

At the regular meeting of the Shiawassee County Board of Commissioners held on Thursday, November 8, 2018 in the Commissioner Chambers, Surbeck Building, Corunna, Michigan:

The meeting was called to order by Vice-Chairman Marks at 5:04 p.m.

Pledge of Allegiance was recited.

Invocation was offered by Vice-Chairman Marks.

Roll Call found Commissioners: Holzhausen, Root, McMaster, Coscarelli, Bruff and Vice-Chairman Marks present. Chairman Bartz absent.

It was moved by Commissioner Root, seconded by Commissioner McMaster to approve adding Agenda Item A. Motion carried.

It was moved by Commissioner Root, seconded by Commissioner Bruff to approve the minutes of the October 18, 2018, Board of Commissioners meeting. Motion carried.

It was moved by Commissioner Root, seconded by Commissioner Bruff to approve the bills listed on the Invoice Edit Report dated October 17, 2018 in the amount of \$2,230,991.24, Invoice Edit Report dated October 17, 2018 in the amount of \$438.00 Invoice Edit report dated October 17, 2018 in the amount of \$40.75, Invoice Edit Report dated October 24, 2018 in the amount of \$206,613.46, Invoice Edit Report dated October 25, 2018 in the amount of \$582,432.58, Invoice Edit Report dated November 1, 2018 in the amount of \$43,297.65, Invoice Edit Report dated November 2, 2018 in the amount of \$523,337.31, Invoice Edit Report dated November 7, 2018 in the amount of \$963,054.91, Invoice Edit Report dated November 7, 2018 in the amount of \$10,354.54, and Wire Transfers for BCBS in the amount of \$245,851.00 on October 31, 2018 and for MERS in the amount of \$300,931.19 on November 7, 2018 and to authorize that warrants be drawn from the treasury for same. Motion carried with the following roll call vote of 6 yeas: Commissioners Root, McMaster, Coscarelli, Bruff, Holzhausen and Vice-Chairman Marks. 0 nays.

Jean Patton, Perry – rezoning

Nancy Robinson, Perry – rezoning

Sondra Perkins, Perry – rezoning

Marcia Copeland, Shaftsbury – rezoning

Susan Parker, Beard Road – rezoning

Jon Williams, Beard Road – rezoning

Shelia Mendel, Shaftsbury – rezoning

Ed Urban, Owosso – legislative changes

Commissioner Coscarelli read letter from Gary and Karen Whelan regarding rezoning.

Commissioner McMaster read letter from Robert Callard regarding rezoning.

It was moved by Commissioner McMaster, seconded by Commissioner Root to approve the minutes of the November 7, 2018, Committee of the Whole meeting. Motion carried.

It was moved by Commissioner McMaster, seconded by Commissioner Root to approve the 2018 Shiawassee County annual apportionment report (as prepared by County Equalization) and direct the spread of taxes of millage rates to be spread on taxable value. Motion carried with the following roll call vote of 6 yeas: Commissioners McMaster, Coscarelli, Bruff, Holzhausen, Root and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner McMaster, seconded by Commissioner Root to adopt amendments to the Shiawassee County Zoning Map for property located in Section 23 of Woodhull Township (Parcel ID# 013-23-300-001-03 and 013-23-300-001-04 from A-2, Agricultural Production/Rural Residential to M-1, Light Industrial and authorize the Board Chair to execute all

necessary documents. Following some discussion, Commissioner Holzhausen moved to call the question; Commissioner Bruff objected to closing debate; the motion to call the question was then seconded and then defeated with the following roll call vote of 3 yeas: Commissioners Holzhausen, Root and Vice-Chairman Marks; and 3 nays: Commissioners Coscarelli, Bruff and McMaster. After further discussion, it was then moved by Commissioner Bruff and seconded by Commissioner McMaster to amend the motion, which was read by the Clerk as follows: Adopt amendments to the Shiawassee County Zoning Map for property located in Section 23 of Woodhull Township (Parcel ID# 013-23-300-001-03 and 013-23-300-001-04 from A-2, Agricultural Production/Rural Residential to M-1, Light Industrial except for the south 200 feet of each parcel currently described and authorize the Board Chair to execute all necessary documents. The motion to amend was passed with the following roll call vote of 5 yeas: Commissioner Bruff, Holzhausen, Root, McMaster and Coscarelli, and 1 nay: Vice-Chairman Marks. After further discussion, Commissioner Holzhausen called the question to close debate, seconded by Commissioner Marks. The call for the question passed with the following roll call vote of 6 yeas: Commissioners Holzhausen, Root, McMaster, Coscarelli, Bruff and Vice-Chairman Marks, and 0 nays. The amended motion passed with the following roll call vote of 5 yeas: Commissioner Root, McMaster, Bruff, Holzhausen and Vice-Chairman Marks, and 1 nay: Commissioner Coscarelli.

It was moved by Commissioner McMaster, seconded by Commissioner Root to approve the minutes of the November 5, 2018, Economic and Physical Development Committee meeting. Motion carried.

It was moved by Commissioner Root, seconded by Commissioner Bruff to approve the FY 2017 Cost Allocation Plan and authorize the Board Chair to execute all necessary documents. Motion carried with the following roll call vote of 6 yeas: Commissioner McMaster, Coscarelli, Bruff, Holzhausen, Root and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Bruff to authorize the purchase of a new server from GovConnection in the amount of \$17,500 to be paid from account #258-704.000 and software licenses from Zone in the amount of \$5,588 from account #258-804.001. Motion carried with the following roll call vote of 6 yeas: Commissioners Coscarelli, Bruff, Holzhausen, Root, McMaster and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Holzhausen to authorize the Building & Grounds Superintendent to contract with AAA Furnace and Duct Cleaning in the amount of \$4,800 to have the ducts in the jail cleaned. Motion carried with the following roll call vote of 6 yeas: Commissioners Bruff, Holzhausen, Root, McMaster, Coscarelli and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Bruff to authorize the Building & Grounds Superintendent to purchase a generator for the Surbeck Building from Atherton Road Sales in the amount of \$5,660. Motion carried with the following roll call vote of 6 yeas: Commissioner Holzhausen, Root, McMaster, Coscarelli, Bruff and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Holzhausen to adopt Resolution #18-11-11, authorizing execution and delivery of an installment purchase agreement between Shiawassee County and Huntington Public Capital Corporation and authorize the Board Chair to sign all necessary documents. (*The Board approved the Health Department to borrow \$600,000 from Huntington Bank to be paid back over ten years in annual payments at the October 18, 2018 Board meeting*). Motion carried with the following roll call vote of 6 yeas: Commissioners Root, McMaster, Coscarelli, Bruff, Holzhausen and Vice-Chairman Marks. 0 nays.

**COUNTY OF SHIAWASSEE  
BOARD OF COMMISSIONERS  
Resolution No. \_\_\_\_\_**

**RESOLUTION AUTHORIZING EXECUTION AND DELIVERY  
OF AN INSTALLMENT PURCHASE AGREEMENT**

At a regular meeting of the Board of Commissioners of the County of Shiawassee, State of Michigan, held in the Surbeck Building, Corunna, Michigan on November 8, 2018, at 5:00 p.m. local time.

PRESENT: \_\_\_\_\_

\_\_\_\_\_

ABSENT: \_\_\_\_\_

The following resolution was offered by Commissioner \_\_\_\_\_ and supported by Commissioner \_\_\_\_\_:

WHEREAS, the County of Shiawassee (the "County") desires to acquire and construct an addition to the James P. Capitan Center Building for Health Department office and clinical space and related improvements, furnishings and equipment to be used by the County (the "Property"); and

WHEREAS, Public Act 206 of 1975, as amended, being MCL 46.11b ("Act 206"), provides a means by which the County may purchase lands, property or equipment for public purposes, to be paid for in installments over a period of not to exceed the useful life of the property or ten years, whichever is less; and

WHEREAS, the County has entered into a construction contract with Perrin Construction Co., Inc. (the "Contractor"), to construct the Property (the "Contract"); and

WHEREAS, the County has received a proposal for financing the acquisition and construction of the Property from Huntington Public Capital Corporation ("HPCC"); and

WHEREAS, HPCC has agreed to purchase the interest of the Contractor in the Contract and accept assignment thereof, and to finance the acquisition and construction of the Property by entering into an Installment Purchase Agreement pursuant to which the County, through its Health Department, will make payments of principal and interest to HPCC; and

WHEREAS, the County's aggregate outstanding principal balance of all installment purchases, including the principal amount of the Installment Purchase Agreement authorized by this Resolution, shall not exceed one half of one percent (1/2%) of the equalized assessed value of the real and personal property in the County as of the date of the Contract.

NOW, THEREFORE, BE IT HEREBY RESOLVED, as follows:

1. Acquiring and constructing the Property is determined to be a public purpose and in the best interests the County.

2. The County Board of Commissioners approves the proposal of HPCC and authorizes and directs the Chairperson of the Board of Commissioners to execute and deliver an Installment Purchase Agreement between the County and HPCC in such form and with such terms as approved by the County Board (the "Agreement") in an amount of not to exceed \$600,000, as finally determined by the County Board, with an interest rate on the principal amount outstanding of not to exceed four and 07/100 percent (4.07%) per annum, as finally determined by the County Board.

3. The County shall use Health Department funds through its budget each year commencing with the present fiscal year, if applicable, a sum that will be sufficient to pay the principal and interest coming due each year under the Agreement. In addition, the County pledges to levy ad valorem taxes on all taxable property in the County each year if necessary in an amount sufficient to make its debt service payments under the Agreement, subject to constitutional, statutory, and charter tax rate limitations.

4. The County shall, at all times while any payments on the Agreement are outstanding, have control of the Property and shall maintain the same for public purposes.

5. The useful life of the Property is determined to be not less than fifteen (15) years.

6. The County designates the obligations under the Agreement as “qualified tax exempt obligations” for purposes of the deduction of interest expense by financial institutions pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the “Code”).

7. The County covenants that it will comply with all applicable requirements of the Code and, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest component of the payments due under the Agreement 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 and investment of proceeds of the Agreement and to prevent such proceeds from being or becoming “private activity bonds” as that term is used in Section 141 of the Code.

8. The proceeds of the Agreement shall not be used to reimburse the County for expenses incurred prior to the declaration of official intent required by Section 1.150-2 of the Treasury Regulations.

9. The firm of Cohl, Stoker and Toskey, P.C. is employed as legal counsel to the County to prepare the documents for the issuance of the Agreement for the financing of the acquisition and construction of the Property.

10. The Chairperson of the Board of Commissioners is authorized to do all acts and things and to execute any documents or certificates as may be necessary or desirable, and to deliver such documents to the parties to effectuate the transaction described in the Agreement.

11. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are rescinded to the extent of the conflict.

YEAS: \_\_\_\_\_  
\_\_\_\_\_

NAYS: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

RESOLUTION DECLARED ADOPTED.

\_\_\_\_\_  
Caroline Wilson, Clerk  
County of Shiawassee

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Board of Commissioners of County of Shiawassee, Michigan, at a regular meeting held on November 8, 2018, and that public notice of the meeting was given pursuant to Act 267, Public Acts of Michigan, 1976, as amended.

IN WITNESS WHEREOF, I have hereto affixed my official signature on November 8, 2018.

\_\_\_\_\_  
Caroline Wilson, Clerk  
County of Shiawassee

It was moved by Commissioner Root, seconded by Commissioner Bruff to authorize the Prosecutor to hire a Legal Secretary at Salary Grade 3, \$13.90 - \$18.06 per hour (Starting: \$13.90 - \$14.94 per hour) to fill a vacancy. Motion carried with the following roll call vote of 6 yeas: Commissioners McMaster, Coscarelli, Bruff, Holzhausen, Root and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Holzhausen to authorize the Sheriff's Office to collect bids for a 48' x 32' pole-barn storage facility to be constructed at its range site in Bennington Township, select the appropriate bid up to \$40,000 in total costs, and authorize the Board Chair to execute all necessary documents. Motion carried with the following roll call vote of 6 yeas: Commissioners Coscarelli, Bruff, Holzhausen, Root, McMaster and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Bruff to approve the minutes of November 5, 2018, Finance and Administration Committee meeting. Motion carried.

It was moved by Commissioner Coscarelli, seconded by Commissioner Bruff to consider authorizing the Sheriff's Office to purchase a 2019 Ford Police Interceptor Utility AWD from Signature Ford in the amount of \$29,942 with \$28,065 to be paid out of the capital outlay fund #101-301-970.000 and \$1,877 out of the training fund #101-301-956.000. Motion carried with the following roll call vote of 6 yeas: Commissioners Bruff, Holzhausen, Root, McMaster, Coscarelli and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Coscarelli, seconded by Commissioner Bruff to authorize the County Coordinator to execute the revised Michigan Indigent Defense Commission (MIDC) Compliance Plan grant contract and continue, in consultation with the Board Chair, to execute leases and contracts and authorize hiring and expenditures under the plan in amounts not to exceed the

funding provided through the MIDC Compliance Plan and grant contract. Motion failed with the following roll call vote of 3 yeas: Commissioners Holzhausen, Coscarelli, Bruff. 3 nays: Commissioners Root, McMaster and Vice-Chairman Marks.

It was moved by Commissioner Coscarelli, seconded by Commissioner Bruff to authorize the District Court to hire a Probation Officer at Salary Grade 7, \$37,668 - \$48,963 (Starting: \$37,668 - \$40,497) to fill a vacancy. Motion carried with the following roll call vote of 6 yeas: Commissioners Root, McMaster, Coscarelli, Bruff, Holzhausen and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Coscarelli, seconded by Commissioner Bruff to approve the minutes of the November 5, 2018, Public Safety and Courts Committee meeting. Motion carried.

It was moved by Commissioner Root, seconded by Commissioner Holzhausen to authorize the Health Department to contract with the Michigan Department of Health and Human Services for Essential Local Public Health Services in the amount of \$935,168 for the period of 10/01/18 to 09/30/19, and authorize Larry Johnson, Health Director to sign all necessary documents. Motion carried with the following roll call vote of 6 yeas: Commissioners McMaster, Coscarelli, Bruff, Holzhausen, Root and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Holzhausen to authorize the Health Department to contract with Dr. Dennis Chernin for Medical Director Services in the amount of \$37,200 for the period of 01/01/19 to 12/31/19, and authorize Larry Johnson, Health Director to sign all necessary documents. Motion carried with the following roll call vote of 6 yeas: Commissioners Coscarelli, Bruff, Holzhausen, Root, McMaster and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Bruff to authorize the Health Department to contract with the Michigan Department of Environmental Quality for Environmental Health Services in the amount of \$37,117 for the period of 10/01/18 to 09/30/19, and authorize Larry Johnson, Health Director to sign all necessary documents. Motion carried with the following roll call vote of 6 yeas: Commissioners Bruff, Holzhausen, Root, McMaster, Coscarelli and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Root, seconded by Commissioner Bruff to approve the minutes of the November 5, 2018, Health and Human Services Committee meeting. Motion carried.

It was moved by Commissioner Root, seconded by Commissioner Bruff to approve Perrin Construction's revised bid of \$594,879 as described in the 11/06/18 proposed contract with change orders as described at the November 8, 2018 Board of Commissioners meeting reducing the price, with the Board Chairman or Vice-Chairman (in Chairman's absence) to approve and sign the received contract with the referenced addendums and authorize the Board Chair to execute the contract and any ancillary documents. Motion carried with the following roll call vote of 6 yeas: Commissioners Holzhausen, Root, McMaster, Coscarelli, Bruff and Vice-Chairman Marks. 0 nays.

It was moved by Commissioner Coscarelli, seconded by Commissioner Root to accept Resolution 18-11-12 - Proclamation of Thomas Chaput. Motion carried with the following roll call vote of 6 yeas: Commissioners: Root, McMaster, Coscarelli, Bruff, Holzhausen and Vice-Chairman Marks. 0 nays.



# COUNTY OF SHIAWASSEE

## *Proclamation*

*of the Shiawassee County Board of Commissioners*

**WHEREAS,** *The Shiawassee County Board of Commissioners wishes to honor and recognize Mr. Thomas Chaput, City of Perry Council Member and Mayor Pro-Tem for his many years of service; and*

**WHEREAS,** *Mr. Thomas Chaput is currently the senior member of the Perry City Council, elected by voters in five elections and appointed to the City Council on two other occasions over a 17-year period, the longest serving city official since the City of Perry was formed in 1964; and*

**WHEREAS,** *Mr. Thomas Chaput currently serves as the City's representative to the Community District Library Board of Directors; and*

**WHEREAS,** *Mr. Thomas Chaput also served for a time as Mayor and has been appointed several times to serve as Mayor Pro-Tem of the Council.*

**NOW, THEREFORE, BE IT RESOLVED** *on behalf of all citizens of the County, the Shiawassee County Board of Commissioners thanks Mr. Thomas Chaput for his dedicated service to the City of Perry and the residents of Shiawassee County and our best wishes to Mr. Chaput in his future endeavors.*

*Shiawassee County  
Resolution #18-11-12*

*Adopted on November 8, 2018*

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*Jeffery R. Bartz, Chairman  
Shiawassee County Board of Commissioners*

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*Caroline Wilson, County Clerk  
Shiawassee County*

Commissioner McMaster requested budget update. Commissioner Root said numbers are being finalized. A copy can be emailed to all Commissioners by December's meetings.  
Meeting adjourned at 7:28 p.m.

/s/ [Caroline D. Wilson]  
Caroline D. Wilson, County Clerk

FINAL