

Approved 12-5-23

**DELTA COUNTY BOARD OF COMMISSIONERS MEETING  
November 7, 2023**

Escanaba, Michigan

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

November 2, 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 November 7, 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. Commissioners Workshop.

Discussion regarding County Civil Attorney. Workshop ended at 5:36 p.m.

V. APPROVAL OF MINUTES OF PREVIOUS MEETING

Moved by Commissioner Barron and seconded by Commissioner Malnar to approve the minutes of the October 17, 2023, as amended, adding Christine Williams to Public Comment. MOTION CARRIED.

VI. APPROVAL OF AGENDA

Moved by Commissioner Barron and seconded by Commissioner Petersen to approve the agenda, as presented. MOTION CARRIED.

VII. PRESENTATION OF WRITTEN COMMUNICATIONS

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A. COMMUNICATIONS RECEIVED: Commissioner Moyle added a communication received - a check from the Workman's Compensation Board for \$55,247. Moved by Commissioner Barron and seconded by Commissioner Petersen to receive and place on file. MOTION CARRIED.

B. COMMUNICATIONS FORWARDED: No Communications forwarded.

VIII. REPORTS OF STANDING AND STATUTORY COMMITTEES

VIII. REPORTS OF SPECIAL COMMITTEES AND OTHERS

None.

IX. PUBLIC COMMENT ON AGENDA ITEMS

Sandy Sovey, Ford River Township, addressed the Board with her concerns regarding the per diem and encouraged the Board members to go to all their meetings.

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. MOTION CARRIED.

2. Building and Grounds Committee minutes 10-31-23.

Moved by Commissioner Viau and seconded by Commissioner Malnar to receive the Building and Grounds Committee minutes of 10-31-23 and place on file. MOTION CARRIED.

3. Finance Committee minutes 10-18-23 and 10-31-23.

Moved by Commissioner Barron and seconded by Commissioner Petersen to receive the Finance Committee minutes of 10-18-23 and 10-31-23 and place on file. MOTION CARRIED.

3. Department Updates.

None.

XI. GENERAL ORDERS OF BUSINESS

A. UNFINISHED BUSINESS

1. Civil Attorneys Stipend Increases.

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

2. Per Diem.

Moved by Commissioner Petersen and seconded by Commissioner Barron to call the question. MOTION CARRIED.

Moved by Commissioner Barron and seconded by Commissioner Petersen change the per diem to \$20 for two hours or less, then \$10 per hour after the initial two hours, up to \$100 per day, effective January 1, 2025.

ROLL CALL	MALNAR	YES
	VIAU	NO
	BARRON	YES
	PETERSEN	YES
	MOYLE	NO

MOTION CARRIED.

3. Prosecutor's Office Intern.

Moved by Commissioner Barron and seconded by Commissioner Petersen to approve Prosecutor's office Intern. MOTION CARRIED.

4. Prosecutor's Office Allocation of City of Escanaba Contract.

Moved by Commissioner Petersen and seconded by Commissioner Malnar to approve the Prosecutor's office allocation of the City of Escanaba Contract, as presented: \$4,000 to the Prosecutor, \$6,000 to the Chief Assistant Prosecutor, and \$28,000 to the Attorney Fee Line Item. MOTION CARRIED.

B. NEW BUSINESS

1. Payment of Bills.

Moved by Commissioner Barron and seconded by Commissioner Petersen to pay bills in the amount of \$ 1,840,859.92 and Commissioners expenses of \$ 1,845.55.

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

MOTION CARRIED.

2. RFP - Airport - NFPA 407 Refueler Overfill Shutdown System.

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Moved by Commissioner Viau and seconded by Commissioner Petersen to approve the Airport NFPA 407 Refueler Overfill Shutdown System RFP, as presented. MOTION CARRIED.

3. Retirement of J. Hansen, Request for Lump Sum Payout and to Fill Corrections Position.

Moved by Commissioner Petersen and seconded by Commissioner Barron to approve the lump sum payout and filling of the Corrections position and to send a letter of appreciation for his years of service to Delta County. MOTION CARRIED.

4. Request for Overlapping of Corrections Officer.

Moved by Commissioner Petersen and seconded by Commissioner Barron to allow an overlap of officers from December 2, 2023 to February 1, 2024, as requested. MOTION CARRIED.

5. Circuit Court Request for Temporary Part-Time Position.

Moved by Commissioner Viau and seconded by Commissioner Petersen to approve Circuit Court's request for a Temporary Part-time position. MOTION CARRIED.

6. Update to Travel Reimbursement Policy.

Moved by Commissioner Petersen and seconded by Commissioner Barron to update the Travel Reimbursement Policy to \$15 for breakfast and lunch and \$28 for dinner, as presented. MOTION CARRIED.

7. Resignation of H. Harris, Planning Commission/Board of Appeals Recording Secretary.

Moved by Commissioner Barron and seconded by Commissioner Petersen to accept the resignation of the Planning Commission/Board of Appeals Recording Secretary. MOTION CARRIED.

8. Commissioner Out of County Travel Policy.

Moved by Commissioner Viau and seconded by Commissioner Malnar to adopt the General Budget Resolution regarding Commissioner Out of County Travel Policy, as presented. MOTION CARRIED.

9. Resolution Opposing Legislation Pre-empting Local Control for Solar and Wind Development.

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Moved by Commissioner Viau and seconded by Commissioner Barron to call the question. MOTION CARRIED.

Moved by Commissioner Malnar and seconded by Commissioner Viau to adopt the Resolution Opposing Legislation Preempting Local Control for Solar and Wind Development, as presented.

ROLL CALL	MALNAR	YES
	VIAU	YES
	BARRON	NO
	PETERSEN	YES
	MOYLE	NO

MOTION CARRIED.

## XII. PUBLIC COMMENT

Kelli Vanginhoven, Escanaba, addressed the Board with her concerns regarding Board packet disbursement - needs to be sent out earlier. Was emailed 1 - 3 hours before the meeting to read 266 pages.

Chris Williams, Ford River Township, addressed the Board with her concerns regarding the resolution opposing pre-empting local control of solar, thanked the Board for passing, solar is a utility, unreasonable to suggest that utility scale solar or wind is agriculture it is not, the Michigan Public Service Commission does not have our best interest in mind.

Brian Godfrey, Gladstone, addressed the Board with his concerns regarding greedy solar proponents.

Chair Moyle asked the Board to a member of the public to be removed from the meeting for disrupting the meeting after several warnings.

ROLL CALL	MALNAR	NO
	VIAU	NO
	BARRON	YES
	PETERSEN	YES
	MOYLE	YES

MOTION CARRIED.

The meeting was recessed at 6:49 p.m.  
The meeting was reconvened at 6:55 p.m.

Ann Fix, Escanaba, addressed the Board with her concerns regarding removing a veteran who fought for our country.

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Judy Adamini, Escanaba, addressed the Board with her concerns regarding "when you see something not right, not fair, not just, you have to say something or one day we may wake up and our democracy will be gone.

Craig Taylor, Escanaba, addressed the Board with his concerns regarding false statements that he brought Chile DeCastro to Escanaba.

Diane Weber, Gladstone, addressed the Board with her concerns that the Board regarding she is shocked by the adult behavior at these meetings.

Bonnie Hakkola, Escanaba, addressed the Board with her concerns - thanked the Board for passing the Resolution opposing losing local control over Wind and Solar ordinances. Invited citizens to attend Constitutional Republic classes held at Bay College.

Sandy Sovey, Ford River Township, addressed the Board with her concerns that the Board regarding the Recall petitions and challenges to signatures.

Gary Gustafson, Ensign Township, addressed the Board with his concerns that the Board regarding kicking out a veteran for disrupting the meeting.

Ben Weber, Gladstone, addressed the Board with his concerns that the Board regarding there are rules to follow at the meeting - follow the rules. Also thanked the Board for opposing Wind and Solar control going to the state.

Dave Adamini, Escanaba, addressed the Board with his concerns regarding rules and decorum.

Sema Deeds, Escanaba, addressed the Board with her concerns that the Board regarding moving to Escanaba after 3 years of looking at different places. Now she sees people at this meeting treating others in our community with hatred.

Nate Cheesebro, Escanaba, email was read by Administrator Young - regarding reasons for recall.

Andrea Nummilien, Rock, email was read by Administrator Young regarding Commissioner Moyle.

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Theresa Ross, Ford River Township, email was read by Administrator Young regarding Commissioner Moyle.

Whitney Maloney, Gladstone, email was read by Administrator Young regarding Commissioner Moyle and Prosecuting Attorney. Contacted different counties, found 13 counties that use Prosecuting Attorney as Corporate Counsel.

Dana Van Effen, Escanaba, email was read by Administrator Young regarding Commissioner Moyle.

### XIII. COMMISSIONERS CONCERNS

Commissioner Petersen: Addressed the issue of an email with pornography on it sent to his county email - brought it to the Sheriff - let's be adults, did not ask for email, does not want email with pornography. Then addressed the list of statements that were circulated accusing him of half-truths and lies - all falsehoods - addressed each statement on the flyer.

Commissioner Malnar: Would like update to Master Plan, attended UP Commissioners meeting at the Casino. Enbridge Line 5, permits being held up by Army Corps of Engineers.

Commissioner Viau: Moved by Commissioner Viau and seconded by Commissioner Petersen to give the Administrator Young to look at the VSO staffing and funding and come back with a recommendation before the end of the calendar year. MOTION CARRIED.

Moved by Commissioner Viau and seconded by Commissioner Petersen to have Administrator Young look into and do a workforce study, compensation analysis, cost recommendation and check into MAC's ability to give us that information by the end of the year - estimate of cost for a workforce analysis. MOTION CARRIED. Barron opposed.

For information on grant writing, interested in not losing grant money. Thinks we need to start updating the Master Plan.

Commissioner Barron: "Men occasionally stumble over the truth, but most pick themselves up and then hurry off as if nothing happened." Winston Churchill. "In matters of style, swim with the current, in matters of principal, stand like a rock." Thomas Jefferson

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Commissioner Moyle: Apologized, Chile DeCastro should have been limited to 3 minutes, not given Garrett Van Nett's time. Met Scott Graham in June 2022, was in awe of his capabilities - wanted that for the Delta County. Did not know that 13 counties use their Prosecutor for Corporate Counsel. We have rules to keep order, regret having to eject a person from the meeting, but asked him 4 times to stop. Addressed Recall challenges, his right to challenge. Addressed the security breach at the Airport, had nothing to do with Airport Manager, there was an investigation and he was cleared of harassment.

Ashleigh Young: Spoke with Dotty LaJoye from CUPPAD, the cost to update the Master Plan will exceed \$10,000 and will need an RFP.

#### XIV. MEETING SCHEDULE

December 5<sup>th</sup> 5:00 p.m. Board meeting.  
December 19<sup>th</sup> 5:15 p.m. Board meeting.

#### XV. NOTICES

30 day notice of appointments:

#### XVI. ADJOURNMENT

Moved by Commissioner Barron and seconded by Commissioner Viau to adjourn at 7:58 p.m.

Respectfully Submitted,

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Nancy J. Przewrocki, County Clerk

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David Moyle, Board Chair