



Livingston County Board of Commissioners Meeting Minutes

October 28, 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 as presented.

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)

6. Correspondence

6.a Washtenaw County

Resolution #24-194 Opposing the Livingston County Board of Commissioners Policy to Monitor and Document Contacts Between Undocumented Immigrants and the Livingston County Sheriff's Office

6.b Wexford County

Resolution #24-20 Declaring Wexford County is not a Sanctuary County for Illegal Immigration

Motion to not accept and to dispose of correspondence 6a. from Washtenaw County and to accept and place on file correspondence 6b.

It was moved by F. Sample
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)

7. Call to the Public

The following people addressed the Board: Neri Aviles, Kent County; Gema Lowe, Kent County; Yvonne Black, Marion Township; Raven Odom, Kentwood; Brenda Castro, Washtenaw County; Trisha Fessler, Hartland Township; Michael Edward, Brighton; Connie Johnson, Howell; Lori Cowan, Unadilla; Mary Witalec, Green Oak Township; and Janine Iyer, Genoa Township.

8. Approval of Minutes

8.a Meeting Minutes dated: September 23, 2024

8.b Meeting Minutes dated: October 15, 2024

8.c Work Session Minutes dated: September 11, 2024

8.d Work Session Minutes dated: September 18, 2024

8.e Work Session Minutes dated: September 25, 2024

8.f Closed Session Minutes dated: September 23, 2024

8.g Closed Session Minutes dated: October 15, 2024

Motion to approve the Minutes 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)

9. Tabled Items From Previous Meetings

None.

10. Reports

Commissioner Gross provided an update from a recent Human Services Collaborative Body meeting he attended.

Commissioner Nakagiri commented on Washtenaw County's Resolution.

Commissioner Helzerman updated the Board on the grand opening of the EMS station in Fowlerville.

Commissioner Smith expressed support of LACASA and their recent event he attended.

Chairman Drick gave an update on a FOIA appeal.

11. Resolutions for Consideration

11.a 2024-10-132

Resolution Approving an Appointment to the Livingston County Foundation Board of Directors – Board of Commissioners

Motion to adopt the Resolution.

It was moved by D. Domas
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)

11.b 2024-10-133

Resolution Approving an Appointment to the Livingston County Road Commission - Board of Commissioners

Motion to adopt the Resolution.

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

Discussion

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

Motion Carried (8-1-0)

11.c 2024-10-134

Resolution Approving Appointments to the Livingston County Veteran Services Committee - Board of Commissioners

Motion to adopt the Resolution

It was moved by F. Sample
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)

11.d 2024-10-135 (Roll Call Vote)

Resolution for the Annual 2024 Apportionment Report – Equalization

Motion to adopt the Resolution.

It was moved by M. Smith

Seconded by F. Sample

Discussion

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

Motion Carried (9-0-0)

11.e 2024-10-136 (Roll Call Vote)

Resolution Authorizing a Contract with University of Michigan- Sparrow Hospital of Pathology to provide Medical Examiner Forensic Pathology Services – Medical Examiner

Motion to adopt the Resolution.

It was moved by R. Deaton

Seconded by J. Gross

Discussion

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

Motion Carried (9-0-0)

11.f 2024-10-137 (Roll Call Vote)

Resolution to Authorize a Third Quarter Budget Amendment to the Fiscal-Year 2024 Budget – Fiscal Services

Motion to adopt the Resolution.

It was moved by F. Sample

Seconded by M. Smith

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

Motion Carried (9-0-0)

11.g 2024-10-138

Resolution to Approve Letter of Agreement with the Unions Representing Sheriff Field Services Officers, Animal Control Officers, and Detectives, and Corrections Officers – Human Resources

Motion to adopt the Resolution.

It was moved by D. Helzerman
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)

11.h 2024-10-139

Resolution Authorizing an Agreement with Canteen Services, Inc. to Provide Inmate Food Services - Jail

Motion to adopt the Resolution.

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)

11.i 2024-10-140 (Roll Call Vote)

Resolution Authorizing the Supplemental Appropriation for FY2024 Field Services and Jail Services Overtime Costs - Sheriff

Motion to adopt the Resolution.

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

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.j 2024-10-141

Resolution Authorizing a Renewal Agreement with Fidlar Technologies to Provide Software Support Services for the Register of Deeds Department – Information Technology

Motion to adopt the Resolution.

It was moved by F. Sample
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)

11.k 2024-10-142

Resolution Authorizing the Assumption of Addressing Responsibilities for Unadilla Township and Amendment of the Street Naming and Addressing Policy - Information Technology

Motion to adopt the 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

Motion Carried (9-0-0)

11.l 2024-10-143 (Roll Call Vote)

Resolution Authorizing the Specialty Courts and Programs to Accept the Community Corrections Grant for FY2025 – Community Corrections

Motion to adopt the Resolution.

It was moved by R. Deaton
Seconded by M. Smith

Discussion

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

Motion Carried (9-0-0)

11.m 2024-10-144 (Roll Call Vote)

Resolution Authorizing Specialty Courts and Programs to Accept the Substance Abuse and Mental Health Services Administration (SAMHSA) Grant for FY2024-FY2029 – Court Central Services

Motion to adopt the Resolution.

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

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.n 2024-10-145 (Roll Call Vote)

Resolution Authorizing Specialty Courts and Programs to Accept the State Court Administrative Office Grants for FY 2025 – Court Central Services

Motion to adopt the Resolution.

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

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

Motion Carried (9-0-0)

11.o 2024-10-146

Resolution To Concur with the Livingston County Aeronautical Facilities Board to Decline to Exercise the Right of First Refusal for the Sale of the Hangar Owned by Common Sail Storage LLC - Airport

Motion to adopt the Resolution.

It was moved by D. Domas
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)

11.p 2024-10-147

Resolution to Concur with the Livingston County Aeronautical Facilities Board to Enter into a Termination of Lease and Concession Agreement Upon the Sale of the Hangar Owned by Common Sail Storage LLC – Airport

Motion to adopt the Resolution.

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)

11.q 2024-10-148

Resolution to Concur with the Livingston County Aeronautical Facilities Board to Enter into a Ground Lease Agreement and Consent to Mortgage with Old West Aviation LLC for Airport Property North and East of the Airport Terminal Building - Airport

Motion to adopt the Resolution.

It was moved by N. Fiani
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)

11.r 2024-10-149

Resolution to Hire Financial Consultant to Advise the Board of Commissioners with Respect to the Septage Receiving Station – Board of Commissioners

Motion to adopt the Resolution.

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

Discussion

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

Motion Carried (7-2-0)

11.s 2024-10-150

Resolution Opposing Michigan Senate Bills 875, 876, and 877 – Board of Commissioners

Motion to adopt the Resolution.

It was moved by R. Deaton
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. Accounts Payable Reports

12.a Claims dated: October 28, 2024

12.b Payables dated: October 5 through October 18, 2024

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

It was moved by W. Nakagiri
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)

13. Call to the Public

The following people addressed the Board: Michael Edward, Brighton; Gema Lowe, Kent County; Neri Aviles, Kent County; Kim Armstrong, Brighton Township; Wes Nakagiri, Hartland township; Doug Helzerman, Handy Township; Elizabeth Hundley, County Clerk; Mary Witalec, Green Oak Township; Frank Ervin; and Martin Smith.

14. Closed Session (Roll Call Vote)

Discuss Pending Litigation - 44th Circuit Court, 53rd District Court, & Livingston County Probate Court v. County of Livingston & Livingston County Board of Commissioners [MCL 15.268(e)]

Motion to convene a Closed Session at 7:49 p.m. for the purpose of Discuss Pending Litigation - 44th Circuit Court, 53rd District Court, & Livingston County Probate Court v. County of Livingston & Livingston County Board of Commissioners [MCL 15.268(e)].

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

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)

Motion to return to Open Session at 8:26 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)

Motion to approve the settlement agreement as proposed for case number 370043, including the budget amendment, and authorize the Chairman of the Board to sign the agreement upon the review of litigation counsel.

Moved by F. Sample
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)

15. Adjournment

Motion to adjourn the meeting at 8:30 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)

Elizabeth Hundley, County Clerk