



Livingston County Board of Commissioners

Meeting Minutes

August 28, 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: 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 Dave Domas at 6 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 Deputy 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 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)

6. **Employee Recognition**

6.a **Deputy Sheriff L. Chapman**

Commissioner Drick presented the Certificate of Recognition.

6.b **Dan Lorigan, Lead Probation Officer**

Commissioner Sample presented the Certificate of Recognition.

6.c **Heather Smothers, Deputy Probate Register**

Commissioner Nakagiri presented the Certificate of Recognition.

7. Correspondence

7.a Charlevoix County

Resolution 23-084 Opposing Michigan Legislature Bills SB299, SB300, HB 4479 & HB 4480

Motion to receive and place on file the Correspondence.

It was moved by R. Deaton

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)

8. Call to the Public

The following persons addressed the Board: Nancy McGuire, Brighton Township; Ben Tasich, Howell; Eric Casey, Whitmore Lake; Jessica Barefield, Putnam; Trisha Fessler, Hartland Township; Dawn Smith, Brighton Township; Michelle Herbert, Genoa; Jayne Locke, Genoa Township; Marsha Szymanski, Marion; Tammy Higgins, Iosco Township; Lisa Rozmarniewicz, Hamburg Township; Teri Beebe, Brighton City; Julie Valdes, City of Howell; Bill Reiber, Genoa Township; Colleen Quinn, Genoa Township; Margaret Egan, Brighton; Charlotte Hammac, Howell; Craig Dreiller, Tyrone Township; Alisa Davis, Brighton; Janine; Lori Cowan, Unadilla; Jennifer Smith; and Cynthia Maher.

9. Approval of Minutes

9.a Meeting Minutes dated: August 14, 2023

Motion to approve the Minutes as presented.

It was moved by F. Sample

Seconded by N. Fiani

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)

10. Tabled Items From Previous Meetings

10.a 2023-08-142 (Roll Call Vote)

Resolution to Accept Michigan Department of Health and Human Services Funding to Support Livingston County Health Department's Response to Emerging Threats for the period of October 1, 2023 through September 30, 2024 – Health Department

Motion to take from the table Resolution 2023-08-142

It was moved by R. Deaton

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 Carried (9-0-0)

Discussion

Motion to amend by adding: BE IT FURTHER RESOLVED that none of these funds may be used to 1) Vaccinate a person 0 to 18 years of age without the express written consent of his or her parent or guardian, in the presence of his or her parent; 2) Institute, assist, advocate, or enable county-wide vaccine mandates; 3) Institute, assist, advocate, or enable county-wide mask mandates; 4) Implement or enable policies with respect to discriminating between vaccinated and unvaccinated persons or a "vaccine passport" type system; 5) Implement or enable policies which cause a healthy student to be excluded from school and extra-curricular activities without the express informed written consent of his or her parent or guardian or without a court order; 6) Provide persons 0 to 18 years of age with gender altering or elective abortion services; 7) Inhibit an individual's ability to appeal mandates or policies at the county or state level in which county activities are challenged as a violation of Constitutional rights.

It was moved by N. Fiani
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 to Amend Carried (9-0-0)

Motion to adopt the Amended Resolution.

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

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

Amended Motion Carried (8-1-0)

11. Reports

11.a Mark Robinson

Interim Director of Livingston County United Way

Chairman Domas turned the meeting over to Vice-Chair Drick at 7:49 p.m.

12. Resolutions for Consideration

12.a 2023-08-147 (Roll Call Vote)

Resolution to Change the 2023 Veterans Millage

Motion to adopt the Resolution.

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

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.b 2023-08-148 (Roll Call Vote)

Resolution Authorizing the Sheriff's Office and the County of Livingston to Apply For and Enter Into Contract with the State of Michigan, Office of Highway Safety Planning for Fiscal Year 2024 Secondary Road Patrol and Traffic Accident Prevention Program Grant - Sheriff

Motion to adopt the Resolution.

It was moved by J. Gross
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)

12.c 2023-08-149 (Roll Call Vote)

Resolution Authorizing to Accept 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. Domas
Seconded by J. Gross

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.d 2023-08-150

Resolution Authorizing a Contract Award to LACASA for Court Appointed Special Advocate (CASA) Services for the Circuit Court – Juvenile Court

Motion to adopt the Resolution.

It was moved by J. Gross
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.e 2023-08-151

Resolution Authorizing the Fiscal Year 2024 Memorandum of Understanding and Cash Matching funding for Behavioral Health Managed Care Services - Wraparound – Juvenile Court

Motion to adopt the Resolution.

It was moved by M. Smith

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)

12.f 2023-08-152 (Roll Call Vote)

Resolution Authorizing Felony Public Defender Contracts - Public Defender

Motion to adopt the Resolution.

It was moved by W. Nakagiri

Seconded by F. Sample

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 2023-08-153 (Roll Call Vote)

Resolution Authorizing the Creation of a Full Time Administrative Aide Position - Public Defender

Motion to adopt the Resolution.

It was moved by D. Domas

Seconded by J. Gross

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.h 2023-08-154

Resolution Authorizing Granting Authorization To Exceed The \$10,000 Annual Maintenance Limit For Repair of The Portage And Baseline Lake Dam - Drain Commissioner

Motion to adopt the Resolution.

It was moved by D. Helzerman

Seconded by F. Sample

Discussion

Motion to amend: Add “for a total of \$400,000 covering the years 2023-2024” after \$10,000 in the paragraph that begins “Therefore, be it resolved”. Add “2023-2024, and if final project cost differ we expect another resolution,” after the word “years” in the final paragraph.

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

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

Motion to Amend Carried (8-1-0)

Motion to adopt the Amended Resolution.

It was moved by D. Helzerman
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

Amended Motion Carried (9-0-0)

12.i 2023-08-155 (Roll Call Vote)

Resolution Authorizing the Improvements to Marion No. 3 Drain Project and the Distribution of American Rescue Plan Act (ARPA) Funding - Drain Commissioner

Motion to adopt the Resolution.

It was moved by D. Helzerman
Seconded by F. Sample

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.j 2023-08-156 (Roll Call Vote)

Resolution Authorizing Improvements to Livingston No. 22 Drain Project and the Distribution of American Rescue Plan Act (ARPA) Funding - Drain Commissioner

Motion to adopt the Resolution.

It was moved by D. Domas
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)

12.k 2023-08-157 (Roll Call Vote)

Resolution Authorizing an Amendment to Resolution 2022-12-203 One Time Inflation Assistance Payment for Livingston County Employees, to Change Funding Source from General Fund to the \$10,000,000 Revenue Loss Allocation of the County's American Rescue Plan Act (ARPA) Funding - Administration

Motion to adopt the Resolution.

It was moved by W. Nakagiri
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)

13. Accounts Payable Reports

13.a Claims dated: August 28, 2023

13.b Payables dated: August 5 through August 18, 2023

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

It was moved by: D. Domas
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)

14. Call to the Public

The following persons addressed the Board: Tammy Higgins, losco.

15. Adjournment

Motion to adjourn the meeting at 8:31 p.m.

It was moved by D. Helzerman
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)