

WEDNESDAY, OCTOBER 13, 2021

PRESENT: Comm. Stimpson, Bales, Bolton, Collins, Goetz, Jenkins-Arno, Lapham, Tillotson, and Wittenbach

ALSO PRESENT: Nate Baldermann (Rehman), Scott Holtz, Jenny Escott, Burke Castleberry, Ian Wendt (WLEN), Mary Lowe (The Daily Telegram), Jennifer Ambrose, Martin Marshall, Kim Murphy, Rebecca Borton, Rick Gurdjian, Kath Klumpp, Kathy Schiermeyer, Bethany Teague, Scott Peters, Howard Peters, Carrie Hulett, Lindsey Brayton, Eric Rogers, Bill Leisenring, Sherry Lamay, Ted Gary, Lt. Craig, Sandie Brissette, Leslie Kovalski, Sheriff Bevier, Erin VanDyke, Undersheriff Ewald, Captain Pifer, Candy Gomez, and Jill Hicks

The meeting was opened with an invocation and the Pledge of Allegiance.

Comm. Bolton moved to approve the minutes from the September 8, 2021, meeting, Comm. Collins seconded. Motion CARRIED.

Comm. Tillotson moved to accept the agenda as presented, seconded by Comm. Bolton. Motion CARRIED.

Nate Baldermann, Rehman, presented the 2020 Lenawee County Audit. The Single Audit will be completed by the state due date March 31, 2022.

Comm. Collins moved to receive the 2020 Audit and place on file, seconded by Comm. Wittenbach. Motion CARRIED.

Jenny Escott, Drain Commissioner, presented the Annual Drain Assessment Roll.

Comm. Tillotson moved to receive the Drain Assessment Roll and place on file, seconded by Comm. Bolton. Motion CARRIED.

Comm. Bolton moved to approve the following consent agenda items, Comm. Bales seconded,

Board Appointments: Kathryn Szewczuk and Ralph Tillotson are REAPPOINTED to the Lenawee Transportation Corporation, with term expiration of 9/24
John Lapham, Carol Zawacki, Russ Amo, Cathy Judkins, and Grace Hanke are REAPPOINTED to the Lenawee Department on Aging Board, with term expiration of 9/24

2022-2026 Capital Improvement Plan: The 2022-2026 Capital Improvement Plan and related project budgets are APPROVED.

Setting of 2022 Budget Public Hearing: The 2022 Ways and Means #1 Budget is ADOPTED and a public hearing is SET for Thursday, November 10, 2021.

WHEREAS, proceedings have been taken under the Michigan Drain Code, Act 40, Public Acts of Michigan, 1956, as amended (the “Drain Code”), for improvements to the Rollin-Woodstock Sanitary Drain located in the Townships of Rollin and Woodstock and the Village of Addison (the “Project”); and

WHEREAS, the Drainage Board for the Rollin-Woodstock Sanitary Drain 2021 Improvements (the “Drainage Board”) expects to authorize and issue bonds (the “Bonds”) of the Rollin-Woodstock Sanitary Drain Improvements Drainage District (the “Drainage District”) to provide the permanent financing to pay the costs of the Project; and

WHEREAS, the Drainage Board has incurred preliminary engineering expenses in connection with the Project; and

WHEREAS, the Drainage District intends to issue a note (the “Note”) pursuant to Section 479 of the Drain Code and use the proceeds of the Note to pay such preliminary engineering expenses, the Note to be issued in anticipation of and paid from the proceeds of the Bonds; and

WHEREAS, in order to reduce interest rate costs, the Drain Commissioner, the Chairperson of the Drainage Board, has proposed that the County purchase the Note from available funds on deposit in Fund #516; and

WHEREAS, the County has been advised by DickinsonWright PLLC, bond counsel for the Project, that it is authorized under Section 479 of the Drain Code to purchase the Note from available funds on deposit in Fund #516.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Lenawee:

1. The County agrees to purchase the Note from available funds on deposit in Fund #516. The principal amount of the Note shall be \$295,000, the Note shall mature on December 10, 2021, and the interest rate on the Note shall be 3.00% per annum, payable at maturity on December 10, 2021 or upon the earlier redemption of the Note.
2. The County Treasurer and the County Administrator are authorized to effectuate respective transfers and budget amendments deemed necessary to accomplish the purposes of this resolution.
3. All resolutions and parts of resolutions, insofar as the same may be in conflict with the provisions of this resolution, be and the same hereby are rescinded.

Resolution #2021-025 is hereby ADOPTED.

ROLLIN-WOODSTOCK SANITARY DRAIN BONDS, SERIES 2021

RES#2021-026

WHEREAS, proceedings have been taken by the Drainage Board for the Rollin-Woodstock Sanitary Drain 2021 Improvements (the “Drainage Board”) for the location, establishment and construction of an intra-county drain project consisting of replacing the sanitary lift stations that serve the Rollin-Woodstock Sanitary Drain located in the Township of Rollin, the Township of Woodstock and Village of Addison in the County of Lenawee known as the Rollin-Woodstock Sanitary Drain 2021 Improvements under the provisions of Chapter 20 of the Drain Code of 1956, as amended, pursuant to a petition filed with the Lenawee County Drain Commissioner (the “Project”); and

WHEREAS, the Drainage Board is expected to authorize and provide for the issuance by the Rollin-Woodstock Sanitary Drain Improvements Drainage District of bonds (the “Bonds”) in the aggregate principal amount of not to exceed \$11,500,000 to finance part of the costs of the Rollin-Woodstock Sanitary Drain 2021 Improvements, in anticipation of the

collection of an equal amount of installments of special assessments against the Township of Rollin, the Township of Woodstock and the Village of Addison, said special assessments having been duly confirmed by the Drainage Board; and

WHEREAS, the Bonds are expected to be sold to the Michigan Finance Authority (the "MFA") in order to enable the MFA to provide assistance with respect to the Project from the State Water Pollution Control Revolving Fund (the "SRF Program"); and

WHEREAS, the Bonds are to be designated "Rollin-Woodstock Sanitary Drain Bonds, Series 2021", and will bear interest at the expected rate of 1.875% per annum, pursuant to the terms of the SRF Program, but in any event not to exceed 2.500% per annum; and

WHEREAS, the Drainage Board deems it advisable and necessary to obtain from this Board a resolution consenting to the pledge of the full faith and credit of the County on the Bonds; and

WHEREAS, the Project is necessary to protect and preserve the public health and therefore it is in the best interest of the County of Lenawee that the Bonds be sold.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Lenawee:

1. That pursuant to the authorization provided in Section 476 of the Drain Code of 1956, as amended, provided that the Bonds are issued within the parameters set forth above, the Lenawee County Board of Commissioners does hereby irrevocably pledge the full faith and credit of the County of Lenawee for the prompt payment of the principal of and interest on the Bonds, and does agree that in the event that any public corporation assessed shall fail or neglect to account to the County Treasurer of the County of Lenawee for the amount of any special assessment installment and interest, when due, then the amount thereof shall be immediately advanced from County funds, and the County Treasurer is directed to immediately make such advancement to the extent necessary.
2. That in the event that, pursuant to said pledge of full faith and credit, the County of Lenawee advances out of County funds, all or any part of said installment and interest, it shall be the duty of the County Treasurer, for and on behalf of the County of Lenawee, to take all actions and proceedings and pursue all remedies permitted or authorized by law for the reimbursement of such sums so paid.
3. That the County Treasurer is hereby authorized, if necessary, to execute a certificate of the County to comply with the continuing disclosure undertaking of the County with respect to the Bonds pursuant to paragraph (b)(5) of SEC Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.
4. That all resolutions and part of resolutions, insofar as the same may be in conflict with the provisions of this resolution, be and the same hereby are rescinded.

Resolution #2021-026 is hereby ADOPTED.

Secretary of State Lease Addendum #1: Addendum #1 to Lease #11523 between Lenawee County and the State of Michigan (Secretary of State) is APPROVED and Board Chair IS AUTHORIZED to sign such addendum.

LENAWEE TRANSPORTATION MASTER AGREEMENT

RES#2021-27

Resolution approving the Master Agreement between the Lenawee County Board of Commissioners and the Michigan Department of Transportation and to authorize the Chairman and County Clerk to execute project authorizations.

WHEREAS, the Lenawee County Board of Commissioners has the authority to contract with the Michigan Department of Transportation for State and/or Federal funds for passenger transportation related services; and,

WHEREAS, the Lenawee County Board of Commissioners does hereby approve Master Agreement No 2022-0085,

NOW, THEREFORE, be it resolved that the Chairman, and the County Clerk, of the Lenawee County Board of Commissioners, be authorized and directed to execute said agreement for and on behalf of the County of Lenawee;

PROJECT AUTHORIZATION RESOLUTION

WHEREAS, this resolution shall also approve execution of Project Authorizations for any programs designed by the County of Lenawee and/or Project Authorizations for any amount determined by the Lenawee County Board of Commissioners with the Michigan Department of Transportation which are issued under Master Agreement Number 2022-0085,

NOW, THEREFORE, be it resolved that the Chair and the County Clerk, of the County of Lenawee are authorized to enter into and execute on behalf of the Lenawee County Board of Commissioners all such project Authorizations with the Michigan Department of Transportation for passenger transportation related services for the Agreement period.

Resolution #2021-027 is hereby ADOPTED.

Kiwanis Trail Recommendation: The bid from Slusarski Excavating & Paving for the Kiwanis Trail Extension Project is ACCEPTED and the Chair is AUTHORIZED to execute the contract.

Daily Telegram Brownfield Request: Lenawee County is AUTHORIZED to apply for Brownfield Grant / Loan funding in the amount of \$1,998,500 on behalf of the Adrian Development Collaborative, LLC for properties located at 133 N. Winter Street; 155 N. Winter Street, and 205 N. Winter Street located in the City of Adrian.

RESOLUTION IN SUPPORT OF HB 5026

RES#2021-028

WHEREAS, the Emergency 9-1-1 Service Enabling Act, Michigan Public Act 32 of 1986, MCL §484.1101 et seq., as amended (“Act”), sunsets on December 31, 2021; and

WHEREAS, without an extension of the Act, Lenawee County has no authority to provide 9-1-1 service or to determine the technical, operational, managerial, or fiscal aspects of 9-1-1 service within the Lenawee County 9-1-1 Service District; and

WHEREAS, the cost of the 9-1-1 Emergency Service IP Network has been historically funded by user fees on communication devices; and

WHEREAS, user fee revenue has fallen short of expectations, which will result in a deficit in the State fund that pays for 9-1-1 network costs by 2023; and

WHEREAS, HB 5026 increases the State prepaid device user fee from 5% of the sale to 6% of the sale; and

WHEREAS, this small increase in the prepaid user fee, along with a \$16 million appropriation in SB 82, will provide only the amount necessary to fund the Emergency Services IP Network.

NOW THEREFORE, BE IT RESOLVED that the Lenawee County Board of Commissioners supports enactment of HB 5026 to ensure continued operation and funding of 9-1-1 service.

BE IT FURTHER RESOLVED that copies of this resolution will be forwarded to all members of the Michigan legislature representing Lenawee County

Resolution #2021-028 is hereby ADOPTED.

Physical Resources Committee/ LDA Vehicle Request: The Lenawee Department on Aging request to purchase a 2021 Dodge ProMaster 1500 in an amount not to exceed \$40,000 is APPROVED.

Motion to approve the consent agenda CARRIED by a Unanimous Roll Call Vote.

Comm. Bolton moved to approve the following proclamation, Comm. Tillotson seconded,

DOMESTIC VIOLENCE AWARENESS

PRO#2021-08

WHEREAS, Domestic Violence Awareness Month provides an excellent opportunity for citizens to learn more about preventing domestic violence and to show support for the numerous organizations and individuals who provide critical advocacy, services, and assistance to victims on a national level.

DOMESTIC VIOLENCE does not discriminate based on race, religion, gender, or economic status; ANYONE can be a victim. In our home state the Michigan State Police Incident Crime Report indicated that there were 64,778 victims of domestic violence in 2020, which is an increase of over 20,000 from just two years ago. Unfortunately, there is no way to determine how many more victims are suffering silently and not involving law enforcement.

Catherine Cobb Safe House has been providing emergency shelter to victims fleeing domestic violence, sexual assault, and human trafficking for the last 36 years. In 2020, emergency shelter was provided to 165 women and children seeking refuge. Support services that include legal advocacy, community resource information, and trauma focused care was provided to an additional 50 survivors within the community that did not require shelter and answered 750 crisis calls. Domestic violence not only affects the health and safety of an individual, but the medical expenses, police and court costs, shelters, foster care, work absenteeism, and non-productivity affects our entire community. Only a coordinated effort will put a stop to this atrocious crime within our homes.

While we are fortunate to have critical resources working together for such a worthy cause in Lenawee County, our collective mission must be to eliminate the need for such services.

THEREFORE, BE IT RESOLVED, in recognition of the important work of domestic violence programs, the Board of Commissioners hereby proclaims the month of October to be **DOMESTIC VIOLENCE AWARENESS MONTH**

BE IT FURTHER RESOLVED that all citizens are challenged to recognize the signs of abuse, to become familiar the support system available for families victimized by abuse, and to seek solutions for ending abuse within familial homes. Visit the Michigan Coalition to end Domestic and Sexual Violence or the National Network to ending Domestic Violence website for more information; check into volunteer opportunities; call the Catherine Cobb Safe House 517-265-5352; and for **HELP** call

Local Shelter Crisis Hotline: **517-265-6776**

National Domestic Violence Hotline: **1-800-799-SAFE** or **1-800-787-3224 (TTD)**
Central Dispatch: **9-1-1**

BE IT FURTHER RESOLVED that the residents of Lenawee County are encouraged to review and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.
BE IT FURTHER RESOLVED that the Lenawee County Board of Commissioners commend the Daughters of the American Revolution, and thank the Lucy Wolcott Barnum Chapter, for leading the charge in remembering that the U.S. Constitution is the basis for America's great heritage.
Motion to approve the proclamation CARRIED by a Unanimous Roll Call Vote.

Comm. Lapham reported from the Information Technology/Equalization Committee.

Comm. Bales reported from the Human Services Committee.

Comm. Lapham reported from the Rules & Appointments Committee.

Comm. Collins reported from the Criminal Justice Committee.

Comm. Tillotson reported from the Physical Resources Committee.

Comm. Tillotson reported from the Personnel/Ways & Means Committee.

Comm. Collins moved to approve total vouchers through September 23, 2021 for payment in the amount \$1,883,227.37 with the general fund's portion being \$96,176.06, Comm. Tillotson seconded. Motion CARRIED.

Comm. Tillotson moved to approve total vouchers through October 7, 2021 for payment in the amount \$10,849,394.57 with the general fund's portion being \$440,314.12, Comm. Lapham seconded. Motion CARRIED.

Comm. Bales reported from the Policy & Procedures Committee.

Comm. Wittenbach reported from the Parks & Recreation Committee.

Comm. Bales reported from the Road Commission. The LCRC was recently recognized for having the lowest injury rate among road commissions in the state for this past year.

Comm. Lapham reported from the Department of Health and Human Services.

Comm. Lapham reported from the Lenawee Department of Aging.

Comm. Goetz reported from the Solid Waste Committee.

Comm. Bales reported from the Airport Commission.

Comm. Bolton reported from Michigan Works.

Comm. Tillotson reported from the CMHPSM.

Comm. Collins reported from the Veterans Affairs Board. The new veterans' clinic is now open.

Comm. Collins reported from the Emergency 9-1-1 District Board.

Comm. Collins reported from the Health Board.

Unfinished Business:

Administrator Marshall gave an update on the old courthouse renovations. The special meeting set for October 20, 2021 at 7:00 p.m. is expected to be held in the Chambers.

Administrator Marshall provided an update on the Phoenix Project and the action that will be before the board of commissioners for consideration on October 22, 2021.

Bill Lieisenring introduced himself and provided some background on the Project Phoenix.

Kim Murphy provided an update on Project Phoenix.

New Business:

Board of Canvassers: Appointments to the Board of Canvassers requires the Board of Commissioners vote by paper ballot. In order to fulfill OMA rules; commissioners are instructed to include their names on their paper ballot.

Dick Germond and Kathy Feltman are hereby unanimously APPOINTED to the Board of Canvassers with a term expiration of 11/25. The County Clerk will notify appointees.

Public Comment:

Bethany Teague (Blissfield) addressed the board regarding opposition to close contact quarantining within public schools and the mandates set forth by the Health Department; seeking the Commissioners assistance in lifting mandates.

Scott Peters (Adrian) addressed the board regarding opposition to close contact quarantining within public schools and the mandates set forth by the Health Department seeking the Commissioners assistance in lifting mandates.

Carrie Hulett (Jasper) addressed the board regarding opposition to close contact quarantining within public schools and the mandates set forth by the Health Department seeking the Commissioners assistance in lifting mandates.

Lindsey Brayton (Onsted) addressed the board regarding violation of OMA by setting public comment time limits, opposition to mask mandates within schools, and opposition to employers requiring employees to be vaccinated.

Eric Rogers (Blissfield) addressed the board on the status of the Airport Manager position.

Kathy Schiermeyer (Morenci) addressed the board in opposition to Project Phoenix.

Rick Gurdjian (Adrian) addressed the board in favor of Project Phoenix.

Comm. Tillotson moved to adjourn at 3:13 P.M. Comm. Bales seconded. Motion CARRIED.

Rebecca Borton, Deputy Clerk

David Stimpson, Chair

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