

At the regular meeting of the Shiawassee County Board of Commissioners held on Thursday November 9, 2017 in the Commissioner Chambers, Surbeck Building, Corunna, Michigan:

The meeting was called to order by Chairman Root.

Pledge of Allegiance was given.

Invocation was offered by Chairman Marks.

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

It was moved by Commissioner Bartz, seconded by Commissioner Holzhausen to approve the minutes of the October 19, 2017 Board of Commissioners meeting. Motion carried.

It was moved by Commissioner Marks, seconded by Commissioner Bartz to approve the bills listed on the Invoice Edit Report dated October 18, 2017 in the amount of \$689,617.77, Invoice Edit Report dated October 18, 2017 in the amount of \$123,899.83, Invoice Edit report dated October 20, 2017 in the amount of \$1,745,770.95, Invoice Edit Report dated October 24, 2017 in the amount of \$12,108.28, Invoice Edit Report dated October 25, 2017 in the amount of \$308,868.19, Invoice Edit Report dated October 26, 2017 in the amount of \$7,476.00, Invoice Edit Report dated October 27, 2017 in the amount of \$337,613.99, Invoice edit Report dated October 31, 2017 in the amount of \$8,191.75, Invoice Edit Report dated November 1, 2017 in the amount of \$118,915.01, Invoice Edit Report dated November 3, 2017 in the amount of \$245,292.27, Invoice Edit Report dated November 7, 2017 in the amount of \$1,764,185.54, Invoice Edit Report dated November 9, 2017 in the amount of \$375,189.74, a wire transfer for BCBS in the amount of \$221,098.00 on September 30, 2017, a wire transfer for MERS in the amount of \$226,619.06 on September 30, 2017, a wire transfer for BCBS in the amount of \$221,098.00 on November 6, 2017, a wire transfer for MERS in the amount of \$227,180.90 on October 31, 2017 as provided by Shiawassee County Administration Office and to authorize that warrants be drawn from the treasury for same. Motion carried with the following roll call vote of 7 yeas: Commissioners Coscarelli, Bruff, Marks, Holzhausen, Bartz, McMaster and Root. 0 Nays

Roxanne Rasch, Morrice. Mud bogging.

Rick Zemla, Supervisor, Fairfield Township. Wind Energy.

It was moved by Commissioner Bruff, seconded by Commissioner McMaster to approve the minutes of the November 8, 2017 Committee of the Whole meeting. Motion Carried.

It was moved by Commissioner Coscarelli, seconded by Commissioner Holzhausen to approve amending ordinance #17-01-01, imposing a moratorium on the issuance of permits, licenses, or approvals for wind energy conversion systems, and authorize the Board Chair to sign all necessary documents. Motion carried with the following roll call vote of 7 yeas: Commissioners Bruff, Marks, Holzhausen, Bartz, McMaster, Coscarelli and Root. Nays: 0.

## **SHIAWASSEE COUNTY BOARD OF COMMISSIONERS**

### **RESOLUTION 17-11-22**

#### **AMENDING ORDINANCE 17-01-01**

#### **IMPOSING A MORATORIUM ON THE ISSUANCE OF PERMITS, LICENSES OR APPROVALS FOR**

**WIND ENERGY CONVERSION SYSTEMS** At a regular meeting of the Board of Commissioners of Shiawassee County, Michigan held at the County offices located at 201 N. Shiawassee St., Corunna, Michigan 48817 on the 9th day of November, 2017, at 5:00 p.m.

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

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

The following Resolution was offered by Commissioner \_\_\_\_\_ and seconded by Commissioner \_\_\_\_\_.

WHEREAS, MCL 46.11(j) authorizes the Shiawassee County Board of Commissioners (“Board”) to adopt and amend ordinances that relate to county affairs; and

WHEREAS, on December 14, 2016, the County Planning Commission recommended that the Board adopt a moratorium on approvals of Wind Energy Conversion Systems, on a limited temporary basis, so that the Planning Commission may review certain requirements of Sec. 4.3.76 of the Shiawassee County Zoning Ordinance, particularly those provisions regulating height, setbacks, shadow flicker, noise impacts, and decommissioning costs of Wind Energy Conversion Systems, and recommend any revisions necessary for the protection of the public health, safety and welfare; and

WHEREAS, the Board has determined that it is in the best interest of the public health, safety and general welfare of persons and property to enact a moratorium for a limited temporary basis to allow time for the Shiawassee County Planning Commission to review certain requirements of Sec. 4.3.76 of the Shiawassee County Zoning Ordinance, particularly those provisions regulating height, setbacks, shadow flicker, noise impacts, and decommissioning costs of Wind Energy Conversion Systems and recommend any revisions necessary for the protection of the public health, safety and welfare; and

WHEREAS, the Board has determined that adopting the Ordinance To Impose A Moratorium On The Issuance Of Permits, Licenses Or Approvals For Wind Energy Conversion Systems, attached hereto as Exhibit A, is in the best interest of the public health, safety and welfare of County residents; and

WHEREAS, the County has made good faith efforts to develop policy with input from the townships within the 12-month moratorium period authorized by Ordinance 17-01-01 adopted by the Shiawassee County Board of Commissioners on January 13, 2017,



ORDINANCE  
OF  
THE COUNTY OF SHIAWASSEE

At a regular meeting of the Shiawassee County Board of Commissioners held at 5:00 P.M. on November 9, 2017, in the Commissioner’s Chambers located on the 1<sup>st</sup> Floor of the Surbeck Building, 201 N Shiawassee St., Corunna, Michigan, at which time the following members were present:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Commissioner \_\_\_\_\_ moved, supported by Commissioner \_\_\_\_\_, to adopt the following to amend the Shiawassee County Zoning Ordinance and Map.

PREAMBLE: The Shiawassee County Zoning Ordinance (“Ordinance”) as adopted by the Board of Commissioners of the County of Shiawassee, pursuant to Public Act 183 of 1943 (as amended and replaced by Public Act 110 of 2006, as also amended), may be amended following the procedures outlined in said Ordinance and in compliance with Public Act 110 of 2006, as amended.

WHEREAS: Alec Faber filed a petition and paid all applicable fees to rezone a parcel of land from A-2, Agricultural Production/Rural Residential to B-2, General Business; that parcel of land being located in Section 10, Bennington Township (Parcel Id.#78-014-17-200-023-01) and legally described as follows:

SEC. 10, T6N, R2E. SW 1/4 OF NW 1/4 EX COM AT NW COR OF S 1/2 OF NW 1/4, S 270 FT TO PT OF BEG, E 250 FT, S 228FT, W 250 FT, N 228 FT TO BEG ALSO EX N 270 FT OF W

250 F OF 1/2 OF NW 1/4 37.2 ACRES. (PROPERTY ADDRESS:  
4377 S M-52)

WHEREAS: The Shiawassee County Planning Commission held duly advertised and public noticed public hearing on October 25, 2017 considering the request; and

WHEREAS: Upon reviewing the request, reviewing conditions offered by the applicant, accepting comment at the public hearing, and deliberating the findings of fact as set forth in Article 19, Section 19.5 of the Ordinance, the Shiawassee County Planning Commission recommended approval of the request to the Shiawassee County Board of Commissioners;

THEREFORE BE IT RESOLVED: The Shiawassee County Board of Commissioners, having considered the recommendation and findings of the Shiawassee County Planning Commission and having reviewed the request of the applicant, ordains to amend the official Zoning Map (Article 2, Section 2.1.2) of the Ordinance by changing the zoning designation of the above referenced property from A-2, Agricultural Production/Rural Residential to B-2, General Business.

THOSE VOTING AYE:

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THOSE VOTING NAY:

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THOSE ABSENT:

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Amendment # \_\_\_\_\_ to the Shiawassee County Ordinance and Map was adopted.

\_\_\_\_\_  
Jeremy R. Root, Chairperson  
Board of Commissioners, Shiawassee County, Michigan

I do hereby certify that the above ordinance to amend the Shiawassee County Zoning Ordinance and Official Zoning Map is a true and correct copy of that recorded in the official minutes of the November 9, 2017 Shiawassee County Board of Commissioners meeting.

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

I, Caroline Wilson, Clerk of the aforesaid County, and Clerk of the Circuit Court for said County, do hereby certify that I have compared Amendatory Ordinance and Map with the original here-to-fore filed and now remaining in my office, and that it is a true and correct copy thereof, and the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the Circuit Court this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

It was moved by Commissioner Coscarelli, seconded by Commissioner Holzhausen to authorize the 2017 Shiawassee County annual apportionment report (as prepared by County Equalization) and direct the spread of taxes in terms of millage rates to be spread on taxable value. Motion carried with the following roll call vote of 7 yeas: Commissioners Holzhausen, Bartz, McMaster, Coscarelli, Bruff, Marks and Root. Nays: 0.

It was moved by Commissioner Coscarelli, seconded by Commissioner Bruff to authorize release of the lien upon payment in full and mortgage discharge from the rehabilitation improvement on the property located at 214 Mack Street, Corunna, Michigan 48817, and authorize the Board Chair to execute all necessary documents. Motion carried.

It was moved by Commissioner Coscarelli, seconded by Commissioner Bruff to authorize the letter of support for a county wide effort to apply for a \$300,000.00 grant through the United States Environmental Protection Agency and authorize the Board Chair to sign all necessary documents. Motion carried.

It was moved by Commissioner Coscarelli, seconded by Commissioner Bruff to approve the minutes of the November 06, 2017 Economic & Physical Development Committee. Motion carried.

It was moved by Commissioner Marks, seconded by Commissioner McMaster to authorize the purchase of a plow blade from Owosso Hitch and Plow Center for the amount of \$7,358.00 to be paid from the repair and maintenance budget, 101-265-930.000, and authorize the Board Chair to execute all necessary documents. Motion carried with the following roll call vote of 6 yeas: Commissioners Bartz, McMaster, Coscarelli, Bruff, Marks and Root. Nays: 1. Commissioner Holzhausen.

It was moved by Commissioner Marks, seconded by Commissioner Bruff to authorize a three-year contract for auditing services with Rehmann Robson in the amount of \$35,500.00, \$37,000.00

and \$37,500.00 for the years 2017, 2018 and 2019 to be paid from 101-202-805.000, and authorize the Board Chair to execute all necessary documents. Motion carried with the following roll call vote of 6 yeas: Commissioners McMaster, Coscarelli, Bruff, Marks, Bartz and Root. Nays: 1. Commissioner Holzhausen.

It was moved by Commissioner Marks, seconded by Commissioner Bartz to authorize the Veterans Affairs Committee to use donated funds from Fund 293 and Capital Outlay Funds from Fund 291 to purchase a 2018 Ford Flex Vehicle in the estimated amount of \$14,700.00 which represents half the cost of the vehicle with the other half of the cost being paid through a DAV grant. The total final cost will not be known until after January 01, 2018 and delivery on the vehicle will not be taken until after mid-2018. It was moved by Commissioner Marks, seconded by Commissioner Bartz to amend the Veterans Affairs Committee to use donated funds from Fund 293 and Capital Outlay Funds from Fund 291 to purchase a 2018 Ford Flex Vehicle in the estimated amount of \$14,700.00 which represents half the cost of the vehicle with the other half of the cost being paid through a DAV grant. The total final cost will not be known until after January 01, 2018 and delivery on the vehicle will not be taken until after mid-2018. The final costs to be brought before the Board of Commissioners before acceptance of vehicle. Motion carried with the following roll call vote of 6 yeas: Commissioners Coscarelli, Bruff, Marks, Bartz, McMaster and Root. Nays: 1. Commissioner Holzhausen.

It was moved by Commissioner Marks, seconded by Commissioner Bruff to authorize the renewal of the Blue Cross Blue Shield administrative services contract and stop loss agreement for the period January 1, 2018 through December 31, 2018, for the administration of the Shiawassee County self-insured health, dental and vision plan, and authorize the Board Chair to execute all required documents. Motion carried with the following roll call vote of 7 yeas: Commissioners Bruff, Marks, Holzhausen, Bartz, McMaster, Coscarelli and Root. Nays: 0.

It was moved by Commissioner Marks, seconded by Commissioner Bruff to approve the minutes of the November 06, 2017 Finance & Administration Committee meeting. Motion carried.

It was moved by Commissioner Bruff, seconded by Commissioner Holzhausen to authorize the 35th Circuit Court to contract with Michigan Drug Court Grant Program for the period of October 01, 2017 to September 30, 2018 in the amount of \$22,000.00 and authorize the Board Chair to execute all necessary documents. Motion carried with the following roll call vote 7 yeas: Commissioners Marks, Holzhausen, Bartz, McMaster, Coscarelli, Bruff and Root. Nays: 0.

It was moved by Commissioner Bruff, seconded by Commissioner Holzhausen to authorize Authorize the 35th Circuit Court to contract with the Office of Highway Safety Planning Grant for the period of October 01, 2017 to September 30, 2018 in the amount of \$75,050.00, and authorize the Board Chair to execute all necessary documents. Motion carried with the following roll call vote of 7 yeas: Commissioners Holzhausen, Bartz, McMaster, Coscarelli, Bruff, Marks and Root. Nays: 0.

It was moved by Commissioner Bruff, seconded by Commissioner Bartz to authorize the 35th Circuit Court to contract with Swift and Sure Sanctions Probation Program Grant for the period of October 01, 2017 to September 30, 2018 in the amount of \$38,000.00 and authorize the Board Chair to execute all necessary documents. Motion carried with the following roll call vote of 7 yeas: Commissioners Bartz, McMaster, Coscarelli, Bruff, Marks, Holzhausen and Root. Nays: 0.

It was moved by Commissioner Bruff, seconded by Commissioner Bartz to appoint Ruth George to the Jury Board effective immediately to April 23, 2023, or until a successor is appointed and authorize the Board Chair to execute all necessary documents. Motion carried.

It was moved by Commissioner Bruff, seconded by Commissioner Bartz to authorize Shiawassee Central Dispatch to purchase equipment from Xybix Systems for the Dispatch raised consoles (Desk) with cable management and power supply (Outlets) for connectivity, work surfaces,

CPU Cabinets, storage cabinet, resources cabinets and stand in the amount of \$61,401.90 to be paid from line item 216-325-970.00, and authorize the Director, Lt Pamela Batinkoff, to sign all necessary documents. Motion carried with the following roll call vote of 7 yeas: Commissioners McMaster, Coscarelli, Bruff, Marks, Holzhausen, Bartz and Root. Nays: 0.

It was moved by Commissioner Bruff, seconded by Commissioner Coscarelli to approve the minutes of the November 07, 2017 Public Safety & Courts Committee meeting. Motion carried.

It was moved by Commissioner McMaster, seconded by Commissioner Bruff to authorize the Health Department to contract with Memorial Healthcare for the period of October 01, 2017 through September 30, 2018 and authorize, Larry Johnson, Health Director, to sign all necessary documents. Motion carried with the following roll call vote of 7 yeas: Commissioners Coscarelli, Bruff, Marks, Holzhausen, Bartz, McMaster and Root. Nays: 0.

It was moved by Commissioner McMaster, seconded by Commissioner Bruff to authorize the Health Department to contract with Convenient Urgent Care for the period of October 01, 2017 through September 30, 2018 and authorize, Larry Johnson, Health Director, to sign all necessary documents. Motion carried with the following roll call vote of 7 yeas: Commissioners Bruff, Marks, Holzhausen, Bartz, McMaster, Coscarelli and Root. Nays: 0.

It was moved by Commissioner McMaster, seconded by Commissioner Bruff to authorize the Health Department to contract with Michigan Department of Environmental Quality in the amount of \$33,389.00 for the period of October 01, 2017 to September 30, 2018 and authorize, Larry Johnson, Health Director, to sign all necessary documents. Motion carried with the following roll call vote of 7 yeas: Commissioners Marks, Holzhausen, Bartz, McMaster, Coscarelli, Bruff and Root. Nays: 0.

It was moved by Commissioner McMaster, seconded by Commissioner Bruff to approve the minutes of the November 07, 2017 Health and Human Services Committee meeting. Motion carried.

Chairman Root disbursed the 2018 Shiawassee County Fiscal Budget to the Board for review.

It was moved by Commissioner McMaster, seconded by Commissioner Holzhausen to add to the agenda Resolution 17-11-24. Motion carried with the following roll call vote of 6 yeas: Commissioners Holzhausen, Bartz, McMaster, Bruff, Marks and Root. Nays: 1. Commissioner Coscarelli.

It was moved by Commissioner Coscarelli to amend Resolution 17-11-24, no second. Motion died.

It was moved by Commissioner Holzhausen, seconded by Commissioner Bruff to vote on Resolution 17-11-24 section A and section B. Resolution 17-11-24, section A passes with the following roll call vote of 6 yeas: Commissioners Bartz, McMaster, Bruff, Marks, Holzhausen and Root. Resolution 17-11-24, section B fails with 1 vote from Commissioner Coscarelli.

**RESOLUTION #17-11-24**  
RESOLUTION OF THE SHIAWASSEE COUNTY BOARD OF COMMISSIONERS  
TO ALIGN FRIEND OF THE COURT COMPENSATION  
WITH STATE COURT ADMINISTRATION OFFICE RECOMMENDATIONS  
AUTHORIZED BY THE BOARD OF COMMISSIONERS  
JUNE 16, 2016

WHEREAS the Shiawassee County Board of Commissioners (the "Board") authorized the adoption of a plan of reorganization for the Friend of the Court office (the "FOC") proposed by the State Court Administrative Office in a Management Assistance Plan (the "MAP") on June 16, 2016; and

WHEREAS job descriptions and wage rates were specified in the MAP; and

WHEREAS current wage rates and job descriptions in the FOC have deviated from the MAP under a second unapproved reorganization.

NOW, THEREFORE BE IT RESOLVED that the wage rates and job descriptions be adjusted to either (A) agree to the wage rates and job descriptions specified in the MAP recommendations authorized by the Shiawassee County Board of Commissioners at their regular meeting on June 16, 2016 or (B) remain at their current rate under the second reorganization which was not formally authorized/approved by the Shiawassee County Board of Commissioners.

ROLL CALL VOTE:

A's:

B's:

ABSENT:

State of Michigan )

County of Shiawassee )

I, Caroline Wilson, Clerk of the County of Shiawassee and the Shiawassee County Board of Commissioners, do hereby certify that the foregoing is a true and correct copy of the resolution adopted by the Board at a regular meeting on November, 19, 2017.

In witness whereof I have hereunto set my hand and affixed the Seal of the County of Shiawassee on this \_\_\_\_\_ day of November, 2017.

\_\_\_\_\_  
Caroline Wilson. County Clerk

Theresa Bandkau, Owosso. Budget/Clerk's office/Wind Moratorium.  
Chairman Root, Drain Commissioner's truck.  
Meeting adjourned at 6:34 p.m.

\_\_\_\_\_  
Caroline Wilson, County Clerk