



MINUTES
Board of Commissioners Chambers
219 East Paw Paw Street

October 11, 2022

Commissioners

Gail Patterson-Gladney, District 1
Kurt Doroh, District 2
Richard Godfrey, District 3
Mike Chappell, District 4
Randall Peat, District 5
Donald Hanson, District 6
Paul Schincariol, District 7

Board of Commissioners Meeting

1. **Call to Order**
On the above date the regular meeting of the Board of Commissioners was called to order at 03:05 PM by Randall Peat, Chairman of the Board.
2. **Recital of the Pledge of Allegiance / Prayer**
3. **Roll Call**
The roll was called by County Clerk Suzie Roehm with the following commissioners answering to their name and district: Gail Patterson-Gladney, Kurt Doroh, Richard Godfrey, Mike Chappell, Randall Peat, Donald Hanson, Paul Schincariol.
4. **Additions/Deletions to the Agenda**
5. **Approval of Agenda**
All items on the agenda marked with '***' are part of the consent agenda. Commissioners or the public can request that items be removed from the consent agenda.

Motion to approve the agenda as presented.
Motion by Mike Chappell, Second by Donald Hanson, Carried
6. **Approval of Minutes**
 - A. ****9/27/2022 Board of Commissioners Meeting Minutes**
Motion by Mike Chappell, Second by Donald Hanson, Carried
7. **Public Comment**
8. **Administrative Affairs**
 - A. ****Commercial Property Assessed Clean Energy (C-PACE) Program**
ADMINISTRATIVE AFFAIRS RESOLUTION AA54/10-11-2022
WHEREAS, the Van Buren County Board of Commissioners intends to authorize the establishment of a property assessed clean energy program ("PACE Program") and create a PACE district pursuant to Act No. 270, Public Acts of Michigan, 2010 ("Act 270"), for the purpose of promoting the use of renewable energy systems and energy efficiency improvements by owners of certain real property; and
WHEREAS, the Board of Commissioners intends to find that financing energy projects

is a valid public purpose because it reduces energy costs, reduces greenhouse gas emissions, stimulates economic development, improves property values and increases employment in the County; and

WHEREAS, the types of energy projects, either energy efficiency improvements or renewable energy systems, that may be financed under the PACE Program include, but are not limited to: insulation in walls, roofs, floors, foundations, or heating and cooling distribution systems; storm windows and doors; multi-glazed windows and doors; heat-absorbing or heat-reflective glazed and coated window and door systems; and additional glazing, reductions in glass area, and other window and door system modifications that reduce energy consumption; automated energy control systems; heating, ventilating, or air-conditioning and distribution system modifications or replacements; caulking, weather-stripping, and air sealing; replacement or modification of lighting fixtures to reduce the energy use of the lighting system; energy recovery systems; day lighting systems; installation or upgrade of electrical wiring or outlets to charge a motor vehicle that is fully or partially powered by electricity; measures to reduce the usage of water or increase the efficiency of water usage; any other installation or modification of equipment, devices, or materials approved as a utility cost-savings measure by the Board of Commissioners; a fixture, product, device, or interacting group of fixtures, products, or devices on the customer's side of the meter that use one or more renewable energy resources to generate electricity. Renewable energy resources include, but are not limited to: biomass (includes a biomass stove but does not include an incinerator or digester); solar and solar thermal energy; wind energy; geothermal energy and methane gas captured from a landfill; and

WHEREAS, the Board of Commissioners intends to create a PACE district having the same boundaries as the County's jurisdictional boundaries; and

WHEREAS, the report referenced in Section 9(1) of Act 270 (the "PACE Report") shall be available on the County's website at www.vanburencountymi.gov/653/Economic-Development-Corporation, and shall be available for viewing at the office of the County Clerk located at: 212 E Paw Paw St., Paw Paw, MI 49079

WHEREAS, the report referenced in Section 9(1) of Act 270 (the "PACE Report") shall be available on the County's website at www.vanburencountymi.gov, and shall be available for viewing at the office of the County Clerk/Register of Deeds located at: 219 E. Paw Paw Street, Suite 202, Paw Paw, MI.

NOW, THEREFORE BE IT RESOLVED,

1. The Board of Commissioners, being fully apprised of the PACE Program, finds that financing energy projects is a valid public purpose because it reduces energy costs, reduces greenhouse gas emissions, stimulates economic development, improves property values and increases employment in the County.
2. The Board of Commissioners, by adoption of this Resolution, formally states its intention to establish a PACE district having the same boundaries as the County's jurisdictional boundaries and a PACE Program as described in and for the reasons set forth in this Resolution.
3. The Board of Commissioners formally states its intention to provide a property owner based method of financing and funds for energy projects, including owner-arranged financing from a commercial lender, which funds and financing shall be secured and repaid by assessments on the property benefited, with the agreement of the record owners, such that no County moneys, general County taxes or County credit of any kind whatsoever shall be pledged, committed or used in connection with any project as required by and subject to Act 270.
4. The Board of Commissioners, by adoption of this Resolution, formally states its intention to utilize Market Van Buren as PACE Administrator.
5. The Board of Commissioners hereby sets a public hearing for October 25, 2022, at 12:50 PM, in the Board of Commissioners Chambers, to receive comments on the proposed PACE Program, including the PACE Report.

6. The County Clerk is authorized and directed to publish a notice of intent to establish a PACE district and a PACE Program, and a notice of the public hearing set by this Resolution in a newspaper of general circulation in the County as a display advertisement prominent in size. The County Clerk shall maintain on file for public review a copy of the PACE Report and shall cause the PACE Report to be available on the County's website in accordance with the requirements of Act 270.

7. All resolutions and parts of resolutions inconsistent with this Resolution are repealed to the extent of such inconsistency.

Motion by Mike Chappell, Second by Donald Hanson, Carried

B. ****Road Commissioner Appointment**

ADMINISTRATIVE AFFAIRS RESOLUTION AA55/10-11-2022

WHEREAS, the request is to appoint Wayne Nelson to the Van Buren County Road Commission, and;

WHEREAS, the seat being appointed was left vacant when Todd Hackenberg resigned. The term for this seat expires on December 31, 2024, and;

WHEREAS, several applications for the position on the Road Commission Board were received. The Board of Commissioners conducted interviews on 9/6/2022.

NOW, THEREFORE BE IT RESOLVED, the Van Buren County Board of Commissioners hereby appoints Wayne Nelson to the Van Buren County Road Commission with an expiration date of December 31, 2024.

Motion by Mike Chappell, Second by Donald Hanson, Carried

C. **Use of County Property - Domestic Violence Candlelight Vigil**

ADMINISTRATIVE AFFAIRS RESOLUTION AA56/10-11-2022

WHEREAS, the request is for approval to use the County Park on Thursday, 10/20/2022, from 5:30 PM to 7:30 PM, and;

WHEREAS, October is Domestic Violence Awareness month. The Domestic Violence Coalition and Victims' Rights would like to hold a vigil in memory of all the victims lost over the last year to domestic violence.

NOW, THEREFORE BE IT RESOLVED, the Van Buren County Board of Commissioners hereby approves the use of the County Park on Thursday, 10/20/2022 from 5:30 PM to 7:30 PM for a candlelight vigil for Domestic Violence Awareness.

Motion by Gail Patterson-Gladney, Second by Paul Schincariol, Carried

9. **Finance**

A. ****Funding for The Daily Recovery Zone, Inc.**

FINANCE RESOLUTION F40/10-11-2022

WHEREAS, the request is to approve funding in the amount of \$25,160.00 to support the Daily Recovery Zone, Inc. This support would cover the costs for rent, utilities, communications, and needed facility upgrades such as furniture, and;

WHEREAS, Daily Recovery Zone serves the Van Buren County community by providing services for those in need of support with substance-abuse disorders by providing not only peer support meetings but also community service opportunities, GED tutoring, job search and application assistance, and family orientated events. Daily Recovery Zone has a building in Paw Paw and recently expanded our space to allow for additional classes and groups, and;

WHEREAS, Request for Funding

Rent \$1,200 / Month Annual Cost: \$14,400.00

Utilities \$ 400 / Month Annual Cost: \$ 4,800.00

Communications \$ 80 / Month Annual Cost: \$ 960.00

Facility needs (furniture, supplies, electronics) One Time
Cost: \$ 5,000.00

Amount requested \$25,160.00

NOW, THEREFORE BE IT RESOLVED, the Van Buren County Board of Commissioners hereby approves the funding of the Daily Recovery Zone, Inc. in the amount of \$25,160.00 and for the Board Chair to sign the agreement on the Board's behalf.

Motion by Mike Chappell, Second by Donald Hanson, Carried

B. DCS Technology Proposal for Broadband Project Management

FINANCE RESOLUTION F41/10-11-2022

WHEREAS, the request is to approve the proposal from DCS Technology Design for Rural Broadband Program Management, and;

WHEREAS, DCS has a deep understanding of where the broadband gaps are within Van Buren County and how to best get service to those areas as economically as possible. The proposal is at a monthly rate of \$18,000.00. Chris Sharrer is requesting a minimum of two months initially to get the project started, then work on a month-to-month basis, and;

NOW, THEREFORE BE IT RESOLVED, the Van Buren County Board of Commissioners hereby approves the proposal, Broadband Program Management September 20th, 2022 Revised, from DCS Technology Design for Broadband Project Management at a cost of \$18,000 per month, starting off with a minimum of two months to get the project underway and for the Board Chair to sign any related documents on the Board's behalf.

Motion by Donald Hanson, Second by Kurt Doroh, Carried
Roll Call Vote: All Yes

C. **Authorization for County Treasurer to Invest Funds in GovMIC

FINANCE RESOLUTION F42/10-11-2022

WHEREAS, Public Act 20 of 1943, MCLA 129.91, et seq, as amended ("Public Act 20"), authorizes the Van Buren County Treasurer to invest surplus funds in certain permissible investments; and

WHEREAS, the Surplus Funds Investment Pool Act, Act No. 367 of the Public Acts of 1982, MCL 129.11, et seq, as amended, authorizes political subdivisions organized under the laws of the State of Michigan, including counties, cities, villages townships, school districts and other authorities (collectively "Political Subdivisions") in invest surplus funds in certain investment pools; and

WHEREAS, the Urban Cooperation Act of 1967, 1967 PA4, Ex, Sess. No 7, MCLA 124.501, et seq., as amended, provides that two or more Political Subdivisions may jointly cooperate in the exercise or in the performance of their respective governmental functions, powers or responsibilities and may enter into such joint agreements as may be deemed appropriate for such purposes when such agreements have been adopted by all such cooperating Political Subdivisions; and

WHEREAS, the Declaration of Trust (Interlocal Agreement), as amended, and an Information Statement relating to the Michigan Liquid Asset Fund Plus (the "Fund") have been presented to this board; and

WHEREAS, the Declaration of Trust, as amended, authorizes Political Subdivisions to adopt and enter into the declaration of Trust and become participants of the Fund; and

WHEREAS, this Board deems it advisable for the Van Buren County Treasurer to adopt and enter into the Declaration of Trust and become a participant of the Fund for the purpose of the joint investment of Van Buren County's money and those of other Political Subdivisions so as to enhance the investment earnings accruing to each Political Subdivisions.

NOW, THEREFORE BE IT RESOLVED,

1. The Van Buren County Treasurer shall join with other Political Subdivision in accordance with the provisions of Public Act 20, the Surplus Funds Investment Pool Act and the Urban Cooperation Act of 1967, as such laws are applicable, by becoming a participant of a Fund in entering into the Declaration of Trust, which Declaration of Trust is adopted y reference thereto with the same effect as if it had been set out verbatim in this resolution. A Copy of the Declaration of Trust shall be filed with the minutes of the meeting at which this resolution was adopted.

2. The Van Buren County Treasurer is hereby authorized to invest its available funds from time to time and to withdraw such funds from time to time in accordance with the provisions of the Declaration of Trust. The Van Buren County Treasurer is authorized to take such actions and execute any and all such documents as they may deem necessary and appropriate to effectuate the entry by the Van Buren County Treasurer into the Declaration of Trust and the adoption thereof by the Van Buren County Board of Commissioners.

Motion by Mike Chappell, Second by Donald Hanson, Carried

10. Public Comment

11. Board Correspondence

A. Iron County Resolution - No Fault Insurance

B. Iron County Resolution - Election Integrity

C. City of South Haven Meeting Notice

12. Closed Session

13. Adjournment

Discussions:

Remaining ARPA submissions

Bid award procedure

Meeting format

Letter of support to Brad Casemore

Richard Godfrey - Friends of Kal-Haven Trail award

The meeting was adjourned at 03:34 PM.

Randall Peat, Chairperson

Suzie Roehm, County Clerk