

**MONTMORENCY COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING HELD OCTOBER 28, 2020**

PRESENT: Albert LaFleche, Don Edwards, Daryl Peterson, Gary Girardin, Dave Wagner-via phone

ABSENT/EXCUSED: None

ALSO PRESENT: (not doing a sign in sheet due to COVID)

PLEDGE

AGENDA ADDITIONS/DELETIONS:

Additions: Pension discussion

Deletions: None

Motion by Girardin, seconded by Edwards approving the agenda with the addition. Yeas: 5 Nays: 0 Motion carried.

MINUTES:

Motion by Edwards, seconded by Girardin approving the regular meeting minutes of October 14, 2020. Yeas: 5 Nays: 0 Motion carried.

Motion by Girardin, seconded by Edwards approving the closed session minutes of October 14, 2020. Yeas: 5 Nays: 0 Motion carried.

CLAIMS & ACCOUNTS:

Motion by Edwards, seconded by Peterson approving payment of bills, including not entered (\$3527.06). Yeas: 5 (Roll call: Edwards, Girardin, LaFleche, Peterson, Wagner) Nays: 0 Motion carried.

PUBLIC COMMENT:

Write In candidates for the ballot introduced themselves: Cheri Eggett for County Treasurer and Geyer Balog for County Commissioner District #3.

TREASURER:

Jean Klein, present. Topics: General Fund Balance; Winter Tax Collection; Swamp tax; special assessment not legal and having to do a charge back for Drain.

SHERIFF:

Sheriff Brown and Under Sheriff Crane present. Thanks to Clerks office for quick turn around on court orders to get two defendants off to the Department of Corrections. Sheriff Brown voiced his displeasure on a meeting that was held without his knowledge by Commissioner(s) to house our county inmates with another county and request for transparency and honesty. 7 inmates currently being housed, and new cars are moving along fine.

OLD BUSINESS:

SHERIFF VEHICLE GRANT FINAL PAPERWORK: Motion by Edwards, seconded by Peterson authorizing the chair to sign the sheriff vehicle grant paperwork. Yeas: 5 Nays: 0 Motion carried.

2013 LAW ENFORCEMENT \$10,000 LOAN: Discussion. Motion by Edwards, seconded by Girardin to absolve the loan of \$10,000.00 and clear it off the books for the Law Enforcement 266 fund. Yeas: 5 (Roll call: Girardin, LaFleche, Peterson, Wagner, Edwards) Nays: 0 Motion carried.

TECHNOLOGY CONTRACT: Discussion. To have them come and do a presentation.

NEW BUSINESS:

MCCOA BOARD APPOINTMENTS: Motion by Edwards, seconded by Wagner to re-appoint William (Ed) Beswick and Corleen (Corky) Proulx for another term ending 8/31/2023. Discussion. Yeas: 1 (Roll call: Edwards) Nays: 4 (LaFleche, Peterson, Wagner, Girardin) Motion failed.

EQUALIZATION APPORTIONMENT: E.Q. Director Amber Wolhert present. Presented the 2020 Apportionment report. Discussion. Motion by Peterson, seconded by Girardin to accept and file the 2020 Apportionment report. Yeas: 5 (Roll call: Peterson, Wagner, Edwards, Girardin, LaFleche) Nays: 0 Motion carried.

DUNN'S NEW CONTRACT FOR PROBATE, BOC AND E.Q.: Quote received to lease copiers. Motion by Wagner, seconded by Edwards approving a 63-month lease with Dunn's for a copier in the Probate, BOC office and Equalization (\$936.00 p/yr. for Probate and \$661.80 p/yr. each for BOC and E.Q.). Discussion. Yeas: 5 (Roll call: Wagner, Edwards, Girardin, LaFleche, Peterson) Nays: 0 Motion carried.

2021 CHILD CARE BUDGET: Janelle Mott appeared and presented the 2021 Child Care budget. Discussion. Motion by Peterson, seconded by Girardin approving the 2021 Child Care budget as presented. Yeas: 5 (Roll call: Edwards, Girardin, LaFleche, Peterson, Wagner) Nays: 0 Motion carried.

MSU ANNUAL REPORT: Adam Koivisto present. The annual report included virtual classes, virtual fair, and Food Service grants to purchase equipment for school lunchrooms.

OMA RESOLUTION:

RESOLUTION 2020-06 EST. PROCEDURES TO ALLOW ELECTRONIC MEETINGS OF ALL MONT. COUNTY PUBLIC BODIES AND/OR THE ATTENDANCE AT MEETINGS BY MEMBERS OF THOSE PUBLIC BODIES REMOTELY Peterson/Wagner. Yeas: 5 (Roll: Girardin, LaFleche, Peterson, Wagner, Edwards) Nays: 0 Resolution Passed.

2021 VETERANS TREATMENT COURT GRANT CONTRACT: Motion by Edwards, seconded by Girardin approving the Veterans Treatment Court Grant Program for 2021 Contract as presented. Yeas: 5 Nays: 0 Motion carried.

CDBG RELEASE OF MORTGAGE: Motion by Edwards, seconded by Girardin approving the Discharge of Mortgage on Edith Roach, 10890 Park Dr., Atlanta, MI. 49709. Yeas: 5 (Roll call: LaFleche, Peterson, Wagner, Edwards, Girardin) Nays: 0 Motion carried.

LIBRARY BUDGET 2021: Motion by Edwards, seconded by Wagner approving the 2021 Library Board budget. Yeas: 5 Nays: 0 Motion carried.

COMMITTEES:

- Edwards: MCCOA
- Girardin: EDC, District Health #4, Finance, Claims & Accts
- Peterson: NEMCOG
- LaFleche: Finance, Claims & Accts., District Health #4, Landfill
- Wagner: Landfill, Landfill Personnel

OTHER:

PENSION: Peterson and Wagner met with the Treasurer and discussed paying money towards pension and where money could come from. Discussion. Motion by Peterson, seconded by Wagner to take \$350,000.00 out of Delinquent Tax fund and \$350,000.00 out of Foreclosure fund and pay \$350,000.00 each to MERS 01 & 02. Discussion. Yeas: 4 (Roll call: Peterson, Wagner, Edwards, Girardin) Nays: 1 (LaFleche) Motion carried.

PUBLIC COMMENT:

Dave Smith, citizen present to discuss house numbering and street naming on north side of Rush Lake area that should have been done back in 2003 when they were formalized both with the township and the road commission. Motion by Edwards, seconded by Peterson to have Equalization Director look into. Yeas: 4 (Lost phone connection with Wagner) Nays: 0 Motion carried.

10:43 A.M. Break

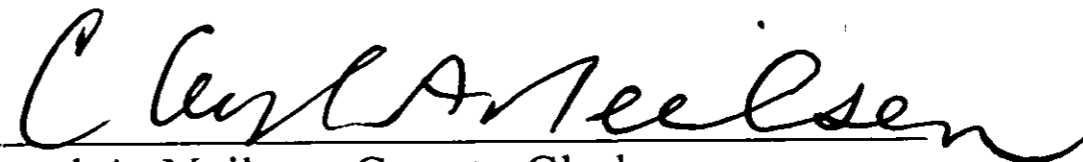
10:59 A.M. Back in session. Excused: Edwards and Wagner

2021 BUDGET: Budget Director present as well as several department heads. Still gathering and imputing revenues. 2% wage increase put in across the board. Discussion. Motion by Peterson, seconded by Wagner authorizing a 2% wage increase across the board for all full time, elected, salary, union and non-union effective 1/1/2021. Yeas: 3 (Roll call: Peterson, Girardin, LaFleche) Nays: 0 Motion carried.

Discussion on part time wage increase. Motion by Girardin, seconded by LaFleche authorizing a 2% wage increase across the board for part time employees, union and non-union effective 1/1/2021. Yeas: 3 Nays: 0 Motion carried.

11:42 A.M. Meeting adjourned by chair.


Albert LaFleche, Chair


Cheryl A. Neilsen, County Clerk

**MONTMORENCY COUNTY
RESOLUTION 20-06 of 2020**

RESOLUTION ESTABLISHING PROCEDURES TO ALLOW
ELECTRONIC MEETINGS OF ALL MONTMORENCY COUNTY PUBLIC
BODIES AND/OR THE ATTENDANCE AT MEETINGS BY MEMBERS OF
THOSE PUBLIC BODIES REMOTELY

RECITALS

- A. Effective October 16, 2020 Act 228 of the Public Acts of 2020 (the Act) amended Section 3 of the Open Meetings Act (OMA) and added Section 3a to the Open Meetings Act to permit in certain circumstances public bodies to meet electronically and to permit members of those public bodies to participate in, and vote on, business before the public body remotely.
- B. The Act requires the public body, defined in Section 2(a) of the OMA to be the Montmorency County Board of Commissioners, including all boards, commissions, committees, subcommittees, authorities, or councils of Montmorency County, to establish procedures to ensure compliance with the requirements of the Act related to electronic meetings and participation in meetings by members of the public body remotely.
- C. The Montmorency County Board of Commissioners, therefore, desires to comply with this statutory requirement by establishing of the procedures contained in this Resolution.

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED, that the Montmorency County Board of Commissioners hereby establishes the following procedures to permit the Montmorency County Board of Commissioners and all other public bodies of Montmorency County to meet electronically and to permit members of the Board of Commissioners and members of those other public bodies to participate in, and vote on, business before the public body remotely.

**PROCEDURES FOR ELECTRONIC MEETINGS AND
ATTENDANCE BY MEMBERS REMOTELY**

- 1. Circumstances Permitting Electronic Meetings and/or Remote Participation by Members. Electronic meetings of Montmorency County public bodies, in whole or in part, and/or attendance by members of those public bodies remotely may be permitted under any of the following circumstances:

- a. Before January 1, 2021, for any circumstances.
- b. On and after January 1, 2021 through December 31, 2021, only for one of the following:
 - i. Military service.
 - ii. A medical condition.
 - iii. A statewide or local state of emergency or state of disaster declared pursuant to law or charter by the governor or a local official or local governing body that would risk the personal health or safety of members of the public or the public body if the meeting were held in person, but only to permit the following:
 - (1) To permit the electronic attendance of a member of the public body who resides in the affected area.
 - (2) To permit the electronic meeting of a public body that usually holds its meetings in the affected area.
- c. After December 31, 2021 only in the circumstances requiring accommodation of members absent due to military duty.

2. Meetings held Electronically.

- a. Communication. Montmorency County shall utilize electronic video and/or audio services or equipment that ensures 2-way communication so that during the electronic meeting members of the public body can hear and be heard by other members of the public body and so that participants in the electronic meeting can hear members of the public body and can be heard by members of the public body and other participants during the public comment period. To accommodate individuals with a disability, Montmorency County may use technology to facilitate typed public comments during the meeting submitted by members of the public participating in the meeting that may be read to or shared with members of the public body and other participants.
- b. Notice.
 - i. Any meeting to be held electronically shall be preceded by a notice posted at least 18 hours before the meeting on the County's website that is fully accessible to the public. The notice shall be posted on the homepage of the website or on a separate webpage

dedicated to public notices for nonregularly scheduled or electronic public meetings.

- ii. The notice of the electronic meeting shall comply with all of the following;
 - (1) The notice shall state why the public body is meeting electronically.
 - (2) The notice shall include the telephone number, Internet address, or both, plus any required passwords or access codes, needed to allow the public to participate in the electronic meeting.
 - (3) The notice shall include the telephone numbers and email addresses for each member of the public body, so that all members of the public may contact members of the public body to provide input or ask questions on any business that will come before the public body at the electronic meeting.
 - (4) The notice shall include the name, telephone number, and email address of the County Clerk, or other person designated by the Board of Commissioners, so that persons with disabilities may seek reasonable accommodations necessary to participate in the electronic meeting.
- c. Agenda. If an agenda exists for an electronic meeting, then the agenda for that meeting shall be made available to the public at least two hours before the electronic meeting begins by posting the agenda on that portion of the County's website that is fully accessible to the public. Posting of the agenda, however, shall not prohibit subsequent amendment of the agenda at the meeting.
- d. Identification of the Public. Montmorency County shall not as a condition of participating in an electronic meeting require a person to register or otherwise provide his or her name or other information or otherwise to fulfill a condition precedent to attendance at the meeting. However, Montmorency County may require a person to identify himself or herself as may be necessary to permit the person to participate in the public comment period of the meeting.

3. Remote Participation by Members of the Public Body.

- a. Communication. When a member of a public body is physically absent from a meeting, but attends the meeting remotely, Montmorency County