believes that the resolution is not one which the Legislative Liaisons would take action upon and should be defeated.

Roll call vote: No - 7 Motion DEFEATED Unanimously

SPECIAL COMMITTEE/WORKSHOP/BOARD REPORTS:

County of Calhoun Hospital Finance Authority

Authority Chairman Greg Purcell reported that the Authority, comprised of John Byrd, Pam Kline and himself, met Tuesday morning to consider a request from the Southwest Regional Rehabilitation Center for assistance in re-financing their bonds. Mr. Purcell advised that the Authority requests that the Board conduct a public hearing at its October 19 Board Meeting regarding the issuance of bonds up to \$11 Million for the benefit of

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the Center.

Mr. Purcell advised that the Center currently has financing in place and the proposed loan would provide a fixed interest rate over a thirty year period of time. Mr. Purcell further advised that there would be no financial obligation on the part of the county. The Center would be responsible for payment of the bonds.

Res. 158-2006

“Motion by Comr. Moore, supported by Comr. Segal, adopt the following: Resolved by the Calhoun County Board of Commissioners establish a public hearing at the regularly scheduled October 19, 2006 Board of Commissioners Meeting to receive public comment regarding proposed issuance by the County of Calhoun Hospital Finance Authority of Revenue Refunding Bonds for the benefit of the Southwest Regional Rehabilitation Center.”

Comr. Bolger inquired whether there are any other bond issuances proposed for the year. Mr. Purcell responded that there are none that he is aware of. Mr. Purcell advised that the bonding must be by November 21 or the Center shall lose their equity funding.

Roll call vote: Yes - 7 Motion CARRIED Unanimously

PETITIONS AND NEW BUSINESS:

County Administrator/Controller's Report

Medical Care Facility Bond Issuance Resolution

County Administrator/Controller Purcell advised that the resolution presented goes back to April 18, 2006 when the Board approved a resolution of intent to issue bonds for the Facility.

Medical Care Facility Administrator Donna Mahoney advised that the project at the Facility officially commenced with the earth work on September 18. Ms. Mahoney stated that lots of trees are gone and the road is being moved closer to McDonalds. Ms. Mahoney advised that all the permits from the state were approved, and the Facility received approval from the Fire Marshall today for the road egress.

Ms. Mahoney stated that she is very pleased to announce that half of the bid awards came from companies located in Calhoun County. Ms. Mahoney advised that the project is a little over budget, therefore, the Facility will be reviewing ways to reduce that budget.

Mr. Purcell advised that the resolution authorizes the sale of the bonds not to exceed \$8 Million which is scheduled for the Halloween holiday.

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Res. 159-2006

“Motion by Comr. Bolger, supported by Comr. Moore, resolved by the Calhoun County Board of Commissioners adopt the following:

WHEREAS, the County of Calhoun, Michigan (the “County”) determines it to be necessary for the public health, safety and welfare of the County and its residents to acquire and construct an addition to and renovation of the Calhoun County Medical Care Facility and any related furnishings and equipment and site improvements therefor (collectively, the “Improvements”); and

WHEREAS, under the provisions of Section 517 of the Revised Municipal Finance Act, Act No. 34, Public Acts of Michigan, 2001, as amended (“Act 34”) a County may issue municipal securities to pay the cost of any capital improvement items within the limitations provided by law; and

WHEREAS, the issuance by the County of bonds under Section 517 of Act 34 in an amount not to exceed Eight Million Dollars (\$8,000,000) (the “Bonds”) for the purpose of financing costs of acquisition and construction of the Improvements appears to be the most practical means to that end; and

WHEREAS, the aggregate outstanding balance of municipal securities issued under Section 517 of Act 34 by a County shall not exceed 5% of the state equalized valuation of the property assessed in that County, and the outstanding balance of all municipal securities issued under Section 517 of Act 34 by the County will not exceed this limit after the issuance of the Bonds; and

WHEREAS, a Notice to Electors of the County of intent to issue the Bonds to finance the Improvements and right of referendum thereon was published in accordance with Act 34, the 45 day referendum period described in the Notice to Electors has been completed, and no petitions for referendum were filed with the County Clerk; and

WHEREAS, the County Board of Commissioners wishes to authorize the County Administrator to select a date for sale of the Bonds, to prepare the Bonds for sale, and to sell and deliver and receive payment for the Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Bonds of the County are authorized to be issued in the aggregate principal sum of not to exceed Eight Million Dollars (\$8,000,000) (the “Bonds”) for the purpose of paying all or part of the costs of acquiring and constructing the Improvements, including the costs incidental to the issuance, sale and delivery of the Bonds, and capitalized interest in an amount sufficient to pay the interest due on April 1, 2007.

The Bonds shall be designated as the GENERAL OBLIGATION LIMITED TAX MEDICAL

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CARE FACILITY BONDS and shall consist of bonds in fully-registered form of the denomination of \$5,000, or integral multiples thereof not exceeding for each maturity the maximum principal amount of that maturity, numbered as determined by the Transfer Agent (as hereinafter defined). The Bonds shall bear interest at the rates determined upon sale of the Bonds but in any event not to exceed 7.00% per annum. The Bonds shall bear interest, mature serially or as term bonds, and be payable at the times and in the manner set forth in the Notice of Sale for the Bonds set forth in Section 8 of this resolution (the "Notice of Sale"), provided, however, that if it is determined to be in the best interest of the County, the County Administrator, acting on advice of Bendzinski & Co., Municipal Finance Advisers, financial consultant to the County (the "Financial Consultant"), may revise the principal maturity schedule set forth in the Notice of Sale at the time of publication. The Bonds shall be dated as of November 1, 2006, or such other date as provided in the Notice of Sale as it may be revised at the time of publication.

The Bonds shall be subject to redemption prior to maturity as provided in the Notice of Sale as it may be revised at the time of publication. The Bonds may be subject to mandatory redemption prior to maturity at the times and prices and in the manner as may be determined by the County Administrator at the time of sale of the Bonds.

The Bonds may be issued in book-entry only form through The Depository Trust Company in New York, New York ("DTC") and the County Administrator is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry only form, and to make such changes in the form of the Bonds within the parameters of this resolution as may be required to accomplish the foregoing.

Interest on the Bonds shall be payable to the registered owner of record as of the 15th day of the month prior to the payment date for each interest payment. The record date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the County to conform to market practice in the future. Interest shall be payable by check or draft drawn on the Transfer Agent mailed to the registered owner at the registered address, as shown on the registration books of the County maintained by the Transfer Agent. The principal of the Bonds shall be payable upon presentation and surrender of such Bonds to the Transfer Agent. Notwithstanding the foregoing, if the Bonds are held in book-entry form by DTC, payment shall be made in the manner prescribed by DTC.

LaSalle Bank N.A., Troy, Michigan, is hereby appointed to act as bond registrar, paying agent and transfer agent (the "Transfer Agent") for the Bonds. The County Administrator is hereby authorized to execute one or more agreements with the Transfer Agent on behalf of the County. The County reserves the right to replace the Transfer Agent at any time, provided written notice of such replacement is given to the registered owners of record of the Bonds not less than sixty (60) days prior to an interest payment date.

2. The Bonds of this issue shall be executed in the name of the County with the manual or facsimile signatures of the Chairperson of the County Board of Commissioners and the County

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Clerk, and the corporate seal of the County shall be manually impressed or a facsimile thereof shall be printed on the Bonds. No Bond shall be valid until authenticated by an authorized representative of the Transfer Agent. The Bonds shall be delivered to the Transfer Agent for authentication and be delivered by the Transfer Agent to the purchaser or other person in accordance with instructions from the County Administrator.

3. The Transfer Agent shall keep the books of registration for this issue on behalf of the County. Any Bond may be transferred upon such registration books by the registered owner of record, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the County shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

If in the future the County calls bonds for redemption prior to maturity then official notice of redemption shall be given by the Transfer Agent on behalf of the County unless receipt of notice is waived by any registered owner of Bonds to be redeemed. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers (and in the case of partial redemption) the called amounts of each certificate; the place where the Bonds called for redemption are to be surrendered for payment; and that interest on the Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Transfer Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

4. The County intends to pay the principal and interest of the Bonds from a portion of the millage which the County levies for operation of the Calhoun County Medical Care Facility. In the event of the insufficiency of the millage, the County expressly and irrevocably pledges its full faith and credit for the prompt and timely payment of the principal of and interest on the Bonds. The Bonds shall be payable, as a first budget obligation, from the general fund of the County, and the County shall levy annually ad valorem taxes on all the taxable property in the County which, taking into consideration estimated delinquencies in tax collections, shall be fully sufficient to pay the principal and interest on the Bonds provided, however, that if at the time of making any such tax levy there shall be other legally available funds for the payment of principal of and interest on the Bonds, then credit therefor may be taken against the levy for payment of the Bonds. The levy shall be subject to constitutional and statutory tax rate limitations.

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5. The County Treasurer is authorized and directed to open a separate depository or trust account with a bank or trust company to be designated as the GENERAL OBLIGATION LIMITED TAX MEDICAL CARE FACILITY BOND DEBT RETIREMENT FUND (the "Debt Retirement Fund"). The Debt Retirement Fund may be pooled or combined with other debt retirement funds for issues of bonds of like character as provided by Act 34 or other state law. An amount sufficient to assure timely payment of the principal of and interest on the Bonds shall be transferred each year into the Debt Retirement Fund from funds legally available therefor, including the millage which the County levies for operation of the Calhoun County Medical Care Facility and the general fund of the County. The moneys deposited in the fund shall be used solely for the purpose of paying the principal of and interest on the Bonds and, as may be necessary, to rebate arbitrage earnings, if any, to the United States Department of Treasury as required by the Internal Revenue Code of 1986, as amended. The accrued interest and premium, if any, received upon delivery of the Bonds, together with capitalized interest in an amount sufficient to pay the interest due on April 1, 2007, shall also be deposited in the Debt Retirement Fund.

The County may provide for the payment of principal of any of the Bonds issued as term bonds through the purchase of municipal securities in the open market at a price not greater than that payable on the next redemption date in order to satisfy all or part of the next succeeding scheduled mandatory redemption.

In the event a deposit of trust is made of cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier optional or mandatory redemption, the principal of, premium, if any, and interest on the Bonds, this Resolution shall be defeased and the owners of the Bonds shall have no further rights under this Resolution except to receive payment of the principal of, premium, if any, and interest of the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

6. The County Treasurer is authorized and directed to create a fund designated as the GENERAL OBLIGATION LIMITED TAX MEDICAL CARE FACILITY BOND CONSTRUCTION FUND (the "Construction Fund"). The County Treasurer shall deposit the proceeds of the Bonds into the Construction Fund, less accrued interest and premium, if any, and capitalized interest in an amount sufficient to pay the interest due on April 1, 2007, which shall be deposited into the Debt Retirement Fund. The moneys in the Construction Fund shall be used to pay the costs of the Improvements and to pay the costs of issuance of the Bonds. Moneys remaining in the Construction Fund after completion of the Improvements may be used for any purpose permitted by law.

7. The Bonds shall be in substantially the following form with such revisions, additions and deletions as may be advisable or necessary to comply with the final terms of the Bonds

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established upon sale thereof:

UNITED STATES OF AMERICA
STATE OF MICHIGAN

COUNTY OF CALHOUN

GENERAL OBLIGATION LIMITED TAX MEDICAL CARE FACILITY BOND

<u>Interest Rate</u>	<u>Date of Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
____%	April 1, ____	_____, 2006	
Registered Owner:			
Principal Amount: _____ (\$ _____) Dollars			

The County of Calhoun, State of Michigan (the "County"), acknowledges itself to owe and for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on April 1, 2007 and semiannually thereafter. Principal of this bond is payable upon presentation and surrender hereof at the principal corporate trust office of LaSalle Bank N.A., Troy, Michigan, or such other transfer agent as the County may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable by check or draft mailed by the Transfer Agent to the person or entity who or which is as of the fifteenth (15th) day of the month prior to each interest payment date, the registered owner of record, at the registered address.

This bond is one of a series of bonds of even Date of Original Issue aggregating the principal sum of \$8,000,000, issued for the purpose of paying costs to acquire and construct an addition to and renovation of the Calhoun County Medical Care Facility and any related furnishings and equipment and site improvements therefor under and in pursuance of the provisions of Act 34, Public Acts of Michigan, 2001, as amended, and a resolution of the County Board of Commissioners adopted on _____, 2006.

The limited tax full faith, credit and resources of the County are pledged for the payment of the bonds of this issue, and the County has pledged that it shall pay the principal of and interest on the bonds of this issue as they mature as a first budget obligation from its general fund and, after taking into account funds which the County may have legally available for payment of principal of and interest on the bonds of this issue, shall levy annually ad valorem taxes on all taxable property in the County sufficient to pay the principal and interest on the bonds of this issue subject to applicable constitutional and statutory tax rate limitations.

Bonds of this issue maturing on or prior to April 1, 2014 are not subject to redemption prior to

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maturity.

Bonds or portions of bonds in multiples of \$5,000 of this issue maturing on or after April 1, 2015 shall be subject to redemption prior to maturity, at the option of the County, in such order of maturity as the County shall determine and within any maturity by lot, on any date on or after April 1, 2014, at par and accrued interest to the date fixed for redemption, plus a premium expressed as a percentage of par, as follows:

½ % of the par value of each bond or portion thereof called for redemption on or after April 1, 2014, but prior to April 1, 2018.

No premium shall be paid on bonds or portions thereof called for redemption on or after April 1, 2018.

[MANDATORY REDEMPTION]

Bonds of this issue maturing on April 1, _____ and April 1, _____ (the “Term Bonds”) are subject to mandatory sinking fund redemption by lot prior to maturity on April 1, in the years and amounts set forth below, at a price equal to 100% of the principal amount to be redeemed, plus accrued interest to the date of redemption.

<u>Term Bonds due April 1, 20__</u>		<u>Term Bonds due April 1, 20__</u>	
<u>Redemption Dates</u>	<u>Principal Amounts</u>	<u>Redemption Dates</u>	<u>Principal Amounts</u>
April 1, 20__		April 1, 20__	
April 1, 20__		April 1, 20__	
April 1, 20__		April 1, 20__	
April 1, 20__ (maturity)		April 1, 20__ (maturity)	

The principal amount of Term Bonds to be redeemed on the dates set forth above shall be reduced, in the order determined by the County, by the principal amount of Term Bonds of the same maturity which have been previously redeemed (other than as a result of a previous mandatory redemption requirement), or purchased or acquired by the County and delivered to the Transfer Agent for cancellation; provided, that each such Term Bond has not previously been applied as a credit against any mandatory redemption obligation.]

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent upon presentation of the bond called in part for redemption shall register, authenticate and deliver to the registered owner of record a new bond of the same maturity and in the principal amount of the portion of the original bond not called for redemption.

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Notice of redemption shall be given to each registered owner of bonds or portions thereof to be redeemed by mailing such notice not less than thirty (30) days prior to the date fixed for redemption to the registered owner of record at the address of the registered owner as shown on the registration books of the County kept by the Transfer Agent. Bonds shall be called for redemption in multiples of \$5,000, and bonds of denominations of more than \$5,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bonds by \$5,000, and such bonds may be redeemed in part. The notice of redemption for bonds redeemed in part shall state that, upon surrender of the bond to be redeemed, a new bond or bonds in the same aggregate principal amount equal to the unredeemed portion of the bonds surrendered shall be issued to the registered owner thereof with the same interest rate and maturity. No further interest on bonds or portions of bonds called for redemption shall accrue after the date fixed for redemption, whether the bonds have been presented for redemption or not, provided funds are on hand with the Transfer Agent to redeem the bonds or portion thereof.

Any bond may be transferred by the person in whose name it is registered, in person or by the registered owner's duly authorized attorney or legal representative, upon surrender of the bond to the Transfer Agent for cancellation, together with a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any bond is surrendered for transfer, the Transfer Agent shall authenticate and deliver a new bond or bonds, in like aggregate principal amount, interest rate and maturity. The Transfer Agent shall require the bondholder requesting the transfer to pay any tax or other governmental charge required to be paid with respect to the transfer. The Transfer Agent shall not be required to issue, register the transfer of, or exchange any bond during a period beginning at the opening of business 15 days before the day of the mailing of a notice of redemption of bonds selected for redemption and ending at the close of business on the day of that mailing.

It is hereby certified and recited that all acts, conditions and things required by law to be done, exist and happen, precedent to and in the issuance of this bond and the series of bonds of which this is one, in order to make them valid and binding obligations of the County have been done, exist and have happened in regular and due form and time as provided by law, and that the total indebtedness of the County, including this bond and the series of bonds of which this is one, does not exceed any constitutional or statutory debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

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IN WITNESS WHEREOF, the County of Calhoun, State of Michigan, by its County Board of Commissioners, has caused this bond to be signed in the name of the County by [the facsimile signatures of] its Chairperson of the County Board of Commissioners and the County Clerk, and a facsimile of its corporate seal to be [manually impressed/printed] hereon, all as of the Date of Original Issue.

COUNTY OF CALHOUN

[manual or facsimile
By signature to appear here]
Chairperson
County Board of Commissioners

(Seal)

Countersigned:

[manual or facsimile
By signature to appear here]
County Clerk

[FORM OF TRANSFER AGENT'S CERTIFICATE OF AUTHENTICATION]

Date of Registration:

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described
in the within-mentioned Resolution.

LASALLE BANK N. A.
Troy, Michigan, Transfer Agent

By
Authorized Signatory

[INSERT STANDARD FORM OF ASSIGNMENT]

8. The County Administrator shall, in consultation with the Financial Consultant, fix a date of sale for the Bonds, approve circulation of a Preliminary Official Statement describing the Bonds, and publish the Notice of Sale of the Bonds in *The Bond Buyer*, New York, New York, or such other newspaper as may fulfill the requirements of Act 34. The Notice of Sale for the

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Bonds shall be in substantially the following form, with such revisions as the County Administrator may determine to be in the best interests of the County in consultation with Miller, Canfield, Paddock and Stone, P.L.C. (“Bond Counsel”), and the Financial Consultant.

OFFICIAL NOTICE OF SALE

\$8,000,000

COUNTY OF CALHOUN

State of Michigan

GENERAL OBLIGATION LIMITED TAX MEDICAL CARE FACILITY BONDS

SEALED BIDS for the purchase of the above bonds will be received by an agent of the undersigned at the office of Bendzinski & Co., Municipal Finance Advisors, 607 Shelby, Suite 600, Detroit, Michigan 48226-3282 on _____ day, _____, 2006, until ____:____ p.m., prevailing Eastern Time, at which time and place said bids will be publicly opened and read. The County will award or reject bids on that date.

FAXED BIDS: Signed bids may be submitted by fax to Bendzinski & Co. at fax number (313) 961-8220 provided that faxed bids must arrive before the time of sale, the bidder bears all risks of transmission failure, and the GOOD FAITH DEPOSIT MUST BE MADE AND RECEIVED as described in the section captioned “GOOD FAITH” below.

ELECTRONIC BIDS: Electronic bids will also be received on the same date and until the same time by Bidcomp/Parity as agent of the undersigned. Further information about Bidcomp/Parity, including any fee charged, may be obtained from Bidcomp/Parity, Anthony Leyden or Client Services, 1359 Broadway, Second Floor, New York, New York 10018, (212) 849-5021. NO ELECTRONIC BID WILL BE ACCEPTED UNLESS A GOOD FAITH DEPOSIT IS MADE AND RECEIVED as described in the section captioned “GOOD FAITH” below. If any provision of this Notice of Sale shall conflict with information provided by Bidcomp/Parity, as the approved provider of electronic bidding services, this Notice of Sale shall control. No change of the dated date will be allowed for the computation of the winning bid.

Bidders may choose any means or location to present bids but a bidder may not present a bid in more than one location or by more than one means.

BOND DETAILS: The bonds will be registered bonds of the denomination of \$5,000 or integral multiples thereof up to the amount of that maturity, originally dated November 1, 2006, and will bear interest from their date payable on April 1, 2007, and semiannually thereafter.

The bonds will mature on April 1 of each year, as follows:

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YEAR	PRINCIPAL AMOUNT	YEAR	PRINCIPAL AMOUNT	YEAR	PRINCIPAL AMOUNT
2008	\$200,000	2015	\$350,000	2021	\$500,000
2009	200,000	2016	400,000	2022	550,000
2010	250,000	2017	400,000	2023	600,000
2011	250,000	2018	450,000	2024	600,000
2012	300,000	2019	450,000	2025	650,000
2013	300,000	2020	500,000	2026	700,000
2014	350,000				

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at a rate or rates not exceeding 7.00% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only and all bonds maturing in any one year must carry the same interest rate. The difference between the highest and lowest interest rate on the bonds shall not exceed 2.00% per annum. No proposal for the purchase of less than all of the bonds or at a price less than 99.00% of their par value will be considered.

TERM BOND OPTION: Bidders shall have the option of designating the bonds maturing in the years 2015 through 2026, inclusive, as term bonds or serial bonds or both. If a bidder designates bonds as term bonds, the principal requirements shown above for the designated years shall represent a mandatory redemption requirement for a term bond or a term bond maturity as designated by the bidder. In any event, the above principal amounts shall be represented by either serial bond maturities or mandatory redemption requirements or a combination of both. If the winning bidder does not designate bonds as term bonds, then the maturities shown above shall be serial maturities. Any such designation must be made at the time the bids are submitted.

If the term bond option is selected, then the principal amount of the term bonds of a maturity to be redeemed on the dates set forth above may be reduced by the principal amount of the term bonds of the same maturity which have been previously redeemed or called for redemption (other than as a result of a mandatory redemption) or purchased or acquired by the County and delivered to the transfer agent. The County may satisfy mandatory redemption requirements by the purchase and surrender of term bonds in lieu of the calling of such term bonds for redemption.

OPTIONAL PRIOR REDEMPTION: The bonds maturing on or before April 1, 2014 are not subject to redemption prior to maturity.

Bonds or portions of bonds in multiples of \$5,000 maturing on or after April 1, 2015 shall be subject to redemption prior to maturity at the option of the County in such order of maturity as the County shall determine and within any maturity by lot, on any date on or after April 1, 2014, at par and accrued interest to the date fixed for redemption, plus a premium expressed as a

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percentage of par, as follows:

½ % of the par value of each bond or portion thereof called for redemption on or after April 1, 2014, but prior to April 1, 2018.

No premium shall be paid on bonds or portions thereof called for redemption on or after April 1, 2018.

Notice of redemption of any bond or portion thereof shall be given by the transfer agent at least thirty (30) days prior to the date fixed for redemption by mail to the registered owner at the registered address shown on the registration books kept by the transfer agent. No further interest on a bond or portion thereof called for redemption shall accrue after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the transfer agent to redeem the bond or portion thereof. In case less than the full amount of an outstanding bond is called for redemption, the transfer agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

AWARD OF BONDS - TRUE INTEREST COST: The bonds will be awarded to the bidder whose bid produces the lowest true interest cost determined in the following manner: the lowest true interest cost will be the single interest rate (compounded on April 1, 2007 and semi-annually thereafter) necessary to discount the debt service payments from their respective payment date to November __, 2006 in an amount equal to the price bid, excluding accrued interest. November __, 2006 is the anticipated date of delivery of the Bonds.

BOOK-ENTRY-ONLY: The bonds will be issued in book-entry-only form as one fully registered bond per maturity and will be registered in the name of Cede & Co., as bondholder and nominee for The Depository Trust Company (“DTC”), New York, New York. DTC will act as securities depository for the bonds. Purchase of the bonds will be made in book-entry only form, in the denomination of \$5,000 or any integral multiple thereof. Purchasers will not receive certificates representing their interest in bonds purchased. The book-entry-only system is described further in the preliminary Official Statement for the bonds. It will be the responsibility of the purchaser to obtain DTC eligibility. Failure of the purchaser to obtain DTC eligibility shall not constitute cause for a failure or refusal by the purchaser to accept delivery of and pay for the bonds.

TRANSFER AGENT AND REGISTRATION: Principal shall be payable at the principal corporate trust office of LaSalle Bank N.A., Troy, Michigan, or other designated office, or such other transfer agent as the County may hereafter designate by notice mailed to the registered owner of record not less than 60 days prior to any interest payment date. As long as The Depository Trust Company or its nominee, Cede & Co., is the bondholder, payments will be made directly to DTC. Disbursement of such payments to the DTC Participants is the

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responsibility of DTC and disbursement of such payments to the beneficial owners of the bonds is the responsibility of the DTC Participants and Indirect Participants as described in the preliminary official statement for the bonds. Interest shall be paid by check or draft mailed to the registered owner of record as shown on the registration books kept by the transfer agent as of the 15th day of the month prior to an interest payment date. The bonds will be transferred only upon the registration books of the County kept by the transfer agent.

PURPOSE AND SECURITY: The bonds are issued pursuant to Act 34, Public Acts of Michigan, 2001, as amended, and a resolution of the County Board of Commissioners for the purpose of paying costs to acquire and construct an addition to and renovation of the Calhoun County Medical Care Facility and related furnishings and equipment and site improvements therefor. The bonds will pledge the limited tax full faith and credit of the County for payment of the principal and interest thereon, and will be payable as a first budget obligation from the general fund of the County, and from ad valorem taxes, which may be levied against all taxable property in the County, subject to applicable constitutional and statutory tax rate limitations. The rights or remedies of bondholders may be affected by bankruptcy, insolvency, fraudulent conveyance or other laws affecting creditors' rights generally, now existing or hereafter enacted, and by the application of general principles of equity including those relating to equitable subordination.

GOOD FAITH: A certified or cashier's check drawn upon an incorporated bank or trust company or a Financial Surety Bond in the amount of \$80,000 and payable to the order of the County Treasurer is required for each bid as a guarantee of good faith on the part of the bidder, to be forfeited as a portion of the County's damages if such bid be accepted and the bidder fails to take up and pay for the bonds. If a check is used, it must accompany each bid. If a Financial Surety Bond is used, it must be from an insurance company licensed to issue such a bond in the State of Michigan and such bond must be submitted to Bendzinski & Co. prior to the opening of the bids. The Financial Surety Bond must identify each bidder whose good faith deposit is guaranteed by such Financial Surety Bond. If the bonds are awarded to a bidder utilizing a Financial Surety Bond, then that purchaser (the "Purchaser") is required to submit its good faith deposit to the County in the form of a cashier's check (or wire transfer such amount as instructed by the County or Bendzinski & Co.) not later than Noon, prevailing Eastern Time, on the next business day following the award. If such good faith deposit is not received by that time, the Financial Surety Bond may be drawn by the County to satisfy the good faith deposit requirement. The good faith deposit will be applied to the purchase price of the bonds. In the event the Purchaser fails to honor its accepted bid, the good faith deposit will be retained by the County. No interest shall be allowed on the good faith check and checks of the unsuccessful bidders will be returned to each bidder's representative or by overnight courier service. The good faith check of the successful bidder will be cashed and payment for the balance of the purchase price of the bonds shall be made at the closing.

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TAX MATTERS: In the opinion of bond counsel, assuming compliance with certain covenants, interest on the bonds is excluded from gross income for federal income tax purposes as described in the opinion, and the bonds and interest thereon are exempt from all taxation in the State of Michigan except inheritance and estate taxes and taxes on gains realized from the sale, payment or other disposition thereof.

ISSUE PRICE CERTIFICATE: Within 24 hours of the sale, the successful bidder will be required to furnish a certificate in form acceptable to bond counsel as to the “issue price” of the bonds within the meaning of Sections 1273 and 148 of the Internal Revenue Code of 1986, as amended.

NOT BANK QUALIFIED: The County has NOT designated the bonds as “qualified tax exempt obligations” for purposes of deduction of interest expense by financial institutions pursuant to the Internal Revenue Code.

LEGAL OPINION: Bids shall be conditioned upon the approving opinion of Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Lansing and Detroit, Michigan. The opinion will be furnished without expense to the purchaser of the bonds at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone, P.L.C., for services rendered in connection with such approving opinion are expected to be paid from bond proceeds. Except to the extent necessary to issue its approving opinion as to the validity of the above bonds, Miller, Canfield, Paddock and Stone, P.L.C. has not been requested to examine or review and has not examined or reviewed any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the bonds, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial documents, statements or materials. In submitting a bid for the bonds, the bidder agrees to the representation of the County by Miller, Canfield, Paddock and Stone, P.L.C. as bond counsel.

DELIVERY OF BONDS: The County will furnish executed bonds at its expense. Bonds will be delivered without expense to the purchaser at DTC in New York, New York or at such other place to be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of delivery of the bonds. If the bonds are not tendered for delivery by twelve o’clock noon, prevailing Eastern Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on that day, or any time thereafter until delivery of the bonds, withdraw its proposal by serving notice of cancellation, in writing, on the undersigned in which event the County shall promptly return the good faith deposit. Payment for the bonds shall be made in immediately available funds. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery.

BOND INSURANCE AT PURCHASER’S OPTION: If the bonds qualify for issuance of any

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policy of municipal bond insurance or commitment therefor at the option of the bidder/purchaser, the purchase of any such insurance policy or the issuance of any such commitment shall be at the option and expense of the purchaser of the bonds. Any increased costs of issuance of the bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the County has requested and received a rating on the bonds from a rating agency, the County will pay for the requested rating. Any other rating agency fees shall be the responsibility of the purchaser of the insurance. FAILURE OF THE MUNICIPAL BOND INSURER TO ISSUE THE POLICY AFTER THE BONDS HAVE BEEN AWARDED TO THE PURCHASER SHALL NOT CONSTITUTE CAUSE FOR FAILURE OR REFUSAL BY THE PURCHASER TO ACCEPT DELIVERY OF THE BONDS FROM THE COUNTY.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on the bonds, but neither the failure to print such numbers on any bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds. All expenses in relation to the printing of CUSIP numbers on the bonds shall be paid for by the County; provided, however, that the CUSIP Service Bureau charge for the assignment of such numbers shall be the responsibility of and shall be paid for by the purchaser of the Bonds.

OFFICIAL STATEMENT: The County will provide the winning bidder with 150 final Official Statements within 7 business days from the date of sale so as to permit the underwriter to comply with Rule 15c2-12. Additional copies of the Official Statement will be supplied by Bendzinski & Co. upon request and agreement by the purchaser of the bonds to pay the cost of additional copies. Requests for additional copies should be made to Bendzinski & Co. within 24 hours of the date of sale.

CONTINUING DISCLOSURE: As described more fully in the Official Statement, the County will execute and deliver prior to delivery of the bonds a written continuing disclosure undertaking in order to enable the underwriters of the bonds to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission.

FINANCIAL ADVISOR: Additional information may be obtained from the County's Financial Advisor, Bendzinski & Co., Municipal Finance Advisors, 607 Shelby, Suite 600, Detroit, Michigan 48226-3282. Telephone: 313/961-8222. FAX: 313/961-8220.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for General Obligation Limited Tax Medical Care Facility Bonds."

Anne B. Norlander, County Clerk
County of Calhoun, Michigan

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9. The County shall not invest, reinvest or accumulate any moneys deemed to be proceeds of the Bonds pursuant to the Internal Revenue Code of 1986, as amended (the "Code"), in such a manner as to cause the Bonds to be "arbitrage bonds" within the meaning of the Code. The County hereby covenants that, to the extent permitted by law, it shall take all actions within its control and that it shall not fail to take any action necessary to maintain the exclusion of the interest on the Bonds from adjusted gross income for general federal income tax purposes under the Code, including, but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure of investment of Bond proceeds and moneys deemed to be Bond proceeds, all as more fully set forth in the Non-Arbitrage and Tax Compliance Certificate to be delivered by the County with respect to the Bonds.

10. The estimated period of usefulness of the Improvements to be constructed and acquired with proceeds of the Bonds is hereby declared to be not less than 20 years. The total cost of the Improvements is estimated to be not less than Eight Million Dollars (\$8,000,000).

11. The County Administrator is directed to approve circulation of a preliminary official statement describing the Bonds and to deem such Preliminary Official Statement "final" for purposes of compliance with Securities and Exchange Commission Rule 15c2-12.

12. The County Administrator is authorized to apply for one or more ratings on the Bonds as shall be recommended by the Financial Consultant. If the Financial Consultant recommends that the County consider purchase of municipal bond insurance, or consider qualification for approval for municipal bond insurance, then the County Administrator is hereby authorized and directed, on behalf of the County, to apply for municipal bond insurance, to negotiate with insurers regarding acquisition of municipal bond insurance, and, in consultation with the Financial Consultant, to select an insurer and determine which Bonds, if any, shall be insured.

13. The County Administrator of the County or, in his absence, his designee, is hereby authorized on behalf of the County, subject to the provisions and limitations of this Resolution, to award sale of the Bonds to the bidder whose bid produces the lowest interest cost computed in compliance with the terms of the Notice of Sale as published, which bid shall comply with the requirements for bids specified in said Notice of Sale and shall be within the limitations contained in this Resolution.

14. The Bonds shall bear interest at a rate or rates not exceeding 7.00% per annum. The purchase price for the Bonds, exclusive of any original issue discount or premium, shall not be less than 99% of the principal amount of the Bonds plus accrued interest. In making such determinations the County Administrator or his designee is authorized to rely upon data and computer runs provided by the Municipal Advisory Council of Michigan or the Financial Consultant.

Either the County Administrator or County Treasurer shall return checks received from the unsuccessful bidders to each bidder's representative or by overnight courier service.

15. After awarding sale of the Bonds, the County Administrator is authorized to prepare,

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execute and deliver a final Official Statement describing the Bonds.

16. The County hereby agrees to enter into a Continuing Disclosure Undertaking Agreement (the “Continuing Disclosure Undertaking Agreement”) in order to enable the underwriters of the Bonds to comply with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission. In the Continuing Disclosure Undertaking Agreement, the County shall agree to provide or cause to be provided, (I) certain annual financial information and operating data, including audited financial statements for the preceding fiscal year, (ii) timely notice of the occurrence of certain material events with respect to the Bonds, and (iii) timely notice of a failure by the County to provide the required annual financial information on or before the date required in the Continuing Disclosure Agreement. The County Administrator is authorized to execute and deliver the Continuing Disclosure Undertaking Agreement on behalf of the County in substantially the form which the County Administrator shall, in consultation with Bond Counsel, determine to be appropriate.

17. The officers, administrators, agents and attorneys of the County are authorized and directed to take all other actions necessary and convenient to facilitate sale and delivery of the Bonds and expenditure of Bond proceeds, and to execute and deliver all other agreements, documents and certificates and to take all other actions necessary or convenient to complete the issuance, sale, and delivery of the Bonds and expenditure of Bond proceeds in accordance with this resolution, including payment of costs of issuance including bond counsel fees, financial consultant fees, rating agency fees, costs of printing the Bonds and the preliminary and final official statements, publication of the Notice of Sale, and any other costs necessary to accomplish sale and delivery of the Bonds.

18. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

CITIZENS’ TIME:

Ms. Gray-McWhorter advised that her house on Ann Avenue is a historic home; and that Battle Creek City employee Dennis McKinley not only took her wheelchair ramp, but demolished a portion of her porch in the process. Ms. Gray-McWhorter stated that the City is inhumane for the cruelty they have caused her, and advised that the City is using taxes for things they should not.

Mr. Randy Fisher, 7th District candidate, advised that during his campaigning the citizens have complained regarding county road conditions and right of way maintenance. Mr. Fisher stated that his constituents have expressed their concern that the work appears to be poor and believe that the Road Commission should not be spending their time in the parks. Mr. Fisher advised that Road Commissioner Veramay’s appointment term ends at the end of the year and his constituents believe it is time for a change in the focus of the Road Commission. Mr. Fisher encouraged the Board to interview all the applicants for the position in a professional manner and

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set a new direction for the Road Commission.

Mr. Fisher further stated that he believes Community Development should be reorganized and should include the Planning Office as it would reduce the amount of time that the Road Commission is involved with community development. Mr. Fisher recommended after the county budget is adopted that the Board study whether Community Development can be reorganized to become more self-sufficient.

Mr. Gardy Berezonsky, Marengo Township resident, advised that Scott Hill could use the Board's assistance as he is attempting to put in a new motocross.

COMMISSIONERS' TIME:

Comr. Bolger advised that recently a constituent came to him with a concern that he could not find a parking space and noticed that the employee parking lot was under-utilized. Comr. Bolger stated that he would like to work with Administration to have constituent parking available.

CLAIMS PAYABLE LISTINGS:

Res. 160-2006

“Motion by Comr. Strowbridge, supported by Comr. Moore, adopt the following: Resolved by the Calhoun County Board of Commissioners approve payment of the list of claims against the county in the total amount of \$434,039.14 for the week of September 21, 2006; further, approve payment of the list of claims against the county in the total amount of \$3,911,471.61 for the week of September 26, 2006.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

ANNOUNCEMENTS:

Comr. Segal announced that this Saturday is the annual river clean-up in Battle Creek.

Comr. Todd announced that the Battle Creek Chapter of the N.A.A.C.P. will be having their Annual Freedom Dinner next Friday at the Burnham Brook Center.

Chairman Miller announced that Harriet Henderson recently celebrated her 90th birthday and thanked Ms. Henderson for all the work she does in transcribing the Commission meetings.

CLOSED SESSION:

Res. 161-2006

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“Motion by Comr. Bolger, supported by Comr. Moore, adopt the following: Resolved by the Calhoun County Board of Commissioners meet in Closed Session for the purpose of discussing pending litigation with legal counsel.”

Voice Vote: Motion CARRIED

The Board met in Closed Session commencing at 7:52 p.m. until 8:17 p.m. with Attorney Leonard Hickey of Hickey and Combs, County Administrator/Controller Greg Purcell, Assistant County Administrator Wendee Woods, Corporation Counsel Nancy Mullett, Human Resources Coordinator Jennifer Buciencki and Deputy Clerk Mary Lou Barrett present.

OPEN SESSION -- ADJOURNMENT:

The meeting returned to Open Session and adjourned at 8:17 p.m.

mlb