

BOARD OF COMMISSIONERS

3/30/2009

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**
 - A. Antrim County - Encourages Mason County to join MAC
 - B. Lenawee County - Encourages Mason County to join MAC
 - C. Ogemaw County - Funding for lawsuits against counties / local units
5. **CALL TO THE PUBLIC**
6. **APPROVAL OF MINUTES**
 - A. Minutes of March 16, 2009
 - B. Minutes of Closed Session - March 16, 2009 (no attachment)
7. **TABLED ITEMS FROM PREVIOUS MEETINGS**

None
8. **APPROVAL OF AGENDA**
9. **REPORTS**
10. **RESOLUTIONS FOR CONSIDERATION:**

2009-03-101 RESOLUTION TO AUTHORIZE REQUEST TO USE THE COURTHOUSE GROUNDS BY THE HOWELL HIGH SCHOOL ENVIRONMENTAL CLUB FOR THE PURPOSE OF HOLDING A 3RD ANNUAL EARTH DAY/ARBOR DAY CELEBRATION – Building Services

2009-03-102 REQUEST TO USE COUNTY GROUNDS TO HOLD A COUNTYWIDE TV & COMPUTER (E-WASTE) COLLECTION - Drain Commissioner / Solid Waste Program

2009-03-103 RESOLUTION AUTHORIZING THE CREATION OF ONE (1) FULL TIME FLEET MANAGER POSITION WITH THE COST TO BE SPLIT EQUALLY BETWEEN L.E.T.S. AND CAR POOL AND ELIMINATION/ADDITION OF L.E.T.S. POSITIONS- L.E.T.S. /Car Pool / Personnel / Finance

2009-03-104 RESOLUTION AUTHORIZING IMPLEMENTATION OF AN AMENDMENT ALCOHOL AND DRUG POLICY IN COMPLIANCE WITH MANDATES OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION FEDERAL TRANSIT ADMINISTRATION - L.E.T.S./Personnel

2009-03-105 RESOLUTION APPROVING THE NO WORKER LEFT BEHIND PROGRAM

GENERAL FUND/GENERAL PURPOSE (GF/GP) INCENTIVE AWARD
FUNDING APPLICATION FOR LIVINGSTON COUNTY - Michigan Works! /
Health & Human Services / Finance

- 2009-03-106** RESOLUTION AUTHORIZING THE SHERIFF OF LIVINGSTON COUNTY AND THE COUNTY OF LIVINGSTON TO APPLY FOR THE 2009 COPS HIRING RECOVERY PROGRAM GRANT OFFERED BY THE UNITED STATES DEPARTMENT OF JUSTICE - Sheriff Department / Finance
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- 2009-03-107** RESOLUTION AUTHORIZING THE RECLASSIFICATION OF THE PROBATE REGISTER POSITION TO PROBATE COURT ADMINISTRATOR - Probate Court / Finance
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- 2009-03-108** RESOLUTION TO AMEND THE LIVINGSTON COUNTY SANITARY CODE - Public Health / Health & Human Services Committee
-
- 2009-03-109** RESOLUTION TO AUTHORIZE HIRING A PART-TIME NURSE FOR THE DEPARTMENT OF PUBLIC HEALTH - Health & Human Services Committee / Finance
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- 2009-03-110** RESOLUTION TO APPROVE AGREEMENT BETWEEN BRIGHTON TOWNSHIP AND LIVINGSTON COUNTY DEPARTMENT OF PUBLIC HEALTH TO PROVIDE DRINKING WATER MONITORING SERVICES - Department of Public Health / Health & Human Services Committee / Finance
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- 2009-03-111** RESOLUTION TO BORROW AGAINST ANTICIPATED DELINQUENT 2008 REAL PROPERTY TAXES - Office of the Treasurer / Board / Finance
-
- 2009-03-112** RESOLUTION TO AMEND PREVIOUS RESOLUTION NO. 2008-11-339 WHICH APPROVED AND AUTHORIZED THE SECOND PHASE OF THE PROJECT FOR CREATING A DATA REPLICATION SITE WITH CDW-G - Information Technology / Finance
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- 2009-03-113** RESOLUTION TO AUTHORIZE ENTERING INTO AN AGREEMENT WITH ENVIRONMENTAL RECYCLING GROUP AS THE VENDOR FOR HOUSEHOLD HAZARDOUS WASTE COLLECTIONS FOR 2009/2010 - Drain Commissioner/Solid Waste Program / Infrastructure & Development / Finance
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- 2009-03-114** RESOLUTION TO PURSUE 2009-2010 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND AUTHORIZING AN AGREEMENT WITH OAKLAND LIVINGSTON HUMAN SERVICE AGENCY TO ACT AS GRANT ADMINISTRATOR, INCLUDING PREPARATION OF THE 2011-2012 CDBG GRANT APPLICATION - OLHSA / Health & Human Services Committee / Finance
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- 2009-03-115** RESOLUTION TO AUTHORIZE A CONTRACT WITH BREDErnITZ, WAGNER & CO. TO PROVIDE FINANCIAL AND ACCOUNTING

SERVICES FOR LIVINGSTON COUNTY – Administration / Purchasing /
Finance

2009-03-116 RESOLUTION TO SUBMIT ESTIMATED 2010 BUDGET TO ALLOCATION BOARD - Administration / Finance Committee

2009-03-117 RESOLUTION AUTHORIZING AGREEMENT WITH THE SMALL BUSINESS AND TECHNOLOGY DEVELOPMENT CENTER TO PROVIDE SUPPORT FOR 2009 COUNTY-WIDE ASSISTANCE - COUNTY ADMINISTRATION

2009-03-118 RESOLUTION AUTHORIZING AGREEMENT WITH THE ECONOMIC DEVELOPMENT COUNCIL TO PROVIDE SUPPORT FOR 2009 COUNTY-WIDE ASSISTANCE - COUNTY ADMINISTRATION

2009-03-119 RESOLUTION AUTHORIZING TO PROCEED WITH PLAN PREPARATION FOR THE CONSTRUCTION OF THE MULTI-USER EMS HEADQUARTERS FACILITY - Administration / Infrastructure & Development / Finance

2009-03-120 RESOLUTION APPROVING A GRANT APPLICATION TO THE MICHIGAN NATURAL RESOURCES TRUST FUND - Parks & Open Space Committee

2009-03-121 RESOLUTION FOR CHANGING MERS BENEFIT FOR A TEMPORARY WINDOW PERIOD FOR DIVISION 12 - BUILDING INSPECTION / Finance

- 11. MOTION TO ACCEPT FINANCE COMMITTEE RECOMMENDATION FOR APPROVAL OF CLAIMS DATED MARCH 25, 2009**
- 12. CALL TO THE PUBLIC**
- 13. CLOSED SESSION**
Pending Litigation
- 14. 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: 2009-03-101

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION TO AUTHORIZE REQUEST TO USE THE COURTHOUSE GROUNDS BY THE HOWELL HIGH SCHOOL ENVIRONMENTAL CLUB FOR THE PURPOSE OF HOLDING A 3RD ANNUAL EARTH DAY/ARBOR DAY CELEBRATION – Building Services

WHEREAS, the Howell High School Environmental Club has requested the use of the courthouse grounds, specifically the courthouse lawn, amphitheater, the State Street parking area and the County parking lots, for the purpose of holding the 3rd Annual Earth Day/Arbor Day Celebration on April 18, 2009, from 10:00 a.m. – 5:30 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 High School Environmental Club, for the purpose of holding the 3rd Annual Earth Day/Arbor Day Celebration on event on April 18, 2009, from 10:00 a.m. - 5:30 p.m.

BE IT FURTHER RESOLVED that requested use of county grounds will be in accordance with existing county policy at the time of the event.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-102

LIVINGSTON COUNTY

DATE: March 30, 2009

REQUEST TO USE COUNTY GROUNDS TO HOLD A COUNTYWIDE TV & COMPUTER (E-WASTE) COLLECTION - Drain Commissioner / Solid Waste Department

WHEREAS, the Solid Waste Department would like to hold a County Wide TV and Computer Collection Event at the Livingston County West Complex on May 9, 2009 from 9 AM to 2 PM (rain or shine); and

WHEREAS, an outside vendor, Classic Computer Recycling, will be handling all financial transactions and will accept ownership of all collected items; and

WHEREAS, this event will be open to all residents and businesses; and

WHEREAS, County will staff the event with volunteers in cooperation with Recycle Livingston; and

WHEREAS, there will be little if any costs associated with this event and any small expenses will be paid for out of 441-901.00 ADVERTISING; and

WHEREAS, any affected County Departments will be notified and made aware of the event so that there will be minimal impact to their operations.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves the request by the Solid Waste Department to use County grounds, specifically West Complex, on Saturday May 9th 2009, from 7 AM to 4 PM for their TV & Computer (E-waste) Collection Event.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-103

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION AUTHORIZING THE CREATION OF ONE (1) FULL TIME FLEET MANAGER POSITION WITH THE COST TO BE SPLIT EQUALLY BETWEEN L.E.T.S. AND CAR POOL AND ELIMINATION/ADDITION OF L.E.T.S. POSITIONS – L.E.T.S. / Personnel Committee / Finance Committee

WHEREAS, the L.E.T.S. department has determined to effectively oversee the maintenance of county owned vehicles that a full time fleet manager is necessary; and

WHEREAS, this position will be responsible for the entire county fleet of vehicles, including, but not limited to vehicle diagnosis and inspection, maintaining fleet software, prepare and track work orders, match up invoices to actual work performed from outside vendors; and

WHEREAS, in addition, perform and track vehicle preventative maintenance and minor repair activities to include inspections, road testing, and replacing/rebuilding of all types of vehicle equipment; and

WHEREAS, the position will require fleet management background along with holding a State Certified Master mechanic license; and

WHEREAS, it has been recommended that this full time position be placed at the pay grade level I; and

WHEREAS, this position was included in both L.E.T.S. and the Car Pool budget for 2009; and

WHEREAS, in addition, a L.E.T.S. employee requested to be reduced from a full time Utility/Driver to a 19 hour Driver position resulting in the elimination of one (1) full time Utility/Driver position and the addition of one (1) part time 19 hours per week without benefits; and

WHEREAS, also a 29 hour per week Driver with limited benefits left L.E.T.S. employ and it has been determined that this position too will be eliminated; and

WHEREAS, these changes will save L.E.T.S. \$57,810 this year and approximately \$70,000 in future annual savings.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes and approves the creation of the Fleet Manager position with the cost of this position is equally split between L.E.T.S. and the Car Pool Department.

BE IT FURTHER RESOLVED that the pay grade level for this position is placed at Grade I.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners authorizes the elimination of one (1) Utility/Driver, one (1) Driver P/T (29 hours) positions and the addition of one (1) driver P/T driver (19 hours) position.

CURRENT POSITIONS	
Director, Grade N	[1]
Operations Manager, Grade K	[1]
Fleet Manager	[0]
Maintenance/Trainer, Grade G	[1]
Administrative Aide, Grade F	[1]
Dispatch/Driver, Grade F	[3]
Utility/Driver, Grade F	[2]
Driver – Full Time, Grade F	[9]
Driver – P/T (29 Hrs), Grade F	[11]
Driver – P/T (19 Hrs), Grade F	[5]
Total Positions:	[34]

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PROPOSED POSITIONS	
Director, Grade N	[1]
Operations Manager, Grade K	[1]
Fleet Manager, Grade I	[1]
Maintenance/Trainer, Grade G	[1]
Administrative Aide, Grade F	[1]
Dispatch/Driver, Grade F	[3]
Utility/Driver, Grade F	[1]
Driver – Full Time, Grade F	[9]
Driver – P/T (29 Hrs), Grade F	[10]
Driver – P/T (19 Hrs), Grade F	[6]
Total Positions:	[34]

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-104

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION AUTHORIZING IMPLEMENTATION OF AN AMENDMENT TO ALCOHOL AND DRUG POLICY IN COMPLIANCE WITH MANDATES OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION FEDERAL TRANSIT ADMINISTRATION - L.E.T.S. / Personnel

WHEREAS, the Livingston Essential Transportation Services is governed by Safety Regulations as prescribed by the U.S. Department of Transportation Federal Transit Administration, and

WHEREAS, the rules were promulgated in August, 2001 making major updates to CFR 49, parts 40 and 655 which then required the Livingston Essential Transportation Services' Drug and Alcohol Policy to be updated from time to time to enhance and to make compliance easier and/or to clarify items, and these changes require transit providers to update their policies and procedures, and

WHEREAS, a recent review of Federal regulations and State law identified certain areas needing further clarification, and

WHEREAS, the Operations Department of L.E.T.S. has updated the policy and procedures and has had these changes reviewed by both the Michigan Department of Transportation and our transit attorney to ensure compliance with the new rules and regulations.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby adopts the updated Livingston Essential Transportation Services' Drug and Alcohol Policy with an effective implementation date of March 16, 2009.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO.: 2009-03-105

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION APPROVING THE NO WORKER LEFT BEHIND PROGRAM GENERAL FUND/GENERAL PURPOSE (GF/GP) INCENTIVE AWARD FUNDING APPLICATION FOR LIVINGSTON COUNTY - Michigan Works! / Health & Human Services Committee / Finance

WHEREAS, The Michigan Department of Energy, Labor and Economic Growth (MDELEG) has transmitted instructions to Michigan Works! Agencies (MWA) for the preparation and submission of a local application for the utilization of No Worker Left Behind (NWLB) General Fund/General Purpose (GF/GP) Incentive Award funding for the time period October 1, 2008 through September 30, 2009; and

WHEREAS, The County of Livingston constitutes a jurisdiction designated as a MWA by the Governor of the State of Michigan; and

WHEREAS, Each MWA is required to submit a Budget Information Summary (BIS) and a signed Approval Request Form to receive funding; and

WHEREAS, The Livingston County has been issued a Grant Action Notice (GAN) awarding the MWA funds in the amount of \$130,000; and

WHEREAS, The regulations require that the Workforce Development Council and the local elected officials jointly approve and submit all job training plans; and

WHEREAS, The Livingston County Workforce Development Council Executive Committee approved this action at their March 19, 2009 meeting.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby
approves the NWLB GF/GP Incentive Award funding for the period October 1, 2008
through September 30, 2009 in the amount of \$130,000

BE IT FURTHER RESOLVED that the Chairperson is authorized to sign an approval request to be
submitted to the Michigan Department of Energy, Labor and Economic Growth.

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**MOVED:
SECONDED:
CARRIED:**

RESOLUTION

NO: 2009-03-106

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION AUTHORIZING THE SHERIFF OF LIVINGSTON COUNTY AND THE COUNTY OF LIVINGSTON TO APPLY FOR THE 2009 COPS HIRING RECOVERY PROGRAM GRANT OFFERED BY THE UNITED STATES DEPARTMENT OF JUSTICE - Sheriff Department / Finance Committee

WHEREAS, the Office of Community Oriented Policing Services (COPS) has announced the availability of funding under the COPS Hiring Recovery Program (CHRP). Funds were made available through the American Recovery and Reinvestment Act of 2009 to address the personnel needs of state, local, and tribal law enforcement agencies; and

WHEREAS, CHRP is a competitive grant program that provides funding directly to law enforcement agencies having primary law enforcement authority to create and preserve jobs and to increase our community policing capacity and crime prevention efforts; and

WHEREAS, the CHRP grant will provide 100 percent funding for approved entry-level salaries and benefits for 3 years (36 months) for newly hired, full-time sworn officer positions to include filling existing unfunded vacancies or for rehired officers who have been laid off , or are scheduled to be laid off on a future date; and

WHEREAS, there is no local match requirement for CHRP, however grant funding will be based on current entry-level salaries and benefits packages; and

WHEREAS, at the conclusion of the federal funding, Livingston County must retain all sworn officer positions awarded under the CHRP grant for a period of one year (12 months).

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners do hereby authorize Sheriff Robert Bezotte to apply for the COPS Hiring and Recovery Program Grant offered by the United States Department of Justice, Office of Community Oriented Policing Services.

BE IT FURTHER RESOLVED that the Chair of the Livingston County Board of Commissioners be authorized to sign the above Application, subsequent Grant Agreement and any future amendments for monetary and contractual language adjustments upon review by Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-107

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION AUTHORIZING THE RECLASSIFICATION OF THE PROBATE REGISTER POSITION TO PROBATE COURT ADMINISTRATOR – Probate Court / Personnel Committee / Finance Committee

WHEREAS, The Probate Court Register position is currently vacant as well as statutory required (not subject to the hiring freeze); and

WHEREAS, the Livingston County Probate Court would function more efficiently if the Probate Register position were reclassified and upgraded to that of Probate Court Administrator; and

WHEREAS, the Livingston County Probate Register position now requires new responsibilities and has evolved from a clerical / legal function to a legal / management position; and

WHEREAS, approval of this reclassification and upgrade coincides with the philosophy of the Unified Court project currently under way in Livingston County; and

WHEREAS, funding for same is available in the Probate Court Budget plus it will result in a net savings – approximately \$65,000 - to the Probate Court Budget; and

WHEREAS, these Probate Court Budget savings will be transferred to the General Fund Contingency; and

WHEREAS, it has been recommended that this Probate Court Administrator position be classified as a grade level N; 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 approves the reclassification and upgrade of the Probate Register position to Probate Court Administrator, Grade N; eliminate the Probate & Juvenile Division Administrator/Assistant Attorney Referee classification; and authorize the transfer of \$65,000 from the Probate Court Personnel Budget to General Fund Contingency.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-108

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION TO AMEND THE LIVINGSTON COUNTY SANITARY CODE - Department of Public Health / Health & Human Services Committee

WHEREAS, MCL 333.2441 of Act 368 of the Michigan Public Health Code provides authority for local health departments to adopt regulations necessary to carry out functions vested in law to the local Health Department; and

WHEREAS, the Livingston County Sanitary Code has not been updated since January, 1993; and

WHEREAS, there has been technological advances in on-site wastewater management; updates in the Michigan Department of Environmental Quality requirements for land divisions less than one acre; and changes in various State of Michigan laws referenced in the code since the last revision; and

WHEREAS, multiple meetings have been held seeking input from individuals and organizations potentially affected by the changes; and

WHEREAS, the Livingston County Sanitary Code Board of Appeals hosted a public informational meeting on January 29, 2009 and

WHEREAS, the Livingston County Sanitary Code Board of Appeals has considered the comments made and recommends adoption of the amendments by the Livingston County Board of Commissioners; and

WHEREAS, the recommended amendments have been reviewed and approved by County Legal Counsel; and

WHEREAS, notice of a public hearing was published on March 6, 2009 and is in accordance with Section 2442 of the Public Health code [MCL333.2442] which is not less than 10 days before the public hearing and not less than 20 days before the adoption of the Amendment; and

WHEREAS, the Health and Human Services Committee conducted a hearing to receive written and/or oral comments on amendments to sections of the Livingston County Sanitary Code on March 23, 2009 at 7:30 p.m. in the Board Chamber located at 304 East Grand River, Howell, Michigan.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners adopt the recommended amendments to the Livingston County Sanitary Code.

BE IT FURTHER RESOLVED the recommended amendments to the Livingston County Sanitary Code shall become effective on April 1, 2009

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-109

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION TO AUTHORIZE HIRING A PART-TIME NURSE FOR THE DEPARTMENT OF PUBLIC HEALTH - Health & Human Services Committee / Finance Committee

WHEREAS, the Department of Public Health is experiencing an increase in the caseload for the Women, Infant and Children's (WIC) Program, and

WHEREAS, the Children's Special Health Care Services (CSHCS) has also experienced an increase in caseload, and

WHEREAS, there is a need to provide CSHCS outreach and advocacy in Livingston County for eligible families; and

WHEREAS, the State of Michigan will provide \$21,945 additional funding for WIC and \$40,313 additional funding for CSHCS that was not included as revenue for the current year's budget, and

WHEREAS, the addition of a part-time nurse will greatly assist in meeting the professional demands for both programs.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners authorize the Department of Public Health to hire a part-time public health nurse.

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-03-110

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION AUTHORIZING A CONTRACT FOR SERVICE BETWEEN BRIGHTON TOWNSHIP AND LIVINGSTON COUNTY TO PROVIDE RESIDENTIAL DRINKING WATER SAMPLING SERVICES - Department of Public Health / Health & Human Services Committee / Finance Committee

WHEREAS, Brighton Township has approached Livingston County Department of Public Health (LCDPH) with the need for residential drinking water sampling services in the area of a former landfill on Corlett Road; and

WHEREAS, LCDPH has provided similar services under it's MDEQ monitoring contract and has expertise and familiarity with drinking water sampling programs; and

WHEREAS, Brighton Township has signed a consent agreement with MDEQ and is now responsible for the continued monitoring around the former landfill; and,

WHEREAS, LCDPH has provided Brighton Township with an estimate for services, not to exceed \$800 annually.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into an agreement with Brighton Township for drinking water sampling services for the period of May 2009 through May 2010, with an option for a 10 year renewal for services described above.

BE IT FURTHER RESOLVED that the Chairperson of the Board of Commissioners be authorized to sign the above-referenced contract upon review by Civil Counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-111

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION TO BORROW AGAINST ANTICIPATED DELINQUENT 2008 REAL PROPERTY TAXES - Office of the Treasurer / Board / Finance Committee

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

REFERRED TO FINANCE COMMITTEE

RESOLUTION

NO: 2009-03-112

LIVINGSTON COUNTY

DATE: March 30, 3009

RESOLUTION TO AMEND PREVIOUS RESOLUTION NO. 2008-11-339 WHICH WAS TO AUTHORIZE AND APPROVE THE SECOND PHASE OF THE PROJECT FOR CREATING A DATA REPLICATION SITE WITH CDW-G - Information Technology / Finance Committee

WHEREAS, Resolution 2008-11-339 was adopted on November 17, 2008 to create a redundant data site that includes the installation and configuration of two (2) EMC SANS and the upgrade of the existing ESX 3.0x hosts to VMWARE infrastructure, and virtualizing twenty (20) more servers; and

WHEREAS, Resolution 2008-11-339 stated that the IT department modify their 2009 proposed budget to include this project, but \$295,978.68 was charged to the IT 2008 budget as invoicing came through in 2008; and

WHEREAS, the Information Technology department and Finance department are asking for authorization to add \$295,978.68 of the original proposed amount of \$412,803.33 from the 2009 budget to the 2008 budget as equipment was purchased in December of 2008. The remaining proposed amount which is \$116,824.65 will stay charged to the 2009 IT budget; and

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

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves this Resolution to amend Resolution 2008-11-339 to accurately reflect and correct the amount of \$412,803.33 from the 2009 budget by adding \$295,978.68 of the original proposed amount of \$412,803.33 from the 2009 budget to the 2008 budget as equipment was purchased in December of 2008. The remaining proposed amount which is \$116,824.65 will stay charged to the 2009 IT budget.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-113

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION TO AUTHORIZE ENTERING INTO AN AGREEMENT WITH ENVIRONMENTAL RECYCLING GROUP AS THE VENDOR FOR HOUSEHOLD HAZARDOUS WASTE COLLECTIONS FOR 2009/2010 - Drain Commissioner/Solid Waste Program / Infrastructure & Development / Finance Committee

WHEREAS, Livingston County coordinates a household hazardous waste collection program as an objective of its Solid Waste Management Plan; and

WHEREAS, Livingston County currently holds three such events each year as budgeted in 441-819.00; and

WHEREAS, in accordance with the County's Purchasing Policy, a formal quoting process was performed and the seven submitted bids were evaluated by a committee consisting of Roberta Bennett, Robert Spaulding, and Amy Lamoreaux; Livingston County Purchasing Agent, DPW/Solid Waste Coordinator, and Drain Commissioner staff member respectively; and

WHEREAS, Environmental Recycling Group, based in Livonia Michigan, was the first choice of the above mentioned committee based upon their complete proposal, excellent references and lowest pricing; and

WHEREAS, this Resolution has been recommended for approval by the DPW/Solid Waste Coordinator and Livingston County's Purchasing Agent; and

WHEREAS, Environmental Recycling Group will adhere to the terms and conditions set forth in their proposal dated February 24, 2009 which states that the unit disposal costs for accepted household hazardous wastes shall be a flat rate of \$0.66 per pound (with the exception of Lethal Air Cylinders which are \$50.00 each and smoke detectors which are \$4.00 each).

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes entering into an agreement with Environmental Recycling Group for the years 2009 and 2010, together with an option for a two year renewal for services described above at a unit disposal cost for accepted household hazardous wastes at a flat rate of \$0.66 per pound (with the exception of Lethal Air Cylinders which are \$50.00 each and smoke detectors which are \$4.00 each)

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.

BE IT FURTHER RESOLVED that, upon satisfactory performance of the contract, as determined by the County Administrator, the Board Chairperson be authorized to sign a two year renewal as prepared by Civil Counsel.

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MOVED:
SECONDED:
CARRIED:

RESOLUTION

NO: 2009-03-114

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION TO PURSUE 2009-2010 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND AUTHORIZING AN AGREEMENT WITH OAKLAND LIVINGSTON HUMAN SERVICE AGENCY TO ACT AS GRANT ADMINISTRATOR, INCLUDING PREPARATION OF THE 2011-2012 CDBG GRANT APPLICATION - OLHSA / Health & Human Services Committee / Finance

WHEREAS, the County of Livingston is interested in the continued effort to upgrade housing conditions for its low income, very low income, and senior homeowners, and to assist same with housing acquisition; and

WHEREAS, funding for the above is available through the Michigan CDBG Housing Program 2009 Housing Resource Fund, and Livingston County, as fiduciary, has been approved to pursue funding in the amount of \$300,000 by the Michigan State Housing Development Authority (MSHDA); and

WHEREAS, the MSHDA CDBG Housing Program Grant requires a minimum of \$60,000 local match, which shall be provided by Oakland Livingston Human Service Agency/Livingston County Services; and

WHEREAS, under Resolution #2006-06-210 dated June 19, 2006, the Livingston County Board of Commissioners authorized OLHSA/Livingston County Services to initiate the application process for the 2008-2009 grant application cycle, which was delayed through an approved grant term extension; and

WHEREAS, a Grant Administrator Agreement is needed between Livingston County and OLHSA transferring responsibilities of the grant administration and provisions of the matching funds required by the MSHDA CDBG Housing Program Grant to OLHSA which includes submission to the Livingston County Financial Officer of any reporting documents required by MSHDA; and

WHEREAS, for administration and State deadline purposes, the above-referenced Grant Administrator Agreement will remain in effect to encompass the 2011-2012 application process.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby approves pursuit of funding in the 2009-2010 Community Development Block Grant Housing Program Grant from the Michigan State Housing Development Authority in the amount of \$300,000.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners authorizes the Oakland Livingston Human Service Agency/Livingston County Services to act as Grant Administrator of the 2009-2010 CDBG Housing Program Grant, inclusive of preparation and filing of the Application for the 2011-2012 grant cycle, conditioned upon OLHSA providing the matching funds required by the Grant and with the understanding that OLHSA shall be reimbursed for its administrative expenses from the Grant in an amount not to exceed the sum of \$60,000.

BE IT FURTHER RESOLVED that the Board Chair be authorized to sign said agreement upon review of civil counsel.

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MOVED:
 SECONDED:
 CARRIED:

RESOLUTION

NO: 2009-03-115

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION TO AUTHORIZE A CONTRACT WITH BREDERNITZ, WAGNER & CO. TO PROVIDE FINANCIAL AND ACCOUNTING SERVICES FOR LIVINGSTON COUNTY – Administration / Finance Committee

WHEREAS, the Livingston County Finance Committee at its meeting of March 25, 2009, adopted a recommendation to renew the contract with Bredernitz, Wagner & Co. for the services of Gregory Clum as an outside contractor to provide financial and accounting services to Livingston County to close the books for fiscal year 2008; and

WHEREAS, it is in the best interest of Livingston County to sustain the partnership with Bredernitz, Wagner & Co. to mentor the county-wide accounting personnel, maintain independence for our annual audit, utilize accounting professionals to prepare limited schedules to facilitate year-end close, assist with improving internal controls, continue to assist with the implementation of new GASB requirements and suggest/assist with the implementation of improved financial systems within the County; and

WHEREAS, these accounting services will be provided at a cost not to exceed \$ 21,830; and

WHEREAS, monies are budgeted in the 2009 Auditing Services division of the General Fund to complete this contract.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes renewing the contract with Bredernitz, Wagner & Co. of Howell, Michigan for the services of Gregory Clum to provide financial and accounting services to Livingston County in an amount not to exceed \$ 21,830.00.

BE IT FURTHER RESOLVED that the Chairman of the Board of Commissioners is authorized to sign said contract upon execution of same by civil counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-116

LIVINGSTON COUNTY

DATE: March 30, 2009

**RESOLUTION TO SUBMIT ESTIMATED 2010 BUDGET TO ALLOCATION BOARD -
Administration / Finance Committee**

WHEREAS, the Tax Allocation Board meets yearly to review the proposed budgets of each respective township, school district and the County; and

WHEREAS, in compliance with the statutory requirement, the Tax Allocation Board will meet on Monday, April 20, 2009.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the submission of the attached Estimated 2010 General Fund Budget for Livingston County, by activity, to the Tax Allocation Board.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-117

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION AUTHORIZING AGREEMENT WITH THE SMALL BUSINESS AND TECHNOLOGY DEVELOPMENT CENTER TO PROVIDE SUPPORT FOR 2009 COUNTY-WIDE ASSISTANCE - COUNTY ADMINISTRATION

WHEREAS, the promotion and maintenance of a robust and prosperous small business base, is vital to all residents of Livingston County; and

WHEREAS, in order to optimize the effectiveness of an economic development effort, it is critical to recognize the need for a program which focuses on assisting small businesses; and,

WHEREAS, the most cost effective method of providing these important activities is through contracting with agencies outside of County government; and,

WHEREAS, the Small Business and Technology Development Center of Livingston County has developed a proven record of assistance to the small businesses throughout Livingston County with previous funding provided by the Board of Commissioners in the amount of \$40,000.00 per year for 2004 through 2008; and

WHEREAS, the 2009 budget process resulted in a 7% decrease in funding for a total amount of \$37,200.00; and

WHEREAS, funding is available in the 2009 General Fund budget.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes a one (1) year contract with the Small Business and Technology Development Center in the amount of \$37,200.00 for the term of January 1, 2009, through December 31, 2009.

BE IT FURTHER RESOLVED that the Board of Commissioners hereby authorizes the Chairman to sign the Agreement upon preparation of same by civil counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-118

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION AUTHORIZING AGREEMENT WITH THE ECONOMIC DEVELOPMENT COUNCIL TO PROVIDE SUPPORT FOR 2009 COUNTY-WIDE ASSISTANCE - COUNTY ADMINISTRATION

WHEREAS, the promotion and maintenance of a diversified commercial/industrial base is vital to all residents of Livingston County; and

WHEREAS, in order to optimize the effectiveness of an economic development effort, it is critical to recognize the need for a program which focuses on the larger scale industrial base; and

WHEREAS, the most cost effective method of providing these important activities is through contracting with agencies outside of County government; and

WHEREAS, the Economic Development Council has a demonstrated track record in the ability to establish and maintain a positive and supportive relationship with the existing commercial/industrial base, as well as a history of attracting new larger scale developments; and

WHEREAS, previous funding from the Board of Commissioners has been in the amount of \$66,000.00 per year; and

WHEREAS, the 2009 budget process resulted in a 7% decrease in funding for a total amount of \$61,380.00; and

WHEREAS, funding for the proposed is available in the General Fund budget.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes a one (1) year contract with the Economic Development Council in the amount of \$61,380.00 per year, for the term of January 1, 2009, through December 31, 2009.

BE IT FURTHER RESOLVED that the Board of Commissioners hereby authorizes the Chairman to sign the Agreement upon preparation of same by civil counsel.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-119

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION AUTHORIZING TO PROCEED WITH PLAN PREPARATION FOR THE CONSTRUCTION OF THE MULTI-USER EMS HEADQUARTERS FACILITY - Administration / Infrastructure & Development Committee / Finance

WHEREAS, in order to continue to develop the necessary plans and cost calculations, the architects have recommended authorization to prepare detailed construction cost estimates; and

WHEREAS, these detailed cost estimates are essential to accurately finalizing agreements with other building users; and

WHEREAS, the costs of this effort will be based upon a hourly rate as specified in the current contract with the firm of Lindhout Associates not to exceed \$80,000; and

WHEREAS, these hourly rates will be credited towards the overall project fee which is calculated as a % of the cost of construction; and

WHEREAS, Lindhout Associates has reduced its percentage from which the fee will be calculated by 6%; and

WHEREAS, funds for this effort are available through the EMS Construction Fund as previously established by the Board.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes the Chairperson of the Board to execute the necessary agreements to proceed with this project with this schematic plan phase not to exceed the amount of \$80,000 **after review of civil counsel**

BE IT FURTHER RESOLVED that funding for this expense is available in the EMS Construction Fund as previously established by the Board of Commissioners.

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**MOVED:
SECONDED:
CARRIED:**

RESOLUTION

NO: 2009-03-120

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION APPROVING A GRANT APPLICATION TO THE MICHIGAN NATURAL RESOURCES TRUST FUND - Parks & Open Space Committee

WHEREAS, the County of Livingston adopted the *Livingston County Parks & Open Space Plan* at the February 21, 2006 meeting of the Livingston County Board of Commissioners, and said plan was subsequently approved by the Michigan Department of Natural Resources (MDNR); and

WHEREAS, the *Livingston County Parks & Open Space Plan* enables Livingston County to apply for grants for the acquisition or development of park land through the Michigan Natural Resources Trust Fund (MNRTF), which is administered by the MDNR; and

WHEREAS, the Parks and Open Space Advisory Committee at their March 4, 2009 meeting approved the preparation and submission of a grant application to the MNRTF to support improvements to the Lutz County Park, subject to the approval of the Livingston County Board of Commissioners; and

WHEREAS, a public meeting to provide an opportunity for citizens to express opinions, ask questions, and discuss all aspects of proposed improvements to the Lutz County Park property was held on March 27, 2009 in the Livingston County Board of Commissioners Chambers; and

WHEREAS, the Parks and Open Space Advisory Committee is requesting the approval of the Livingston County Board of Commissioners to submit a grant application to the MNRTF to fund improvements to the Lutz County Park.

THEREFORE BE IT RESOLVED that the Livingston County Board of Commissioners approves the application to the Michigan Natural Resources Trust Fund for Lutz County Park improvement funds in the amount of \$42,600.

BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners agrees to provide matching funds in the form of Livingston County Foundation funds that are designated for the Lutz County Park in the amount of \$20,000 which is 32% of the total project cost of \$62,600.

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MOVED:

SECONDED:

CARRIED:

RESOLUTION

NO: 2009-03-121

LIVINGSTON COUNTY

DATE: March 30, 2009

RESOLUTION FOR CHANGING MERS BENEFIT FOR A TEMPORARY WINDOW PERIOD FOR BUILDING INSPECTION DIVISION 12 – BUILDING DEPARTMENT / Finance

WHEREAS, Livingston County currently provides for ten (10) year vesting for employees in the MERS Division 12 - Building Inspection defined benefit pension; and

WHEREAS, an employee who is two (2) months short of vesting and currently on a protected medical leave of absence will be laid off pursuant to a reduction in workforce before he returns from the medical leave of absence; and

WHEREAS, the Building Department desires to ensure that this employee vests in a pension with MERS; and

WHEREAS, in order to ensure this employee vests in a pension, the benefit for the MERS Division 12-Building Inspection must be changed for a temporary window period of not less than sixty (60) days to allow for eight (8) year vesting (V-8 benefit) within this MERS division only; and

WHEREAS, funding for same is available through the Building Department 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 change in MERS benefits to allow for eight (8) year vesting (V-8 benefit) within the MERS Division 12 - Building Inspection for a temporary window period of not less than sixty (60) days.

BE IT FURTHER RESOLVED that the Chair of the Board of Commissioners be authorized to sign the above-referenced documents in order to effectuate this temporary benefit amendment.

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MOVED:

SECONDED:

CARRIED: