

KENT COUNTY BOARD OF COMMISSIONERS

Thursday, March 8, 2007

Administration Building - Room 310

Meeting called to order at 7:00 p.m. by Chair Roger C. Morgan.

Present: Commissioners Agee, Boelema, Bulkowski, Dillon, Hennessy, Hiddema, Klein, Mast, Mayhue, Rolls, Tanis, Vaughn, Vonk, Voorhees, Wahlfield, Chair Morgan - 16.

Absent: Morren, Parrish, Vander Molen – 3 (Excused).

Invocation: Commissioner Mast introduced Jerry Zandstra, who gave the invocation. The Pledge of Allegiance followed.

PUBLIC COMMENT

Scott Atchison, 2251 South Saulk Trail, Grand Rapids – He, again, expressed his desire for a Visitors and Information Center in Grand Rapids.

SPECIAL ORDER OF BUSINESS

Local Emergency Planning Committee Annual Report

Deborah Alderink, Chair, Kent County LEPC, gave the 2006 Annual Report (copy of which is on file in the Office of the County Clerk). The report's highlights include: 1) LEPC's 8 new offsite response plans and 227 revised plans; 2) the emergency exercise held on May 11, 2006, with the simulated release of anhydrous ammonia; 3) an industry workshop was held in November, "Agri-Terrorism Workshop and Tabletop Exercise; 4) LEPC also became the Citizen Corp Council, which will oversee the activities of the Community Emergency Response Team (CERT) Program; 5) LEPC will work more closely with the Grand Rapids LEPC by having back-to-back meetings that members may attend both if so desire; and, 6) LEPC provides the public with information regarding SARA Title III, Kent County LEPC activities, and educational materials can be found on the web at www.accesskent.com/lepc.

The Chair also discussed the 2007 Kent County LEPC Work Plan (copy of which is on file in the Office of the County Clerk), which includes:

- I. Emergency Plan Development and Maintenance
- II. Disaster Exercise
- III. Community Awareness
- IV. Industry Education
- V. General Administration

CONSENT AGENDA

- a) Approval of the Minutes of February 22, 2007 Meeting

b) February 20, 2007 Finance Committee Meeting Minutes
(Reports of Claims and Allowances)

c) Resolutions:

3-08-07-26 – BUDGET AMENDMENT – CIRCUIT COURT FAMILY DIVISION
COMMUNITY PROBATION PROGRAM / CIRCUIT COURT FAMILY
DIVISION

WHEREAS, the Community Probation Program works with delinquent court wards ordered to probation by the Family Division Judges; and

WHEREAS, the Circuit Court Family Division's Community Probation Program is funded by the County's General Fund and supported by an equal match from the State of Michigan; and

WHEREAS, the Community Probation Program received a commitment for a \$4,500 donation from the Kent County Citizens' Advisory Council and a \$1,000 donation from the Kent County Medical Society Alliance to match with State funds for a summer work program for high risk juveniles; and

WHEREAS, the Circuit Court Family Division requested an additional \$11,000 in funds be appropriated to their FY 2007 budget for future utilization.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves an additional appropriation of \$11,000 to the Circuit Court Family Division's Community Probation program in the FY 2007 Child Care Fund.

3-08-07-27 – BUDGET AMENDMENT – CIRCUIT COURT FAMILY DIVISION
COURT

APPOINTED SPECIAL ADVOCATE PROGRAM (CASA) / CIRCUIT COURT
FAMILY DIVISION

WHEREAS, the Court Appointed Special Advocate (CASA) program utilizes specially trained volunteers appointed by a Judge to advocate for the best interests of abused and neglected children in child protective proceedings. The role of the advocate, as an independent voice for the children, is to investigate, monitor and facilitate on behalf of children until they are in a safe, permanent home and the Court discharges the case; and

WHEREAS, the Circuit Court Family Division's CASA program is funded by the County's General Fund and donations from various organizations, supported by an equal match from the State of Michigan on both sources of revenue; and

WHEREAS, the CASA program received an unanticipated, \$4,000 donation from a private source and will receive an additional \$4,000 match from the State of Michigan; and

WHEREAS, the Circuit Court Family Division requested and additional \$8,000 in funds be appropriated to their FY 2007 budget for future utilization.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves an additional appropriation of \$8,000 to the Circuit Court Family Division's CASA program in the FY 2007 Childcare Fund.

3-08-07-28 – GRANT OF EASEMENT TO CONSUMERS ENERGY COMPANY / PUBLIC WORKS

WHEREAS, Consumers Energy Company has requested the Department of Public Works for an easement to anchor guy-wires to be located on the Waste-To-Energy facility site just off the southeast corner of the intersection of Market and Freeman Avenues. The easement is required in connection with the construction of a new 46 KV overhead power line to be located along the Market Avenue right-of-way; and

WHEREAS, Consumers Energy Company has agreed to pay the County a sum of Five Hundred (\$500) dollars as agreed-on compensation for the easement before anchoring the guy-wires to the ground; and

WHEREAS, Consumers Energy Company assumes all obligations associated with the use and maintenance of the guy-wire, and agrees to indemnify the County for any damages to property or persons; and

WHEREAS, the Department of Public Works staff has reviewed the request and has determined that the grant of the easement will not adversely affect the operation or maintenance of the Waste-To-Energy facility; and

WHEREAS, the Board of Public Works has approved the grant of easement at its March 1, 2007, meeting; and

WHEREAS, the easement agreement has been reviewed and approved by Corporate Counsel.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves the grant of easement to Consumers Energy Company; and

BE IT FURTHER RESOLVED, that the Chair and the Clerk, or Vice-Chair or deputy clerk, in their absence, are hereby authorized and directed to execute the easement agreement.

3-08-07-29 – DELINQUENT 2006 REAL PROPERTY TAXES / AUTHORIZE ISSUANCE OF “GENERAL OBLIGATION LIMITED TAX NOTES, SERIES 2007” / TREASURER’S OFFICE

WHEREAS, the Board of Commissioners of the County of Kent (the "County") has heretofore adopted a resolution establishing the Kent County Delinquent Tax Revolving Fund (the "Fund") pursuant to Section 87b of Act No. 206, Public Acts of Michigan, 1893, as amended ("Act 206"); and

WHEREAS, the purpose of the Fund is to allow the Kent County Treasurer (the "County Treasurer") to pay from the Fund any or all delinquent real property taxes that are due and payable to the County and any school district, intermediate school district, community college district, city, township, special assessment district, the State of Michigan or any other political unit for which delinquent tax payments are due; and

WHEREAS, it is hereby determined to be necessary for the County to borrow money and issue its notes for the purposes authorized by Act 206, particularly Sections 87c, 87d and 87g thereof; and

WHEREAS, it is estimated that the total amount of unpaid 2006 delinquent real property taxes (the "delinquent taxes") outstanding on March 1, 2007, will be approximately \$30,000,000, exclusive of interest, fees and penalties.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Kent, State of Michigan, as follows:

Authorization of Borrowing

1. Pursuant to and in accordance with the provisions of Act 206, Public Acts of Michigan, 1893, as amended, and especially Sections 87c, 87d and 87g thereof, the County shall borrow the sum of not to exceed Thirty Million Dollars (\$30,000,000) and issue its notes (the "notes") therefor for the purpose of continuing the Fund for the 2006 tax year. The exact amount to be borrowed shall not exceed the amount of delinquent taxes outstanding on March 1, 2007, exclusive of interest, fees and penalties. The County Treasurer shall designate the exact amount to be borrowed after the amount of the 2006 delinquent taxes outstanding on March 1, 2007, or the portion of the 2006 delinquent taxes against which the County shall borrow, has been determined.

Note Details

2. Pursuant to provisions of applicable law and an order of the County Treasurer, which order is hereby authorized, the notes may be issued in one or more series; shall be known as "General Obligation Limited Tax Notes, Series 2007"; shall be in fully registered form in denominations not exceeding the aggregate principal amounts for each maturity of the notes; shall be sold for not less than 98% of the face amount of the notes; shall bear interest at fixed or variable rates not to exceed the maximum interest rate permitted by applicable law; shall be dated, payable as to interest and in principal amounts, be subject to redemption in whole or in part prior to maturity, including any redemption premiums, and be subject to renewal, at such times and in such amounts, all as shall be designated in the order of the County Treasurer. Notes or portions of notes called for redemption shall not bear interest after the redemption date, provided funds are on hand with the note registrar and paying agent to redeem the same. Notice of redemption shall be given in the manner prescribed by the County Treasurer. If any notes of any series are to bear interest at a variable rate or rates, the County Treasurer is hereby further authorized to establish by order, and in accordance with law, a means by which interest on such notes may be set, reset or calculated prior to maturity, provided that such rate or rates shall at no time be in excess of the maximum interest rate permitted by applicable law. Such rates may be established by reference to the minimum rate that would be necessary to sell the notes at par; by a formula that is determined with respect to an index or indices of municipal obligations, reported prices or yields on obligations of the United States or the prime rate or rates of a bank or banks selected by the County Treasurer; or by any other method selected by the County Treasurer.

Payment of Principal and Interest

3. The principal of and interest on the notes shall be payable in lawful money of the United States from such funds and accounts as provided herein. Principal shall be payable upon presentation and surrender of the notes to the note registrar and paying agent when and as the same shall become due, whether at maturity or earlier redemption. Interest shall be paid to the

owner shown as the registered owner on the registration books at the close of business on such date prior to the date such interest payment is due, as is provided in the order of the County Treasurer. Interest on the notes shall be paid when due by check or draft drawn upon and mailed by the note registrar and paying agent to the registered owner at the registered address.

Note Registrar and Paying Agent

4. The County Treasurer shall designate, and may enter into an agreement with, a note registrar and paying agent for each series of notes that shall be the County Treasurer or a bank or trust company that is qualified to act in such capacity under the laws of the United States of America or the State of Michigan. The County Treasurer may from time to time designate a similarly qualified successor note registrar and paying agent.

Disposition of Note Proceeds

5. The proceeds of the sale of the notes shall be deposited into a separate account in the Fund (the "2007 Account") and shall be used to continue the Fund. The County Treasurer shall pay therefrom and from unpledged funds in the Fund, uncommitted funds in the County General Fund and/or any other legally available funds, if the notes are sold at a discount, the full amount of the delinquent tax roll against which the County has borrowed, delivered as uncollected by any tax collector in the County and that is outstanding and unpaid on or after March 1, 2007, in accordance with the provisions of Act 206.

2007 Collection Account

6. There is hereby established as part of the Fund an account (hereby designated the "2006 Collection Account") into which account the County Treasurer shall place delinquent taxes against which the County has borrowed, and interest thereon, collected on and after March 1, 2007, all County property tax administration fees on such delinquent taxes, after expenses of issuance of the notes have been paid, and any amounts received by the County Treasurer from the County and any taxing unit within the County, because of the uncollectibility of such delinquent taxes. The foregoing are hereby established as funds pledged to note repayment.

Note Reserve Fund

7. There is hereby authorized to be established by the County Treasurer a note reserve fund for the notes (the "2007 Note Reserve Fund") if the County Treasurer deems it to be reasonably required as a reserve and advisable in selling the notes at public or private sale. The County Treasurer is authorized to deposit in the 2007 Note Reserve Fund from proceeds of the sale of the notes, unpledged moneys in the Fund, uncommitted funds in the County General Fund and/or any other legally available funds, an amount not exceeding ten percent (10%) of the face amount of the notes.

Security for Payment of Notes

8. All of the moneys in the 2007 Collection Account and the 2007 Note Reserve Fund, if established, and all interest earned thereon, are hereby pledged equally and ratably as to each series to the payment of the principal of and interest on the notes and shall be used solely for that purpose until such principal and interest have been paid in full. When moneys in the 2007 Note Reserve Fund, if established, are sufficient to pay the outstanding principal of the notes and the interest accrued thereon, such moneys may be used to retire the notes.

Additional Security

9. Each series of notes, in addition, shall be a general obligation of the County, secured by its full faith and credit, which shall include the County's limited tax obligation, within applicable constitutional and statutory limits, and its general funds. The County budget shall provide that if the pledged delinquent taxes and any other pledged amounts are not collected in sufficient amounts to meet the payments of principal and interest due on each series of notes, the County, before paying any other budgeted amounts, will promptly advance from its general funds sufficient moneys to pay that principal and interest. The County shall not have the power to impose taxes for payment of the notes in excess of constitutional or statutory limitations. If moneys in the 2007 Collection Account and the 2007 Note Reserve Fund, if established, are not sufficient to pay the principal of and interest on the notes, when due, the County shall pay the same in accordance with this section, and may thereafter reimburse itself from the delinquent taxes collected.

Release of Pledge of 2007 Collection Account

10. Upon the investment of moneys in the 2007 Collection Account in direct non-callable obligations of the United States of America in amounts and with maturities that are sufficient to pay in full the principal of and interest on the notes when due, any moneys in the 2007 Collection Account thereafter remaining may be released from such pledge created pursuant to Section 8 hereof and may be used to pay any or all delinquent real property taxes that are due the County and any school district, intermediate school district, community college district, city, township, special assessment district, the State of Michigan or any other political unit to which delinquent tax payments are due for any other year or for any other purpose permitted by law.

Sale of Notes

11. The County Treasurer is hereby authorized to offer the notes at public or private sale as determined by order of the County Treasurer and to do all things necessary to effectuate the sale, delivery, transfer and exchange of the notes in accordance with the provisions of this resolution. Notes of one series may be offered for sale and sold separately from notes of another series. If the notes are to be sold publicly, sealed proposals for the purchase of the notes shall be received by the County Treasurer for such public sale to be held at such time as shall be determined by the County Treasurer and notice thereof shall be published in accordance with law, once in *The Bond Buyer* or the *Detroit Legal News*, both of which are hereby designated as

being a publication printed in the English language and circulated in this State that carries as a part of its regular service, notices of sale of municipal bonds. Such notice shall be in the form prescribed by the County Treasurer.

The County Treasurer is hereby authorized to cause the preparation of an official statement for the notes for the purpose of enabling compliance with SEC Rule 15c2-12 (the "Rule") and to do all other things necessary to enable compliance with the Rule. After the award of the notes, the County will provide copies of a final official statement (as defined in paragraph (e)(3) of the Rule) on a timely basis and in reasonable quantity as requested by the successful bidder or bidders to enable such successful bidder or bidders to comply with paragraph (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board.

Continuing Disclosure

12. The County Treasurer is hereby authorized to execute and deliver in the name and on behalf of the County (i) a certificate of the County to comply with the requirements for a continuing disclosure undertaking of the County pursuant to subsection (b)(5) or (d)(2) of the Rule, as applicable, and (ii) amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate. The remedies for any failure of the County to comply with and carry out the provisions of the Continuing Disclosure Certificate shall be as set forth therein.

Execution and Delivery of Notes

13. The County Treasurer is hereby authorized and directed to execute the notes for the County by manual or facsimile signature and the County Treasurer shall cause the County seal or a facsimile thereof to be impressed or imprinted on the notes. Unless the County Treasurer shall specify otherwise in writing, fully registered notes shall be authenticated by the manual signature of the note registrar and paying agent. After the notes have been executed and authenticated, if applicable, for delivery to the original purchaser thereof, the County Treasurer shall deliver the notes to the purchaser or purchasers thereof upon receipt of the purchase price. Additional notes bearing the manual or facsimile signature of the County Treasurer and upon which the seal of the County or a facsimile thereof is impressed or imprinted may be delivered to the note registrar and paying agent for authentication, if applicable, and delivery in connection with the exchange or transfer of fully registered notes. The note registrar and paying agent shall indicate on each note that it authenticates the date of its authentication. The notes shall be delivered with the approving legal opinion of Dickinson Wright PLLC, attorneys of Detroit, Michigan.

Exchange and Transfer of Fully Registered Notes

14. Any fully registered note, upon surrender thereof to the note registrar and paying agent with a written instrument of transfer satisfactory to the note registrar and paying agent duly executed by the registered owner or his or her duly authorized attorney, at the option of the registered owner thereof, may be exchanged for notes of any other authorized denominations of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered note.

Each note shall be transferable only upon the books of the County, which shall be kept for that purpose by the note registrar and paying agent, upon surrender of such note together with a written instrument of transfer satisfactory to the note registrar and paying agent duly executed by the registered owner or his or her duly authorized attorney.

Upon the exchange or transfer of any note, the note registrar and paying agent on behalf of the County shall cancel the surrendered note and shall authenticate, if applicable, and deliver to the transferee a new note or notes of any authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered note.

If, at the time the note registrar and paying agent authenticates, if applicable, and delivers a new note pursuant to this section, payment of interest on the notes is in default, the note registrar and paying agent shall endorse upon the new note the following: "Payment of interest on this note is in default. The last date to which interest has been paid is [place date]."

The County and the note registrar and paying agent may deem and treat the person in whose name any note shall be registered upon the books of the County as the absolute owner of such note, whether such note shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such note and for all other purposes, and all payments made to any such registered owner, or upon his or her order, in accordance with the provisions of Section 3 hereof shall be valid and effectual to satisfy and discharge the liability upon such note to the extent of the sum or sums so paid, and neither the County nor the note registrar and paying agent shall be affected by any notice to the contrary. The County agrees to indemnify and save the note registrar and paying agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence hereunder, in so treating such registered owner.

For every exchange or transfer of notes, the County or the note registrar and paying agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

The note registrar and paying agent shall not be required to transfer or exchange notes or portions of notes that have been selected for redemption.

Book Entry System

15. At the option of the County Treasurer and notwithstanding any provisions of this resolution to the contrary, the County Treasurer is hereby authorized to enter into an agreement with a custodian or trustee for the purpose of establishing a "book entry" system for registration of notes to be fully registered. Pursuant to provisions of such agreement, the notes may be registered in the name of the custodian or trustee for the benefit of other persons or entities. Such agreement shall provide for the keeping of accurate records and prompt transfer of funds by the custodian or trustee on behalf of such persons or entities. The agreement may provide for the

issuance by the custodian or trustee of certificates evidencing beneficial ownership of the notes by such persons or entities. For the purpose of payment of the principal of and interest on the notes, the County may deem payment of such principal and interest, whether overdue or not, to the custodian or trustee as payment to the absolute owner of such note. Pursuant to provisions of such agreement, the book entry system for the notes may be used for registration of all or a portion of the notes and such system may be discontinued at any time by the County. The note registrar and paying agent for the notes may act as custodian or trustee for such purposes.

Issuance Expenses

16. Expenses incurred in connection with the issuance of the notes, including without limitation any premiums for any insurance obtained for the notes, note rating agency fees, travel and printing expenses, fees for agreements for lines of credit, letters of credit, commitments to purchase the notes, remarketing agreements, reimbursement agreements, purchase or sales agreements or commitments, or agreements to provide security to assure timely payment of the notes, fees for the setting of interest rates on the notes and bond counsel, financial advisor, paying agent and registrar fees, all of which are hereby authorized, shall be paid by the County Treasurer from County property tax administration fees on the delinquent taxes, from any other moneys in the Fund not pledged to the repayment of notes and general funds of the County that are hereby authorized to be expended for that purpose.

Replacement of Notes

17. Upon receipt by the County Treasurer of satisfactory evidence that any outstanding note has been mutilated, destroyed, lost or stolen, and of security or indemnity complying with applicable law and satisfactory to the County Treasurer, the County Treasurer may execute or authorize the imprinting of the County Treasurer's facsimile signature thereon and thereupon, and if applicable, a note registrar or paying agent shall authenticate and the County shall deliver a new note of like tenor as the note mutilated, destroyed, lost or stolen. Such new note shall be issued and delivered in exchange and substitution for, and upon surrender and cancellation of, the mutilated note or in lieu of and in substitution for the note so destroyed, lost or stolen in compliance with applicable law. For the replacement of authenticated notes, the note registrar and paying agent shall, for each new note authenticated and delivered as provided above, require the payment of expenses, including counsel fees, which may be incurred by the note registrar and paying agent and the County in the premises. Any note issued under the provisions of this section in lieu of any note alleged to be destroyed, lost or stolen shall be on an equal basis with the note in substitution for which such note was issued.

Issuance of Refunding Notes

18. The County shall refund all or part of the notes authorized hereunder and/or notes previously issued by the County to continue the Fund for prior tax years if and as authorized by order of the County Treasurer through the issuance of refunding notes (the "Refunding Notes") in an amount to be determined by order of the County Treasurer. Proceeds of the Refunding Notes may be used to redeem such notes and to pay issuance expenses of the Refunding Notes as authorized and described in Section 16 hereof. The County Treasurer shall have all the authority with respect to the Refunding Notes as is granted to the County Treasurer with respect to the notes by the other Sections hereof, including the authority to select a note registrar and paying

agent, to apply to the Michigan Department of Treasury for approval to issue the Refunding Notes, if necessary, to cause the preparation of an official statement and to do all other things necessary to sell, execute and deliver the Refunding Notes. The Refunding Notes shall contain the provisions, shall be payable as to principal and interest and shall be secured as set forth herein and as further ordered by the County Treasurer. The Refunding Notes may be sold as a separate issue or may be combined in a single issue with other obligations of the County issued pursuant to the provisions of Act 206 as shall be determined by the County Treasurer. The County Treasurer is authorized to prescribe the form of Refunding Note and the form of notice of sale, if any, for the sale of Refunding Notes.

Form of Notes

19. The notes shall be in the form approved by the County Treasurer, which approval shall be evidenced by the County Treasurer's execution thereof.

3-08-07-30 – LIQUOR TAX – INTERGOVERNMENTAL BUDGET AMENDMENT / NETWORK 180

WHEREAS, the County receives a Liquor Tax distribution from the State annually, as provided in PA 106 of 1985. Fifty percent of this distribution is to be used for substance abuse treatment within the taxing unit; and

WHEREAS, for FY 2006, the County anticipated receipts of \$2,898,806 and appropriated 50% or \$1,449,403 for payment to Network 180 for substance abuse treatment; and

WHEREAS, for FY 2006, the County received \$3,193,611. Fifty percent, or \$1,596,806 which shall be distributed to Network 180 for substance abuse treatment; and

WHEREAS, as a result of the unanticipated Liquor Tax receipts, an additional \$147,403 is required for distribution to Network 180.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners approves the appropriation of an additional \$147,403 from the Michigan Department of Treasury to the Intergovernmental Budget in the General Fund for Substance Abuse Treatment being provided by Network 180.

Motion by Commissioner Mast, seconded by Commissioner Klein, to approve the consent agenda items.

Motion carried:

Yeas: Agee, Boelema, Bulkowski, Dillon, Hennessy, Hiddema, Klein, Mast, Mayhue, Rolls,

Tanis, Vaughn, Vonk, Voorhees, Wahlfield, Chair Morgan – 16.

Nays: 0.

RESOLUTIONS

3-08-07-31 – GENERAL FUND ADVANCE TO KENT COUNTY BUILDING AUTHORITY /

FISCAL SERVICES

WHEREAS, on November 16 2006, the Board of Commissioners approved a

lease contract with the Kent County Building Authority that provided for the issuance of bonds and construction of a Human Services Facility for lease to Kent County; and

WHEREAS, the County had previously entered an option agreement with the City of Grand Rapids whereby the County will acquire land comprising the site of this Human Services Facility; and

WHEREAS, the sale of the bonds/closing cannot occur until such time as there is a date certain for closing on purchase of the property; and

WHEREAS, the Kent County Building Authority has begun incurring limited project related expenses, which must be paid prior to closing on the sale of the bonds.

NOW, THEREFORE, BE IT RESOLVED, that the Kent County Board of Commissioners authorizes the advance of up to \$50,000 from the General Fund – Fund Balance account entitled “Unreserved/Undesignated” for the purpose of providing for the cash flow requirements of the Kent County Building Authority pending sale/closing on a pending bond issuance; and

BE IT FURTHER RESOLVED that such advance is to be repaid not later than one business day after closing on the pending Authority bond issuance.

Motion by Commissioner Rolls, seconded by Commissioner Mast, that the resolution be adopted.

Motion carried:

Yeas: Agee, Boelema, Bulkowski, Dillon, Hennessy, Hiddema, Klein, Mast, Mayhue, Rolls,

Tanis, Vaughn, Vonk, Voorhees, Wahlfield, Chair Morgan – 16.

Nays: 0.

3-08-07-32 – GRAND RAPIDS TOWNSHIP – PROPOSAL TO ESTABLISH A CORRIDOR IMPROVEMENT AUTHORITY / FISCAL SERVICES

WHEREAS, Grand Rapids Charter Township has proposed to adopt a Development and Tax Increment Financing Plan for it’s Corridor Improvement Authority-Tax Increment Financing District; and

WHEREAS, a public hearing on the proposed plan was held by Grand Rapids Charter Township on February 20, 2007; and

WHEREAS, Kent County annually contributes over \$6 million of its tax levy in the form of either tax abatement or tax capture by Tax Increment Authority Districts in the various units of local government within the County; and

WHEREAS, adoption and implementation of the proposed plan will result in a portion of the County’s tax levy being captured by the Grand Rapids Charter Township Corridor Improvement Authority; and

WHEREAS, the County of Kent is required to assess the impact on the County’s financial condition, which would result from adoption of this Development and Tax Increment Financing Plan; and

WHEREAS, Act 280, P.A. of 2005, as amended, provides that not more than sixty days after a public hearing on the plan, the governing body of the jurisdiction levying property taxes that would otherwise be subject to capture, may exempt its taxes from capture by adoption of a resolution to that effect.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the County of Kent, that the County of Kent hereby exercises its option, pursuant to the provisions of Act 280, P.A. of 2005, as amended, to exempt its property taxes from capture in the area to be established as the Grand Rapids Charter Township Corridor Improvement Authority-Tax Increment Financing District by the proposed plan, which was the subject of the public hearing held on February 20, 2007; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Clerk of Grand Rapids Charter Township, as required by Act 280, P.A. of 2005, as amended.

Motion by Commissioner Tanis, seconded by Commissioner Klein, that the resolution be adopted.

Motion carried by voice vote.

3-08-07-33 – PLAINFIELD CHARTER TOWNSHIP – PROPOSAL TO ESTABLISH
A CORRIDOR IMPROVEMENT AUTHORITY / FISCAL SERVICES

WHEREAS, Plainfield Charter Township has proposed to adopt a Development and Tax Increment Financing Plan for its Corridor Improvement Authority-Tax Increment Financing District; and

WHEREAS, a public hearing on the proposed plan was held by Plainfield Charter Township on February 26, 2007; and

WHEREAS, Kent County annually contributes over \$6 million of its tax levy in the form of either tax abatement or tax capture by Tax Increment Authority Districts in the various units of local government within the County; and

WHEREAS, adoption and implementation of the proposed plan will result in a portion of the County's tax levy being captured by the Plainfield Charter Township Corridor Improvement Authority; and

WHEREAS, the County of Kent is required to assess the impact on the County's financial condition, which would result from adoption of this Development and Tax Increment Financing Plan; and

WHEREAS, Act 280, P.A. of 2005, as amended, provides that not more than sixty days after a public hearing on the plan, the governing body of the jurisdiction levying property taxes that would otherwise be subject to capture, may exempt its taxes from capture by adoption of a resolution to that effect.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the County of Kent, that the County of Kent hereby exercises its option, pursuant to the provisions of Act 280, P.A. of 2005, as amended, to exempt its property taxes from capture in the area to be established as the Plainfield Charter Township Corridor Improvement Authority-Tax Increment Financing District by the proposed plan, which was the subject of the public hearing held on February 26, 2007; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Clerk of Plainfield Charter Township, as required by Act 280, P.A. of 2005, as amended.

Motion by Commissioner Tanis, seconded by Commissioner Klein, that the resolution be adopted.

Motion carried by voice vote.

REPORTS

Standing Rules

Commissioner Klein announced that the Standing Rules Sub-Committee will present its recommendations to the Legislative & Human Resources Committee soon.

63rd District Court

Commissioner Wahlfield reported that progress is being made with Waste Management and utility easements and they hope to complete the purchase of the property by the end of the month.

MISCELLANEOUS

Health Department Jobs

Commissioner Dillon reported that the Delta Strategy Report is troubling with regard to the infant mortality rate and is cause for concern as cuts at the Health Department are being made. Hopefully, this issue can be revisited.

ADJOURNMENT

At 7:38 p.m., Commissioner Mast moved to adjourn, subject to the call of the Chair, and to Thursday, April 12, 2007, Room 310, County Administration Building, at 8::30 a.m., for an Official Meeting. Seconded by Commissioner Klein. Motion carried.

Roger C. Morgan, Chair

Mary Hollinrake, County Clerk