

RESOLUTIONS 2000

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RESOLUTIONS 2000

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RESOLUTION NO. 95-04

As Amended by Resolution 00-56

St. Clair County International Airport

RULES, REGULATIONS AND MINIMUM STANDARDS

WHEREAS, the St. Clair County Board of Commissioners pursuant to the authority vested in it by the Aeronautics Code of the State of Michigan Act 327 of the Michigan Public Acts of 1945, as amended; (M.C.L.A. 259.133) has the authority to adopt rules, regulations and minimum standards for the management, government and use of said airport property; and

WHEREAS, Rules and Regulations for the Airport were adopted by resolution of the Airport Commission on October 8, 1970 and approved as a County Ordinance by the St. Clair County Board of Commissioners on October 13, 1970; and

WHEREAS, the St. Clair County Board of Commissioners desires to amend the Rules, Regulations and Minimum Standards.

NOW, THEREFORE, BE IT RESOLVED, That the Rules and Regulations for the operation of the St. Clair County International Airport is intended to provide for the development and regulation of aeronautic related activities at the county airport by establishing uniform regulations consistent with those of the Federal and State agencies in order that those engaged in such activities may do so with the least possible restriction consistent with the safety and rights of others and the public's welfare. For the purpose of administration, these Rules, Regulations and Minimum Standards shall be so interpreted. Commercial operations located within the Air Industrial Park are also subject to the Air Industrial Park's Subdivision Regulations.

Revised and approved as to form by:

[Signature]

County Corporation Counsel  
301 County Building  
Port Huron, MI 48060

[Signature]

[Signature]

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**RESOLUTION 00-49**

**CONFIRMING ROAD COMMISSION CONTRACT WITH  
CERTIFIED PUBLIC ACCOUNTANTS**

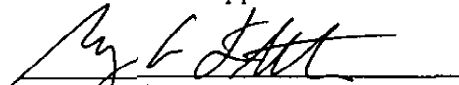
**WHEREAS**, under date of December 1, 2000, as a requirement of the State of Michigan Public Act 199, 1975, the St. Clair County Road Commission resolved to contract with the Certified Public Accounting firm of Stewart, Beauvais & Whipple, for the purpose of auditing the books of the St. Clair County Road Commission, and the St. Clair County Department of Public Works, for the years ending December 31, 2000, 2001 and 2002, at a total cost of \$40,440, copies of said resolution and contract be attached hereto and made a part hereof by reference - EXHBIIT "A"; and

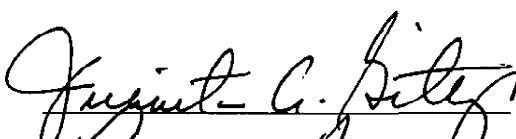
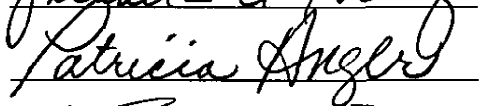
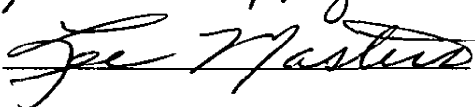
**WHEREAS**, by Resolution No. 00-42 dated December 13, 2000, the Board of County Road Commissioners recommended this Contract to the St. Clair County Board of Commissioners for their confirmation.

**NOW, THEREFORE, BE IT RESOLVED** that the Resolution of the St. Clair County Road Commission adopted December 13, 2000, authorizing the contract for the Audit of the Road Commission by the firm of Stewart, Beauvais and Whipple, may be and the same is hereby affirmed, and the Road Commission is requested to have the firm of Stewart, Beauvais and Whipple transmit a copy of the said audit to this Board, to the County Treasurer and to the State Treasurer as required by law, with the cost of such audit being paid by the funds of the Road Commission and D.P.W.

**DATED: December 20, 2000**

Reviewed and Approved as to Form by:

  
\_\_\_\_\_  
Gary A. Fletcher  
County Corporation Counsel  
522 Michigan  
Port Huron, MI 48060

  
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**RESOLUTION 00-48**

**ADOPTING 2001 SPECIAL REVENUE AND DEBT SERVICE FUNDS BUDGETS AND AMENDING THE 2000 GENERAL, SPECIAL REVENUE AND DEBT SERVICE FUNDS BUDGETS**

**WHEREAS**, under the provisions of the Uniform Budgeting and Accounting Act, P.A. 621 of 1978, for local units of government in Michigan, all budgets for Special Revenue and Debt Service Funds must be adopted by the Legislative Body: and

**WHEREAS**, the County Administrator/Controller hereby submits and recommends the adoption of the 2001 budgets of the County's various Special Revenue and Debt Service Funds (attached as Exhibit "A") in accordance with the Uniform Budgeting and Accounting Act, P.A. 621 of 1978: and

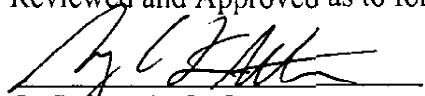
**WHEREAS**, also under P.A. 621 of 1978, amendments to governmental fund type budgets must be approved by the Legislative Body and in accordance and in accordance with generally accepted accounting principles, as applicable to governmental units, the budgeted revenues and expenditures should be compared with the actual revenues and expenditures in the financial statements at year-end: and

**WHEREAS**, in the 2000 General, Special Revenue, and Debt Service Funds budgets the revenues and expenditures totals should be amended as recommended by the Administrator/Controller (attached as Exhibit "B").

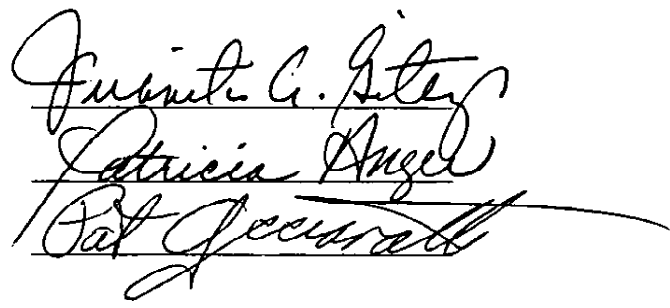
**NOW, THEREFORE BE IT RESOLVED**, that the above recommended 2001 Special Revenue and Debt Service Funds Budgets be adopted and the 2000 Budgets of the General, Special Revenue, and Debt Service Funds be amended as recommended, in compliance with State of Michigan Public Act 621 of 1978, which amends Public Act 2 of 1968, entitled "The Uniform Budgeting and Accounting Act".

**DATED: December 20, 2000**

Reviewed and Approved as to form by:



GARY A. FLETCHER  
Corporation Counsel  
522 Michigan St.  
Port Huron, Michigan



## Resolution 00-47

### Authorizing the Implementation of Solid Waste Flow Control Measures

- Whereas,** The St. Clair County Board of Commissioners has determined the need for an ongoing, proactive enforcement of the County's Solid Waste Plan to ensure that all waste haulers and generators are treated in a uniform manner; and
- Whereas,** One of the means to achieve compliance with the Plan's requirement that all waste generated in St. Clair County be disposed of in this County is to eliminate, mitigate and negate the economic incentives for haulers to go outside the County; and
- Whereas,** It has been determined that two strategies to address the economic incentive issue is to establish waste disposal contracts between the County and key generators/municipalities and implement weight-based pricing at Smiths Creek Landfill.

**Therefore, Be It Resolved** that the St. Clair County Board of Commissioners hereby authorizes the following three actions be taken by staff of the County:

#### **1. Policy Enforcement Mechanism:**

##### **Enforcement Coordinator: Designated Metropolitan Planning Staff**

A general complaint form will be drafted which will provide the following alleged information:

- Hauler in violation.
- Disposal area in violation.
- Summary of violation/offense.
- Complaining witness – optional
- Dates, times and locations if reoccurring offense.

After receiving such a complaint the enforcement coordinator will research the nature of the complaint and whether it merits any further action. If the enforcement coordinator deems that the complaint merits further action he/she then identifies a time and/or place at which an investigation can be commenced. The enforcement coordinator then notifies the Designated Investigative Authority of an anticipated time and place of a recurring infraction. The Enforcement Coordinator then contacts the MDEQ District Office in which the unauthorized disposal is taking place. A representative from the MDEQ will then coordinate with the Designated Investigative Authority so that the MDEQ representative can be at the disposal site ahead of time in anticipation of a violation.

##### **Designated Investigative Authority**

The Monitoring and Enforcement Mechanism of the Solid Waste Management Plan defines a "Designated County Authority" as any person or agency designated by the St. Clair County Board of Commissioners to administer this Regulation in whole or in part, including but not limited to the St. Clair County Health Department, the St. Clair County Sheriff's Department, the St. Clair County Weigh master, the St. Clair County Emergency Preparedness Coordinator, the County Administrator/Controller or external investigative firms.

Upon notification of a recurring offense/anticipated violation, the Designated Investigative Authority coordinates with the MDEQ representative in order to procure evidence of the violation taking place. Upon procurement of evidence, which may include an admission by the hauler, the Designated Investigative Authority and the MDEQ representative provide the Enforcement Coordinator with copies of their reports

of the violation along with any other evidence gathered (e.g., video, audio, admissions, witness lists, etc.). The Enforcement Coordinator then turns over the evidence to the Designated Legal Counsel.

**Designated Legal Counsel**

Upon receipt and review of evidence of a solid waste plan violation the Designated Legal Counsel then drafts a complaint. Before the court processes the complaint, legal counsel also files a temporary restraining order and a show cause order. Based on the evidence presented against the violator, it is anticipated with a high degree of probability that the violator will then agree to a cease and desist order. The terms of the cease and desist order can then be negotiated such that the violator is brought into compliance with the solid waste plan. If the violator is then found in violation of the cease and desist order, they may then be guilty of violating a court order, contempt of court, etc.

Upon the possibility that the violator does not agree to a cease and desist order, the next course of action would be to call in witnesses, subpoena all pertinent records and build what most likely would be a very strong civil case.

**2. Developing Disposal Contracts with Generators & Municipalities:**

The philosophy here is the establishment of mutually beneficial relationships with key solid waste generators within the County. The concept is very straight forward: by having the generators develop a direct relationship with Smiths Creek Landfill regarding disposal costs, the incentive to the haulers to take the waste to their own landfills simply ceases to exist. The only portion of the waste disposal process that generators would have to negotiate with the haulers is pickup and transport.

**3. Weight-Based Pricing Structure:**

Thus, the following price structure is established:

- 1. Industrial.....\$26/ton
- 2. Commercial.....\$21/ton
- 3. Residential.....\$19.50/ton
- 4. Demolition.....\$30/ton
- 5. Special Waste.....Negotiated\*

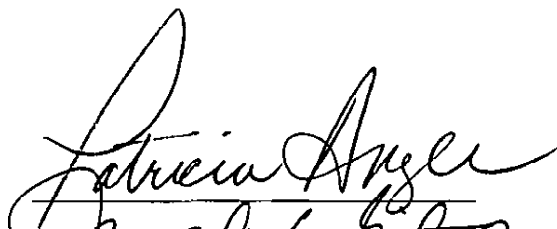
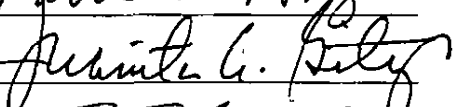
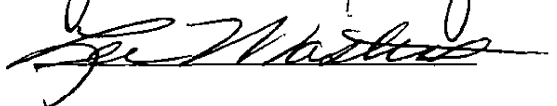
\* Composition of waste will be a primary determinate of the charges for Special Waste

- 6. A minimum of three (3) tons for any 30 yard commercial "roll off" container.

**Dated: December 20, 2000**

Review and Approved as to Form by:

  
 \_\_\_\_\_  
 Gary A. Fletcher  
 County Corporation Counsel

  
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RESOLUTION 00-46  
RELATIVE TO ANNUAL COUNTY AT LARGE DRAIN ASSESSMENTS

WHEREAS, pursuant to provisions of the Michigan Drain Code, the Drain Commissioner has submitted to the St. Clair County Board of Commissioners, an assessment roll showing the money to be paid by and assessed for drain purposes against the County; and

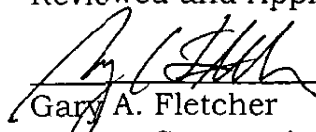
WHEREAS, the payments and assessment roll must be reviewed by the County Board of Commissioners for the purpose of receiving approval;

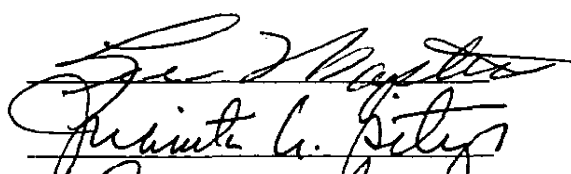
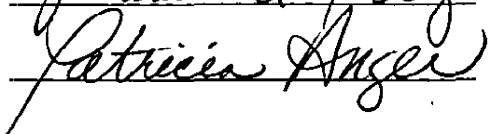
NOW, THEREFORE, BE IT RESOLVED:

1. That the Drain Commissioner's assessment is approved, and the amounts apportioned therein shall be paid and assessed against the County at Large, by reason of the improvements of the highways within the referenced drainage districts according to such apportionment of benefits provided and as agreed to by the County.
2. That the assessment roll is marked as "Exhibit A", attached hereto and made a part hereof by reference.
3. All resolutions and parts of resolutions in conflict with this Resolution are, to the extent of the conflict, rescinded.

DATED: December 20, 2000

Reviewed and Approved by:

  
 \_\_\_\_\_  
 Gary A. Fletcher  
 County Corporation Counsel  
 522 Michigan Street  
 Port Huron, MI 48060

  
 \_\_\_\_\_  
 Patricia A. Peters  
  
 \_\_\_\_\_  
 Patricia Anger

**"Exhibit A"**  
**COUNTY AT LARGE DRAIN ASSESSMENTS**  
**2000**

Baird	\$ 3,221.40	Livergood & Extension IC	\$ 1,500.00
Bay & Extension	\$ 51.00	London	\$ 2.71
Benoit	\$ 65.00	Lovejoy, Extension & Branch	\$ 2,186.66
Big Hand	\$ 6.38	Macomb	\$ 68.00
Brace	\$ 85.00	McGeorge	\$ 14,178.58
Cameron	\$ 1,874.66	Marine City Dredge Cut	\$ 464.00
Chartier	\$ 99.00	Meadow Lawn	\$ 51.00
Clippert	\$ 85.00	Mill Creek IC, South Branch	\$ 5,454.40
Collins & Branches	\$ 486.50	Milwaukee Creek	\$ 34.00
Cooper	\$ 323.00	Mitchell-Gratiot	\$ 5,212.80
Cowhy	\$ 2,901.50	Moak & Branch #1	\$ 480.00
Dawson	\$ 119.00	Moore Creek & Branches	\$ 119.00
Dixie Park Plat	\$ 307.50	Neaton	\$ 374.50
Doe Creek	\$ 560.34	Nelson	\$ 182.50
Doyle	\$ 25.00	Number 202	\$ 1,576.00
Emmett	\$ 469.50	Number 205	\$ 34.00
Eschenburg	\$ 22.33	Number 209	\$ 1,269.50
Eves	\$ 34.00	Ohmer	\$ 829.90
Fraser & Branch	\$ 3,656.45	O'Loughlin	\$ 221.00
Galley Inter County	\$ 2,615.94	Ostrander	\$ 837.00
Geyman	\$ 221.00	Plant	\$ 34.00
Gleason & Branches	\$ 269.21	Railroad, Branch #1	\$ 3,747.00
Graham	\$ 2,000.00	Railroad, Branch #3	\$ 158.50
Grosmeier	\$ 1,301.30	Rankin	\$ 182.00
Hannah & North Belle River	\$ 206.50	Robertson IC	\$ 650.00
Hill	\$ 113.00	Root & Branches	\$ 2,312.37
Holland & Branches	\$ 3,909.53	Scott	\$ 324.00
Holly	\$ 853.00	Section 2 (Grant)	\$ 728.00
Hopps	\$ 80.50	Sharrard Burgess	\$ 341.50
Howe, Brandymer Ext.	\$ 32.40	Simpson Storm Sewer	\$ 671.39
Huffman & Branches	\$ 645.00	South Branch Pine River	\$ 421.00
Huffman Branch #6	\$ 520.50	Spencer	\$ 344.50
Jackson	\$ 973.00	Sprotberry & Branches	\$ 313.50
Jackson Creek IC	\$ 1,250.00	Stocks Creek	\$ 12,238.70
Jordan Creek, East Branch	\$ 1,308.30	Stuever	\$ 367.50
Jordan Creek & Extension	\$ 457.25	Swartout	\$ 2,260.87
Kenney	\$ 896.22	Volmer & Extension	\$ 121.74
Keopfgen	\$ 512.70	Whackenbush	\$ 34.00
Kolb	\$ 85.00	Whalen	\$ 119.00
Lakeland	\$ 25.00	Wilkins	\$ 364.00
Layle-Robbins & Branch	\$ 2,655.98	Youngs	\$ 572.50
Leonard	\$ 306.35		
		TOTAL	\$ 97,011.86

**RESOLUTION 00-45**

**ESTABLISHING SALARIES OF SPECIFIC CLASSIFICATIONS  
SUBJECT TO THE WAGE GRADE PLAN FOR 2001**

**WHEREAS,** the St. Clair County Board of Commissioners has responsibility to establish the salary levels of all classifications subject to the Wage Grade Plan; and

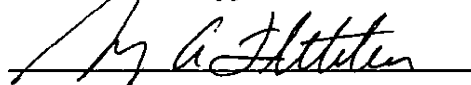
**WHEREAS,** the St. Clair County Board of Commissioners has reviewed and evaluated the compensation of said Wage Grade Plan classifications and recommended the action specified herein concluding that said action is due and appropriate.

**NOW, THEREFORE, BE IT RESOLVED:**

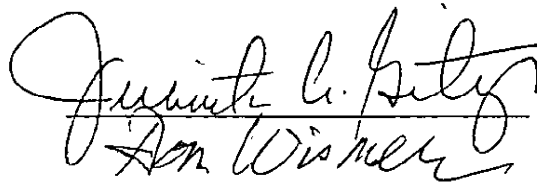
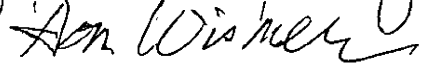

- 1) That the Wage Grade levels of classifications subject to the Wage Grade Plan, be, and the same hereby are established as specified in Exhibit "A" attached hereto, and made a part thereof by reference.
- 2) That the Wage Grade levels herein shall be for one year (2001) effective January 1, 2001.
- 3) All resolutions and parts of resolutions in conflict with this resolution, are to the extent of the conflict, hereby rescinded.

**DATED: December 6, 2000**

Reviewed and Approved As To Form By:



County Corporation Counsel

PE3140  
15:53:25

JOB CLASS SELECTED- \*ALL SELECTED YEAR 2000 INCREASE 2.50 % FOR YEAR 2001

GRADE	STEP # 1	# 2	# 3	# 4	# 5	# 6	# 7
070	21,095	21,513	21,943	22,821	23,733	24,680	25,668
071	21,325	21,752	22,184	23,072	23,993	24,953	25,951
072	21,556	21,986	22,427	23,322	24,254	25,224	26,234
073	21,787	22,223	22,667	23,573	24,516	25,495	26,517
074	22,021	22,459	22,909	23,824	24,775	25,765	26,798
075	22,254	22,697	23,150	24,075	25,039	26,040	27,081
076	22,484	22,932	23,392	24,327	25,298	26,310	27,362
077	22,717	23,169	23,631	24,578	25,560	26,582	27,645
078	22,949	23,406	23,874	24,828	25,821	26,852	27,927
079	23,180	23,643	24,115	25,079	26,081	27,123	28,208
080	23,410	23,878	24,355	25,330	26,343	27,394	28,490
081	23,643	24,115	24,595	25,579	26,601	27,665	28,773
082	23,875	24,351	24,838	25,831	26,863	27,937	29,053
083	24,108	24,588	25,079	26,081	27,123	28,207	29,334
084	24,339	24,824	25,323	26,333	27,386	28,481	29,621
085	24,571	25,061	25,561	26,583	27,646	28,751	29,903
086	24,803	25,297	25,802	26,835	27,909	29,024	30,186
087	25,035	25,535	26,046	27,089	28,168	29,296	30,467
088	25,265	25,771	26,285	27,336	28,428	29,565	30,748
089	25,497	26,008	26,527	27,587	28,690	29,838	31,031
090	25,730	26,242	26,766	27,838	28,950	30,106	31,312
091	25,962	26,480	27,009	28,088	29,210	30,378	31,593
092	26,193	26,716	27,249	28,338	29,470	30,650	31,873
093	26,426	26,952	27,491	28,590	29,733	30,922	32,159
094	26,657	27,189	27,732	28,841	29,995	31,192	32,441
095	26,889	27,426	27,973	29,092	30,254	31,464	32,723
096	27,119	27,662	28,215	29,343	30,515	31,735	33,005
097	27,351	27,898	28,455	29,593	30,775	32,007	33,288
098	27,584	28,136	28,698	29,844	31,039	32,278	33,570
099	27,816	28,373	28,939	29,844	31,039	32,278	33,570
100	28,047	28,608	29,179	30,096	31,559	32,551	33,853
101	28,281	28,844	29,420	30,597	31,820	32,819	34,131
102	28,511	29,081	29,661	30,848	32,083	33,365	34,415
103	28,743	29,318	29,903	31,097	32,343	33,634	34,980
104	28,974	29,553	30,144	31,350	32,602	33,906	35,263
105	29,205	29,791	30,384	31,601	32,863	34,177	35,544
106	29,437	30,025	30,627	31,851	33,124	34,449	35,825
107	29,671	30,262	30,868	32,101	33,385	34,719	36,108
108	29,902	30,499	31,109	32,352	33,646	34,991	36,390
109	30,135	30,736	31,351	32,603	33,907	35,264	36,675
110	30,367	30,970	31,589	32,854	34,168	35,534	36,955
111	30,599	31,209	31,830	33,106	34,429	35,805	37,237
112	30,829	31,444	32,073	33,356	34,690	36,077	37,520
113	31,060	31,681	32,315	33,607	34,949	36,348	37,802
114	31,292	31,916	32,556	33,858	35,212	36,617	38,084
115	31,525	32,152	32,797	34,109	35,471	36,890	38,366
116	31,757	32,391	33,037	34,359	35,733	37,161	38,647
117	31,989	32,626	33,279	34,609	35,992	37,432	38,930
118	32,221	32,863	33,521	34,858	36,254	37,703	39,210
119	32,452	33,100	33,761	35,110	36,516	37,976	39,495
120	32,683	33,336	34,000	35,360	36,775	38,244	39,774

Exhibit A

PE3140  
15:53:25

ST. CLAIR COUNTY  
WAGE & GRADE SCHEDULE

FOR YEAR 2001

PAGE  
11/29/00

JOB CLASS SELECTED- \*ALL SELECTED YEAR 2000 INCREASE 2.50 % FOR YEAR 2001

GRADE	# 1	# 2	# 3	# 4	# 5	# 6	# 7
121	32,914	33,572	34,243	35,613	37,035	38,516	40,057
122	33,147	34,044	34,484	35,862	37,296	38,788	40,339
123	33,379	34,044	34,724	36,114	37,559	39,059	40,622
124	33,611	34,282	34,967	36,365	37,818	39,330	40,903
125	33,843	34,518	35,207	36,614	38,079	39,602	41,187
126	34,075	34,755	35,450	36,866	38,339	39,875	41,468
127	34,306	34,991	35,691	37,118	38,603	40,145	41,753
128	34,537	35,227	35,932	37,369	38,863	40,416	42,033
129	34,768	35,465	36,173	37,619	39,122	40,688	42,314
130	35,002	35,702	36,410	37,869	39,383	40,959	42,597
131	35,233	35,937	36,654	38,120	39,644	41,230	42,877
132	35,465	36,173	36,896	38,371	39,905	41,501	43,162
133	35,698	36,410	37,138	38,622	40,167	41,773	43,445
134	35,929	36,647	37,379	38,872	40,428	42,042	43,725
135	36,160	36,883	37,619	39,122	40,688	42,314	44,008
136	36,392	37,119	37,861	39,375	40,950	42,589	44,292
137	36,622	37,355	38,102	39,625	41,211	42,858	44,573
138	36,856	37,593	38,342	39,878	41,473	43,129	44,853
139	37,089	37,830	38,585	40,129	41,733	43,403	45,136
140	37,319	38,065	38,825	40,376	41,991	43,670	45,419
141	37,553	38,300	39,067	40,628	42,254	43,942	45,700
142	37,784	38,539	39,308	40,879	42,513	44,212	45,980
143	38,016	38,774	39,550	41,131	42,775	44,487	46,264
144	38,245	39,010	39,791	41,380	43,036	44,757	46,547
145	38,476	39,246	40,032	41,634	43,297	45,027	46,829
146	38,709	39,483	40,272	41,884	43,557	45,301	47,112
147	38,941	39,720	40,514	42,134	43,819	45,569	47,393
148	39,172	39,957	40,756	42,386	44,079	45,842	47,679
149	39,405	40,191	40,998	42,637	44,340	46,114	47,959
150	39,637	40,429	41,236	42,887	44,600	46,385	48,241
151	39,869	40,666	41,478	43,135	44,860	46,655	48,520
152	40,099	40,902	41,720	43,387	45,124	46,928	48,802
153	40,331	41,138	41,960	43,638	45,385	47,200	49,087
154	40,563	41,375	42,203	43,889	45,645	47,469	49,367
155	40,795	41,610	41,255	44,141	45,906	47,740	49,651
156	41,027	41,850	42,685	44,392	46,167	48,012	49,932
157	41,259	42,083	42,926	44,641	46,428	48,286	50,217
158	41,491	42,320	43,168	44,893	46,688	48,555	50,499
159	41,724	42,557	43,409	45,143	46,948	48,828	50,780
160	41,953	42,793	43,649	45,394	47,208	49,096	51,059
161	42,185	43,031	43,888	45,644	47,468	49,366	51,341
162	42,418	43,266	44,128	45,893	47,731	49,639	51,624
163	42,649	43,502	44,371	46,147	47,991	49,910	51,906
164	42,882	43,739	44,613	46,397	48,252	50,182	52,190
165	43,114	43,976	44,853	46,649	48,512	50,454	52,471
166	43,345	44,211	45,094	46,898	48,775	50,726	52,755
167	43,578	44,449	45,338	47,150	49,034	50,996	53,035
168	43,807	44,684	45,579	47,400	49,296	51,266	53,317
169	44,039	44,922	45,820	47,650	49,555	51,537	53,597
170	44,272	45,157	46,059	47,900	49,815	51,809	53,880
171	44,503	45,394	46,301	48,153	50,079	52,081	54,165



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ST. CLAIR COUNTY  
WAGE & GRADE SCHEDULE

FOR YEAR 2001

PAGE  
11/29/00

3

JOB CLASS SELECTED- \*ALL SELECTED YEAR 2000 INCREASE 2.50 % FOR YEAR 2001

GRADE	STEP	# 1	# 2	# 3	# 4	# 5	# 6	# 7
172		44,737	45,630	46,540	48,404	50,339	52,352	54,446
173		44,968	45,868	46,784	48,655	50,600	52,624	54,729
174		45,200	46,103	47,025	48,906	50,861	52,894	55,011
175		45,432	46,341	47,266	49,156	51,122	53,166	55,294
176		45,663	46,576	47,507	49,407	51,383	53,438	55,574
177		45,893	46,813	47,747	49,657	51,644	53,709	55,856
178		46,127	47,051	47,989	49,909	51,905	53,980	56,137
179		46,358	47,286	48,231	50,159	52,166	54,252	56,423
180		46,590	47,520	48,470	50,411	52,425	54,523	56,703
181		46,822	47,758	48,712	50,659	52,686	54,792	56,984
182		47,055	47,995	48,954	50,912	52,947	55,064	57,267
183		47,286	48,231	49,196	51,163	53,208	55,337	57,549
184		47,517	48,467	49,437	51,412	53,470	55,608	57,833
185		47,748	48,704	49,678	51,664	53,729	55,880	58,113
186		47,981	48,940	49,920	51,914	53,991	56,150	58,395
187		48,212	49,177	50,159	52,166	54,252	56,422	58,678
188		48,445	49,413	50,402	52,416	54,515	56,693	58,961
189		48,676	49,650	50,643	52,669	54,775	56,965	59,244
190		48,909	49,885	50,882	52,919	55,033	57,235	59,523
191		49,141	50,124	51,125	53,168	55,296	57,506	59,807
192		49,371	50,359	51,364	53,420	55,556	57,778	60,089
193		49,603	50,596	51,607	53,671	55,816	58,050	60,371
194		49,836	50,832	51,849	53,920	56,077	58,321	60,654
195		50,066	51,069	52,091	54,172	56,339	58,590	60,935
196		50,299	51,305	52,330	54,423	56,599	58,864	61,219
197		50,530	51,541	52,572	54,675	56,861	59,135	61,500
198		50,763	51,778	52,814	54,926	57,121	59,408	61,782
199		50,995	52,015	53,055	55,176	57,383	59,677	62,064
200		51,225	52,249	53,295	55,427	57,644	59,949	62,346
201		51,457	52,486	53,537	55,677	57,902	60,220	62,626
202		51,690	52,724	53,777	55,928	58,164	60,490	62,915
203		51,920	52,962	54,021	56,180	58,428	60,766	63,205
204		52,153	53,198	54,261	56,432	58,688	61,037	63,479
205		52,386	53,432	54,500	56,681	58,950	61,307	63,758
206		52,618	53,670	54,743	56,932	59,209	61,578	64,041
207		52,850	53,906	54,982	57,185	59,471	61,850	64,323
208		53,080	54,142	55,225	57,434	59,732	62,121	64,606
209		53,312	54,379	55,468	57,686	59,993	62,392	64,889
210		53,544	54,616	55,709	57,937	60,255	62,665	65,173
211		53,776	54,851	55,949	58,188	60,516	62,936	65,451
212		54,007	55,090	56,191	58,439	60,774	63,207	65,735
213		54,240	55,326	56,431	58,686	61,036	63,477	66,016
214		54,473	55,561	56,673	58,939	61,295	63,749	66,298
215		54,704	55,798	56,913	59,190	61,557	64,018	66,579
216		54,934	56,033	57,154	59,439	61,818	64,291	66,860
217		55,167	56,268	57,395	59,691	62,079	64,563	67,146
218		55,398	56,507	57,638	59,944	62,341	64,835	67,428
219		55,630	56,742	57,879	60,258	62,603	65,107	67,712
220		55,861	56,980	58,119	60,444	62,862	65,378	68,000
221		56,093	57,214	58,361	60,695	63,124	65,648	68,274
222		56,327	57,453	58,601	60,947	63,384	65,920	68,557

GRADE	# 1	# 2	# 3	# 4	# 5	# 6	# 7
223	56,558	57,690	58,843	61,196	63,642	66,190	68,837
224	56,788	57,926	59,086	61,449	63,907	66,463	69,120
225	57,021	58,161	59,326	62,697	64,166	66,732	69,402
226	57,252	58,398	59,566	61,948	64,427	67,004	69,685
227	57,485	58,634	59,808	62,200	64,689	67,277	69,968
228	57,716	58,871	60,050	62,450	64,950	67,539	70,249
229	57,947	59,107	60,292	62,703	65,211	67,818	70,528
230	58,181	59,343	60,530	62,951	65,470	68,089	70,812
231	58,413	59,580	60,771	63,202	65,730	68,361	71,094
232	58,642	59,818	61,012	63,454	65,992	68,631	71,376
233	58,875	60,054	61,253	63,705	66,253	68,903	71,659
234	59,107	60,292	61,496	63,956	66,513	69,173	71,944
235	59,339	60,525	61,736	64,206	66,773	69,447	72,225
236	59,571	60,763	61,980	64,458	67,035	69,715	72,504
237	59,802	61,000	62,220	64,709	67,295	69,989	72,788
238	60,036	61,236	62,459	64,957	67,557	70,259	73,069
239	60,267	61,471	62,701	65,209	67,817	70,527	73,350
240	60,498	61,709	62,943	65,461	68,078	70,802	73,634
241	60,729	61,945	63,183	65,711	68,338	71,072	73,916
242	60,962	62,182	63,423	65,962	68,601	71,345	74,202
243	61,194	62,418	63,666	66,213	68,863	71,616	74,481
244	61,425	62,655	63,908	66,465	69,123	71,887	74,762
245	61,656	62,891	64,148	66,715	69,383	72,158	75,044
246	61,891	63,190	64,388	66,965	69,643	72,427	75,325
247	62,121	63,363	64,629	67,214	69,904	72,700	75,607
248	62,353	63,598	64,870	67,466	70,165	72,971	75,891
249	62,583	63,837	65,113	67,717	70,426	73,242	76,173
250	62,816	64,073	65,354	67,967	70,687	73,514	76,455
251	63,053	64,315	65,602	68,222	70,954	73,793	76,745
252	63,291	64,557	65,848	68,478	71,221	74,073	77,034
253	63,530	64,799	66,094	68,735	71,489	74,349	77,324
254	63,765	65,041	66,342	68,991	71,755	74,627	77,614
255	64,004	65,284	66,587	69,246	72,022	74,906	77,903
256	64,242	65,525	66,835	69,501	72,288	75,184	78,193
257	64,479	65,768	67,080	69,756	72,555	75,463	78,483
258	64,716	66,010	67,328	70,013	72,823	75,740	78,772
259	64,954	66,253	67,574	70,269	73,090	76,020	79,061
260	65,192	66,494	67,821	70,523	73,357	76,298	79,350
261	65,430	66,737	68,068	70,779	73,625	76,576	79,641
262	65,667	66,979	68,315	71,036	73,891	76,855	79,931
263	65,904	67,221	68,561	71,291	74,160	77,132	80,221
264	66,143	67,462	68,806	71,546	74,426	77,411	80,510
265	66,380	67,704	69,054	71,803	74,692	77,691	80,800
266	66,618	67,946	69,301	72,059	74,959	77,968	81,091
267	66,855	68,189	69,548	72,315	75,226	78,245	81,378
268	67,094	68,431	69,794	72,571	75,493	78,524	81,669
269	67,330	68,672	70,041	72,825	75,761	78,802	81,958
270	67,568	68,916	70,288	73,081	76,027	79,081	82,247
271	67,877	69,157	70,534	73,337	76,294	79,359	82,537
272	68,114	69,399	70,780	73,592	76,561	79,638	82,827
273	68,351	69,642	71,027	73,848	76,829	79,916	83,118



**RESOLUTION 00-44**

**ESTABLISHING SALARIES  
OF SPECIFIC COUNTY ELECTED OFFICERS FOR 2001**

**WHEREAS**, the St. Clair County Board of Commissioners has responsibility to establish the salary levels of all County Elected Officers; and

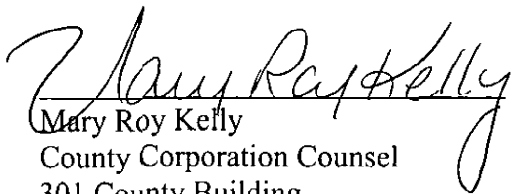
**WHEREAS**, the St. Clair County Board of Commissioners has reviewed and evaluated the compensation of said Officers and recommends that said compensation is appropriate.

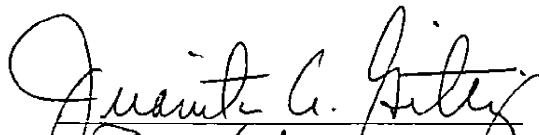
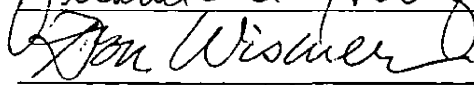

**NOW, THEREFORE, BE IT RESOLVED:**

- 1) That the salary levels of County Elected Officers, be, and the same hereby are established as specified in Exhibit "A", attached hereto, and made a part hereof by reference.
- 2) That the salary assigned herein to each classification shall be for one (1) year (2001) effective January 1, 2001.
- 3) All resolutions and parts of resolutions in conflict with this resolution, are, to the extent of the conflict, hereby rescinded.

DATED: December 6, 2000

Reviewed and Approved As To Form By:

  
 \_\_\_\_\_  
 Mary Roy Kelly  
 County Corporation Counsel  
 301 County Building  
 Port Huron, MI 48060

  
 \_\_\_\_\_  
 Quentin C. Gilley  
  
 \_\_\_\_\_  
 Don Wismer  
  
 \_\_\_\_\_  
 Lee Masters

**ELECTED OFFICIALS AND DEPUTIES**  
**PROPOSED SALARIES**

	Present Salary	2001 Salary	Percentage Increase
<b><u>Elected Officials</u></b>			
Drain Commissioner	45,965	47,114	2.5
Treasurer	49,249	50,480	2.5
Clerk/Register	53,779	55,123	2.5
Sheriff	66,438	68,099	2.5
Prosecuting Attorney	87,477	89,664	2.5
Surveyor	6,304	6,462	2.5
<b><u>Appointed Deputies</u></b>			
Dep. Drain Commissioner	29,494	30,231	2.5
Dep. Register	37,130	38,987	5.0
Dep. Clerk	37,130	38,987	5.0
Dep. Treasurer	37,130	38,058	2.5
Undersheriff	60,572	62,086	2.5
Chief Asst. Pros. Atty.	80,916	82,939	2.5

**RESOLUTION 00-43**

**WAIVING INTEREST ACCRUED ON TAXES  
COLLECTED BY LOCAL UNITS**

**WHEREAS**, the General Property Tax Act of Michigan, being No. 206 of P.A. of 1893, as amended, provides that townships and city treasurers charged with the responsibility of collecting taxes, shall account for and deliver to the County Treasurers, and the School District Treasurers, taxes collected within 10 business days after the first and fifteenth day of each month; and

**WHEREAS**, Public Act No. 169 of 1988, addressed the subject of interest earned on tax collections, providing that an agreement can be made between a collecting unit and a taxing unit regarding interest earned; and

**WHEREAS**, to divide and distribute accrued interest owed to the County of St. Clair by the local tax collecting units would impose a severe administrative burden on the local collecting units; and

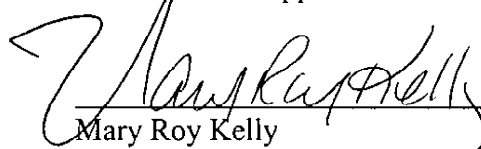
**WHEREAS**, in the opinion of this Board of Commissioners, the accounting costs incidental to the distribution of interest would likely surpass the amount of interest; and

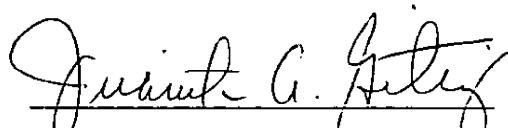


**WHEREAS**, this Board is not required to, but may, in its discretion, waive receipt of interest amounts attributed to collecting taxes for the year 2000.

**NOW, THEREFORE, BE IT RESOLVED**, that the payment of any interest which may be due and owing to the County from the 2000 Tax collections, is hereby waived.

**DATED: December 6, 2000**

Reviewed and Approved As To Form By:

  
\_\_\_\_\_  
Mary Roy Kelly  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
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## Resolution 00-42

### Designating the Use of State Revenue Sharing as Appropriated by the Michigan Legislature and Utilized for Services to the Citizens of St. Clair County

**Whereas**, the State Legislature appropriates a portion of income tax revenues collected to the various municipalities within the State on a formula basis, and

**Whereas**, the County of St. Clair is a municipal entity within the State of Michigan and, as such, receives its proportionate share of those income tax revenues, and

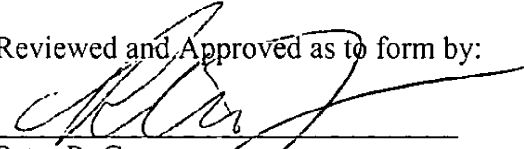
**Whereas**, the County Board of Commissioners relies on and utilizes State Revenue Sharing as a significant source of funds to provide services to the citizens of St. Clair County.


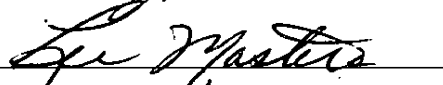

**Now, therefore, be it resolved** that the State Revenue Sharing received by the County of St. Clair in fiscal 2001 shall be utilized in the following programs to provide services to the citizens of St. Clair County and in the absence of State Revenue Sharing these services may be subject to significant reduction:

Ambulance – E.M.S. (per capita stipend to service providers)	\$ 167,448
Veterans (counseling services)	35,000
Sheriff Road Patrol (patrol officer hours)	1,300,000
Health Department (Beach monitoring, lake pollution control, etc)	525,000
Prosecuting Attorney (Victim Rights Counseling services)	50,000
Co-operative Extension (clerical support services)	60,000
Animal Control (patrol officer hours)	50,000
Sheriff Marine Patrol (patrol officer hours)	50,000
Road Commission (Township match money)	500,000
Sheriff Dive Team (body recovery services)	5,000
Parks and Recreation (County match)	116,837
Hazardous Materials Response Team	30,000
Library Services	<u>409,117</u>
Total	\$ 3,298,402 .

**Dated: November 29, 2000**

Reviewed and Approved as to form by:

  
Peter R. George  
County Corporation Counsel

**RESOLUTION 00-41**

**REGARDING FAIR HOUSING AND CIVIL RIGHTS WITHIN ST. CLAIR COUNTY**

WHEREAS, the State of Michigan requires that a community seeking to receive Community Development Block Grant Funds must have an established policy to encourage Fair Housing and to discourage discrimination in employment, housing, and publicly funded programs, within the community; and

WHEREAS, it is the desire of this Board of Commissioners to clearly establish the public policy of the County with regard to the issues of fair housing and discrimination in employment, housing and public funded programs within St. Clair County; and

WHEREAS, it is the desire of this Board of Commissioners to comply with federal and state legislation with regard to fair housing, discrimination and civil rights as contained in Title VIII of the U.S. Civil Rights Act "Fair Housing Act" (42 U.S.C. Sec 3601 et.seq.), Elliott-Larsen Civil Rights Act (Act No. 453 of the Public Acts of 1976 of the State of Michigan, as amended), Persons with Disabilities Civil Rights Act (Act No 220 of the Public Acts of 1976 of the State of Michigan, as amended).

NOW, THEREFORE, BE IT RESOLVED, that the public policy of the County of St. Clair with regard to the issue of Fair Housing and discrimination in employment, housing and publicly funded programs within St. Clair County shall be as follows:

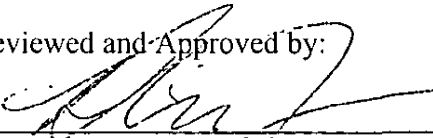
General Policy: It is hereby declared to be contrary to the public policy of the County of St. Clair for any persons to be discriminated against in housing or employment, or participation in publicly funded housing programs because of race, religion, national origin, color, sex, martial status, age or handicap.


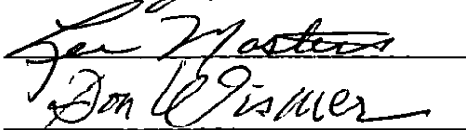
Housing: The opportunity to purchase, lease, sell, hold, use, rehabilitate and convey housing without discrimination because of the race, religion, national origin, color, sex, marital status, age or handicap, is hereby recognized and declared to be a civil right.

Employment: The opportunity to obtain employment without discrimination because of race, religion, national origin, color, sex, marital status, age or handicap, is hereby recognized and declared to be a civil right. Further, it shall be contrary to the public policy of the County of St. Clair for any employer to discriminate in hiring, promotion, tenure, terms or conditions of employment because of race, religion, national origin, color, sex, martial status, age or handicap.

Publicly Funded Programs: The opportunity to participate in federal, state and locally funded programs without discrimination because of race, religion, national origin, color, sex, marital status, age or handicap, is hereby recognized and declared to be civil right.

DATED: November 29, 2000

Reviewed and Approved by:  
  
PETER R. GEORGE  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060



**RESOLUTION 00-40**

**AUTHORIZING THE METROPOLITAN PLANNING COMMISSION  
TO APPLY FOR GRANTS  
FOR COMMUNITY DEVELOPMENT AND IMPROVEMENT**

WHEREAS, Title I of the Federal Housing and Community Development Act of 1974, as amended, provides that counties may receive community development discretionary funds; and

WHEREAS, the County of St. Clair, Michigan is qualified as a discretionary applicant as specified in the Act: and

WHEREAS, Act 282 of 1945, being MCLA 125.101 and MSA 5.11926 (1) et Seq., authorizes the St. Clair County metropolitan Planning Commission to apply for, receive and accept such funds; and

WHEREAS, the State of Michigan, Department of Consumer and Industry Services is administering the Community Development Block Grant Small Cities Program in Michigan on behalf of the United States Department of Housing and Urban Development; and

WHEREAS, St. Clair County is interested in the continuing effort to provide affordable housing opportunities for its low and very low income residents; and

WHEREAS, the St. Clair County Board of Commissioners has reviewed and understands the content of the Application for funding; and

WHEREAS, The St. Clair County Board of Commissioners has accepted the recommendation of the St. Clair County Metropolitan Planning Commission to apply for \$300,000; and

WHEREAS, The St. Clair County Metropolitan Planning Commission has designed a Housing Rehabilitation Low Interest Loan and Emergency Grant Program which is consistent with the St. Clair County Master Plan, as described in the application; and

WHEREAS, the project will principally benefit low and moderate income persons to the maximum extent feasible; and

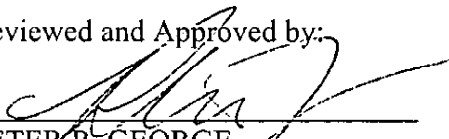
WHEREAS, funds to be invested in the project have not yet been expended and will not be expended prior to the date of the beginning of the project period if a grant is awarded.



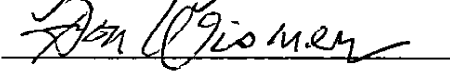
NOW, THEREFORE, BE IT RESOLVED, THAT:

1. The St. Clair County Metropolitan Planning Commission be authorized to file an application with the State Housing Development Authority in the amount of Three Hundred Thousand Dollars (\$300,000); and
2. The St. Clair County Metropolitan Planning Commission and its subgrantees are hereby authorized to commit such matching funds toward the project as described in the application; and
3. The St. Clair County Metropolitan Planning Commission and its agents are hereby directed to implement and administer said program on behalf of St. Clair County; and
4. The Chairperson of the St. Clair County Board of Commissioners be named as authorized agent of the County of St. Clair in all matters pertaining to said grant and that the Chairperson be authorized to sign all contracts, agreements and certifications pertaining to said grant.

DATED: November 29, 2000

Reviewed and Approved by:

  
 \_\_\_\_\_  
 PETER R. GEORGE  
 County Corporation Counsel  
 301 County Building  
 Port Huron, MI 48060

  
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**RESOLUTION 00-39**

**ADOPTING 2001 GENERAL FUND BUDGET**

**WHEREAS**, it is the duty of the St. Clair County Board of Commissioners during its annual October Session, to set the General Fund Budget for the County of St. Clair for the next year; and

**WHEREAS**, the St. Clair County Board of Commissioners has determined the General Fund Budget for the County of St. Clair for the year 2001; and

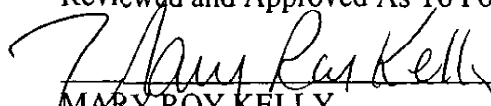
**WHEREAS**, M.S.A. 5.3228 (36) requires the Board to pass a "general appropriations act" setting forth amounts appropriated and estimated revenues and expenditures for the ensuing fiscal year, all of which must be consistent with uniform charts of accounts as prescribed by the State Treasurer.


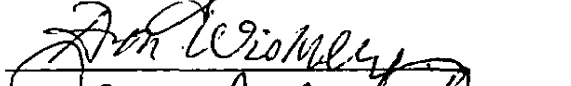
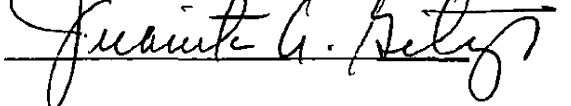
**NOW, THEREFORE, BE IT RESOLVED:**

- 1) That the General Fund Budget for the County of St. Clair for fiscal year 2001 is attached hereto, marked as Exhibit "A".
- 2) That said Budget conforms to the requirements of MSA 5.3228 (36) in every respect, setting forth amount appropriated, statements of estimated revenues and expenditures, and is consistent with uniform charts of accounts prescribed by the State Treasurer.
- 3) That this Resolution constitutes a general appropriations act as required by law.

**DATED:** November 29, 2000

Reviewed and Approved As To Form By:

  
 MARY ROY KELLY  
 County Corporation Counsel  
 301 County Building  
 Port Huron, MI 48060

  
 Pat Giacarath  
  
 Don Wisniewski  
  
 Juwanita G. Kelly

**ST. CLAIR COUNTY  
2001 GENERAL FUND  
BUDGETED CHANGES TO AVAILABLE FUND BALANCE**

Estimated Available Fund Balance at December 31, 2000	\$	9,153,378
Add: 2001 Budgeted Revenues		44,003,213
Less: 2001 Budgeted Expenditures		<u>44,003,213</u>
Estimated Available Fund Balance at December 31, 2001	\$	<u><u>9,153,378</u></u>

**ST. CLAIR COUNTY**  
**PROPOSED GENERAL FUND BUDGET**  
**REVENUES**

11/29/2000

<u>DEPT.#</u>	<u>DEPARTMENT</u>	<u>2001 PROPOSED</u>
<u>100 Legislative</u>		
103	Other Legislative Activities	<u>50,057</u>
<u>130 Judicial</u>		
131	Circuit Court	280,000
136	District Court	2,479,900
141	Friend of Court	1,454,832
	Medical Grant	68,299
	Parenting Program	5,000
145	Law Library	6,500
148	Probate Court	185,000
149	Family Division-Circuit Court	199,500
166	Family Counseling	20,000
		<u>4,699,031</u>
<u>170 General Government</u>		
191	Elections	2,000
215	Clerk	608,900
229	Prosecuting Attorney	262,501
	Drug Forfeitures	10,000
231	Victims Rights	58,923
236	Register of Deeds	1,271,365
253	County Treasurer	32,162,610
257	Cooperative Extension	66,023
259	Information Technology	84,000
	Michigan Jobs Training Project	25,000
		<u>34,551,322</u>
<u>300 Public Safety</u>		
301	Sheriff	1,168,292
	Secondary Road Patrol	219,915
320	Criminal Justice Training Grant	20,000
325	Communications/Radio	513,494
331	Marine Law Enforcement	170,500
351	Corrections/Jail	574,000
356	Juvenile Corrections Institution	799,397
	National School Lunch Program	32,000
362	Other Corrections Activities	182,100
	Probation Resident Services	627,800
372	Jail Population Monitor	43,500
426	Emergency Preparedness	37,500

<u>DEPT.#</u>	<u>DEPARTMENT</u>	<u>2001 PROPOSED</u>
	Public Safety - Cont.	
428	Hazardous Materials Handling	1,000
430	Animal Shelter	254,175
		<u>4,643,673</u>
<u>600</u>	<u>Health and Welfare</u>	
661	General Relief of the Poor	58,370
682	Veterans Counselor	760
		<u>59,130</u>
	Totals	<u>44,003,213</u>

**ST. CLAIR COUNTY**  
**PROPOSED GENERAL FUND BUDGET**  
**EXPENDITURES**

11/29/2000

<u>DEPT.#</u>	<u>DEPARTMENT</u>	<u>2001 PROPOSED</u>
<u>100 Legislative</u>		
101	Board of Commissioners	162,991
103	Other Legislative Activities	390,336
	<u>Appropriations to other Funds:</u>	
	Road Commission	1,200,000
	Health Department	2,323,451
	Child Care - Probate	1,060,961
	Child Care - Welfare	240,250
	Family Independence Agency	356,500
	Library	378,021
	Airport	111,674
	Public Improvement	1,000,000
	Planning	398,895
	Parks and Recreation Millage	116,837
	Community Development Block Grant	10,000
	Administrative Building Debt Fund	801,425
	Building Authority Construction	500
	Drain Commissioner	206,746
	Insurance	1,100,000
		<u>9,858,587</u>
<u>130 Judicial</u>		
131	Circuit Court	1,611,955
136	District Court	1,967,912
141	Friend of Court	1,802,639
	Medical Grant	68,299
	Parenting Program	5,000
145	Law Library	16,000
148	Probate Court	697,230
149	Family Division-Circuit Court	1,705,685
151	Adult Probation	30,900
153	District Court Probation	494,564
166	Family Counseling	20,000
		<u>8,420,184</u>
<u>170 General Government</u>		
172	Administrator/Controller	356,843
191	Election	127,674
201	Accounting	328,128
215	Clerk	671,872
225	Equalization	448,778
226	Human Resources	602,138
	Staff Resource Pool	267,559
229	Prosecuting Attorney	2,143,054
	Drug Forfeitures	10,000
231	Victims Rights	20,523

<u>DEPT.#</u>	<u>DEPARTMENT</u>	<u>2001 PROPOSED</u>
	General Government - Cont.	
236	Register of Deeds	192,597
243	Property Description	222,331
244	Boundary Commission	350
245	Plat Board	300
253	County Treasurer	467,091
257	Cooperative Extension	399,202
259	Information Technology	1,351,047
265	Buildings and Grounds	1,751,758
	FIA Building Lease Maintenance	459,845
289	Motor Pool	10,534
	Michigan Jobs Training Project	25,000
		<u>9,856,624</u>
<u>300</u>	<u>Public Safety</u>	
301	Sheriff	4,891,331
	Secondary Road Patrol	208,162
320	Criminal Justice Training Grant	20,000
325	Communications/Radio	871,300
331	Marine Law Enforcement	306,992
334	Dive Team	11,000
351	Corrections/Jail	4,756,531
356	Juvenile Corrections Institution	1,598,795
	National School Lunch Program	32,000
362	Other Correctional Activities	212,100
	Probation Resident Services	627,800
372	Jail Population Monitor	43,500
426	Emergency Preparedness	161,808
428	Hazardous Materials Handling	46,000
430	Animal Shelter	292,817
		<u>14,080,136</u>
<u>440</u>	<u>Public Works</u>	
445	Drains - Public Benefit	100,000
<u>600</u>	<u>Health and Welfare</u>	
649	Mental Health	955,672
651	Ambulance	181,662
661	General Relief of the Poor	177,452
681	Veteran's Burial	21,300
682	Veteran's Counselor	148,747
689	Soldiers and Sailors Relief	1,650
		<u>1,486,483</u>
<u>850</u>	<u>Other Functions</u>	
890	Contingencies	201,199
	Totals	<u><u>44,003,213</u></u>



**ST. CLAIR COUNTY**  
**2001 PROPOSED GENERAL FUND BUDGET**  
**REVENUES**

11/29/2000

<u>DEPT. #</u>	<u>DEPARTMENT</u>	<u>1999 ACTUAL</u>	<u>2000 ESTIMATE</u>	<u>2001 PROPOSED</u>	<u>2001 REQUEST</u>
<b>100 Legislative</b>					
<b>103 Other Legislative Activities</b>					
	Transfers In	701,648	-	50,057	50,057
<b>130 Judicial</b>					
<b>131 Circuit Court</b>					
	Intergovernmental	138,376	130,000	130,000	130,000
	Other Revenues	-	150,000	150,000	150,000
		138,376	280,000	280,000	280,000
<b>136 District Court</b>					
	Intergovernmental	171,624	173,000	173,000	173,000
	Charges for Services	1,511,500	1,541,800	1,695,000	1,695,000
	Fines and Forfeits	522,662	551,200	501,500	501,500
	Other Revenues	99,629	120,400	110,400	110,400
		2,305,415	2,386,400	2,479,900	2,479,900
<b>141 Friend of Court</b>					
	Intergovernmental	1,253,754	1,188,517	1,290,332	1,290,332
	Charges for Services	194,512	180,500	160,500	160,500
	Other Revenues	1,050	4,000	4,000	4,000
		1,449,316	1,373,017	1,454,832	1,454,832
<b>Medical Grant</b>					
	Intergovernmental	-	65,000	68,299	68,299
<b>Parenting Program</b>					
	Intergovernmental	-	4,000	5,000	5,000

DEPT. #	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
	<b>Drain Commission</b>				
	Charges for Services	19,680	0	-	-
	Other Revenues	862	-	-	-
		<u>20,542</u>	<u>0</u>	<u>-</u>	<u>-</u>
	<b>257 Cooperative Extension</b>				
	Intergovernmental	-	50,030	52,998	52,998
	Other Revenues	61,950	6,000	13,025	13,025
		<u>61,950</u>	<u>56,030</u>	<u>66,023</u>	<u>66,023</u>
	<b>259 Information Technology</b>				
	Charges for Services	-	8,400	84,000	84,000
	<b>Michigan Jobs Training Project</b>				
	Intergovernmental	-	25,000	25,000	25,000
	<b>300 Public Safety</b>				
	<b>301 Sheriff</b>				
	Intergovernmental	-	1,021,368	1,044,339	1,044,339
	Charges for Services	809,838	83,967	51,200	51,200
	Fines and Forfeits	15	60	60	60
	Other Revenues	47	534	200	200
	Transfer In	-	70,725	72,493	72,493
		<u>809,900</u>	<u>1,176,654</u>	<u>1,168,292</u>	<u>1,168,292</u>
	<b>Secondary Road Patrol</b>				
	Intergovernmental	-	148,521	219,915	219,915
	<b>320 Criminal Justice Training Grant</b>				
	Intergovernmental	-	15,000	20,000	20,000

DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUEST
<b>325</b>	<b>Communications/Radio</b>				
	Intergovernmental	-	71,846	91,993	91,993
	Charges for Services	-	370,610	407,161	407,161
	Other Revenues	-	8,160	14,340	14,340
		-	450,616	513,494	513,494
<b>331</b>	<b>Marine Law Enforcement</b>				
	Intergovernmental	173,381	120,000	155,000	200,000
	Charges for Services	807	-	-	-
	Other Revenues	21,064	4,600	15,500	15,500
		195,252	124,600	170,500	215,500
<b>351</b>	<b>Corrections/Jail</b>				
	Intergovernmental	373,702	285,000	285,000	285,000
	Charges for Services	78,670	264,000	264,000	264,000
	Other Revenues	200,180	25,000	25,000	25,000
		652,552	574,000	574,000	574,000
<b>356</b>	<b>Juvenile Corrections Institution</b>				
	Intergovernmental	-	780,633	799,397	902,875
	<b>National School Lunch Program</b>				
	Intergovernmental	-	25,000	32,000	32,000
<b>362</b>	<b>Other Corrections Activities</b>				
	Intergovernmental	-	219,600	182,100	182,100
	<b>Probation Resident Services</b>				
	Intergovernmental	-	627,800	627,800	627,800
<b>372</b>	<b>Jail Population Monitor</b>				
	Intergovernmental	-	-	43,500	43,500

<u>DEPT.#</u>	<u>DEPARTMENT</u>	<u>1999 ACTUAL</u>	<u>2000 ESTIMATE</u>	<u>2001 PROPOSED</u>	<u>2001 REQUESTED</u>
<b>426</b>	<b>Emergency Preparedness</b>				
	Intergovernmental	25,774	26,000	27,500	27,500
	Charges for Services	7,150	6,000	6,000	6,000
	Other Revenues	-	4,000	4,000	4,000
		<u>32,924</u>	<u>36,000</u>	<u>37,500</u>	<u>37,500</u>
<b>428</b>	<b>Hazardous Materials Handling</b>				
	Charges for Services	-	1,000	1,000	1,000
<b>430</b>	<b>Animal Shelter</b>				
	License and Permits	192,482	170,000	217,875	217,875
	Charges for Services	42,328	38,000	36,100	36,100
	Other Revenues	1,467	8,946	200	200
		<u>236,277</u>	<u>216,946</u>	<u>254,175</u>	<u>254,175</u>
<b>600</b>	<b>Health and Welfare</b>				
<b>661</b>	<b>General Relief of the Poor</b>				
	Charges for Services	31,989	21,000	20,000	20,000
	Other Revenues	39,709	40,000	38,370	38,370
		<u>71,698</u>	<u>61,000</u>	<u>58,370</u>	<u>58,370</u>
<b>682</b>	<b>Veteran's Counselor</b>				
	Intergovernmental	95	760	-	760
	Other Revenues	-	760	760	760
		<u>95</u>	<u>1,520</u>	<u>760</u>	<u>1,520</u>
	<b>Parks and Recreation</b>				
	Intergovernmental	161,000	-	-	-
	<b>Totals</b>	<u>39,761,485</u>	<u>41,635,084</u>	<u>44,003,213</u>	<u>44,682,451</u>

**ST. CLAIR COUNTY**  
**2001 PROPOSED GENERAL FUND BUDGET**  
**EXPENDITURES**

11/29/2000

<u>DEPT. #</u>	<u>DEPARTMENT</u>	<u>1999 ACTUAL</u>	<u>2000 ESTIMATE</u>	<u>2001 PROPOSED</u>	<u>2001 REQUESTED</u>
<b>100 Legislative</b>					
<b>101 Board of Commissioners</b>					
	Personal Services	139,869	136,109	144,791	144,791
	Supplies	2,617	1,000	1,000	1,000
	Other Services and Charges	251,400	17,100	17,200	17,200
		<u>393,886</u>	<u>154,209</u>	<u>162,991</u>	<u>162,991</u>
<b>103 Other Legislative Activities</b>					
	Other Services and Charges	-	421,800	390,336	390,336
<b>Appropriations to other Funds:</b>					
	Road Commission	830,788	830,788	1,200,000	1,200,000
	Health Department	2,402,392	2,402,392	2,323,451	2,323,451
	Drain Commission	48,241	-	-	-
	Child Care - Probate	1,780,166	950,034	1,060,961	1,060,961
	Child Care - Welfare	370,000	345,000	356,500	356,500
	Family Independence Agency	218,750	240,250	240,250	240,250
	Library	975,001	1,072,036	378,021	705,174
	Airport	323,256	239,550	111,674	150,859
	Public Improvement	450,000	494,458	1,000,000	1,000,000
	Planning	391,728	480,938	398,895	457,825
	Parks and Recreation Millage	74,672	116,837	116,837	116,837
	Community Development Block Grant	10,000	10,000	10,000	10,000
	Mental Health	955,672	-	-	-
	Law Library	9,500	-	-	-
	Renumentation	69	-	-	-
	Office Automation	818,365	-	-	-
	Soldiers Relief	1,500	-	-	-
	Barr House	5,165	-	-	-
	Summer Drug Prevention	2,405	-	-	-
	Community Corrections	30,000	-	-	-

DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>Appropriations to other Funds (Cont.)</b>					
	Hazardous Materials Handling	1,690	-	-	-
	HAZMAT Response Team	30,000	-	-	-
	Law Enforcement Block Grant	4,415	-	-	-
	Radio Communications	166,562	-	-	-
	Insurance Claims	30,000	-	-	-
	Building Authority Debt	957,280	815,500	801,425	801,425
	Building Renovation	500,000	-	-	-
	Grand River Bldg. Maintenance	350,000	-	-	-
	Data Processing	332,335	-	-	-
	County Bldg. HVAC	81,811	-	-	-
	Building Authority Construction	-	200	500	500
	Drain Commissioner	-	325,600	206,746	254,899
	Insurance	-	1,085,000	1,100,000	1,100,000
		12,151,763	9,830,383	9,695,596	10,169,017

<b>130 Judicial</b>					
<b>131 Circuit Court</b>					
	Personal Services	656,776	772,774	781,455	781,455
	Supplies	34,327	20,000	20,000	20,000
	Other Services and Charges	883,483	756,010	799,000	799,000
	Capital Outlay	7,473	12,700	11,500	61,500
		1,582,059	1,561,484	1,611,955	1,661,955

<b>136 District Court</b>					
	Personal Services	1,686,986	1,835,863	1,594,712	1,594,712
	Supplies	93,139	80,000	80,000	80,000
	Other Services and Charges	337,878	304,000	288,200	288,200
	Capital Outlay	2,471	5,000	5,000	5,000
		2,120,474	2,224,863	1,967,912	1,967,912

DEPT. #	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>141</b>	<b>Friend of Court</b>				
	Personal Services	1,336,657	1,479,401	1,471,439	1,471,439
	Supplies	101,363	26,300	30,000	30,000
	Other Services and Charges	124,712	169,051	196,200	196,200
	Capital Outlay	14,074	113,000	105,000	140,000
		<u>1,576,806</u>	<u>1,787,752</u>	<u>1,802,639</u>	<u>1,837,639</u>
	<b>Medical Grant</b>				
	Personal Services	-	65,000	68,299	68,299
	<b>Parenting Program</b>				
	Personal Services	-	4,000	5,000	5,000
<b>145</b>	<b>Law Library</b>				
	Other Services and Charges	-	16,000	16,000	16,000
<b>148</b>	<b>Probate Court</b>				
	Personal Services	522,007	600,038	597,680	597,680
	Supplies	27,700	18,000	19,200	19,200
	Other Services and Charges	55,031	64,918	68,250	68,250
	Capital Outlay	-	12,100	12,100	12,100
		<u>604,738</u>	<u>695,056</u>	<u>697,230</u>	<u>697,230</u>
<b>149</b>	<b>Family Division-Circuit Court</b>				
	Personal Services	1,274,917	1,359,405	1,424,085	1,561,025
	Supplies	32,730	22,500	22,500	22,500
	Other Services and Charges	217,448	221,000	250,500	250,500
	Capital Outlay	3,327	7,000	8,600	83,600
		<u>1,528,422</u>	<u>1,609,905</u>	<u>1,705,685</u>	<u>1,917,625</u>
<b>151</b>	<b>Adult Probation</b>				
	Supplies	13,543	3,500	8,000	8,000
	Other Services and Charges	24,549	15,795	17,900	17,900
	Capital Outlay	-	4,823	5,000	5,000
		<u>38,092</u>	<u>24,118</u>	<u>30,900</u>	<u>30,900</u>

DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>153</b>	<b>District Court Probation</b>				
	Personal Services	-	-	494,564	494,564
<b>166</b>	<b>Family Counseling</b>				
	Supplies	-	1,500	2,000	2,000
	Other Services and Charges	-	16,500	18,000	18,000
		-	18,000	20,000	20,000
<b>170</b>	<b>General Government</b>				
	<b>172 Administrator/Controller</b>				
	Personal Services	516,557	278,587	282,993	266,732
	Supplies	24,318	2,762	3,300	3,300
	Other Services and Charges	18,070	62,201	67,550	67,550
	Capital Outlay	951	4,632	3,000	3,000
		559,896	348,182	356,843	340,582
<b>191</b>	<b>Election</b>				
	Personal Services	39,216	44,795	45,124	45,124
	Supplies	44,290	155,960	63,000	63,000
	Other Services and Charges	1,039	20,400	6,200	6,200
	Capital Outlay	75	6,500	13,350	13,350
		84,620	227,655	127,674	127,674
<b>201</b>	<b>Accounting</b>				
	Personal Services	-	294,833	310,128	362,287
	Supplies	-	7,500	9,000	9,500
	Other Services and Charges	-	9,895	7,000	8,000
	Capital Outlay	-	3,587	2,000	5,000
		-	315,815	328,128	384,787
<b>215</b>	<b>Clerk</b>				
	Personal Services	582,726	668,151	471,272	477,364
	Supplies	50,547	35,026	40,000	40,000
	Other Services and Charges	41,702	151,946	156,400	156,400
	Capital Outlay	3,054	4,173	4,200	4,200
		678,029	859,296	671,872	677,964



DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>225</b>	<b>Equalization</b>				
	Personal Services	376,116	403,201	422,878	424,255
	Supplies	4,555	2,400	2,700	2,700
	Other Services and Charges	33,300	14,760	15,100	15,100
	Capital Outlay	550	7,365	8,100	8,100
		<u>414,521</u>	<u>427,726</u>	<u>448,778</u>	<u>450,155</u>
<b>226</b>	<b>Human Resources</b>				
	Personal Services	220,190	396,124	471,838	471,838
	Supplies	8,741	9,000	11,250	11,250
	Other Services and Charges	47,882	100,250	111,150	111,150
	Capital Outlay	-	2,400	7,900	7,900
		<u>276,813</u>	<u>507,774</u>	<u>602,138</u>	<u>602,138</u>
	<b>Stores - Central Supplies</b>				
	Personal Services	37,372	-	-	-
	Supplies	38,216	-	-	-
	Other Services and Charges	185	-	-	-
	Capital Outlay	3,156	-	-	-
		<u>78,929</u>	<u>-</u>	<u>-</u>	<u>-</u>
	<b>Staff Resource Pool</b>				
	Personal Services	-	5,887	212,969	212,969
	Supplies	-	9,000	9,000	9,000
	Other Services and Charges	-	6,515	39,090	39,090
	Capital Outlay	-	13,000	6,500	6,500
		<u>-</u>	<u>34,402</u>	<u>267,559</u>	<u>267,559</u>
<b>229</b>	<b>Prosecuting Attorney</b>				
	Personal Services	1,634,302	1,799,928	1,946,904	1,946,904
	Supplies	49,360	10,080	10,700	10,700
	Other Services and Charges	121,814	150,217	160,850	160,850
	Capital Outlay	-	8,424	24,600	38,800
		<u>1,805,476</u>	<u>1,968,649</u>	<u>2,143,054</u>	<u>2,157,254</u>

DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>Drug Forfeitures</b>					
	Other Services and Charges	-	5,000	5,000	5,000
	Capital Outlay	-	5,000	5,000	5,000
		-	10,000	10,000	10,000
<b>231 Victims Rights</b>					
	Other Services and Charges	-	20,000	16,800	16,800
	Capital Outlay	-	-	3,723	3,723
		-	20,000	20,523	20,523
<b>236 Register of Deeds</b>					
	Personal Services	-	-	168,647	168,647
	Supplies	-	14,000	16,000	16,000
	Other Services and Charges	-	7,850	7,950	7,950
		-	21,850	192,597	192,597
<b>243 Property Description</b>					
	Personal Services	167,627	173,269	186,451	186,451
	Supplies	8,886	8,000	8,500	8,500
	Other Services and Charges	18,639	23,370	24,880	24,880
	Capital Outlay	8,177	6,240	2,500	2,500
		203,329	210,879	222,331	222,331
<b>244 Boundary Commission</b>					
	Personal Services	-	350	350	350
<b>245 Plat Board</b>					
	Personal Services	36	300	300	300
<b>253 County Treasurer</b>					
	Personal Services	360,592	395,706	396,341	396,341
	Supplies	13,444	18,000	18,900	18,900
	Other Services and Charges	34,475	49,300	50,350	50,350
	Capital Outlay	4,696	2,500	1,500	1,500
		413,207	465,506	467,091	467,091

DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>257</b>	<b>Cooperative Extension</b>				
	Personal Services	232,935	258,001	267,127	267,127
	Supplies	23,770	16,548	13,211	13,211
	Other Services and Charges	98,153	95,610	106,915	106,915
	Capital Outlay	-	750	11,949	11,949
		<b>354,858</b>	<b>370,909</b>	<b>399,202</b>	<b>399,202</b>
	<b>Drain Commissioner</b>				
	Personal Services	210,575	-	-	-
	Supplies	4,960	-	-	-
	Other Services and Charges	58,035	-	-	-
	Capital Outlay	1,967	-	-	-
		<b>275,537</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>259</b>	<b>Information Technology</b>				
	Personal Services	-	239,045	347,147	422,318
	Supplies	-	11,000	36,000	41,000
	Other Services and Charges	-	454,334	358,400	663,385
	Capital Outlay	-	56,200	609,500	721,000
		<b>-</b>	<b>760,579</b>	<b>1,351,047</b>	<b>1,847,703</b>
<b>265</b>	<b>Buildings and Grounds</b>				
	Personal Services	865,470	1,036,393	963,951	963,951
	Supplies	56,970	69,500	88,600	88,600
	Other Services and Charges	552,812	556,650	614,200	614,200
	Capital Outlay	16,171	5,000	10,000	10,000
	Debt Service Transfer Out	-	71,555	75,007	75,007
		<b>1,491,423</b>	<b>1,739,098</b>	<b>1,751,758</b>	<b>1,751,758</b>
	<b>Building Authority</b>				
	Personal Services	637	-	-	-
	Other Services and Charges	175	-	-	-
		<b>812</b>	<b>-</b>	<b>-</b>	<b>-</b>

DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
	<b>FIA Building Lease Maintenance</b>				
	Personal Services	-	275,000	289,845	289,845
	Supplies	-	9,000	10,000	10,000
	Other Services and Charges	-	125,000	150,000	150,000
	Capital Outlay	-	6,000	10,000	10,000
		-	415,000	459,845	459,845
	<b>289 Motor Pool</b>				
	Personal Services	-	5,000	5,724	5,724
	Supplies	3,194	3,000	2,840	2,840
	Other Services	1,547	2,500	1,970	1,970
	Capital Outlay	28,983	-	-	-
		33,724	10,500	10,534	10,534
	<b>Agricultural Society</b>				
	Other Services and Charges	5,000	-	-	-
	<b>Michigan Jobs Training Project</b>				
	Other Services and Charges	-	25,000	25,000	25,000
	<b>300 Public Safety</b>				
	<b>301 Sheriff</b>				
	Personal Services	3,563,840	4,622,491	4,244,930	4,585,929
	Supplies	81,297	124,688	211,200	216,200
	Other Services and Charges	589,201	202,590	207,641	212,641
	Capital Outlay	204,711	226,360	227,560	227,560
		4,439,049	5,176,129	4,891,331	5,242,330
	<b>Secondary Road Patrol</b>				
	Personal Services	-	143,446	150,452	150,452
	Supplies	-	1,725	6,900	6,900
	Other Services and Charges	-	3,350	12,900	12,900
	Capital Outlay	-	-	37,910	37,910
		-	148,521	208,162	208,162

DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>320</b>	<b>Criminal Justice Training Grant</b>				
	Personal Services	-	5,000	5,000	5,000
	Supplies	-	5,000	5,000	5,000
	Other Services and Charges	-	5,000	10,000	10,000
		-	15,000	20,000	20,000
<b>325</b>	<b>Communications/Radio</b>				
	Personal Services	-	537,313	565,970	636,097
	Supplies	-	2,288	6,500	6,500
	Other Services and Charges	-	138,550	158,047	158,047
	Capital Outlay	-	2,860	34,800	190,346
	Debt Service Transfer Out	-	105,983	105,983	105,983
		-	786,994	871,300	1,096,973
<b>331</b>	<b>Marine Law Enforcement</b>				
	Personal Services	144,258	152,288	207,492	215,209
	Supplies	9,237	20,000	30,000	30,000
	Other Services and Charges	53,745	56,524	44,000	44,000
	Capital Outlay	87,508	23,900	25,500	85,500
		294,748	252,712	306,992	374,709
<b>334</b>	<b>Dive Team</b>				
	Personal Services	-	4,000	4,000	4,000
	Supplies	2,030	1,500	1,500	1,500
	Other Services and Charges	2,134	3,500	3,500	3,500
	Capital Outlay	747	2,000	2,000	2,000
		4,911	11,000	11,000	11,000
<b>351</b>	<b>Corrections/Jail</b>				
	Personal Services	2,744,031	2,987,888	3,126,031	3,246,739
	Supplies	344,472	307,500	323,500	323,500
	Other Services and Charges	983,391	1,050,289	1,269,000	1,269,000
	Capital Outlay	9,830	11,000	38,000	38,000
		4,081,724	4,356,677	4,756,531	4,877,239

DEPT. #	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>356</b>	<b>Juvenile Corrections Institution</b>				
	Personal Services	-	1,379,810	1,382,815	1,589,769
	Supplies	-	61,000	88,000	88,000
	Other Services and Charges	-	116,400	125,980	125,980
	Capital Outlay	-	4,000	2,000	2,000
		-	1,561,210	1,598,795	1,805,749
	<b>National School Lunch Program</b>				
	Supplies	-	25,000	32,000	32,000
<b>362</b>	<b>Other Correctional Activities</b>				
	Personal Services	-	60,000	57,500	57,500
	Supplies	-	4,750	4,750	4,750
	Other Services and Charges	-	154,850	149,850	149,850
		-	219,600	212,100	212,100
	<b>Probation Resident Services</b>				
	Other Services and Charges	-	627,800	627,800	627,800
<b>372</b>	<b>Jail Population Monitor</b>				
	Personal Services	-	-	43,500	43,500
<b>426</b>	<b>Emergency Preparedness</b>				
	Personal Services	103,393	124,537	112,858	115,011
	Supplies	12,016	13,000	8,800	8,800
	Other Services and Charges	19,970	9,550	19,850	19,850
	Capital Outlay	1,990	3,300	20,300	20,300
		137,369	150,387	161,808	163,961
<b>428</b>	<b>Hazardous Materials Handling</b>				
	Personal Services	-	1,000	700	700
	Supplies	-	7,000	3,800	3,800
	Other Services and Charges	-	18,000	24,400	24,400
	Capital Outlay	-	10,000	17,100	17,100
		-	36,000	46,000	46,000

DEPT.#	DEPARTMENT	1999 ACTUAL	2000 ESTIMATE	2001 PROPOSED	2001 REQUESTED
<b>430</b>	<b>Animal Shelter</b>				
	Personal Services	162,575	200,985	197,615	199,064
	Supplies	30,704	29,400	16,700	16,700
	Other Services and Charges	63,075	38,500	56,002	56,002
	Capital Outlay	20,687	-	22,500	22,500
		<u>277,041</u>	<u>268,885</u>	<u>292,817</u>	<u>294,266</u>
	<b>Livestock Claims</b>				
	Other Services and Charges	586	-	-	-
<b>440</b>	<b>Public Works</b>				
<b>445</b>	<b>Drains - Public Benefit</b>				
	Other Services and Charges	55,965	100,000	100,000	100,000
<b>600</b>	<b>Health and Welfare</b>				
<b>649</b>	<b>Mental Health</b>				
	Other Services and Charges	-	955,672	955,672	955,672
<b>651</b>	<b>Ambulance</b>				
	Personal Services	4,435	5,433	7,605	7,605
	Other Services and Charges	170,420	174,407	173,557	173,557
	Capital Outlay	1,784	1,200	500	500
		<u>176,639</u>	<u>181,040</u>	<u>181,662</u>	<u>181,662</u>
<b>661</b>	<b>General Relief of the Poor</b>				
	Personal Services	148,756	158,866	164,302	164,302
	Supplies	3,726	3,500	3,500	3,500
	Other Services and Charges	8,142	5,350	8,650	8,650
	Capital Outlay	478	1,000	1,000	1,000
		<u>161,102</u>	<u>168,716</u>	<u>177,452</u>	<u>177,452</u>
<b>681</b>	<b>Veteran's Burial</b>				
	Other Services and Charges	22,500	21,300	21,300	21,300

<u>DEPT. #</u>	<u>DEPARTMENT</u>	<u>1999 ACTUAL</u>	<u>2000 ESTIMATE</u>	<u>2001 PROPOSED</u>	<u>2001 REQUESTED</u>
<b>682</b>	<b>Veteran's Counselor</b>				
	Personal Services	88,410	111,273	140,577	140,577
	Supplies	2,716	1,939	2,000	2,000
	Other Services and Charges	5,422	6,582	5,170	5,170
	Capital Outlay	3,765	8,644	1,000	1,000
		<u>100,313</u>	<u>128,438</u>	<u>148,747</u>	<u>148,747</u>
<b>689</b>	<b>Soldiers and Sailors Relief</b>				
	Other Services and Charges	-	1,750	1,650	1,650
<b>850</b>	<b>Other Functions</b>				
	<b>890 Contingencies</b>				
	Other Services and Charges	-	-	201,199	300,000
	<b>Insurance</b>				
	Other Services and Charges	788,382	-	-	-
	<b>Totals</b>	<u>37,212,779</u>	<u>41,923,071</u>	<u>44,003,213</u>	<u>46,406,751</u>



**Resolution 00-38**

**Establishing Compensation to be Paid to Members  
of the St. Clair County Road Commission**

Whereas, it is the statutory duty of the St. Clair County Board of Commissioners, at the October Session of each year to determine the compensation to be paid to the Members of the St. Clair County Road Commission, appointed by the Board of Commissioners; and

Whereas, the St. Clair County Board of Commissioners has given due consideration to this matter.

**Now, Therefore, Be it Resolved:**

1. That the following schedule may be, and the same is hereby adopted, reflecting the compensation for the officials named herein, for the year 2001 and 2002:


Effective January 1, 2001

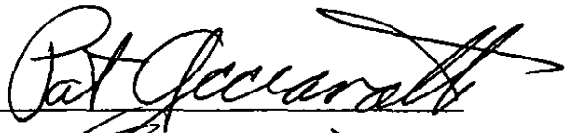
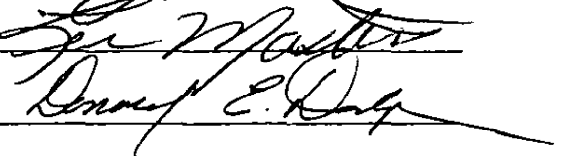
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| A. Member, Road Commission      | \$4,859 |
| B. Chairperson, Road Commission | \$6,388 |

2. Effective January 1, 2002 – The Compensation rate shall be provided consistent and in conformity of general across the board adjustments provided classifications subject to the Wage-Grade Plan.
3. The Members of the St. Clair County Road Commission shall be paid a “Per Diem Rate” of \$30 per meeting and \$40 per Road Commission Board Meeting Chaired, with a maximum of 34 total meetings including attendance at authorized conferences.
4. Members of the St. Clair County Road Commission shall only be eligible for specified benefits as authorized by official action of the St. Clair County Board of Commissioners.
5. All resolutions and parts of resolutions in conflict with this resolution are, to the extent of the conflict, hereby rescinded.

Dated: November 29, 2000

Reviewed and Approved as to Form by:

  
 Mary Roy Kelly  
 County Corporation Counsel  
 301 County Building  
 Port Huron, MI 48060

**RESOLUTION 00-37**

**RELATIVE TO "PER DIEMS"  
FOR BOARDS AND COMMISSIONS**

**WHEREAS**, it is the duty of the St. Clair County Board of Commissioners annually, to determine the "Per Diems" to be paid to members of Boards and Commissions in cases where no provision is made by Board action or statute; and

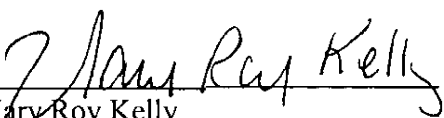
**WHEREAS**, it is the opinion of the St. Clair County Board of Commissioners, that in such cases the "Per Diem" to be paid to members of various appointed Boards and Commissioners should be \$30.00 per day, in addition to such mileage allowance for travel, as the Board from time to time may determine.

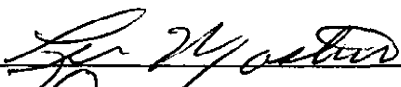
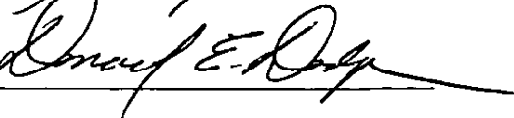
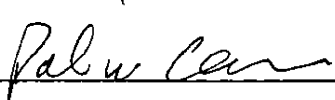
**NOW THEREFORE, BE IT RESOLVED:**

- 1) That for the year 2001, the "Per Diem" to be paid to members of Boards and Commissions appointed by the St. Clair County Board of Commissioners, shall be \$30.00 per day, plus such mileage allowance for travel as the Board of Commissioners from time to time may determine.
- 2) That such payments shall be limited to those Boards and Commissions for which the payment of "Per Diem" is specifically allowed by statute and not otherwise prohibited.
- 3) All resolutions and parts of resolutions in conflict with this Resolution are, to the extent of the conflict hereby rescinded.

**DATED: November 8, 2000**

Reviewed and Approved As To Form By:

  
 \_\_\_\_\_  
 Mary Roy Kelly  
 County Corporation Counsel  
 301 County Building  
 Port Huron, MI 48060

  
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RESOLUTION 00-36

ESTABLISHING COMPENSATION FOR THE  
ST. CLAIR COUNTY BOARD OF COMMISSIONERS

**WHEREAS**, it is the statutory duty of the Board of Commissioners to set the compensation to be paid to the successor Board; and

**WHEREAS**, the Board of Commissioners has given due consideration to this matter.

**NOW, THEREFORE BE IT RESOLVED:** That the following schedule is hereby adopted reflecting the compensation to be paid to the Commissioners, effective for the year 2001 and 2002:

1. EFFECTIVE JANUARY 1, 2001:

- A. Chairperson \$ 16,000
- Vice-Chairperson 13,500
- Member 12,000
- Committee Chairperson 12,500

B. Each member of the Board will be allowed a mileage allowance equal to the distance from their residence to the County administrative Building times 50 weekly meetings times the applicable rate. This amount will be distributed on the Commissioners paycheck in an equal manner and will comply with all applicable compensation laws.

C. Each member of the Board will be entitled to the same benefits as provided to employees in the Wage & Grade plan.

2. EFFECTIVE JANUARY 1, 2002:

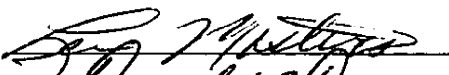
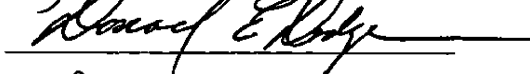

The compensation amounts outlined in A. and C. above shall be provided in a manner consistent with general across-the-board adjustments provided to employees in the Wage & Grade plan. Item B. above will remain the same.

All Resolutions and parts of Resolutions in conflict with this Resolution are to the extent of the conflict, hereby rescinded.

DATED: November 8, 2000

Reviewed and Approved as to Form by:

  
Mary Roy Kelly  
County Corporation Counsel

Resolution 00-35

Supporting Senate Bills 1194 and 1195 Which Provide for State Sales Tax Funding of the State Aeronautics Fund

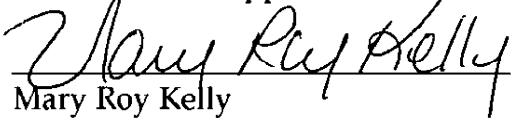
- Whereas,** Senate Bills 1194 and 1195 have passed both the Senate and the House and will be presented for approval to the Governor this Fall; and
- Whereas,** the purpose of these Bills is to provide a stable revenue source for the development of Michigan airport infrastructure; and
- Whereas,** the legislation would dedicate one penny of the current six cents in sales and use tax collected on aircraft sales, parts, fuels and concessions and deposit it in the State Aeronautics Fund; and
- Whereas,** the extra penny will raise an additional \$12-14 million for the Michigan Aeronautics Commission to preserve and develop the statewide system of airports.

**NOW, THEREFORE BE IT RESOLVED,** that the St. Clair County Board of Commissioners encourages the Governor to sign the legislation introduced in Senate Bills 1194 and 1195.

**BE IT FURTHER RESOLVED,** that a copy of this Resolution be sent to the Governor, area Legislators, Michigan Counties, the Michigan Bureau of Aeronautics, the Michigan Airport Planning Committee and the Michigan Association of Airport Executives.

Dated: October 25, 2000

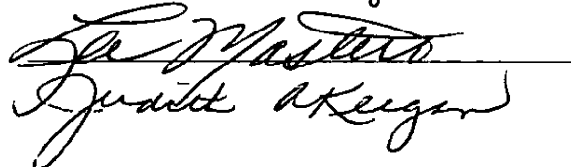
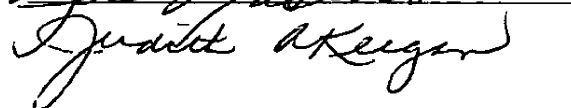
Reviewed and Approved as to Form by:



Mary Roy Kelly  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060





Resolution 00-34

Supporting the Renewal of the Drug Task Force Millage

**Whereas,** drugs continue to be a major social dilemma facing the St. Clair County community through trafficking from larger, urban communities such as Detroit, Flint and Pontiac; and

**Whereas,** the St. Clair County Drug Task Force was established in 1984 to combat the devastating impact of drugs in our community through law enforcement and educational activities; and

**Whereas,** the Drug Task Force Millage provides funding for the activities of the Drug Task Force which have led to 417 felony arrests since 1996, an extremely high conviction rate on cases brought to the Prosecutor's Office, the confiscation of 210 guns, and the sharing of thousands of dollars in assets acquired through drug forfeitures with other law enforcement agencies; and

**Whereas,** the Drug Task Force team is actively involved in the education of the County's youth to "JUST SAY NO TO DRUGS" through specialized programs where officers visit classrooms and warn teens of the dangers of drugs.

**NOW, THEREFORE BE IT RESOLVED,** that the St. Clair County Board of Commissioners hereby lends its support to the St. Clair County Drug Task Force and calls upon the citizens of St. Clair County to support the Drug Task Force millage on the ballot November 7, 2000.

Dated: October 25, 2000

Reviewed and Approved as to Form by:

\_\_\_\_\_  
Mary Roy Kelly  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060

*Pat J. Gerasim*  
\_\_\_\_\_  
*Donald E. Dodge*  
\_\_\_\_\_  
*Pat Gerasim*  
\_\_\_\_\_

**RESOLUTION 00-33**

**SUBMITTAL OF MICHIGAN VOLUNTARY STORM WATER PERMIT**

WHEREAS, the St. Clair County Board of Commissioners, at their January 20, 1999 meeting established the Blue Water Task Force on Water Quality to address concerns of water quality in the St. Clair River, Lake Huron, Lake St. Clair, and their many tributaries within St. Clair County; and

WHEREAS, the 1987 amendments to the Clean Water Act mandated the United States Environmental Protection Agency (EPA) to develop a tiered implementation strategy for the National Pollutant Discharge Elimination System (NPDES) Storm Water Program; and

WHEREAS, the Final Storm Water Phase II Rule was signed by Administrator Browner (EPA) on October 29, 1999, requiring operators of regulated small municipal separate storm sewer systems (MS4s) to obtain an NPDES permit and develop a storm water management program designed to prevent harmful pollutants from being washed by storm water runoff into the MS4 (or from being dumped directly into the MS4) and then discharged from the MS4 into local waterbodies; and

WHEREAS, St. Clair County will be required to obtain a Phase II Storm Water Permit; and

WHEREAS, on July 30, 1997, the Michigan Department of Environmental Quality made available a General Permit Program for Municipal Separate Storm Sewer Systems (MS4s) that is "voluntary"; and

WHEREAS, this permit is an opportunity to demonstrate that a flexible, locally-driven program will be effective in dealing with wet weather issues; and

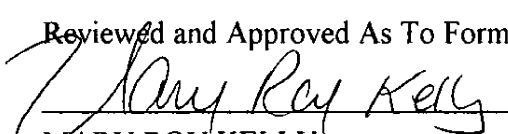
WHEREAS, the jurisdictions with coverage under this permit will continue the locally-driven program in lieu of the coming Phase II program; and

WHEREAS, jurisdictions with coverage under the Michigan Voluntary General Storm Water Permit are given priority under the Clean Michigan Initiative Grant Funding selection process.

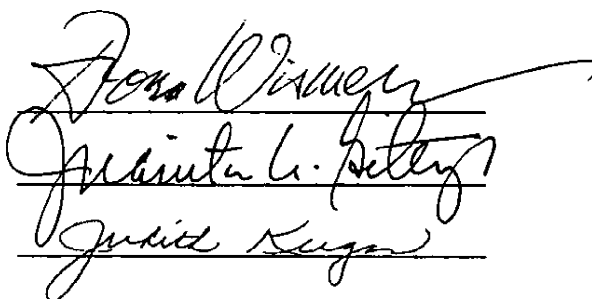
NOW, THEREFORE, BE IT RESOLVED, The St. Clair County Board of Commissioners shall request and support the submittal of an application for the Michigan Watershed-Based MS4 Voluntary General Permit by the St. Clair County Drain Commissioner.

DATED: October 11, 2000

Reviewed and Approved As To Form By:



MARY ROY KELLY  
County Corporation Counsel  
301 County Building  
Port Huron, Michigan 48060



## Resolution 00-32 Establishing Weight Based Pricing Structure for Smiths Creek Sanitary Landfill

**Whereas,** the St. Clair County Board of Commissioners has determined that the citizens of St. Clair County would be better served by the Smiths Creek Sanitary Landfill if incoming waste was priced on a unit of weight rather than a volume basis; and

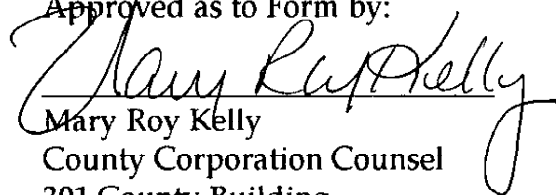
**Whereas,** the Board of Commissioners further recognizes that making the transition from a volume based pricing structure to a weight based pricing structure will have financial impact on the operation of the Landfill and its customers; and

**Whereas** it is the intent of the Board of Commissioners to make the transition in pricing structure in a manner that lessens the impact to any given sector of the local economy and the operation of Smiths Creek Sanitary Landfill.

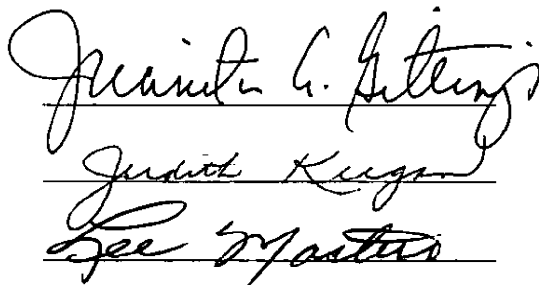
**Therefore Be It Resolved,** that the St. Clair County Board of Commissioners establishes the following transition plan for the implementation of a weight based pricing structure for Smiths Creek Sanitary Landfill:

1. The County Administrator/Controller in coordination with the Landfill Manager is authorized to negotiate contracts with solid waste haulers, generators and other customers based upon clearly defined parameters described herein.
2. On a quarterly basis, the weighted average of the landfill disposal fees will be maintained at the current rate of the lifecycle cost per unit of waste plus 30% as contribution to Retained Earnings.
3. All contracts will be reviewed and approved by the Board of Commissioners before taking effect.
4. Any deviation from these guidelines require that prior approval be given by the Board of Commissioners to the Administrator/Controller to make the offer available in negotiations.

Approved as to Form by:



Mary Roy Kelly  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060



**RESOLUTION 00-31**

**APPORTIONING TAXES FOR 2000**

WHEREAS, it is the statutory duty of the St. Clair County Board of Commissioners, at its annual session in October of each year, to determine the amount of money to be raised for County purposes, and to apportion such amount; and

WHEREAS, it is further their duty to apportion the amount of state tax and indebtedness of the County to the State among the several townships and other taxing bodies of the County in proportion to the valuation of the taxable property therein, real and personal, as determined by it, which determination and apportionment shall be entered at large on its record; and

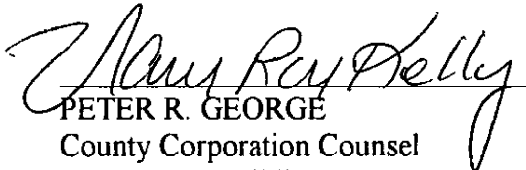
WHEREAS, the Board of Commissioners, by law, is required to direct that the several amounts of money proposed to be raised, as provided by statute, shall be spread upon the assessment rolls of the townships and cities.


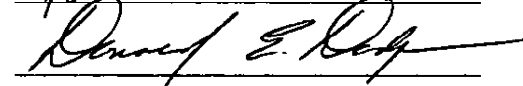

NOW, THEREFORE, BE IT RESOLVED:

- 1) That the St. Clair County Board of Commissioners does hereby adopt the St. Clair County Tax Report for the year 2000.
- 2) That the apportionment and millage of taxes are to be spread in accordance with the statute in such case made and provided, as evidenced by the St. Clair County Tax Report for the year 2000.
- 3) That the St. Clair County Tax Report is marked Exhibit "A", attached hereto, and made a part hereof by reference.
- 4) All resolutions and parts of resolutions in conflict with this resolution, are to the extent of the conflict, hereby rescinded.

DATED: November 8, 2000

Reviewed and Approved As To Form By:

  
 PETER R. GEORGE  
 County Corporation Counsel  
 301 County Building  
 Port Huron, Michigan 48060



**Resolution 00-30**

**Adopting the Enhanced Access to Public Records Policy**

**Whereas**, Public Act #462 of 1996, the Enhanced Access to Public Records Act, allows public bodies to provide enhanced access or the inspection, copying or purchasing of public record that is not confidential or otherwise exempt by law from disclosure; and

**Whereas**, the legislation further requires that a public body who wishes to provide such enhanced access, must produce a policy, approved by the governing body, guiding the access to information; and

**Whereas**, certain cities, villages, and townships may share data through the County's geographic information system (GIS); and

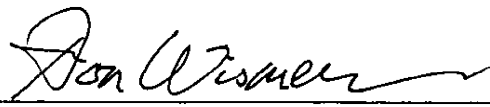
**Whereas**, the Information Services Advisory Committee, County Administration, and Corporation Counsel, have drafted such a policy and recommend that the Board of Commissioners hereby adopt it as required by Public Act #462 of 1996.


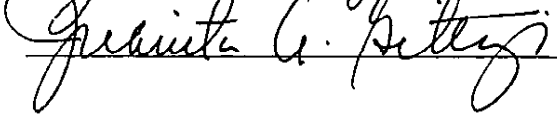
**Now Therefore, be it resolved** that the St. Clair County Board of Commissioners hereby adopts the attached St. Clair County Enhanced Access to Public Records Policy, in accordance with the Enhanced Access to Public Records Act, 1996 P.A. 462.

**Be it further resolved** that before the County makes available on its Enhanced Access Program any cities, villages, and townships' data, that the County obtain written permission from that city, village or township to do so.

Reviewed and Approved as to Form by:

\_\_\_\_\_  
Mary Roy Kelly  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060

  
\_\_\_\_\_

  
  
\_\_\_\_\_

RESOLUTION DESIGNATING  
ST. CLAIR COUNTY SEWAGE DISPOSAL SYSTEM NO. X  
(VILLAGE OF CAPAC) BONDS, SERIES 2000  
(GENERAL OBLIGATION LIMITED TAX)  
AS QUALIFIED TAX-EXEMPT OBLIGATIONS  
Resolution 00-28

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Minutes of a regular meeting of the Board of Commissioners of the County of St. Clair, State of Michigan, held in said County on the 13th day of September, 2000, at 7:30 o'clock P.m., Eastern Daylight Time.

PRESENT: Members Commissioners Dodge, Gittings, Keegan, Masters,  
Quain and Wismer

---

ABSENT: Members Commissioner Acciavatti

---

The following preamble and resolution were offered by Member Keegan and supported by Member Wismer:

WHEREAS, the County of St. Clair, State of Michigan (the "County"), acting by and through its Board of Commissioners and pursuant to the authority conferred upon it by Act 185, Public Acts Michigan, 1957, as amended (the "Act"), did, by resolution duly adopted on July 12, 2000 (the "Bond Resolution") authorize the issuance and sale of the St. Clair County Sewer Disposal System No. X (Village Of Capac) Bonds, Series 2000 (General Obligation Limited Tax) in an amount not to exceed \$800,000 (the "Bonds") for the benefit of the Village of Capac (the "Local Unit");

WHEREAS, at the time of the adoption of the Bond Resolution it was anticipated that the County and all entities which issue bonds on behalf of the County, would issue in excess of \$10,000,000 in tax-exempt obligations in the 2000 calendar year and the Bonds were not designated as "qualified tax-exempt obligations;"

WHEREAS, the County now expects that it will issue less than \$10,000,000 in tax-exempt obligations in the 2000 calendar year;

WHEREAS, the County has been advised by its financial advisor that the County and the Local Unit would have a lower interest cost on the Bonds if the Bonds were designated as "qualified tax-exempt obligations;" and

WHEREAS, the Board of Public Works has recommended to this Board that the Bonds be designated as "qualified tax-exempt obligations."

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY, AS FOLLOWS:

Section 1. The Board of Commissioners expressly declares that the bonds shall be designated as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions under the provisions of the Internal Revenue Code of 1986, as amended.

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

Section 2. All actions taken by the Board of Public Works in connection with the publication of the Official Notice of Sale and printing of the marketing bulletin are ratified and confirmed.

Section 3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are repealed.

Section 4. This resolution shall become effective immediately upon its passage.

AYES: Members Commissioners Dodge, Gittings, Keegan, Masters  
Quain and Wismer

NAYS: Members \_\_\_\_\_

ABSENT: Commissioner Acciavatti

RESOLUTION DECLARED ADOPTED.

*Kaulyn Dunn*  
County Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, State of Michigan, at a regular meeting held on September 13, 2000, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Marilyn Dean  
County Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

DELIB:2177601.1\014082-00066

**RESOLUTION DESIGNATING  
ST. CLAIR COUNTY SEWAGE DISPOSAL SYSTEM NO. X  
(VILLAGE OF CAPAC) BONDS, SERIES 2000  
(GENERAL OBLIGATION LIMITED TAX)  
AS QUALIFIED TAX-EXEMPT OBLIGATIONS**  
Resolution 00-28

Minutes of a regular meeting of the Board of Commissioners of the County of St. Clair, State of Michigan, held in said County on the 13th day of September, 2000, at \_\_\_:\_\_\_ o'clock \_\_.m., Eastern Daylight Time.

PRESENT: Members \_\_\_\_\_  
\_\_\_\_\_

ABSENT: Members \_\_\_\_\_

The following preamble and resolution were offered by Member \_\_\_\_\_ and supported by Member \_\_\_\_\_:

WHEREAS, the County of St. Clair, State of Michigan (the "County"), acting by and through its Board of Commissioners and pursuant to the authority conferred upon it by Act 185, Public Acts Michigan, 1957, as amended (the "Act"), did, by resolution duly adopted on July 12, 2000 (the "Bond Resolution") authorize the issuance and sale of the St. Clair County Sewer Disposal System No. X (Village Of Capac) Bonds, Series 2000 (General Obligation Limited Tax) in an amount not to exceed \$800,000 (the "Bonds") for the benefit of the Village of Capac (the "Local Unit");

WHEREAS, at the time of the adoption of the Bond Resolution it was anticipated that the County and all entities which issue bonds on behalf of the County, would issue in excess of \$10,000,000 in tax-exempt obligations in the 2000 calendar year and the Bonds were not designated as "qualified tax-exempt obligations;"

WHEREAS, the County now expects that it will issue less than \$10,000,000 in tax-exempt obligations in the 2000 calendar year;

WHEREAS, the County has been advised by its financial advisor that the County and the Local Unit would have a lower interest cost on the Bonds if the Bonds were designated as "qualified tax-exempt obligations;" and

WHEREAS, the Board of Public Works has recommended to this Board that the Bonds be designated as "qualified tax-exempt obligations."

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY, AS FOLLOWS:

Section 1. The Board of Commissioners expressly declares that the bonds shall be designated as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions under the provisions of the Internal Revenue Code of 1986, as amended.

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

**Section 2.** All actions taken by the Board of Public Works in connection with the publication of the Official Notice of Sale and printing of the marketing bulletin are ratified and confirmed.

**Section 3.** All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are repealed.

**Section 4.** This resolution shall become effective immediately upon its passage.

AYES: Members \_\_\_\_\_

\_\_\_\_\_

NAYS: Members \_\_\_\_\_

RESOLUTION DECLARED ADOPTED.

\_\_\_\_\_  
County Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, State of Michigan, at a regular meeting held on September 13, 2000, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

\_\_\_\_\_  
County Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

DELIB:2177601.1\014082-00006

Founded in 1852  
by Sidney Davy Miller

Sidney T. Miller (1864-1940)  
George L. Canfield (1866-1928)  
Lewis H. Paddock (1866-1935)  
Ferris D. Stone (1882-1945)

# MILLER CANFIELD

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

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**PATRICK F. MCGOW**  
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[www.millercanfield.com](http://www.millercanfield.com)

August 25, 2000

Mr. Donald M. Maronde  
Director, Department of Public Works  
St. Clair County  
21 Airport Drive  
St. Clair, Michigan 48079

RE: County of St. Clair, State of Michigan  
St. Clair County Sewage Disposal System No. X (Village of Capac) Bonds,  
Series 2000 (Limited Tax General Obligation)

Dear Mr. Maronde:

As you are aware, we have been informed that it appears as if the County of St. Clair will be issuing less than \$10,000,000 in tax-exempt bonds this year due to the delay of a couple of projects to next year. The Internal Revenue Code allows municipalities which issue less than \$10,000,000 in a calendar year to designate their bonds as "qualified tax-exempt obligations" which has the effect of changing the tax treatment of the bonds for certain financial institutions. This usually results in a slightly lower interest rate for bonds designated as "qualified tax-exempt obligations", or QTE bonds, than non-QTE bonds.

Since the original expectation was that the County would issue more than \$10,000,000 in 2000, the bond resolution which was adopted by the County Board of Commissioners on July 12, 2000 did not designate the Bonds as QTE. In order to change that designation now to allow the Bonds for the Capac project to be designated as QTE, it will be necessary for the County Board of Commissioners to adopt a resolution designating the Bonds as QTE.

I have enclosed a Resolution to be considered for approval by the County Board of Commissioners at its meeting on September 13, 2000. I have also enclosed a Resolution to be considered for approval by the Board of Public Works at its regular meeting on Tuesday, September 5, 2000. It is my understanding that the Environmental Committee



MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

Mr. Donald M. Maronde

-2-

August 25, 2000


of the County Board meets on September 6<sup>th</sup>. While we understand that the County would not take final action for approval at the September 6 Committee meeting, we should have an indication at that time if the resolution is recommended for passage on September 13<sup>th</sup>.

Kari Blanchett has scheduled the sale of the Bonds for September 19, 2000 at 3:00 p.m., which is the date of the Board's regular meeting. The Official Notice of Sale for the Bonds is required to be published at least 7 days prior to the sale date to comply with Michigan law. We will wait until after the September 6 Committee meeting to publish the NOS. If the QTE resolution is recommended for passage, the Notice of Sale will indicate that the Bonds will be designated as QTE. We will know that the final action on designating the Bonds as QTE will have been taken before the September 19<sup>th</sup> bond sale. If it turns out the Board does not approve the resolution designating the Bonds as QTE, we would have time to publish a correction and notify parties expected to bid on the Bonds.

If you have any questions, please give me a call.

Very truly yours,

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

By:   
Patrick F. McGow

Enclosure

- cc: Ronald Revitzer
- Kari McDonald Blanchett
- Gary Markstrom
- Troy Feltman
- Donald W. Keim

## RESOLUTION 00-27 Emergency Management

Amending Resolution 91-47

RESOLUTION TO PROVIDE FOR THE MITIGATION, PREPAREDNESS, RESPONSE AND RECOVERY FROM NATURAL AND HUMAN-MADE DISASTERS WITHIN ST. CLAIR COUNTY; TO ESTABLISH AN OFFICER FOR THIS PURPOSE; TO PROVIDE FOR THE COORDINATION AND UTILIZATION OF RESOURCES IN THE COUNTY IN AN EMERGENCY OR DISASTER SITUATION; AND TO PROVIDE A MEANS THROUGH WHICH THE ST. CLAIR COUNTY BOARD OF COMMISSIONERS MAY EXERCISE THE AUTHORITY AND DISCHARGE THE RESPONSIBILITIES VESTED IN THEM BY THIS RESOLUTION AND ACT NO. 390 OF THE PUBLIC ACTS OF 1976, AS AMENDED.

### Article I - Short Title

Section 101. This resolution shall be known as the "Emergency Management Resolution".

### Article 2 - Definitions

Section 201. For the purpose of this resolution, certain words used herein are defined as follows:

- (a) "Act" means the Michigan Emergency Management Act, Act No. 390 of the Public Acts of 1976, as amended.
- (b) "Board" shall mean the County Board of Commissioners.
- (c) "Chairperson" shall mean the member of the Board of Commissioners selected to be its Chairperson.
- (d) "Disaster" means an occurrence or threat of widespread or severe damage, injury or loss of life or property resulting from a natural or human-made cause, including but not limited to, fire, flood, snowstorm, ice storm, tornado, windstorm, wave action, oil spill, water contamination, utility failure, hazardous peacetime radiological incident, major transportation accident, hazardous materials incident, epidemic, air contamination, blight, drought, infestation, explosion, or hostile military action or paramilitary action, or similar occurrences resulting from terrorist activities, riots, or civil disorders.
- (e) "Disaster relief force" means all agencies of county and municipal government, private and volunteer personnel, public officers and employees, and all other persons or groups of persons identified in the St. Clair County Emergency Operations Plan or those called into duty or working at the direction of a party identified in the plan to perform a specific disaster or emergency related task during a local state of emergency.
- (f) "District coordinator" means the Michigan Department of State Police District Emergency Management Coordinator. The District Coordinator serves as liaison between local emergency management programs and the Michigan State Police, Emergency Management Division in all matters pertaining to the mitigation, preparedness, response and recovery of emergency and disaster situations.

Section 302. There shall be at least one Deputy Coordinator of Emergency Services designated to assist the Coordinator in planning and emergency operations and who shall serve where needed as needed upon activation of the Emergency Operations Center. He/she shall perform the duties of the Coordinator of Emergency Services in the absence of the Coordinator during emergency operations. It shall be the discretion of the Board to compensate the Deputy Coordinator for service rendered.

Section 303. The Coordinator shall appoint and provide for the training of assistants to fill the following volunteer positions within the disaster relief force:

- (a) Technical Advisors
- (b) Radio Officer (Radio Amateur Civil Emergency)
- (c) Deputy Coordinator

#### Article 4 - Emergency Management Coordinator; Duties

Section 401. The Emergency Management Coordinator shall comply with the standards and requirements as established by the Department of State Police, Emergency Management Division, under the authority of the act, in accomplishing the following:

- (a) Direct and coordinate the development of the St. Clair County Emergency Operations Plan, which shall be consistent in content with the Michigan Emergency Management Plan.
- (b) Specify departments or agencies which must provide an annex to the plan or otherwise cooperate in its development.
- (c) Identify departments and agencies to be included in the Emergency Operations Plan as the disaster relief force.
- (d) Develop and maintain a county Resource Manual.
- (e) Coordinate the recruitment, appointment, and utilization of volunteer personnel.
- (f) Assure the emergency management program meets eligibility requirements for state and federal aid.
- (g) Coordinate and/or conduct training and exercise programs for the disaster relief force within the county and to test the adequacy of the Emergency Operations Plan.
- (h) Through public information programs, educate the population as to actions necessary for the protection of life and property in an emergency or disaster.
- (i) Assist in the development of mutual aid agreements.
- (j) Ensure the development of necessary standard operating procedures which are consistent with the Emergency Operations Plan.
- (k) Oversee the implementation of all functions necessary during an emergency or disaster in accordance with the Emergency Operations Plan.
- (l) Coordinate county emergency management activities with those of the state and adjacent jurisdictions.

Section 507. The Chairperson may do one or more of the following under a local state of emergency:

- (a) Direct the Emergency Management Coordinator to implement the Emergency Operations Plan.
- (b) Issue directives as to travel restrictions on county or local roads.
- (c) Relieve county employees of normal duties and temporarily reassign them to other duties.
- (d) Activate mutual aid agreements.
- (e) Direct the overall disaster relief effort, including the disaster relief force, in accordance with the Emergency Operations Plan.
- (f) Notify the public and recommend in-place or evacuation or other protective measures.
- (g) Request a state of disaster or emergency declaration from the Governor as described in Article 6.
- (h) When obtaining normal approvals would result in further injury or damage, Chairperson may, until the Board convenes, waive procedures and formalities otherwise required pertaining to the following:
  - (1) For a period of up to 7 days, send the disaster relief force of the county to the aid of other communities as provided by mutual aid agreements.
  - (2) For a period of up to 7 days, appropriate and expend funds from the disaster contingency fund.
  - (3) For a period of up to 7 days make contracts, obtain and distribute equipment, materials and supplies for disaster purposes.
  - (4) Employ temporary workers.
  - (5) Purchase and distribute supplies, materials and equipment.
  - (6) Make, amend, or rescind ordinances or rules necessary for emergency management purposes which supplement a rule, order, or directive issued by the Governor or a state agency. Such an ordinance or rule shall be temporary and, upon the Governor's declaration that a state of disaster or state of emergency is terminated, shall no longer be in effect.

Section 508. If a state of disaster or emergency is declared by the Governor, assign and make available for duty the employees, property, or equipment of the county within or without the physical limits of the county as ordered by the Governor or the Director of the Michigan Department of State Police in accordance with the act.

- (g) Provide the Emergency Management Coordinator with a list of personnel and resources available within the agency or department and provide a list of those that may be needed by the department during times of emergency.
- (h) Identify and provide for the protection of vital records.
- (i) Implement the directives of the Chairperson or his/her designee under a local state of emergency.

#### Article 8 - Volunteers; Appointment; Reimbursement

Section 801. Each county department, commission, board, or other agency of county government is authorized to appoint volunteers to augment its personnel in time of emergency functions assigned in the Emergency Operations Plan. Such individuals are part of the disaster relief force and shall be subject to the rules and operational control set forth by the respective department, commission, board, or agency through which the appointment was made, and shall be reimbursed for all actual and necessary travel and subsistence expenses.

#### Article 9 - Rights of Disaster Relief Force

Section 901. In accordance with the act, personnel of the disaster relief force while on duty shall have the following rights:

- (a) If they are employees of a county, municipality, or other governmental agency regardless of where serving, have the powers, duties, rights privileges, and immunities and receive the compensation incidental to their employment.
- (b) If they are not employees of the county, municipality, or other governmental agency be entitled to the same rights and immunities as are provided for by law.

#### Article 10 - Temporary Seat of Government

Section 1001. The board shall provide for the temporary movement and reestablishment of essential government offices in the event that existing facilities cannot be used.

#### Article 11 - Liability

Section 1101. As provided for in the act and this resolution, the county or any political subdivision, or the agents or representatives of any political subdivision, shall not be liable for personal injury or property damage sustained by the disaster relief force. In addition, any member of the disaster relief force engaged in disaster relief activity shall not be liable in a civil action for damages resulting from an act or omission arising out of and in the course of the person's good faith rendering of that activity, unless the person's act or omission was the result of that person's gross negligence or willful misconduct. The right of a person to receive benefits or compensation to which he or she may otherwise be entitled to under the worker's compensation law, or any pension law, or act of congress will not be effected as a result of said activity.

Section 1102. As provided for in the act, any person owning or controlling real estate or other premises who voluntarily and without compensation grants the county the right to inspect, designate and use the whole or any part of such real estate or premises for the purpose of sheltering persons or for any other disaster related function during a declared local state of emergency or during an authorized practice disaster exercise, shall not be civilly liable for the death of, or injury to, any person on or about such real estate or premises under such

**RESOLUTION 00-26**

**Approving the Clean Michigan Initiative Recreation Bond Program  
Development Project Agreement**

Upon motion made by Commissioner Quain, seconded by Commissioner Masters, the following Resolution was adopted:

“RESOLVED, that the County of St. Clair, Michigan does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources, and the County of St. Clair does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate the sum of Seventy-Two Thousand (\$72,000.00) dollars to match the grant authorized by the DEPARTMENT and to appropriate such additional funds as shall be necessary to complete the project.
2. To maintain satisfactory financial accounts, documents, and records to make them available to the DEPARTMENT for auditing at reasonable times.
3. To construct the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreement.
4. To regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.
5. To comply with any and all terms of said Agreement including all terms not specifically set forth in the foregoing portions of this Resolution.”

The following aye votes were recorded: Acciavatti, Dodge, Gittings, Masters, Quai  
The following nay votes were recorded: \_\_\_\_\_

STATE OF MICHIGAN     )  
  ) ss  
COUNTY OF ST. CLAIR    )

I, Marilyn Dunn, Clerk of the County of St. Clair, Michigan, do here by certify that the above is a true and correct copy of the Resolution relative to the Agreement with the Michigan Department of Natural Resources, which Resolution was adopted by the St. Clair County Board of Commissioners at a regular board meeting held August 23, 2000.

  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Dated:



State of Michigan Department of Natural Resources, Finance and Operations Services Bureau, Grants Administration Division

**CLEAN MICHIGAN INITIATIVE**  
**RECREATION BOND PROGRAM**  
**DEVELOPMENT PROJECT AGREEMENT**

**Project Number:** CM 99-171

**Project Title:** Mill Creek Trestle Decking

This Agreement is between the Michigan Department of Natural Resources for and on behalf of the State of Michigan ("DEPARTMENT") and the COUNTY OF ST. CLAIR ("GRANTEE"). The DEPARTMENT has authority to issue grants to local units of government for the development of indoor and outdoor public recreation facilities under Part 716 of the Natural Resources and Environmental Protection Act, Act 451 of 1994, as amended. The GRANTEE has been approved by the DEPARTMENT Director to receive a grant under the Clean Michigan Initiative (CMI)- Recreation Bond program. In PA 291 of 2000, the Legislature appropriated CMI- Recreation Bond Funds to the DEPARTMENT for local recreation grants. As a precondition to the effectiveness of the Agreement, the GRANTEE is required to sign the Agreement and return it to the DEPARTMENT with the necessary attachments within 90 days of the date the Agreement is issued by the DEPARTMENT.

1. The legal description of the project area (APPENDIX A); boundary map of the project area (APPENDIX B) and Recreation Grant application bearing the number CM 99-171 (APPENDIX C) are by this reference made part of this Agreement. The Agreement together with the referenced appendices constitute the entire Agreement between the parties and may be modified only in writing and executed in the same manner as the Agreement is executed.
2. The time period allowed for project completion is September 1, 2000 to September 30, 2002, hereinafter referred to as the "project period." Requests by the GRANTEE to extend the project period shall be made in writing before expiration of the project period. Extensions to the project period are at the sole discretion of the DEPARTMENT. The project period may be extended only upon amendment to this Agreement.
3. This Agreement shall be administered on behalf of the DEPARTMENT through its Grants Administration Division.

a. All reports, documents, or actions required of the GRANTEE shall be submitted to the Michigan Department of Natural Resources, Grants Administration Division, P.O. Box 30425, Lansing, Michigan 48909-7925.

b. The GRANTEE'S representative for this project is:

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_

c. All notices, reports, requests or other communications from the DEPARTMENT to the GRANTEE shall be sufficiently given when mailed and addressed as indicated above. The DEPARTMENT and the GRANTEE may by written notice designate a different address to which subsequent notices, reports, requests, or other communications shall be sent.

4. The words "project area" shall mean the land and area described in the attached legal description (APPENDIX A) and shown on the attached boundary map (APPENDIX B).

5. The words "project facilities" shall mean the following individual components, as further described in APPENDIX C:

- |                                    |  |
|------------------------------------|--|
| Deck and Rail Trestle – 6,400 Feet | Replace Culverts                       |
| Stabilize South Abutment           | Remove Obstructions                    |
| Grade Trail Surface – 600 Feet     | Safety Improvements – 2 Road Crossings |

6. The DEPARTMENT agrees as follows:

a. To grant to the GRANTEE a sum of money equal to **Sixty-Four (64%) percent of Two Hundred Thousand (\$200,000.00) dollars**, which is the total eligible cost of construction of the project facilities including engineering costs, but in any event shall not exceed **One Hundred Twenty-Eight Thousand (\$128,000.00) dollars**.



- b. To grant these funds in the form of reimbursements to the GRANTEE for eligible costs and expenses incurred by the GRANTEE as follows:
- i. Payments will be made on a reimbursement basis at **Sixty-Four (64%) percent** of the eligible expenses incurred by the GRANTEE up to 90% of the maximum reimbursement allowable under the grant.
  - ii. Reimbursement will be made only upon DEPARTMENT review and approval of a *complete reimbursement request submitted by the GRANTEE on a form provided by the DEPARTMENT which includes an expenditure list supported by documentation as required by the DEPARTMENT, including but not limited to copies of invoices, cancelled checks, and/or list of force account time and attendance records.*
  - iii. All grants are subject to audit, at the discretion of the DEPARTMENT. The DEPARTMENT may conduct an audit of the project's financial records upon approval of the final reimbursement request by DEPARTMENT engineering staff. The DEPARTMENT may issue an audit report with no deductions or may find some costs ineligible for reimbursement.
  - iv. Final payment will be released pending satisfactory project completion as determined by the DEPARTMENT, including, at the discretion of the DEPARTMENT, completion of a satisfactory audit.

7. The GRANTEE agrees as follows:

- a. To immediately appropriate the sum of **Seventy-Two Thousand (\$72,000.00) dollars**. This sum represents **Thirty-Six (36%) percent** of the total eligible cost of construction including engineering costs. Any cost overruns incurred to complete the project facilities called for by this Agreement shall be the sole responsibility of the GRANTEE.
- b. With the exception of engineering costs as provided for in Section 8, to incur no costs toward completion of the project facilities before execution of this Agreement and before written DEPARTMENT approval of plans, specifications and bid documents.
- c. To complete construction of the project facilities to the satisfaction of the DEPARTMENT and to comply with the development project procedures set forth by the DEPARTMENT in completion of the project, including but not limited to the following:

- i. Retain the services of a professional architect, landscape architect, or engineer, registered in the State of Michigan to serve as the GRANTEE'S Prime Professional. The Prime Professional shall prepare the plans, specifications and bid documents for the project and oversee project construction.
  - ii. Within 180 days of execution of this Agreement and before initiating the project, provide the DEPARTMENT with plans, specifications, and bid documents for the project facilities, sealed by the GRANTEE'S Prime Professional.
  - iii. Openly advertise and seek written bids for contracts for purchases or services with a value equal to or greater than \$10,000 and accept the lowest qualified bid as determined by the GRANTEE'S Prime Professional.
  - iv. Solicit three (3) written quotes for contracts for purchases or services between \$1,000 and \$10,000.
  - v. Maintain detailed written records of the contracting processes used and to submit these records to the DEPARTMENT upon request.
  - vi. Complete construction to all applicable local, state and federal codes, including the federal Americans with Disabilities Act (ADA) of 1990, as amended; the Persons with Disabilities Civil Rights Act, Act 220 of 1976, as amended; the Playground Equipment Safety Act, P.A. 16 of 1997; and the Utilization of Public Facilities by Physically Limited Act, P.A. 1 of 1966, as amended.
  - vii. Correct any deficiencies discovered at the final inspection within 90 days of written notification by the DEPARTMENT. These corrections shall be made at the GRANTEE'S expense and are eligible for reimbursement at the discretion of the DEPARTMENT and only to the degree that the GRANTEE'S prior expenditures made toward completion of the project are less than the grant amount allowed under this Agreement.
- d. To operate the project facilities for a minimum of their useful life as determined by the DEPARTMENT, to regulate the use thereof to the satisfaction of the DEPARTMENT, and to appropriate such monies and/or provide such services as shall be necessary to provide such adequate maintenance.

- e. To provide to the DEPARTMENT for approval, a complete tariff schedule containing all charges to be assessed against the public utilizing the project area and/or any of the facilities constructed thereon, and to provide to the DEPARTMENT for approval, all amendments thereto before the effective date of such amendments.  
*Membership or annual permit systems are prohibited, except to the extent that differences in admission and other fees may be instituted on the basis of residence. Nonresident fees shall not exceed twice that charged residents. If no resident fees are charged, nonresident fees may not exceed the rate charged residents at other comparable state and local public recreation facilities.*
  - f. To adopt such ordinances and/or resolutions as shall be required to effectuate the provisions of this Agreement; certified copies of all such ordinances and/or resolutions adopted for such purposes shall be forwarded to the DEPARTMENT before their effective date.
  - g. To separately account for any revenues received from the project area which exceed the demonstrated operating costs and to reserve such surplus revenues for the future *maintenance and/or expansion of the GRANTEE'S park and recreation program.*
  - h. To furnish the DEPARTMENT, upon request, detailed statements covering the annual operation of the project area and/or project facilities, including income and expenses and such other information the DEPARTMENT might reasonably require.
  - i. To maintain the premises in such condition as to comply with all federal, state, and local laws which may be applicable and to make any and all payments required for all taxes, fees, or assessments legally imposed against the project area.
  - j. To erect and maintain a sign approved by the DEPARTMENT on or on conjunction with the park entry sign of the property which designates this project as one having *been constructed with assistance from the Clean Michigan Initiative Bond. The size, color, and design of this sign shall be in accordance with DEPARTMENT specifications.*
8. Only eligible costs and expenses incurred toward completion of the project facilities during the project period shall be considered for reimbursement under the terms of this Agreement. Eligible engineering costs incurred toward completion of the project facilities in the six months preceding the project period are also eligible for reimbursement. Any costs and expenses incurred after the project period shall be the sole responsibility of the GRANTEE.
9. To be eligible for reimbursement, the GRANTEE shall comply with the reporting requirements of the DEPARTMENT. At a minimum, the GRANTEE shall:
- a. Submit a written progress report every 180 days during the project period.

- b. Submit complete requests for reimbursement when the GRANTEE is eligible to request at least 25 percent of the grant amount.
  - c. Submit a complete final reimbursement request within 90 days of the project completion and no later than **December 31, 2002**. If the GRANTEE fails to submit a complete final request for reimbursement by **December 31, 2002** the DEPARTMENT may make final payment based on documentation on file as of that date or may terminate this Agreement and require full repayment of grant funds by the GRANTEE.
  - d. The GRANTEE is eligible for reimbursement only upon completion of any drinking water systems and/or restroom facilities, including associated facilities needed for barrier-free access to the restroom facilities, that are included in the project facilities as defined in Section 5. Failure of the GRANTEE to complete, during the project period, any drinking water systems and/or restroom facilities that are included in the project facilities constitutes a breach of this Agreement.
10. During the project period, the GRANTEE shall obtain prior written authorization from the DEPARTMENT before adding, deleting or making a significant change to any of the project facilities as proposed. Approval of changes are solely at the discretion of the DEPARTMENT. Furthermore, following project completion, the GRANTEE shall obtain prior written authorization from the DEPARTMENT before implementing a change that significantly alters the project facilities as constructed and/or the project area, including but not limited to discontinuing use of a project facility or making a significant change in the recreational use of the project area.
  11. All project facilities constructed or purchased by the GRANTEE under this Agreement shall be placed and used at the project area and solely for the purposes specified in APPENDIX C and this Agreement.
  12. The project area and all facilities provided thereon and the land and water access ways to the project facilities shall be open to the public at all times on equal and reasonable terms. No individual shall be denied ingress or egress thereto or the use thereof on the basis of sex, race, color, religion, national origin, residence, age, or disability.
  13. Unless an exemption has been authorized by the DEPARTMENT pursuant to this Section, the GRANTEE hereby represents that it possesses fee simple title, free of all liens and encumbrances, to the project area. The fee simple title shall not be subject to: (a) any possibility of reverter or right of entry for condition broken or any other executory limitation which may result in defeasance of title or (b) to any reservations or prior conveyance of coal, oil, gas, sand, gravel or other mineral interests. For any portion of the project area that the GRANTEE does not possess in fee simple title, the GRANTEE hereby represents that it has:

- a. Received a written exemption from the DEPARTMENT before the execution of this Agreement, and
  - b. Received prior written approval from the DEPARTMENT of a lease and/or easement for the property not held in fee simple title as indicated in written correspondence from the DEPARTMENT dated [REDACTED] and
  - c. Supplied the DEPARTMENT with an executed copy of the approved lease or easement, and
  - d. Confirmed through appropriate legal review that the terms of the lease or easement are consistent with GRANTEE'S obligations under this Agreement and will not hinder the GRANTEE'S ability to comply with all requirements of this Agreement. In no case shall the lease or easement tenure be less than 15 years from the date of execution of this Agreement.
14. The GRANTEE shall not allow any encumbrance, lien, security interest, mortgage or any evidence of indebtedness to attach to or be perfected against the project area or project facilities included in this Agreement.
15. None of the project area nor any of the project facilities constructed under this Agreement shall be wholly or partially conveyed, either in fee or otherwise or leased for a term of years or for any other period, nor shall there be any whole or partial transfer of the lease title, ownership, or right of maintenance or control by the GRANTEE except with the written approval and consent of the DEPARTMENT.
16. The assistance provided to the GRANTEE as a result of this Agreement is intended to have a lasting effect on the supply of recreation and recreation facilities beyond the financial contribution alone and permanently commits the project area to Michigan's recreation estate, therefore:
- a. The GRANTEE agrees that the project area or any portion thereof will not be converted to other than public recreation use without prior written approval by the DEPARTMENT and implementation of mitigation approved by the DEPARTMENT, including but not limited to replacement with land of similar recreational and monetary value.
  - b. Approval of a conversion and the required mitigation requirements shall be at the sole discretion of the DEPARTMENT.
  - c. The DEPARTMENT may waive mitigation requirements for a conversion based on the age of the project facilities and the DEPARTMENT'S determination that the conversion will have minimal negative impact on the project area and project facilities. Approval of a waiver shall be at the sole discretion of the DEPARTMENT.

- d. Before completion of the project, the GRANTEE and the DEPARTMENT may mutually agree to alter the project area through an amendment to this Agreement to provide the most satisfactory public recreation area.
17. Should title to the project area or any portion thereof be acquired from the GRANTEE by any other entity through exercise of the power of eminent domain, the GRANTEE agrees that the proceeds awarded to the GRANTEE shall be used to replace the lands and project facilities affected with recreation lands and project facilities of equal or greater fair market value, and of reasonably equivalent usefulness and locality. The DEPARTMENT shall approve such replacement only upon such conditions as it deems necessary to assure the substitution of GRANTEE of other recreation properties and project facilities of at least equal fair market value and of reasonably equivalent usefulness and location. Such replacement shall be subject to all the provisions of this Agreement.
18. The GRANTEE acknowledges that:
  - a. The GRANTEE has examined the project area and that it has found the property to be safe for public use or that action will be taken by the GRANTEE before beginning the project to assure safe use of the property by the public, and
  - b. The GRANTEE is solely responsible for development, operation, and maintenance of the project area and project facilities, and that responsibility for actions taken to develop, operate, or maintain the property is solely that of the GRANTEE, and
  - c. The DEPARTMENT'S involvement in the premises is limited solely to the making of a grant to assist the GRANTEE in developing same.
19. The GRANTEE assures the DEPARTMENT that the proposed State-assisted action will not have a negative effect on the environment and, therefore, an Environmental Impact Statement is not required. Furthermore, the GRANTEE assures the DEPARTMENT that the project area to be assisted is not a facility as defined in Part 201 of the Natural Resources and Environmental Protection Act, Public Act 451 of 1994, as amended, or has provided the DEPARTMENT with documentation that Department of Environmental Quality-approved remedial actions have been taken to make the site safe for its intended use.

20. The GRANTEE hereby acknowledges that this Agreement does not require the State of Michigan to issue any permit required by law to construct the recreational project that is the subject of this Agreement. Such permits include, but are not limited to, permits to fill or otherwise occupy a floodplain, and permits required under Parts 301 and 303 of the Natural Resources and Environmental Protection Act, Act 451 of the Public Acts 451 of 1994, as amended. It is the sole responsibility of the GRANTEE to determine what permits are required for the project, secure the needed permits and remain in compliance with such permits.
21. The GRANTEE shall acquire and maintain, or cause to be acquired or maintained, insurance which will protect the GRANTEE from claims which may arise out of or result from the GRANTEE'S operations under this Agreement, whether performed by the GRANTEE, a subcontractor or anyone directly or indirectly employed by the GRANTEE, or anyone for whose acts any of them may be liable. Such insurance shall be with companies authorized to do business in the State of Michigan in such amounts and against such risks as are ordinarily carried by similar entities, including but not limited to public liability insurance, worker's compensation insurance or a program of self-insurance complying with the requirements of Michigan law. The GRANTEE shall provide evidence of such insurance to the DEPARTMENT at its request.
22. Nothing in this Agreement shall be construed to impose any obligation upon the DEPARTMENT to operate, maintain or provide funding for the operation and/or maintenance of any recreational facilities in the project area.
23. The GRANTEE hereby represents that it will defend any suit brought against either party which involves title, ownership, or specific rights, including appurtenant riparian rights, of any lands connected with or affected by this project.
24. The GRANTEE is responsible for the use and occupancy of the premises, the project area and the facilities thereon. The GRANTEE is responsible for the safety of all individuals who are invitees or licensees of the premises. The GRANTEE will defend all claims resulting from the use and occupancy of the premises, the project area and the facilities thereon. The DEPARTMENT is not responsible for the use and occupancy of the premises, the project area and the facilities thereon.
25. Failure by the GRANTEE to comply any of the provisions of this Agreement shall constitute a material breach of this Agreement.
26. Upon breach of the Agreement by the GRANTEE the DEPARTMENT, in addition to any other remedy provided by law, may:
  - a. Terminate this Agreement; and/or

- b. Withhold and/or cancel future payments to the GRANTEE on any or all current recreation grant projects until the violation is resolved to the satisfaction of the DEPARTMENT; and/or
  - c. Withhold action on all pending and future grant applications submitted by the GRANTEE under the Clean Michigan Initiative – Recreation Bond and the Michigan Natural Resources Trust Fund; and/or
  - d. Require the GRANTEE to pay penalties or perform other acts of mitigation or compensation as directed by the DEPARTMENT; and/or
  - e. Require repayment of grant funds paid to GRANTEE; and/or
  - f. Require specific performance of the Agreement.
27. The GRANTEE shall return all grant money if the project area or project facilities are not constructed, operated or used according to this Agreement.
28. The GRANTEE agrees not to discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions, or privileges of employment, or a matter directly or indirectly related to employment, because of race, color, religion, national origin, age, sex, height, weight, marital status, or disability that is unrelated to the person's ability to perform the duties of a particular job or position. The GRANTEE further agrees to comply with the civil rights requirements set forth by the DEPARTMENT and that any subcontract shall contain a non-discrimination provisions which is not less stringent than this provision and binding upon any and all subcontractors. A breach of this covenant shall be regarded as a material breach of this Agreement.
29. The DEPARTMENT shall terminate and recover grant funds paid if the GRANTEE or any subcontractor, manufacturer, or supplier of the GRANTEE appears in the register compiled by the Michigan Department of Labor pursuant to Public Act No. 278 of 1980.
30. The GRANTEE hereby agrees to bury all new telephone and electrical wiring within the project area.
31. The GRANTEE may not assign or transfer any interest in this Agreement without prior written authorization of the DEPARTMENT.
32. The GRANTEE shall fully comply with Parts 196 and 716 of P.A. 451 of 1994, as amended.
33. The rights of the DEPARTMENT under this Agreement shall continue in perpetuity.



34. The Agreement may be executed separately by the parties. This Agreement is not effective until:
  - a. The GRANTEE has signed it and returned it together with the necessary attachments within 90 days of the date the Agreement is issued by the DEPARTMENT, and
  - b. the DEPARTMENT has signed it.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals, the day and date first above written.

Approved by resolution (true copy attached) of the \_\_\_\_\_ date \_\_\_\_\_  
meeting of the \_\_\_\_\_  
(special or regular) (name of approving body)

**GRANTEE**

SIGNED:

WITNESSED BY:

By: *Barguole R. Jecorath* *Marilyn Dura*  
Title: Chairperson County Clerk  
Date: August 23, 2000 August 23, 2000

**MICHIGAN DEPARTMENT OF NATURAL RESOURCES**

SIGNED:

WITNESSED BY:

By: \_\_\_\_\_  
Sharon L. Edgar

Title: Chief, Grants Administration Division  
Finance and Operations Services Bureau

Date: \_\_\_\_\_

APPENDIX A

LEGAL DESCRIPTION OF THE PROJECT AREA

APPENDIX B  
BOUNDARY MAP OF THE PROJECT AREA

APPENDIX C

RECREATION GRANT APPLICATION CM 99-171

(incorporated herein by reference)

**RESOLUTION 00-25**

**Approving Cooperative Reimbursement IV-D Program Agreement  
For the St. Clair County Prosecuting Attorney for the Year 2001**

WHEREAS, the Michigan Family Independence Agency proposes to renew its "Cooperative Reimbursement (IV-D) Program" wherein direct grants are made to the counties under the provisions and in accordance with Title IV-D of the Social Security Act, as amended, and the provisions of part 302.34 and 304, Chapter III, Title 45, Code of Federal Regulations for the purpose of staffing sufficient personnel to assist in the collection of money for recipients of the A.D.C. Program, and other service programs, as well as certain services rendered by the Prosecuting Attorney's Office; and

WHEREAS, payment shall be made on the basis of the program budget, a copy of which is attached hereto and made part hereof, provided that no more than One Hundred Ninety Seven Thousand Four Hundred Forty and no/100<sup>ths</sup> (\$197,440.00) Dollar shall be paid from combined County and State funds during the life of this agreement and provided further that Sixty Seven Thousand One Hundred Thirty and no/100<sup>ths</sup> (\$67,130.00) Dollars of the above amount is the County's appropriation contributed to Title IV-D Program.

**NOW THEREFORE, BE IT RESOLVED THAT:**

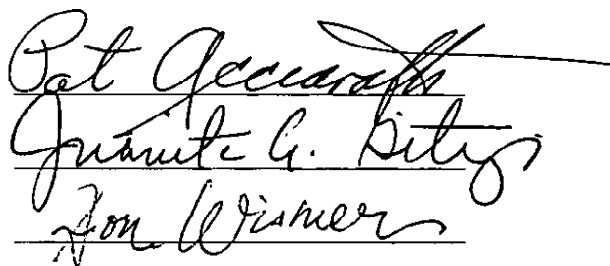
1. The St. Clair County Board of Commissioners does hereby approve the execution of the Cooperative Reimbursement Program agreement between the Prosecuting Attorney for the County of St. Clair and the Michigan Family Independence Agency.
2. The Chairperson of this Board is hereby authorized to execute said agreement for and on behalf of St. Clair County.
3. All resolutions and parts of resolutions, insofar as the same conflict with the provisions of this resolution be, and the same are hereby rescinded.

DATED: August 23, 2000

Reviewed and Approved as to Form by:

---

Mary Roy Kelly  
 County Corporation Counsel  
 301 County Building  
 Port Huron, MI 48060



Pat Acciaro  
 Granite G. Sity  
 Jon Wismer

**RESOLUTION AUTHORIZING  
ST. CLAIR COUNTY WATER SYSTEM NO. IX  
(TOWNSHIP OF BURTCHVILLE) BONDS, SERIES 2000  
(GENERAL OBLIGATION LIMITED TAX)  
RESOLUTION 00-23**

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Minutes of a Comm. meeting of the Board of Commissioners of the County of St. Clair, Michigan held in said County on the 5th day of July, 2000, at 7:12 o'clock p.m., Eastern Daylight Time.

PRESENT: Commissioners Gittings, Quain, Wismer, Masters & Dodge

---

ABSENT: Commissioners Acciavatti & Keegan

---

The following preamble and resolution were offered by Commissioner Masters and supported by Commissioner Gittings:

WHEREAS, the County of St. Clair, State of Michigan (the "County"), acting by and through its Board of Commissioners and pursuant to the authority conferred upon it by Act 185, Public Acts of Michigan, 1957, as amended (the "Act"), did, by resolution duly adopted by at least a two-thirds (2/3) vote of the members-elect of said Board of Commissioners, establish a Department of Public Works in and for the County for the administration of the powers conferred upon the County by the Act; and

WHEREAS, pursuant to the authorization of Section 2 of the Act, a Board of Public Works has been appointed and is functioning as the governing body of said Department of Public Works; and

WHEREAS, the County pursuant to the Act has established the St. Clair County Water Supply System No. IX (Burtchville Township) (the "System"); and

WHEREAS, the County, by and through the Board of Public Works (the "Board" or the "Board of Public Works"), and the Township of Burtchville, located in the County of St. Clair, State of Michigan (the "Local Unit"), have entered into a contract (the "Contract") for the acquisition, construction and financing of improvements to the System in the form of water extensions and related fixtures (the "Project"), which Contract is made a part of this resolution by this reference thereto; and

WHEREAS, the Contract has been duly approved by resolutions of the Board of Public Works and the Local Unit legislative body and has been fully executed by the Local Unit; and

WHEREAS, the Contract must be duly approved by resolution of the County Board of Commissioners and then executed by the Board of Public Works; and

WHEREAS, plans, specifications and estimates of cost of each aspect of the Project have been prepared by BMJ Engineers and Surveyors, Inc., engineers of Port Huron, Michigan (the "Engineers"), and have been duly approved by the Board of Public Works; and

WHEREAS, under the provisions of the Contract, the Local Unit has obligated itself to pay the cost of the Project to be financed by the issuance of bonds of the County by paying the installments, plus

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

interest, as specified in the Contract (the "Contractual Payments"), and has further obligated itself to collect sufficient moneys annually for the purpose of meeting the Contractual Payments, subject to charter, statutory and constitutional limitations; and

WHEREAS, the County now proposes to issue its bonds, as authorized by the Act, in anticipation of and secured primarily by the Contractual Payments that the Local Unit has in the Contract obligated itself to provide in such amounts as may be necessary to pay the cost of constructing the Project, and all things necessary to the authorization and issuance of said series of bonds under the Act having been done, and the County being now empowered and desirous of authorizing the issuance of said bonds; and

WHEREAS, the Board of Public Works has approved this resolution and recommended its adoption by this Board of Commissioners;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF ST. CLAIR, AS FOLLOWS:

1. The preliminary plans, specifications and estimates of cost for the Project as prepared by the Engineers are hereby accepted and approved, and it is hereby determined to be advisable and necessary for the public health of the County to acquire, construct and complete the Project as provided in said plans and specifications.

2. The Contract is hereby ratified, confirmed and approved. The County Clerk is authorized and directed to transmit such approval to the Board of Public Works. The Chairman and the Secretary of the Board of Public Works are authorized and directed to execute the Contract for and on behalf of the County subject to approval and adoption thereof by the Board of Public Works.

3. The total estimated cost of acquiring and constructing the Project, including payment of incidental expenses as specified in Section 5 of this resolution, in the amount of \$2,225,000 is hereby approved and confirmed.

4. The estimated period of usefulness of the Project is determined to be twenty (20) years.

5. For the purpose of defraying part of the costs of the Project, including payment of engineering, legal and financial expenses and capitalized interest on the bonds to December 1, 2000, there be borrowed the sum of not to exceed Two Million Two Hundred Twenty-Five Thousand Dollars (\$2,225,000), and that in evidence thereof there be issued the bonds of the County in an equivalent aggregate principal amount, which bonds are sometimes hereinafter referred to in this resolution as the "bonds."

6. The bonds shall be designated ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. IX (BURTCHVILLE TOWNSHIP) BONDS, SERIES 2000, the principal of and interest thereon to be payable primarily out of the Contractual Payments required to be paid by the Local Unit pursuant to the Contract. Said bonds shall be registered as to principal and interest of the denomination of \$5,000 or multiples of \$5,000 up to the amount of a single maturity, numbered consecutively in order of authentication from 1 upwards, dated as of July 1, 2000, callable prior to maturity as hereinafter provided, and shall be payable annually on November 1 as follows:

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.



MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

<u>Year</u>	<u>Principal</u>	<u>Year</u>	<u>Principal</u>
2001	\$ 50,000	2011	\$125,000
2002	75,000	2012	125,000
2003	75,000	2013	125,000
2004	75,000	2014	150,000
2005	75,000	2015	150,000
2006	75,000	2016	175,000
2007	75,000	2017	175,000
2008	100,000	2018	200,000
2009	100,000	2019	200,000
2010	100,000		

The bonds bear interest at a rate or rates determined on sale thereof, not exceeding eight percent (8%) per annum, payable on November 1, 2000, and semiannually thereafter, by check drawn on the Paying Agent (hereafter defined) for the bonds and mailed to the registered owner at the registered address as shown on the registration books of the County maintained by the Paying Agent. Interest shall be payable to the registered owner of record as of the 15th day of the month prior to the payment date for each interest payment. The date of determination of registered owner for purposes of payment of interest as provided in this Section may be changed by the County to conform to market practice in the future. The principal of the bonds shall be payable at a bank or trust company qualified to act as paying agent, transfer agent and bond registrar and designated by the Board of Public Works in the notice of sale of the Bonds as published (the "Paying Agent"), as paying agent and the Board of Public Works and the County Treasurer each is hereby authorized to enter into all required contractual arrangements with the Paying Agent. In the event the bonds are not held in book-entry only form as described herein, then the Paying Agent shall also act as bond registrar and transfer agent. The County, through the Board of Public Works, may designate another qualified institution to serve as paying agent, transfer agent and bond register at any time by notice mailed to registered owners of the Bonds not less than sixty (60) days prior to an interest payment date.

The bonds are subject to redemption prior to maturity as provided in the form of the bonds set forth in Section 12 of this Resolution. The bonds may not be sold at a price that is less than 98.5% of the principal amount of the bonds. Interest on the bonds to December 1, 2000 shall be paid from proceeds of the bonds.

The bonds may be issued in book-entry-only form through The Depository Trust Company in New York, New York ("DTC"). So long as the bonds are in the book-entry-only form, the Paying Agent shall comply with the terms of the Letter of Representations to be entered into among the County, the Paying Agent and DTC, which provisions shall govern registration, notices and payment, among other things, and which provisions are incorporated herein with the same effect as if fully set forth herein. The Chairman and the Secretary of the Board and the County Treasurer each is hereby authorized and directed to enter into the Letter of Representations with DTC in such form as determined by the Chairman or the Secretary of the Board or the County Treasurer, in consultation with bond counsel, to be necessary and appropriate. The Paying Agent is hereby authorized and directed to also enter into the Letter of Representations with DTC as agent for the County. In the event the County determines that the continuation of the system of book-entry-only transfer through DTC (or a successor securities depository) is not in the best interest of the DTC participants, beneficial owners of the Bonds, or the County, the County will notify the Paying Agent, whereupon the Paying Agent will notify DTC of the availability through DTC of the bond certificates. In such event, the County shall issue and the

Paying Agent as transfer agent shall transfer and exchange bonds as requested by DTC of like principal amount, series and maturity, in authorized denominations to be identifiable beneficial owners in replacement of the beneficial interest of such beneficial owners in the bonds, as provided herein.

7. The Chairman of the Board of Commissioners and the County Clerk are hereby authorized and directed to execute said bonds by means of their facsimile signatures when issued and sold for and on behalf of the County and to cause to be printed thereon a facsimile of the seal of the County. No bond of this series shall be valid until authenticated by an authorized officer of the Paying Agent. The Bonds shall be delivered to the Paying Agent for authentication and shall then be delivered to the purchaser in accordance with instructions from the Treasurer of the County or the Secretary of the Board upon payment of the purchase price for the bonds in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the Paying Agent for safekeeping.

In the event the bonds are not held in book-entry-only form, then any bond may be transferred upon the books required to be kept pursuant to this Section by the person in whose name it is registered, in person or by his duly authorized attorney, upon surrender of the bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Paying Agent as transfer agent. Whenever any bond or bonds shall be surrendered for transfer, the Paying Agent as transfer agent shall authenticate and deliver a new bond or bonds, for like aggregate principal amount. The Paying Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

8. Said bonds and the interest thereon shall be payable primarily from the Contractual Payments received by the Board on behalf of the County, for the payment of which the Local Unit has in the Contract pledged its full faith and credit pursuant to the provisions of the Act. Pursuant to the provisions of Section 6, Article IX of the Michigan Constitution of 1963, the Local Unit has covenanted and agreed to levy taxes annually to the extent necessary to provide the funds to meet its Contractual Payments when due in anticipation of which the bonds are issued, which taxes shall be subject to statutory and constitutional limitations. All of such Contractual Payments are hereby pledged solely and only for the payment of principal of and interest on the bonds.

9. Pursuant to the authorization provided in the Act, the full faith and credit of the County is hereby pledged for the prompt payment of the principal of and interest on the bonds as the same shall become due. If for any reason there are not sufficient funds on hand from the Contractual Payments to pay the principal of and interest on the bonds when due, upon written notification by the Board to the County Treasurer of the amount of such deficiency, the County Treasurer shall promptly deposit into the debt retirement fund for said bonds the amount of such deficiency out of general funds of the County. If it becomes necessary for the County to so advance any such moneys, it shall be entitled to reimbursement from any surplus from time to time existing in the fund which said principal and interest are primarily liable, or from any other legally available source. The County recognizes and covenants that its full faith and credit pledge hereunder is a first budget obligation, and, to the extent necessary to provide funds to meet such pledge herein provided, it is obligated to levy ad valorem taxes against the taxable property in the County, which taxes, however, shall be subject to statutory and constitutional limitations.

In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier optional redemption, the principal of, premium, if any, and interest on the bonds, shall be deposited in trust, this resolution shall be defeased and the owners of the bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest on the bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange bonds as provided in this resolution.

10. It shall be the duty of the Board or the County Treasurer, after the adoption of this resolution and the sale of the bonds herein authorized, to open a special depository account with a bank or trust company to be designated by the Board or the County to be designated DEBT RETIREMENT FUND - ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. IX (BURTCHVILLE TOWNSHIP BONDS, SERIES 2000), sometimes referred to as the "Debt Retirement Fund," into which account shall be deposited proceeds of the bonds sufficient to pay interest on the bonds to December 1, 2000, any premium and accrued interest received upon delivery of the bonds and all Contractual Payments as received, and into which account any advances made by the County pursuant to Section 9 of this resolution shall be deposited. The moneys from time to time on hand in the Debt Retirement Fund shall be used solely and only for the payment of the principal of and interest on the bonds, or, to the extent of any surplus, to reimburse the County for any advances made pursuant to Section 9 hereof. The County shall have the right to invest moneys in the Debt Retirement Account as provided in the Contract, which investments may be in obligations other than those of the depository bank or trust company.

11. The operation, maintenance and administration of the System and the acquisition and construction of the Project shall be under the overall jurisdiction and control of the Board as agency of the County, and the provisions in the Contract relative to such operation, maintenance and administration are hereby recognized, approved and confirmed.

12. Said bonds shall be in substantially the following form:

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

NO. \_\_\_\_

UNITED STATES OF AMERICA  
STATE OF MICHIGAN

COUNTY OF ST. CLAIR

ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. IX  
(BURTCHVILLE TOWNSHIP) BOND  
(GENERAL OBLIGATION LIMITED TAX)

<u>Interest Rate</u>	<u>Date of Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
	_____ 1, 200__	_____ 1, 2000	

Registered Owner:

Principal Amount:

Dollars

The County of St. Clair, State of Michigan (the "Issuer"), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on \_\_\_\_\_ 1, 2000, and semiannually thereafter. Principal of this bond is payable at the corporate trust office of \_\_\_\_\_, Michigan, or such other paying agent as the Issuer may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Paying Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the payment date as shown on the registration books of the Issuer maintained by the Paying Agent, by check or draft mailed to the registered owner at the registered address.

The bonds of this issue are payable primarily from the proceeds of contractual payments to be paid by the Township of Burtchville, located in the County of St. Clair, State of Michigan (the "Local Unit"), to the Board of Public Works, acting for and on behalf of the Issuer, pursuant to a certain contract dated \_\_\_\_\_, 2000 (the "Contract"), between the Issuer and the Local Unit, whereby said Board, on behalf of the Issuer, is to construct water supply system improvements in the form of extensions to St. Clair County Water Supply System No. IX (Burtchville Township) to serve the Local Unit. By the provisions of the Contract and pursuant to the authorization provided by law, the Local Unit has pledged its full faith and credit for the payment of its contractual payments. The Issuer has irrevocably pledged to the payment of this issue of bonds the total contractual payments under the Contract, which said total payments are established in the amount required to pay the principal of and interest on the bonds of this issue when due. As additional security for the payment of the bonds of this issue, the Issuer, pursuant to the provisions of Act 185, Public Acts of Michigan, 1957, as amended, and

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at least a three-fifths (3/5) vote of the members-elect of its Board of Commissioners, has pledged its full faith and credit for the prompt payment of the principal of and interest thereon. The full faith and credit pledges of the Local Unit and the Issuer are limited tax general obligations of each severally, and each is required to pay its respective debt service commitments on the bonds as a first budget obligation from its general funds, including the collection of any ad valorem taxes which each is authorized to levy. However, the ability of each to levy such taxes is subject to applicable constitutional and statutory limitations.

This bond is one of a total authorized issue of bonds of even Date of Original Issue aggregating the principal sum of \$2,225,000, issued pursuant to a resolution duly adopted by the Board of Commissioners of the Issuer on \_\_\_\_\_, 2000 (the "Resolution"), and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 185, Public Acts of Michigan, 1957, as amended, for the purpose of paying costs of constructing water supply system improvements to service the Local Unit. For a complete statement of the funds from which and the conditions under which this bond is payable, and the general covenants and provisions pursuant to which this bond is issued, reference is made to the Resolution.

Bonds of this issue maturing in the years 2001 to 2010, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 of this issue maturing in the years 2011 to 2019, inclusive, shall be subject to redemption prior to maturity, at the option of the Issuer, in such order as the Issuer shall determine, on any interest payment date on or after November 1, 2010, at par and accrued interest to the date fixed for redemption, plus a premium expressed as a percentage of par, as follows:

1% of the par value of each bond or portion thereof called for redemption on or after November 1, 2010, but prior to November 1, 2011; and

1/2% of the par value of each bond or portion thereof called for redemption on or after November 1, 2011, but prior to November 1, 2012.

No premium shall be paid on bonds or portions thereof called for redemption on or after November 1, 2012.

In case less than the full amount of an outstanding bond is called for redemption, the Paying Agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owners of bonds or portions thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. Bonds so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the Paying Agent to redeem said bonds.

In the event this bond is not held in book-entry-only form, then this bond is transferable only upon the books of the Issuer kept for that purpose at the office of the Paying Agent by the registered owner hereof in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Paying Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and

thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the Resolution, and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law to be done precedent to and in the issuance of this bond, and the series of which this is one, have been done and performed in regular and due time and form as required by law.

This bond is not valid or obligatory for any purpose until the Paying Agent's Certificate of Authentication on this bond has been executed by the Paying Agent.

IN WITNESS WHEREOF, the County of St. Clair, State of Michigan, by its Board of Commissioners, has caused this bond to be signed in the name of said County by the facsimile signature of the Chairman of the Board of Commissioners and to be countersigned by the facsimile signature of the County Clerk and a facsimile of the corporate seal of said County to be printed hereon, all as of the Date of Original Issue.

COUNTY OF ST. CLAIR

By \_\_\_\_\_ /facsimile/  
Chairman, Board of Commissioners

[SEAL]

\_\_\_\_\_/facsimile/  
County Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

[FORM OF PAYING AGENT'S  
CERTIFICATE OF AUTHENTICATION]

Certificate of Authentication

This bond is one of the bonds described in the within-mentioned Resolution.

\_\_\_\_\_  
Paying Agent

By \_\_\_\_\_  
Authorized Signature

Date of Registration: \_\_\_\_\_

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13. Nothing contained in this resolution or the Contract shall be construed to prevent the County from issuing additional bonds under the provisions of the Act for any of the purposes authorized by the Act, but any such bonds shall in no way have any lien on or be payable out of the Contractual Payments pledged to the payment of the bonds of this authorized issue, except such additional bonds as may be necessary may be issued to complete the Project pursuant to the authorization provided in Section 16 of the Contract.

14. The proceeds of sale of the bonds shall be deposited in a special depository account in a bank to be designated by the Board or the County, said account to be designated ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. IX (BURTCHVILLE TOWNSHIP) BONDS, 2000 CONSTRUCTION FUND (hereinafter referred to as the "construction fund"). The moneys from time to time in such fund shall be used solely and only to pay costs of acquiring and constructing the Project. Proceeds of the bonds sufficient to pay interest on the bonds to December 1, 2000 shall be deposited in the Debt Retirement Fund. Any premium and accrued interest paid at the time of delivery of the bonds shall be deposited into the Debt Retirement Fund.

15. The provisions of this resolution, together with the Contract, shall constitute a contract between the County and the owner or owners of the bonds from time to time, and after the issuance of such bonds, no change, variation or alteration of the provisions of this resolution and the Contract may be made which would lessen the security for the bonds. The provisions of this resolution and the Contract shall be enforceable by appropriate proceedings taken by such owner either at law or in equity.

16. The County covenants and agrees with the successive owners of the bonds that so long as any of the bonds remain outstanding and unpaid as to either principal or interest:

(a) The County and the Board, as agency of the County, will punctually perform all of their obligations and duties under this resolution and the Contract, including all collection, segregation and application of the Contractual Payments in the manner required by the provisions of this resolution.

(b) The County and the Board, as the agency of the County, will apply and use the proceeds of the sale of the bonds for the purposes and in the manner required by the Contract and this resolution. The County will maintain and keep proper books of record and account relative to the application of funds for the construction of the Project and the Contractual Payments received pursuant to the Contract or monies advanced by the County. Not later than three (3) months after the end of each year, the Board shall cause to be prepared a statement, in reasonable detail, sworn to by its chief accounting officer, showing the application of the proceeds of the sale of the bonds, the cash receipts from the Contractual Payments or monies advanced by the County during such year, and the application thereof, and such other information as may be necessary to enable any taxpayer or any holder or owner of the bonds, or anyone acting in their behalf, to be fully informed as to all matters pertaining to the construction of the Project and application of funds therefor or for the payment of bonds during such year. A certified copy of said statement shall be filed with the County Clerk and the Clerk of the Local Unit and a copy shall also be sent to the manager or managers of the account purchasing the bonds.

(c) The County will take or abstain from taking all actions required by the federal Internal Revenue Code and regulations thereunder as may be necessary to retain for the interest on the bonds the exemption from direct federal income taxation, including specifically all actions



and abstention from actions as required by the Non-Arbitrage and Tax Compliance Certificate and related documents furnished in connection with the bonds.

17. The Board is hereby designated, for and on behalf of the County, to (a) prepare a form of notice of sale, fix a date of sale, conduct the sale, and accept the best bid received at such sale; (b) publish such notice of sale in an authorized publication, at least seven (7) full days prior to the date fixed for sale; and (c) do all other acts and take all other necessary procedures required to effectuate the sale, issuance and delivery of the bonds, including, if appropriate, making continuing disclosure undertakings, purchase of the credit enhancements, and reducing the amount of bonds sold and/or delivered if the Board determines that the full amount thereof is not necessary to complete the Project.

18. The Board of Public Works is hereby designated, for and on behalf of the County, to notify the Michigan Department of Treasury of the County's intent to issue the bonds described herein, to pay the related fee and to request an order providing an exception for the bonds from prior approval by the Department of Treasury, or in the alternative secure Treasury approval of the bonds by means of a full application.

19. The County shall enter into an undertaking for the benefit of the holders and beneficial owners of the Bonds, as more specifically set forth in Exhibit A hereto (the "Undertaking"); provided, however, that the terms of the Undertaking are subject to completion and modification prior to delivery of the Bonds by the authorized officer of the County executing the Undertaking as such authorized officer shall deem necessary to comply with law or market requirements. The Director, Board of Public Works and the County Administrator each is authorized to execute and deliver the Undertaking on behalf of the County after completion and modification as provided in this Resolution.

20. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are repealed.

21. This resolution shall become effective immediately upon its passage.

AYES: Members Commissioners: Dodge, Gittings, Quain, Wismer &  
Masters

~~AYES:~~ Members Commissioners: Acciavatti & Keegan

Absent:

RESOLUTION DECLARED ADOPTED.

\_\_\_\_\_  
County Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, State of Michigan, at a Comm. meeting held on July 5, 2000, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

\_\_\_\_\_  
County Clerk

DELIB:2160978.2\078011-00022

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

6-5

## EXHIBIT A

## CONTINUING DISCLOSURE UNDERTAKING

This Continuing Disclosure Undertaking (the "Undertaking") is executed and delivered by the County of St. Clair, State of Michigan (the "County"), in connection with the issuance of its St. Clair County Water Supply System No. IX (Burtchville Township) Bonds, Series 2000 (the "Bonds"). The County covenants and agrees for the benefit of the Bondholders, as hereinafter defined, as follows:

(a) *Definitions.* The following terms used herein shall have the following meanings:

"Audited Financial Statements" means the annual audited financial statement pertaining to the County prepared by an individual or firm of independent certified public accountants as required by Act 2, Public Acts of Michigan, 1968, as amended, which presently requires preparation in accordance with generally accepted accounting principles.

"Bondholders" shall mean the registered owner of any Bond or any person (a) with the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Bond (including any person holding a Bond through a nominee, depository or other intermediary) or (b) treated as the owner of any Bond for federal income tax purposes.

"MSRB" means the Municipal Securities Rulemaking Board.

"NRMSIR" means each nationally recognized municipal securities information repository as designated by the SEC in accordance with the Rule.

"Rule" means Rule 15c2-12 promulgated by the SEC pursuant to the Securities Exchange Act of 1934, as amended.

"SEC" means the United States Securities and Exchange Commission.

"SID" means the state information depository for the State of Michigan as designated by the SEC in accordance with the Rule.

(b) *Continuing Disclosure.* The County hereby agrees, in accordance with the provisions of the Rule, to provide or cause to be provided to each NRMSIR and to the SID for the State of Michigan ("SID"), on or before the last day of the 6th month after the end of the fiscal year of the County, the following annual financial information and operating data, commencing with the fiscal year ended December 31, \_\_\_\_:

(1) Updates of the numerical financial information and operating data included in the official statement of the County relating to the Bonds (the

“Official Statement”) appearing in the Tables in [Section B of] the Official Statement as described below: (THE FOLLOWING IS ONLY ILLUSTRATIVE)

- a. History of Property Valuations - Current year state equalized valuation (“SEV”) and taxable valuation;
- b. State Equalized Valuation-By Class and State Equalized Valuation-By Use - Analysis of current year SEV by class and use;
- c. Major Taxpayers - Current year major taxpayers and current year SEV thereof;
- d. Tax Rates - Current year tax rates;
- e. Tax Rate Limitations - Current year tax rate limitations;
- f. Tax Levies and Collections - Current year tax levies and collections;
- g. Debt Statement, Schedule of Bond Maturities, and Statement of Legal Debt Margin - Update as of current year; and

(2) Audited Financial Statements; provided, however, that if the Audited Financial Statements are not available by the date specified above, they shall be provided when available and unaudited financial statements in a format similar to the financial statements contained in the Official Statement will be filed by such date and the Audited Financial Statements will be filed as soon as available.

Such annual financial information and operating data described above are expected to be provided directly by the County in the following documents to be filed with each NRMSIR and the SID, if any: the Audited Financial Statements; materials containing the updates described in (b)(1) above; and in subsequent official statements of the County filed with the MSRB.

If the fiscal year of the County is changed, the County shall send notices of such change to each NRMSIR or the MSRB, and to the SID, prior to the earlier of the ending date of the fiscal year prior to such change or the ending date of the fiscal year as changed.

(c) *Notice of Failure to Disclose.* The County agrees to provide or cause to be provided, in a timely manner, to (i) each NRMSIR or the MSRB and (ii) the SID, notice of a failure by the County to provide the annual financial information with respect to the County described in subsection (b) above on or prior to the dates set forth in subsection (b) above.

(d) *Occurrence of Events.* The County agrees to provide or cause to be provided in a timely manner to (i) each NRMSIR or the MSRB and (ii) the SID, if any, notice of the occurrence of any of the following events listed in (b)(5)(i)(C) of the Rule with respect to the Bonds, if applicable, if material:

- (1) principal and interest payment delinquencies
- (2) non-payment related defaults

- (3) unscheduled draws on debt service reserves reflecting financial difficulties
- (4) unscheduled draws on credit enhancements reflecting financial difficulties
- (5) substitution of credit or liquidity providers, or their failure to perform
- (6) adverse tax opinions or events affecting the tax-exempt status of the security
- (7) modifications to rights of security holders
- (8) bond calls
- (9) defeasances
- (10) release, substitution, or sale of property securing repayment of the securities
- (11) rating changes

(e) *Materiality Determined Under Federal Securities Laws.* The County agrees that its determination of whether any event listed in subsection (d) is material shall be made in accordance with federal securities laws.

(f) *Termination of Reporting Obligation.* The obligation of the County to provide annual financial information and notices of material events, as set forth above, shall be terminated if and when the County no longer remains an “obligated person” with respect to the Bonds within the meaning of the Rule, including upon legal defeasance of all Bonds.

(g) *Benefit of Bondholders.* The County agrees that its undertaking pursuant to the Rule set forth in this Undertaking is intended to be for the benefit of the Bondholders and shall be enforceable by any Bondholder; provided that, the right to enforce the provisions of this Undertaking shall be limited to a right to obtain specific enforcement of the County’s obligations hereunder and any failure by the County to comply with the provisions of this Undertaking shall not constitute a default or an event of default with respect to the Bonds.

(h) *Amendments to the Undertaking.* Amendments may be made in the specific types of information provided or the format of the presentation of such information to the extent deemed necessary or appropriate in the judgment of the County, provided that the County agrees that any such amendment will be adopted procedurally and substantively in a manner consistent with the Rule, including any interpretations thereof by the SEC, which, to the extent applicable, are incorporated herein by reference. Such interpretations currently include the requirements that (a) the amendment may only

be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature, or status of the County or the type of activities conducted thereby, (b) the undertaking, as amended, would have complied with the requirements of the Rule at the time of the primary offering of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances, and (c) the amendment does not materially impair the interests of Bondholders, as determined by parties unaffiliated with the County (such as independent legal counsel), but such interpretations may be changed in the future. If the accounting principles to be followed by the County in the preparing of the Audited Financial Statements are modified, the annual financial information for the year in which the change is made shall present a comparison between the financial statements as prepared on the prior basis and the statements as prepared on the new basis, and otherwise shall comply with the requirements of the Rule, in order to provide information to investors to enable them to evaluate the ability of the County to meet its obligations. A notice of the change in accounting principles shall be sent (i) to each NRMSIR or the MSRB and (ii) the SID.

IN WITNESS WHEREOF, the County has caused this Undertaking to be executed by its authorized officer.

COUNTY OF ST. CLAIR  
State of Michigan

BY THE BOARD OF PUBLIC WORKS

By \_\_\_\_\_

Its \_\_\_\_\_

DELIB:2162692.1\078011-00022

RESOLUTION AUTHORIZING  
ST. CLAIR COUNTY SEWAGE DISPOSAL SYSTEM NO. X  
(VILLAGE OF CAPAC) BONDS, SERIES 2000  
(GENERAL OBLIGATION LIMITED TAX)

RESOLUTION 00-22

A RESOLUTION PROVIDING FOR THE ISSUANCE OF BONDS TO DEFRAY COSTS OF SEWAGE DISPOSAL SYSTEM IMPROVEMENTS; PROVIDING FOR THE PAYMENT AND SECURITY OF SAID BONDS; AND PROVIDING FOR OTHER MATTERS RELATIVE TO SAID BONDS AND THE SECURITY THEREFOR.

Minutes of a regular meeting of the Board of Commissioners of the County of St. Clair, State of Michigan, held in said County on the 12th day of July, 2000, at 7:12 o'clock p.m., Eastern Daylight Time.

PRESENT: Members Commissioners: Dodge, Gittings, Quain, Wismer

ABSENT: Members Commissioners: Acciavatti, Keegan

The following preamble and resolution were offered by Member Quain and supported by Member Gittings:

WHEREAS, the County of St. Clair, State of Michigan (the "County"), acting by and through its Board of Commissioners and pursuant to the authority conferred upon it by Act 185, Public Acts Michigan, 1957, as amended (the "Act"), did, by resolution duly adopted by at least a two-thirds (2/3) vote of the members-elect of said Board of Commissioners, establish a Department of Public Works in and for the County for the administration of the powers conferred upon the County by said Act; and

WHEREAS, pursuant to the authorization of Section 2 of the Act, a Board of Public Works (the "Board") has been appointed and is functioning as the governing body of said Department of Public Works; and

WHEREAS, the County pursuant to the Act has established the St. Clair County Sewage Disposal System No. X (Village of Capac) (the "System"); and

WHEREAS, the County, by and through the Board, and the Village of Capac, County of St. Clair, State of Michigan (the "Local Unit") have entered into a contract (the "Contract") for financing costs for the acquisition, construction, financing and operation of certain sewage disposal system improvements as a part of that System (the "Project"), and is attached hereto and made a part of this resolution; and

WHEREAS, the Contract has been duly approved by resolutions of the Board and the Local Unit legislative body and has been fully executed by the parties thereto; and

WHEREAS, the Local Unit has requested the County to issue bonds to pay the costs of the Project; and

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WHEREAS, under the provisions of the contract, the Local Unit has obligated itself to pay costs of said Project to be financed by the issuance of said bonds of the County by paying the installments, plus interest, as specified in Section 9 of the Contract (the "Contractual Payments"), and the Local Unit has further obligated itself to collect sufficient moneys annually for the purpose of meeting the Contractual Payments, subject to statutory and constitutional limitations; and

WHEREAS, the County now proposes to issue its bonds, as authorized by the Act, in anticipation of and secured primarily by the Contractual Payments which the Local Unit has in the Contract obligated itself to provide in such amounts as may be necessary to the costs of constructing the Project, and all things necessary to the authorization and issuance of said bonds under the Act having been done, and the County being now empowered and desirous of authorizing the issuance of said bonds; and

WHEREAS, the Board has approved this resolution and recommended its adoption by this Board of Commissioners;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY, AS FOLLOWS:

Section 1. Pursuant to and subject to the terms and conditions of the Act, the Board of Commissioners of the County does hereby reaffirm its approval of the making of improvements to the System for the acquisition, construction, and operation of a sewage disposal system in the district similarly named, the Project to consist of the construction of a new relief sewer, the acquisition and installation of a new pump station, force main improvements, together with necessary site improvements and all related appurtenances and attachments thereto, as described in the Contract.

Section 2. It is hereby determined to be advisable and necessary for the public health of the County to acquire, construct and complete the Project as provided in said plans and specifications.

Section 3. The Contract is hereby ratified, confirmed and approved.

Section 4. The total estimated cost of acquiring and constructing the Project, including payment of incidental expenses as specified in Section 6 of this resolution, in the amount not to exceed \$800,000 is hereby approved and confirmed.

Section 5. The estimated period of usefulness of the Project is determined to be not less than forty (40) years.

Section 6. For the purpose of defraying the costs of the Project, including payment of engineering, legal and financial expenses, there be borrowed the sum of not more than Eight Hundred Thousand Dollars (\$800,000), and that in evidence thereof there be issued the bonds of the County in an equivalent aggregate principal amount, which bonds are sometimes hereinafter referred to in this resolution as the "bonds."

Section 7. The bonds shall be designated ST. CLAIR COUNTY SEWER DISPOSAL SYSTEM NO. X (VILLAGE OF CAPAC) BONDS, SERIES 2000 (GENERAL OBLIGATION LIMITED TAX), the principal of and interest thereon to be payable primarily out of the Contractual Payments required to be paid by the Local Unit pursuant to the Contract. Said bonds shall be registered as to principal and interests of the denomination of \$5,000 or multiples of \$5,000 up to the amount of a single maturity,



numbered consecutively in order of authentication from 1 upwards, dated as of August 1, 2000, callable prior to maturity as hereinafter provided, and shall be payable annually on April 1 as follows:

<u>Year</u>	<u>Principal</u>	<u>Year</u>	<u>Principal</u>
2001	\$ 25,000	2011	\$ 40,000
2002	25,000	2012	40,000
2003	25,000	2013	45,000
2004	25,000	2014	45,000
2005	30,000	2015	50,000
2006	30,000	2016	50,000
2007	30,000	2017	55,000
2008	30,000	2018	60,000
2009	35,000	2019	60,000
2010	35,000	2020	65,000

The bonds bear interest at a rate or rates determined on sale thereof, not exceeding seven percent (7%) per annum, payable on April 1, 2001, and semiannually thereafter, by check drawn on the transfer agent for the bonds and mailed to the registered owner at the registered address, as shown on the registration books of the County maintained by the transfer agent. Interest shall be payable to the registered owner of record as of the 15th day of the month preceding any interest payment date. The date of determination of registered owner for purposes of payment of interest as provided in this Section be changed by the County to conform to market practice in the future. The principal of the bonds shall be payable at the designated office of \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_ (the "Paying Agent"), as paying agent and the Board is hereby authorized to enter into all required contractual arrangements with the paying agent. In the event the bonds are not held in book-entry only form as described herein, then the paying agent shall also act as bond registrar and transfer agent.

The bonds may be issued in book-entry-only form through the Depository Trust Company in New York, New York ("DTC"). So long as the bonds are in the book-entry-only form, the paying agent shall comply with the terms of the Letter of Representations to be entered into among the County, the paying agent and DTC, which provisions shall govern registration, notices and payment, among other things, and which provisions are incorporated herein with the same effect as if fully set forth herein. The Chairman and the Secretary of the Board and the County Treasurer each is hereby authorized and directed to enter into the Letter of Representations with DTC in such form as determined by the Chairman or the Secretary of the Board or the County Treasurer, in consultation with bond counsel, to be necessary and appropriate. The paying agent is hereby authorized and directed to also enter into the Letter of Representations with DTC as agent for the County. In the event the County determines that the continuation of the system of book-entry-only transfer through DTC (or a successor securities depository) is not in the best interest of the DTC participants, beneficial owners of the Bonds, or the County, the County will notify the paying agent, whereupon the paying agent will notify DTC of the availability through DTC of the bond certificates. In such event, the County shall issue and the paying agent as transfer agent shall transfer and exchange bonds as requested by DTC of like principal amount, series and maturity, in authorized denominations to be identifiable beneficial owners in replacement of the beneficial interest of such beneficial owners in the bonds, as provided herein.

Section 8. The Chairman of the Board of Commissioners and the County Clerk are hereby authorized and directed to execute said bonds by means of their facsimile signatures when issued and

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sold for and on behalf of the County and to cause to be printed thereon a facsimile of the seal of the County. No bond of this series shall be valid until authenticated by an authorized officer of the paying agent. The Bonds shall be delivered to the paying agent for authentication and shall then be delivered to the purchaser in accordance with instructions from the Treasurer of the County or the Director of the Board upon payment of the purchase price for the bonds in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the transfer agent for safekeeping.

In the event the bonds are not held in book-entry-only form, then any bond may be transferred upon the books required to be kept pursuant to this Section by the person in whose name it is registered, in person or by his duly authorized attorney, upon surrender of the bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the paying agent as transfer agent. Whenever any bond or bonds shall be surrendered for transfer, the paying agent as transfer agent shall authenticate and deliver a new bond or bonds, for like aggregate principal amount. The transfer agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

Section 9. Said bonds and the interest thereon shall be payable primarily from the Contractual Payments received by the Board on behalf of the County, for the payment of which the Local Unit has in the Contract pledged its full faith and credit pursuant to the provisions of the Act. Pursuant to the provisions of Section 6, Article IX of the Michigan Constitution of 1963, the Local Unit has covenanted and agreed to levy taxes annually to the extent necessary to provide the funds to meet its Contractual Payments when due in anticipation of which the bonds are issued, which taxes shall be subject to statutory and constitutional limitations. All of such Contractual Payments are hereby pledged solely and only for the payment of principal of and interest on the bonds.

Section 10. Pursuant to the authorization provided in the Act, the full faith and credit of the County is hereby pledged for the prompt payment of the principal of and interest on the bonds as the same shall become due. If for any reason there are not sufficient funds on hand from the Contractual Payments to pay the principal of and interest on the bonds when due, upon written notification by the Board to the County Treasurer of the amount of such deficiency, the County Treasurer shall promptly deposit into the debt retirement fund for said bonds the amount of such deficiency out of general funds of the County. If it becomes necessary for the County to so advance any such moneys, it shall be entitled to reimbursement from any surplus from time to time existing in the fund which said principal and interest are primarily liable, or from any other legally available source. The County recognizes and covenants that its full faith and credit pledge hereunder is a first budget obligation, and, to the extent necessary to provide funds to meet such pledge herein provided, it is obligated to levy ad valorem taxes against the taxable property in the County, which taxes, however, shall be subject to statutory and constitutional limitations.

Section 11. It shall be the duty of the Board, after the adoption of this resolution and the sale of the bonds herein authorized, to open a special depository account with a bank or trust company to be designated by the Board to be designated DEBT RETIREMENT FUND - ST. CLAIR COUNTY SEWAGE DISPOSAL SYSTEM NO. X (VILLAGE OF CAPAC) BONDS, SERIES 2000, sometimes referred to as the "Debt Retirement Fund," into which account the Board shall deposit any premium and accrued interest received upon delivery of the bonds and all Contractual Payments as received, and into which account any advances made by the County pursuant to Section 10 of this resolution shall be deposited. The moneys from time to time on hand in said debt retirement fund shall be used solely and

only for the payment of the principal of and interest on the bonds, or, to the extent of any surplus, to reimburse the County for any advances made pursuant to Section 10 hereof. The County shall have the right to invest moneys in the debt retirement account as provided in the Contract, which investments may be in obligations other than those of the depository bank or trust company only.

Section 12. The operation, maintenance and administration of the System and the acquisition and construction of the Project shall be under the overall jurisdiction and control of the Board as agency of the County, and the provisions in the Contract relative to such operation, maintenance and administration are hereby recognized, approved and confirmed.

Section 13. Said bonds shall be in substantially the following form:

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NO. \_\_\_\_

UNITED STATES OF AMERICA  
STATE OF MICHIGAN

COUNTY OF ST. CLAIR

ST. CLAIR COUNTY  
SEWAGE DISPOSAL SYSTEM NO. X  
(VILLAGE OF CAPAC) BONDS, SERIES 2000  
(GENERAL OBLIGATION LIMITED TAX)

<u>Interest</u> <u>Rate</u>	<u>Date of</u> <u>Maturity</u>	<u>Date of</u> <u>Original Issue</u>	<u>CUSIP</u>
	April 1, ____	August 1, 2000	

Registered Owner:

Principal Amount: \_\_\_\_\_ Dollars

The County of St. Clair, State of Michigan (the "Issuer"), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America on the Date of Maturity specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on April 1, 2001, and semiannually thereafter. Principal of this bond is payable at the designated office of \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, or such other paying agent as the Issuer may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Paying Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding any interest payment date as shown on the registration books of the Issuer maintained by the Paying Agent, by check or draft mailed to the registered owner at the registered address.

The bonds of this issue are payable primarily from the proceeds of contractual payments to be paid by the Village of Capac, County of St. Clair, State of Michigan (the "Village"), located in the County of St. Clair, Michigan, to the Board of Public Works, acting for and on behalf of the Issuer, pursuant to a certain contract dated \_\_\_\_\_, 2000 (the "Contract"), whereby said Board of Public Works, on behalf of the Issuer, is to construct sewage disposal system improvements to service the Village, said system designated as "St. Clair County Sewage Disposal System No. X (Village of Capac)." By the provisions of the Contract and pursuant to the authorization provided by law, the Village has pledged its full faith and credit for the payment of its contractual payments. The Issuer has irrevocably pledged to the payment of this issue of bonds the total contractual payments under the Contract, which said total payments are established in the amount required to pay the principal of and interest on the bonds of this issue when due. As additional security for the payment of the bonds of this issue, the Issuer, pursuant to the provisions of Act 185, Public Acts of Michigan, 1957, as amended, and

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at least a three-fifths (3/5) vote of the members-elect of its Board of Commissioners, has pledged its full faith and credit for the prompt payment of the principal of and interest thereon. The full faith and credit pledges of the Village and the Issuer are limited tax general obligations of each severally, and each is required to pay its respective debt service commitments on the bonds as a first budget obligation from its general funds, including the collection of any ad valorem taxes which each is authorized to levy. However, the ability of each to levy such taxes is subject to statutory and constitutional limitations.

This bond is one of a total authorized issue of bonds of even Date of Original Issue aggregating the principal sum of \$\_\_\_\_\_, issued pursuant to a resolution duly adopted by the Board of Commissioners of the Issuer on \_\_\_\_\_, 2000 (the "Resolution"), and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 185, Public Acts of Michigan, 1957, as amended, for the purpose of paying costs of constructing sewage disposal system improvements to service the Village. For a complete statement of the funds from which and the conditions under which this bond is payable, and the general covenants and provisions pursuant to which this bond is issued, reference is made to the Resolution.

Bonds of this issue maturing 2001 to 2009, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 of this issue maturing on or after April 1, 2010 shall be subject to redemption prior to maturity, at the option of the Issuer, in such order as the Issuer shall determine, on any interest payment date on or after April 1, 2009, at par and accrued interest to the date fixed for redemption.

In case less than the full amount of an outstanding bond is called for redemption, the Paying Agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owners of bonds or portions thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. Bonds so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the Paying Agent to redeem said bonds.

In the event this bond is not held in book-entry-only form, then this bond is transferable only upon the books of the Issuer kept for that purpose at the office of the Paying Agent by the registered owner hereof in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Paying Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the Resolution, and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law to be done precedent to and in the issuance of this bond, and the series of which this is one, have been done and performed in regular and due time and form as required by law.

This bond is not valid or obligatory for any purpose until the Paying Agent's Certificate of Authentication on this bond has been executed by the Paying Agent.

IN WITNESS WHEREOF, the County of St. Clair, State of Michigan, by its Board of Commissioners, has caused this bond to be signed in the name of said County by the facsimile signature of the Chairman of the Board of Commissioners and to be countersigned by the facsimile signature of the County Clerk and a facsimile of the corporate seal of said County to be printed hereon, all as of the Date of Original Issue.

COUNTY OF ST. CLAIR

By /facsimile/  
Chairman, Board of Commissioners

[SEAL]

/facsimile/  
County Clerk

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[FORM OF PAYING AGENT'S  
CERTIFICATE OF AUTHENTICATION]

Certificate of Authentication

This bond is one of the bonds described in the within-mentioned Resolution.

\_\_\_\_\_  
Paying Agent

By \_\_\_\_\_  
Authorized Signature

Date of Authentication: \_\_\_\_\_

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Section 14. Nothing contained in this resolution or the Contract shall be construed to prevent the County from issuing additional bonds under the provisions of the Act for any of the purposes authorized by the Act, but any such bonds shall in no way have any lien on or be payable out of the Contractual Payments pledged to the payment of the bonds of this authorized issue, except such additional bonds as may be necessary may be issued to complete the Project pursuant to the authorization provided in Section 15 of the Contract.

Section 15. The proceeds of sale of the bonds shall be deposited in a special depository account in a bank to be designated by the Board, said account to be designated "St. Clair County Sewage Disposal System No. X (Village of Capac), 2000 Construction Fund" (hereinafter referred to as the "construction fund"). The moneys from time to time in such fund shall be used solely and only to pay costs of acquiring and constructing the Project. Any premium and accrued interest paid at the time of delivery of the bonds shall be deposited into the debt retirement fund established under the provisions of Section 11 of this resolution.

Section 16. The provisions of this resolution, together with the Contract, shall constitute a contract between the County and the owner or owners of the bonds from time to time, and after the issuance of such bonds, no change, variation or alteration of the provisions of this resolution and the Contract may be made which would lessen the security for the bonds. The provisions of this resolution and the Contract shall be enforceable by appropriate proceedings taken by such owner either at law or in equity.

Section 17. The County covenants and agrees with the successive owners of the bonds that so long as any of the bonds remain outstanding and unpaid as to either principal or interest:

(a) The County and the Board, as agency of the County, will punctually perform all of their obligations and duties under this resolution and the Contract, including all collection, segregation and application of the Contractual Payments in the manner required by the provisions of this resolution.

(b) The County and the Board, as the agency of the County, will apply and use the proceeds of the sale of the bonds for the purposes and in the manner required by the Contract and this resolution. The County will maintain and keep proper books of record and account relative to the application of funds for the construction of the Project and the Contractual Payments received pursuant to the Contract or monies advanced by the County. Not later than three (3) months after the end of each year, the Board shall cause to be prepared a statement, in reasonable detail, sworn to by its chief accounting officer, showing the application of the proceeds of the sale of the bonds, the cash receipts from the Contractual Payments or monies advanced by the County during such year, and the application thereof, and such other information as may be necessary to enable any taxpayer or any holder or owner of the bonds, or anyone acting in their behalf, to be fully informed as to all matters pertaining to the construction of the Project and application of funds therefor or for the payment of bonds during such year. A certified copy of said statement shall be filed with the County Clerk and the Clerk of the Local Unit and a copy shall also be sent to the manager or managers of the account purchasing the bonds.

(c) The County will take or abstain from taking all actions required by the federal Internal Revenue Code and regulations thereunder as may be necessary to retain for the interest on the bonds the exemption from direct federal income taxation, including specifically all actions



and abstention from actions as required by the Non-Arbitrage and Tax Compliance Certificate and related documents furnished in connection with the bonds.

Section 18. The Board is hereby designated, for and on behalf of the County, to (a) prepare a form of notice of sale, fix a date of sale, conduct the sale, and accept the best bid received at such sale; (b) publish such notice of sale in an authorized publication, at least seven (7) full days prior to the date fixed for sale; and (c) do all other acts and take all other necessary procedures required to effectuate the sale, issuance and delivery of the bonds, including, if appropriate, purchasing the credit enhancements, altering the date of original issue of the bonds, if necessary, and reducing the amount of bonds sold and/or delivered if the Board determines that the full amount thereof is not necessary to complete the Project.

Section 19. The Board of Commissioners expressly declares that the bonds shall not be designated as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions under the provisions of the Internal Revenue Code of 1986, as amended.

Section 20. Bond Redemption. The bonds are subject to redemption prior to maturity in the manner, at the times and prices and in the manner set forth in this resolution.

Unless waived by any registered owner of bonds to be redeemed, official notice of redemption shall be given by the paying agent on behalf of the County. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers, and in the case of partial redemption, the called amounts of each certificate; the redemption date; the redemption price or premium; the place where bonds called for redemption are to be surrendered for payment; and that interest on bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the paying agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

Section 21. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are repealed.

Section 22. This resolution shall become effective immediately upon its passage.

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AYES: Members Commissioners: Dodge, Gittings, Quain, Wismer

NAYS: Members \_\_\_\_\_  
Absent: Acciavatti & Keegan

RESOLUTION DECLARED ADOPTED.

\_\_\_\_\_  
County Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, State of Michigan, at a regular meeting held on July 12, 2000, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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County Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

DELIB:2157083.1\014082-00006

**Resolution 00-19**

**Approving the FY 2001-3 Multi-Year Area Plan and  
FY 2001 Annual Implementation Plan of the AAA 1-B**

**WHEREAS**, the Area Agency on Aging 1-B has been supporting services to St. Clair County residents since 1974; and

**WHEREAS**, the Area Agency on Aging 1-B has assessed the needs of older county residents and developed a plan to provide assistance that addresses identified needs; and

**WHEREAS**, the proposed plans have been submitted for review by the public, and have been subjected to two public hearings; and

**WHEREAS**, the comments at the public hearings on the proposed plans were overwhelmingly favorable; and

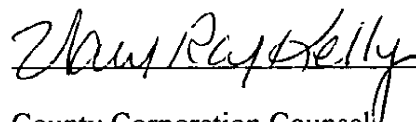
**WHEREAS**, the St. Clair County Board of Commissioners appoints two representatives to the AAA 1-B Board of Directors, a County Commissioner and a county resident who is at least 60 years of age; and

**WHEREAS**, the Michigan Office of Services requires that county Boards of Commissioners be given the opportunity to review and approve the Area Agency on Aging Multi-Year Area Plans and Annual Implementation Plans,

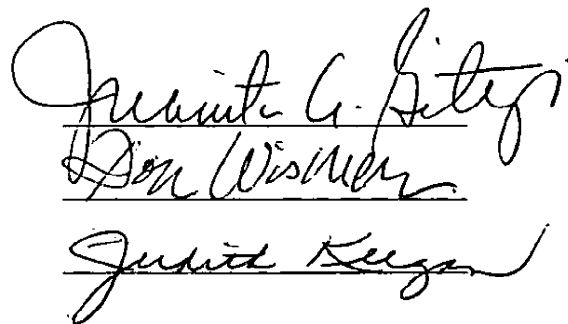
**THEREFORE BE IT RESOLVED**, that the St. Clair County Board of Commissioners hereby approves the FY 2001-3 Multi-Year Area Plan and FY 2001 Annual Implementation Plan of the Area Agency on Aging 1-B, for the purpose of conveying such support to the Area Agency of Aging 1-B and the Michigan Office of Services to the Aging.

**Dated: July 26, 2000**

Reviewed and Approved by:



County Corporation Counsel  
301 County Building  
Port Huron, MI 48060



**RESOLUTION 00-18**

**Maintaining a Nine Member Retirement Board of Trustees  
for the St. Clair County Employees' Retirement System**

**WHEREAS**, the St. Clair County Retirement Board of Trustees has approved Board of Commissioners Resolution 99-35 Amending the St. Clair County Retirement Ordinance in Recognition of the Establishment of the St. Clair County Community Mental Health Authority; and

**WHEREAS**, the Retirement Board of Trustees has agreed to provide a seat on the Board of Trustees for a representative of the newly created Mental Health Authority; and

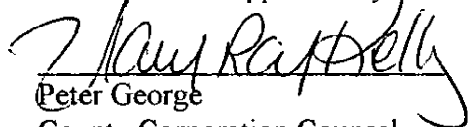
**WHEREAS**, the Retirement Board of Trustees consists of nine members at present and the intent is not to increase the size of the Board; the Retirement Board of Trustees recommends that the most recent appointment to the Board the (St. Clair County Treasurer) will now revert to a non-voting member in order to accommodate the ninth member to be voted on by the constituency of the Mental Health Authority; and

**BE IT RESOLVED**, that the recommendations set forth in this are approved by the St. Clair County Board of Commissioners with the intent of amending the St. Clair County Employees' Retirement Ordinance document to provide a seat on the Retirement Board of Trustees to the newly formed Mental Health Authority.

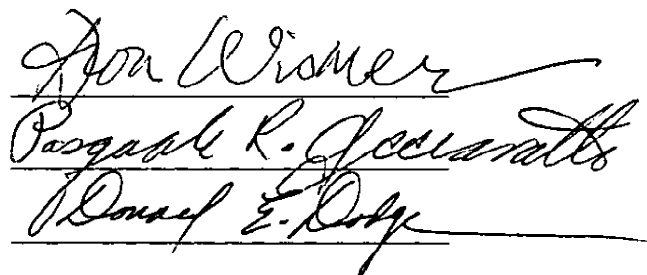
**BE IT FURTHER RESOLVED**, in the event that the Mental Health Authority, at some future date, is dissolved and reverts back to a St. Clair County Agency the seat held by the Mental Health Authority member will revert back to the St. Clair County Treasurer.

DATED: June 14, 2000

Reviewed and Approved by:



Peter George  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060



**Resolution 00-17****St. Clair County International Airport Rates and Fees**

**Whereas**, on May 24, 2000 by resolution, the St. Clair County Board of Commissioners adopted the St. Clair County International Airport Rates and Fees Structure.

**Now therefore, be it resolved**, that the St. Clair County International Airport Rates and Fees are hereby established, as follows:

**Commercial and Corporate Landing Fee Structure**

<u>Aircraft Type</u>	<u>Existing Fee</u>	<u>New Fee</u>
Single Engine	\$ 5.00	\$ 8.00
Multi Engine (below 7,000 lbs.)	\$10.00	\$10.00
Multi Engine (7,000 to 12,500lbs.)	\$15.00	\$15.00
Multi Engine (12,501 to 25,000)	\$20.00	\$20.00
Jet / Turboprop (25,000 to 35,000)	\$25.00	\$25.00
Jet / Turboprop (35,001 and over)	N/A	\$30.00
Helicopter	N/A	\$ 5.00

Note: Charged for all commercial flight operators including but not limited to air carrier, air taxi, air tour and airfreight landings at the airport based on FAA certified maximum landing weight.

**Aircraft Tie Down Fees Structure**

	<u>Existing Fee</u>	<u>New Fee</u>
Daily	None	\$ 4.00
Overnight	\$ 3.50 (per engine)	\$ 4.00 (per engine)
Monthly	\$35.00	\$40.00

**Hangar Lease Rate (Non Commercial)**

	<u>Existing Fee</u>	<u>New Fee</u>
Airport Owned Hangar	\$220,250,290 per month	No change except CPI
Privately Owned Hangar	\$0.114 / square foot	\$0.20 square foot

**Hangar Lease Rate (Commercial Use)**

	<u>Existing Fee</u>	<u>New Fee</u>
Commercial Use	\$0.114 / square foot	\$0.20 / square foot
FBO Use SCCIA only	\$0.695 / square foot	\$0.20 / square foot

**Aviation Fuel Flowage Fee**

	<u>Existing Fee</u>	<u>New Fee</u>
	\$0.07	\$0.09



Non-Aeronautical Property Lease Rates

<u>Existing Fee</u>	<u>New Fee</u>
\$0.0367	\$0.11

Terminal Area Fees

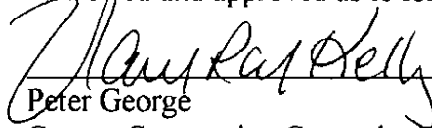
Car Rentals	\$15.00 / square foot + 7% sales
Food Services	10% of gross sales
Commercial Ground Transportation	\$50.00 per year use permit
Advertising	\$ 4.00 / square foot
Counter Space	\$20.00 / square foot
Direct Phone Space	\$20.00 per unit monthly
Public Address System	\$25.00 per month
After hours Terminal Use	\$100.00 per hour
Personal Services (i.e. barber)	8% of gross sales
Commercial Aviation Use Permit	\$50.00 per year
Commercial License	\$100.00 per year
Temporary Commercial License	\$50.00 per year

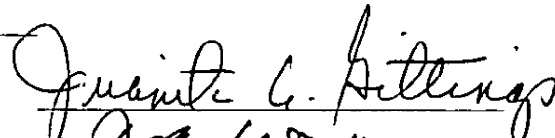
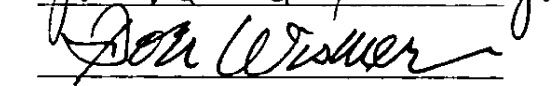

Miscellaneous Fees

Aircraft Wash	\$ 2.50 per airplane
After Hour Runway Inspection	\$50.00 per landing / take off
Storage of Crash Debris	\$ 5.00 / square foot
Clean Up of Hazardous Material	Direct Cost
Repairs of Damage to Airport Property	Direct Cost
Disabled Aircraft Assistance	Direct Cost
Private or Commercial Vehicles	\$ 5.00 per vehicle per 24 hour period or \$50.00 per vehicle per month in designated area.
Gate Access Fee (Commercial)	\$50.00 / year
Gate Access Card	\$10.00 per card
Security Identification Card	\$50.00 if lost
Late payment charge	2% per month

Dated May 24, 2000

Reviewed and approved as to form by:

  
 Peter George  
 County Corporation Counsel  
 301 County Building  
 Port Huron, Michigan 48060

Resolution rate and fees  
 May 17, 2000

**Resolution 00-17**  
**As Amended by Resolution 00-21**

**St. Clair County International Airport Rates and Fees**

Whereas on July 24, 2000 by resolution, the St. Clair County Board of Commissioners adopted the St. Clair County International Airport Rates and Fees Structure.

Now therefore, be it resolved, that the St. Clair County International Airport Rates and Fees are hereby established, as follows:

**Commercial and Corporate Landing Fee Structure**

<u>Aircraft Type</u>	<u>Existing Fee</u>	<u>New Fee</u>
Single Engine	\$ 5.00	\$ 8.00
Multi Engine (below 7,000 lbs.)	\$10.00	\$10.00
Multi Engine (7,000 to 12,500lbs.)	\$15.00	\$15.00
Multi Engine (12,501 to 25,000)	\$20.00	\$20.00
Jet / Turboprop (25,000 to 35,000)	\$25.00	\$25.00
Jet / Turboprop (35,001 and over)	N/A	\$30.00
Helicopter	N/A	\$ 5.00

Note: Charged for all commercial flight operators including but not limited to air carrier, air taxi, air tour and airfreight landings at the airport based on FAA certified maximum landing weight.

**Aircraft Tie Down Fees Structure**

	<u>Existing Fee</u>	<u>New Fee</u>
Daily	None	\$ 4.00
Overnight	\$ 3.50 (per engine)	\$ 4.00 (per engine)
Monthly	\$35.00	\$40.00

**Hangar Lease Rate (Non Commercial)**

	<u>Existing Fee</u>	<u>New Fee</u>
Airport Owned Hangar	\$220,250,290 per month	No change except CPI
Privately Owned Hangar	\$0.114 / square foot	\$0.20 square foot

**Hangar Lease Rate (Commercial Use)**

	<u>Existing Fee</u>	<u>New Fee</u>
Commercial Use	\$0.114 / square foot	\$0.20 / square foot
FBO Use SCCIA only	\$0.695 / square foot	\$0.20 / square foot

**Aviation Fuel Flowage Fee**

	<u>Existing Fee</u>	<u>New Fee</u>
	\$0.07	\$0.09



Non-Aeronautical Property Lease Rates

Existing Fee  
\$0.0367

New Fee  
\$0.11

Terminal Area Fees

Car Rentals	\$15.00 / square foot + 7% sales
Food Services	10% of gross sales
Commercial Ground Transportation	\$50.00 per year use permit
Advertising	\$ 4.00 / square foot
Counter Space	\$20.00 / square foot
Direct Phone Space	\$20.00 per unit monthly
Public Address System	\$25.00 per month
After hours Terminal Use	\$100.00 per hour
Personal Services (i.e. barber)	8% of gross sales
Commercial Aviation Use Permit	\$50.00 per year
Commercial License	\$100.00 per year
Temporary Commercial License	\$50.00 per year

Miscellaneous Fees

Aircraft Wash	\$ 2.50 per airplane
After Hour Runway Inspection	\$50.00 per landing / take off
Storage of Crash Debris	\$ 5.00 / square foot
Clean Up of Hazardous Material	Direct Cost
Repairs of Damage to Airport Property	Direct Cost
Disabled Aircraft Assistance	Direct Cost
Private or Commercial Vehicles	\$ 5.00 per vehicle per 24 hour period or \$50.00 per vehicle per month in designated area.
Gate Access Fee (Commercial)	\$50.00 / year
Gate Access Card	\$10.00 per card
Security Identification Card	\$50.00 if lost
Late payment charge	2% per month
Land Lease Option	\$500.00 per lot per year

**Dated: July 26, 2000**

Revised and approved as to form by:

\_\_\_\_\_  
County Corporation Counsel  
301 County Building  
Port Huron, Michigan 48060

*Frederick G. Gately*  
*Don Wisniewski*  
*Judith Keys*

Resolution rate and fees  
Amended July 26, 2000

**ST. CLAIR COUNTY INTERNATIONAL AIRPORT  
SOUTH WEST AIRCRAFT PARKING APRON  
CAPITAL IMPROVEMENT**

EXTRACT FROM THE MINUTES OF A BOARD OF COMMISSIONERS MEETING  
OF THE ST. CLAIR COUNTY BOARD OF COMMISSIONERS AT PORT HURON,  
MICHIGAN HELD ON JULY 26, 2000.

The following Resolution was introduced, read in full, considered and adopted:

RESOLUTION 00-20

WHEREAS ON JULY 26, 2000, RESOLUTION ADOPTING THE EXECUTION OF  
THE SPONSOR CONTRACT BY THE ST. CLAIR COUNTY BOARD OF  
COMMISSIONERS, OF PORT HURON, MICHIGAN, AND THE DEPARTMENT OF  
TRANSPORTATION FOR THE PURPOSE OF OBTAINING FEDERAL AID FOR  
THE DEVELOPMENT OF THE ST. CLAIR COUNTY INTERNATIONAL AIRPORT,  
UNDER CONTRACT NO. 2000-0496.

BE IT RESOLVED by the members of the St. Clair County Board of Commissioners:

Section I. That the St. Clair County Board of Commissioners shall enter into a Sponsor  
Contract for development of the St. Clair County International Airport, and such Sponsor  
Contract shall be as set for herein below:

Section II. That the Chairperson of the St. Clair County Board of Commissioners is  
hereby authorized and directed to execute said Sponsor Contract in two (2) copies on  
behalf of the County of St. Clair, Michigan, and the County Clerk is hereby authorized  
and directed to impress the official seal and to attest said execution:

Section III. That the Sponsor Contract referred to herein below shall be as attached:

Reviewed and approved as to form by:

Mary Kay Kelly  
County Corporate Counsel  
301 County Building  
Port Huron, Michigan 48060

Frederick G. Bittner  
Don Wiseman  
Judith Keegan

**Resolution No. 00-16**

**CONCURRING WITH THE ST. CLAIR COUNTY DEPARTMENT OF PUBLIC WORKS RESOLUTION NO. 00-05 REGARDING BURTCHVILLE TOWNSHIP WATER CUSTOMERS**

WHEREAS, the St. Clair County Department of Public Works established Water District X which encompasses the entire township of Burtchville for the purposes of providing a municipal water supply in the best interests of the citizens of the township; and

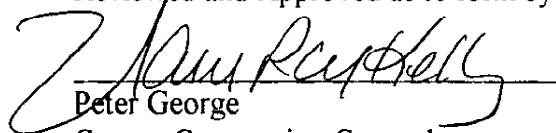
WHEREAS, as a result of this action, Water District I - Expanded which sole purpose was the supply of water to Indian Trail North Mobile Home Community was deemed in violation of existing contractual obligations to the Detroit Water Board and also contractual obligations to the City of Port Huron which specifically prohibit multi-source water systems to protect against possible contamination of their respective water systems; and

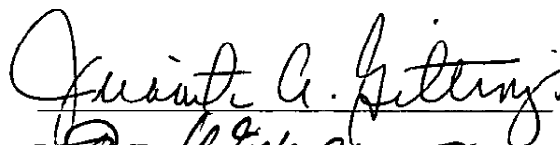
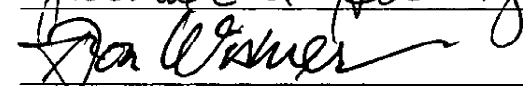

WHEREAS, the St. Clair County Board of Public Works has, through Resolution 00-05, deemed it in the best interests of the communities it serves, to provide to the integrity of the water systems and to comply with its existing contractual obligations, that the customers within the boundary limits of their respective community be served by the water system provided by their respective community as long as the system is adequate to do so.

WHEREAS, the St. Clair County Board of Commissioners has reviewed this matter and concluded that the St. Clair County Board of Public Works has acted in the best interests of the citizens of the County.

NOW, THEREFORE BE IT RESOVLVED, that at its regular meeting on May 24, 2000 the St. Clair County Board of Commissioners hereby concurs with the actions taken by the St. Clair Board of Public Works as expressed through their Resolution 00-05.

Reviewed and Approved as to form by:

  
Peter George  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060

**Resolution 00-15**

**Opposing HB 5228 Which Would Revise the Uniform Commercial Code to Require All Notices of Security Interest be Filed with the Secretary of State Rather Than the Register of Deeds Office**

**Whereas**, HB 5228, introduced by Representative Richner and referred to the Committee on Family and Civil Law, would revise Article 9 of the Uniform Commercial Code, to create a central repository for information and provide notice of security interests to the business public; and

**Whereas**, the revisions called for in this bill would necessitate filing all notices of security interest with the Secretary of State, Uniform Commercial Code Division, instead of the County Register of Deeds; and

**Whereas**, volume of filings that will transfer from the counties to the state has been conservatively estimated at 160,000 filings each year; and

**Whereas**, the loss of revenue to all counties, from filing and certification of information filed at the county level, is estimated to be greater than \$500,000 each year; and

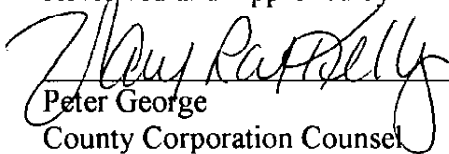
**Whereas**, the local users of the Uniform Commercial Code system would no longer be able to directly access information relating to their own files without costly travel;

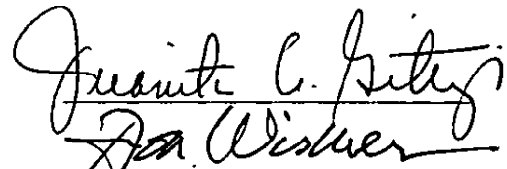


**Now, Therefore be it resolved** that the St. Clair County Board of Commissioners encourages all counties to contact state legislators and request changes in this bill to ensure that the creation of the central file is "revenue neutral" to counties and accessible through the Register of Deeds office to effectively meet the needs of local constituents; and

**Be it further resolved** that a copy of this resolution be forwarded to the Governor and Lieutenant Governor, area legislators, the Michigan Association of Counties, and all counties in this state.

DATED: May 24, 2000

Reviewed and Approved by:

  
Peter George  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060

RESOLUTION NO. 95-07  
As amended by Resolution No. 00-14

**ST. CLAIR COUNTY BOARD OF COMMISSIONERS**

Subdivision Regulations

**ST. CLAIR COUNTY AIR INDUSTRIAL PARK**

WHEREAS, in order to accomplish the goals of a development plan for St. Clair County Air Industrial Park, it is desirable to adopt regulations for the use of the property located within said areas hereinafter defined.

NOW, THEREFORE, BE IT RESOLVED, That the following St. Clair County Air Industrial Park Subdivision Regulations are hereby adopted.

**ARTICLE I**  
**GENERAL CONDITIONS**

- A. Each Lessee of any parcel of the "Property" agrees with the St. Clair County Air Industrial Park, its successors and heirs, to use the "Property" only in accordance with the restrictions herein set forth and to refrain from using the "Property" in any way inconsistent with or prohibited by the provisions of these regulations (Exhibit A, Air Industrial Park Lease Agreement)
- B. It is the intent and purpose of these regulations to allow the location on the "Property" of the general business, manufacturing and industrial activities, provided, that such activities are confined to an extent that such activities do not contribute excessive noise, dust, smoke or vibration to the surrounding environment nor contain a high hazard potential due to the nature of the activity, material or processes involved. It is further the intent and purpose of these regulations to control the user-occupant density of the "Property," to expressly prohibit certain uses of the "Property" and to protect the character of the St. Clair County Air Industrial Park and the surrounding area as a whole.
- C. All plans for structures, landscape and improvement shall be prepared by registered engineers and/or architects and shall require written approval of the Airport Director or its agent before any construction can take place.

**ARTICLE II**  
**DEFINITIONS**

- A. Property. Total area of the St. Clair County Air Industrial Park Plat as recorded.
- B. Property Line. Every separation which marks the confines or line of division of two (2) contiguous lots within the "Property"; every separation which marks the

line of division between a lot and a public way; every separation which marks the line of division between a lot and a taxiway and the separation which marks the confines or line of division between the "Property" the surrounding area.

- C. Sites. Site shall mean any lot, or portion thereof, or two (2) or more contiguous lots or portions thereof, or a parcel of land upon which a building or buildings and appurtenant structures including landscaping may be erected in conformance with the requirements of these regulations.
- D. Lot. The fractional part of the "Property" as divided and subdivided on the recorded subdivision plat with the St. Clair County Register of Deeds, Port Huron, St. Clair County, Michigan.
- E. Structure and Improvements. Structures and improvements shall mean and include buildings, out buildings, parking areas, loading areas, aircraft ramp areas, fences, walls and illumination facilities.
- F. Building Line. An imaginary line parallel to the street right-of-way and/or taxiway lines specifying the closest point from the street right-of-way and/or taxiway that a building structure may be located (except for overhangs, stairs, plantings or landscaping; provided, however, that nothing herein shall be intended to be contrary to any FAA regulation).
- G. Front Yard of the Lots and Sites. The front of a lot or site is the portion thereof facing the roadway within the airpark.
- H. Signs. Any structure, device or contrivance, electrical or non-electric, and all parts thereof which are erected or used for advertising purposes upon or within which any power, bill, bulletin, printing, lettering, painting, device or other advertising of any kind whatsoever is used, placed, painted, posted, tacked, nailed, pasted or otherwise fastened or fixed.
- I. Street Rights-of-Way. Reference to all street rights-of-way within the "Property" shall mean dedicated vehicular rights-of-way. When reference is made to a right-of-way line, it shall mean the line, which is then established on the plat for the St. Clair County Air Industrial Park Plat as, dedicated right-of-way registered with the St. Clair County Register of Deeds, Port Huron, St. Clair County, Michigan.
- J. Taxiway Rights-of-Way. Reference to all taxiways and/or taxiway rights-of-way within the "Property" shall mean dedicated aircraft right-of-way. When reference is made to a right-of-way line, it shall mean the line, which is then established on the plat for the St. Clair County Air Industrial Park Plat as dedicated taxiway rights-of-way registered with the St. Clair County Register of Deeds, Port Huron, St. Clair County, Michigan.

- K. Air Industrial Park Board of Appeals Consisting of three members of which are the St. Clair County Administrator as Chairman and the Executive Director of the Economic Development Alliance as permanent members and one appointed member by the chairman being a tenant of the AIP for a term no longer than three (3) years.
- L. Appeals Any person aggrieved by any decision of the Airport Director made in the administration of regulations may appeal to the Air Industrial Park Board of Appeals. The Board of Appeals decision is deemed final.

**ARTICLE III**  
**DEVELOPMENT STANDARDS**

A. SPACE OCCUPANCY

1. Minimum Setbacks

- (a) General. No structure of any kind, and no part thereof, shall be placed on any site closer to a property line than herein provided. The following structures and improvements are specifically excluded from these yard provisions:
  - 1. Roof overhang provided such overhang is approved in writing by the Airport Director or its agent as hereinafter provided;
  - 2. Steps and walks;
  - 3. Driveways and aircraft ramps;
  - 4. Fences shall be placed upon a site along the rear of the property line of the taxiway. F.A.A. approved ten foot (10') fence is required on the taxiway side of the property in accordance with F.A.R. 107. This requirement keeps wild life and the public out of the Airport Operations Area.
- (b) Side Yard. The minimum side yard width is established as ten feet (10') from building line to each side property line.
- (c) Rear Yard. The minimum yard width is established as thirty feet (30') from the building line to each rear property line.
- (d) Front Yard. The minimum front yard width is established as thirty feet (30') from building line to each front property line.

- B. Site Coverage. No more than fifty percent (50%) of any site shall be devoted to the erection and/or placement of structures.
- C. Completion of Construction. After commencement of construction of any structure, the owner shall diligently prosecute the work thereon, to the end that the structure shall not remain in the partially finished condition any longer than reasonably necessary for completion thereof. The time limit for said completion shall be one (1) year unless delayed due to conditions beyond the control of the owner. No mobile homes or mobile office trailers will be permitted except while a building is under construction.
- D. Landscaping.
1. Every site on which a building shall have been placed shall be landscaped according to site plans approved by the Airport Director or its agent as specified herein and maintained thereafter in a sightly and well-kept condition.
  2. The area between the building lines and the site's property lines, as well as unpaved and adjoining street right-of-way areas (the area between the property line adjoining any street line and the street), shall be used exclusively for the planting and growing of trees, shrubs, lawns and other ground covering or materials as approved by the Airport Director or its agent, except for such portions thereof as may be reasonably required for signs, fenced outside storage areas, service access either to the building or parking and loading areas constructed on the site.
  3. The area between the building lines and the site's property lines as well as unpaved and adjoining taxiways and/or taxiway right-of-way areas (the area between the property line adjoining any taxiway and/or taxiway right-of-way and the surface of the paved taxiway), shall be used exclusively for lawns and other ground cover of material as approved by the Airport Director or its agents, except for such portions thereof as may be reasonably required for fenced outside storage areas, or for aircraft ramps and/or aircraft loading areas constructed on the site.
  4. Landscaping as approved by the Airport Director or its agent shall be installed within sixty (60) days of occupancy or completion of building, whichever occurs first, except when seasonal conditions would effect planting adversely.
  5. All unused and unlandscaped land area that is planned for future building expansions or other purposes shall be maintained and kept free of weeds or other unsightly plant growth, rubbish and debris. Such areas shall be seeded with lawn grass if expansion is planned more than one (1) year in the future.



6. Transformers, gas and other meters shall be located in shrub plantings or screened with appropriate walls, if forward of the building line. All utility lines will be buried underground and meet the building codes of Kimball Township.
7. Every effort shall be made to save all existing trees except where they cause extreme hardship of operation. Building setback requirements are negotiable where destruction of an existing tree can be averted. Provided, no such setback shall be changed without the approval of the Airport Director or its agent. All tree heights shall be limited to thirty-five feet (35') above taxiway elevations.
8. Yard planting requirements – all yards forward of the building line shall be properly landscaped to provide shade screening and erosion control.

E. Signs.

1. Signs displayed on any lot shall be limited to:
  - (a) Those necessary for directional or informational purposes.
  - (b) Those necessary to identify the industrial park.
  - (c) Those necessary to identify the use or establishment and designed as part of the architectural design of the building or as a part of the site plan for any lot.
2. Signs falling within category (b) shall not exceed (1.5) square foot in size for each five (5) linear feet of frontage on the street and/or taxiway which the sign faces. Signs falling within category (c) shall not exceed (1.5) square feet for each horizontal linear foot of building wall facing on the street and/or taxiway which the sign faces.
3. The design, size of lettering, lighting etc. of all signs in categories (b) and (c) shall accompany the site plan submission and shall meet the approval of the Airport Director or its agent as part of the site plan as set forth in ARTICLE IV hereof.

F. Parking Areas and Loading Zones.

1. Parking Requirements – all present and future vehicle parking, including employee, visitor, truck and trailer parking, shall be provided on the site. There shall be no on-street parking. All parking, trucking and loading areas are to be paved and provide dust free all weather surfaces and adequate drainage must be provided.

- (a) No parking, trucking or loading area shall be developed within the minimum rear setback area, except for such portions thereof as may be reasonably required for aircraft cargo loading and specifically approved by the Airport Director or its agent.
  - (b) No parking, trucking or loading area shall be developed within the minimum front setback area, provided however, that automobile parking may be permitted in the minimum rear setback area if properly screened and specifically approved by the Airport Director or its agent. Provided further, that in no event shall parking be developed within the minimum side setback area within fifteen feet (15') of any property line.
2. **Parking Ratio** – provisions shall be made for one (1) parking space for every two (2) persons employed on the site; and in no event shall there be less than one (1) parking space for every five hundred (500) square feet of floor space of manufacturing area plus not less than one (1) parking space for each two thousand (2,000) square feet of floor space of two hundred (200) square feet of gross office floor area, as contained in each building on the site. There shall also be parking that meets the codes of Kimball Township and the Americans with Disabilities Act.
3. Loading docks shall not be permitted on a street frontage.

G. Access.

1. Aircraft access ramps from the taxiway shall be constructed and maintained in accordance with the requirements of the St. Clair County Airport minimum standards.
2. Illegal or unauthorized traffic (people and vehicles) shall not be allowed access to taxiways through the site. This does not prohibit Lessees and customers for the use of the Airport facilities in accordance to the Rules and Regulations of the St. Clair County International Airport.
3. The St. Clair County Airport Director or its agent may require Lessees of portions of the Airport premises to pay the St. Clair County International Airport an annual fee for the right to use the Airport facilities for the operation of private company aircraft. This fee would be used to defray a portion of the cost of maintenance of the Airport.

H. Storage and Refuse Areas.

1. No materials, supplies, equipment or refuse, including trash containers,

shall be stored or kept in any area on a site except inside an enclosed building or behind a visual barrier screening such areas from the view of adjoining properties and the street, such barrier shall be at least six feet (6') in height. The visual barrier must appear to be freshly painted or clean at all times.

2. Any storage and refuse area screened by visual barrier shall be located on the rear or side portions of the site, and not in the area between structures and any front property line.

I. Building Regulations.

1. All buildings shall be non-combustible and the walls constructed of masonry, steel or other metal materials. No timber or wood frames or metal buildings will be permitted.
2. The front yard elevation of all buildings must be face brick, decorative precast concrete panel, decorative masonry block, glass or other equivalent material approved by the Airport Director or its agent. The color of the external walls will be approved by the Airport Director or its agent.
3. The side and rear yard elevation must be face brick, decorative precast concrete panels, decorative masonry block and/or in combination with metal panels on the upper portion of the building elevation. The color of the external walls will be approved by the Airport Director or its agent.
4. All electrical and mechanical apparatus, equipment, fixtures (other than lighting fixtures, conduit, ducts vents, flues and pipes) mounted or placed on the roof of structures, or extending above the roof line of any building or structure shall be adequately screened from view from street grade in a manner which is architecturally compatible with other structures on the site. The Airport Director or its agent as hereinafter provided upon specific written request, may approve in writing other measures, which would minimize the adverse visual effects of said apparatus, equipment and fixtures.
5. All on-site electrical, telephone and other utilities shall be provided by the Lessees.
6. Water and sewer services are available and all tenants shall connect to accordance with the St. Clair County Department of Public Works Resolutions No. 78-7 and 78-8 as amended at the time of execution of their lease.
7. No structure of any kind situated on the site shall exceed the following

heights above the established building grade for the site without the prior written approval of the St. Clair County Airport Director or its agent.

- (a) The maximum building height shall be thirty-five feet (35'), provided, that no structure or improvement shall be erected higher than an imaginary plane ascending at an angle from the ground at a ratio of seven (7) feet horizontal to one (1) foot altitudinal distance beginning from a point two hundred and fifty feet (250') from the centerline of any existing runway and proceeding away therefrom.
- (b) The point of reference for grade for any other purpose other than as affected by the imaginary plane above mentioned shall be the centerline of the east-west taxiway as platted in the St. Clair County Airport Master Plan.

J. Lighting. All site lighting either attached to a building or free standing shall be properly directed and shielded so as not to create any annoyance to adjoining properties and comply with all F.A.A. Regulations relative to obstruction of night flight operations.

M. Maintenance.

- 1. Tenants, at their own expense, shall keep said sites, structures and improvements in good repair and of neat and attractive appearance.
- 2. Tenants shall remove all refuse, garbage and papers from site and shall keep the site in a clean, safe and sanitary condition at all times.
- 3. Tenants shall keep the entrance way to the leased site reasonably clear from snow and ice during the winter season.
  - (a) If maintenance of the site or the exterior of any improvement thereof is not properly performed, the Airport Director or its agent shall serve written fifteen (15) day notice to the occupant of the site. Such notice shall contain a list of all maintenance or other violations.
  - (b) The occupant of the site upon which such notice is served shall have thirty (30) days to correct the item listed on the notice.
  - (c) After the expiration of the thirty (30) days from the date of service of the notice, the Airport Director or its agent shall order the work contained in the notice done. Such work shall include grass cutting. The expenses of such work shall be a joint and several obligations of all of the occupants of the site. The St.

Clair County International Airport shall be reimbursed for all costs and expenses so incurred, together with interest at the highest rate permitted by law, but not to exceed ten percent (10) per annum thereon, forthwith upon demand thereof. Entry upon a site by the Airport Director or its agent for the purpose of such work or inspection as herein described shall not be a trespass, and the owner and all occupants shall be deemed to have consented there to.

- (d) Any provision contained herein relative to approval by the St. Clair County Commission or its agent shall not alleviate the requirements of the meeting all the laws of the United States, State of Michigan and Township of Kimball relative to property regulations and laws and regulations promulgated by the United States, State of Michigan and the County of State Clair relative to aircraft traffic shall be strictly adhered to.

**ARTICLE IV**  
**REGULATION OF USES**

- A. It is the intent of this document to accommodate those uses which are either free of objectionable influences in their operations or which can readily obviate or control any objectionable features which may otherwise result from the industrial processes.
- B. Aviation oriented business; commercial air carrier operations, flight training, maintenance facilities and other related non-aviation business; distribution, research and development, light industry manufacturing ect. uses are permitted so long as they meet the requirement of the St. Clair County International Airport Rules and Regulations.
- C. Foreign Trade Zone (FTZ)

A site within the United States, in or near a U.S. Customs port of entry where foreign and domestic merchandise is generally considered to be in international commerce in which foreign or domestic merchandise may enter this enclave without a formal Customs entry or the payment of Customs duties or government excise tax. It is the intent of St. Clair County to apply for a FTZ permit at a later date. The Air Industrial Park falls within U.S. Customs criteria to qualify as a FTZ.

**D. Prohibited Uses.**

- (1) Residential
- (2) Junkyards provided, however, that the foregoing does not prohibit vehicle maintenance or salvage operations done within a building.
- (3) Drilling and/or removal of oils, gas or other hydro-carbon substances.
- (4) Commercial excavation of building or construction materials or quarrying of any materials
- (5) Stockyard or slaughter of animals.
- (6) Refining of petroleum or its products, provided, however storage and processing of petroleum products as opposed to refining are permitted.
- (7) Smelting of iron, tin, zinc or other ores, provided the Airport Director or its agent may permit smelting operations, and provided further, however, that the Airport Director or its agent shall not have the authority to abrogate any Environmental Protection Agency regulation relative to such smelting operations. The approval of a smelting operations must be in writing.
- (8) Hog raising, cattle fattening, chicken farming or comparable uses.
- (9) A use which emits light and/or smoke which obstructs flight operations.
- (10) Retail – except as an adjunct to another primary land uses.
- (11) Unusual fuel or explosion hazards.
- (12) Storage of aircraft – except as an adjunct to another primary uses.

**ARTIVLE V**  
**RIGHT OF MORTGAGEES**

All rights and other provisions herein contained shall be deemed subject and subordinate to all mortgages and deeds of trust now or hereafter executed upon land subject to these restriction, and none of said restrictions shall supersede or in any way reduce the security or affect the validity of any such mortgages or deed of trust; provided, however, that if any portion of said property is sold under a foreclosure of any mortgage or under the provision of any deed of trust, any purchaser at such sale and his successors and assigns, shall hold any and all property so purchased subject to all of the restrictions and other provisions of theses Subdivision Regulations.

**ARTICLE VI**  
**PARAGRAPH HEADINGS**

Paragraph headings are inserted for convenience only, and are not intended to be part of these Subdivision Regulations or in any way to define, limit or described the scope or intent of the particular paragraph to which they refer.

**ARTICLE VII**  
**OTHER APPLICABLE REGUALTIONS**

The Subdivision Regulations listed herein shall be subject to other applicable regulations where such regulations are more restrictive or are more definitive than the provision of these Subdivision Regulations and are not inconsistent therewith.

**ARTICLE VIII**  
**EFFECT OF INVIDATION**

If any provision of these Subdivision Regulations is held to be invalid by any court, the invalidity of such provision shall not affect the validity of the remaining provisions hereof.

**ARTICLE IX**  
**PERFORMANCE BOND OR LETTER OF CREDIT**

Lessee shall provide a performance bond or line of credit equal to the value of the facility guaranteeing to the Airport Director, or its agent full faith performance of its terms agreeable in completion of the construction.

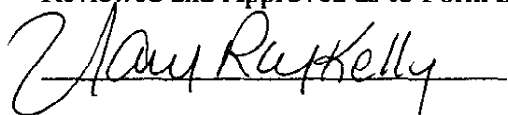
**ARTICLE X**  
**INSURANCE**

Lessee shall indemnify and save harmless the Lessor, its officer and employees from any and all claims for damages of any kind or nature which may hereafter be made against the Lessee or Lessor by reason of injury or damages to persons or property or any other claims or liability of any nature resulting from acts, omissions or use of the "Property" by the Lessee or his agents, employees or representatives. For this purpose Lessee agrees to maintain with an insurance company authorized to transact business in the State of Michigan and acceptable to the Lessor will meet the insurance requirements established by St. Clair County Board of Commissioners as in Exhibit B Air Industrial Park Insurance requirements.

**ARTICLE XI**  
**EXHIBITS**

- Exhibit A. Air Industrial Park Lease Agreement
- Exhibit B. Air Industrial Park Insurance Requirements
- Exhibit C. Air Industrial Park Checklist
- Exhibit D. Preliminary Approval Checklist




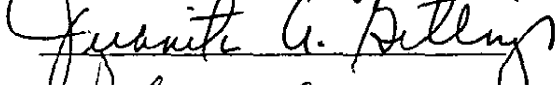

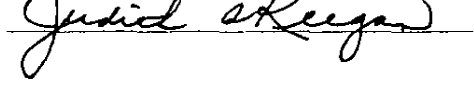
Reviewed and Approved as to Form By:



County Corporation Counsel  
301 County Building  
Port Huron, Michigan 48060

Originally adopted: 07-25-78  
Amended: 07-19-88  
Amended: 08-02-94  
Amended: 06-06-95  
Amended: 04-XX-00

Resolution No. 95-07  
June 6, 2000



RESOLUTION 00- 13

RESOLUTION RELATIVE TO SALE BY SHERIFF OF UNCLAIMED STOLEN PROPERTY

WHEREAS, the Sheriff of St. Clair County has in his possession the recovered stolen property described in Exhibit "A" attached hereto, and said property has remained unclaimed for more than six (6) months since its recovery; and

WHEREAS, Act. No 54 of the Public Acts of 1959 requires the Sheriff to request authority from the Board of Commissioners to dispose of the unclaimed recovered stolen property at a public sale to be held by the Sheriff upon five (5) days notice thereof, having been published in a newspaper of general circulation in the County and to deposit the proceeds of the sale, less expenses with the County Treasurer to the credit of the general fund.

NOW, THEREFORE, BE IT RESOLVED:

- 1. That Dan Lane, Sheriff of St. Clair County, Michigan, may be and he is hereby authorized and directed to conduct a public sale for the purpose of selling the unclaimed stolen property described in Exhibit "A", attached hereto and made part hereof by reference;
2. That the said Sheriff is hereby directed to published a notice of said sale in a newspaper of general circulation in the County of St. Clair at least five (5) days before said sale, and that said notice shall describe the property described in Exhibit "A" and shall state the time and place of such public sale at which the property may be purchased by the highest bidder; and
3. That the said Sheriff shall conduct such public sale and shall deposit the proceeds of the sale, after deducting the cost of the sale, together with any other money included in the notice, with the County Treasurer to the credit of the County General Fund.

Dated: June 14, 2000

Approved: AS to Form
Peter E. George
County Corporation Counsel
201 McMorran Blvd.
Port Huron, Michigan 48060

Don [Signature]
Quanta C. [Signature]
[Signature]

**RESOLUTION 00-12**

**Adopting Collective Bargaining Agreement  
Between  
St. Clair County  
and  
Public Service Employees Local 1089  
A.F.S.C.M.E., AFL-CIO**

**WHEREAS**, the Public Service Employees Local 1089, A.F.S.C.M.E. – AFL-CIO is recognized by the Michigan Employment Relations Commission and the County of St. Clair as the exclusive representative of certain employees of St. Clair County; and

**WHEREAS**, the parties have collectively bargained mutually acceptable terms and conditions;

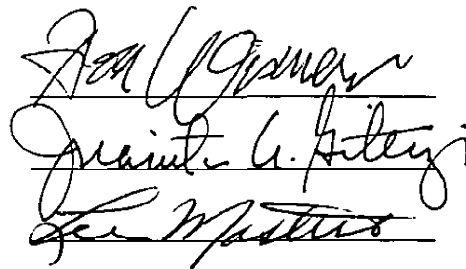
**NOW THEREFORE, BE IT RESOLVED**, that the Collective Bargaining Agreement (Attached Exhibit "A"), for the period July 1, 1999 through June 30, 2002 is hereby approved and adopted.

DATED: June 14, 2000

Reviewed and Approved by:



Peter George  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060



11



**Resolution 00-11**

**Placing Proposed Millage Renewal for  
Drug Task Force on Ballot**

**Whereas**, the Board of Commissioners of the County of St. Clair recognizes the imminent danger to the health and safety of the community, most specifically our children and young people, that the distribution of illegal controlled substance poses; and

**Whereas**, it is further recognized that the employment of a Drug Task Force comprised of undercover police personnel and personnel from the Office of the Prosecuting Attorney can be an effective means of apprehending and removing from the community individuals involved in criminal activity; and

**Whereas**, such a Drug Task Force is a specialized unit created for a specific purpose and function not provided for within the structure of the County's law enforcement system; and

**Whereas**, Article IX, Section 6 of the Michigan Constitution of 1963 provides that the fifteen (15) mill limitation on property taxes therein imposed may be altered by a vote of the majority of the qualified electors of the County; and

**Whereas**, it is the desire of the Board of Commissioners to permit the electorate of the County to express its view on the question of continuation of funding for the operation of such a Drug Task Force.

**Now, Therefore, Be it resolved that:**

1. The Clerk of the County of St. Clair is hereby directed to place on the ballot for the primary election of August 8, 2000, a proposition to renew the imposition of an addition not to exceed 2.837 tenths (.0002837) of a mill to be used primarily for funding the operation of a Drug Task Force for a four year period, and that the proposition shall be placed on the ballot in the following form:

Proposition \_\_\_\_\_  
 Tax Millage Renewal Proposition for Drug Investigation  
 And Prosecution Task Force

For the purpose of providing funds for the continuation of a Drug Task Force, comprised of personnel of, and equipment for the St. Clair County Sheriff's Department and the Office of the Prosecuting Attorney of St. Clair County, which Task Force's primary function will be the investigation and prosecution of individuals involved in the distribution of illegal controlled substances and related offenses, shall the limitation of the total amount of taxes which may be assessed against all property in the County of St. Clair, State of Michigan, be increased, as provided by Article IX, Section 6 of the 1963 Constitution of Michigan, by

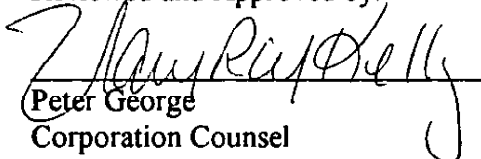
not more than 2.837 tenths (.0002837) of one mill of the taxable value, of all the property in the County for each of the years 2000, 2001, 2002, and 2003 inclusive?

- 2. Said election shall be held and conducted and the results of the said election shall be canvassed in accordance with the provisions of the State law pertaining to the submission of such questions to the electors entitled to vote thereon and that the County Clerk of St. Clair County and the Treasurer of St. Clair County shall do and perform all acts required by law for the calling and effecting of such election, and that the said Clerk shall within five (5) days of said election file with the County Treasurer for St. Clair County a certified copy of the official declaration of the results of said election.
- 3. The St. Clair County Board of Commissioners will establish a proposed budget prior to the election to serve as a base for the distribution of the additional levy in order to provide the specifics for the purpose of the ballot (with the understanding that future, unforeseen problems may require some budgetary readjustment between the public safety areas).

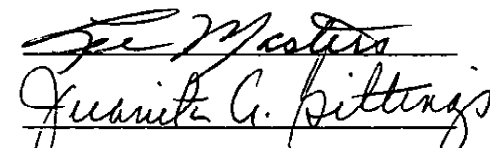
Adopted at a regular meeting of the Board of Commissioners of the County of St. Clair, on the 10<sup>th</sup> day of May, 2000.

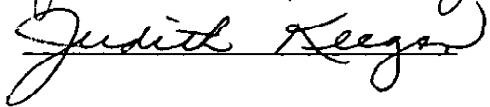
Dated: May 10, 2000

Reviewed and Approved by:

  
 \_\_\_\_\_  
 Peter George

Corporation Counsel  
301 County Building  
Port Huron, MI 48060

  
 \_\_\_\_\_  
 Jeanette C. Pittings

  
 \_\_\_\_\_  
 Judith Keegan

Resolution 00-10  
BOARD OF COUNTY COMMISSIONERS  
COUNTY OF ST. CLAIR

**RESOLUTION APPROVING  
VILLAGE OF CAPAC PROJECT**

Minutes of a \_\_\_\_\_ meeting of the Board of Commissioners of the County of St. Clair, Michigan, held in the County Administration Building on the \_\_\_\_ day of \_\_\_\_\_, 2000, at \_\_\_\_\_ o'clock p.m., Eastern Daylight Time.

PRESENT: Members \_\_\_\_\_  
\_\_\_\_\_

ABSENT: Members \_\_\_\_\_

The following preamble and resolution were offered by Member \_\_\_\_\_ and supported by Member \_\_\_\_\_.

WHEREAS, the Village of Capac (the "Local Unit") has presented to the St. Clair County Board of Public Works (the "DPW") a request that the County of St. Clair (the "County") through the DPW issue bonds in one or more series in the aggregate total amount not to exceed \$800,000, payable from contractual payments to be made by the Local Unit to the County through the DPW and secured secondarily by a pledge of the County's limited tax full faith and credit, said bonds to finance costs of acquiring, constructing, financing and operating necessary sanitary sewage disposal system improvements to service the Local Unit (the "Project"); and

WHEREAS, the DPW has reviewed said request and the financial and engineering aspects of the Project and has determined the same to be feasible if undertaken by the County and the Project is within the scope of the authority of the County and the DPW but is not

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

financially desirable to be undertaken by the Local Unit alone, and to be necessary for the public health, safety and welfare specifically of the Local Unit and its inhabitants and generally of the County; and

WHEREAS, the DPW has recommended to this Board that the Project be given tentative approval and that the Board of Public Works be authorized to undertake initial steps toward the financing and construction of the Project, subject, however, to certain conditions;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This Board does hereby give its initial and tentative approval to the aforesaid Project and does authorize the DPW to undertake the financing and construction of the Project, subject, however, to final approval of this Board upon submission to this Board of the documents evidencing agreement between the Local Unit and the DPW acting for and on behalf of the County for the acquisition, construction, financing and operation of the Project. The Local Unit will pledge its limited tax full faith and credit to the payment of the Local Unit's contractual obligations to the County, requiring the Local Unit to levy taxes annually to the extent necessary to provide funds to meet all or part of such contractual obligations when due.

2. The DPW shall contract or cause the Local Unit to contract for the necessary engineering services to determine specifications and draw plans for the Project and shall enter into negotiations with the Local Unit and other parties involved for the execution of contracts covering the acquisition, construction, financing and operation of the Project.

3. The DPW shall employ the following consultants already working with the Local Unit or the County in connection with the completion of the Project:

As Bond Counsel: Miller, Canfield, Paddock and Stone, P.L.C.  
Detroit, Michigan

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

As Financial Consultants: Stauder, Barch & Associates, Inc.  
Ann Arbor, Michigan

As Engineers: McNamee, Porter & Seeley, Inc.  
Brighton, Michigan

4. This Board hereby estimates the total cost of constructing the Project to be not more than \$800,000 including all engineering fees, financing costs and contingencies, such estimate is subject, however, to revision upon submission of final cost estimates or receipt of bids for the Project.

5. All agreements between the DPW and the Local Unit shall be subject to final approval and ratification by this Board.

6. This Board hereby approves the advancement of funds from the Local Unit in order to commence promptly the Project necessary for the public health and later reimbursement to the Local Unit from bond proceeds.

7. The DPW is hereby authorized through its the Director, Chairman and Secretary, to execute and file the necessary orders, applications and supporting documents with the Michigan Department of Treasury to obtain an order of prior approval or an order providing exception from prior approval for the bonds.

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

8. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Members \_\_\_\_\_

ABSENT: Members \_\_\_\_\_

NAYS: Members \_\_\_\_\_

**RESOLUTION DECLARED ADOPTED.**

\_\_\_\_\_

Secretary

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.



I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, Michigan, at a \_\_\_\_\_ meeting held on \_\_\_\_\_, 2000, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

\_\_\_\_\_  
Secretary

DELIB:2150738.1\014082-00006

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

**RESOLUTION 00-09**

**REQUESTING WITHHOLDING OF LANDS  
AND APPOINTING AGENT FOR  
SPECIFIC PERFORMANCE**

**WHEREAS**, title to certain lands in St. Clair County reverted to the State of Michigan on the 2<sup>nd</sup> day of May, 2000, through provisions of a Circuit Court decree which offered said lands sold for taxes at the Office of the St. Clair County Treasurer at the 2000 Tax Sale; and

**WHEREAS**, said lands are now under the jurisdiction of the Department of Natural Resources and may be included in the list of land which said Department will schedule to be offered at public auction under the provisions of Section 132 of Michigan Compiled Laws 221, as amended; and

**WHEREAS**, Section 131c and 131e of M.C.L. 211, as amended, provided that any municipality may, before the first Tuesday of November 2000, withhold from said sale any lands within its boundaries for the benefit of former owners; and

**WHEREAS**, it is deemed advantageous to have all information related to the redemption of lands under provisions of said Section 131c and 131e available at one office and payment of said taxes arranged at that office.

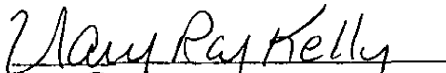
**NOW, THEREFORE, BE IT RESOLVED:**

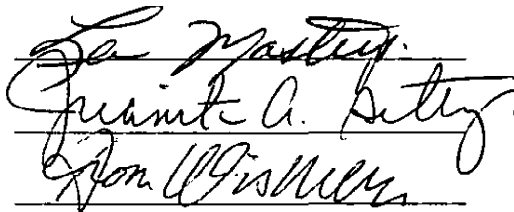
1. That all lands in St. Clair County which reverted to the State on May 1, 2000, and upon which application is made to pay taxes before the first Tuesday of November, pursuant to the provisions of Section 131c and 131e of M.C.L. 211, as amended, be withheld from said sale as provided in this Section.

2. That the St. Clair County Treasurer be hereby authorized to act as representative and agent of the Board of Commissioners of St. Clair County to officially advise the Department of Natural Resources of the legal description of land upon which application has been made to pay tax prior to the first Tuesday in November (under the provisions of Section 131c and 131e) and request that said lands be withheld from sale in accordance with provisions of this Resolution.
3. That all resolutions and parts of resolutions insofar as the same conflict with the provisions of this Resolution, be, and the same are rescinded.

DATED: May 10, 2000

Reviewed and Approved as to Form by:

  
Peter George  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060



**RESOLUTION 00-08**  
**APPROVING THE 2000 COUNTY EQUALIZATION REPORT**

**WHEREAS**, the constitution of the State of Michigan for 1963 in Section 3 Article 9 includes a requirement for the legislature to provide for the uniform general ad valorem taxation of real and tangible personal property not exempt by law; and

**WHEREAS**, the matter of equalization by County is governed by Act 206 of 1893, as amended, being MCL 211.23, MSA 7.51 et seq.

**WHEREAS**, the Michigan Legislature enacted a statute describing true cash and in connection therewith MCLA 211.27, MSA 7.27 reads in part as follows:

"... Notwithstanding any other provisions of law except as hereinafter provided, property shall be assessed at 50% of its true cash value in accordance with Article 9, Section 3 of the constitution;" and

**WHEREAS**, the St. Clair County Board of Commissioners and the St. Clair County Department of Equalization have examined the assessment rolls of the various townships and cities in the County of St. Clair, as required, and have determined that such assessment rolls as examined appear to be relatively unequal; and

**WHEREAS**, the St. Clair County Department of Equalization has, in accordance with the aforementioned constitutionals and statutory provisions prepared a tabular statement of the assessed and equalized values of 50% of the true cash value of the real and personal property of the various townships and cities in St. Clair County, said statement being labeled Exhibit "A" attached hereto and made a part hereof by reference.

**NOW, THEREFORE, BE IT RESOLVED, THAT:**

1. The assessment rolls as presented are hereby approved in the assessed and equalized amounts shown in Exhibit "A".
2. The amounts specified in Exhibit "A" shall be certified by the Chairperson and Clerk of this Board, and that copies be delivered to the respective officials of each township and city of St. Clair County.
3. All resolutions and parts of resolutions, insofar as the same conflict with the provisions of this resolution, be, and the same hereby are rescinded.

Dated: April 26, 2000

Reviewed and approved as to form by:

---

Peter R. George  
St. Clair County  
Corporation Counsel  
301 County Building  
Port Huron, MI 48060

The image shows three handwritten signatures in cursive script, each written over a horizontal line. The signatures appear to be: 1. 'Dan Masters', 2. 'Don Briskman', and 3. 'Frankie G. Kelly'.

EXHIBIT "A" PAGE 1 OF 3

TOWNSHIP OR CITY	TOTAL REAL PROPERTY VALUATIONS ASSESSED	PERSONAL PROPERTY VALUATIONS EQUALIZED	PERSONAL AND REAL TOTALS	S.T.C. L - 4024 YEAR 2000	4/18/00
		PERSONAL PROPERTY VALUATIONS EQUALIZED	TOTAL REAL AND PERSONAL ASSESSED		PERSONAL VALUE EQUALIZED
BERLIN TOWNSHIP	90,555,145	4,546,435	95,101,580		95,101,580
BROCKWAY TOWNSHIP	49,517,900	1,773,337	51,291,237		51,291,237
BURCHVILLE TOWNSHIP	108,321,978	1,931,272	110,253,250		110,253,250
CASCO TOWNSHIP	113,803,502	10,945,194	124,748,696		124,748,696
CHINA TOWNSHIP	421,471,400	29,324,233	450,795,633		450,795,633
CLAY TOWNSHIP	404,087,579	8,901,485	412,989,064		412,989,064
CLYDE TOWNSHIP	146,661,800	3,527,700	150,189,500		150,189,500
COLUMBUS TOWNSHIP	120,033,300	17,542,686	137,575,986		137,575,986
COTTRELLVILLE TOWNSHIP	109,870,277	3,857,059	113,727,336		113,727,336
EAST CHINA TOWNSHIP	376,806,550	59,133,800	435,940,350		435,940,350
EMMETT TOWNSHIP	63,575,589	1,992,289	65,567,878		65,567,878
FORT GRATIOT TOWNSHIP	337,421,475	26,407,635	363,829,110		363,829,110
GRANT TOWNSHIP	41,890,093	1,782,383	43,672,476		43,672,476
GREENWOOD TOWNSHIP	86,152,334	38,116,851	124,269,185		124,269,185
IRA TOWNSHIP	140,973,481	13,628,410	154,601,891		154,601,891
KENOCKEE TOWNSHIP	61,056,992	3,207,825	64,264,817		64,264,817
KIMBALL TOWNSHIP	169,181,220	15,853,514	185,034,734		185,034,734
LYNN TOWNSHIP	34,137,012	2,454,911	36,591,923		36,591,923
MUSSEY TOWNSHIP	87,517,812	15,014,009	102,531,821		102,531,821
PORT HURON TOWNSHIP	202,290,550	22,940,150	225,230,700		225,230,700
RILEY TOWNSHIP	92,163,482	3,672,200	95,835,682		95,835,682
ST. CLAIR TOWNSHIP	215,722,001	14,835,517	230,557,518		230,557,518
WALES TOWNSHIP	84,146,817	3,986,359	88,133,176		88,133,176
CITY OF ALGONAC	100,058,150	3,562,424	103,620,574		103,620,574
CITY OF MARINE CITY	107,380,439	11,276,397	118,656,836		118,656,836
CITY OF MARYSVILLE	287,955,551	67,535,786	355,491,337		355,491,337
CITY OF MEMPHIS	6,857,730	933,114	7,790,844		7,790,844
CITY OF RICHMOND	493,211		493,211		493,211
CITY OF PORT HURON	543,586,225	105,730,775	649,317,000		649,317,000
CITY OF ST. CLAIR	163,340,832	21,996,816	185,337,648		185,337,648
CITY OF YALE	31,467,327	3,320,435	34,787,762		34,787,762
<b>TOTAL FOR ENTIRE COUNTY</b>	<b>4,798,497,754</b>	<b>519,731,001</b>	<b>5,318,228,755</b>		<b>5,318,228,755</b>

EXHIBIT "A" PAGE 2 OF 3

TOWNSHIP OR CITY	AGRICULTURE	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOPMENTAL	TOTAL REAL
BERLIN TOWNSHIP	20,067,463	733,479	58,021	69,696,182		90,555,145
BROCKWAY TOWNSHIP	18,695,000	1,595,300	297,700	28,929,900		49,517,900
BURTCVILLE TOWNSHIP	12,555,501	5,745,207	421,841	89,599,429		108,321,978
CASCO TOWNSHIP	15,373,223	6,679,813	3,208,431	88,341,656	200,379	113,803,502
CASO TOWNSHIP	28,135,800	3,770,700	314,650,900	74,914,000		421,471,100
CLAY TOWNSHIP	8,094,571	22,282,672	2,992,055	370,718,281		404,087,100
CLYDE TOWNSHIP	10,281,600	1,914,300	174,200	134,291,700		146,661,200
COLUMBUS TOWNSHIP	21,948,200	4,548,600	2,493,500	91,043,000		120,033,300
COTTRELLVILLE TOWNSHIP	12,142,754	3,896,640	2,812,547	91,018,336		109,870,277
EAST CHINA TOWNSHIP	345,250	7,395,700	253,943,700	115,121,900		376,806,550
EMMETT TOWNSHIP	19,840,391	1,464,380	24,100	42,246,718		63,575,589
FORT GRATIOT TOWNSHIP	2,774,600	94,322,150		240,324,725		337,421,475
GRANT TOWNSHIP	15,088,227	690,127	353,107	25,758,632		41,890,093
GREENWOOD TOWNSHIP	14,818,405	61,692	51,927,920	19,344,317		86,152,334
IRA TOWNSHIP	10,027,498	16,395,442	6,714,618	107,835,923		140,973,481
KENOCKEE TOWNSHIP	20,051,787	731,204	459,660	39,814,341		61,056,992
KIMBALL TOWNSHIP	12,847,000	15,749,100	1,425,400	139,159,720		169,181,220
LYNN TOWNSHIP	17,656,167	174,050		16,306,795		34,137,012
MUSSEY TOWNSHIP	19,924,041	7,636,410	932,845	59,024,516		87,517,812
PORT HURON TOWNSHIP		51,527,000	7,551,700	143,211,850		202,290,550
RILEY TOWNSHIP	19,795,104	1,666,179	189,000	70,513,199		92,163,482
ST. CLAIR TOWNSHIP	29,296,778	7,535,996	3,103,243	175,785,984		215,722,001
WALES TOWNSHIP	22,985,612	1,600,965	495,950	59,064,290		84,146,817
CITY OF ALGONAC		10,895,700	41,650	89,120,800		100,058,150
CITY OF MARINE CITY	409,000	17,150,686	8,915,428	80,905,325		107,380,439
CITY OF MARYSVILLE		30,161,040	54,974,167	202,820,344		287,955,551
CITY OF MEMPHIS		1,373,560		5,484,170	493,211	6,857,730
CITY OF RICHMOND		104,662,800	39,989,400	398,934,025		543,586,225
CITY OF PORT HURON		15,517,858	8,657,351	139,165,623		163,340,832
CITY OF ST. CLAIR		6,057,278	1,359,429	24,050,620		31,467,327
CITY OF YALE						
TOTAL FOR ENTIRE COUNTY	353,153,972	443,936,028	768,167,863	3,232,546,301	693,590	4,798,497,754

EXHIBIT "A" PAGE 3 OF 3

TOWNSHIP OR CITY	ASSESSED VALUATION - REAL				TOTAL REAL
	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOPMENTAL	
STATE TAX COMMISSION ST. CLAIR COUNTY				S.T.C. L - 4024 YEAR 2000	4/18/00
BERLIN TOWNSHIP	20,067,463	58,021	69,696,182		90,555,145
BROCKWAY TOWNSHIP	18,695,000	297,700	28,929,900		49,517,900
BURCHVILLE TOWNSHIP	12,555,501	421,841	89,599,429		108,321,978
CASCO TOWNSHIP	15,373,223	3,208,431	88,341,656	200,379	113,803,502
CHINA TOWNSHIP	28,135,800	314,650,900	74,914,000		421,471,400
CLAY TOWNSHIP	8,094,571	2,992,055	370,718,281		404,087
CLYDE TOWNSHIP	10,281,600	174,200	134,291,700		146,661
COLUMBUS TOWNSHIP	21,948,200	2,493,500	91,043,000		120,033,500
COTTRELLVILLE TOWNSHIP	12,142,754	2,812,547	91,018,336		109,870,277
EAST CHINA TOWNSHIP	345,250	253,943,700	115,121,900		376,806,550
EMMETT TOWNSHIP	19,840,391	24,100	42,246,718		63,575,589
FORT GRATIOT TOWNSHIP	2,774,600	94,322,150	240,324,725		337,421,475
GRANT TOWNSHIP	15,088,227	690,127	25,758,632		41,890,093
GREENWOOD TOWNSHIP	14,818,405	61,692	19,344,317		86,152,334
IRA TOWNSHIP	10,027,498	16,395,442	107,835,923		140,973,481
KENOCKEE TOWNSHIP	20,051,787	731,204	39,814,341		61,056,992
KIMBALL TOWNSHIP	12,847,000	15,749,100	139,159,720		169,181,220
LYNN TOWNSHIP	17,656,167	174,050	16,306,795		34,137,012
MUSSEY TOWNSHIP	19,924,041	7,636,410	59,024,516		87,517,812
PORT HURON TOWNSHIP		51,527,000	143,211,850		202,290,550
RILEY TOWNSHIP	19,795,104	1,666,179	70,513,199		92,163,482
ST. CLAIR TOWNSHIP	29,296,778	3,103,243	175,785,984		215,722,001
WALES TOWNSHIP	22,985,612	1,600,965	59,064,290		84,146,817
CITY OF ALGONAC		10,895,700	89,120,800		100,058,150
CITY OF MARINE CITY		17,150,686	80,905,325		107,380,439
CITY OF MARYSVILLE		30,161,040	202,820,344		287,955,551
CITY OF MEMPHIS		1,373,560	5,484,170	493,211	6,857,730
CITY OF RICHMOND		104,662,800	398,934,025		543,586
CITY OF PORT HURON		15,517,858	139,165,623		163,340
CITY OF ST. CLAIR		6,057,278	24,050,620		31,467,327
CITY OF YALE					
TOTAL FOR ENTIRE COUNTY	353,153,972	768,167,863	3,232,546,301	693,590	4,798,497,754

RESOLUTION 00-07

BOARD OF COUNTY COMMISSIONERS  
COUNTY OF ST. CLAIR

RESOLUTION APPROVING  
CLAY TOWNSHIP PROJECT

Minutes of a regular meeting of the Board of Commissioners of the County of St. Clair,  
Michigan, held in the County Administration Building on the ~~23rd day of February, 2000~~ <sup>12th of April, 2000</sup> at  
7:30 o'clock p.m., ~~Eastern Standard~~ <sup>Daylight Savings</sup> Time.

PRESENT: Commissioners Acciavatti, Dodge, Gittings, Keegan, Masters  
Quain and Wismer

ABSENT: Commissioner None

The following preamble and resolution were offered by Commissioner Dodge  
and supported by Commissioner Gittings.

WHEREAS, the Township of Clay (the "Local Unit") has presented to the St. Clair  
County Board of Public Works (the "DPW") a request that the County of St. Clair (the  
"County") through the DPW issue bonds in one or more series in the aggregate total amount not  
to exceed \$5,200,000, payable from contractual payments to be made by the Local Unit to the  
County through the DPW and secured secondarily by a pledge of the County's limited tax full  
faith and credit, said bonds to finance costs of acquiring, constructing, financing and operating  
necessary water supply system improvements to service portions of Harsens Island in the Local  
Unit (the "Project"); and

WHEREAS, the DPW has reviewed said request and the financial and engineering  
aspects of the Project and has determined the same to be feasible if undertaken by the County

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.



and the Project is within the scope of the authority of the County and the DPW but is not financially desirable to be undertaken by the Local Unit alone, and to be necessary for the public health, safety and welfare specifically of the Local Unit and its inhabitants and generally of the County; and

WHEREAS, the DPW has recommended to this Board that the Project be given tentative approval and that the Board of Public Works be authorized to undertake initial steps toward the financing and construction of the Project, subject, however, to certain conditions;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This Board does hereby give its initial and tentative approval to the aforesaid Project and does authorize the DPW to undertake the financing and construction of the Project, subject, however, to final approval of this Board upon submission to this Board of the documents evidencing agreement between the Local Unit and the DPW acting for and on behalf of the County for the acquisition, construction, financing and operation of the Project. The Local Unit will pledge its limited tax full faith and credit to the payment of the Local Unit's contractual obligations to the County, requiring the Local Unit to levy taxes annually to the extent necessary to provide funds to meet all or part of such contractual obligations when due.

2. The DPW shall contract or cause the Local Unit to contract for the necessary engineering services to determine specifications and draw plans for the Project and shall enter into negotiations with the Local Unit and other parties involved for the execution of contracts covering the acquisition, construction, financing and operation of the Project.

3. The DPW shall employ the following consultants already working with the Local Unit or the County in connection with the completion of the Project:

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

As Bond Counsel: Miller, Canfield, Paddock and Stone, P.L.C.  
Detroit, Michigan

As Financial Consultants: Stauder Barch & Associates, Inc.  
Ann Arbor, Michigan

As Engineers: BMJ Engineers & Surveyors, Inc.  
Port Huron, Michigan

4. This Board hereby estimates the total cost of constructing the Project to be not more than \$5,200,000 including all engineering fees, financing costs and contingencies, such estimate is subject, however, to revision upon submission of final cost estimates or receipt of bids for the Project.

5. All agreements between the DPW and the Local Unit shall be subject to final approval and ratification by this Board.

6. This Board hereby approves the advancement of funds from the Local Unit in order to commence promptly the Project necessary for the public health and later reimbursement to the Local Unit from bond proceeds.

7. The DPW is hereby authorized through its the Director, Chairman and Secretary, to execute and file the necessary orders, applications and supporting documents with the Michigan Department of Treasury to obtain an order of prior approval or an order providing exception from prior approval for the bonds.

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

8. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Commissioners Dodge, Gittings, Keegan, Masters,  
Quain and Wismer

ABSENT: Commissioners \_\_\_\_\_

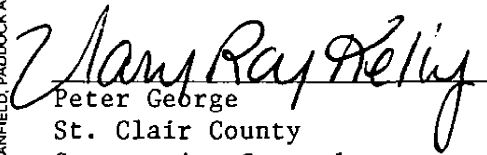
ABSTAIN

~~AYES~~: Commissioners Acciavatti (due to possible conflict of interest)

**RESOLUTION DECLARED ADOPTED.**

\_\_\_\_\_  
Clerk

Reviewed and Approved by:



Peter George  
St. Clair County  
Corporation Counsel  
301 County Building  
Port Huron, MI 48060

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, Michigan, at a regular meeting held on April 12, ~~February 23~~, 2000, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

\_\_\_\_\_  
Clerk

DELIB:2131883.1\078011-00022

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

***Intergovernmental Transfer of Function and Responsibilities***

between

***The Macomb County Board of Commissioners for the  
County of Macomb***

and

***The St. Clair County Board of Commissioners for the  
County of St. Clair***

for

***The Administration of Michigan Works! Systems and Activities  
of the Macomb/St. Clair Workforce Development Board  
for the Macomb/St. Clair Michigan Works! Area***

**Resolution 00-06**

**WHEREAS**, the State of Michigan set forth guidelines establishing Michigan Works! Areas (MWAs) which are consistent with labor market areas and areas in which related services are provided under State or Federal programs, and

**WHEREAS**, the State of Michigan has established a system of Workforce Development Boards to carry out workforce development programs and other workforce development initiatives at the local level for the purpose of providing policy direction, and

**WHEREAS**, the Governor of the State of Michigan has designated the County of Macomb and the County of St. Clair, contiguous to one another, to be the Macomb/St. Clair Michigan Works! Area, and

**WHEREAS**, the State of Michigan policy is for each Michigan Works! Area to identify a Grant Recipient and an Administrative Entity to administer the workforce development activities, and

**WHEREAS**, the specific functions and responsibilities of these entities is spelled out in accordance with the agreement between the Workforce Development Board (WDB) and the Chief Elected Officials, and

**WHEREAS**, Public Act No. 8 of 1967, Ex. Sess., permits two "political subdivisions" to enter in a contract providing for the transfer of certain functions and responsibilities to one another as a means of implementing state and federal workforce development programs, and

**3. Amendments to this Agreement**

Revisions, amendments or alterations to this agreement may be executed at any time by written notice of one party to the other specifying: the basis of the revision, amendment or alteration; substitute language to be added, changed, or deleted; and the date for such revision, amendment or alteration to become effective. Under normal procedures it is agreed, however, that revisions, amendments or alterations be initiated and acted upon during the biennial planning process and that such changes would be effective with the beginning date of the next biennial agreement.

**4. Employee Transfer, Reassignment or Benefit Adjustments**

This agreement is executed solely for the purpose of establishing the entity who will be responsible as the "Grant Recipient" and the "Administrative Agent" and will not result in the transfer, reassignment or other treatment of individuals employed with the County of Macomb or the County of St. Clair for the purpose of fulfilling obligations set forth in this agreement.

**5. Property**

Properties, real or personal, acquired through the operations of the Macomb/St. Clair Michigan Works! System shall be vested with the Grant Recipient except where title is vested with the State of Michigan or U.S. Department of Labor. All procurement and/or disposition of property used in the administration of responsibilities shall proceed in accordance with the Michigan Works! Area Procurement Procedures as required by the State of Michigan's Department of Career Development.

**6. Financing**

Unless otherwise noted, responsibilities and functions transferred or reassigned as a result of this agreement are done so without any financial contribution or other remuneration or one party to the other.

**7. Other Legal, Financial and Administrative Arrangements**

Except as explicitly defined below, there are no other legal, financial or administrative arrangements required to effectuate the terms and conditions of this agreement.

- a. **Administrative Agent** (also known as the Michigan Works! Agency) - the organization designated by this agreement to be responsible for staffing the Macomb/St. Clair Workforce Development Board and the conduct of the day-to-day administrative operations of local programs shall be Macomb/St. Clair Workforce Development Board.

The Director, or his/her designee, for the Administrative Agent/Michigan Works! Agency is authorized to sign legal documents not otherwise required to be signed by the Chief Elected Official or Grant Recipient.

**8. Signatures**

The effective date of this agreement shall be the date of the final signatory as indicated below.

**County of Macomb**

  
\_\_\_\_\_  
John C. Hertel, Chairman  
Board of Commissioners

3-9-00  
Dated

**County of St. Clair**

  
\_\_\_\_\_  
Pat Acciavatti, Chairman  
Board of Commissioners

3-15-2000  
Dated

**Macomb/St. Clair Workforce Development Board**

  
\_\_\_\_\_  
Patricia Anger, Chairperson

3-23-00  
Dated

RESOLUTION 00-05

SUPPORTING REGULATION TO REQUIRE REFLECTORS  
ON ALL TRAIN ENGINES AND TRAIN CARS

**WHEREAS**, due to the number of trains passing through St. Clair County on a daily basis; and

**WHEREAS**, there has been several accidents nationally, state-wide and locally due to vehicles running into sides of motionless train cars at highway crossings; and nationally there were 512 and 462 fatalities in rail-related accidents/incidents in the year 1998 and 1997, respectively. In 1994, over 53% of accidents/incidents where vehicles ran into train cars occurred at dawn, dusk or dark.

**WHEREAS**, it is the desire of the St. Clair County Board of Commissioners to help reduce the number of accidents which have many times resulted in fatalities; and

**WHEREAS**, in order to enhance rail safety regulations by requiring reflectors either by paint or by tape be placed on both sides of train engines and all train cars.

**THEREFORE, BE IT RESOLVED**, that the St. Clair County Board of Commissioners does hereby support legislation to make it mandatory for all train engines and train cars traveling throughout the United States, including the State of Michigan and County of St. Clair, to have reflector paint and/or tape on both sides of each unit; and

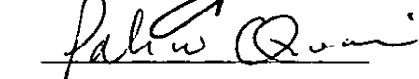
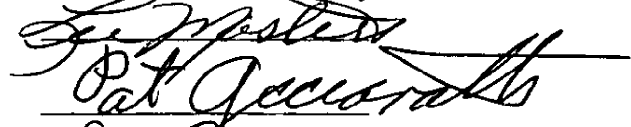
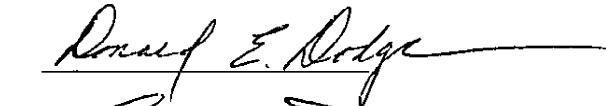
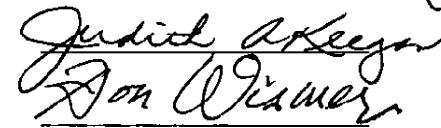
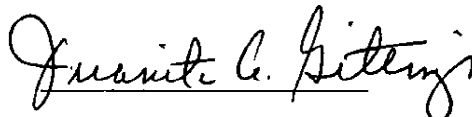
**WHEREAS, BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to U.S. Senators Carl Levin and Spencer Abraham; Congressman David Bonior, State Senator Dan DeGrow, State Representatives Lauren Hager and Jud Gilbert; Michigan Governor, John Engler; President of the United States, Bill Clinton; Director of the Michigan Department of Transportation, Jim DeSana; to the Federal Railroad Administration and its seven regional offices.

DATED: February 23, 2000

Reviewed and Approved by:



Peter George  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060





**RESOLUTION 00-04**

**Support for the United States Senate to pass the Federal Aviation Administration (FAA)  
Airport Improvement Program (AIP) Reauthorization Bill**

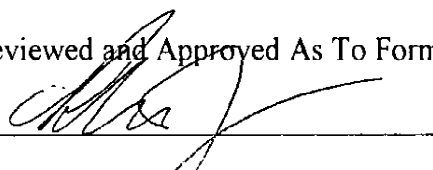
**WHEREAS**, the United States Senate has failed to pass the FAA, AIP Reauthorization Bill; and

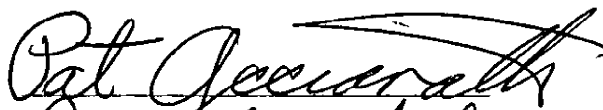
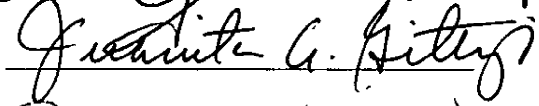
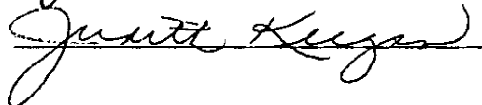
**WHEREAS**, the failure to pass the FAA, AIP Reauthorization Bill is causing a national crisis that has placed many critically needed aviation safety, security, and economical development programs on hold.

**NOW, THEREFORE BE IT RESOLVED**, that the St. Clair County Board of Commissioners strongly request that the United States Senate take action to pass the FAA, AIP Reauthorization Bill.

DATED: February 9, 2000

Reviewed and Approved As To Form By:

  
\_\_\_\_\_  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_

RESOLUTION 00-3

RESOLUTION DECLARING VOLUNTARY RECOGNITION  
OF DIVIDING OF BARGAINING UNIT AND EXCLUSIVE REPRESENTATIVE

WHEREAS, employees of the St. Clair County Sheriff Department currently classified as Deputy Sheriff, Detective, Corrections Officer, Communications Officer, Transfer Officer, Service Bureau Agent, Custodian and Inmate Trust/Commissary Clerk, are, for the purpose of collective bargaining, included in a unit which is represented by the Police Officers Association of Michigan (POAM), and

WHEREAS, the above described unit is comprised of essential service law enforcement personnel subject to Act 312 compulsory arbitration and non-essential law enforcement and corrections personnel not subject to Act 312, and

WHEREAS, notice was received from the POAM on December 6, 1999 that the above described unit voted to split into separate units to be described as; Unit I comprised of Act 312 eligible employee and Unit II comprised of those employees who are not eligible for Act 312 compulsory arbitration, and

WHEREAS, the POAM further requests the County of St. Clair to voluntarily recognize the two separate Units with the POAM as exclusive representative for both Units, and

WHEREAS, the size of the above described bargaining unit has grown substantially and at present the composition of non-312 eligible versus 312 eligible personnel is approximately even in number, and

WHEREAS, Act 379 of the Public Acts of 1965 as amended allows for voluntary recognition of labor organizations for the purpose of collective bargaining and voluntary recognition of bargaining units where there is a community of interest of the employees subject thereto,

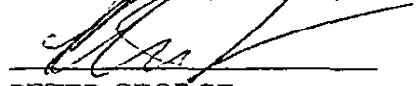
NOW THEREFORE BE IT RESOLVED THAT the St. Clair County Board of Commissioners hereby voluntarily recognizes the POAM to be the exclusive representative for the purpose of collective bargaining with respect to rates of pay, wages, hours of employment and other working conditions for Sheriff Department Unit I comprised of all Deputy Sheriffs, Detectives, Communications Officers and all other classifications subject to Act 312 of the Public Acts of 1979, and Unit II comprised of all Corrections Officers Service Bureau Agents, Transfer Officers, Custodians and Inmate Trust/Commissary Clerks and all other classifications not subject to Act 312,

BE IT FURTHER RESOLVED THAT the Sheriff, Undersheriff, supervisory employees such as but not limited to, Corrections Corporal, Corrections Sergeant, Service Bureau Manager, Communications Director, Sergeants, Lieutenants and Captains shall be excluded from the above Bargaining Units respectively, by virtue of their supervisory capacity and not necessarily by rank. Other employees such as personal Secretary to the Sheriff, Special Deputy and temporary employees shall be excluded from the above Bargaining Units respectively.

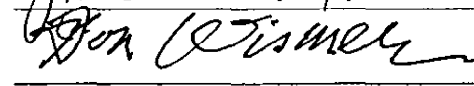
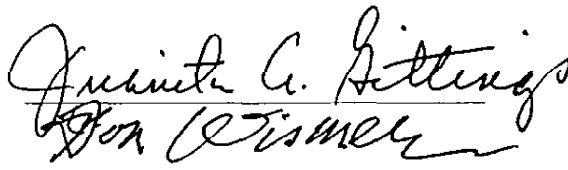
RESOLUTION 00-3

Dated : January 19, 2000

Reviewed and Approved by:



PETER GEORGE  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060





## RESOLUTION 00-3

**RESOLUTION DECLARING VOLUNTARY RECOGNITION  
OF DIVIDING OF BARGAINING UNIT AND EXCLUSIVE REPRESENTATIVE**

WHEREAS, employees of the St. Clair County Sheriff Department currently classified as Deputy Sheriff, Detective, Corrections Officer, Communications Officer, Transfer Officer, Service Bureau Agent, Custodian and Inmate Trust/Commissary Clerk, are, for the purpose of collective bargaining, included in a unit which is represented by the Police Officers Association of Michigan (POAM), and

WHEREAS, the above described unit is comprised of essential service law enforcement personnel subject to Act 312 compulsory arbitration and non-essential law enforcement and corrections personnel not subject to Act 312, and

WHEREAS, notice was received from the POAM on December 6, 1999 that the above described unit voted to split into separate units to be described as; Unit I comprised of Act 312 eligible employee and Unit II comprised of those employees who are not eligible for Act 312 compulsory arbitration, and

WHEREAS, the POAM further requests the County of St. Clair to voluntarily recognize the two separate Units with the POAM as exclusive representative for both Units, and

WHEREAS, the size of the above described bargaining unit has grown substantially and at present the composition of non-312 eligible versus 312 eligible personnel is approximately even in number, and

WHEREAS, Act 379 of the Public Acts of 1965 as amended allows for voluntary recognition of labor organizations for the purpose of collective bargaining and voluntary recognition of bargaining units where there is a community of interest of the employees subject thereto,

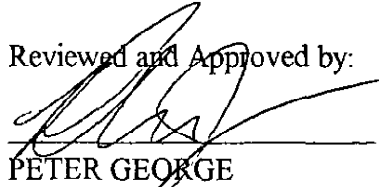
NOW THEREFORE BE IT RESOLVED THAT the St. Clair County Board of Commissioners hereby voluntarily recognizes the POAM to be the exclusive representative for the purpose of collective bargaining with respect to rates of pay, wages, hours of employment and other working conditions for Sheriff Department Unit I comprised of all Deputy Sheriffs, Detectives, Communications Officers and all other classifications subject to Act 312 of the Public Acts of 1979, and Unit II comprised of all Corrections Officers Service Bureau Agents, Transfer Officers, Custodians and Inmate Trust/Commissary Clerks and all other classifications not subject to Act 312,

BE IT FURTHER RESOLVED THAT the Sheriff, Undersheriff, supervisory employees such as but not limited to, Corrections Corporal, Corrections Sergeant, Service Bureau Manager, Communications Director, Sergeants, Lieutenants and Captains shall be excluded from the above Bargaining Units respectively, by virtue of their supervisory capacity and not necessarily by rank. Other employees such as personal Secretary to the Sheriff, Special Deputy and temporary employees shall be excluded from the above Bargaining Units respectively.

RESOLUTION 00-3

Dated : January 19, 2000

Reviewed and Approved by:



PETER GEORGE  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060



Resolution 00-2

AMENDING ORDINANCE #51 THE PARKING CONTROL AND ENFORCEMENT ORDINANCE

WHEREAS, the St. Clair County Board of Commissioners has provided for controls within the County owned and operated parking lots through the adoption of Resolution 90-6, Adopting Parking Control and Enforcement Ordinance; and

WHEREAS, from time to time it is recognized that amendments to this Ordinance may be necessary to accomodate changes in building utilization, operational practices and traffic patterns; and

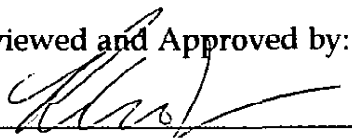
NOW, THEREFORE, BE IT RESOLVED, that the attached, amended St. Clair County Parking Control and Enforcement Ordinance is hereby adopted in accordance with the provisions of State of Michigan Public Act No. 58 of 1945, as amended.

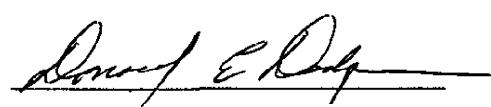
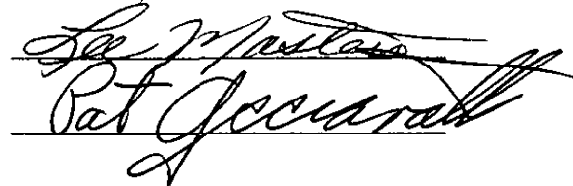
BE IT FURTHER RESOLVED, that a copy of this Ordinance, as amended, shall be published in a newspaper of general circulation in the County of St. Clair.

BE IT FURTHER RESOLVED, that this amended Ordinance shall take effect thirty (30) days after its adoption by the Board of Commissioners.

DATED: January 19, 2000

Reviewed and Approved by:

  
PETER GEORGE  
County Corporation Counsel  
301 County Building  
Port Huron, MI 48060

PARK: CONTROL AND ENFORCEMENT ( FINANCE

# 51

An Ordinance for and relating to the establishment of County owned and operated parking lots and providing for the control of and enforcement of said parking lots.

ARTICLE 1 STATUTORY AUTHORIZATION

Pursuant to Public Acts of the State of Michigan, Act 58 of 1945 as amended, the St. Clair County Board of Commissioners is authorized to establish and maintain parking lots, to promulgate regulations for the operation of parking lots, and to prescribe civil sanction.

ARTICLE II PURPOSE

To provide control for and restrict and limit access to the County owned and operated parking lots; to provide for and designate parking space to County employees, County Building(s) patrons, and the general public; to avoid unnecessary congestion; and to provide for the safe and proper use of those parking lots.

ARTICLE III DEFINITIONS

Unless specifically defined below, words or phrases used in this Ordinance shall be interpreted so as to give them the meanings they have in common usage and to give this Ordinance its most reasonable application.

- 1) Handicapped person - Any person as described under the State of Michigan Motor Vehicle Code, 1949 P.A. 300, as amended.
- 2) Loading Zone - The space(s), designated by signs, reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.
- 3) Park - To stand a vehicle whether occupied or not, for a period of time greater than is reasonably necessary for the actual loading and unloading.
- 4) Parking Lot - County owned and operated areas, designated by signs, for the specified use of vehicle parking.

ARTICLE IV ADMINISTRATION

The County parking lots now owned and operated, or, hereafter acquired or established by the County, shall be under the supervision of the County Administrator/ Controller. The County Administrator/Controller shall establish and issue such parking control orders as may be necessary to carry out the provisions of this Ordinance.

ARTICLE VGENERALSection 1      General Prohibitions

No person shall stop, stand, or park a vehicle, except when necessary to avoid conflict with other traffic, or in compliance with law, or the directions of a police/sheriff officer or traffic control device, in any of the following places:

- 1) On a sidewalk.
- 2) In any place or in any manner so as to block or hamper immediate use of and immediate egress from any building.
- 3) At any place where official signs prohibit parking, standing, or stopping.
- 4) In a parking space clearly identified by an official sign as being reserved for use by handicappers which is on public or private property available for public use; unless the person is a handicapper as described under State of Michigan Motor Vehicle Code, 1949 P.A. 300, as amended; or unless the person is parking the vehicle for the benefit of a handicapper. A certificate of identification issued under State of Michigan Motor Vehicle Code, 1949 P.A. 300, as amended, to a handicapper, shall be displayed on the lower left corner of the front windshield or a special registration plate issued under State of Michigan Motor Vehicle Code, 1949 P.A. 300, as amended, to a handicapper shall be displayed on the vehicle.
- 5) In violation of an official sign restricting the period of time or manner of parking or eligibility for parking.
- 6) In a space controlled or regulated by a meter, in a publicly owned parking area or structure, if the allowable time for parking indicated on the meter has expired.

Section 2      Restrictions and Prohibitions at Specific Places

No person shall stop, stand or park vehicle, except when necessary to avoid conflict with traffic or in compliance with law or the direction of a police/sheriff officer; in violation of any parking restriction or prohibition established for specific places by traffic-control orders promulgated in accord with the provisions of this Ordinance, provided, signs stating such restrictions or prohibitions are duly posted in accordance with this Ordinance, except that a driver of a passenger vehicle may stop temporarily, in such restricted or prohibited zone for the purpose of and while actually engaged in loading and unloading of passengers when such stopping does not interfere with traffic.

Section 3      St. Clair County Government Complex-Parking Area

As authorized by Public Act 58, of the State of Michigan of 1945 (M.C.L. s 46.187), as amended, the following described St. Clair County Government Complex parking lots shall be regulated, as indicated in this section, by the County of St. Clair:



1) Lot #1 - Sheriff Department/Jail

Located adjacent to the south side of the Sheriff Department/Jail Building. Entrance/exit are located off Fort and Merchant Streets. Access is controlled by gates at the entrance/exit. Parking is restricted to designated individuals and vehicles only.

2) Lot #2 - County Building

Located immediately between the County Building and the Sheriff Department/Jail Building parking lot. Entrances/exits are located off Fort Street. Parking is available by Permit Only,

3) Lot #3 - Library Building

Located immediately adjacent to the east side of the Library Building. Entrance/exit is located off McMorran Boulevard. Parking is available to Library Patrons only.

4) Lot #4 - Annex Building

Located immediately adjacent to the east/southeast side of the County Annex Building. Entrance/exit is located off Merchant Street. Parking is available by Permit Only.

5) Lot #5 - Grand River Parking Lot

Located immediately south of the Library Building and the Annex Building. Entrances/exits are located off Merchant Street and Grand River Avenue. Parking is available by Permit Only.

6) Lot #6 - Public Service Building(s)

Located immediately adjacent to the west side of the Public Service Building(s). Entrances/exits are located off Moak Street. Parking is available for County employees and Public Service Building(s) patrons.

7) Lot #7 - 72nd District Court Building - Marine City

Located immediately adjacent to the District Court Building-Marine City. Entrance/exit is located off South Parker Road. Parking is available for County employees and District Court patrons.

8) Lot #8 - St. Clair County Park - Goodells

Located within the immediate area of the County Park Building and Grounds. Entrances/exits are located off County Park Drive. Parking is available for County employees and the general public who are attending functions/activities within the County Park Grounds.

ARTICLE VI

PENALTY

Section 1            General Penalty

Any person, firm, or corporation violating any provision of this Ordinance, shall be fined not less than two dollars, nor not more than ten dollars for each offense.

Section 2            Tickets

For offenses committed under this Ordinance, authorized enforcement agents may issue a parking violation ticket notifying the offender of the specific violation, location, and time of the violation, the amount of the fine(s), and the required method of payment of the fine(s).

Section 3            Prima Facie Proof

The fact that a vehicle, which is illegally parked, is registered in the name of a person, shall be considered prima facie proof that such person was in control of the vehicle at the time of such parking.

Section 4            Parking Violations

Any person accused of a violation of this Ordinance prohibiting parking a vehicle in a designated area or restricting the length of time a vehicle may be parked there, or parking in a metered area without putting a coin in the meter to cover the required time, may settle and compromise the claim against him/her for such illegal parking, by paying to the County of St. Clair the sum as designated on the ticket within five (5) days from when the alleged offense occurred.

Section 5            Towing Away Parked Vehicles

The authorized enforcement agents are hereby authorized to remove and tow away, or have removed and towed away by commercial towing service, any vehicle illegally parked in any place where such parked vehicle creates or constitutes a traffic hazard, blocks the use of fire hydrants, obstructs or may obstruct the movement of any emergency vehicle, or is abandoned in the parking lots.

Vehicles so towed away for illegal parking shall be stored in a safe place and shall be restored to the owner or operator of such vehicle upon payment of a fee of twenty-five dollars within twenty-four hours after the time such vehicle was removed, plus twenty-five dollars for each additional twenty-four hours or fraction thereof. The owner of the vehicle will be responsible for all towing costs.

When a vehicle is authorized to be towed away, the authorized enforcement agent shall keep and maintain appropriate detailed records.

## ARTICLE VII

## PARKING METERS

### Section 1      Establishment of Metered Spaces and Zones

Spaces and zones to be known as parking metered spaces and zones may be established by parking-control orders issued by the County Administrator/Controller in any County owned and operated parking lot. Such parking-control orders may establish a maximum legal parking limit for spaces, zones, and lots and prescribe the coins to be deposited to operate the meters placed therein.

### Section 2      Installation, Marking, and Manner of Use of Meter Space

The County Administrator/Controller is authorized to install parking meters in parking metered spaces and zones, and have lines or markings painted upon the lot surface controlled by each parking meter to designate the parking space for which the meter is to be used. The meter shall be installed adjacent to such space. No person shall park any vehicle upon or across any such line or marking. The foremost part of a vehicle shall be adjacent to the parking meter and the entire vehicle, insofar as possible, shall be centered within the designated parking space.

### Section 3      Meter Specifications

Each parking meter shall display, by a signal, that the parking space adjacent thereto is or is not legally in use. Each parking meter shall display, on deposit of a United States coin of the denomination mentioned on the meter, a signal indicating legal parking for that period of time which may be established for that area or zone of the lot upon which the parking meter is installed, and which is permitted for the deposit of the specific coin inserted. Upon the expiration of the time limit, the parking meter shall indicate by a signal that the lawful parking has expired.

Section 4      Deposit of Coin Required, Overtime Parking

Whenever a vehicle is parked in the space adjacent to a parking meter, the operator of the vehicle shall immediately deposit or cause to be deposited in such a manner, a coin of the United States of a denomination mentioned on the meter. Thereupon, the parking space may be lawfully occupied by such vehicle during the period of parking time indicated on the meter. No person shall leave any vehicle in any metered parking place except while within the lawful period of parking time indicated on the parking meter regulating such place, nor in any case longer for the lawful parking time permitted in such space, zone, or lot.

Section 5      Deposit of Coin for Purpose of Extending Parking Time Limit

No person shall deposit or cause to be deposited in a parking meter a coin for the purpose of increasing or extending the parking time of any vehicle beyond the legal parking time which has been established for the parking space adjacent to the parking meter.

Section 6      Deposit of Slugs

No person shall deposit or cause to be deposited in any parking meter, any slug, device, or metallic substitute for a United States coin.

Section 7      Removing, Damaging, etc.; Meters

No person shall remove, deface, injure, tamper with, open or willfully break, destroy, or impair the usefulness of any parking meter.

ARTICLE VIII                      EFFECTIVE DATE OF ORDINANCE

This Ordinance shall take effect thirty (30) days after the date of its adoption.

DATED:      January 24, 1990  
ADOPTED:    January 24, 1990  
PUBLISHED:    March 1, 1990  
EFFECTIVE:    April 16, 1990

PARKING CONTROL AND ENFORCEMENT POLICIES

EMPLOYEE SUMMARY

I. EFFECTIVE DATE

The Parking Control and Enforcement Ordinance will take effect APRIL 16, 1990.

II. AFFECTED EMPLOYEES

All St. Clair County Employees whose primary work site is located in any one of the following St. Clair County Buildings:

1. Sheriff Department/Jail
2. County Building
3. Annex Building
4. Library

III. AFFECTED PARKING LOTS (for detail, please see attached map)

1. Lot #1 - Sheriff Department/Jail

This lot will remain restricted to authorized individuals only.

2. Lot #2 - County Building

This lot is available for employee parking and Citizens conducting business in the County Building. County Employees may use this lot without fear of ticketing if a parking permit tag is properly displayed. Ten (10) parking spaces have been designated and posted as thirty (30) minute parking for County Building Patrons Only.

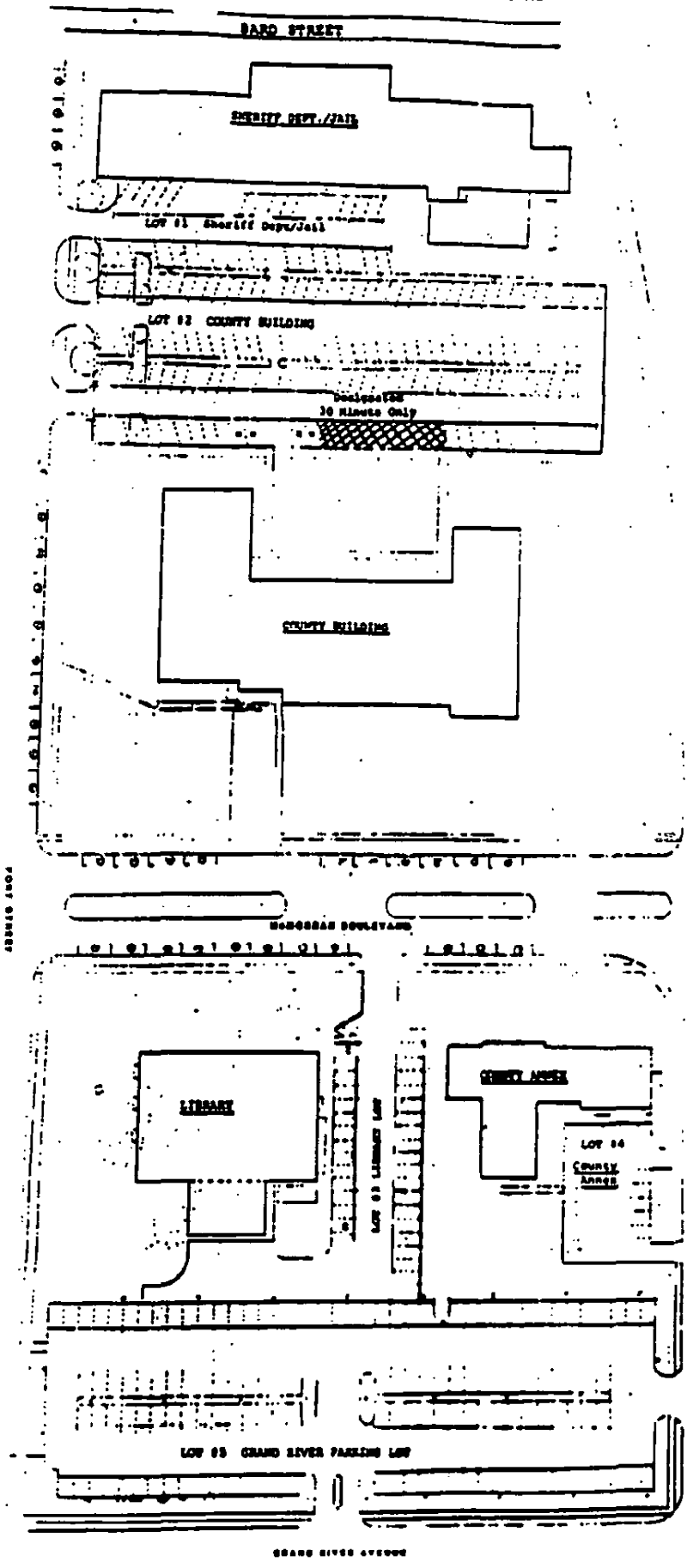
3. Lot #3 - Library Building

This lot is for Library Patrons Only. Employees parking in this lot subject themselves to ticketing regardless of whether a parking permit tag is properly displayed.

4. Lot #4 - Annex Building

This lot is available for employee parking. County Employees may use this lot without fear of ticketing if a parking permit tag is properly displayed.

ATTACHMENT 'A'



ISSUED 1900

***Intergovernmental Transfer of Function and Responsibilities***

between

***The Macomb County Board of Commissioners for the  
County of Macomb***

and

***The St. Clair County Board of Commissioners for the  
County of St. Clair***

for

***The Administration of Michigan Works! Systems and Activities  
of the Macomb/St. Clair Workforce Development Board  
for the Macomb/St. Clair Michigan Works! Area***

**Resolution 00-06**

**WHEREAS**, the State of Michigan set forth guidelines establishing Michigan Works! Areas (MWAs) which are consistent with labor market areas and areas in which related services are provided under State or Federal programs, and

**WHEREAS**, the State of Michigan has established a system of Workforce Development Boards to carry out workforce development programs and other workforce development initiatives at the local level for the purpose of providing policy direction, and

**WHEREAS**, the Governor of the State of Michigan has designated the County of Macomb and the County of St. Clair, contiguous to one another, to be the Macomb/St. Clair Michigan Works! Area, and

**WHEREAS**, the State of Michigan policy is for each Michigan Works! Area to identify a Grant Recipient and an Administrative Entity to administer the workforce development activities, and

**WHEREAS**, the specific functions and responsibilities of these entities is spelled out in accordance with the agreement between the Workforce Development Board (WDB) and the Chief Elected Officials, and

**WHEREAS**, Public Act No. 8 of 1967, Ex. Sess., permits two "political subdivisions" to enter in a contract providing for the transfer of certain functions and responsibilities to one another as a means of implementing state and federal workforce development programs, and

Resolution 00-1

EXEMPTING COUNTY REVENUE FROM CAPTURE BY THE CITY  
OF YALE LOCAL DEVELOPMENT FINANCE AUTHORITY

WHEREAS, the City of Yale has notified the St. Clair County Board of Commissioners that it intends to establish a Local Development Financing Authority (LDFA) as set forth in its Notice of Hearing to be held on December 13, 1999; and

WHEREAS, the St. Clair County Board of Commissioners is authorized by Michigan statute to exempt its taxes, as levied, from the capture by the Local Development Financing Authority; and

WHEREAS, if the St. Clair County Board of Commissioners does not exempt its taxes from capture by the LDFA of the City of Yale, the taxes will automatically be diverted to economic development activities within the designated Tax Increment Financing Authority District; and

WHEREAS, St. Clair County currently supports a number of economic development activities through its participation in the county-wide Economic Development Alliance and related projects; and

WHEREAS, the St. Clair County Board of Commissioners has determined that exempting County revenues from development authorities will give the County the flexibility to dedicate economic development resources on a county-wide priority basis.

NOW, THEREFORE BE IT RESOLVED that the St. Clair County Board of Commissioners does elect, pursuant to Michigan statute, to exempt its taxes from capture by the City of Yale, Local Development Financing Authority; and

BE IT FURTHER RESOLVED, that the County Clerk shall file a copy of this resolution with the Clerk of the City of Yale advising the City of the action taken pursuant to this resolution.

DATED: January 19, 2000



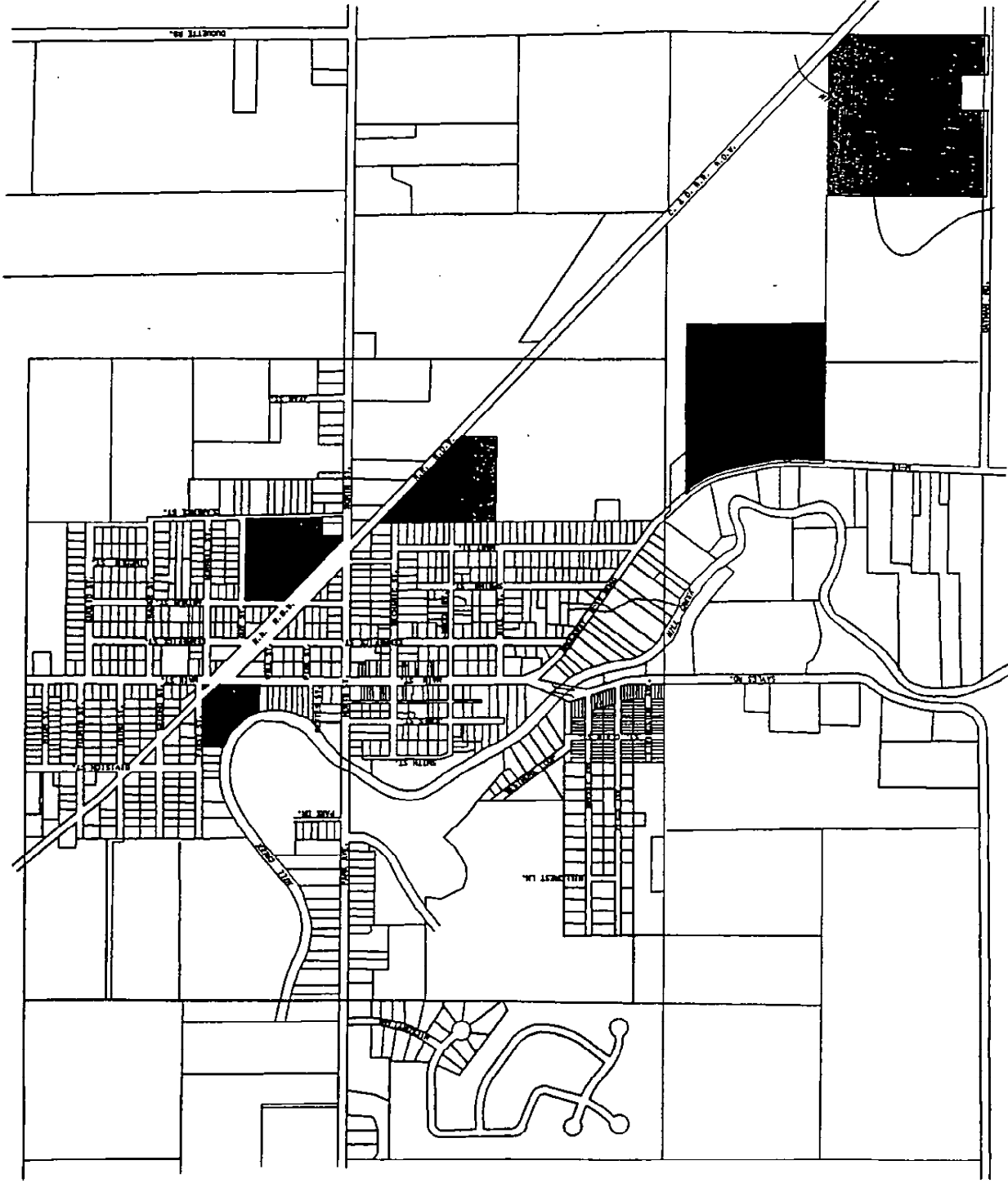
**Reviewed and Approved by:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

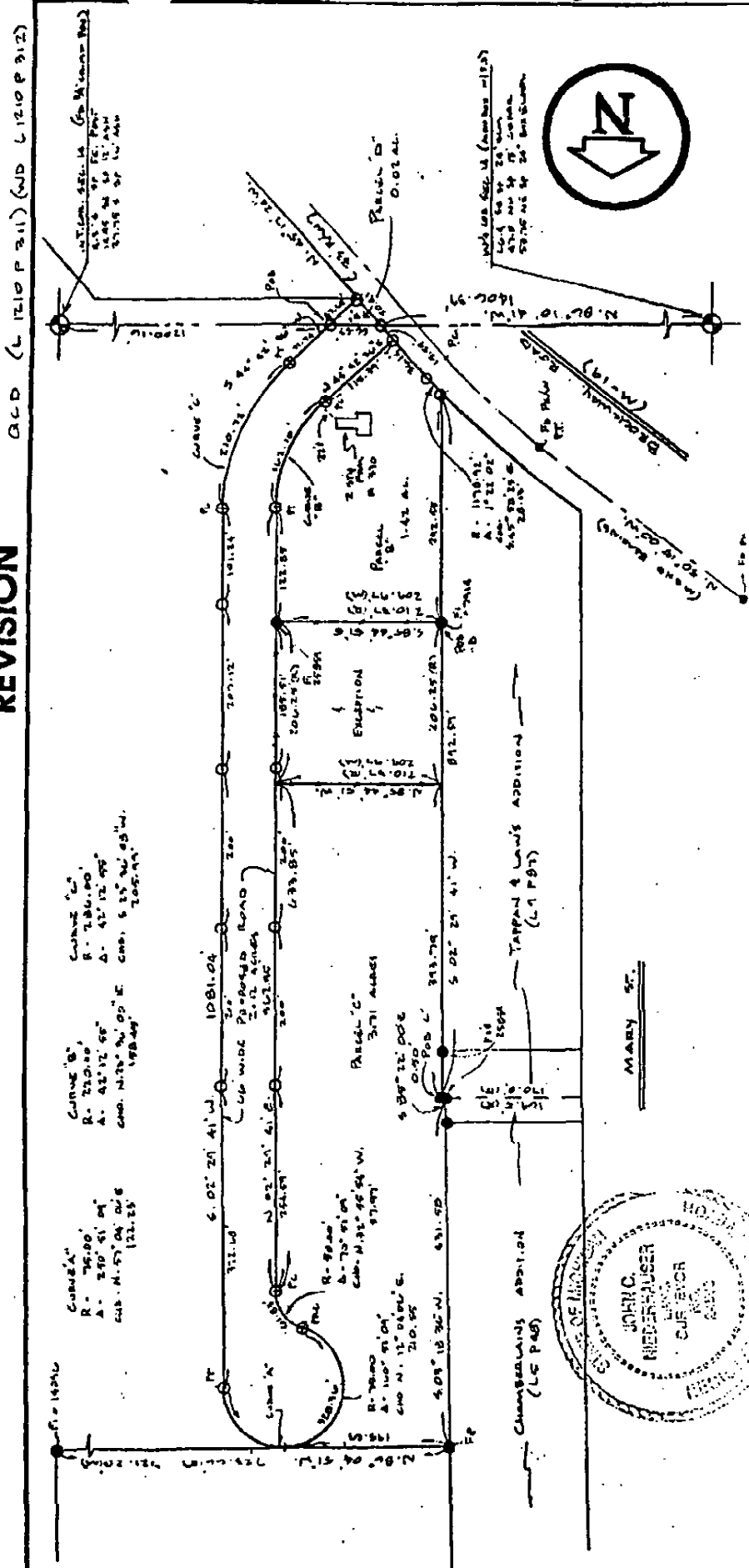
\_\_\_\_\_  
**PETER GEORGE**  
**County Corporation Counsel**  
**301 County Building**  
**Port Huron, MI 48060**

**INDUSTRIAL ZONING DISTR.**

**PROPOSED LDFA DISTRICT**  
**CITY OF YALE,**  
**ST. CLAIR COUNTY, MICHIGAN**



**REVISION**



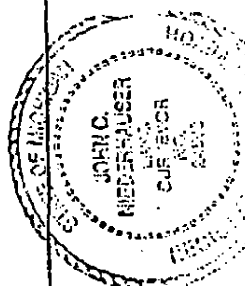
**SURVEYOR'S CERTIFICATE**  
 I, A PROFESSIONAL SURVEYOR IN THE STATE OF MICHIGAN, HAVE CAUSED TO BE SURVEYED THAT PORTION OF LAND DESCRIBED AND DELINEATED HEREON THAT SAID PLAT IS A TRUE REPRESENTATION OF THE SURVEY AS DIRECTED BY ME, AND THAT THERE ARE NO ENCUMBRANCES OTHER THAN AS SHOWN HEREON THAT SAID SURVEY IS A TRUE AND CORRECT REPRESENTATION OF THE SAME. I AM A LICENSED SURVEYOR UNDER THE PROVISIONS OF SECTION 3, ACT 312, P.A. 1874.

**LEGEND:**  
 ○ SET 1"7" IRON WITH CAP  
 □ SET CONCRETE MONUMENT  
 ● FOUND PROPERTY IRON  
 ○ FOUND CONCRETE MONUMENT  
 — FENCE LINE  
 — GOVERNMENT CORNER  
 — CENTERLINE  
 — RIGHT-OF-WAY LINE  
 (M) RECORDED DATA  
 (R) MEASURED DATA  
 (C) CALCULATED DATA

**CONSULTING ENGINEERS AND LAND SURVEYORS**  
 519 HURON AVENUE  
 PORT HURON, MI 48060  
 PHONE: 810-984-5596  
 FAX: 810-984-8780

**SCALE:** 1" = 150'  
**SURVEYER:** P3 **DATE:** 9-7-99  
**DRAWN:** P3 **CHKD:** JS  
**JOB NO.:** 9909.03Z **PAGE:** 1 OF 3

**CERTIFICATE OF SURVEY**  
 SURVEY OF  
 PROPOSED ROAD, RIGHT OF WAY  
 BEING PART OF THE N.W. 1/4 OF SECTION  
 14, T8N-R14E, CITY OF YALE,  
 ST. CLAIR COUNTY, MICHIGAN.  
 FOR: JOHN OSBORN / CITY OF YALE



MARY ST.

TRANSPORTATION  
COMMISSION  
BARTON W. LABELLE -Chairman  
JACK L. GINGRASS - Vice Chairman  
BETTY JEAN AWREY  
TED B. WAHBY  
LOWELL B. JACKSON  
JOHN W. GARSIDE  
LH 0-0 (4/99)

STATE OF MICHIGAN



JOHN ENGLER, GOVERNOR

DEPARTMENT OF TRANSPORTATION

TRANSPORTATION BUILDING, 425 WEST OTTAWA POST OFFICE BOX 30050, LANSING, MICHIGAN 48909  
PHONE: 517-373-2090 FAX: 517-373-0167 WEB SITE: <http://www.mdot.state.mi.us>  
JAMES R. DeSANA, DIRECTOR

November 23, 1999

John Osborn, City Manager  
City of Yale  
111 West Mechanic Street  
Yale, MI 48097

Dear Mr. Osborn:

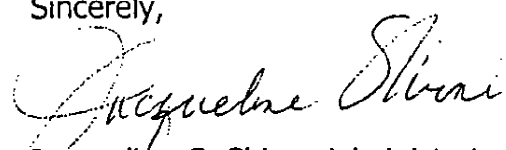
Thank you for your interest in the Transportation Economic Development Fund. Your letter of interest for Category A funding has been reviewed for a new road to serve Redall Industries. According to the submitted information, your project appears to meet the minimum eligibility requirements of the fund.

As such, you are invited to submit a full application to this office for funding consideration. Please note that this invitation does not serve as a commitment of grant funding and should not be viewed as an indicator of the competitiveness of this project.

Enclosed are forms and instructions for your use. Please return these forms and other requested material to this office at your earliest convenience.

Projects will be approved on a quarterly basis and your application will be kept on file for possible funding until September 2000. If you have any questions regarding this process, please contact Jane Rose at (517) 373-2666.

Sincerely,

  
Jacqueline G. Shinn, Administrator  
Office of Economic Development

cc: Jane Rose, OED  
Tino Breithaupt, MEDC

Mailed to Matt M. @ WT - 11-29-99 (RC)





November 18, 1999

Mr. John Osborn  
City Manager  
City of Yale  
111 West Mechanic Street  
Yale, Michigan 48097

201 N. WASHINGTON SQ.  
4<sup>TH</sup> FLOOR  
LANSING, MI 48913  
317 335 5884  
317 335 2521

CUSTOMER ASSISTANCE  
317 373 9808  
www.michigan.org

Dear Mr. Osborn:

The Michigan Economic Development Corporation has reviewed the city of Yale's Notice of Intent to apply for an economic development implementation grant under the 1999 Michigan Community Development Block Grant (CDBG) Program, Project No. 990055-EDIG. The Notice of Intent requests funding for the Redall Industries infrastructure project.

Based upon the information contained in the Notice of Intent, the proposed project appears to warrant further review and evaluation. Therefore, you are invited to submit a full economic development application for not more than \$86,000. Copies of the appropriate application forms are enclosed. Two (2) copies of the completed application should be forwarded directly to the Michigan Economic Development Corporation 45 days of the date of this letter. If your application is not submitted by Monday, January 3, 2000, your file will be closed.

Please note that it will be necessary for you to comply with all other applicable state and federal CDBG Program statutes and requirements. Special attention should be given to completion of public participation and environmental review procedures. No public or private project costs can be incurred prior to completion of environmental review procedures or prior to award of a grant.

All applications must contain an engineering estimate which includes the following: a) a detailed description of the method used to derive the sizes, quantities and qualities of the infrastructure improvements; and b) a topographical map of the project site.

Additionally, please be advised that this letter is not to be construed as a commitment on the part of the State to approve an application. It is intended only to invite submittal of an application for review and evaluation. You are cautioned not to make any commitments based on this letter.

Should any questions regarding compliance with federal regulations arise, please contact Ken Murdoch at (517) 373-6207. Should you require assistance in preparing the application, please contact me at (517) 335-7496.

Sincerely,

Tino J. Brethaupt  
Infrastructure Specialist  
Business Finance

cc: Ken Murdoch

Governor John Engler  
GENERAL CHAIR

Doug Rothwell  
PRESIDENT & CEO

Mailed to matt m@WT-11-29-99 (XL)