

**COMMITTEE OF THE WHOLE  
MINUTES**

**DATE:** Wednesday, October 20, 2021

**TIME:** 5:00 p.m.

**PLACE:** Surbeck Building, Commissioner Chambers, Corunna

**PRESENT:** Chairman Marks, Commissioners Garber, Plowman, Brodeur, Webster and Holzhausen

**ABSENT:** Commissioner Root

**Call to order:** 5:00 p.m.

The Pledge of Allegiance was recited.

It was moved by Commissioner Plowman, seconded by Commissioner Brodeur to approve the agenda with two additional items under Finance & Administration: 1) Item I – a motion for a 4% increase to all non-reps effective November 1, 2021. 2) As a discussion item – bonding pensions.

**Call to the Public:** Shelly Ochodnicky, Owosso – Health Department mandate  
Tom Manke, Owosso – Health Department mandate  
Paula Brooks, Durand – Employee performance reviews  
Karma Chandler, Owosso – Health Department mandate

Board of Commissioners Chairman Brodeur gave explanation as to the Health Department and the Boards limitation in the control over the Health Department responsibilities when there is a pandemic.

It was moved by Commissioner Plowman, seconded by Commissioner Garber to move to Thursday's Board of Commissioner's meeting for consideration to authorize MERS to allow Brandon Worrall to purchase one year of service credit as requested. Motion carried.

It was moved by Commissioner Plowman, seconded by Commissioner Brodeur to move to Thursday's Board of Commissioner's meeting for consideration to approve the creation and posting of the Human Resources Manager. Motion carried.

It was moved by Commissioner Plowman, seconded by Commissioner Garber to move to Thursday's Board of Commissioner's meeting for consideration to approve the Revised Shiawassee County Personnel Policy as presented. Motion carried.

It was moved by Commissioner Plowman, seconded by Commissioner Garber to move to Thursday's Board of Commissioner's meeting for consideration to authorize the County Attorney to draft an agreement to purchase the land located in downtown Corunna and present to the Board for approval. Motion failed with

the following roll call vote of 2 yeas: Commissioners Garber and Plowman. 4 nays: Commissioners Webster, Holzhausen, Vice-Chairman Marks and Chairman Brodeur.

It was moved by Commissioner Plowman, seconded by Commissioner Brodeur to move to Thursday's Board of Commissioner's meeting for consideration to approve the contract with the Circuit Court Association as presented. Motion carried.

It was moved by Commissioner Plowman, seconded by Commissioner Garber to move to Thursday's Board of Commissioner's meeting for consideration to approve the purchase of a Ford 250 Super Cab in an amount not to exceed \$32,291 and a Ford Escape in an amount not to exceed \$23,510. Motion carried.

It was moved by Commissioner Plowman, seconded by Commissioner Garber to move to Thursday's Board of Commissioner's meeting for consideration to approve the re-filling of two positions in the Sheriff's Department – one for a corrections deputy and one for a road patrol deputy. Motion carried.

It was moved by Commissioner Plowman, seconded by Commissioner Garber to move to Thursday's Board of Commissioner's meeting for consideration to approve creation and hiring of a part-time secretary in the Sheriff's Department not to exceed \$10,000 for Fiscal Year 2022 without benefits. Motion carried.

It was moved by Commissioner Plowman, seconded by Commissioner Garber to move to Thursday's Board of Commissioner's meeting for consideration to approve a 4% increase to all non-reps effective November 1, 2021 and redline all APA's within their band. Motion carried.

It was moved by Commissioner Plowman, seconded by Commissioner Brodeur to move to Thursday's Board of Commissioner's meeting to authorize the County Coordinator to begin the pension bonding process and bring documents back to Board for approval. Motion carried.

It was moved by Commissioner Gaber, seconded by Commissioner Webster to move to Thursday's Board of Commissioner's meeting for consideration to approve the 2021 Drain Assessments as proposed. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to move to Thursday's Board of Commissioner's meeting for consideration to approve the apportionment report and direct the spread of taxes in terms of millage rates to be spread on taxable value. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to move to Thursday's Board of Commissioner's meeting for consideration to approve the PA 116 Farmland Agreement Application for Mr. Tom Albaugh for his property located at 7201 W. Riley Road, Elsie. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to move to Thursday's Board of Commissioner's meeting for consideration to approve the bid documents as presented for Henderson Park. Motion carried.

It was moved by Commissioner Garber, supported by Commissioner Holzhausen to move to the next Committee of the Whole meeting for consideration to approve board appointments to Parks and Planning Commission. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to move to Thursday's Board of Commissioner's meeting for consideration to approve the grant agreement between the Michigan Department of Health and Human Services and the Shiawassee County Health Department for Public Health Services-Emerging Threats in the amount of \$713,344 for a period of 10/1/21 through 9/30/22 and authorize the board chair to execute the contract. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to move to Thursday's Board of Commissioner's meeting for consideration to approve the grant agreement between the Shiawassee County Health Department and the Michigan Primary Care Association for the Durand School Wellness Program in the amount of \$150,000 for a period of 10/1/21 through 9/30/22 and authorize the board chair to execute the contract. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to move to Thursday's Board of Commissioner's meeting for consideration to approve the grant agreement between the Michigan Department of Health and Human Services and the Shiawassee County Health Department for Essential Local Public Health Services in the amount of \$1,253,548 for a period of 10/1/21 through 9/30/22 and authorize the board chair to execute the contract. Motion carried.

It was moved by Commissioner Garber, supported by Commissioner Plowman to move to the next Committee of the Whole meeting for consideration to approve board appointment to Veterans Board and Health and Human Services Board. Motion carried.

Chairman Brodeur reported on County financial status.

Dr. Boggs reported the 2022 budget to board next month for review for final approval in December and apportionment of commissioner districts clarification as to any involvement from the Board of Commissioners no longer permitted, per the law.

**Call to the Public:** Tom Manke, Owosso – Health Department  
Karma Chandler, Owosso – Health Department  
Tony Newman, Drain Commissioner - Mandates

It was moved by Commissioner Plowman, seconded by Commissioner Brodeur to move into closed session for the purpose pursuant to MCL 15.268(e) to discuss the litigation strategy regarding pending litigation with our attorney in the matter of Ruggiero v Shiawassee County Board of Commissioners, et al, Shiawassee County Circuit Court Case No. Case No. 21-5977-CZ, assigned to Genesee County Circuit Court as Case No. 21-11544-CZ, as discussed in open session would be detrimental to the financial position of the County with regard to our litigation and settlement position. Motion failed with the following roll call vote of 4 yeas: Commissioners Webster, Vice-Chairman Marks, Plowman and Chairman Brodeur. 2 nays: Commissioners Holzhausen and Garber.

It was moved by Commissioner Plowman, seconded by Commissioner Brodeur to withdraw motion to move into closed session for the purpose pursuant to MCL 15.268(e) to discuss the litigation strategy regarding pending litigation with our attorney in the matter of Ruggiero v Shiawassee County Board of Commissioners, et al, Shiawassee County Circuit Court Case No. Case No. 21-5977-CZ, assigned to Genesee County Circuit Court as Case No. 21-11544-CZ, as discussed in open session would be detrimental to the financial position of the County with regard to our litigation and settlement position. Motion carried with the

following roll call vote of 6 yeas: Commissioners Holzhausen, Garber, Plowman, Holzhausen, Vice-Chairman Marks and Chairman Brodeur. 0 nays.

It was moved by Commissioner Plowman, seconded by Commissioner Brodeur to move into closed session for the purpose pursuant to MCL 15.268(e) to discuss the litigation strategy regarding pending litigation with our attorney in the matter of Ruggiero v Shiawassee County Board of Commissioners, et al, Shiawassee County Circuit Court Case No. Case No. 21-5977-CZ, assigned to Genesee County Circuit Court as Case No. 21-11544-CZ, as discussed in open session would be detrimental to the financial position of the County with regard to our litigation and settlement position. Motion carried with the following roll call vote of 6 yeas: Commissioners Garber, Plowman, Webster, Holzhausen, Vice-Chairman Mark and Chairman Brodeur. 0 nays.

Regular meeting adjourned to enter into closed session at 6:59 p.m.

Closed session adjourned at 7:38 p.m.

Regular meeting reconvened at 7:38 p.m.

It was moved by Commissioner Plowman, seconded by Commissioner Brodeur to adopt the County attorney's recommendation with regard to settlement of pending litigation in Ruggiero v Shiawassee County Board of Commissioners, et al, Shiawassee County Circuit Court Case No. 21-5977-CZ. Motion carried with the following roll call vote of 6 yeas: Commissioners Webster, Holzhausen, Garber, Plowman, Vice-Chairman Marks and Chairman Brodeur. 0 nays.

It was moved by Commissioner Plowman, seconded by Commissioner Webster to authorize expenditure of up to \$5,000 for the purpose of conducting Board training on the Open Meetings Act and authorize Chairman Brodeur to execute a contract for the provision of such training. Motion carried with the following roll call vote of 6 yeas: Commissioners Holzhausen, Garber, Plowman, Webster, Vice-Chairman Marks and Chairman Brodeur. 0 nays.

Meeting adjourned at 7:41 p.m.

/s/ [Brandon Marks]  
Chairman Brandon Marks  
Committee of the Whole

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