

BOARD OF COMMISSIONERS

3/16/2009

304 E. Grand River Ave., Howell, MI

7:30 PM

AGENDA

1. **CALL MEETING TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **CORRESPONDENCE**
None
5. **CALL TO THE PUBLIC**
6. **APPROVAL OF MINUTES**
Minutes of meeting dated March 2, 2009
7. **TABLED ITEMS FROM PREVIOUS MEETINGS**
None
8. **APPROVAL OF AGENDA**
 - A. Consent Agenda Resolutions: 2009-03-070 thru 076
 - B. Regular Agenda Resolutions: 2009-03-077 thru 101
9. **REPORTS**
10. **APPROVAL OF CONSENT AGENDA ITEMS (Roll Call)**
 - A. Consent Agenda Resolutions: 2009-03-070 thru 076
11. **RESOLUTIONS FOR CONSIDERATION:**
 - A. Regular Agenda Resolutions: 2009-03-077 thru 101

2009-03-070 RESOLUTION TO AUTHORIZE REQUEST TO USE THE COURTHOUSE GROUNDS BY THE CHILD ABUSE PREVENTION COUNCIL OF LIVINGSTON COUNTY FOR THE PURPOSE OF HOLDING PINWHEELS FOR PREVENTION EVENT- Building Services

2009-03-071 RESOLUTION TO AUTHORIZE USE OF COUNTY GROUNDS REQUESTED BY JOSEPH PASKO, OWNER OF "PJs HOT DOGS, L.L.C." ON MAY 25, 2009 - Building Services

2009-03-072 RESOLUTION TO AUTHORIZE USE OF COUNTY GROUNDS REQUESTED BY THE HOWELL AREA CHAMBER OF COMMERCE FOR FARMERS' MARKET 2009 - Building Services

2009-03-073 RESOLUTION TO AUTHORIZE USE OF COUNTY GROUNDS REQUESTED BY GARY DUNN, OWNER OF "GREAT TASTING DOGS, L.L.C." - Building Services

- 2009-03-074** RESOLUTION TO APPROVE APPOINTMENT TO 2009 TAX ALLOCATION BOARD - Board of Commissioners
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- 2009-03-075** RESOLUTION TO APPROVE REAPPOINTMENT TO MICHIGAN STATE UNIVERSITY EXTENSION COUNCIL, LIVINGSTON COUNTY - Board of Commissioners
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- 2009-03-076** RESOLUTION TO APPROVE REAPPOINTMENTS TO WASHTENAW / LIVINGSTON BI-COUNTY SUBSTANCE ABUSE COUNCIL - Board of Commissioners
-
- 2009-03-077** RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION #1192-342 WHICH ESTABLISHED POLICY AND RULES FOR USE OF COUNTY COURTHOUSE, COUNTY ADMINISTRATION BUILDING AND SURROUNDING GROUNDS - Board of Commissioners / General Government Committee / Finance
-
- 2009-03-078** RESOLUTION EXTENDING CONTRACT FOR COMMERCIAL APPRAISALS – EQ / General Government / Finance
-
- 2009-03-079** RESOLUTION APPROVING THE FILLING OF A VACANT ATTORNEY/REFEREE POSITION IN THE FRIEND OF THE COURT OFFICE / Personnel Committee / Finance
-
- 2009-03-080** RESOLUTION AUTHORIZING THE CREATION OF A PERMANENT PART TIME PROBATE COURT CLERK POSITION - 20 HOURS - Probate Court / Personnel / Finance
-
- 2009-03-081** RESOLUTION TO AMEND THE RESOLUTION AUTHORIZING A CONTRACT FOR OFFICE SPACE LEASE & DRUG TESTING SERVICES – Community Corrections / Purchasing / Public Safety / Finance
-
- 2009-03-082** RESOLUTION AUTHORIZING A CONTRACT WITH KEY DEVELOPMENT CENTER - Community Corrections / Purchasing / Public Safety / Finance
-
- 2009-03-083** RESOLUTION OF INTENT TO APPLY FOR FINANCIAL ASSISTANCE FOR STATE FISCAL YEAR 2010 UNDER ACT NO.51 OF THE PUBLIC ACTS OF 1951, AS AMENDED - L.E.T.S. / General Government / Finance
-
- 2009-03-084** RESOLUTION AUTHORIZING SPECIALIZED SERVICES CONTRACT BETWEEN THE MICHIGAN DEPARTMENT OF TRANSPORTATION AND THE COUNTY OF LIVINGSTON, L.E.T.S. FOR FY 2010 - L.E.T.S. / General Government / Finance
-
- 2009-03-085** RESOLUTION OF INTENT TO APPLY FOR FEDERAL SECTION 5316 JOB ACCESS AND REVERSE COMMUTE (JARC) GRANT FOR FISCAL YEAR 2010 - L.E.T.S. / General Government / Finance

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- 2009-03-086** RESOLUTION AUTHORIZING OUT OF STATE TRAVEL FOR L.E.T.S. OPERATIONS MANAGER AND TRAINER TO ATTEND THE F.T.A. DRUG AND ALCOHOL CERTIFICATION CLASS AND CONFERENCE IN NASHVILLE, TN - L.E.T.S. / General Government / Finance
-
- 2009-03-087** RESOLUTION AUTHORIZING CAPITAL EXPENDITURE (Vehicles) - Motor Pool / General Government / Finance
-
- 2009-03-088** RESOLUTION TO CONCUR WITH THE LIVINGSTON COUNTY AERONAUTICAL FACILITIES BOARD TO AMEND RESOLUTION 805-325 AND THEIR AGREEMENT WITH FONSON, INCORPORATED OF BRIGHTON, MICHIGAN TO PROVIDE PERSONNEL TO OPERATE AIRPORT OWNED SNOW REMOVAL EQUIPMENT - Airport / General Government / Finance
-
- 2009-03-089** RESOLUTION TO CONCUR WITH THE LIVINGSTON COUNTY AERONAUTICAL FACILITIES BOARD TO AMEND RESOLUTION 199-018 AUTHORIZING AGREEMENT WITH COMMONWEALTH ASSOCIATES, INCORPORATED (Amendment #18) TO INCLUDE DEMOLITION OF STRUCTURES ON PARCEL 42 AND UPDATES TO THE EXHIBIT A DOCUMENT - Airport / General Government / Finance
-
- 2009-03-090** RESOLUTION TO AUTHORIZE THE LIVINGSTON COUNTY AIRPORT TO FILL AN UPCOMING PART-TIME AIRPORT WORKER (WITH BENEFITS) POSITION VACANCY WITH PART-TIME (NO BENEFITS) POSITIONS NOT TO EXCEED FORTY (40) HOURS PER WEEK - AIRPORT / Finance
-
- 2009-03-091** RESOLUTION TO CONCUR WITH THE LIVINGSTON COUNTY AERONAUTICAL FACILITIES BOARD AND APPROVE CHANGE ORDER #1 TO AGREEMENT WITH RMD HOLDINGS, LTD. OF CHESTERFIELD, MICHIGAN FOR THE INSTALLATION OF PERIMETER FENCING - Airport / General Government / Finance
-
- 2009-03-092** RESOLUTION TO APPROVE A ONE-TIME VARIANCE IN THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF LIVINGSTON AND THE MICHIGAN ASSOCIATION OF POLICE REGARDING SICK LEAVE PAYOFF UPON RETIREMENT FOR SERGEANT MARY PANOZZO - Sheriff Department / Personnel Committee
-
- 2009-03-093** RESOLUTION TO APPROVE THE ISSUANCE OF A PURCHASE ORDER FOR ADDITIONAL PAYMENT TO FOWLerville SCHOOLS FOR THE FIBER PROJECT APPROVE ON RESOLUTION 2008-02-053-Information Technology / General Government / Finance
-
- 2009-03-094** RESOLUTION AUTHORIZING OBTAINING A COUNTY OWNED PUBLIC SAFETY TECHNOLOGY SOLUTION FOR ALL PUBLIC SAFETY RELATED DEPARTMENTS IN THE COUNTY WITH SUNGARD PUBLIC

SAFETY SECTOR OSSI AND FIREHOUSE: SHERIFF DEPARTMENT,
POLICE, FIRE, EMS, 911 CENTRAL DISPATCH, AND INFORMATION
TECHNOLOGY – Information Technology / Public Safety Committee / Finance
Committee

- 2009-03-095** RESOLUTION IN SUPPORT OF A COUNTYWIDE BROADBAND COLLABORATIVE CONSORTIUM ARRANGEMENT BETWEEN LIVINGSTON COUNTY AND THE LIVINGSTON EDUCATIONAL SERVICES AGENCY (LESA) – Information Technology / General Government / Finance
-
- 2009-03-096** RESOLUTION AUTHORIZING THE LIVINGSTON COUNTY INFORMATION TECHNOLOGY DEPARTMENT TO ENTER INTO AN AGREEMENT TO SUPPLY VOICE IP TELEPHONY TO THE LIVINGSTON EDUCATIONAL SERVICES AGENCY (LESA) - Information Technology / General Government / Finance
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- 2009-03-097** RESOLUTION AUTHORIZING CAPITAL PURCHASE OF DOOR PANEL FOR THE JAIL AND A 2009 FISCAL YEAR BUDGET AMENDMENT – Sheriff Jail / Public Safety / Finance
-
- 2009-03-098** RESOLUTION AUTHORIZING CAPITAL PURCHASE OF AN INDUSTRIAL WASHER AND COMMERCIAL DRYER FOR THE JAIL AND A 2009 FISCAL YEAR BUDGET AMENDMENT –Sheriff Jail / Public Safety / Finance
-
- 2009-03-099** RESOLUTION AUTHORIZING AGREEMENT WITH COHL, STOKER, TOSKEY AND McGLINCHEY, P.C., TO PROVIDE CIVIL LEGAL SERVICES TO LIVINGSTON COUNTY - County Administration / General Government / Finance
-
- 2009-03-100** RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH PLANTE & MORAN FOR AUDITING SERVICES - Administration / General Government / Finance
-
- 2009-03-101** RESOLUTION TO BORROW AGAINST ANTICIPATED DELINQUENT 2008 REAL PROPERTY TAXES - Office of the Treasurer
-

- 12. MOTION TO ACCEPT FINANCE COMMITTEE RECOMMENDATION FOR APPROVAL OF CLAIMS DATED MARCH 11, 2009**
- 13. CALL TO THE PUBLIC**
- 14. CLOSED SESSION**
Pending Litigation
- 15. ADJOURNMENT**

NOTE: The Call to the Public appears twice on the Agenda:
once at the beginning and once at the end. Anyone wishing to address the Board may do so at these times.

RESOLUTION

NO: 2009-03-070

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO AUTHORIZE REQUEST TO USE THE COURTHOUSE GROUNDS BY THE CHILD ABUSE PREVENTION COUNCIL OF LIVINGSTON COUNTY FOR THE PURPOSE OF HOLDING A CEREMONY ENTITLED "PINWHEELS FOR PREVENTION" - Building Services

WHEREAS, the Child Abuse Prevention Council of Livingston County has requested the use of the courthouse grounds, specifically the Veterans Memorial flower garden, for the purpose of holding a ceremony entitled "Pinwheels for Prevention," on April 1, 2009, from 11:30 a.m. – 1:00 p.m.

WHEREAS pinwheels are to be planted in the flower bed surrounding the Veteran's Memorial and would remain in place throughout the month of April, 2009.

WHEREAS, the event is part of the council's annual campaign to promote the prevention of child abuse and neglect.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the request for use of the courthouse grounds, specifically the Veterans Memorial flower garden, by the Child Abuse Prevention Council of Livingston County, for the purpose of holding a "Pinwheels for Prevention" event on April 1, 2009, from 11:30 a.m. – 1:00 p.m. and having the pinwheels remaining in the garden throughout the month of April.

BE IT FURTHER RESOLVED that the use of county grounds for said event will be in accordance with existing county policy at time of event(s).

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-071

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO AUTHORIZE USE OF COUNTY GROUNDS REQUESTED BY JOSEPH PASKO, OWNER OF "PJs HOT DOGS, L.L.C." ON MAY 25, 2009 - Building Services

WHEREAS, Joseph Pasko, owner of “PJs Hot Dogs” has requested use of Livingston County grounds to sell food and beverage before, during and after the Memorial Day Parade in Howell on May 25, 2009, from 7:30 a.m. - 2:30 p.m.

WHEREAS, the specific location requested for use is a small area on the Historical Courthouse lawn.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the request by Joseph Pasko, owner of PJs Hot Dogs for use of county grounds, specifically, a small area on the Historical Courthouse lawn, to sell food and beverage before, during and after the Memorial Day Parade on May 25, 2009, from 7:30 a.m. - 2:30 p.m.

BE IT FURTHER RESOLVED that the use of county grounds for said event will be in accordance with existing county policy at time of event(s).

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-03-072

LIVINGSTON COUNTY

DATE: March 16, 2009

**RESOLUTION TO AUTHORIZE USE OF COUNTY GROUNDS REQUESTED BY THE
HOWELL AREA CHAMBER OF COMMERCE FOR FARMERS' MARKET 2009 -
Building Services**

WHEREAS, the Howell Chamber of Commerce has requested use of Livingston County grounds for its 2009 Howell Sunday Farmers' Market; and

WHEREAS, the 2009 Farmers' Market will run from May 3, 2009 through October 25, 2009 from 6:00 a.m. - 2:00 p.m.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the request for use of County grounds by the Howell Area Chamber of Commerce for the 2009 Howell Sunday Farmers' Market on each Sunday from May 3, 2009 through October 25, 2009 from 6:00 a.m. - 2:00 p.m.

Specific use includes:

- * Courthouse lawn
- * Amphitheater
- * Administration Building parking lot
- * Parking lots on Clinton Street on the Northwest and Northeast corners of the Courthouse building.

BE IT FURTHER RESOLVED that the use of county grounds for said event will be in accordance with existing county policy at time of event(s).

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-03-073

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO AUTHORIZE USE OF COUNTY GROUNDS REQUESTED BY GARY DUNN, OWNER OF "GREAT TASTING DOGS, L.L.C. - Building Services

WHEREAS, Gary Dunn, owner of Great Tasting Dogs, L.L.C., has requested use of Livingston County grounds, specifically the Northeast corner of Clinton and State Street, to sell hot dogs during the time the Howell Chamber holds its Farmers Market which is from May 3, 2009 through October 25, 2009 from 8:00 a.m. - 2:30 p.m.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the request for use of County grounds by Gary Dunn, owner of Great Tasting Dogs, L.L.C. - specifically the Northeast corner of Clinton and State Street - to sell hot dogs during the days the Howell Chamber holds its Farmers Market which is from May 3, 2009 through October 25, 2009 from 8:00 a.m. - 2:30 p.m.

BE IT FURTHER RESOLVED that the use of county grounds for said event will be in accordance with existing county policy at time of event(s).

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-03-074

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO APPROVE APPOINTMENT TO 2009 TAX ALLOCATION BOARD -

Board of Commissioners

WHEREAS, it is necessary to appoint the General Public Seat on the Tax Allocation Board whose appointment is in effect during the term of the 2009 Tax Allocation Board meetings which begin on April 20, 2009; and

WHEREAS, the Board Chairman desires to appoint Jere Michaels as the 2009 Livingston County member-at-large representing the general public.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners appoints Jere Michaels as the 2009 member-at-large representing the general public on the Tax Allocation Board during the term of the 2009 Tax Allocation Board meetings which begin on April 20, 2009.

MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-075

LIVINGSTON COUNTY

DATE: March 16, 2009

**RESOLUTION TO APPROVE REAPPOINTMENT TO MICHIGAN STATE UNIVERSITY
EXTENSION COUNCIL, LIVINGSTON COUNTY - Board of Commissioners**

WHEREAS, the Michigan State University Extension Council has requested representation on its Council from the Livingston County Board of Commissioners; and

WHEREAS, the following reappointment has been recommended:

MICHIGAN STATE UNIVERSITY EXTENSION COUNCIL

James E. Mantey.....term expiration 3/31/10

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the appointment and expiration date referenced above.

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-03-076

LIVINGSTON COUNTY

DATE: March 16, 2009

**RESOLUTION TO APPROVE REAPPOINTMENTS TO WASHTENAW / LIVINGSTON
BI-COUNTY SUBSTANCE ABUSE COUNCIL - Board of Commissioners**

WHEREAS, members' seats on the Washtenaw/Livingston Bi-County Substance Abuse Council have expired; and

WHEREAS, the following reappointments have been recommended:

WASHTENAW / LIVINGSTON BI-COUNTY SUBSTANCE ABUSE COUNCIL

Ted Westmeier.....term expires 3/31/12

Ann King-Hudsonterm expires 3/31/12

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby
approves the reappointments and expiration dates referenced above.

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-03-077

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION #1192-342 WHICH ESTABLISHED POLICY AND RULES FOR USE OF COUNTY COURTHOUSE, COUNTY ADMINISTRATION BUILDING AND SURROUNDING GROUNDS - Building Services / General Government Committee / Finance

WHEREAS, the Livingston County Board of Commissioners adopted Resolution # 1192-342 which established a policy and set of rules for use of county grounds and facilities; and

WHEREAS, many groups request use of County grounds and facilities for events, meetings and assemblies, and the Board of Commissioners desires to maintain County facilities and grounds in the best possible condition; and

WHEREAS, over the years, various issues have arisen that were either not addressed thoroughly in the original policy or are newly created issues.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes amendments to update the Policy & Rules for Use of County Grounds & Facilities, effective immediately.

BE IT FURTHER RESOLVED that said Policy & Rules for Use of County Grounds & Facilities supersedes any current or existing policy for same.

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MOVED:
SECONDED:
CARRIED

RESOLUTION

NO:

2009-03-078

LIVINGSTON COUNTY

DATE:

March 16, 2009

**RESOLUTION EXTENDING CONTRACT FOR COMMERCIAL APPRAISALS –
Equalization / General Government Committee / Finance**

WHEREAS, the Livingston County Board of Commissioners have entered into one year Contracts with Landmark Appraisal Company, G-3247 Beecher Rd., Suite 800, Flint, MI 49532 since 1996 for commercial appraisals; and

WHEREAS, the work performed by Landmark Appraisal Company is satisfactory to the Equalization Department; and

WHEREAS, Landmark Appraisal Company has built a data base of Livingston County Commercial activity including sales of improved parcels, vacant land sales, income information, and appraisals; and

WHEREAS, there is sufficient funding in the 2009 budget line item 819.000 Other Contracts; and

THEREFORE BE IT RESOLVED THAT THE Livingston County Board of Commissioners hereby approve the contract for the 2009 commercial appraisals with Landmark Appraisal Company for 160 appraisals not to exceed \$36,050.00 for the total Contract commencing on April 1, 2009 and completed by November 1, 2009.

BE IT FURTHER RESOLVED THAT Civil Counsel be requested to prepare said contract.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners be Authorized to sign the above-referenced contract upon preparation by Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-079

LIVINGSTON COUNTY

DATE: March 3, 2009

RESOLUTION APPROVING THE FILLING OF A VACANT ATTORNEY/REFEREE POSITION IN THE FRIEND OF THE COURT OFFICE – FRIEND OF THE COURT /
Personnel 3/4/09 - Finance 3/11/09 - Full Board 3/16/09

WHEREAS, the Friend of the Court Office has a need to fill a vacant, funded position; and

WHEREAS, for purposes of continuity, the Friend of the Court would function more efficiently if the filling of the Attorney/Referee were granted; and

WHEREAS, sufficient monies were appropriated in the 2009 Budget – line item 215-141-704.000; and

WHEREAS, funding for same is available in the Friend of the Court Budget; and

WHEREAS, upon approval of the request to fill the vacant Attorney/Referee Position, the current Probate and Juvenile Court Administrator, Lori Marran, will be returning to the Friend of the Court to fill the position of Attorney/Referee; and

WHEREAS, Ms. Marran is currently at grade level Q, step 2. Due to her previous years of experience with Livingston County’s Friend of the Court and additional administrative and supervisory expertise gained as the Probate/Juvenile Administrator, Lori’s salary will remain frozen until she becomes eligible for her next step increase.

WHEREAS, this Resolution has been recommended for approval by the Personnel Committee.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the filling of said Attorney/Referee Position for the Friend of the Court with the placement of Ms. Marran; her salary will remain frozen until she becomes eligible for her next step increase.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-080

LIVINGSTON COUNTY

DATE: March 16, 2009

**RESOLUTION AUTHORIZING THE CREATION OF A PERMANENT PART TIME PROBATE COURT CLERK POSITION IN THE LIVINGSTON COUNTY PROBATE COURT -
Probate Court / Personnel / Finance**

WHEREAS, the Livingston County Probate Court has a need for a Permanent Part Time Probate Court Clerk; and

WHEREAS, for purposes of continuity, the Probate Court would function more efficiently if the permanent part time Probate Court Clerk position were granted; and

WHEREAS, this position is funded for 20 hours per week; and

WHEREAS, funding for same is available in the Probate Court Budget; and,

WHEREAS, this Resolution has been recommended for approval by the Personnel Committee.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the creation of a Permanent Part Time Probate Court Clerk position in the Livingston County Probate Court.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-081

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION AUTHORIZING A CONTRACT FOR OFFICE SPACE LEASE & DRUG TESTING SERVICES – Community Corrections / Purchasing / Public Safety / Finance

WHEREAS, the Livingston County Board of Commissioners approved on May 5, 2008, resolution # 2008-05-145 authorizing a contract with Jail Alternatives of Michigan Services (JAMS) for the purpose of office space lease and drug testing services; and

WHEREAS, since the approval of this contract there is a need to amend the original contract and resolution as follows:

1. Extend the original term of the contract from June 30, 2010 to September 30, 2010 so the expiration is in line with the grant award period.
2. A change in the enrollment fee from \$20.00 to \$22.00 with an effective date of February 1, 2009.
3. An increase in rent to Livingston County from \$450.00 per month to \$850.00 per month effective February 1, 2009.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves this Resolution to amend # 2008-05-145 to include the following changes:

1. Extend the original term of the contract from June 30, 2010 to September 30, 2010 so the expiration is in line with the other contracts utilizing drug testing services and with the grant award period.
2. A change in the enrollment fee from \$20.00 to \$22.00 with an effective date of February 1, 2009.
3. An increase in rent to Livingston County from \$450.00 per month to \$850.00 per month effective February 1, 2009.

THEREFORE BE IT FURTHER RESOLVED that the Board Chairman be authorized to sign any

amendments or documents as needed upon review of Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-082

LIVINGSTON COUNTY

DATE: March 16, 2009

**RESOLUTION AUTHORIZING AN AGREEMENT WITH KEY DEVELOPMENT CENTER –
COMMUNITY CORRECTIONS / PURCHASING / FINANCE**

WHEREAS, Livingston County Community Corrections has been awarded \$23,872 through the State of Michigan Community Corrections grant funding to provide an After Care Recovery Program; and

WHEREAS, in accordance with the County Purchasing policy, a competitive bid process was performed and after review, the Community Corrections Advisory Board is recommending that the award be made to Key Development Center of Brighton; and

WHEREAS, there will be separate groups for female and male participants at a cost of \$100 per hour with each group meeting for approximately two hours; and

WHEREAS, Key Development will pay \$15.00 per session to Community Corrections for the use of the classroom at the ASSET building; and

WHEREAS, the contract period will be effective until September 30, 2009, with the option for renewal periods consistent with grant funding renewals for these services.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into an agreement with Key Development Center of Brighton, Michigan, for After Care Recovery Program services at a rate of \$100.00 per session for an amount not to exceed \$23,872.00.

BE IT FURTHER RESOLVED that the contract period will be effective until September 30, 2009, with the option for renewal periods consistent with grant funding renewals for these services.

BE IT FURTHER RESOLVED that Key Development Center will pay \$15.00 per session to Community Corrections for use of the classroom at the ASSET building.

RESOLUTION NO:

PAGE: 2

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners be authorized to sign any agreements or renewal documents for this project upon review and approval by Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

<http://sharepoint1/sites/Resolutions/Resolution Templates/Contract - Services.doc>

RESOLUTION

NO: 2009-03-083

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION OF INTENT TO APPLY FOR FINANCIAL ASSISTANCE FOR STATE FISCAL YEAR 2010 UNDER ACT NO. 51 OF THE PUBLIC ACTS OF 1951, AS AMENDED - L.E.T.S. / General Government Committee / Finance

WHEREAS, Pursuant to Act No. 51 of the Public Acts of 1951, as amended (ACT 51), the County of Livingston will provide a local transportation program for the State as established under Act 51 for the fiscal year of 2010 and therefore, apply for State Financial Assistance under provisions of Act 51; and

WHEREAS, It is necessary for the County of Livingston, to name an official representative for all public transportation matters, who is authorized to provide such information as deemed necessary by the Commission or Department for its Administration of Act 51; and

WHEREAS, It is necessary to certify that no changes in eligibility documentation has occurred during the past State Fiscal Year; and

WHEREAS, The 10e(18) accessibility plan amendment for this agency has been reviewed and approved by the Livingston County Board of Commissioners; and

WHEREAS, The performance indicators for this agency have been reviewed and approved by the Livingston County Board of Commissioners; and

WHEREAS, The County of Livingston, has reviewed and approved the proposed 2010 budget and funding sources consisting of estimated Federal Funds – \$1,139,272.; estimated State Funds – \$653,218.; estimated Local Funds -\$270,000.; estimated non transit revenues - \$76,613.; for a Total Estimated Revenues of \$2,139,103. and total Estimated Expenditures of \$2,139,103; and capital requests of \$285,000. for new/replacement equipment.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby makes its intentions known to provide public transportation service and authorizes application for state financial assistance with this annual plan, in accordance with Act 51.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners authorize the chair to sign said application as recommended by James Dunn, Legal Counsel for L.E.T.S.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby appoints Douglas Britz as the Transportation Coordinator for all public transportation matters and who is authorized to provide such information as deemed necessary by the Commission or Department for its Administration of Act 51 for the Fiscal Year 2010.

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MOVED:

SECONDED:

RESOLUTION NO:

PAGE: 2

CARRIED:

RESOLUTION

NO: 2009-03-084

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION AUTHORIZING SPECIALIZED SERVICES CONTRACT BETWEEN THE MICHIGAN DEPARTMENT OF TRANSPORTATION AND THE COUNTY OF LIVINGSTON, L.E.T.S. FOR FY 2010 – L.E.T.S. / General Government / Finance

WHEREAS, L.E.T.S. is the eligible governmental agency representing SPECIALIZED SERVICES interests receiving funds under this contract for Livingston County; and

WHEREAS, SPECIALIZED SERVICES are public transportation services primarily designed for persons who are disabled or who are sixty (60) years of age or older; and

WHEREAS, This contract is to provide operating assistance funds from the Michigan Department of Transportation to SPECIALIZED SERVICES providers in Livingston County, as follows:

The Arc of Livingston	\$00.
Hartland Senior Center	\$14,479.
Brighton Community Education	\$14,479.
Livingston County Community Mental Health	\$13,479.
Catholic Social Services	\$ 6,479.
Fowlerville Senior Center	\$ 1,466.
Livingston Special Ministries	\$ 9,480.
TOTAL	\$59,862.

WHEREAS, Upon execution, this Contract shall cover the period commencing October 1, 2009, and extending through September 30, 2010.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners authorizes the SPECIALIZED SERVICES Contract between the Michigan Department of Transportation and the County of Livingston for services from October 1, 2009 through September 30, 2010.

BE IT FURTHER RESOLVED that the Chairman be authorized to sign said contract including the 3rd party contracts with the Specialized Services Sub-Recipients upon review and recommendation of James Dunn, Legal Counsel for L.E.T.S.

MOVED: # # #

SECONDED:

RESOLUTION NO:

PAGE: 2

CARRIED:

RESOLUTION

NO: 2009-03-085

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION OF INTENT TO APPLY FOR FEDERAL SECTION 5316 JOB ACCESS AND REVERSE COMMUTE (JARC) GRANT FISCAL YEAR 2010 - L.E.T.S. / General Government / Finance

- WHEREAS,** L.E.T.S., the ARC of Livingston, and the Livingston Transportation Coalition on February 5, 2009 conducted a Public Transportation Forum including area transportation providers, citizens at large, senior centers, a SEMCOG representative, Livingston County United Way, local government leaders, and others were in attendance; and
- WHEREAS,** this forum was necessary to have public input to prepare a transportation plan of the area needs prior to being able to apply for the Job Access and Reverse commute (JARC) grant; and
- WHEREAS,** the most needed transportation was for extended weekday hours and more Saturday hours to get people to work and back home; and
- WHEREAS,** this is exactly what this Federal grant will provide including \$75,000 in capital for one (1) new bus (80% - 20% split between Federal and State funds) and \$100,000 in operating funds paid 50% - 50% between Federal and State funds with no local or fare box match
- WHEREAS,** the grant if approved will run from October 1, 2009 through September 30, 2010 and if successful LETS can apply every year until the grant is no longer available at which time the expenses will be incorporated in regular service.
- WHEREAS,** The County of Livingston, has reviewed and approved the proposed 2010 Job access and reverse commute budget and funding sources consisting of estimated Federal Funds – \$110,000 and estimated State Funds of \$65,000.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby makes its intentions known to provide limited extended weekday hours and Saturday hours to provide public transportation service for Job Access and Reverse Commute (JARC) authorizes application for Federal and State financial assistance.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners authorizes the Board Chair to sign said application documents once recommended as to form by James Dunn, Legal Counsel for L.E.T.S.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby appoints Douglas Britz as the Transportation Coordinator for all public transportation matters and who is authorized to provide such information as deemed necessary by the Commission or Department for its Administration of the Job Access and Reverse commute (JARC) grant.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION NO:

PAGE: 2

RESOLUTION

NO: 2009-03-086

LIVINGSTON COUNTY

DATE: March 16, 2009

**RESOLUTION AUTHORIZING OUT OF STATE TRAVEL FOR L.E.T.S. OPERATIONS
MANAGER AND TRAINER TO ATTEND THE F.T.A. DRUG AND ALCOHOL
CERTIFICATION CLASS AND CONFERENCE IN NASHVILLE, TN – L.E.T.S./
General Government / Finance**

WHEREAS, it is the policy of Livingston County that out of state travel be held to a minimum and usually only Department Heads are authorized any travel outside Michigan; and

WHEREAS, the Federal Transit Administration has encouraged L.E.T.S. to send their Drug and Alcohol Program Administrator and Deputy Administrator to the 4th Annual FTA Drug and Alcohol Program Conference being held in Nashville, Tennessee April 7 – 9, 2009; and

WHEREAS, this is the only such program being offered by the F.T.A. in CY 2009; and

WHEREAS, Federal and State grant funds are available and are approved for this use, along with fare box revenues, to pay 100% of the costs of attending this program.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners approves out of state travel for L.E.T.S. Operations Manager and L.E.T.S. Trainer to attend the Federal Transit Administration's Drug and Alcohol Training and Certification Conference in Nashville, Tennessee from April 7 through April 9, 2009 with no funding being paid from the Livingston County General Fund or other County funds.

BE IT FURTHER RESOLVED that there is no cost for the training and it is estimated that the total cost is not to exceed Thirteen Hundred Dollars (\$1,300) and is included in the L.E.T.S. 2009 Budget.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-087

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION AUTHORIZING CAPITAL EXPENDITURE (vehicles) - Motor Pool / General Government / Finance

WHEREAS, the Livingston County Motor Pool Department is requesting replacement of three (3) MY 2000 Chevrolet Cavaliers and one (1) MY 2002 Dodge Ram pick up for the Heath Department of which all four (4) vehicles have served their useful life based on age, mileage, and condition; and

WHEREAS, the recommended replacement vehicles are three (3) MY 2009 Ford Fusion 4 door sedans at \$16,015 per vehicle and one (1) MY 2009 Ford F-150 pick up including a fiberglass tonneau box cover at \$14,736; and

WHEREAS, all four (4) vehicles will be purchased by piggy backing off of the Macomb County bid from Varsity Ford of Ann Arbor, MI; and

WHEREAS, monies were budgeted for CY 2009 for all three (3) vehicles; and

WHEREAS, the Motor Pool department will be purchasing these vehicles from Retained Earnings from the monthly lease program paid by the Health Department.

WHEREAS, the new vehicles were included in the Health Department's CY 2009 budget and will be charged back to the Health Department by way of the monthly lease program.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the purchase of three (3) MY 2009 Ford Fusion 4 door sedans at a cost not to exceed \$16,015 per vehicle and one (1) MY 2009 Ford F-150 pick up including a fiberglass tonneau box cover at a cost not to exceed \$14,736 from Varsity Ford of Ann Arbor, Michigan for a total cost not to exceed Sixty-Two Thousand Seven Hundred Eighty-One Dollars (\$62,781) including delivery.

BE IT FURTHER RESOLVED that these units are to be leased back to the Health Department from the Motor Pool for the period of 84 months (7 years).

BE IT FURTHER RESOLVED that the Motor Pool Director is hereby authorized to dispose of three (3) 2000 Chevrolet Cavaliers and one (1) 2002 Dodge Ram pick up per the County Purchasing/Disposal Policy.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-088

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO CONCUR WITH THE LIVINGSTON COUNTY AERONAUTICAL FACILITIES BOARD TO AMEND RESOLUTION 805-325 AND THEIR AGREEMENT WITH FONSON, INCORPORATED OF BRIGHTON, MICHIGAN TO PROVIDE PERSONNEL TO OPERATE AIRPORT OWNED SNOW REMOVAL EQUIPMENT -- Airport / General Government / Finance

WHEREAS, Livingston County Airport utilizes the services of Fonson, Inc. to provide snow removal services at the Livingston County Airport; and

WHEREAS, the airport has purchased snow removal equipment that will be operated by Fonson, Inc. personnel during hours the airport is not attended; and

WHEREAS, Fonson, Incorporated has submitted a rate of \$48.00 per hour for any hours that Fonson personnel operate the airport owned equipment.

THEREFORE BE IT RESOLVED the Livingston County Board of Commissioners concurs with the Livingston County Aeronautical Facilities Board to amend Resolution 805-325 and the Agreement with Fonson, Incorporated of Brighton, Michigan to include a labor rate of \$48.00 per hour for operation of airport owned snow removal equipment.

BE IT FURTHER RESOLVED the Chair be authorized to sign the Amendment as drafted by Civil Counsel.

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Moved:

Seconded:

Carried:

RESOLUTION

NO: 2009-03-089

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO CONCUR WITH THE LIVINGSTON COUNTY AERONAUTICAL FACILITIES BOARD TO AMEND RESOLUTION 199-018 AUTHORIZING AGREEMENT WITH COMMONWEALTH ASSOCIATES, INCORPORATED (Amendment #18) TO INCLUDE DEMOLITION OF STRUCTURES ON PARCEL 42 AND UPDATES TO THE EXHIBIT A DOCUMENT -- Airport / General Government / Finance

WHEREAS, Livingston County has acquired title to Parcel 42, which includes two structures and several large trees; and

WHEREAS, Commonwealth Associates, Incorporated, of Jackson, Michigan has solicited proposals for the removal of the structures and trees on the property and will provide oversight for this task; and

WHEREAS, Commonwealth Associates will also coordinate the addition of five parcels of property that have been acquired for inclusion in the Exhibit A document for the Livingston County Airport; and

WHEREAS, this amendment to the agreement with Commonwealth Associates totals \$25,765 and will be funded with a 2.5% local share of \$644.12, which was included in the Airport Loan Agreement.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners concurs with the Livingston County Aeronautical Facilities Board to amend their agreement with Commonwealth Associates, Incorporated of Jackson, Michigan to include consultant services for the demolition of structures and trees on Parcel 42 and the addition of Parcels 39,42,47,E37 and E38 to the Exhibit A document.

BE IT FURTHER RESOLVED the Chair be authorized to sign the Agreement upon review by Civil Counsel.

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Moved:

Supported:

Carried:

RESOLUTION

NO: 2009-03-090

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO AUTHORIZE THE LIVINGSTON COUNTY AIRPORT TO FILL AN UPCOMING PART-TIME AIRPORT WORKER (WITH BENEFITS) POSITION VACANCY WITH PART-TIME (NO BENEFITS) POSITIONS NOT TO EXCEED FORTY (40) HOURS PER WEEK - Airport / Personnel / Finance

WHEREAS, the Livingston County Airport will have a vacant Part-Time Airport Worker (33 hours / week) with the retirement of Michael McCarville on 3/31/09; and

WHEREAS, the hiring of additional part-time staff is necessary for the airport to operate efficiently as the airport is presently staffed 73 total hours per week over seven days and only two employees remain to cover those hours; and

WHEREAS, any additional staff positions will work less than twenty (20) hours per week and will not receive retirement or health insurance benefits; and

WHEREAS, the cost of these part-time positions with no benefits will be less than the approved budget which includes a position with benefits; and

WHEREAS, this Resolution has been recommended for approval by the Personnel Subcommittee and Finance Committee.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes filling an upcoming part-time airport worker (with benefits) position vacancy with part-time (no benefits) positions averaging 30 hours per week with 40 hours as the exceptional maximum. Since funding to cover the buy-out costs for Michael McCarville is to be charged back to the Airport, funding to cover these additional costs will need to be funded by the Airport’s Enterprise Reserve Fund 581.

CURRENT POSITIONS	
Airport Manager	1
Airport Worker	40 hrs
Airport Worker	33 hrs
Office Asst.	25 hrs
Total Positions:	4

PROPOSED POSITIONS	
Airport Manager	1
Airport Worker	40 hrs
Two p/t Airport Workers	15 ea.
Two p/t Floaters Airport Worker	As needed
Office Asst.	25
Total Positions:	4 FTE

MOVED: # # #
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-03-091

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO CONCUR WITH THE LIVINGSTON COUNTY AERONAUTICAL FACILITIES BOARD AND APPROVE CHANGE ORDER #1 TO AGREEMENT WITH RMD HOLDINGS, LTD. OF CHESTERFIELD, MICHIGAN FOR THE INSTALLATION OF PERIMETER FENCING - Airport / General Government Committee / Finance

WHEREAS, Livingston County has entered into an agreement with RMD Holdings LTD. of Chesterfield, Michigan for installation of perimeter fencing at the Livingston County Airport; and

WHEREAS, the fence project has been completed and the airport perimeter is fully fenced; and

WHEREAS, this Change Order will be a reduction of \$32,932.54 to the original contract and includes as built fence quantities, pounding fence posts instead of setting in concrete, a reduction in clearing and grubbing, no seeding required due to the pounding of fence posts, the addition of an 8' gate, and the relocation of 100' of existing fence; and

WHEREAS, this is the final change order for the project; and

WHEREAS, funding for this change order will be on a 95/2.5/2.5 basis and money will be refunded to the airport.

THEREFORE BE IT RESOLVED the Livingston County Aeronautical Board of Commissioners concurs with the Livingston County Aeronautical Facilities Board to amend their agreement with RMD Holdings LTD. and to approve Change Order #1 to the agreement for a total project credit of \$32,932.54 with a local credit of \$823.31.

BE IT FURTHER RESOLVED the Chair be authorized to sign the Agreement.

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Moved:

Supported:

Carried:

RESOLUTION

NO: 2009-03-092

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO APPROVE A ONE-TIME VARIANCE IN THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF LIVINGSTON AND THE MICHIGAN ASSOCIATION OF POLICE REGARDING SICK LEAVE PAYOFF UPON RETIREMENT FOR SERGEANT MARY PANOZZO - Personnel Committee / Finance Committee

WHEREAS, Sergeant Mary Panozzo will retire under the Sheriff Department Retirement Incentive Program on May 1, 2009; and

WHEREAS, all other participants of the Sheriff Department Retirement Incentive Program received sick leave payoffs at 75% of accumulated sick leave up to a maximum accumulation of one hundred (100) days paid *at the time of retirement*; and

WHEREAS, the collective bargaining agreement between the County of Livingston and the Michigan Association of Police (hereinafter referred to as "Union") for Sergeants provides for the payoff of 75% of accumulated sick leave up to a maximum accumulation of one hundred (100) days *paid over an eighty-four (84) month period* (Article 16.12); and

WHEREAS, Sergeant Mary Panozzo and Sheriff Robert Bezotte request this one-time variance in the sick leave payoff provisions.

THEREFORE BE IT RESOLVED that contingent upon the approval by the Union, the Livingston County Board of Commissioners approves a one-time variance in the current provisions of the Sergeants' collective bargaining agreement concerning the payoff of sick leave to provide for a 75% payoff of accumulated sick leave up to a maximum accumulation of one hundred (100) days to be paid at the time Sergeant Mary Panozzo retires.

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Moved:

Seconded:

Carried:

RESOLUTION

NO: 2009-03-093

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO APPROVE THE ISSUANCE OF A PURCHASE ORDER TO FOWLerville SCHOOLS FOR ADDITIONAL PAYMENT FOR THE FIBER PROJECT APPROVED ON RESOLUTION 2008-02-053 - Information Technology / General Government / Finance

WHEREAS, last year the Board of Commissioners approved and authorized to enter into an interconnection agreement with Fowlerville Schools, and the City of Howell on Resolution 2008-02-053; and

WHEREAS, due to additional fiber that was installed from the West Complex to Fowlerville there is an additional payment to Fowlerville Community Schools and Gracon Services, Inc.; and

WHEREAS, the additional payment to Fowlerville Schools and Gracon Services Inc., covers an additional run of 24 strands of fiber from downtown Fowlerville to the Livingston County West Complex, by running this fiber at the same time as Fowlerville Schools we saved over 50%; and

WHEREAS, the original resolution was approved to have Fowlerville Schools, the City of Howell, and Livingston County join together for connectivity needs and is a great benefit to our County; and

WHEREAS, the additional amount to be paid to Fowlerville Community Schools and Gracon Services, Inc. is \$38,000.00; and

WHEREAS, funding for same is available through the Information Technology department Budget; and

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves a Purchase Order be issued to Fowlerville Community Schools and Gracon Services, Inc., for the additional fiber from the Administration Building at 304 E. Grand River, Howell, MI to Fowlerville, MI. and Gracon Services, Inc. in the amount not to exceed \$38,000.00.

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MOVED:

SECONDED:

RESOLUTION NO: #

PAGE: 2

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CARRIED:

<http://sharepoint1/sites/Resolutions/Resolution Templates/Purchase Order NEW.doc>

RESOLUTION

NO: 2009-03-094

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION AUTHORIZING OBTAINING A COUNTY OWNED PUBLIC SAFETY TECHNOLOGY SOLUTION FOR ALL PUBLIC SAFETY RELATED DEPARTMENTS IN THE COUNTY WITH SUNGARD PUBLIC SAFETY SECTOR OSSI AND FIREHOUSE: SHERIFF DEPARTMENT, POLICE, FIRE, EMS, 911 CENTRAL DISPATCH, AND INFORMATION TECHNOLOGY – Information Technology / Public Safety Committee / Finance Committee

WHEREAS, Livingston County is interested in obtaining a “unified public safety technology solution” for all public safety related departments in the County; and

WHEREAS, Livingston County will purchase and own the public safety technology solution and allow for all local public safety departments (police and fire) to be “end users” of this system; and

WHEREAS, the “end users” of this solution will include the sheriff’s department, local police departments, local fire departments, EMS, and 911 Central Dispatch; and

WHEREAS, the “end users” will pay for the maintenance of the “unified public safety technology solution;” and

WHEREAS, per the purchasing policy, a competitive bid process was performed and the submitted proposals were reviewed; and

WHEREAS, the Public Safety Core Team which consists of representatives from each of the public safety disciplines and information technology chose the SunGard Public Safety Sector OSSI proposal as the “unified” best fit for Livingston County; and

WHEREAS, the Public Safety Core Team recommends to award to SunGard Public Safety Sector OSSI of High Point, North Carolina, who submitted the most desirable proposal for an amount not to exceed \$1,800,000 which includes an installation and support of FireHouse; and

WHEREAS, funding for same will be from 911 Surcharge Funds that are state approved, county EMS, and General Fund departments with the assistance from the Finance Committee; and

WHEREAS, this Resolution has been recommended for approval by the Public Safety Committee, and then forwarded to the Finance Committee for appropriate disposition.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into an agreement with SunGard Public Safety Sector OSSI for the “unified public safety technology solution” that will be used by all public safety related departments in the amount not to exceed \$1,800,000.

BE IT FURTHER RESOLVED that funding for same will be from 911 Surcharge Funds that are state approved and other sources as designated by the Finance Committee and authorizes the budget amendments necessary to effectuate this purchase consistent with the attached funding proposal.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners be authorized to sign any agreements or documents as needed for this project upon review of Civil Counsel.

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RESOLUTION

NO: 2009-03-095

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION IN SUPPORT OF A COUNTYWIDE BROADBAND COLLABORATIVE CONSORTIUM ARRANGEMENT BETWEEN LIVINGSTON COUNTY AND THE LIVINGSTON EDUCATIONAL SERVICES AGENCY (LESA) – Information Technology / GENERAL GOVERNMENT / FINANCE

WHEREAS, it has been determined that the implementation of a countywide broadband fiber network will enhance communications, both voice and data, between the County Sheriff, Local Police Departments, EMS, Fire Departments and other counties; and

WHEREAS, the Livingston Educational Services Agency (LESA) is interested in a similar fiber project for improving communications and networked educational opportunities with all of the school districts in the county; and

WHEREAS, it has been shown that there is a considerable cost savings to both partners by joining efforts in the construction of the fiber network along with the potential for additional saving through shared services; and

WHEREAS, the Livingston County Board of Commissioners recognizes the benefits to the residents of the county that are realized through collaborative efforts of this type,

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby pledges its full support for a possible COUNTYWIDE BROADBAND COLLABORATIVE CONSORTIUM ARRANGEMENT between Livingston County and the Livingston Educational Services Agency (LESA).

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-096

LIVINGSTON COUNTY

DATE: March 16, 2009

**RESOLUTION AUTHORIZING THE LIVINGSTON COUNTY INFORMATION TECHNOLOGY DEPARTMENT TO ENTER INTO AN AGREEMENT TO SUPPLY VOICE IP TELEPHONY TO THE LIVINGSTON EDUCATIONAL SERVICES AGENCY (LESA)-
Information Technology / General Government / Finance**

WHEREAS, the Livingston Educational Services Agency has been added to the County owned fiber optic network; and

WHEREAS, LESA established the connection for the purpose of taking advantage of the excess capacity in the County's Voice IP telephony system; and

WHEREAS, an engineering study of the County's telephony system has determined that LESA can be added to the system at no cost to the County for either hardware or software; and

WHEREAS, LESA has agreed to pay for all engineering and technical service to connect their telephony system to the County system; and

WHEREAS, a study done by the Livingston County Finance Department has determined that a fair price for the help desk, technical services and an appropriate portion of the initial equipment and software cost is \$134.00 per phone per year; and

WHEREAS, LESA has agreed to enter into a two year agreement; and

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entry into a contract with the Livingston Educational Services Agency for the Livingston County Information Technology Department to provide LESA with Voice IP services for a fee at the rate of \$134.00 per phone per year starting April 1, 2009 and continuing through March 31, 2011 with the contract being re-evaluated before March 2011.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners is authorized to sign the Contract documents authorized by this Resolution upon review of Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO. 2009-03-097

LIVINGSTON COUNTY

DATE: March 16, 2009

**RESOLUTION AUTHORIZING CAPITAL PURCHASE OF DOOR PANEL FOR THE JAIL AND A
2009 FISCAL YEAR BUDGET AMENDMENT –Sheriff Jail / Public Safety / Finance**

WHEREAS, the proposed amendment ensures compliance with the Uniform Budgeting and Accounting Act, as amended; and

WHEREAS, the system security panels for the Jail doors and cell speakers require an update from control panels to a computer touch screen operation; and

WHEREAS, of the five panels, four have been replaced in the last two years and this is the final door panel requiring replacement; and

WHEREAS, the Jail has obtained a quote from Mid-State Security of Grand Rapids, Michigan for the purchase of one security touch panels in the amount of ~~\$13,150~~ \$13,000; and

WHEREAS, this was a planned purchase for 2009 and the funds for this purchase will require a budget amendment to move funds from the Equipment Contingency Fund (101 968-956.001) to the Jail Equipment line item (101 351-977.050) in the amount of ~~\$13,150~~ \$13,000.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the purchase of one touch screen panel for the jail doors from Mid-state Security in the amount of ~~\$13,150~~ \$13,000.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby authorizes a budget amendment to transfer \$13,000 between the general fund Equipment Contingency line item to the Jail Equipment line item. This amendment will have a zero dollar impact on the general fund.

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Moved:
Seconded:
Carried:

RESOLUTION

NO.

2009-03-098

LIVINGSTON COUNTY

DATE:

March 16, 2009

RESOLUTION AUTHORIZING CAPITAL PURCHASE OF AN INDUSTRIAL WASHER AND COMEMRCIAL DRYER FOR THE JAIL AND A 2009 FISCAL YEAR BUDGET AMENDMENT – Sheriff Jail / Public Safety Committee / Finance

WHEREAS, the proposed amendment ensures compliance with the Uniform Budgeting and Accounting Act, as amended; and

WHEREAS, the Jail currently has two industrial washers and two commercial dryers that are used on a consistent basis daily resulting in tremendous wear and tear and the constant requirement for costly maintenance; and

WHEREAS, the Jail has not replaced these washers and dryers in more than fifteen years and plan on phasing the replacements over a two year period with the purchase of one set in 2009 and the second set in 2010; and

WHEREAS, the Sheriff's Department has worked with Purchasing in obtaining several quotes and selected Universal Laundry Machinery of Westland, Michigan for the purchase of one industrial washer and one commercial dryer in the total amount of \$26,043 including delivery and installation; and

WHEREAS, this was a planned purchase for 2009 which will require a budget amendment to move funds from the Equipment Contingency Fund (101 968-956.001) to the Jail Equipment line item (101 351-977.050) for a total amount of \$26,043; and

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the purchase of one industrial washer and one commercial dryer from Universal Laundry Machinery of Westland, Michigan in the amount of \$26,043.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners hereby authorizes a budget amendment to transfer \$26,043 between the general fund Equipment Contingency line item to the Jail Equipment line item. This amendment will have a zero dollar impact on the general fund.

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**MOVED:
SECONDED:
CARRIED:**

RESOLUTION

NO: 2009-03-099

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH COHL, STOKER, TOSKEY & McGLINCHEY, P.C., TO PROVIDE LEGAL SERVICES TO LIVINGSTON COUNTY - COUNTY ADMINISTRATION / GENERAL GOVERNMENT / FINANCE

WHEREAS, Livingston County has retained the law firm of Cohl, Stoker, Toskey & McGlinchey as civil counsel for the County and its various departments since 1980; and

WHEREAS, the agreement with Cohl, Stoker, Toskey & McGlinchey was to be reviewed on or after January 1, 2009; and

WHEREAS, inasmuch as this is a professional service the selection is based upon the ability of the firm to provide satisfactory service as opposed simply to price; and

WHEREAS, Cohl, Stoker, et al, recognizes the current difficult economic climate and has agreed to reduce their 2009 retainage by 4%. from \$107,897 to \$103,581.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into an agreement with the firm of Cohl, Stoker, Toskey & McGlinchey, PC, to provide legal services consisting of:

- a) Answers to request for legal opinions, verbally and in writing;
- b) Attendance at al Board of Commissioners' meetings and requested Committee meetings;
- c) Notifies the County of legal issues which require action by the Board of Commissioners to either modify existing or create new policies;
- d) Answers general labor questions as requested by the County Administrator;
- e) Drafts contracts, leases and ordinances; and
- f) Performs other necessary legal research.

BE IT FURTHER RESOLVED that the retainage for these services for the period April 1, 2009, through December 31, 2009, shall be \$8631.75 per month. \$103,581. In addition, the firm shall be paid an hourly rate of \$130 for litigation work and \$135 for labor negotiations, grievances and arbitrations, including PA 312 arbitrations and ULP hearings and that on or after January 1, 2010, the yearly compensation shall be reviewed between the parties.

BE IT FURTHER RESOLVED that this contract for legal services will continue upon the same terms and conditions unless terminated by either party upon sixty (60) days prior written notice.

BE IT FURTHER RESOLVED that the Chairperson of the Board of Commissioners be authorized to sign this amendment to the contract, inclusive of the above terms and conditions, with Cohl, Stoker, Toskey & McGlinchey, PC, upon preparation of same by the County's Labor Relations Attorney.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-100

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH PLANTE & MORAN FOR AUDITING SERVICES - Administration / General Government / Finance

WHEREAS, Livingston County currently has a contract with Plante & Moran for Auditing Services for the fiscal years of 2008 and 2009; and

WHEREAS, Plante & Moran has presented to the County an Engagement Letter and Professional Services Agreement for signature which they require for the 2009 auditing services which contains language that if signed, could be construed as superseding our current contract; and

WHEREAS, there will be no change in the dollar amount of the contract but rather to the scope of services and terms and conditions as the result of new and revised auditing standards; and

WHEREAS, per the recommendation of legal counsel, we are requesting that the current contract be amended to incorporate the Engagement Letter and Professional Services Agreement into the current contract.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes amending the current Auditing Services contract with Plante & Moran for the fiscal years of 2008 and 2009 to incorporate their Letter of Engagements and Professional Service Agreements dated January 8, 2009.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners be authorized to sign any agreements or documents as needed for this project upon review of civil counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-101

LIVINGSTON COUNTY

DATE: March 16, 2009

RESOLUTION TO BORROW AGAINST ANTICIPATED DELINQUENT 2008 REAL PROPERTY TAXES - Office of the Treasurer

At a regular meeting of the Board of Commissioners of the County of Livingston, State of Michigan, held at Howell, Michigan, on the 16th day of March, 2009.

PRESENT: _____

ABSENT: _____

_____ offered the following resolution and moved its adoption. The motion was seconded by _____.

WHEREAS, the Board of Commissioners of the County of Livingston (the "County") has heretofore adopted a resolution establishing the Livingston County Delinquent Tax Revolving Fund (the "Fund") pursuant to Section 87b of Act No. 206, Public Acts of Michigan, 1893, as amended ("Act 206"); and

WHEREAS, the purpose of the Fund is to allow the Livingston County Treasurer (the "County Treasurer") to pay from the Fund any or all delinquent real property taxes that are due and payable to the County and any school district, intermediate school district, community college district, city, township, special assessment district, the State of Michigan or any other political unit for which delinquent tax payments are due; and

WHEREAS, it is hereby determined to be necessary for the County to borrow money and issue its notes for the purposes authorized by Act 206, particularly Sections 87c, 87d and 87g thereof; and

WHEREAS, it is estimated that the total amount of unpaid 2008 delinquent real property taxes (the "delinquent taxes") outstanding on March 1, 2009, will be approximately \$30,000,000, exclusive of interest, fees and penalties.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Livingston, State of Michigan, as follows:

Authorization of Borrowing

1. Pursuant to and in accordance with the provisions of Act 206, Public Acts of Michigan, 1893, as amended, and especially Sections 87c, 87d and 87g thereof, the County shall borrow the sum of not to exceed Thirty million dollars (\$30,000,000) and issue its notes (the "notes") therefor for the purpose of continuing the Fund for the 2008 tax year. The exact amount to be borrowed shall not exceed the amount of delinquent taxes outstanding on March 1, 2009, exclusive of interest, fees and penalties. The County Treasurer shall designate the exact amount to be borrowed after the amount of the 2008 delinquent taxes outstanding on March 1, 2009, or the portion of the 2008 delinquent taxes against which the County shall borrow, has been determined.

Note Details

2. Pursuant to provisions of applicable law and an order of the County Treasurer, which order is hereby authorized, the notes may be issued in one or more series; shall be known as "General Obligation Limited Tax Notes, Series 2009"; shall be in fully registered form in denominations not exceeding the aggregate principal amounts for each maturity of the notes; shall be sold for not less than 98% of the face amount of the notes; shall bear interest at fixed or

variable rates not to exceed the maximum interest rate permitted by applicable law; shall be dated, payable as to interest and in principal amounts, be subject to redemption in whole or in part prior to maturity, including any redemption premiums, and be subject to renewal, at such times and in such amounts, all as shall be designated in the order of the County Treasurer. Notes or portions of notes called for redemption shall not bear interest after the redemption date, provided funds are on hand with the note registrar and paying agent to redeem the same. Notice of redemption shall be given in the manner prescribed by the County Treasurer. If any notes of any series are to bear interest at a variable rate or rates, the County Treasurer is hereby further authorized to establish by order, and in accordance with law, a means by which interest on such notes may be set, reset or calculated prior to maturity, provided that such rate or rates shall at no time be in excess of the maximum interest rate permitted by applicable law. Such rates may be established by reference to the minimum rate that would be necessary to sell the notes at par; by a formula that is determined with respect to an index or indices of municipal obligations, reported prices or yields on obligations of the United States or the prime rate or rates of a bank or banks selected by the County Treasurer; or by any other method selected by the County Treasurer.

Payment of Principal and Interest

3. The principal of and interest on the notes shall be payable in lawful money of the United States from such funds and accounts as provided herein. Principal shall be payable upon presentation and surrender of the notes to the note registrar and paying agent when and as the same shall become due, whether at maturity or earlier redemption. Interest shall be paid to the owner shown as the registered owner on the registration books at the close of business on such date prior to the date such interest payment is due, as is provided in the order of the County Treasurer. Interest on the notes shall be paid when due by check or draft drawn upon and mailed by the note registrar and paying agent to the registered owner at the registered address.

Note Registrar and Paying Agent

4. The County Treasurer shall designate, and may enter into an agreement with, a note registrar and paying agent for each series of notes that shall be the County Treasurer or a bank or trust company that is qualified to act in such capacity under the laws of the United States of America or the State of Michigan. The County Treasurer may from time to time designate a similarly qualified successor note registrar and paying agent.

Disposition of Note Proceeds

5. The proceeds of the sale of the notes shall be deposited into a separate account in the Fund (the "2009 Account") and shall be used to continue the Fund. The County Treasurer shall pay therefrom and from unpledged funds in the Fund, uncommitted funds in the County General Fund and/or any other legally available funds, if the notes are sold at a discount, the full amount of the delinquent tax roll against which the County has borrowed, delivered as uncollected by any tax collector in the County and that is outstanding and unpaid on or after March 1, 2009, in accordance with the provisions of Act 206.

2009 Collection Account

6. There is hereby established as part of the Fund an account (hereby designated the "2009 Collection Account") into which account the County Treasurer shall place delinquent taxes against which the County has borrowed, and interest thereon, collected on and after March 1, 2009, all County property tax administration fees on such delinquent taxes, after expenses of issuance of the notes have been paid, and any amounts received by the County Treasurer from the County and any taxing unit within the County, because of the uncollectibility of such delinquent taxes. The County Treasurer shall designate the delinquent taxes against which the County has borrowed. The foregoing are hereby established as funds pledged to note repayment.

Note Reserve Fund

7. There is hereby authorized to be established by the County Treasurer a note reserve fund for the notes (the "2009 Note Reserve Fund") if the County Treasurer, with the consent of the Board of Commissioners, deems it to be reasonably required as a reserve and advisable in selling the notes at public or private sale. The County Treasurer is authorized to deposit in the 2009 Note Reserve Fund from proceeds of the sale of the notes, unpledged moneys in the Fund, uncommitted funds in the County General Fund and/or any other legally available funds, an amount not exceeding ten percent (10%) of the face amount of the notes.

Security for Payment of Notes

8. All of the moneys in the 2009 Collection Account and the 2009 Note Reserve Fund, if established, and all interest earned thereon, are hereby pledged equally and ratably as to each series to the payment of the principal of and interest on the notes and shall be used solely for that purpose until such principal and interest have been paid in full. When moneys in the 2009 Note Reserve Fund, if established, are sufficient to pay the outstanding principal of the notes and the interest accrued thereon, such moneys may be used to retire the notes.

Additional Security

9. Each series of notes, in addition, shall be a general obligation of the County, secured by its full faith and credit, which shall include the County's limited tax obligation, within applicable constitutional and statutory limits, and its general funds. The County budget shall provide that if the pledged delinquent taxes and any other pledged amounts are not collected in sufficient amounts to meet the payments of principal and interest due on each series of notes, the County, before paying any other budgeted amounts, will promptly advance from its general funds sufficient moneys to pay that principal and interest. The County shall not have the power to impose taxes for payment of the notes in excess of constitutional or statutory limitations. If moneys in the 2009 Collection Account and the 2009 Note Reserve Fund, if established, are not sufficient to pay the principal of and interest on the notes, when due, the County shall pay the

same in accordance with this section, and may thereafter reimburse itself from the delinquent taxes collected.

Release of Pledge of 2009 Collection Account

10. Upon the investment of moneys in the 2009 Collection Account in direct non-callable obligations of the United States of America in amounts and with maturities that are sufficient to pay in full the principal of and interest on the notes when due, any moneys in the 2009 Collection Account thereafter remaining may be released from such pledge created pursuant to Section 8 hereof and may be used to pay any or all delinquent real property taxes that are due the County and any school district, intermediate school district, community college district, city, township, special assessment district, the State of Michigan or any other political unit to which delinquent tax payments are due for any other year or for any other purpose permitted by law.

Sale of Notes

11. The County Treasurer is hereby authorized to offer the notes at public or private sale as determined by order of the County Treasurer and to do all things necessary to effectuate the sale, delivery, transfer and exchange of the notes in accordance with the provisions of this resolution. Notes of one series may be offered for sale and sold separately from notes of another series. If the notes are to be sold publicly, sealed proposals for the purchase of the notes shall be received by the County Treasurer for such public sale to be held at such time as shall be determined by the County Treasurer and notice thereof shall be published in accordance with law, once in *The Bond Buyer* or the *Detroit Legal News*, both of which are hereby designated as being a publication printed in the English language and circulated in this State that carries as a part of its regular service, notices of sale of municipal bonds. Such notice shall be in the form prescribed by the County Treasurer.

The County Treasurer is hereby authorized to cause the preparation of an official statement for the notes for the purpose of enabling compliance with SEC Rule 15c2-12 (the "Rule") and to do all other things necessary to enable compliance with the Rule. After the award of the notes, the County will provide copies of a final official statement (as defined in paragraph (e)(3) of the Rule) on a timely basis and in reasonable quantity as requested by the successful bidder or bidders to enable such successful bidder or bidders to comply with paragraph (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board.

Continuing Disclosure

12. The County Treasurer is hereby authorized to execute and deliver in the name and on behalf of the County (i) a certificate of the County to comply with the requirements for a continuing disclosure undertaking of the County pursuant to subsection (b)(5) or (d)(2) of the Rule, as applicable, and (ii) amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate. The remedies for any failure of the County to comply with and carry out the provisions of the Continuing Disclosure Certificate shall be as set forth therein.

Execution and Delivery of Notes

13. The County Treasurer is hereby authorized and directed to execute the notes for the County by manual or facsimile signature and the County Treasurer shall cause the County seal or a facsimile thereof to be impressed or imprinted on the notes. Unless the County Treasurer shall specify otherwise in writing, fully registered notes shall be authenticated by the manual signature of the note registrar and paying agent. After the notes have been executed and authenticated, if applicable, for delivery to the original purchaser thereof, the County Treasurer shall deliver the notes to the purchaser or purchasers thereof upon receipt of the purchase price. Additional notes bearing the manual or facsimile signature of the County Treasurer and upon

which the seal of the County or a facsimile thereof is impressed or imprinted may be delivered to the note registrar and paying agent for authentication, if applicable, and delivery in connection with the exchange or transfer of fully registered notes. The note registrar and paying agent shall indicate on each note that it authenticates the date of its authentication. The notes shall be delivered with the approving legal opinion of Dickinson Wright PLLC, attorneys of Detroit, Michigan.

Exchange and Transfer of Fully Registered Notes

14. Any fully registered note, upon surrender thereof to the note registrar and paying agent with a written instrument of transfer satisfactory to the note registrar and paying agent duly executed by the registered owner or his or her duly authorized attorney, at the option of the registered owner thereof, may be exchanged for notes of any other authorized denominations of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered note.

Each note shall be transferable only upon the books of the County, which shall be kept for that purpose by the note registrar and paying agent, upon surrender of such note together with a written instrument of transfer satisfactory to the note registrar and paying agent duly executed by the registered owner or his or her duly authorized attorney.

Upon the exchange or transfer of any note, the note registrar and paying agent on behalf of the County shall cancel the surrendered note and shall authenticate, if applicable, and deliver to the transferee a new note or notes of any authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered note. If, at the time the note registrar and paying agent authenticates, if applicable, and delivers a new note pursuant to this section, payment of interest on the notes is in default, the note registrar and paying agent shall endorse upon the new note the following: "Payment of interest on this note is in default. The last date to which interest has been paid is [place date]."

The County and the note registrar and paying agent may deem and treat the person in whose name any note shall be registered upon the books of the County as the absolute owner of such note, whether such note shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such note and for all other purposes, and all payments made to any such registered owner, or upon his or her order, in accordance with the provisions of Section 3 hereof shall be valid and effectual to satisfy and discharge the liability upon such note to the extent of the sum or sums so paid, and neither the County nor the note registrar and paying agent shall be affected by any notice to the contrary. The County agrees to indemnify and save the note registrar and paying agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence hereunder, in so treating such registered owner.

For every exchange or transfer of notes, the County or the note registrar and paying agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

The note registrar and paying agent shall not be required to transfer or exchange notes or portions of notes that have been selected for redemption.

Book Entry System

15. At the option of the County Treasurer and notwithstanding any provisions of this resolution to the contrary, the County Treasurer is hereby authorized to enter into an agreement with a custodian or trustee for the purpose of establishing a "book entry" system for registration of notes to be fully registered. Pursuant to provisions of such agreement, the notes may be registered in the name of the custodian or trustee for the benefit of other persons or entities.

Such agreement shall provide for the keeping of accurate records and prompt transfer of funds by the custodian or trustee on behalf of such persons or entities. The agreement may provide for the issuance by the custodian or trustee of certificates evidencing beneficial ownership of the notes by such persons or entities. For the purpose of payment of the principal of and interest on the notes, the County may deem payment of such principal and interest, whether overdue or not, to the custodian or trustee as payment to the absolute owner of such note. Pursuant to provisions of such agreement, the book entry system for the notes may be used for registration of all or a portion of the notes and such system may be discontinued at any time by the County. The note registrar and paying agent for the notes may act as custodian or trustee for such purposes.

Issuance Expenses

16. Expenses incurred in connection with the issuance of the notes, including without limitation any premiums for any insurance obtained for the notes, note rating agency fees, travel and printing expenses, fees for agreements for lines of credit, letters of credit, commitments to purchase the notes, remarketing agreements, reimbursement agreements, purchase or sales agreements or commitments, or agreements to provide security to assure timely payment of the notes, fees for the setting of interest rates on the notes and bond counsel, financial advisor, paying agent and registrar fees, all of which are hereby authorized, shall be paid by the County Treasurer from County property tax administration fees on the delinquent taxes, from any other moneys in the Fund not pledged to the repayment of notes and general funds of the County that are hereby authorized to be expended for that purpose.

Replacement of Notes

17. Upon receipt by the County Treasurer of satisfactory evidence that any outstanding note has been mutilated, destroyed, lost or stolen, and of security or indemnity complying with applicable law and satisfactory to the County Treasurer, the County Treasurer may execute or authorize the imprinting of the County Treasurer's facsimile signature thereon and thereupon, and if applicable, a note registrar or paying agent shall authenticate and the

County shall deliver a new note of like tenor as the note mutilated, destroyed, lost or stolen. Such new note shall be issued and delivered in exchange and substitution for, and upon surrender and cancellation of, the mutilated note or in lieu of and in substitution for the note so destroyed, lost or stolen in compliance with applicable law. For the replacement of authenticated notes, the note registrar and paying agent shall, for each new note authenticated and delivered as provided above, require the payment of expenses, including counsel fees, which may be incurred by the note registrar and paying agent and the County in the premises. Any note issued under the provisions of this section in lieu of any note alleged to be destroyed, lost or stolen shall be on an equal basis with the note in substitution for which such note was issued.

Issuance of Refunding Notes

18. The County shall refund all or part of the notes authorized hereunder and/or notes previously issued by the County to continue the Fund for prior tax years if and as authorized by order of the County Treasurer through the issuance of refunding notes (the "Refunding Notes") in an amount to be determined by order of the County Treasurer. Proceeds of the Refunding Notes may be used to redeem such notes and to pay issuance expenses of the Refunding Notes as authorized and described in Section 16 hereof. The County Treasurer shall have all the authority with respect to the Refunding Notes as is granted to the County Treasurer with respect to the notes by the other Sections hereof, including the authority to select a note registrar and paying agent, to apply to the Michigan Department of Treasury for approval to issue the Refunding Notes, if necessary, to cause the preparation of an official statement and to do all other things necessary to sell, execute and deliver the Refunding Notes. The Refunding Notes shall contain the provisions, shall be payable as to principal and interest and shall be secured as set forth herein and as further ordered by the County Treasurer. The Refunding Notes may be sold as a separate issue or may be combined in a single issue with other obligations of the County issued pursuant to the provisions of Act 206 as shall be determined by the County Treasurer. The County Treasurer is authorized to prescribe the form of Refunding Note and the form of notice of sale, if any, for the sale of Refunding Notes.

Form of Notes

19. The notes shall be in the form approved by the County Treasurer, which approval shall be evidenced by the County Treasurer's execution thereof.

After discussion, the vote was:

YEAS: _____

NAYS: _____

ABSENT: _____

A sufficient majority having voted therefor, the Resolution to Borrow Against Anticipated Delinquent 2008 Real Property Taxes was adopted.

STATE OF MICHIGAN)
)ss
COUNTY OF LIVINGSTON)

I, the undersigned, the duly qualified and acting Clerk of the County of Livingston, State of Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a regular meeting of the Board of Commissioners of said County, held on the ____ day of March, 2009, insofar as the same relate to the Resolution to Borrow Against Anticipated Delinquent 2008 Real Property Taxes, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, as amended.

Clerk, County of Livingston