



Livingston County Board of Commissioners

Meeting Minutes

October 23, 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	David Domas, Douglas Helzerman, Wes Nakagiri, Jay Drick, Martin Smith, Nick Fiani, Jay Gross
Members Absent	Frank Sample, Roger Deaton

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 M. Smith
Seconded by J. Gross

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

Motion Carried (7-0-2)

6. Correspondence

6.a Lenawee County

Resolution in Support to Maintain Local Control Over Local Land Uses Including, But Not Limited to Short-term Rentals, Industrial Solar Installations, Industrial Wind Turbine Installations, Carbon Dioxide Capture and Sequestration, and Sand and Gravel Mining

6.b Ottawa County

Resolution Supporting Individual Freedoms and Parental Rights of the People of Ottawa County to Make Choices Regarding Childhood Vaccines

6.c Cheboygan County

Resolution 2023-14 Opposing any Legislation Preempting Local Control for Solar and Wind Developments

6.d Osceola County

Resolution 2023-0016 Opposing Michigan Legislature Bills SB299, SB300, HB4479 and HB4480

Motion to receive and place on file the Correspondence.

It was moved by D. Helzerman

Seconded by W. Nakagiri

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

Motion Carried (7-0-2)

7. Call to the Public

The following people addressed the board: Mary Kushner, Brighton Township; Blake Clay, Howell City; Tammy Higgins, Iosco Township; Colleen Quinn, Genoa Township; Dave VanAuker, Oceola Township.

8. Approval of Minutes

8.a Annual Meeting Minutes dated: October 10, 2023

Motion to approve the Minutes as presented.

It was moved by J. Gross

Seconded by D. Helzerman

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

Motion Carried (7-0-2)

9. Tabled Items From Previous Meetings

None.

10. Reports

10.a Livingston County Catholic Charities

Adam Perry, Executive Director

Commissioner Helzerman reported in regards to Adam Bates from Surf Internet and their ability to service rural Livingston County.

Chairman Domas turned the meeting over to Vice-Chair Drick at 6:25 p.m.

11. Resolutions for Consideration

11.a 2023-10-178 (Roll Call Vote)

Resolution to Authorize a Third Quarter Budget Amendment to the Fiscal-Year 2023 Budget - Fiscal Services

Motion to adopt the Resolution.

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

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

Motion Carried (7-0-2)

11.b 2023-10-179

Resolution Approving the Appointment of Emily Kocienski as Back-up Magistrate for the 53rd District Court - District Court

Motion to adopt the Resolution.

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

Discussion

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

Motion Carried (7-0-2)

11.c 2023-10-180 (Roll Call Vote)

Resolution Authorizing the Acceptance of the Michigan Department of Health and Human Services Raise the Age (RTA) Grant - Juvenile Court

Motion to adopt the Resolution.

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

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

Motion Carried (7-0-2)

11.d 2023-10-181 (Roll Call Vote)

Resolution Authorizing Livingston County Community Corrections to Accept MDOC Grant Award for FY 2024 - Court Central Services

Motion to adopt the Resolution.

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

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

Motion Carried (7-0-2)

11.e 2023-10-182 (Roll Call Vote)

Resolution Authorizing Specialty Courts and Programs to Accept the State Court Administrative Office Grants for FY 2024 – Central Services

Motion to adopt the Resolution.

It was moved by N. Fiani

Seconded by J. Gross

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

Motion Carried (7-0-2)

11.f 2023-10-183 (Roll Call Vote)

Resolution Authorizing Additional Funds For 2022 Judicial Switch Gear Capital Improvement Project – Facility Services

Motion to adopt the Resolution.

It was moved by D. Helzerman

Seconded by J. Gross

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

Motion Carried (7-0-2)

11.g 2023-10-184 (Roll Call Vote)

Resolution Authorizing the Renovation of the County Clerk Vital Records Office – County Clerk

Motion to adopt the Resolution.

It was moved by D. Domas

Seconded by D. Helzerman

Discussion.

Motion to amend the resolution to change the amounts in the fifth Whereas from \$170,900 to \$223,000; in the sixth Whereas from \$38,218 to \$70,597 and from \$228,986 to \$313,465; in the seventh Whereas from \$228,986 to \$313,465; in the Therefore, be it resolved from \$229,000 to \$313,465; and in the first Be it further resolved from \$170,900 to \$223,000.

It was moved by W. Nakagiri

Seconded by D. Helzerman

Discussion.

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

Motion to Amend Carried (7-0-2)

Motion to adopt the amended Resolution.

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

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

Motion Carried (7-0-2)

11.h 2023-10-185

Resolution Opposing any Legislation Preempting Local Control for Solar and Wind Developments - Board of Commissioners

Motion to adopt the Resolution.

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

Discussion.

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

Motion Carried (7-0-2)

12. Accounts Payable Reports

12.a Claims dated: October 23, 2023

12.b Payables dated: September 30 through October 13, 2023

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

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

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

Motion Carried (7-0-2)

13. Call to the Public

The following people addressed the board: Colleen Kowalske, Brighton; Scott Barb, Genoa Township.

14. Closed Sessions

- Closed Session #1: Discuss Pending Litigation Pursuant to MCL 15.268(e) - Case No. 23-31864-CK
- Closed Session #2: Discuss Written Legal Memorandum Pursuant to MCL 15.268(h)

Motion to convene a Closed Session at 7:01 p.m. for the purpose of discussing pending litigation pursuant to MCL 15.268(e) and discussing written legal memorandum pursuant to MCL 15.268(h).

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

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

Motion Carried (7-0-2)

Motion to return to Open Session at 9:38 p.m.

It was moved by J. Gross

Seconded by W. Nakagiri

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

Motion Carried (7-0-2)

15. Adjournment

Motion to adjourn the meeting at 9:39 p.m.

It was moved by N. Fiani

Seconded by D. Domas

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

Motion Carried (7-0-2)

Elizabeth Hundley, County Clerk