

Approved 6-6-23

DELTA COUNTY BOARD OF COMMISSIONERS MEETING
May 16, 2023

Escanaba, Michigan

A Regular meeting of the Delta County Board of Commissioners was held this date, pursuant to the following call:

May 11, 2023

The Honorable Members of the Delta
County Board of Commissioners

Dear Commissioners:

A Regular Meeting of the Delta County Board of Commissioners is scheduled for Tuesday May 16, 2023, at 5:15 p.m. in the Boardroom of the Delta County Service Center.

Sincerely yours,
Nancy J. Przewrocki
Delta County Clerk

ROLL CALL

PRESENT: Commissioners Malnar, Viau, Barron, Moyle, and Petersen.

ABSENT: None.

The meeting was called to order at 5:15 p.m. in the Boardroom of the Delta County Service Center by Delta County Clerk, Nancy Przewrocki.

IV. SPECIAL ORDERS OF BUSINESS

V. APPROVAL OF MINUTES OF PREVIOUS MEETING

Moved by Commissioner Petersen and seconded by Commissioner Viau to approve the minutes of the May 2, 2023 meeting, the Committee of the Whole meeting of May 3, 2023 and the May 9, 2023 Special Meeting. MOTION CARRIED.

VI. APPROVAL OF AGENDA

Moved by Commissioner Barron and seconded by Commissioner Malnar to approve the agenda, as amended, adding under Committee Reports 1.5 Personnel Committee minutes of 5-15-23, and under New Business items 13. MDNRTF Grants a. Rapid River Falls ORV/ATV Campground Extension, b. Fairgrounds - Upgrades to the Campground Extension, c. Fairgrounds - Upgrades to the Campground Development Project Agreement, 14. Cooperative Law Enforcement Agreement - Forest Service, 15. Resignation of H. Edington, Request to Fill

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Dispatcher Position, 16. FY24 MVAA Grant Application, 17. J. Gibbs Transfer Corrections to Road Patrol, Request to Fill Corrections Position, 18. Request to Transfer N. Seymour to Road Patrol Position Effective May 14, 2023, Request to Fill Corrections Position, 19. Blight Elimination Grant - Old Jail Site. MOTION CARRIED.

VII. PRESENTATION OF WRITTEN COMMUNICATIONS

- A. COMMUNICATIONS RECEIVED: No communications were received.
- B. COMMUNICATIONS FORWARDED: No Communications were forwarded.

VIII. REPORTS OF STANDING AND STATUTORY COMMITTEES

VIII. REPORTS OF SPECIAL COMMITTEES AND OTHERS
None.

IX. PUBLIC COMMENT ON AGENDA ITEMS

Pete DeHaan, Cornell Township, addressed the Board with his concerns regarding municipal attorney contract, rules of procedure and purchasing policy.

Ed Fleury, Cornell Township Trustee, addressed the Board with his concerns regarding annexation.

Sharon Anderson, Escanaba Township, addressed the Board with her concern regarding annexation.

Lawrence Klope, Escanaba Township, addressed the Board with his concerns regarding annexation.

Judy LaCosse, City of Escanaba, addressed the Board with her concerns regarding annexation.

Pat Connor, City of Escanaba, addressed the Board with his concerns regarding annexation, recusing a commissioner and the Planning Commission.

Susan Carlson, Wells Township, addressed the Board with her concerns regarding annexation, attorney's opinion on petition, Jr. Administrator.

Kylie Kalishek, addressed the Board with her concerns regarding annexation.

Paul Neumeier, Escanaba Township, addressed the Board with his concerns regarding annexation.

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Christine Williams, Ford River Township, addressed the Board with her concern regarding Administration fees the Conservation District charged the County, obligated under contract to provide office space.

X. COMMITTEE REPORTS:

1. Administrator's Report.

Moved by Commissioner Barron and seconded by Commissioner Petersen to receive the Administrator's Report and place on file. MOTION CARRIED.

1.5. Personnel Committee minutes of 5-15-23.

Moved by Commissioner Malnar and seconded by Commissioner Viau to receive the Personnel minutes of 5-15-23 and place on file. MOTION CARRIED.

2. Department Updates.

- a. Airport:
- b. Building and Maintenance:
- c. Building and Zoning/Equalization:
- d. Courts/Clerk & Register of Deeds/Prosecutor:
- e. Emergency Management:
- f. Parks and Recreation:
- g. Sheriff's Department:
- h. Treasurer's Office:
- i. Veteran's Service Office:

XI. GENERAL ORDERS OF BUSINESS

A. UNFINISHED BUSINESS

B. NEW BUSINESS

1. Payment of Bills.

Moved by Commissioner Barron and seconded by Commissioner Petersen to pay bills in the amount of \$ 858,367.95 and Commissioners expenses of \$ 1098.12.

ROLL CALL	MALNAR	YES
	VIAU	YES
	BARRON	YES
	PETERSEN	YES
	MOYLE	YES

MOTION CARRIED.

2. Airport Grant Contract and Authorization - Seal Cracking/Pavement.

Moved by Commissioner Petersen and seconded by Commissioner Malnar to approve the Airport Grant Contract of \$329,616 with a match of \$8,241 and authorize the Chair to sign. MOTION CARRIED.

3. Airport Bid Tabulation and Recommendation - Seal Cracking/Pavement.

Moved by Commissioner Petersen and seconded by Commissioner Malnar to award the Seal Cracking/Pavement project bid to Fahrner. MOTION CARRIED.

4. Zoning Case No 1-23-PC - Correction on Ord. No.2023-1.

Case 1-23-PC, Days River Development, LLC., Brampton Township. Moved by Commissioner Malnar and seconded by Commissioner Petersen to approve the request to rezone from Rural Residential to Residential 1, as corrected.

ROLL CALL	MALNAR	YES
	VIAU	YES
	BARRON	YES
	PETERSEN	YES
	MOYLE	YES

MOTION CARRIED.

5. Zoning Case No 2-23-PC - Correction to Ord. No. 2023-2.

Case 2-23-PC, Jeff Pascoe, Wells Township. Moved by Commissioner Petersen and seconded by Commissioner Viau to approve the request to rezone from Residential 2 to Commercial 3, as corrected.

ROLL CALL	MALNAR	YES
	VIAU	YES
	BARRON	YES
	PETERSEN	YES
	MOYLE	YES

MOTION CARRIED.

6. Letter of Agreement - District Court.

Moved by Commissioner Viau and seconded by Commissioner Malnar to approve the part time position of Client Services/Support Clerk to be a non-union position, as presented. MOTION CARRIED.

7. Trane - Connected Mechanical Proposal.

Moved by Commissioner Barron and seconded by Commissioner Petersen to table for more information. MOTION CARRIED.

8. Claimed Realignment of Position - Chief Deputy County Clerk (Special Conference).

Moved by Commissioner Malnar and seconded by Commissioner Viau to approve the Realignment of the Chief Deputy County Clerk from a Grade 12 to Grade 13 due to the Clean Slate Law, as requested. MOTION CARRIED.

9. Municipal Attorney Contract.

Moved by Commissioner Petersen and seconded by Commissioner Barron to authorize travel and attorney fees of \$195/hour for Attorney Scott Graham to meet with the new Administrator. MOTION CARRIED. Malnar and Viau opposed.

10. Policy on Prayers at Meetings.

Moved by Commissioner Petersen and seconded by Commissioner Barron that it will be Board Policy that the Clerk (or Deputy Clerk) would say a non-denominational prayer at each meeting.

ROLL CALL	MALNAR	YES
	VIAU	YES
	BARRON	YES
	PETERSEN	YES
	MOYLE	YES

MOTION CARRIED.

11. Contract for County Administrator/Controller.

Moved by Commissioner Viau and seconded by Commissioner Barron to table the Administrator's contract. MOTION CARRIED.

The meeting was recessed at 6:24 p.m. The meeting was reconvened at 6:34 p.m.

12. Escanaba Township on Annexation.

Moved by Commissioner Viau and seconded by Commissioner Malnar that Commissioner Barron would recuse himself until the Escanaba Annexation discussion is complete.

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	VIAU	YES
	BARRON	NO
	PETERSEN	YES
	MOYLE	YES

MOTION CARRIED.

13. MDNRTF Grants.

a. Rapid River Falls ORV/ATV Campground Extension.

Moved by Commissioner Petersen and seconded by Commissioner Barron to decline the Rapid Rivers Falls ORV/ATV Campground Grant. MOTION CARRIED.

b. Fairgrounds - Upgrades to the Campground Extension.

Moved by Commissioner Viau and seconded by Commissioner Malnar to request an extension of the grant for upgrades to the Fairgrounds campground. MOTION CARRIED.

c. Fairgrounds - Upgrades to the Campground Development.

Moved by Commissioner Petersen and seconded by Commissioner Barron to authorize the MDNRTF Grant application for upgrades to the Fairgrounds campground with the UP Fair Authority responsible for the \$130,000 grant match. MOTION CARRIED.

14. Cooperative Law Enforcement Agreement - Forest Service.

Moved by Commissioner Viau and seconded by Commissioner Malnar to approve the Cooperative Law Enforcement Agreement for the Federal Forest, as presented. MOTION CARRIED.

15. Resignation of H. Edington, Request to Fill Dispatcher Position.

Moved by Commissioner Viau and seconded by Commissioner Petersen to fill the Dispatch Position and send a letter of appreciation to Ms. Edington. MOTION CARRIED.

16. FY24 MVAA Grant Application.

Moved by Commissioner Petersen and seconded by Commissioner Malnar to approve the FY24 County Veterans Service Fund grant from the Michigan Veterans Affairs Agency for \$78,550, as presented. MOTION CARRIED.

17. J. Gibbs Transfer Corrections to Road Patrol, Request to Fill Corrections Position.

Moved by Commissioner Viau and seconded by Commissioner Petersen to post the vacant corrections position. MOTION CARRIED.

18. Request to Transfer N. Seymour to Road Patrol Position Effective May 14, 2023, Request to Fill Corrections Position.

Moved by Commissioner Petersen and seconded by Commissioner Barron to fill the vacant corrections position. MOTION CARRIED.

19. Blight Elimination Grant - Old Jail Site.

Moved by Commissioner Petersen and seconded by Commissioner Viau to apply for a Blight Elimination Grant for the old jail site. MOTION CARRIED.

XII. PUBLIC COMMENT

Joe Kaplan, Ford River Township, addressed the Board with his concerns regarding the rules for public comment, and two - four year positions open for the Delta Conservation District Board.

Pete DeHaan, Cornell Township, addressed the Board with his concerns regarding municipal attorney contract, rules of procedure and purchasing policy, bids not taken for Parks and Recreation control.

Judy LaCosse, City of Escanaba, addressed the Board with her concerns regarding Delta Conservation District special election June 21st.

Barbie Clairmont, Escanaba Township, addressed the Board with her concerns regarding annexation.

Christine Williams, Ford River Township, addressed the Board concerns regarding Commissioner Barron talking annexation at the Conservation District meeting.

Judi Adamini, Wells Township, addressed the Board with her concerns with the behavior of the Board.

Kelli Van Ginhoven, Escanaba, addressed the Board with her concern regarding the Administrator - best wishes to Ms. Young.

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Cheryl Corbiere, Escanaba, addressed the Board with her concerns regarding Commission is not a monarchy, passionate about courthouse security - hasn't been on the agenda.

Brooks Bougie, Escanaba, addressed the Board with his concerns regarding municipal attorney, Emily did the right thing.

Deb Abrahamson, addressed the Board with her concerns regarding the prayer, commissioners voted in but they can be fired.

Liam Love, Escanaba, addressed the Board with his concerns regarding microphone covers.

Dave Adamini, Wells Township, addressed the Board with his concerns regarding harassment and ethics.

Pat Connor, Escanaba, addressed the Board with his concerns regarding Commissioner Barron not recusing himself.

Sandy Sovey, Ford River Township, addressed the Board with her concerns regarding Emily DeSalvo firing and how does she contact the Ethics Committee?

Chuck Irving, Escanaba Township, addressed the Board with his concerns regarding annexation.

XIII. COMMISSIONERS CONCERNS

Commissioner Malnar: Attended the American Queen ceremony - great turnout - weather not the best. Ethics Committee made up of Personnel Committee Chair (Malnar), Board Chair (Moyle) and Prosecutor (Wickman) to handle ethics complaints.

Commissioner Viau: Unprofessional - learning experience. Will support Ashleigh all he can. Veterans service organization. Legal opinion on obligations. Ethics policy. Direct question policy - to answer questions from public comment. Was at the American Queen ceremony. Charles Gould, MSU Extension, will give a solar presentation on Tuesday May 23 at 5:30 p.m.

Commissioner Barron: Emotion dominates for a time but reason will always prevail, just the length of the emotion.

Commissioner Petersen: Courthouse security waiting on figures to come back - the process. Attended the American Queen ceremony.

Commissioner Moyle: Asked for review of rules of public comment. Would like Public hearings on annexation.

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Ashleigh Young: Courthouse Security - have not dropped - waiting on proposals and estimates, looking at equipment. Looking into name tags. Ethic Committee complaints can be given to any of those Board members.

Nancy Przewrocki: The Clerk has always done the prayer as a preamble to the Board meeting - a long tradition going back many years. It is non-denominational, inclusive and no one is required to pray. The Board Rules of Procedures does not include conflict of interest, the Ethics Policy was adopted in 1990, long before my time. The County does have a graphic that can be put on shirts.

XIV. MEETING SCHEDULE

May 23rd	5:30 p.m.	Committee of the Whole meeting.
June 6 th	5:00 p.m.	Board meeting.
June 20 th	5:15 p.m.	Board meeting.

XV. NOTICES

30 day notice of appointments:

XVI. ADJOURNMENT

Moved by Commissioner Barron and seconded by Commissioner Malnar to adjourn at 8:07 p.m.

Respectfully Submitted,

Nancy J. Przewrocki, County Clerk

David Moyle, Board Chair