

WEDNESDAY, December 11, 2019

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

ABSENT: Comm. Bales and Knoblauch

ALSO PRESENT: Scott Holtz, Marilyn Woods, Kim Murphy, Jen Ambrose, Troy Bevier, Brian Elliott (Disability Connection), Chris Miller (One Lenawee), Tim Robinson (EDC), Burke Castleberry, Lee Johnson (Siena Heights University), Dmitry Shapiro (The Telegram), Martin Marshall, and Roxann Holloway

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

Comm. Bolton moved to approve the minutes from the November 13, 2019, meeting, Comm. Collins seconded, Motion CARRIED.

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

Communications were read.

Discussion was held regarding a resolution to support the passage of legislation to adopt 4-year terms for county commissioners. Comm. Stimpson stated that a resolution will be drafted and presented at the January meeting.

Chris Miller, from Adrian City Economic Development and One Lenawee, commented on the Parks & Recreation Plan. He thanked the commissioners in advance for the adoption of the resolution regarding the Parks & Recreation Plan, to be presented for adoption later on in the agenda.

Comm. Stimpson opened the Public Hearing for the 2020-2024 Parks & Recreation Plan at 1:36 p.m.

Comm. Bolton thanked Chris Miller, along with everyone on the Parks Committee, for their collaboration and hard work on the Parks Plan.

There were no public comments.

Comm. Stimpson closed the public hearing at 1:38 p.m.

Comm. Stimpson opened the Public Hearing for the Siena Heights University 4th Amended Project Plan EDC Series 2019 Bonds at 1:39 p.m.

There were no public comments.

Comm. Stimpson closed the public hearing at 1:40 p.m.

A recognition was shared by Comm. Stimpson for Probate Court Administrator, John Drahushak for over 41 years of service.

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

Board Appointments: The following reappointments are CONFIRMED.

County Planning Commission 3-year term <i>concurrent appt with Airport Zoning Board</i>	
Keith Dersham, Adrian Township	12/22
Emergency 9-1-1 District Board 3-year term	
Firefighter (statutory) – Joe Tuckey	12/22
General Public – Vincent Lysaght	12/22
Emergency Management – Craig Tanis	12/22
Economic Development Corporation (EDC) 5-year term <i>concurrent appointments with Brownfield Authority and Hospital Finance Authority</i>	
District 5 – Michael Jacobitz, Adrian	12/24
District 4 – Dawn Bales, Adrian	12/24
Land Bank Authority 3-year term	
Jake Wright, Building Inspector	12/22
Homeland Security & Local Emergency Planning Committee	
Fire: Chief Scott Damon	12/22
Local Law Enforcement: Deputy Chief Larry VanAlstine III	12/22
County Law Enforcement: Sheriff Troy Bevier	12/22
Emergency Management: Craig Tanis	12/22
EMS: Ryan Rank, Madison Twp Fire & EMS	12/22
Public Works: Dave Craig, Road Commission	12/22
Public Safety Communications: Lt. David Aungst, Central Dispatch	12/22
Governmental Administrative: Commissioner Terry Collins	12/22
Local Public Health: Martha Hall, Health Officer	12/22
Health Care: Tina Golembewski, ProMedica	12/22
Cyber Security: Matt Richardson, Lenawee Co Information Technology	12/22
Private Security: Joanne Dennis, Signal 88 Security	12/22
Local Chemical Facility: ***VACANT***	12/22
Mass Care Services: ***VACANT***	12/22
Agricultural Advisory Land Use & Economic Development Committee 3-year term	
Chris Wittenbach/County Commissioner, Clinton	12/22
Jim Swindeman/Field Crop Farmer, Deerfield	12/22
Kenneth Lake/Agribusiness, Riga	12/22
Veterans' Affairs Executive Committee 4-year term	
Leo Oswald, Clayton	12/23

FIRST QUARTER: JANUARY 1, 2020 – MARCH 31, 2020

RES#2019-027

Resolution Enacting First Quarterly Allotment of Allocations

WHEREAS, the 2020 General Appropriations Act provided for the allotment of appropriations on a periodic basis when financial circumstances warrant; and

WHEREAS, the Lenawee County Board of Commissioners deems that financial circumstances exist whereby the quarterly allotment of appropriations contained in the 2020 General Fund

Budget is deemed desirable; and

WHEREAS, the financial circumstances dictate that other steps also be taken to contain expenditures during the fiscal year.

THEREFORE BE IT RESOLVED by the Lenawee County Board of Commissioners, that the expenditure of the 2020 appropriations as contained in the 2020 General Fund Budget be established for the period beginning January 1, 2020 and ending March 31, 2020, and that the elected and appointed officials responsible for appropriations be so notified, and;

BE IT RESOLVED that said County officials shall not cause obligations to be incurred against, nor shall payment be made from appropriations in excess of the amount provided in the schedule.

PASSED BY ROLL CALL VOTE of the Lenawee County Board of Commissioners at a regular meeting held Wednesday, December 11, 2019, in the Old County Courthouse, Adrian, Michigan.

Resolution #2019-027 is ADOPTED.

LENAWEE COUNTY AIRPORT MDOT CONTRACT NO. 2020-0152

RES#2019-028

Resolution/Authorization

WHEREAS, The process of developing and upkeep of the Lenawee County Airport with federal and state financial assistance requires the execution of sponsor contracts for approved projects between the Lenawee County Board of Commissioners, Adrian, Michigan and the Michigan Department of Transportation, Lansing, Michigan, and

WHEREAS, The Lenawee County Board of Commissioners shall enter into sponsor contracts (full text on file) for specific development/upkeep projects at the Lenawee County Airport for the purposes of obtaining aid.

THEREFORE, BE IT RESOLVED, that the Chairperson of the Lenawee County Board of Commissioners, David Stimpson, is hereby authorized and directed to execute said sponsor contracts on behalf of the County of Lenawee, Michigan, and the County Clerk is hereby authorized to impress the official seal to attest said execution.

MDOT Contract No. 2020-0152 referred to herein shall be attached

Project Description: Acquire Land for Approaches or RPZ – RWY23 (Parcel 74) Sponsor Reimbursement. Includes Acquisition Costs, Demolition, Relocation Costs, and Consultant Costs-Land.

Federal Share \$579,887.00

Maximum MDOT Share \$32,216.00

SPONSOR Share, \$32,216.00

Estimated PROJECT COST, \$644,319.00

Resolution #2019-028 is ADOPTED.

LENAWEE COUNTY AIRPORT MDOT CONTRACT NO. 020-0154

RES#2019-029

Resolution/Authorization

WHEREAS, The process of developing and upkeep of the Lenawee County Airport with federal and state financial assistance requires the execution of sponsor contracts for approved projects between the Lenawee County Board of Commissioners, Adrian, Michigan and the Michigan Department of Transportation, Lansing, Michigan, and

WHEREAS, The Lenawee County Board of Commissioners shall enter into sponsor contracts (full text on file) for specific development/upkeep projects at the Lenawee County Airport for the purposes of obtaining aid.

THEREFORE, BE IT RESOLVED, that the Chairperson of the Lenawee County Board of Commissioners, David Stimpson, is hereby authorized and directed to execute said sponsor contracts

on behalf of the County of Lenawee, Michigan, and the County Clerk is hereby authorized to impress the official seal to attest said execution.

MDOT CONTRACT NO. 2020-0154 referred to herein shall be attached
PROJECT DESCRIPTION: Rehabilitate Runway 5/23 – Design.

Federal Share \$128,700.00

Maximum MDOT Share \$7,150.00

SPONSOR Share, \$7,150.00

Estimated PROJECT COST, \$143,000.00

Resolution #2019-029 is ADOPTED.

NOTICE OF INTENT

RES #2019-030

Resolution Declaring Official Intent to Reimburse Project Expenditures With Bond Proceeds and Authorizing Publication of Notice of Intent to Issue Bonds

WHEREAS, the County of Lenawee (the “County”) proposes to issue its tax-exempt bonds (the “Bonds”) under Act 34, Public Acts of Michigan, 2001, as amended (“Act 34”), to finance the acquisition, construction and/or installation of the hereinafter described capital improvements in the County (collectively, the “Project”); and

WHEREAS, it is anticipated that the County will advance a portion of the costs of the Project prior to the issuance of the Bonds, such advance to be repaid from proceeds of the Bonds upon the issuance thereof; and

WHEREAS, Section 1.150-2 of the Treasury Regulations on Income Tax (the “Reimbursement Regulations”) specifies conditions under which a reimbursement allocation may be treated as an expenditure of bond proceeds, and the County intends by this resolution to qualify amounts advanced by the County to the Project for reimbursement from proceeds of the Bonds in accordance with the requirements of the Reimbursement Regulations.

BE IT RESOLVED by the Board of Commissioners of the County of Lenawee, Michigan, as follows:

1. The Project shall consist of making capital improvements to County buildings, including without limitation (a) the Old Courthouse, (b) the Annex Building, and (c) the Judicial Building.
2. The maximum principal amount of Bonds expected to be issued for the Project is \$9,000,000.
3. The County hereby declares its official intent to issue the Bonds to finance the costs of the Project, and hereby declares that it reasonably expects to reimburse the County’s advances to the Project as anticipated by this resolution.
4. The Bonds shall be authorized by proper proceedings subsequent to this resolution.
5. The Clerk is hereby instructed to publish the notice attached hereto as Exhibit A once in a newspaper of general circulation in the County of Lenawee, which notice shall not be less than ¼ page in size in such newspaper, with such changes as the Clerk shall deem necessary or appropriate, upon the advice of bond counsel.
6. The following are appointed to act in the following capacities with respect to the Bonds:
As registered municipal advisor: Bendzinski & Co., Municipal Finance Advisors
Grosse Pointe, Michigan
As bond counsel: Dickinson Wright PLLC
Troy, Michigan
7. All prior resolutions and parts of resolutions insofar as they may be in conflict with this resolution are hereby rescinded.

Resolution #2019-030 is ADOPTED.

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

Comm. Wittenbach moved to approve the following resolution, Comm. Bolton seconded,

LENAWEE COUNTY PARKS & RECREATION PLAN 2020-2024 **RES#2019-031**

WHEREAS, Lenawee County has undertaken a Five-Year Parks and Recreation Plan which describes the physical features, existing recreation facilities and programs, and the desired actions to be taken to improve and maintain recreation facilities during the period between 2020 and 2024; and

WHEREAS, Lenawee County Parks and Recreation Commission is made up of County Commissioners and an At-Large member whom all have an interest in recreation and conservation; and

WHEREAS, the Lenawee County Park & Recreation Commission began the process of developing a community recreation and natural resource conservation plan in accordance with the most recent guidelines developed by the Department of Natural Resources and made available to local communities; and

WHEREAS, residents of the planning area were provided with a well-advertised opportunity during the development of the draft plan to express opinions, ask questions, and discuss all aspects of the recreation and natural resources conservation plan, and

WHEREAS, the public was given a well-advertised opportunity and reasonable accommodations to review the final draft plan for a period of at least 30 days; and

Whereas, a public comment session was held on November 18th to provide an opportunity for all residents of Lenawee County to express opinions, ask questions, and discuss all aspects of the 2020-2024 Lenawee County Parks & Recreation Plan; and

WHEREAS, a public hearing was held on December 11th for the Board of Commissioners to receive opinions, comments, or questions; and

WHEREAS, the Parks and Recreation Commission has developed the plan as a guideline for improving recreation and enhancing natural resource conservation for the Lenawee County Board of Commissioners.

WHEREAS, after the public meeting, the Lenawee County Board of Commissioners voted to adopt said 2020-2024 Parks and Recreation Plan.

THEREFORE BE IT RESOLVED that the Board of Commissioners does hereby approve the 2020-2024 Lenawee County Parks and Recreation Plan.

Motion CARRIED by a Unanimous Roll Call Vote.

Comm. Collins moved to approve the following resolution, Comm. Bolton seconded,

SIENA HEIGHTS UNIVERSITY 2019 PROJECT **RES#2019-032**

WHEREAS, there exists in the County of Lenawee, State of Michigan (the “County”), the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industrial and commercial enterprises in order to strengthen and revitalize the County’s economy, and to encourage the location and expansion of industrial and commercial enterprises to provide needed services and facilities to the County and its residents; and

WHEREAS, a program to alleviate the aforesaid conditions and accomplish said purposes has been initiated by The Economic Development Corporation of the County of Lenawee (the “Corporation”); and

WHEREAS, the Corporation and the County, in conformity with the requirements of Act 338, Public Acts of Michigan, 1974, as amended (“Act 338”), have previously approved a Third Amended Project Plan, dated November 17, 2016 (the “Third Amended Project Plan”), pertaining to the acquisition, construction, equipping and financing of certain projects to be undertaken by Siena Heights University, a Michigan nonprofit corporation (the “University”); and

WHEREAS, the University has requested that the Corporation assist in the financing of certain additional projects that the University proposes to undertake on its campus in the City of Adrian, Michigan, or on land adjacent to its campus in the City of Adrian, Michigan, consisting generally of one or more of the following components: (i) purchase of the student housing facilities commonly known as Campus Village at Siena, located at 915 E. Siena Heights Drive, Adrian, Michigan; (ii) development and implementation of an enterprise software information system to be used for the administration of University services and functions; and (iii) acquisition and installation of new heating, ventilation and air conditioning systems to service the main area of the University’s Fieldhouse and the men’s and women’s locker rooms, together with related electrical service and control unit upgrades (the foregoing collectively referred to herein as the “Projects”); and

WHEREAS, the Corporation, in conformity with Act 338, has caused to be prepared certain amendments to the Third Amended Project Plan pursuant to a Fourth Amended Project Plan (the “Fourth Amended Project Plan”), which amends and restates the Third Amended Project Plan; and

WHEREAS, the Fourth Amended Project Plan includes all information required by Act 338 for the undertaking by the University of the Projects and for the participation by the Corporation in the financing of a portion of the costs of the Projects through the issuance of its limited obligation revenue bonds in the aggregate principal amount of not to exceed Ten Million Dollars (\$10,000,000) (the “Bonds”); and

WHEREAS, the Corporation has approved the Fourth Amended Project Plan and has submitted the Fourth Amended Project Plan to the Board of Commissioners of the County for approval; and

WHEREAS, on December 11, 2019, the Board of Commissioners of the County conducted a public hearing on the Fourth Amended Project Plan and on the proposed issuance by the Corporation of the Bonds pursuant to Act 338 and the Internal Revenue Code of 1986, as amended (the “Code”).

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Based upon the information submitted by the Corporation, the Fourth Amended Project Plan serves to alleviate and prevent conditions of unemployment, to strengthen and revitalize the County’s economy and to provide needed services and facilities to the County and its residents, and therefore constitutes a public purpose.
2. The Fourth Amended Project Plan, as attached hereto as Exhibit A and made a part hereof, meets the requirements set forth in Section 8(4) of Act 338, and is hereby approved.
3. The persons who will be active in the management of the Projects for not less than one year after approval of the Fourth Amended Project Plan have sufficient ability and experience to manage the Fourth Amended Project Plan properly.
4. The proposed method of financing the costs of the Projects as described in the Fourth Amended Project Plan is feasible and the Corporation has the ability to arrange, or cause to be arranged, the financing.
5. The Projects as submitted are reasonable and necessary to carry out the purposes of Act

338.

6. The Board of Commissioners hereby certifies its approval of the land area described in Exhibit A-2 to the Fourth Amended Project Plan as the “project area” for the Projects as designated by the Corporation in accordance with Act 338 (the “Project Area”).
7. In accordance with Act 338, the Board of Commissioners does hereby establish as the “project district area” all of the land area comprising the Project Area as described in Exhibit A-2 to the Fourth Amended Project Plan.
8. Solely for the purpose of fulfilling the public approval requirements of the Code, the Board of Commissioners of the County hereby approves of the issuance, sale and delivery by the Corporation of the Bonds in the aggregate principal amount of not to exceed Ten Million Dollars (\$10,000,000).
9. The Corporation is hereby authorized to designate the Bonds as “qualified tax-exempt obligations” for purposes of deduction of interest expense by financial institutions pursuant to the Code.
10. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

Motion CARRIED by a Unanimous Roll Call Vote.

The Information Technology/Equalization December meeting was cancelled.

The December Human Services Committee meeting was cancelled.

Comm. Bolton reported from the Rules & Appointments Committee.

The December Criminal Justice Committee meeting was cancelled.

Comm. Stimpson reported from the Physical Resources Committee.

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

Comm. Tillotson reported from the Accounts Payable Committee.

November 21, 2019

Comm. Tillotson moved to approve total vouchers for payment in the amount \$1,451,681.02 with the general fund’s portion being \$275,216.93, Comm. Wittenbach seconded. Motion CARRIED.

December 05, 2019

Comm. Tillotson moved to approve total vouchers for payment in the amount \$1,432,346.48 with the general fund’s portion being \$91,447.56, Comm. Wittenbach seconded. Motion CARRIED.

There was no December meeting of the Policies & Procedures Committee.

Comm. Wittenbach reported from the Parks Commission.

Comm. Wittenbach reported from the Dept. of Human Service.

Comm. Lapham reported from the Department on Aging.

Comm. Lapham reported from the Airport Commission.

Comm. Tillotson reported from CMHPSM.

Comm. Wittenbach reported from the Health Board.

Comm. Wittenbach reported from MAC.

New Business: None

Public Comments and Announcements: There were no public comments or announcements.

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

Roxann Holloway, Clerk

David Stimpson, Chair