

DICKINSON COUNTY BOARD OF COMMISSIONERS
REGULAR BOARD MEETING
Monday, October 26, 2020 - 6:00 p.m.
Courthouse - Circuit Courtroom

1. The meeting was called to order by Chairman Wender at 6:00 PM.
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 and a quorum was present.
Present: Chairman Henry Wender, Vice Chairman Barb Kramer and Commissioners John Degenauer (by zoom), Joe Stevens and Kevin Pirlot. (5)
Absent: None
Also, Present: Deputy Clerk Dan Miller, Controller Brian Bousley, Prosecutor Lisa Richards, Sheriff Scott Rutter, Equalization Director Matt Baumgartner and Emergency Preparedness Director Pete Schlitt.
4. Motion by Commissioner Pirlot seconded by Commissioner Degenauer to accept the agenda with the following additions:
 - 9.A. Approve/Deny Resolution 2020-22 Resolution to Ratify and Confirm Actions Approved by the Board of Commissioners during remote meetings.
 - 9.B. Approve/Deny Resolution 2020-23 Declaration of "Local State of Emergency."
 - 9.C. Approve/Deny moving future meetings of the Dickinson County Board of Commissioners to virtual format until further notice.
 - 9.d. Approve/Deny District Court Judge Julie LaCost to hire for the position of District Court-Court Reporter due to a recent vacancy of the position. This is a full-time position.All Ayes, Motion Carried.
5. Motion by Commissioner Kramer seconded by Commissioner Stevens to approve the following meeting minutes:
 - Special – October 8th
 - Regular – October 12th
 - Finance – October 15th All Ayes, Motion Carried.The changes to the Oct 12 minutes Commissioner Kramer mentioned were already amended prior to the meeting.
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 Stevens-None
7. **REPORTS OF STANDING COMMITTEES:**
 - A. **Finance Committee** – Finance Chairperson Kramer
 1. Motion by Commissioner Kramer seconded by Commissioner Pirlot to approve the monthly bills from the October 15th finance meeting in the amount of \$2,775,260.96.
Roll Call Vote: Commissioners:
Wender Aye
Stevens Aye
Pirlot Aye
Kramer Aye
Degenauer Aye Motion Carried.
 - 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 / DICSА** – Commissioner Kramer
 1. Motion by Commissioner Kramer seconded by Commissioner Pirlot to approve the fourth quarter payment request by DICSА in the amount of \$60,317.00. Roll Call Vote:
Commissioners:
Stevens Aye

Pirlot Aye
Kramer Aye
Degenaer Aye
Wender Aye Motion Carried.

Commissioner Pirlot asked if DISCA was coming back to the Senior Center and stated he would never support any money for a kitchen to be built elsewhere.

2. DICSA meeting minutes of September 10th.
3. DHHS meeting minutes of August 27th.

F. **Dickinson-Iron Health Department** – Commissioner Stevens-None

G. **Northpointe** – Commissioner Pirlot-None

H. **Pinecrest** – Commissioner Degenaer-None
Commissioner Degenaer stated 2 workers tested positive for COVID but not any residents.

I. **Equalization Committee** – Commissioner Degenaer

1. Equalization Director presented the 2020 Apportionment Report.
Motion by Commissioner Stevens seconded by Commissioner Pirlot to accept the 2020 apportionment report. All Ayes, Motion Carried.
Matt explained the apportionment report and explained how it would impact the County. The report is on file in the County Clerk's Office.

2. Motion by Commissioner Degenaer seconded by Commissioner Stevens to approve Patti Roell as the Dickinson County designated assessor. All Ayes, Motion Carried.

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

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

1. Motion by Commissioner Pirlot seconded by Commissioner Kramer to approve the purchase of a 2002 International to be utilized by the Dickinson County Sheriff's Department as an incident command vehicle. The purchase price of the vehicle is \$27,500 to be purchased from Rockingham Carriage Service, Inc. Roll Call Vote:
Commissioners:
Pirlot Aye
Kramer Aye
Degenaer Aye
Wender Aye
Stevens Aye Motion Carried.

L. **Parks Committee** – Commissioner Stevens-None

M. **Airport Committee** – Commissioner Wender-None

N. **Fair Board** – Commissioner Degenaer-None

O. **Library Board** – Commissioner Pirlot

1. Update from the representatives of the Library Board the Library requested the full 9 mills because of the decrease in fines.

P. **Employee Relations** - Commissioner Degenaer

1. Motion by Commissioner Degenaer seconded by Commissioner Pirlot to approve the payment of hazardous premiums to the Dickinson County first responders (employees of Dickinson County as defined by the First Responder Hazard Pay Premiums Program Reimbursement Grant). This would include Sheriff Department personnel and qualifying Airport personnel. All Ayes, Motion Carried.

Q. **Dickinson County Hospital Committee** – Commissioner Stevens-None

R. **Dickinson County Road Commission** – Commissioner Wender

1. DCRC meeting minutes of September 8th.

S. **Construction Code Commission** – Commissioner Degenaer-None

T. **Bay West Advisory Committee** - Commissioner Degenaer-None

U. **Veterans' Affairs Committee** – Commissioner Stevens-None

8. **UNFINISHED BUSINESS & OLD BUSINESS:** Commissioner Stevens-None

9. **PETITIONS AND NEW BUSINESS:** - Commissioner Stevens

A. Motion by Commissioner Stevens seconded by Commissioner Pirlot to approve Resolution 2020-22- Resolution to Ratify and Confirm Actions Approved by the Board of Commissioners during Remote Meetings. All Ayes, Motion Carried.

**RESOLUTION 2020-22
RESOLUTION TO RATIFY AND CONFIRM ACTIONS APPROVED BY
THE BOARD OF COMMISSIONERS DURING REMOTE MEETINGS**

WHEREAS, in response to the COVID-19 pandemic, the Governor declared a State of Emergency by Executive Order 2020-4 on March 10, 2020 and extended the State of Emergency by subsequent Executive Orders; and

WHEREAS, in conjunction with the State of Emergency, on March 18, 2020 the Governor issued Executive Order 2020-15 which authorized remote participation in public meetings and specifically allowed public bodies to hold meetings electronically, either by telephonic or video conferencing; and

WHEREAS subsequent Executive Orders extended the authorization to hold remote meetings and ultimately, on July 17, 2020, through Executive Order 2020-154, extended the authority to hold remote meetings through the remainder of the State of Emergency; and

WHEREAS, in reliance on the Executive Orders authorizing remote meetings, the Dickinson County Board of Commissioners, has conducted the following meetings electronically: March 13th, 16th and 27th; May 11th, 21st and 26th and June 8th 2020.

WHEREAS, on October 2, the Michigan Supreme Court issued an opinion in which a majority of the Justices agreed that Executive Orders issued after April 30, 2020 are invalid as the law under which they were issued allowed an unconstitutional delegation of authority to the Governor; and

WHEREAS, in response to the October 2, 2020 Michigan Supreme Court Opinion, 2020 Public Act 228 was adopted by the state legislature and signed by the Governor. This Act is effective immediately and retroactively, and modifies the Open Meetings Act authorizing remote meetings through the December 31, 2020 for any circumstance and through December 31, 2021 for certain qualifying reasons.

THEREFORE, BE IT RESOLVED that in light of the October 2, 2020 Michigan Supreme Court Opinion and 2020 Public Act 228 amending the Open Meetings Act, the Dickinson County Board of Commissioners affirms and ratifies all actions approved by the Dickinson County Board of Commissioners at the following meetings: March 13th, 16th and 27th; May 11th, 21st and 26th and June 8th 2020.

Henry Wender, Chairperson

October 26, 2020
Date

B. Motion by Commissioner Stevens seconded by Commissioner Kramer to approve Resolution 2020-23-Declaration of "Local State of Emergency." All Ayes, Motion Carried.

**Resolution 2020-23
DICKINSON COUNTY, MICHIGAN
DECLARATION OF A
"LOCAL STATE OF EMERGENCY"**

To: Commanding Officer – Emergency Management and Homeland Security Division, Michigan State Police; District (8) Emergency Management and Homeland Security Division Coordinator

On (October 26, 2020 and continuing) the (County of Dickinson, Michigan) because of (Corona Virus, COVID-19, The State of Emergency declared by the Governor of the State of Michigan and a National State of Emergency declared by the President of the United States), as a result of this situation, the following conditions exist:

(Dickinson County, including all cities and townships within this county, are experiencing high number of COVID-19 cases. The high number of COVID-19 case may result in limited access to first responder health and safety resources.

Additionally, there may be an impact on the elderly and students who are provided meals and others services. The uptick in COVID-19 case could place a hardship on those providers to get services to their clients and students.

Also, because of the monitoring requirements that is placed on the local health department personnel, additional staff may be needed if the current status of health concerns deteriorates. Dickinson County has limited resources to combat and respond to the COVID-19 Pandemic.

Therefore, as (Chairperson, of the Board of Commissioners) of (Dickinson County), in accordance with Section 10 of 1976 PA 390, as amended, I hereby declare that a "state of emergency" exists within our jurisdiction, that the response and recovery elements of our emergency operations plan have been activated, and that local resources are being utilized to the fullest possible extent.

Authorized by:

Henry Wender, Chairperson

October 26, 2020

Date:

C. Motion by Commissioner Stevens seconded by Commissioner Degenauer to approve moving future meetings of the Dickinson County Board of Commissioners to a virtual format until further notice. Roll Call Vote: Commissioners:

Kramer	Aye	
Degenauer	Aye	
Wender		Nay
Stevens	Aye	
Pirlot	Aye	Motion Carried.

D. Motion by Commissioner Stevens seconded by Commissioner Kramer to approve District Court Judge Julie LaCost request to hire for the position of District Court - Court Reporter due to a recent vacancy of the position. This is a full-time position. All Ayes, Motion Carried.

10. Motion by Commissioner Kramer seconded by Commissioner Pirlot to accept the Committee Reports and Correspondence and place on file. All Ayes, Motion Carried.
11. Controller's Report.
The Boat launch is complete. The paving at the park is to be done this week. The paving for the upper parking lot is complete. The forester came to the park to evaluate the trees. The purchase agreement for the Iron Mountain Senior Center is being drawn up.
12. Citizen's Time (Limited to five minutes per person)
Chairman Wender opened the floor to Citizen's Time and there was no participation.
13. Commissioners' Personal Privilege.
Commissioner Stevens gave a shout out to the Health Dept. about the great job they are doing and he made a request for Judge LaCost to give a report on the Drug Court.
Commissioner Wender wants to get moving on the Senior Center deal. We will have to put the brakes on the Park in the future. Budget meeting tomorrow at 2:00 PM.
14. Motion by Commissioner Kramer seconded by Commissioner Pirlot to adjourn, Subject to the Call of the Chairman at 6:50 PM.

Henry Wender, Chairman

Dolly L. Cook, County Clerk