



Livingston County Board of Commissioners

Meeting Minutes

March 25, 2024, 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: Jay Drick, Douglas Helzerman, David Domas, Frank Sample, Wes Nakagiri, Roger Deaton, Martin Smith, Nick Fiani, Jay Gross

1. Call Meeting to Order

The meeting was called to order by Chairman Jay Drick 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 with the removal of item 6.b

It was moved by N. Fiani

Seconded by D. Domas

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)

6. Employee Recognition

6.a Corinna Yeager, Health Department

Commissioner Deaton presented an employee recognition award to Corinna Yeager.

Chairman Drick turned the meeting over to Commissioner Sample at 6:09 p.m.

7. Correspondence

7.a Washtenaw County

Resolution Supporting SB228 to Repeal the Law Preventing Local Ordinances to Ban Plastic Bags

7.b Washtenaw County

Resolution Supporting Statewide Water Affordability Legislation

7.c Washtenaw County

Resolution Supporting the Protect My Kids Bill Package in the Michigan Legislature

Motion to receive and place the correspondence on file.

It was moved by D. Domas

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)

8. Call to the Public

The following people addressed the Board: Tammy Higgins, Iosco Township; Kathleen Yanik, Age Ways Non-Profit Senior Services; Wes Nakagiri, Hartland; Lisa Rozmarniewicz, Hamburg Township; Tim Quinn, Genoa Township; Colleen Quinn, Genoa Township; Chuck Wright, Handy Township; Stephanie Miklos, City of Howell; Cindy Michniewicz, Hamburg; and Ben Tasich, Genoa Township.

9. Approval of Minutes

9.a Meeting Minutes dated: February 26, 2024

9.b Closed Session Minutes dated: February 26, 2024

9.c Meeting Minutes dated: March 11, 2024

9.d Closed Session Minutes dated: March 11, 2024

Motion to approve the Minutes as presented.

It was moved by J. Gross

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)

10. Tabled Items From Previous Meetings

None.

11. Reports

None.

12. Resolutions for Consideration

12.a 2024-03-023

Resolution Approving an Appointment to the Livingston County Tax Allocation Board – Board of Commissioners

Motion to adopt the Resolution.

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)

12.b 2024-03-024

Resolution Approving Appointments to the Livingston County Parks & Open Space Advisory Committee – Board of Commissioners

Motion to adopt the Resolution.

It was moved by R. Deaton

Seconded by M. Smith

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 2024-03-025

Resolution Approving Appointments to the Livingston County Health Advisory Committee (HC) – Board of Commissioners

Motion to adopt the Resolution.

It was moved by W. Nakagiri

Seconded by D. Helzerman

Motion to amend by: Striking out language after Austin in the fifth WHEREAS. Add in the fifth WHEREAS “for a term commencing on May 1, 2024 and expiring on April 30, 2026.” Add “WHEREAS, the following appointment has been recommended by the Director of the Livingston County Health Department as a non-voting representative: Lindsay Kalberer for a term commencing on May 1, 2024 and expiring on April 30, 2026.”

It was moved by: N. Fiani

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 John O'Malley as a voting member to the 5th WHEREAS.

It was moved by: M. Smith

Seconded by: J. Gross

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

Motion Failed (4-5-0)

Motion to add "BE IT FURTHER RESOLVED that the Livingston County Board of Commissioners appoints Commissioner Wes Nakagiri as a non-voting member for a term commencing on May 1, 2024 and expiring on April 30, 2026."

It was moved by: N. Fiani

Seconded by: D. Domas

Discussion.

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

Motion Carried (7-2-0)

Motion to adopt the Resolution as amended.

It was moved by W. Nakagiri

Seconded by D. Helzerman

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

Motion Carried (7-2-0)

12.d 2024-03-026

Resolution to Increase the Compensation to Members of the Livingston County Road Commission - Board of Commissioners

Motion to adopt the Resolution.

It was moved by J. Drick

Seconded by D. Domas

Motion to amend by changing \$6,500 to \$10,000.

It was moved by: M. Smith

Seconded by: D. Domas

Discussion.

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

Motion Carried (5-4-0)

Motion to adopt the Resolution as amended.

It was moved by J. Drick

Seconded by D. Domas

Discussion.

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

Motion Carried (5-4-0)

12.e 2024-03-027 (Roll Call Vote)

Resolution to Submit the Estimated 2025 General Fund Budget to the Tax Allocation Board – Fiscal Services

Motion to adopt the Resolution.

It was moved by N. Fiani

Seconded by D. Domas

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.f 2024-03-028

Resolution Authorizing Application Submission for the U.S. Department of Energy's Energy Efficiency and Conservations Block Grant Voucher Program for Replacement HVAC Equipment – Facility Services

Motion to adopt the Resolution.

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)

12.g 2024-03-029

Resolution Authorizing Specialty Courts and Programs to Apply for the Substance Abuse and Mental Health Services Administration (SAMHSA) Grant for FY2025-FY2030 – Court Central Services

Motion to adopt the Resolution.

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

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.h 2024-03-030 (Roll Call Vote)

Resolution Authorizing the Purchase of Two Power Pro 2 Cots, Power Loads, and Stryker ProCare Service Agreement - Emergency Medical Services

Motion to adopt the Resolution.

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

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.i 2024-03-031 (Roll Call Vote)

Resolution Authorizing an Agreement with Trinity Health Livingston Hospital to Provide EMS Services – Emergency Medical Services

Motion to adopt the Resolution.

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

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 to 0)

12.j 2024-03-032 (Roll Call Vote)

Resolution to Accept 2024 Grant Funding from the Department of Licensing and Regulatory Affairs, Cannabis Regulatory Agency – Health Department

Motion to adopt the Resolution.

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

Discussion.

Motion to call the question.

It was moved by W. Nakagiri
Seconded by F. Sample

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

Motion to adopt the Resolution.

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

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

Motion Carried (8-1-0)

12.k 2024-03-033 (Roll Call Vote)

Resolution to Accept Grant Funding from the Michigan Association for Local Public Health to Support Local Health Department Staff Wellbeing – Health Department

Motion to adopt the Resolution.

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

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

Motion Carried (9-0-0)

12.l 2024-03-034

Resolution Authorizing a Contract Renewal with Blue Cross Blue Shield for Discounted Medical Billing 2024 - Jail

Motion to adopt the Resolution.

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

Discussion.

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

Motion Carried (9-0-0)

12.m 2024-03-035

Resolution Authorizing the Reclassification of a Jail Intake Specialist to a Jail Division Deputy Position - Sheriff

Motion to adopt the Resolution.

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

Discussion.

Motion to amend by adding "Be it further resolved that annual funding for this position will be supplemented by an annual transfer from the Commissary Fund to the General Fund. The initial amount of this transfer will be \$38,000. Transfers in subsequent years will be increased to account for inflation at a rate equal to COLA increases. Further, this position is contingent upon continuing the annual transfer from the Commissary Fund to the General Fund."

It was moved by: W. Nakagiri
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)

Motion to adopt the Resolution as amended.

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)

12.n 2024-03-036

Resolution Approving the Performance Requirements of the Michigan Department of Transportation Form Number 2207B - Sheriff

Motion to adopt the Resolution.

It was moved by J. Drick
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.o 2024-03-037

Resolution Authorizing the Sheriff's Office and the County of Livingston to Apply for the FY 2025 State of Michigan Office of Highway Safety Planning, Project Proposal Grant - Sheriff

Motion to adopt the Resolution.

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

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.p 2024-03-038

Resolution Supporting HB 5392 and HB 5534 to Enable the Continuation of Current Trial Court Funding While Increasing Transparency of Court Spending – Board of Commissioners

Motion to adopt the Resolution.

It was moved by J. Drick
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

13.a Claims dated: March 25, 2024

13.b Payables dated: March 2 through March 15, 2024

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

It was moved by: J. Gross
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 people addressed the Board: Tammy Higgins, Iosco Township; Lisa Rozmarniewicz, Hamburg Township; and Roger Deaton.

15. Closed Sessions

15.a Discuss Pending Litigation [MCL 15.268(e)]

1. 44th Circuit Court, 53rd District Court, & Livingston County Probate Court v. County of Livingston & Livingston County Board of Commissioners [MCL 15.268(e)]
2. Hartland Township v. Livingston County and Livingston County Public Works Department, 23-31864-CK [MCL 15.268(e)]

Motion to convene a Closed Session at 8:08 p.m. for the purpose of Discuss Pending Litigation [MCL 15.268(e)].

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

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)

Motion to return to Open Session at 11:18 p.m.

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)

Motion to approve the legal services agreement with Plunkett Cooney to represent the County in pending litigation filed by the Courts and authorize Administrator Burd to sign the engagement letter on behalf of the County.

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)

16. Adjournment

Motion to adjourn the meeting at 11:20 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)

Elizabeth Hundley, County Clerk