

**LAPEER COUNTY BOARD OF COMMISSIONERS
REGULAR BOARD MEETING
September 28, 2023
9:00 A.M.**

Chairman Kohlman called the meeting to order at 9:03 a.m. in the Commission Chambers on the lower level of the County Complex Building. Commissioner Haggadone opened the meeting with prayer. The Pledge of Allegiance was recited.

Present:	Tom Kohlman	District #1
	Gary Howell	District #2
	Kevin Knisely	District #3
	Brad Haggadone	District #4
	Truman Mast	District #5
	William Hamilton	District #6
	Bryan Zender	District #7

AGENDA

The agenda and draft minutes from the August 24, 2023 Regular Board Meeting were reviewed.

253-2023

Motion by Zender, supported by Hamilton, to accept the agenda with the addition of a motion to define the members of the Broadband Committee, a motion regarding PA 116 applications, the County Towing Contracts, and the deletion of a closed session.

254-2023

Motion by Howell, supported by Haggadone, to approve the August 24, 2023 Regular Board minutes as presented. Motion carried.

ELECTED OFFICIAL/DEPARTMENT HEAD UPDATES

Theresa M. Spencer, County Clerk spoke regarding the updated County Directory.

PUBLIC TIME – Six people spoke during public time.

255-2023

Motion by Haggadone, supported by Mast, to accept the Chairman's revised Committee assignments, as provided, and make them effective immediately. Motion carried.

256-2023

Motion by Haggadone, supported by Zender, to accept the 5-year Cooperative Reimbursement Program Grant for Fiscal Year 2024-2028 (#CSPA24-44002) between the Michigan Department of Health and Human Services (MDHHS) and Lapeer County Prosecuting Attorney's Office, as submitted; and further, to authorize the County Controller/Administrator to electronically accept the grant and that a copy be forwarded to the County Clerk to be entered into the official record as an exhibit. Motion carried.

257-2023

Motion by Haggadone, supported by Zender, to accept the 5-year Cooperative Reimbursement Program Grant for Fiscal Year 2024-2028 (#CSFOC24-44001) (CFDA#93.563) between the Michigan Department of Health and Human Services (MDHHS) and Lapeer County Friend of the Court, as submitted; and further, to authorize the County Controller/Administrator to electronically accept the grant and that a copy be forwarded to the County Clerk to be entered into the official record as an exhibit. Motion carried.

258-2023

Motion by Haggadone, supported by Zender, to authorize the renewal of the annual Everbridge NIXLE mobile alert system service through March 2024, at a cost of \$7,725.00, to be reimbursed through Homeland Security Grant Program (HSGP) (CFDA#97.067) grant funding, at no additional cost to the County General Fund. Motion carried.

259-2023

Motion by Haggadone, supported by Zender, to accept the bid and authorize Emergency Management to proceed with the purchase of fifteen (15) Milwaukee MX Fuel ROCKET Tower Light/Charger with batteries and fifteen (15) batteries from Dunn Hardware and Supply, at a cost of \$40,026.90, from line item 258-424-977.000, and subsequently reimbursed by the identified Fiscal Year 2022 Homeland Security Grant Program (HSGP) funds. Motion carried.

260-2023

Motion by Haggadone, supported by Zender, to authorize the payment to OCV, in the annual amount of \$4,995.00 for the Sheriff's App. to be paid from line 207-350-810.070, at no additional cost to the County General Fund. Motion carried.

261-2023

Motion by Haggadone, supported by Zender, to approve the amended Swipe Card identification Badge Policy (to increase the card replacement fee from \$5.00 to \$10.00), as submitted. Motion carried.

262-2023

Motion by Hamilton, supported by Knisely, to accept the four-year Strengthening Public Health Workforce and Infrastructure in Michigan grant, with the Michigan Department of Health and Human Services (MDHHS) through 2027, in the total amount of \$704,738.00 per Local Health Department (LHD) (or \$176,184 per year for four years) and to be paid out annually each year, and to authorize the Health Department Director to electronically sign the agreement and that a copy be forwarded to the County Clerk to be entered into the official record as an exhibit. Motion carried.

263-2023

Motion by Hamilton, supported by Knisely, to accept the Fiscal Year 2024 Health Department Michigan Department of Environment, Great Lakes, and Energy (EGLE) Grant Agreement in the amount of \$190,332.00, and to authorize the Health Department Director to electronically sign the agreement and that a copy be forwarded to the County Clerk to be entered into the official record as an exhibit. Motion carried.

264-2023

Motion by Hamilton, supported by Knisley, to approve the Change Notice 1 to Grant No CPS-2023-41-28 between the Department of Corrections and Community Corrections reflecting a decrease of \$30,000.00 for a new authorized budget total of \$260,000.00, with the understanding that the decrease will not affect programming or office operations. Motion carried.

265-2023

Motion by Zender, supported by Haggadone, to approve the following Budget Amendment, as submitted by Community Mental Health:

LAPER COUNTY BUDGET AMENDMENT FORM

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REVIEWED: _____

FORWARDED: _____

RETURNED: _____

FUND NAME: CMH

ORIGINATOR: Under Admin 02/24/2023

ACCOUNT NUMBERS	DESCRIPTION	ORIGINAL AMENDED BUDGET	PRIOR AMENDED BUDGET	REQUEST BUDGET INCREASE	REQUEST BUDGET DECREASE	NEW AMENDED BUDGET
221 400 800 340	Mass Income Tax Credit	33,000		5,000		38,000
221 400 800 345	Mass Income Tax Credit	79,000			14,000	65,000
222 640 800 640	Sal - Comm. & Public Safety Divisions	41,000		50,000		91,000
222 640 800 645	Sal - Comm. & Public Safety Divisions	5,000		25,000		30,000
222 640 800 650	Sal - Comm. & Public Safety Divisions	3,000		5,000		8,000
222 640 800 655	Sal - Comm. & Public Safety Divisions	1,500			200	1,300
222 640 800 660	Sal - Comm. & Public Safety Divisions	24,000		28,000		52,000
222 640 800 665	Sal - Comm. & Public Safety Divisions	167,888		43,000		210,888
222 640 800 670	Sal - Comm. & Public Safety Divisions	7,860		8,300		16,160
222 640 800 675	Sal - Comm. & Public Safety Divisions	62,850		15,000		77,850
222 640 800 680	Sal - Comm. & Public Safety Divisions	3,500		2,500		6,000
222 640 800 685	Sal - Comm. & Public Safety Divisions	29,700		3,000		32,700
222 640 800 690	Sal - Comm. & Public Safety Divisions	17,200		10,000		27,200
222 640 800 695	Sal - Comm. & Public Safety Divisions	97,658		29,000		126,658
222 640 800 700	Sal - Comm. & Public Safety Divisions	5,211,381		22,380		5,233,761
222 640 800 705	Sal - Comm. & Public Safety Divisions	62,240		12,000		74,240

ALL BUDGET AMENDMENT REQUESTS MUST BALANCE

COMPUTER ENTRY BY: _____

DATE ENTERED: _____

LAPER COUNTY BUDGET AMENDMENT FORM

RECEIVED: 8-24-23 Page 7 of 7

REVIEWED: _____

FORWARDED: _____

RETURNED: _____

FUND NAME: CMH

ORIGINATOR: Under Admin 02/24/2023

ACCOUNT NUMBERS	DESCRIPTION	ORIGINAL AMENDED BUDGET	PRIOR AMENDED BUDGET	REQUEST BUDGET INCREASE	REQUEST BUDGET DECREASE	NEW AMENDED BUDGET
222 640 800 710	Sal - Comm. & Public Safety Divisions	229,304		12,000		241,304
222 640 800 715	Sal - Comm. & Public Safety Divisions	200,000		22,500		222,500
222 640 800 720	Sal - Comm. & Public Safety Divisions	140,000		20,000		160,000
222 640 800 725	Sal - Comm. & Public Safety Divisions	35,000		20,000		55,000
222 640 800 730	Sal - Comm. & Public Safety Divisions	88,300		18,000		106,300
222 640 800 735	Sal - Comm. & Public Safety Divisions	315,000		29,000		344,000
222 640 800 740	Sal - Comm. & Public Safety Divisions	50,000		20,000		70,000
222 640 800 745	Sal - Comm. & Public Safety Divisions	21,000		2,000		23,000
222 640 800 750	Sal - Comm. & Public Safety Divisions	33,000		7,000		40,000
222 640 800 755	Sal - Comm. & Public Safety Divisions	50,000		7,000		57,000
222 640 800 760	Sal - Comm. & Public Safety Divisions	15,000		2,000		17,000
222 640 800 765	Sal - Comm. & Public Safety Divisions	65,000		20,000		85,000
222 640 800 770	Sal - Comm. & Public Safety Divisions	25,700		4,300		30,000
222 640 800 775	Sal - Comm. & Public Safety Divisions	146,534		40,000		186,534
TOTALS		59,083,826	0	848,000	170,000	60,021,826

ALL BUDGET AMENDMENT REQUESTS MUST BALANCE

COMPUTER ENTRY BY: _____

DATE ENTERED: _____

Motion carried.

266-2023

Motion by Zender, supported by Haggadone, to authorize payment to Shifman Fournier, in the amount of \$2,430.00, for labor related legal services rendered through August 31, 2023, to be paid from line item 101-239-801.020. Motion carried.

267-2023

Motion by Haggadone, supported by Howell, pursuant to the Request for Proposal (RFP) process and subsequent review and interviews with the potential vendors of the submitted bids, to accept and award the Camera and Cabling Services Project as follows:

C&R Electric: Not to exceed \$260,000.00

IT upgrades: Not to exceed \$30,000.00

Cornerstone: Not to exceed \$50,000.00

for a total not to exceed \$416,000.00 (\$340,000.00 plus a 20% contingency of \$76,000.00), to be paid from the American Rescue Plan Act Committee (ARPA) Fund 281 (expense category 6.1). Motion carried.

268-2023

Motion by Haggadone, supported by Knisely, to adopt the following Resolution 2023-R10:

Lapeer County Resolution 2023-R10
State of Michigan Sanitary Code Resolution

Whereas, there are currently pending in the Michigan Legislature certain bills, SB299, SB300, HB4479 and HB4480, which would impose statewide regulations for the implementation of and maintenance of septic systems; and,

Whereas, these bills as presently drafted, would require inspection of all systems every five years and would impose much greater expenses and work hours on local public health departments; and,

Whereas, the bills would dramatically increase the requirements for septic inspectors and make it much more difficult to find, hire and retain qualified personnel; and,

Whereas, the current legislation does not provide a permanent, secure funding mechanism to cover these increased costs, which will invariably be shifted to our local health departments; and,

Whereas, the Lapeer County Board of Commissioners recognizes the critical importance of protecting Michigan's water resources, including groundwater, lakes and streams, and other surface waters, but concludes that the bills do not provide a sustainable or financially feasible solution in areas that do not have the benefit of municipal sanitary systems; and,

Whereas, soil types vary considerably throughout Michigan making it difficult to establish generalized "one size fits all" rules for septic systems.

Therefore, Be It Resolved, that the Lapeer County Board of Commissioners opposes SB299, SB300, HB4479 and HB4480 as introduced and urges the Michigan Legislature to consider the costs to local health departments & residents before adopting changes to the septic provisions of the Michigan Public Health Code.

(Resolution 2023-R10 continued)

Therefore, Be It Further Resolved, that this resolution be forwarded to all Michigan counties, Michigan Association of Counties, members of the Michigan Legislature and to other stakeholders.

Roll Call vote: Haggadone, aye; Hamilton, aye; Howell, aye; Knisley, aye; Mast, aye; Zender, aye; Kohlman, aye. 7 ayes, Motion carried unanimously.

269-2023

Motion by Hamilton, supported by Howell, to adopt the following Resolution 2023-R11:

Lapeer County Resolution No. 2023-R11
Resolution in Support of Local Government Control Over Zoning

WHEREAS, Lapeer County, located in the great state of Michigan, cherishes its rich history and natural beauty, and is committed to preserving its unique character; and,

WHEREAS, the residents and businesses of Lapeer County have a vested interest in the responsible and sustainable development of our land, including decisions related to zoning for mining, solar farms, and wind farms; and,

WHEREAS, local government control over zoning decisions is essential to ensure that the unique needs, values, and concerns of our community are taken into consideration when determining land use policies; and,

WHEREAS, the Lapeer County Board of Commissioners recognizes the importance of protecting the health, safety, and welfare of our residents, as well as the long-term environmental and economic activity of our region; and,

WHEREAS, the state of Michigan has considered and proposed legislation that would grant the state government authority to override local zoning decisions related to mining, solar farms, and wind farms; and,

WHEREAS, the Lapeer County Board of Commissioners firmly believes that such legislative actions would undermine the principles of local governance, infringe upon the rights of our citizens, and disrupt the carefully crafted zoning regulations that reflect the best interests of our community; and,

WHEREAS, we, the Lapeer County Board of Commissioners, are committed to representing the will and best interests of our constituents, and to protect and preserve the integrity of local government control over zoning.

NOW, THEREFORE, BE IT RESOLVED that the Lapeer County Board of Commissioners hereby expresses its unwavering support for local government control over zoning decisions, including those related to mining, solar farms, and wind farms; and,

(Resolution 2023-R11 continued)

BE IT FURTHER RESOLVED that the Lapeer County Board of Commissioners opposes any efforts by the state of Michigan to assume control over zoning decisions regarding mining, solar farms, and wind farms within the boundaries of Lapeer County; and,

BE IT FURTHER RESOLVED that copies of this resolution be transmitted to the Governor of the State of Michigan, members of the Michigan State Legislature, and other relevant state and local officials to convey our firm position on this matter; and,

BE IT FURTHER RESOLVED that the Lapeer County Board of Commissioners shall actively engage with state legislators, as well as regional and local stakeholders, to protect the interests and autonomy of our community in matters of zoning.

Roll Call vote: Hamilton, aye; Howell, aye; Knisley, aye; Mast, aye; Zender, aye; Haggadone, aye; Kohlman, aye. 7 ayes. Motion carried unanimously.

270-2023

Motion by Hamilton, supported by Knisley, to accept the Fiscal Year 2024 Access and Visitation Contract (CFDA# 93.597); and further, to authorize the Chair/Vice-Chair to sign said Contract. Motion carried.

271-2023

Motion by Hamilton, supported by Knisley, to authorize the submission of the Request for Projection Study form to Municipal Employees' Retirement System in order to proceed to remove the seven (7) County Commissioners from the other Elected Officials Division 13 into their own separate Defined Contribution Division, which includes a Defined Benefit freeze to Defined Contribution with the conversion option, per the request of the Board of Commissioners; and further, to authorize payment in the amount of \$2,100.00 to Municipal Employees' Retirement System for performing the services; to be paid from line item 101-239-801.030. Motion carried.

272-2023

Motion by Hamilton, supported by Knisley, to authorize Administration to organize two (2) Household Hazardous Waste/Clean Sweep events annually, at two (2) different locations within the County. Motion carried.

273-2023

Motion by Mast, supported by Hamilton, to approve Family Building Company to complete additional concrete work at a cost not to exceed \$3,300.00, to be paid for by Community Mental Health, at no additional cost to the County's General Fund. Motion carried.

274-2023

Motion by Mast, supported by Hamilton, to accept the User License Agreement for an Online Vital Records Request Application, provided by Permium, at no cost to the County, and authorize the Chairman/Vice-Chairman to sign the Agreement. Motion carried.

275-2023

Motion by Zender, supported by Howell, to refer the purchase of the proposed office furniture for the Office of the Prosecuting Attorney to the October 12, 2023 Committee of the Whole Meeting, with authority to act. Motion carried.

276-2023

Motion by Knisely, supported by Zender, to authorize the purchase of parcels 015-200-043-00, 015-200-044-00, 015-200-045-00, 015-200-046-00, 015-200-047-00, located in Metamora Township, Lapeer County, to be paid initially by Lapeer County General Fund at a cost not to exceed \$45,074.00, and reimbursed by the Merritt Lake Special Assessment District with monies to be collected from the levying of special assessments. Motion carried.

277-2023

Motion by Howell, supported by Hamilton, pursuant to the recommendation of the Policies and Procedures Committee, to adopt the new Fee Schedule for Cremation Services at Lapeer County Animal Control for both group and private cremations, as submitted, effective October 1, 2023. Motion carried.

278-2023

Motion by Howell, supported by Haggadone, pursuant to the recommendation of the Policies and Procedures Committee, to approve and adopt the amendments to the Lapeer County Financial Goals, Policies and Practices, which includes the following new sections in order to meet federal compliance requirements: Section 11, Federal Grant Procurement Policy; Section 12, Federal Grant Management Policy; and Section 13, Federal Grant Compensation Policy, as well as the Vendor Selection Form, as submitted; and further, that the Administration/Finance Office place the revised policy on the County's shared drive. Motion carried.

279-2023

Motion by Howell, supported by Mast, pursuant to the recommendation of the Policies and Procedures Committee, to adopt the revised Training Registration/Overnight Travel Policy to reflect updated meal and mileage reimbursement rates, as well as other language clarifications, as attached, effective October 1, 2023; and further, that the Administration/Finance Office place the revised policy on the County's shared drive. Motion carried.

280-2023

Motion by Mast, supported by Zender, pursuant to the recommendation of the Personnel Committee, to authorize Community Mental Health to make a one-time transfer payment to the Municipal Employees' Retirement System (MERS) fund in the amount of \$750,000.00 (\$570,750.00 into Division 06, Community Mental Health Union and \$179,250.00 into Division 60, Community Mental Health Non-Union), to be fully paid by Community Mental Health funding, and at no cost to the County's General Fund. Motion carried.

281-2023

Motion by Mast, supported by Zender, pursuant to the recommendation of the Personnel Committee, to authorize the Community Mental Health Chief Executive Officer to negotiate the rate of pay within the approved steps for full-time Master Level Clinicians or other Master Level Supervisor positions only, which will be determined based on licensing, credentialing, and certification in evidence-based practices, in order to expedite employment offers due to the statewide labor market shortages of qualified Master Level individuals, with the understanding that all associated costs will be paid by Community Mental Health and at no cost to the County's General Fund. Motion carried.

282-2023

Motion by Mast, supported by Hamilton, pursuant to the recommendation of the Personnel Committee, to authorize the County Administrator/Controller to hire a temporary contractual consultant position to assist in the Animal Control division until the vacant Chief position is filled. Motion carried.

283-2023

Motion by Mast, supported by Hamilton, pursuant to the recommendation of the Personnel Committee, to amend the Table of Organization and authorize Community Mental Health to add the following new positions to fulfill the requirements of the State Demonstration participation as a Certified Community Behavioral Health Center, which will also provide services to the mild to moderate clients of Lapeer County, as follows to be paid from CMH funding and at no additional cost to the County's General Fund:

Phase One (October 2023 – December 2023)

- 1-Certified Peer Support Specialist Position (#TBD, PG 15)
- 3-Master Level Clinicians (#TBD, PG 21)
- 2-Account Clerks (#TBD, PG 15)
- 1-BA Supervisor (#TBD, Non-Union, IT/Data Mgmt Dept, PG21)
- 1-General Clerk (#TBD, PG 13)

And further, with the understanding that CMH will report back to the Personnel Committee of the program demands for consideration of potential Phase 2 staffing requests. Motion carried.

284-2023

Motion by Haggadone, supported by Hamilton, to enter into the record the County's Audit Motions for September 8, 2023, September 12, 2023, and September 22, 2023 and also the Road Commissions Audit Motion for disbursements dated September 7, 2023 and September 21, 2023. Motion carried.

Brownfield Redevelopment Authority & Economic Development Corporation Board of Directors – unexpired term**285-2023**

Motion by Howell, supported by Haggadone, that nominations be closed, the rules set aside, and a unanimous ballot be cast to appoint Moses Sanzo, County Controller/Administrator to serve on the Brownfield Redevelopment Authority for an unexpired term ending December 31, 2025, and also to serve on the Economic Development Corporation Board of Directors for an unexpired term ending December 31, 2024. Motion carried.

Board of Canvass – two 4-year terms**286-2023**

Motion by Howell, supported by Haggadone, to appoint Michael C. Eckhardt to serve on the Board of Canvass, as the Republican representative, for a four-year term ending October 31, 2027. Motion carried.

287-2023

Motion by Hamilton, supported by Haggadone, to appoint Anissa Buffin to serve on the Board of Canvass, as the Democrat representative, for a four-year term ending October 31, 2027. Motion carried.

Department of Health and Human Services (DHHS) – one 3-year term**288-2023**

Motion by Haggadone, supported by Hamilton, to re-appoint Deborah Bastien, to serve on the Department of Health and Human Services (DHHS) Board, for a three-year term ending October 31, 2026. Motion carried.

289-2023

Motion by Haggadone, supported by Hamilton, to move the location of the October 12, 2023 Committee of the Whole Meeting to the Historic Courthouse, at 9:00 a.m. Motion carried.

290-2023

Motion by Howell, supported by Zender, to refer the nine (9) pending P.A. 116 application from Almont and Goodland Townships to the October 12, 2023 Committee of the Whole Meeting, with authority to act due to the time sensitive action required. Motion carried.

291-2023

Motion by Hamilton, supported by Haggadone, to convert the Broadband Ad-Hoc Committee to a full Sub-Committee, to include the following members: Commissioners William Hamilton, as Chair, Tom Kohlman, Truman Mast, Joe Suma, Moses Sanzo, Jackie Arnold, and John Daly. Alternate Kevin Knisely and Phil Kaatz, Lapeer County MSU Extension, Dan Allen, Lapeer County Intermediate School District (ISD). Replaces motion 248-2023. Motion carried.

292-2023

Motion by Knisely, supported by Haggadone, to authorize the Chair/Vice-Chair to sign the towing/wrecker services with E & L Towing and Paul's & Yakes Towing, as awarded in motion 243-2023 of the August 24, 2023 Regular Board Meeting. Motion carried.

293-2023

Motion by Howell, supported by Zender, to extend the deadline for civil counsel proposals from September 30th to October 30th due to the failure of the Michigan Municipal League to post the position on its website. Motion carried.

PUBLIC TIME – Four people spoke during public time.

COMMISSIONER REPORTS

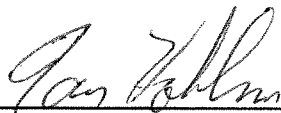
At this time, the Commissioners had an opportunity to give brief reports on meetings and conferences that they have recently attended, as well as upcoming meetings and events, along with statements regarding public time comments.

ADMINISTRATOR/CHIEF FINANCIAL OFFICER UPDATES

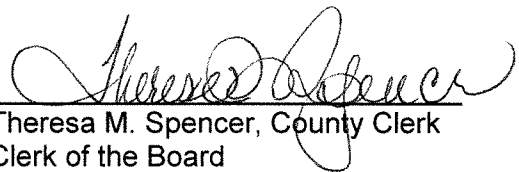
Moses Sanzo, County Controller/Administrator spoke regarding the "Week Behind" report. He also spoke regarding the process of creating the Social Media Policy.

294-2023

Motion by Haggadone, supported by Hamilton, to adjourn the meeting. Motion carried.
10:49 a.m.



Tom Kohlman, Chairman
Board of Commissioners



Theresa M. Spencer, County Clerk
Clerk of the Board