

CLINTON COUNTY BOARD OF COMMISSIONERS

Chairperson

Robert Showers

Vice-Chairperson

Kam J. Washburn

Members

David W. Pohl

Bruce DeLong

Kenneth B. Mitchell

Dwight Washington

Adam C. Stacey

COURTHOUSE
100 E. STATE STREET
ST. JOHNS, MICHIGAN 48879-1571
989-224-5120



Administrator
Ryan L. Wood
Clerk of the Board
Diane Zuker

RESOLUTION 2018-21 **APPROVING AMENDED CONSENT JUDGMENT**

At a meeting of the County Board of Commissioners of the County of Clinton (the "County"), Michigan, held at the Clinton County Courthouse, 100 E. State Street, St. Johns, MI 48879 on October 30, 2018, at 9:00 a.m., Eastern Standard Time.

PRESENT: Commissioners Kam Washburn, David Pohl, Bruce DeLong, Kenneth B. Mitchell, Robert Showers, Dwight Washington and Adam Stacey.

ABSENT: None

The following resolution was offered by Commissioner Stacey and supported by Commissioner Pohl.

WHEREAS, the County was a party to previous litigation in Case No. 00-9158-CZ in the Clinton County Circuit Court (the "Prior Litigation") that was settled by way of Consent Judgment; and

WHEREAS, the property that was the subject of the Prior Litigation may be sold to a successor in interest to plaintiff in the Prior Litigation and has requested that the County make certain amendments to the Consent Judgment; and

WHEREAS the County has considered the proposed amendments and desires to enter into a Stipulated Order Amending, Replacing and Superseding Consent Judgment (the "Amended Consent Judgment"), which would replace and supersede the consent judgment that settled the Prior Litigation; a proposed copy of the Amended Consent Judgment is attached as Exhibit A; and

WHEREAS, the County finds that it is in the best interest of the public health, safety, and welfare to approve the Amended Consent Judgment, contingent upon the County Administrator and County Attorney's final review and approval; and

WHEREAS, the County finds that it is in the best interest of the public health, safety, and welfare to authorize the County Administrator and County Attorney to make any non-material revisions to the Amended Consent Judgment, prior to its execution, that are necessary to carry out the intent of the settlement.

NOW, THEREFORE, the Board of Commissioners of the County of Clinton, Michigan, resolves as follows:

1. The County hereby approves the Amended Consent Judgment, contingent upon the County Administrator and County Attorney's final review and approval.
2. The County Administrator and the County Attorney are hereby authorized to make any non-material revisions to the Amended Consent Judgment, prior to its execution, that are necessary to carry out the intent of the settlement.
3. Any and all resolutions in conflict with this Resolution are repealed to the extent necessary to give this Resolution full force and effect.

YEAS: Seven (7)

NAYS: Zero (0)

THE RESOLUTION WAS DECLARED ADOPTED.

STATE OF MICHIGAN)
)
COUNTY OF CLINTON)

I the undersigned, the duly qualified and acting County Clerk of the County of Clinton, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the County Board of Commissioners at a meeting held on the 30th day of October, 2018.

Diane Zuker, County Clerk