

## RESOLUTIONS 2008

- 08-01 Establishing Salaries of Specific County Elected and Non-Elected Officers for 2008.**
- 08-02 County of St. Clair Full Faith and Credit Resolution**
- 08-03 In consideration of the name Woodsong as an option for a Park name**
- 08-04 To adopt monthly 9-1-1 surcharge within St. Clair County**
- 08-05 Allocation of 9-1-1 surcharge revenues from Communication Access Devices**
- 08-06 Ratifying Collective Bargaining Agreement between 72<sup>nd</sup> District Court and BOC and District Court Employees – AFSCME Local 1518 (Approved 4/16/08)**
- 08-07 Ratifying Collective Bargaining Agreement between 31<sup>st</sup> Circuit Court and BOC and Bailiffs and Court Security Officers – AFSCME Local 1518 (Approved 4/16/08)**
- 08-08 St. Clair County Water Supply System No XII – Cottrellville Township Contract.**
- 08-09 Placing Proposed Millage Renewal for Drug Task Force on Ballot.**
- 08-10 Revising Resolution 03-40 St. Clair County Soil erosion and sedimentation Control Ordinance.**
- 08-11 Michigan Agriculture Environmental assurance Program Verification.**
- 08-12 Resolution Establishing Water Supply System for Part of St. Clair County Water supply System No. XII (Cottrellville Township).**
- 08-13 Imposing 2008 Summer Property Tax Levy Pursuant to Public Act 357 of 2004 and Notice of Certification of County Allocated Tax Levy.**
- 08-14 Relative to Sale by Sheriff of Unclaimed Stolen Property.**
- 08-15 Vacant**
- 08-16 Support Bay County to Obtain the Ship USS Edson from the Federal Government**
- 08-17 Support for Michigan House Bill 5892 Amending the Emergency Telephone Services Enabling Act**
- 08-18 In Opposition to Underground Depository Constructions in the Great Lakes**

- 08-19 Ordinance to Amend Sections 13.5 & 13.6 of Article XIII, St. Clair County Employees' Retirement System**
- 08-20 Area Agency on Aging 1-B**
- 08-21 Storm Water Mgmt Procedures for SCC New Development and Redevelopment Projects**
- 08-22 St. Clair County International Airport – Approach clearing, Airport Crack Sealing and Paint marking**
- 08-23 Execution of the sponsor contract by the SCC Board of Commissioners and the Department of Transportation for the purpose of obtaining federal aid for the SCC Airport.**
- 08-24 SCC International Airport – update of airport layout plan.**
- 08-25 Approving Cooperative reimbursement IV-D Program Agreement for the SCC Prosecuting Attorney for the Year 2009.**
- 08-26 Vacant Never sent to Board for Final Approval**
- 08-27 Opposition to Michigan House Bill 6070**
- 08-28 Apportioning Taxes for 2008**
- 08-29 Appropriation of Senior Millage Funds for Calendar Year 2009**
- 08-30 Relative to the County-at Large Drain Assessment**
- 08-31 Waiving Investment Interest Earned on Taxes Collected by Local Units**
- 08-32 Establishing Fringe Benefits**
- 08-33 Annual Reversion of Available Fund Balance**
- 08-34 Elected Officials Wages for 2009**
- 08-35 Establishing Wages for CANUE**
- 08-36 Road Commission Compensation**
- 08-37 Establishing Per Diems for Boards and Commissions**
- 08-38 Establishing Board of Commissioners Compensation**
- 08-39 Establishing Compensation for Department of Human Services Board**
- 08-40 St. Clair County 2009 General Appropriations**
- 08-41 Approval of Land Acquisition Project Agreement with DNR**
- 08-42 Collective Bargaining Agreement Between the County of St. Clair Board of County Commissioners and the Michigan Nurses Association – Unit I**
- 08-43 Collective Bargaining Agreement Between the County of St. Clair Board of County Commissioners and the Michigan Nurses Association – Unit II**

- 08-44 Collective Bargaining Agreement Between the County of St. Clair Board of County Commissioners and the Human Resource Clerks and Specialists**
- 08-45 Collective Bargaining Agreement Between the County of St. Clair Board of County Commissioners and the 31<sup>st</sup> Circuit Court Family Division Supervisors Association**
- 08-46 Adopting a Tentative Amended 911 Service Plan and Scheduling a Public Hearing on Adoption of a Final 911 Service Plan**
- 08-47 Establishing the Fee Structure for OWI Reimbursement Ordinance**
- 08-48 Adopting 2009 Special Revenue Fund budgets and Amending the 2008 General and Special Funds Budgets**

**RESOLUTION 08-48**

**ADOPTING 2009 SPECIAL REVENUE FUNDS BUDGETS AND  
AMENDING THE 2008 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 2009 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 2008 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 2009 Special Revenue Funds Budgets be adopted and the 2008 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 17, 2008**

Reviewed and Approved as to form by:

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

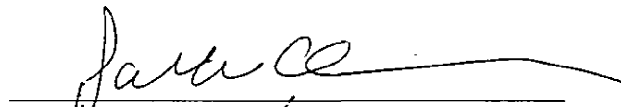
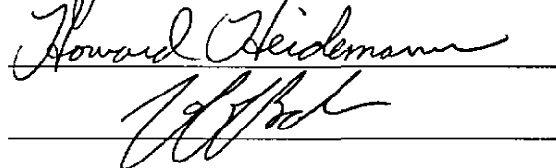
  
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EXHIBIT "A"

ST. CLAIR COUNTY  
SPECIAL REVENUE FUNDS  
2009 Budgets

REVENUES	PARKS AND RECREATION	FRIEND OF COURT ACT 294	HEALTH DEPARTMENT	PLANNING	PUBLIC IMPROVEMENT	LIBRARY
Taxes	3,129,000	-	-	-	-	4,604,178
License & Permits	-	-	-	-	-	-
Intergovernmental - Federal	-	204,815	-	-	-	-
- State	-	51,549	3,058,295	159,847	-	147,000
- Other	-	-	-	-	-	8,000
Charges for Services	56,000	1,000	1,797,089	3,500	-	52,000
Fines & Forfeits	-	-	-	-	-	770,000
Interest & Rents	124,200	25,000	-	-	-	161,400
Other Revenues	3,000	-	-	13,600	-	34,650
<b>TOTAL REVENUES</b>	<b>3,312,200</b>	<b>282,364</b>	<b>4,855,384</b>	<b>176,947</b>	<b>-</b>	<b>5,777,228</b>
<b>EXPENDITURES</b>						
Judicial	-	239,795	-	-	-	-
General Government	-	-	-	739,193	-	-
Public Safety	-	-	-	-	-	-
Public Works	-	-	-	-	-	-
Health & Welfare	-	-	8,098,850	-	-	-
Recreation & Culture	2,065,200	-	-	-	-	4,103,463
Capital Outlay	3,636,000	-	-	4,500	2,180,030	1,037,308
<b>TOTAL EXPENDITURES</b>	<b>5,701,200</b>	<b>239,795</b>	<b>8,098,850</b>	<b>743,693</b>	<b>2,180,030</b>	<b>5,140,771</b>
<b>OTHER FINANCING SOURCES(USES)</b>						
Operating Transfers in -	-	-	-	-	-	-
County Appropriation	-	-	2,893,466	498,235	500,000	-
Other	-	-	-	-	-	-
Operating Transfers Out	(160,800)	-	-	-	-	(745,120)
	(160,800)	-	2,893,466	498,235	500,000	(745,120)
Excess of Budgeted Revenues and Other Sources over (under) Budgeted Expenditures and Other Uses	(2,549,800)	42,569	(350,000)	(68,511)	(1,680,030)	(108,663)
Estimated Fund Balance at Start of Year	3,996,827	293,086	891,317	238,932	2,260,445	1,821,653
Estimated Fund Balance at End of Year	1,447,027	335,655	541,317	170,421	580,415	1,712,990

EXHIBIT "A"

ST. CLAIR COUNTY  
SPECIAL REVENUE FUNDS  
2009 Budgets

REVENUES

	CDGB HOUSING	HUD HOUSING	DRUG TASK FORCE MILLAGE	DRUG LAW ENFORCEMENT (FORFEITURES)	SENIOR CITIZENS MILLAGE	DEPARTMENT OF HUMAN SERVICES
Taxes	-	-	1,796,379	-	3,197,252	-
License & Permits	-	-	-	-	-	-
Intergovernmental - Federal	-	-	-	-	-	-
- State	147,400	-	20,000	-	-	590,000
- Other	-	-	-	-	-	-
Charges for Services	-	-	-	-	-	-
Fines & Forfeits	-	-	-	100,000	-	-
Interest & Rents	-	-	500	-	80,000	-
Other Revenues	-	-	1,000	-	-	3,500
<b>TOTAL REVENUES</b>	<b>147,400</b>	<b>-</b>	<b>1,817,879</b>	<b>100,000</b>	<b>3,277,252</b>	<b>593,500</b>

EXPENDITURES

Judicial	-	-	-	-	-	-
General Government	-	-	-	-	-	-
Public Safety	-	-	1,575,141	25,000	-	-
Public Works	-	-	-	-	-	-
Health & Welfare	157,400	-	-	-	3,643,118	1,203,250
Recreation & Culture	-	-	-	-	-	-
Capital Outlay	-	-	15,000	100,000	-	-
<b>TOTAL EXPENDITURES</b>	<b>157,400</b>	<b>-</b>	<b>1,590,141</b>	<b>125,000</b>	<b>3,643,118</b>	<b>1,203,250</b>

OTHER FINANCING SOURCES(USES)

Operating Transfers in -	-	-	-	-	-	-
County Appropriation	10,000	-	-	-	-	684,750
Other	-	-	-	-	-	-
Operating Transfers Out	-	-	(237,428)	-	-	(75,000)
	<b>10,000</b>	<b>-</b>	<b>(237,428)</b>	<b>-</b>	<b>-</b>	<b>609,750</b>

Excess of Budgeted Revenues and Other Sources over (under) Budgeted Expenditures and Other Uses

	-	-	(9,690)	(25,000)	(365,866)	-
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Estimated Fund Balance at Start of Year

	177,420	95,311	118,780	263,276	807,558	123,308
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Estimated Fund Balance at End of Year

	177,420	95,311	109,090	238,276	441,692	123,308
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ST. CLAIR COUNTY  
SPECIAL REVENUE FUNDS  
2009 Budgets

EXHIBIT "A"

REVENUES

	CHILD CARE	VETERAN'S TRUST	E - 911	DEEDS AUTOMATION	REVENUE SHARING RESERVE	LOCAL CORRECTIONS TRAINING	FAMILY COUNSELING
Taxes	-	-	-	-	-	-	-
License & Permits	-	-	-	-	-	-	-
Intergovernmental - Federal	-	-	-	-	-	-	-
- State	1,566,660	30,000	-	-	-	-	-
- Other	-	-	-	-	-	-	-
Charges for Services	110,000	-	677,652	130,000	-	40,000	20,000
Fines & Forfeits	-	-	-	-	-	-	-
Interest & Rents	-	-	-	5,400	600,000	-	-
Other Revenues	1,000	-	-	-	-	-	-
<b>TOTAL REVENUES</b>	<b>1,677,660</b>	<b>30,000</b>	<b>677,652</b>	<b>135,400</b>	<b>600,000</b>	<b>40,000</b>	<b>20,000</b>

EXPENDITURES

Judicial	5,427,797	-	-	-	-	-	20,000
General Government	-	-	-	91,276	-	-	-
Public Safety	-	-	-	-	-	40,000	-
Public Works	-	-	-	-	-	-	-
Health & Welfare	-	30,000	-	-	-	-	-
Recreation & Culture	-	-	-	-	-	-	-
Capital Outlay	-	-	-	-	-	-	-
<b>TOTAL EXPENDITURES</b>	<b>5,427,797</b>	<b>30,000</b>	<b>-</b>	<b>91,276</b>	<b>-</b>	<b>40,000</b>	<b>20,000</b>

OTHER FINANCING SOURCES(USES)

Operating Transfers in -							
County Appropriation	4,611,457	-	-	-	-	-	-
Other	-	-	-	-	-	-	-
Operating Transfers Out	(1,961,320)	-	(677,652)	-	(3,498,485)	-	-
	2,650,137	-	(677,652)	-	(3,498,485)	-	-

Excess of Budgeted Revenues and Other

Sources over (under) Budgeted Expenditures and Other Uses	(1,100,000)	-	-	44,124	(2,898,485)	-	-
Estimated Fund Balance at Start of Year	1,872,946	9,679	-	206,819	16,676,991	20,816	192,987
Estimated Fund Balance at End of Year	772,946	9,679	-	250,943	13,778,506	20,816	192,987

EXHIBIT "A"

ST. CLAIR COUNTY  
SPECIAL REVENUE FUNDS  
2009 Budgets

	BROWNFIELD REDEVELOPMENT	TAX SHIFT FUND	TOTALS (MEMO ONLY)
<u>REVENUES</u>			
Taxes	-	-	12,726,809
License & Permits	-	-	-
Intergovernmental - Federal	-	-	204,815
- State	-	-	5,770,751
- Other	-	-	8,000
Charges for Services	-	-	2,887,241
Fines & Forfeits	-	-	870,000
Interest & Rents	-	-	996,500
Other Revenues	-	-	56,750
<b>TOTAL REVENUES</b>	-	-	<b>23,520,866</b>

<u>EXPENDITURES</u>			
Judicial	-	-	5,687,592
General Government	12,600	-	843,069
Public Safety	-	-	1,640,141
Public Works	-	-	-
Health & Welfare	-	-	13,132,618
Recreation & Culture	-	-	6,168,663
Capital Outlay	-	-	6,972,838
<b>TOTAL EXPENDITURES</b>	<b>12,600</b>	<b>-</b>	<b>34,444,921</b>

<u>OTHER FINANCING SOURCES(USES)</u>			
Operating Transfers in -			
County Appropriation	-	-	9,197,908
Other	-	-	-
Operating Transfers Out	-	(419,601)	(7,775,406)
	-	(419,601)	1,422,502

Excess of Budgeted Revenues and Other Sources over (under) Budgeted Expenditures and Other Uses	(12,600)	(419,601)	(9,501,553)
Estimated Fund Balance at Start of Year	27,800	1,500,000	31,595,951
Estimated Fund Balance at End of Year	15,200	1,080,399	22,094,398



ST. CLAIR COUNTY  
RECOMMENDED GENERAL FUND  
2008 BUDGET ADJUSTMENT #3

EXHIBIT "B"

2008 Amended Revenue Budget	58,795,554
Net Revenue Adjustment #3	811,070
2008 Amended Revenue Budget	<u>59,606,624</u>

2008 Amended Expenditure Budget	58,795,554
Net Expenditure Adjustment #3	518,044
2008 Amended Expenditure Budget	<u>59,313,598</u>

ST. CLAIR COUNTY  
2008 BUDGET ADJUSTMENTS DETAIL

EXHIBIT "B" 12/17/2008

GENERAL FUND

Adj. #	Acct. No.	Details	Revenues		Expenditures	
			Increase	Decrease	Increase	Decrease
3	101103	Other Legislative Activities: DTE Attorneys Appropriation to Child Care - 1/2 of Cost Allocation Appropriation to Airport - 1/2 cost of truck Appropriation to Public Improvement - Facility Projects			430,660 56,922 400,000	100,000
	101136	District Court - Court Costs and Fines		275,000		
	101138	Courthouse Security - Court Costs		10,000		
	101148	Probate Court - Wages transferred to Public Guardian				35,000
	101191	Elections - Refunds Elections - Election costs	55,000			30,000
	101215	Clerk - Refunds		40,000		
	101233	Purchasing - Rebates	4,500			
	101236	Register of Deeds - Mortgage filings		30,000		
	101253	Treasurer - Liquor Tax revenues Treasurer - EOC Rent Treasurer - Child Care Fund Cost Allocation Treasurer - Fund Balance Sweep - Health Department Treasurer - Tax Shift transfer reversal Treasurer - Cost Allocation - School Tax Fund Treasurer - Liquor Tax transfer in Treasurer - Interest reduction	386,037 14,283 861,319 253,489 4,028		474,848 355,000 600,000	

Adj. #	Acct. No.	Details	Revenues		Expenditures	
			Increase	Decrease	Increase	Decrease
3	101259	Information Technology - Telephone charges			200,000	
	101265	Buildings and Grounds - Wages, Fringes and Gas Utility			100,000	
	101275	Drain Commissioner - Professional and Legal Services			15,000	
	101289	Motor Pool - Fuel and Repairs		6,000		
	953001	Prosecutor's Drug Forfeiture - Bond Forfeitures and equipment	7,500		7,500	
	960004	Jail Building Maintenance - Maintenance services			50,000	
	101301	Sheriff - Wages and Fringes			113,000	
	101325	Communications - Local Unit Fees, Wages, Fringes and Maintenance services	24,000		181,120	
	101331	Marine Law Enforcement - Federal Grant, Wages and Fuel	105,000		40,000	
	101334	Dive Team - Wages and Fringes			5,000	
	101351	Jail - Federal revenues, Wages, Fringes and Electric/Water utilities	241,685		380,000	
	101426	Emergency Preparedness - Wages, Fringes and Supplies			94,546	
	101430	Hazardous Materials Handling - Fees and Wages, Fringes and Supplies	5,600		12,620	
	910018	COPS More Grant - Adjust to actual grant		35,567		35,567
	910022	Edward Byrbne Memorial Grant - Adjust to actual grant	18,044		18,044	
	910033	Communications Training Grant - Adjust to actual grant			9,000	
	910034	ICE - Federal revenues and program costs (no previous budget)	141,000		151,500	

Adj. #	Acct. No.	Details	Revenues		Expenditures	
			Increase	Decrease	Increase	Decrease
3	910047	04 Solutions Planning Grant - Adjust to actual grant	430,000		580,000	
	910064	2007 UAISI Grant - Adjust to actual grant	80,000		80,000	
	101445	Drains - Public Benefit - Adjust to actual costs			45,355	
	101661	Pbulic Guardian - Wages transferred from Probate Court			35,000	
	101682	Veteran's counselor - Wages and Fringes				17,880
	101890	Contingencies - to zero				42,204
			<u>2,631,485</u>	<u>1,820,415</u>	<u>1,894,981</u>	<u>1,376,937</u>

ST. CLAIR COUNTY  
2008 GENERAL FUND BUDGET

EXHIBIT "B"

12/17/2008

AMENDMENTS

REVENUES

DEPT. #	DEPARTMENT	2008 ADOPTED BUDGET	BOC AMENDMENT 5/21/2008	AMENDED BUDGET	BOC AMENDMENT 10/15/2008	AMENDED BUDGET	PROPOSED BOC AMENDMENT 12/17/2008	AMENDED BUDGET	BOC AMENDMENT	FINAL 2008 AMENDED BUDGET
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100 Legislative

Other Legislative Activities  
Employee of the Quarter/Year

-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-

130 Judicial

131 Circuit Court  
136 District Court  
138 Courthouse Security  
141 Friend of Court  
Incentive Payments  
FOC - GF/GP  
FOC - JASP  
145 Law Library  
148 Probate Court  
149 Family Division-Circuit Court

138,672	138,672	139,001	329	139,001		139,001		139,001		139,001
2,899,476	2,899,476	2,911,822	12,346	2,911,822	(275,000)	2,636,822		2,636,822		2,636,822
45,000	45,000	45,000		45,000	(10,000)	35,000		35,000		35,000
2,208,299	2,208,299	2,208,299		2,208,299		2,208,299		2,208,299		2,208,299
240,562	240,562	240,562		240,562		240,562		240,562		240,562
30,892	30,892	46,155	15,263	46,155		46,155		46,155		46,155
6,500	6,500	6,500		6,500		6,500		6,500		6,500
263,926	263,926	263,926		263,926		263,926		263,926		263,926
172,267	172,267	172,267		172,267		172,267		172,267		172,267
<u>6,005,594</u>	<u>6,005,594</u>	<u>6,033,532</u>		<u>6,033,532</u>		<u>5,748,532</u>		<u>5,748,532</u>		<u>5,748,532</u>

170 General Government

191 Elections  
215 Clerk  
225 Equalization  
226 Human Resources  
Professional Development  
229 Prosecuting Attorney

16,000	16,000	16,000		16,000	55,000	71,000		71,000		71,000
757,000	757,000	757,000		757,000	(40,000)	717,000		717,000		717,000
264,500	264,500	264,500		264,500		264,500		264,500		264,500
-	-	-		-		-		-		-
-	-	-		-		-		-		-
313,610	313,610	314,297	687	314,297		314,297		314,297		314,297

DEPT. #	DEPARTMENT	2008 ADOPTED BUDGET		BOC AMENDMENT 5/21/2008		AMENDED BUDGET		BOC AMENDMENT 10/15/2008		AMENDED BUDGET		PROPOSED BOC AMENDMENT 12/17/2008		AMENDED BUDGET		BOC AMENDMENT		FINAL 2008 AMENDED BUDGET		
		BUDGET	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT
<b>General Government - Continued</b>																				
	Drug Forfeitures	10,000				10,000				10,000					17,500					17,500
	Child Protective Investigations	18,000				18,000				18,000					18,000					18,000
231	Victims Rights	61,000			600	61,600				61,600					61,600					61,600
	Purchasing	-				-				-					4,500					4,500
236	Register of Deeds	843,600				843,600				843,600					813,600					813,600
253	County Treasurer	43,002,703		36,521		43,039,224				43,039,224					43,128,532					43,128,532
257	Cooperative Extension	500				500				500					500					500
	Co-op. Ext. - 21st Century Grant	45,000				45,000			(3,600)	41,400					41,400					41,400
	Co-op. Ext. - Great Start Grant	24,000				24,000			27,519	51,519					51,519					51,519
	Co-op. Ext. - CMH Grant	-				-			30,000	30,000					30,000					30,000
	Co-op. Ext. - Head Start Grant	5,100				5,100			(3,600)	1,500					1,500					1,500
	Co-op. Ext. - FNP/Milias Grant	-				-			-	-					-					-
	Co-op. Ext. - Gypsy Moth Program	-				-			-	-					-					-
	Co-op. Ext. - 4-H Programming	1,200				1,200				1,200					1,200					1,200
	Co-op. Ext. - Anchor Bay Foundation Grant	-				-			-	-					-					-
259	Information Technology	25,000				25,000				25,000					25,000					25,000
275	Drain Commissioner	264,289				264,289				264,289					264,289					264,289
289	Motor Pool	-				-				-					-					-
		<u>45,651,502</u>				<u>45,688,023</u>				<u>45,739,629</u>					<u>45,825,937</u>					<u>45,825,937</u>
<b>300 Public Safety</b>																				
301	Sheriff	1,519,287				1,519,287				1,471,985					1,471,985					1,471,985
	Secondary Road Patrol	200,367				200,367			(47,302)	200,367					200,367					200,367
	Safe Communities Grant	-				-			58,000	58,000					58,000					58,000
	Michigan Drive Safety Grant	80,000				80,000				80,000					80,000					80,000
	COPS More Grant	-				-			155,850	155,850					120,283					120,283
	Edward Byrne Memorial JAG Grant	-				-			765	765					18,809					18,809
	COPS Technology Grant	-				-			6,187	6,187					6,187					6,187
320	Criminal Justice Training Grant	15,000				15,000				15,000					15,000					15,000
325	Communications/Radio	751,654		250,881		1,002,535			1,309	1,003,844					1,027,844					1,027,844
	Communications Training Grant	10,000				10,000			2,000	12,000					12,000					12,000

DEPT.#	DEPARTMENT	2008 ADOPTED BUDGET			BOC AMENDMENT 5/21/2008			AMENDED BUDGET			BOC AMENDMENT 10/15/2008			AMENDED BUDGET			PROPOSED BOC AMENDMENT 12/17/2008			AMENDED BUDGET			BOC AMENDMENT			FINAL 2008 AMENDED BUDGET			
		BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT	BUDGET	AMENDMENT
<u>Public Safety - Continued</u>																													
331	Marine Law Enforcement	230,288	712	231,000	-	231,000	-	231,000	-	231,000	105,000	-	336,000	-	336,000	-	-	-	-	-	-	-	-	-	-	-	-	336,000	-
Dive Team																													
351	Corrections/Jail	2,239,817	-	2,239,817	-	2,288,415	-	2,288,415	48,598	2,288,415	241,685	-	2,530,100	-	2,530,100	-	-	-	-	-	-	-	-	-	-	-	-	2,530,100	-
Inmate Billing																													
		200,000	-	200,000	-	200,000	-	200,000	-	200,000	141,000	-	200,000	-	200,000	-	-	-	-	-	-	-	-	-	-	-	-	200,000	-
ICE																													
362	Other Corrections Activities	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Probation Resident Services																													
		430,400	-	430,400	-	386,200	-	386,200	(44,200)	386,200	80,000	-	386,200	-	386,200	-	-	-	-	-	-	-	-	-	-	-	-	386,200	-
Substance Abuse Treatment Grant																													
		40,904	-	40,904	-	99,878	-	99,878	58,974	99,878	-	-	99,878	-	99,878	-	-	-	-	-	-	-	-	-	-	-	-	99,878	-
Emergency Preparedness																													
426		30,000	-	30,000	-	36,402	-	36,402	6,402	36,402	-	-	36,402	-	36,402	-	-	-	-	-	-	-	-	-	-	-	-	36,402	-
07 UAIISJ Grant																													
		-	-	-	-	-	-	-	-	-	80,000	-	80,000	-	80,000	-	-	-	-	-	-	-	-	-	-	-	-	80,000	-
04 Cert.																													
04 Solution Planning																													
		150,000	-	150,000	-	150,000	-	150,000	-	150,000	430,000	-	580,000	-	580,000	-	-	-	-	-	-	-	-	-	-	-	-	580,000	-
Annual Breakfast																													
		10,000	-	10,000	-	10,000	-	10,000	-	10,000	-	-	10,000	-	10,000	-	-	-	-	-	-	-	-	-	-	-	-	10,000	-
Homeland Security																													
Hazardous Materials Handling																													
428		3,000	-	3,000	-	3,000	-	3,000	-	3,000	5,600	-	8,600	-	8,600	-	-	-	-	-	-	-	-	-	-	-	-	8,600	-
Cert Dap Grant																													
04 Hazardous Mitigation																													
Animal Shelter																													
430		443,500	15,000	458,500	-	458,500	-	458,500	-	458,500	-	-	458,500	-	458,500	-	-	-	-	-	-	-	-	-	-	-	-	458,500	-
Spay/Neutering Program																													
Animal Cruelty/Custody Program																													
		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
		<u>6,354,217</u>		<u>6,620,810</u>		<u>6,867,393</u>		<u>6,867,393</u>		<u>6,867,393</u>			<u>7,877,155</u>		<u>7,877,155</u>													<u>7,877,155</u>	
<u>600 Health and Welfare</u>																													
648	Medical Examiner	10,000	-	10,000	-	10,000	-	10,000	-	10,000	-	-	10,000	-	10,000	-	-	-	-	-	-	-	-	-	-	-	-	10,000	-
Lapeer Veteran's Contract																													
		45,000	-	45,000	-	45,000	-	45,000	-	45,000	-	-	45,000	-	45,000	-	-	-	-	-	-	-	-	-	-	-	-	45,000	-
Public Guardian																													
661		100,000	-	100,000	-	100,000	-	100,000	-	100,000	-	-	100,000	-	100,000	-	-	-	-	-	-	-	-	-	-	-	-	100,000	-
		<u>155,000</u>		<u>155,000</u>		<u>155,000</u>		<u>155,000</u>		<u>155,000</u>			<u>155,000</u>		<u>155,000</u>													<u>155,000</u>	
	<b>Total Revenues</b>	<u>58,166,313</u>		<u>58,469,427</u>		<u>58,795,554</u>		<u>58,795,554</u>		<u>58,795,554</u>			<u>59,606,624</u>		<u>59,606,624</u>													<u>59,606,624</u>	

ST. CLAIR COUNTY  
2008 GENERAL FUND BUDGET

EXHIBIT "B"

12/17/2008

AMENDMENTS

EXPENDITURES

DEPT.#	DEPARTMENT	2008 ADOPTED BUDGET	BOC AMENDMENT 5/21/2008	AMENDED BUDGET	BOC AMENDMENT 10/15/2008	AMENDED BUDGET	PROPOSED BOC AMENDMENT 12/17/2008	AMENDED BUDGET	BOC ADJUSTMENT	FINAL 2008 AMENDED BUDGET
<u>100 Legislative</u>										
101	Board of Commissioners	225,871	-	225,871	-	225,871	-	225,871	-	225,871
103	Other Legislative Activities	1,410,395	-	1,410,395	-	1,410,395	(100,000)	1,310,395	-	1,310,395
	Employee of the Quarter/Year	-	-	-	-	-	-	-	-	-
<u>Appropriations to other Funds:</u>										
	Road Commission	-	-	-	-	-	-	-	-	-
	Health Department	2,748,275	-	2,748,275	-	2,748,275	-	2,748,275	-	2,748,275
	Child Care - Probate	4,140,423	-	4,140,423	-	4,140,423	430,660	4,571,083	-	4,571,083
	Child Care - Welfare	440,000	-	440,000	-	440,000	-	440,000	-	440,000
	Family Independence Agency	244,750	-	244,750	-	244,750	-	244,750	-	244,750
	Airport	159,099	-	159,099	-	159,099	56,922	216,021	-	216,021
	Retirement Fund	16,895	-	16,895	-	16,895	-	16,895	-	16,895
	Public Improvement	393,330	-	393,330	-	393,330	400,000	793,330	-	793,330
	Planning	416,766	-	416,766	-	416,766	-	416,766	-	416,766
	Brownfield Redevelopment	12,600	-	12,600	-	12,600	-	12,600	-	12,600
	Community Development Block Grant	10,000	-	10,000	-	10,000	-	10,000	-	10,000
	Administrative Building Debt Fund	832,383	-	832,383	-	832,383	-	832,383	-	832,383
	Tax Shift Fund	-	-	-	-	-	-	-	-	-
		<u>11,050,787</u>		<u>11,050,787</u>		<u>11,050,787</u>		<u>11,838,369</u>		<u>11,838,369</u>
<u>130 Judicial</u>										
131	Circuit Court	2,088,358	-	2,088,358	-	2,088,358	-	2,088,358	-	2,088,358
	Pretrial Services Grant	-	-	-	-	-	-	-	-	-
136	District Court	2,546,533	90,051	2,636,584	5,000	2,641,584	-	2,641,584	-	2,641,584
138	Court Security	602,345	-	602,345	-	602,345	-	602,345	-	602,345
141	Friend of Court	2,757,988	-	2,757,988	-	2,757,988	-	2,757,988	-	2,757,988
	FOC - JASP	92,676	-	92,676	-	92,676	-	92,676	-	92,676



DEPT.#	DEPARTMENT	2008 ADOPTED BUDGET		BOC AMENDMENT		AMENDED BUDGET		BOC AMENDMENT		PROPOSED BOC AMENDMENT		AMENDED BUDGET		BOC ADJUSTMENT		FINAL 2008 AMENDED BUDGET	
		BUDGET	5/21/2008	AMENDED BUDGET	10/15/2008	AMENDED BUDGET	12/17/2008	AMENDED BUDGET	12/17/2008	AMENDED BUDGET	12/17/2008	AMENDED BUDGET	12/17/2008	AMENDED BUDGET	12/17/2008	AMENDED BUDGET	12/17/2008
<b>Judicial - Continued</b>																	
145	Law Library	5,000		5,000		5,000		5,000				5,000					5,000
148	Probate Court	810,007		810,007		811,207	1,200	811,207				776,207					776,207
149	Family Division-Circuit Court	2,165,859		2,165,859		2,165,859		2,165,859		(35,000)		2,165,859					2,165,859
151	Adult Probation	13,733		13,733		13,733		13,733				13,733					13,733
153	District Court Probation	639,166		639,166		639,166		639,166				639,166					639,166
166	Family Counseling																
		<u>11,721,665</u>		<u>11,811,716</u>		<u>11,817,916</u>		<u>11,817,916</u>				<u>11,782,916</u>					<u>11,782,916</u>
<b>170 General Government</b>																	
172	Administrator/Controllor	413,207		413,207		413,207		413,207				413,207					413,207
191	Election	212,118		212,118		212,118		212,118		30,000		242,118					242,118
201	Accounting	435,450		435,450		435,450		435,450				435,450					435,450
215	Clerk	916,245		916,245		916,245		916,245				916,245					916,245
225	Equalization	956,197		956,197		956,197		956,197				956,197					956,197
226	Human Resources	599,657		584,103	(15,554)	584,103		584,103				584,103					584,103
229	Professional Development																
229	Prosecuting Attorney	2,573,537		2,573,537		2,573,537		2,573,537				2,573,537					2,573,537
	Drug Forfeitures	10,000		10,000		10,000		10,000		7,500		17,500					17,500
	Child Protective Investigation Grant Title IV-E	5,000		5,000		5,000		5,000				5,000					5,000
231	Victims Rights	10,800		10,800		10,800		10,800				10,800					10,800
233	Purchasing	205,594		225,594	20,000	225,594		225,594				225,594					225,594
236	Register of Deeds	304,273		270,702	(33,571)	270,702		270,702				270,702					270,702
244	Boundary Commission	200		200		200		200				200					200
253	County Treasurer	523,126		523,126		523,126		523,126				523,126					523,126
257	Cooperative Extension	357,567		357,567		357,567		357,567				357,567					357,567
	Co-op. Ext. - 21st Century Grant	45,000		45,000		41,400	(3,600)	41,400				41,400					41,400
	Co-op. Ext. - Great Start Grant	24,000		24,000		27,519	27,519	27,519				51,519					51,519
	Co-op. Ext. - CMH Grant						30,000	30,000				30,000					30,000
	Co-op. Ext. - Head Start Grant						(3,600)	1,500				1,500					1,500
	Co-op. Ext. - FNP/Milias Grant																

DEPT.#	DEPARTMENT	2008 ADOPTED BUDGET		BOC AMENDMENT 5/21/2008		AMENDED BUDGET		BOC AMENDMENT 10/15/2008		AMENDED BUDGET		PROPOSED BOC AMENDMENT 12/17/2008		AMENDED BUDGET		BOC ADJUSTMENT		FINAL 2008 AMENDED BUDGET		
		BUDGET		AMOUNT		BUDGET		BUDGET		BUDGET		BUDGET		BUDGET		BUDGET		BUDGET		BUDGET
<b>General Government - Continued</b>																				
	Co-op. Ext. - Gypsy Moth Program	-	1,200	-	-	1,200	-	-	-	1,200	-	-	-	-	1,200	-	-	-	-	
	Co-op. Ext. - 4-H Programming	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
	Co-op. Ext. - Anchor Bay Foundation Grant	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
259	Information Technology	2,677,308	-	2,677,308	-	2,677,308	-	2,677,308	-	2,677,308	-	(200,000)	2,477,308	-	2,477,308	-	-	-	2,477,308	
265	Buildings and Grounds	1,975,301	-	1,975,301	-	1,975,301	-	1,975,301	-	1,975,301	-	(100,000)	1,875,301	-	1,875,301	-	-	-	1,875,301	
	FIA Building Lease Maintenance	769,882	-	769,882	-	769,882	-	769,882	-	769,882	-	-	769,882	-	769,882	-	-	-	769,882	
	Jail/Juvenile Facility Maintenance	577,929	-	577,929	-	577,929	-	577,929	-	577,929	-	(50,000)	527,929	-	527,929	-	-	-	527,929	
275	Drain Commissioner	706,769	1,500	708,269	1,500	708,269	1,500	708,269	1,500	708,269	1,500	(15,000)	698,164	-	698,164	-	-	-	698,164	
289	Motor Pool	10,500	-	10,500	-	10,500	-	10,500	-	10,500	-	6,000	16,500	-	16,500	-	-	-	16,500	
		<u>14,315,960</u>		<u>14,288,335</u>		<u>14,288,335</u>		<u>14,343,549</u>		<u>14,343,549</u>		<u>14,022,049</u>	<u>14,022,049</u>		<u>14,022,049</u>				<u>14,022,049</u>	
<b>300 Public Safety</b>																				
301	Sheriff	6,217,708	(15,193)	6,202,515	(15,193)	6,202,515	(15,193)	6,202,515	(15,193)	6,202,515	(15,193)	(113,000)	6,089,515	-	6,089,515	-	-	-	6,089,515	
	Secondary Road Patrol	200,367	-	200,367	-	200,367	-	200,367	-	200,367	-	-	200,367	-	200,367	-	-	-	200,367	
	Safe Communities Grant	-	-	-	-	-	-	58,000	-	58,000	-	58,000	58,000	-	58,000	-	-	-	58,000	
	Michigan Drive Safety Grant	80,000	-	80,000	-	80,000	-	80,000	-	80,000	-	-	80,000	-	80,000	-	-	-	80,000	
	COPS More Grant	-	-	-	-	-	-	155,850	-	155,850	-	(35,567)	120,283	-	120,283	-	-	-	120,283	
	Edward Byrne Memorial JAG Grant	-	-	-	-	-	-	765	-	765	-	18,044	18,809	-	18,809	-	-	-	18,809	
	COPS Technology Grant	-	-	-	-	-	-	6,187	-	6,187	-	-	6,187	-	6,187	-	-	-	6,187	
320	Criminal Justice Training Grant	15,000	-	15,000	-	15,000	-	15,000	-	15,000	-	-	15,000	-	15,000	-	-	-	15,000	
325	Communications/Radio	1,238,401	383,098	1,621,499	383,098	1,621,499	383,098	1,621,499	383,098	1,621,499	383,098	(181,120)	1,440,379	-	1,440,379	-	-	-	1,440,379	
	Communications Training Grant	10,000	(27,445)	10,000	(27,445)	10,000	(27,445)	10,000	(27,445)	10,000	(27,445)	9,000	21,000	-	21,000	-	-	-	21,000	
331	Marine Law Enforcement	306,717	-	279,272	-	279,272	-	279,272	-	279,272	-	40,000	310,943	-	310,943	-	-	-	310,943	
334	Dive Team	25,229	-	25,229	-	25,229	-	25,229	-	25,229	-	5,000	30,229	-	30,229	-	-	-	30,229	
351	Corrections/Jail	9,397,401	128,490	9,525,891	128,490	9,525,891	128,490	9,481,691	(44,200)	9,481,691	(44,200)	(380,000)	9,101,691	-	9,101,691	-	-	-	9,101,691	
	ICE	-	-	-	-	-	-	-	-	-	-	151,500	151,500	-	151,500	-	-	-	151,500	
	Inmate Billing	125,796	-	125,796	-	125,796	-	125,796	-	125,796	-	-	125,796	-	125,796	-	-	-	125,796	
	Other Correctional Activities	430,400	-	430,400	-	430,400	-	430,400	-	430,400	-	-	430,400	-	430,400	-	-	-	430,400	
362	Probation Resident Services	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
	Substance Abuse Treatment Grant	40,904	-	40,904	-	40,904	-	40,904	-	40,904	-	58,974	99,878	-	99,878	-	-	-	99,878	
426	Emergency Preparedness	388,031	-	388,031	-	388,031	-	388,031	-	388,031	-	(94,546)	293,485	-	293,485	-	-	-	293,485	

DEPT.#	DEPARTMENT	2008 ADOPTED BUDGET		BOC AMENDMENT 5/21/2008		AMENDED BUDGET		BOC AMENDMENT 10/15/2008		AMENDED BUDGET		PROPOSED BOC AMENDMENT 12/17/2008		AMENDED BUDGET		BOC ADJUSTMENT		Final 2008 AMENDED BUDGET	
		BUDGET		AMOUNT		BUDGET		BUDGET		BUDGET		BUDGET		BUDGET		BUDGET		BUDGET	
<b>Public Safety - Continued</b>																			
07	UAISI Grant	-	-	-	-	-	-	-	-	-	-	-	-	-	80,000	-	-	-	80,000
04	Cert.	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
04	Solution Planning	-	-	-	-	-	-	-	-	-	-	-	-	-	580,000	-	-	-	580,000
	Homeland Security	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Annual Breakfast	10,000	10,000	-	-	10,000	10,000	-	-	10,000	10,000	-	-	10,000	-	-	-	-	10,000
428	Hazardous Materials Handling	36,531	36,531	-	-	36,531	36,531	-	-	36,531	36,531	-	-	23,911	-	-	-	-	23,911
	04 Hazardous Mitigation	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Cert Dep Grant	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
430	Animal Shelter	411,546	411,546	15,000	15,000	426,546	426,546	-	-	426,546	426,546	-	-	426,546	-	-	-	-	426,546
	Spay/Neutering Program	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
	Animal Cruelty/Custody Program	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
		<u>18,934,031</u>	<u>18,934,031</u>			<u>19,417,981</u>	<u>19,417,981</u>			<u>19,647,228</u>	<u>19,647,228</u>			<u>19,713,919</u>					<u>19,713,919</u>
<b>440 Public Works</b>																			
445	Drains - Public Benefit	150,000	150,000	-	-	150,000	150,000	-	-	150,000	150,000	-	-	45,355	-	-	-	-	195,355
<b>600 Health and Welfare</b>																			
648	Medical Examiner	268,503	268,503	-	-	268,503	268,503	-	-	268,503	268,503	-	-	268,503	-	-	-	-	268,503
649	Mental Health	955,672	955,672	-	-	955,672	955,672	-	-	955,672	955,672	-	-	955,672	-	-	-	-	955,672
661	Public Guardian	255,996	255,996	-	-	255,996	255,996	-	-	255,996	255,996	-	-	35,000	-	-	-	-	290,996
681	Veteran's Burial	21,300	21,300	-	-	21,300	21,300	-	-	21,300	21,300	-	-	21,300	-	-	-	-	21,300
682	Veteran's Counselor	206,399	206,399	-	-	206,399	206,399	-	-	206,399	206,399	-	-	(17,880)	-	-	-	-	188,519
	Lapeer Veterans Contract	35,000	35,000	-	-	35,000	35,000	-	-	35,000	35,000	-	-	35,000	-	-	-	-	35,000
689	Soldiers and Sailors Relief	1,000	1,000	-	-	1,000	1,000	-	-	1,000	1,000	-	-	1,000	-	-	-	-	1,000
		<u>1,743,870</u>	<u>1,743,870</u>			<u>1,743,870</u>	<u>1,743,870</u>			<u>1,743,870</u>	<u>1,743,870</u>			<u>1,760,990</u>					<u>1,760,990</u>
<b>850 Other Functions</b>																			
890	Contingencies	250,000	250,000	(243,262)	(243,262)	6,738	6,738	35,466	35,466	42,204	42,204	(42,204)	(42,204)	-	-	-	-	-	-
		<u>58,166,313</u>	<u>58,166,313</u>			<u>58,469,427</u>	<u>58,469,427</u>			<u>58,795,554</u>	<u>58,795,554</u>			<u>59,313,598</u>					<u>59,313,598</u>

ST. CLAIR COUNTY  
SPECIAL REVENUE FUNDS  
2008 Amended Budgets

EXHIBIT "B"

REVENUES

	PARKS AND RECREATION	FRIEND OF COURT ACT 294	HEALTH DEPARTMENT	PLANNING	PUBLIC IMPROVEMENT	LIBRARY
Taxes	3,131,000	-	75,000	-	-	4,337,861
License & Permits	-	-	-	-	-	-
Intergovernmental - Federal	-	204,815	-	-	-	-
- State	432,640	51,549	3,884,400	235,750	-	158,168
- Other	-	-	-	-	-	8,000
Charges for Services	56,000	1,000	3,304,274	18,000	-	42,000
Fines & Forfeits	-	-	-	-	-	874,177
Interest & Rents	124,355	25,000	-	-	-	139,000
Other Revenues	9,700	-	-	13,600	1,200	24,800
<b>TOTAL REVENUES</b>	<b>3,753,695</b>	<b>282,364</b>	<b>7,263,674</b>	<b>267,350</b>	<b>-</b>	<b>5,584,006</b>

EXPENDITURES

Judicial	-	206,358	-	-	-	-
General Government	-	-	-	684,116	-	-
Public Safety	-	-	-	-	-	-
Public Works	-	-	-	-	-	-
Health & Welfare	-	-	10,099,610	-	-	-
Recreation & Culture	1,852,190	-	-	-	-	3,846,281
Capital Outlay	1,390,500	-	-	-	750,000	1,178,305
<b>TOTAL EXPENDITURES</b>	<b>3,242,690</b>	<b>206,358</b>	<b>10,099,610</b>	<b>684,116</b>	<b>750,000</b>	<b>5,024,586</b>

OTHER FINANCING SOURCES(USES)

Operating Transfers in -	-	-	2,748,275	416,766	793,330	-
County Appropriation	-	-	-	-	186,732	-
Other	-	-	-	-	-	-
Operating Transfers Out	(139,200)	-	(253,489)	-	-	(714,883)
	(139,200)	-	2,494,786	416,766	980,062	(714,883)

Excess of Budgeted Revenues and Other Sources over (under) Budgeted Expenditures and Other Uses

	371,805	76,006	(341,150)	-	230,062	(155,463)
Fund Balance at Start of Year	3,625,022	217,080	1,232,467	238,932	2,030,383	1,977,116
Estimated Fund Balance at End of Year	3,996,827	293,086	891,317	238,932	2,260,445	1,821,653

ST. CLAIR COUNTY  
SPECIAL REVENUE FUNDS  
2008 Amended Budgets

EXHIBIT "B"

<u>REVENUES</u>									
	CDGB HOUSING	HUD HOUSING	TASK FORCE MILLAGE	DRUG ENFORCEMENT (FORFEITURES)	DRUG LAW ENFORCEMENT (FORFEITURES)	SENIOR CITIZENS MILLAGE	DEPARTMENT OF HUMAN SERVICES		
Taxes	-	-	1,800,379	-	-	3,197,252	-	-	-
License & Permits	-	-	-	-	-	-	-	-	-
Intergovernmental - Federal	-	-	23,711	-	-	-	-	-	-
- State	147,400	-	-	-	-	-	590,000	-	-
- Other	-	-	-	-	-	-	-	-	-
Charges for Services	-	-	-	-	-	-	-	-	-
Fines & Forfeits	-	-	-	155,000	-	-	-	-	-
Interest & Rents	-	-	1,000	-	-	80,000	-	-	-
Other Revenues	-	-	-	-	-	-	-	3,500	-
<b>TOTAL REVENUES</b>	<b>147,400</b>	<b>-</b>	<b>1,825,090</b>	<b>155,000</b>	<b>155,000</b>	<b>3,277,252</b>	<b>593,500</b>	<b>3,500</b>	<b>593,500</b>

<u>EXPENDITURES</u>									
Judicial	-	-	-	-	-	-	-	-	-
General Government	-	-	-	-	-	-	-	-	-
Public Safety	-	-	1,431,320	25,000	-	-	-	-	-
Public Works	-	-	-	-	-	-	-	-	-
Health & Welfare	157,400	-	-	-	-	3,556,308	1,278,250	-	-
Recreation & Culture	-	-	-	-	-	-	-	-	-
Capital Outlay	-	-	65,000	-	-	-	-	-	-
<b>TOTAL EXPENDITURES</b>	<b>157,400</b>	<b>-</b>	<b>1,496,320</b>	<b>25,000</b>	<b>25,000</b>	<b>3,556,308</b>	<b>1,278,250</b>	<b>1,278,250</b>	<b>1,278,250</b>

<u>OTHER FINANCING SOURCES(USES)</u>									
Operating Transfers in -									
County Appropriation	10,000	-	-	-	-	-	684,750	-	-
Other	-	-	-	-	-	-	-	-	-
Operating Transfers Out	-	-	(234,609)	-	-	(11,728)	-	-	-
	<b>10,000</b>	<b>-</b>	<b>(234,609)</b>	<b>-</b>	<b>-</b>	<b>(11,728)</b>	<b>684,750</b>	<b>-</b>	<b>684,750</b>

Excess of Budgeted Revenues and Other Sources over (under) Budgeted Expenditures and Other Uses	-	-	94,161	130,000	-	(290,784)	-	-	-
Fund Balance at Start of Year	177,420	95,311	24,619	133,276	1,098,342	123,308			
Estimated Fund Balance at End of Year	177,420	95,311	118,780	263,276	807,558	123,308			

ST. CLAIR COUNTY  
SPECIAL REVENUE FUNDS  
2008 Amended Budgets

EXHIBIT "B"

REVENUES

	CHILD CARE	VETERAN'S TRUST	E - 911	DEEDS AUTOMATION	REVENUE SHARING RESERVE	LOCAL CORRECTIONS TRAINING	FAMILY COUNSELING
Taxes	-	-	-	-	-	-	-
License & Permits	-	-	-	-	-	-	-
Intergovernmental - Federal	-	-	-	-	-	-	-
- State	2,911,000	30,000	-	-	-	-	-
- Other	-	-	-	-	-	-	-
Charges for Services	90,000	-	586,231	135,000	-	36,000	20,000
Fines & Forfeits	-	-	-	-	-	-	-
Interest & Rents	-	-	-	6,000	600,000	-	-
Other Revenues	18,000	-	-	-	-	-	-
<b>TOTAL REVENUES</b>	<b>3,019,000</b>	<b>30,000</b>	<b>586,231</b>	<b>141,000</b>	<b>600,000</b>	<b>36,000</b>	<b>20,000</b>

EXPENDITURES

Judicial	6,065,640	-	-	-	-	-	20,000
General Government	-	-	-	150,000	-	-	-
Public Safety	-	-	12,969	-	-	40,000	-
Public Works	-	-	-	-	-	-	-
Health & Welfare	-	30,000	-	-	-	-	-
Recreation & Culture	-	-	-	-	-	-	-
Capital Outlay	100,956	-	31,000	-	-	5,000	-
<b>TOTAL EXPENDITURES</b>	<b>6,166,596</b>	<b>30,000</b>	<b>43,969</b>	<b>150,000</b>	<b>-</b>	<b>45,000</b>	<b>20,000</b>

OTHER FINANCING SOURCES(USES)

Operating Transfers in -							
County Appropriation	4,571,083	-	-	-	-	-	-
Other	-	-	-	-	-	-	-
Operating Transfers Out	(861,319)	-	(759,193)	-	(3,409,829)	-	-
	3,709,764	-	(759,193)	-	(3,409,829)	-	-

Excess of Budgeted Revenues and Other Sources over (under) Budgeted Expenditures and Other Uses

	562,168	-	(216,931)	(9,000)	(2,809,829)	(9,000)	-
Fund Balance at Start of Year	1,310,778	9,679	216,931	215,819	19,486,820	29,816	192,987
Estimated Fund Balance at End of Year	1,872,946	9,679	-	206,819	16,676,991	20,816	192,987

EXHIBIT "B"

ST. CLAIR COUNTY  
SPECIAL REVENUE FUNDS  
2008 Amended Budgets

	BROWNFIELD REDEVELOPMENT	TAX SHIFT FUND	TOTALS (MEMO ONLY)
<u>REVENUES</u>			
Taxes	-	-	12,541,492
License & Permits	-	-	-
Intergovernmental - Federal	-	-	228,526
- State	-	-	8,440,907
- Other	-	-	8,000
Charges for Services	-	-	4,288,505
Fines & Forfeits	-	-	1,029,177
Interest & Rents	-	-	975,355
Other Revenues	-	-	70,800
<b>TOTAL REVENUES</b>	-	-	<b>27,581,562</b>

<u>EXPENDITURES</u>			
Judicial	-	-	6,291,998
General Government	-	-	834,116
Public Safety	-	-	1,509,289
Public Works	-	-	-
Health & Welfare	-	-	15,121,568
Recreation & Culture	-	-	5,698,471
Capital Outlay	-	-	3,520,761
<b>TOTAL EXPENDITURES</b>	-	-	<b>32,976,203</b>

<u>OTHER FINANCING SOURCES(USES)</u>			
Operating Transfers in -			
County Appropriation	12,600	-	9,236,804
Other	-	-	186,732
Operating Transfers Out	-	-	(6,384,250)
	12,600	-	3,039,286

Excess of Budgeted Revenues and Other Sources over (under) Budgeted Expenditures and Other Uses	12,600	-	(2,355,355)
Fund Balance at Start of Year	15,200	1,500,000	33,951,306
<b>Estimated Fund Balance at End of Year</b>	<b>27,800</b>	<b>1,500,000</b>	<b>31,595,951</b>

### RESOLUTION 08-47

#### Resolution Establishing the Fee Structure for OWI Reimbursement Ordinance

Whereas, the St. Clair County Board of Commissioners adopted an Ordinance providing for the recovery of costs associated with the arrest and prosecution of certain criminal offenses; and

Whereas, the OWI Reimbursement Ordinance allows for the establishment of a fee schedule by the St. Clair County Board of Commissioners based upon average costs; and.

NOW, THEREFORE, BE IT RESOLVED the fee structure will be established and hereby adopted as follows:

**Drunk Driving (OWI/OWVI) Law Enforcement Reimbursement Costs**

- 1. Arrest with no accident. \$100.00
- 2. Arrest with an accident. \$125.00
- 3. Arrest with no accident and blood test. \$150.00
- 4. Arrest with accident and blood test. \$200.00
- 5. Court appearances are as stated above with additional cost of the deputies hourly rate as per the than existing union contracts.

**Drunk Driving (OWI/OWVI) Prosecution Reimbursement Costs**

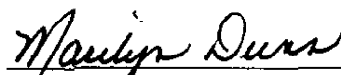
Misdemeanor Drunk Driving (OWI/OWVI)

- 1. Plea prior to or at the pretrial on a misdemeanor in District Court. \$100.00
- 2. Plea at trial date in district Court. \$200.00
- 3. Trial time upon a conviction shall be billed at rate of \$63.00 per hour in addition to the \$200.00 pretrial amount.


Felony Drunk Driving (OWI/OWVI)

- 1. Waiver of Exam and plea at Arraignment/Pretrial in Circuit Court. \$200.00
- 2. Exam held and plea at Arraignment/Pretrial in Circuit Court. \$230.00
- 3. Plea at trial date in Circuit Court. \$300.00
- 4. Trial time upon a conviction shall be billed at rate of \$63.00 per hour in addition to \$300.00 pretrial amounts.


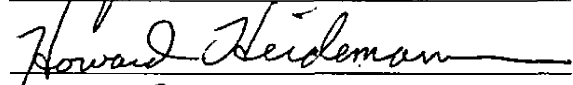
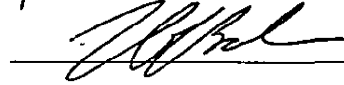
Adopted by the St. Clair County Board of Commissioners on December 17, 2008.

  
\_\_\_\_\_  
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:

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
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**RESOLUTION 08-46**

**Resolution Adopting a Tentative Amended 911 Service Plan and Scheduling a Public Hearing on Adoption of a Final 911 Service Plan**

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

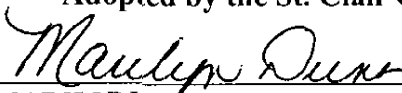
**Whereas**, St. Clair County proposes to amend its Service Plan to address changes in technical, operational, managerial and fiscal considerations for operations of the 911 service in St. Clair County; and

**Whereas**, the Act provides that an amendment of the Service Plan requires adoption of a Tentative 911 Amended Service Plan by the County, the transmittal of the Tentative Amended 911 Service Plan by the County Clerk by certified mail to each public agency located within the 911 district of the Tentative 911 Service Plan, and the scheduling of a public hearing on the implementation of a final Amended 911 Service Plan;

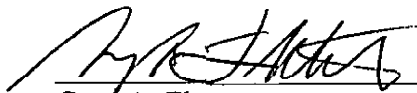
**NOW, THEREFORE, BE IT RESOLVED:**

1. The attached Tentative Amended 911 Service Plan is hereby adopted by the St. Clair County Board of Commissioners and shall be transmitted to each public agency located within the proposed 911 District pursuant to the requirements of the Act.
  
2. A public hearing to hear comments on the proposed adoption of a Final Amended 911 Service Plan is scheduled for April 15, 2009 at 6 p.m. at the St. Clair County Board of Commissioners Regular Board Meeting located at 200 Grand River Avenue, Port Huron, MI 48060.

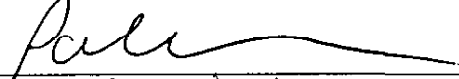
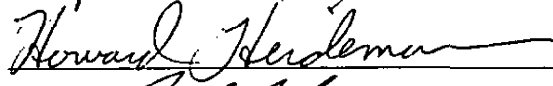
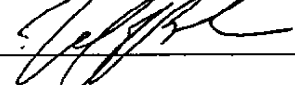
**Adopted by the St. Clair County Board of Commissioners on December 17, 2008.**

  
 \_\_\_\_\_  
 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:

  
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**RESOLUTION 08-45**  
**RATIFYING COLLECTIVE BARGAINING AGREEMENT**  
**BETWEEN**  
**THE COUNTY OF ST. CLAIR COUNTY**  
**BOARD OF COUNTY COMMISSIONERS**  
**AND**  
**THE 31<sup>ST</sup> CIRCUIT COURT FAMILY DIVISION SUPERVISORS ASSOCIATION**

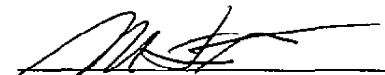
WHEREAS, the, 31<sup>st</sup> Circuit Court Family Division Supervisors Association is recognized by the Michigan Employment Relations Commission and the County of St. Clair as the exclusive representative of certain Court employees and,

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


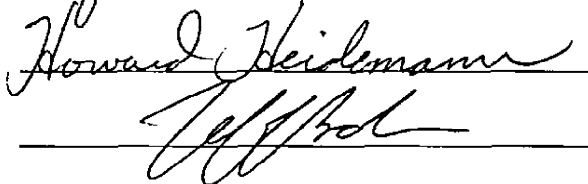
NOW THEREFORE, BE IT RESOLVED, pursuant to the presentation made to Board of Commissioners, the Collective Bargaining Agreement, for the period January 01, 2008 through December 31, 2012 is hereby ratified and adopted.

Date: 12/03/08

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

  
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**RESOLUTION 08-44  
RATIFYING COLLECTIVE BARGAINING AGREEMENT  
BETWEEN  
THE COUNTY OF ST. CLAIR COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AND  
HUMAN RESOURCE CLERKS AND SPECIALISTS**

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

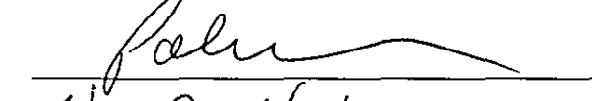
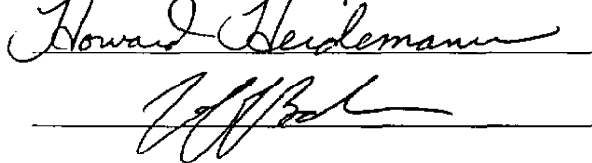
NOW THEREFORE, BE IT RESOLVED, pursuant to the presentation made to the Board of Commissioners, the Collective Bargaining Agreement for the period July 1, 2007 through June 30, 2011 is hereby ratified and adopted.

Date: December 3, 2008

Reviewed and Approved as to Form  
by:

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

ST. CLAIR COUNTY  
BOARD OF COMMISSIONERS

  
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**RESOLUTION 08-43  
RATIFYING COLLECTIVE BARGAINING AGREEMENT  
BETWEEN  
THE COUNTY OF ST. CLAIR COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AND  
THE MICHIGAN NURSES ASSOCIATION - UNIT II**

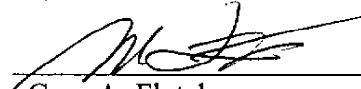
WHEREAS, the parties have collectively bargained mutually acceptable terms and conditions;

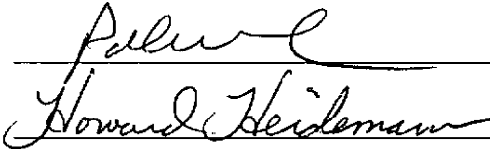
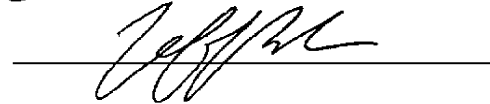
NOW THEREFORE, BE IT RESOLVED, pursuant to the presentation made to the Board of Commissioners, the Collective Bargaining Agreement for the period January 01, 2008 through December 31, 2011 is hereby ratified and adopted.

Date: December 17, 2008

Reviewed and Approved as to Form  
by:

ST. CLAIR COUNTY  
BOARD OF COMMISSIONERS

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

  
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**RESOLUTION 08-42  
RATIFYING COLLECTIVE BARGAINING AGREEMENT  
BETWEEN  
THE COUNTY OF ST. CLAIR COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AND  
THE MICHIGAN NURSES ASSOCIATION - UNIT I**


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

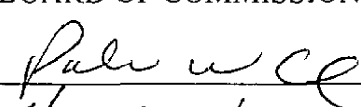
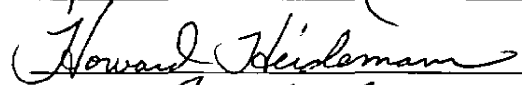
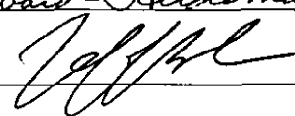
NOW THEREFORE, BE IT RESOLVED, pursuant to the presentation made to the Board of Commissioners, the Collective Bargaining Agreement for the period January 01, 2008 through December 31, 2011 is hereby ratified and adopted.

Date: December 17, 2008

Reviewed and Approved as to Form  
by:

ST. CLAIR COUNTY  
BOARD OF COMMISSIONERS

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

  
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St. Clair County Board of Commissioners  
Resolution 2008-41

WHEREAS, the Michigan Natural Resources Trust Fund Board has awarded a grant for St. Clair County's Camp Woodsong Fee Simple Acquisition designated as TF07-171; and

WHEREAS, the St. Clair County Parks and Recreation Commission has requested that the St. Clair County Board of Commissioners approve and execute the Land Acquisition Project Agreement submitted by the Department of Natural Resources; and

WHEREAS, Corporation Counsel has reviewed the proposed Land Acquisition Project Agreement and approved it for execution;

NOW THEREFORE BE IT RESOLVED, that the County of St. Clair, Michigan, does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources (DEPARTMENT) , and that the County of St. Clair does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate all funds necessary to complete the project during the project period and to provide one hundred and sixty-four thousand, one hundred and sixty (\$164,160.00) dollars from the County Parks and Recreation Millage Fund to match the grant authorized by the DEPARTMENT.
2. To maintain satisfactory financial accounts, documents, and records and to make them available to the DEPARTMENT for auditing at reasonable times.
3. To regulate the use of the property acquired and reserved under this AGREEMENT to assure the use thereof by the public on equal and reasonable terms.
4. To comply with any and all terms of said AGREEMENT including all terms not specifically set forth in the foregoing portions of this Resolution.

BE IT FURTHER RESOLVED that the St. Clair County Board of Commissioners authorizes Shaun S. Groden, County Administrator/Controller to sign the AGREEMENT on behalf of the St. Clair County.

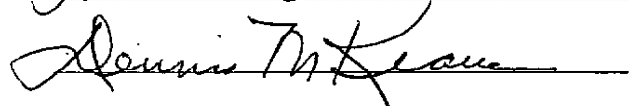
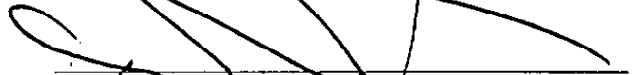
Date: December 3, 2008

Reviewed and Approved as to Form  
by:



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

ST. CLAIR COUNTY  
BOARD OF COMMISSIONERS



**RESOLUTION 08-40**

**ST. CLAIR COUNTY 2009 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, the County Administrator/Controller has considered the needs of the various department contained in the budget and has proposed a 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 2009 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 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.

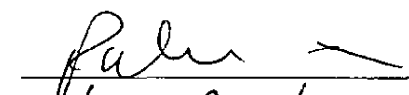
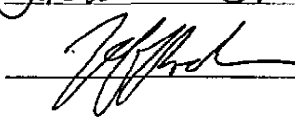
BE IT FURTHER RESOLVED, that the revenues received by the County under Public Act 264 of 1987 (Health and Safety Fund Act) shall not be used to reduce the County's operating millage and that 12/17 of the actual revenues will be appropriated for public health prevention programs, and 5/17 of the actual revenues will be appropriated for jail facilities, 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 19, 2008

Reviewed and Approved As To Form By:

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

  
\_\_\_\_\_  
Howard Heideman  
  
\_\_\_\_\_



**ST. CLAIR COUNTY  
2009 GENERAL FUND  
BUDGETED CHANGES TO AVAILABLE FUND BALANCE**

**Exhibit A  
11/19/2008**

Estimated Available Fund Balance at December 31, 2008	\$	8,081,698
Add: 2009 Budgeted Revenues		60,602,447
Less: 2009 Budgeted Expenditures		<u>60,602,447</u>
Estimated Available Fund Balance at December 31, 2009	\$	<u><u>8,081,698</u></u>

**ST. CLAIR COUNTY**  
**PROPOSED 2009 GENERAL FUND BUDGET**

11/19/2008

Exhibit A

**REVENUES**

<b>DEPT.#</b>	<b>DEPARTMENT</b>	<b>2009 PROPOSED</b>
<b><u>130 Judicial</u></b>		
131	Circuit Court	138,472
136	District Court	2,668,291
138	Courthouse Security	40,000
141	Friend of Court	2,454,148
	Incentive Payments	262,233
	FOC - JASP	42,240
145	Law Library	6,500
148	Probate Court	263,926
149	Family Division-Circuit Court	172,267
		<u>6,048,077</u>
<b><u>170 General Government</u></b>		
191	Elections	70,000
215	Clerk	757,000
225	Equalization	300,000
229	Prosecuting Attorney	528,895
	Drug Forfeitures	10,000
	Child Protective Investigations - Title IV-E	18,000
231	Victims Rights	61,600
236	Register of Deeds	824,000
253	County Treasurer	43,805,320
	Co-op. Ext. - 21st Century Grant	50,000
	Co-op. Ext. - Great Start Grant	51,519
259	Information Technology	26,000
275	Drain Commissioner	273,419
		<u>46,775,753</u>
<b><u>300 Public Safety</u></b>		
301	Sheriff	1,464,461
	Secondary Road Patrol	198,000
	Michigan Drive Safety Task Force	80,000
320	Criminal Justice Training Grant	15,000
325	Communications/Radio	1,164,106
	Communications Training Grant	12,000
331	Marine Law Enforcement	231,000
351	Corrections/Jail	2,621,726
	Inmate Billing	224,000
	ICE	517,771
	Probation Resident Services	380,400
	Substance Abuse Treatment Grant	102,096
426	Emergency Preparedness	36,000
	Annual Breakfast	10,000

<u>DEPT.#</u>	<u>DEPARTMENT</u>	<u>2009 PROPOSED</u>
	<b><u>Public Safety - Continued</u></b>	
	07 UAISI Grant	150,000
428	Hazardous Materials Handling	3,000
430	Animal Shelter	422,000
		<u>7,631,560</u>
<b>600</b>	<b><u>Health and Welfare</u></b>	
	Medical Examiner	5,000
661	Public Guardian	97,057
	Veterans Lapeer Contract	45,000
		<u>147,057</u>
	<b>Total Revenues</b>	<u><u>60,602,447</u></u>

**ST. CLAIR COUNTY**  
**PROPOSED 2009 GENERAL FUND BUDGET**

11/19/2008

Exhibit A

**EXPENDITURES**

<b>DEPT.#</b>	<b>DEPARTMENT</b>	<b>2009 PROPOSED</b>
<b><u>100 Legislative</u></b>		
101	Board of Commissioners	247,363
103	Other Legislative Activities	1,387,500
	<b><u>Appropriations to other Funds:</u></b>	
	Road Commission	-
	Health Department	2,893,466
	Child Care - Probate	4,611,457
	Child Care - Welfare	440,000
	Family Independence Agency	169,750
	Airport	176,339
	Public Improvement	500,000
	Planning	498,235
	Community Development Block Grant	10,000
	Administrative Building Debt Fund	907,970
	Communication Towers Debt Service	375,000
		<u>12,217,080</u>
<b><u>130 Judicial</u></b>		
131	Circuit Court	2,100,238
136	District Court	2,772,483
138	Court Security	530,852
141	Friend of Court	2,882,852
	FOC - JASP	99,070
145	Law Library	5,000
148	Probate Court	859,005
149	Family Division-Circuit Court	2,141,480
151	Adult Probation	13,733
153	District Court Probation	614,690
		<u>12,019,403</u>
<b><u>170 General Government</u></b>		
172	Administrator/Controller	396,040
191	Election	124,406
201	Accounting	452,078
215	Clerk	978,955
225	Equalization	992,676
226	Human Resources	591,534
229	Prosecuting Attorney	2,640,081
	Drug Forfeitures	10,000
	Child Protective Investigations - Title IV-E	5,000
231	Victims Rights	10,800
233	Purchasing	210,483
236	Register of Deeds	228,288
244	Boundary Commission	200
253	County Treasurer	496,036

DEPT. #	DEPARTMENT	2009 PROPOSED
<b><u>General Government - Continued</u></b>		
257	Cooperative Extension	334,342
	Co-op. Ext. - 21st Century Grant	50,000
	Co-op. Ext. - Great Start Grant	73,316
259	Information Technology	2,340,774
265	Buildings and Grounds	1,547,647
	FIA Building Lease Maintenance	977,967
	Jail/Juvenile Facility Maintenance	502,950
275	Drain Commissioner	715,449
289	Motor Pool	12,500
		<u>13,691,522</u>
<b><u>300 Public Safety</u></b>		
301	Sheriff	6,109,951
	Secondary Road Patrol	214,607
	Michigan Drive Safely Task Force	80,000
320	Criminal Justice Training Grant	15,000
325	Communications/Radio	1,894,902
	Communications Training Grant	12,000
331	Marine Law Enforcement	272,667
334	Dive Team	10,658
351	Corrections/Jail	10,071,605
	Inmate Billing	134,223
	ICE	204,158
362	Other Correctional Activities	430,400
	Substance Abuse Treatment Grant	102,096
426	Emergency Preparedness	310,559
	07 UAISI Grant	150,000
	Annual Breakfast	10,000
428	Hazardous Materials Handling	20,172
430	Animal Shelter	433,860
		<u>20,476,858</u>
<b><u>440 Public Works</u></b>		
445	Drains - Public Benefit	150,000
<b><u>600 Health and Welfare</u></b>		
648	Medical Examiner	271,903
649	Mental Health	955,672
661	Public Guardian	269,773
681	Veteran's Burial	21,300
682	Veteran's Counselor	192,936
689	Soldiers and Sailors Relief	1,000
	Veteran's Lapeer Contract	35,000
		<u>1,747,584</u>
<b><u>850 Other Functions</u></b>		
890	Contingencies	300,000
		<u>300,000</u>
	<b>Total Expenditures</b>	<u><u>60,602,447</u></u>

ST. CLAIR COUNTY  
2009 GENERAL FUND BUDGET

Exhibit A

	Contingency included in 9/17/08 proposed budget	300,000
	<b>Board of Commissioner's changes:</b>	
1	Add 12 additional Federal prisoner beds to Jail (101351) revenues	295,869
1a	Add costs for 12 additional Federal prisoner beds to Jail (101351) costs	(86,947)
2	Add back 4 Correction Officers in Jail (101351)	(253,620)
2a	Reduce Part time costs added in Jail (101351) because Full timers added back	179,700
3	Restore 1 Imaging Clerk in IT (101259)	(52,969)
4	Restore 1 Probation Officer in District Court Probation (101153)	(78,256)
5	Restore GIS Coordinator position in IT (101259)	(86,801)
5a	Add revenue from Road Commission, SCOTS, and Drain Assessment Funds to IT (101259)	21,000
5b	Reduce contracted services in IT because GIS Coordinator added back (101259)	50,000
6	Reduce Cell Phones by 75% of proposal by Purchasing	34,400
7	2% wage adjustments for all employees to zero	411,180
8	Reduce Court Security to amount of revenue received (101138)	85,521
9	Increase Drain-at-large to probable amount (101445)	(50,000)
10	Reduce Drain Commissioner by amounts recommended by Fred Fuller (101275)	30,400

**Administrative proposed changes:**

1	Reduce Health Care in Jail (101351) due to an employee being counted twice	17,300
2	Include GPS Tethering costs in District Court (101136)	(15,000)
3	Law Library (101145) moved out of General Fund to Library (268792)	(1,500)
4	Increase appropriation to DHS (101103)	(75,000)
4a	Increase transfer in from DHS (101103)	75,000
5	Add NCRC Work Keys program costs to Other Legislative Activities (101103)	(25,000)
6	Reduce Interest Income in Treasurers (101253) due to collateralization and rate drops	(175,000)
7	Adjust cost allocation revenues to final numbers (101253) Increase appropriation to Child Care Fund for 1/2 of cost allocation increase (101103)	133,942 (9,660)
8	Remove Commissioner Evans health care (101101) (14,600 less 1,100)	13,500
9	Sign for Airport	(50,000)

**Contingency as of 11/12/2008**

688,059

**11/19/08 Administrative Changes:**

1	Add 10 hours to PT Clerk in Purchasing (101233)	(9,408)
2	Remove BOC adjustment (#6) on 11/12 for cell phones	(34,400)
3	1/2% reduction of Property Tax Revenues	(173,237)

**Contingency as of 11/19/2008 after Administrative changes and before BOC changes**

471,014

**11/19/08 Board of Commissioner's Changes:**

1	Add \$45,000 in hours to Courthouse Security (101138)	(45,000)
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**Contingency to be adopted in 2009 budget**

426,014



**Resolution 08-39**

**Establishing Compensation to be Paid to  
Members of the Department of Human Service Board**

**Whereas**, it is the statutory duty of the St. Clair County Board of Commissioners to determine the compensation to be paid to the Members of the Department of Human Services Board appointed by the Board of Commissioners; and

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

**Now, Therefore, be it Resolved:**

1. That the following schedule may be, and the same is hereby adopted, reflecting compensation for Members of the Department of Human Service Board for 2009 and 2010:

Effective January 1, 2009

- |   |         |
|---|---------|
| A. Member, Department of Human Service      | \$3,830 |
| B. Chairperson, Department of Human Service | \$5,598 |

2. Effective January 1, 2010

- A. The Compensation Rate shall be provided consistent and in conformity of general across the Board adjustments provided classifications subject to the CANUE.


3. Members of the Department of Human Service Board shall only be eligible for specified benefits as authorized by official action of the County Board of Commissioners.


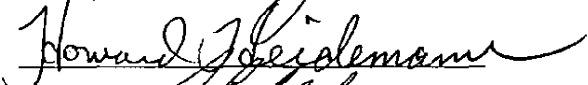
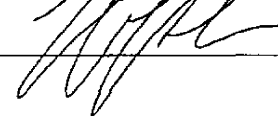
4. This salary structure replaces the previous salary plus per diem structure.

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

**Dated: November 19, 2008**

Reviewed and Approved as to Form by:

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

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


RESOLUTION 08-38

ESTABLISHING COMPENSATION FOR THE  
ST. CLAIR COUNTY BOARD OF COMMISSIONERS

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

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

**NOW, THEREFORE BE IT RESOLVED:** That the following schedule is hereby adopted reflecting the compensation to be paid to the Commissioners, effective for the year 2009 and 2010:

1. EFFECTIVE JANUARY 1, 2009:

A.	Chairperson	\$20,101
	Vice Chairperson	\$17,300
	Committee Chairs (4)	\$16,180
	Member	\$15,619

B. Each member of the Board will be allowed a mileage allowance equal to the distance from their residence to the County Administrative Building times **40 weekly meetings times the applicable rate**. This amount will be distributed on the Commissioners paycheck in an equal manner and will comply with all applicable compensation laws. This salary structure replaces the previous salary plus per diems structure.

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

2. EFFECTIVE JANUARY 1, 2010:

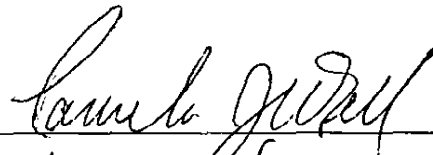
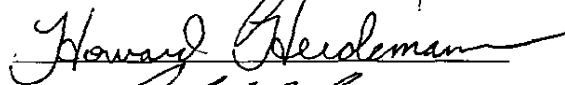

The compensation amounts outlined in A. shall remain the same for the period of January 1, 2010 through December 31, 2010. Item B. and C. above will remain the same.

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

**DATED: November 19, 2008**

Reviewed and Approved as to Form by:

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

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

**Resolution 08-37**

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

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

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

**NOW THEREFORE, BE IT RESOLVED:**

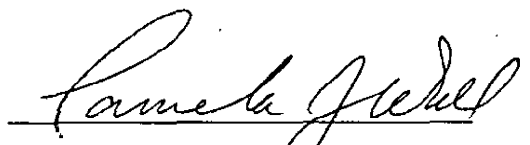
- 1) That for the year 2009, the "Per Diem" to be paid to members of Boards and Commissions appointed by the St. Clair County Board of Commissioners, shall be \$30.00 per day, plus such mileage allowance for travel as the Board of Commissioners from time to time may determine.
- 2) That such payments 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 19, 2008**

Reviewed and Approved As To Form By:

  
\_\_\_\_\_

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

  
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\_\_\_\_\_

**RESOLUTION 08-36**

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

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

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

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


1. That the following schedule may be, and the same is hereby adopted, reflecting the compensation for the officials named herein, for the year 2008:
2. Effective January 1, 2009


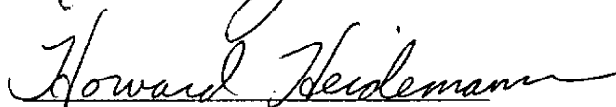
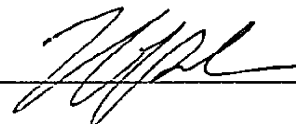
A. Member, Road Commission	\$6,517 plus mileage allowance
B. Chairperson, Road Commission	\$8,587 plus mileage allowance
3. Each member of the Board will be allowed a mileage allowance equal to the distance from their residence to the Central Service Centerboard **times 34 weekly meetings, times the applicable IRS rate**. This amount will be distributed on the Commissioners paycheck in an equal amount and will comply with all applicable compensation laws. This salary structure replaces the previous salary plus per diems structure.
4. Each member of the Board will be entitled to the same healthcare, prescription, dental, and life insurances, and pension benefits that are provided to the St. Clair County Road Commission United Steelworkers of America employees.
5. Each member of the Board shall only be eligible for specified benefits as authorized by official action of the St. Clair County Board of Commissioners.
6. All resolutions and parts of resolutions in conflict with this resolution are, to the extent of the conflict, hereby rescinded.

**Date: November 19, 2008**

Reviewed and Approved by:

Board of Commissioners:

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

  
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 \_\_\_\_\_

**RESOLUTION 08-35**

**APPROVING ANNUAL WAGE ADJUSTMENTS  
FOR  
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,

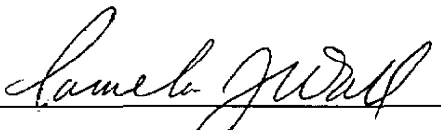
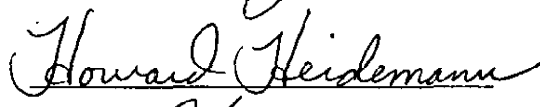
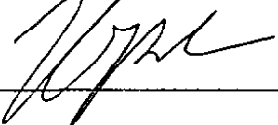
NOW THEREFORE, BE IT RESOLVED, that the Exempt Employee Compensation Structure (Attached Exhibit "A") for the period January 1, 2009 through December 31, 2009 is hereby approved and adopted. Furthermore, if any collective bargaining agreement receives a wage adjustment, then the CANUE schedule will be adjusted by the same percentage.

**Dated: November 19, 2008**

Reviewed and Approved by:

Board of Commissioners:

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

  
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2009 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	20,795	21,627	22,492	23,392	24,327	25,300	26,312	27,364	A
Wage Range	B	22,492	23,392	24,327	25,300	26,312	27,364	28,458	29,596	B
Wage Range	C	24,327	25,300	26,312	27,364	28,458	29,596	30,780	32,011	C
Wage Range	D	26,312	27,364	28,458	29,596	30,780	32,011	33,292	34,624	D
Wage Range	E	28,458	29,596	30,780	32,011	33,292	34,624	36,009	37,450	E
Wage Range	F	30,780	32,011	33,292	34,624	36,009	37,450	38,948	40,507	F
Wage Range	G	33,292	34,624	36,009	37,450	38,948	40,507	42,126	43,811	G

Job Group II: Professional/Technical

Wage Range	A	25,300	26,312	27,364	28,458	29,596	30,780	32,011	33,292	A
Wage Range	B	27,364	28,458	29,596	30,780	32,011	33,292	34,624	36,009	B
Wage Range	C	29,596	30,780	32,011	33,292	34,624	36,009	37,450	38,948	C
Wage Range	D	32,011	33,292	34,624	36,009	37,450	38,948	40,507	42,126	D
Wage Range	E	34,624	36,009	37,450	38,948	40,507	42,126	43,811	45,563	E
Wage Range	F	37,450	38,948	40,507	42,126	43,811	45,563	47,386	49,281	F
Wage Range	G	40,507	42,126	43,811	45,563	47,386	49,281	51,252	53,301	G
Wage Range	H	43,811	45,563	47,386	49,281	51,252	53,301	55,433	57,650	H
Wage Range	I	47,386	49,281	51,252	53,301	55,433	57,650	59,956	62,354	I
Wage Range	J	51,252	53,301	55,433	57,650	59,956	62,354	64,848	67,442	J
Wage Range	K	55,433	57,650	59,956	62,354	64,848	67,442	70,140	72,946	K
Wage Range	L	59,956	62,354	64,848	67,442	70,140	72,946	75,863	78,898	L
Wage Range	M	64,848	67,442	70,140	72,946	75,863	78,898	82,054	85,336	M

Job Group III: Division Heads/Supervisors

Wage Range	A	32,011	33,292	34,624	36,009	37,450	38,948	40,507	42,126	A
Wage Range	B	34,624	36,009	37,450	38,948	40,507	42,126	43,811	45,563	B
Wage Range	C	37,450	38,948	40,507	42,126	43,811	45,563	47,386	49,281	C
Wage Range	D	40,507	42,126	43,811	45,563	47,386	49,281	51,252	53,301	D
Wage Range	E	43,811	45,563	47,386	49,281	51,252	53,301	55,433	57,650	E
Wage Range	F	47,386	49,281	51,252	53,301	55,433	57,650	59,956	62,354	F
Wage Range	G	51,252	53,301	55,433	57,650	59,956	62,354	64,848	67,442	G
Wage Range	H	55,433	57,650	59,956	62,354	64,848	67,442	70,140	72,946	H
Wage Range	I	59,956	62,354	64,848	67,442	70,140	72,946	75,863	78,898	I
Wage Range	J	64,848	67,442	70,140	72,946	75,863	78,898	82,054	85,336	J
Wage Range	K	70,140	72,946	75,863	78,898	82,054	85,336	88,750	92,300	K
Wage Range	L	75,863	78,898	82,054	85,336	88,750	92,300	95,992	99,832	L

Job Group IV: Department Heads

Wage Range	A	34,624	36,009	37,450	38,948	40,507	42,126	43,811	45,563	A
Wage Range	B	37,450	38,948	40,507	42,126	43,811	45,563	47,386	49,281	B
Wage Range	C	40,507	42,126	43,811	45,563	47,386	49,281	51,252	53,301	C
Wage Range	D	43,811	45,563	47,386	49,281	51,252	53,301	55,433	57,650	D
Wage Range	E	47,386	49,281	51,252	53,301	55,433	57,650	59,956	62,354	E
Wage Range	F	51,252	53,301	55,433	57,650	59,956	62,354	64,848	67,442	F
Wage Range	G	55,433	57,650	59,956	62,354	64,848	67,442	70,140	72,946	G
Wage Range	H	59,956	62,354	64,848	67,442	70,140	72,946	75,863	78,898	H
Wage Range	I	64,848	67,442	70,140	72,946	75,863	78,898	82,054	85,336	I
Wage Range	J	70,140	72,946	75,863	78,898	82,054	85,336	88,750	92,300	J
Wage Range	K	75,863	78,898	82,054	85,336	88,750	92,300	95,992	99,832	K
Wage Range	L	82,054	85,336	88,750	92,300	95,992	99,832	103,826	107,978	L
Wage Range	M	88,750	92,300	95,992	99,831	103,826	107,978	112,297	116,789	M
Wage Range	N	95,992	99,831	103,826	107,978	112,297	116,789	121,461	126,319	N
Wage Range	O	103,826	107,978	112,297	116,789	121,461	126,319	131,372	136,626	O
Wage Range	P	112,297	116,789	121,460	126,319	131,371	136,626	142,091	147,775	P
Wage Range	Q	121,460	126,319	131,371	136,626	142,091	147,775	153,686	159,834	Q
Wage Range	R	131,371	136,626	142,091	147,775	153,686	159,834	166,227	172,876	R
Wage Range	S	142,091	147,775	153,686	159,834	166,227	172,876	179,791	186,983	S

**RESOLUTION 08-34**  
**ESTABLISHING SALARIES**  
**OF SPECIFIC COUNTY ELECTED AND NON-ELECTED OFFICERS FOR 2009**

WHEREAS, the St. Clair County Board of Commissioners has responsibility to establish the salary levels of all County Elected and Non-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 and Non-elected Officers, be, and the same hereby are established as specified as follows.

<u>Officer</u>	<u>Annual Salary</u>
Surveyor	\$7,569
Drain Commissioner	\$58,847
Treasurer	\$63,715
Clerk/Register	\$68,067
Prosecuting Attorney	\$107,778
Sheriff	\$83,981
Magistrates	\$51.54 per hour

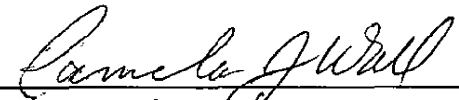
- 3) That the salary and benefits assigned herein to each classification shall be for one (1) year (2009) effective January 1, 2009.
- 4) All resolutions and parts of resolutions, insofar as the same conflict with the provisions of this resolution be, and the same are hereby rescinded.

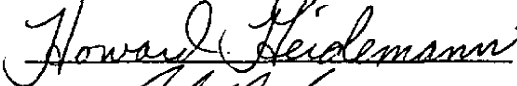
**Dated: November 19, 2008**

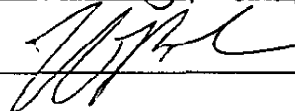
Reviewed and Approved as to Form by:

  
\_\_\_\_\_

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

  
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**RESOLUTION 08-33**

**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 2007, one Fund there has built up available Fund Balance 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 Fund to the General Fund in the following amount:


Health Department Fund	\$ 253,489
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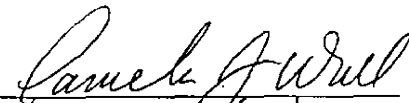
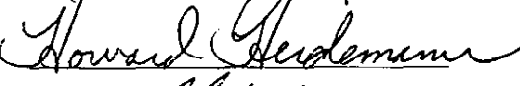
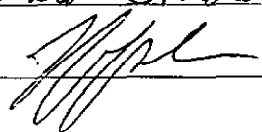
- 2) That the Administrator/Controller is also directed to allocate these funds as follows:

General Fund – Fund Balance undesignated	\$ 253,489
--	------------

DATED: November 19, 2008

Reviewed and Approved as to form by:

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

  
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**RESOLUTION 08-32  
ESTABLISHING FRINGE BENEFITS FOR THE COUNTY ELECTED, NON-  
ELECTED, CONFIDENTIAL AND NON-UNION EMPLOYEES**

WHEREAS, the St. Clair County Board of Commissioners has the responsibility to establish the fringe benefits of all County elected, non-elected and confidential and non-union employees; and

WHEREAS, the rising cost of healthcare has made it impossible for the St. Clair County Board of Commissioners to maintain the current level of benefits to its employees; and


WHEREAS, the St. Clair County Board of Commissioners has reviewed and evaluated the fringe benefit package of said Officers and employees and recommends that the said fringe benefit package is appropriate.

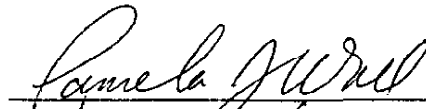

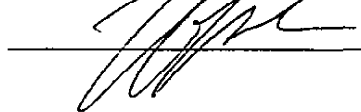
NOW, THEREFORE, BE IT RESOLVED:

- 1) That the County elected, non-elected and confidential and non-union employee's fringe benefit plan, as outlined in Exhibit A, is hereby approved and adopted.
- 2) That the St. Clair County Board of Commissioners shall provide eligible employees the opportunity to prefund retiree health care coverage by contributing to a Health Care Trust Account as outlined in the Retirement Changes in Exhibit B.
- 3) That the fringe benefits and retirement benefits assigned herein shall be in effective January 1, 2009 and shall remain in effect until amended by Resolution and/or Policy.
- 4) That the St. Clair County Employee Handbook and Retirement Ordinance shall be updated at the earliest possible date to reflect fringe benefits and retirement changes as outlined in Exhibit A and Exhibit B.
- 5) All resolutions and parts of resolutions, insofar as the same conflict with the provisions of this resolution are hereby rescinded.

**Dated: November 19, 2008**

Reviewed and approved as to form by:

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

  
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**Flexible Benefit Menu  
Community Blue Plans**

BENEFIT	CORE	OPTION I	OPTION II
Medical	BCBS PPO/Community Blue Plan 2 Preventative Services \$15 Office Visit Co-pay \$100 Individual Deductible \$200 Family Deductible \$15/30/45 Rx Co-Pay 90/10% Co-insurance* \$500/\$1000 (Ind/Family) Out of Pocket Maximum (Plus Deductible) *Most services (In Network) refer to plan description	BCBS PPO/Community Blue Plan 1 Preventative Services \$15 Office Visit Co-pay \$0 Deductibles \$15/30/45 Rx Co-Pay 100% Co-insurance* \$0 Out of Pocket Maximum *Most services (In Network) refer to plan description "BUY-UP" COST Single \$1016/yr Two Person \$2032/yr Family \$2292/yr	Opt Out Proof of Insurance Elsewhere Required. Must complete Declaration of Health Insurance Form on Page 10 CASH REBATE Single \$650/yr Two Person \$1100/yr Family \$1350/yr
Dental	COST Single \$416/yr Two Person \$832/yr Family \$1092/yr Class I (Preventative) 100% Class I (Other) 50% Class II & III 50% Annual Maximum \$1,000 Class IV (Orthodontic) 50% Lifetime Maximum \$1,500	OPT OUT OPT OUT	OPT OUT
Long Term Disability	66 2/3% to \$4,000, to a maximum of 5 years	Employee may purchase 70% to \$6,000 to age 65	\$150 Cash Rebate
Life	Current Labor Agreement Benefit Level	Employee may purchase an additional 1x Core amount	Employee may purchase an additional 2x Core amount
Uninsured Health Care Reimbursement Account	Pretax dollar payroll deductions to a maximum of \$7,000 Uninsured Health Care expenses		
Dependent Care Reimbursement Account	Pretax dollar payroll deductions to a maximum of \$5,000 Dependent Care expenses		

THE ABOVE TABLE SHOULD BE READ ACROSS NOT VERTICALLY. SELECT ONE OPTION FROM EACH BENEFIT CATEGORY.

Additional Benefits - Please see page 11 for additional benefits offered by AFLAC.

"A"

DRAFT 10-31-08

## SECTION 4

The St. Clair County Retirement System provides eligible employees the opportunity to prefund retiree health care coverage by contributing to a Health Care Trust Account. Employee participation in the Health Care Trust Account is optional. The option is exercised upon date of eligibility to participate in the retirement plan and once exercised is irrevocable. An employee is required to complete and submit to the Human Resources Department a retiree health care prefunding election form within 30 days of adoption of the resolution by the Board of Commissioners. The employee that fails to submit a timely form shall be considered to have elected not to prefund retiree health care coverage. A description of the retiree health care coverage is provided in the Retirement Plan booklet. Eligibility for retiree health care coverage is as follows:

- A. An employee subject to the original plan must have eight (8) or more actual years of service contributions in the Retirement Plan to be entitled to health care coverage at no premium cost as a retiree.
- B. An employee subject to the modified plan must have twenty (20) or more actual years of service contributions in the Retirement Plan to be entitled to health care coverage at no premium cost to the retiree.
- C. An employee that chooses not to participate in the prefunding of retiree health care or that does not meet the actual years of service contributions stipulated in the preceding subsections A and B, shall be entitled to purchase retiree health care coverage based on the following conditions:
  - I. The employee shall have eleven (11) or more actual years of service contributions to the Retirement Plan.
  - II. The employee, as a retiree, shall be required to pay the entire premium cost determined by the County on a month-to-month basis in the following ways:
    - i. The employee with previously acquired credits in his or her Health Reimbursement Account from a collective bargaining unit, who transfers in to the County Association of Non-Union Employees, may use the balance of those credits to pay for the premium cost as a deduction from their HRA. When the HRA is depleted, the retiree shall be subject to the following [ii and iii].
    - ii. The employee with contributions in the Health Care Trust Account, shall be entitled to pay the health care premium costs from his or her contributions. When those contributions are depleted, the retiree shall be subject to the following [iii].
    - iii. As a deduction from his or her monthly pension payment.
  - V. The employee upon making an application for retirement must choose to purchase or not purchase health care coverage. The employee, as a retiree, may not choose to purchase health care at a later time. In other words, the employee, as a retiree, must participate in the purchase health care coverage upon initial retirement or he or she shall be forever ineligible for health care coverage.

Exhibit "B"

DRAFT 10-31-08

VI. The employee, as a retiree, shall not be entitled to purchase health care coverage intermittently from the Retirement Plan. Failure to pay the monthly premium, whether intentionally or unintentionally disqualifies the retiree for health care coverage. In other words, the retiree shall not be entitled to discontinue and later re-enroll for health care coverage.

#### SECTION 5

Contributions to the Health Care Trust Account shall be calculated on an employee's eligible bi-weekly wages. The employee and employer shall contribute to the Health Care Trust Account as follows:

A. The contribution of employees hired before December 31, 2008 shall be as follows:

<u>Effective Date</u>	Employee Contribution	Employer Contribution
01-01-09	0.5%	1.0%
01-01-10	1.0%	2.0%
01-01-11	1.5%	3.0%
01-01-12	2.0%	4.0%
01-01-13	2.5%	5.0%

B. The County's total contribution, meaning pension and health care, shall not exceed 13%.

#### SECTION 6

Employees hired before January 1, 2009 with sufficient years of service and age to retire by December 31, 2011 shall be entitled to select the following contribution option.

A. The employee shall contribute five percent (5%) of his or her eligible bi-weekly wage as defined in the Employee Handbook Section 3.1:G. The employee contribution shall be attributed to pension.

B. The County shall contribute thirteen percent (13%) of the employee's eligible bi-weekly wage. The County's contribution shall be attributed to both pension and health care, as annually adopted by the Board of Commissioners.

C. In selecting this option the employee agrees to and shall retire on or before December 31, 2011 and shall sign a waiver stating such. By doing so, they are not obligated to pay the contributions outlined in section 5.

D. In selecting this option the employee must complete and sign a retirement application form designating a retirement date no later than December 31, 2011. The employee shall also sign a form that authorizes the County to deduct from the employee's pay an amount that equals the health care contributions stipulated in section 5 of this article to be paid by the employee who fails to retire on or before December 31, 2011. The employee that fails to timely complete and submit both forms shall not be entitled to this contribution option.

E. The employee that fails to retire or otherwise leave employment no later than December 31, 2011 shall be required to pay an amount equal the contributions that otherwise would have been made to the Health Care Trust Account. Contributions due shall be made by payroll and/or in a lump sum at the employee's discretion but

**Exhibit "B"**

DRAFT 10-31-08

shall be paid in full within ninety (90) calendar days after December 31, 2011 or the employee will be subject to pay one percent (1%) daily compounded interest.

#### SECTION 7

The County's combined Retirement Plan contributions for Defined Benefit Pension and to the Health Care Trust Account shall be no more than thirteen percent (13%) for employees hired on or before December 31, 2008. Employees hired on or after January 1, 2009 shall only be entitled to participate in a defined contribution or deferred compensation plan as determined by the Board of Commissioners and as outlined in Section 10.

#### SECTION 8

An employee shall only be entitled to withdraw his or her contributions to the Defined Benefit Plan upon termination of employment.

- A. An employee is not required to withdraw his or her contributions upon termination of employment.
- B. Contributions left in the plan are deferred until such time as the former employee is eligible to receive a pension.
- C. The employee that withdraws his or her contributions shall terminate all right to receive a pension benefit from the plan.
- D. The employee that withdraws his or her contributions shall be entitled to a rate of interest on the contributions determined by the Retirement Board which shall be consistent with the interest rate attributed to all employee accounts regardless of union affiliation.

#### SECTION 9

An employee shall only be entitled to withdraw his or her contributions to the Health Care Trust Account upon termination of employment.

- A. An employee is not required to withdraw his or her contributions upon termination of employment.
- B. Contributions left in the plan are deferred until such time as when the former employee shall be entitled to a retirement pension.
- C. The employee that leaves his or her contributions in the Health Care Plan Trust Account shall only be entitled to health care coverage in conjunction with receiving a pension.
- D. The employee that withdraws his or her contributions shall terminate all right to receive health care coverage from the plan at no premium cost to the retiree. The employee shall be allowed to withdraw only his or her contributions plus interest/yield up to 2% if there were earnings.
- E. The employee that leaves his or her contributions in the Health Care Trust Account but who has insufficient actual years of services to qualify for coverage shall be entitled to purchase coverage when meeting all the conditions stipulated in Section 4 of this article.

#### SECTION 10

Employees hired on or after January 1, 2009 shall not be eligible to participate in the County Defined Benefit Plan or the Retiree Health Care Plan. As of January 1,

**Exhibit "B"**

DRAFT 10-31-08

2009, all newly hired regular full time employees shall be eligible to participate in a Defined Contribution Plan or a Deferred Compensation Plan. The new Plan is a retirement plan where contributions are made by the employee and the employer. The fund's value is based on the amount of contributions made and the return on investment. There are no promises of a set monthly benefit at retirement. Participation in the new Plan is voluntary for eligible full time regular employees. Terms and conditions of the new Plan are as follows:

- A. An employee shall be entitled to select one of the following contribution options to be matched by the County:

<u>Employee Contribution</u>	<u>County Contribution</u>
1.0%	1.0%
2.0%	2.0%
3.0%	3.0%
4.0%	4.0%
5.0%	5.0%
6.0%	6.0%
7.0%	7.0%
8.0%	8.0%

- B. An employee is not required to withdraw his or her contributions upon termination of employment.
- C. Upon separation of County employment the employee with fewer than eight (8) years of service is entitled to retain and may rollover only that portion of the contributions made by the employee including its investment earnings contingent upon the terms, rules, regulations and conditions determined by the IRS or based upon a schedule adopted by the Board of Commissioners.
- D. The minimum employee contribution rate is one (1) percent.

Exhibit "B"

**RESOLUTION 08-31**

**WAIVING INVESTMENT INTEREST EARNED 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 investment interest earned on tax collections, providing that an agreement can be made between a collecting unit and a taxing unit regarding investment interest earned; and

**WHEREAS**, to divide and distribute investment 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 investment interest would likely surpass the amount of investment interest; and

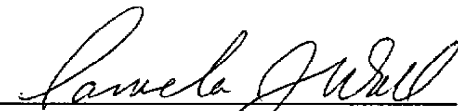
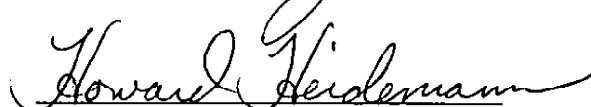
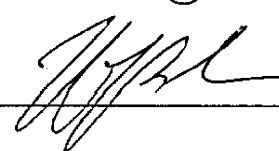
**WHEREAS**, this Board is not required to, but may, in its discretion, waive receipt of investment interest amounts attributed to collecting taxes for the year 2008.

**NOW, THEREFORE, BE IT RESOLVED**, that the payment of any investment interest which may be due and owing to the County from any local tax collecting unit for the 2008 Tax collections, is hereby waived.

**DATED: November 19, 2008**

Reviewed and Approved As To Form By:

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

  
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RESOLUTION 2008-30

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 2008 (attached as Exhibit A); 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 \$150,000 for "Drains- Public Benefit" for Fiscal Year 2008;

NOW, THEREFORE, BE IT RESOLVED:

1. That the County At Large Drain Assessment Roll for 2008 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 \$195,354.57, 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: November 19, 2008

Reviewed and Approved by:

  
 \_\_\_\_\_  
 St. Clair County Corporation Counsel

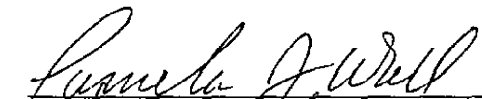
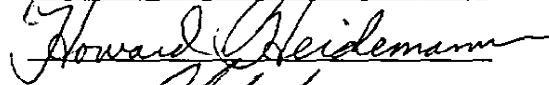
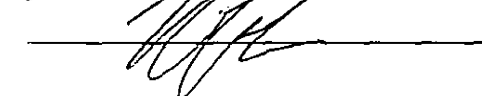
  
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Exhibit A  
 2008 COUNTY AT LARGE  
 DRAIN ASSESSMENTS  
 (Drains - Public Benefit)

<u>Drain</u>	<u>Amount</u>	<u>Drain</u>	<u>Amount</u>
Alder	\$ 192.06	Hathaway & Branch	\$ 5,660.55
Alpine & Br	176.83	Hayes	243.12
Barringer & Branch	833.47	Hextall	1,355.39
Beaverdam	1,586.27	Hickory Street & Branch	393.43
Beehr	381.47	Holley & Branch	832.18
Berville Storm Sewer	762.38	Hope IC	150.28
Big Hand	712.12	Howe-Brandymore Br1 & BrA	7.42
Black Segate & Reid IC	103.61	Jackson	239.88
Blackney	460.43	Jackson Creek IC	2,320.70
Blue River Gardens	16,516.10	Jordan Creek & Extension	869.31
Broadbridge	238.90	Kaufman	625.41
Burdie	140.92	Kimball	179.23
Butler	357.31	Kriesch	49.56
Cameron	264.72	Leonard	23.88
Campbell	257.99	Lester-Bammel	1,073.54
Cannis	376.58	Loomis & Branch	637.61
Carrigan & Branch 1	4,870.36	Lovejoy, Extension & Branch	704.36
Cartwright	351.96	Mackley	387.97
Casco & Branches	1,881.12	Marine City Dredge Cut	1,602.16
Chase Ext of Coon Crk IC	1,358.38	Marsac Creek Br #1	3,332.62
Cottrell & Ext	434.87	Marsac Creek	504.95
Cox-Doty & Stein	5,892.96	McGregor	74.57
Dana	24,184.83	McKinley	511.42
Dawson	664.79	Meadowlawn	850.46
Dayton	96.36	Meharg	1,693.29
Demars	124.65	Meldrum & Branch	2,215.77
Dilworth	474.11	Meno	31.07
East Branch Jordan Creek	1,359.13	Metcalf	1,565.40
East Branch Walker	255.64	Middleton	497.78
Edie-Smiley Drain	473.36	Miller	810.49
Emmett & Branch 1	1,420.17	Milwaukee Creek	648.47
Eschenburg	50.60	Moore & Branch 1	5,852.10
Fitten	235.19	Moore Creek	1,357.70
Flansburg & Ext IC	115.76	Morris	42.58
Foley	1,914.32	Mudcat & State IC	278.80
Franklin IC	614.70	Neaton	780.00
Fueslein & Branch	696.55	Neuman	236.32
Furlong	165.31	No. 203 & Branch	722.75
Galley IC	2,308.40	No. 207	86.98
Geyman	23.00	No. 209 Storm Sewer	3,697.57
Gorman	332.95	Oakwood Storm Sewer	1,050.00
Graham	1,000.00	Ostrander	547.11
Grandchamp	8.38	Parker-Riley	1,199.51
Green	486.52	Parks	67.03
Hale	140.63	Pauly & Branch 1	236.22
Hammer	433.77	Plum Creek	1,813.50
Hannah	750.00	Purtell	386.91
Hannan & N Belle River	1,029.87	Quin	602.20
Harris	993.97	Read	380.15
Harsens Island	24.78	Riley-Wales	1,575.54

Exhibit A  
 2008 COUNTY AT LARGE  
 DRAIN ASSESSMENTS  
 (Drains - Public Benefit)

<u>Drain</u>	<u>Amount</u>	<u>Drain</u>	<u>Amount</u>
River Ridge Br of Jordan Creek	\$ 250.00	Talmadge	\$ 60.23
River Ridge Br of Meno	360.00	Teets	195.11
Robbins	10,313.97	Thody & Branch	784.00
S Br P R, Emmett WWTP const	21,857.10	Thompson-Fort Gratiot	3,008.44
Scheffler & Branch	5,415.81	Volmer	90.13
Schoor	46.00	Wait	571.51
Schriber & Branch	471.83	Warner	500.00
Schriner	1,097.66	Wendt	33.50
Section 2	338.30	Westbrook	17.00
Section 24 Branch 1	473.31	Whackenbush	3,376.66
Shanahan	7,452.24	Wheeler Rd	1,309.50
Sheehy	778.20	Wilkins	195.48
Sprotberry	59.39	Wixon & Extension	1,784.49
St Clair- Macomb IC	1,772.84	Wolf #2	8.38
St Clair Shores	23.00	Wolvin	982.39
Stewart & Brs	566.81	Wonderlic & Extension	658.54
Swartout	820.28	Youngs	148.68
		total	<u>\$ 195,354.57</u>

RESOLUTION 2008 - 29

APPROPRIATION OF SENIOR CITIZENS MILLAGE FUNDS  
FOR CALENDAR YEAR 2009

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 Commission, reviewed and recommended approval of certain appropriations.

NOW, THEREFORE, BE IT RESOLVED: That the appropriation of the Senior Citizens Millage for Calendar 2009 is as follows:

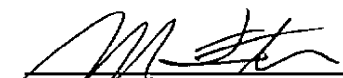
Catholic Social Services of St. Clair County	\$94,497
St. Clair County Council On Aging	\$2,628,409
Safe Horizons	\$9,615
Lakeshore Legal Aid	\$170,975
St. Clair County Public Guardian	\$11,845
Visiting Nurse Association	\$303,704
Area Agency On Aging 1B	\$15,808
Tax Appeals	\$7,500
St. Clair County Commission On Aging	\$31,120
Contingency Fund	\$369,645
Detroit Edison Tax Appeal Set Aside	<u>\$163,438</u>

Total \$3,806,556

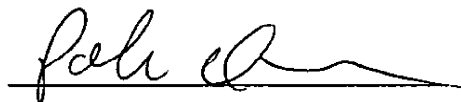
See Exhibits "A" and "B" attached.

**Dated: November 19, 2008**

Reviewed and Approved by:

  
\_\_\_\_\_

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

  
\_\_\_\_\_

  
\_\_\_\_\_

  
\_\_\_\_\_

**SENIOR CITIZENS MILLAGE FUND  
CALENDAR YEAR 2008 ALLOCATIONS**

EXHIBIT "A"

<b>CATHOLIC SOCIAL SERVICES</b>	94,497
Counseling	
<b>COUNCIL ON AGING</b>	2,628,409
Adult Day Care	125,291
Chore Services	122,854
Foster Grandparents	32,097
Homemaker/Personal Care Services	761,962
Home Repair Services	143,807
Outreach Services - Resource Advocacy	255,467
Programs	540,662
Transportation	248,853
Group Meals	61,780
Home Delivered Meals	335,636
<b>SAFE HORIZONS</b>	9,615
Emergency Shelter	5,341
Support Group Counseling	4,274
<b>LAKESHORE LEGAL AID</b>	170,975
Legal Services	
<b>PUBLIC GUARDIAN</b>	11,845
Guardianship	
<b>VISITING NURSE ASSOCIATION</b>	303,704
Respite Care Services	107,123
Personal Care Services	104,494
Adult Day Care- Dietary Supplem't	2,429
Bereavement Support Group	36,889
"Un-Met" Needs - Staff Compensation	52,769
<b>COMMISSION ON AGING</b>	31,120
Administration/Planning	
<b>AREA AGENCY ON AGING IB</b>	15,808
County Assessment - Match	
<b>TAX APPEALS, REGULAR - Set Aside</b>	7,500
<b>CONTINGENCY FUND</b>	369,645
<b>DETROIT EDISON TAX APPEAL SET ASIDE</b>	163,438
<b>TOTALS</b>	3,806,556

**SENIOR CITIZENS MILLAGE FUND  
CALENDAR YEAR 2009 ALLOCATIONS**

EXHIBIT "B"

<b>PROJECTED REVENUE AT JANUARY 01, 2008</b>		<b>3,806,556</b>
<b>CATHOLIC SOCIAL SERVICES</b>		94,497
Counseling		
<b>COUNCIL ON AGING</b>		2,628,409
Adult Day Care	125,291	
Chore Services	122,854	
Foster Grandparents	32,097	
Homemaker/Personal Care Services	761,962	
Home Repair Services	143,807	
Outreach Services	255,467	
Programs	540,662	
Transportation	248,853	
Group Meals	61,780	
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<b>SAFE HORIZONS</b>		9,615
Emergency Shelter	5,341	
Support Group Counseling	4,274	
<b>LAKESHORE LEGAL AID</b>		170,975
Legal Services		
<b>PUBLIC GUARDIAN</b>		11,845
Guardianship		
<b>VISITING NURSE ASSOCIATION</b>		303,704
Respite Care Services	107,123	
Personal Care Services	104,494	
Adult Day Care- Dietary Supplem't	2,429	
Bereavement Support Group	36,889	
"Un-Net" Needs - Staff/Program	52,769	
<b>COMMISSION ON AGING</b>		31,120
Administration/Planning		
<b>AREA AGENCY ON AGING IB</b>		15,808
County Assessment - Match		
<b>TAX APPEALS, REGULAR - Set Aside</b>		7,500
<b>CONTINGENCY FUND</b>		369,645
<b>DETROIT EDISON TAX APPEAL SET ASIDE</b>		163,438
<b>TOTALS</b>		<b>3,806,556</b>
<b>PROJECTED FUND BALANCE AT DECEMBER 31, 2007</b>		<b>0</b>

## Resolution 08-28

### APPORTIONING TAXES FOR 2008

**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 2008.
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 2008.
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 15, 2008**

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 08-27  
OPPOSITION TO MICHIGAN HOUSE BILL 6070  
AMENDING THE EMERGENCY TELEPHONE SERVICES ENABLING ACT**

**WHEREAS**, the Michigan House of Representatives introduced House Bill 6070, which seeks to amend Public Act 32 of 1986 entitled the "Emergency Telephone Service Enabling Act" by usurping the County Board of Commissioner's ability to levy a local 9-1-1 operational surcharge by resolution; and

**WHEREAS**, House Bill 6070 mandates that all 9-1-1- operational surcharge be approved by the Michigan Public Service Commission, an appointed, unelected bureaucracy with no accountability to the citizens of St. Clair County, rather than the legally elected Board that the residents of St. Clair County have entrusted to represent them and do hold accountable; and

**WHEREAS**, House Bill 6070 only allows a county 9-1-1 surcharge to be assessed after approval from the Public Services Commission, followed by a vote of the people of the county, to wit: "A county MAY NOT seek voter approval for a 9-1-1 surcharge unless the proposed 9-1-1 surcharge has been approved by the commission", and

**WHEREAS**, the Michigan Public Services Commission is a regulatory commission dealing with tariff rates for utilities and has no knowledge of local public safety communications needs; and

**WHEREAS**, the St. Clair County Board of Commissioners, demonstrating due diligence in determining in local public safety communication needs, has historically funded public safety communications through a fiscally conservative 9-1-1 operational surcharge without asking permission from an appointed State commission; and

**WHEREAS**, the time lines mandated by House Bill 6070 would, in most counties, necessitate the unnecessary, wasteful expense of a special election in order to obtain voter approval in a timely fashion; and


**WHEREAS**, House Bill 6070 continues to provide benefits to the telecommunication service providers including a 2% "billing and collection" charge plus an undefined "technical surcharge" for which there is no accountability, while impeding the County Board's ability to fund critical services with inflexible mandatory timelines.

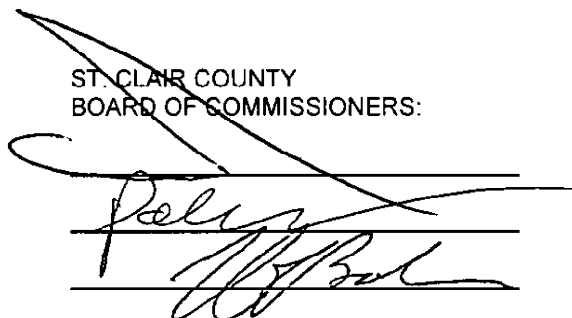
**THEREFORE BE IT RESOLVED**, that the St. Clair County Board of Commissioners strongly opposes House Bill 6070; and

**BE IT FURTHER RESOLVED** that copies of this resolution be transmitted to Governor Jennifer Granholm, and all Senators and Representatives serving St. Clair County.

**DATED: October 15, 2008**

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 08-25

### Approving Cooperative Reimbursement IV-D Program Agreement For the St. Clair County Prosecuting Attorney for the Year 2009

**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

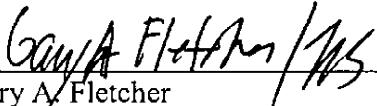
**WHEREAS**, payment shall be made on the basis of the program budget, a copy of which is attached hereto and made part hereof, provided that no more than Two Hundred Thirty-Six Thousand Nine Hundred Forty-Eight and no/100ths (\$236,948) Dollars shall be paid from combined County and State funds during the life of this agreement and provided further that Eighty Thousand Five Hundred Sixty-Two and no/100ths (\$80,562) Dollars of the above amount is the County's appropriation contributed to Title IV-D Program.

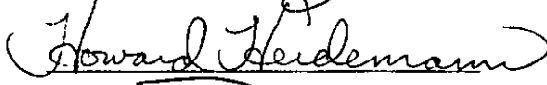

**NOW, THEREFORE BE IT RESOLVED THAT:**

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:** September 3, 2008

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:  
  
 \_\_\_\_\_  
  
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**RESOLUTION 08-24**  
**ST. CLAIR COUNTY INTERNATIONAL AIRPORT**  
Update of Airport Layout Plan

EXTRACT FROM THE MINUTES OF A BOARD OF COMMISSIONERS MEETING OF THE ST. CLAIR COUNTY BOARD OF COMMISSIONERS AT PORT HURON, MICHIGAN HELD ON AUGUST 20, 2008.

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

**RESOLUTION 08-23**

**WHEREAS**, ON AUGUST 20, 2008, 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 INTERANTIONAL AIRPORT, UNDER CONTRACT NO. FM 77-03-MP

**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:

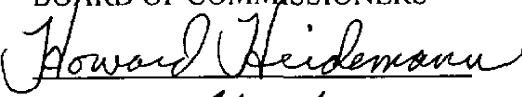
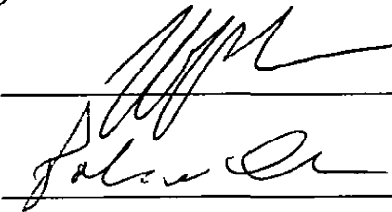
Section II. That the Chairperson of the St. Clair County Board of Commissioners is hereby authorized and directed to execute said Sponsor Contract in two (2) copies on behalf of the County of St. Clair, Michigan and the County Clerk is hereby authorized and directed to impress the official seal and to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

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

**Dated: August 20, 2008**

Reviewed and Approved by:

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

ST. CLAIR COUNTY  
BOARD OF COMMISSIONERS  
  
\_\_\_\_\_  
  
\_\_\_\_\_

**RESOLUTION 08-22**  
**ST. CLAIR COUNTY INTERNATIONAL AIRPORT**  
Approach Clearing, Airport Crack Sealing and Paint Marking

EXTRACT FROM THE MINUTES OF A BOARD OF COMMISSIONERS MEETING OF THE ST. CLAIR COUNTY BOARD OF COMMISSIONERS AT PORT HURON, MICHIGAN HELD ON AUGUST 20, 2008.

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

**RESOLUTION 08-22**

**WHEREAS**, ON AUGUST 20, 2008, 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 INTERANTIONAL AIRPORT, UNDER CONTRACT NO. 2008-0441.

**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:

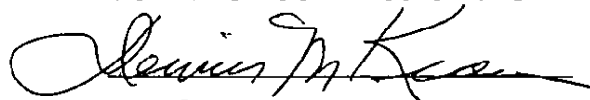
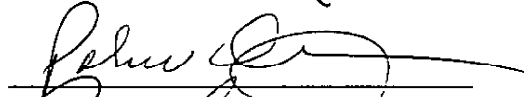

Section III. that the Sponsor Contract referred to herein below shall be attached:

**Dated: August 20, 2008**

ST. CLAIR COUNTY  
BOARD OF COMMISSIONERS

Reviewed and Approved by:

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

**RESOLUTION 08-21**

**Storm Water Management Procedures for  
St. Clair County's New Development and Redevelopment Projects**

**WHEREAS**, St. Clair County is subject to the National Pollutant Discharge Elimination System (NPDES) for discharges from municipal separate storm sewer systems (MS4s) Watershed Permit regulations; and

**WHEREAS**, St. Clair County will be submitting a Permit application to the Michigan Department of Environmental Quality by August 1, 2008 for compliance with these regulations; and

**WHEREAS**, the St. Clair County Board of Commissioners wishes to adopt a procedure to meet the Permit application requirements for water quality treatment and channel protection criteria on all St. Clair County MS4s; and

**WHEREAS**, the adoption of a procedure for implementing a water quality treatment and channel protection criteria for St. Clair County's new developments and redevelopment projects is not equivalent to the adoption of a codified policy, regulatory mechanism, or ordinance; and

**WHEREAS**, the Board of Commissioners commits to developing and adopting a codified policy that will meet the Permit application requirements for water quality treatment and channel protection criteria by the compliance date identified in St. Clair County's Certificate of Coverage; and

**WHEREAS**, the relevant portion of the St. Clair County Drain Commissioner's Rules of 2004 are believed to currently meet the post construction requirements for water quality treatment and channel protection criteria; and

**WHEREAS**, the St. Clair County Board of Commissioner may by ordinance adopt standards for water quality treatment and channel protection criteria in order to comply with MS4 requirements; and

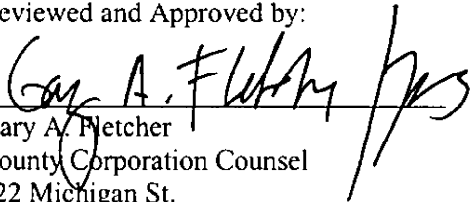
**WHEREAS**, the adoption of an ordinance or procedure to adhere to the relevant portion of the St. Clair County Drain Commissioner's Rules of 2004 is believed to fulfill the Permit application's requirements for water quality treatment and channel protection criteria; and

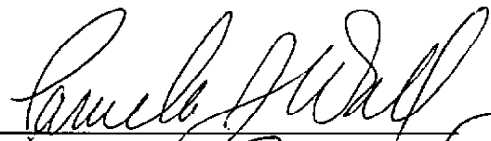
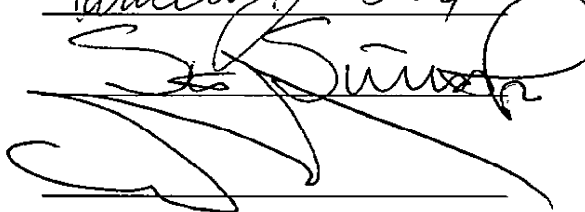
**NOW THEREFORE BE IT RESOLVED**, that the St. Clair County Board of Commissioners hereby adopts the procedure that all new construction and reconstruction projects that occur on current and future owned properties of St. Clair County that disturb one (1) acre or more, including projects less than one (1) acre that are part of a larger common plan of development or sale that would disturb one (1) acre or more will adhere to the portion of the St. Clair County Drain Commissioner's Rules of 2004 pertaining to water quality and channel protection.

**BE IT FURTHER RESOLVED** the St. Clair County Board of Commissioners shall study and consider adoption of an ordinance to establish a regulatory mechanism for treatment of water and criteria for channel protection.

**Dated: July 23, 2008**

Reviewed and Approved by:

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

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

**RESOLUTION 08-20**

**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

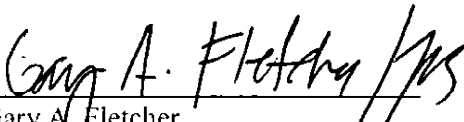
**WHEREAS**, the St. Clair County Board of Commissioners appoints two representatives to the AAA 1-B Board of Directors, a County Commissioner and a County resident who is at least 60 years of age; and



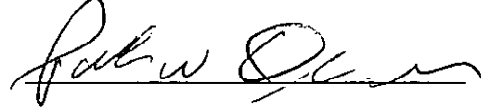
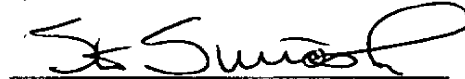
**WHEREAS**, the Michigan Office of Services requires that County Boards of Commissioners be given the opportunity to review and approve an area agency on aging's annual implementation plans; and

**NOW, THEREFORE, BE IT RESOLVED** that the St. Clair County Board of Commissioners hereby approves the FY 2009 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 16, 2008**

Reviewed and Approved by:

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

  
  
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ST. CLAIR COUNTY BOARD OF COMMISSIONERS

RESOLUTION 08-19

AN ORDINANCE TO AMEND SECTIONS 13.5 AND 13.6 OF ARTICLE XIII, ST. CLAIR COUNTY EMPLOYEES' RETIREMENT SYSTEM

The County of St. Clair Ordains:

Section 1. That Section 13.5 of Article XIII of the Code of the County of St. Clair be amended to read as follows:

Reserve for Undistributed Investment Income.

Section 13.5 This Section repealed.

- (a) ~~The reserve undistributed investment income is the account to which is credited all interest, dividends, and other income from retirement system assets, all gifts and bequests, and all other monies received by the retirement system the disposition of which is not specifically provided. There shall be transferred from the reserve account all amounts required to credit interest to the other reserve accounts.~~
- (b) ~~Whenever the Board of Trustees determines the balance in the account is more than sufficient to cover current charges; the excess of any part thereof may be used to fund contingency reserves, meet special requirements of the other reserve accounts, or to be transferred to the reserve for employer contributions. Whenever the balance is insufficient to cover current charges, the amount of the insufficiency shall be transferred to the account from the reserve for employer contributions.~~

Section 2. That Section 13.6 of Article XIII of the Code of the County of St. Clair be amended to read as follows:

Reserve for Administrative Expenses.

Section 13.6 This Section repealed. ~~The reserve for administrative expense is the account to which shall be charged all budgeted and authorized administrative expenses.~~

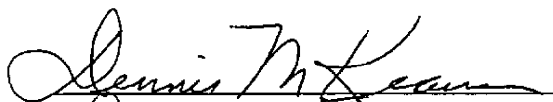
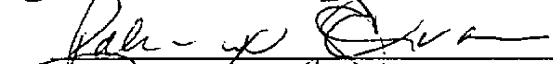
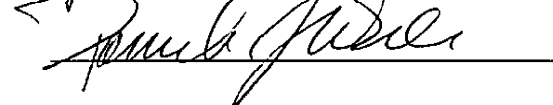
Section 3. If this ordinance amendment or any portion thereof is held to be invalid by any court of competent jurisdiction, said decision shall not effect the validity of the remaining provisions.

Section 4. This ordinance shall take effect 10 days following passage and publication.

Dated: July 16, 2008

Reviewed and Approved As To Form By:

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

  
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**RESOLUTION 08-18**

**In Opposition to Underground Depository Constructions in the Great Lakes**

**WHEREAS**, The Great Lakes are an irreplaceable resource containing 22% of the world's and 95% of North America's fresh water vital to human and environmental health; and

**WHEREAS**, The Great Lakes are vital to the economic well-being of the area and the Nation providing countless recreational and tourist opportunities; and

**WHEREAS**, Lake Huron and the connecting waters are the source of drinking water for millions of people downstream (United States, Canada and First Nation); and

**WHEREAS**, Michigan Act 204, 1987, the low-level Radioactive Waste Authority Act siting criteria for a nuclear waste depository excludes any site... located within 10 miles of Lake Michigan, Lake Superior, Lake Huron, Lake Erie, St. Mary's River, St. Clair River or Lake St. Clair; and

**WHEREAS**, To protect water quality, other siting criteria of Act 204, 1987 excludes sites located within a 500 year floodplain; located over a sole source aquifer and located where the hydrology beneath the site discharges groundwater to the land surface within 3,000 feet; and

**WHEREAS**, No Michigan site was likely to meet all statutory siting criteria and similar criteria should be met in Canada and other located in the Great Lakes Basin; and

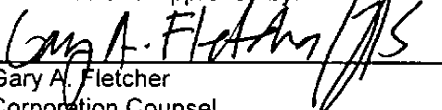
**WHEREAS**, A proposal has been made for a low and intermediate level nuclear waste depository in Kincardine, Ontario on the Bruce Peninsula, which this type of project has never been done before.

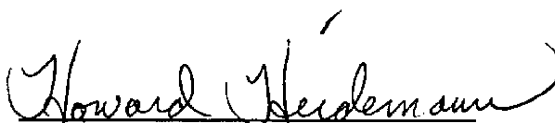
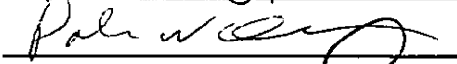

**NOW, THEREFORE, BE IT RESOLVED** that the St. Clair County Board of Commissioners, in order to protect the Great Lakes strongly opposes this proposed nuclear waste depository and/or any other underground depository proposed to be constructed in the Great Lakes Basin, in Canada, the Unites States or any First Nation property.

**BE IT FURTHER RESOLVED** that copies of this resolution be transmitted to Michigan Association of Counties, Governor Jennifer Granholm, and all State and Federal Senators and Representatives serving St. Clair County

**Dated: July 16, 2008**

Reviewed and Approved by:

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

  
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**RESOLUTION 08-17**

**SUPPORT FOR MICHIGAN HOUSE BILL 5892  
AMENDING THE EMERGENCY TELEPHONE SERVICES ENABLING ACT**

**WHEREAS**, Representatives Espinoza, Rick Jones, Polidori, Gonzales, Spade, Brown, Stahl, Condino, Warren and Hammel of the Michigan House of Representatives introduced House Bill 5892, which seeks to amend Public Act 32 of 1986 entitled the "Emergency Telephone Service Enabling Act" by extending the sunset of the Act from February 28, 2009 to December 31, 2013; and

**WHEREAS**, House Bill 5892 was introduced in the Michigan House of Representatives and was referred to the Energy and Technology Committee of the House of Representatives; and

**WHEREAS**, the Emergency Telephone Service Enabling Act, as amended by 2007 PA 164 and 2007 PA 165, provides Michigan counties with a stable and equitable funding source for public safety communications directly related to the delivery of 9-1-1 services; and

**WHEREAS**, the stable funding methodology contained in 2007 PA 164 and 2007 PA 165 was developed with input from all telecommunication service providers, public safety communications personnel, and legislators, and requires no substantive changes other than the extension of the sunset; and

**WHEREAS**, the stable funding provisions of 2007 PA 164 and 2007 PA 165 take effect July 1, 2008 and sunset on February 29, 2009, limiting Michigan counties to only eight months of revenue for critical public safety communication 9-1-1 projects and operations; and

**WHEREAS**, an eight-month cycle of legislation does not provide counties with sufficient time for long-range planning and may jeopardize critical 9-1-1 services; and


**WHEREAS**, the Michigan Association of Counties, the Michigan Municipal League, L. Brooks Patterson, and Shaun S. Groden, St. Clair County Administrator/Controller, support the immediate passage of House Bill 5892.

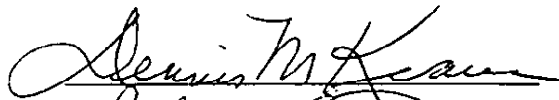
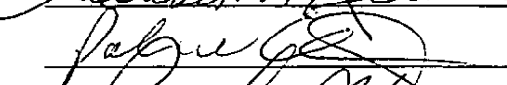
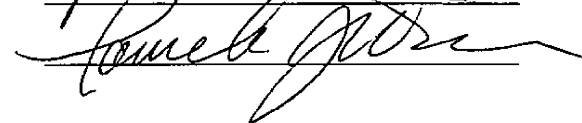
**NOW, THEREFORE, BE IT RESOLVED** that the St. Clair County Board of Commissioners strongly supports the immediate passage of House Bill 5892 as currently written.

**BE IT FURTHER RESOLVED** that copies of this resolution be transmitted to Governor Jennifer Granholm, Senator Jud Gilbert, Representative Daniel Acciavatti, Representative Phillip Pavlov and Representative John Espinoza.

**Dated: July 16, 2008**

Reviewed and Approved by:

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

  
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**Resolution 08-16**

**Support Bay County to  
Obtain the Ship USS Edson  
from the Federal Government**

**Whereas**, Bay County, a partner in the Saginaw Bay Coastal Initiative, has shown a desire to obtain the ship USS Edson from the federal government; and

**Whereas**, Bay County feels the addition of this ship would greatly enhance the area tributes to our veterans; and

**Whereas**, the addition of the USS Edson would also enhance the tourist population; and

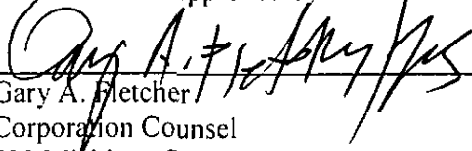
**Whereas**, we feel that the addition of the USS Edson would also benefit the St. Clair County area and be a welcome addition; and

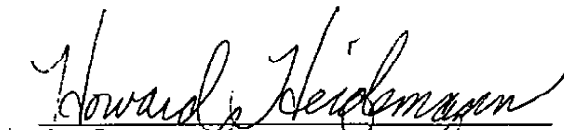
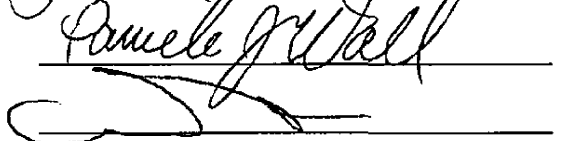
**Whereas**, we desire to support our Bay County neighbors.

**Now, Therefore, Be it resolved** the St. Clair County Board of Commissioners do hereby adopt this resolution in full support of Bay County's very worthy endeavor.

**Dated: June 6, 2008**

Reviewed and Approved by:

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

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



**RESOLUTION 08-14**

**RESOLUTION RELATIVE TO SALE BY SHERIFF OF UNCLAIMED STOLEN  
PROPERTY**

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**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.

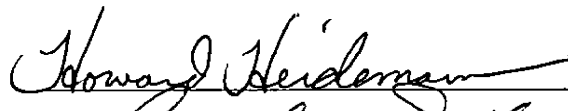
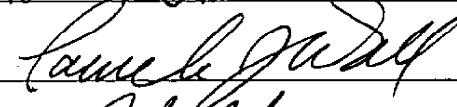
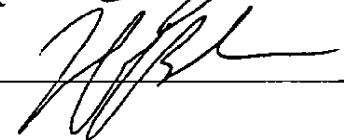
**NOW, THEREFORE, BE IT RESOLVED:**


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 21, 2008**

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



**ST. CLAIR COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION 08-13**

**RESOLUTION IMPOSING 2008 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 full amount of County allocated tax to be levied and collected as a summer tax levy in 2008.

**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, 2008, at the rate of 5.3265 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 County allocated tax collections for 2008 in accordance with the provisions of Public Act 357 of 2004; and

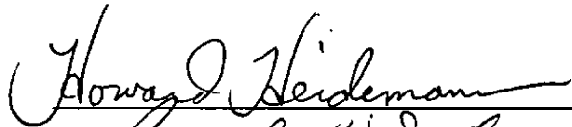
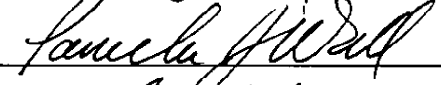
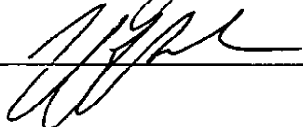
**BE IT FURTHER RESOLVED**, that this Resolution constitutes certification of the levy of the County allocated tax and authorized collection of the County allocated tax on July 1, 2008, at the rate of 100% of the amount allocated after application of the "Headlee" millage reduction fraction, or 5.3265 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: May 21, 1008**

Reviewed and Approved As To Form By:

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

  
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**RESOLUTION 08-12  
RESOLUTION AUTHORIZING  
COUNTY OF ST. CLAIR WATER SUPPLY SYSTEM NO. XII  
(COTTRELLVILLE TOWNSHIP )BONDS, SERIES 2008  
(LIMITED TAX GENERAL OBLIGATION)**

Minutes of a regular meeting of the Board of Commissioners of the County of St. Clair, Michigan held in said County on May \_\_, 2008.

PRESENT: Commissioners Bohm, Heidemann, Kearns, Simasko,  
Wall and Evans

ABSENT: Commissioners Quain

The following preamble and resolution were offered by Commissioner Wall and supported by Commissioner Simasko :

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

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

WHEREAS, the County pursuant to the Act has previously established the St. Clair County Water Supply System No. XII-Cottrellville Township (the "System"); and

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

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

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

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

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

*[Handwritten signatures and initials]*

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

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

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

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

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

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

3. The total estimated cost of acquiring and constructing the Project, including payment of incidental expenses as specified in Section 5 of this resolution, in the amount of \$1,482,412 is hereby approved and confirmed.

4. The estimated period of usefulness of the Project is determined to be not less than twenty (20) years.

5. For the purpose of defraying part of the costs of the Project, including payment of engineering, legal, financial expenses and capitalized interest there be borrowed the sum of not to exceed One Million Four Hundred Seventy-Five Thousand Dollars (\$1,475,000), and that in evidence thereof there be issued the bonds of the County in an equivalent aggregate principal amount, which bonds are sometimes hereinafter referred to in this resolution as the "bonds."

6. The bonds shall be designated ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XII (COTTRELLVILLE TOWNSHIP) BONDS, SERIES 2008 (LIMITED TAX GENERAL OBLIGATION), the principal of and interest thereon to be payable primarily out of the Contractual Payments required to be paid by the Local Unit pursuant to the Contract. Said bonds shall be registered as to principal and interest of the denomination of \$5,000 or multiples of \$5,000 up to the amount of a single maturity, numbered consecutively in order of authentication from 1 upwards, dated as of the date

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of delivery, callable prior to maturity as hereinafter provided, and shall be payable annually on April 1 as follows:

<u>Year</u>	<u>Principal</u>	<u>Year</u>	<u>Principal</u>
2009	\$50,000	2019	\$75,000
2010	75,000	2020	75,000
2011	75,000	2021	75,000
2012	75,000	2022	75,000
2013	75,000	2023	75,000
2014	75,000	2024	75,000
2015	75,000	2025	75,000
2016	75,000	2026	75,000
2017	75,000	2027	75,000
2018	75,000	2028	75,000

The bonds bear interest at a rate or rates determined on sale thereof, not exceeding six percent (6%) per annum, payable on October 1, 2008 and semiannually thereafter, by check drawn on the Paying Agent (hereafter defined) for the bonds and mailed to the registered owner at the registered address as shown on the registration books of the County maintained by the Paying Agent. Interest shall be payable to the registered owner of record as of the 15th day of the month prior to the payment date for each interest payment. The date of determination of registered owner for purposes of payment of interest as provided in this Section may be changed by the County to conform to market practice in the future. The principal of the bonds shall be payable at a bank or trust company qualified to act as paying agent, transfer agent and bond registrar and designated by the Board of Public Works in the notice of sale of the Bonds as published (the "Paying Agent") and the Board of Public Works and the County Treasurer each is hereby authorized to enter into all required contractual arrangements with the Paying Agent. In the event the bonds are not held in book-entry only form as described herein, then the Paying Agent shall also act as bond registrar and transfer agent. The County, through the Board of Public Works, may designate another qualified institution to serve as paying agent, transfer agent and bond register at any time by notice mailed to registered owners of the Bonds not less than sixty (60) days prior to an interest payment date.

The bonds are subject to redemption prior to maturity as provided in the form of the bonds set forth in Section 16 of this Resolution. The bonds may not be sold at a price that is less than 99% or more than 101% of the principal amount of the bonds.

7. The bonds may be issued in book-entry-only form through The Depository Trust Company in New York, New York ("DTC"). So long as the bonds are in the book-entry-only form, the Paying Agent shall comply with the terms of the Letter of Representations to be entered into among the County, the Paying Agent and DTC, which provisions shall govern registration, notices and payment, among other things, and which provisions are incorporated herein with the same effect as if fully set forth herein. The Chairman and the Secretary of the Board and the County Treasurer each is hereby authorized and directed to enter into the Letter of Representations with DTC in such form as determined by the Chairman or the Secretary of the Board or the County Treasurer, in consultation with bond counsel, to be necessary and appropriate. The Paying Agent is hereby authorized and directed to also enter into the Letter of Representations with DTC as agent for the County. In the event the County determines that the continuation of the system of book-entry-only transfer through DTC (or a successor

securities depository) is not in the best interest of the DTC participants, beneficial owners of the Bonds, or the County, the County will notify the Paying Agent, whereupon the Paying Agent will notify DTC of the availability through DTC of the bond certificates. In such event, the County shall issue and the Paying Agent as transfer agent shall transfer and exchange bonds as requested by DTC of like principal amount, series and maturity, in authorized denominations to be identifiable beneficial owners in replacement of the beneficial interest of such beneficial owners in the bonds, as provided herein.

8. The Board is hereby authorized to a) prepare the form of notice of sale in the form provided in Section 10 of this Resolution, fix a sale date, conduct the sale, and accept the best bid received at such sale; (b) publish such notice of sale in an authorized publication at least seven (7) full days prior to the date fixed for sale; and (c) do all other acts and take all other necessary procedures required to effectuate the sale, issuance and delivery of the bonds, including, if appropriate, making continuing disclosure undertakings, purchase of credit enhancements, and reducing the amount of the bonds sold and/or delivered if this Board determines that the full amount of the bonds is not necessary to complete the project; and

9. A notice of sale of said bonds shall be published in the manner directed by the County Board of Commissioners, in The Bond Buyer, New York, New York, and the Secretary of the Board is hereby directed to cause notice of sale to be published

10. The notice of sale for said bonds shall be in substantially the following form:

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

OFFICIAL NOTICE OF SALE

\$1,475,000

COUNTY OF ST. CLAIR, STATE OF MICHIGAN  
ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XII  
(COTTRELLVILLE TOWNSHIP) BONDS, SERIES 2008

SEALED BIDS for purchase of the above bonds will be received at the St. Clair County Department of Public Works office, 21 Airport Drive, St. Clair, Michigan 48079, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 2001, until \_\_\_\_\_ o'clock \_\_.m., Eastern \_\_\_\_\_ Time, at which time and place said bids will be publicly opened and read.. Scaled bids will also be received on the same date and until the same time at the offices of the Municipal Advisory Council of Michigan, 1445 First National Building, Detroit, Michigan 48226, when, simultaneously, the bids will be opened and read. The Board of Public Works will meet on the same day to consider to award or rejection of bids.

ELECTRONIC BIDS: Electronic bids will also be received on the same date and until the same time by Bidcomp/Parity as agent of the undersigned. Further information about Bidcomp/Parity, including any fee charged, may be obtained form Bidcomp/Parity, Jennifer Emery, 395 Hudson Street, New York, New York 10014, (212) 806-8304. NO ELECTRONIC BID WILL BE ACCEPTED UNLESS THE BIDDER HAS SUBMITTED A FINANCIAL SURETY BOND OR A CERTIFIED OR CASHIERS CHECK IN THE AMOUNT DESCRIBED IN THE SECTION CAPTIONED "GOOD FAITH" BELOW.

BOND DETAILS: Said bonds will be registered bonds of the denomination of \$5,000 or multiples thereof up to the amount of a single maturity, dated the date of delivery, numbered in order of registration and will bear interest from their date payable on October 1, 2008 and semiannually thereafter.

The bonds will mature annually on the 1st day of April as follows:

<u>Year</u>	<u>Principal</u>	<u>Year</u>	<u>Principal</u>
2009	\$50,000	2019	\$75,000
2010	75,000	2020	75,000
2011	75,000	2021	75,000
2012	75,000	2022	75,000
2013	75,000	2023	75,000
2014	75,000	2024	75,000
2015	75,000	2025	75,000
2016	75,000	2026	75,000
2017	75,000	2027	75,000
2018	75,000	2028	75,000

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at a rate or rates not exceeding 6% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only. All bonds maturing in any one year must carry the same interest rate. THE INTEREST RATE BORNE BY BONDS MATURING IN ANY

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



ONE YEAR SHALL NOT BE LESS THAT THE INTEREST RATE BORNE BY BONDS MATURING IN THE PRECEDING YEAR. The difference between the highest and lowest interest rate on the bonds shall not exceed three percent (3%). No proposal for the purchase of less than all of the bonds or at a price less than 99.00% or more than 101.00% of their par value will be considered.

PAYING AGENT AND REGISTRATION: Principal and interest shall be payable at corporate trust office of \_\_\_\_\_, \_\_\_\_\_, Michigan, or such other paying agent as the Board of Public Works may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date. Interest shall be paid by check or draft mailed to the registered owner as shown by the registration books of the County on the fifteenth (15<sup>th</sup>) day of the month prior to any interest payment date. The bonds will be transferable only upon the registration books of the County kept by the paying agent.

BOOK-ENTRY-ONLY: The bonds will be issued in book-entry-only form as one fully registered bond per maturity and will be registered in the name of Cede & Co., as bondholder and nominee for The Depository Trust Company ("DTC"), New York, New York. DTC will act as securities depository for the bonds. Purchase of the bonds will be made in book-entry-only form, in the denomination of \$5,000 or any multiple thereof. Purchasers will not receive certificates representing their interest in bonds purchased.

PRIOR REDEMPTION: Bonds of this issue maturing in the years 2008 to 2018, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 of this issue maturing in the years 2019 to 2028, inclusive, shall be subject to redemption prior to maturity, at the option of the Issuer, in such order as the Issuer shall determine, on any date on or after April 1, 2018, at par and accrued interest to the date fixed for redemption.

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

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

PURPOSE AND SECURITY: The bonds are to be issued under the provisions of Act 185, Public Acts of Michigan, 1957, as amended, and pursuant to resolution duly adopted by the Board of Commissioners of the County for the purpose of paying costs of construction of water supply system improvements in the Township of Cottrellville (the "Local Unit").

The bonds are issued in anticipation of, and are payable primarily from, certain specified contractual payments to be paid by the Local Unit to the Board of Public Works, acting for and on behalf of the County, pursuant to a certain contract among said governmental units, whereby said Board, on behalf of the County, is to construct the aforesaid improvements. By the provisions of said contract and pursuant to the authorization provided by law, the Local Unit has pledged its limited tax full faith and credit for the payment of the contractual obligations. The County has irrevocably pledged to the

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payment of said bonds the total contractual payments, which payments are payable at such times and are established in such amounts as are required to pay the entire principal of and interest on the bonds promptly when due.

As additional security for the payment of the bonds and the interest thereon, the County, as authorized by law, has pledged its full faith and credit for the prompt and timely payment thereof, should the Local Unit's contractual payments prove insufficient for any reason.

The full faith and credit pledges of the Local Unit and the County are a limited tax general obligation of each, and the Local Unit and the County are required to pay their respective debt service commitments on the bonds as a first budget obligation from their respective general funds, including the collections of any ad valorem taxes which each is authorized to levy. However, the ability of the Local Unit and the County to levy such taxes is subject to applicable statutory and constitutional limitations.

The rights and remedies of bondholders may be affected by bankruptcy, insolvency, fraudulent conveyance or other laws affecting creditor's rights generally, now existing or hereafter enacted, and by application of general principles of equity including those relating to equitable subordination.

GOOD FAITH: A certified or cashier's check drawn upon an incorporated bank or trust company or a financial surety bond in the amount of \$29,500 and payable to the order of the Treasurer of the County is required for each bid as a guaranty of good faith on the part of the bidder, to be forfeited as a portion of the County's damages if such bid be accepted and the bidder fails to take up and pay for the bonds. If a check is used, it must accompany the bid. If a Financial Surety Bond is used, it must be from an insurance company licensed to issue such a bond in the State of Michigan and such financial surety bond must be submitted to the Municipal Advisory Council of Michigan at least one hour prior to the opening of the bids. The financial surety bond must identify each bidder whose good faith deposit is guaranteed by such financial surety bond. If the bonds are awarded to a bidder utilizing a financial surety bond, then the purchaser is required to submit its good faith deposit to the County or its financial advisor in the form of a cashier's check (or wire transfer such amount as instructed by the Issuer) not later than Twelve o'clock, Noon, Eastern \_\_\_\_\_ Time, on the next business day following the award. If such good faith deposit is not received by that time, the financial surety bond may be drawn by the County to satisfy the good faith deposit requirement. The good faith deposit will be applied to the purchase price of the bonds. In the event the purchaser of the bonds fails to honor its accepted bid, the good faith deposit will be retained by the Issuer. No interest shall be allowed on the good faith checks and checks of the unsuccessful bidders will be promptly returned to each bidder's representative or by overnight mail. The good faith check of the successful bidder may be immediately cashed, in which event payment for the balance of the purchase price of the bonds shall be made at the closing.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the bonds from \_\_\_\_\_ 1, 2008 to their maturity and deducting therefrom any premium or adding thereto any discount.

LEGAL OPINION: Bids shall be conditioned upon the approving opinion of Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Detroit, Michigan, a copy of which opinion will be furnished without expense to the purchaser of the bonds at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone, P.L.C., for services rendered in connection with such approving opinion are

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

expected to be paid from bond proceeds. Except to the extent necessary to issue its approving opinion as to validity of the above bonds, Miller, Canfield, Paddock and Stone, P.L.C., has made no inquiry as to any financial information, statements or materials contained in any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the bonds, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial information, statements or materials.

BOND INSURANCE AT PURCHASER'S OPTION: If the bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the bidder/purchaser, the purchase of any such insurance policy or the issuance of any such commitment shall be at the option and expense of the purchaser of the bonds. Any increased costs of issuance of the bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the County has requested and received a rating on the bonds from a rating agency, the County will pay the fee for the requested rating. Any other rating agency fees shall be the responsibility of the purchaser. FAILURE OF THE MUNICIPAL BOND INSURER TO ISSUE THE POLICY AFTER THE BONDS HAVE BEEN AWARDED TO THE PURCHASER SHALL NOT CONSTITUTE CAUSE FOR FAILURE OR REFUSAL BY THE PURCHASER TO ACCEPT DELIVERY OF THE BONDS FROM THE COUNTY.

CONTINUING DISCLOSURE: The County and the Local Unit have agreed by resolution to provide or cause to be provided, in accordance with the requirements of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission, (i) on or prior to the last day of the sixth month after the end of its fiscal year, commencing for the County with the fiscal year ending March 31, 2008 and for the Township of Cottrellville with the fiscal year ending June 30, 2008 certain annual financial information and operating data, including audited financial statements for the preceding fiscal year, generally consistent with the information contained or cross-referenced in the Official Statement relating to the Bonds, (ii) timely notice of the occurrence of certain material events with respect to the Bonds and (iii) timely notice of a failure by the County or the Local Unit to provide the required annual information on or before the dates specified in (i) above.

OFFICIAL STATEMENTS: A copy of the Official Statement relating to the Bonds may be obtained by contacting Stauder, Barch & Associates, Inc. at the address referred to below. The Official Statement is in a form deemed final by the County for purposes of paragraph (b)(1) of the Rule, but is subject to revision, amendment and completion in a final Official Statement.

After the award of the bonds, the County will provide on a timely basis a reasonable number of a final Official Statement, as that term is defined in paragraph (f)(3) of the Rule, at the expense of the Issuer (and such additional copies of the final Official Statement as reasonably requested by, and at the expense of, the successful bidder or bidders) to enable the successful bidder or bidders to comply with paragraph (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board. Requests for such additional copies of the final Official Statement shall be made to Stauder, Barch & Associates, Inc. within 24 hours of the award of the bonds.

TAX EXEMPTION: In the opinion of bond counsel, the bonds will be exempt from taxation in the State of Michigan and Federal income tax subject, in both cases, to certain exceptions described in bond counsel's opinion. The bonds will not be private activity bonds. The bonds will be designated as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions.

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

ISSUE PRICE CERTIFICATE: The successful bidder will be required as a condition of the bid to furnish, prior to the delivery of the bonds, a certificate in a form acceptable to bond counsel as to the "issue price" of the bonds within the meaning of Section 1273 of the Internal Revenue Code of 1986, as amended (the "Code").

DELIVERY OF BONDS: The County will furnish bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser to DTC in New York, New York. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds will be delivered at the time of the delivery of the bonds. If the bonds are not tendered for delivery by twelve o'clock noon, Eastern \_\_\_\_\_ Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on that day, or any time thereafter until delivery of the bonds, withdraw its proposal by serving notice of cancellation, in writing, on the undersigned in which event the County shall promptly return the good faith deposit. Payment for the bonds shall be made in Federal Reserve Funds. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on said bonds, but neither the failure to print such numbers on any bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for said bonds. All expenses in relation to the printing of CUSIP numbers on said bonds shall be paid for by the County; provided, however, that the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall be paid for by the purchaser.

ADDITIONAL INFORMATION: Further information with respect to the bonds may be obtained from Stauder Barch & Associates, Inc., 3989 Research Park Drive, Ann Arbor, MI 48108; telephone (734) 668-6688, facsimile (734) 668-6723.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for St. Clair County Water Supply System No. XII (Cottrellville Township) Bonds, Series 2008."

Secretary  
Board of Public Works  
County of St. Clair, Michigan

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

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

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

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

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

14. It shall be the duty of the Board or the County Treasurer, after the adoption of this resolution and the sale of the bonds herein authorized, to open a special depository account with a bank or trust company to be designated by the Board or the County to be designated DEBT RETIREMENT FUND - ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XXII (COTTRELLVILLE TOWNSHIP) BONDS, SERIES 2008, sometimes referred to as the "Debt Retirement Fund," into which

account shall be deposited accrued interest received upon delivery of the bonds, the amount provided for in Section 18 of this resolution to pay capitalized interest, and all Contractual Payments as received, and into which account any advances made by the County pursuant to Section 13 of this resolution shall be deposited. The moneys from time to time on hand in the Debt Retirement Fund shall be used solely and only for the payment of the principal of and interest on the bonds, or, to the extent of any surplus, to reimburse the County for any advances made pursuant to Section 13 hereof. The County shall have the right to invest moneys in the Debt Retirement Account as provided in the Contract, which investments may be in obligations other than those of the depository bank or trust company.

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

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

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

NO. \_\_\_\_

UNITED STATES OF AMERICA  
STATE OF MICHIGAN

COUNTY OF ST. CLAIR

ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XII  
(COTTRELLVILLE TOWNSHIP) BOND, SERIES 2008  
(GENERAL OBLIGATION LIMITED TAX)

<u>Interest Rate</u>	<u>Date of Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
	_____ 1, 200__	_____ 1, 2008	

Registered Owner:

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

The County of St. Clair, State of Michigan (the "Issuer"), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Date of Maturity specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on October 1, 2008, and semiannually thereafter. Principal of this bond is payable at the corporate trust office of \_\_\_\_\_, Michigan, or such other paying agent as the Issuer may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Paying Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the payment date as shown on the registration books of the Issuer maintained by the Paying Agent, by check or draft mailed to the registered owner at the registered address.

The bonds of this issue are payable primarily from the proceeds of contractual payments to be paid by the Township of Cottrellville, located in the County of St. Clair, State of Michigan (the "Local Unit"), to the Board of Public Works, acting for and on behalf of the Issuer, pursuant to a certain contract dated May \_\_, 2008 (the "Contract"), between the Issuer and the Local Unit, whereby said Board, on behalf of the Issuer, is to construct water supply system improvements in the form of extensions to St. Clair County Water Supply System No. XII--Cottrellville Township. By the provisions of the Contract and pursuant to the authorization provided by law, the Local Unit has pledged its full faith and credit for the payment of its contractual payments. The Issuer has irrevocably pledged to the payment of this issue of bonds the total contractual payments under the Contract, which said total payments are established in the amount required to pay the principal of and interest on the bonds of this issue when due. As additional security for the payment of the bonds of this issue, the Issuer, pursuant to

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the provisions of Act 185, Public Acts of Michigan, 1957, as amended, and at least a three-fifths (3/5) vote of the members-elect of its Board of Commissioners, has pledged its full faith and credit for the prompt payment of the principal of and interest thereon. The full faith and credit pledges of the Local Unit and the Issuer are limited tax general obligations of each severally, and each is required to pay its respective debt service commitments on the bonds as a first budget obligation from its general funds, including the collection of any ad valorem taxes which each is authorized to levy. However, the ability of each to levy such taxes is subject to applicable constitutional and statutory limitations.

This bond is one of a total authorized issue of bonds of even Date of Original Issue aggregating the principal sum of \$1,475,000, issued pursuant to a resolution duly adopted by the Board of Commissioners of the Issuer on May 21, 2008 (the "Resolution"), and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 185, Public Acts of Michigan, 1957, as amended, for the purpose of paying costs of constructing water supply system improvements to service the Local Unit. For a complete statement of the funds from which and the conditions under which this bond is payable, and the general covenants and provisions pursuant to which this bond is issued, reference is made to the Resolution.

Bonds of this issue maturing in the years 2009 to 2018, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 of this issue maturing in the years 2019 to 2028, inclusive, shall be subject to redemption prior to maturity, at the option of the Issuer, in such order as the Issuer shall determine, on any date on or after October 1, 2018, at par and accrued interest to the date fixed for redemption.

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

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

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

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



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

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

COUNTY OF ST. CLAIR

By                   /facsimile/                    
Chairman, Board of Commissioners

[SEAL]

                  /facsimile/                    
County Clerk

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[FORM OF PAYING AGENT'S  
CERTIFICATE OF AUTHENTICATION]

Certificate of Authentication

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

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

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

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

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

18. An amount sufficient from the proceeds of sale bonds to pay interest on the bonds due on October 1, 2008 shall be deposited in the Debt Retirement Fund created pursuant to Section 14 of this Resolution. The remaining proceeds of sale of the bonds shall be deposited in a special depository account in a bank to be designated by the Board or the County, said account to be designated ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XII (COTTRELLVILLE TOWNSHIP) BONDS, 2008 CONSTRUCTION FUND (hereinafter referred to as the "construction fund"). The moneys from time to time in such fund shall be used solely and only to pay costs of acquiring and constructing the Project. Any premium and accrued interest paid at the time of delivery of the bonds shall be deposited into the Debt Retirement Fund.

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

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

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

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

(c) The County will take or abstain from taking all actions required by the federal Internal Revenue Code and regulations thereunder as may be necessary to retain for the interest on the bonds the exemption from direct federal income taxation, including specifically all actions and abstention from actions as required by the Non-Arbitrage and Tax Compliance Certificate and related documents furnished in connection with the bonds.

21. The Board is hereby designated, for and on behalf of the County, to do all other acts and take all other necessary procedures required to effectuate the sale, issuance and delivery of the bonds, including, if appropriate, making continuing disclosure undertakings, purchase of the credit enhancements, and reducing the amount of bonds sold and/or delivered if the Board determines that the full amount thereof is not necessary to complete the Project.

22. The Board, the County Administrator/Controller, and the Deputy Controller are each hereby authorized to apply for prior approval to issue the bonds, if necessary, with the Michigan Department of Treasury.

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

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

25. The County hereby designates the bonds as "qualified tax exempt obligations" under the provisions of Section 265(b) of the Internal Revenue Code of 1986, as amended, and the regulations thereunder (the "Code") for the purpose of permitting the deduction of certain expenses by financial institutions pursuant to Section 265(b) of the Code.

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

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

AYES Members Bohm, Heidemann, Kearns, Simasko, Wall & Evans

NAYS: Members None

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

RESOLUTION DECLARED ADOPTED.

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

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

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, State of Michigan, at a regular meeting held on \_\_\_\_\_, 2008, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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

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

EXHIBIT A  
CONTINUING DISCLOSURE UNDERTAKING

This Continuing Disclosure Undertaking (the "Undertaking") is executed and delivered by the County of St. Clair, State of Michigan (the "County"), in connection with the issuance of its St. Clair County Water Supply System No. XII (Cottrellville Township) Bonds, Series 2008 (Limited Tax General Obligation) (the "Bonds"). The County covenants and agrees for the benefit of the Bondholders, as hereinafter defined, as follows:

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

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

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

"MSRB" means the Municipal Securities Rulemaking Board.

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

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

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

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

(b) *Continuing Disclosure.* The County hereby agrees, in accordance with the provisions of the Rule, to provide or cause to be provided to each NRMSIR and to the SID for the State of Michigan ("SID"), on or before the last day of the 6th month after the end of the fiscal year of the County, the following annual financial information and operating data, commencing with the fiscal year ended December 31, 2008:

(1) Updates of the numerical financial information and operating data included in the official statement of the County relating to the Bonds (the "Official Statement") appearing in the Tables in the Official Statement as described below:  
[Examples only]

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

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- a. History of Valuations - Current year state equalized valuation ("SEV") and taxable value ("TV");
- b. Taxable Value -By Class and By Use - Analysis of current year TV by class and use;
- c. Major Taxpayers - Current year major taxpayers and current year SEV and TV thereof;
- d. Tax Rates - Current year tax rates;
- e. Tax Rate Limitations - Current year tax rate limitations;
- f. Tax Levies and Collections - Current year tax levies and collections;
- g. Revenues from the State of Michigan – Current year revenue sharing payments;
- h. Debt Statement, Schedule of Bond Maturities, and Statement of Legal Debt Margin - Update as of current year; and

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

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

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

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

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

- (1) principal and interest payment delinquencies
- (2) non-payment related defaults
- (3) unscheduled draws on debt service reserves reflecting financial difficulties
- (4) unscheduled draws on credit enhancements reflecting financial difficulties
- (5) substitution of credit or liquidity providers, or their failure to perform



- (6) adverse tax opinions or events affecting the tax-exempt status of the security
- (7) modifications to rights of security holders
- (8) bond calls
- (9) defeasances
- (10) release, substitution, or sale of property securing repayment of the securities
- (11) rating changes

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

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

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

(h) *Amendments to the Undertaking.* Amendments may be made in the specific types of information provided or the format of the presentation of such information to the extent deemed necessary or appropriate in the judgment of the County, provided that the County agrees that any such amendment will be adopted procedurally and substantively in a manner consistent with the Rule, including any interpretations thereof by the SEC, which, to the extent applicable, are incorporated herein by reference. Such interpretations currently include the requirements that (a) the amendment may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature, or status of the County or the type of activities conducted thereby, (b) the undertaking, as amended, would have complied with the requirements of the Rule at the time of the primary offering of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances, and (c) the amendment does not materially impair the interests of Bondholders, as determined by parties unaffiliated with the County (such as independent legal counsel), but such interpretations may be changed in the future. If the accounting principles to be followed by the County in the preparing of the Audited Financial Statements are modified, the annual financial information for the year in which the change is made shall present a comparison between the financial statements as prepared on the prior basis and the statements as prepared on the new basis, and otherwise shall comply with the requirements of the Rule, in order to provide

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information to investors to enable them to evaluate the ability of the County to meet its obligations. A notice of the change in accounting principles shall be sent (i) to each NRMSIR or the MSRB and (ii) the SID.

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

COUNTY OF ST. CLAIR  
State of Michigan

BY THE BOARD OF PUBLIC WORKS

By \_\_\_\_\_

Its Director

Dated: \_\_\_\_\_, 2008

DELIB:2965942.1\123953-00001

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

### Resolution 08-11

#### Michigan Agriculture Environmental Assurance Program Verification

**Whereas**, the State of Michigan has implemented the Michigan Agriculture Environmental Assurances Program (MAEAP) that educates farmers in better management practices in order to protect and enhance Michigan's natural resources; and

**Whereas**, the Michigan Agriculture Environmental Assurance Program (MAEAP) encompasses three farming systems: the Livestock System (Comprehensive Nutrient Management Plan – Progressive Planning), the Cropping system (Crop\*A\*Syst and Greenhouse\*A\*Syst) and the Farmstead System (Farm\*A\*Syst and Greenhouse\*A\*Syst); and

**Whereas**, the farmer voluntarily completes educational requirements, undergoes a farm specific assessment and invites third party verification by the Michigan Department of Agriculture; and

**Whereas**, upon achieving Michigan Agriculture Environmental Assurance Program (MAEAP) verification, the farming operation and the general public, are assured that the farming operation meets high environmental standards designed to help producers achieve compliance with state and federal environmental laws as well as conformance with Right to Farm Generally Accepted Agricultural and Management Practices (GAAMPs); and

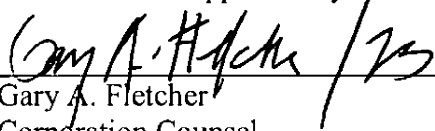
**Whereas**, the failure of the farm operation to continue to meet Michigan Agriculture Environmental Assurance Program (MAEAP) and those associated requirements, will result in revocation of the farm operations MAEAP verification in good standing; and

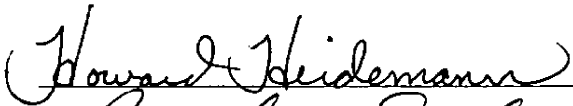
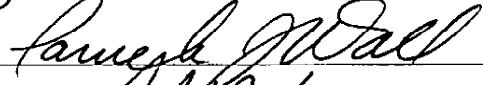
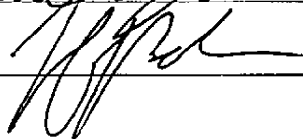
**Whereas**, agricultural producers are under increasing public pressure to improve their farming techniques and practices to protect and improve the environment. The producer voluntarily participates in this program to show the general public they are being environmental stewards of the land they farm.

**Now, Therefore, Be it resolved** the St. Clair County Board of Commissioners shall recognize those farms that achieve Michigan Agriculture Environmental Assurance Program (MAEAP) verification by presenting them with a certificate of achievement.

**Dated: May 21, 2008**

Reviewed and Approved by:

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

  
  
\_\_\_\_\_  


**RESOLUTION 08-10**

**REVISING RESOLUTION 03-40  
ST. CLAIR COUNTY SOIL EROSION AND  
SEDIMENTATION CONTROL ORDINANCE**

**ARTICLE I**

**A. PURPOSE**

The St. Clair County Board of Commissioners hereby adopts this Ordinance to provide procedures, standards and enforcement mechanisms to manage soil erosion and sedimentation in order to promote the safety, public health and general welfare of the community through effectively sustaining the goal of clean water in St. Clair County and the State of Michigan.

**B. AUTHORITY**

This Ordinance is adopted under the authority granted by Part 91, Soil Erosion and Sedimentation Control of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. Part 91 being Sections 324.9101 to 324.9123a of the Michigan Compiled Laws Annotated.

**C. RULES ADOPTED**

The rules promulgated under Part 91, Soil Erosion & Sedimentation Control, 1994 PA 451, as amended, are hereby incorporated by reference and made a part of this Ordinance as if fully set forth herein. To the extent any provisions or requirements of this Ordinance are more restrictive than or in addition to the provisions or requirements of Part 91 or the rules promulgated thereunder, this Ordinance shall apply.

**D. DESIGNATION OF THE COUNTY ENFORCING AGENCY**

The St. Clair County Health Department shall be the county enforcing agency responsible for the administration and enforcement of this Ordinance, Part 91, Soil Erosion and Sedimentation Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Part 91), and the Rules promulgated under Part 91, within St. Clair County.

**ARTICLE II**

**A. DEFINITIONS**

Unless otherwise stated herein, all terms shall have the meaning given to them by Part 91 and the rules promulgated thereunder. Said definitions are adopted and incorporated herein by reference.

- 1) **“Authorized Public Agency”** means a state agency or an agency of a local unit of government authorized under Section 9110 of Part 91 to implement soil erosion and sedimentation control procedures with regard to earth changes undertaken by it.
- 2) **“Authorized Representative”** means an individual having current certificates of training under Section 9123 of Part 91 and designated by the Director of the St. Clair County Health Department as a person authorized to take enforcement action on behalf of the Department pursuant to this Ordinance.
- 3) **“Board of Commissioners”** means the St. Clair County Board of Commissioners.
- 4) **“Department of Health or Health Department”** means the St. Clair County Health Department.
- 5) **“Earth Change”** means a human made change in the natural cover or topography of land, including cut and fill activities, which may result in or contribute to soil erosion or sedimentation of the waters of the State. “Earth change” does not include the practice of plowing and tilling soil for the purpose of crop production.
- 6) **“Soil Erosion”** means the wearing away of land by the action of wind, water, gravity, or a combination thereof.
- 7) **“Lake”** means the Great Lakes and all natural and artificial inland lakes and/or impoundment’s that have definite banks, a bed and visible evidence of a continued occurrence of water and a surface area of water that is equal to or greater than one acre. Lake does not include sediment basins and basins constructed for the sole purpose of storm water retention, cooling water or for treating polluted water.
- 8) **“Municipality”** means a city, village or charter township located in St. Clair County.
- 9) **“Municipal Enforcing Agency”** means an agency designated by a municipality under Section 9106 of Part 91 to enforce a local ordinance.
- 10) **“Part 91”** means Part 91, Soil Erosion and Sedimentation Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, being Sections 324.9101 through 324.9123a of the Michigan Compiled Laws.
- 11) **“Permanent Soil Erosion & Sediment Control Measures”** means control measures which are installed or constructed to control erosion and sedimentation and which are maintained after project completion.
- 12) **“Person”** means an individual, firm, partnership, corporation, association, organization, or legal entity of any kind including governmental entities.

- 13) **“Sediment”** means solid particulate matter, including both mineral and organic matter that is in suspension in water, is being transported or has been removed from its site of origin by the action of wind, water, or gravity, and has been deposited elsewhere.
- 14) **“Site”** means a lot or parcel of land or combination of contiguous lots or parcels proposed for development or activity undergoing earth moving.
- 15) **“Stabilization”** means the establishment of vegetation or the proper covering of soil to ensure its resistance to soil erosion, sliding, or other earth movement.
- 16) **“Stream”** means a river, creek or other surface watercourse which may or may not be serving as a drain as defined in Act No. 40, of the Public Acts of 1956, as amended, being Section 280.1 *et seq* of the Michigan Compiled Laws, and which has definite banks, a bed, and visible evidence of continued flow or continued occurrence of water, including the connecting waters of the Great Lakes.
- 17) **“Temporary Soil Erosion & Sediment Control Measures”** means interim control measures which are installed or constructed to control soil erosion or sedimentation and which are not maintained after project completion.

### **ARTICLE III**

#### **Reduction of Soil Erosion or Sedimentation by Owner.**

A person who owns land on which an earth change has been made that may result in or contribute to soil erosion or sedimentation of the waters of the state or to adjacent properties shall implement and maintain soil erosion and sedimentation control measures that will effectively reduce soil erosion and sedimentation from the land on which the earth change has been made. This section is effective whether or not an earth change permit is required by this article.

### **ARTICLE IV**

#### **A. Earth Change Permits**

Unless specifically exempted or waived under Part 91, the rules promulgated thereunder or this Ordinance, a landowner or designated agent who contracts for, allows, or engages in an earth change shall obtain a permit from the Department of Health before commencing an earth change:

- 1) Within 500 feet of the water’s edge of a lake or stream; or
- 2) Which disturbs one (1) or more acres (including spoils from grading activities).

An application shall be required and fee(s) paid as established by the Board of Commissioners.

Provided, a permit obtained pursuant to this Ordinance shall be in the name of the landowner and not its designated agent, if one exists.

**B. Earth Change Permit Waivers**

The Department of Health may grant an earth change permit waiver (“Waiver”) for an earth change after receiving a signed affidavit from the landowner that the earth change will disturb less than 225 square feet and that the earth change will not contribute sediment to the lakes or streams.

The issuance of a Waiver shall not be construed as an exemption from enforcement procedures if the activity otherwise results in a violation of Part 91, the Rules promulgated thereunder, or this Ordinance.

**C. Exemptions**

Activities identified in Sections 9115 and 9115a of Part 91 and Rule 1705 promulgated under Part 91, and any future exemptions authorized by Part 91 or the rules promulgated under Part 91 are exempted from the permit provisions of this Ordinance. Exemptions from Earth Change Permits shall not be construed as exemptions from enforcement procedures if the activity otherwise results in a violation of Part 91, the rules promulgated thereunder or this Ordinance.

**D. Approval from Other Governmental Agencies**

Earth Change Permits and Waivers issued in accordance with this Ordinance do not relieve the owner of responsibility for obtaining all other necessary permits or approvals from federal, state, county and/or municipal agencies. If requirements vary, the most stringent requirements shall be followed.

**ARTICLE V**

**A. Earth Change Permit Process**

All applications for Earth Change Permits and Waivers shall be made through:

ST. CLAIR COUNTY  
Department of Health  
Soil Erosion and Sedimentation Control (SESC) Program  
3415 28<sup>th</sup> St.  
Port Huron, MI 48060

**B. Permit Approval**

Approval will be given to permit applications provided the earth change plans meet the requirements of this Ordinance and Part 91 (including the rules promulgated thereunder). If the

plan does not meet such requirements, the Department of Health may request additional information from the landowner, request the landowner modify the application or deny such application. The application and earth change plan shall be acted upon within thirty (30) days. Formal notice of approval is indicated by the issuance of a Earth Change Permit outlining the work approved and necessary control measures.

**C. Denial of Permit**

Earth Change Permits and/or Waivers shall not be issued where:

- 1) The proposed earth change would be hazardous to the public safety and welfare;
- 2) The work as proposed by the applicant will damage public or private property, interfere with an existing stream in such a manner as to cause damage to any adjacent property, or result in the depositing of debris or sediment on any public way or into any stream or lake;
- 3) The land area for which earth change is proposed is subject to geological hazard to the extent that no reasonable amount of corrective work can eliminate or sufficiently reduce sediment, slope instability or any other such hazards to person or property; or
- 4) The application and earth change plans do not meet the requirements of this Ordinance, Part 91 or the rules promulgated thereunder.

**D. Permit Expiration**

Earth Change Permits shall expire automatically upon the expiration date provided on the permit.

**E. Permit Revocation**

Earth Change Permits may be revoked for any of the following reasons:

- 1) Violation of any condition of the permit;
- 2) Misrepresentation or failure to disclose relevant facts in the application or plans submitted; or
- 3) Authorized work is abandoned or suspended for a period of six (6) months.

**F. Re-application Process**

If a permit or waiver is denied, expired or revoked for any reason, a new application must be submitted must be submitted together with all information required by Article VI of this Ordinance and all fees required by Article VIII.



## **ARTICLE VI**

### **A. Permit Applications**

An application for an Earth Change Permit shall include a soil erosion and sedimentation control plan which is designed to effectively reduce accelerated soil erosion and sedimentation and which identifies factors that may contribute to soil erosion, sedimentation, or both. A permit application and three sets of plans completed as described below will be required for each project requiring an Earth Change Permit. The permit application must be on the form provided by the Department of Health. The plans must contain the following information:

- 1) Legal description of the affected parcel of land;
- 2) Scaled site plan or dimensional drawing at a scale of not more than 200 feet to the inch which includes:
  - a) Site location sketch;
  - b) Proximity of all proposed earth changes to any lakes and streams;
  - c) Location of predominant features, including all proposed and existing structures and vegetation on-site;
  - d) Location and written description of soil types;
  - e) Existing and proposed topography at a minimum of two (2) foot contour intervals or slope descriptions;
  - f) All areas delineated on the plans that are to be disturbed (physical limits of the earth change)
  - g) A description and location of all existing and proposed on-site drainage and de-watering facilities.
  - h) Location and description for installing and removing all proposed temporary Soil Erosion and Sedimentation Control measures.
  - i) Location and description of proposed permanent soil erosion and sediment control measures and details.

- 5) Maintenance plan for temporary soil erosion and sediment control measures and statement of continued maintenance of all permanent soil erosion and sediment control measures including designation of party responsible for such maintenance.
- 6) A schedule of timing and sequence for all proposed earth changes indicating dates for all events including but not limited to the following:
  - a) Installation of temporary soil erosion and sedimentation control measures
  - b) Installation of gravel construction access
  - c) Land clearing
  - d) Detention/retention/sediment pond installation and stabilization
  - e) Road construction
  - f) Utility installation
  - g) Rough grade
  - h) Final grade/seed
  - i) Installation of permanent soil erosion and sedimentation control measures.
  - j) Removal of temporary soil erosion and sedimentation control measures.

Other information may be required to review the impact of the earth change in relation to the specifications of this Ordinance.

**B. Plan Modification**

Changes to an approved plan will require modification to the plans. The Department of Health shall perform another review and the applicant shall be subject to additional fees as determined by the Board of Commissioners.

**C. Standards for Erosion and Sedimentation Control Measures**

All earth change plans shall include provisions for temporary and permanent soil erosion and sedimentation control measures and shall be implemented and maintained in accordance with the standards and specifications of the Department of Health, the product manufacturer and the minimum control measures contained in the most recent versions of the State of Michigan's A Guidebook of Best Management Practices for Michigan Watersheds.® In the event of conflict

between such standards and specification, the Department of Health, shall determine which guidelines shall apply. All earth changes shall limit exposed areas of any disturbed land for the shortest possible time as determined by the Department of Health. All disturbed areas shall be stabilized within five (5) days of final grading.

## **ARTICLE VII**

### **Inspections**

Authorized Representatives of the Department of Health may conduct on-site inspection on any property for which an Earth Change Permit is applied for, currently active, or any property suspected to be in violation of this ordinance, Part 91 and the Rules promulgated thereunder. Such inspections may take place before, during and/or after any earth change activity. If upon inspection, existing site conditions are found to be in conflict with an approved Earth Change Permit or plan, a stop work order may be issued. No earth moving shall be done until all violations have been addressed, and/or until revised plans have been submitted, reviewed, approved, and the Earth Change Permit or plan modified.

## **ARTICLE VIII**

### **Fees**

All fees shall be paid to the St. Clair County Department of Health at the time of application, in accordance with the current fee schedule approved by the Board of Commissioners.

## **ARTICLE IX**

### **A. Performance Guarantees**

The Department of Health may require a performance guaranty to provide an assurance that all exposed soil surfaces will be stabilized should development discontinue or proper control measures are not installed and/or maintained. If required by the Department of Health, this performance guarantee shall cover all anticipated expenses incurred by St. Clair County, including administrative and legal costs, required to implement and maintain soil erosion and sedimentation controls until the site is stabilized. The performance guarantee shall be in the form of cash, check, irrevocable letter of credit, or surety bond and shall extend for the duration of the permit and until project completion. The performance guarantee will be returned to the applicant when the site is completely and permanently stabilized and has met all requirements set forth by this Ordinance and Part 91.

**B. Notice of Noncompliance**

If the Department of Health determines that a violation of this Ordinance, Part 91 or the Rules promulgated thereunder, is occurring, or will reasonably occur, it may seek to enforce compliance by notifying the landowner or issuing a Stop Work Order. The notification shall contain a description of the violation and what must be done to remedy the violation and shall specify a time to comply with this part. The control measures listed in the notification shall be implemented within 5 calendar days from the date mailed.

**ARTICLE X**

**Remedies and Penalties**

- 1) Any violation of Part 91, the administrative rules promulgated thereunder, or this Ordinance is considered a municipal civil infraction that may be remedied by the following civil penalties:
  - a) A person who violates this part is subject to a municipal civil infraction and may be ordered to pay a civil fine of not more than \$2,500.
- 2) A person who knowingly violates Part 91, the rules promulgated under Part 91, or this ordinance or knowingly makes a false statement in the application is responsible for the payment of a civil fine of not more than \$10,000 for each day of violation.
- 3) A person who knowingly violates Part 91, the rules promulgated under Part 91, or this ordinance after receiving a notice of noncompliance by the Department of Health under Article IX of this Ordinance is responsible for the payment of a civil fine of not less than \$2,500 or more than \$25,000 for each day of violation.
- 4) Default in the payment of a civil fine or costs ordered under this section may be remedied by any means authorized under the revised judicature act (1961 PA 236, as amended)
- 5) In addition to fines, a person who violates this part is liable for damages to the natural resources and the court may order the person to restore the area(s) affected by the violation.

Issuance of Municipal civil infraction citations shall be ordered by the Director of the Department of Health or an Authorized Representative.

- 6) Upon five (5) days after giving written notice to the property owner, if the violation has not been corrected, the Department of Health may enter upon the land and construct, implement and maintain appropriate soil erosion and sedimentation control measures without expending more than \$10,000. If more than \$10,000 will be expended, then work shall not begin until 10 days after the notice has been mailed. St. Clair County shall have a lien for any work completed by the Department of Health or its contractor to bring a violator's property into compliance with this Ordinance. With respect to single-family or multi-family residential property, such a lien shall have priority over all liens and encumbrances filed or recorded after the date the Department expends money to correct the violation. For all other property, the lien to collect money expended by the Department of Health to correct the violations shall be collected and treated in the same manner as property taxes under the General Property Tax Act MCLA 211.1 to 211.157.
- 7) Notwithstanding any other remedy, the County may seek injunctive relief against the violator to restrain or prevent violations of this Ordinance, Part 91, and the Rules promulgated thereunder.

**ARTICLE XI**

**Effective Date**

This Ordinance shall take effect thirty (30) days following the adoption and publication in a newspaper of general circulation within the County. This Ordinance replaces all previous ordinances or resolutions adopted by St. Clair County for enforcement for Soil Erosion and Sedimentation Control.

Date of Original Adoption: November 12, 2003

Date of Revision: May 21, 2008

Date of Publication: June 17, 2008

Effective Date: July 17, 2008

Authority - Resolution of the Board of Commissioners - #08-10

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

Attest: *Howard Heiberman*  
*Jayce G. Hill*

**Resolution 08-09**

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

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

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

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

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

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

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

1. The Clerk of the County of St. Clair is hereby directed to place on the ballot for the primary election of August 5, 2008, a proposition to renew the imposition of an addition not to exceed .2803 tenths (.0002803) of a mill to be used primarily for funding the operation of a Drug Task Force for a four year period, and that the proposition shall be placed on the ballot in the following form:

Proposition \_\_\_\_\_  
**RENEWAL OF THE DRUG INVESTIGATION AND  
PROSECUTION TASK FORCE MILLAGE**

Shall the current St. Clair County millage in excess of the constitutional tax limitation for the purpose of providing funds for the continuation of a Drug Task Force, comprised of personnel of and equipment from the St. Clair County Sheriff=s Department and the Office of the Prosecuting Attorney of St. Clair County, to investigate and prosecute individuals involved in the distribution of illegal controlled substances and related offenses, be authorized in the amount of .2803 cents per one thousand (\$1,000.00) dollars (.0002803 mill) of the taxable valuation of all taxable property in St. Clair County, which is a renewal of the previously authorized millage as reduced pursuant to statute, for a period of four (4) years, 2008 through 2011, inclusive, raising revenues estimated at \$1,852,389 for 2008 if the millage is levied and collected?

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

Adopted at a regular meeting of the Board of Commissioners of the County of St. Clair, on the 7 day of May, 2008.

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

Reviewed and Approved by:

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

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

BOARD OF COMMISSIONERS  
COUNTY OF ST. CLAIR  
RESOLUTION 08-08

RESOLUTION REGARDING COTTRELLVILLE  
TOWNSHIP WATER SUPPLY SYSTEM PROJECT

Minutes of a Regular meeting of the Board of Commissioners of the County of St. Clair, Michigan, held in the County Administration Building on the 21 day of May, 2008, at 6:00 o'clock p.m., Eastern Daylight Time.

PRESENT: Commissioners Bohm, Heidemann, Kearns, Simasko,  
Wall and Evans

ABSENT: Commissioners Quain

The following preamble and resolution were offered by Commissioner Wall and supported by Commissioner Simasko.

WHEREAS, the Township of Cottrellville (the "Local Unit") presented to the St. Clair County Board of Public Works a request that the County of St. Clair (the "County") through the Department of Public Works (the "DPW") created by the County pursuant to Act 185, Public Acts of Michigan, 1957, as amended, to administer the powers granted to the County under said act, issue bonds in one or more series in the aggregate total amount not to exceed \$1,500,000, payable from contractual payments to be made by the Local Unit to the County through the DPW and secured secondarily by a pledge of the County's limited tax full faith and credit, said bonds to finance costs of acquiring, constructing, and financing necessary improvements to the Water District XII portion of the water supply system serving the Local Unit (the "Project"); and

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

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

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

NOW, THEREFORE, BE IT RESOLVED THAT:

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

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

3. The DPW shall employ the following consultants in connection with the completion of the Project:

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

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

As Engineers: David Lewandowski, P. E., Consulting Engineer  
1603 McPherson Street  
Port Huron, Michigan

4. Based upon information supplied by the Board of Public Works, this Board hereby estimates the total cost of constructing the Project to be not more than \$1,500,000 including all engineering fees, financing costs and contingencies, such estimate is subject, however, to revision upon submission of final cost estimates or receipt of bids for the Project.

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

6. The DPW is hereby authorized through its the Director, and the Chairman and the Secretary of the Board of Public Works, to execute and file the necessary orders, applications and supporting documents with the Michigan Department of Treasury to obtain an order of prior approval for the bonds if required.

7. The Board 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 be reimbursed 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 funds of the Board received from the Local Unit.
- (c) The maximum principal amount of debt expected to be issued for the Project, including issuance costs, is \$1,500,000.
- (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 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

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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) (such preliminary expenditures include architectural, engineering, surveying, soil testing and similar costs incurred prior to construction of the Project, but do not include land acquisition, site preparation, and similar costs incident to commencement of construction).

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

AYES: Commissioners Bohm, Heidemann, Kearns, Simasko,  
Wall and Evans

ABSENT: Commissioners Quain

NAYS: Commissioners None

**RESOLUTION DECLARED ADOPTED.**

Marie Durr  
County Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, Michigan, at a \_\_\_\_\_ meeting held on \_\_\_\_\_, 2008, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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

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**RESOLUTION 08-08**  
**ST. CLAIR COUNTY WATER SUPPLY SYSTEM NO. XII--**  
**COTTRELLVILLE TOWNSHIP CONTRACT**

---

THIS CONTRACT, made and entered into as of the \_\_\_ day of \_\_\_\_\_, 2008, by and between the COUNTY OF ST. CLAIR, a Michigan county corporation (the "COUNTY"), by and through its Board of Public Works and the TOWNSHIP OF COTTRELLVILLE, a Michigan township corporation located in the COUNTY (the "LOCAL UNIT").

WITNESSETH:

WHEREAS, it is necessary for the public health and welfare of the present and future residents of the LOCAL UNIT that water supply system improvements and related appurtenances (the "Project") be constructed to meet the present and future requirements of the LOCAL UNIT; and

WHEREAS, the COUNTY, under the provisions of Act 185, Public Acts of Michigan, 1957, as amended (the "Act"), has established a Department of Public Works for the administration of the powers conferred upon the COUNTY by the Act, which Department is under the immediate control of the Board of Public Works (the "Board") and under the general control of the Board of Commissioners of the COUNTY; and

WHEREAS, the Act authorizes a county to acquire water supply systems as defined in said Act, and to improve, enlarge, extend and operate such systems; and

WHEREAS, by the terms of the Act the COUNTY and the LOCAL UNIT are authorized to enter into a contract for the acquisition and financing of the Project and the payment of the cost thereof by the LOCAL UNIT, with interest, over a period of not exceeding forty (40) years, and the COUNTY is then authorized, pursuant to appropriate action by its Board of Commissioners, to issue bonds of the COUNTY to provide the funds necessary therefor, secured primarily by the full faith and credit contractual obligations of the LOCAL UNIT and secondarily by the full faith and credit pledge of the COUNTY if duly authorized by appropriate resolution of its Board of Commissioners; and

WHEREAS, the Act provides the most practicable and economic method and means for acquiring and financing the Project so vitally necessary for the public health and welfare of the residents of the COUNTY residing in the LOCAL UNIT to be served, and financing under the Act is expected to result in the lowest cost for the money necessary to be borrowed for such purpose; and

WHEREAS, plans and an estimate of cost for the Project have been prepared by David Lewandowski, P.E., engineers of Port Huron, Michigan (the "Engineers"), which said estimate of cost, together with related financing costs, is estimated to be \$1,482,412; and

WHEREAS, in order to issue bonds of the COUNTY to provide funds in the amount of an estimated \$1,475,000 to pay part of said cost, it is necessary for the COUNTY and the LOCAL UNIT to enter into a contract, as provided in the Act; and

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WHEREAS, it is also necessary for the COUNTY and the LOCAL UNIT to contract relative to the operation and maintenance of the Project;

NOW, THEREFORE, in consideration of the premises and the covenants of each other, the parties hereto agree as follows:

1. The COUNTY and the LOCAL UNIT approve the acquisition and construction of the Project as a part of the St. Clair County Water Supply System No. XII--Cottrellville Township (the "System") under the provisions of the Act, the Project consisting generally of improvements and extensions to the System, including generally of water lines, hydrants and valves, together with necessary site improvements and all related appurtenances and attachments thereto, and the Project and the area to be served thereby are more specifically set out in the plans for the Project prepared by the Engineers and referred to in the preamble hereto.

2. The LOCAL UNIT hereby consents to the use by the COUNTY of the public streets, alleys, lands and rights-of-way in the LOCAL UNIT for the purpose of constructing, operating and maintaining the Project and any improvements, enlargements and extensions thereto.

3. The Project is designed to serve the LOCAL UNIT and the users of the System and is immediately necessary to protect and preserve the public health, and the LOCAL UNIT does, by these presents, consent to the furnishing of water supply service, as provided in Section 7 hereof, to the individual users of the LOCAL UNIT. Both parties specifically agree, however, that the COUNTY shall not have the right to take over operation of the Project and serve individual customers directly, the COUNTY being limited to other remedies prescribed in this contract in the event of any default hereunder by the LOCAL UNIT.

4. The Board and the LOCAL UNIT hereby approve and confirm the plans for the Project prepared by the Engineers and the estimated cost of \$1,482,412. Said estimated cost includes all surveys, plans, specifications, acquisition of property for rights-of-way, physical construction necessary to acquire and construct the Project, the acquisition of all materials, machinery and necessary equipment, and engineering, engineering supervision, administrative, legal and financing expenses necessary in connection with the acquisition and construction of the Project and the financing thereof, including bond discount.

5. The Board will acquire and construct the Project, and for that purpose the Local Unit has caused bids to be taken for the acquisition and construction thereof prior to the time that any bonds are issued for the purpose of financing costs thereof. The Board shall in no event enter into any final contract or contracts for the acquisition and construction of the Project if such contract price or prices will be such as to cause the actual cost of the Project to the LOCAL UNIT to exceed the installment obligations approved in Section 9 of this contract, unless the LOCAL UNIT, by resolution of its legislative body, (a) approves said increased cost and (b) agrees to pay said increased amount, either in cash or by specifically authorizing the maximum principal amount of bonds to be issued, as provided in Sections 8 and 9 of this contract, to be increased to an amount which will provide sufficient funds to meet said increased cost and a similar increase in the installment obligations of the LOCAL UNIT pledged under the terms of this contract to the payment of such bonds.

6. The Project shall be acquired by the Board in accordance with the plans and specifications therefor approved by this contract; provided, however, that variations from said plans and

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specifications may be made without the approval of the LOCAL UNIT if such variation shall not materially affect such plans and specifications. All matters relating to engineering plans and specifications, together with the making and letting of final contracts for acquisition of the Project, the approval of work and materials thereunder, and construction supervision, shall be in the exclusive control of the Board. Any acquisition of rights-of-way shall be done by the LOCAL UNIT, title to be in the COUNTY's name, but the cost of such acquisition shall be paid from the proceeds of sale of the bonds.

7. The COUNTY does hereby let and lease the Project to the LOCAL UNIT, and the LOCAL UNIT does hereby rent and hire said Project from the COUNTY for a term commencing upon the completion of the Project, or any substantial part thereof, and ending upon the expiration of this contract. The LOCAL UNIT shall be responsible for the operation, maintenance and administration of the Project as a part of the System for and on behalf of and as the agency of the COUNTY for such purpose.

The LOCAL UNIT will retain the exclusive right and option to establish, maintain and collect rates and charges for services to its inhabitants or other persons using any facilities of the System. Revenues derived from any such rates or charges shall be first used and applied to pay any operation and maintenance costs for water supply service in the LOCAL UNIT, including costs of the Project. Thereafter revenues shall be applied to debt service on any water supply system revenue bonds of the LOCAL UNIT and then shall be used to pay obligations to the COUNTY hereunder. Any remaining revenues may be applied by the LOCAL UNIT to any expenses reasonably related to water supply system purposes.

The LOCAL UNIT covenants that should it appear that additional funds will be needed to pay the expenses of operation, maintenance and administration of the System and/or debt service on the bonds when due, the LOCAL UNIT will promptly increase rates and charges for the use of all water supply system facilities of the LOCAL UNIT, so that sufficient revenues will be available for such purposes. The COUNTY shall have the right to examine the books and records of the LOCAL UNIT relative to the System and, after conferring with the LOCAL UNIT, shall have the authority to direct the LOCAL UNIT to increase such rates and charges should it appear to the COUNTY that additional funds will be needed for such purposes.

The LOCAL UNIT shall operate, maintain and administer that Project as a part of the System and integrated with its other water supply facilities and pay all costs thereof, so as to keep all such facilities in proper repair and working order, and the COUNTY shall have the right to inspect the Project at reasonable times to insure that LOCAL UNIT servicing is appropriate. If the COUNTY in its sole discretion shall determine that repairs to the Project are necessary, or that some other operation, maintenance or administrative action is necessary, it shall have the right to order the LOCAL UNIT in writing to make such repairs or take such action. If the LOCAL UNIT shall not make the necessary repairs or take the necessary action within 30 days after the date such notice is sent, the COUNTY shall have the authority to make the necessary repairs or take the necessary action itself and charge the same to the LOCAL UNIT, using any of the methods provided herein for collection of such charges. As a part of its obligation to operate, maintain and administer properly, the LOCAL UNIT shall provide and pay for insurance on the Project as well as liability insurance protecting the Project and the COUNTY and all officers and employees thereof, such insurance to be in amounts and coverage as is generally carried for public utilities similar to the Project.

The parties hereto agree that the Project shall be acquired, constructed, operated, administered and maintained for the sole use and benefit of the LOCAL UNIT and its various water supply system users, and the LOCAL UNIT shall pay all costs in connection therewith, the COUNTY remaining the titular owner of the Project only to comply with the requirements of the Act. The LOCAL UNIT shall have the exclusive right and discretion, subject only to review by the COUNTY on the basis of sound public utility operational procedure, to determine policy for the use, expansion, improvement, operation and administration of the Project.

8. To provide for the construction and financing of the Project in accordance with the provisions the Act, the Board shall take the following steps:

(a) The Board will submit to the Board of Commissioners of the COUNTY a resolution providing for the issuance of bonds in the aggregate principal amount not to exceed One Million Four Hundred Seventy Five Thousand Dollars (\$1,475,000), except as authorized pursuant to Section 5 of this contract, to finance the cost of the Project. Said bonds shall mature serially, as authorized by law, and shall be secured primarily by the contractual obligations of the LOCAL UNIT to pay the annual installments due, plus interest, as hereinafter provided in this contract, and secondarily, if approved by a three-fifths (3/5) majority of the members of the Board of Commissioners, by the full faith and credit of the COUNTY. After due adoption of the resolution, the Board will take all steps necessary to effectuate the sale and delivery of the bonds.

(b) The Board shall take all steps necessary to enter into and execute final construction contracts for the acquisition and construction of the Project as specified and approved in this contract, in accordance with the plans and specifications therefor as approved by this contract. Said contract shall specify a completion date agreeable to the LOCAL UNIT.

(c) The Board will require and procure from the contractor or contractors undertaking the actual construction and acquisition of the Project necessary and proper bonds to guarantee the performance of the contract or contracts and such labor and material bonds as may be required by law, in such amount and such form as may be approved by the Board.

(d) The Board upon receipt of the proceeds of sale of the bonds will comply with all provisions and requirements provided for in the resolution authorizing the issuance of the bonds and this contract relative to the disposition and use of the proceeds of sale of the bonds.

(e) The COUNTY may temporarily invest any bond proceeds or other funds held by it for the benefit of the LOCAL UNIT as permitted by law, and investment income shall accrue to and follow the fund producing such income. Neither the COUNTY nor the LOCAL UNIT shall invest, reinvest, or accumulate any moneys deemed to be proceeds of the bonds pursuant to applicable federal law and regulations, in such a manner as to cause the bonds to be "arbitrage bonds" within the meaning of said law and regulations.

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9. The cost of the Project to be financed by the issuance of the aforesaid bonds shall be charged to and paid by the LOCAL UNIT to the Board in the manner and at the times herein set forth. The principal amount thereof (presently estimated at not to exceed \$1,475,000) shall be paid to the Board in annual principal installments, plus interest and other expenses as hereinafter provided, on September 1st of each year, as follows:

<u>Year</u>	<u>Principal</u>	<u>Year</u>	<u>Principal</u>
2009	\$50,000	2019	\$75,000
2010	75,000	2020	75,000
2011	75,000	2021	75,000
2012	75,000	2022	75,000
2013	75,000	2023	75,000
2014	75,000	2024	75,000
2015	75,000	2025	75,000
2016	75,000	2026	75,000
2017	75,000	2027	75,000
2018	75,000	2028	75,000

It is understood and agreed that the bonds of the COUNTY hereinbefore referred to will be issued in anticipation of the above contractual obligation, with principal maturities on April 1st of each year, commencing with the year 2009, corresponding to the principal amount of the above installments, and the LOCAL UNIT shall also pay to the Board in addition to said principal installments, on March 1st and September 1st of each year, commencing March 1, 2009 (with the September 1, 2008 interest payment being funded from capitalized bond proceeds), as accrued interest on the principal amount remaining unpaid, an amount sufficient to pay all interest due on the next succeeding interest payment date (April 1st and October 1st, respectively) on said COUNTY bonds from time to time outstanding. From time to time as the Board is billed by the paying agent for the bonds to be issued for its services as paying/transfer agent/registrar for the bonds, and as other costs and expenses accrue to the Board from handling of the payments made by the LOCAL UNIT, or from other actions taken in connection with the Project, the Board shall promptly notify the LOCAL UNIT of the amount of such paying agent fees and other costs and expenses, and the LOCAL UNIT shall promptly remit to the Board sufficient funds to meet such fees and other costs and expenses.

As further provided in Section 15 of this contract, the principal installment amounts shown above and the payment dates of principal and interest may be changed by the Board without further amendment of this contract; provided, however, that the total principal amount shall not exceed \$1,475,000 and the last maturity shall not be later than December 1, 2029.

Should cash payments be required from the LOCAL UNIT in addition to the amounts specified in the preceding paragraph to meet costs of constructing the Project, the LOCAL UNIT shall, upon written request by the Board, furnish to the Board written evidence of its agreement and ability to make such additional cash payments, and the Board may elect not to proceed with the acquisition or financing of the Project until such written evidence satisfactory to the Board, has been received by it. The LOCAL UNIT shall pay to the Board such additional cash payments within thirty (30) days after written request for such payment has been delivered by the Board to the LOCAL UNIT.

The Board shall, within thirty (30) days after the delivery of the COUNTY bonds hereinbefore referred to, furnish the LOCAL UNIT with a complete schedule of maturities of principal and interest thereon, and the Board shall also, at least thirty (30) days prior to each principal and/or interest installment due date, advise the LOCAL UNIT, in writing, of the exact amount of principal and/or interest due on the COUNTY bonds on the next succeeding bond principal and/or interest due date, and payable by the LOCAL UNIT on the first day of the month immediately preceding, as hereinbefore provided. Failure of the Board to notify the LOCAL UNIT of any such payment shall not relieve the LOCAL UNIT of the obligation to make such payment.

If any principal installment or interest is not paid when due, the amount not so paid shall be subject to a penalty, in addition to interest, of one percent (1%) thereof for each month or fraction thereof that the same remains unpaid after the due date.

10. The LOCAL UNIT, pursuant to authorization of Section 12 of the Act, hereby irrevocably pledges its full faith and credit for the prompt and timely payment of its obligations pledged for bond payments as expressed in this contract. Pursuant to such pledge, if other funds are not available, the LOCAL UNIT shall be required to pay such amounts from any of its general funds as a first budget obligation and shall each year levy an ad valorem tax on all the taxable property in the LOCAL UNIT in an amount which, taking into consideration estimated delinquencies in tax collections, will be sufficient to pay such obligations under this contract becoming due before the time of the following year's tax collections, such annual levy, however, to be subject to applicable statutory and constitutional tax limitations. The foregoing commitments of the LOCAL UNIT are expressly recognized as being for the purpose of providing funds to meet the contractual obligations of the LOCAL UNIT in anticipation of which the COUNTY bonds hereinbefore referred to are issued. Nothing herein contained shall be construed to prevent the LOCAL UNIT from using any, or any combination of, the means and methods provided in paragraph 2, Section 12 of the Act for the purpose of providing funds to meet its obligations under this contract, and if at the time of making the annual tax levy there shall be other funds on hand earmarked and set aside for the payment of the contractual obligation due prior to the next tax collection period, then such annual tax levy may be reduced by such amount.

11. The LOCAL UNIT may pay in advance any of the payments required to be made by this contract, in which event the Board shall credit the LOCAL UNIT with such advance payment on future-due payments to the extent of such advance payment, or use such advances to call bonds, without credit.

12. The LOCAL UNIT may pay additional moneys over and above any of the payments specified in this contract, with the written request that said additional funds be used to call bonds for redemption prior to maturity, in which event the Board shall be obligated to apply and use said moneys for such purpose to the fullest extent possible. Such moneys shall not then be credited as advance payments under the provisions of Section 11 of this contract.

13. In the event the LOCAL UNIT shall fail for any reason to pay to the Board at the times specified the amounts required to be paid by the provisions of this contract, the Board shall immediately give notice of such default and the amount thereof, in writing, to the LOCAL UNIT Treasurer, the Treasurer of the COUNTY, the Treasurer of the State of Michigan, and such other officials charged with disbursement to the LOCAL UNIT of funds returned by the State and now or hereafter under the Act available for pledge as provided in this paragraph and in Section 17 of the Act, and if such default is not corrected within ten (10) days after such notification, the State Treasurer, or other appropriate official

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charged with disbursement to the LOCAL UNIT of the aforesaid funds, is, by these presents, specifically authorized by the LOCAL UNIT, to the extent permitted by law, to withhold from the aforesaid funds the maximum amount necessary to cure said deficit and to pay said sums so withheld to the Board, to apply on the obligations of the LOCAL UNIT as herein set forth. Any such moneys so withheld and paid shall be considered to have been paid to the LOCAL UNIT within the meaning of the Michigan Constitution and statutes, the purpose of this provision being to voluntarily pledge and authorize the use of said funds owing to the LOCAL UNIT to meet any past-due obligations of the LOCAL UNIT due under the provisions of this contract. In addition to the foregoing, the Board shall have all other rights and remedies provided by law to enforce the obligations of the LOCAL UNIT to make its payments in the manner and at the times required by this contract, including the right of the COUNTY to direct the LOCAL UNIT to make a tax levy or rate increase to reimburse the COUNTY for any funds advanced. The LOCAL UNIT will not take any action to reduce the right of the COUNTY to receive the aforesaid state-returned moneys in the event of default.

14. It is specifically recognized by the LOCAL UNIT that the debt service payments required to be made by it pursuant to the terms of Section 9 of this contract are to be pledged for and used to pay the principal of and interest on the bonds to be issued by the COUNTY, as provided by this contract and authorized by law, and the LOCAL UNIT covenants and agrees that it will make all required payments to the Board promptly and at the times specified herein without regard to whether the Project is actually completed or placed in operation.

15. If after construction bids are let the proceeds of the sale of the bonds to be issued by the COUNTY are for any reason insufficient to complete the Project, the COUNTY shall be automatically authorized to issue additional bonds in an aggregate principal amount sufficient to complete the Project, and the annual payments required to be made by the LOCAL UNIT shall also be increased in an amount so that the total payments required to be made as increased will be sufficient to meet the annual principal and interest requirements on the bonds herein authorized, plus the additional bonds to be issued. Any such additional bonds shall in all respects comply with the requirements of the Act, and any increases in the annual payments shall be made in the manner and at the times specified in this contract. In lieu of said additional bonds, the LOCAL UNIT may pay over to the Board in cash sufficient money to complete the Project.

If after construction bids are let and prior to sale of the bonds, it is determined by the Board that the full amount of the bonds is not necessary to complete the Project, then the COUNTY, acting through the Board shall be automatically authorized to reduce the amount of bonds sold.

16. After completion of the Project and payment of all costs thereof, any surplus remaining from the proceeds of sale of the bonds shall be used by the Board for either of the following purposes, at the option of and upon request made by resolution of the LOCAL UNIT, to wit: (a) for additional water supply improvements in the System, or (b) credited by the Board toward the next payments due the Board by the LOCAL UNIT hereunder.

17. The obligations and undertakings of each of the parties to this contract shall be conditioned on the successful issuance and sale of bonds pursuant to the Act, and if for any reason whatsoever said bonds are not issued and sold within three (3) years from the date of this contract, this contract, except for payment of preliminary expenses and ownership of engineering data, shall be considered void and of no force and effect. In the event that said bonds are not issued and sold, all preliminary legal and engineering costs shall be paid by the LOCAL UNIT, and the LOCAL UNIT shall

have ownership, possession and use of all plans and specifications, surveys and other engineering data and materials prepared.

18. The Board and the LOCAL UNIT each recognize that the holders from time to time of the bonds issued by the COUNTY under the provisions of the Act to finance the costs of the Project will have contractual rights in this contract, and it is therefore covenanted and agreed by each of them that so long as any of said bonds shall remain outstanding and unpaid, the provisions of this contract shall not be subject to any alteration or revision which would in any manner materially affect either the security of the bonds or the prompt payment of principal or interest thereon. The LOCAL UNIT and the Board further covenant and agree that they will each comply with their respective duties and obligations under the terms of this contract promptly at the times and in manner herein set forth, and will not suffer to be done any act which would in any way impair the said bonds, the security therefor, or the prompt payment of principal and interest thereon. It is hereby declared that the terms of this contract, insofar as they pertain to the security of any such bonds, shall be deemed to be for the benefit of the holders of said bonds.

19. This contract shall remain in full force and effect for a period of forty (40) years from the date hereof, or until such time as all bonds issued by the COUNTY to finance the Project are paid in full. At such time within said forty-year term as all of said bonds are paid, this contract shall be terminated and ownership of the Project shall revert to the LOCAL UNIT, unless at that time there are other COUNTY bonds outstanding relative to the System or there are other contractual arrangements between the LOCAL UNIT and the COUNTY. In any event, the obligations of the LOCAL UNIT to make payments required by Section 9 of this contract shall be terminated at such time as all of said bonds are paid in full, together with any deficiency or penalty thereon.

20. The parties hereto hereby expressly agree that the COUNTY shall not be liable for and the LOCAL UNIT shall pay, indemnify and save the COUNTY harmless of, from and against all liability of any nature whatever regardless of the nature in which such liability may arise, for any and all claims, actions, demands, expenses, damages, and losses of every conceivable kind, whatsoever (including, but not limited to, liability for injuries to or death of persons and damages to or loss of property) asserted by or on behalf of any person, firm, corporation or governmental authority arising out of, resulting from, or in any way connected with ownership, acquisition, construction, operation, maintenance and repair of the Project, this contract, or the issuance, sale and delivery of the bonds herein described. It is the intent of the parties that the COUNTY be held harmless by the LOCAL UNIT from liability for such claim, actions, demands, expenses, damages and losses, however caused or however arising including, but not limited to, to the extent prohibited by law, such claims, actions, demands, expenses, damages and losses even though caused, occasioned or contributed to by negligence, sole or concurrent, of the COUNTY or by negligence for which the COUNTY may be held liable. In any action or proceeding brought about by reason of any such claim or demand, the LOCAL UNIT will also pay, indemnify and save the COUNTY harmless from and against, all costs, reasonable attorneys' fees, and disbursements of any kind or nature incidental to or incurred in said defense, and will likewise pay all sums required to be paid by reason of said claims, demands or any of them, in the event it is determined that there is any liability on the part of the COUNTY. Upon the entry of any final judgment by a court of competent jurisdiction or a final award by an arbitration panel against the COUNTY on any claim, action, demand, expense, damage or loss contemplated by this Section and notwithstanding that the COUNTY has not paid the same, the LOCAL UNIT shall be obligated to pay to the COUNTY upon written demand therefor, the amount thereof not more than sixty (60) days after

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such demand is made. In the event that any action or proceeding is brought against the COUNTY by reason of any such claims or demands, whether said claims or demands are groundless or not, the LOCAL UNIT shall upon written notice and demand from the COUNTY, resist and defend such action or proceeding in behalf of the COUNTY but will not settle any such action in the proceeding without written consent of the COUNTY. Notwithstanding the foregoing, nothing contained in this Section shall be construed to indemnify or release the COUNTY against or from any liability which it would otherwise have arising from the wrongful or negligent actions or failure to act on the part of the COUNTY'S employees, agents or representatives with respect to matters not related to the ownership, acquisition, construction, operation, maintenance or repair of the Project, this contract or the issuance, sale or delivery of the bonds herein described.

The COUNTY will require or procure from the contractor or contractors undertaking the actual construction of the Project insurance protecting both the LOCAL UNIT and the COUNTY (including the Board) from liability in connection with such construction. The cost of such insurance shall be considered to be a part of the cost of the Project.

21. This contract shall inure to the benefit of and be binding upon the respective parties hereto, their successors and assigns.

22. This contract shall become effective upon approval by the legislative body of the LOCAL UNIT, by the Board of Public Works of the COUNTY and by the Board of Commissioners of the COUNTY, and when duly executed by the Chief Executive Officer and Clerk of the LOCAL UNIT and by the Chairman and Secretary of the Board of Public Works for and on behalf of the COUNTY. This contract may be executed in several counterparts.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed as of the date and year first above written.

**COUNTY OF ST. CLAIR**  
**By the Board of Public Works**

By \_\_\_\_\_  
Chairman

By \_\_\_\_\_  
Secretary

**TOWNSHIP OF COTTRELLVILLE**

By \_\_\_\_\_  
Supervisor

By \_\_\_\_\_  
Township Clerk

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**RESOLUTION 08-07  
RATIFYING COLLECTIVE BARGAINING AGREEMENT  
BETWEEN**

**THE 31<sup>ST</sup> JUDICIAL CIRCUIT COURT  
OF ST. CLAIR COUNTY**

**AND**

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

**AND**

**BALIFFS AND COURT SECURITY OFFICERS – AFSCME, LOCAL 1518**

WHEREAS, the 31<sup>ST</sup> JUDICIAL CIRCUIT COURT BALIFFS AND COURT SECURITY OFFICERS – AFSCME, LOCAL 1518, is recognized by the Michigan Employment Relations Commission, the 31<sup>ST</sup> Judicial Circuit Court and the County of St. Clair as the exclusive representative of certain Court employees and,

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

NOW THEREFORE, BE IT RESOLVED, that the Collective Bargaining Agreement (Attached Exhibit "A"), for the period July 1, 2005 through June 30, 2012 is hereby ratified and adopted.

Date: April 16, 2008

Reviewed and Approves as to Form  
by:

ST. CLAIR COUNTY  
BOARD OF COMMISSIONERS

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

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

*Approved at Committee 5/7/08*

**RESOLUTION 08-06  
RATIFYING COLLECTIVE BARGAINING AGREEMENT  
BETWEEN  
THE 72nd JUDICIAL DISTRICT COURT  
OF ST. CLAIR COUNTY  
AND  
THE COUNTY OF ST. CLAIR COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AND  
THE DISTRICT COURT EMPLOYEES- AFSCME, LOCAL 1518**

WHEREAS, the DISTRICT COURT EMPLOYEES - AFSCME, LOCAL 1518, is recognized by the Michigan Employment Relations Commission, the 72 Judicial District Court and the County of St. Clair as the exclusive representative of certain Court employees and,

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

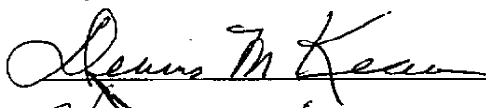
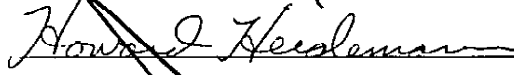

NOW THEREFORE, BE IT RESOLVED, that the Collective Bargaining Agreement (Attached Exhibit "A"), for the period July 1, 2005 through June 30, 2008 is hereby ratified and adopted.

Date: April 16, 2008

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

  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
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**RESOLUTION 08-07  
RATIFYING COLLECTIVE BARGAINING AGREEMENT  
BETWEEN  
THE 31<sup>ST</sup> JUDICIAL CIRCUIT COURT  
OF ST. CLAIR COUNTY  
AND  
THE COUNTY OF ST. CLAIR COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AND  
BALIFFS AND COURT SECURITY OFFICERS – AFSCME, LOCAL 1518**


WHEREAS, the 31<sup>ST</sup> JUDICIAL CIRCUIT COURT BALIFFS AND COURT SECURITY OFFICERS – AFSCME, LOCAL 1518, is recognized by the Michigan Employment Relations Commission, the 31<sup>st</sup> Judicial Circuit Court and the County of St. Clair as the exclusive representative of certain Court employees and,

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

NOW THEREFORE, BE IT RESOLVED, that the Collective Bargaining Agreement (Attached Exhibit “A”), for the period July 1, 2005 through June 30, 2012 is hereby ratified and adopted.

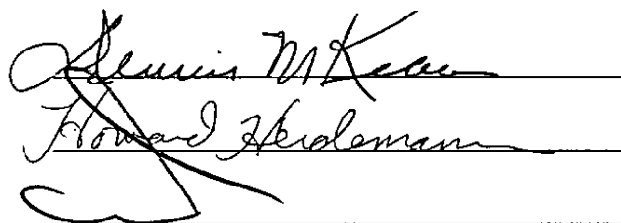
Date: April 16, 2008

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 08-05

### Allocation of 9-1-1 Surcharge Revenues from Communication Access Devices

Whereas, Public Act 164 of 2007 allows for the creation of a county-based local 9-1-1 surcharge on all communications service providers that can access 9-1-1 and provides for the collection, disbursement, use and audit of said funds; and

Whereas, with the adoption of Resolution 08-04, the St. Clair County Board of Commissioners hereby set the surcharge amount to \$.80 beginning July 1, 2008. The estimated annual revenue collected will be \$1,490,227;


Now, therefore, be it resolved that the St. Clair County Board of Commissioners shall allocate the estimated revenue from the surcharge as follows:

- Fund a portion of the Central Dispatch operations budget and fund a portion of the debt service for the completion of the infrastructure for the 800 MHz communication system – Phase 3, as well as, the telephone company administrative fees. (\$.39 per device – County is funding the remaining \$.28 per device from other funding sources);
- Fund the merger of the City of Port Huron PSAP with the St. Clair County Central Dispatch (\$.10 per device);
- Allow for the elimination of the subscriber fees for the non-emergency dispatch calls for the local municipalities effective July 1, 2008. However, if the sunset clause in Public Act 164 is enforced, the subscriber fees shall be reinstated. (\$.14 per device);
- Fund Phase 1 of the 800 MHz communication system (\$.17 per device);
- Surcharge rate will be affixed at \$.80 per device; however, the entire cost of operation and infrastructure equates to \$1.08 per device if funded solely by the surcharge.

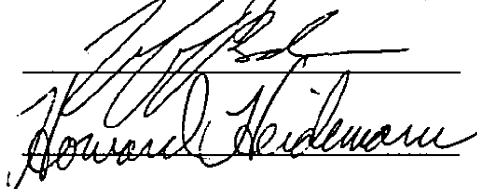
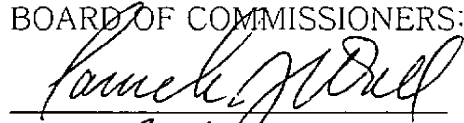
DATED: January 16, 2008

Reviewed and Approved as to Form by:

ST. CLAIR COUNTY  
BOARD OF COMMISSIONERS:



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



**Resolution 08-04**

**RESOLUTION TO ADOPT MONTHLY 9-1-1 SURCHARGE WITHIN ST. CLAIR COUNTY**

WHEREAS, under the Emergency 9-1-1 Service Enabling Act (P.A. 32 of 1986, as amended) the St. Clair County Board of Commissioners approved the final 911 service plan on 07-22-1992 to benefit the citizens of St. Clair County by providing a uniform and well known emergency telephone number; and

WHEREAS, the St. Clair County Board of Commissioners continues to believe that 911 service will benefit the citizens of St. Clair County; and

WHEREAS, the State of Michigan enacted Public Act 164 of 2007 to further support 9-1-1 service in Michigan; and

WHEREAS, Public Act 164 of 2007 allows for the creation of a county-based local 9-1-1 surcharge on all communications service providers that can access 9-1-1 and provides for the collection, disbursement, use, and audit of said funds; and

WHEREAS, St. Clair County has deemed that a monthly county-based surcharge of \$0.80 be placed on all communications service providers beginning July 1, 2008 as allowed under Public Act 164 of 2007 is necessary to defray the costs of being ready to process and of actually processing 9-1-1 calls placed within St. Clair County, and;

WHEREAS, Public Act 164 of 2007 states that an estimated amount of anticipated annual revenue must be included within the resolution creating the monthly county-based 9-1-1 surcharge and projections by the county estimate that amount of anticipated annual revenue to be \$1,100,314 (the anticipated amount to be collected in calendar year 2008 under this surcharge is \$745,114); and

WHEREAS, Public Act 164 expires February 28, 2009, the monthly county-based surcharge will remain in effect until that time, or is otherwise changed by law; and

FURTHER, that pursuant to Public Act 164 of 2007, the St. Clair County Board of Commissioners has modified the 9-1-1 Plan on January 16, 2008 to reflect the changes in the 9-1-1 surcharges collected by St. Clair County.

NOW, THEREFORE, BE IT RESOLVED the St. Clair County Board of Commissioners hereby adopts the county-based 9-1-1 surcharge on communications devices as permitted under P.A. 164 of 2007.

STATE OF MICHIGAN)

County of St. Clair)

I, Marilyn Dunn, Clerk of the County of St. Clair and of the County Board of Commissioners, do hereby certify that the foregoing is a true and complete copy of the resolution adopted by the Board at its regular meeting on 01/16/08.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the County Of St. Clair this January 17, 2008 at Port Huron, Michigan

Marilyn Dunn  
Clerk

**St. Clair County Board of Commissioners**

**Resolution 08-03**

WHEREAS, the St. Clair County Parks and Recreation Commission has been approved for a Michigan Natural Resources Trust Fund grant to purchase Camp Woodsong; and

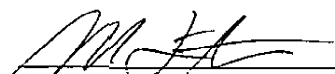
WHEREAS, upon final purchase of the property the St. Clair County Parks and Recreation Commission will be required to provide a name for the property; and

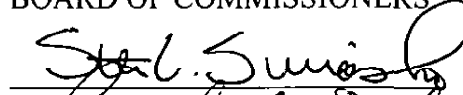
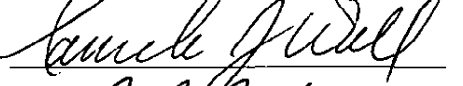
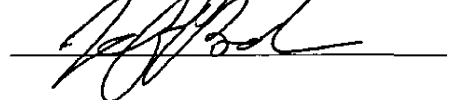
WHEREAS, Alysia Thomes was present at the January 9, 2008 Board of Commissioners Environmental/Public Works Committee meeting to discuss her preference for the naming of the park and the activities to be conducted there;

NOW THEREFORE BE IT RESOLVED, that the St. Clair County Board of Commissioners would like the St. Clair County Parks and Recreation Commission to consider the name Woodsong as an option for the name of the park and to send a copy of this resolution to Alysia Thomes.

DATED: January 16, 2008

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:  
  
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\*\*Amended - see attached\*\*

.. 7.9 2 8

NOW THEREFORE BE IT RESOLVED, that the St. Clair County Board of Commissioners would like the St. Clair County Parks and Recreation Commission to consider the name Camp Woodsong County Park as an option for the name of the park and to send a copy of this resolution to Alysia Thomes, Emily Kearns and Parks and Recreation Commission.

**RESOLUTION 08-02**  
**COUNTY OF ST. CLAIR**  
**STATE OF MICHIGAN**

**FULL FAITH AND CREDIT RESOLUTION**

WHEREAS, Section 276 of Act 40, Public Acts of Michigan, 1956, as amended (the "Drain Code"), authorizes a county to pledge its full faith and credit for the payment of obligations issued thereunder, if the Board of Commissioners of the County has adopted a resolution by a majority vote of its members-elect to that effect; and

WHEREAS, pursuant to a petition filed by the Township of St. Clair, St. Clair County, Michigan, pursuant to Chapter 4 of the Drain Code, with the Drain Commissioner of the County of St. Clair, proceedings have been carried out by the St. Clair County Drain Commissioner for the financing and construction of an intracounty drainage project to be located within the Blue River Gardens Drain Drainage District, said project having been determined to be necessary for the public health, convenience or welfare; and

WHEREAS, pursuant to said proceedings, a Drain Tax Assessment Roll has been prepared and duly confirmed by the St. Clair County Drain Commissioner in the aggregate principal amount of \$992,181.86, being the amount of total estimated share cost of the project, of which \$555,000 is being financed by the issuance of bonds, which assessments are payable in annual installments over a period of twenty (20) years, commencing December 1, 2007, by the County of St. Clair, the Township of St. Clair, the Michigan Department of Transportation and land owners within the drainage district, respectively, according to apportionments duly determined by the Board of Review and certified by the St. Clair County Drain Commissioner, as follows:

County of St. Clair	18.2750%
Township of St. Clair (prepaid)	27.5000%
Michigan Department of Transportation (prepaid)	13.5500%
Assessments to Land in St. Clair Township	40.6750%

said installments bearing interest at such rate of interest as may be necessary to pay interest on

obligations payable therefrom; and

WHEREAS, pursuant to the authorization provided in the Drain Code, the St. Clair County Drain Commissioner, by resolution, has authorized and provided for the issuance of bonds payable from the collection of said special assessments on said Roll, said bonds being designated 2008 BLUE RIVER GARDENS DRAIN DRAINAGE DISTRICT DRAINAGE DISTRICT BONDS (Limited Tax General Obligation) in the aggregate principal amount of \$555,000, dated as of February 1, 2008, bearing interest at a maximum rate of 7% per annum and maturing serially from June 1, 2009, to June 1, 2027, to provide funds to pay costs of the project; and

WHEREAS, the said drainage project is immediately necessary to protect and preserve the public health, and it is to the best interest of the County of St. Clair that the said bonds, in order to be sold at the lowest and most favorable interest cost possible to obtain, be secured by a pledge of the full faith and credit of the County, as authorized by the provisions of said Drain Code;

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

1. That pursuant to the authorization provided in the Drain Code, the Board of Commissioners of the County of St. Clair does hereby irrevocably pledge the full faith and credit of the County of St. Clair for the prompt payment of the principal of and interest on the aforesaid bonds when due, and pursuant to said pledge, in the event that the aforesaid drainage district shall fail or neglect to pay the aforesaid bonds or interest thereon when due, the amount unpaid shall be promptly advanced from County funds as a first budget obligation, and the County Treasurer is directed to immediately make such advancement to the extent necessary.

2. That in the event that pursuant to said pledge of its full faith and credit the County of St. Clair advances out of County funds all or any part of said installments and interest, it shall be the duty of the County Treasurer, for and on behalf of the County of St. Clair, to take all actions and proceedings and pursue all remedies permitted or authorized by law for the reimbursement of such sums so paid.

3. That all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of St. Clair, Michigan, at its regular meeting held on January 16, 2008, at 6:00 o'clock p.m., Eastern Standard Time, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meeting Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

I further certify that the following Members were present at said meeting January 16, 2008, and that the following Members were absent none.

I further certify that Member Sumasto moved adoption of said resolution and that Member Heidemann supported said motion.

I further certify that the following Members voted for adoption of said resolution: Belen, Heidemann, Kearns, Quinn, and that the following Members voted against adoption of said resolution: Sumasto, Wall & Evans none.

Marilyn Quinn  
County Clerk  
St. Clair County, Michigan

**RESOLUTION 08-01**

**ESTABLISHING SALARIES  
OF SPECIFIC COUNTY ELECTED AND NON-ELECTED OFFICERS FOR 2008**

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

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

NOW, THEREFORE, BE IT RESOLVED:


- 1) That the salary levels of County Elected and Non-elected Officers, be, and the same hereby are established at an increase of 1.5% from the established 2007 salary as specified as follows.

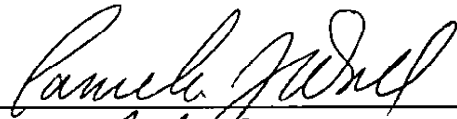
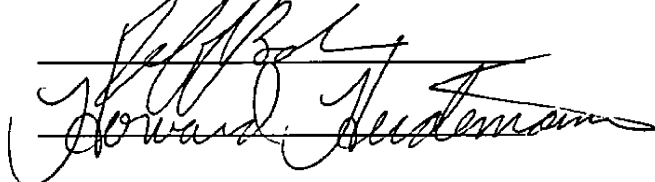
<u>Officer</u>	<u>Annual Salary</u>
Surveyor	\$7,569
Drain Commissioner	\$58,847
Treasurer	\$63,715
Clerk/Register	\$68,067
Prosecuting Attorney	\$107,778
Sheriff	\$83,981
Magistrates	\$51.54 per hour

- 2) That the salary assigned herein to each classification shall be for one (1) year (2008) effective the first pay period following adoption of the resolution.
- 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: January 16, 2008

Reviewed and Approved as to Form by:

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

  
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