

At the meeting of the Shiawassee County Board of Commissioners held on Wednesday, August 13, 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, Garber, Howard, Shepard and Chairman Brodeur present. Commissioner Johnson excused.

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

It was moved by Commissioner Howard, seconded by Commissioner Garber to approve the minutes of the July 16, 2025 Board of Commissioners meeting. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Howard to approve the bills listed on the Invoice Edit Reports dated July 17, 2025, Invoice Edit Reports dated July 18, 2025, Invoice Edit Reports dated July 24, 2025, Invoice Edit Reports dated July 25, 2025, Invoice Edit Reports dated July 25, 2025, Invoice Edit Reports dated July 31, 2025 and Invoice Edit Reports dated August 1, 2025 and Invoice Edit Reports dated August 7, 2025. Payroll Batch dated July 18, 2025 and Payroll Batch dated August 1, 2025 and to include Wire Transfers, ACH and EFT's for a grand total of \$5,532,910.55 and authorize warrants be drawn from the Treasury for the same. It was moved by Commissioner Garber, seconded by Commissioner Howard to amend motion to include Invoice Edit Reports dated August 8, 2025. Motion carried with the following roll call vote of 6 yeas: Commissioners Holzhausen, Garber, Howard, Shepard, Haley and Chairman Brodeur. 0 nays.

Chairman Brodeur opened the public hearing at 5:03 p.m. for the Brownfield Plan.

Dr. Brian Boggs gave background information on this project.

Justin Horvath, SEPD gave further information on this project.

Samantha Mariuz, SEPD gave further information on this project.

Sarah Kopko, Lionsbear Ventures gave further information on this project.

Public comment offered. No one responded.

Chairman Brodeur gave comment on this project.

Dr. Brian Boggs gave comment on this project.

Commissioner Holzhausen gave comment on this project.

Chairman Brodeur closed the public hearing at 5:13 p.m.

It was moved by Commissioner Howard, seconded by Commissioner Holzhausen to fill the vacant drain maintenance coordinator's position as requested. Motion carried with the following roll call vote of 6 yeas: Commissioners Garber, Howard, Shepard, Haley, Holzhausen and Chairman Brodeur. 0 nays.

It was moved by Commissioner Howard, seconded by Commissioner Garber to approve the appointment of Shirley Smith to the Zoning Board of Appeals as an alternate. Motion carried.

It was moved by Commissioner Howard, seconded by Commissioner Haley to approve the minutes from the August 11, 2025 Economic and Physical Development Committee meeting. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to approve the purchase of a new scanner and computer for the clerk's office in an amount not exceed \$8,009.22. Motion carried with the following roll call vote of 6 yeas: Commissioners Garber, Howard, Shepard, Haley, Holzhausen and Chairman Brodeur. 0 nays.

It was moved by Commissioner Garber, seconded by Commissioner Haley to approve Resolution #25-08-13 approving a Brownfield Plan for Reed Road Redevelopment, Durand, Michigan,

pursuant to and in accordance with the provisions of Act 381 of the Public Acts of the State of Michigan of 1996, as amended. Motion carried with the following roll call vote of 6 yeas: Commissioners Howard, Shepard, Haley, Holzhausen, Garber and Chairman Brodeur. 0 nays.

RESOLUTION #25-08-13
APPROVING A BROWNFIELD PLAN
FOR REED ROAD DEVELOPMENT, DURAND, MICHIGAN, PURSUANT TO AND
IN ACCORDANCE WITH THE PROVISIONS OF ACT 381 OF THE
PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED

At a regular meeting of the Shiawassee County Board of Commissioners, held in the Surbeck Building, 201 North Shiawassee Street, 1st Floor, Corunna, Michigan, 48817 on the 13th day of August 2025 at 5:00 PM.

PRESENT:

ABSENT:

MOTION BY:

SUPPORTED BY:

WHEREAS, the Michigan Brownfield Redevelopment Financing Act, Act 381, P.A. 1996 as amended (“Act 381”), authorizes municipalities to create a brownfield redevelopment authority to promote the revitalization, redevelopment, and reuse of contaminated, blighted, functionally obsolete, historically designated, or housing property through tax increment financing of eligible activities approved in a Brownfield Plan; and

WHEREAS, the Shiawassee County Board of Commissioners established the City of Shiawassee County Brownfield Redevelopment Authority, under the procedures in Act 381, to facilitate the redevelopment of Brownfields within the County of Shiawassee; and,

WHEREAS, the Brownfield Redevelopment Authority (the “Authority”) of the County of Shiawassee, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the “Act”), has received and recommended for approval by the Shiawassee County Board of Directors, a Brownfield Plan (the “Plan”) pursuant to and in accordance with Section 13 of the Act; and

WHEREAS, the City of Durand reviewed the Plan at their regular City Council meeting on August 4, 2025, and passed a Resolution of Concurrence and Resolution of Understanding to allow for the County of Shiawassee and Shiawassee County Brownfield Redevelopment Authority to administer the Plan; and

WHEREAS, the Authority has, at least ten (10) days before the meeting of the Shiawassee County Board of Commissioners at which this resolution has been considered, provided notice to and fully informed all taxing jurisdictions (the “Taxing Jurisdictions”) which are affected by the Plan about the fiscal and economic implications of the proposed Plan, and the Shiawassee County Board of Commissioners has previously provided to the Taxing Jurisdictions a reasonable opportunity to express their views and recommendations regarding the Financing Plan and in accordance with Sections 13(13) and 14(1) of the Act; and

WHEREAS, the Shiawassee County Board of Commissioners has made the following determinations and findings:

- A. The Plan constitutes a public purpose under the Act;
- B. The Plan meets all of the requirements for a Brownfield Plan set forth in Section 13 of the Act;

- C. The proposed method of financing the costs of the eligible activities, as described in the Plan, is feasible and the Authority has the ability to arrange the financing;
- D. The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposes of the Act;
- E. The amount of captured taxable value estimated to result from the adoption of the Plan is reasonable; and

WHEREAS, as a result of its review of the Plan and upon consideration of the views and recommendations of the Taxing Jurisdictions, the Shiawassee County Board of Commissioners desires to proceed with approval of the Plan.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Plan Approved. Pursuant to the authority vested in the Board by the Act, and pursuant to and in accordance with the provision so Section 14 of the Act, the Plan is hereby approved in the form attached as Exhibit "A" to this resolution. The Brownfield Plan for the Reed Road Redevelopment project, as presented pursuant to and in accordance with the provisions of Act 381 of the public acts of the State of Michigan of 1996, as amended. The duration of the plan is estimated for a twenty-six (26) year period but shall not exceed thirty-five (35) years as provided by subsequent increases or decreases in the Tax Increment Revenues per Act 381.
2. Severability. Should any section, clause, or phrase of this Resolution be declared by the Courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.
3. Repeals. All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed:

AYES:

NAYES:

ABSTAINED:

RESOLUTION DECLARED ADOPTED.

COUNTY OF SHIAWASSEE, STATE OF MICHIGAN

I, the undersigned, the duly qualified and acting Clerk of the County of Shiawassee, State of Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners for the County of Shiawassee at a regular meeting held on the 13th day of August 2025, the original of which resolution is on file in my office.

IT WITNESS WHEREOF, I have hereunto set my official signature, this ____ day of _____,

_____.

Caroline Wilson, County Clerk

It was moved by Commissioner Garber, seconded by Commissioner Howard to approve the Resolution #25-08-14 and #25-08-15 Authorizing Entry of Participation Agreement in Partial Settlement of the National Prescription Opiate Settlement. Motion carried with the following roll call vote of 6 yeas: Commissioners Shepard, Haley, Holzhausen, Garber, Howard and Chairman Brodeur. 0 nays.

RESOLUTION #25-08-14

AUTHORIZING ENTRY OF PARTICIPATION AGREEMENTS IN PARTIAL SETTLEMENT OF THE NATIONAL PRESCRIPTION OPIATE LITIGATION AND ENTRY OF STATE LOCAL GOVERNMENT INTRASTATE AGREEMENT CONCERNING ALLOCATION OF SETTLEMENT PROCEEDS

WHEREAS, SHIAWASSEE COUNTY filed a lawsuit to address the public nuisance that is the Opioid Epidemic, which named, among others, Purdue Pharma L.P. (Purdue) and several members of the Sackler family (Sackler Family Defendants);

AND WHEREAS Purdue has presented a proposed Bankruptcy Plan, and the Sackler Family Defendants have entered into a Governmental Entity & Shareholder Direct Settlement Agreement (together, the "Purdue/Sackler Settlement") with the State Attorneys General and a Plaintiff Executive Committee-designated negotiating committee that represents approximately 4,000 local governments that have brought lawsuits similar to SHIAWASSEE COUNTY'S lawsuit;

AND WHEREAS the Purdue/Sackler Settlement will provide significant equitable and monetary relief, including an agreement that (a) the Sackler Family Defendants will pay \$6.5 billion over the next 15 years in exchange for a release of claims against them and (b) the Purdue estate will contribute an amount of approximately \$900 million. The bulk of these payments will be dedicated to funding abatement and prevention strategies associated with the opioid's public nuisance;

AND WHEREAS SHIAWASSEE COUNTY previously executed Participation Agreements for the Distributor and Janssen Settlements, as well as the Teva, Allergan, CVS, Walmart, and Walgreens Settlements, which have conferred and continue to confer valuable benefits;

AND WHEREAS SHIAWASSEE COUNTY desires to enter into an allocation method which allocates settlement funds on a 50/50 basis to:

1. Participating Local Governments who have elected to participate in the Purdue/Sackler Settlement; and
2. the State of Michigan.

NOW THEREFORE, SHIAWASSEE COUNTY authorizes the execution of a Participation Agreement for the Purdue/Sackler Settlement, which is available at <https://nationalopioidsettlement.com/>. A specimen copy of the material terms of the participation agreement is attached as Exhibit A to this resolution. SHIAWASSEE COUNTY also authorizes the execution of a new Michigan State-Subdivision Agreement for Allocation of Opioid Settlement Agreements substantially similar to the proposed agreement attached as Exhibit B to this resolution.

SHIAWASSEE COUNTY also authorizes the Weitz & Luxenberg law firm to vote on SHIAWASSEE COUNTY'S behalf in favor of the Bankruptcy Plan for Purdue.

AYES:

NAYES:

ABSTAINED:

Caroline Wilson, County Clerk

Greg Brodeur, Board Chair

RESOLUTION #25-08-15

AUTHORIZING ENTRY OF PARTICIPATION AGREEMENTS IN PARTIAL SETTLEMENT OF THE NATIONAL PRESCRIPTION OPIATE LITIGATION AND ENTRY OF STATE LOCAL GOVERNMENT INTRASTATE AGREEMENT CONCERNING ALLOCATION OF SETTLEMENT PROCEEDS

WHEREAS, SHIAWASSEE COUNTY filed a lawsuit to address the public nuisance that is the Opioid Epidemic;

AND WHEREAS the following entities:

1. Alvogen Inc.
2. Amneal Pharmaceuticals, Inc.
3. Apotex Inc.
4. Hikma Pharmaceuticals USA, Inc.
5. Indivior Inc.
6. Mylan Pharmaceuticals Inc.
7. Sun Pharmaceutical Industries, Inc. and
8. Zydus Pharmaceuticals, Inc.

("Settling Defendants") have negotiated proposed national settlement agreements ("Proposed Settlements") with the State Attorneys General, and a Plaintiff Executive Committee-designated negotiating committee that represents approximately 4,000 local governments that have brought lawsuits similar to SHIAWASSEE COUNTY'S lawsuit;

AND WHEREAS the Proposed Settlements contain significant equitable and monetary relief, including:

1. An agreement to pay (a) \$18,680,162 in a single year by Alvogen Inc.; (b) \$71,751,010 over ten years by Amneal Pharmaceuticals, Inc.; (c) \$63,682,369 in a single year by Apotex Inc.; (d) \$95,818,293 over one to four years by Hikma Pharmaceuticals USA, Inc.; (e) \$38,022,450 over four years by Indivior Inc.; (f) \$284,447,916 over nine years by Mylan Pharmaceuticals Inc.; (g) \$30,992,087 over one to four years by Sun Pharmaceutical Industries, Inc.; and (h) \$14,859,220 in a single year by Zydus Pharmaceuticals, Inc. The bulk of each of these payments will be dedicated to funding abatement and prevention strategies associated with the opioids public nuisance;
2. In addition to these abatement payments, several of the settlements allow states to receive free pharmaceutical products or cash in lieu of this product.
3. Additionally, seven of the companies (not including Indivior) are prohibited from promoting or marketing opioids and opioid products, making or selling any product that contains more than 40 mg of oxycodone per pill, and are required to put in place a monitoring and reporting system for suspicious orders.
4. Indivior has agreed to not manufacture or sell opioid products for the next 10 years, but it will be able to continue marketing and selling medications to treat opioid use disorder.

AND WHEREAS SHIAWASSEE COUNTY previously executed Participation Agreements for the Distributor and Janssen Settlements, as well as the Teva, Allergan, CVS, Walmart, and Walgreens Settlements, which have conferred and continue to confer valuable benefits;

AND WHEREAS SHIAWASSEE COUNTY desires to enter into an allocation method which allocates settlement funds from the Settling Defendants on a 50/50 basis to:

3. Local Governments who have elected to participate in the settlements with the Settling Defendants; and
4. the State of Michigan.

NOW THEREFORE, SHIAWASSEE COUNTY authorizes the execution of Participation Agreements for the Master Settlement Agreements with: (1) Alvogen Inc.; (2) Amneal Pharmaceuticals, Inc.; (3) Apotex Inc.; (4) Hikma Pharmaceuticals USA, Inc.; (5) Indivior Inc.; (6) Mylan Pharmaceuticals Inc.; (7) Sun Pharmaceutical Industries, Inc.; and (8) Zydus Pharmaceuticals, Inc., each of which are listed and available to the public at <https://nationalopioidsettlement.com/additional-settlements/>. Specimen copies of the material terms of the participation agreements are attached in one combined PDF as Exhibit A to this resolution.

SHIAWASSEE COUNTY also authorizes the execution of a new Michigan State-Subdivision Agreement for Allocation of Opioid Settlement Agreements substantially similar to the proposed agreement attached as Exhibit B to this resolution.

AYES:

NAYES:

ABSTAINED:

Caroline Wilson, County Clerk

Greg Brodeur, Board Chair

It was moved by Commissioner Garber, seconded by Commissioner Haley to approve the minutes from the August 11, 2025 Finance and Administration Development Committee meeting. Motion carried.

It was moved by Commissioner Haley, seconded by Commissioner Holzhausen to approve the bid from Jones Outdoor not to exceed \$16,350 for a driveway for the new 911 Tower. Motion carried with the following roll call vote of 6 yeas: Commissioners Haley, Holzhausen, Garber, Howard, Shepard and Chairman Brodeur. 0 nays.

It was moved by Commissioner Haley, seconded by Commissioner Howard to approve the minutes of the August 12, 2025, Public Safety and Courts Committee meeting. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Haley to approve the chairman's selection of Maxwell Ruegsegger to Shiawassee Health and Wellness. Motion carried.

It was moved by Commissioner Garber, seconded by Commissioner Holzhausen to approve the grant agreement between the Cook Foundation for vaccination programming in the amount of \$10,000 and authorize the board chair to execute the contract. Motion carried with the following roll call vote of 6 yeas: Commissioners Holzhausen, Garber, Howard, Shepard, Haley and Chairman Brodeur. 0 nays.

It was moved by Commissioner Garber, seconded by Commissioner Shepard to approve the conditional offer of a retirement incentive for two retirement eligible Health Department Employees, and further, move that the incentive shall be \$10,000 and employees must accept or reject by September 30, 2025. Motion carried with the following roll call vote of 6 yeas: Commissioners Garber, Howard, Shepard, Haley, Holzhausen and Chairman Brodeur. 0 nays.

It was moved by Commissioner Garber, seconded by Commissioner Haley to approve the minutes of the August 12, 2025, Health and Human Services Committee meeting. Motion carried.

Chairman Brodeur reported on Young's drain meeting today, current development going on in the county, Land Bank continues to do well and he will not be present for the September meetings.

County Administrator, Dr. Boggs reported on Young's drain meeting today, Pleasant View bonds have closed, 2026 budget planning coming in late September and Tyler Cesar, Intern, last day today.

Justin Horvath, SEPD – social event; pig roast on October 1st, McCurdy Park at 5:00 p.m.
Meeting adjourned at 5:34 p.m.

Gregory Brodeur, Chairman
Board of Commissioners

Caroline D. Wilson
County Clerk

DRAFT