



Livingston County Board of Commissioners

Meeting Minutes

June 12, 2023, 6:00 p.m.
Hybrid In-Person and Virtual Meeting
304 E. Grand River Ave., Board Chambers, Howell, Michigan
Zoom Virtual Meeting ID: 399-700-0062 / Password: LCB0C
<https://us02web.zoom.us/j/3997000062>

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

1. **Call Meeting to Order**

The meeting was called to order by Chairman Dave Domas at 6:00 p.m.

2. **Moment of Prayer**

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.

5. **Approval of Agenda**

Motion to approve the agenda as presented.

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

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)

6. **Special Recognitions**

6.a **National Police Week**

6.b **National Correctional Officer's Week**

6.c **National EMS Week**

6.d **Livingston County Cold Case Team**

Chairman Domas presented Undersheriff Jason Pless and Amy Chapman with a Certificate of Recognition.

Representative Bezotte and Chairman Domas presented Certificates of Recognition to various individuals.

7. Correspondence

7.a Eaton County

Resolution #23-5-61 in Support of the Second Amendment of the US Constitution and the Michigan Constitution

7.b Lenawee County

Resolution #2023-08 Opposition to Legislation Preempting Local Control

7.c Osceola County

Resolution #2023-0009 to Instruct our Representative to Oppose All Firearms Control Legislation

Motion to receive and place on file the Correspondence.

It was moved by N. Fiani
Seconded by R. Deaton

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)

8. Call to the Public

The following persons addressed the Board: Stacy Farrell, Oceola Township; Mark Hymes, Howell; Steve Livingway, Howell Township; Carrie Lindberg, Lyon Township; Bryan Facione, Hamburg Township; Barbara Niece-May, Hamburg Township; Gil Henderson, Brighton; Laurie Humphrey, Oceola Township; Jenn Slack, Howell; Scott Oberski, Howell; Seth Barnhill, Green Oak Township; Ali Giessner, Marion Township; Heather Burrorff, Hamburg Township; Adam Smiddy, Howell; Connie Conklin, Oceola Township; Yvonne Mackle, Hartland Township; Todd May, Hamburg Township; Colleen Quinn, Genoa Township; Lori Cowan, Unadilla Township; Judy Daubenmier, Genoa Township; Marie Joppich, Hamburg Township; Cindy Michniewicz, Hamburg Township; Tim; David Christensen, Howell; Randie Clawson; Lisa R.; Dawn Awrey, Howell; Janine Iyer, Genoa Township; Dan Wholihan, Genoa Township; and Claire Donovan, Hamburg Township.

9. Approval of Minutes

9.a Meeting Minutes dated: May 22, 2023

9.b Closed Session Minutes dated: May 22, 2023

9.c Work Session Minutes dated: May 31, 2023

9.d Special Meeting Minutes dated: May 31, 2023

9.e Closed Session Minutes dated: May 31, 2023

Motion to approve the Minutes as presented.

It was moved by J. Gross
Seconded by N. Fiani

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)

10. Tabled Items From Previous Meetings

None.

11. Reports

Commissioner Deaton thanked the Drain Commission office for taking the time to show him the septic receiving station and other aspects of the Drain department.

Chairman Domas turned the meeting over to Vice-Chair Drick at 7:32 p.m.

12. Resolutions for Consideration

Resolutions 2023-06-091 through 2023-06-101

12.a 2023-06-091 (Roll Call Vote)

Resolution to Levy 2023 Allocation Millage – Equalization

Motion to adopt the Resolution.

It was moved by N. Fiani

Seconded by J. Gross

Discussion.

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

Motion Carried (9-0-0)

12.b 2023-06-092

Resolution Approving an Appointment to the Livingston County Retirement Plan Advisory Committee – Board of Commissioners

Motion to adopt the Resolution.

It was moved by M. Smith

Seconded by F. Sample

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)

12.c 2023-06-093

Resolution Authorizing Hiring and Promotion Discretion Between Three Positions in the Veteran Services Department – Veteran Services

Motion to adopt the Resolution.

It was moved by J. Gross

Seconded by D. Helzerman

Discussion.

Motion to amend the Resolution to add: BE IT FURTHER RESOLVED that the authority of the resolution to sunset in two (2) years.

It was moved by W. Nakagiri
Seconded by D. Helzerman

Discussion.

Yes (8): D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, N. Fiani, and J. Gross; No (1): M. Smith; Absent (0): None

Motion to Amend Carried (8-1-0)

Motion to adopt the amended Resolution.

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

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)

12.d 2023-06-094 (Roll Call Vote)

Resolution Authorizing the Replacement of Two Overhead Garage Doors at the Transportation Complex – LETS

Motion to adopt the Resolution.

It was moved by D. Domas
Seconded by D. Helzerman

Discussion.

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

Motion Carried (9-0-0)

12.e 2023-06-095 (Roll Call Vote)

Resolution Authorizing a Budget Amendment and Acceptance of a Grant From Trinity Health Ann Arbor and Livingston: Investing in Our Communities to Provide Equipment for the Livingston County Community Paramedic Program – Emergency Medical Services

Motion to adopt the Resolution.

It was moved by J. Gross
Seconded by F. Sample

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)

12.f 2023-06-096 (Roll Call Vote)

Resolution Authorizing the EMS Department to Apply for the State of Michigan Bureau of Emergency Preparedness, EMS, and Systems of Care Grant RFP-EMSWD-2024 – 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)

12.g 2023-06-097 (Roll Call Vote)

Resolution Authorizing the Creation of the Fiber Optic Construction Fund and the Fiber Optic Special Revenue Fund – Treasurer

Motion to adopt the Resolution.

Motion 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)

12.h 2023-06-098

Resolution Authorizing and Concurring with an Advance From the Delinquent Tax Revolving Funds to Marion and Genoa County Drainage District for the Purpose of Paying Preliminary Costs – Treasurer

Motion to adopt the Resolution.

It was moved by D. Helzerman
Seconded by R. Deaton

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)

12.i 2023-06-099

Resolution Authorizing And Concurring With An Advance From The Delinquent Tax Revolving Funds To Marion No. 3 Drainage District For The Purpose Of Paying Preliminary Costs – Treasurer

Motion to adopt the Resolution.

It was moved by D. Helzerman
Seconded by W. Nakagiri

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)

12.j 2023-06-100

Resolution Prohibiting Appointed Boards and Committees from Promoting Events and Activities Which are Outside of the Scope of Their Mission – Board of Commissioners

Motion to adopt the Resolution.

It was moved by W. Nakagiri
Seconded by D. Helzerman

Discussion.

Motion to table for up to 60 days.

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

Roll Call Vote: Yes (4): J. Gross, D. Domas, R. Deaton, M. Smith; No (5): D. Helzerman, F. Sample, W. Nakagiri, J. Drick and N. Fiani; Absent (0): None

Motion to Table Failed (4-5-0)

Discussion.

Motion to amend the Resolution to add: BE IT FURTHER RESOLVED the County Administrator shall be the point of contact for questions regarding this resolution.

It was moved by W. Nakagiri
Seconded by M. Smith

Yes (8): D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and N. Fiani; No (1): J. Gross; Absent (0): None

Motion to Amend Carried (8-1-0)

Motion to adopt the amended Resolution.

It was moved by W. Nakagiri
Seconded by D. Helzerman

Yes (8): D. Helzerman, D. Domas, F. Sample, W. Nakagiri, J. Drick, R. Deaton, M. Smith, and N. Fiani; No (1): J. Gross; Absent (0): None

Motion Carried (8-1-0)

12.k 2023-06-101

Resolution Approving a Three Year Extension of the Employment Agreement with Nathan Burd for County Administrator – Board of Commissioners

Motion to adopt the Resolution.

It was moved by D. Domas
Seconded by R. Deaton

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)

13. Accounts Payable Reports

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

13.a Claims dated: June 12, 2023

13.b Payables dated: May 13 through June 5, 2023

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

It was moved by: M. Smith
Seconded by: D. Domas

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. Call to the Public

The following persons addressed the Board: Stacy Farrell, Oceola Township; Mark Hymes, Howell; David Christensen, Howell; Anna Wisoki, Howell; Ali Giessner, Marion Township; and Yvonne Mackle, Hartland Township.

15. Closed Session

Discuss Written Legal Opinion [MCL 15.268(h)]

Motion to convene a Closed Session at 9:11 p.m. for the purpose of discussing a written legal opinion per MCL 15.268(h).

It was moved by D. Helzerman
Seconded by M. Smith

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)

Motion to return to Open Session at 10:21 p.m.

It was moved by N. Fiani
Seconded by R. Deaton

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)

16. Adjournment

Motion to adjourn the meeting at 10:22 pm.

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 Carried (9-0-0)

Elizabeth Hundley, County Clerk