

WEDNESDAY, JANUARY 13, 2021

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

ALSO PRESENT: Scott Holtz, Burke Castleberry, Carrie Dillon, Erin Van Dyke, Howard Bales, Mark Haag, Andrew Munson, Logan Badge, Jeff Delezenne, Troy Bevier, Bob Knoblauch, Dmitriy Shapiro (The Daily Telegram), Jennifer Ambrose, Jenny Escott, Martin Marshall, Rebecca Borton, and Roxann Holloway.

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

Comm. Collins moved to approve the minutes from the December 9, 2020, meeting, Comm. Lapham seconded. Motion CARRIED.

Comm. Bolton moved to approve the minutes from the January 6, 2021, meeting, Comm. Bales seconded. Motion CARRIED.

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

Comm. Wittenbach moved to approve the following consent agenda items, Comm. Collins seconded,

**Standing Committees:**

**Criminal Justice Committee:** Terry Collins, Chair; John Lapham, Vice Chair; Karol "KZ" Bolton, Member

**Physical Resources Committee:** John Lapham, Chair; Ralph Tillotson, Vice Chair; Terry Collins, Member

**Human Services Committee:** Dawn Bales, Chair; Nancy Jenkins-Arno, Vice Chair; Jim Goetz, Member

**Information Technology/Equalization Committee:** Chris Wittenbach, Chair; John Lapham, Vice Chair; Dawn Bales, Member

**Accounts Payable Committee:** David Stimpson; Ralph Tillotson; Martin Marshall

**Policy & Procedures Committee:** Dawn Bales, Chair; Nancy Jenkins-Arno, Vice Chair; Jim Goetz, Member

**Rules & Appointments:** Karol "KZ" Bolton, Chair; John Lapham, Vice Chair

**Personnel/Ways & Means:** Ralph Tillotson, Chair; Terry Collins, Vice Chair

Standing Committee appointments are CONFIRMED.

**Board Appointments** (\*appointments fill a current term):

**Agricultural Advisory Land Use - 3 year term**

Randy Rice/Ag Banking (Farmers & Merchants State Bank) 12/23

Larry Gould/Ag Community, Morenci 12/23

Ralph Tillotson/County Commissioner/Real Estate, Adrian Township 12/23

**Airport Commission - 3 year term**

\* Jim Goetz, Ogden \*12/22

Dawn Bales, Madison Twp.	12/23
<b><u>Building Authority - 3 year term</u></b>	
Dan Bruggeman, Adrian	12/23
<b><u>Economic Development Corporation (EDC) – 5 year term</u></b>	
<i>concurrent appointments with Brownfield Authority and Hospital Finance Authority</i>	
* Jim Deckhart - Comm. District #2 representative	*12/21
Jeff Ehlert - Comm. District #7 representative	12/25
<b><u>GIS Policy Committee - 2 year term</u></b>	
Shelly Delong, Equalization Department	12/22
Jenny Escott, Drain Commission	12/22
Dawn Bales, County Commission	12/22
Dereck Wilt, GIS Coordinator as staff	12/22
Nathan Burd, City of Adrian	12/22
Dan Swallow, City of Tecumseh	12/22
Al Boggs, Representing Townships	12/22
Kevin Pickford, County Surveyor	12/22
<b><u>Health Board - 5 year term</u></b>	
* Terry Collins, Commissioner	*12/21
<b><u>Land Bank Authority – 3 year term</u></b>	
* Erin VanDyke, County Treasurer	*12/21
<b><u>Parks and Recreation Commission - 3 year term</u></b>	
Dan Bruggeman, Adrian	12/23
<b><u>Region 2 Planning Commission - 3 year term</u></b>	
Dale Witt, Raisin Township	12/23
Karol “KZ” Bolton, Adrian	12/23
Jim Goetz, Ogden Township	12/23
<b><u>Solid Waste Coordinating Committee - 3 year term</u></b>	
* Jim Goetz, (County Commissioner) Ogden	*12/22
<b>Liaison Appointments:</b> Annual, non-voting, liaison appointments will remain the same other than the following:	
<b><u>Michigan Township Association (MTA):</u></b> Chris Wittenbach, County Commissioner	
<b><u>Central Lenawee Sewage Disposal System:</u></b> Jim Goetz, County Commissioner	
<b><u>Veterans’ Affairs Board:</u></b> Terry Collins, County Commissioner	
Board appointments are CONFIRMED.	

**2021 Calendar:** The 2021 Meeting Calendar is APPROVED.

**Labor Negotiations:** The agreement covering 2021, 2022, and 2023 with Teamsters union is APPROVED.

The agreement covering 2021, 2022, and 2023 with the Police Officers Association of Michigan (POAM) union is APPROVED.

**Prosecuting Attorney Request:** The Prosecuting Attorney’s personnel request for a Criminal Investigator NU7550-4 is APPROVED.

**ET/CMH Court Agreement:** The FY21 Partnership Agreement between Lenawee County Community Mental Health Authority is APPROVED and Enhanced Treatment Court and the Board Chair is AUTHORIZED to sign the agreement on the County's behalf.

### **Lenawee County Investment Policy**

**POL#2021-001**

To comply with Act 20 PA 1943, AS AMENDED

It is the policy of Lenawee County to invest its funds in a manner which will provide the highest investment return with the maximum security while meeting the daily cash flow needs of the County and comply with all state statutes governing the investment of public funds.

This investment policy applies to all financial assets of the County. These assets are accounted for in the various funds of the county and include the general funds, special revenue funds, debt service funds and capital project funds, (unless bond ordinances and resolutions are more restrictive), enterprise funds, internal service funds, trust and agency funds and any new fund established by the County.

The primary objectives, in priority order, of the County's investment activities shall be:

**Safety--**Safety of principal is the foremost objective of the investment program. Investments shall be undertaken in a manner that seeks to insure the preservation of capital in the overall portfolio.

**Diversification--**The investments will be diversified by security type and institution in order that potential losses on individual securities do not exceed the income generated from the remainder of the portfolio.

**Liquidity--**The investment portfolio shall remain sufficiently liquid to meet all operating requirements that may be reasonably anticipated.

**Return on Investment--**The investment portfolio shall be designed with the objective of obtaining a rate of return throughout the budgetary and economic cycles, taking into account the investment risk constraints and the cash flow characteristics of the portfolio.

Authority to manage the investment program is derived from the following: Lenawee County Board of Commissioners' most current resolution designating depositories and M.C.L. 48.40 requiring the County Treasurer to be the custodian of the County's funds. Management responsibility for the investment program is hereby delegated to the Lenawee County Treasurer who shall establish written procedures and internal controls for the operation of the investment program consistent with this investment policy. Procedures should include references to: safekeeping, cash purchase or delivery vs. payment, investment accounting, repurchase agreements, wire transfer agreements, collateral / depository agreements and banking service contracts. No person shall engage in an investment transaction except as provided under the terms of this policy and the procedures established by the Lenawee County Treasurer. The Lenawee County Treasurer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of the subordinate officials.

The County of Lenawee is limited to investments authorized by Act 20 of 1943, as amended, and may invest in the following:

1. Bonds, securities, and other obligations of the United States or an agency or instrumentality of the United States.
2. Certificates of deposit, savings accounts, deposit accounts or depository receipts of a financial institution meeting all criteria as a depository of public funds contained in the state law.

3. Commercial paper rated at the time of purchase within the two (2) highest classifications established by not less than 2 standard rating services and that matures not more than 270 days after the date of purchase.
4. In United States government or federal agency obligation repurchase agreements.
5. Bankers Acceptances on United States banks.
6. Obligations of this state or any of its political subdivisions that at the time of purchase are rated as investment grade by not less than 1 standard rating service.
7. Mutual funds registered under the investment company act of 1940, title I of chapter 686, 54 Stat. 789, 15 U.S.C. 80a-1 to 80a-3 and 80a-4 to 80a-64, with authority to purchase only investment vehicles that are legal for direct investment by a public corporation. However, a mutual fund is not disqualified as a permissible investment solely by reason of either of the following:
  - a. The purchase of securities on a when-issued or delayed delivery bases.
  - b. The ability to lend portfolio securities as long as the mutual fund receives collateral at all times equal to at least 100% of the value of the securities loaned.
  - c. The limited ability to borrow and pledge a like portion of the portfolio's assets for temporary or emergency purposes.
8. Investment pools organized under the surplus funds investment pool act, 1982, PA367, MCL129.11 to 129.118.
9. The investment pools organized under the local government investment pool act, 1985 PA121, MCL 129.141 to 129.150.

All security transactions, including collateral for repurchase agreements and financial institution deposits, entered into by the County shall be on a cash (or delivery vs. payment) basis. Securities may be held by a third party custodian designated by the Treasurer and evidenced by safekeeping receipts as determined by the Treasurer.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

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

Comm. Collins moved to approve the following proclamation, Comm. Bales seconded,

**Local School Board Member- Recognition Month**

**PRO#2021-001**

**Whereas**, providing for the education of Michigan's school-aged children is a fundamental duty of state government, as stated in Article VIII, Section 2, of the Michigan Constitution of 1963; and

**Whereas**, the education of our youth is the foundation upon which the economic, social, and intellectual capital of our state is built; and

**Whereas**, locally-elected school boards play an important and vital role in a representative democracy, and decisions made by local boards of education directly influence instruction in Michigan's public schools; and

**Whereas**, our 82 local board members contribute hundreds of hours each year leading their districts- whether it is by deliberating important decisions about curriculum; adopting policies; hiring top notch personnel and administrators; listening to staff, parent, and student concerns;

or recognizing outstanding programs- board members always keep their eyes on the goal of student achievement; and

**Whereas**, these decisions affect the present and future lives of children, and also set direction to prepare all students to be competitive in a local, state, national, and global 21<sup>st</sup> Century knowledge economy, and

**Whereas**, local school board members are exceptional people who tackle the enormous job of governing school districts, and demonstrate, to the over 15,000 K-12 students in Lenawee County, the high character of civic duty and responsibility that all citizens should engage; and

**Whereas**, Local School Board Member Recognition Month provides an opportunity to build stronger relationships between the thousands of women and men who champion the cause of public education as board members, their schools, and the communities they serve; and

**Therefore Be It Resolved** that the Lenawee County Board of Commissioners recognize the contributions of the local boards of education to the academic success of public school students, and express its sincerest appreciation for their focus on the well-being and achievement of children throughout the county; and

**Be It Further Resolved**, that the Lenawee County Board of Commissioners proclaims January 2021 as ***Local School Board Member Recognition Month*** in Lenawee County, and encourage local school districts and community leaders to appropriately recognize dedicated local school board members.

Motion CARRIED by Unanimous Roll Call Vote.

Comm. Jenkins-Arno moved to approve the following resolution, Comm. Collins seconded,

**Support of Court Operations**

**RES#2021-001**

**WHEREAS**, Liberty and justice are foundational principles of a free society. Life, liberty and the pursuit of happiness are the basic, fundamental, inalienable rights of all American citizens as described in the Declaration of Independence, and Justice, as is inscribed on the architrave of the United States Supreme Court, is the guardian of liberty. These rights and the protection of these rights are declared each time we recite our Pledge of Allegiance, “with liberty and justice for all,” and

**WHEREAS**, the United States Constitution in the Bill of Rights and the Michigan Constitution guarantee our citizens due process through the judicial system in order to protect our individual rights. (US Constitution, Article XIV, Section 1, Amendment V, Michigan Constitution Article I, Sec. 17), and

**WHEREAS**, the United States Constitution and state law guarantee our citizens the right to a speedy and public trial, by an impartial jury of the state and district where the crime has been committed. (US Constitution, Article VI, Rule 6.004 Speedy Trial and MCLA 780.759), and

**WHEREAS**, the Michigan court system designates that cases begin in the local courts, and therefore, are the entry point where due process begins. (Michigan Constitution Article IV), and

**WHEREAS**, the current pandemic has presented a challenge to all involved local courts, parties, offices, and branches of government to protecting our guaranteed rights to due process and speedy trials while shielding our citizens during a public health crisis. To guard our citizens from the further spread of the Coronavirus, the courts have been closed and trials have been postponed for nine months, ([Court Closure Authority, Authority for Public Access to Courts \(michigan.gov\)](#) and

**WHEREAS**, it has been shown that some crime rates have increased during the pandemic, yet courts and the ability to bring justice to the accused and the accuser have been closed, and

**WHEREAS**, the ability to bring the accused to trial and provide fair jurisprudence for all parties concerned will become more difficult as time progresses, and the judicial system becomes overwhelmed with an influx of backlogged cases, and

**WHEREAS**, the Lenawee County Board of Commissioners has the duty to represent the rights and interests of Lenawee County residents within their county fiduciary and policy rules,

**NOW THEREFORE BE IT RESOLVED**, That the Lenawee County Board of Commissioners encourages the County courts to find opportunities and ways to provide justice for Lenawee County residents through the speedy resolution of matters, especially criminal cases, before the courts, and

**BE IT FURTHER RESOLVED** that all involved local courts, offices, and branches and levels of government are encouraged to work in a cooperative manner to provide necessary court access and processes to meet the needs of Lenawee County residents, and

**BE IT FURTHER RESOLVED** that the Lenawee County Board of Commissioners are committed, in their policy and fiduciary roles, to providing the effected County offices with the necessary resources to address the needs of the courts during this pandemic, and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the Michigan Supreme Court, State Court Administrative Office, for their review.

Motion CARRIED by a Unanimous Roll Call Vote.

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

Comm. Bales reported from the Human Services Committee.

Comm. Bolton reported from the Rules & Appointments Committee.

Comm. Collins reported from the Criminal Justice Committee.

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

Comm. Stimpson reported from the Accounts Payable Committee.

Comm. Bolton moved to approve December 10 – December 28, 2020 total vouchers for payment in the amount \$4,336,428.07 with the general fund's portion being \$295,133.38, Comm. Wittenbach seconded. Motion CARRIED.

Comm. Bales reported from the Road Commission.

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

Comm. Collins reported from the Veterans Affairs Board.

Comm. Wittenbach reported from the Health Board.

Unfinished Business: There was no unfinished business.

New Business: There was no new business.

Comm. Tillotson moved to adjourn at 2:00 P.M. Comm. Collins seconded. Motion CARRIED.

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Roxann Holloway, County Clerk

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David Stimpson, Chair

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