

Approved 9-19-23

**DELTA COUNTY BOARD OF COMMISSIONERS MEETING
September 5, 2023**

Escanaba, Michigan

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

August 31, 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 September 5, 2023, at 5:00 p.m. in the Board Room 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 5:00 p.m. in the Board Room of the Delta County Service Center by Delta County Clerk, Nancy Przewrocki.

IV. SPECIAL ORDERS OF BUSINESS

1. Commissioner Workshop.

Presentation by Ryan Carrig from CUPPAD regarding Material Management in the UP and new laws that took effect in March of 2023. Mr. Carrig presented a Multi-County Plan with CUPPAD as Administrator. Other topics discussed: Commissioner per diems, Rules of Procedure, Probate Court Judge Lund letter regarding juveniles waived to adult court, the Delta County Solid Waste Management Authority compactor loan request for Resolution. The Work Session ended at 6:00 p.m.

2. PUBLIC HEARING ON THE PROPOSED 2023-2024 BUDGET.

Moved by Commissioner Barron and seconded by Commissioner Malnar to open the Public Hearing at 6:00 p.m. MOTION CARRIED.

Gary Gustafson, Ensign Township, addressed the Board with his concerns regarding Title IVD funds.

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Carl Webber, Gladstone, addressed the Board with his concerns regarding per diems - work into next year's budget.

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

Anthony Seymour, Wells Township, addressed the Board with his concerns regarding per diems.

Moved by Commissioner Barron and seconded by Commissioner Viau to close the Public Hearing at 6:10 p.m. MOTION CARRIED.

V. APPROVAL OF MINUTES OF PREVIOUS MEETING

Moved by Commissioner Barron and seconded by Commissioner Petersen to approve the minutes of the August 15, 2023. MOTION CARRIED.

VI. APPROVAL OF AGENDA

Moved by Commissioner Viau and seconded by Commissioner Malnar to approve the agenda, as amended, adding New Business item 9.5. Delta County Solid Waste Management Authority Request, and Item 9.6. JIS Data Conversion. MOTION CARRIED.

VII. PRESENTATION OF WRITTEN COMMUNICATIONS

A. COMMUNICATIONS RECEIVED:

1. Letter from Federal Energy Regulatory Com (10)
2. Letter from Judge Lund

B. COMMUNICATIONS FORWARDED:

1. Letter to Jean Healy
2. Letter to Madison Draze

VIII. REPORTS OF STANDING AND STATUTORY COMMITTEES

1. CAA/HRA minutes of 5-25-23
2. Solid Waste Authority minutes of 6-27-23
3. Public Health minutes of 7-11-23

VIII. REPORTS OF SPECIAL COMMITTEES AND OTHERS

Moved by Commissioner Petersen and seconded by Commissioner Barron that the Communications and Reports of Standing and Statutory Committees and the Reports of Special Committees and Others be received and placed on file. MOTION CARRIED.

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IX. PUBLIC COMMENT ON AGENDA ITEMS

Joe Kaplan, Ford River Township, addressed the Board with his concerns regarding point of order, discussion on item 9.

Gary Gustafson, Ensign Township, addressed the Board with his concerns regarding Cornell Easement.

Kelli VanGinhoven, Escanaba, addressed the Board with her concerns regarding Municipal Attorney Contract.

Dana VanEffen, addressed the Board with her concerns regarding the Cornell Township Easement. (Email read by Administrator Young).

Barbie Clairmont, Escanaba Township, addressed the Board with her concerns regarding policies can not violate First Amendment rights.

X. COMMITTEE REPORTS:

1. Administrator's Report.

Moved by Commissioner Petersen and seconded by Commissioner Barron to receive the Administrator's Report and place on file and send a letter to Robyn Morrison congratulating her on receiving her Airport Manager Certification. MOTION CARRIED.

2. Finance Committee minutes 9-1-23.

Moved by Commissioner Barron and seconded by Commissioner Petersen to receive the Finance Committee minutes of 9-1-23 and place on file. MOTION CARRIED.

3. Department Updates.

Joe Kaplan, Delta Conservation District Chair, gave his opinion on the recorded easement and letter from Jon Mayes.

Sherry Godfrey, Delta County Treasurer, gave a brief report on investment reconciliations and informed the Board that the Land Bank meeting will be held Wednesday September 13 at 9:00 am.

XI. GENERAL ORDERS OF BUSINESS

A. UNFINISHED BUSINESS

1. Municipal Attorney Contract.

Moved by Commissioner Petersen and seconded by Commissioner Barron to approve the contract with Attorney Scott Graham, as presented. MOTION CARRIED. Malnar opposed.

B. NEW BUSINESS

1. Payment of Bills.

Moved by Commissioner Malnar and seconded by Commissioner Viau to pay bills in the amount of \$ 1,916,127.17 and Commissioners expenses of \$ 0.

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

MOTION CARRIED.

2. 2024 EMPG Work Agreement.

Moved by Commissioner Petersen and seconded by Commissioner Barron to approve the Emergency Management Program Grant, as presented. MOTION CARRIED.

3. MERS Revised 457 Participation Agreement.

Moved by Commissioner Malnar and seconded by Commissioner Viau to approve the MERS Revised 457 Participation Agreement, as presented. MOTION CARRIED.

4. Sheriff's Request for Third Officer Position at the Courthouse and Transition Plan Approval.

Moved by Commissioner Viau and seconded by Commissioner Petersen to approve the third officer position at the Courthouse and the transition plan, as presented. MOTION CARRIED.

5. 2023 Winter Tax Rate.

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

6. Visit Escanaba Loan.

Moved by Commissioner Petersen and seconded by Commissioner Barron to approve changing the Visit Escanaba loan payment from monthly to annual payments. MOTION CARRIED.

7. Early Voting Equipment.

Moved by Commissioner Viau and seconded by Commissioner Malnar to approve purchasing Early Voting equipment for \$25,311, as presented, to be reimbursed by the State of Michigan Election Grant. MOTION CARRIED.

8. RFP for PTP Electric and Water Bid Award.

Moved by Commissioner Malnar and seconded by Commissioner Viau to table. MOTION CARRIED.

9. Rescind Amendment to Easement - Cornell (approved at 8/15/23 meeting).

Discussion.

9.5. Delta County Solid Waste Management Request.

Moved by Commissioner Petersen and seconded by Commissioner Barron to adopt a Resolution backing the DCSWMA financing of a \$862,572 loan for a new compactor. MOTION CARRIED.

9.6. JIS Conversion.

Moved by Commissioner Petersen and seconded by Commissioner Viau to approve signing JIS Conversion Contract, as presented. MOTION CARRIED.

10. Closed Session - Probate Court Unit Contract.

Moved by Commissioner Malnar and seconded by Commissioner Petersen to move into closed session at 7:32 p.m. for the purpose of discussing collective bargaining contract negotiations under OMI Section 15.268(8)(c).

ROLL CALL	MALNAR	YES
	VIAU	YES
	BARRON	YES
	PETERSON	YES
	MOYLE	YES

MOTION CARRIED.

Moved by Commissioner Barron and seconded by Commissioner Malnar to reconvene into regular session at 7:52 p.m. MOTION CARRIED.

No actions were taken during executive session.

Moved by Commissioner Viau and seconded by Commissioner Malnar to schedule a Personnel Committee meeting.

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XII. PUBLIC COMMENT

Chris Williams, Ford River Township, addressed the Board with her concerns regarding Rory Mattson, the April Conservation District meeting and Delta County funds.

Diane Weber, Gladstone, addressed the Board with her concerns regarding Dominion election equipment.

Clayton Harris, addressed the Board with his concerns regarding homes built without permits, avoided paying taxes, should be fined substantially.

Brian Godfrey, Gladstone, addressed the Board with his concerns regarding the Upper Michigan Gunowners Association will be holding everyone accountable.

Dana VanEffen addressed the Board with her concerns regarding Billerud DEI policy. (Email read by Administrator Young).

Gary Gustafson, Ensign Township, addressed the Board with his concerns regarding Cornell Easement.

Theresa Ross, Ford River Township, addressed the Board with her concerns regarding Zoom. (Letter read by Administrator Young)

Reid Hyken, Escanaba, addressed the Board with his concerns regarding rectifying a mistake.

Judi LaCosse, Escanaba, addressed the Board with her concerns regarding personal attacks.

Nate Cheebro, Escanaba, addressed the Board with his concerns regarding a figure of \$750,000 but turns out to be over \$800,000.

Kelli VanGinhoven, Escanaba, addressed the Board with her concerns regarding January 17 Board meeting information on agenda items only.

Bjorn VanGinhoven, Schaffer, addressed the Board with his concerns regarding keeping order in meeting.

XIII. COMMISSIONERS CONCERNS

Commissioner Malnar: None.

Commissioner Viau: Sat in on an intake with the Veterans Service Office - need to budget to help out his program. Talked

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with Steve Noble from EGLE about grants for disposing of tires - need a facility. Opioid Settlement monies - need a committee to meet to decide how the money will be used to help those addicted.

Commissioner Barron: Winston Churchill: "A kite flies highest against the wind, not with it."

Commissioner Petersen: None.

Commissioner Moyle: Happy to see people here - whether or not I agree with what you have to say. I cannot change the past but I can control my future.

Clerk Przewrocki: The Early Voting equipment will be Dominion. There are people who have concerns regarding Dominion, but here in Delta County, we do preliminary and public testing prior to the elections and recounts and audits after the election where the ballots are hand counted. In all of the recounts and audits, the tabulator results have matched the ballots markings and I have high confidence in our equipment. Invite everyone to come and watch the public testing and any recounts or audits that are done so they can see for themselves the accuracy of our equipment.

XIV. MEETING SCHEDULE

September 19th 5:15 p.m. Board meeting.
October 3rd 5:00 p.m. Board meeting CANCELLED.
October 10th 5:00 p.m. Statutory Board meeting.
October 17th 5:15 p.m. Board meeting.

XV. NOTICES

30 day notice of appointments:

XVI. ADJOURNMENT

Moved by Commissioner Barron and seconded by Commissioner Petersen to adjourn at 8:23 p.m.

Respectfully Submitted,

Nancy J. Przewrocki, County Clerk

David Moyle, Board Chair