

DICKINSON COUNTY BOARD OF COMMISSIONERS
REGULAR BOARD MEETING
Monday, November 23, 2015 - 6:30 p.m.
Courthouse - Circuit Courtroom

1. The meeting was called to Order by Chairman Wender at 6:30 P.M.
2. Pledge of Allegiance to the Flag was said by all.
3. Roll Call was taken by County Clerk Dolly Cook and a quorum was present.
Present: Chairman Wender and Vice Chairman Degenauer and Commissioner Kramer, Stevens and Martin (5)
Absent: None
Also Present: County Clerk Dolly Cook, Sheriff Scott Celello, Equalization Director Sid Bray, Representative McBroom, Controller Sonya Pugh and Admin Asst. Dianah Fayas.
4. Motion by Commissioner Martin supported by Commissioner Kramer to accept the agenda as written. All Ayes, Motion Carried.
5. Motion by Commissioner Kramer supported by Commissioner Stevens to approve the following meeting minutes as written:
Committee of the Whole – Oct. 22nd
Regular Meeting – Oct. 26th
Committee of the Whole – Nov. 2nd
Committee of the Whole – Nov. 2nd
Special Meeting – Nov. 4th
Regular Meeting – Nov. 9th All Ayes, Motion Carried.

6. **COMMUNICATIONS AND LEGISLATION:**

A. Citizens' Time: (Limited to five minutes per person)

Commissioner Martin introduced the following students from Mr. Hogberg's Iron Mountain Government Class: Megan Gronert, Libby Brown, Carson Wonders, Christian VanLoon, Braden Fitzpatrick, Josh Tucker, Michelle Abramson, Coltin Drys, Brianna Petrick, Nate Chellew, Taylor Paupore and Carly Haelterman.

Chairman Wender opened the floor to Citizens' Time and Mike Miller, Iron Mountain addressed the Board. He stated his accreditation is being held up in Lansing and they want to know what the Board's intentions are. He stated a meeting will be held with his Board on December 2, 2015 and the Board of Commissioners. Chairman Wender stated he wants to talk with their Board. He thanked the Board.

B. Resolutions and Legislation –Commissioner Martin

1. Motion by Commissioner Martin, supported by Commissioner Kramer to approve Dickinson County Resolution 2015-18 to Opt-In whereby the County will act as the Foreclosing Governmental Unit for delinquent property tax foreclosures. Roll Call Vote: Commissioners:
Degenauer Jr., Aye
Kramer Aye
Martin Aye
Stevens Aye
Wender Aye Motion Carried.

DICKINSON COUNTY RESOLUTION

2015-18

NOVEMBER 23, 2015

RESOLUTION RESCINDING OPT-OUT STATUS AND ELECTING TO HAVE THE COUNTY BE THE FORECLOSING GOVENMENTAL UNIT FOR DELINQUENT PROPERTY TAX FORECLOSURES

WHEREAS, in November, 1999, pursuant to the General Property Tax Act, 1893 PA 206, as amended by 1999 PA 123, being MCL 211.78(3), this board elected to have the State of Michigan act as Foreclosing Governmental Unit for the foreclosure of real property forfeited to the County Treasurer for unpaid delinquent taxes under Sec. 78g of the General Property Tax Act; and

WHEREAS, the General Property Tax Act has been further amended by the 2014 PA 132, being MCL 211.78(5), to permit the County Board of Commissioners, at an open meeting and with the concurrence of the County Treasurer and County Controller, to rescind its prior resolution by which it elected to have the State foreclose property forfeited to the County Treasurer under Sec. 78g of the General Property Tax Act, and elect to have the County act as Foreclosing Governmental Unit; and

WHEREAS, Dickinson County desires to rescind its prior resolution and elect to have the County act as Foreclosing Governmental Unit for property forfeited to the County Treasurer, and

WHEREAS, the Dickinson County Treasurer and the Dickinson County Controller concur with this Resolution as set forth in the Treasurer's and Controller's Concurrence, attached as Exhibits A and B and incorporated by reference; and

THEREFORE, BE IT RESOLVED that the Opt-Out Resolution is rescinded.

BE IT FURTHER RESOLVED that Dickinson County shall be the Foreclosing Governmental Unit for the foreclosure of real property forfeited to the County Treasurer under Sec. 78g of the General Property Tax Act, commencing with all property forfeited after February 1, 2016.

IT IS FURTHER RESOLVED that certified copies of this Resolution and the Treasurer's and Controller's Concurrence shall be transmitted to the Michigan Department of Treasury no later than November 30, 2015.

Commissioner _____ offered the foregoing Resolution, and moved its adoption. The motion was supported by Commissioner _____, and upon being put to a vote, the vote was as follows:

Commissioner Joe Stevens	_____
Commissioner Ann Martin	_____
Commissioner Barbara Kramer	_____
Commissioner Henry Wender	_____
Commissioner John Degenauer Jr.	_____

The Chairperson thereupon declared this Resolution approved and adopted by the Board of Commissioners of the County of Dickinson on the 23rd day of November, 2015.

Henry Wender, Chairperson
Dickinson Co. Board of Commissioners

Dolly Cook, Dickinson Co. Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a Resolution adopted by the Board of Commissioners of the County of Dickinson, Michigan at a regular meeting held November 23, 2015

Dolly Cook, Dickinson Co. Clerk

EXHIBIT A
CONCURRENCE OF COUNTY TREASURER

Lorna Carey, Dickinson County Treasurer, pursuant to 1893 PA 206, as amended by 2014 PA 132, being MCL 211.78(5), concurs with the Dickinson County Board of Commissioners' Resolution, by which the County Board rescinded the Opt-Out Status and elected to have the County be the Foreclosing Governmental Unit for the foreclosure of real property forfeited to the County Treasurer under Sec. 78g of the General Property Tax Act.

Dated: November 23, 2015

Lorna Carey
Dickinson Co. Treasurer

EXHIBIT B
CONCURRENCE OF COUNTY CONTROLLER/ADMINISTRATOR

Sonya Pugh, Dickinson County Controller, pursuant to 1893 PA 206, as amended by 2014 PA 132, being MCL 211.78(5), concurs with the Dickinson County Board of Commissioners' Resolution, by which the County Board rescinded the Opt-Out Status and elected to have the County be the Foreclosing Governmental Unit for the foreclosure of real property forfeited to the County Treasurer under Sec. 78g of the General Property Tax Act.

Dated: November 23, 2015

Sonya Pugh
Dickinson Co. Controller

Treasurer Carey explained the difference between the Foreclosure Process and the Land Bank. She explained the workload would not change in her office. She stated she is eliminating working with the State of Michigan. She explained she can have a show cause hearing where the taxpayer will meet face to face with her and prove to her they can pay in a short period of time, she can give them this option. She stated there was an excess of \$107,000 that the State kept with the last auction and that would stay here in the future. Commissioner Martin asked if there is a cost to the County and Treasurer Carey said no. She stated there were 1400 forfeitures and they have 13 months to pay and at that time there were about 20 parcels left that were foreclosed on and auctioned off. She stated there will be no general fund money spent on this program.

2. Motion by Commissioner Martin, supported by Commissioner Degenauer Jr., to approve Dickinson County Resolution 2015-19 in support of the 9-1-1 millage. All Ayes, Motion Carried.
County Clerk Dolly Cook stated this is a renewal.

DICKINSON COUNTY RESOLUTION
2015-19
November 23, 2015

RESOLUTION IN SUPPORT OF 9-1-1 Millage

WHEREAS, Enhanced 9-1-1 (E 9-1-1) is an integral and vital component of Dickinson County's emergency response and disaster preparedness system. This essential service is available 24/7/365 for calls and emergency text communications; and

WHEREAS, E 9-1-1 provides dispatch services for six law enforcement agencies, nine fire departments, four emergency medical services and two public works/road commissions and is the 9-1-1 backup for Iron County and the communications backup for Florence County; and

WHEREAS, E 9-1-1 requires highly trained personnel, as well as dependable and technologically up to date equipment, in order to deliver emergency assistance quickly and effectively; and

WHEREAS, due to action by the Michigan Public Service Commission in 2007, the 9-1-1 surcharge rebates provides less than 42% of the funds needed to operate E 9-1-1 in Dickinson County, and

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Dickinson County wishes to go on record as strongly supporting the millage request for the renewal of a levy of 0.4 mills for three years for the sole purpose of operating and equipping an Enhanced 9-1-1 system in Dickinson County, and

FURTHER, This Board and the Dickinson County Sheriff urge all municipal and township governments in Dickinson County to add their support to this Resolution.

Henry Wender, Chairman

Scott Celello, Sheriff

John Degenauer, Jr. Commissioner

Ann Martin, Commissioner

Barbara Kramer, Commissioner

Joe Stevens, Commissioner

7. **REPORTS OF STANDING COMMITTEES:**

A. **Finance Committee** – Finance Chairperson Martin

1. Motion by Commissioner Martin, supported by Commissioner Kramer to approve the request from the Prosecutor for mileage reimbursement for a one-day ethics conference in Gaylord, Michigan on Nov. 19th, at an approximate cost of \$200. Roll Call Vote: Commissioners:

Kramer Aye

Martin Aye

Stevens Aye

Wender Aye

Degenauer Jr., Aye

Motion Carried.

2. Motion by Commissioner Martin, supported by Commissioner Kramer, to approve the request from Probate and Family Court Judge Slagle for an adjustment to his department's travel line item. All Ayes, Motion Carried.

3. Motion by Commissioner Martin, supported by Commissioner Stevens to approve the November bills in the amount of \$185,632.40. Roll Call Vote: Commissioners:

Martin Aye

Stevens Aye

Wender Aye

Degenauer Jr., Aye

Kramer Aye

Motion Carried.

B. **A-95 Review** – Commissioner Kramer-None

C. **Crystal Lake Center/YMCA** – Commissioner Kramer

1. Motion by Commissioner Kramer to approve the recommendation of the Committee of the Whole to extend a signed extension, to be signed by both parties, to the end of December, at that point if there is no agreement reached, the entire building will be closed on January 1, 2016.
Motion died for lack of support.

D. **Six County Employment Alliance** – Commissioner Stevens-None

E. **Planning and Zoning Committee** – Commissioner Kramer-None

F. **DHS / Community Services Agencies** – Commissioner Kramer-None

- G. **Dickinson-Iron Health Department** – Commissioner Stevens-None
- H. **Northpointe** – Commissioner Martin-None
- I. **Pinecrest** – Commissioner Degenauer-None
- J. **Equalization Committee** – Commissioner Degenauer-None
- K. **Building & Supply/Real Estate-Remodeling** – Commissioner Degenauer
1. Presentation of scope of work for the clock tower structural repair.
 Gus Juntilla explained the work schedule for the clock tower. He stated the work should be done by January 31, 2016. Chairman Wender asked about other charges if they run into a problem. Mr. Juntilla stated he would get back to the Board about this.
 Commissioner Stevens asked what do we expect 15 to 30 years from now?
 Mr. Juntilla stated he did not foresee it being addressed again.
 He stated the architect will make inspections regularly. Mr. Juntilla stated the inspections will be done weekly.
 Chairman Wender asked if the Board can be assured that we will not receive more charges than the bid amount?
 Mr. Juntilla stated he will get back with the Board.
2. Motion by Commissioner Degenauer Jr., supported by Commissioner Kramer to approve the contract with FA Industrial for the clock tower structural repair and authorize the Chairman to sign the same and not to exceed \$124,000. Roll Call
 Vote: Commissioners
 Stevens Aye
 Wender Aye
 Degenauer Jr. Aye
 Kramer Aye
 Martin Aye Motion Carried.
- L. **Public Safety and Judiciary** – Commissioner Wender-None
 Chairman Wender asked the Sheriff to explain the deficiencies that Trane has found so far. Sheriff Celello stated they are working on the plumbing. He stated the showers were putting out 10 gallons per minute and now they are at 1 ½ gallons per minute, the toilets were at 6 gallons a minute and they are now at 1 1/2 gallons per minute. He stated there will be savings in the heating of the water. He is satisfied with their work so far.
- M. **Parks Committee** – Commissioner Stevens-None
- N. **Airport Committee** – Commissioner Wender-None
- O. **Fair Board** – Commissioner Degenauer-None
- P. **Library Board** – Commissioner Martin
1. Library Board meeting minutes of 11/10/2015
- Q. **Dickinson Partnership/Economic Dev.** – Commissioner Stevens-None
- R. **Employee Relations Committee** - Commissioner Degenauer
1. Motion by Commissioner Degenauer Jr., supported by Commissioner Kramer for discussion only on the request of District Court Judge Ninomiya to fill a full time department assistant position in the District Court Probation Office. All Ayes, Motion Carried.
2. Motion by Commissioner Martin supported by Commissioner Stevens to approve the request from District Court Judge Ninomiya to fill a full-time department assistant position in the District Court Probation office. Roll Call Vote:
 Commissioners:
 Degenauer Jr., Nay

Kramer Aye
Martin Aye
Stevens Aye
Wender Aye Motion Carried.

Judge Ninomiya submitted a letter which is on file in the County Clerk's Office. Sheriff Celello supported Judge Ninomiya.

Commissioner Degenauer Jr., stated the budget is not complete and all positions should be analyzed before the budget is complete.

- S. **Dickinson County Hospital Committee** – Commissioner Stevens-None
- T. **Dickinson County Road Commission** – Commissioner Wender-None
- U. **Construction Code Commission** – Commissioner Degenauer-None
- V. **Bay West Advisory Committee** - Commissioner Degenauer-None
8. Citizens' Time: (Limited to five minutes per person)
Chairman Wender opened the floor to Citizens' Time. Dale Alessandrini addressed the Board. He commended Lorna about the Foreclosures. There was no other participation.
9. **UNFINISHED BUSINESS & OLD BUSINESS:** Commissioner Martin
- A. Motion by Commissioner Martin, supported by Commissioner Kramer to approve the revised 2016 Budget Calendar. All Ayes, Motion Carried.
10. **PETITIONS AND NEW BUSINESS:** - Commissioner Martin
- A. Motion by Commissioner Martin, supported by Commissioner Stevens to approve the request from the County Clerk to advertise for an open committee position(s).
1. Library Board: 1 five year term to expire 12/31/2020.
Roll Call Vote: Commissioners:
Kramer Aye
Martin Aye
Stevens Aye
Wender Aye
Degenauer Jr, Aye Motion Carried
- B. Motion by Commissioner Martin supported by Commissioner Stevens to approve the placement of the Enhanced 9-1-1 millage of .4 mills for three years (2016-2018) on the March 8th, 2016 ballot, this is a renewal to approve the placement of the Dickinson County Operating Millage of .75 mills for five years (2016-2020) on the March 8th, 2016 ballot, to approve the request from the Dickinson-Iron District Board of Health to place their millage of .42 mills for 4 years (2017-2020) on the March 8th, 2016 ballot, this is a renewal, to approve the request from the Dickinson County Road Commission to place their millage of .5 mills for 5 years (2017-2021) on the March 8th, 2016 ballot this is a renewal. Degenauer Jr., Aye, Kramer, Aye, Martin Aye on all except the Health Department, Stevens Aye and Wender Aye, Motion Carried for all.
- C. Motion by Commissioner Martin, supported by Commissioner Stevens to approve an employee request to be reimbursed for a \$100 insurance deductible relative to vehicle damage on County property. Roll Call Vote: Commissioners:
Stevens Aye
Wender Aye
Degenauer Jr., Nay
Kramer Nay
Martin Nay Motion Failed.
11. Motion by Commissioner Martin supported by Commissioner Kramer to accept the Committee Reports and Correspondence and Place on File. All Ayes, Motion Carried.
12. Controller's Report.

Controller Pugh stated that Mike Miller from the Veteran's Office wants a letter stating that the office will be funded. She stated because the budget is not done yet, she cannot do that. He also wants to know what the Board intends to discuss at the meeting and I can't give him that ether, unless the Board knows what they are going to say. Chairman Wender stated to send him a letter stating that.

13. Commissioners' Personal Privilege.

Representative Ed McBroom addressed the Board. He attended the Northpointe meeting and he appreciates their work and mental health in Michigan needs work. He stated legislation is going through about the Meth problems and being close to the schools. He stated the March election has been fixed thanks to County Clerk Dolly Cook and it is a permanent fix. He stated there is strong opposition in Lansing to the Dark Store issues. He stated the small businesses should help. He stated the Roads funding package was a compromise and it is a major package. He stated it takes 600 million from the general fund and 600 million from the people at the pumps and registration fees.

Commissioner Stevens stated he hoped the MAC Board will pick up mental illness and energy.

Commissioner Degenauer Jr., stated we have a sever substance abuse problem and we should work for prevention.

Chairman Wender thanked Representative McBroom.

Commissioner Martin explained we no longer have a lease with the YMCA. She stated they would not sign the holdover lease or the triple net lease they wanted. She stated the five years past lease cost the county and taxpayers \$900,000. We have paid our attorney \$2,800.00.

She stated the people that spoke here should go to the YMCA Board and tell them it's time to get a lease in place.

Commissioner Stevens stated no one wants more taxes but asked everyone to do their due diligence before they vote. He thanked Sonya for the Courthouse employees not taking CMI and saving money with Blue Cross Blue Shield. He thanked Sonya.

Commissioner Kramer stated the taxpayers should go to the YMCA Board and ask them why they have not been negotiating in good faith. She stated it will take four months to evict and she is hoping that will not happen. She stated 90% of our taxpayers do not use the YMCA. She stated we are not the bad guys.

Commissioner Degenauer Jr., stated he voted no on the replacement people and we are laying people off. He stated this should be discussed prior to that meeting and everyone is important.

Chairman Wender read an e-mail from their attorney that said they will give us a detailed response after their meeting on December 2, 2015.

Katie Maxon stated they were surprised with the County Boards suggestion to take the utilities.

She stated the last meeting they did not have a quorum. She stated they will not leave till they have a decision.

Motion by Commissioner Stevens, supported by Commissioner Degenauer Jr., to meet with the YMCA after December 2, 2015. All Ayes, Motion Carried,

14. Motion by Commissioner Kramer supported by Commissioner Stevens to adjourn, Subject to Call of the Chairman at 7:45 P.M. All Ayes, Motion Carried

Henry Wender, Chairman

Doll L Cook, County Clerk