

DICKINSON COUNTY BOARD OF COMMISSIONERS
REGULAR BOARD MEETING
Monday, September 11, 2017 - 6:00 p.m.
Courthouse - Circuit Courtroom

Tape 286

1. The meeting was called to order by Chairman Wender at 6:00 P.M.
2. Pledge of Allegiance to the Flag was said by all.

A moment of silence was observed by all for Sam Gerber.
3. Roll Call was taken by County Clerk Dolly Cook and a quorum was present.
Present: Chairman Wender, Vice Chairman Stevens and Commissioners Degenauer and Kramer (4)
Absent: Martin (1)
Also Present: County Clerk Dolly Cook, Sheriff Scott Rutter, Sid Bray, Equalization Director and Controller Brian Bousley
4. Motion by Commissioner Kramer supported by Commissioner Degenauer Jr., to accept the agenda with the following addition:
6. Communications and Legislation:
 B. Resolution 2017-15, Opposition to Senate Bill 386 of 2017
All Ayes, Motion Carried.
5. Motion by Commissioner Degenauer Jr. supported by Commissioner Stevens to approve the following meeting minutes as written: Regular meeting – August 28th
All Ayes, Motion Carried.
6. **COMMUNICATIONS AND LEGISLATION**
 - A. Citizens' Time: (Limited to five minutes per person)
Chairman Wender opened the floor to Citizens Time. Jason Murra addressed the Board. He stated he does a support group on Border Line Personality Disorder. He stated he talked to Brian Smeester and he said to come ask if the County would be willing to help defray the cost of paper and printing. He explained what he does and that they meet at the Library. He thanked the Board.
There was no other participation.
 - B. Resolutions and Legislation – Commissioner Degenauer
 1. Motion by Commissioner Degenauer Jr., supported by Commissioner Stevens to approve Resolution 2017-14, Designation Depository of County Moneys.

RESOLUTION 2017-14

DESIGNATING DEPOSITORY OF COUNTY MONEYS – DICKINSON COUNTY, MICHIGAN

WHEREAS, under the law of the State of Michigan, MCL § 129.12 the Dickinson County Board of Commissioners is required to provide by resolution for the deposit of all public moneys, including tax moneys, coming into the possession of the Treasurer or Tax Collector, in one or more financial institutions in the proportion and manner as may be provided in the resolution.

RESOLVED, that this County hereby authorizes the Treasurer or Tax collector to deposit all public moneys coming into his or her hands with the Michigan branch of River Valley State Bank, located at 101 West B Street, Iron Mountain, MI (“Bank”), a depository of public funds under Chapter 129, Michigan Compiled Laws, and the Bank is hereby designated as a depository in which the public moneys of this County may be deposited;

RESOLVED, that the Treasurer or Tax Collector may invest public money with the Bank as legally permitted by MCL § 129.101 or Federal law or regulation within the limits set therein;

RESLOVED, that, pursuant to MCL § 129.101 public moneys held in an account of the County and on deposit in the Bank may be drawn upon by checks, drafts or other orders for the payment of money bearing the facsimile signature or signatures of any one of the following persons:

Account Number: 100397272

Jail Administrator: Bryan Price

and the Bank shall be entitled to honor and to charge the appropriate account for such checks, drafts and other orders regardless of by whom or by what means any such actual or purported facsimile signature may have been affixed thereto if, in the exercise of ordinary care, such signature would be honored by the Bank as being the facsimile signature duly certified to the Bank; and

RESOLVED, that Bank and the Treasurer or Tax Collector are authorized to rely on the continuing of this resolution until amended or replaced by a subsequent resolution of this County.

Henry Wender – Dickinson County Chair

Date

Dolly Cook – Dickinson County Clerk

Date

All Ayes, Motion Carried.

2. Motion by Commissioner Degenauer Jr., supported by Commissioner Stevens to approve resolution 2017- 15 Opposition to senate bill 386 of 2017

RESOLUTION 2017-15
OPPOSITION TO SENATE BILL 386 OF 2017

WHEREAS, the collection of delinquent real property taxes and the administration of the delinquent tax revolving fund by the county treasurer under The General Property Tax, 1893 PA 206, as amended, MCL 211.1 to 211.157, is important in assuring that Dickinson County (the “County”) and local tax collecting units within the County actually receive taxes levied in a timely manner, that tax delinquent properties in the County are returned to productive use, and that a favorable credit rating for the County is maintained;

WHEREAS, Senate bill 386 of 2017, as passed by the Michigan Senate (“SB 386”) would undermine the process for collecting delinquent real property taxes by: (1) increasing, litigation against the county treasurer, allowing anyone to challenge a court-ordered property tax foreclosure for eight new reasons, even a person with no legal interest in the property; (2) clouding title to court-foreclosed properties, reducing sale proceeds used to reimburse local tax collecting units for unpaid property taxes and reducing delinquent tax revolving fund revenue; and (3) creating uncertainty through retroactivity and interference with a pending case before the Michigan Supreme Court;

WHEREAS, by allowing new collateral attacks on judicial foreclosure orders after the orders are final and appeal rights exhausted, SB 386 would undermine the quality of the fee simple title vested in the foreclosing governmental unit, cloud otherwise clear titles, create uncertainty, and reduce prices paid for tax-foreclosed properties at tax sales, all of which undermine the current effective tax sale and delinquent tax collection process;

WHEREAS, for these reasons, the Michigan Association of Counties, the Michigan Association of County Treasurers, and the count treasurer of this County have indicated their opposition to the passage and enactment of SB 386; and

WHEREAS, the county treasurer has asked the Board of Commissioners to join in opposing SB 386;

NOW, THEREFORE, BE IT RESOLVED, by this Board of Commissioners, Dickinson County that the Board of Commissioners of Dickinson County hereby opposes the passage and enactment of Senate Bill 386 of 2017.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to the county treasurer, each member of the Michigan State Senate and the Michigan House of

Representatives representing Dickinson County, and the Governor of Michigan.

_____ Date
Henry Wender – Dickinson County Chair

_____ Date
Dolly Cook – Dickinson County Clerk

All Ayes, Motion Carried

7. **REPORTS OF STANDING COMMITTEES:**

- A. **Finance Committee** – Finance Chairperson Martin-None
- B. **A-95 Review** – Commissioner Kramer-None
- C. **Six County Employment Alliance** – Commissioner Stevens-None
- D. **Planning and Zoning Committee** – Commissioner Kramer-None
- E. **DHHS / DICSA** – Commissioner Kramer
 - 1. DHHS meeting agenda of September 25th.
 - 2. DHHS meeting minutes of July 24th.
- F. **Dickinson-Iron Health Department** – Commissioner Stevens
 - 1. Board of Health meeting minutes of July 26th.
- G. **Northpointe** – Commissioner Martin
 - 1. Northpointe meeting minutes of August 10th.
- H. **Pinecrest** – Commissioner Degenauer-None
- I. **Equalization Committee** – Commissioner Degenauer-None
Equalization Director Sid Bray talked about Sam Gerber and what a fine employee he was and he will be missed. He stated he will have the statistical analysis of the permits issued by the Construction Code ready for the Finance Committee.
- J. **Building & Supply/Real Estate-Remodeling** – Commissioner Degenauer-None
- K. **Public Safety and Judiciary** – Commissioner Wender
 - 1. Sheriff's office monthly report for August 2017.
- L. **Parks Committee** – Commissioner Stevens-None
- M. **Airport Committee** – Commissioner Wender
 - 1. Motion by Commissioner Degenauer Jr., supported by Commissioner Kramer to approve EAA Chapter 439, Inc.'s facility use request to conduct Ford Airport Day 2017 at the County Hangar, Ford Airport. All Ayes, Motion Carried.
- N. **Fair Board** – Commissioner Degenauer-None
Commissioner Degenauer Jr., stated the attendance to the Fair was about the same as last year. He stated the revenue was up approximately \$14,000. He stated the pay one price, which included the grandstand shows, worked well.
- O. **Library Board** – Commissioner Martin-None
- P. **Employee Relations** - Commissioner Degenauer-None
- Q. **Dickinson County Hospital Committee** – Commissioner Stevens-None
- R. **Dickinson County Road Commission** – Commissioner Wender-None
- S. **Construction Code Commission** – Commissioner Degenauer-None
- T. **Bay West Advisory Committee** - Commissioner Degenauer-None
- U. **Veterans' Affairs Committee** – Commissioner Stevens

1. Motion by Commissioner Stevens, supported by Commissioner Kramer to approve the application for the Michigan Veteran Affairs Agency's County Incentive Grant in the amount of \$15,000.00. All Ayes, Motion Carried

8. Citizens' Time: (Limited to five minutes per person)
Chairman Wender opened the floor to Citizens Time and there was no participation.

9. **UNFINISHED BUSINESS & OLD BUSINESS:** Commissioner Degenauer-None

10. **PETITIONS AND NEW BUSINESS:** - Commissioner Degenauer-None

11. Motion by Commissioner Kramer supported by Commissioner Stevens to accept the Committee Reports and Correspondence and place on file. All Ayes, Motion Carried.

12. Controller's Report.
Controller Bousley stated they will meet with Trane in a few weeks. He stated budgets are going ok and he should have final numbers next week. He stated everything is up in the air with Iron County and the Friend of the Court. He stated they met with unions last week. He stated they sent a letter of support for the ATV bridge over the Menominee. He stated the Road Commission is doing a cyber audit and he spoke to the gentleman about one here for about \$650.00. He stated UPCAP conference is the 19th and 20th. He stated we are having some issues with payroll. The County Clerk stated if the problems aren't solved with payroll, we will go back to Harris. Commissioner Stevens asked if they don't do the Clerk's Office will we get a credit. Controller Bousley stated he would demand it. Equalization Director Sid Bray stated they had problems too. But they are working them out and it is a learning curve.

13. Commissioners' Personal Privilege.
Commissioner Stevens stated he went to Marquette for a meeting about Veterans' and mental health. He stated it was very interesting. He stated some go to Moral Therapy and it was very interesting.
Commissioner Kramer stated she liked the Construction Code building permit reports.
Commissioner Degenauer Jr., thanked the County Board for help with the building and the Fair Board for all the work they did for the fair. He stated it was an honor to work with them.
Chairman Wender offered congratulations to Commissioner Degenauer Jr., and the Fair Board for a job well done.

A. Motion by Commissioner Degenauer Jr., supported by Commissioner Kramer to enter into a closed session at 6:20 PM to discuss negotiations with the collective bargaining units, pursuant to Open Meetings Act 15.268, Sec. 8(c). *(Closed Session requires 2/3 vote)* Roll call Vote:

Commissioners:

Degenauer Jr,	Aye	
Kramer	Aye	
Stevens	Aye	
Wender	Aye	Motion Carried.

Motion by Commissioner Degenauer Jr, supported by Commissioner Kramer to enter back into the regular meeting at 6:35 PM. Roll call Vote: Commissioners:

Degenauer Jr.,	Aye	
Kramer	Aye	
Stevens	Aye	
Wender	Aye	Motion Carried.

14. Motion by Commissioner Degenauer Jr., supported by Commissioner Kramer to adjourn, Subject to Call of Chairman at 6:36 P.M.

Henry Wender, Chairman

Dolly L. Cook, County Clerk