

Allegan County Board of Commissioners



County Services Building
3283 – 122nd Avenue
Allegan, MI 49010
269-673-0203 Main Office
269-686-5331 Main Fax
<http://www.allegancounty.org>

*Jim Storey, Chairperson
Dean Kapenga, Vice Chairperson*

BOARD OF COMMISSIONERS MEETING – AGENDA *REVISION #1 – 3/21/23

Thursday, March 23, 2023 – 1 PM

County Services Building – Board Room

Virtual Connectivity Options Attached

DISTRICT 1

Jim Storey
616-848-9767
jstorey@
allegancounty.org

1 PM

CALL TO ORDER:

ROLL CALL:

OPENING PRAYER: Commissioner Mark DeYoung

PLEDGE OF ALLEGIANCE:

PUBLIC HEARING: None

COMMUNICATIONS: Attached

APPROVAL OF MINUTES: March 9, 2023

PUBLIC PARTICIPATION:

ADDITIONAL AGENDA ITEMS:

APPROVAL OF AGENDA:

PRESENTATIONS:

Kenneth DeVries, Deputy Sheriff – Sergeant (Employee Recognition)

PROCLAMATIONS:

INFORMATIONAL SESSION:

Economic Development—Jennifer Owens, Lakeshore Advantage
President

ADMINISTRATIVE REPORTS:

DISTRICT 2

Mark DeYoung
616-318-9612
mdeyoung@
allegancounty.org

DISTRICT 3

Dean Kapenga
616-218-2599
dkapenga@
allegancounty.org

DISTRICT 4

Scott Beltman
616-292-1414
sbeltman@
allegancounty.org

CONSENT ITEMS:

1. Motion to approve of claims paid and to incorporate into proceedings of the Board (3/17/23 & 3/24/23)
-

ACTION ITEMS:

1. None
-

DISTRICT 5

Gale Dugan
269-694-5276
gdugan@
allegancounty.org

DISCUSSION ITEMS:

1. Soil Erosion Sedimentation Control Ordinance—set Public Hearing
 2. Railway Safety (Commissioner Dugan)
 3. *Facilities Management—award Courthouse Roof Section #3 Bid (224-249)
-

NOTICE OF APPOINTMENTS & ELECTIONS:

Mission Statement

“The Allegan County Board of Commissioners shall plan, develop, and evaluate the necessary policies and resources to ensure our county continues to progress and prosper”

1. Water Study Group (A)
 - a. One Agriculture Representative [Application REC 3/17](#)

ELECTIONS:

1. Community Mental Health Board
 - a. One County Commissioner Representative—term expires 3/31/23 [Application REC 3/17](#)
 - b. One Primary Consumer Representative—term expires 3/31/23 [Application REC 3/17](#)
 - c. One Agency Involved w/ Mental Health Services Representative—term expires 3/31/23
 - d. One General Public Representative—term expires 3/31/23 [Application REC 3/17](#)

APPOINTMENTS:

1. Jury Board (Circuit Judge recommends)
 - a. One Representative—term expires 3/31/25
2. Soldiers/Sailors Relief Commission (Probate Judge appoints)
 - a. One Representative—terms expired 12/31/2022
3. Brownfield Redevelopment Authority
 - a. One Representative—term expires 12/31/2021
4. Local Emergency Planning Committee
 - a. EOC Director Representative —term expired 12/31/22
 - b. One Education Representative—term expired 12/31/22
 - c. One Media Representative—term expired 12/31/22
5. Tourist Council
 - a. One Representative—term expires 12/31/23
6. Solid Waste Planning Committee
 - a. One Solid Waste Industry Representative—term expired 12/31/20
 - b. One Solid Waste Industry Representative—term expired 12/31/19
 - c. One Township Representative—term expired 12/31/19
 - d. One General Public Representative—term expired 12/31/22
 - e. One Industrial Waste Generator Representative—term expired 12/31/20
 - f. One Regional Solid Waste Planning Rep—term expired 12/31/2022

PUBLIC PARTICIPATION:

FUTURE AGENDA ITEMS:

1. OPENING PRAYER: Commissioner Gale Dugan
2. PUBLIC HEARING: Soil Erosion Sedimentation Control Ordinance
3. INFORMATIONAL SESSION: Jessica Winsemius, Court Administrator—57th District Court
4. CONSENT: Motion to approve of claims paid and to incorporate into proceedings of the Board (3/31/23 & 4/7/23 & 4/14/23)
5. DISCUSSION: CCAB Grant Application

REQUEST FOR PER DIEM/MILEAGE:

BOARDS AND COMMISSIONS REPORTS:

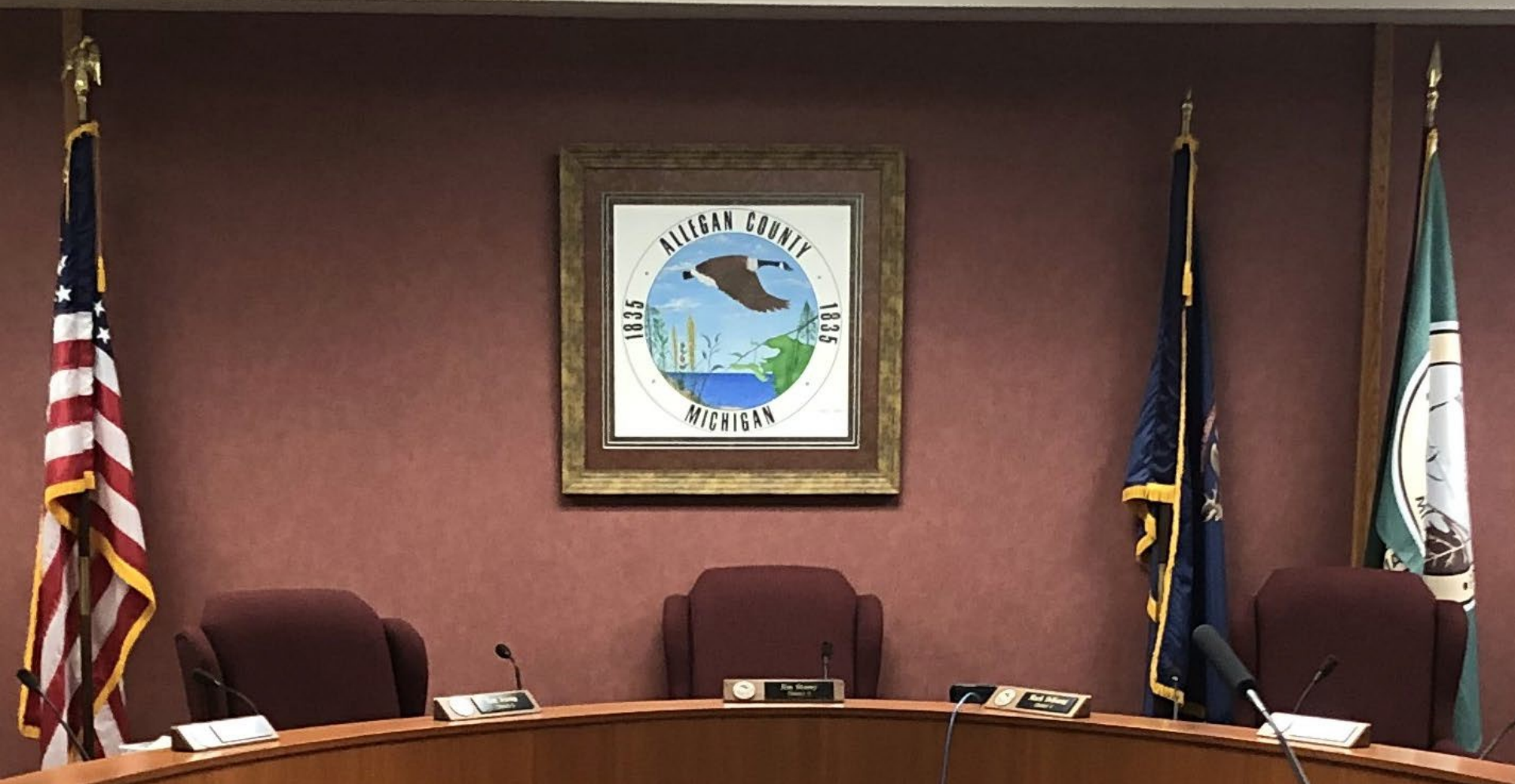
ROUND TABLE:

CLOSED SESSION: None scheduled

ADJOURNMENT: Next Meeting – April 13, 2023, 1 PM @ **BOARD ROOM – COUNTY SERVICES BUILDING, COUNTY SERVICES COMPLEX.**

Please note that Regular and Special Meetings of the Board of Commissioners held in the Board Room are streamed live and recorded in accordance with the County's Live Stream & Publishing Recordings of Meetings Policy, which can be viewed on the County's website.

Your attendance constitutes your consent to audio/visual streaming and/or recording and to permit the County to broadcast your name/voice/image/content to a broader audience.



Allegan County Board of Commissioners

STEP 1: Connect to the Meeting

- OPTION 1: Zoom over Telephone

- Call (929) 205-6099 -or- (312) 626-6799 -or- (253) 215-8782
- Type in Meeting ID: 891 6032 7098, then #, then # again
- Type in Meeting Password: 32323, then #

- To raise your hand to speak, press *9
- To Mute and Unmute, press *6

<STOP here>

You do not have to continue reading the rest of the instructions.

- OPTION 2: Youtube

- Open Internet Explorer or Chrome
- Navigate to <https://www.youtube.com/channel/UCQIiZQstN2Pa57QAItAWdKA>
- Click on image of “Live” video

<STOP here>

You do not have to continue reading the rest of the instructions.

- OPTION 3: Zoom over Web browser

- Open Internet Explorer or Chrome
- Navigate to <https://zoom.us/j/89160327098>
- Meeting Password: 32323

<Continue with the rest of the instructions>

STEP 2: Enter registration information

The screenshot shows a web browser window with the URL `zoom.us/webinar/register/WN_YneHxuk_SjqfnMwchbtUEg`. The page title is "Webinar Registration".

Registration details:

- Topic: BOC Meeting - 4/9/2020
- Time: Apr 9, 2020 01:00 PM in Eastern Time (US and Canada)

Registration form fields (marked as required with an asterisk):

- First Name *
- Last Name *
- Email Address *
- Confirm Email Address *

Additional elements:

- reCAPTCHA: "I'm not a robot" checkbox and image grid challenge.
- Button: "Join Webinar in Progress"
- Footer: Links for About, Download, Sales, and Support.

1. Enter name and email

2. Click this box

4. Click when done.

3. Answer challenge question

STEP 3: This Window will appear when connected.



STEP 4: Adjust audio settings (if needed)

The image shows a Zoom meeting interface with the 'Settings' window open to the 'Audio' tab. A vertical black bar on the left side of the meeting window has a blue arrow labeled '1' pointing to it. A blue arrow labeled '2' points from the 'Audio' tab in the settings window to the meeting content area. The meeting content area displays the name 'Economic Development - Greg King, Director' and 'ADMINISTRATIVE REPORTS:'. Below this, it says 'CONSENT ITEMS:' followed by a list item: '1. Motion to approve of claims paid and to incorporate into proceedings of the Board (3/20/20 & 3/27/20)'. The 'Settings' window shows the 'Speaker' section with 'Test Speaker' selected and 'Remote Audio' in a dropdown menu. The 'Volume' slider is set to approximately 80%. The 'Microphone' section has 'Test Mic' selected. The 'Volume' slider is also set to approximately 80%, and the 'Automatically adjust volume' checkbox is checked. Other options include 'Use separate audio device to play ringtone simultaneously', 'Automatically join audio by computer when joining a meeting', 'Mute my microphone when joining a meeting', 'Press and hold SPACE key to temporarily unmute yourself', and 'Sync buttons on headset'. An 'Advanced' button is visible at the bottom right of the settings window. At the bottom of the meeting window, there are icons for 'Chat', 'Raise Hand', and 'Q&A'.

Settings

General

Video

Audio

Share Screen

Virtual Background

Recording

Statistics

Feedback

Keyboard Shortcuts

Accessibility

Speaker

Test Speaker Remote Audio

Output Level:

Volume:

Microphone

Test Mic

Input Level:

Volume:

Automatically adjust volume

Use separate audio device to play ringtone simultaneously

Automatically join audio by computer when joining a meeting

Mute my microphone when joining a meeting

Press and hold SPACE key to temporarily unmute yourself

Sync buttons on headset

Advanced

269-673-4514
mthiele@allegancounty.org

Economic Development — Greg King, Director
ADMINISTRATIVE REPORTS:

CONSENT ITEMS:

1. Motion to approve of claims paid and to incorporate into proceedings of the Board (3/20/20 & 3/27/20)

DISTRICT 4
Mark DeYoung
616-318-9612
mdeyoung@allegancounty.org

Audio Settings

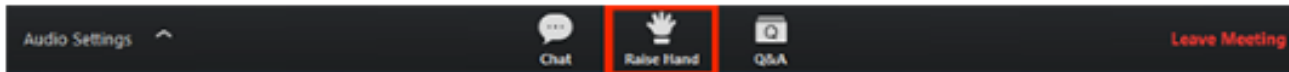
Chat Raise Hand Q&A

STEP 5: Raise hand to be recognized to speak.

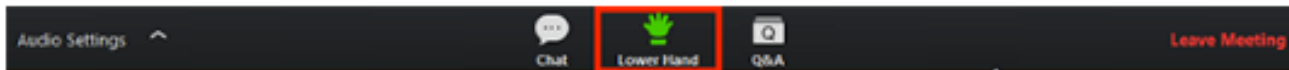
- Once “Raise Hand” is clicked, the Board Chairperson will receive notice and may UNMUTE your microphone when ready and verbally recognize you to speak.

On bottom of screen.

1. Click **Raise Hand** in the Webinar Controls.



2. The host will be notified that you've raised your hand.
3. Click **Lower Hand** to lower it if needed.



STEP 6: To leave the meeting

The screenshot shows a Zoom meeting interface. At the top, a green banner reads "You are viewing Allegan County Administration's screen" with a "View Options" dropdown. In the top right corner, there is a "Enter Full Screen" button. The main content is a document viewer displaying a Microsoft Word document titled "BOC20200409_agenda [Compatibility Mode] - Word". The document header includes the "Allegan County Board of Commissioners" logo and contact information for County Services Building, including address, phone, fax, and website. Below the header, the document title is "BOARD OF COMMISSIONERS MEETING – AGENDA". The agenda items are listed by district: DISTRICT 1 (Dean Kasperge), DISTRICT 2 (Jim Storey), DISTRICT 3 (Max R. Thiele), and DISTRICT 4 (Mark DeYoung). The agenda items include "Virtual Meeting – Connectivity Instructions Attached", "1PM CALL TO ORDER: ROLL CALL: OPENING PRAYER: PLEDGE OF ALLEGIANCE: COMMUNICATIONS: Attached APPROVAL OF MINUTES: Attached", "PUBLIC PARTICIPATION: ADDITIONAL AGENDA ITEMS: APPROVAL OF AGENDA: PRESENTATIONS: PROCLAMATIONS: INFORMATIONAL SESSION: Attached ADMINISTRATIVE REPORTS:", and "CONSENT ITEMS:". The document footer shows "PAGE 1 OF 2 251 WORDS" and a zoom level of "100%". At the bottom of the Zoom window, the meeting control bar is visible, featuring "Audio Settings", "Chat", "Raise Hand", "Q&A", and a red "Leave Meeting" button. A large blue arrow points to the "Leave Meeting" button.

County of Schoolcraft

Chairperson, Paul Walker, District No. 4
Vice-Chairperson, Daniel P. Hoholik, District No. 5
Commissioner Craig Reiter, District No. 1
Commissioner Bruce Birr, District No. 2
Commissioner Troy Bassett, District No. 3
Schoolcraft County Board of Commissioners



Resolution to Honor the Michigan Association of Counties on its 125th Anniversary

SCHOOLCRAFT COUNTY BOARD OF COMMISSIONERS

RESOLUTION # 23-2 HONORING the Michigan Association of Counties

WHEREAS, Michigan's 83 county governments play a central role in the proper delivery of, and oversight for, critical public services for the state's approximately 10 million residents; and

WHEREAS, Michigan county governments are led by Boards of Commissioners, who are elected from their communities; and

WHEREAS, the State Association of Supervisors of Michigan was formed by representatives of 16 counties on Feb. 1, 1898, in the Senate chamber of the Michigan State Capitol in Lansing; and

WHEREAS, the association's name was changed to the Michigan Association of Counties on July 17, 1969; and

WHEREAS, the Michigan Association of Counties is the oldest association representing local governments in Michigan; and

WHEREAS, 48 of Michigan's 83 counties have had at least one of their commissioners (or supervisors prior to 1968) serve as president of the association's Board of Directors; and

WHEREAS, the association created the Michigan Counties Workers' Compensation Fund in 1979 to help county members provide workplace safety and injury insurance services to its employees; and

WHEREAS, the association created the Michigan Association of Counties Service Corporation in 1986 to partner with service providers to help counties save money on everything from health insurance to telecommunications services; and

WHEREAS, the association hosts two major conferences every year to bring together county leaders for briefings on trending public policy issues and to hear from state newsmakers and others; and

WHEREAS, the association's advocacy work in Lansing and beyond has advanced the interests of county governments and the residents they serve; and

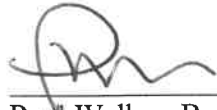
WHEREAS, no fewer than five association presidents have served or are serving in the Michigan Legislature in the 21st century, a testament to the culture of public service inculcated by the association.

THEREFORE, BE IT RESOLVED that **SCHOOLCRAFT COUNTY** wishes to commend and honor the Michigan Association of Counties on its 125th Anniversary year.

Vote on the foregoing resolution as follows:

Yeas: 4
Nays: 0
Abstain: 0
Absent: 1

RESOLUTION DECLARED ADOPTED:



Paul Walker, Board Chairman

The undersigned, being the duly qualified and acting Clerk of the County of Schoolcraft, hereby certifies that the foregoing is a true and complete copy of a resolution adopted by the Schoolcraft County Board of Commissioners at its regular meeting held on the 9th day of March 2023, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, and that minutes of such meeting were kept and will be or have been available as required thereby.



Beth A. Edwards
County Clerk of the Schoolcraft County

Dated: March 9, 2023



TUSCOLA COUNTY BOARD OF COMMISSIONERS

125 W. Lincoln Street
Suite 500
Caro, MI 48723

Telephone: 989-672-3700
Fax: 989-672-4011

At a regular meeting of the Board of Commissioners for the County of Tuscola, State of Michigan, on the 27th day of February 2023, with the meeting called to order at 2:00 p.m.

Commissioners Present: *Thomas Boardwell, Kim Vaughan, Bill Lutz*

Commissioners Absent: *Thomas Young, Matt Koch*

The following resolution was offered by Commissioner *Boardwell*,
seconded by Commissioner *Lutz*,

TUSCOLA COUNTY BOARD OF COMMISSIONERS RESOLUTION # 2023-02 Honoring the Michigan Association of Counties

WHEREAS, Michigan's 83 county governments play a central role in the proper delivery of, and oversight for, critical public services for the state's approximately 10 million residents; and

WHEREAS, Michigan county governments are led by Boards of Commissioners, who are elected from their communities; and

WHEREAS, the State Association of Supervisors of Michigan was formed by representatives of 16 counties on Feb. 1, 1898, in the Senate chamber of the Michigan State Capitol in Lansing; and

WHEREAS, the association's name was changed to the Michigan Association of Counties on July 17, 1969; and

WHEREAS, the Michigan Association of Counties is the oldest association representing local governments in Michigan; and

WHEREAS, 48 of Michigan's 83 counties have had at least one of their commissioners (or supervisors prior to 1968) serve as president of the association's Board of Directors; and

WHEREAS, the association created the Michigan Counties Workers' Compensation Fund in 1979 to help county members provide workplace safety and injury insurance services to its employees; and

WHEREAS, the association created the Michigan Association of Counties Service Corporation in 1986 to partner with service providers to help counties save money on everything from health insurance to telecommunications services; and

WHEREAS, the association hosts two major conferences every year to bring together county leaders for briefings on trending public policy issues and to hear from state newsmakers and others; and

WHEREAS, the association's advocacy work in Lansing and beyond has advanced the interests of county governments and the residents they serve; and

WHEREAS, no fewer than five association presidents have served or are serving in the Michigan Legislature in the 21st century, a testament to the culture of public service inculcated by the association

THEREFORE, BE IT RESOLVED that Tuscola County wishes to commend and honor the Michigan Association of Counties on its 125th Anniversary year.

Ayes: *Bardwell, Vaughan, Lutz*

Nays: *None*

Absent: *Young, Koch*

Resolution declared approved dated this 27th day of February, 2023.

Date 2-27-2023



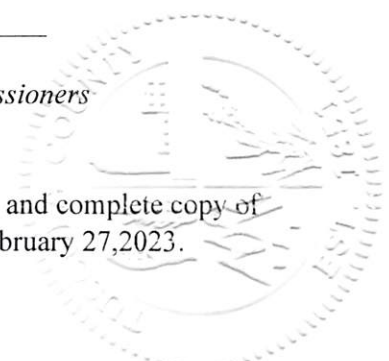
*Kim Vaughan, Chairperson
Tuscola County Board of Commissioners*

I, Jodi Fetting, Tuscola County Clerk, do hereby certify that the foregoing is a true and complete copy of an agreement approved by the Board of Commissioners at a regular meeting on February 27, 2023.

Date 2-27-2023



*Jodi Fetting
Tuscola County Clerk, CCO*





**RESOLUTION AFFIRMING
SUPPORT OF ALL CONSTITUTIONAL RIGHTS,
INCLUDING, BUT NOT LIMITED TO,
THE RIGHT OF THE PEOPLE TO BEAR ARMS
AND
TO ADEQUATELY FUNDING MENTAL HEALTH SERVICES
BY BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF IRON**

WHEREAS the issue of constitutional rights, including but not limited to, the Second Amendment to the Constitution of the United States of America has been in the spotlight of public discussion of recent;

WHEREAS public discussion of such constitutional rights is a hallmark of public discourse in a democracy;

WHEREAS some individuals are of the belief that county government has the authority to not enforce duly adopted laws, regulations and/or rules, which are claimed to be in conflict with constitutional rights of individuals within the State of Michigan and the United States of America;

WHEREAS our civil council has opined that the selective enforcement of constitutional laws, regulations and/or rules by Michigan county government is in violation of the Constitution and Laws of both the State of Michigan and the United States of America;

WHEREAS the Board of County of Commissioners of the County of Iron on December 7, 1997, adopted a Resolution of Recognition of Bill of Rights in the Constitution of United States of America, which remains on prominent display at the Iron County, Michigan Courthouse;

WHEREAS all elected county and state office holders take an oath of office under which the office holder supports the Constitution of the United States of America and Constitution of Michigan and to faithfully discharge the duties of such offices;

WHEREAS the lawful ownership, possession and use of firearms is part of the cultural heritage within Iron County, Michigan;

WHEREAS it is common for firearms to be family heirlooms that pass from generation to generation as a permanent connection of the past to the present within extended families;

WHEREAS funding for mental health services in the State of Michigan is woefully underfunded causing a failure to adequately provide services to persons of the State of Michigan whom are in need of mental health services; and

WHEREAS recent high profile firearm shootings involved many individuals that have mental health issues the mental health systems nationwide failed to timely, appropriately and adequately provide services to such individuals;

NOW THEREFORE BE IT RESOLVED that the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF IRON** does support and will continue to honor the pledge to support the Constitution of the United States of America as well as the Constitution of the State of Michigan, including all amendments thereto;

BE IT FURTHER RESOLVED that the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF IRON** direct our legislators whom act as representatives of the People of the State of Michigan to:

- A. Not undertake legislation that is in conflict with the Second Amendment to the United States of America and Article 1 § 6 of the Michigan Constitution of 1963, including:
 1. Red Flag Laws, excluding the present Personal Protection Order process;
 2. Registration requirements of full or long firearms;
 3. Mandatory storage schemes for firearms;
 4. Additional limitations on the lawful ownership and use of firearms; and
 5. Adoption of other schemes of regulation of firearms that infringe on the foregoing constitutional guarantees of the People of the State of Michigan.
- B. Adhere to their oath of office and not adopt legislation, rules, regulations and/or requirements that conflict with the Second

Amendment to the Constitution of the United States and Article 1 § 6 of the Michigan Constitution and any final judicial determinations thereto;

- C. Adequately fund mental health services available in all our communities to provide for timely intervention with appropriate and adequate mental health services as an investment in the human capital of all persons of the State of Michigan; and
- D. Insure that the providing of adequately funded mental health services is accomplished by methods that do not infringe on the statutory and constitutional rights of those in need of mental health services.

BE IT FURTHER RESOLVED that if in exercise of discretion by the Office of Sheriff and Office of Prosecuting Attorney both of the County of Iron, determine that a law has been adopted which violates the Constitution of the United States of America, the Constitution of the State of Michigan, and any final judicial determinations thereto, that the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF IRON** supports the lawful exercise of discretion not to enforce an unconstitutional law against any law abiding person within the County of Iron;

BE IT FURTHER RESOLVED, that the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF IRON** directs its staff to provide a copy of this Resolution to:

- A. Each township in the County of Iron;
- B. Each city and village in the County of Iron;
- C. Each department head of the County of Iron;
- D. Each county in the State of Michigan;
- E. The Michigan House of Representative;
- F. The Michigan Senate;
- G. The Governor of the State of Michigan
- H. Each United States Senator for the State of Michigan; and
- I. Each United States Congressman for the State of Michigan.

The foregoing resolution was offered by Commissioner Jacob Conery and supported by Commissioner Ean Bruette.

Yeas: Bruette, Conery, Stafford, Stauber

Nays: None

Absent: Peretto

Resolution: Adopted

I hereby certify that the foregoing is a true and correct copy of the resolution adopted at a meeting of the **BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF IRON** held on March 14, 2023.

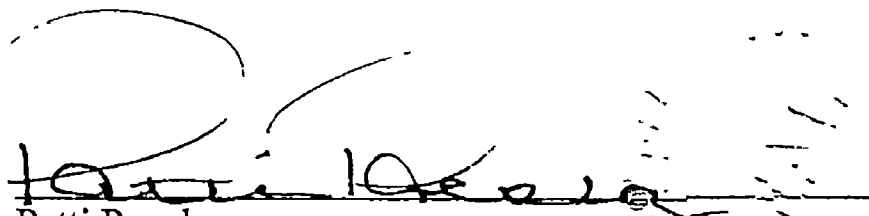
BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF IRON

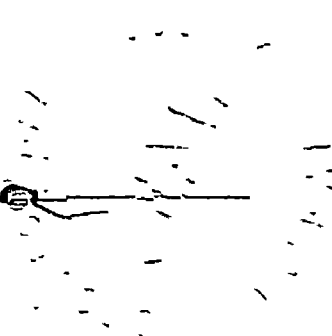
By: Julie Kezerle
Julie Kezerle
Its Clerk

**STATE OF MICHIGAN
LAKE COUNTY BOARD OF COMMISSIONERS
RESOLUTION #2023-06 2/22/2023**

I, Patti Pacola, County Clerk do hereby certify that the foregoing is a true copy of Resolution #2023-06 adopted by the Lake County Board of Commissioners at a regular session held on the 22nd day of February, 2023.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal at Baldwin, Michigan, this 22nd day of February, 2023.


Patti Pacola
Lake County Clerk





County of Leelanau

EXCERPT
Leelanau County Board of Commissioners
Regular Session – Tuesday, February 21, 2023

MICHELLE L. CROCKER
Leelanau County Clerk
Clerk of the Circuit Court

Proceedings of the meeting are being recorded (audio and video). The video of the meeting can be found at the following link:
<https://www.leelanau.gov/meetingdetails.asp?MAId=2478#video>

Meeting called to order by Chairman Ty Wessell at 7:04 p.m. Today's meeting is being held at the Government Center, 8527 E. Government Center Drive, Suttons Bay, Michigan.

Pledge of Allegiance/Moment of Silence:

The Pledge of Allegiance to the Flag of the United States of America was recited, followed by a moment of silence.

<u>Roll Call:</u>	District #1	Jamie Kramer	PRESENT
	#2	James O'Rourke	PRESENT
	#3	Doug Rexroat	ABSENT <i>(prior notice)</i>
	#4	Ty Wessell	PRESENT
	#5	Kama Ross	PRESENT
	#6	Gwenne Allgaier	PRESENT
	#7	Melinda C. Lautner	PRESENT

...

MAC 125TH Anniversary - Resolution to Recognize the Michigan Association of Counties on its 125th Anniversary:

#076-02212023 Regular Session

MOTION BY ALLGAIER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS SUPPORT RESOLUTION #2023-003, THE RESOLUTION HONORING THE MICHIGAN ASSOCIATION OF COUNTIES. SECONDED BY KRAMER.

Discussion – none

ROLL CALL: Allgaier – YES; Kramer – YES; Lautner – YES; O'Rourke – YES; Ross – YES; Wessell – YES.

AYES – 6 NO – 0 ABSENT – 1 (Rexroat) MOTION CARRIED.

RESOLUTION # 2023-003
Leelanau County Board of Commissioners
HONORING the Michigan Association of Counties on its 125th Anniversary

WHEREAS, Michigan's 83 county governments play a central role in the proper delivery of, and oversight for, critical public services for the state's approximately 10 million residents; and

WHEREAS, Michigan county governments are led by Boards of Commissioners, who are elected from their communities; and

WHEREAS, the State Association of Supervisors of Michigan was formed by representatives of 16 counties on Feb. 1, 1898, in the Senate chamber of the Michigan State Capitol in Lansing; and

WHEREAS, the association’s name was changed to the Michigan Association of Counties on July 17, 1969; and

WHEREAS, the Michigan Association of Counties is the oldest association representing local governments in Michigan; and

WHEREAS, 48 of Michigan’s 83 counties have had at least one of their commissioners (or supervisors prior to 1968) serve as president of the association’s Board of Directors; and

WHEREAS, the association created the Michigan Counties Workers’ Compensation Fund in 1979 to help county members provide workplace safety and injury insurance services to its employees; and

WHEREAS, the association created the Michigan Association of Counties Service Corporation in 1986 to partner with service providers to help counties save money on everything from health insurance to telecommunications services; and

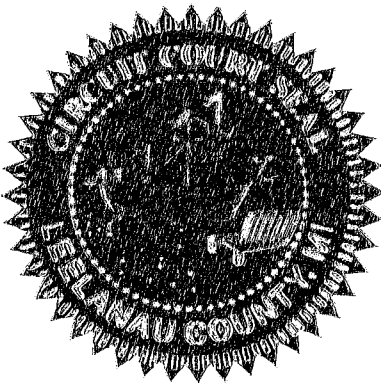
WHEREAS, the association hosts two major conferences every year to bring together county leaders for briefings on trending public policy issues and to hear from state newsmakers and others; and

WHEREAS, the association’s advocacy work in Lansing and beyond has advanced the interests of county governments and the residents they serve; and

WHEREAS, no fewer than five association presidents have served or are serving in the Michigan Legislature in the 21st century, a testament to the culture of public service inculcated by the association

THEREFORE, BE IT RESOLVED that Leelanau County wishes to commend and honor the Michigan Association of Counties on its 125th Anniversary year.

Adopted this 21st day of February, 2023



State of Michigan
County of Leelanau

I, Michelle L. Crocker, Clerk of said County and Clerk of Circuit Court for said County, the same being a Court of record having a seal, do hereby certify that the above is a true copy of the Record now remaining in my office and of the whole thereof. In Testimony whereof, I have hereto set my hand and affixed the seal of the Circuit Court the 22nd day of February 2023.


Michelle L. Crocker, Leelanau County Clerk



COUNTY CLERK'S OFFICE

Tracey Cochran, County Clerk

301 West Upton

Reed City, MI 49677

(231) 832-3261, (231) 832-6149 FAX; oscclerk1@osceolacountymi.com

Resolution to Honor the Michigan Association of Counties on its 125th Anniversary

OSCEOLA COUNTY
BOARD OF COMMISSIONERS

RESOLUTION #2023-0004 HONORING the Michigan Association of Counties

WHEREAS, Michigan's 83 county governments play a central role in the proper delivery of, and oversight for, critical public services for the state's approximately 10 million residents; and

WHEREAS, Michigan county governments are led by Boards of Commissioners, who are elected from their communities; and

WHEREAS, the State Association of Supervisors of Michigan was formed by representatives of 16 counties on Feb. 1, 1898, in the Senate chamber of the Michigan State Capitol in Lansing; and

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WHEREAS, the association hosts two major conferences every year to bring together county leaders for briefings on trending public policy issues and to hear from state newsmakers and others; and

WHEREAS, the association's advocacy work in Lansing and beyond has advanced the interests of county governments and the residents they serve; and

WHEREAS, no fewer than five association presidents have served or are serving in the Michigan Legislature in the 21st century, a testament to the culture of public service inculcated by the association

THEREFORE, BE IT RESOLVED that **OSCEOLA COUNTY** wishes to commend and honor the Michigan Association of Counties on its 125th Anniversary year.

STATE OF MICHIGAN)

)ss.

COUNTY OF OSCEOLA)

I, the undersigned, the duly qualified and acting Clerk of the County of Osceola, Michigan do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the County Board of Commissioners at a regular meeting on the 21st day of February, 2023, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereto affixed by official signature on this 21st day of February 2023.



Tracey Cochran
Osceola County Clerk

ALLEGAN COUNTY BOARD OF COMMISSIONERS

INDEX

MARCH 9, 2023 SESSION

JOURNAL 71

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MARCH 9, 2023 SESSION - PLEDGE OF ALLEGIANCE, ROLL CALL

1/ The Board of Commissioners of the County of Allegan, State of Michigan, met in the Board Room of the County Services Building in the Township of Allegan on March 9, 2023 at 9:10 A.M. in accordance with the motion for adjournment of February 23, 2023, and rules of this board; Chairman Storey presiding.

The Deputy Clerk led the Board in the Pledge of Allegiance to the flag.

Upon roll call the following members answered as Commissioners for the respective Districts:

DIST #1	JIM STOREY
DIST #2	MARK DEYOUNG
DIST #3	DEAN KAPENGA
DIST #4	SCOTT BELTMAN
DIST #5	GALE DUGAN

PUBLIC PARTICIPATION - NO COMMENTS

2/ Chairman Storey opened the meeting to public participation and as there were no comments from the public, he closed the meeting to public participation.

AGENDA - ADOPTED AS PRESENTED

3/ Moved by Commissioner Dugan, seconded by Commissioner DeYoung to adopt the meeting agenda as presented. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

2023/27 BOARD PLANNING - REAFFIRM 2023-27 STRATEGIC PLAN COMPONENTS

4/ Administrator Sarro reviewed the Allegan County Strategic Plan. The Strategy Map contains values, goals and goal statements, strategic priorities, objectives, tasks, and measurements (trends).

Moved by Commissioner Kapenga, seconded by Commissioner Dugan to reaffirm the adoption of the 2023-27 Strategic Plan components as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

2023/27 BOARD PLANNING - ROCK TENN

5/ Executive Director of Services Dan Wedge and City of Otsego Manager Aaron Mitchell addressed the board with the final demolition works that have been completed at the Rock Tenn property. The city has been working on extending water/sewer service to the property; and housing studies are underway with developers.

2023/27 BOARD PLANNING - CLOSE OUT

6/ **WHEREAS**, the Board of Commissioners through its 2021-2022 planning sessions identified these projects.

THEREFORE BE IT RESOLVED that the Board recognizes that these projects have been satisfactorily completed:

- 2022 and 2023 annual budgets

- ARPA Project and Spending Plan
- 2020 and 2021 audits
- Courthouse Sallyport/Holding Cells
- Courthouse Secured Central Entrance
- Rock Tenn - Demolition
- 2021 Organizational Wage Review including new step system, holidays, PTO accrual, pilot training officer program and pilot retention payment; updated single organizational wage scale; and maintained DBM structure
- 12 Collective Bargaining Agreements renewed through 2026
- Transportation Services (prevent closure of transportation services, restore to 2017 service hours, expand services by adding evening and weekend service hours, maintain dialysis and medical transportation, meet additional service needs)
- Public Safety and Criminal Justice projects (Body Worn Cameras; increased patrol, detective bureau, corrections, district court, friend of the court, and prosecutor staffing, to increase shift relief, case investigations and ability to maintain caseloads)

Moved by Commissioner DeYoung, seconded by Commissioner Kapenga to approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

2023/27 BOARD PLANNING - CARRY OVER TO 2023-2027 PLAN

7/ **WHEREAS**, the Board of Commissioners through its 2021-2022 planning sessions identified these projects.

THEREFORE BE IT RESOLVED that the Board recognizes that these projects are multi-year in nature and are carrying over these projects with priority of completion into the 2023-2027 Board Strategic Plan:

- 2024-28 annual budgets
- 2022-26 annual audits
- Rock Tenn - Brownfield Plan
- 12 Collective Bargaining Agreements renewed by December 31, 2026
- Broadband Wired Infrastructure Expansion Project implementation (all contracts by December 2024 expenditures complete by December 2026)
- Water Quality and Availability Plan (all contracts by December 2024 expenditures complete by December 2026)
- Public Health - Service Levels and fees/funding analysis
- Courthouse and County Services Building renovations (by December 2024)
- Debt Elimination
- Facility Master Plan (all facilities)
- Parks Master Plan (by December 2024)

Moved by Commissioner DeYoung, seconded by Commissioner Dugan to approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

BREAK - 10:24 A.M.

8/ Upon reconvening at 10:35 A.M., the following Commissioners were present: Commissioner Storey, DeYoung, Kapenga, Beltman and Dugan. Absent: None.

2023/27 BOARD PLANNING - OPEN DISCUSSION EXERCISE

9/ Commissioners participated in a group exercise in categories of Quality of Life and Economy; Parks, Recreation and Tourism; Internal Processes; and Public Safety to determine the following:

WHAT

What does the outcome or result look like?

WHY

Why is this an issue? What is the root cause?

WHO

County resource, directed and executed by staff
Contract with outside firm, lead by not executed by staff
Outside agency, participate and stay informed

WHEN

Complete by end of 2024
Complete by end of 2026
Complete by end of 2027 or later

PUBLIC PARTICIPATION - NO COMMENTS

10/ Chairman Storey opened the meeting to public participation and as there were no comments from the public, he closed the meeting to public participation.

ADJOURNMENT UNTIL MARCH 23, 2023 AT 9:00 A.M.

11/ Moved by Commissioner Dugan, seconded by Commissioner Beltman to adjourn until March 23, 2023 at 9:00 A.M. The motion carried by roll call vote and the meeting was adjourned at 12:17 P.M. Yeas: 5 votes. Nays: 0 votes.

AFTERNOON SESSION

MARCH 9, 2023 SESSION - INVOCATION, PLEDGE OF ALLEGIANCE, ROLL CALL

12/ The Board of Commissioners of the County of Allegan, State of Michigan, met in the Board Room of the County Services Building in the Township of Allegan on March 9, 2023 at 1:00 P.M. in accordance with the motion for adjournment of February 23, 2023, and rules of this Board; Chairman Storey presiding.

The invocation was offered by District #3 Commissioner Kapenga.

The Deputy County Clerk led the Board in the Pledge of Allegiance to the flag.

Upon roll call the following members answered as Commissioners for the respective Districts:

DIST #1 JIM STOREY
 DIST #2 MARK DEYOUNG
 DIST #3 DEAN KAPENGA
 DIST #4 SCOTT BELTMAN
 DIST #5 GALE DUGAN

COMMUNICATIONS

13/ Deputy Clerk Tien noted to the board that they received the following communications:

1. Resolution honoring the Michigan Association of Counties from Calhoun, Marquette, Lapeer, Ontonagon, Cheboygan, Clinton
2. Marquette County resolution supporting Dark Store Legislation and another supporting county board of revisions legislation
3. Lapeer County resolution to instruct our Representatives to oppose all firearms control legislation
4. Ingham County resolution commending those involved in the response to the active shooter incident at Michigan State University
5. Livingston County resolution regarding the Michigan Auto Insurance Reform Act
6. Cheboygan County resolution urging repair of the Cornwall Creek flooding dam

FEBRUARY 23, 2023 SESSION MINUTES - ADOPTED

14/ Moved by Commissioner Kapenga, seconded by Commissioner Dugan to approve the minutes for the February 23, 2023 session as distributed. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

PUBLIC PARTICIPATION - NO COMMENTS

15/ Chairman Storey opened the meeting to public participation and as there were no comments from the public, he closed the meeting to public participation.

AGENDA - ADDITIONS

16/ Chairman Storey asked if there were any additions or changes to the agenda. Commissioner Dugan requested at a future meeting to have a report on the safety of railways in Allegan County.

AGENDA - ADOPTED AS PRESENTED

17/ Moved by Commissioner Dugan, seconded by Commissioner Beltman to adopt the meeting agenda as presented. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

INFORMATIONAL SESSION - COUNTY CLERK/REGISTER OF DEEDS

18/ County Clerk/Register of Deeds Bob Genetski presented his 2022 annual report to the board.

ADMINISTRATIVE REPORTS

19/ Administrator Sarro noted his written report was submitted to Commissioners. Highlights included: LinkedIn recruiter; facility master planning; pictometry aerial imagery acquisition project; courthouse sally port renovation; adult use marijuana excise tax distribution; environmental health delivery update; broadband action workgroup; DNR grants; and housing plans.

FINANCE COMMITTEE - CLAIMS & INTERFUND TRANSFERS

20/ **WHEREAS**, Administration has compiled the following claims for March 3, 2023 and March 10, 2023; and

WHEREAS, the following claims, which are chargeable against the County, were audited in accordance with Section 46.61 to 46.63, inclusive, M.C.L. 1970 as amended and resolutions of the Board; and

WHEREAS, said claims are listed in the 2023 Claims folder of the Commissioners' Record of Claims.

March 3, 2023

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund – 101	194,730.87	194,730.87	
Parks/Recreation Fund – 208	215.32	215.32	
Friend of the Court – Cooperative Reimb. – 215	53.44	53.44	
Health Department Fund – 221	16,847.00	16,847.00	
Solid Waste/Recycling – 226	7,835.04	7,835.04	
Indigent Defense Fund – 260	8,322.60	8,322.60	
Central Dispatch Fund – 261	6,429.25	6,429.25	
Law Library Fund – 269	128.50	128.50	
Grants – 279	66,531.51	66,531.51	
Transportation Fund – 288	5,866.31	5,866.31	
Child Care Fund – 292	29,066.34	29,066.34	
Senior Services Fund – 298	3,101.59	3,101.59	
American Rescue Plan Act – ARPA -299	4,699.50	4,699.50	
Capital Improvement Fund – 401	20,159.00	20,159.00	
CIP – Youth Home Building Fund – 492	813.90	813.90	
Central Dispatch CIP – 496	1,176.50	1,176.50	
Property Tax Adjustments – 516	572.06	572.06	
Tax Reversion – 620	-36.31	-36.31	
Revolving Drain Maintenance Fund – 639	36.01	36.01	
Self-Insurance Fund – 677	26,632.74	26,632.74	
Drain Fund – 801	13,487.16	13,487.16	
TOTAL AMOUNT OF CLAIMS	\$406,668.33	\$406,668.33	

March 10, 2023

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund – 101	159,287.77	159,287.77	
Parks/Recreation Fund – 208	1,393.69	1,393.69	
Friend of the Court – Cooperative Reimb. – 215	3,454.93	3,454.93	
Health Department Fund – 221	21,019.82	21,019.82	
Indigent Defense Fund – 260	17,195.80	17,195.80	
Central Dispatch Fund – 261	4,490.48	4,490.48	
Local Corrections Officers Training Fund – 264	735.00	735.00	
Law Library Fund – 269	2,952.66	2,952.66	
Grants – 279	7,773.30	7,773.30	
Sheriffs Contracts – 287	3,415.90	3,415.90	
Transportation Fund – 288	104,826.34	104,826.34	
Child Care Fund – 292	4,069.63	4,069.63	
Veterans Relief Fund – 293	3,620.76	3,620.76	
Senior Services Fund – 298	5,328.06	5,328.06	
American Rescue Plan Act – ARPA -299	85,923.20	85,923.20	
Capital Improvement Fund – 401	1,923.25	1,923.25	
Property Tax Adjustments – 516	8,301.37	8,301.37	
Revolving Drain Maintenance Fund – 639	674.36	674.36	
Fleet Management/Motor Pool – 661	390.49	390.49	
Self-Insurance Fund – 677	360,088.07	360,088.07	
Drain Fund – 801	8,591.63	8,591.63	
TOTAL AMOUNT OF CLAIMS	\$805,456.51	\$805,456.51	

THEREFORE BE IT RESOLVED that the Board of Commissioners adopts the report of claims for March 3, 2023 and March 10, 2023.

Moved by Commissioner Dugan, seconded by Commissioner Kapenga to adopt the report of claims for March 3, 2023 and March 10, 2023. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

DISCUSSION ITEMS:

CENTRAL DISPATCH – AWARD GENERATOR REPLACEMENT BID

21/ WHEREAS, the Board of Commissioners (Board) appropriated \$150,000 in 2022 within the #496 – Central Dispatch Capital Improvement Plan to fund the replacement of the aging generator at Central Dispatch, and these funds have been re-appropriated in the 2023 budget to complete the project; and

WHEREAS, consistent with the County's Purchasing Policy, a request for proposal process was used to solicit competitive bids, of which the lowest bid with a satisfactory proposal received was for \$101,435; and

THEREFORE BE IT RESOLVED that the Board awards the Central Dispatch generator (Project #1509-22A) bid to Esper Electric, Ltd. of 7775 N. 6th

St., Kalamazoo, MI 49009, for \$101,435 and any additional costs subject to the terms and conditions of the contract; and

BE IT FINALLY RESOLVED that the Board Chairperson and/or the County Administrator are authorized to sign any necessary documentation on behalf of the County.

Moved by Commissioner Beltman, seconded by Commissioner DeYoung to take immediate action and approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

LEGISLATIVE ADVOCACY SERVICE CONTRACT EXTENSION

22/ BE IT RESOLVED that the County Administrator is authorized to negotiate and execute an amendment to the existing legislative advocacy services contract with Midwest Strategies for two more years.

Moved by Commissioner Dugan, seconded by Commissioner Beltman to approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

APPOINTMENTS - COMMUNITY CORRECTIONS ADVISORY BOARD

23/ Chairman Storey announced the appointment of the following individual to the Community Corrections Advisory Board to fill the remainder of a 2-year term; term to expire 12/31/2023.

Gale Dugan, 318 21st St., Otsego

Moved by Commissioner Kapenga, seconded by Commissioner DeYoung to approve the appointment as made. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

PUBLIC PARTICIPATION - COMMENTS

24/ Chairman Storey opened the meeting to public participation and the following individuals offered comments:

- 1. Pat Petersen of Monterey Township addressed the board regarding the Midwest Strategies contract and requested clarification on immediate action
- 2. Bennett Jamieson of Gun Plain Township requested clarification on earlier discussion items

ADJOURNMENT UNTIL MARCH 23, 2023 AT 1:00 P.M.

25/ Moved by Commissioner Dugan, seconded by Commissioner Kapenga to adjourn until March 23, 2023 at 1:00 P.M. The motion carried by voice vote and the meeting was adjourned at 2:54 P.M. Yeas: 5 votes. Nays: 0 votes.



Deputy Clerk

ANNUAL INVESTOR UPDATE

Alleghan County



LAKESHORE
ADVANTAGE



AGENDA

Organizational Overview

Key Focus

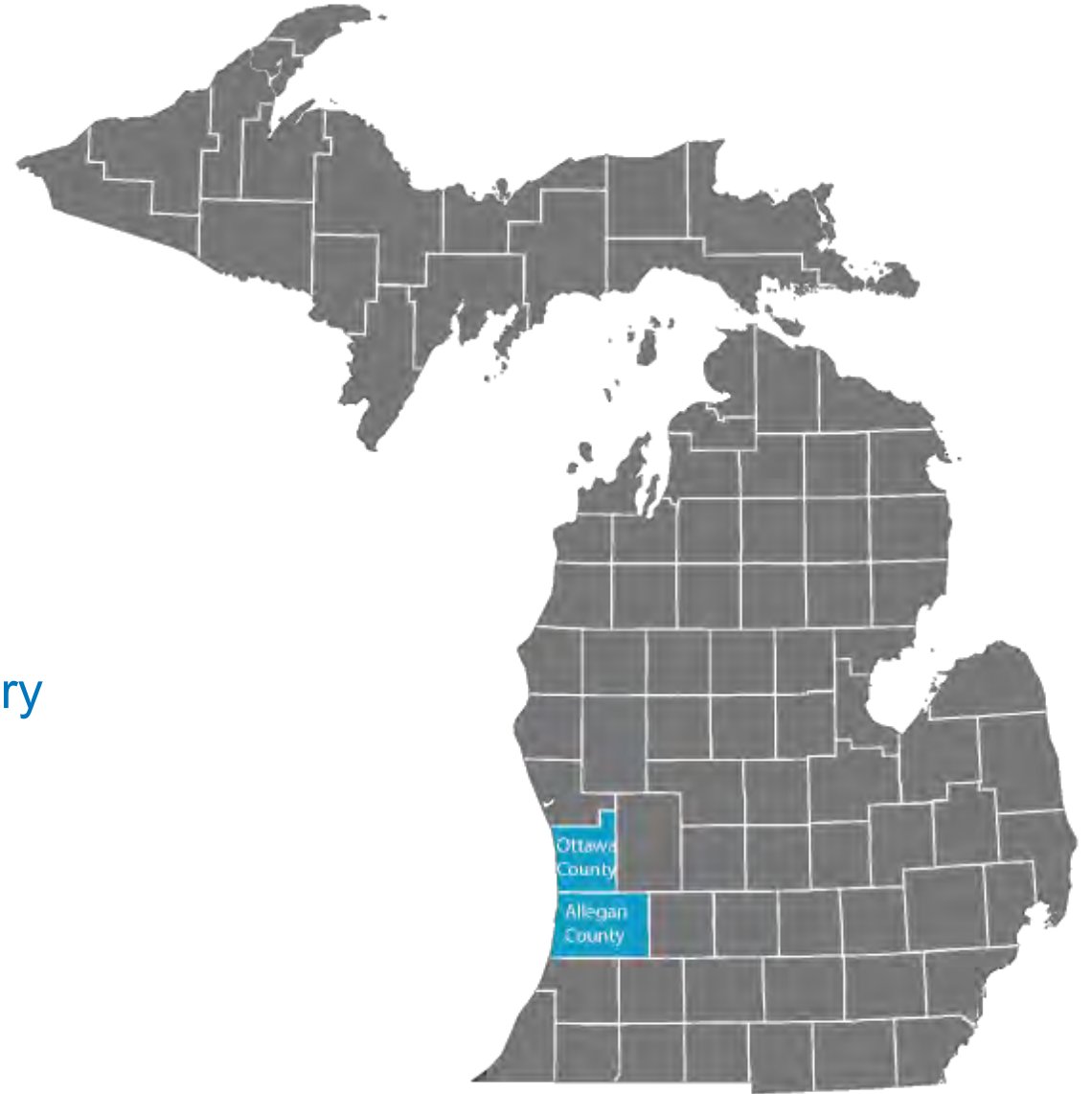
Industry Trends

Upcoming Events



Introduction

- Non-profit established in 2003
- Led by 19-member board of directors
- Growing 10-member team
- Focused solely on current and future primary employers in Allegan & Ottawa counties



LAKESHORE ADVANTAGE CORE FOCUS



Grow



Plan



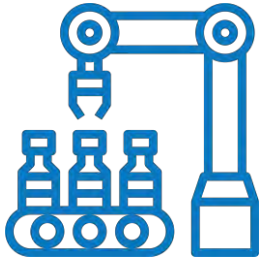
Solve

The Lakeshore Region's GPS—We grow, plan, and solve for a bright economic future.

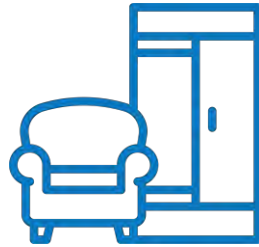


GROW

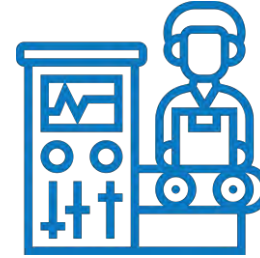
Top Industries in Our Region



Automation



Furniture and Related Product Manufacturing



Fabricated Metal Product Manufacturing



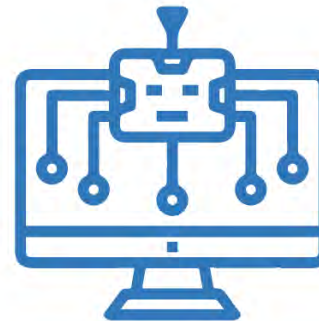
Agribusiness



Aerospace



Food Manufacturing



Computer and Electronic Product Manufacturing

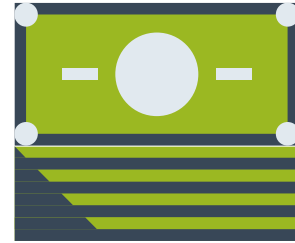


Advanced Energy Storage

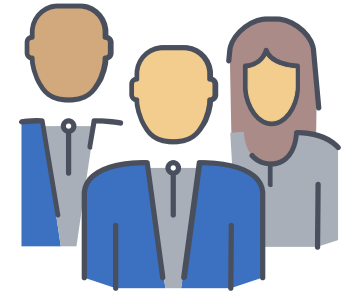
2022 Growth



33 business expansion projects



\$2.3 billion private investment



More than 3,000 new/retained jobs

ALLEGAN COUNTY 2022

17 business expansion projects

\$551 million private investment

2124 new/retained jobs

Act as An Extended Member of Your Team



24

Primary Employers
Allegan County



364

Unique Interactions
in Allegan County



Exceptional Growth

\$436M *in Leveraged Funds*

33 *Successful Projects*



Looking Forward: Project Pipeline

22 total projects in
pipeline

4 projects in Allegan
County



PLAN





Buzzing Center of Innovation





Smart Manufacturing



 **LAKESHORE
ADVANTAGE**

 **Thursday, March 23rd**
8:00 AM - 9:30 AM

 **GRCC Lakeshore Campus**
in Holland, MI

TALENT LEARNING SERIES
Understanding the True ROI of Smart Manufacturing

Sponsored By:

 **DISHER**
Making a Positive Difference®

 **MISSION**
DESIGN & AUTOMATION



Supporting Partnerships



**Allegan & Ottawa
Regional Childcare
Coalition Planning Grant**

**Allegan County Broadband
Committee
Affordable Housing
Assessment**





SOLVE

(Solve) Barriers to Growth

69%

of companies interviewed reported recruitment problems in 2022 compared to **75%** in 2021.



Retention

Best Practices



HR Advisory Council

Talent First



Aggregating Info



Wage Survey

Development

Lakeshore Advantage



Connect to training funds

ACATEC



Patient Care & EKG Certification Equipment

Talent Pathways Pilot



trans-matic

Attraction

Lakeshore
Advantage



Intern Education

Hello West
Michigan



Marketing

Employers



Non-Traditional
Workforce

Non-Traditional Workforce

Opportunity: Align recruiting and retention strategies to meet priorities of the increasing number of non-traditional workers.

Traditional Workforce

- Compensation
- Titles
- Career & Advancement Opportunities

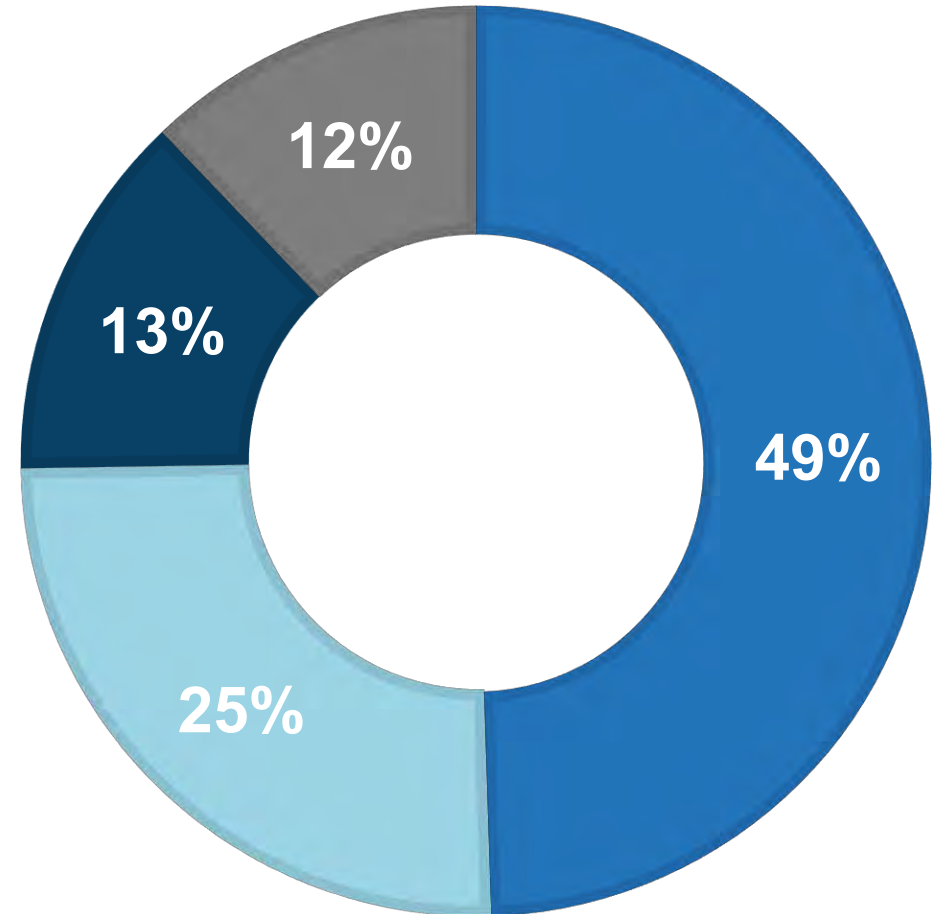
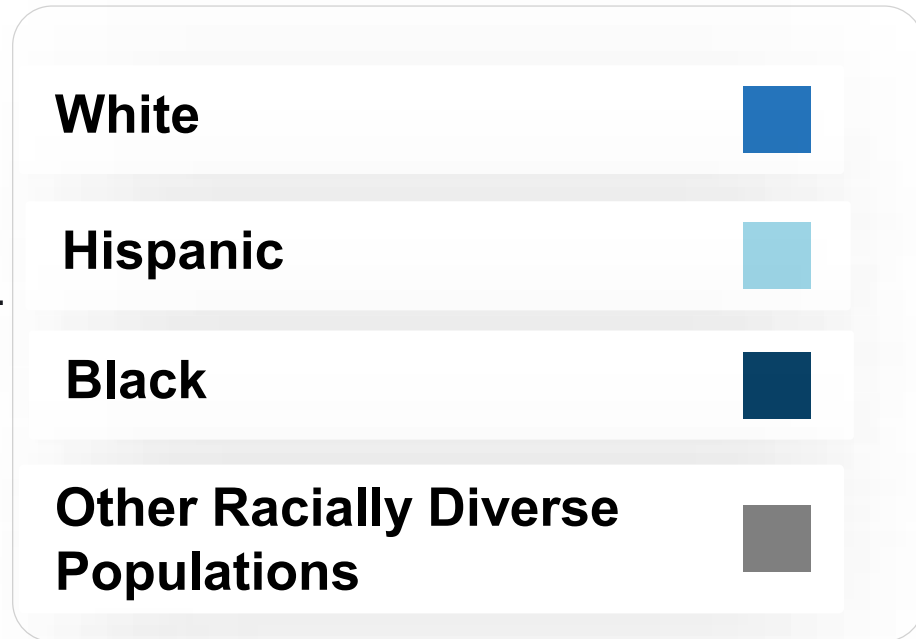
Non-Traditional Workforce

- Workplace flexibility
- Compensation
- Meaningfulness of work
- Support for health & well-being

- 
- Part-time workers
 - Retirees
 - Caregivers
 - Students
 - Contractors
 - Gig economy workers

National Demographic Shifts

U.S. Population Ethnicity Projections - 2045



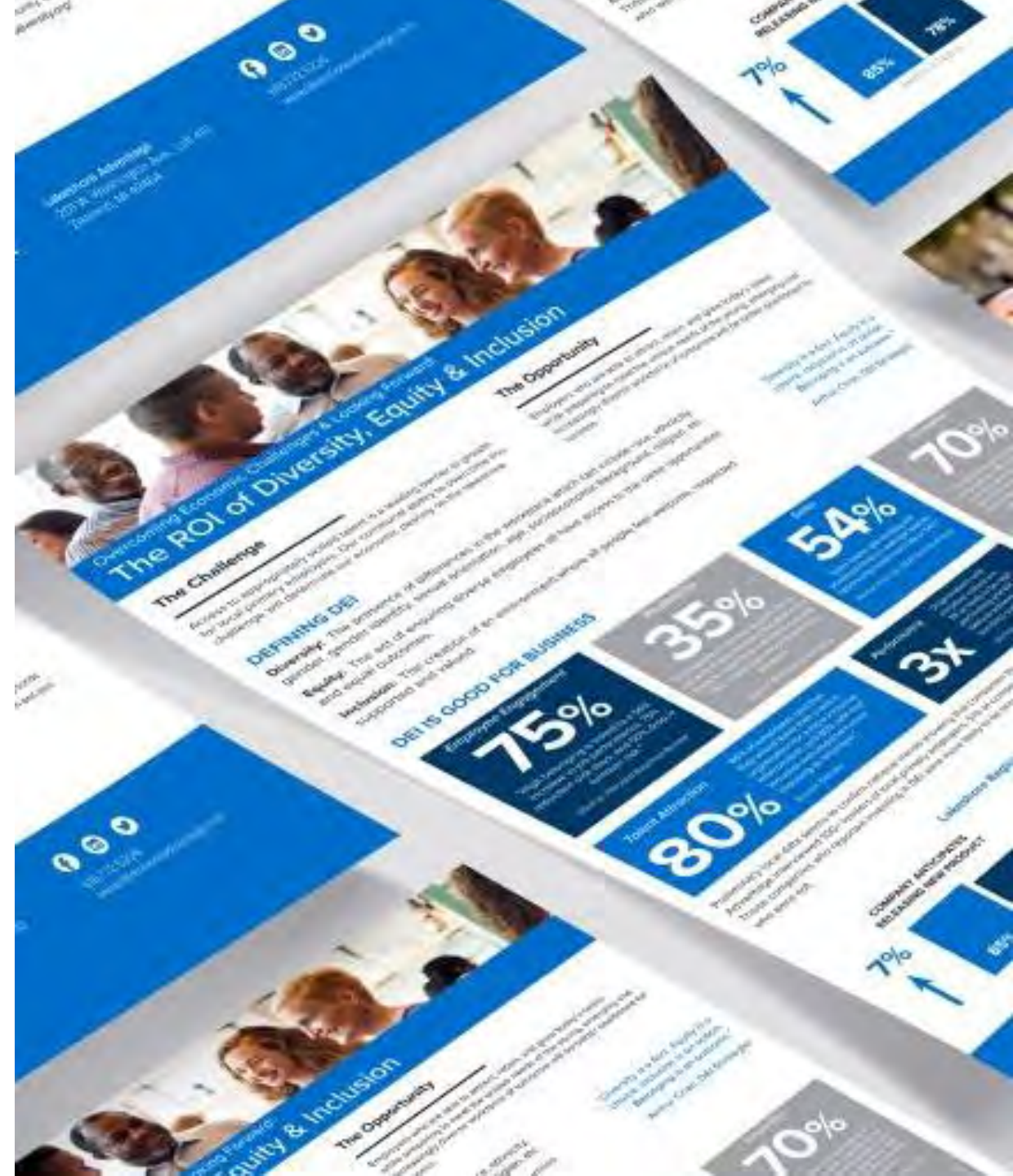
New statistics project that the nation will become “minority white” in 2045.



Emerging Workforce

ROI of DEI

Helping employers understand the business case for leaning into diversity, equity and inclusion best practices.

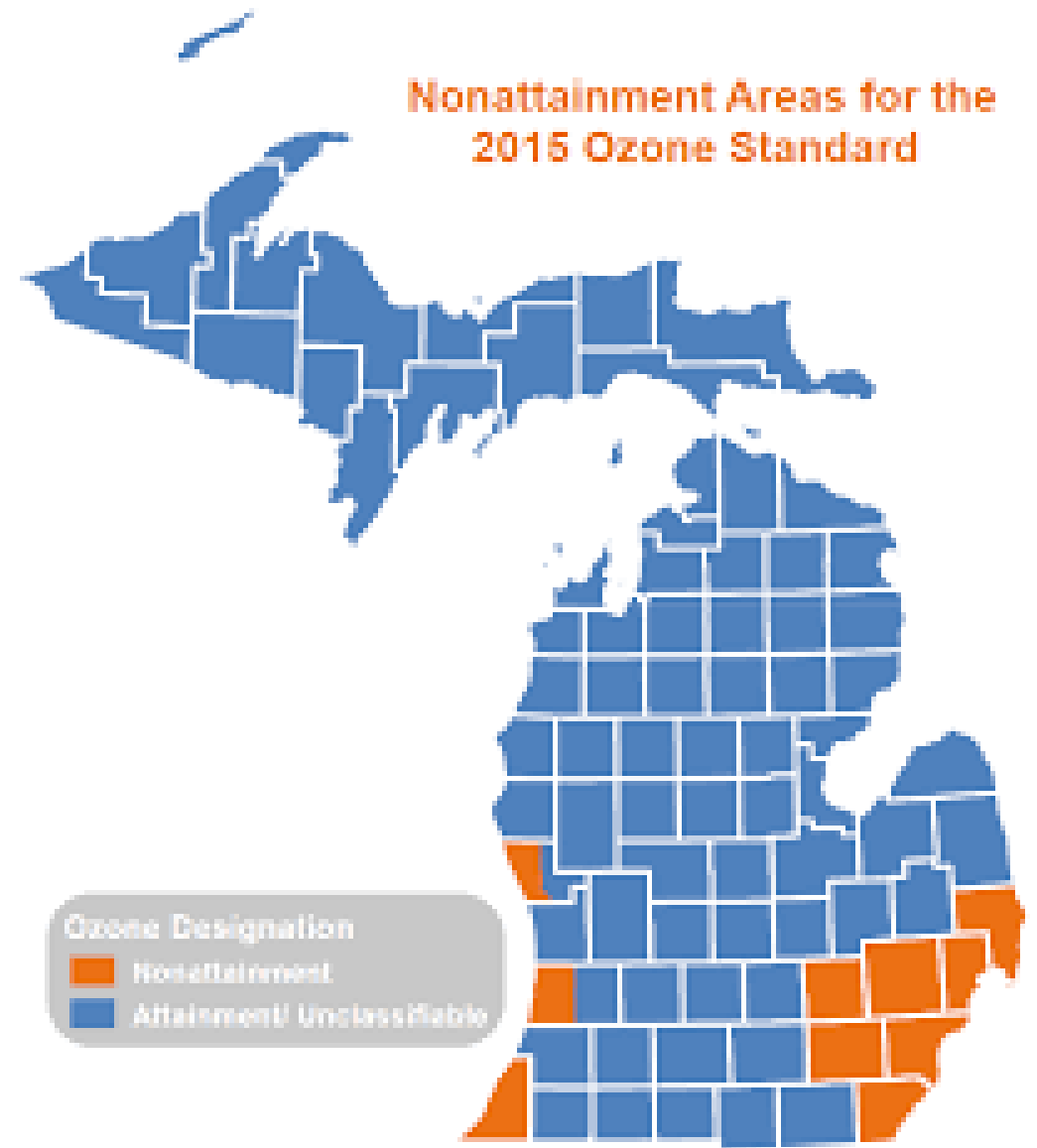


WATCH LIST & INDUSTRY TRENDS



Non-attainment Zones

More Information
Coming Soon!





60%

of respondents are expanding in the next 3 years compared to 69% in 2021

Average dollar amount of expansion: **\$8M**

Average number of new jobs: **19**

Average square footage: **53K sq. ft.**

A snapshot of our regional economy

91% reported total company sales were increasing or stable compared to 83% in 2021



97% reported market share was increasing or stable compared to 95% in 2021

82% were introducing new products, services, and/or capabilities compared to 87% in 2021



Recent Impact Reports

EXPANSION PROJECTS 2022
WE SERVE BUSINESS LEADERS AT CURRENT OR FUTURE OTTAWA AND ALLEGAN COUNTY PRIMARY EMPLOYERS

Company	Industry	Location	Private Investment	New & Retained Jobs
By-Pac International Corporation	Chemical Manufacturing	City of Holland	\$1,262,000	4
Classic Transportation & Warehousing	Warehousing & Storage	Leighton Township	\$8,484,335	10
Coastal Container	Paper Manufacturing	City of Holland	\$25,000,000	156
Cold-Link Logistics	Logistics & Transportation	City of Holland	\$31,360,000	55
DeWyn Metal Solutions	Fabricated Metal Product Manufacturing	Wright Township	\$800,000	225
Electric Steel	Speculative Development	City of Holland	\$312,986	0
Ficores	Medical Device Manufacturing	Holland Charter Township	\$1,200,000	14
Isiako, LLC	Food Processing	City of Coopersville	\$140,000,000	165
Forged By Design	Furniture & Related Products Manufacturing	City of Holland	\$2,270,256	18
Guntex	Automotive Manufacturing	City of Zeeland/Zeeland Charter Township	\$200,000,000	500
Helix CNC	Primary Metal Manufacturing	Holland Charter Township	\$194,833	3
Hortech	Animal & Crop Production	Crookery Township	\$6,639,840	70
Hudsonville Creamery & Ice Cream Company	Food Processing	City of Holland	\$65,703,004	76
Hyperion Automation	Advanced Manufacturing & Automation	City of Holland	\$1,505,201	23
Impact Fab	Fabricated Metal Product Manufacturing	Holland Charter Township	\$4,612,546	15
JR Automation	Advanced Manufacturing & Automation	City of Holland	\$15,000,000	140
KNTe	Apparel Manufacturing	City of Holland	\$432,645	3
Keops	Advanced Manufacturing & Automation	City of Holland	\$2,351,052	35
Lakeshore Industrial Properties	Speculative Development	City of Holland	\$4,936,565	0
Lakeside Aggregate	Building & Construction	Crookery Township	\$4,045,511	35
LG Energy Solution	Battery/Electric Vehicle Production	City of Holland	\$1700,000,000	1200
Metal Flow Corporation	Fabricated Metal Product Manufacturing	Holland Charter Township	\$6,995,486	227
MFP Automation Engineering	Advanced Manufacturing & Automation	Jamstown Charter Township	\$824,013	5
Potts Masonry	Speculative Development	Holland Charter Township	\$134,944	0
Power Manufacturing	Fabricated Metal Product Manufacturing	City of Holland	\$3,784,669	39
RT Baldwin	Furniture & Related Products Manufacturing	Jamstown Charter Township	\$2,676,139	10
Sprinkles Donuts	Food Processing	Jamstown Charter Township	\$606,998	10
Strategic Label	Printing & Related Support Services	City of Holland	\$931,837	15
Symbioke	Furniture & Related Products Manufacturing	City of Zeeland	\$2,500,000	7
Tommy Car Wash Systems	Machinery Manufacturing	City of Holland	\$35,303,586	305
Trigon Steel Components	Fabricated Metal Product Manufacturing	City of Holland	\$197,642	42
Walkers Gardens	Animal & Crop Production	Zealand Charter Township	\$9,150,000	55
West Michigan Plastics	Automotive Manufacturing	City of Holland	\$823,662	21
Total			\$2,384,135,080	3,352



LAKESHORE ADVANTAGE
The Lakeshore Region's GPS—We grow, plan, and solve to ensure a bright economic future

INDUSTRY TRENDS REPORT

METHODOLOGY
Lakeshore Advantage and partnering organizations interview over 120 local executives each year to understand growth opportunities and obstacles to growth in Allegan and Ottawa counties. This report includes the analysis of interview responses collected during 2022 and additional data to show key points about the economic health of area employers and the region as a place to do business.

Lakeshore Advantage
201 W. Washington Ave., Loft 410
Zeeland, MI 49464
616.772.5226
www.lakeshoreadvantage.com

Published December 2022

UPCOMING EVENTS

Destination NEXT 20th Anniversary Celebration

May 24 at 5p - Haworth Conference Center, City of Holland

Economic Development 101

June 7 at 11:30a - Perrigo, City of Allegan

Continue to Maintain Our Foundation



60%
Private Sector



40%
Public Sector +
Contracts & Grants

Every **\$1** invested in Lakeshore Advantage in 2022 returned **\$1,297** dollars in private investment.

FINANCIAL PARTNERSHIP



**LAKESHORE
ADVANTAGE**





THANK YOU

Jennifer Owens, President

Jennifer.Owens@lakeshoreadvantage.com

Lakeshoreadvantage.com

S T A T E O F M I C H I G A N

BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEGAN

FINANCE - CLAIMS & INTERFUND TRANSFERS

WHEREAS, Administration has compiled the following claims for 3/17/23 and 3/24/23; and

WHEREAS, the following claims, which are chargeable against the County, were audited in accordance with Section 46.61 to 46.63, inclusive, M.C.L. 1970 as amended and resolutions of the Board; and

WHEREAS, said claims are listed in the 2023 Claims folder of the Commissioners' Record of Claims.

March 17, 2023

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund - 101	135,979.03	135,979.03	
Parks/Recreation Fund - 208	546.19	546.19	
Friend of the Court - Cooperative Reimb. - 215	698.79	698.79	
Health Department Fund - 221	31,259.83	31,259.83	
Solid Waste/Recycling - 226	7,721.61	7,721.61	
Indigent Defense Fund - 260	15,086.05	15,086.05	
Central Dispatch Fund - 261	4,149.19	4,149.19	
Grants - 279	5,567.21	5,567.21	
Transportation Fund - 288	2,999.84	2,999.84	
Child Care Fund - 292	28,547.65	28,547.65	
Veterans Relief Fund - 293	1,917.80	1,917.80	
Senior Services Fund - 298	161,750.68	161,750.68	
Capital Improvement Fund - 401	750.22	750.22	
Revolving Drain Maintenance Fund - 639	55.30	55.30	
Fleet Management/Motor Pool - 661	489.72	489.72	
Self-Insurance Fund - 677	3,251.69	3,251.69	
Drain Fund - 801	118,241.38	118,241.38	
TOTAL AMOUNT OF CLAIMS	\$519,012.18	\$519,012.18	

March 24, 2023

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund - 101	103,085.80	103,085.80	
Parks/Recreation Fund - 208	253.42	253.42	

Friend of the Court - Cooperative Reimb. - 215	3,471.81	3,471.81	
Health Department Fund - 221	15,278.65	15,278.65	
Solid Waste/Recycling - 226	49,580.50	49,580.50	
Multi-Agency Collab Committee - 245	523.83	523.83	
Animal Shelter - 254	6,830.00	6,830.00	
Indigent Defense Fund - 260	27,159.77	27,159.77	
Central Dispatch Fund - 261	60,853.68	60,853.68	
Drug Law Enforcement Fund-SD - 265	715.00	715.00	
Grants - 279	5,500.00	5,500.00	
Crime Victims Rights Grant - 280	834.15	834.15	
Transportation Fund - 288	8,031.35	8,031.35	
Child Care Fund - 292	16,373.27	16,373.27	
Senior Services Fund - 298	770.95	770.95	
American Rescue Plan Act - ARPA - 299	32,000.00	32,000.00	
Property Tax Adjustments - 516	3,729.53	3,729.53	
Tax Reversion 2018 - 629	240.00	240.00	
Fleet Management/Motor Pool - 661	14.39	14.39	
Self-Insurance Fund - 677	14,423.83	14,423.83	
Drain Fund - 801	10,085.48	10,085.48	
TOTAL AMOUNT OF CLAIMS	\$359,755.41	\$359,755.41	

THEREFORE BE IT RESOLVED that the Board of Commissioners adopts the report of claims for 3/17/23, 3/24/23, and interfund transfers.

S T A T E O F M I C H I G A N

BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEGAN

SOIL EROSION SEDIMENTATION CONTROL ORDINANCE & FEES—SET PUBLIC HEARING

WHEREAS, the Board of Commissioners has accepted the recommended revisions to the Soil Erosion and Sedimentation Control (SESC) Ordinance No. 1013.2 and the SESC Infraction Fees.

THEREFORE BE IT RESOLVED that the Board of Commissioners set a public hearing at 1:00 P.M. at the Board meeting on April 13, 2023, for public comment; and

BE IT FURTHER RESOLVED that County Administration will publish the necessary notices.



ALLEGAN COUNTY
REQUEST FOR ACTION FORM

Completed RFA form must be attached to a work order request through the Track-It System. If you have any questions regarding this process, please contact Administration @ ext. 2633.

RFA#: _____

Date: _____

Board Approval: Items historically done on a periodic basis or Proclamations, directly to Board for action; Political positions require Board discussion.

Request Type Routine Items
Department Requesting Health
Submitted By Randy Rapp
Contact Information rrapp@allegancounty.org or ext.# 4706

Description

Respectfully requesting the necessary procedure be followed to have the Board of Commissioners approve the revised Soil Erosion and Sedimentation Control (SESC) Ordinance as required by the Michigan Department of Environment, Great Lakes and Energy (EGLE) audit of the Allegan County Health Department (ACHD) SESC Program.

ALLEGAN COUNTY

SOIL EROSION AND SEDIMENTATION CONTROL ORDINANCE

Ordinance No. 1013.23

The Allegan County Soil Erosion and Sedimentation Control Ordinance is intended to protect the health, safety and welfare of the County residents and the public health, safety and welfare of the community by regulating earth change activities, which can harm the environment through erosion and the unnatural accumulation of sediment.

ARTICLE I - Purpose and Authority

Section 101. Short Title. This Ordinance shall be known as, and shall be cited and referred to as, The Allegan County Soil Erosion and Sedimentation Control Ordinance.

Section 102. Jurisdiction. The Allegan County Health Department shall administer and enforce this Ordinance throughout the County except within the territorial boundaries of a governmental unit that has adopted an Ordinance and has been designated by the Department as a Municipal Enforcing Agency pursuant to Section 9106 of Part 91, or has been designated by the Department as an Authorized Public Agency pursuant to Section 9110 of Part 91.

Section 103. Authority. The authority for this Ordinance is found in Part 91 Soil Erosion and Sedimentation Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Part 91), being 324.9101 *et seq.* of the Michigan Compiled Laws and the Administrative Rules promulgated by the Department of Environment, Great Lakes and Energy.

Section 104. Severability (Section 324.9122). If any provision of Part 91, the Rules under Part 17, or this Ordinance is declared by a court of competent jurisdiction to be invalid, the invalid provision shall not affect the remaining provisions of Part 91, the Rules under Part 17, or this Ordinance that can be given effect without the invalid provision. The validity of Part 91, the Rules under Part 17, or this Ordinance as a whole or in part shall not be affected, other than the provision invalidated.

ARTICLE II - Definitions

Section 201. Definitions. The County of Allegan adopts by reference the definitions contained in Part 91 and the Rules under Part 17 unless expressly given a different meaning by this Ordinance. The following definitions shall apply in the interpretation and enforcement of this Ordinance:

- (a) **Accelerated Soil Erosion**, means the increased loss of the land surface that occurs as a result of human activities.
- (b) **Agricultural Practices**, means all land farming operations except plowing or tilling of land for the purpose of crop production or the harvesting of crops.
- (c) **Authorized Public Agency**, means a state agency or an agency of a local unit of government authorized by the Department under Section 9110 of Part 91 to implement soil erosion and sedimentation control procedures with regard to earth changes undertaken by it.
- (d) **Cease and Desist Order**, means an order that stops only that work relative to a project which is causing a violation of this ordinance or Part 91 until said violation is corrected.
- (e) **Certificate of Completion**, means a signed, written statement by the Soil Erosion Control Agent that the specific construction and inspections have been performed and that such work complies with the applicable requirements of Part 91, the Rules under Part 17, and this Ordinance.
- (f) **Conservation District**, means a conservation district authorized under Part 93, Soil Conservation Districts, of the Natural Resources and Environmental Protection Act, 1994 PA 451, being 324.9301 *et seq.* of the Michigan Compiled Laws.
- (g) **County**, means the County of Allegan, Michigan.

- (h) **County Enforcing Agency**, means the Environmental Health Division of the Allegan County Health Department, as designated by the Allegan County Board of Commissioners under Section 9105 of Part 91.
- (i) **Department**, means the Department of Environment, Great lakes and Energy (EGLE).
- (j) **Designated Agent**, means a person who has written authorization from the landowner to sign the application and secure an earth change permit in the landowner's name.
- (k) **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.
- (l) **Earth Change Permit** or **Permit**, means a permit issued by the Soil Erosion Control Agent to authorize work to be performed under the provisions of Part 91, the Rules under Part 17, and this Ordinance.
- (m) **Grading**, means any leveling, stripping, excavating, filling, stockpiling or any combination thereof and shall include the land in its excavated or filled condition.
- (n) **Lake**, means the Great Lakes and all natural and artificial inland lakes or impounds that have definite banks, a bed, visible evidence of continued occurrence of water, and a surface area of water that is equal to, or greater than 1 acre. "Lake" does not include sediment basins and basins constructed for the sole purpose of storm water retention, cooling water, or treating polluted water.
- (o) **Landowner**, means the person who owns or holds a recorded easement on the property or who is engaged in construction in a public right-of-way in accordance with sections 13, 14, 15, and 16 of Highway Obstructions and Encroachments; use of Highway by Public Utilities, 1925 PA 368, as amended, being 247.183, 247.184, 247.185, and 247.186 of the Michigan Compiled Laws.
- (p) **Municipal Enforcing Agency**, means an agency designated by a municipality under Section 9106 of Part 91 to enforce a Local Ordinance that has been approved by the Department.
- (q) **Municipality**, means any of the following:
 1. A city.
 2. A village.
 3. A charter township.
 4. A general law township that is located in a county with a population of 200,000 or more.
- (r) **Non-Erosive Velocity**, means a speed of water movement that is not conducive to the development of accelerated soil erosion.
- (s) **On-Site Authorized Agent**, means the person identified on the permit application by the landowner or the designated agent to be authorized and responsible for making decisions on behalf of the landowner.
- (t) **Part 91**, means Part 91, Soil Erosion and Sedimentation Control, of the Michigan Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, being 324.9101 *et seq.* of the Michigan Compiled Laws.
- (u) **Permanent Soil Erosion and Sedimentation Control Measures**, means those control measures, which are installed or constructed to control soil erosion and sedimentation and which are maintained after project completion.
- (v) **Rules**, means the Rules under Part 17 promulgated pursuant to the Administrative Procedures Act of 1969, 1969 PA 306, being 24.201 to 24.328 of the Michigan Compiled Laws for the administration of Part 91.
- (w) **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 actions of wind, water, or gravity and has been deposited elsewhere.
- (x) **Sediment Basin**, means a naturally occurring or constructed depression used for the sole purpose of capturing sediment during and after an earth change activity.
- (y) **Soil Erosion**, means the wearing away of land by the action of wind, water, or gravity; or a combination of wind, water, or gravity.
- (z) **Soil Erosion Control Agent**, means a person who has a certificate of training in soil erosion and sedimentation control from the Department and that is appointed by the Allegan County Health Department to perform the responsibilities for administering and enforcing Part 91, the Rules, and this Ordinance.
- (aa) **Stabilization**, means the establishment of vegetation or the proper placement, grading, or covering of soil to ensure its resistance to soil erosion, sliding, or other earth movement.

- (bb) **State Agency**, means a principal state department or a state public university.
- (cc) **Stop Work Order**, means an order that stops all work on a project until any and all violations of Part 91, the Rules under Part 17, and this Ordinance are corrected, except for remedial measures to correct the violation.
- (dd) **Storm Water Retention Basin**, means an area which is constructed to capture surface water runoff and which does not discharge directly to a lake or stream through an outlet. Water leaves the basin by infiltration and evaporation.
- (ee) **Stream**, means a river, creek, or other surface watercourse which may or may not be serving as a drain as defined in The Drain Code of 1956, 1956 PA 40, as amended, being 280.1 et seq. of the Michigan Compiled Laws, and which has definite banks, a bed, and visible evidence of the continued flow or continued occurrence of water, including the connecting waters of the Great Lakes.
- (ff) **Temporary Soil Erosion and Sedimentation Control Measures**, means interim control measures which are installed or constructed to control soil erosion and sedimentation and which are not maintained after project completion.
- (gg) **Violation of Part 91 or Violates Part 91**, means a violation of Part 91, the Rules under Part 17, or this Ordinance, or a permit issued under Part 91 or this Ordinance.
- (hh) **Waters of the State**, means the Great Lakes and their connecting waters, inland lakes and streams, as defined in the Rules under Part 17, and wetlands regulated under Part 303, Wetlands Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, being 324.30301 *et seq.* of the Michigan Compiled Laws.
- (ii) **Hearing Officer**, under Sections 1001, 1002 or 1003 means a designated employee of the Allegan County Health Department or the Allegan County Drain Commissioners Office who is a Soil Erosion Control Agent, with Plan Review and Design Certification from the Department, and who does not have direct responsibility for the permit in question.
- (jj) **Storm Drain Inlet**, means a location where surface water can enter a storm water collection system which discharges either directly or through a series of storm drain inlets connected by conduit to a lake, river, stream, regulated wetland, storm water retention or detention pond.

ARTICLE III – General Provisions

Section 301. County Enforcing Agency. The Environmental Health Division of the Allegan County Health Department is hereby designated as the County Enforcing Agency responsible for administering and enforcing Part 91, the Rules under Part 17, and this Ordinance.

Section 302. Rules Adopted. The County hereby adopts by reference and incorporates into this Ordinance as if fully set forth herein the Rules adopted by the Department pursuant to Part 91 and duly filed with the Secretary of State. Said rules shall be available for public distribution at a reasonable charge and will be available for public inspection at the Allegan County Health Department.

Section 303. Fee Schedule. All fees for administering and enforcing this Ordinance shall be paid to the County in accordance with a Fee Schedule determined by resolution of the County Board of Commissioners. The County Board of Commissioners may revise the Fee Schedule by adopting a written amendment to the Fee Schedule from time to time. All fees shall be doubled if work starts without a permit.

Section 304. Other Regulations Repealed. All other County Codes, Ordinances, and Regulations and parts of Codes, Ordinances, and Regulations, which are inconsistent or conflict with the provisions of this Ordinance, are hereby repealed. This includes the Allegan County Enforcing Agency Soil Erosion and Sedimentation Control Resolution dated July 5, 1978 and the Allegan County Soil Erosion and Sedimentation Control Ordinance dated August 26, 2004.

Section 305. More Restrictive Provisions. To the extent that any provisions or requirements of this Ordinance are more restrictive than, or are in addition to, the provisions or requirements of Part 91 or the Rules under Part 17, this Ordinance shall control.

ARTICLE IV – Building Permits (see R 323.1711)

Section 401. Notification. A local agency or general law township that issues building permits shall notify the Allegan County Health Department immediately upon receipt of a building permit application that includes activities requiring an earth change permit identified in Section 501 of this Ordinance.

Section 402. Withhold Building Permit. A local agency or general law township shall not issue a building permit to a person engaged in an earth change if the change requires a permit under Part 91, the Rules under Part 17, or this Ordinance until the Allegan County Health Department has issued the Earth Change Permit.

ARTICLE V - Earth Change Permit Requirements

Section 501. Activities Requiring an Earth Change Permit (see Section 324.9116 and R 323.1704)

- (a) A landowner or Designated Agent who contracts for, allows, or engages in an earth change in this County shall obtain an Earth Change Permit in the landowner’s name from the Allegan County Health Department, unless exempted in Section 502 of this Ordinance, before commencing an earth change which:
 - 1. Disturbs one or more acres of land; or
 - 2. Is located within 500 feet of the Waters of the State regardless of the amount of land disturbed; or
 - 3. Is located within ~~100~~500 feet of a storm drain inlet regardless of the amount of land disturbed.
- (b) If an earth change is under the jurisdiction of two or more municipal or county enforcing agencies, an earth change permit from the Allegan County Health Department is required for the activities under the jurisdiction of this Ordinance ~~if not under the jurisdiction of a Municipal Enforcing Agency (MEA).~~ -
- (c) If a Soil Erosion Control Agent serves a notice of determination in person or by certified mail, with return receipt requested, to 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 adjacent properties or Waters of the State, the landowner shall obtain an earth change permit and implement and maintain soil erosion and sedimentation control measures that will effectively reduce soil erosion or sedimentation from the land on which the earth change has been made (see Section 324.9116).
- (d) An earth change activity that does not require an Earth Change Permit under Part 91, the Rules under Part 17, or this ordinance is not exempt from enforcement procedures under Part 91, the Rules under Part 17, or this Ordinance, if the activity exempted results in soil erosion and off-site sedimentation of adjacent properties or the waters of the state (see R 323.1704 (2)).

Section 502. Permit Exemptions and Waivers. (see R 323.1705, Section 324.9115 and Section 324.9115a ~~for additional exemptions~~)

- (a) An Earth Change Permit is not required for the following:
 - 1. A beach nourishment project permitted under Part 325, Great Lakes Submerged Lands, of the Natural Resources and Environmental Protection Act, 1994 PA 451, being MCL 324.32501 *et seq.* of the Michigan Compiled Laws.
 - 2. Normal road and driveway maintenance, such as grading or leveling, that does not increase the width or length of the road or driveway and that will not contribute sediment to lakes, streams, drains or regulated wetlands.
 - 3. An earth change of a minor nature that is stabilized within twenty-four (24) hours of the initial disturbance and that will not contribute sediment to lakes, streams, drains or regulated wetlands.
 - 4. Plowing or tilling of land for the purpose of crop production or the harvesting of crops.
 - 5. Earth changes associated with the logging or mining industry. However, all earth changes associated with these activities shall conform to the same standards as if they required an Earth Change Permit under Part 91, the Rules under Part 17, or this Ordinance. The exemption from obtaining a permit under this subsection does not apply to the following:
 - a. Access roads to and from the site where active logging or mining is taking place.
 - b. Ancillary activities associated with logging or mining.

- c. The removal of clay, gravel, sand, peat or topsoil.
- 6. Earth changes associated with well locations, surface facilities, flowlines, or access roads relating to oil or gas exploration and development activities regulated under Part 615, Supervisor of Wells, of the Natural Resources and Environmental Protection Act, 1994 PA 451 being MCL 324.61501 *et seq.*, provided the permit application to drill and operate contains a Soil Erosion and Sedimentation Control Plan that is approved by the Department under Part 615. However, those earth changes shall conform to the same standards as required for an Earth Change Permit under Part 91, the Rules under Part 17, and this Ordinance.
- 7. Earth changes associated with a metallic mineral mining activity regulated under a mining and reclamation plan that contains soil erosion and sedimentation control provisions approved by the Department under Part 631, Reclamation of Mining Lands, of the Natural Resources and Environmental Protection Act, 1994 PA 451, being MCL 324.63101 *et seq.*
- 8. Projects undertaken by Authorized Public Agencies; however, the Authorized Public Agency must notify the Allegan County Health Department of each proposed earth change.
- 9. Gardening on residential property where the natural elevation is not raised.
- 10. Removal of tree stumps, shrub stumps or roots on residential property where the earth change does not exceed 100 square feet.
- 11. Any current or future exemptions that may be authorized under part 91 or Rules not in this ordinance.
- (b) The Allegan County Health Department may grant a permit waiver for an earth change located within 500 feet of the Waters of the State or within 500 feet of a storm drain inlet after receiving a signed affidavit from the landowner stating that the earth change will disturb less than 225 square feet and the earth change will not contribute sediment to the Waters of the State.
- (c) The landowner, where such exempt or waived earth change activities occur, shall plan, implement and maintain acceptable soil erosion and sedimentation control measures that meet the same standards as if they required a permit under Part 91, the Rules under Part 17, and this Ordinance. Furthermore, the exemptions or waivers provided in this Section or Section 511 shall not be construed as an exemption from enforcement proceeding under Part 91, the Rules under Part 17, or this Ordinance if the activities so exempt or waived cause or result in soil erosion or off-site sedimentation. Once those proceedings commence, a permit shall be required before work may resume.

Section 503. Permit Application; Designated Agent; Meeting with Soil Erosion Control Agent. (see R 323.1706)

- (a) A landowner or Designated Agent shall submit an Earth Change Permit Application to the Allegan County Health Department. Copies of the Permit Application containing state prescribed information are available from the Allegan County Health Department.
- (b) The permit application shall be signed and dated by the landowner or Designated Agent. If the landowner is a corporation, include the name and title of the authorized corporate representative.
- (c) If a Designated Agent is signing the application for the landowner, the landowner shall either also sign the application or provide a letter authorizing the Designated Agent to act on his/her behalf including authority for the Designated Agent to designate an On-Site Authorized Agent.
- (d) The Earth Change Permit Application shall be accompanied by a Soil Erosion and Sedimentation Control Plan, the required fees and any other documents that the Soil Erosion Control Agent may require.
- (e) The landowner or Designated Agent shall meet with the Soil Erosion Control Agent, if requested, to ensure that the Soil Erosion and Sedimentation Control Plan meet the provisions of this Ordinance.

Section 504. Soil Erosion and Sedimentation Control Plan; Contents. (See R 323.1703) –A Soil Erosion and Sedimentation Control Plan shall be designed to effectively reduce accelerated soil erosion and sedimentation, and shall identify factors that may contribute to soil erosion or sedimentation or both. The plan shall be drawn to a standard engineering scale on sheets not exceeding 24 inches by 36 inches in size and include, but is not limited to, all of the following:

- (a) A site location sketch showing ~~the landowner's property boundaries and all Waters of the State and major roads within 500 feet of the property boundary.~~ the project location within the city, village, or township.
- (b) A boundary survey, ~~including a~~ legal description by a professional surveyor, or legal description of the site.

- (c) Name, address, and telephone number of the landowner and also the Designated Agent if the landowner is not completing the application.
- (d) A map or maps at a scale of not more than 200 feet to the inch or as otherwise determined by the Allegan County Health Department. The maps shall include: property boundaries; proximity of proposed earth change activities to Waters of the State; predominate land features including structures and vegetation on-site and extending 50 feet beyond property boundaries; and existing and proposed topographical contour intervals or slope descriptions. The Allegan County Health Department shall determine the required contour information necessary to effectuate the provision of this ordinance. Single family home construction projects, or similar projects in size, may submit written information concerning the slope of the project area instead of a topographical sketch ~~or map~~ unless the Allegan County Health Department determines, in writing, that a topographical sketch ~~or map~~ is needed.
- (e) A soils survey or a detailed written description of the soil types of the exposed land area contemplated for the earth change.
- (f) Details for the proposed earth changes including all of the following:
 1. A description and the location of the physical limits of each proposed earth change.
 2. A description and the location of all existing and proposed on-site drainage and dewatering facilities including downspouts from eaves troughs and storm and sump leads or discharge points for single family residential sites, if applicable.
 3. The timing and sequence of each proposed earth change on a form approved by the Allegan County Health Department.
 4. A description, the location, and estimated costs of all proposed temporary soil erosion and sedimentation control measures along with a schedule for installing and removing each temporary control measure.
 5. The location, a description, and the estimated costs of all proposed permanent soil erosion and sedimentation control measures and facilities along with the schedule for the installation and maintenance of all control measures and facilities.
 6. A program proposal for the continued maintenance of all permanent soil erosion and sedimentation control measures and facilities that remain after project completion, including the designation of the landowner, person, or designated company, or entity—responsible for their maintenance. Maintenance responsibilities shall become a part of any sales or exchange agreement on which the permanent soil erosion control measures and facilities are located.
- (g) Any other information required by the Soil Erosion Control Agent

Section 505. Earth change requirements: time; sediment removal; design installation, and removal of temporary or permanent control measures; Standards and Specifications. (see R 323.1708, 1709 and 1710)

- (a) A person shall design, construct, and complete an earth change in a manner that limits the exposed area of any disturbed land for the shortest possible period of time as determined by the Soil Erosion Control Agent.
- (b) A person shall remove sediments caused by accelerated soil erosion from runoff waters before it leaves the site of the earth change.
- (c) A person shall design a temporary or permanent control measure that is designed and constructed for the conveyance of water around, through or from, the earth change area to limit the water flow to a non-erosive velocity.
- (d) A person shall install temporary soil erosion and sedimentation control measures before or upon commencement of the earth change activity and shall maintain the measures on a daily basis. Temporary soil erosion and sedimentation control measures shall be removed after permanent soil erosion measures are in place and the area is stabilized. A person shall stabilize the area with permanent soil erosion control measures pursuant to approved plans and under approved standards and specifications as prescribed by Section 505(f) below.
- (e) A person shall complete permanent soil erosion control measures for all slopes, channels, ditches or any disturbed land area as approved in the timing sequence schedule but no later than 5 calendar days after final grading or the final earth change has been completed. If it is not possible to permanently stabilize a disturbed area after an earth change has been completed or if significant earth change activity ceases, then a person shall maintain temporary soil erosion and sedimentation control measures until permanent soil erosion control measures are in place and the area is stabilized.

- (f) A person shall install and maintain temporary and permanent control measures in accordance with the standards and specifications of ~~all of~~ the following, as applicable:
 1. The product manufacturer,
 - ~~2. The local conservation district,~~
 2. The Department,
 3. The Michigan Association of Conservation Districts (MACD) SESC Manual,
 - ~~3.4. The Michigan Department of Technology, Management and Budget (DTMB) SESC Manual,~~
 - 4.5. The Michigan Department of Transportation (MDOT) SESC Manual, ~~and~~
 - ~~5.6. Those formally adopted by the County Drain Commissioner's Office and-~~
 7. Those formally adopted by the Allegan County Health Department (ACHD) or
 - ~~6.8. The plan may include specifications as an attachment.-~~
- (g) If a conflict exists between standards and specifications referenced in this section, then the Soil Erosion Control Agent shall determine which specifications are appropriate for the project.

Section 506. Application Review and Permit Procedures. (see Section 324.9112 and R 323.1707)

- (a) The Soil Erosion Control Agent shall approve, disapprove, or require modification to an application for a permit within 30 calendar days after the filing of a complete application for permit. A complete application includes the completed application, plans, and required fees. The Soil Erosion Control Agent shall notify an applicant of approval by first-class mail. If an application is disapproved, then the Soil Erosion Control Agent shall advise the applicant by certified mail of its reasons for disapproval and conditions required for approval. The Soil Erosion Control Agent need not notify an applicant of approval or disapproval by mail if the applicant is given written approval or disapproval of the application in person. A permit given to the applicant either in person or by first-class mail constitutes approval.
- (b) Upon determination that a permit applicant has met all the requirements of Part 91, the Rules under Part 17, and this Ordinance, the Soil Erosion Control Agent shall issue a permit for the proposed earth change on a form that contains State prescribed information as well as that prescribed by the Allegan County Health Department.

Section 507. Permit Application Disapproval. The Soil Erosion Control Agent shall disapprove an Earth Change Permit application where:

- (a) The proposed work would cause uncontrolled soil erosion and/or off-site sedimentation; or
- (b) The work proposed by the applicant will interfere with an existing drainage course in such a manner as to cause damage to any adjacent property; or
- (c) The land area for which the work is proposed is subject to geological hazard to the extent that no reasonable amount of corrective work can eliminate or sufficiently reduce settlement, slope instability or any other such hazard to persons or property; or
- (d) The Earth Change Permit application is incomplete or does not comply with the provisions of Part 91, the Rules under Part 17, or this Ordinance.

Section 508. Permit Modification; Permit Revocation or Suspension.

- (a) The Soil Erosion Control Agent may provide written authorization for modifications to an Earth Change Permit or the approved Soil Erosion and Sedimentation Control Plan upon receiving a request from the landowner or On-Site Authorized Agent. No work in connection with any proposed modification shall take place without the written approval of the Soil Erosion Control Agent. The Soil Erosion Control Agent may require a new fee if the scope of the earth change activity has changed.
- (b) Any permit issued under this Ordinance may be revoked or suspended for any of the following reasons:
 1. A violation of the condition of the permit.
 2. Misrepresentation or failure to fully disclose relevant facts in the application or in the Soil Erosion and Sedimentation Control Plan.
 3. A change in a condition that requires a temporary or permanent change in the activity.
 4. Authorized work is abandoned or suspended for a period of six (6) months.
 5. Notice will be given to the permit holder of revocation or suspension of the permit in person or by certified mail. If the permit has been revoked for any reason, a new earth change permit application accompanied by new plans and fees would be required for any earth change activities.

Section 509. Permit Expiration; Extension of Time.

- (a) Earth Change Permits shall expire automatically upon the project completion date specified in the permit. If a project completion date is not specified then the permit shall expire one year from the permit issuance date. The duration of an Earth Change Permit shall not exceed a period of three (3) years. Permits shall automatically expire if construction has not commenced within one year of the date of issuance.
- (b) If the landowner is unable to complete the earth change activities prior to the permit expiration date, the landowner or Designated Agent may request an extension of time provided the request is made in writing at least 10 days prior to the permit expiration date. The request shall include all relevant necessary sustaining reports, supporting documentation, and fees.
- (c) If an extension of time is granted, the Soil Erosion Control Agent shall issue a written extension, which specifies a revised permit expiration date, not to exceed six (6) months.
- (d) An extension does not release the owner or the surety on a bond, or the person furnishing an irrevocable letter credit, or a person furnishing a cash bond, or a person furnishing a certificate of self-insurance from their responsibilities and/or liabilities thereunder.

Section 510. Earth Change Requirements Generally. (see R 323.1702 and R 323.1707 (4)). A person, the landowner, and the On-Site Authorized Agent engaged in an earth change shall:

- (a) Conduct the earth change in a manner that will effectively reduce accelerated soil erosion and resulting sedimentation.
- (b) Plan, implement, and maintain acceptable soil erosion and sedimentation control measures in conformance with Part 91, the Rules under Part 17, and this Ordinance, which effectively reduce accelerated soil erosion and off-site sedimentation.
- (c) Carry out the earth change activities in accordance with an approved Soil Erosion and Sedimentation Control Plan and in compliance with all the requirements of the Earth Change Permit, Part 91, the Rules under Part 17, and this Ordinance.
- (d) The Earth Change Permit must be posted on-site and clearly visible from the road. The Soil Erosion and Sedimentation Control Plan must be available for inspection at the site of the earth change at all times.

Section 511. Additional Permit Waivers.

- (a) A permit waiver may be granted to Section 501(a)3. A permit waiver may be granted in cases where topography or other physical attributes of the parcel would make it virtually impossible for sediment to enter a storm drain inlet during an earth change activity. Any earth change activity which receives a waiver under this section must be in compliance with the applicable portions of Section 502. (b)and(c).

ARTICLE VI - Earth Change Permit; Bond Requirements (see 324.9108)

Section 601. Surety Bond; Cash Bond; Irrevocable Letter of Credit.

- (a) The Soil Erosion Control Agent, may as a condition for the issuance of a permit, require the landowner to post a cash bond or an irrevocable letter of credit with the Allegan County Health Department in an amount sufficient to assure the installation and completion of such protective or corrective measures as may be required by the Health Department. In lieu of a cash bond or an irrevocable letter of credit, the landowner may file a surety bond in the amount of 125% of the amount sufficient to assure the installation and completion of such protective or corrective measures with the Allegan County Health Department. The surety bond shall be executed by the landowner and a corporate surety who has authority to do business in this state as a surety.
- (b) The surety bond shall be in a form approved by the County Corporate Counsel, or the Corporate Counsel's duly authorized agent, and shall be issued to the County Soil Erosion and Sedimentation Control Fund.
- (c) A surety bond, cash bond or irrevocable letter of credit, shall include and be made on the conditions that the landowner shall comply with all of the provisions of Part 91, the Rules under Part 17, and this Ordinance; all terms and conditions of the permit; and that the landowner shall complete all work contemplated under the permit within the time limit specified in the permit.

- (d) In the event that the landowner fails to comply with the terms and conditions of the Earth Change Permit; or fails to comply with the provisions of Part 91, the Rules under Part 17, or this Ordinance; or fails to comply with a notice of determination or other violation notices within the required time; or fails to implement the approved Soil Erosion and Sedimentation Control Plan, the Soil Erosion Control Agent may order such work as necessary to provide for effective soil erosion and sediment control. The landowner and the surety executing the bond or person issuing the irrevocable letter of credit or making the cash deposit shall continue to be firmly bound under a continuing obligation for the payment of all necessary costs and expenses, including legal, that the Allegan County Health Department incurs in causing any and all work to be done to comply with the provisions of Part 91, the Rules under Part 17, or this Ordinance. In the case of a cash bond, the Soil Erosion Control Agent shall authorize the Allegan County Health Department to refund any unused portion to the person who posted the bond.
- (e) The Allegan County Health Department may establish a list of pre-qualified contractors for use in ordering work required under Section 601(d).

ARTICLE VII - Notice of Completion; Certificate of Completion

Section 701. Notice and Certificate of Completion. Upon satisfactory execution of the approved plans and permit conditions and other requirements imposed under this Ordinance, the landowner shall file a written notice of completion with the Soil Erosion Control Agent. The Soil Erosion Control Agent shall make a final inspection within thirty (30) days of receiving the notice of completion and shall issue a certificate or letter of completion and release of bond if the landowner has satisfactorily complied with the plan, permit conditions and this ordinance. If the project is to be completed in different phases, the landowner may submit a written notice of completion for a project phase and the Soil Erosion Control Agent may issue separate certificates of completion and authorize a proportionate release of a cash bond for each completed project phase. Once a project phase has been completed and the Soil Erosion Control Agent has issued a certificate of completion for that phase, the SEESC plan will need to be modified by the responsible party, and reapproved by the Soil Erosion Control Agent in order to remove the area that has been stabilized. The expiration date shall not exceed the original date from issuance of the initial or original permit.

ARTICLE VIII - Enforcement; Notice of Determination; Compliance Time; Violations and Penalties

Section 801. Enforcement. (see R 323.1712) A designated Soil Erosion Control Agent of the Allegan County Health Department may issue a uniform municipal civil infraction citation, Stop Work Order, Cease and Desist Order, or revoke a permit upon its findings that there is a violation of Part 91, the Rules under Part 17, or this Ordinance, or a finding that there is a violation of a permit or an approved Soil Erosion and Sedimentation Control Plan.

Section 802. Notice of Determination: (see 324.9117). If a Soil Erosion Control Agent determines that soil erosion or sedimentation of adjacent properties or the Waters of the State has or will reasonably occur from land in violation of Part 91, the Rules under Part 17, or this Ordinance, the Allegan County Health Department may seek to enforce a violation by notifying the landowner through a notice of determination served in person or by certified mail, with return receipt requested, of its determination. The notice shall contain a description of the violation and what must be done to remedy the violation and shall specify a time to comply with Part 91, the Rules under Part 17, and this Ordinance.

Section 803. Compliance; Time (see 324.9118). Within 5 days after a notice of violation has been issued under Section 802 of this Ordinance, a person who owns land subject to Part 91, the Rules under Part 17, or this Ordinance shall implement and maintain soil erosion and sedimentation control measures in conformance with Part 91, the Rules under Part 17, or this Ordinance.

Section 804. Entry upon Land; Construction; Implementation, and Maintenance of Soil Erosion and Sedimentation Control Measures; Cost (see 324.9119). Not sooner than 5 days after notice of violation has been served in person or mailed under Section 802 of this Ordinance, if the condition of the land, in the opinion of the Allegan County Health Department, may result in or contribute to soil erosion or sedimentation of adjacent

properties or to the Waters of the State, and if soil erosion and sedimentation control measures in conformance with Part 91, the Rules under Part 17, and this Ordinance are not in place, the Allegan County Health Department, or its designee, may enter upon the land and construct, implement, and maintain soil erosion and sedimentation control measures in conformance with Part 91, the Rules under Part 17, and this Ordinance. However, the Allegan County Health Department shall not expend more than \$10,000 for the cost of the work, materials, labor, and administration without prior written notice in the Notice of Determination provided in Section 802 of this Ordinance to the landowner that the expenditure of more than \$10,000 may be made. If more than \$10,000 is to be expended under this section, then the work shall not begin until at least 10 days after the notice of violation has been mailed by certified mail with return receipt requested.

Section 805. Reimbursement of the Allegan County Health Department Expenses; Lien for Expenses.

(see 324.9120)

- (a) All expenses incurred by the Allegan County Health Department under Section 804 of this ordinance to construct, implement, and maintain soil erosion and sedimentation control measures to bring land into compliance with Part 91, the Rules under Part 17, and this Ordinance shall be reimbursed to the Allegan County Health Department by the landowner.
- (b) The Allegan County Health Department shall have a lien on the property for the expenses incurred under Section 804 of this Ordinance of bringing the land into conformance with Part 91, the Rules under Part 17, or this Ordinance. However, with respect to single family or multi-family residential property, the lien for such expenses shall have priority over all liens and encumbrances filed or recorded after the date of such expenditure. With respect to all other property, the lien for such expenses shall be collected and treated in the same manner as provided for property tax liens under the General Property Tax Act, 1893 PA 206, being 211.1 to 211.157 of the Michigan Compiled Laws.

Section 806. Violations; Penalties (Section 324.9121)

- (a) A person who violates Part 91, the Rules under Part 17, or this Ordinance, is responsible for a uniform municipal civil infraction and may be ordered to pay a civil fine of not more than \$2,500.00 plus all court costs and attorney fees.
- (b) A person who knowingly violates Part 91, the Rules under Part 17, or this Ordinance or knowingly makes a false statement in an application for a permit or in a Soil Erosion and Sedimentation Control Plan is responsible for the payment of a civil fine of not more than \$10,000.00 for each day of violation plus all court costs and attorney fees.
- (c) A person who knowingly violates Part 91, the Rules under Part 17, or this Ordinance after receiving a notice of determination under Sections 801 or 802 is responsible for payment of a civil fine of not less than \$2,500.00 or more than \$25,000.00 for each day of the violation plus all court costs and attorney fees.
- (d) Civil fines collected under Section 806(a) shall be deposited into the Soil Erosion and Sedimentation Control Fund. Civil fines collected under Sections 806(b) or 806(c) that are payable to the Allegan County shall be deposited into the County General Fund.
- (e) A default in payment of a civil fine or costs ordered under this section or an installment of the fine or costs may be remedied by any means authorized under the Revised Judicature Act of 1961, 1961 PA 236, as amended, being section 600.101 *et seq.* of the Michigan Compiled Laws.
- (f) In addition to a fine assessed under this section, a person who violates Part 91, the Rules under Part 17, or this Ordinance is liable to the State of Michigan for damages for injury to, destruction of, or loss of natural resources resulting from the violation. The court may order a person who violates this part to restore the area or areas affected by the violation to their condition as existing immediately prior to the violation.
- (g) Lessees, contractors, or other individuals undertaking an earth change, as well as the landowner and On-Site Authorized Agent, are liable for civil penalties prescribed in Section 806.

Section 807. Violations Bureau; Payments.

- (a) The Allegan County District Court with jurisdiction has been established as the Violations Bureau for the uniform municipal civil infraction citations.
- (b) All persons that receive uniform municipal civil infraction citation shall have twenty-one (21) days to pay the fine to the District Court Office. If responsibility is denied or the fine is unpaid after twenty-one (21) days, the uniform municipal civil infraction citation shall be processed by the District Court

for resolution pursuant to Chapter 87 of the Revised Judicature Act, MCL 600.8701 *et seq.* Either party may request a formal hearing before a judge.

ARTICLE IX - Injunction; Inspection and Investigation; Interference with Administration and Enforcement

Section 901. Injunction. Notwithstanding the existence or pursuit of any other remedy, the Department or the County may maintain an action in its own name in a court of competent jurisdiction for an injunction or other process against a person to restrain or prevent violations of Part 91, the Rules under Part 17, or this Ordinance.

Section 902. Right of Entry and Inspection. An agent appointed by the Department or the Allegan County Health Department may enter at all reasonable times in or upon any private or public property for the purpose of inspecting and investigating conditions or practices that may be in violation of Part 91, the Rules under Part 17, or this Ordinance.

Section 903. Interference with Administration and Enforcement. No person shall unlawfully hinder, oppose or resist the Soil Erosion Control Agent in the discharge of the administration and enforcement of Part 91, the Rules under Part 17, or this Ordinance. No person shall remove, mutilate or conceal any notice or placard posted by the Soil Erosion Control Agent except by written permission of the Soil Erosion Control Agent.

ARTICLE X - Appeal Procedures

Section 1001. Appeal of Permit Decision; Administrative Hearing.

- (a) If the landowner or Designated Agent is aggrieved by a permit decision made by the Soil Erosion Control Agent, a written appeal including the reason for the appeal referencing applicable sections of the Ordinance; a photocopy of any written action; and the required fees may be filed with the Allegan County Health Department within 14 calendar days of that decision. If an appeal is filed, an administrative hearing will be scheduled within 14 calendar days from the date of the filing.
- (b) The administrative hearing will allow the landowner or Designated Agent opportunity to submit additional information or re-emphasize previously submitted data. The Hearing Officer will then review the information and take under advisement any other comments received before making a final decision within twenty-one (21) days of the administrative hearing, and forward this final decision to the landowner or designated agent in person or by first class mail.

Section 1002. Appeal of Notice of Violation; Administrative Hearing.

- (a) If the landowner or On-Site Authorized Agent is aggrieved by a compliance and enforcement action made by the Soil Erosion Control Agent pursuant to Section 802 of this Ordinance, a written appeal including the reason for the appeal referencing applicable sections of the Ordinance; a photocopy of any written action; and the required fees may be filed with the Allegan County Health Department within 24 hours of receiving a notice of violation. If an appeal is filed, an administrative hearing will be scheduled within three (3) calendar days of the date of the filing.
- (b) The administrative hearing will allow the landowner or On-Site Authorized Agent opportunity to submit additional information or re-emphasize previously submitted data. The Hearing Officer will then review the information and take under advisement any other information received before making a final decision within two (2) days of the administrative hearing, and forward this final decision to the landowner or On-Site Authorized Agent in person or by certified mail, return receipt requested.

Section 1003. Allegan County Health Department Decisions; Standard of Review.

- (a) The Hearing Officer shall sustain the decision of the Soil Erosion Control Agent unless the Hearing Officer finds, by clear and convincing evidence that the Soil Erosion Control Agent's decision:
 1. Was based upon a mistake(s) of fact and that the correction of that mistake(s) leads to a different result; or,
 2. Was based upon a mistake(s) of law and that the correction of that mistake(s) leads to a different result; or,

- 3. Constitutes an abuse of discretion and no factual or legal argument provides any support for the Soil Erosion Control Agent's position.
- (b) All decisions, whether oral or written, must include a brief recap of testimony and evidence presented. The decision of the Hearing Officer shall be binding upon the Soil Erosion Control Agent and the Landowner, Designated Agent and/or On-Site Authorized Agent.

ARTICLE XI - Soil Erosion and Sedimentation Control Fund

Section 1101. Creation of Fund. The Soil Erosion and Sedimentation Control Fund is created within the county treasury.

Section 1102. County Treasurer. The county treasurer may receive money or other assets from any source for deposit into the Soil Erosion and Sedimentation Control Fund. The county treasurer shall direct the investment of the Soil Erosion and Sedimentation Control Fund. The county treasurer shall credit to the Soil Erosion and Sedimentation Control Fund interest and earnings from fund investments. The county treasury may transfer money from the Soil Erosion and Sedimentation Control Fund to the General Fund by resolution of the County Board of Commissioners.

Section 1103. Deposits to Fund. All fees, cash bonds, money received from an irrevocable letter of credit or a certificate of self-insurance, and reimbursements for expenses incurred by the Allegan County Health Department made payable to the Allegan County Health Department with regard to Part 91, the Rules under Part 17, or this Ordinance shall be deposited by the County Treasurer into the Soil Erosion and Sedimentation Control Fund.

Section 1104. Revolving Funds. Money in the Soil Erosion and Sedimentation Control Fund at the close of the fiscal year shall remain in the fund and shall not lapse to the county general fund.

Section 1105. Expending Funds. The Allegan County Health Department shall expend money from the fund only to administer and enforce Part 91, the Rules under Part 17, or this Ordinance.

ARTICLE XII - Effective Date

Section 1201. Effective Date. This Ordinance shall take effect ~~August 1, 2019~~. All active permits issued prior to adoption of said Ordinance and bonds shall remain in effect and shall be subject to provisions of this Ordinance. The undersigned do hereby certify that the above and foregoing Ordinance, known as the Soil Erosion and Sedimentation Control Ordinance, Ordinance No. 1013.~~32~~ of the County of Allegan, Michigan, was introduced at a regular meeting of the County Board of Commissioners, held on _____, and was thereafter passed at a regular meeting on ~~June 27, 2019~~.

Jim Storey, Chair, Allegan County Board of Commissioners

Date

Bob Genetski, County Clerk/Register

Date

ALLEGAN COUNTY

SOIL EROSION AND SEDIMENTATION CONTROL ORDINANCE

(Adopted under Section 303)

FEE SCHEDULE FOR MUNICIPAL CIVIL INFRACTION CITATIONS

Ordinance No. 1013.23

I. Residential:

<u>Infraction</u>	<u>Fine</u>
a. No permit.....	\$100.00*
Repeat Offense.....	\$250.00*
b. Other violations.....	\$250.00*
c. Violations leading to erosion.....	\$500.00*
d. Repeat Offense.....	\$750.00*

II. All other Commercial or Industrial Sites such as Site Development (Plats, Mobile Home Parks, Multiple Housing Units, Apartments, Commercial, Industrial, Cut and Fill Operations, Golf Courses, etc.), Utilities and Sand and Gravel Mining:

<u>Infraction</u>	<u>Fine</u>
a. No Permit.....	\$750.00*
b. Failure to Maintain Sedimentation and erosion controls....	\$750.00*
c. Tracking sediment onto roadway.....	\$750.00*
d. Failure to stabilize critical areas.....	\$750.00*
e. Failure to repair de-stabilized area.....	\$750.00*
f. Failure to comply with permit restrictions.....	\$750.00*
g. Other violations.....	\$750.00*
h. First repeat offense.....	\$1,500.00*
i. Second and subsequent repeat offenses.....	\$2,500.00*

*plus all court costs and attorney fees

PUBLIC NOTICE

SOIL EROSION AND SEDIMENTATION CONTROL ORDINANCE & FEE SCHEDULE

The Board of Commissioners of the County of Allegan will hold a public hearing on Thursday, April 13, 2023, for all interested citizens of Allegan County.

The hearing will take place at 1:00 PM in the Board Room, County Services Building, 3283 122nd Avenue, Allegan, Michigan, for the purpose of discussion on the proposed Soil Erosion and Sedimentation Control Ordinance & Fee Schedule. The public may also participate in the meeting/public hearing by calling 1-929-205-6099, Meeting ID: 891 6032 7098, and Meeting Password 41323. For other options connecting to the meeting, please visit the meeting calendar website at www.allegancounty.org or contact the County Administrator's Office.

The ordinance may be examined online at www.allegancounty.org under News Media Room or on weekdays at the Office of the Allegan County Administrator (address below) between 8:00 AM and 5:00 PM. All interested citizens will have the opportunity to give written and/or oral comments.

The County will provide necessary reasonable auxiliary aids and services to individuals with disabilities at the public hearing upon one (1) week notice. Individuals requiring auxiliary aids or services should contact the following in writing or by telephone:

Robert J. Sarro
County Administrator
3283 – 122nd Avenue
Allegan, Michigan, 49010
269-673-0239

BOB GENETSKI
COUNTY CLERK/REGISTER OF DEEDS

S T A T E O F M I C H I G A N

BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEGAN

FACILITIES MANAGEMENT - AWARD COURTHOUSE ROOF SECTION #3 BID

WHEREAS, the Allegan County Board of Commissioners (Board) appropriated \$80,000 for a 2023 capital project to replace the roof over Section #3 of the Courthouse (the east side above District Court); and

WHEREAS, consistent with the County's Purchasing Policy, a request for proposal process was used to solicit competitive bids for this project; and

WHEREAS, the recommended low bid exceeds the \$80,000 budgeted amount.

THEREFORE, BE IT RESOLVED that the Board authorizes an additional appropriation within the #401 Capital Improvement Fund in the amount of \$16,000 towards this project for a total capital budget of \$96,000; and

BE IT FURTHER RESOLVED that the Board awards the bid to replace the roofing on Section 3 of the Courthouse (Project #1124-23) to C&I Building Maintenance Inc., of 1895 15 Mile Road NE, Sparta, MI 49345, for the not-to-exceed base bid amount of \$87,442.07 plus any unforeseen expenses based on quoted unit rates; and

BE IT FINALLY RESOLVED that the County Administrator and/or the Board Chairperson are authorized to sign the necessary documents on behalf of the County and that the Executive Director of Finance is authorized to make the necessary budget adjustments to complete this action.

REQUEST FOR ACTION - PROCUREMENT OF GOODS AND/OR SERVICES

RFA #: 224-104 RFA Date: 3/15/2023 RFA Submitted By: Kristin VanAtter

PROJECT/SERVICE: Courthouse Roof Replacement - Section 3
Project/Service Description: Roof replacement of Section 3 at the Courthouse as part of capital project #1124-23
Project/Contract #: 1124-23 Contact Name: Carl Chapman
Department: Facilities Management Contact Info: cchapman@allegancounty.org

PROCUREMENT METHOD: Public Solicitation / RFP
10 Firms invited to bid and bidding opportunity posted to County Website. 5 Bids Received

CONTRACT AWARD: \$87,442.07
Parties - County and: C&I Building Maintenance, Inc.
Contract Duration: Scope of Work completion
Evaluation Team: Carl Chapman, Valdis Kalnins
References Checked: Yes Debarred: No

BUDGETARY ACTION NEEDED: BOC - Budget Adjustment or Additional Appropriation Needed
Amount: \$ 16,000 Source: 401 CIP Fund Balance To Account: 401-265.261-976.000

FUNDING SOURCE: 401 - Capital Improvement Fund
\$ 80,000.00 Approved Appropriation
\$ 16,000.00 Additional Appropriation Requested through this RFA
\$ 96,000.00 Total Funding available if this RFA is approved
\$ - Expenditures to Date
\$ - Committed Funds
\$ 87,442.07 Award Amount

\$ 8,557.93 Funds Remaining

NEW CONTRACT SUMMARY: Standard County Agreement - No modifications or additional terms

BID PRESENTATION FOR PROJECT #:

1124-23

Courthouse Roof - Section 3

Date: 3/15/2023

Project Name:

Facilities Management

of Firms Invited to Bid: 9

Service Area:

\$ 80,000.00

in West Michigan: 9

Budgeted Amount:

\$95,282.87

in Allegan County: 1

Bid Amount:

-\$15,282.87

of Bids Received: 5

Difference:

OVER

Over/Under Budget

Evaluation Team:

Carl Chapman and Valdis Kalnins

Award Recommendation:

C&I Building

Award Criteria:

Lowest bid with satisfactory proposal and references

References supplied and checked?

Yes

[Debarred party?](#)

No

VENDOR TABLE		Vendor 1	Vendor 2	Vendor 3	Vendor 4	Vendor 5
Company Name	C&I Building	Excel Roofing	Hoekstra Roofing	Lyster Exteriors	Sherriff Goslin Roofing	
Company Address1	1895 15 Mile Rd NE	966 Vally Ave NW	1963 Olmstead Rd	211 Miller Rd	10 Ave C	
City, State, Zip	Sparta, MI 49345	Grand Rapids, MI 49504	Kalamazoo, MI 49048		Battle Creek, MI 49037	

COST TABLED

Total Labor	\$ 33,300.00	\$ 32,192.00	did not complete cost table	\$ 40,360.00	\$ 77,288.00
Added Insulation for R-30 material cost	\$ 7,680.42	\$ -		\$ 20,995.00	\$ 8,100.00
Cover Board (material cost)	\$ 7,840.80	\$ 8,900.00		\$ -	\$ 8,230.00
EPDM Membrane (material cost)	\$ 11,286.00	\$ 12,000.00		\$ 17,890.00	\$ 12,100.00
All other materials, supplies and costs	\$ 35,175.65	\$ 71,678.00		\$ 70,500.00	\$ 42,060.00
Total Base Bid (Not to Exceed)	\$ 95,282.87	\$ 124,770.00	\$ 217,525.00	\$ 149,745.00	\$ 147,778.00