

At the meeting of the Shiawassee County Board of Commissioners held on Wednesday, February 12, 2025 in the Commissioner Chambers, Surbeck Building, Corunna, Michigan:

The meeting was called to order by Chairman Brodeur at 5:00 p.m.

Pledge of Allegiance was recited.

Invocation was offered by Commissioner Haley.

Roll call found Commissioners Haley, Holzhausen, Johnson, Garber, Shepard and Chairman Brodeur present. Commissioner Howard arrived at 5:02 p.m.

It was moved by Commissioner Garber, seconded by Commissioner Howard to approve the agenda as presented. Motion carried.

It was moved by Commissioner Johnson, seconded by Commissioner Haley to approve the minutes of the January 15, 2025 Board of Commissioners meeting. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Johnson to approve the bills listed on the Invoice Edit Reports dated January 16, 2025, Invoice Edit Reports dated January 17, 2025, Invoice Edit Reports dated January 23, 2025, Invoice Edit Reports dated January 24, 2025, Invoice Edit Reports dated January 31, 2025, Invoice Edit Reports dated February 6, 2025 and Invoice Edit Reports dated February 7, 2025. Payroll Batch dated January 17, 2025 and Payroll Batch dated January 31, 2025 and to include Wire Transfers, ACH and EFT's for a grand total of \$5,976,049.88 and authorize warrants be drawn from the Treasury for the same. Motion carried with the following roll call vote of 7 yeas: Commissioners Holzhausen, Johnson, Garber, Howard, Shepard, Haley and Chairman Brodeur. 0 nays.

It was moved by Commissioner Howard, seconded by Commissioner Garber accept and place on file the 2024 Register of Deeds Annual Report as presented. Motion carried.

It was moved by Commissioner Howard, seconded by Commissioner Holzhausen approve the rehabilitation mortgage discharge for Tiffany Lynn Crampton of 315 Madison St., Perry, MI. Motion carried with the following roll call vote of 7 yeas: Commissioners Johnson, Garber, Howard, Shepard, Haley, Holzhausen and Chairman Brodeur. 0 nays.

It was moved by Commissioner Howard, seconded by Commissioner Holzhausen adopt Ordinance #25-02-01, the Middlebury PUD Ordinance Amendment, as presented to the Board of Commissioners. Further, moved that the Community Development Director is authorized and directed to cause notice of adoption of the Ordinance to be published as required by the Michigan Zoning Enabling Act. Motion carried with the following roll call vote of 7 yeas: Commissioners Garber, Howard, Shepard, Haley, Holzhausen, Johnson and Chairman Brodeur. 0 nays.

**MIDDLEBURY PUD ZONING ORDINANCE AMENDMENT
ORDINANCE NO. 25-02-01**

[An ordinance adopted pursuant to the provisions of the Michigan Zoning Enabling Act (Public Act 110 of 2006, as amended) to establish a new PUD Zoning District, to amend the Zoning District Map to define the boundaries of the new district; to incorporate an appendix to the Zoning Ordinance setting out applicable regulations in the new district; to provide for severability, repeal, publication and an effective date; and for other purposes.]

THE COUNTY OF SHIAWASSEE, MICHIGAN HEREBY ORDAINS:

Section 1. Short Title.

This Ordinance shall be known and cited as the Middlebury PUD Zoning Ordinance Amendment and may be referred to herein as the "Ordinance" or this "Ordinance."

Section 2. Amendment.

This Ordinance amends the Zoning Ordinance of Shiawassee County (effective February, 27, 2003, as amended, and hereinafter referred to as the "Zoning Ordinance").

Section 3. Section 2.1.1.

The following is added to Section 2.1.1. of the Zoning Ordinance: PUD – 1 Owosso Speedway (Regulations in Appendix).

Section 4. Section 2.2.2

The Zoning District Map of Shiawassee County, Michigan is amended to create the PUD-1 Owosso Speedway Zoning District with the following boundaries:

The parcels of land being located in Sections 13, 14 and 23 of Middlebury Township and legally described as follows:

PARCEL ID# 005-13-300-003 (B-2 TO PUD-1)

SEC 13, T7N, R1E PT OF SW 1/4: COM AT SW COR OF SEC, N02*04'40"E 676 FT, S88*09'05"E 676 FT, S02*04'40"W 676 FT TO S SEC LN, N88*09'05"W 676 FT TO BEG EX W 33 FT & S 50 FT FOR HWY 10.5 ACRES

PARCEL ID# 005-14-400-003 (B-2 TO PUD-1)

SEC 14, T7N, R1E COM AT SE COR OF SEC, N 300 FT, W 425 FT, S 300 FT, E 425 FT TO BEG 2.9 ACRES

PARCEL ID# 005-14-400-001 (B-2 TO PUD-1)

SEC 14, T7N, R1E W 1/2 OF SE 1/4 S OF DG&MRR R/WY

PARCEL ID# 005-14-400-004 (B-2 TO PUD-1)

SEC 14, T7N, R1E NE 1/4 OF SE 1/4 S OF GTWRR EX COM ON E SEC LN 12 RDS N OF SE COR OF NE 1/4 OF SE 1/4, TH N 12 RDS, W 9 RDS, S 12 RDS, E 9 RDS TO BEG ALSO EX COM 1120.35 FT S OF E 1/4 COR OF SEC, TH S 198 FT, S89*17'00"W 346.53 FT ON E&W 1/8 LN IN SE 1/4, AS OCCUPIED, TH N 400.33 FT, E 198 FT, S 198 FT, E 148.50 FT TO BEG

PARCEL ID# 005-14-400-002 (B-2 TO PUD-1)

SEC 14, T7N, R1E SE 1/4 OF SE 1/4 EX COM AT SE COR OF SEC, N 300 FT, W 425 FT, S 300 FT, E 425 FT TO BEG 37 ACRES

PARCEL ID# 005-23-100-010-00 (A-2 TO PUD-1)

SEC 23, T7N, R1E, NW1/4 BEG 1265.28FT N88*51'36"E OF NW COR OF SEC 23; TH N88*45'36" 866.38FT; TH S01*09'04"E 408.00FT; TH N88*45'52"E 423.64FT; TH N01*06'03"W407.29FT; TH N88*51'36"E 66.00FT; TH S01*03'32"E 2281.79FT; TH S88*42'56"W 584.69FT; TH N01*46'34"W 1036.26FT TO POB.

Section 5. Appendix PUD-1 Owosso Speedway

Appendix PUD-1 Owosso Speedway and the regulations and attachments contained therein are hereby incorporated into the Zoning Ordinance

Section 6. Severability.

This Ordinance and its various parts, sections, subsections, phrases and clauses are severable. If any part, sentence, paragraph, section, subsection, phrase or clause is adjudged unconstitutional or invalid, it is hereby provided that the remainder of this Ordinance, its parts, sections, subsections, phrases, sentences and clauses are intended to be valid, irrespective of the fact that any one or more parts, sections, subsection, phrases, sentences or clauses be declared invalid.

Section 7. Repeal.

All other ordinances or parts of ordinances in conflict with the provisions of this Ordinance, except as herein provided, are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 8. Publication.

The Shiawassee County Director of Community Development shall cause notice of adoption of this Ordinance to be published in a local newspaper of general circulation the manner required by the Michigan Zoning Enabling Act. The Shiawassee County Director of Community Development shall provide any other required notice of adoption of this Ordinance that is required by law.

Section 9. Effective Date.

This Ordinance shall take effect seven (7) days after the applicable notice of adoption is published.

It was moved by Commissioner Howard, seconded by Commissioner Holzhausen to approve the minutes from the February 10, 2025 Economic and Physical Development Committee meeting. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Howard to approve the Earned Sick Time Policy as presented and amend the employee handbook to reflect the new policy. Motion carried with the following roll call vote of 7 yeas: Commissioners Howard, Shepard, Haley, Holzhausen, Johnson, Garber and Chairman Brodeur. 0 nays.

It was moved by Commissioner Garber, seconded by Commissioner Howard to approve the minutes from the February 10, 2025 Finance and Administration Committee meeting. Motion carried.

It was moved by Commissioner Haley, seconded by Commissioner Howard to approve the refilling of a Road Patrol Deputy position due to retirement. Motion carried with the following roll call vote of 7 yeas: Commissioners Shepard, Haley, Holzhausen, Johnson, Garber, Howard and Chairman Brodeur. 0 nays.

It was moved by Commissioner Haley, seconded by Commissioner Howard to approve the purchase of six new tasers not to exceed the cost of \$28,914, and apply for the 50% reimbursement grant. Motion carried with the following roll call vote of 7 yeas: Commissioners Haley, Holzhausen, Johnson, Garber, Howard, Shepard and Chairman Brodeur. 0 nays.

It was moved by Commissioner Haley, seconded by Commissioner Holzhausen to approve the chair's recommendation of the appointment of David Johnson to the 911 Board. Motion carried.

It was moved by Commissioner Haley, seconded by Commissioner Howard to approve the minutes from the February 11, 2025 Public Safety and Courts Committee meeting. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to approve the replacement of a Public Health Nurse at Grade 9. Motion carried with the following roll call vote of 7

yeas: Commissioners Holzhausen, Johnson, Garber, Howard, Shepard, Haley and Chairman Brodeur. 0 nays.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to approve the minutes from the February 11, 2025 Health and Human Services Committee meeting. Motion carried.

Chairman Brodeur reported on the Cook's may be assisting with a recycling program and Land Bank update.

County Administrator, Dr. Boggs reported on county audit to begin March 1, 2025, met with Pleasant View and their expansion moving forward and looking for county to apply for a housing grant that will go to the Land Bank.

Tom Manke, Owosso – Owosso Speedway, Recycling Center, Sheriff Department and organizing something to get the money for a dog at night.

It was moved by Commissioner Garber, seconded by Commissioner Howard to move into closed session to consult with legal counsel regarding trial and settlement strategy in the case of Charles A. Fleck v. Shiawassee County Drain Commission Claim Number 189878004. Motion carried with the following roll call vote of 7 yeas: Commissioners Haley, Holzhausen, Johnson, Garber, Howard, Shepard and Chairman Brodeur. 0 nays.

Regular meeting moved into closed session at 5:28 p.m.

Closed session adjourned at 5:49 p.m.

Regular meeting reconvened at 5:50 p.m.

It was moved by Commissioner Howard, seconded by Commissioner Haley to accept the minutes from the February 12, 2025 closed session as presented. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Howard to move that the County adopt the recommended trial and settlement strategy of legal counsel in the matter of Charles A. Fleck v Shiawassee County Claim number 189878004. Motion carried with the following roll call vote of 7 yeas: Johnson, Garber, Howard, Shepard, Haley, Holzhausen and Chairman Brodeur. 0 nays.

Meeting adjourned at 5:51 p.m.

/s/ [Gregory Brodeur]
Gregory Brodeur, Chairman
Board of Commissioners

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