

RESOLUTIONS 2005

- 05-01 Per Diems for Board of Commissioners
- 05-02 Labor Contract With Juvenile Center Employees
- 05-03 Labor Contract with Juvenile Counselors
- 05-04 Labor Contract With Professional Nurses Supervisors Unit II
- 05-05 Continuation of Service Agreement Between CDA & Sheriff Department
- 05-06 Restore HIV/AIDS Categorical Funding
- 05-07 Approval of MNRTF Grant Application and Funding
- 05-08 Supporting House Bill 4281
- 05-09 Amendment of the Investment Policy
- 05-10
- 05-11 Approving Submission of Coastal Grant Application for an Assessment of Public Utilities Infrastructure in St. Clair Co.
- 05-12 CDBG Funding
- 05-13 (b) Opposing Reductions in U.S. Dept of Agriculture Funding
- 05-14 Mill Creek Issue
- 05-15 Communications System Infrastructure & Funding -Amended 911 Service Plan
- 05-16 Sale by Sheriff of Unclaimed & Stolen Property
- 05-17 Imposing 2005 Summer Property Tax Levy Pursuant to PA 357 of 2004 and Notice of Certification of County Allocated Tax Levy.
- 05-18 Approving & Authorizing the Petition for the Agricultural Processing renaissance Zone for the Marysville Ethanol LLC
- 05-19 Approving Required Signature for HAVA
- 05-20 St. Clair Count International Airport
- 05-21 Approving AAA 1-B Multi-Year Plan 2004-2006 and FY 2006 Annual Implementation Plan
- 05-22 Adopting Collective Bargaining Agreement – Association of Professional Employees of the St. Clair County Prosecuting Attorney
- 05-23 Resolution amending a part of the St. Clair County Employee's Retirement System Ordinance
- 05-24 For the adoption of The National Incident Management System

- 05-25 St. Clair County Board of Commissioners' Resolution to amend Resolution 05-07 Land Acquisition Grant application for up to 300-acres of property located in Columbus Township for future development as a County Park & commitment of County Millage Funds**
- 05-26 Annual Reversion of Available Fund Balance from other Funds to the general Fund and Subsequent Distribution**
- 05-27 Vacant**
- 05-28 Approving a Brownfield Plan for the County of St. Clair Pursuant to and in accordance with Provision of Act 381 of the Public Acts of the State of Michigan of 1996, as Amended**
- 05-29 Opposing House Bill 5124**
- 05-30 Lakeshore Motel Easement Acquisition/condemnation**
- 05-31 Humane Law Enforcement Fees (no copy)**
- 05-32 Opposition to Changes in Floodplain Elevation**
- 05-33 Equalization Annual Report**
- 05-34 Cooperative Reimbursement IV-D Program – PA**
- 05-35 Per Diems for Boards and Commissions**
- 05-36 Waiving Accrued Interest on Tax collected by Local Units**
- 05-37 Establishing Salaries for Specific County Elected Officials**
- 05-38 Appropriation of Senior Citizens Millage Funds for 2006**
- 05-39 St. Clair County 2006 General Appropriations**
- 05-40 County Association of non-Union Employees (CANUE)**
- 05-41 Establishing Water Supply System No. XI (Ira Township)**
- 05-42 Amending St. Clair County Retirement Ordinance**
- 05-43 Relative to Annual County at Large Drain Assessments**
- 05-44 Adopting 2006 Special Revenue Funds Budgets and Amending the 2005 General and Special revenue Funds Budgets**

RESOLUTION 05-44

**ADOPTING 2006 SPECIAL REVENUE FUNDS BUDGETS AND
AMENDING THE 2005 GENERAL AND SPECIAL REVENUE FUNDS BUDGETS**

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

WHEREAS, the County Administrator/Controller hereby submits and recommends the adoption of the 2006 budgets of the County's various Special Revenue Funds (attached as Exhibit "A") in accordance with the Uniform Budgeting and Accounting Act, P.A. 621 of 1978 as amended; and


WHEREAS, also under P.A. 621 of 1978 as amended, amendments to governmental fund type budgets must be approved by the Legislative Body 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 2005 General and Special Revenue 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 2006 Special Revenue Funds Budgets be adopted and the 2005 Budgets of the General and Special Revenue Funds be amended as recommended, in compliance with State of Michigan Public Act 621 of 1978, as amended, which amends Public Act 2 of 1968, entitled "The Uniform Budgeting and Accounting Act".

DATED: December 14, 2005

Reviewed and Approved as to form by:


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

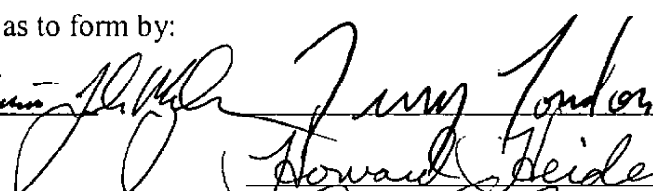
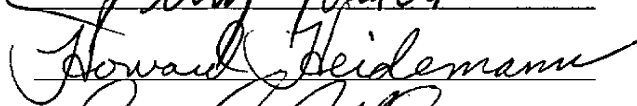
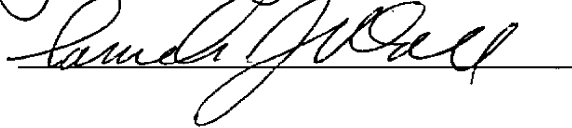




EXHIBIT "A"

LTHT	SUBSTANCE ABUSE	PLANNING	PUBLIC IMPROVEMENT	LIBRARY	CDGB HOUSING	HUD HOUSING
-	-	-	-	2,895,540	-	-
-	-	196,200	-	-	-	-
930,040	50,000	-	-	182,083	120,000	-
-	-	-	-	8,000	-	-
862,799	-	28,700	-	41,000	45,000	-
-	-	-	-	925,000	-	-
-	-	-	-	89,600	-	500
759,948	-	11,400	-	16,300	5,000	-
552,787	50,000	236,300	-	4,157,523	170,000	500
-	-	-	-	-	-	-
-	-	639,083	-	-	-	-
-	-	-	-	-	-	-
-	-	-	-	-	-	-
422,882	50,000	-	-	-	180,000	-
-	-	3,650	1,182,000	3,168,555	-	-
-	-	-	-	1,069,792	-	-
422,882	50,000	642,733	1,182,000	4,238,347	180,000	-
-	-	-	-	-	-	-
370,095	-	403,833	-	-	10,000	-
-	-	-	500,000	-	-	-
-	-	-	-	(547,878)	-	-
370,095	-	403,833	500,000	(547,878)	10,000	-
(500,000)	-	(2,600)	(682,000)	(628,702)	-	500
246,632	226,160	60,697	811,073	1,790,701	296,836	96,066
746,632	226,160	58,097	129,073	1,161,999	296,836	96,566

BIT "A"

SENIOR CITIZENS VILLAGE	FAMILY INDEPENDENCE AGENCY	CHILD CARE	VETERAN'S TRUST	E - 911	DEEDS AUTOMATION	REVENUE SHARING RESERVE
2,894,391	-	-	-	-	-	10,000,000
-	700,000	-	-	-	-	-
-	590,000	1,503,574	30,000	-	-	-
-	-	-	-	528,000	200,000	-
13,000	-	-	-	-	600	50,000
-	3,500	1,500	-	-	-	-
2,907,391	1,293,500	1,505,074	30,000	528,000	200,600	10,050,000
-	-	4,853,826	-	-	-	-
-	-	-	-	620,000	125,600	-
-	-	-	-	-	-	-
3,310,096	2,028,250	-	30,000	-	-	-
-	-	10,000	-	-	75,000	-
3,310,096	2,028,250	4,863,826	30,000	620,000	200,600	-
-	734,750	3,358,752	-	-	-	-
(20,000)	-	-	-	(326,000)	-	(3,111,558)
(20,000)	734,750	3,358,752	-	(326,000)	-	(3,111,558)
(422,705)	-	-	-	(418,000)	-	6,938,442
581,528	251,825	296,088	10,796	707,557	71,592	14,634,010
158,823	251,825	296,088	10,796	289,557	71,592	21,572,452

EXHIBIT "A"

FIELD	TOTALS
DEPARTMENT	(MEMO ONLY)
-	20,193,359
-	-
-	1,119,872
15,000	7,472,246
-	8,000
-	2,800,499
-	1,030,000
-	202,388
-	798,648
15,000	33,625,012
17,600	5,277,396
-	764,683
-	1,732,138
-	-
-	16,021,228
-	4,736,555
-	4,065,942
17,600	32,597,942
2,600	6,880,030
-	500,000
-	(4,546,976)
2,600	2,833,054
-	3,860,124
-	26,817,642
-	30,677,766

ST. CLAIR COUNTY
RECOMMENDED GENERAL FUND
2005 BUDGET ADJUSTMENTS

EXHIBIT "B"

12/14/2005

SUMMARY

2005 Original Revenue Budget	\$	53,161,009
Net Revenue Adjustments		<u>(369,242)</u>
2005 Amended Revenue Budget	\$	<u><u>52,791,767</u></u>
2005 Original Expenditure Budget	\$	53,161,009
Net Expenditure Adjustments		<u>890,770</u>
2005 Amended Expenditure Budget	\$	<u><u>54,051,779</u></u>

**St. Clair County
Proposed 2005 General Fund Budget Amendment**

12/14/2005

EXHIBIT "B"

	<u>Revenues</u>	<u>Expenditures</u>
101103 Other Legislative Activities		
Refunds and Rebates	\$ 7,000	\$
Transfers In (Fund Balances)	311,163	
Transfers Out (Deeds Automation)		72,358
Transfers Out (Family Counseling)		171,821
Transfers Out (Airport)		125,000
101138 Court Security		
Transfers In (M.C. District Court)	6,350	
101141 Friend of Court		
Transfers In (215 Fund)	(16,832)	
101145 Law Library		
Penal Fines	(1,000)	
910015 Pretrial Services		
Salaries & Wages - Regular		39,245
Retirement		5,102
FICA		2,433
Medicare		569
101253 County Treasurer		
State Revenue Sharing	(3,045,655)	
Cigarette Tax	(5,000)	
Miscellaneous	(708,888)	
Transfers In (Revenue Sharing)	3,111,558	
Transfers In (Cost Allocations)	647,985	
101259 Information Technology		
Maintenance Services		100,000
Leased Assets		200,000
910085 Gypsy Moth Supression Program		
Miscellaneous	6,500	
Administrative Services		6,500
910086 Anchor Bay Community Foundation		
Miscellaneous	600	
Miscellaneous		600
910087 4-H Programming		
Miscellaneous	3,000	
Miscellaneous		3,000
920020 Professional Development		
Charges for Services	4,000	
101301 Sheriff		
Transfers In (F.O.C. - 215 Fund)	19,000	
Vehicles		19,000
101320 Training		
State Grants	(15,000)	
Training		(15,000)
101325 Communications		
Telephone Use Fees	(100,000)	

Proposed 2005 General Fund Budget Amendment (Continued)

	<u>Revenues</u>	<u>Expenditures</u>
101334 Dive Team		
Contributions from Private Sources	500	
101351 Jail		
Board and Care	(500,000)	
Refunds and Rebates	(302,083)	
960004 Jail Building Maintenance		
Maintenance Services		10,000
910008 Criminal Justice Training Grant		
State Grants	15,000	
Training		15,000
910011 Inmate Billing		
Prisoner Maintenance Charge	(40,000)	
910016 Party Patrol Grant		
Federal Grants	15,000	
Salaries & Wages - Overtime		9,740
Operating Supplies		1,712
Local Unit Fees		3,548
910007 Local Law Enforcement Block Grant		
State Grants	4000	
Uncapitalized assets < \$5,000		4000
910019 Michigan Drive Safely Task Force		
Federal Grants	100,000	
Salaries & Wages - Overtime		40,000
Local Unit Fees		60,000
910021 Operation Stonegarden		
Federal Grants	11,810	
Salaries & Wages - Overtime		11,810
910060 Mass Decontamination System		
Federal Grants	100,450	
Equipment - Shop		100,450
951500 Animal Cruelty/Custody Program		
Animal Custody Charge	1,300	
Other Institutional Services		1,300
101445 Drains-Public Benefit		
Miscellaneous		28,000
101890 Contingencies		
Miscellaneous		(125,418)
	\$ <u>(369,242)</u>	\$ <u>890,770</u>

EXHIBIT "B"

ALTH TMENT	SUBSTANCE ABUSE	PLANNING	PUBLIC IMPROVEMENT	LIBRARY	CDBG HOUSING
-	-	-	-	2,748,767	-
-	-	-	-	-	-
627,595	-	-	-	-	-
069,460	-	136,600	-	182,083	150,000
-	-	-	-	8,000	-
692,084	-	9,300	-	46,904	-
-	-	-	-	907,253	-
-	-	-	-	86,422	-
151,712	-	-	-	17,693	2,900
540,851	-	145,900	-	3,997,122	152,900
-	-	-	-	-	-
-	-	597,619	-	-	-
-	-	-	-	-	-
-	-	-	-	-	-
195,060	-	-	-	-	162,900
-	-	-	-	3,040,859	-
5,902	-	9,350	500,000	883,707	-
200,962	-	606,969	500,000	3,924,566	162,900
552,866	-	461,069	-	100,000	10,000
20,000	-	-	6,000	-	-
(53,978)	-	(60,306)	-	(312,556)	-
518,888	-	400,763	6,000	(212,556)	10,000
141,223	-	(60,306)	(494,000)	(140,000)	-
087,855	526,160	121,003	1,305,073	1,930,701	296,836
946,632	526,160	60,697	811,073	1,790,701	296,836

EXHIBIT "B"

SENIOR CITIZENS MILLAGE	FAMILY INDEPENDENCE AGENCY	CHILD CARE	VETERAN'S TRUST	E-911	HUD HOUSING	DEEDS AUTOMATION
2,737,756	-	-	-	-	-	-
-	-	-	-	-	-	-
-	700,000	26,721	-	-	-	-
-	590,000	1,072,030	30,000	-	-	-
-	-	-	-	-	-	-
-	-	161,000	-	501,000	-	210,109
15,000	-	-	-	-	500	-
-	3,500	1,000	-	-	-	2,000
2,752,756	1,293,500	1,260,751	30,000	501,000	500	212,109
-	-	3,924,129	-	-	-	-
-	-	-	-	-	-	169,658
-	-	-	-	18,550	-	-
-	-	-	-	-	-	-
2,883,869	2,028,250	-	30,000	-	-	-
-	-	-	-	-	-	-
-	-	20,000	-	-	-	50,000
2,883,869	2,028,250	3,944,129	30,000	18,550	-	219,658
-	734,750	2,683,378	-	-	-	-
-	-	-	-	-	-	72,358
(20,000)	(196,879)	-	-	(425,000)	-	-
(20,000)	537,871	2,683,378	-	(425,000)	-	72,358
(151,113)	(196,879)	-	-	57,450	500	64,809
732,641	448,704	296,088	10,796	650,107	95,566	6,783
581,528	251,825	296,088	10,796	707,557	96,066	71,592

EXHIBIT "B"

MILY SELING
-
-
-
-
20,000
-
-
<u>20,000</u>
20,000
-
-
-
-
-
<u>20,000</u>
-
71,821
<u>71,821</u>
-
71,821
-
<u>71,821</u>

RESOLUTION 05-43

RELATIVE TO ANNUAL COUNTY AT LARGE DRAIN ASSESSMENTS

WHEREAS, pursuant to provisions of the Michigan Drain Code, the Drain Commissioner has submitted to the County Board of Commissioners, a listing of County Drains and the associated County At Large Drain Assessments showing the money to be paid by and assessed against the County for drain purposes for the year 2005; and

WHEREAS, the payments of said amounts must be reviewed and approved by the County Board of Commissioners for the purpose of authorizing the payment or transfer of said amounts from the County's general fund to the drain funds; and

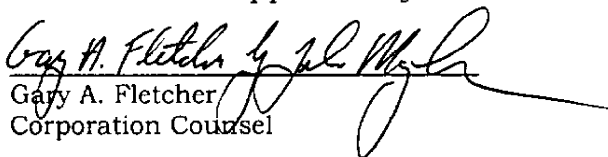
WHEREAS, the County has previously budgeted approximately \$100,000 dollars for "Drains- Public Benefit" for Fiscal Year 2005;


NOW, THEREFORE, BE IT RESOLVED:


1. That the County At Large Drain Assessment Roll for 2005 is marked as "Exhibit A", attached hereto and made a part hereof by reference.
2. That the Drain Commissioner's County At Large Drain Assessments, totaling \$127,896.72, are hereby approved, and the amounts apportioned therein shall be paid and assessed against the County at Large, according to such apportionment of benefits provided and as agreed to by the County.
3. All resolutions and parts of resolutions in conflict with this Resolution are, to the extent of the conflict, rescinded.

DATED: December 14, 2005

Reviewed and Approved by:


 Gary A. Fletcher
 Corporation Counsel





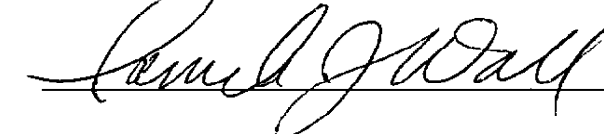


Exhibit A
 COUNTY AT LARGE DRAIN ASSESSMENTS
 (Drains - Public Benefit)
 DECEMBER 2005

Adams-Berlin Twp.	\$ 101.43	Marine City Br #1-Cottrellville Twp	\$ 501.84
Alpine & Brs-Col, SC, Wales Twps	\$ 283.92	Marsac Crk & Brs-Casco & Ira Twps	\$ 2,500.00
Andrews-Clyde & Kenockee Twps	\$ 552.68	Meharg-Brockway & Lynn Twps	\$ 279.78
Angel Creek-St Clair Twp	\$ 666.18	Middleton-Brockway Twp	\$ 1,737.27
Apply-Riley Twp	\$ 375.00	Moak & Br-St Clair Twp	\$ 508.86
Black-Greenwood Twp	\$ 55.96	Moore & Br #1-Fort Gratiot Twp	\$ 5,210.24
Blackney-Port Huron Twp	\$ 1,160.42	Mueller Farms-Port Huron Twp	\$ 312.50
Bricker-Greenwood Twp	\$ 89.80	McGeorge & Brs-Berlin Twp	\$ 8,471.70
Burdie-Kimball Twp	\$ 62.81	McGregor-E China Twp	\$ 132.63
Chestnut St-Port Huron Twp	\$ 31.67	McKay IC-Berlin Twp	\$ 500.00
Clippert-Cottrellville Twp	\$ 51.61	Neaton-Kenockee & Wales Twps	\$ 787.89
Columbus & St Clair	\$ 27.98	Newland IC-Berlin Twp	\$ 4,426.97
Cowhy-Emmett & Riley Twps	\$ 135.92	Number 15-Burtchville	\$ 213.78
Crowley-Cottrellville Twp	\$ 36.86	Number 203-Wales Twp	\$ 236.08
Currier IC-Berlin Twp	\$ 47.91	Number 209-Sanitary -FG Twp	\$ 4,224.87
Dana-Clay Twp	\$ 17,102.25	Number 210-Kenockee Twp	\$ 55.96
Dawson-Columbus Twp	\$ 333.11	Oakwood SS-Port Huron Twp	\$ 614.33
Dayton-Riley Twp	\$ 65.87	Palms Rd-Ira Twp	\$ 88.30
Dilworth-Columbus Twp	\$ 98.86	Parker Riley & Br-Riley Twp	\$ 162.60
Doe Creek & Br#1-Fort Gratiot Twp	\$ 961.00	Parquette-Cottrellville Twp	\$ 27.98
East Br Jordan Creek-St Clair Twp	\$ 689.73	Pauly-St Clair Twp	\$ 167.88
Emmett-Emmett & Kenockee Twps	\$ 2,445.83	Peters-Casco Twp	\$ 71.26
Endress-China Twp	\$ 6,234.31	Plant-China Twp	\$ 111.92
Eschenburg-Casco & China Twps	\$ 291.03	Plum Creek-Greenwood & Kenockee	\$ 3,000.00
Flansburg IC-Lynn Twp	\$ 935.34	Potter-St Clair Twp	\$ 70.51
Fraser-Lynn Twp	\$ 340.28	Price & Brs-Port Huron Twp	\$ 83.94
Furlong-Greenwood Twp	\$ 11.34	Rankin-E China Twp	\$ 8.37
Galbraith Br #1-Burtch, Clyde & FG	\$ 853.21	Read-Kimball Twp	\$ 15.84
Galley IC-Lynn Twp	\$ 1,500.00	Root & Brs-Lynn Twp	\$ 55.96
Geyman-Cottrellville Twp	\$ 27.98	Schoor-Burtchville Twp	\$ 147.87
Grace-Fort Gratiot Twp	\$ 1,500.00	Schriber & Brs-Columbus Twp	\$ 2,403.69
Grandchamp-Cottrellville Twp	\$ 7.92	Section 14-Grant Twp	\$ 54.68
Hale-Kimball Twp	\$ 181.85	Seidel-Mussey Twp	\$ 4,192.35
Harsen's Island-Clay Island	\$ 167.88	Short-Wales Twp	\$ 41.15
Hopps-Port Huron Twp	\$ 279.80	Simpson SS-Fort Gratiot Twp	\$ 8,415.00
Howe Brandymore & Brs-FG Twp	\$ 19,495.99	Smith-Cottrellville-Cottrellville Twp	\$ 2,646.66
Inches-E China Twp	\$ 425.97	Spencer-Wales Twp	\$ 962.17
Jackson-Greenwood Twp	\$ 55.96	Sprotberry-Mussey Twp	\$ 1,112.40
Jackson Creek IC-Brock & Green	\$ 7,648.20	Stuever-Lynn Twp	\$ 46.00
Kelly-Berlin & Mussey Twps	\$ 69.95	Thody-Brockway Twp	\$ 81.91
Keopfgn-Wales Twp	\$ 100.41	Todd-Greenwood & Kenockee Twps	\$ 662.77
Kingsley-Clyde & Kenockee Twps	\$ 55.96	Vincent-Greenwood Twp	\$ 450.00
Kreusel-China Twp	\$ 39.62	Walters-China Twp	\$ 23.75
Liverance-Col, Kim, SC, Wales Twps	\$ 178.86	Weitzig-Mussey Twp	\$ 45.47
London-Kimball Twp	\$ 2,352.97	Westbrook-E China Twp	\$ 15.84
Lovejoy, Ext & Brs-Brock, Emm, Lyn	\$ 1,229.16	Westrick-China Twp	\$ 551.72
Lynn Mussey State-Lynn & Mussey	\$ 167.88	Whalen-Riley Twp	\$ 195.84
Lynn No. 7-Lynn Twp	\$ 59.52	White-Emmett Twp	\$ 1,250.00
Mallory-Kimball Twp	\$ 15.84	Wolvin-Kimball & Wales Twps	\$ 414.16
		Total	\$ 127,896.72

RESOLUTION 05-42
AMENDING ST. CLAIR COUNTY RETIREMENT ORDINANCE

WHEREAS, the St. Clair County Retirement Plan requires an amendment to comply with the Internal Revenue Code; and

WHEREAS, the St. Clair County Retirement Plan exists in the form of an Ordinance adopted by the St. Clair County Board of Commissioners; and

WHEREAS, the Board of Trustees of the St. Clair County Retirement Plan has taken action regarding the proposed amendment to the St. Clair County Retirement Plan.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the St. Clair County Board of Commissioners hereby amends the Retirement Plan as follows:

Distributions

Section 14.4(g). Distributions from the retirement system will comply with the requirements of Internal Revenue Code section 401(a)(9) and the regulations thereunder, including requirements regarding the beginning date for distributions and the period over which a member's interest in the retirement system will be distributed.

A member's interest in the trust must begin to be distributed by the later of (i) April 1 of the calendar year following the calendar year that the member attains the age of 70 ¹/₂ or (ii) April 1 of the calendar year the member retires. With respect to distributions under the Plan made for calendar years beginning on or after January 1, 2001, the Plan will apply the minimum distribution requirements of IRC ' 401(a)(9) in accordance with the regulations under IRC ' 401(a)(9) that were proposed in January 2001, notwithstanding any provision in the Plan to the contrary. This amendment shall continue in effect until the end of the last calendar year beginning before the effective date of final regulations under ' 401(a)(9) or such other date as may be specified in guidance published by the Internal Revenue Service.

- (1) **Effective date.** The provisions of this section will apply for purposes of determining required minimum distributions for calendar years beginning with the 2003 calendar year.
- (2) **Precedence.** The requirements of this section will take precedence over any inconsistent provisions of the Plan.
- (3) **Requirements of Treasury Regulations Incorporated.** All distributions required under this section shall be determined and made in accordance with the Treasury regulations under section 401(a)(9) of the Internal Revenue Code.

- (4) TEFRA Section 242(b)(2) Elections. Notwithstanding the other provisions of this section, other than paragraph (c), distributions may be made under a designation made on or before January 1, 1984 in accordance with section 242(b)(2) of the Tax Equity and Fiscal Responsibility Act (TEFRA) and the provisions of the Plan that relate to section 242(b)(2) of TEFRA.

TIME AND MANNER OF DISTRIBUTION

- (5) Required Beginning Date. The member's entire interest will be distributed, or begin to be distributed, to the member no later than the member's required beginning date.
- (6) Death of Member Before Distributions Begin. If the member dies before distributions begin, the member's entire interest will be distributed, or begin to be distributed, no later than as follows:
- (i) If the member's surviving spouse is the member's sole designated beneficiary, then, except as provided in the Plan, distributions to the surviving spouse will begin by December 31 of the calendar year immediately following the calendar year in which the member died, or by December 31 of the calendar year in which the member would have attained age 70 $\frac{1}{2}$, if later.
 - (ii) If the member's surviving spouse is not the member's sole designated beneficiary, then, except as provided in the Plan, distributions to the designated beneficiary will begin by December 31 of the calendar year in which the member died.
 - (iii) If there is no designated beneficiary as of December 30 of the year following the year of the member's death, the member's entire interest will be distributed by December 31 of the calendar year containing the fifth anniversary of the member's death.
 - (iv) If the member's surviving spouse is the member's sole designated beneficiary and the surviving spouse dies after the member but before distributions to the surviving spouse begin, this paragraph (6) will apply, as if the surviving spouse were the member.

For purposes of paragraph (6) and paragraphs (14) and (15), distributions are considered to begin on the member's required beginning date (or, if paragraph (6)(iv) applies, the date distributions are required to begin under paragraph (6)(i)). If annuity payments irrevocably commence to the member before the member's required beginning date (or before the date distributions are required to begin under paragraph (6)(i)), the date distributions are considered to begin is the date distributions actually commence.

- (7) **Form of Distribution.** Unless the member's interest is distributed in the form of an annuity purchased from an insurance company or in a single sum on or before the required beginning date, as of the first distribution calendar year distributions will be made in accordance with paragraphs (8) through (13) of this section. If the member's interest is distributed in the form of an annuity purchased from an insurance company, distributions thereunder will be made in accordance with the requirements of section 401(a)(9) of the IRC and the Treasury regulations. Any part of the member's interest which is in the form of an individual account described in section 414(k) of the IRC will be distributed in a manner satisfying the requirements of section 401(a)(9) of the IRC and the Treasury regulations that apply to individual accounts.

DETERMINATION OF AMOUNT TO BE DISTRIBUTED EACH YEAR.

- (8) **General Annuity Requirements.** If the member's interest is paid in the form of annuity distributions under the Plan, payments under the annuity will satisfy the following requirements:
- (i) The annuity distributions will be paid in periodic payments made at intervals not longer than one year;
 - (ii) The distribution period will be over a life (or lives) or over a period certain not longer than the period described in paragraphs (13) through (15);
 - (iii) Once payments have begun over a period certain, the period certain will not be changed even if the period certain is shorter than the maximum permitted.
- (9) **Amount Required to Be Distributed by Required Beginning Date.** The amount that must be distributed on or before the member's required beginning date or, if the member dies before distributions begin, the date distributions are required to begin under paragraphs (6)(i) or (ii) is the payment that is required for one payment interval. The second payment need not be made until the end of the next payment interval even if that payment interval ends in the next calendar year. Payment intervals are the periods for which payments are received, e.g., bi-monthly, monthly, semi-annually, or annually. All of the member's benefit accruals as of the last day of the first distribution calendar year will be included in the calculation of the amount of the annuity payments for payment intervals ending on or after the member's required beginning date.
- (10) **Additional Accruals after First Distribution Calendar Year.** Any additional benefits accruing to the member in a calendar year after the first distribution calendar year will be distributed beginning with the first payment interval ending in the calendar year immediately following the calendar year in which such amount accrues.

REQUIREMENTS FOR MINIMUM DISTRIBUTION BEFORE DATE DISTRIBUTIONS BEGIN.

WHERE MEMBER DIES

(11) Member Survived by Designated Beneficiary. Except as provided in the adoption agreement, if the member dies before the date distributions begin and there is a designated beneficiary, the member's entire interest will be distributed, beginning no later than the time described in paragraph (6)(i) or (ii), over the life of the designated beneficiary or over a period certain not exceeding:

not as provided in the adoption agreement, if the member dies before the date distributions begin and there is a designated beneficiary, the member's entire interest will be distributed, beginning no later than the time described in paragraph (6)(i) or (ii), over the life of the designated beneficiary or over a period certain not exceeding:

(i) unless the annuity starting date is before the first distribution calendar year of the member's death; or

(i) unless the annuity starting date is before the first distribution calendar year of the member's death; or

(ii) if the annuity starting date is before the first distribution calendar year, the designated beneficiary determined using the member's birthday in the calendar year that contains the annuity starting date.

(ii) if the annuity starting date is before the first distribution calendar year, the designated beneficiary determined using the member's birthday in the calendar year that contains the annuity starting date.

(12) No Designated Beneficiary. If the member dies before the date distributions begin and there is no designated beneficiary as of September 30 of the year following the member's death, distribution of the member's entire interest will be completed by December 31 of the calendar year containing the fifth anniversary of the member's death.

(12) No Designated Beneficiary. If the member dies before the date distributions begin and there is no designated beneficiary as of September 30 of the year following the member's death, distribution of the member's entire interest will be completed by December 31 of the calendar year containing the fifth anniversary of the member's death.

(13) Death of Surviving Spouse Before Distributions to Member Begin. If the member dies before the date distribution of his or her interest begins, and the member's surviving spouse is the member's sole designated beneficiary, and the surviving spouse dies before distributions to the surviving spouse begin, this section will apply as if the surviving spouse were the member's designated beneficiary, and the time by which distributions must begin will be determined without regard to paragraph (6)(i).

(13) Death of Surviving Spouse Before Distributions to Member Begin. If the member dies before the date distribution of his or her interest begins, and the member's surviving spouse is the member's sole designated beneficiary, and the surviving spouse dies before distributions to the surviving spouse begin, this section will apply as if the surviving spouse were the member's designated beneficiary, and the time by which distributions must begin will be determined without regard to paragraph (6)(i).

DEFINITIONS.

(14) Designated Beneficiary. The individual who is designated as the beneficiary under the Plan and is the designated beneficiary under section 401(a)(9)-1, Q&A-4, of the Treasury regulations.

(14) Designated Beneficiary. The individual who is designated as the beneficiary under the Plan and is the designated beneficiary under section 401(a)(9)-1, Q&A-4, of the Treasury regulations.

(15) Distribution Calendar Year. A calendar year for which a minimum distribution is required. For distributions beginning before the member's death, the first distribution calendar year is the calendar year immediately preceding the calendar year in which distributions are required to begin.

(15) Distribution Calendar Year. A calendar year for which a minimum distribution is required. For distributions beginning before the member's death, the first distribution calendar year is the calendar year immediately preceding the calendar year in which distributions are required to begin.

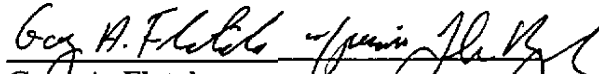
6-138

- (16) Life Expectancy. Life expectancy as computed by use of the single life table in section 1.401(a)(9)-9 of the Treasury regulations.
- (17) Required Beginning Date. The date specified in this section.

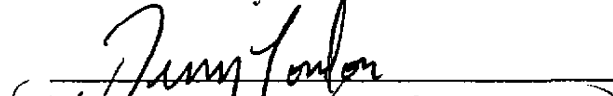
Adoption Date: December 14, 2005

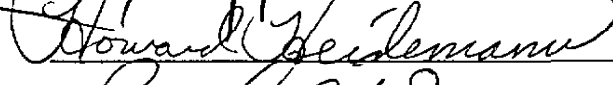
Reviewed and Approved as to Form by:

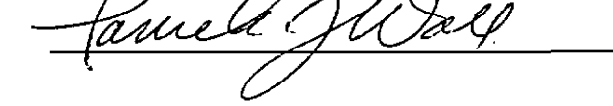
St. Clair County Board of Commissioners:



Gary A. Fletcher
Corporation Counsel







RESOLUTION 05-41

**COUNTY BOARD OF COMMISSIONERS
OF THE COUNTY OF ST. CLAIR**

**RESOLUTION ESTABLISHING
WATER SUPPLY SYSTEM
FOR PART OF THE COUNTY OF ST. CLAIR
ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XI
(IRA TOWNSHIP)**

Minutes of a regular meeting of the Board of Commissioners of the County of St. Clair, Michigan, held in said County on the 14th day of December, 2006, at six o'clock p.m. Eastern Daylight Time.

PRESENT:

ABSENT:

The following preamble and resolution were offered by Commissioner _____ and supported by Commissioner _____:

WHEREAS, the Board of Public Works of the County of St. Clair has recommended the establishment by the County of the "St. Clair County Water Supply System No. XI- Ira Township" to service the Township of Ira ("Local Unit") in the county.

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

1. The County Board of Commissioners does hereby approve the establishment of a water supply and distribution system in the Local Unit, known as the ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XI (Ira Township) (the "System"), for supplying water to the district hereinafter described, the System to consist generally of water system improvements and expansions and all related appurtenances, attachments, works, instrumentalities, land, rights in land and properties used or useful in connection with the operation of a water supply and distribution system in the area comprising said district as hereinafter described.
2. The System and the area to be served thereby, to be known as "ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XI – IRA TOWNSHIP," shall encompass the following territory:
Municipality: Ira Township
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.

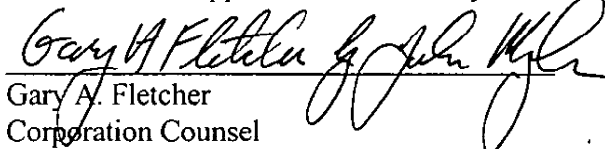
AYES: Commissioners:

NAYS: Commissioners:

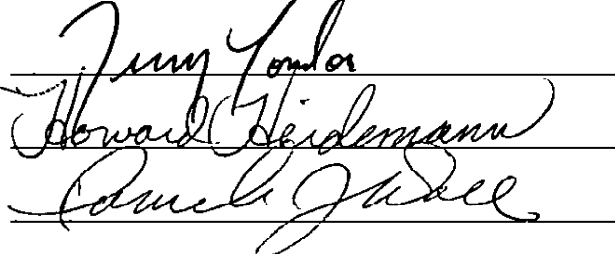
RESOLUTION DECLARED ADOPTED:

Reviewed and Approved as to Form by:

Board of Commissioners:



Gary A. Fletcher
Corporation Counsel



**Yeas: Commissioner Kenneth Foerster
Commissioner William Blumerich
Commissioner Timothy LaLonde**

Nays: 0

RESOLUTION DECLARED ADOPTED.

I hereby certify that the foregoing is a true and correct copy of a portion of the minutes of a regular meeting of the Board of Public Works of the County of St. Clair held on Tuesday, November 21, 2005 at 7:00 p.m. in the St. Clair County Road Commission's Central Service Center, 21 Airport Drive, St. Clair, Michigan.

Sandra J. Clark, Deputy Secretary

RESOLUTION 05-40

**APPROVING ANNUAL WAGE ADJUSTMENTS
FOR
THE COUNTY OF ST. CLAIR COUNTY
OF THE
COUNTY ASSOCIATION OF NON-UNION EMPLOYEES (CANUE)**

WHEREAS, the employees of the County Association of Non-Union Employees hereafter called CANUE are employees with no affiliation with or membership in a labor organization or recognized as an affiliated group of employees with the right and ability to collectively bargain with the County of St. Clair and,

WHEREAS, the St. Clair County Board of Commissioners has exclusive and unilateral right and authority to establish the compensation plan for determining the annual wage and salary compensation of employees of CANUE and,

WHEREAS, the St. Clair County Board of Commissioners does hereby exercise its exclusive and unilateral right to establish the compensation plan for determining the annual wage and salary compensation of employees of CANUE,

NOW THEREFORE, BE IT RESOLVED, that the Exempt Employee Compensation Structure (Attached Exhibit "A") for the period January 1, 2006 through December 31, 2006 is hereby approved and adopted.

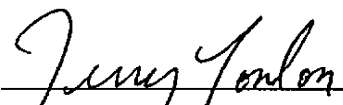
Date: November 16, 2005

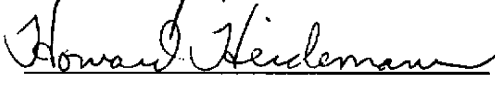
Reviewed and Approved by:

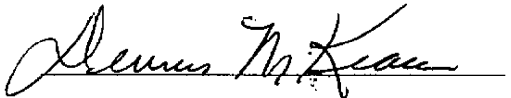
Board of Commissioners:



GARY FLETCHER
County Corporation Counsel
522 Michigan Street
Port Huron, MI 48060







2006 County Association of Non-Union Employees - Wage Structure

Job Group I:

Office Professionals	Merit Step 1	Merit Step 2	Merit Step 3	Merit Step 4	Merit Step 5	Merit Step 6	Merit Step 7	Merit Step 8	W.R.
Wage Range A	19,988	20,787	21,618	22,483	23,382	24,317	25,290	26,302	A
Wage Range B	21,618	22,483	23,382	24,317	25,290	26,302	27,354	28,448	B
Wage Range C	23,382	24,317	25,290	26,302	27,354	28,448	29,586	30,769	C
Wage Range D	25,290	26,302	27,354	28,448	29,586	30,769	32,000	33,280	D
Wage Range E	27,354	28,448	29,586	30,769	32,000	33,280	34,611	35,995	E
Wage Range F	29,586	30,769	32,000	33,280	34,611	35,995	37,435	38,932	F
Wage Range G	32,000	33,280	34,611	35,995	37,435	38,932	40,489	42,109	G

Job Group II:

Professional/Technical	Merit Step 1	Merit Step 2	Merit Step 3	Merit Step 4	Merit Step 5	Merit Step 6	Merit Step 7	Merit Step 8	W.R.
Wage Range A	24,317	25,290	26,302	27,354	28,448	29,586	30,769	32,000	A
Wage Range B	26,302	27,354	28,448	29,586	30,769	32,000	33,280	34,611	B
Wage Range C	28,448	29,586	30,769	32,000	33,280	34,611	35,995	37,435	C
Wage Range D	30,769	32,000	33,280	34,611	35,995	37,435	38,932	40,489	D
Wage Range E	33,280	34,611	35,995	37,435	38,932	40,489	42,109	43,793	E
Wage Range F	35,995	37,435	38,932	40,489	42,109	43,793	45,545	47,367	F
Wage Range G	38,932	40,489	42,109	43,793	45,545	47,367	49,262	51,232	G
Wage Range H	42,109	43,793	45,545	47,367	49,262	51,232	53,281	55,412	H
Wage Range I	45,545	47,367	49,262	51,232	53,281	55,412	57,628	59,933	I
Wage Range J	49,262	51,232	53,281	55,412	57,628	59,933	62,330	64,823	J
Wage Range K	53,281	55,412	57,628	59,933	62,330	64,823	67,416	70,113	K
Wage Range L	57,628	59,933	62,330	64,823	67,416	70,113	72,918	75,835	L
Wage Range M	62,330	64,823	67,416	70,113	72,918	75,835	78,868	82,023	M

Job Group III:

Division Heads/Supervisors	Merit Step 1	Merit Step 2	Merit Step 3	Merit Step 4	Merit Step 5	Merit Step 6	Merit Step 7	Merit Step 8	W.R.
Wage Range A	30,768	31,999	33,279	34,610	35,994	37,434	38,931	40,488	A
Wage Range B	33,279	34,610	35,994	37,434	38,931	40,488	42,108	43,792	B
Wage Range C	35,994	37,434	38,931	40,488	42,108	43,792	45,544	47,366	C
Wage Range D	38,931	40,488	42,108	43,792	45,544	47,366	49,261	51,231	D
Wage Range E	42,108	43,792	45,544	47,366	49,261	51,231	53,280	55,411	E
Wage Range F	45,544	47,366	49,261	51,231	53,280	55,411	57,627	59,932	F
Wage Range G	49,261	51,231	53,280	55,411	57,627	59,932	62,329	64,822	G
Wage Range H	53,280	55,411	57,627	59,932	62,329	64,822	67,415	70,112	H
Wage Range I	57,627	59,932	62,329	64,822	67,415	70,112	72,916	75,833	I
Wage Range J	62,329	64,822	67,415	70,112	72,916	75,833	78,868	82,021	J
Wage Range K	67,415	70,112	72,916	75,833	78,868	82,021	85,302	88,714	K
Wage Range L	72,916	75,833	78,868	82,021	85,302	88,714	92,263	95,954	L

Job Group IV:

Department Heads	Merit Step 1	Merit Step 2	Merit Step 3	Merit Step 4	Merit Step 5	Merit Step 6	Merit Step 7	Merit Step 8	W.R.
Wage Range A	33,280	34,611	35,995	37,435	38,932	40,489	42,109	43,793	A
Wage Range B	35,995	37,435	38,932	40,489	42,109	43,793	45,545	47,367	B
Wage Range C	38,932	40,489	42,109	43,793	45,545	47,367	49,262	51,232	C
Wage Range D	42,109	43,793	45,545	47,367	49,262	51,232	53,281	55,412	D
Wage Range E	45,545	47,367	49,262	51,232	53,281	55,412	57,628	59,933	E
Wage Range F	49,262	51,232	53,281	55,412	57,628	59,933	62,330	64,823	F
Wage Range G	53,281	55,412	57,628	59,933	62,330	64,823	67,416	70,113	G
Wage Range H	57,628	59,933	62,330	64,823	67,416	70,113	72,918	75,835	H
Wage Range I	62,330	64,823	67,416	70,113	72,918	75,835	78,868	82,023	I
Wage Range J	67,416	70,113	72,918	75,835	78,868	82,023	85,304	88,716	J
Wage Range K	72,918	75,835	78,868	82,023	85,304	88,716	92,265	95,956	K
Wage Range L	78,868	82,023	85,304	88,716	92,265	95,956	99,794	103,786	L

RESOLUTION 05-39

**ST. CLAIR COUNTY
2006 GENERAL APPROPRIATIONS RESOLUTION**

WHEREAS, the Uniform Budgeting and Accounting Act, Public Act 621 of 1978, as amended, requires that each local unit of government adopt a balanced budget for certain funds; and

WHEREAS, County Departments, the Courts and others have submitted budget requests as required by the Act, including those with requests for a County Appropriation; and

WHEREAS, the County Administrator/Controller has considered these requests and has submitted a proposed budget to the Board of Commissioners' as required by statute; and

WHEREAS, the Board of Commissioners' has received the proposed budget and have made recommendations for modification to the Administrator/Controller; and

WHEREAS, the Board of Commissioners' has held the required Public Hearing regarding the proposed budget: and

WHEREAS, the Board of Commissioners' annually adopts a budget and authorizes appropriations subject to the conditions set forth in its annual General Appropriations Resolution: and

WHEREAS, the budget contains anticipated revenues and expenditures from various grant programs, which will also require approval of agreements with granting agencies at various times during the fiscal year.

THEREFORE BE IT RESOLVED, that the 2006 St Clair County General Fund Budget, as attached and marked "Exhibit A" is hereby adopted on a basis consistent with the Public Act 621 of 1978, as amended,

BE IT FURTHER RESOLVED, that the following tax levies are hereby authorized for the 2005 tax year/2006 budget year for a total County levy of 7.1018 mills, including levies for general fund operations and special purpose millages:

General operations	5.3265
Drug Task Force	.2803
Senior Citizens	.4998
Library	.4998
Parks	.4954

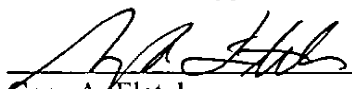
BE IT FURTHER RESOLVED, that the revenues received by the County under Public Acts 106 and 107 of 1985 (Convention Facility Tax revenue) shall not be used to reduce the County's operating millage as defined by Public Act 2 of 1986 and that 50% of the actual Convention Facility Tax revenue not used to reduce the County's operating tax rate will be transferred to the Substance Abuse Fund with the remaining revenues to be deposited in the General Fund.

BE IT FURTHER RESOLVED, that the revenues received by the County under Public Act 264 of 1987 (Health and Safety Fund Act) shall not be used to reduce the County's operating millage and that 11/17 of the actual revenues will be appropriated for public health prevention programs, 5/17 of the actual revenues will be appropriated for jail facilities and that 1/17 of the actual revenues will be appropriated for general services in accordance with the Act.

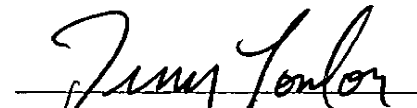
BE IT FURTHER RESOLVED, that the adopted budget is based on current estimates of revenues and expenditures, and that the Board of Commissioners', upon recommendation by the Administrator/Controller, may find it necessary to adjust budgeted revenues and expenditures from time to time during the year.

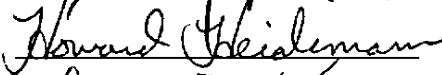
Dated: November 16, 2005

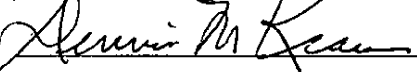
Reviewed and Approved As To Form By:



Gary A. Fletcher
County Corporation Counsel
522 Michigan
Port Huron, Michigan







ST. CLAIR COUNTY
2006 GENERAL FUND
BUDGETED CHANGES TO AVAILABLE FUND BALANCE

11/16/2005

Estimated Available Fund Balance at December 31, 2005	\$	8,692,525
Add: 2006 Budgeted Revenues		53,510,309
Less: 2006 Budgeted Expenditures		<u>53,510,309</u>
Estimated Available Fund Balance at December 31, 2006	\$	<u><u>8,692,525</u></u>

ST. CLAIR COUNTY
PROPOSED 2006 GENERAL FUND BUDGET

11/16/2005

REVENUES

DEPT.#	DEPARTMENT	2006 PROPOSED
<u>100 Legislative</u>		
	Employee of the Quarter/Year	2,000
		<u>2,000</u>
<u>130 Judicial</u>		
131	Circuit Court	137,172
	Pretrial Services Grant	38,800
136	District Court	2,985,700
141	Friend of Court	1,973,448
	Incentive Payments	229,045
	FOC - GF/GP	26,639
145	Law Library	6,500
148	Probate Court	199,917
149	Family Division-Circuit Court	180,617
166	Family Counseling	20,000
		<u>5,797,838</u>
<u>170 General Government</u>		
191	Elections	20,000
215	Clerk	806,000
225	Equalization	248,000
229	Prosecuting Attorney	304,207
	Drug Forfeitures	5,000
	Child Protective Investigations	25,000
231	Victims Rights	61,000
236	Register of Deeds	1,556,500
253	County Treasurer	38,369,536
257	Cooperative Extension	2,000
	Co-op. Ext. - 21st Century Grant	45,000
	Co-op. Ext. - Great Start Grant	24,000
	Co-op. Ext. - CMH Grant	82,000
	Co-op. Ext. - Head Start Grant	5,100
	Co-op. Ext. - FNP/Milias Grant	750
	Co-op. Ext. - Gypsy Moth Program	900
	Co-op. Ext. - 4-H Programming	1,200
259	Information Technology	20,000
275	Drain Commissioner	271,070
		<u>41,847,263</u>
<u>300 Public Safety</u>		
301	Sheriff	1,520,758
	Secondary Road Patrol	225,975
320	Criminal Justice Training Grant	10,000
325	Communications/Radio	475,443

<u>DEPT.#</u>	<u>DEPARTMENT</u>	<u>2006 PROPOSED</u>
	<u>Public Safety - Continued</u>	
331	Marine Law Enforcement	125,000
351	Corrections/Jail	1,684,285
	Inmate Billing	275,000
362	Other Corrections Activities	272,685
	Probation Resident Services	706,275
426	Emergency Preparedness	157,824
428	Hazardous Materials Handling	19,913
430	Animal Shelter	319,750
	Spay/Neutering Program	9,500
	Animal Cruelty/Custody Program	200
		<u>5,802,608</u>
	<u>600 Health and Welfare</u>	
661	Public Guardian	<u>60,600</u>
	Total Revenues	<u><u>53,510,309</u></u>

ST. CLAIR COUNTY
PROPOSED 2006 GENERAL FUND BUDGET 11/16/2005

EXPENDITURES

DEPT.#	DEPARTMENT	2006 PROPOSED
<u>100 Legislative</u>		
101	Board of Commissioners	205,493
103	Other Legislative Activities	1,045,000
	Employee of the Quarter/Year	2,000
	<u>Appropriations to other Funds:</u>	
	Road Commission	600,000
	Health Department	2,370,095
	Child Care - Probate	3,358,752
	Child Care - Welfare	490,000
	Family Independence Agency	244,750
	Airport	125,154
	Retirement Fund	15,037
	Public Improvement	-
	Planning	403,833
	Brownfield Redevelopment	2,600
	Community Development Block Grant	10,000
	Administrative Building Debt Fund	890,196
		<u>9,762,910</u>
<u>130 Judicial</u>		
131	Circuit Court	1,794,725
	Pretrial Services Grant	198,210
136	District Court	2,341,619
138	Court Security	382,859
141	Friend of Court	2,592,336
145	Law Library	500
148	Probate Court	809,650
149	Family Division-Circuit Court	2,122,803
151	Adult Probation	19,200
153	District Court Probation	623,192
166	Family Counseling	20,000
		<u>10,905,094</u>
<u>170 General Government</u>		
172	Administrator/Controller	457,774
191	Election	132,592
201	Accounting	431,935
215	Clerk	831,284
225	Equalization	916,461
226	Human Resources	647,211
	Professional Development	60,679
229	Prosecuting Attorney	2,440,697

DEPT. #	DEPARTMENT	2006 PROPOSED
---------	------------	---------------

General Government - Continued

	Drug Forfeitures	5,000
231	Victims Rights	10,800
236	Register of Deeds	339,801
244	Boundary Commission	200
253	County Treasurer	656,258
257	Cooperative Extension	238,405
	Co-op. Ext. - 21st Century Grant	45,000
	Co-op. Ext. - Great Start Grant	24,000
	Co-op. Ext. - CMH Grant	82,000
	Co-op. Ext. - Head Start Grant	5,100
	Co-op. Ext. - FNP/Milias Grant	750
	Co-op. Ext. - Gypsy Moth Program	900
	Co-op. Ext. - 4-H Programming	1,200
259	Information Technology	2,507,440
265	Buildings and Grounds	1,834,155
	FIA Building Lease Maintenance	863,797
	Jail/Juvenile Facility Maintenance	652,530
275	Drain Commissioner	656,604
289	Motor Pool	10,705
		<u>13,853,278</u>

300 Public Safety

301	Sheriff	5,804,677
	Secondary Road Patrol	225,070
320	Criminal Justice Training Grant	10,000
325	Communications/Radio	1,061,600
331	Marine Law Enforcement	300,000
334	Dive Team	8,194
351	Corrections/Jail	8,121,719
	Inmate Billing	112,124
362	Other Correctional Activities	207,516
	Probation Resident Services	706,275
426	Emergency Preparedness	355,316
428	Hazardous Materials Handling	36,582
430	Animal Shelter	330,852
	Spay/Neutering Program	9,050
	Animal Cruelty/Custody Program	200
		<u>17,289,175</u>

440 Public Works

445	Drains - Public Benefit	<u>125,000</u>
-----	-------------------------	----------------

600 Health and Welfare

649	Mental Health	955,672
661	Public Guardian	243,655
681	Veteran's Burial	21,300
682	Veteran's Counselor	201,486
689	Soldiers and Sailors Relief	1,350
		<u>1,423,463</u>

<u>DEPT. #</u>	<u>DEPARTMENT</u>	<u>2006 PROPOSED</u>
850 Other Functions		
890	Contingencies	<u>151,389</u>
	Total Expenditures	<u><u>53,510,309</u></u>

RESOLUTION 05-38

**APPROPRIATION OF SENIOR CITIZENS MILLAGE FUNDS
FOR CALENDAR YEAR 2006**

WHEREAS: the Citizens of St. Clair County voted approval of a special millage levy for Senior Citizens services for a period of four (4) years; and

WHEREAS: the Commission On Aging, appointed by the County Board of Commissioners, reviewed and recommended approval of certain appropriations.

NOW, THEREFORE, BE IT RESOLVED:


- 1. That the appropriation of the Senior Citizens Millage Fund for Calendar Year 2006 is as follows:

Catholic Social Services of St. Clair County	70,824
St. Clair County Council On Aging	2,316,113
Safe Horizons	8,635
Lakeshore Legal Aid	150,660
St. Clair County Public Guardian	1,205
Visiting Nurse Association	224,899
Area Agency On Aging 1B	14,488
Tax Appeals	12,000
St. Clair County Commission On Aging	33,295
Contingency Fund	332,539
Detroit Edison Tax Appeal Set Aside	163,438
Lakeshore Legal; One-Time Supplement	<u>2,000</u>
 Total	 3,330,096

See Exhibits "A" and "B" attached.

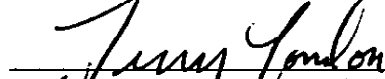
DATED: November 16, 2005


Reviewed and Approved by:

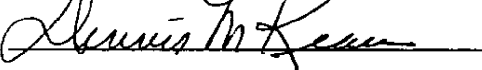


 Gary A. Fletcher
 County Corporation Counsel

Board of Commissioners:







SENIOR CITIZENS MILLAGE FUND CALENDAR YEAR 2006 ALLOCATIONS

EXHIBIT "A"

CATHOLIC SOCIAL SERVICES	70,824
Counseling	
COUNCIL ON AGING	2,316,113
Adult Day Care	98,194
Chore Services	123,907
Foster Grandparents	31,468
Homemaker Services	465,507
Home Repair Services	153,264
Outreach Services - Resource Advocacy	232,785
Programs	446,524
Transportation	231,108
Group Meals	85,518
Home Delivered Meals	265,698
Personal Care Services	182,140
SAFE HORIZONS	8,635
Emergency Shelter	5,756
Support Group Counseling	2,179
Conference/Training	700
LAKESHORE LEGAL AID	152,660
Legal Services	150,660
Special Supplement - Security Installation	2,000
PUBLIC GUARDIAN	1,205
Guardianship	
VISITING NURSE ASSOCIATION	224,899
Respite Care Services	105,509
Personal Care Services	84,000
Adult Day Care- Dietary Supplem't	2,336
Bereavement Support Group	33,054
COMMISSION ON AGING	33,295
Administration/Planning	
AREA AGENCY ON AGING IB	14,488
County Assessment - Match	
TAX APPEALS, REGULAR - Set Aside	12,000
CONTINGENCY FUND	332,539
DETROIT EDISON TAX APPEAL SET ASIDE	163,438
TOTALS	3,330,096

SENIOR CITIZENS MILLAGE FUND CALENDAR YEAR 2006 ALLOCATIONS

EXHIBIT "B"

PROJECTED REVENUE AT JANUARY 01, 2006		3,335,391
CATHOLIC SOCIAL SERVICES		70,824
Counseling		
COUNCIL ON AGING		2,316,113
Adult Day Care	98,194	
Chore Services	123,907	
Foster Grandparents	31,468	
Homemaker Services	465,507	
Home Repair Services	153,264	
Outreach Services	232,785	
Programs	446,524	
Transportation	231,108	
Group Meals	85,518	
Home Delivered Meals	265,698	
Personal Care Services	182,140	
SAFE HORIZONS		8,635
Emergency Shelter	5,756	
Support Group Counseling	2,179	
Conference/Training	700	
LAKESHORE LEGAL AID		152,660
Legal Services	150,660	
Special Supplemental - Security Installation	2,000	
PUBLIC GUARDIAN		1,205
Guardianship		
VISITING NURSE ASSOCIATION		224,899
Respite Care Services	105,509	
Personal Care Services	84,000	
Adult Day Care- Dietary Supplem't	2,336	
Bereavement Support Group	33,054	
COMMISSION ON AGING		33,295
Administration/Planning		
AREA AGENCY ON AGING IB		14,488
County Assessment - Match		
TAX APPEALS, REGULAR - Set Aside		12,000
CONTINGENCY FUND		332,539
DETROIT EDISON TAX APPEAL SET ASIDE		163,438
TOTALS		3,330,096
PROJECTED FUND BALANCE AT JANUARY 01, 2005		5,295

RESOLUTION 05-37

**ESTABLISHING SALARIES
OF SPECIFIC COUNTY ELECTED OFFICERS FOR 2006**

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 as follows.

<u>Elected Officer</u>	<u>Annual Salary</u>
Surveyor	\$ 7,311
Drain Commissioner	\$ 55,480
Treasurer	\$ 60,070
Clerk/Register	\$ 64,173
Prosecuting Attorney	\$ 101,612
Sheriff	\$ 79,177
Magistrates	\$ 49.78 per hour

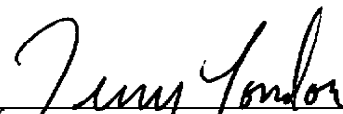
- 2) That the salary assigned herein to each classification shall be for one (1) year (2006) effective January 1, 2006.
- 3) All resolutions and parts of resolutions, insofar as the same conflict with the provisions of this resolution be, and the same are hereby rescinded.

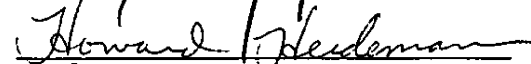
Dated: November 16, 2005

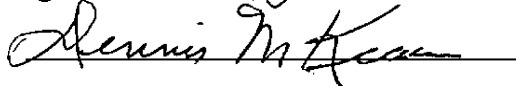
Reviewed and Approved as to Form by:



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







RESOLUTION 05-36

**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 2005.


NOW, THEREFORE, BE IT RESOLVED, that the payment of any interest which may be due and owing to the County from any local tax collecting unit for the 2005 Tax collections, is hereby waived.

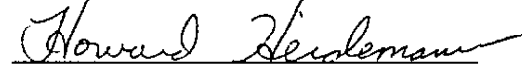
DATED: November 16, 2005

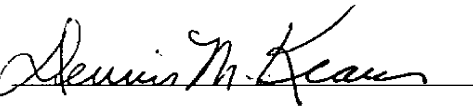
Reviewed and Approved As To Form By:



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







RESOLUTION 05-35

**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 of Commissioners from time to time may determine.

NOW THEREFORE, BE IT RESOLVED:

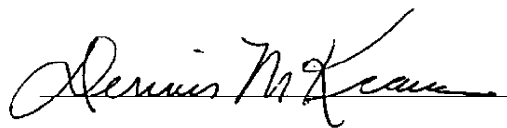
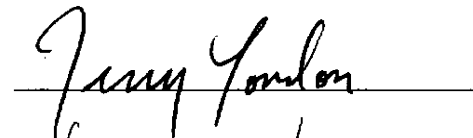
- 1) That for the year 2006, the "Per Diem" to be paid to members of Boards and Commissions appointed by the St. Clair County Board of Commissioners, shall be \$30.00 per day, plus such mileage allowance for travel as the Board of Commissioners from time to time may determine.
- 2) That such payments 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, insofar as the same conflict with the provisions of this resolution be, and the same are hereby rescinded

DATED: November 16, 2005

Reviewed and Approved As To Form By:



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



RESOLUTION 05-34

**Approving Cooperative Reimbursement IV-D Program Agreement
For the St. Clair County Prosecuting Attorney for the Year 2006**

WHEREAS, the Michigan Department of Human Services 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 FIP Program, and other service programs, as well as certain services rendered by the Prosecuting Attorney's Office; and

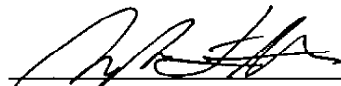
WHEREAS, payment shall be made on the basis of the program budget, a copy of which is attached hereto and made part hereof, provided that no more than Two hundred thirteen thousand four hundred eighty-seven (\$213,487) Dollars shall be paid from combined County and State funds during the life of this agreement and provided further that Seventy-two thousand five hundred eighty-three and no/100ths (\$72,583) 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 Department of Human Services.
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.

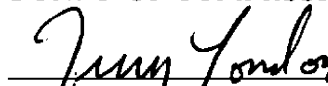
DATED: November 16, 2005

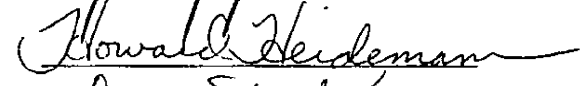
Reviewed and Approved as to Form by:




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

ST. CLAIR COUNTY
 BOARD OF COMMISSIONERS:







Resolution 05-33

APPORTIONING TAXES FOR 2005

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:

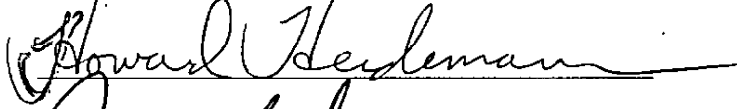
1. That the St. Clair County Board of Commissioners does hereby adopt the St. Clair County Tax Report for the year 2005.
2. That the apportionment and millage of taxes are to be spread in accordance with the statute in such case made and provided, as evidenced by the St. Clair County Tax Report for the year 2005.
3. That the St. Clair County Tax Report is marked Exhibit "A", attached hereto, and made a part of hereof by reference.
4. All resolutions and parts of resolutions in conflict with this resolution are to the extent of the conflict, hereby rescinded.

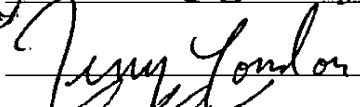
DATED: October 19, 2005

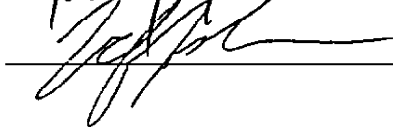
Reviewed and Approves as to Form by:

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

ST. CLAIR COUNTY
BOARD OF COMMISSIONERS







Resolution 05-32
Re: Opposition to Changes in Floodplain Elevations

Whereas, Clay Township passed a resolution dated September 6, 2005 indicating their opposition in mandated change in this municipalities floodplain elevation; and

Whereas, the FEMA Flood Insurance study was based upon technical data compiled by the U.S. Army Corps of Engineers, which is twenty years old; and

Whereas, FEMA has formally maintained the present 100-year floodplain elevation at 578.5 for over twenty-five years and has allowed property owners and new purchasers to use that number to qualify for a 500-year or "B" rating status; and

Whereas, the FEMA study ignores present statistics which reflect further lowering of the Great Lakes water levels from consumptive use, climate changes, and ongoing channel dredging; and

Whereas, no threat of flooding exists in the foreseeable future and millions of dollars of property value will be shifted into the new 100-year floodplain, mandating, mortgage insurance premium cost to unsuspecting property owners and thousands of properties will be subjected to Federal and State permit requirements.

Now Therefore, be it proclaimed, that the St. Clair County Board of Commissioners has expressed their opposition to FEMA's Proposed Changes in the Floodplains and supports the efforts to block FEMA from placing this unjust burden upon the water area property owners of the State of Michigan.

Be it further resolved, that this resolutions is forwarded to Michigan Association of Counties and our State and Federal Legislators.

DATED: September 21, 2005

Reviewed and approved by:

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

Three handwritten signatures are present, each written over a horizontal line. The signatures are: 1. Samuel J. Dell, 2. Patricia Angler, and 3. Jerry Gordon.

RESOLUTION 05-31

REVISING RESOLUTIONS 01-42 AND 97-63 ADOPTING NEW FEE SCHEDULE FOR DOG LICENSE FEES AND RENUMERATION FOR ISSUING AND RECORDING DOG LICENSES.

WHEREAS, the Board of Commissioners of St. Clair County pursuant to M.S.A. 12.516 has the authority to prescribe the fees necessary to properly finance the Animal Control Program for the County of St. Clair, Michigan, and

WHEREAS, the current fee schedule has been in effect since January 1, 2002,

NOW, THEREFORE, BE IT RESOLVED, that effective November 1, 2005, the following fee schedule shall be in effect:

ANNUAL LICENSE FEES:

Un-sterilized Male and Female Dogs

Prior to March 1 st	\$ 20.00
After March 1 st (Delinquent)	\$ 40.00

Sterilized Male and Female Dogs

Prior to March 1 st	\$ 10.00
After March 1 st (Delinquent)	\$ 40.00

Note: Above fees reflect a person purchasing their license in-person. If purchased by mail, there is an additional \$2.00 fee.

ANNUAL KENNEL FEES:

Private Kennel (5 to 8 dogs)	\$ 30.00
Commercial & Service Kennel	
5 to 20 dogs	\$ 40.00
21 to 40 dogs	\$ 50.00
41 to 60 dogs	\$ 60.00
Re-inspection Fee	\$ 10.00

All fees double if paid after May 31st

ANIMAL SHELTER SERVICE AND SALE OF ANIMALS:

Entry fee for personally owned dead animals brought in for disposal.	\$ 5.00
Personally owned live animals brought in to be euthanized.	
~ Dogs over six Months old	\$ 20.00
~ Cats, kittens, puppies	\$ 15.00
Quarantine of personally owned animals	\$ 8.00 per day
Entry of live dogs and cats except as state above.	N/C

RECLAIM FEES:

First Offense	\$ 20.00 plus \$ 8.00 per day
Second Offense	\$ 40.00 plus \$ 8.00 per day
Third Offense	\$ 60.00 plus \$ 8.00 per day

SALE OF ANIMALS:

All dogs and cats \$50.00

A refund of \$35.00 will be made, upon proof that said dog has been sterilized and proof has been filed with the Animal Control within thirty (30) days from the date the dog turned 6 months old.

PERSONAL SERVICE CHARGES BY WARDENS:

Pickup of healthy dogs and cats.	\$10.00
Pickup of dead dogs and cats for disposal	\$15.00
Pickup of owned dogs over 6 Months to be euthanized	\$30.00
Pickup of owned cats, kittens, and puppies to be euthanized	\$25.00
Pickup of stray dogs and cats	N/C
Deliver live traps (plus deposit)	\$20.00
Pickup of wild animal in privately owned trap	\$25.00
Pickup of a skunk regardless of ownership of trap	\$50.00

PERMIT FEES:

Large Carnivores	\$25.00
Wolf/Dog Crosses	\$25.00
Inspection Fee	\$10.00

USE OF LIVE TRAPS:

Deposit on small animal traps	\$ 50.00
Deposit of dog traps	\$100.00
One week rental (7 days)	\$ 25.00
Daily rental	\$ 5.00

RENUMERATION FOR ISSUING AND RECORDING DOG LICENSES:

Payment to Treasurers and other agents selling dog licenses, per license issued \$1.00

BE IT FURTHER RESOLVED, that this fee schedule shall remain in full force and effect until further action by this Board of Commissioners, and

BE IT FURTHER RESOLVED, that all resolutions and parts of resolutions in conflict with this resolution, are to the extent of the conflict, hereby rescinded.

DATED: October 19, 2005

Reviewed and approved by:

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

Howard Heideman

RESOLUTION 05-30

WHEREAS, St. Clair County Parks and Recreation Commission ("County Parks") has completed plans to establish a County park on a parcel of property located on Lake Huron in Fort Gratiot Township (the "Fort Gratiot County Park");

WHEREAS, County Parks has property under contract (the "Property") to be purchased to establish the Fort Gratiot County Park and complete construction of the same, a copy of legal description for the Property is attached hereto as Exhibit A;

WHEREAS, representatives of County Parks have had discussions with Edward and Valeria Skotcher, owners of the property located 5962 Lakeshore Road, Fort Gratiot, Michigan which is commonly known as the Lakeshore Motel for the acquisition of an easement (the "Easement") which is located on the Property on which the Fort Gratiot County Park will be established, and which Easement is described on the attached Exhibit B;

WHEREAS County Parks has adopted a Resolution recommending the St. Clair County Board of Commissioners purchase the Easement which benefits the owners of the Lakeshore Motel and further recommending the St. Clair County Board of Commissioners acquire the Easement through condemnation provided an agreement cannot be reached for its acquisition.

WHEREAS condemnation of the Easement which benefits the owners of the Lakeshore Motel as recommended by County Parks is authorized pursuant to MCL §213.23 and MCL §46.359; and

WHEREAS, no agreement has been reached for the acquisition of the Easement which benefits the owners of the Lakeshore Motel.

NOW, THEREFORE, based upon the report of County Parks landscape architect, Pamela [redacted], on September 21, 2005 the St. Clair County Board of Commissioners, on the recommendation of Director Mark Brochu, Director of County Parks, makes the following legislative findings:

Handwritten note: COPY TO RECORDS

Legislative Findings

1. County Parks maintains a County Parks system which it has continued to develop and promote to provide recreational opportunities to the residents of St. Clair County.
2. County Parks is in the process of completing acquisitions in order to build the Fort Gratiot County Park which includes a parcel of property currently owned by Citizens First Savings Bank. The legal description of such parcel is attached hereto as Exhibit A and is under contract to be purchased by County Parks to be included as part of the Fort Gratiot County Park.

3. The creation of the Fort Gratiot County Park is an objective of the County Park's master plan for its park system and will provide Lake Huron access to the public.
4. There is a private Easement across the Property which is referenced on the attached Exhibit A which Easement affords the owners of the property upon which the Lakeshore Motel is located and their patrons and guests the right of access across the Property and which includes an access road running to the shores of Lake Huron. The description of the Easement is attached hereto as Exhibit B. The Easement also includes riparian and beach rights along with the waterfront access running approximately 250 feet north of the access road which is located on the Easement.
5. County Parks hired landscape architect Pamela Blough to design the Fort Gratiot County Park to be located on the property described on Exhibit A. The design prepared by Pamela Blough for the Fort Gratiot County Park is attached hereto as Exhibit C.
6. Pamela Blough has made a report to the County Parks, the contents of which are reflected in a written report which is attached hereto as Exhibit D. In her report Pamela Blough recommends the acquisition of the Easement by the St. Clair County Parks and Recreation Commission based upon her opinion the Easement is incompatible with the existence of a public park on the Property. Based upon the report of Pamela Blough and the information provided by Pamela Blough and Mark Brochu, County Parks has found that the existence of the Easement is inconsistent and incompatible with the proposed Fort Gratiot County Park. Based on the report of Pamela Blough and the information provided by Pamela Blough and Mark Brochu, the St. Clair County Board of Commissioners finds that the existence of the Easement is inconsistent and incompatible with the proposed Fort Gratiot County Park for the following reasons:
 - A. The continued existence of the Easement conflicts with the proposed access to the Fort Gratiot County Park and the separation of pedestrian and vehicle traffic recommended by Pamela Blough.
 - B. The terms of the Easement do not restrict the use of the Easement including the beach access and riparian rights in terms of consumption of alcohol, hours of use, lighting of bon fires, animal control, restroom use, glass on the beach areas and other regulations to govern the Fort Gratiot County Park. Accordingly, the owners of the Lakeshore Motel, its occupants and guests have no restriction concerning the hours of use or the type of use that they may make of the easement and the riparian rights which are part of the Easement. The inability to restrict the use of the Easement by the owners of the Lakeshore Motel, their occupants and guests will prevent County Parks from enforcing rules concerning hours, limitation of motorized vehicle

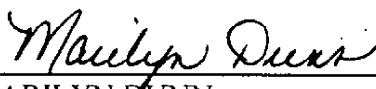
access, limitation on fires, animal control, rules concerning alcohol consumption and general rules and regulations concerning the Fort Gratiot County Park.

- C. The unrestricted terms of the Easement are incompatible with the general ability of the County to monitor potential misuse and vandalism to Fort Gratiot County Park property including its natural resources.
 - D. The Easement conflicts with proposed parking facilities for the Fort Gratiot County Park.
 - E. Motorized vehicle use permitted by the Easement is a public safety concern for both pedestrians and other park patrons, and for the preservation of natural resources within the Fort Gratiot County Park.
 - F. The unrestricted use of the Easement conflicts with residential use of property on the north and south sides of the Fort Gratiot County Park.
7. Based upon the presentation by Mark Brochu, the County Parks determines that the State of Michigan has determined the Easement is inconsistent with the planned Fort Gratiot County Park and the State of Michigan Department of Natural Resources will not complete funding of the Fort Gratiot County Park until the Easement is extinguished.

NOW, THEREFORE, based upon the Legislative findings contained in this Resolution, BE IT HEREBY RESOLVED as follows:

- 1. The St. Clair County Board of Commissioners determines it is necessary to acquire the Easement in order to complete the funding and construction of the Fort Gratiot County Park for the reason that the continued existence of the Easement conflicts with the creation of the Fort Gratiot County Park, as set forth above, and will prevent funding of the Fort Gratiot County Park by the State of Michigan.
- 2. The St. Clair County Administrator is hereby authorized and directed to make a good faith offer for the Easement in the amount of the appraisal prepared by Andrew B. Chamberlain of Chamberlain & Walsh, Ltd.
- 3. In the absence of acceptance of the good faith offer, the St. Clair County Administrator is authorized and directed to commence condemnation proceedings as prescribed by law and take all steps necessary and proper to acquire the Easement as described herein.

Adopted by the St. Clair County Board of Commissioners on Sept. 21, 2005.



MARILYN DUNN
St. Clair County Clerk

Reviewed and Approved by:

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

Exhibit A

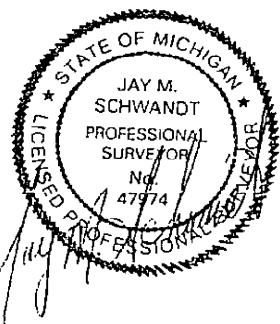


90000 SERIES
30% P.C.W.

CERTIFICATE OF SURVEY

LEGAL DESCRIPTION:

Part of Fractional Section 4, T7N, R17E, Fort Gratiot Township, St. Clair County, Michigan, more particularly described as: Commencing at the Northwest corner of said Section 4; thence N89°51'00"E 1429.32 feet along the North line of said Section to the Point of Beginning; thence continuing N89°51'00"E 1370.32 feet to the water's edge of Lake Huron; thence S15°47'10"E 530.51 feet; thence N89°31'00"W 787.06 feet; thence S85°40'14"W 789.16 feet; thence N24°04'00"W 53.65 feet along the Easterly right-of-way for Highway M-25; thence N85°41'29"E 300.09 feet; thence N24°03'43"W 534.79 feet to the Point of Beginning. Parcel contains 16.0 acres, more or less. Subject to easement recorded in Liber 712, Pages 472 and 473, St. Clair County records. Also subject to an easement in favor of the Department of Water Supply of the City of Detroit as recorded in Liber 934, Page 215, and Liber 938, Page 545. Subject to all other easements, restrictions, and covenants of record, if any.



FOR: Detroit Edison Survey Division 7940 Livernois Ave. Detroit, MI 48210	GLOBAL LAND SOLUTIONS, L.L.C. <i>Solutions that work for you!</i> 9745 Courtland Drive NE Rockford, Michigan 49341 (616) 863-9397 <small>www.globallandsolutions.com</small>	SEC. 4 , T7N , R17E <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">DTE JOB NUMBER 200206119</td> <td style="width: 50%;">SHEET 2 OF 2</td> </tr> <tr> <td>DTE DRAWING NO. SE1320-07</td> <td>JOB NUMBER 02117S</td> </tr> </table>	DTE JOB NUMBER 200206119	SHEET 2 OF 2	DTE DRAWING NO. SE1320-07	JOB NUMBER 02117S
DTE JOB NUMBER 200206119	SHEET 2 OF 2					
DTE DRAWING NO. SE1320-07	JOB NUMBER 02117S					

County Park Property burdened by the Easement:

Part of Fractional Section 4, Town 7 North, Range 17 East, Fort Gratiot Township, St. Clair County, Michigan, more particularly described as: Commencing at the Northwest corner of said Section 4; thence North 89 degrees 51 minutes 00 seconds East 1429.32 feet along the North line of said Section to the Point of Beginning; thence continuing North 89 degrees 51 minutes 00 seconds East 1370.32 feet to the water's edge of Lake Huron; thence South 15 degrees 47 minutes 10 seconds East 530.51 feet; thence North 89 degrees 31 minutes 00 seconds West 787.06 feet; thence South 85 degrees 40 minutes 14 seconds West 789.16 feet; thence North 24 degrees 04 minutes 00 seconds West 53.65 feet along the Easterly right-of-way for Highway M-25; thence North 85 degrees 41 minutes 29 seconds East 300.09 feet; thence North 24 degrees 03 minutes 43 seconds West 534.79 feet to the Point of Beginning. Parcel contains 16.0 acres, more or less. Subject to easement recorded in Liber 712, Pages 472 and 473, St. Clair County Records. Also subject to an easement in favor of the Department of Water Supply of the City of Detroit as recorded in Liber 934, Page 215, and Liber 938, Page 545. Subject to all other easements, restrictions, and covenants of record, if any.

Lakeshore Motel Property benefitted by the Easement:

Land situated in the Township of Fort Gratiot, County of St. Clair, State of Michigan and described as follows, to-wit: Beginning at a concrete monument at the intersection of the North line of the Lake Huron Manor Subdivision in Fractional Section 4, Fort Gratiot Township, 7-17, St. Clair County, Michigan with the Easterly line of the Lakeshore Road (U.S. 25); thence North 24 degrees 04 minutes West parallel with and 50.0 feet Easterly of the center line of U.S. 25, a distance of 754.37 feet to the point of beginning of this description; thence North 85 degrees 39 minutes East 300.0 feet; thence North 24 degrees, 04 minutes, West 200.0 feet; thence South 85 degrees, 39 minutes, West 300.00 feet to the Easterly line of U.S. 25; thence South 24 degrees, 04 minutes East 200.00 feet to the beginning. Containing 1.4 acres.

Easement:

The right to use and enjoy, in common with the vendors herein, their heirs and assigns the "beach" in front of a strip of land lying between the Southerly line of the private road hereinafter described, and the Northerly line of the property above described (if extended, to the waters of Lake Huron) and extending Westerly for a reasonable distance from the waters of Lake Huron; such rights shall include all riparian rights and "beach" rights and privileges in and to said "beach" and the waters of Lake Huron and shall enure to the benefit of the vendees herein, their agents, licenses, heirs and assigns.

Perpetual easement for driveway purposes in and over a private road adjoining the above described premises on the Southerly side thereof and extending from Lake Shore Road to the waters of Lake Huron; said private road being 106.24 feet in width along said Lake Shore Road and 100 feet in width along the Easterly side thereof; said road to be used in common by the vendees herein, their agents, licensees, heirs and assigns, and the vendors, their heirs and assigns. Said vendors shall maintain said private road and keep the same in repair at their own cost and expense and pay all taxes thereon when the same becomes due and payable.

RECORDED EASEMENT

THE "GOOD" LAND CONTRACT (also known as the "Good" Land Contract) is a contract between the Seller and the Buyer, and is subject to the provisions of the Michigan Land Title Act, 2030.

Recorded No. 21 1952-472
MURLEY A. SAPH, Registrar of Deeds

This Contract, Made this 21st day of November, 1952.

BETWEEN Russell Sheldon and Emuabelle Sheldon, husband and wife, of the City of Port Huron, County of St. Clair, and State of Michigan, hereinafter referred to as the "Seller" and Anthony Bladis and Suzanne Bladis, husband and wife, 3314 Howard Street, Port Huron, Michigan, hereinafter referred to as the "Purchaser."

WITNESSETH: That in consideration of the mutual covenants to be performed between the respective parties hereto as hereinafter expressed and the sum of Ten Thousand Dollars (\$10,000.00) Dollars to be duly paid by the Purchaser to the Seller, as hereinafter specified, it is agreed between the parties hereto as follows:

1. The Seller hereby sells and agrees to convey unto the Purchaser all that certain piece or parcel of land situated in the Township of Fort Gratiot, County of St. Clair and State of Michigan, and described as follows, to-wit:

Land situated in the Township of Fort Gratiot, County of St. Clair, and State of Michigan, and described as follows, to-wit: Beginning at a concrete monument at the intersection of the North line of the Lake Huron Manor Subdivision in Fractional Section 4, Fort Gratiot Township, Town 7 North, Range 17 East, St. Clair County, Michigan, with the Easterly line of the Lakeshore Road (U.S. 25); thence North 24° 04' West parallel with and 50.0 feet Easterly of the centerline of U.S. 25, a distance of 754.37 feet to the point of beginning of this description; thence North 85° 39' East 300.0 feet; thence North 24° 04' West 200.0 feet; thence South 85° 39' West 300.0 feet to the Easterly line of U.S. 25; thence South 24° 04' East 200.00 feet to the beginning. Containing 1.4 acres.

(Subject to a Pole-Line Permit of Detroit Edison Company and Michigan Bell Telephone Company, recorded in Liber 677 of Deeds, page 215.)

The right to use and enjoy, in common with the vendors herein, their heirs and assigns, the "beach" in front of a strip of land lying between the southerly line of the private road hereinafter described and the northerly line of the property above described (if extended to the waters of Lake Huron), and extending westerly for a reasonable distance from the waters of Lake Huron; such rights shall include all riparian and "beach" rights and privileges in and to said "beach" and the waters of Lake Huron and shall inure to the benefit of the vendors herein, their agents, licensees, heirs and assigns.

Perpetual easement for driveway purposes in and over a private road adjoining the above described premises on the southerly side thereof and extending from Lake Shore Road to the waters of Lake Huron; said private road being 106.24 feet in width along said Lake Shore Road and 100 feet in width along the easterly side thereof; said road to be used in common by the vendors herein, their agents, licensees, heirs and assigns, and the vendors, their heirs and assigns. Said vendors shall maintain said private road and keep the same in repair at their own cost and expense and pay all taxes thereon when the same become due and payable.

712 REC 473

Handwritten number: 1032

Handwritten signature: Harold S. Wilkins

7. Said Purchaser hereby purchases said premises of the Seller and agrees to pay the Seller therefor the said sum of Ten Thousand ----- (\$10,000.00) - Dollars in manner following: Two Thousand Five Hundred ----- (\$2,500.00) - Dollars on delivery of this contract, the receipt whereof is hereby confessed and acknowledged by said Seller, and the remaining Seven Thousand Five Hundred ----- (\$7,500.00) - Dollars, the sum which is secured by this contract, together with interest on the whole sum that shall be from time to time unpaid at the rate of six (6) per cent. per annum, payable as follows:

Seventy-five Dollars (\$75.00) or more on January 15, 1953, and Seventy-five Dollars (\$75.00) or more on the 15th day of each and every month thereafter until said principal and interest shall be fully paid, interest to be figured monthly and deducted from the payment and balance of payment to be applied on the principal;

said Purchaser to have the right to pay larger installments than above provided for and to pay the whole or any part of the balance remaining unpaid on this contract at any time before the same, by the terms hereof, becomes due and payable.

8. Said Purchaser shall promptly pay, when due, all taxes and assessments of every nature, which shall become a lien on said premises after the date hereof, including 1953 taxes (Seller shall pay 1952 taxes);

and shall, during the continuance of this contract, keep insured the buildings now on said premises or which shall hereafter be placed thereon in the name of said Seller against loss by fire and windstorm, in such company or companies and for such amount as the Seller shall approve, and forthwith deposit all policies of insurance with the Seller, with loss, if any, payable to the Seller, as his interest may appear under this contract. Should the Purchaser fail to pay any tax or assessment when due or to keep said buildings insured, the Seller may pay the same, and have the buildings insured and the amounts thus expended shall be a lien on said premises and may be added to the balance then unpaid hereon and by this contract and by the terms hereof shall be paid at the rate of six (6) per cent. per annum.

5. Should default be made by the Purchaser in any of the conditions herein expressed, the Seller may immediately thereafter declare this contract void and forfeited and real buildings and improvements and all payments made on this contract shall be forfeited to the Seller as rental for the use of the said premises and as stipulated damages for failure to perform this contract and the Seller may take immediate possession of said premises without notice to quit and remove the Purchaser and all claiming under him therefrom, or, at the election of said Seller, the covenants herein contained to be kept and performed and the liability of said Purchaser under this Contract shall continue and may be enforced and the said consideration money, and every part thereof, paid in installments as hereinbefore specified, and may be collected by said Seller by proper summary proceedings or by action at law or in equity, or, the Seller may, at his option, declare all money unpaid immediately due and payable and take proceedings to enforce this contract either in a Court of law or equity to recover the entire amount unpaid, notwithstanding the time above specified for payments of the principal sum shall not then have expired, and any other suit, action or proceeding, either at law or in equity not herein specified shall be available to either party.

6. Purchaser shall not commit, or suffer any other person to commit, any waste or damages to said premises or the appurtenances and shall keep the said premises and all improvements in as good condition as they are now.

7. If the Purchaser shall, in the time and manner above specified, make all the payments herein provided for, and shall observe and perform all the conditions and agreements herein made, the Seller shall thereupon by good and sufficient warranty deed convey said premises, on the conditions herein agreed upon, to the Purchaser, subject to such liens and encumbrances as may have accrued thereon subsequent to the date hereof by or through the act or negligence of said Purchaser, and shall deliver with such conveyance a complete abstract of title and a title insurance policy in the sum of \$10,000.00.

8. Possession of said premises may be taken by said Purchaser on the date hereof and retained so long as no default is made by said Purchaser in any of the terms or conditions hereof.

9. The Purchaser covenants and agrees that he will not assign nor convey his interest, or any part thereof, in this contract without having first obtained the written consent of Seller. Any violation by the Purchaser of this condition shall be considered a default of one of the conditions of the contract.

10. No assignment or conveyance by Purchaser shall create any liability whatsoever against the Seller until a duplicate thereof duly witnessed and acknowledged, together with the residence address of such Assignee, shall be delivered to the Seller, but in the event of assignment, such notice to the Seller or acceptance of same by him or acceptance of payment made by Assignee shall constitute a change of parties and privity of contract and a novation between the Seller and the Assignee and enable the Seller to maintain any suit or action for payment, specific performance, deficiency or summary proceedings for possession against the Assignee alone.

11. The Seller reserves the right to convey his interest in the above described land and his covenants thereof shall not be a cause for rescission.

12. If more than one joins in the execution hereof as Seller or Purchaser, or either be of the feminine sex, or a corporation, the pronouns and relative words herein used shall be read in plural, feminine or neuter respectively.

13. It is expressly understood and agreed by the parties hereto that time shall be deemed as of the very essence of this contract and all stipulations and agreements herein contained shall apply to and bind the heirs, executors, administrators, successors and assigns of the parties hereto.

14. It is specifically understood and agreed by the parties hereto that the vendors shall, at their own cost and expense, within six (6) months from the date hereof, fill in and level all excavations located within the boundaries of the property herein described.

In Witness Whereof, the parties hereto have hereunto set their hands and seals the day and year first above written.

Executed by **Sellers**
Russell A. Sheldon [SEAL]

in presence of Said M. Touma
Emmabelle Sheldon [SEAL]

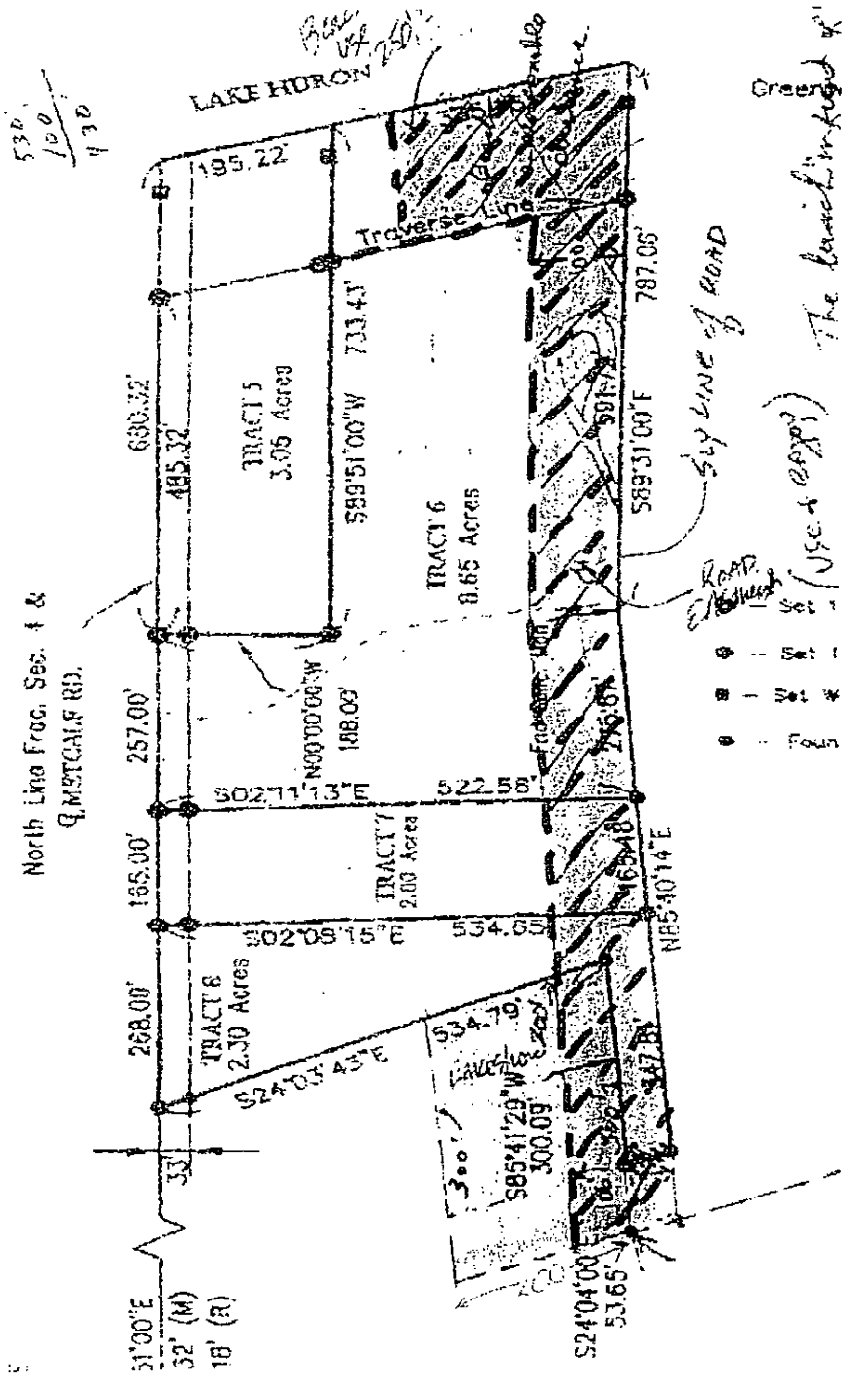
Harry J. Phillips [SEAL]

Executed by **Purchasers**
Anthony Bladis [SEAL]

in presence of Said M. Touma
Suzanne Bladis [SEAL]

Harry J. Phillips [SEAL]

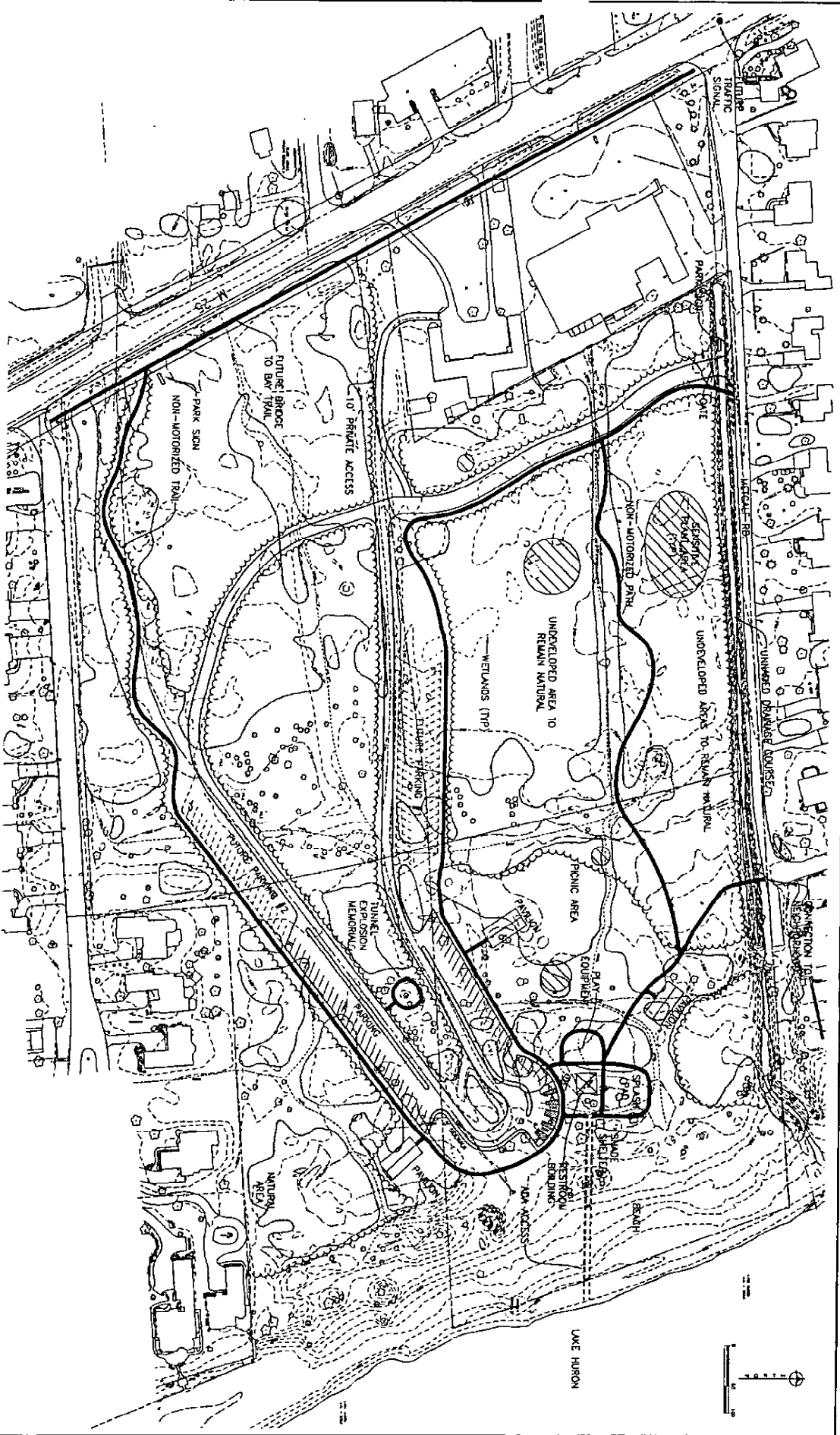
Lakeshore Motel Easement



Easement is denoted with cross hatched area.

Exhibit C

FORT GRATIOT COUNTY PARK MASTER PLAN
ST. CLAIR COUNTY PARKS COMMISSION
DRAFT JULY 20, 2005



**Ft. Gratiot County Park
St. Clair County Parks and Recreation Commission**

**Report to the St. Clair County Parks and Recreation Commission
Lakeshore Motel Easement
September 19, 2005**

**Prepared by Pamela Blough, ASLA
P.M. Blough, Inc.**

Design Overview

The development of the Park Master Plan was completed with considerable public input and design development time. The park will merge the use of the parcel being purchased by the County and the adjacent parcel owned by the Detroit Water and Sewer Board. The layout of the roads and parking were completed to utilize to the greatest extent possible the areas of the park that have already been cleared of vegetation due to previous construction, as well as preserve significant areas of sensitive vegetation. There is a strong separation of vehicle and pedestrian circulation to provide increased safety to families and individuals visiting the park. All of the park facilities will be designed to meet the Americans with Disabilities Act, the Michigan Department of Environmental Quality, the U.S. Corp of Engineers, and other local permits and requirements.

When completed, the park will offer the County's first public beach and swimming facility. Amenities within the park will include a sand beach, restroom building, playground, picnic facilities, walking trails, the Tunnel Accident Memorial, parking, and pedestrian access to and from the neighborhoods, and future linkage to the County-wide trail system.

Need for Easement

The need to acquire the easement from the nearby Lakeshore Motel is based upon several areas of concern in the development of the park. These are discussed below:

Compatibility of Use

The new park will be surrounded by residential housing on both the north and south sides of the park. Uses compatible to the neighborhoods is strongly desired by the residents. The easement currently allows for 24 hour open use of the beach front allowing for night bonfires, alcohol consumption, and motorized vehicles. All of these are not considered compatible to the surrounding residential area.

Compatibility of Beach Uses

The proposed public use of the beach is a designated swimming beach during the summer months and for all beach and water uses during the remaining parts of the year. During the summer months, incompatible uses will be restricted such as fishing or boats within the swimming area during posted swimming times. Additional uses year round uses may include informal beach walking, migratory bird watching, sunrise viewing, ice fishing access and other public activities. The easement would allow all of these activities at any time on the beach which could result in conflicting and dangerous activities such as boats and fishing amongst the swimmers and beach users. The public is also not allowed to install any permanent or temporary docking facilities within the park. The easement would also allow this incompatible use within the beach.

Open Fires

Open bonfires on the ground are not allowed in the County parks. The fires can create a noise issue from the attendees, as well as they leave hot coals in the sand and left over charcoal and logs within the beach area. Both can be a hazard to daily park visitors. Open bonfires can also be a hazard to the existing vegetation should the fire unexpectedly spread. The current terms of the easement allows open fires which, in my opinion, are an incompatible use with the park.

Motorized Vehicles

Motorized vehicles and people mixing on the beach at any time of the day are not considered a safe situation. The design of the park has been laid out specifically to separate vehicles and pedestrians to help to reduce the number of conflicts and injuries. The open use of the motorized vehicles allowed in the easement would, in my opinion, jeopardize this safety and create incompatible uses.

Hours of Operation

The St. Clair County parks, as many public parks, have designated time of open operation for the public. The easement allows for extended use of the park by a small private group during unsupervised times.

Vandalism, Broken Glass, and Public Urination and Defecation

After the standard park hours, the open and continued use of the beach and park for bonfires, open alcohol, and other night time uses can lead to increased destruction of public property and vandalism. The bringing in of glass containers, which are restricted on public beaches, can break and cause a public health and safety hazard concern. The restrooms will be closed and locked when the park is closed to the public. The unrestricted use increases the chance of open urination and defecation which can also be a health and safety concern. Uses allowed in the easement are unrestricted and therefore, in my opinion, can present additional risks for public park users.

Destruction to the Environment

Motor vehicles with access to a 100' wide swath, as well as full use of the beach, can cause severe destruction to plant and animal communities. The plan for the park has identified significant plant and wetland areas and has developed the design to provide preservation of these sensitive areas. Destruction and damage can also be caused by unrestricted dog use.

Domestic Animal Use of the Beach

Public beaches restrict the presence of domestic animals on beach areas for bather health and safety. The unrestricted use will allow for the un-enforcement of this necessary health and safety issue from active pets, and pet urination and defecation within the beach and water.

Drive through the Park

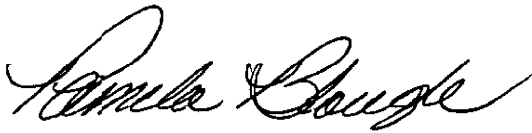
The easement allows the Motel the right to have a drive within the easement from the hotel to the lakefront. This drive will bisect the park between the County parcel and the use easement gained from the Detroit Water and Sewer Board. The design has been laid out to best fit the park drives, parking, and facilities, while maintaining significant vegetation on the property and does not allow for this drive.

Controlled Vehicle Access

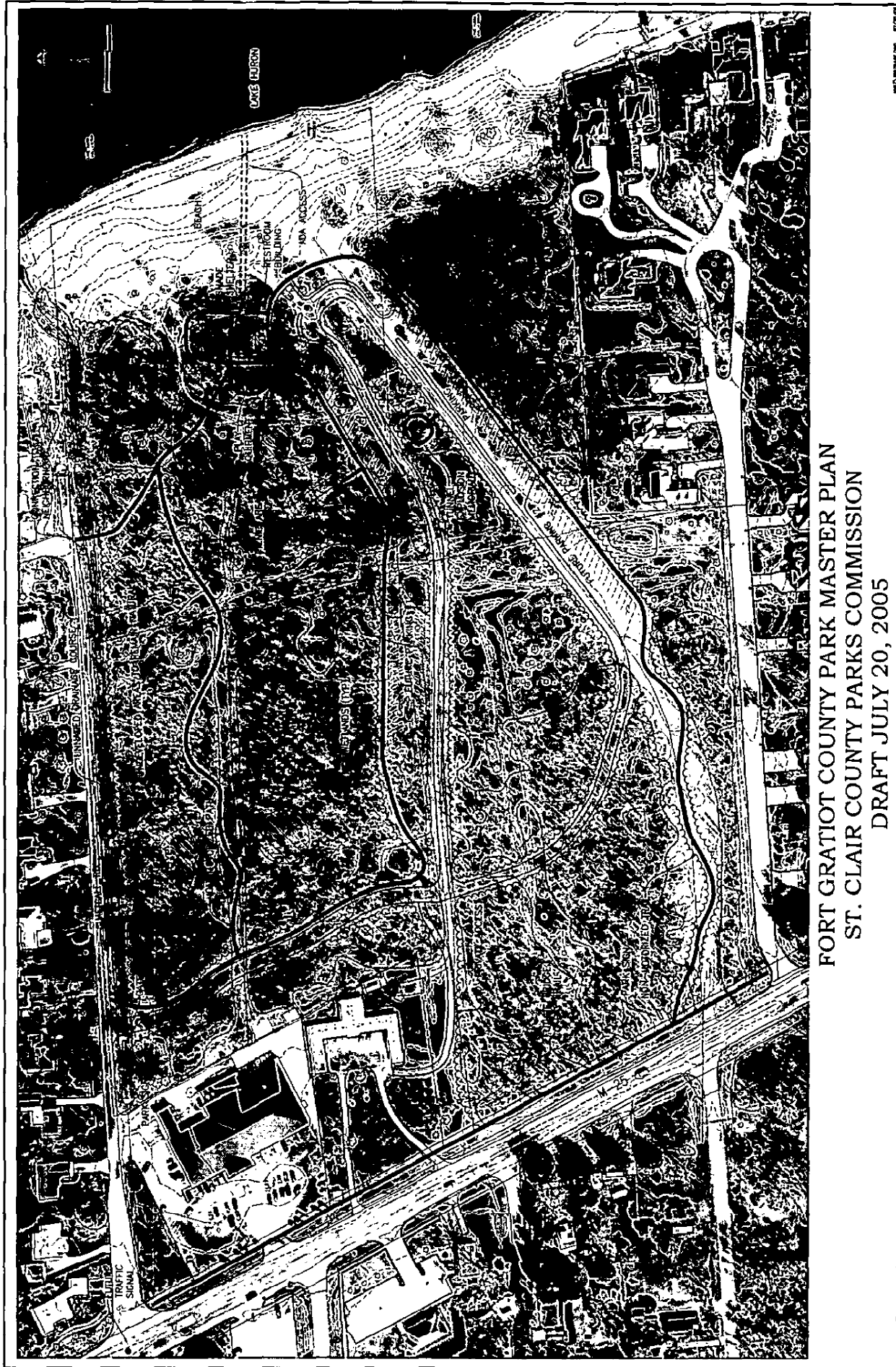
The park has been designed to have one controlled access point for motorized vehicles to be used by park visitors when the park is open to the public. The open easement allows for a second un-controlled access. Additional pedestrian access is provided from the neighborhoods and to the Motel.

Submittal to the St. Clair County Parks & Recreation Commission

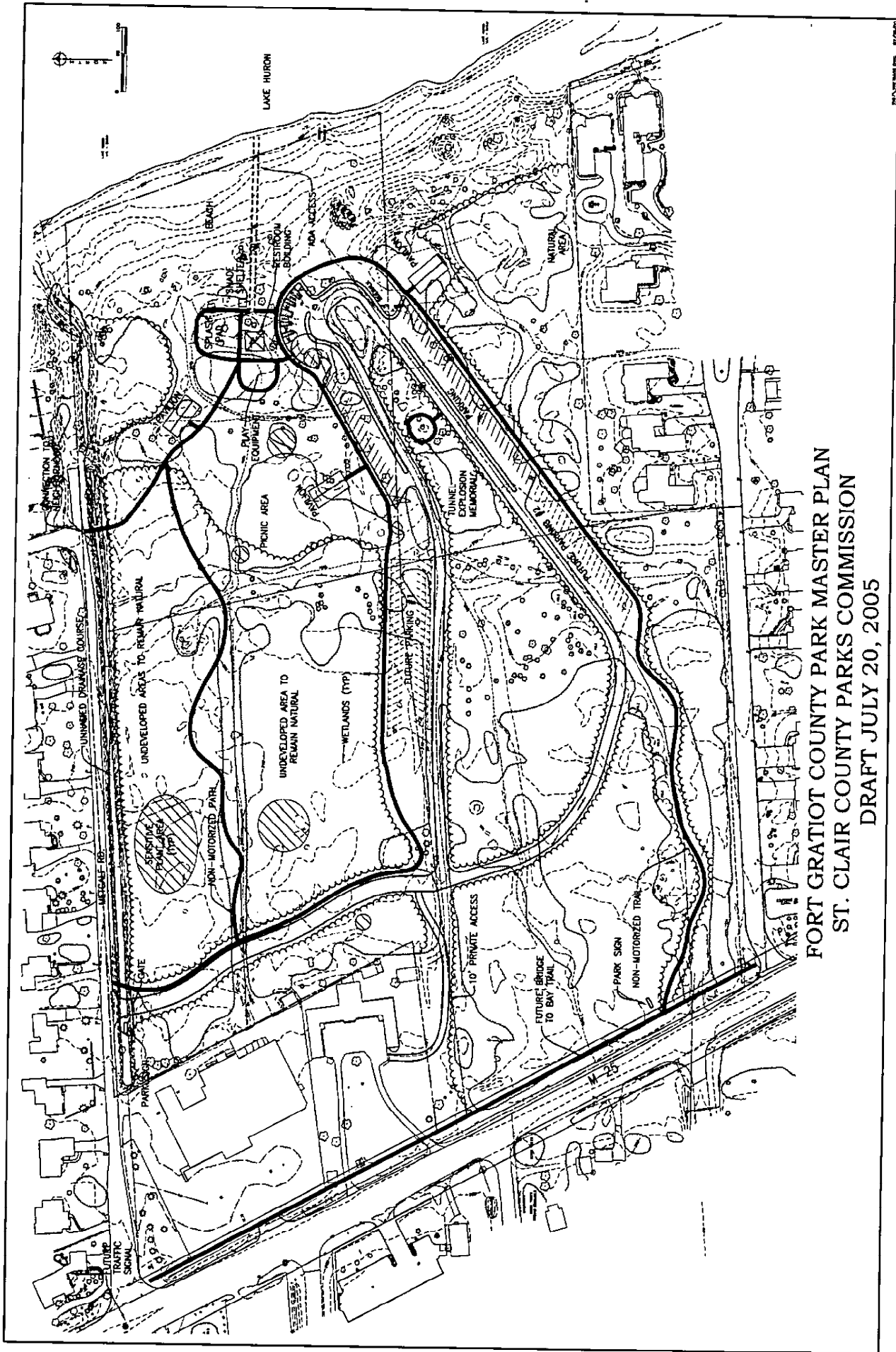
This report is respectfully submitted to the St. Clair County Parks and Recreation Commission on Monday, September 19, 2005 by:



Pamela Blough, ASLA
P.M. Blough, Inc.

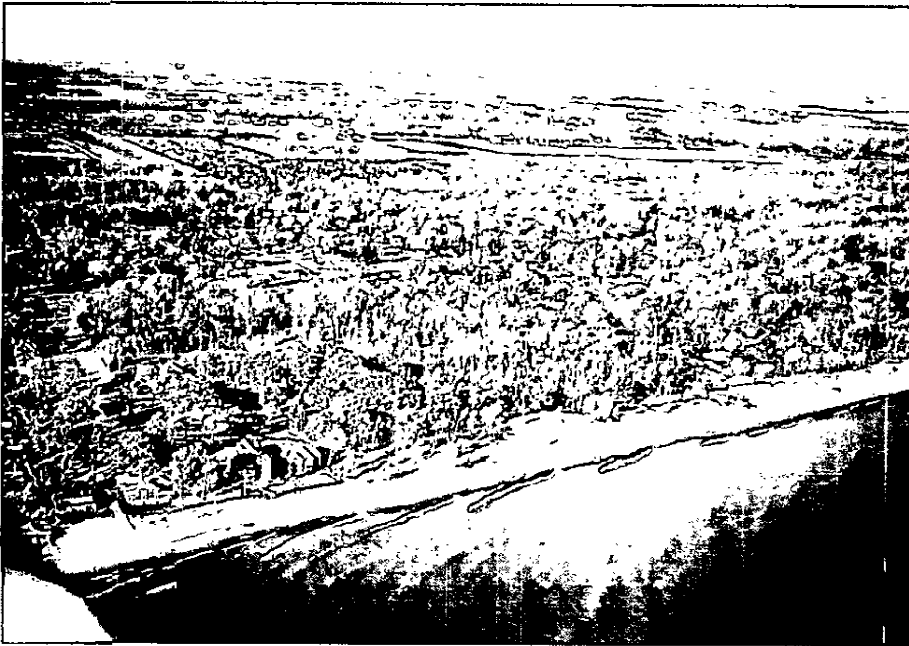


FORT GRATIOT COUNTY PARK MASTER PLAN
ST. CLAIR COUNTY PARKS COMMISSION
DRAFT JULY 20, 2005



FORT GRATIOT COUNTY PARK MASTER PLAN
 ST. CLAIR COUNTY PARKS COMMISSION
 DRAFT JULY 20, 2005

**Ft. Gratiot County Park
St. Clair County Parks & Recreation Commission**



Aerial Photo taken from Lake Huron showing the joint Ft. Gratiot County Park and Detroit Water & Sewer Board properties located within surrounding residential neighborhoods.



Interior wooded area of park.

**Ft. Gratiot County Park
St. Clair County Parks & Recreation Commission**



This is a view of the Lake Huron shoreline standing on the site looking east.



This is a view standing on the beach looking west into the wooded interior of the property.

**Ft. Gratiot County Park
St. Clair County Parks & Recreation Commission**



This is a view of the sand beach looking from the north property line south along Lake Huron.



This is a view of Lake Huron and the beach looking east from the edge of the wooded areas.

RESOLUTION 05-30

WHEREAS, St. Clair County through its St. Clair County Parks Commission (collectively, "County") is planning a County park on a parcel of property on Lake Huron in Fort Gratiot Township ("Property") previously acquired by St. Clair County and to be known as the Fort Gratiot County Park ("Park");

NOW THEREFORE, based upon the presentation of information by the Director of the St. Clair County Parks Commission and others at the St. Clair County Board of Commissioners meeting on **September 21, 2005**, the St. Clair County Board of Commissioners makes the following legislative findings:

- A. St. Clair County maintains a County Parks system which it continues to develop and promote, and which provides the public with a variety of recreation areas;
- B. St. Clair County is in the process of creating a Park on the Property which will afford the public recreational access to Lake Huron, which is an objective of the County's Master Plan for its Park system.
- C. The acquisition of the Property and creation of the Park is an objective of the County's Master Plan for its Park system.
- D. The establishment of the Park will require the County have control over the Property in order to effectively design and construct Park improvements, and thereafter impose and enforce regulations which will govern the Park.
- E. There is a private easement across the Property described below ("Easement") which affords the owners and patrons of the nearby Lakeshore Motel an unrestricted right of access to the Property, and which consists of an access road together with riparian and beach rights along the waterfront north of the access road.
- F. The Easement is inconsistent with the public park use planned for the Property and requires the County to obtain complete ownership of the Easement.
- G. The Easement use is inconsistent and incompatible with the proposed Park use for the following reasons, including:
 - 1. An inability to effectively enforce Park rules and regulations including Park hours, limiting motorized vehicle use, limiting fires to certain areas, animal control, and alcohol control.
 - 2. The enforcement of health related regulations including the monitoring, use, and availability of public restrooms, and the regulation of littering, animals on the beach area, and glass on the beach areas.

- 3. The ability to monitor misuse and vandalism to Park property including its natural resources.
- 4. The ability to monitor and preserve and protect special plant and animal communities within the Park.
- 5. The maintenance of a single point of access for the Park to control motorized vehicles, to separate pedestrian and vehicle traffic, and for general security and safety reasons.
- 6. The Easement conflicts with proposed access to the Park and the existing and future public parking areas.

H. The State of Michigan has determined the Easement is inconsistent with the public outdoor recreation use of the Park.

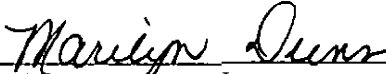
NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

- 1. The County is hereby authorized and directed to make a good faith offer for the Property based on an appraisal prepared by ^{Andrew B. Chamberlain} ~~ASA of Chamberlain & Walsh, Ltd.~~ Appraisals, Inc. for the acquisition of the Easement which is described as follows:

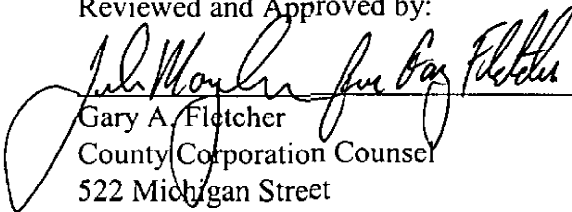
(Easement description here)

- 2. In the absence of acceptance of such good faith offer, the County Administration is authorized to commence condemnation proceedings and to take all steps necessary and proper to acquire the Easement as described above.

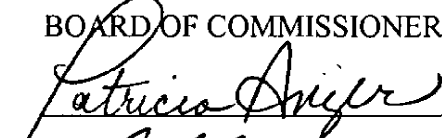
Adopted by the St. Clair County Board of Commissioners on September 21, 2005.

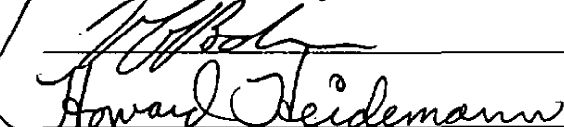


 MARILYN DUNN
 St. Clair County Clerk

Reviewed and Approved by:


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

BOARD OF COMMISSIONERS:




 Howard Heidemann

CERTIFICATE O. SURVEY

LEGAL DESCRIPTION:

Part of Fractional Section 4, T7N, R17E, Fort Gratiot Township, St. Clair County, Michigan, more particularly described as: Commencing at the Northwest corner of said Section 4; thence N89°51'00"E 1429.32 feet along the North line of said Section to the Point of Beginning; thence continuing N89°51'00"E 1370.32 feet to the water's edge of Lake Huron; thence S15°47'10"E 530.51 feet; thence N89°31'00"W 787.06 feet; thence S85°40'14"W 789.16 feet; thence N24°04'00"W 53.65 feet along the Easterly right-of-way for Highway M-25; thence N85°41'29"E 300.09 feet; thence N24°03'43"W 534.79 feet to the Point of Beginning. Parcel contains 16.0 acres, more or less. Subject to easement recorded in Liber 712, Pages 472 and 473, St. Clair County records. Also subject to an easement in favor of the Department of Water Supply of the City of Detroit as recorded in Liber 934, Page 215, and Liber 938, Page 545. Subject to all other easements, restrictions, and covenants of record, if any.



FOR:

Detroit Edison
Survey Division
7940 Livernois Ave.
Detroit, MI 48210

GLOBAL LAND SOLUTIONS, L.L.C.

Relations that work for you!
9745 Courtland Drive NE
Rockford, Michigan 49341
(616) 863-9397

www.globalandsolutions.com

SEC. 4 , T7N , R17E

DTE JOB NUMBER
200206119

SHEET 2 OF 2

DTE DRAWING NO.
SE1320-07

JOB NUMBER
021175

**Legal Description of Lakeshore Motel Property
together with Easement**

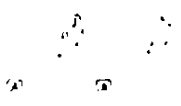
Land situated in the Township of Fort Gratiot, County of St. Clair, State of Michigan and described as follows, to-wit: Beginning at a concrete monument at the intersection of the North line of the Lake Huron Manor Subdivision in Fractional Section 4, Fort Gratiot Township, 7-17, St. Clair County, Michigan with the Easterly line of the Lakeshore Road (U.S. 25); thence North 24 degrees 04 minutes West parallel with and 50.0 feet Easterly of the center line of U.S. 25, a distance of 754.37 feet to the point of beginning of this description; thence North 85 degrees 39 minutes East 300.0 feet; thence North 24 degrees, 04 minutes, West 200.0 feet; thence South 85 degrees, 39 minutes, West 300.00 feet to the Easterly line of U.S. 25; thence South 24 degrees, 04 minutes East 200.00 feet to the beginning. Containing 1.4 acres.

The right to use and enjoy, in common with the vendors herein, their heirs and assigns the "beach" in front of a strip of land lying between the Southerly line of the private road hereinafter described, and the Northerly line of the property above described (if extended, to the waters of Lake Huron) and extending Westerly for a reasonable distance from the waters of Lake Huron; such rights shall include all riparian rights and "beach" rights and privileges in and to said "beach" and the waters of Lake Huron and shall enure to the benefit of the vendees herein, their agents, licenses, heirs and assigns.

Perpetual easement for driveway purposes in and over a private road adjoining the above described premises on the Southerly side thereof and extending from Lake Shore Road to the waters of Lake Huron; said private road being 106.24 feet in width along said Lake Shore Road and 100 feet in width along the Easterly side thereof; said road to be used in common by the vendees herein, their agents, licensees, heirs and assigns, and the vendors, their heirs and assigns. Said vendors shall maintain said private road and keep the same in repair at their own cost and expense and pay all taxes thereon when the same becomes due and payable.

6
6

Exhibit B



RECORDED EASEMENT

THE "GOOD" LAND CONTRACT - 1920
with Final Permit, Acknowledgment, Assent
and Abandon, Issuance and Tax Release for use
in Cities, Villages and Towns - (Michigan Laws)

712 472
3020

Recorded No. 211937
MUNLEY A. SMY, Registrar of Deeds

This Contract, Made this 21st day of November, 1952.

BETWEEN Russell Sheldon and Emmabella Sheldon, husband and wife,
City of Port Huron, County of St. Clair and State
of Michigan, hereinafter referred to as the "Seller" and Anthony Bladis and Suzanne
Bladis, husband and wife, 1314 Howard Street, Port Huron, Michigan,

hereinafter referred to as the "Purchaser,"
WITNESSETH, That in consideration of the mutual covenants to be performed between the respective
parties hereto as hereinafter expressed and the sum of Ten Thousand
(\$10,000.00) Dollars to be duly paid by the Purchaser
to the Seller, as hereinafter specified, it is agreed between the parties hereto as follows:

1. The Seller hereby sells and agrees to convey unto the Purchaser all that certain piece or parcel of land
situated in the Township of Fort Gratiot, County of St. Clair
and State of Michigan, and described as follows, to-wit:

Land situated in the Township of Fort Gratiot, County of St. Clair,
and State of Michigan, and described as follows, to-wit: Beginning
at a concrete monument at the intersection of the North line of the
Lake Huron Manor Subdivision in Fractional Section 4, Fort Gratiot
Township, Town 7 North, Range 17 East, St. Clair County, Michigan,
with the Easterly line of the Lakeshore Road (U.S. 25); thence
North 24° 04' West parallel with and 50.0 feet Easterly of the
centerline of U.S. 25, a distance of 754.37 feet to the point of
beginning of this description; thence North 85° 39' East 300.0
feet; thence North 24° 04' West 200.0 feet; thence South 85° 39'
West 300.0 feet to the Easterly line of U.S. 25; thence South
24° 04' East 200.00 feet to the beginning. Containing 1.4 acres.

(Subject to a Pole-Line Permit of Detroit Edison Company and Michigan
Bell Telephone Company, recorded in Liber 677 of Deeds, page 215.)

The right to use and enjoy, in common with the vendors herein, their
heirs and assigns, the "beach" in front of a strip of land lying
between the southerly line of the private road hereinafter described
and the northerly line of the property above described (if extended
to the waters of Lake Huron), and extending westerly for a reasonable
distance from the waters of Lake Huron; such rights shall include
all riparian and "beach" rights and privileges in and to said "beach"
and the waters of Lake Huron and shall inure to the benefit of the
vendees herein, their agents, licensees, heirs and assigns.

Perpetual easement for driveway purposes in and over a private road
adjoining the above described premises on the southerly side thereof
and extending from Lake Shore Road to the waters of Lake Huron; said
private road being 106.24 feet in width along said Lake Shore Road
and 100 feet in width along the easterly side thereof; said road to
be used in common by the vendees herein, their agents, licensees,
heirs and assigns, and the vendors, their heirs and assigns. Said
vendors shall maintain said private road and keep the same in repair
at their own cost and expense and pay all taxes thereon when the
same become due and payable.

712 na 473

712 na 473

Charles S. Williams

2. Said Purchaser hereby purchases said premises of the Seller and agrees to pay the Seller therefor the said sum of Ten Thousand ----- (\$10,000.00) - Dollars in manner following: Two Thousand Five Hundred ----- (\$2,500.00) - Dollars on delivery of this contract, the receipt whereof is hereby confessed and acknowledged by said Seller, and the remaining Seven Thousand Five Hundred ----- (\$7,500.00) - Dollars, the sum which is secured by this contract, together with interest on the whole sum that shall be from time to time unpaid at the rate of six (6) per cent. per annum, payable as follows:

Seventy-five Dollars (\$75.00) or more on January 15, 1953, and Seventy-five Dollars (\$75.00) or more on the 15th day of each and every month thereafter until said principal and interest shall be fully paid, interest to be figured monthly and deducted from the payment and balance of payment to be applied on the principal;

Said Purchaser to have the right to pay larger installments than above provided for and to pay the whole or any part of the balance remaining unpaid on this contract at any time before the same, by the terms hereof, becomes due and payable.

3. Said Purchaser shall promptly pay, when due, all taxes and assessments of every nature, which shall become a lien on said premises after the date hereof, including 1953 taxes (Seller shall pay 1952 taxes);

4. Seller shall, during the continuance of this contract, keep insured the buildings now on said premises as well as shall hereafter be placed thereon in the name of said Seller against loss by fire and windstorm, in such cases by any or companies and for such amount as the Seller shall approve, and forthwith deposit all policies of insurance with the Seller, with loss, if any, payable to the Seller, as his interest may appear under this contract. Should the Purchaser fail to pay any tax or assessment when due or to keep said buildings insured, Seller may pay the same and have the buildings insured and the amounts thus expended shall be a lien on said premises and may be added to the balance then unpaid hereon, and the same shall be paid with interest at the rate of six (6) per cent. per annum.

712-474

- 5. Should default be made by the Purchaser in any of the conditions herein expressed, the Seller may immediately thereafter declare this contract void and forfeited and all buildings and improvements and all payments made on this contract shall be forfeited to the Seller as rental for the use of the said premises and as stipulated damages for failure to perform this contract and the Seller may take immediate possession of said premises without notice to quit and remove the Purchaser and all claiming under him therefrom, or, at the election of said Seller, the covenants herein contained to be kept and performed and the liability of said Purchaser under this Contract, shall continue and may be enforced and the said consideration money, and every part thereof, paid in installments as hereinbefore specified, and may be collected by said Seller by proper summary proceedings or by action at law or in equity, or, the Seller may, at his option, declare all money unpaid immediately due and payable and take proceedings to enforce this contract either in a Court of law or equity to recover the entire amount unpaid, notwithstanding the time above specified for payments of the principal sum shall not then have expired, and any other suit, action or proceeding, either at law or in equity not herein specified shall be available to either party.
- 6. Purchaser shall not commit, or suffer any other person to commit, any waste or damages in said premises or the appurtenances and shall keep the said premises and all improvements in as good condition as they are now.
- 7. If the Purchaser shall, in the time and manner above specified, make all the payments herein provided for, and shall observe and perform all the conditions and agreements herein made, the Seller shall thereupon by good and sufficient warranty deed convey said premises, on the conditions herein agreed upon, to the Purchaser, subject to such liens and encumbrances as may have accrued thereon subsequent to the date hereof by or through the act or negligence of said Purchaser, and shall deliver with such conveyance, a complete and correct copy of the title insurance policy in the sum of \$10,000.00.
- 8. Possession of said premises may be taken by said Purchaser on the date hereof, and retained for so long as no default is made by said Purchaser in any of the terms or conditions hereof.
- 9. The Purchaser covenants and agrees that he will not assign nor convey his interest, in any part thereof, in this contract without having first obtained the written consent of Seller. Any violation by the Purchaser of this condition shall be considered a default of one of the conditions of this contract.
- 10. No assignment or conveyance by Purchaser shall create any liability whatsoever against the Seller until a duplicate thereof duly witnessed and acknowledged, together with the residence address of such Assignee, shall be delivered to the Seller, but in the event of assignment, such notice to the Seller or acceptance of same by him or acceptance of payment made by Assignee shall constitute a change of parties and privity of contract and a novation between the Seller and the Assignee and enable the Seller to maintain any suit or action for payment, specific performance, deficiency or summary proceedings for possession against the Assignee alone.
- 11. The Seller reserves the right to convey his interest in the above described land and his interest thereof shall not be a cause for rescission.
- 12. If more than one joint in the execution hereof as Seller or Purchaser, or either be of the feminine sex, or a corporation, the pronouns and relative words herein used shall be read as if written in plural, feminine or neuter respectively.
- 13. It is expressly understood and agreed by the parties hereto that time shall be deemed as of the very essence of this contract and all stipulations and agreements herein contained shall apply to and bind the heirs, executors, administrators, successors and assigns of the parties hereto.

14. It is specifically understood and agreed by the parties hereto that the vendors shall, at their own cost and expense, within six (6) months from the date hereof, fill in and level all excavations located within the boundaries of the property herein described.

In Witness Whereof, the parties hereto have hereunto set their hands and seals the day and year first above written.

Executed by Sellers

Russell A. Sheldon [SEAL]
• Russell A. Sheldon

in presence of *Said M. Touma*
• Said M. Touma

Emmabelle Sheldon [SEAL]
• Emmabelle Sheldon

Harry J. Phillips [SEAL]
• Harry J. Phillips

Executed by Purchasers

Anthony Bladis [SEAL]
• Anthony Bladis

in presence of *Said M. Touma*
• Said M. Touma

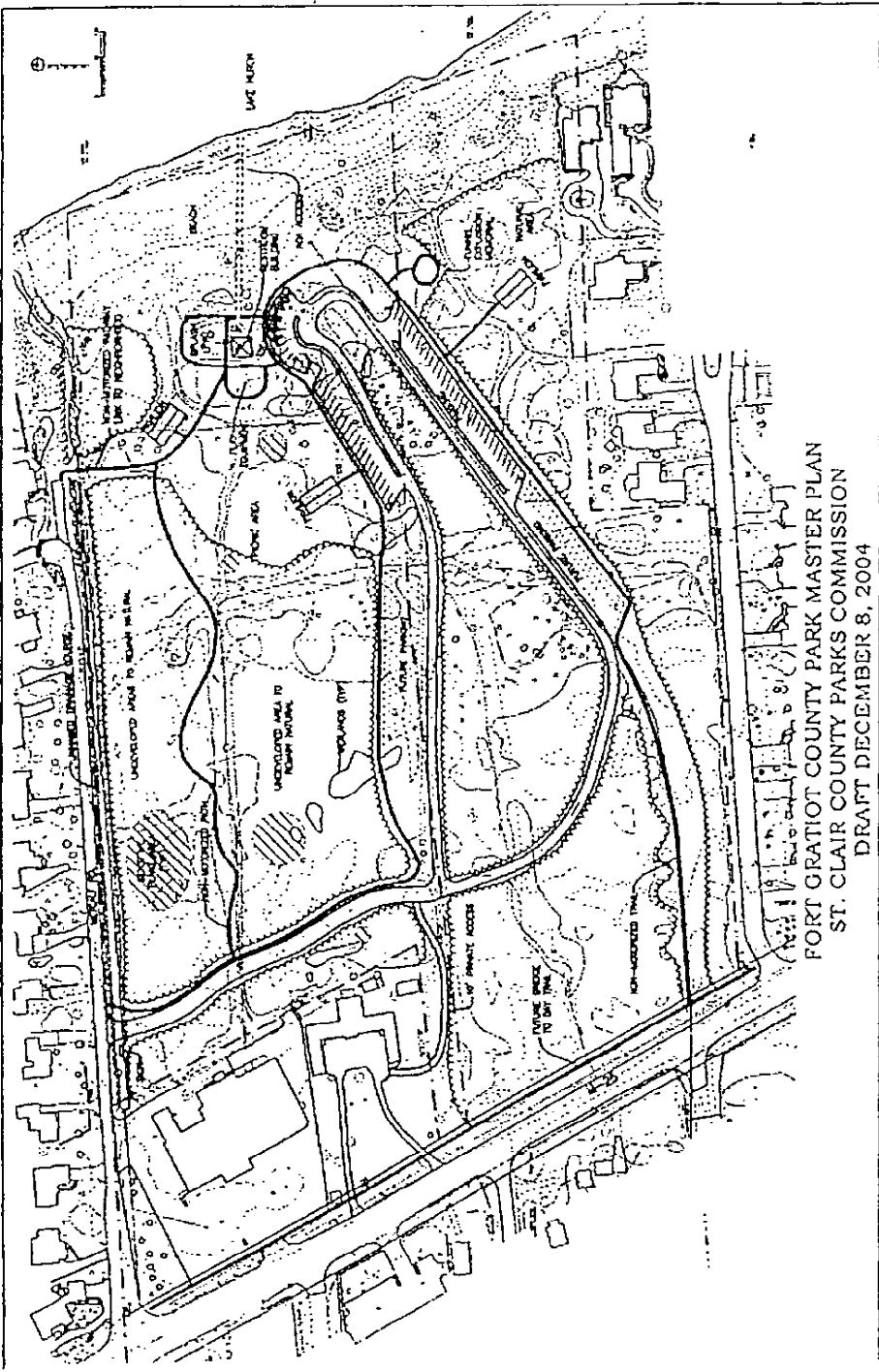
Suzanne Bladis [SEAL]
• Suzanne Bladis

Harry J. Phillips [SEAL]
• Harry J. Phillips

Exhibit C

RECYCLED
90000 SERIES
30% P.C.T.W.

Exhibit C



FORT GRATIOT COUNTY PARK MASTER PLAN
 ST. CLAIR COUNTY PARKS COMMISSION
 DRAFT DECEMBER 8, 2004

Exhibit D

**Ft. Gratiot County Park
St. Clair County Parks and Recreation Commission**

**Report to the St. Clair County Parks and Recreation Commission
Lakeshore Motel Easement
September 19, 2005**

**Prepared by Pamela Blough, ASLA
P.M. Blough, Inc.**

Design Overview

The development of the Park Master Plan was completed with considerable public input and design development time. The park will merge the use of the parcel being purchased by the County and the adjacent parcel owned by the Detroit Water and Sewer Board. The layout of the roads and parking were completed to utilize to the greatest extent possible the areas of the park that have already been cleared of vegetation due to previous construction, as well as preserve significant areas of sensitive vegetation. There is a strong separation of vehicle and pedestrian circulation to provide increased safety to families and individuals visiting the park. All of the park facilities will be designed to meet the Americans with Disabilities Act, the Michigan Department of Environmental Quality, the U.S. Corp of Engineers, and other local permits and requirements.

When completed, the park will offer the County's first public beach and swimming facility. Amenities within the park will include a sand beach, restroom building, playground, picnic facilities, walking trails, the Tunnel Accident Memorial, parking, and pedestrian access to and from the neighborhoods, and future linkage to the County-wide trail system.

Need for Easement

The need to acquire the easement from the nearby Lakeshore Motel is based upon several areas of concern in the development of the park. These are discussed below:

Compatibility of Use

The new park will be surrounded by residential housing on both the north and south sides of the park. Uses compatible to the neighborhoods is strongly desired by the residents. The easement currently allows for 24 hour open use of the beach front allowing for night bonfires, alcohol consumption, and motorized vehicles. All of these are not considered compatible to the surrounding residential area.

Compatibility of Beach Uses

The proposed public use of the beach is a designated swimming beach during the summer months and for all beach and water uses during the remaining parts of the year. During the summer months, incompatible uses will be restricted such as fishing or boats within the swimming area during posted swimming times. Additional uses year round uses may include informal beach walking, migratory bird watching, sunrise viewing, ice fishing access and other public activities. The easement would allow all of these activities at any time on the beach which could result in conflicting and dangerous activities such as boats and fishing amongst the swimmers and beach users. The public is also not allowed to install any permanent or temporary docking facilities within the park. The easement would also allow this incompatible use within the beach.

Open Fires

Open bonfires on the ground are not allowed in the County parks. The fires can create a noise issue from the attendees, as well as they leave hot coals in the sand and left over charcoal and logs within the beach area. Both can be a hazard to daily park visitors. Open bonfires can also be a hazard to the existing vegetation should the fire unexpectedly spread. The current terms of the easement allows open fires which, in my opinion, are an incompatible use with the park.

Motorized Vehicles

Motorized vehicles and people mixing on the beach at any time of the day are not considered a safe situation. The design of the park has been laid out specifically to separate vehicles and pedestrians to help to reduce the number of conflicts and injuries. The open use of the motorized vehicles allowed in the easement would, in my opinion, jeopardize this safety and create incompatible uses.

Hours of Operation

The St. Clair County parks, as many public parks, have designated time of open operation for the public. The easement allows for extended use of the park by a small private group during unsupervised times.

Vandalism, Broken Glass, and Public Urination and Defecation

After the standard park hours, the open and continued use of the beach and park for bonfires, open alcohol, and other night time uses can lead to increased destruction of public property and vandalism. The bringing in of glass containers, which are restricted on public beaches, can break and cause a public health and safety hazard concern. The restrooms will be closed and locked when the park is closed to the public. The unrestricted use increases the chance of open urination and defecation which can also be a health and safety concern. Uses allowed in the easement are unrestricted and therefore, in my opinion, can present additional risks for public park users.

Destruction to the Environment

Motor vehicles with access to a 100' wide swath, as well as full use of the beach, can cause severe destruction to plant and animal communities. The plan for the park has identified significant plant and wetland areas and has developed the design to provide preservation of these sensitive areas. Destruction and damage can also be caused by unrestricted dog use.

Domestic Animal Use of the Beach

Public beaches restrict the presence of domestic animals on beach areas for bather health and safety. The unrestricted use will allow for the un-enforcement of this necessary health and safety issue from active pets, and pet urination and defecation within the beach and water.

Drive through the Park

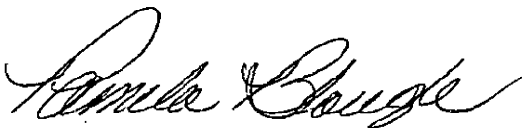
The easement allows the Motel the right to have a drive within the easement from the hotel to the lakefront. This drive will bisect the park between the County parcel and the use easement gained from the Detroit Water and Sewer Board. The design has been laid out to best fit the park drives, parking, and facilities, while maintaining significant vegetation on the property and does not allow for this drive.

Controlled Vehicle Access

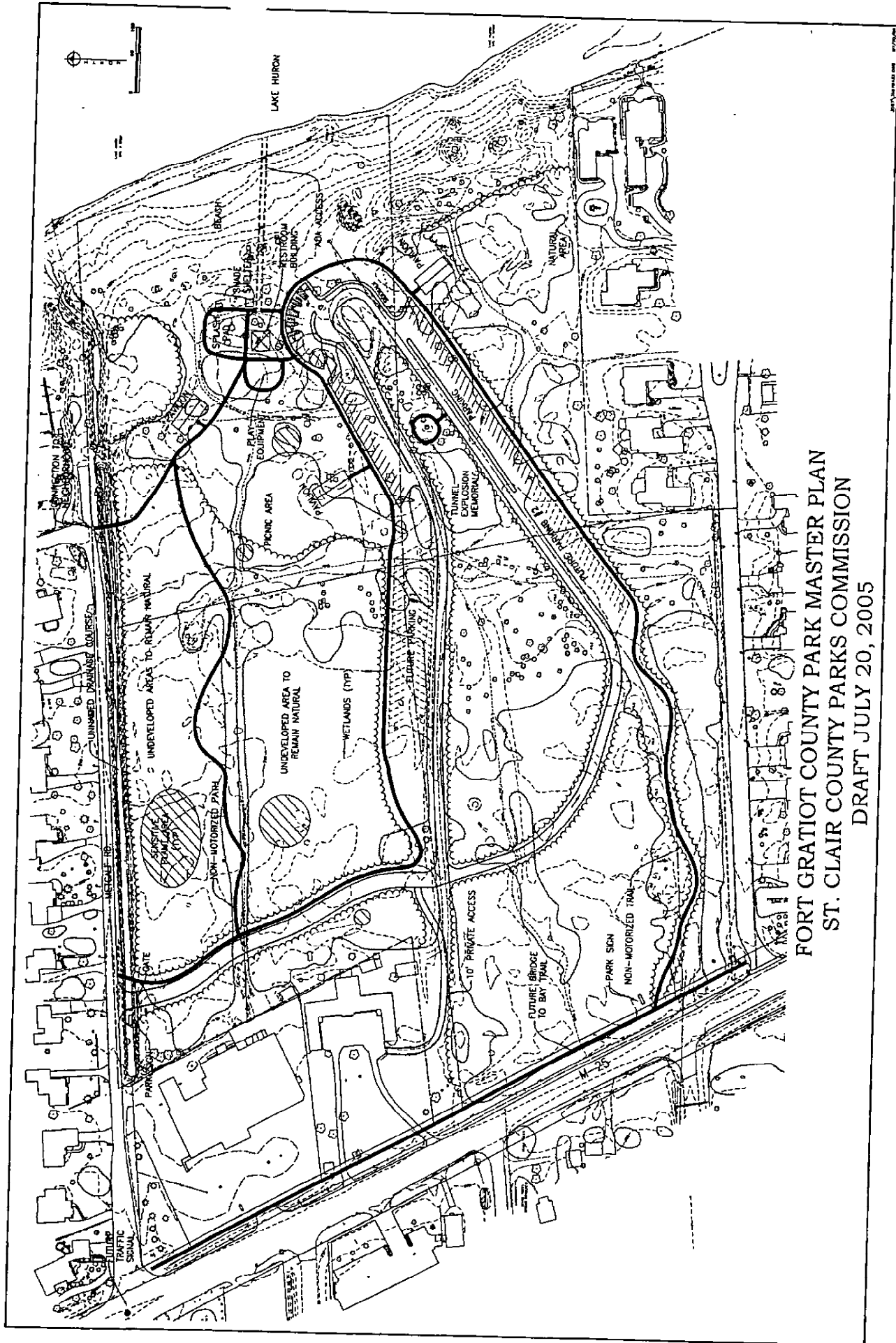
The park has been designed to have one controlled access point for motorized vehicles to be used by park visitors when the park is open to the public. The open easement allows for a second un-controlled access. Additional pedestrian access is provided from the neighborhoods and to the Motel.

Submittal to the St. Clair County Parks & Recreation Commission

This report is respectfully submitted to the St. Clair County Parks and Recreation Commission on Monday, September 19, 2005 by:



Pamela Blough, ASLA
P.M. Blough, Inc.

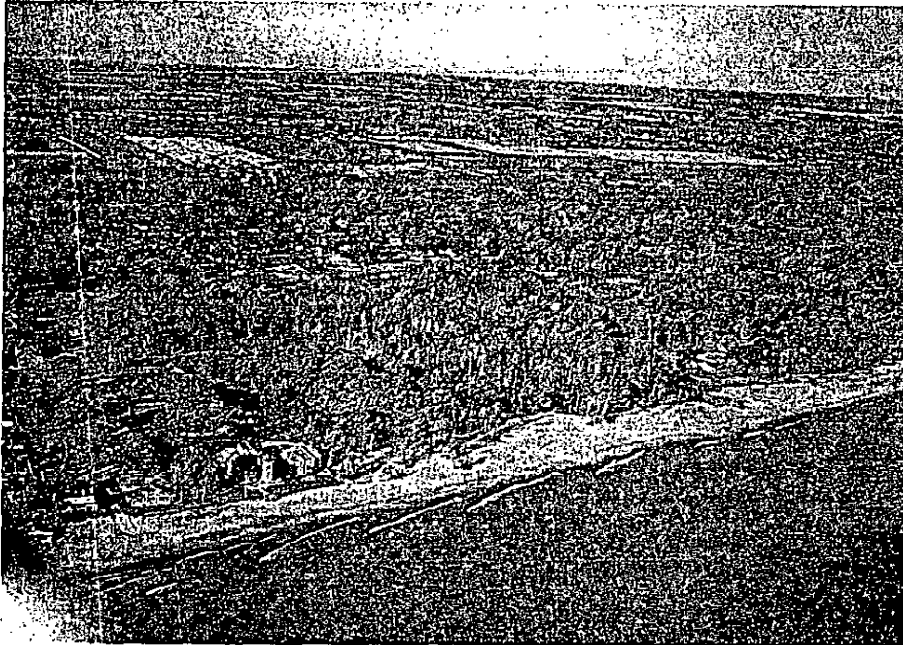


FORT GRATIOT COUNTY PARK MASTER PLAN
 ST. CLAIR COUNTY PARKS COMMISSION
 DRAFT JULY 20, 2005



FORT GRATIOT COUNTY PARK MASTER PLAN
ST. CLAIR COUNTY PARKS COMMISSION
DRAFT JULY 20, 2005

**Ft. Gratiot County Park
St. Clair County Parks & Recreation Commission**



Aerial Photo taken from Lake Huron showing the joint Ft. Gratiot County Park and Detroit Water & Sewer Board properties located within surrounding residential neighborhoods.



Interior wooded area of park.

**Ft. Gratiot County Park
St. Clair County Parks & Recreation Commission**



This is a view of the Lake Huron shoreline standing on the site looking east.

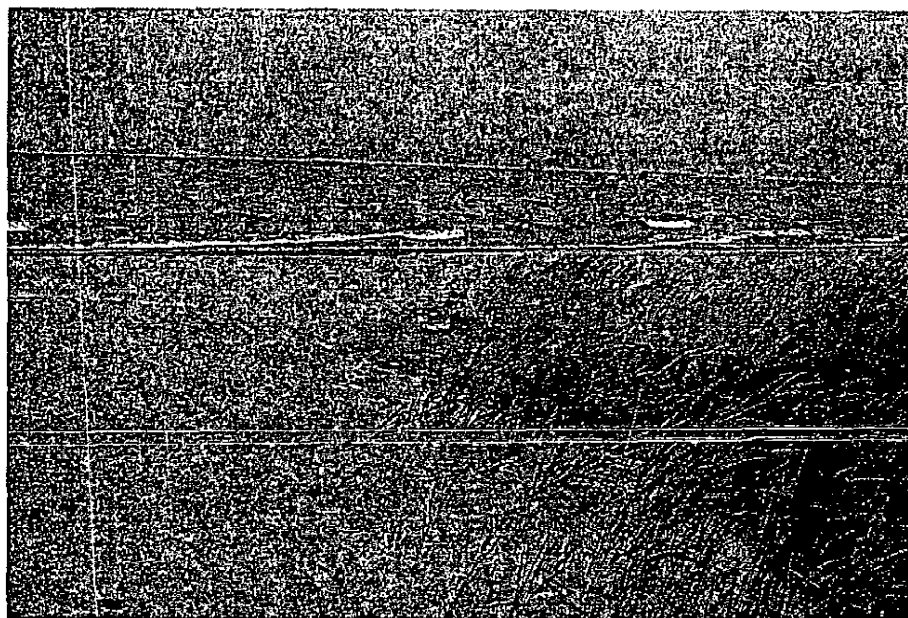


This is a view standing on the beach looking west into the wooded interior of the property.

**Ft. Gratiot County Park
St. Clair County Parks & Recreation Commission**



This is a view of the sand beach looking from the north property line south along Lake Huron.



This is a view of Lake Huron and the beach looking east from the edge of the wooded areas.

Exhibit E

90000 SERIES
30% P.C.W.
RECYCLED

Exhibit E

RESOLUTION

WHEREAS, St. Clair County Parks and Recreation Commission ("County Parks") has completed plans to establish a County park on a parcel of property located on Lake Huron in Fort Gratiot Township (the "Fort Gratiot County Park");

WHEREAS, County Parks has property under contract (the "Property") to be purchased to establish the Fort Gratiot County Park and complete construction of the same, a copy of legal description for the Property is attached hereto as Exhibit A;

WHEREAS, representatives of County Parks have had discussions with Edward and Valeria Skotcher, owners of the property located 5962 Lakeshore Road, Fort Gratiot, Michigan which is commonly known as the Lakeshore Motel for the acquisition of an easement (the "Easement") which is located on the Property on which the Fort Gratiot County Park will be established, and which Easement is described on the attached Exhibit B;

WHEREAS condemnation of the Easement which benefits the owners of the Lakeshore Motel is authorized pursuant to MCL §213.23 and MCL §46.359; and

WHEREAS, no agreement has been reached for the acquisition of the Easement which benefits the owners of the Lakeshore Motel.

NOW, THEREFORE, based upon the presentation by County Parks Director Mark Brochu and report of County Parks landscape architect, Pamela Blough, the St. Clair County Board of Commissioners makes the following legislative findings:

Legislative Findings

1. County Parks maintains a County Parks system which it has continued to develop and promote to provide recreational opportunities to the residents of St. Clair County.
2. County Parks is in the process of completing acquisitions in order to build the Fort Gratiot County Park which includes a parcel of property currently owned by Citizens First Savings Bank. The legal description of such parcel is attached hereto as Exhibit A and is under contract to be purchased by County Parks to be included as part of the Fort Gratiot County Park.
3. The creation of the Fort Gratiot County Park is an objective of the County Park's master plan for its park system and will provide Lake Huron access to the public.
4. There is a private Easement across the Lakeshore Motel property which is referenced on the attached Exhibit A which Easement affords the owners of the property upon which the Lakeshore Motel is located and their patrons and guests the right of access across the Property and which includes an access road running to the shores of Lake Huron. The description of the Easement is attached hereto as Exhibit B. The

Easement also includes riparian and beach rights along with the waterfront access running approximately 250 feet north of the access road which is located on the Easement.

5. County Parks hired landscape architect Pamela Blough to design the Fort Gratiot County Park to be located on the property described on Exhibit A. The design prepared by Pamela Blough for the Fort Gratiot County Park is attached hereto as Exhibit C.

6. Pamela Blough has made a report to the County Parks, the contents of which are reflected in a written report which is attached hereto as Exhibit D. In her report Pamela Blough recommends the acquisition of the Easement by the St. Clair County Parks and Recreation Commission based upon her opinion the Easement is incompatible with the existence of a public park on the Property. Based upon the report of Pamela Blough and the information provided by Pamela Blough and Mark Brochu, County Parks has found that the existence of the Easement is inconsistent and incompatible with the proposed Fort Gratiot County Park. Based on the report of Pamela Blough and the information provided by Pamela Blough and Mark Brochu, the St. Clair County Board of Commissioners finds that the existence of the Easement is inconsistent and incompatible with the proposed Fort Gratiot County Park for the following reasons:
 - A. The continued existence of the Easement conflicts with the proposed access to the Fort Gratiot County Park and the separation of pedestrian and vehicle traffic recommended by Pamela Blough.

 - B. The terms of the Easement do not restrict the use of the Easement including the beach access and riparian rights in terms of consumption of alcohol, hours of use, lighting of bon fires, animal control, restroom use, glass on the beach areas and other regulations to govern the Fort Gratiot County Park. Accordingly, the owners of the Lakeshore Motel, its occupants and guests have no restriction concerning the hours of use or the type of use that they may make of the easement and the riparian rights which are part of the Easement. The inability to restrict the use of the Easement by the owners of the Lakeshore Motel, their occupants and guests will prevent County Parks from enforcing rules concerning hours, limitation of motorized vehicle access, limitation on fires, animal control, rules concerning alcohol consumption and general rules and regulations concerning the Fort Gratiot County Park.

 - C. The unrestricted terms of the Easement are incompatible with the general ability of the County to monitor potential misuse and vandalism to Fort Gratiot County Park property including its natural resources.

- D. The Easement conflicts with proposed parking facilities for the Fort Gratiot County Park.
 - E. Motorized vehicle use permitted by the Easement is a public safety concern for both pedestrians and other park patrons, and for the preservation of natural resources within the Fort Gratiot County Park.
 - F. The unrestricted use of the Easement conflicts with residential use of property on the north and south sides of the Fort Gratiot County Park.
7. Based upon the presentation by Mark Brochu, the County Parks determines that the State of Michigan has determined the Easement is inconsistent with the planned Fort Gratiot County Park and the State of Michigan Department of Natural Resources will not complete funding of the Fort Gratiot County Park until the Easement is extinguished.

NOW, THEREFORE, based upon the Legislative findings contained in this Resolution, BE IT HEREBY RESOLVED as follows:

- 1. The St. Clair County Parks and Recreation Commission determines it is necessary to acquire the Easement in order to complete the funding and construction of the Fort Gratiot County Park for the reason that the continued existence of the Easement conflicts with the creation of the Fort Gratiot County Park, as set forth above, and will prevent funding of the Fort Gratiot County Park by the State of Michigan.
- 2. The St. Clair County Parks and Recreation Commission recommends the St. Clair County Board of Commissioners make a good faith offer for the Easement in the amount of the appraisal prepared by Andrew B. Chamberlain of Chamberlain & Walsh, Ltd.
- 3. In the absence of acceptance of the good faith offer, the St. Clair County Parks and Recreation Commission recommends the St. Clair County Board of Commissioners authorize and direct St. Clair County Administrator is to commence condemnation proceedings as prescribed by law and take all steps necessary and proper to acquire the Easement as described herein.

Adopted by the St. Clair County Parks and Recreation Commission on _____.

Secretary, St. Clair County Parks and
Recreation Commission

Reviewed and Approved by:

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

RESOLUTION 05-30

WHEREAS, St. Clair County through its St. Clair County Parks Commission (collectively, "County") is planning a County park on a parcel of property on Lake Huron in Fort Gratiot Township ("Property") previously acquired by St. Clair County and to be known as the Fort Gratiot County Park ("Park");

NOW THEREFORE, based upon the presentation of information by the Director of the St. Clair County Parks Commission and others at the St. Clair County Board of Commissioners meeting on **September 21, 2005**, the St. Clair County Board of Commissioners makes the following legislative findings:

- A. St. Clair County maintains a County Parks system which it continues to develop and promote, and which provides the public with a variety of recreation areas;
- B. St. Clair County is in the process of creating a Park on the Property which will afford the public recreational access to Lake Huron, which is an objective of the County's Master Plan for its Park system.
- C. The acquisition of the Property and creation of the Park is an objective of the County's Master Plan for its Park system.
- D. The establishment of the Park will require the County have control over the Property in order to effectively design and construct Park improvements, and thereafter impose and enforce regulations which will govern the Park.
- E. There is a private easement across the Property described below ("Easement") which affords the owners and patrons of the nearby Lakeshore Motel an unrestricted right of access to the Property, and which consists of an access road together with riparian and beach rights along the waterfront north of the access road.
- F. The Easement is inconsistent with the public park use planned for the Property and requires the County to obtain complete ownership of the Easement.
- G. The Easement use is inconsistent and incompatible with the proposed Park use for the following reasons, including:
 - 1. An inability to effectively enforce Park rules and regulations including Park hours, limiting motorized vehicle use, limiting fires to certain areas, animal control, and alcohol control.
 - 2. The enforcement of health related regulations including the monitoring, use, and availability of public restrooms, and the regulation of littering, animals on the beach area, and glass on the beach areas.



- 3. The ability to monitor misuse and vandalism to Park property including its natural resources.
- 4. The ability to monitor and preserve and protect special plant and animal communities within the Park.
- 5. The maintenance of a single point of access for the Park to control motorized vehicles, to separate pedestrian and vehicle traffic, and for general security and safety reasons.
- 6. The Easement conflicts with proposed access to the Park and the existing and future public parking areas.

H. The State of Michigan has determined the Easement is inconsistent with the public outdoor recreation use of the Park.

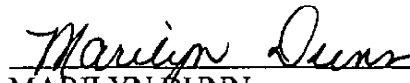
NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

- 1. The County is hereby authorized and directed to make a good faith offer for the Property based on an appraisal prepared by _____ Appraisals, Inc. for the acquisition of the Easement which is described as follows:

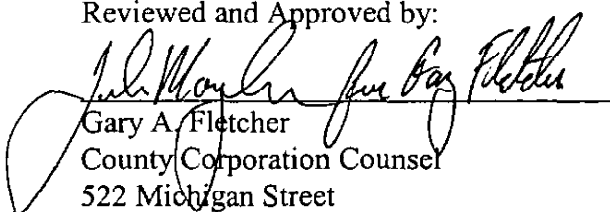
(Easement description here)

- 2. In the absence of acceptance of such good faith offer, the County Administration is authorized to commence condemnation proceedings and to take all steps necessary and proper to acquire the Easement as described above.

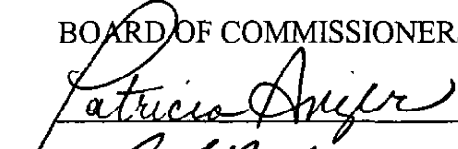
Adopted by the St. Clair County Board of Commissioners on September 21, 2005.

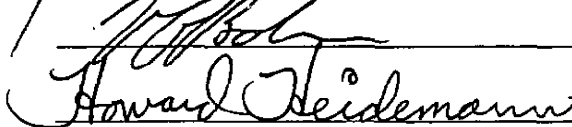


 MARILYN DUNN
 St. Clair County Clerk

Reviewed and Approved by:


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

BOARD OF COMMISSIONERS:




 Howard Heidemann

**RESOLUTION 05-29
OPPOSING HOUSE BILL 5124**

WHEREAS, House Bill 5124 recently introduced into the Michigan legislature radically alters the intent of MCL 565.551 from facilitating methods of acquiring copies and researching records to mandating services, fees, contracts, special reports, payment dates, personal liability and legal consequences effectively removing any local governmental control, and

WHEREAS, Elected Officials have specific constitutional and statutory authority directing them to carry out the obligations of their offices requiring that public records be properly maintained and protected, and

WHEREAS, House Bill 5124 mandates access to all electronic records, regardless of sensitivity of information, and dictates fees of actual cost or not more than 4 cents an image for non-paper reproductions when the actual cost may exceed 4 cents an image, and

WHEREAS, House Bill 5124 will drastically reduce revenues received in copy fees generated through the Register of Deeds office by approximately 95%, and

WHEREAS, County records should not be available for private businesses to profit at public expense, and

WHEREAS, House Bill 5124 interferes with the statutory duty of elected officials to safeguard the actual records of the register of Deeds Office by dictating the following requirements:

- ◆ Upon a request for a subscription by electronic transfer, images shall be provided on the day the image is made by the Registers Office. In addition to daily images of records, the register or custodian of the records shall provide a daily summary of all assigned libers and pages and a report of all missing libers and pages, leaving the Registers Office with little latitude in assigning daily work on an as needed basis.
- ◆ Requires that copies be provided within 3 business days of the date stamped on the instrument or the date of request, whichever is earlier, again dictating how the office functions on a daily basis.
- ◆ Prescribes how often the county can collect fees.
- ◆ Places the Register of Deeds under threat of Civil Action for failure to comply.
- ◆ Pits elected officials against elected officials and removes discretion of the courts for compliance and cost, and

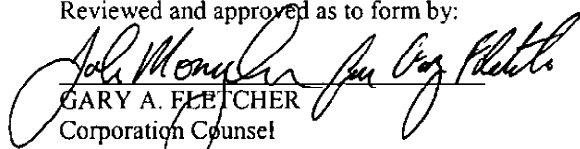
WHEREAS, House Bill 5124 ignores national security concerns by making it mandatory to provide access to public records for any requesting party no matter where they reside or what organization they represent.

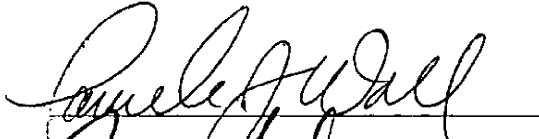
THEREFORE BE IT RESOLVED that the St. Clair County Board of Commissioners expresses its strong opposition to House Bill 5124 and urges resistance against any attempts to restrict local control by mandating requirements on elected officials that result in private gain at the expense of the public, and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Governor Granholm, Senator Jud Gilbert, Representatives Daniel Acciavatti, Phillip Pavlov and John Espinoza, the Michigan Association of Counties, and all other eighty-two (82) counties.

DATED: September 21, 2005

Reviewed and approved as to form by:


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


 Daniel Acciavatti
 Representative
 Michigan Association of Counties

Resolution No. 05-28

Resolution Approving a Brownfield Plan for the County of St. Clair Pursuant to and In Accordance with the Provisions of Act 381 of the Public Acts of the State of Michigan of 1996, as Amended

Whereas, the St. Clair County Board of Commissioners, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), have established a Brownfield Redevelopment Authority to facilitate the cleanup and redevelopment of Brownfields within St. Clair County's communities; and

Whereas, the Brownfield Redevelopment Authority of St. Clair County, pursuant to and in accordance with the provisions of the Act, has prepared and recommended for approval by the St. Clair County Board of Commissioners, a brownfield plan (the "Plan") pursuant to and in accordance with Section 13 of the Act; and

Whereas, the St. Clair County Master Plan recommends "brownfield restoration and site cleanup projects within Redevelopment and Renewal Areas," and the St. Clair County Brownfield Plan, as presented, is consistent with the goals and objectives of the St. Clair County Master Plan; and

Whereas, the St. Clair County Board of Commissioners supports the sustainable redevelopment of environmentally distressed sites designated as brownfields; and

Whereas, the St. Clair County Board of Commissioners has made the following determinations and findings:

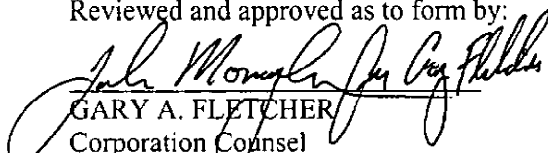
- A. The Plan constitutes a public purpose under the Act; and
- B. The Plan meets all of the requirements for a brownfield plan set forth in Section 13 of the Act.

Now, Therefore, Be It Resolved That:


- 1. **Plan Approved.** Pursuant to the authority vested in the St. Clair County Board of Commissioners by the Act, and pursuant to and in accordance with the provisions of Section 14 of the Act, the Plan is hereby approved in the form as presented.
- 2. **Severability.** Should any section, clause or phrase of this Resolution be declared by the Courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.
- 3. **Repeals.** All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

DATED: September 21, 2005

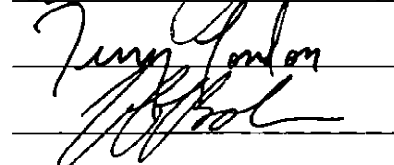
Reviewed and approved as to form by:



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



 Larry Gordon



**RESOLUTION 05-27
AUTHORIZING NOTICE OF INTENT
AND DECLARING INTENT TO REIMBURSE FOR EXPENDITURES**

COUNTY OF ST. CLAIR
State of Michigan

Minutes of a regular meeting of the Board of Commissioners of the County of St. Clair, State of Michigan, held on the 7th day of September, 2005, at 6:00 p.m., Eastern Daylight Time.

PRESENT: Commissioners: Anger, Heidemann, London, Wall, Bohm, Evans and Kearns

ABSENT: Commissioners: none

The following preamble and resolution were offered by Commissioner Heidemann and supported by Commissioner London:

WHEREAS, the County of St. Clair (the "County") intends to issue general obligation limited tax bonds pursuant to Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), in an aggregate principal amount of not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000) (the "Bonds") for the purpose of paying part of the cost of acquiring, constructing and equipping Phase I of a 800MH Emergency Dispatch System (the "Project") to be operated by the St. Clair County Central Dispatch Authority, and costs of issuance of the Bonds; and

WHEREAS, a notice of intent to issue the Bonds must be published before the issuance of the Bonds in order to comply with the requirements of Section 517 of Act 34; and

WHEREAS, the County intends at this time to state its intentions to be reimbursed from proceeds of the Bonds for any expenditures undertaken by the County for the Project prior to issuance of the Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The County Clerk is hereby authorized and directed to publish or cause to be published a notice of intent to issue the Bonds in the *Times Herald*, a newspaper of general circulation in the County.
2. Said notice of intent shall be published as a display advertisement not less than one-quarter (1/4) page in size in substantially the following form:

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

NOTICE TO TAXPAYERS AND ELECTORS
OF THE COUNTY OF ST. CLAIR, MICHIGAN
OF INTENT TO ISSUE BONDS
AND THE RIGHT OF REFERENDUM RELATING THERETO

PLEASE TAKE NOTICE that the County of St. Clair, State of Michigan (the "County"), intends to issue and sell its general obligation limited tax bonds in one or more series pursuant to Act 34, Public Acts of Michigan, 2001, as amended, in an aggregate principal amount of not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000) for the purpose of paying part of the cost of acquiring, constructing and equipping Phase I of a 800MH Emergency Dispatch System and costs of issuance of the bonds. The Emergency Dispatch System will be operated by the St. Clair County Central Dispatch Authority.

SOURCE OF PAYMENT OF BONDS

THE PRINCIPAL OF AND INTEREST ON SAID BONDS SHALL BE PAYABLE from the general funds of the County lawfully available for such purposes including property taxes levied within applicable statutory and constitutional limitations. However, the County expects to pay debt service on the bonds from telephone and wireless telephone and equipment charges that are collected by the County.

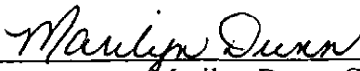
BOND DETAILS

SAID BONDS will be payable in annual installments not to exceed twenty-five (25) in number and will bear interest at a rate not to exceed eight percent (8%) per annum as determined at the time of sale.

RIGHT OF REFERENDUM

THE BONDS WILL BE ISSUED WITHOUT A VOTE OF THE ELECTORS UNLESS A PETITION REQUESTING SUCH A VOTE SIGNED BY NOT LESS THAN 10% OF THE REGISTERED ELECTORS RESIDING WITHIN THE BOUNDARIES OF THE COUNTY IS FILED WITH THE COUNTY CLERK WITHIN FORTY-FIVE (45) DAYS AFTER PUBLICATION OF THIS NOTICE. IF SUCH PETITION IS FILED, THE BONDS MAY NOT BE ISSUED WITHOUT AN APPROVING VOTE OF A MAJORITY OF THE QUALIFIED ELECTORS RESIDING WITHIN THE BOUNDARIES OF THE COUNTY VOTING THEREON.

THIS NOTICE is given pursuant to the requirements of Section 517, Act 34, Public Acts of Michigan, 2001, as amended.



Marilyn Dunn, County Clerk
County of St. Clair

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

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

3. The Board of Commissioners does hereby determine that the foregoing form of Notice of Intent to Issue Bonds and the manner of publication directed is the method best calculated to give notice to the County's electors and taxpayers residing in the boundaries of the County of the County's intent to issue the Bonds, the maximum amount of the Bonds, the purpose of the Bonds, the source of payment for the Bonds and the right of referendum relating thereto, and the newspaper named for publication is hereby determined to reach the largest number of persons to whom the notice is directed.

4. The County makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. § 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:

- (a) As of the date hereof, the County reasonably expects to reimburse itself for the expenditures described in (b) below with proceeds of debt to be incurred by the County.
- (b) The expenditures described in this paragraph (b) are for the costs of acquiring the Project which were paid or will be paid subsequent to sixty (60) days prior to the date hereof from the general funds of the County.
- (c) The maximum principal amount of debt expected to be issued for the Project, including issuance costs, is \$3,500,000.
- (d) A reimbursement allocation of the expenditures described in (b) above with the proceeds of the borrowing described herein will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the related Project is placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the County's use of the proceeds of the debt to be issued for the Project to reimburse the County for a capital expenditure made pursuant to this resolution.
- (e) The expenditures described in (b) above are "capital expenditures" as defined in Treas. Reg. § 1.150-1(b), which are any costs of a type which are properly chargeable to a capital account (or would be so chargeable with a proper election or with the application of the definition of placed in service under Treas. Reg. § 1.150-2(c)) under general Federal income tax principles (as determined at the time the expenditure is paid).
- (f) No proceeds of the borrowing paid to the County in reimbursement pursuant to this resolution will be used in a manner described in Treas. Reg. § 1.150-2(h) with respect to abusive uses of such proceeds, including, but not limited to, using funds corresponding to the proceeds of the borrowing in a manner that results in the creation of replacement proceeds (within Treas. Reg. § 1.148-1) within one year of the reimbursement allocation described in (d) above.
- (g) Expenditures for the Project to be reimbursed from the proceeds of the borrowing for purposes of this resolution do not include and are in

addition to (i) costs for the issuance of the debt, (ii) an amount not in excess of the lesser of \$100,000 or five percent (5%) of the proceeds of the borrowing, and (iii) preliminary expenditures not exceeding twenty percent (20%) of the issue price of the borrowing, within the meaning of Treas. Reg. § 1.150-2(f).

5. 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 Anger, Heidemann, London, Wall, Bohm, Evans and Kearns

NAYS: Commissioners - none

RESOLUTION DECLARED ADOPTED.

Marilyn Dunn, County Clerk

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

I hereby certify that the attached 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 the 7th day of September, 2005, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976 and that minutes of the meeting were kept and will be or have been made available as required by said Act.

Marilyn Dunn

Marilyn Dunn, County Clerk

DELIB:2655583.1\078015-00079

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

SAID BONDS will be payable in annual installments of twenty-five (25) in number and will bear interest at a rate not to exceed eight percent (8%) per annum as determined at the time of sale.

RIGHT OF REFERENDUM

THE BONDS WILL BE ISSUED WITHOUT A VOTE OF THE ELECTORS UNLESS A PETITION REQUESTING SUCH A VOTE SIGNED BY NOT LESS THAN 10% OF THE REGISTERED ELECTORS RESIDING WITHIN THE BOUNDARIES OF THE COUNTY IS FILED WITH THE COUNTY CLERK WITHIN FORTY-FIVE (45) DAYS AFTER PUBLICATION OF THIS NOTICE. IF SUCH PETITION IS FILED, THE BONDS MAY NOT BE ISSUED WITHOUT AN APPROVING VOTE OF A MAJORITY OF THE QUALIFIED ELECTORS RESIDING WITHIN THE BOUNDARIES OF THE COUNTY VOTING THEREON.

THIS NOTICE is given pursuant to the requirements of Section 517, Act 34, Public Acts of Michigan, 2001, as amended.

Marilyn Dunn, County Clerk
County of St. Clair

Publish 9/11/05

Families are being housed at Fort...

Times Herald photos by MELISSA WAWZYNSKO
ids open the barbecue lid for fellow Yale Lions Club member Dart Arnold, Saturday at Yale City Park during the city's centennial celebration

installments not to exceed

AND DETAILS

AND INTEREST ON SAID BONDS SHALL BE PAID WITHIN APPLICABLE STATUTORY AND CONSTITUTIONAL LIMITATIONS. HOWEVER, THE COUNTY EXPECTS TO PAY DEBT SERVICE ON THE BONDS FROM TELEPHONE AND WILL COLLECTED BY THE COUNTY.

OF PAYMENT OF BONDS

THAT THE COUNTY OF ST. CLAIR, STATE OF MICHIGAN, INTENDS TO ISSUE AND SELL ITS GENERAL OBLIGATION LIMITED TAX BONDS PURSUANT TO ACT 34, PUBLIC ACTS OF MICHIGAN, 2001, AS AMENDED, IN THE AMOUNT OF THREE MILLION FIVE HUNDRED THIRTY AND DOLLARS (\$3,500,000) FOR THE PURPOSE OF PAYING PART OF THE COST OF CONSTRUCTING AND EQUIPPING PHASE I OF A DISPATCH AUTHORITY. THE BONDS WILL BE OPERATED BY THE ST. CLAIR COUNTY CENTRAL DISPATCH AUTHORITY.

**TO TAXPAYERS AND ELECTORS OF THE COUNTY OF ST. CLAIR, MICHIGAN
OF REFERENCE TO ISSUE BONDS
AND THE RIGHT**

**NOTICE OF THE
OF THE
AND THE RIGHT**

PLEASE TAKE NOTICE

THAT THE COUNTY OF ST. CLAIR, STATE OF MICHIGAN, INTENDS TO ISSUE AND SELL ITS GENERAL OBLIGATION LIMITED TAX BONDS PURSUANT TO ACT 34, PUBLIC ACTS OF MICHIGAN, 2001, AS AMENDED, IN THE AMOUNT OF THREE MILLION FIVE HUNDRED THIRTY AND DOLLARS (\$3,500,000) FOR THE PURPOSE OF PAYING PART OF THE COST OF CONSTRUCTING AND EQUIPPING PHASE I OF A DISPATCH AUTHORITY. THE BONDS WILL BE OPERATED BY THE ST. CLAIR COUNTY CENTRAL DISPATCH AUTHORITY.

THE PRINCIPAL OF PAYABLE FROM THE GENERAL FUND OF THE COUNTY INCLUDING PROPERTY TAXES AND OTHER REVENUES. HOWEVER, THE COUNTY EXPECTS TO PAY DEBT SERVICE ON THE BONDS FROM TELEPHONE AND WILL COLLECTED BY THE COUNTY.

took Weaire

RESOLUTION 05-26

Annual Reversion of Available Fund Balance from other Funds to the General fund and Subsequent Distributions

WHEREAS: as noted in the annual financial audit of the County for 2004, in various Funds there has built up available Fund Balances due to over appropriation in the last year(s); and

WHEREAS: the St. Clair County Board of Commissioners has determined by policy (#200-222, dated February 27, 2002) that excess Fund Balances shall revert back to the General fund to be available for distribution.

NOW, THEREFORE, BE IT RESOLVED:

- 1) That the Administrator/Controller is directed to transfer from the following Funds to the General Fund in the following amounts:

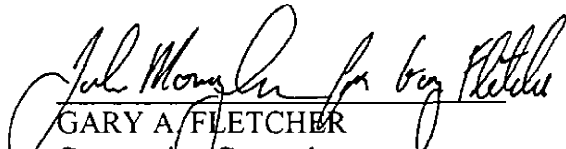
Health Department Fund	\$ 53,978
Family Independence Agency Fund	\$ 196,879
Planning Department Fund	\$ 60,306

- 2) That the Administrator/Controller is also directed to allocate these funds as follows:


General Fund – Fund Balance undesignated	\$ 311,163
--	------------

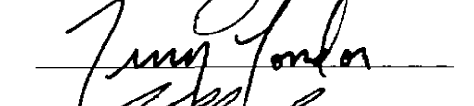
DATED: September 21, 2005

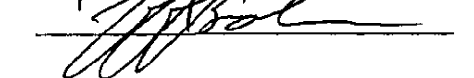
Reviewed and approved as to form by:



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







RESOLUTION 05-25

**ST. CLAIR COUNTY BOARD OF COMMISSIONERS'
RESOLUTION TO AMEND RESOLUTION 05-07
LAND ACQUISITION GRANT APPLICATION FOR
UP TO 300-ACRES OF PROPERTY LOCATED IN COLUMBUS TOWNSHIP
FOR FUTURE DEVELOPMENT AS A COUNTY PARK
& COMMITMENT OF COUNTY MILLAGE FUNDS**

WHEREAS, the Board of Commissioners has previously passed Resolution 05-07, authorizing a grant application to Michigan Natural Resources Trust Fund for the purchase of "up to 400 acres" of land from the Wortman Family, owners of the Bauman Road Farms, Inc. property located in Sections 19 & 20, in Columbus Township, for development as a County park; and

WHEREAS, the Michigan Department of Natural Resources Grant Staff have completed a preliminary score of the grant application and given all applicants an opportunity to submit supplemental information and amend their grant application; and

WHEREAS, the St. Clair County Parks and Recreation Commission wishes to increase the grant application score and increase St. Clair County's chance of receiving a Trust Fund Acquisition Grant; and

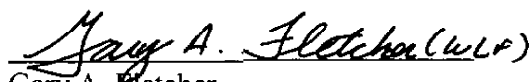
WHEREAS, the property owners have indicated that they would like to sell approximately 300 acres to St. Clair County;

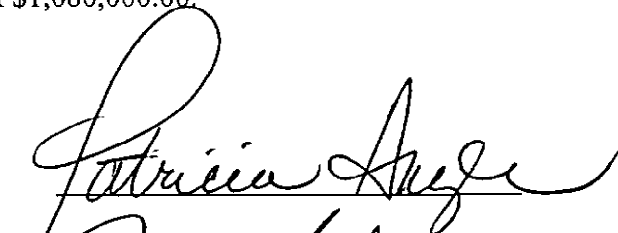
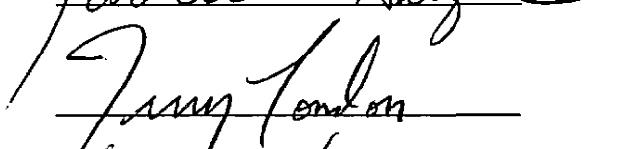
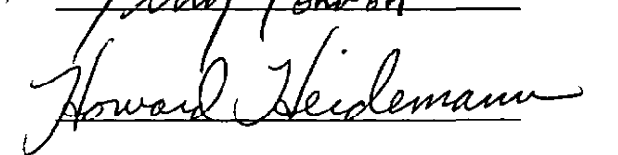
NOW THEREFORE BE IT RESOLVED, that the St. Clair County Board of Commissioners authorizes the submission of an acquisition grant application amendment to the Michigan Department of Natural Resources to purchase up to 300-acres of land in Columbus Township from Bauman Road Farms, Inc.; and

BE IT FURTHER RESOLVED, that the St. Clair County Board of Commissioners does hereby commit to provide the 46% required local matching funds from the County Parks and Recreation millage in amount the amount of \$1,080,000.00.

Date: August 17, 2005

Reviewed and Approved by:


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

**RESOLUTION 05-24
FOR THE ADOPTION OF
THE NATIONAL INCIDENT MANAGEMENT SYSTEM**

AT A REGULAR MEETING OF THE COUNTY BOARD OF COMMISSIONERS OF ST. CLAIR COUNTY, MICHIGAN, HELD AT MEMPHIS CITY HALL, 35095 POTTER STREET, MEMPHIS MI 48041 ON AUGUST 17, 2005,

RESOLUTION 05-24 ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM IN ST. CLAIR COUNTY, MICHIGAN

WHEREAS, the Board of Commissioners of St. Clair County, Michigan, does hereby find as follows:

WHEREAS, the President in Homeland Security Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, and local governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the collective input and guidance from all Federal, State, and local homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary and desirable that all Federal, State, and local emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State, and local organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the county's ability to utilize federal funding to enhance local agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various county incident management activities, including current emergency management training programs; and

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

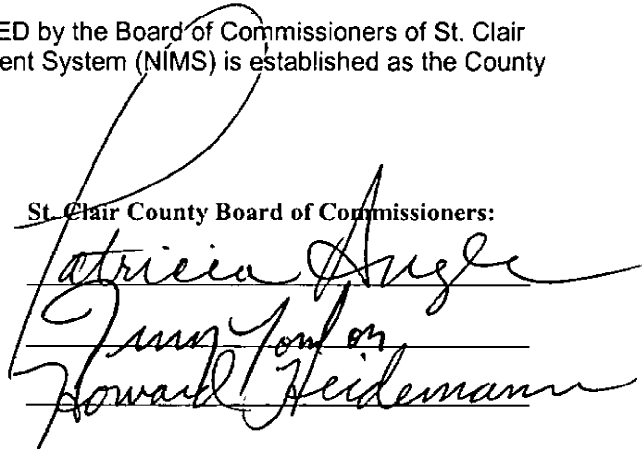
NOW, THEREFORE, BE IT HEREBY PROCLAIMED by the Board of Commissioners of St. Clair County, Michigan, that the National Incident Management System (NIMS) is established as the County standard for incident management.

Dated: August 17, 2005

Reviewed and Approved as the Form by:


Gary A. Fletcher, Corporation Counsel

St. Clair County Board of Commissioners:



RESOLUTION 05-23

**RESOLUTION AMENDING A PART OF THE ST. CLAIR COUNTY
EMPLOYEES' RETIREMENT SYSTEM ORDINANCE**

WHEREAS, St. Clair County provides retirement benefits to its retirees pursuant to the terms of the St. Clair County Employees' Retirement System Ordinance (the "Retirement System Ordinance"). The Retirement System Ordinance currently provides for a nine member board of trustees which includes:

- (a) The chairperson of the Board of County Commissioners by virtue of that office. By written communication directed to the Board of Trustees, the chairperson may designate another County Commissioner to serve in the chairperson's place for one year terms. [Section 12.2(a)]

WHEREAS, the Board of Commissioners wishes to amend the Retirement System Ordinance to allow the chairperson of the Board of County Commissioners to designate another County Commissioner or the County Administrator/Controller to serve in the chairperson's place for one year terms.

NOW, THEREFORE, BE IT RESOLVED THE RETIREMENT SYSTEM ORDINANCE IS AMENDED AS FOLLOWS:

1. Section 12.2(a) of the Retirement System Ordinance shall read:
 - (a) The chairperson of the Board of County Commissioners by virtue of that office. By written communication directed to the Board of Trustees, the chairperson may designate another County Commissioner or the County Administrator/Controller to serve in the chairperson's place for one-year terms. [Section 12.2(a)]
2. Except as amended by this Ordinance, the Retirement System Ordinance shall remain in full force and effect.
3. This Amendment to the Retirement System Ordinance shall become effective September 18, 2005.

DATED: August 18, 2005

Reviewed and Approved by:

Gary A. Fletcher (WLF)
 Gary A. Fletcher
 Corporation Counsel
 522 Michigan Street
 Port Huron, Michigan 48060

Robert Anger
James Gordon
Howard Heilemann

RESOLUTION 05-22

**ADOPTING COLLECTIVE BARGAINING AGREEMENT
BETWEEN
ST. CLAIR COUNTY
AND
ASSOCIATIONS OF PROFESSIONAL EMPLOYEES OF THE
ST. CLAIR COUNTY PROSECUTING ATTORNEY**

WHEREAS, the Association of Professional Employees of the St. Clair County Prosecuting Attorney 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 January 1, 2004 through December 31, 2006 is hereby approved and adopted.

DATED: July 20, 2005

Reviewed and Approved as to Form by:

Gary A. Fletcher, Corporation Counsel

Patricia Anger

Howard Heidemann

Jimmy Tomber

Resolution 05-21

Approving AAA 1-B Multi-Year Plan 2004-2006 and FY2006 Annual Implementation Plan

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 plan has been submitted for review by the public, and has been subjected to a public hearing; and

WHEREAS, the comments at the public hearings on the proposed plan were mostly favorable, and constructive changes in the plan were made as a result of some comments; 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 an area agency on aging multi-year area plans and annual implementation plans; and

WHEREAS, the St. Clair County Board of Commissioners have already taken action to approve the area Agency on Aging 1-B's Multi Year Area Plan for FY 2004-2006 and the FY 2006 Annual Implementation Plan represents an annual update to the approved three year Area Plan.

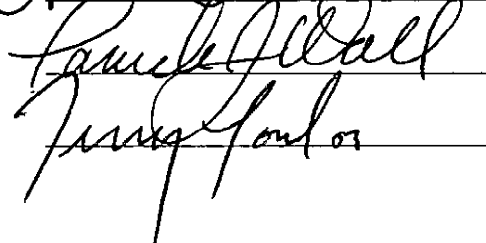
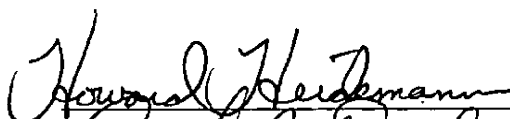
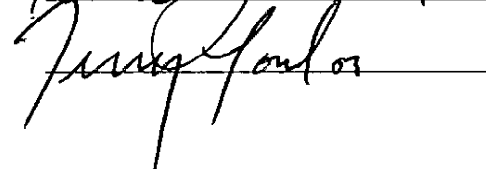
THEREFORE BE IT RESOLVED, that the St. Clair County Board of Commissioners hereby approves the FY 2006 Annual Implementation Plan of the Area Agency on Aging 1-B, for the purpose of conveying such support to the Area Agency on Aging 1-B and the Michigan Office of Services to the Aging.

DATED: July 6, 2005

Reviewed and Approved As To Form By:



GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron, MI 48060

RESOLUTION 05-20

ST. CLAIR COUNTY INTERNATIONAL AIRPORT

Rehabilitate Runway 10/28 and Install Medium Intensity Runway Lighting (MIRL), as
Further Defined in Contract No. FM 77-03-C63

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 06, 2005.

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

RESOLUTION 05-20

WHEREAS ON JULY 06, 2005, 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. FM 77-03-C63.


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:

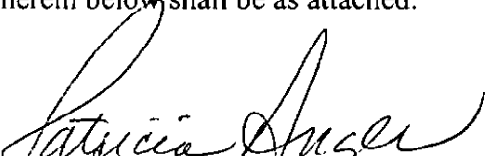
Section II. That the Chairperson of the St. Clair County Board of Commissioners is
hereby authorized and directed to execute said Sponsor Contract in two (2) copies on
behalf of the County of St. Clair, Michigan, and the County Clerk is hereby authorized
and directed to impress the official seal and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

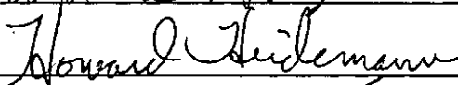
Section III. That the Sponsor Contract referred to herein below shall be as attached:


Reviewed and approved as to form by:



Gary A. Fletcher
County Corporate Counsel
522 Michigan Avenue
Port Huron, Michigan 48060







RESOLUTION 05-19

Required Signature for HAVA

WHEREAS, The St. Clair County Board of Commissioners wishes to apply to the Secretary of State for a grant to purchase an optical scan voting system and related Election Management System (EMS) software to comply with the Help America Vote Act (HAVA)

WHEREAS, The County Board of Commissioners has chosen to submit a grant application for a new optical scan voting system in 2005

NOW, THEREFORE, BE IT RESOLVED, that the St. Clair County Clerk is authorized to submit this grant application on behalf of the St. Clair County Board of Commissioners, St. Clair County, Michigan, on this day of 15th Day of June, 2005.

Reviewed and Approved As To Form By:

Gary A. Fletcher (CLF)
GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron MI 48060

James M. Keane
Howard Heidemann
Jimmy Jones

RESOLUTION 05-18

**Approving & Authorizing the Petition for the Agricultural Processing Renaissance Zone
for the Marysville Ethanol LLC**

WHEREAS, the Marysville City Council has passed a resolution in requesting the creation of a Agricultural Renaissance Zone in support of the construction of a \$95,000,000.00 fuel ethanol plant in Marysville by Marysville Ethanol, LLC; and

WHEREAS, the City of Marysville has completed negotiations which are necessary to meet the various requirements of Marysville Ethanol, LLC to construct the fuel ethanol plant; and

WHEREAS, the City of Marysville does not qualify as a distressed community under the Renaissance Zone Act; and

WHEREAS, St. Clair County qualifies as a distressed community and, therefore, may apply to the state of Michigan to establish a Agricultural Processing Renaissance Zone; and

WHEREAS, the construction of the fuel ethanol plant by Marysville Ethanol, LLC will provide temporary construction jobs, long term jobs and a substantial investment in St. Clair County as well as providing alternative fuel for automobiles all of which is desired by the St. Clair County Board of Commissioners; and

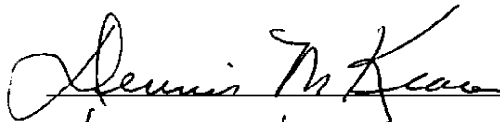
NOW, THEREFORE, BE IT RESOLVED, that the St. Clair County Board of Commissioners approves and authorizes the filing of an application/petition by St. Clair County to the State of Michigan to declare the site of Marysville Ethanol, LLC an Agricultural Processing Renaissance Zone for a period of four years beginning in 2006 followed by the required mandatory phase out period of three years.


Dated: June 15, 2005

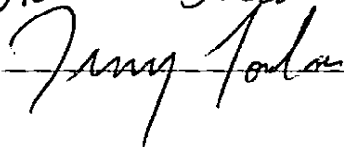
Reviewed and Approved As To Form By:



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







City of Marysville, St. Clair County, Michigan RESOLUTION

Request the Establishment of an Agricultural Process Renaissance Zone

Minutes of a Regular Meeting of the City Council of the City of Marysville, County of St. Clair, Michigan (the City), held on the 13th day of June, 2005 at 7:30 o'clock p.m., local time.

PRESENT: Mayor Orr, Mayor Pro-Tem Johns, Council members Anglebrandt, Badley, Sheehy, Wagenschutz, and Dunn.

ABSENT: None

The following preamble and resolution were offered by Councilmember Badley and supported by Councilmember Dunn.

WHEREAS, Marysville Ethanol, LLC has announced its desire to construct a \$95,000,000 fuel ethanol plant in Marysville; and

WHEREAS, Marysville Ethanol, LLC has made a presentation to the City Council on May 23, 2005, concerning the project and Marysville officials have visited a very similar facility in another state; and

WHEREAS, the City Council is supportive of the project and officials representing the City have negotiated with Marysville Ethanol to the satisfaction of each party an agreement to petition the State of Michigan to have the site of the Ethanol plant declared a short term "Agricultural Processing Renaissance Zone" (APRZ) with application in 2005 duration of four years beginning in 2006 followed by the required phase out period of three years; and

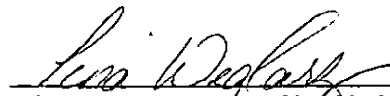
WHEREAS, the Michigan Economic Development Corporation has since informed the City of Marysville that it is not a qualifying distressed community under the Renaissance Zone Act and that the request needs to be processed by St. Clair County.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Marysville hereby requests the St. Clair County Board of Commissioners to petition the State of Michigan in 2005 to declare the site of Marysville Ethanol, LLC and Agricultural Processing Renaissance Zone for a period of four years beginning in 2006 followed by the required mandatory phase out period of three years.


YES: Mayor Orr, Mayor Pro-Tem Johns, Council members Anglebrandt, Badley, Sheehy, Wagenschutz, and Dunn.

NO: None

RESOLUTION DECLARED ADOPTED JUNE 13, 2005.


Tina Weglarz, Deputy City Clerk

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City Council of the City of Marysville, County of St. Clair, State of Michigan, at a Regular Meeting held on the 13th day of June, 2005, and that said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and the minutes of said meeting were kept and will be or have been made available as required by said Act.


Tina Weglarz, Deputy City Clerk

ST. CLAIR COUNTY BOARD OF COMMISSIONERS

RESOLUTION 05-17

RESOLUTION IMPOSING 2005 SUMMER PROPERTY TAX LEVY PURSUANT TO PUBLIC ACT 357 OF 2004, AND NOTICE OF CERTIFICATION OF COUNTY ALLOCATED TAX LEVY

WHEREAS, St. Clair County is authorized under the General Property Tax Act, Public Act 206 of 1893, as amended, to levy and collect County allocated property taxes; and

WHEREAS, the General Property Tax Act has been amended by Public Act 357 of 2004, being MCL 211.44a, to require all Michigan Counties to impose a summer tax levy, with the summer tax levies for 2005 and 2006 to be in the amount of 1/3 and 2/3, respectively, of the total County allocated tax, with the full amount of County allocated tax to be levied and collected as a summer tax levy in 2007.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Public Act 357 of 2004, the St. Clair County allocated tax shall be levied and collected on July 1, 2005, at the rate of 1/3 of the amount allocated after application of the "Headlee" millage reduction fraction, or 1.7755 mills; and

BE IT FURTHER RESOLVED, that the Treasurer of each city, village and township in St. Clair County is directed to account for and deliver the 1/3 County allocated tax collections for 2005 in accordance with the provisions of Public Act 357 of 2004; and

BE IT FURTHER RESOLVED, that this Resolution constitutes certification of the levy of the County allocated tax and authorized collection of the County allocated tax on July 1, 2005, at the rate of 1/3 of the amount allocated after application of the "Headlee" millage reduction fraction, or 1.7755 mills; and

BE IT FURTHER RESOLVED, that the County Clerk shall deliver a copy of this Resolution by first class mail to the Treasurer of each city, village and township in St. Clair County.

Dated: June 1, 2005

Reviewed and Approved As To Form By:

Gary A. Fletcher (WLF)
GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron, MI 48060

Kevin M. Kean
Howard Heidemann
Terry Jordan

RESOLUTION 05-16

**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:

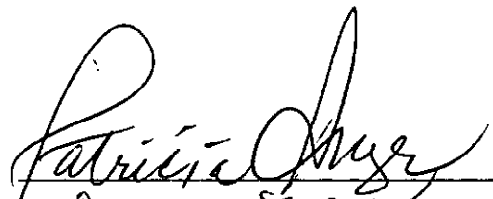
1. That Dan Lane, Sheriff of St. Clair County, Michigan, may be and he is hereby authorized and directed to conduct a public sale for the purpose of selling the unclaimed stolen property described in Exhibit "A", attached hereto and made part hereof by reference;
2. That the said Sheriff is hereby directed 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.

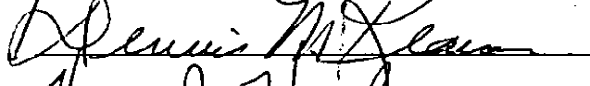
Dated: May 18, 2005

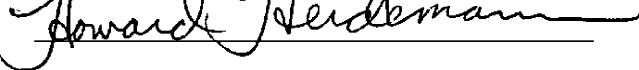
Reviewed and Approved As To Form By:



 GARY A. FLETCHER
 County Corporation Counsel
 522 Michigan
 Port Huron, MI 48060







2005 AUCTION LIST

1. Koplín soft rifle case – brown leather, leopard print lining, side zipper compartment.
2. Allen soft rifle case – camo, model 344, size 52.
3. Koplín soft scoped rifle case – red canvas/black plastic & canvas.
4. Black Sheep soft rifle case – tan & brown with Indian style print band, x-long 52.
5. Allen soft rifle case – camo, model 440, size 48.
6. Allen soft rifle case – black, model 871, size 46.
7. Allen soft rifle case – tan, model 441, size 46.
8. Black leather soft pistol case.
9. Koplín black vinyl soft pistol case.
10. Carniak's Custom Colts – black leather soft pistol case.
11. Doskocil – black hard plastic pistol case.
12. DMC black hard plastic, 2 handle pistol case.
13. Black hard plastic rifle case – deer/woodland lake scene.
14. Plano Protector Series – black hard plastic rifle case, model 1501
15. Field Locker Gun Case – black hard plastic rifle case, deer/woodland lake scene.
16. Hoppe's Protecto Cases – black hard plastic rifle case.
17. Gun Guard – black hard plastic rifle case, double handle, with Black Sheep slip on recoil pad.
18. Darton model 300WX compound bow, 33".
19. Geneva Quartz watch – water resistant, silver colored.
20. 45" Animal wall clock – watch style.
21. Geneva Quartz watch set – men's & women's – silver colored and brass colored.
22. Geneva Quartz watch set – men's & women's – silver colored and gold colored.

23. Geneva Quartz watch set – men's & women's – silver colored.
24. Geneva Quartz watch set – men's & women's – silver colored.
25. Geneva Quartz watch set – men's & women's – silver colored.
26. Geneva Quartz watch set – men's & women's – silver colored and brass colored.
27. Geneva Quartz watch set – men's & women's – silver colored and brass colored.
28. Geneva Quartz watch set – men's & women's – silver colored.
29. Geneva Quartz watch & sunglasses set – women's silver colored and gold colored.
30. Marco Max Quartz watch set – men's & women's silver colored with smoked watch crystals.
31. Glasses, silver colored frames.
32. Bag of men's boxer shorts – sizes medium & large.
33. Yzerman hockey jersey, size XXL.
34. Ladies Winnie the Pooh polo shirt - size large, red shorts – size small, blue denim shorts – size 7, four pairs of ankle socks.
35. Nike visor hat, blue.
36. Native American style print throw.
37. Pepsi leather coat – men's large.
38. All in One Gym Tote.
39. Black leather mini skirt – size 7/8.
40. Thom McAn winter boots, brown, rubber bottoms, leather uppers – size 13.
41. Large rug/carpet – beige.
42. Pastel green ladies suede jacket – size large and matching pants – size 9/10.
43. Walls Zero Zone insulated coveralls – black, size X-large regular.
44. Lee Riders Eased Fit khaki pants – size 10M.
45. White laundry basket.

46. White & purple mixing bowls with covers.
47. Surge protector, 8 outlets.
48. RayoVac flashlight, yellow & black.
49. Aurora AS618SB paper shredder.
50. Emerson compact disc player, model HD8150BL, S# 40808532EPI, purple & black, with headphones, car adapter.
51. Black & Decker circular saw 12 amp, serial # 20044049.
52. Weslo Cardio Stride Plus treadmill.
53. Emerson CD/AM/FM stereo clock radio, model CKD3630, Serial #41201676PH.
54. Box of Christmas decorations – 3 boxes of ornaments – tree skirt – silver bows – silver garland – 2 Christmas stockings.
55. Black & Decker cordless screwdriver Type 1, model PD360, 3.6v DC, serial #200430CL.
56. Alien vs Predator wide screen DVD.
57. Exercise DVDs – Walk Away The Pounds, Walk & Kick – Walk Away The Pounds, Power Mile – 10 Minute Solution, Targeting Toning – Pilates, Pick Your Spot.
58. Martha Stewart 70 clear small crystal sphere Christmas lights, 35 ft.
59. Two T-Mobile Siemens cell phones – with chargers, 1 case, 1 hands free ear piece, 1 car charger cord, manual. Also two Trac Fone pre-paid wireless cards, 200 minutes each, and four \$50. T-Mobile Easy Speak pre-paid cards.
60. Rival AccuTemp deep fryer, stainless steel, model CZF600, serial #V041529570 (no electrical cord).
61. Hamilton Beach Electric Grill, model 25325, series B3840BF, black.
62. Black & Decker Dust Buster 14.4V cordless, serial #20043800, wither wall charger and 2 attachments.
63. Gray porcelain roasting pan with cover.
64. Shimano Bantam 10SG reel & Shakespear Ugly Stick BC 1100, 5'6", 1.50 medium action.
65. Zebco 202 10 lb. line reel & 4018 medium action 5' pole.
66. Roughneck 3 ½ lb double bit axe, hickory handle.

67. Two golf clubs, Titleist DCI Starship #5 and Odyssey Dual Force Rossie 1.
68. Mac Tools Disc Brake Caliper Set, DBC2500M in case.
69. Dorskocil model 1612 hard plastic pistol case.
70. Vector Travel Cooler, model VEC245.
71. Chilton Gasoline can, 2 gallons, red.
72. P-Touch black hard plastic case.
73. Two books of Baseball Trading Cards.
74. Boss Audio Systems REV-865, 700 W x 2ch High Power Amplifier.
75. Draw Tite 5000 lbs. trailer hitch 2753 with 2 inch ball 6000lbs.
76. KEO magnetic CB antenna.
77. Bag of various car adapters, wires and small speakers.
78. RayoVac Industrial flashlight, yellow & black, D.
79. Small Craftsman flashlight with battery power indicator, yellow & black, AA.
80. Pioneer CD player, Super Tuner III, serial #1256257961.
81. Black plastic license plate holder.
82. Garmin GPS Map 195, serial #61005107.
83. Blade paintball gun, Brass Eagle paintball container.
84. Blade paintball gun, Brass Eagle paintball container.
85. Super Nintendo Super Pad.
86. Brass Eagle Tiger Shark paintball gun with Indian Springs Maxi Loader and 9 oz CO2 cylinder.
87. Vehicle small cargo net.
88. Sony Ericsson Kry015016r1a Type 408 0013 W0250 CN173.
89. iomega Zip 250 serial #P7C85001E3, model 250P.
90. Mini Mag flashlight, blue, AA.
91. Radio Shack CB radio - TRC-503, serial #021129, mike and magnetic antenna.
92. Kodak Advantix 1600 auto camera with film.
93. Polaroid OneStep Express camera, green & gray.
94. Nintendo Super NES Control Deck, model SNS-001 with control pad, serial #UN253475068.

95. Quasar Portable CD Player CD800, MASH, serial #FA2GB07361,
96. Nike tennis shoes, black & white, size 9 ½.
97. Motorcycle rear taillight assembly.
98. Rally SAE-Metric Folding Lug Wrench.
99. Olympia 4 lb. sledgehammer, Village Blacksmith handle.
100. Tire iron, x style.
101. Jaguar small canvas luggage bag, red with black trim.
102. Case it CD/DVD organizer, Eva-80 (black).
103. Case it CD/DVD organizer, Eva-80 (black).
104. Rio` Volt SP150.
105. Whistler 1730 radar detector serial #3389877.
106. #106 Scosche A17C2 Platinum Series Dual RCA cable, 17 ft.
107. Two Pioneer speaker covers, 6" TLK1739, wheel style.
108. Two Fusion AV S-09 4 ½" rear speakers for surround sound, Onkyo, serial #10802361.
109. Ford dash airbag, C20020 MSIC 46001, blue.
110. Mercury steering wheel airbag, F44B-54043B13-AJKVDA, blue.
111. Chrysler steering wheel airbag, AK86-4470815-38657, gray.
112. LaserOne laser light - black.
113. Medium size speaker, metallic purple.
114. Audiovox ACD-30 CD player, serial #950600506C.
115. Pioneer CD player Super Tuner III, serial #PB006748.
116. Kenwood KRC-207S AM/FM/cassette.
117. JVC AM/FM/CD, model KD-S570, serial #066X6728.
118. Blaupunkt Cancun CR63 cassette player, 2104538A.
119. Husqvarna XP Professional chainsaw, 24".
120. Box of miscellaneous CD's and CD cases.
121. Champion duffel bag, blue, with tools - 3 Eastwing hammer/chisels, large screwdriver, hammer, large chisels and wedges.
122. DeWalt 18v XR2 cordless drill.
123. Box of Tow Straps, tow rope, numerous medium duty ratchet Tie-Down Straps.

RESOLUTION 05-16

**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 1, 2005

Reviewed and Approved As To Form By:

GARY A. FLETCHER
 County Corporation Counsel
 522 Michigan
 Port Huron, MI 48060

Three handwritten signatures in cursive are written over three horizontal lines. The signatures appear to be: Patricia Miller, Paquella Bell, and Jerry Conlon.

05/04/05 WED 12:07 FAX 810 985 5102

St Clair Co So

00

2005 AUCTION LIST

1. Koplin soft rifle case – brown leather, leopard print lining, side zipper compartment.
2. Allen soft rifle case – camo, model 344, size 52.
3. Koplin soft scoped rifle case – red canvas/black plastic & canvas.
4. Black Sheep soft rifle case – tan & brown with Indian style print band, x-long 52.
5. Allen soft rifle case – camo, model 440, size 48.
6. Allen soft rifle case – black, model 871, size 46.
7. Allen soft rifle case – tan, model 441, size 46.
8. Black leather soft pistol case.
9. Koplin black vinyl soft pistol case.
10. Carniak's Custom Colts – black leather soft pistol case.
11. Doskocil – black hard plastic pistol case.
12. DMC black hard plastic, 2 handle pistol case.
13. Black hard plastic rifle case – deer/woodland lake scene.
14. Plano Protector Series – black hard plastic rifle case, model 1501
15. Field Locker Gun Case – black hard plastic rifle case, deer/woodland lake scene.
16. Hoppe's Protecto Cases – black hard plastic rifle case.
17. Gun Guard – black hard plastic rifle case, double handle, with Black Sheep slip on recoil pad.
18. Darton model 300WX compound bow, 33".
19. Geneva Quartz watch – water resistant, silver colored.
20. 45" Animal wall clock – watch style.
21. Geneva Quartz watch set – men's & women's – silver colored and brass colored.
22. Geneva Quartz watch set – men's & women's – silver colored and gold colored.

05/04/05 WED 12:09 FAX 3 985 5102

St Clair Co So

00

95. Quasar Portable CD Player CD800, MASH, serial #FA2GB07361,

96. Nike tennis shoes, black & white, size 9-1/2.
97. Motorcycle rear taillight assembly.
98. Rally SAE-Metric Folding Lug Wrench.
99. Olympia 4 lb. sledgehammer, Village Blacksmith handle.
100. Tire iron, x style.
101. Jaguar small canvas luggage bag, red with black trim.
102. Case it CD/DVD organizer, Eva-80 (black).
103. Case it CD/DVD organizer, Eva-80 (black).
104. Rio` Volt SP150.
105. Whistler 1730 radar detector serial #3389877.
106. #106 Scosche A17C2 Platinum Series Dual RCA cable, 17 ft.
107. Two Pioneer speaker covers, 6" TLK1739, wheel style.
108. Two Fusion AV S-09 4 1/2" rear speakers for surround sound, Onkyo, serial #10802361.
109. Ford dash airbag, C20020 MSIC 46001, blue.
110. Mercury steering wheel airbag, F44B-54043B13-AJKVDA, blue.
111. Chrysler steering wheel airbag, AK86-4470815-38657, gray.
112. LaserOne laser light - black.
113. Medium size speaker, metallic purple.
114. Audiovox ACD-30 CD player, serial #950600506C.
115. Pioneer CD player Super Tuner III, serial #PB006748.
116. Kenwood KRC-207S AM/FM/cassette.
117. JVC AM/FM/CD, model KD-S570, serial #066X6728.
118. Blaupunkt Cancun CR63 cassette player, 2104538A.
119. Husqvarna XP Professional chainsaw, 24".
120. Box of miscellaneous CD's and CD cases.
121. Champion duffel bag, blue, with tools - 3 Eastwing hammer/chisels, large screwdriver, hammer, large chisels and wedges.
122. DeWalt 18v XR2 cordless drill.
123. Box of Tow Straps, tow rope, numerous medium duty ratchet Tie-Down Straps.

RESOLUTION 05-15
Resolution Adopting an Amended 911 Service Plan

Whereas, St. Clair County established a 911 Service Plan for St. Clair County ("Service Plan") on July 22, 1992 under the authority of Public Act 32 of 1986, as amended, MCLA §484.1101 *et. seq.*, the Emergency Telephone Service Enabling Act ("Act"); and,

Whereas, the Service Plan established a rate for recurring operational costs to fund the Service Plan based on the maximum charge then available of 4% of the highest monthly residential rate for residential telephone service in St. Clair County which charges are currently assessed on monthly telephone bills; and

Whereas, the rate charged for recurring operational costs under the Service Plan have not been adjusted since the inception of the Service Plan in 1992 and the St. Clair County Board of Commissioners has conducted its public hearing as required under the Act to amend its Service Plan to provide for a rate adjustment and has determined the highest monthly residential rate for basic telephone service in St. Clair County exceeds the amount of \$20.00;

NOW THEREFORE BE IT RESOLVED the following Plan Amendment is hereby adopted:

PLAN AMENDMENT

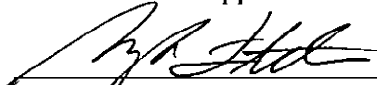
The St. Clair County 911 Service Plan is hereby amended to provide for recurring emergency telephone operational costs to be established in the amount of 4% of \$20.00 or \$0.80 per month per subscriber.

All other provisions of the St. Clair County 911 Service Plan, as amended, not inconsistent with this Amendment shall continue in effect.

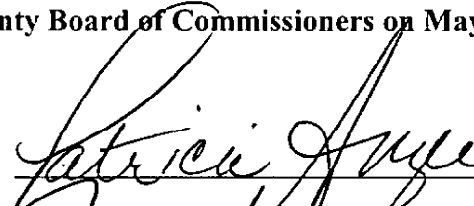
BE IT FURTHER RESOLVED that the St. Clair County Board of Commissioners respectfully requests that the City of Port Huron and Clay Township dedicate their portion of this increase to the 911 infrastructure.

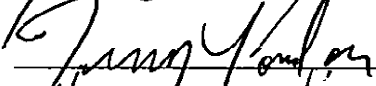
Adopted by the St. Clair County Board of Commissioners on May 18, 2005.

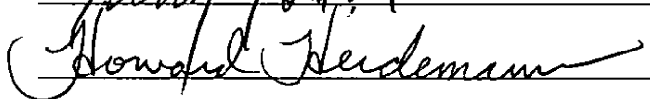
Reviewed and Approved As To Form By:



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







Marilyn Dunn, County Clerk

Resolution 05-14

**Reaffirming Support for the River Restoration Approach to Mill Creek
and
Expressing our Firm Opposition to the "Alternative K" Dredging Plan of the
Intercounty Drainage Board**

Whereas, on April 18, 2001, the St. Clair County Board of Commissioners passed Resolution 01-18 supporting the Mill Creek Restoration Project, based on resolutions it received from Lynn, Emmett and Brockway Townships and the City of Yale; and

Whereas, it appears, now four years later, that the majority of people continue to be satisfied with the results of the River Restoration Project on Mill Creek; and

Whereas, the South Branch of Mill Creek Intercounty Drainage Board has spent at least \$200,000 more on engineering since 2001, in an attempt to justify additional dredging of Mill Creek; and

Whereas, the Townships will be forced to take funds from other priorities to pay for this engineering, for the past accrued debt of \$600,000 and for any additional dredging the board attempts to justify; and

Whereas, the River Restoration Project has improved drainage to serve the needs of the South Branch of Mill Creek Petition with adequate relief, as long as a continually-funded maintenance program is put in place.

Now, Therefore, be it Resolved that the St. Clair County Board of Commissioners reaffirms its support of the River Restoration approach to restoring drainage on Mill Creek and states its opposition to the "Alternative K" dredging plan that the Intercounty Drainage Board is submitting to the Michigan Department of Environmental Quality; and

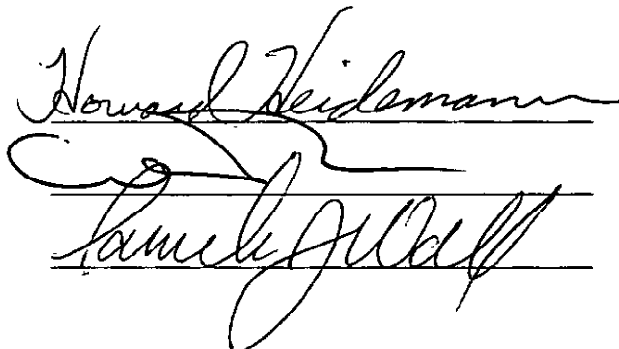
Be it further Resolved that the St. Clair County Board of Commissioners will not pledge full faith and credit for any further borrowing by the Drainage Board unless it involves a plan that is acceptable to the St. Clair County municipalities that are affected and the St. Clair County Drain Commissioner.

Dated: April 20, 2005

Reviewed and Approved As To Form By:



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



April 20, 2005

Dan Wyant, Director
Michigan Department of Agriculture
P.O. Box 30017
Lansing, Michigan 48909

RE: South Branch of Mill Creek Inter-county Drain

Dear Director Wyant:

The St. Clair County Board of Commissioners wishes to express its extreme displeasure with the leadership of Mr. Karl Hausler, who represents you as the Chair of the South Branch of Mill Creek Inter-county Drainage Board. We ask you to personally intervene to bring an end to the 15-year controversy over the South Branch of Mill Creek Inter-county Drain Project.

Mr. Hausler recently voted with Lapeer County Drain Commissioner John Cosens against the St. Clair County Drain Commissioner Fred Fuller to revise engineering plans and submit an application to the Michigan Department of Environmental Quality for an Alternative K of the Mill Creek Project—an alternative that Mr. Hausler had been told by DEQ officials would be rejected. This will further waste time and taxpayers' money on a project that has already become infamous for its delay and lack of cost control. Another alternative, "J", would have only slightly less drainage benefit to upstream landowners, would cost much less to construct, and would be likely to be approved by the DEQ, and the EPA, which will also have jurisdiction.

Mr. Hausler seems to have no concern for what this project will cost St. Clair County taxpayers. A very few large-scale landowners seem to have undue influence over him. The project was started over 15 years ago and is now nearly \$800,000 in debt, mostly for engineering fees, but also for legal fees and interest costs on the debt.

In May of 1997, Mr. Hausler voted with Lapeer County to try to force a \$4 million Mill Creek dredging project on St. Clair County. In October 1997, he decreed that St. Clair County should pay 70% of the cost of this project that it did not want.

EXHIBIT 10 I

In March 1998, three townships, the City of Yale, and the St. Clair County Drain Commissioner filed a lawsuit against Mr. Hausler and the Drainage Board to stop the project. Mr. Hausler and Mr. Cosens were also under investigation at that time by the State Police for alleged violations of the Open Meetings Act.

You visited St. Clair County in 1998 to talk to local officials and farmers in an attempt to resolve the Mill Creek dispute. In February 1999, the lawsuit and the Open Meetings Act investigation were dropped with the signing of a settlement agreement. The agreement called for trying an interim maintenance project using dredging at the Lapeer end of the project and River Restoration techniques in St. Clair County. That project was completed in 2000 for \$440,000 and the vast majority of St. Clair County residents were satisfied with its results. It should have solved any drainage problems in Lapeer County. The cost of that maintenance project has already been assessed to the district and is not part of the current debt.

No criteria, however, were established in the settlement agreement to judge the success of the maintenance project and in 2001 Mr. Cosens began pushing for more dredging in St. Clair County under the still-pending petition. On April 18, 2001, the St. Clair County Board of Commissioners passed Resolution #01-18 (attached) stating that the maintenance restoration of the creek was working and that it would not pledge full faith and credit for bonds for a full-scale dredging of the creek.

On June 14, 2001, the Drainage Board voted to appoint a Technical Advisory Group (TAG) composed of experts from state agencies, several engineering firms, and members of the public to study and recommend how to complete the Mill Creek project. In February 2002, the TAG issued its recommendations, but they have been essentially ignored.

In mid-2002, the Drainage Board, under Mr. Hausler's leadership, nearly defaulted on its bank notes for \$600,000 in accrued debt. The Boards of Commissioners of each county were asked to step in to pledge full faith and credit for a new borrowing or let the Drainage Board default. The St. Clair County Administrator and Chair of the Board of Commissioners attended the April 22, 2002 meeting of the Drainage Board and stated that St. Clair County would only pledge full faith and credit for a rollover of the bank notes if the project were completed in six months at an additional cost of no more than \$400,000. Mr. Hausler and Mr. Cosens virtually ignored their request.

At that juncture, the St. Clair County Board of Commissioners paid off the county's 64% share of the debt—\$384,000—and stated it was finished with the project. Mr. Hausler and Mr. Cosens, however, continued to proceed with re-engineering a project. Eventually, at Fred Fuller's request, Northwest Hydraulic

Consultants (NHC) of Seattle, Washington, were brought in to assist Hubbell, Roth & Clark, who had been the project engineers since 1996.

Prior to being hired for Mill Creek, the engineers from Hubbell, Roth & Clark had never worked on an agricultural drainage project. They were mainly urban civil engineers. NHC, on the other hand, are national experts in river hydraulics. They did new computer modeling of Mill Creek and provided new alternatives, including the afore-mentioned Alternatives J and K.

Close to an additional \$100,000 each is now owed to NHC and Hubbell, Roth & Clark (HRC). HRC is continuing to bill the Drainage Board without any proposal or contract limiting their charges. Five different engineering firms have now studied Mill Creek with no end necessarily in sight.

The latest vote by Karl Hausler to create yet another engineering design with the forgone conclusion that it will be rejected by the DEQ adds more insult and financial injury to St. Clair County and its taxpayers. The history of this project presents a shameful record of how an inter-county drainage project should be administered. We request that you intervene to bring a speedy and equitable resolution to this controversy.

Sincerely,

St. Clair County Board of Commissioners

Patricia Anger, Chair

Terry London, Vice-Chair

Howard Heidemann, Commissioner

Pamela Wall, Commissioner

Wally Evans, Commissioner

Jeff Bohm, Commissioner

Stephen Kearns, Commissioner

Cc: Governor Jennifer Granholm
Vicki Pontz, MDA, Environmental Services
State Senator Jud Gilbert
State Representative Phillip J. Pavlov
State Representative John Espinoza
State Representative Daniel Acciavatti

Mill Creek Project Background Information

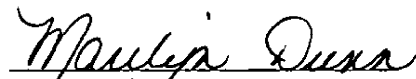
4-14-05

- The South Branch of Mill Creek drains a former peat bog swamp southwest of the City of Yale in St. Clair County. It is a basin that is very difficult to drain without a major deepening and channelization all the way through the City of Yale. That option has never really been on the table because of the large cost and the downstream landowner opposition. All projects proposed since 1990 would stop upstream of Yale. The fall of the drain from the Lapeer County line downstream to Yale is less than 1½ feet per mile. From Yale downstream to the creek's outlet into the Black River, there is 8 feet of fall per mile.
- The South Branch drainage district includes land in Lapeer County and also encompasses the North Branch of Mill Creek drainage district in Lapeer and St. Clair Counties, a total of about 84,000 acres. The South Branch drain is about 13.3 miles long and currently ends about two miles upstream from Yale on the main stream of Mill Creek.
- The South Branch of Mill Creek Drain was established in 1893. The last major construction project on it was in 1956-58. Very little maintenance was done on the creek after that, so when it was petitioned for improvements in 1990, it was in very bad shape—full of logjams, beaver dams and other obstructions.
- Since the petition in 1990, five different engineering firms have worked on the project and it has been slowed down by three different lawsuits. In 1999 and 2000, the creek was cleaned out as part of a lawsuit settlement. The upper 1.5 miles of the creek was deepened to allow improved drainage out of Lapeer County and in St. Clair County river restoration techniques were applied to the creek for 15 miles downstream—beyond the existing drain designation—all the way through the City of Yale. The vast majority of citizens in the district were satisfied by this work.
- The remaining proponents of a major dredging project are a handful of large-scale landowners and farmers along the Lapeer County border. Much of the land they farm is rented. They have nothing to lose by continuing to push for the largest project that everyone else in the drainage district will have to help pay for. They would gain somewhat better drainage for farming and/or development.
- Under the Michigan Drain Code, the project will be paid for by assessments to the townships at large, the counties at large and landowners in the drainage district "for benefit derived" as determined by the Drain Commissioner of each county. The percentage of the cost each county has to pay will be renegotiated when the final project is decided upon.
- Any improved drainage upstream means the water will flow faster downstream and cause more flooding in the Yale area. The city's park would flood more frequently. Several homes in Brockway Township and the City of Yale, as well as the city's water wells, would be at risk.
- Most of the upstream area is farmland or swamp. Most of the downstream area is more residential, more forested and has farms that don't have drainage complaints. Downstream landowners don't want the scenic and recreational value of the creek destroyed. Any positive economic benefit to upstream landowners has negative economic effects on downstream landowners.
- Lynn Township in St. Clair County has always been most concerned about the project's economic consequences. It has the lowest tax base in St. Clair County and the greatest amount of Mill Creek drainage district. In 1956, Lynn Township refused to pay its assessment for that year's Mill Creek project because it didn't have the money. The State withheld revenue sharing from the township until the township borrowed the money to pay its drain assessment.

CERTIFICATE

I, Marilyn Dunn, Clerk of the County of St. Clair, do hereby certify that the attached extract from the minutes of a Regular meeting of the St. Clair county Board of Commissioners, Port Huron, Michigan, held on April 18, 2001 is a true and correct copy of the original Minutes of said meeting on file and of record insofar as said original Minutes related to the matters set forth in said attached extract, and I do further certify that the copy of the Resolution appearing in said attached extract is a true and correct copy of such resolution adopted at said Meeting on file and of record.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of the County of St. Clair, Michigan, this 24th day of April, 2003.


COUNTY CLERK
County of St. Clair, Michigan

Resolution 01-18

Supporting the Mill Creek River Restoration Project

Whereas, Based on the Resolution received from the Townships and the City of Yale, it appears that the majority of people are satisfied with the progress of the River Restoration Project on Mill Creek; and

Whereas, The full scale dredging of Mill Creek was estimated in 1998 to cost \$4,000,000.00 which does not include the possibility of replacement of any bridges and also does not include any interest or down stream mitigation; and

Whereas, Townships would be forced to take funds from other priorities to pay for a full scale dredging that we do not feel is necessary as the River Restoration Project is working; and


Whereas, The River Restoration Project has improved the drainage to serve the needs of the Petition with adequate relief; and

Whereas, The townships realize a need to do more work on Mill Creek and there may be put in place a continually funded maintenance program.


Now, Therefore, be it Resolved that the St. Clair County Board of Commissioners does support the River Restoration Project and that the County will not pledge full faith and credit for the full scale dredging of Mill Creek.

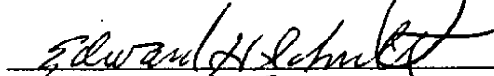
DATED: April 18, 2001

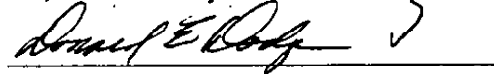
Reviewed and Approved by:



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







RESOLUTION 01-01
BROCKWAY TOWNSHIP
APRIL 11, 2001

RESOLUTION: We the Brockway Township Board of Trustees would like to bring to your attention the matter of the River Restoration Project verses a full scale dredging of Mill Creek.

WHERE AS: Brockway Township is satisfied with the progress of the River Restoration Project on Mill Creek and,

WHERE AS: The full scale dredging of Mill Creek was estimated in 1998 to cost \$4,000,000.00 which does not include the possibility of replacement of any bridges and also does not include any interest or down stream mitigation and,

WHERE AS: Brockway Township would be assessed a minimum of \$120,192.00 over ten years and,

WHERE AS: Brockway Township would be forced to take funds from other priority Projects to pay for this full scale dredging that we do not feel is necessary as the River Restoration is working and,

WHERE AS: In Brockway Township the Mill Creek frontage is and has been developed Residentially and the full scale dredging would destroy property values now and in the future and,

WHERE AS; The full scale dredging would produce additional flooding down stream of the dredged area and,

WHERE AS: The River Restoration has improved the drainage adequately to provide relief for the petitioners and,

WHERE AS: Brockway Township realizes there is a need to do more work in Mill Creek and there must be put in place a continually funded maintainance program.

NOW, THEREFORE, BE IT RESOLVED We request the Commissioners of St. Clair County to pass a resolution in support of the River Restoration Project and stating that you will not pledge full faith and credit for a the full scale dredging of Mill Creek.

We further request that you take full Board action on April 18, 2001 so that we may present your Resolution at the Inter-county Drainage Board meeting on April 25, 2001.

The foregoing resolution offered by Board Member Act Laupiedler

And supported by Board Member Sandy Robinson

Absent Krosnicki

Upon roll call vote, the following voted "Aye" 4
"Nay" 0

The Supervisor declared the resolution adopted.

CERTIFICATE

I Arthur Laupichler the duly elected and acting Clerk of E the forgoing resolution was adopted by the township board meeting of Brockway Board held on April 11, 2001. At a roll call vote of Brockway members as herein before set forth take immediate effect.

way Township, hereby certify that Brockway Township at a regular meeting a quorum was present, by a that said resolution was ordered to

Arthur Laupichler
Clerk

[Signature]

Carl Vermeesch, Supervisor *Carl Ver*

[Signature]

Arthur Laupichler, Clerk *Arthur Laupichler*

Ruth Krosnicki, Treasure *Absent*

Sandra Robinson, Trustee *Sandra Rob*

[Signature]

Joanne Faille, Trustee *Joanne Faille*

RESOLUTION
LYNN TOWNSHIP
APRIL 11, 2001

RESOLUTION: We the Lynn Township Board of Trustees would like to bring to your attention the matter of the River Restoration Project verses a full scale dredging of Mill Creek.

WHERE AS: Lynn Township is satisfied with the progress of the River Restoration Project on Mill Creek.

WHERE AS: The full scale dredging of Mill Creek was estimated in 1998 to cost \$4,000,000 which does NOT INCLUDE the possibility of replacement of any bridges and also does NOT INCLUDE any interest or down stream mitigation.

WHERE AS: Lynn Township DOES NOT have the financial ability to pay for the full scale dredging project as our entire budget for 1 year is approximately \$150,000. During this past fiscal year that ended 3/31/01 our total spendable revenues were \$146,078.59. Lynn Township's share of the dredge project would be \$339,008 based on three year old estimates PLUS interest. When the interest is added to the debt Lynn Township's yearly payment would be approximately \$46,000 based on 6.5% interest. Lynn Township would be broke after about 2 payments & forced to take funds from other priorities in our attempt to pay for dredging.

WHERE AS: The River Restoration Project has improved the drainage to serve the needs of the Petition with adequate relief.

WHERE AS: Lynn Township realizes there is a need to do more work in Mill Creek & there is also a need to put into place a continually funded maintenance program.

NOW, THEREFORE, BE IT RESOLVED: We request the Board of Commissioners of St. Clair County to pass a Resolution in SUPPORT of the River Restoration Project and stating that you WILL NOT pledge full faith and credit for the full scale dredging of Mill Creek.

We further request that you take full Board action on April 18, 2001 so that we may present your Resolution at the Inter-County Drainage Board meeting on April 25, 2001.

The foregoing resolution offered by Board Member Delmer Mandeville

And supported by Board Member Steve Kalbfleisch

Upon roll call vote, the following voted "AYE" Mandeville - yes, Kalbfleisch - yes,

Tonkman - yes, Delia - yes, Ferritt - yes

"NAY" None

The Supervisor declared the resolution adopted.

Arnette Ferritt
Clerk

CERTIFICATE

I, Annette Ferrett the duly electe Township, hereby certify that the foregoing resolution was adopted by Townsi meeting of said Board held on April 11, 2001, at which meeting a quorum wa as herein before set forth. That said resolution was ordered to take immediate

acting Clerk of Lynn board of said Township at a regular sent, by a roll call vote of said members t.

[Signature]

[Signature]
rk

[Signature]
Steve Kalbfleisch, Supervisor

[Signature]
Annette Ferrett, Clerk

[Signature]
Shirley Jonhnan, Treasurer

[Signature]
Karen Delia, Trustee

[Signature]
Delmar Mandeville, Trustee



CITY OF YALE

RESOLUTION # Y01-07

OPPOSING FULL SCALE DREDGING OF THE SOUTH BRANCH OF MILL CREEK AND URGING THE ST. CLAIR COUNTY BOARD OF COMMISSIONERS TO WITHHOLD THE PLEDGING OF THE COUNTY'S FULL FAITH AND CREDIT FOR THE BONDING OF A FULL SCALE DREDGING PROJECT

At a regular meeting of the Common Council of the City of Yale on April 9, 2001 at 7:30 p.m. the following Resolution was offered:

Moved by WINTERS Supported by BUSCH

WHEREAS, the City of Yale has previously joined with the St. Clair County Drain Commissioner and the Townships of Brockway, Lynn and Emmett to develop a cost effective, reasonable and responsible project to improve drainage through the South Branch of Mill Creek, and

WHEREAS, a full scale dredging project would place unwarranted financial hardship on our township neighbors and endanger the City of Yale's water and sewer systems, and

WHEREAS, the combination River Restoration and dredging project completed to date has substantially improved drainage through the creek, and

WHEREAS, we believe that with a minimal amount of River Restoration adjustments and the implementation of an aggressive maintenance program for the creek the request of the original petitioners will be substantially satisfied, and

WHEREAS, approving a full scale dredging project on Mill Creek would commit a substantial amount of County funds for 10 years restricting the County's ability to take action on other needed drainage projects.

NOW THEREFORE BE IT RESOLVED that the Yale City Council opposes a full scale dredging project for the South Branch of Mill Creek and hereby urges the St. Clair County Board of Commissioners to reject any request to pledge the full faith and credit of the County behind bonds for a full scale dredging project for the South Branch of Mill Creek.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the St. Clair Board of Commissioners, the St. Clair County Drain Commissioner and the South Branch of Mill Creek Inter-County Drainage Board.

Approval

Ayes:	Bedy, Winters, McIvor, Busch, Oldenburg
Nays:	None
Absent:	None
Abstain:	Long (employee of St. Clair Co. Drain Commissioner)

STATE OF MICHIGAN
ST. CLAIR COUNTY

I hereby certify that the foregoing is a true and complete copy
by the City of Yale Common Council at a regular meeting held

a resolution offered and adopted
on the 9th day of April, 2001.

Linda Cronin, Clerk
City of Yale
111 W. Mechanic Street
Yale MI 48097

RESOLUTION 01-10
EMMETT TOWNSHIP
APRIL 10, 2001

RESOLUTION We the Emmett Township Board of Trustees would like to bring to your attention the matter of the River Restoration Project verses a full scale dredging of Mill Creek

WHERE AS Emmett Township is satisfied with the progress of the River Restoration Project on Mill Creek.

WHERE AS The full scale dredging of Mill Creek was estimated in 1998 to cost \$4,000,000.00 which does not include the possibility of replacement of any bridges and also does not include any interest or down stream mitigation.

WHERE AS Emmett Township would be forced to take funds from other priorities to pay for a full scale dredging that we do not feel is necessary as the River Restoration Project is working.

WHERE AS The River Restoration Project has improved the drainage to serve the needs of the Petition with adequate relief.

WHERE AS Emmett Township realizes a need to do more work on Mill Creek and there may be put in place a continually funded maintenance program.

NOW, THEREFORE, BE IT RESOLVED We request the Commissioners of St. Clair County to pass a Resolution in support of the River Restoration Project and stating that you will not pledge full faith and credit for the full scale dredging of Mill Creek.

We further request that you take full Board action on April 18, 2001 so that we may present your Resolution at the Inter-county Drainage Board meeting on April 25, 2001.

The foregoing resolution offered by Board Member Peter J. Bergush
And supported by Board Member Jack Cowley

Upon roll call vote, the following voted "Aye" 3 Supervisor Chris Kren
"Nay" 0 Treasurer Chris
Trustee Jack Cowley

The Supervisor declared the resolution adopted.
Peter J. Bergush
Clerk

Certificate

Peter J. Bergush the duly elected and acting Clerk of Emmett Township, hereby certify that the foregoing resolution was adopted by the Township Board of said Township at a special meeting of said Board held on April 10, 2001, at which meeting a quorum was present, by a roll call vote of said members as hereinbefore set forth; that said resolution was ordered to take immediate effect.

Peter J. Bergush
Clerk



EMMETT TOWNSHIP

11100 Dunnigan Rd.
Emmett, Michigan 48022

Owen Kean
Supervisor

Patricia E. Brozowski
Clerk

Robert Sturza
Treasurer

John Cowhy
Trustee

Daniel Greenia
Trustee

April 5, 2001

Mr. Donald Dodge, Commissioner District #7
St. Clair County
8819 Stone Road
Algonac, MI 48001

Dear Commissioner:

I am addressing you as a member of the Environmental/Public Works Committee. I cannot attend your scheduled meeting on April 18, 2001, but I would like to share some thoughts with you regarding the Mill Creek Petition.

As you may be aware, June 2001 is the designated date that a decision will be made regarding the River Restoration Project verses the full scale dredging of Mill Creek.

There is no "official" means of measurement by any entity or persons regarding this important decision. However Mill Creek itself, at this point, appears it, will be the sole decision maker.

With obstructions in 17 sites being removed, some dredging and deepening of the Creek along with this spring's additional clean up efforts, the creek appears to be running faster and deeper in most areas that it has since the 1957 full scale dredging. This opinion is shared by many that either live along side the creek or have a particular interest in keeping tabs on the entire situation.

Two (2) officials from three (3) of the affected Townships, Brockway, Emmett, and Lynn Townships and also two (2) representatives from the city of Yale met in 1998 when it appeared a full scale dredging was eminent. We agreed to do whatever possible to stop a full scale dredging and seek another method to clean up Mill Creek and help stop any flooding.

Over the past 10 years it appears there never was any consideration of, or an invitation to any of the townships affected by the full scale dredging, to appear at the Inter-county Drainage Board meetings regarding the ramifications of a full scale dredging of Mill Creek, or the cost that would have to be absolved by the townships involved.

We could no longer stand by and let the full scale dredging plans go into effect. We have, since that first meeting worked diligently as representatives of the people who elected us, to work out the best possible solution and to stop the full scale dredging of Mill Creek. Our reasoning was one, the enormous monetary cost of a full scale dredging (1998 estimate \$4 million dollars), two, the excessive cost to the environment surrounding the Creek, three, the depreciation

of value of the properties along the creek bankrupting one of our fellow townships.

The River Restoration Project certainly a natural way to prevent continued flooding of Mill Creek with the least amount of devastation since Mill Creek has had little to no maintenance in the past near 50 years. Also important to the support of the River Restoration Project will be a very concerted effort to maintain a strong main channel of the creek.

We faced the question; why not give this project a fraction of the cost it will do the job for the farmers who demand "complete flooding" relief. cannot be guaranteed complete relief due to the natural lay of the land, dredging or not.

My purpose in writing this letter is to encourage the River Restoration Project is doing the job it was assigned to do and to NOT pledge full faith and credit to any full scale dredging program.

Your valued action regarding my request, on behalf of the people we represent, as well as myself.

Sincerely,



Patricia E. Brozowski, Clerk
Emmett Township

four, the very real possibility of

ed to us to be a very viable and effective method would clean up the creek. This process also made sense to us because it has been in the past near 50 years. Also important to the support of the River Restoration Project will be a very concerted effort to maintain a strong main channel of the creek.

Restoration process a chance? If we can give reasonable relief to the farmers who demand "complete flooding" on property that very possibly, the River Restoration Project will be a very concerted effort to maintain a strong main channel of the creek.

you to resolve that the River Restoration Project is doing the job it was assigned to do and to NOT pledge full faith and credit to any full scale dredging program.

be appreciated by the people we represent, as well as myself.

South Branch of M^o Creek Intercounty Drain
 Acreage totals for Hubbell, Roth, & Clark's report:
 DRAINAGE DISTRICT INFORMATION

1110

E.Y.1.

Brockway Township	7,375.45 acres
Emmett Township	1,304.64 "
Lynn Township	20,806.09 "
Mussey Township	<u>9,792.40 "</u>

Total St. Clair County acres: 39,278.58

Arcadia Township	8,639.12 acres
Attica Township	4,527.93 "
Burnside Township	3,504.09 "
Goodland Township	21,081.82 "
Imlay Township	<u>6,129.36 "</u>

Total Lapeer County acres: 43,882.32

Total acres in South Branch and North Branch
 Drainage Districts liable for assessment: 83,160.90

\$4 million estimated cost of project does not include any bridge
 replacement, bond interest, or downstream flood mitigation.

If St. Clair County has to pay 64% of project cost:
 $\$4 \text{ million} \times 64\% = \2.56 million

It is up to the Drain Commissioner to spread the assessments
 for benefit derived, but traditionally in St. Clair County drain
 projects are assessed as follows:

Townships at-large	= 25%
County at-large	= 25%
Property owners	= 50%

$\$2.56 \text{ million} \times 25\% = \$640,000$

Townships at-large share:

Brockway Twp. has 18.78% of county acres X 640,000	= \$120,192
Emmett Twp. has 3.32% of county acres X 640,000	= 21,248
Lynn Twp. has 52.97% of county acres X 640,000	= 339,008
Mussey Twp. has 24.93% of county acres X 640,000	= 159,552

This could be paid in annual installments for 10 years

Average property owner share in St. Clair County:

$\$2.56 \text{ million} \times 50\% = \1.28 million

$\$1.28 \text{ million} \div 39,279 \text{ acres} = \$32.59/\text{acre}$

This also could be spread over ten years or more, with interest.

RESOLUTION 05-13- B

OPPOSING REDUCTIONS IN U.S. DEPARTMENT OF AGRICULTURE FUNDING

WHEREAS, the FY2006 Bush Administration proposes a 10 percent reduction in USDA discretionary funding from FY2005. Included in these cuts is a 5 percent across the board decrease for all commodity and dairy payments. These cuts in support funding would reduce yearly farm income to the 1260 farm operators of St. Clair County. For farmers of the United States, *this represents a cut of \$587 million in 2006 and \$5.7 billion in agricultural subsidies over 10 years.* The Administration states that this is an effort to promote more efficient production decisions and reduce the federal budget deficit; and

WHEREAS, the FY2006 budget notes that the 2002 farm bill provided \$176 billion in farm-related assistance, which is a 74 percent increase over the 1996 farm bill. The administration does not believe that all of this funding is appropriately targeted and that commodity programs may need to be reformed to comply with new multi-lateral trade agreements; and

WHEREAS, in addition, the Rural Community Advancement Program (RCAP), which is the umbrella program for rural utilities, business and community facilities programs, is cut by \$193 million. The \$39 million Rural Business Enterprise Grant and the \$3 million Rural Business Opportunity Grant programs will be eliminated and incorporated into the administration's "Strengthening America's Communities Initiative" within the Department of Commerce. The Rural Utilities Service receives no funding for the distance learning and telemedicine loans and the rural broadband grant program is eliminated.


WHEREAS, lastly, discretionary conservation programs are slashed by 17 percent to \$814 million. With over 182,116 acres under cultivation, this reduction in conservation funding would seriously compromise the efforts of the farmers of St. Clair County to decrease the rate of soil erosion and other conservation activities. These important conservation programs have reduced the sedimentation process in our county rivers, drains, streams and lakes, thereby improving environmental water quality. In addition, limitations and cuts are to programs such as the Environmental Quality Incentives Program (EQIP), the Conservation Security Program and Resource Conservation and Development.

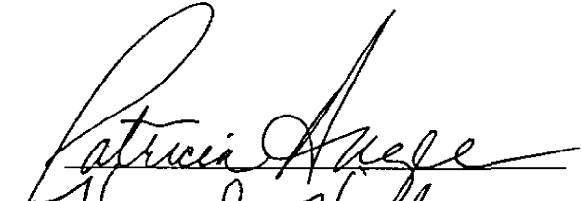
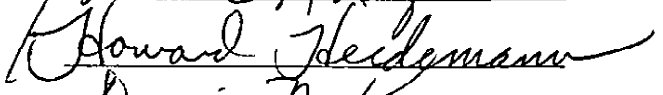
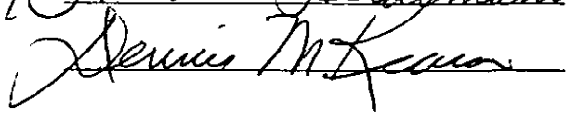
NOW THEREFORE BE IT RESOLVED that the St. Clair County Board of Commissioners does hereby oppose cuts in U. S. Department of Agriculture (USDA) commodity programs, rural development and conservation. Rural counties that rely on USDA infrastructure, conservation and commodity programs will be negatively affected by these cuts.

BE IT FURTHER RESOLVED that the Board of Commissioners urges Congress to reject the Bush Administration's proposal to cut USDA funding for rural development, conservation and commodity payments.

BE IT FURTHER RESOLVED that the Board of Commissioners directs the County Clerk to forward certified copies of this resolution to President George W. Bush, Senator Carl Levin and Senator Debbie Stabenow and Congresswoman Candice Miller; and *Mike Johanna - usda*

DATED: April 20, 2005

Reviewed and Approved As To Form By:

GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron, MI 48060

RESOLUTION 05-13 B

OPPOSING REDUCTIONS IN U.S. DEPARTMENT OF AGRICULTURE FUNDING

WHEREAS, the FY2006 Bush Administration proposes a 10 percent reduction in USDA discretionary funding from FY2005. Included in these cuts is a 5 percent across the board decrease for all commodity and dairy payments. These cuts in support funding would reduce yearly farm income to the 1260 farm operators of St. Clair County. For farmers of the United States, *this represents a cut of \$587 million in 2006* and \$5.7 billion in agricultural subsidies over 10 years. The Administration states that this is an effort to promote more efficient production decisions and reduce the federal budget deficit; and

WHEREAS, the FY2006 budget notes that the 2002 farm bill provided \$176 billion in farm-related assistance, which is a 74 percent increase over the 1996 farm bill. The administration does not believe that all of this funding is appropriately targeted and that commodity programs may need to be reformed to comply with new multi-lateral trade agreements; and

WHEREAS, in addition, the Rural Community Advancement Program (RCAP), which is the umbrella program for rural utilities, business and community facilities programs, is cut by \$193 million. The \$39 million Rural Business Enterprise Grant and the \$3 million Rural Business Opportunity Grant programs will be eliminated and incorporated into the administration's "Strengthening America's Communities Initiative" within the Department of Commerce. The Rural Utilities Service receives no funding for the distance learning and telemedicine loans and the rural broadband grant program is eliminated.

WHEREAS, lastly, discretionary conservation programs are slashed by 17 percent to \$814 million. With over 182,116 acres under cultivation, this reduction in conservation funding would seriously compromise the efforts of the farmers of St. Clair County to decrease the rate of soil erosion and other conservation activities. These important conservation programs have reduced the sedimentation process in our county rivers, drains, streams and lakes, thereby improving environmental water quality. In addition, limitations and cuts are to programs such as the Environmental Quality Incentives Program (EQIP), the Conservation Security Program and Resource Conservation and Development.

NOW THEREFORE BE IT RESOLVED that the St. Clair County Board of Commissioners does hereby oppose cuts in U. S. Department of Agriculture (USDA) commodity programs, rural development and conservation. Rural counties that rely on USDA infrastructure, conservation and commodity programs will be negatively affected by these cuts.

BE IT FURTHER RESOLVED that the Board of Commissioners urges Congress to reject the Bush Administration's proposal to cut USDA funding for rural development, conservation and commodity payments.

BE IT FURTHER RESOLVED that the Board of Commissioners directs the County Clerk to forward certified copies of this resolution to President George W. Bush, Senator Carl Levin and Senator Debbie Stabenow and Congresswoman Candice Miller; and *Mike Johanns, USDA*

DATED: April 20, 2005

Reviewed and Approved As To Form By:

GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron, MI 48060

RESOLUTION 05-12

URGING THE FEDERAL GOVERNMENT TO MAINTAIN COMMUNITY DEVELOPMENT FUNDING IN FISCAL YEAR 2006

WHEREAS, community development programs supported by federal funding have been among the most successful national strategies for addressing poverty and homelessness, resulting in the creation and retention and 90,637 jobs, housing assistance to 168,938 households, and public services (such as employment training, care for seniors and the disabled, child-care, and crime awareness) to 13.3 million individuals nation-wide in Fiscal Year 2004; and

WHEREAS, the executive budget for Fiscal Year 2006 presented to Congress proposes a 50 percent cut in Community Development Block Grant (CDBG) funding and the elimination of some similar community development programs such as the Rural Housing and Economic Development program; and

WHEREAS, St. Clair County has spent in excess of \$1 million in CDBG funds over the last decade, which resulted in over 150 low- to moderate-income homes that were rehabilitated; and

WHEREAS, the federal funding and County general fund funding have supported a strong human services network that provides critical services to low- and moderate-income persons in St. Clair County; and

WHEREAS, cuts in these programs will negatively affect low- and moderate-income residents as well as private landlords, severely hampering the ability of the County to achieve its human service goals.

NOW THEREFORE BE IT RESOLVED that the St. Clair County Board of Commissioners hereby opposes cuts in funding for community development programs;


BE IT FURTHER RESOLVED that the Board of Commissioners urges Congress to reject any cuts in community development funding, recognizing the immediate and severe consequences such cuts will have on low- and moderate-income residents in St. Clair County, subsequently requiring increased local services to those residents;

BE IT FURTHER RESOLVED that the Board of Commissioners directs the County Clerk to forward certified copies of this resolution to President George W. Bush, Senator Carl Levin and Senator Debbie Stabenow and Congresswoman Candice Miller; and


BE IT FURTHER RESOLVED that the St. Clair County Board of Commissioners directs the County Clerk to forward a copy of this resolution, to the Michigan Association of Counties, Southeast Michigan Council of Governments, all Michigan Counties and to each organization currently receiving funding through these federal programs and urges these organizations to contact the President and their members of Congress to oppose funding cuts to these programs.

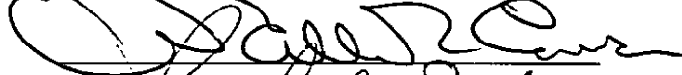
DATED: April 20, 2005

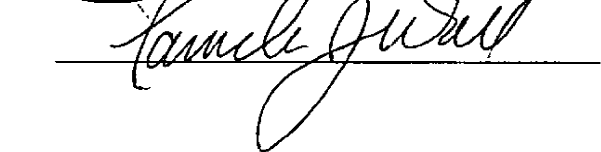
Reviewed and Approved As To Form By:



GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron, MI 48060







**ST. CLAIR COUNTY BOARD OF COMMISSIONERS'
RESOLUTION 05-11**

**APPROVING SUBMISSION OF COASTAL GRANT APPLICATION FOR AN
ASSESSMENT OF PUBLIC UTILITIES INFRASTRUCTURE IN ST. CLAIR COUNTY**

WHEREAS, A systematic assessment of public utilities will provide St. Clair County with an accurate utilities data layer for its Geographic Information System and serve as a critical component of the County's Master Plan update; and

WHEREAS, A thorough assessment of development potential in St. Clair County will place a priority on appropriate shoreland protection and management, both coastal and inland; and

WHEREAS, The County's Master Plan needs updating to better address waterfront, environmental, land use, and intergovernmental development issues; and

WHEREAS, St. Clair County proposes to pursue a coordinated, multi-jurisdictional planning process that integrates citizen and local government input to create an updated Plan that meets the County's needs for years to come; and

WHEREAS, St. Clair County has 60 miles of coastline along Lake Huron, the St. Clair River, and Lake St. Clair and County residents rely on an economy that is dependant upon the health of its water resources; and


WHEREAS, St. Clair County needs financial assistance to conduct a structured assessment of public utilities infrastructure, and the U.S. Department of Commerce, through the Coastal Zone Management Program administered by the Michigan Department of Environmental Quality has a grant program designed to address this need; and

WHEREAS, The total project cost is estimated at about \$46,000 approximately 50% of which would be funded through the Coastal Zone Program and 50% of which would be a County match;

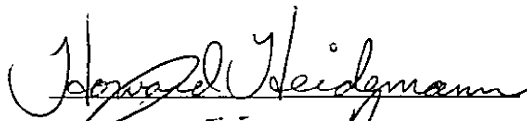
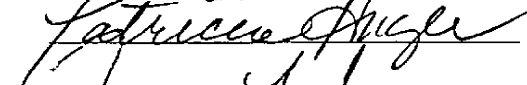
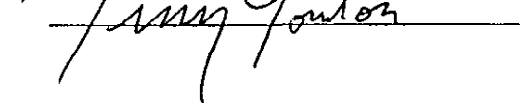
NOW, THEREFORE, BE IT RESOLVED, that the St. Clair County Board of Commissioners does hereby agree to commit \$13,000 in cash and \$10,000 of in-kind services to a comprehensive assessment of the County's public utilities infrastructure, provided the necessary grant funds are secured to conduct the assessment as proposed and coordinated by the St. Clair County Metropolitan Planning Commission.

DATED: April 6, 2005

Reviewed and Approved As To Form By:



GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron, MI 48060

RESOLUTION 05-09

**AUTHORIZING INVESTMENT OF COUNTY FUNDS AND AMENDING
RESOLUTION 98-11 ST. CLAIR COUNTY INVESTMENT POLICY**

WHEREAS, Public Act 20 of 1943, as amended, requires that the Board of Commissioners, in conjunction with the County Treasurer, adopt an Investment Policy which complies with the provisions of PA 20; and

WHEREAS, the County Treasurer has submitted an amended Investment Policy for St. Clair County which conforms to the requirements of Public Act 20 of 1943, as amended; and

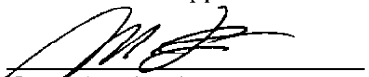
WHEREAS, this Board of Commissioners wishes to authorize the County Treasurer to invest County funds in accordance with the requirements of Public Act 20 of 1943, as amended, and the Investment Policy, as amended, attached hereto.

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

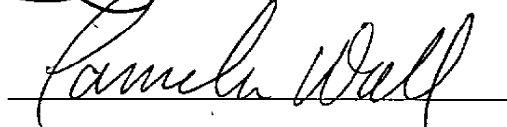
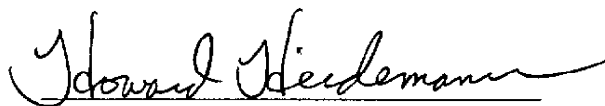
1. The County Treasurer is authorized to invest funds of the County of St. Clair as authorized by PA 20 of 1943, as amended, and as authorized by the Investment Policy, as amended, attached hereto.
2. The attached Investment Policy, as amended, is approved and shall take effect on April 20, 2005
3. This policy shall remain in effect until amended or replaced.

Dated: April 20, 2005

Reviewed and approved as to form by:



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



Category: 200 – FINANCIAL
Number: 251
Subject: INVESTMENT POLICY

I. INTENT AND PURPOSE

The intent and purposes of this Policy are:

- A. To formulate a written County Policy for making investment decisions; and
- B. To define the approved types of investments and maturities the County Board of Commissioners authorizes the Treasurer to invest in; and
- C. To communicate with brokers, dealers, bond rating agencies, investors, general public and others, the County Policy with respect to investments.

II. SCOPE

This investment policy applies to all financial assets of the County. These assets are accounted for in various funds of the County, and include the general fund, special revenue funds, capital project funds, enterprise funds, internal service funds, trust and agency funds, and any new fund established by the County, unless specifically exempted by the Board of Commissioners. Also exempt from this policy is the Retirement Fund.

III. OBJECTIVES

Funds of the County of St. Clair will be invested in accordance with Michigan Public Act 20 of the Public Acts of 1943, as amended, and in accordance with the following objectives, in order of priority:

- A. *SAFETY* – Safety of principal is the foremost objective of the investment program. Investments shall be undertaken in a manner that seeks to insure the preservation of capital in the overall portfolio, after consideration of credit worthiness of the specific security.
- B. *DIVERSIFICATION & MATURITIES* – The investments shall be diversified by maturity dates, individual financial institutions, and/or security type so that potential losses on individual securities do not exceed the income generated from the remainder of the portfolio.
- C. *LIQUIDITY* – Investment maturities should be matched to the cash needs of the County, allowing for sufficiently liquid assets to meet cash operating requirements, which might be reasonably anticipated.
- D. *RETURN ON INVESTMENT* - Investments should yield a rate of return commensurate with a recognized level of risk for like investments. The County's

investment portfolio shall be designed with the specific objective of attaining a market rate of return through the various economic cycles, taking into account the County's investment risk, legal constraints on investments, County policy constraints on investments, and cash flow requirements. Investment instruments shall be selected on a competitive basis, while taking into account the other objectives listed above.

IV. STANDARDS OF CARE

- A. *AUTHORITY TO INVEST* – Authority to manage the investment program is derived from MCL 48.40. Management responsibility for the overall investment program is hereby delegated to the County Treasurer, or in his/her absence, the Deputy County Treasurer. The County Treasurer shall establish procedures and internal controls for the operation of the investment program, consistent with the investment policy. No person may engage in investment transactions, except as provided under the terms of this policy and under the procedures established by the County Treasurer. The County Treasurer shall establish a system of controls to regulate the activities of subordinate officials.
- B. *PRUDENCE* – Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived. In accordance with Michigan statute, investment officers acting in conformity with this policy and departmental procedures, and exercising due diligence, shall be relieved of personal responsibility for an individual security's credit risk or market price changes.
- C. *CONFLICTS OF INTEREST AND ETHICS* – Officers and employees involved in the investment process shall refrain from personal business activity that could conflict with the proper execution and management of the investment program, or that could impair their ability to make impartial investment decisions. Any officer or employee with investments or loans in excess of \$500,000 in or with an entity that the County has declared as a depository or regularly conducts investment business with shall be declared in writing to the County Administrator/Controller.

V. INVESTMENT PORTFOLIO

- A. *AUTHORIZED INVESTMENTS* – In accordance with Public Act 20 of the Public Acts of 1943, as amended, the surplus funds of the County of St. Clair may be invested as follows:
 - 1. Bonds, securities, and other obligations of the United States or an agency or instrumentality of the United States.
 - 2. Certificates of deposit, savings accounts, deposit accounts, or depository receipts of a financial institution, but only if the financial

institution is eligible to be a depository of funds belonging to the state under a law or rule of this state or the United States.

3. Commercial paper rated at the time of purchase within the two highest classifications established by not less than two standard rating services and that matures not more than 270 days after the date of purchase. Not more than 50% of County funds shall be invested in commercial paper.
4. Repurchase agreements consisting of instruments listed in (1.) above.
5. Bankers' acceptances of United States banks, with a maturity date not to exceed 270 days. Not more than 50% of County funds shall be invested in banker's acceptances.
6. Obligations of this state or any of its political subdivisions that, at the time of purchase, are rated as investment grade by not less than one standard rating service.
7. Mutual funds registered under the Investment Company Act of 1940, title I of chapter 686, 54Stat. 789, 15 U.S.C. 80a-1 to 80a-3 and 80a-4 to 80a-64, with authority to purchase only investment vehicles that are legal for direct investment by a public corporation. This authorization is limited to securities whose intention is to maintain a net asset value of \$1.00 per share.
8. Obligations described in (1.) through (7.) above if purchased through an interlocal agreement under the Urban Cooperation Act of 1967, 1967 (Ex Sess) PA7, MCL 124.501 to 124.512.
9. Investment pools organized under the Surplus Funds Investment Pool Act, 1982 PA 367, MCL 129.111 to 129.118.
10. Investment pools organized under the Local Government Investment Pool Act, 1985 PA 121, MCL 129.141 to 129.150.

VI. SAFEKEEPING AND CUSTODY

- A. *ELIGIBLE INSTITUTIONS* – The County Treasurer shall maintain a listing of the Depositories, Custodians, Securities Dealers, and Financial Institutions from which he/she may acquire Authorized Investments. This list shall be revised by the Treasurer as he/she deems necessary. In order to be approved, depositories, custodians, dealers, and institutions must have a branch office located in this state and shall provide, at minimum, quarterly and annual financial statements. Securities Dealers must also provide proof of membership in the National Association of Securities Dealers and the Securities Investor Protection Corporation. An annual evaluation of each company's credit worthiness shall be conducted to determine whether it should be on the Eligible Institution Listing. In accordance with PA 20 of 1943, as amended, depositories, custodians, dealers, and institutions must receive a copy of this approved policy and return an executed certification prior to being listed as an Eligible Institution.
- B. *SAFEKEEPING* – All security transactions entered into by St. Clair County shall be on a cash (or delivery vs. payment) basis. Securities may be held by a

third party custodian designated by the Treasurer and evidenced by safekeeping receipts, as determined by the Treasurer Non-negotiable, non-collateralized Certificates of Deposit shall be evidenced by a safekeeping receipt from the issuing institution.

VII. ACCOUNTING AND REPORTING

- A. *REPORTING FREQUENCY AND FORMAT* – The County Treasurer shall prepare and provide to the Board of Commissioners, at a minimum, a quarterly summary report on the investment portfolio as of the end of the previous calendar month.
- B. *ACCOUNTING FOR INVESTMENTS* – Investment accounting shall be recorded by the County Treasurer, or his/her designee, through the cash receipts and general ledger modules of the County's computerized accounting system. Investment statements shall be balanced monthly to the general ledger by the County Treasurer, or his/her designee.

VIII. OTHER COMPONENTS

- A. *POLICY CHANGES* – This policy shall be reviewed and updated by the County Treasurer as he/she deems necessary.
- B. *REVIEW AND ADOPTION* – This policy and any subsequent changes made thereto shall be reviewed and adopted by the County Board of Commissioners.

Adopted: April 20, 2005

ACKNOWLEDGEMENT OF RECEIPT OF INVESTMENT POLICY AND AGREEMENT TO COMPLY

I hereby certify that I have read and fully understand Act 20 PA 1943, as amended, and the Investment Policy of the County of St. Clair.

Any investment advice or recommendation given by an authorized representative of our institution shall comply with the requirements of Act 20 PA 1943, as amended, and the Investment Policy of the County of St. Clair. Any investment not conforming to the statute or the Investment Policy shall be disclosed promptly to the St. Clair County Treasurer.

We also pledge to exercise due diligence in informing the St. Clair County Treasurer of all foreseeable risks associated with financial transactions conducted with our firm.

Institution

Address

Authorized Official and Title

Signature

Date

**ST. CLAIR COUNTY BOARD OF COMMISSIONERS'
RESOLUTION 05-08**

**SUPPORTING AMENDMENT TO 1987 PA 96 "The Mobile Home Commission Act" -
MICHIGAN HOUSE BILL 4281**

WHEREAS, House Bill 4281 was introduced in the Michigan House of Representatives on February 15, 2005; and

WHEREAS, the Michigan House referred to the Committee on Local Government and Urban Policy a bill to amend 1987 PA 96, entitled "The mobile home commission act," by amending section 12 (MCL 125.2312); and

WHEREAS, The People of the State of Michigan Enact: Sec. 12. (1) When all preliminary approvals are made, the developer shall submit the legal documents and the final plans draft to the department; and

WHEREAS, (2) Beginning January 1, 2006, the final plans draft submittal shall include plans for a single structure or multiple structures designed to provide mobile home park residents with safe shelter in times of severe weather including tornadoes and high winds. The size of the structure or structures shall be at least 7 square feet for each mobile home space in the park; and


WHEREAS, The plans shall also be submitted to the appropriate municipality for approval. The municipality may approve the structure or structures if they are not otherwise in conflict with local laws and ordinances and if they meet or exceed specifications approved by a licensed professional engineer; and

WHEREAS, (3) Subsection (2) applies to any existing mobile home park that increases the number of mobile home spaces in its park after January 1, 2005. An existing mobile home park owner or developer that increases the number of mobile home spaces in its park after January 1, 2005 shall submit plans for a structure or structures described in subsection (2) to the appropriate municipality and the department. The municipality may approve the plans if the plans confirm to the requirements in subsection (2). If the plans are not approved by the municipality and the department, the existing mobile home park owner or developer shall not proceed with a capacity expansion.

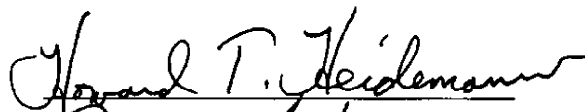
NOW, THEREFORE, BE IT RESOLVED, that the St. Clair County Board of Commissioners support House Bill Number 4281 which amends the 1987 PA 96 "The Mobile Home Commission Act".

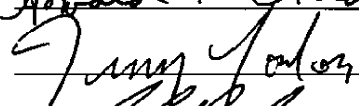
DATED: March 16, 2005

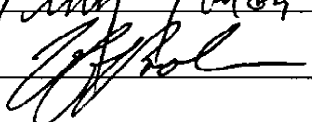
Reviewed and Approved As To Form By:



GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron, MI 48060







RESOLUTION 05-07

**ST. CLAIR COUNTY BOARD OF COMMISSIONERS'
RESOLUTION TO SUBMIT LAND ACQUISITION GRANT APPLICATION FOR
UP TO 400-ACRES OF PROPERTY LOCATED IN COLUMBUS TOWNSHIP
FOR FUTURE DEVELOPMENT AS A COUNTY PARK
& COMMITMENT OF COUNTY MILLAGE FUNDS**

WHEREAS, the Wortman Family, owners of the Bauman Road Farms, Inc. property located in Sections 19 & 20, in Columbus Township, are willing to sell their property to St. Clair County for development as a County park; and

WHEREAS, the proposed project is consistent with the St. Clair County Master Recreation Plan which proposes to "Purchase a property or properties in the south central portion of the County for the eventual development of a large regional park..." and to "Pursue the acquisition of new properties that are culturally and/or naturally significant in conjunction with the Southeast Michigan Greenways Plan; and

WHEREAS, the proposed acquisition will contribute significantly to meeting the County Master Recreation Plan goals; and

WHEREAS, the St. Clair County Parks and Recreation Commission wishes to submit an application to the Michigan Department of Natural Resources for funds to assist with the acquisition; and


WHEREAS, the St. Clair County Parks and Recreation Commission held a public hearing on March 10, 2005 and adopted Resolution 2005-02 approving this project.

NOW THEREFORE BE IT RESOLVED, that the St. Clair County Board of Commissioners does hereby commit to provide the 26% required local matching funds from the County Parks and Recreation millage in amount the amount of \$780,000.00; and

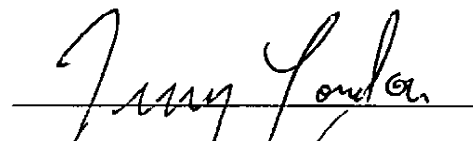
BE IT FURTHER RESOLVED, that the St. Clair County Board of Commissioners authorizes the submission of an acquisition grant application to the Michigan Department of Natural Resources to purchase up to 400-acres of land in Columbus Township from Bauman Road Farms, Inc.

Date: March 16, 2005

Reviewed and Approved by:



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



RESOLUTION 05-06

**STATE LEGISLATURE RESTORE HIV/AIDS
CATEGORICAL FUNDING**

WHEREAS, The St. Clair County Health Department has been receiving state funds in the approximate annual amount of \$29,000 to conduct testing and counseling for sexually transmitted diseases (STD), and

WHEREAS, A portion of these funds have been utilized for "court ordered" testing that is mandated by the state of Michigan, and

WHEREAS, The Health Department has been able to conduct these tests and provide for counseling at very nominal rates using the state reimbursed funds and fees charged to individuals, and

WHEREAS, The State of Michigan has eliminated funding to the St. Clair County Health Department for HIV testing and counseling effective January 1, 2005, and

WHEREAS, The \$7,500 annual cost for the mandated court ordered testing will need to be paid, in most instances, by local taxpayers as individuals ordered by the courts for testing and counseling are usually indigent.

THEREFORE, BE IT RESOLVED, the St. Clair County Board of Commissioners strongly recommends that the state legislature restore HIV/AIDS categorical funding to St. Clair County consistent with other areas of the state which are continuing to receive funding in fiscal year 2005, and

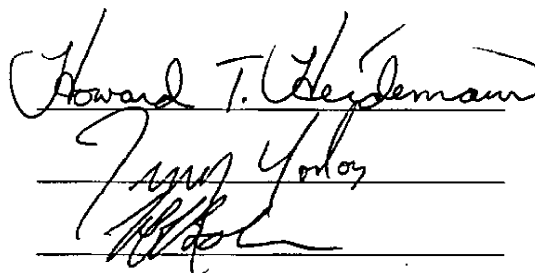
BE IT FURTHER RESOLVED, that the County Clerk shall forward copies of this resolution to Governor Jennifer Granholm, Representative Daniel Acciavatti, Representative Philip Pavlov, Representative John Espinoza, Senator Jud Gilbert, the Michigan Association of Counties and all other eighty-two counties in Michigan.

DATED: March 16, 2005

Reviewed and Approved As To Form By:



GARY A. FLETCHER
County Corporation Counsel
522 Michigan
Port Huron, MI 48060



RESOLUTION 05-05

**Regarding Continuation of Service Agreement between
Central Dispatch Authority & Sheriff Department**

Whereas, the St. Clair County Central Dispatch Authority (the "Authority") became effective on January 1, 2005; and

Whereas, the Authority is to assume responsibility for the dispatch responsibilities now performed by the St. Clair County Sheriffs Department; and

Whereas, the Authority is not yet prepared to perform the dispatch responsibilities currently performed by the St. Clair County Sheriffs Department; and


Whereas, the St. Clair County Sheriff is prepared to continue to fulfill such functions.

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE ST. CLAIR
COUNTY BOARD OF COMMISSIONS AS FOLLOWS:**

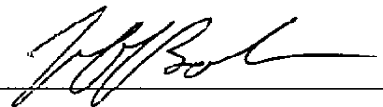
1. The St. Clair County Sheriffs Department shall continue to perform the dispatch functions it currently performs under a contract with the Authority subject to approval of the contract by the St. Clair County Sheriff, the St. Clair County Board of Commissioners and the Authority.
2. St. Clair County shall continue its current funding to the St. Clair County Sheriffs Department to continue to provide such dispatch services.

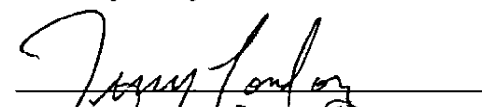
Dated: January 19, 2005


Reviewed and Approved by:



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







**RESOLUTION 05-04
ADOPTING COLLECTIVE BARGAINING AGREEMENT
BETWEEN
THE COUNTY OF ST. CLAIR COUNTY
BOARD OF COUNTY COMMISSIONERS
AND
PROFESSIONAL NURSES SUPERVISORS ASSOCIATION
MICHIGAN NURSES ASSOCIATION – UNIT II**

WHEREAS, the Bargaining Professional Nurses Supervisors Association – Michigan Nurses Association – Unit II is recognized by the Michigan Employment Relations Commission and the County of St. Clair as the exclusive representative of certain employees of the Public Health Department and,

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

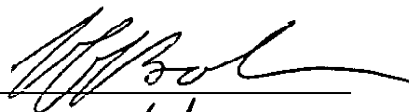
NOW THEREFORE, BE IT RESOLVED, that the Collective Bargaining Agreement (Attached Exhibit “A”), for the period January 1, 2005 through December 31, 2007 is hereby approved and adopted.

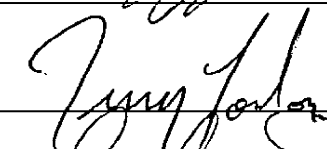
Dated: January 19, 2005

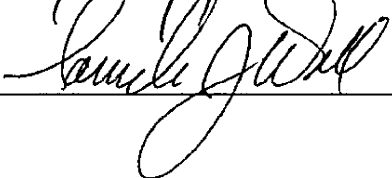
Reviewed and Approved by:



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







**RESOLUTION 05-03
ADOPTING COLLECTIVE BARGAINING AGREEMENT
BETWEEN
31ST JUDICIAL CIRCUIT COURT FAMILY DIVISION
THE COUNTY OF ST. CLAIR COUNTY
BOARD OF COUNTY COMMISSIONERS
AND
ST. CLAIR COUNTY JUVENILE COUNSELORS ASSOCIATION**


WHEREAS, the St. Clair County Juvenile Counselors Association is recognized by the Michigan Employment Relations Commission, and the County of St. Clair as the exclusive representative of certain employees of the 31st Judicial Circuit Court Family Division and,

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

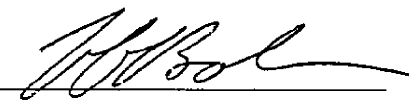
NOW THEREFORE, BE IT RESOLVED, that the Collective Bargaining Agreement (Attached Exhibit "A"), for the period January 1, 2005 through December 31, 2006 is hereby approved and adopted.

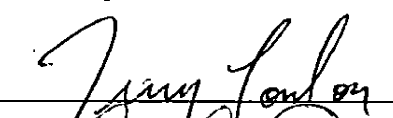
Dated: January 19, 2005

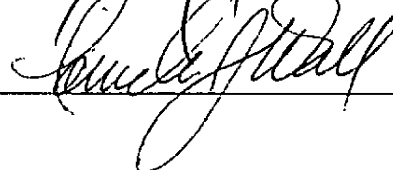
Reviewed and Approved by:



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







**RESOLUTION 05-02
ADOPTING COLLECTIVE BARGAINING AGREEMENT
BETWEEN
31ST JUDICIAL CIRCUIT COURT FAMILY DIVISION
THE COUNTY OF ST. CLAIR COUNTY
BOARD OF COUNTY COMMISSIONERS
AND
JUVENILE DETENTION CENTER EMPLOYEES – TEAMSTERS #214**


WHEREAS, the Juvenile Detention Center Employees Teamsters - #214 is recognized by the Michigan Employment Relations Commission, 31st Judicial Circuit Court Family Division and the County of St. Clair as the exclusive representative of certain employees of the Juvenile Detention Center and,

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

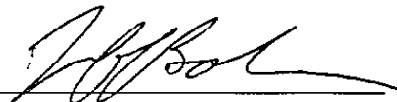
NOW THEREFORE, BE IT RESOLVED, that the Collective Bargaining Agreement (Attached Exhibit "A"), for the period January 1, 2005 through December 31, 2006 is hereby approved and adopted.

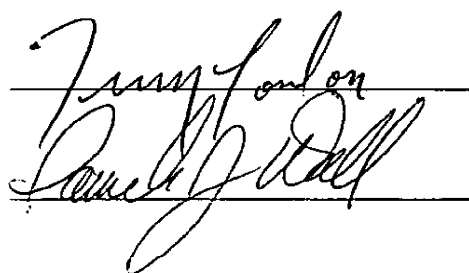
Date: January 19, 2005

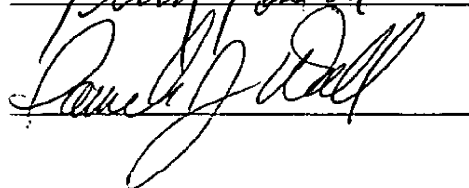
Reviewed and Approved by:



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







RESOLUTION 05-01

**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

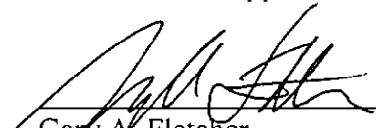
WHEREAS, it is the opinion of the St. Clair County Board of Commissioners, that in such cases the "Per Diem" to be paid to members of various appointed Boards and Commissioners should be \$30.00 per day, in addition to such mileage allowance for travel, as the Board from time to time may determine.

NOW THEREFORE, BE IT RESOLVED:

- 1) That for the year 2005, 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: January 5, 2005

Reviewed and Approved As To Form By:



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

