

LIVINGSTON COUNTY BOARD OF COMMISSIONERS

MEETING MINUTES



January 17, 2023, 6:00 P.M.
Board of Commissioners Meeting Location
304 E. Grand River Ave., Board Chambers, Howell, Michigan
Zoom Virtual Meeting ID: 399-700-0062 / Password: LCBOC
<https://us02web.zoom.us/j/3997000062>

Members Present: Douglas Helzerman, David Domas, Frank Sample, Wes Nakagiri, Jay Drick, Roger Deaton, Martin Smith, Nick Fiani, Jay Gross

1. Call Meeting to Order

The meeting was called to order by Chairman Domas at 6:01 p.m.

2. Moment of Silent Reflection

3. Pledge of Allegiance to the Flag

All rose for the Pledge of Allegiance to the Flag of the United States of America.

4. Roll Call

Roll call by the Clerk indicated the presence of a quorum.

9. Approval of Agenda

Motion to approve the agenda as presented.

It was moved by N. Fiani
Seconded by W. Nakagiri

Yes (9): N. Fiani, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

5. Correspondence

5.a Alcona County

Resolution #2022-18 Support for Economic Impact Study of Consumers Energy Dams

Motion to receive and place on file the Correspondence.

It was moved by J. Drick
Seconded by D. Helzerman

Yes (9): J. Drick, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

6. Call to the Public

The following persons addressed the Board: Randie Clawson, Howell; Pamela Kummer, Hartland; Doug Helzerman, Handy Township; Lori Cowan, Unadilla Township; Cherie LaRou, Green Oak Township; Alisa Davis, City of Brighton; and Cindy Michniewicz, Hamburg Township.

7. Approval of Minutes

7.a Meeting Minutes dated: January 3, 2023

Motion to approve the Minutes as presented.

It was moved by J. Drick

Seconded by D. Helzerman

Yes (9): J. Drick, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

8. Tabled Items From Previous Meetings

None.

10. Reports

Commissioner Gross attended the Veterans' breakfast last Thursday at Village Manor. He also attended Kathleen Kline-Hudson's retirement party and thanked her for her service.

Commissioner Deaton visited several county departments. He also attended the Veteran Services tax-exempt meetings.

Commissioner Nakagiri spoke about a communication regarding the Septic Receiving Station.

11. Resolutions for Consideration

Resolutions 2023-01-005 through 2023-01-010

11.a 2023-01-005 (Roll Call Vote)

Resolution Authorizing the Transfer of Funds from EMS to Capital Replacement – Emergency Medical Services

Motion to adopt the Resolution.

It was moved by D. Helzerman

Seconded by N. Fiani

Discussion

Roll Call Vote: Yes (9): D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

11.b 2023-01-006 (Roll Call Vote)

Resolution Authorizing an Increase in Total Authorized Vehicles in the Facilities Services Fleet – Car Pool

Motion to adopt the Resolution.

It was moved by N. Fiani

Seconded by J. Gross

Discussion

Roll Call Vote: Yes (9): N. Fiani, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

11.c 2023-01-007 (Roll Call Vote)

Resolution Authorizing a Change in 2023 Budgeted Driver Positions – LETS

Motion to adopt the Resolution.

It was moved by J. Gross

Seconded by M. Smith

Discussion

Roll Call Vote: Yes (9): J. Gross, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and N. Fiani; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

11.d 2023-01-008

Resolution Authorizing Acceptance of Donated Funds on Behalf of the Veteran Services Department - Treasurer

Motion to adopt the Resolution.

It was moved by M. Smith

Seconded by J. Gross

Discussion

Yes (9): M. Smith, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

11.e 2023-01-009

Resolution Authorizing the County Treasurer to Establish the Veteran Services Donation Fund 233 - Treasurer

Motion to adopt the Resolution as amended.

It was moved by N. Fiani

Seconded by W. Nakagiri

Discussion

Yes (9): N. Fiani, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

11.f 2023-01-010

Resolution to Reconsider and Amend Resolution 2023-01-003 Adopting the Rules of the Livingston County Board of Commissioners and to Establish Meeting Dates for 2023 – Board of Commissioners

Motion to adopt the Resolution.

It was moved by N. Fiani

Seconded by F. Sample

Discussion

Motion to amend committee members to 4 except the Finance/Asset Management Committee which shall consist of 9 members.

It was moved by N. Fiani

Seconded by W. Nakagiri

Yes (7): N. Fiani, D. Domas, F. Sample, W. Nakagiri, R. Deaton, M. Smith, and J. Gross;
No (2): D. Helzerman and J. Drick; Absent (0): None

MOTION to AMEND Carried (7-2-0)

Motion to amend to leave in F. Committee Appointment, 2 and to change “must” in the second sentence to “may”.

It was moved by D. Helzerman
Seconded by J. Drick

Yes (9): D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION to AMEND Carried (9-0-0)

Motion to adopt the amended Resolution.

It was moved by N. Fiani
Seconded by F. Sample

Yes (9): N. Fiani, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

12. Closed Session (Roll Call Vote)

Collective Bargaining Negotiations [MCL 15.268(c).]

Motion to convene a Closed Session at 7:19 p.m. for the purpose of Collective Bargaining Negotiations [MCL 15.268(c).]

It was moved by N. Fiani
Seconded by M. Smith

Roll Call Vote: Yes (9): N. Fiani, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

Motion to return to Open Session at 7:32 p.m.

It was moved by N. Fiani
Seconded by D. Helzerman

Yes (9): N. Fiani, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

13. 2023-01-011

Resolution Approving the Tentative Agreement for a Three (3) Year Agreement between the Livingston County Sheriff Department, the Livingston County Board of Commissioners, and the Michigan Association of Police Representing Sheriff Lieutenants– Human Resources

It was moved by D. Helzerman
Seconded by J. Gross

Yes (9): D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

14. Accounts Payable Reports

14.a Claims dated: January 17, 2023

14.b Payables dated: December 17 through January 6, 2023

Motion to approve the Claims Report and Payables Report as presented.

It was moved by: J. Gross

Seconded by: J. Drick

Yes (9): J. Gross, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and N. Fiani; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

15. Discussion

15.a Addition of Moment of Prayer to the Agenda Order of Business

Motion to move for discussion.

It was moved by: J. Gross

Seconded by: J. Drick

Discussion

Yes (9): D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

Motion to move Resolution presented by Commissioner Helzerman forward.

It was moved by D. Helzerman

Seconded by J. Drick

Discussion

Friendly amendment by Commissioner Gross to delete b., amend d. by deleting "or arrange for another person to pray", add "er" to Pray in Therefore, Be It Resolved paragraph, and amend a. to add the word "any" in a. after not in.

Commissioner Gross withdraws his friendly amendments and makes a formal Motion to amend delete b., amend d. by deleting "or arrange for another person to pray", delete f., add "er" to Pray in Therefore, Be It Resolved paragraph, and amend a. to add the word "any" in a. after not in.

Motion to amend resolution.

It was moved by: J. Gross

Seconded by: M. Smith

Discussion

Motion to divide the question.

It was moved by D. Helzerman

Seconded by W. Nakagiri

Yes (9): D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION to DIVIDE Carried (9-0-0)

Motion to amend to add “er” to Pray in Therefore, Be It Resolved paragraph and to add the word “any” in a. after not in.

It was moved by N. Fiani
Seconded by W. Nakagiri

Yes (9): N. Fiani, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and J. Gross; No (0): None; Absent (0): None

MOTION to AMEND Carried (9-0-0)

Motion to amend to delete b.

It was moved by J. Gross
Seconded by D. Domas

Roll Call Vote: Yes (2): J. Gross and M. Smith; No (7): N. Fiani, D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, and R. Deaton; Absent (0): None

MOTION to AMEND Failed (2-7-0)

Motion to amend b. to Chair shall solicit volunteers for the responsibility of praying.

It was moved by F. Sample
Seconded by M. Smith

Yes (7): F. Sample, J. Gross, M. Smith, N. Fiani, D. Domas, J. Drick, and R. Deaton.
No (2): D. Helzerman and W. Nakagiri; Absent (0): None

MOTION to AMEND Carried (7-2-0)

Motion to amend d. to remove “or arrange for another person to pray”.

It was moved by D. Helzerman
Seconded by J. Gross

Yes (7): D. Helzerman, J. Gross, M. Smith, N. Fiani, D. Domas, F. Sample, and R. Deaton.
No (2): J. Drick and W. Nakagiri; Absent (0): None

MOTION to AMEND Carried (7-2-0)

Motion to amend f. to prayer should not exceed 1 minute.

It was moved by J. Gross
Seconded by M. Smith

Yes (3): J. Gross, M. Smith, and R. Deaton; No (6): D. Helzerman, N. Fiani, D. Domas, F. Sample, J. Drick, and W. Nakagiri; Absent (0): None

MOTION to AMEND Failed (3-6-0)

Motion to table amended resolution until next Board Meeting.

It was moved by D. Helzerman
Seconded by NONE

NO SECOND, Motion to Table Not Considered

Motion to adopt amended resolution.

It was moved by D. Helzerman
Seconded by J. Drick

Yes (7): D. Helzerman, W. Nakagiri, M. Smith, N. Fiani, F. Sample, J. Drick, and R. Deaton; No (2): J. Gross and D. Domas; Absent (0): None

MOTION Carried (7-2-0)

16. Call to the Public

The following person addressed the Board: Dave Domas, Tyrone Township.

17. Adjournment

Motion to adjourn the meeting at 8:21 p.m.

It was moved by W. Nakagiri
Seconded by J. Gross

Yes (9): W. Nakagiri, D. Helzerman, D. Domas, F. Sample, J. Drick, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None

MOTION Carried (9-0-0)

Elizabeth Hundley Livingston County Clerk