

At a regular meeting of the Shiawassee County Board of Commissioners held on July 27, 2006 at 4:00 p.m. in the Commission Chambers, Surbeck Building, Corunna, Michigan:

The meeting was called to order by Chairman Fuja.

Pledge of Allegiance was given.

Prayer was offered by Commissioner Capitan.

Roll Call found Commissioners Capitan, Cole, Pavlica, Roszman, Van Pelt, Walden and Fuja present.

It was moved by Commissioner Van Pelt, seconded by Commissioner Cole to approve the minutes of the June 22, 2006 Board of Commissioners meeting as presented by the office of the County Clerk. Motion carried.

It was moved by Commissioner Van Pelt, seconded by Commissioner Capitan to approve of bills listed on Invoice Edit Reports dated June 29, 2006 in the amount of \$373,820.31, July 11, 2006 in the amount of \$847,638.46, July 20, 2006 in the amount of \$622,523.53 and July 25, 2006 in the amount of \$132,001.34 as provided by the Clerk's office and authorize that warrants be drawn from the treasury for same. Motion carried with the following roll call vote of 7 Yeas and 0 Nays. Yeas: Commissioners Capitan, Cole, Pavlica, Roszman, Van Pelt, Walden and Fuja.

Call to the public:

Homer Bennett, 430 Pine Street, Corunna

Bob Byles, 1235 N. Shiawassee, Owosso

Shannon Steffes, 7800 Shipman Road, Corunna

Mary Jozwiak, 1504 Shady Lane, Owosso

Haven Dennis, 817 North Ball Street, Owosso

It was moved by Commissioner Van Pelt, seconded by Commissioner Cole to approve the minutes of the July 25, 2006 Committee of the Whole meeting. Motion carried.

It was moved by Commissioner Cole, seconded by Commissioner Roszman to consider approving the Michigan Works! Career Alliance Inc. Capacity Building and Professional Development Plan for the period July 1, 2006 to June 30, 2007 in the amount of \$24,000 and authorize the Board Chair to sign the same. Motion carried with the following roll call vote of 7 Yeas and 0 Nays. Yeas: Commissioners Capitan, Cole, Pavlica, Roszman, Van Pelt, Walden and Fuja.

It was moved by Commissioner Cole, seconded by Commissioner Capitan to consider approving the Michigan Works! Career Alliance Inc. Service Center Operations Plan for the period July 1, 2006 to June 30, 2007 in the amount of \$194,654 and authorize the Board Chair to sign the same. Motion carried with the following roll call vote of 7 Yeas and 0 Nays. Yeas: Commissioners Capitan, Cole, Pavlica, Roszman, Van Pelt, Walden and Fuja.

It was moved by Commissioner Cole, seconded by Commissioner Roszman to consider approving the First Amendment to the agreement between the State of Michigan Department of Corrections and Shiawassee County entitled "Comprehensive Corrections Plans Rider C" with an increase in funding for FY 2006 of \$1,817 for a total amount of \$19,155 and authorize the Board Chair to sign the same. Motion carried with the following roll call vote of 7 Yeas and 0 Nays. Yeas: Commissioners Capitan, Cole, Pavlica, Roszman, Van Pelt, Walden and Fuja.

It was moved by Commissioner Cole, seconded by Commissioner Capitan to approve the Non-Represented (Non-Court, Non-Health Department) Salary & Benefit Recommendations. Motion carried.

It was moved by Commissioner Cole, seconded by Commissioner Capitan to approve the County Coordinator's contract as presented. Motion carried with the following roll call vote of 5 Yeas and 2 Nays. Yeas: Commissioners Capitan, Cole, Van Pelt, Walden and Fuja. Nays: Commissioners Pavlica and Roszman

It was moved by Commissioner Cole, seconded by Commissioner Capitan to approve the minutes of the July 24, 2006 Finance and Administration Committee meeting. Motion carried.

The following resolution was presented:

RESOLUTION NO. 06-06-20
BOARD OF COMMISSIONERS
SHIAWASSEE COUNTY

WHEREAS, the Shiawassee County Animal Control Ordinance was adopted at a regular meeting of the Shiawassee County Board of Commissioners on January 13, 2000; and **WHEREAS**, the Shiawassee County Animal Control Ordinance currently reads under Article II Definitions

(1) **KENNEL** Any lot or premise on which (5) or more household pets, six months of age or older are kept.

- (1) Commercial Kennel. Any lot or premise used for the commercial sale, boarding or treatment of household pets.
- (2) Private Kennel. Any lot or premise used for the private maintenance of ten (10) or fewer household pets not involving any commercial activity. Keeping of more that ten (10) animals shall be considered a commercial kennel, regardless of ownership of animal.

WHEREAS, the Shiawassee County Board of Commissioners intends to amend the Shiawassee County Animal Control Ordinance under Article II Definitions (1) **KENNEL** to read: A kennel shall be construed as an establishment wherein or whereon five (5) or more dogs are confined and kept for sale, boarding, breeding or training purposes.

NOW THEREFORE, BE IT RESOLVED, that effective July 27, 2006, the Shiawassee County Board of Commissioners amends the Shiawassee County Animal Control Ordinance of January 13, 2000 under Article II Definitions (1) **KENNEL** to read:

(1) **KENNEL** A kennel shall be construed as an establishment wherein or whereon five (5) or more dogs are confined and kept for sale, boarding, breeding or training purposes.

It was moved by Commissioner Roszman, seconded by Commissioner Cole to considering approving Resolution #06-06-20 amending the Shiawassee County Animal Control Ordinance of January 13, 2000 under Article II Definitions. Motion carried with the following roll call vote of 7 Yeas and 0 Nays. Yeas: Commissioners Capitan, Cole, Pavlica, Roszman, Van Pelt, Walden and Fuja.

It was moved by Commissioner Walden, seconded by Commissioner Pavlica to consider appointing Margaret McAvoy and Scott Gilman as the Shiawassee County Representative to the Riverhaven Coordinating Agency Board for a three year term from July 27, 2006 to December 31, 2008 or until a successor is appointed. Motion carried.

The following resolution was presented:

RESOLUTION

WHEREAS, on June 26, 2006 the Shiawassee County Board of Commissioners (Board) received a request from John and Loeta Hersch for approval to have a certain parcel released from agreement number 76-37052-123112 which was executed in accordance with the provisions of PA 116 of 1974, commonly known as the Farmland and Open Space Preservation Act; and

WHEREAS, the Board has reviewed this request and determined that the structures located on the parcel were present prior to the original execution of said agreement; and

WHEREAS, the parcel proposed for release from the agreement is 2 acres in size; and

WHEREAS, the Board finds that the request for release of the particular parcel is acceptable:

NOW THEREFORE BE IT RESOLVED BY THE SHIAWASSEE COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

(1) That the Board hereby approves the request to release the following described piece of property from the PA 116 agreement,

Shiawassee County, New Haven Township, Section 4; T8N R3E
Beginning at the Northeast Corner of the West ¼ of the East ½ of the
Southwest ½ and East ½ of West ½ of Southwest ¼, South 520 feet, West 335
feet, North 520 feet, East 335 to point of beginning; and

(2) That the Board hereby certifies John and Loeta Hersch declared to them that the structures located on the certain piece of property were in place prior to the land being placed in the original PA 116 agreement referenced above.

(3) That the county clerk is hereby directed to transmit certified and sealed copies of this resolution to the person making the request and to the Farmland Unit of the Michigan Department of Agriculture.

It was moved by Commissioner Pavlica, seconded by Commissioner Roszman to consider approving Resolution #06-07-21, a Partial Termination of a PA 116 Agreement for John & Loeta Hersch for property located in New Haven Township, Agreement No. 76-37052-123112. Motion carried with the following roll call vote of 7 Yeas and 0 Nays. Yeas: Commissioners Capitan, Cole, Pavlica, Roszman, Van Pelt, Walden and Fuja.

It was moved by Commissioner Pavlica, seconded by Commissioner Walden to consider approving a discharge of mortgage and authorize the Chair and Clerk to sign a discharge of mortgage on the following properties: 875 N. Durand Road, Corunna, 8445 S. M-52, Owosso. Motion carried.

It was moved by Commissioner Pavlica, seconded by Commissioner Walden to consider that program income emergency projects shall be funded at an amount up to \$10,000 under the same lending requirements as CDBG/HOME dollars. Emergency Projects funded with Program Income can include well, septic, furnace, roofs, electrical and other issues involving immediate risk to health and safety of the home's occupants. Motion carried.

It was moved by Commissioner Pavlica, seconded by Commissioner Roszman to approve the minutes of the July 24, 2006 Economic & Physical Development Committee meeting. Motion carried.

It was moved by Commissioner Cole, seconded by Commissioner Capitan to consider approving Valley Area Agency on Aging's Multi-Year Plan for fiscal years 2007-2009. Motion carried.

The following resolution was presented:

RESOLUTION NO. 06-07-22
SHIAWASSEE COUNTY
BOARD OF COMMISSIONERS

WHEREAS, the Shiawassee County Board of Commissioners is in receipt of the letter from George J. Pichette, J. D., Director / Health Officer of the Shiawassee County Health Department to Mikelle Robinson, Manager, Tobacco Section of the Michigan Department of Community Health regarding the rejection of bid #06-014 Tobacco Prevention & Control: Policy and Environmental Change; and

NOW THEREFORE BE IT RESOLVED, that the Shiawassee County Board of Commissioners fully supports the letter submitted.

It was moved by Commissioner Walden, seconded by Commissioner Van Pelt to consider approving Resolution #06-07-22 regarding the Tobacco Prevention & Control: Policy and Environmental Change. Motion carried with the following roll call vote of 7 Yeas and 0 Nays. Yeas: Commissioners Capitan, Cole, Pavlica, Roszman, Van Pelt, Walden and Fuja.

Call to the public:

Homer Bennett, 430 Pine Street, Corunna

Gary Holzhausen, 3810 Easton Road, Owosso

Shannon Steffes, 7800 Shipman Road, Corunna

The meeting adjourned at 4:40 p.m.

Lauri L. Braid, Shiawassee County Clerk
and Clerk to the Board of Commissioner