

**DICKINSON COUNTY BOARD OF COMMISSIONERS**  
**REGULAR BOARD MEETING**  
**Monday, April 9, 2018 - 6:00 p.m.**  
**Courthouse - Circuit Courtroom**

1. The meeting was called to Order by Chairman Wender at 6:00 P.M.
2. Pledge of Allegiance to the Flag of the United States of America was said by all.
3. Roll Call was taken by County Clerk Dolly Cook and a quorum was present.  
Present: Chairman Henry Wender, Vice Chairman Joe Stevens and Commissioners Barb Kramer, Ann Martin and John Degenaer. (5)  
Absent: None  
Also Present: County Clerk Dolly Cook, Prosecutor Lisa Richards, Sheriff Scott Rutter and Controller Brian Bousley
4. Motion by Commissioner Martin, seconded by Commissioner Degenaer Jr., to accept the agenda with the following additions:
  - 6.. Communications and Legislation:  
B./ Resolutions and Legislation:  
2. Resolution 2018-7, APPROVAL OF BOND RE-ISSUE
  7. Reports of Standing Committees:  
H. Pinecrest  
1. Discussion only of operational millage.  
All Ayes, Motion Carried.
5. Motion by Commissioner Kramer, seconded by Commissioner Stevens to approve the following meeting minutes as written: Regular – March 26<sup>th</sup> 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 and there was no participation.
  - B. Resolutions and Legislation – Commissioner Martin
    1. Motion by Commissioner Martin, seconded by Commissioner Stevens to approve resolution 2018-6 supporting Michigan Indigent Defense Act and Its Existing Local Cost Share.  
All Ayes, Motion Carried.

**DICKINSON COUNTY RESOLUTION NO. 2018-6**  
**SUPPORTING MICHIGAN INDIGENT DEFENSE ACT AND**  
**ITS EXISTING LOCAL COST SHARE**

WHEREAS, the Dickinson County Board of Commissioners supports the Michigan Indigent Defense Act and its efforts to insist upon fair and equal justice for low-income and indigent defendants; and recognizes the need for indigent defense options within the State of Michigan; and

WHEREAS, Dickinson County believes that individuals should not be denied equal access to justice based on financial ability and the State of Michigan (State) has failed to provide competent representation to indigent defendants, thus failing to meet the state and federal constitutional obligation of a right to an attorney to all individuals; and

WHEREAS, it is also recognized that while equal access to justice is a fundamental constitutional right, the expenses related to providing these vital services must not be unfairly shifted to county and local governments; and

WHEREAS, through the enactment of PA 93 of 2013, the Michigan Indigent Defense Act, local systems responsibility for the cost are equal to the system's average annual expenditure in the three fiscal years immediately preceding the creation of the Michigan Indigent Defense Commission (MIDC), less the money received from partially indigent reimbursements with the remaining costs to meet the MIDC-created standards being paid by the State; and

WHEREAS, submitted plans for compliance by the counties were significantly higher in cost than

the State expected; the State is now trying to back out of its statutory obligation; and

WHEREAS, Governor Snyder's Fiscal 2019 budget includes provisions for indigent defense that would increase the budget on the counties and does not uphold the state's responsibilities in funding provisions; so

THEREFORE, BE IT RESOLVED,

That the County of Dickinson is opposed to the Governor's proposed adjustments to the Indigent Defense Program and Local Cost Sharing within his fiscal year 2019 budget plan and urges lawmakers to properly fund state standards from state resources, as per PA 93 of 2013.

\_\_\_\_\_  
Henry Wender – Dickinson Co. Chair

\_\_\_\_\_  
Dolly Cook – Dickinson Co. Clerk

\_\_\_\_\_  
Date

2. Motion by Commissioner Martin, seconded Stevens to approve Resolution 2018-7, APPROVAL OF BOND RE-ISSUE. All Ayes, Motion Carried.

**DICKINSON COUNTY RESOLUTION NO. 2018-7  
BOND RE-ISSUANCE**

APPROVAL BY THE BOARD OF COMMISSIONERS OF DICKINSON COUNTY, MICHIGAN  
April 9, 2018

WHEREAS, under Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), an elected representative of Dickinson County, Michigan (the "County") must approve certain revenue bonds to be issued by The Economic Development Corporation of Dickinson County (the "Issuer") in an aggregate principal amount not to exceed \$53,500,000 (the "Bonds"), the proceeds of which will be loaned to International Paper Company, a New York corporation (the "Borrower"); and

WHEREAS, the proceeds of the Bonds will be used by the Borrower to refinance the costs of certain sewage and/or solid waste disposal facilities (the "Project") at that certain pulp and paper manufacturing mill (the "Mill") located in the County, by refunding the issuer's Environmental Improvement Revenue Refunding Bond (International Paper Company Project), Series 2013A, currently outstanding in the aggregate principal amount of \$53,500,000 (the "Prior Bonds"); and

WHEREAS, the County must approve the issuance of the Bonds because it is the governmental unit on behalf of which the Bonds are to be issued by the Issuer and because it is the governmental unit having jurisdiction over the area in which the Project is located; and

WHEREAS, such elected representative is required to approve the Bonds following a public hearing held in a location which, under the facts and circumstances, is convenient for residents of the County and for which there was reasonable public notice; and

WHEREAS, the Board of Commissioners of the County (the "Board") is an applicable elected representative of the County because the Board is popularly elected at-large by the voters of the County; and

WHEREAS, on April 5, 2018, at 5:00 p.m. local time in the Sheriff's Conference Room at the Dickinson County Correctional Center located at 300 East D Street, Iron Mountain, Michigan 49801, the Issuer conducted a public hearing on the Bonds and the location and nature of the facilities to be refinanced with the proceeds of the Bonds, notice of which was published in The Daily News on March 22, 2018.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF DICKINSON COUNTY, MICHIGAN, ACTS AS FOLLOWS.

1. The Board hereby approves the issuance of the Bonds:
- (a) the proceeds of which will refinance the Project by refunding the Issuer's Prior Bonds; and
  - (b) the maximum principal amount of which will not exceed \$53,500,000.

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2. The current owner and operator of the Project is Verso Corporation, and the Project is located at W6791 U.S. Highway 2, Quinnesec, Michigan 49876.

This approval is solely for the purpose of complying with, and is to be construed in accordance with, the provisions of Section 147(f) of the Code, and such approval does not constitute an endorsement to a prospective purchaser of the Bonds or the creditworthiness of the Borrower or the Project, and the Bonds shall not constitute an indebtedness or obligation of the State of Michigan, or of any county, municipal corporation or political subdivision thereof, but the Bonds shall be payable solely from the revenues derived from the Borrower and pledged to the payment thereof and no owner of any of the Bonds shall ever have the right to compel any exercise of the taxing power of said State or any county, municipal

corporation or political subdivision thereof, nor to enforce the payment thereof against any property of said State or of any such county, municipal corporation or political subdivision.

Approved as of the date first written above.

BOARD OF COMMISSIONERS OF DICKINSON COUNTY

By:

Henry Wender Chairperson

Dolly Cook County Clerk

7. **REPORTS OF STANDING COMMITTEES:**

A. **Finance Committee** – Finance Chairperson Martin-None

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

C. **Upward Talent Council** – Commissioner Stevens-None

D. **Planning and Zoning Committee** – Commissioner Kramer

1. Planning Commission meeting minutes of February 22<sup>nd</sup>.

2. Motion by Commissioner Kramer, seconded by Commissioner Stevens to approve the final version of the County Master Plan Survey. All Ayes, Motion Carried.

Commissioner Martin suggested some changes in questions 12 and 13.

E. **DHHS / DICSA** – Commissioner Kramer

1. DICSA meeting minutes of February 26<sup>th</sup>.

F. **Dickinson-Iron Health Department** – Commissioner Stevens

1. Dickinson-Iron Health Department meeting minutes of February 28<sup>th</sup>.

G. **Northpointe** – Commissioner Martin

1. Northpointe meeting minutes of March 8<sup>th</sup>.

H. **Pinecrest** – Commissioner Degenaer-None

1. Discuss only of operational millage.

Commissioner Degenaer Jr., explained the millage request. He asked the Board to take it home and study it. All three counties would have to approve it. He just received the information.

Commissioner Stevens asked if they ever considered selling it?

Commissioner Degenaer Jr., stated they have not.

I. **Equalization Committee** – Commissioner Degenaer-None

J. **Building & Supply/Real Estate-Remodeling** – Commissioner Degenaer-None

K. **Public Safety and Judiciary** – Commissioner Wender

1. Motion by Commissioner Degenaer Jr., seconded by Commissioner Kramer to approve the purchase of CORE Software by the Sheriff's Department in the amount of \$7,900.00

Roll Call Vote: Commissioners:

Degenaer Jr., Aye

Kramer Aye

Martin Aye

Stevens Aye

Wender Aye Motion Carried.

Sheriff Rutter stated the current system is 20 years old. He explained all that it does. He stated they will no longer support the software. He stated the training will be by webinar.

2. Motion by Commissioner Kramer seconded by Commissioner Degenaer Jr., to approve the Sheriff's Department to prepare and submit a request for a proposal for medical dispatch software for the 911 Dispatch Center. All Ayes, Motion Carried.

Sheriff Rutter stated the medical dispatch software is at its end of life. He stated this new software is real time and much easier to follow. He stated there is a \$10,000 grant available. Wender asked if this was in the budget? Controller Bousley stated it was. Commissioner

Martin asked the Sheriff if people can be alerted about a legitimate growing system in their neighborhood? Sheriff Rutter stated, not at this time.  
Sheriff Rutter acknowledged his Dispatch Center and thanked them for a job well done!

3. Sheriff's office monthly report of March 2018.

L. **Parks Committee** – Commissioner Stevens

1. Motion by Commissioner Stevens, seconded by Commissioner Kramer to approve the request by Northern Lights YMCA to host a Triathlon at Lake Antoine Park on June 29<sup>th</sup> and June 30<sup>th</sup>. All Ayes, Motion Carried.

2. Lake Antoine Association President, Dr. Bob Baker – information regarding the treatment of Eurasian Watermilfoil in Lake Antoine.  
Dr. Bob Baker addressed the milfoil at Lake Antoine. He handed out a printout which is on file in the County Clerk's Office. He thanked the Board and explained the process at Lake Antoine and asked for \$500 to help defray costs. He stated they are treating 4 acres instead of 50 this year. He stated applying the herbicide is quite the process. He stated they need approval to treat the milfoil by the boat launch.  
Commissioner Kramer asked Dr. Baker to contact the Lake Antoine Partners.

3. Motion by Commissioner Stevens seconded by Commissioner Martin to approve the request by the Lake Antoine Association to administer treatment for invasive aquatic vegetation in the areas of Lake Antoine owned by Dickinson County. All Ayes, Motion Carried.

4. Motion by Commissioner Stevens seconded by Commissioner Kramer to approve resolution 2018-5 Michigan Department of Natural Resources Recreational Passport Grant for the Rehabilitation of the Lake Antoine Park Boat Ramp. All Ayes, Motion Carried.

**Resolution 2018-5**

**Michigan Department of Natural Resources Recreational Passport Grant for the Rehabilitation of the Lake Antoine Park Boat Ramp**

“RESOLVED, that Dickinson County, Michigan, does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources, and that the Dickinson County Board of Commissioners do hereby specifically agree, but by way of limitation as follows:

1. To appropriate all funds necessary to complete the project during the project period and to provide eight thousand dollars (\$8,000) to match the grant authorized by the Michigan Department of Natural Resources.
2. To maintain satisfactory financial accounts, documents, and records to make them available to the Michigan Department of Natural Resources for auditing at reasonable times.
3. To construct the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreement.
4. To regulate the use of the facility constructed and reserved under this Agreement to assure the use thereof by the public on equal and reasonable terms.
5. To comply with any and all terms of said Agreement including all terms not specifically set for in the foregoing portions of this Resolution.”

I, Dolly Cook, Clerk of Dickinson County, Michigan, do hereby certify that the above is a true and correct copy of the Resolution relative to the Agreement with the Michigan Department of Natural Resources, which Resolution was adopted by the Dickinson County Board of Commissioners.

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Board Chairman – Henry Wender

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County Clerk – Dolly Cook

5. Motion by Commissioner Stevens seconded by Commissioner Kramer to approve Robert Varda as Lake Antoine Camp Host for the 2018 Camping Season. All Ayes, Motion Carried.

6. Motion by Commissioner Stevens seconded by Commissioner Degenauer Jr. to approve Duane Lundamo as Lake Antoine Camp Host for the 2018 Camping Season. All Ayes, Motion Carried.

7. Motion by Commissioner Stevens seconded by Commissioner Martin to approve John

Sacchetti to operate the Lake Antoine Concession Stand All Ayes, Motion Carried.

- M. **Airport Committee** – Commissioner Wender-None  
Chairman Wender asked if the time line for closure of the runway is the same with the bad weather? Controller Bousley stated they are still the same.
  - N. **Fair Board** – Commissioner Degenauer-None  
Commissioner Degenauer Jr., stated they applied for a grant for \$20,000 for the bathrooms in the grandstands. He stated they are almost done with hanging the drywall in the building at the fair.  
Motion by Stevens, supported by Kramer to allow the Fair Board to start a 501C3 which is Friends of the Fair as long as it meets all legal requirements. All Ayes, Motion Carried.
  - O. **Library Board** – Commissioner Martin-None  
Commissioner Martin stated the remodeling of the reading room at the Library will begin soon. County Clerk asked Commissioner Martin to make sure the Library certifies the language to the County for approval at the next meeting.
  - P. **Employee Relations** - Commissioner Degenauer-None
  - Q. **Dickinson County Hospital Committee** – Commissioner Stevens-None  
Commissioner Stevens stated the Hospital spent \$232,000,000 in Dickinson County last year.
  - 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-None
8. Citizens' Time: (Limited to five minutes per person)  
Chairman Wender opened the floor to Citizen's Time. Gerald McCole, Channing, addressed the Board. He read a statement that is on file in the County Clerk's Office. He brought up his concerns about vehicle purchases and car usage from Town and Country. Dale Alessandrini, Iron Mountain, addressed the Board. He commended Commissioner Degenauer Jr., and the Fair Board on the work they have done at the Fair Grounds. He stated it looks really nice. He stated the County should give Lake Antoine \$3,500 for milfoil, that is what the City gave them.
9. **UNFINISHED BUSINESS & OLD BUSINESS:** Commissioner Martin-None
10. **PETITIONS AND NEW BUSINESS:** - Commissioner Martin
- 1. Motion by Commissioner Martin seconded by Commissioner Kramer to approve the request from the Prosecuting Attorney to send the Legal Secretary to a Prosecutor's Staff Development Conference in lower Michigan. Roll Call Vote: Commissioners:  
Kramer                    Aye  
Martin                    Aye  
Stevens                   Aye  
Wender                   Aye  
Degenauer Jr.,           Aye                    Motion Carried.
11. Motion by Commissioner Martin seconded 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 Trane has approached us with a service contract and we did pay them the remaining \$44,500. Airport Manager Tim stated they did receive correspondence about a grant to expand the parking lot at the airport. He will be holding a monthly budget meeting with Tim this week. He stated there were 1368 enplanements for January, 1397 for February and 1547 for March, total for the quarter was 4312.  
He stated the recreational passport grant was submitted April 1<sup>st</sup>. He stated right now our boat ramp is in dire straits due to the ice shoves over the winter. He stated the concrete pads are raised out of the ground and the base pad has rolled up on the beach.  
Our complaint for the opioid litigation has been filed in federal court. We should hear from the lawyers in 2 weeks about figuring our damages.

He stated the auditors will be here for the next three weeks. He stated we will have the auditors complete the F-65, the state financial reporting.

He stated we will be holding a Security meeting next week. The Sheriff has submitted a grant for a Metal Detector. He stated we sent two employees' to the airport for bomb detection training.

He stated the conference for UPACC will be May 10 and 11.

13. Commissioners' Personal Privilege.

Commissioner Stevens stated today is POW and MIA Day. Please say a prayer for all those who suffered.

A moment of silence was observed by all.

He stated Pinecrest has \$5,000,000 in the bank.

Motion by Commissioner Stevens, supported by Commissioner Kramer to give \$1,000 for milfoil at Lake Antoine and it is to come out of the parks fund.

Commissioner Stevens rescinded his motion and Commissioner Kramer rescinded her support,

Motion by Commissioner Stevens, seconded by Commissioner Kramer to wait until the first meeting in May to discuss this. All Ayes, Motion Carried

14. Motion by Commissioner Kramer seconded by Commissioner Stevens to adjourn, Subject to the Call of Chairman at 6:53 P.M.

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Henry Wender, Chairman

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Dolly L. Cook, County Clerk