

Proceedings
Ontonagon County Board of Commissioners
Regular Meeting
January 17, 2023

The Ontonagon County Board of Commissioners met in regular session on Tuesday, January 17, 2023 at 4:00 p.m. in the Circuit courtroom. At the call to order the Pledge of Allegiance was recited. Roll call showed all Commissioners present.

By motion of Bourdeau supported by Nousiainen and carried to approve the minutes of the 12/20/2022 regular meeting and 12/20/2022 & 01/03/2023 special meetings minutes.

Public comment: Marlene Broemer addressed the board regarding her achievements as county commissioner.

By motion of Bourdeau supported by Cane and carried to approve the agenda as presented.

By motion of Nousiainen supported by Bourdeau and carried on a 5-0 roll call vote to approve the Transit FY 2024 contract clause certification and authorize chair to sign.

By motion of Cane supported by Bourdeau and carried on a 5-0 roll call vote to adopt the following resolution:

**ONTONAGON COUNTY BOARD OF COMMISSIONERS RESOLUTION #2023-02
FY 2024 RESOLUTION OF INTENT**

THE APPROVED RESOLUTION OF INTENT TO APPLY FOR FINANCIAL ASSISTANCE FOR FISCAL YEAR
2024 UNDER ACT NO. 51 OF THE PUBLIC ACTS OF 1951, AS AMENDED

WHEREAS, pursuant to Act No. 51 of the Public Acts of 1951, as amended (Act 51), it is necessary for the Ontonagon County Board of Commissioners, (hereby known as THE APPLICANT) established under Act 94, to provide a local transportation program for the state fiscal year of 2024 and, therefore, apply for state financial assistance under provisions of Act 51; and

WHEREAS, it is necessary for the governing body, to name an official representative for all public transportation matters, who is authorized to provide such information as deemed necessary by the State Transportation Commission or department for its administration of Act 51; and

WHEREAS, it is necessary to certify that no changes in eligibility documentation have occurred during the past state fiscal year; and

WHEREAS, the performance indicators for this agency have been reviewed and approved by THE Governing Body;

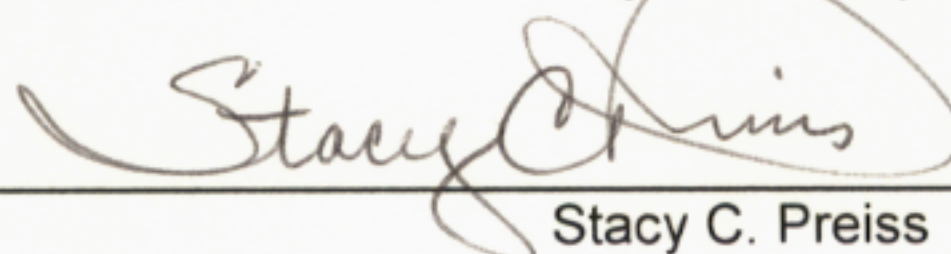
WHEREAS, THE APPLICANT, has reviewed and approved the proposed balanced (surplus) budget, and funding sources of estimated federal funds \$164,092, estimated state funds \$315,283, estimated local funds \$369,245, estimated farebox \$63,000, with total estimated expenses of \$911,620.

NOW THEREFORE, be it resolved that THE APPLICANT hereby makes its intentions known to provide public transportation services and to apply for state financial assistance with this annual plan, in accordance with Act 51; and

HEREBY, appoints Carl Nykanen, as the Transportation Coordinator, for all public transportation matters, who is authorized to provide such information as deemed necessary by the State Transportation Commission or department for its administration of Act 51 for 2024.

I, Stacy C, Preiss, Clerk of Ontonagon County, Register of Deeds, of the County of Ontonagon having custody of the records and proceedings of Ontonagon County Board of Commissioners, do hereby certify that I have compared this resolution adopted by Ontonagon County Board of Commissioners at the meeting of January 17, 2023, with the original minutes now on file and of record in the office and that this resolution is true and correct.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed seal of said Board this 17th day of January, 2023.



Stacy C. Preiss

By motion of Bourdeau supported by Cane and carried on a 5-0 roll call vote to approve the Transit Accessibility Plan.

By motion of Nousiainen supported by Bourdeau and carried on a 5-0 roll call vote to approve resignation of Jeff Rule as FOC with regret.

By motion of Nousiainen supported by Bourdeau and carried on a 5-0 roll call vote to approve a cash advance in the amount of \$335.70 for Michael Findlay to attend PACC/PAMM.

By motion of Bourdeau supported by Cane and carried on a 5-0 roll call vote to approve the FY 2023 MOA with MSU in the amount of \$35,000 and authorize chair to sign.

By motion of Bourdeau supported Nousiainen and carried on a 5-0 roll call vote to approve FY 2023 MOU with Northcare Network in the amount of \$20,628.

By motion of Nousiainen supported by Bourdeau and carried on a 5-0 roll call vote to approve a 3-year contract with MGT Consulting for cost allocation services (CRP).

By motion of Bourdeau supported by Cane and carried on a 5-0 roll call vote to adopt the following resolution:

RESOLUTION 2023-04
ONTONAGON COUNTY LAND BANK AUTHORITY
RESOLUTION AUTHORIZING ENGAGEMENT IN STATE LAND BANK BLIGHT ELIMINATION
PROGRAM ROUND 1 AND AUTHORIZING SIGNATURE

WHEREAS, the Ontonagon County Land Bank Authority wishes to participate in the State Land Bank Authority Blight Elimination Program Round 1 to further blight elimination efforts in Ontonagon County; and

WHEREAS, a Request for Proposals was issued on September 15, 2022 which requires a resolution authorizing engagement in the program as well as authorizing a signatory.

NOW, THEREFORE, BE IT RESOLVED, the Ontonagon County Land Bank Authority hereby authorizes engagement in the State Land Bank Authority Blight Elimination Program Round 1 and designates the Ontonagon County Treasurer, Michele Smith to sign all documents relating to the Program application and execution.

Motion offered at a regular meeting of the Ontonagon County Board of Commissioners, Tuesday, January 17, 2023, by Commissioner Bourdeau supported by Commissioner Cane. Resolution declared adopted.

AYES: Bourdeau, Cane, Store, Nousiainen & Nykanen
NAYS: None
ABSTENTIONS: None
ABSENT: None



Carl R. Nykanen, County Board Chair

By motion of Bourdeau supported by Cane and carried on a 5-0 roll call vote to enter into closed session at 4:16 p.m.

By motion of Bourdeau supported by Store and carried on a 5-0 roll call vote to return from closed session and resume regular meeting at 4:31 p.m.

By motion of Cane supported by Bourdeau and carried on a 5-0 roll call vote to adopt the following resolution:

RESOLUTION TO APPROVE SETTLEMENT AGREEMENT:
WAYSIDE CHURCH, et al v VAN BUREN COUNTY, et al
WESTERN DISTRICT OF MICHIGAN CASE NO. 1:14-CV-01274

RESOLUTION # 2023-03

Minutes of a regular meeting of the Board of Commissioners of Ontonagon County, Michigan, held in the Ontonagon County Courthouse, 725 Greenland Road, Ontonagon, Michigan 49953, on January 17, 2023, at 4:00 P.M., local time.

PRESENT: Commissioners Nykanen, Cane, Bourdeau, Store & Nousiainen
ABSENT: None

The following resolution was offered by Commissioner Cane supported by Commissioner Bourdeau.

WHEREAS, Wayside Church, et al, filed a class action complaint against a number of counties in the United States District Court for the Western District of Michigan in Civil Action No. 1:14-cv-01274 ("Complaint"); and

WHEREAS, Parties have been exploring and preparing defenses and participating in settlement negotiations under the oversight of the 6th Circuit Court of Appeals Mediation process; and,

WHEREAS, the parties are desirous of avoiding future litigation and controversy and after extensive negotiations, have agreed to certain terms and conditions set forth in the Settlement and Release Agreement, subject to approval by the Court, and as outlined by counsel; and

WHEREAS, the County understands that the Settlement and Release Agreement is a compromise of a disputed claim and that payment(s) made and conditions state therein are not to be construed as an admission of liability on the part of the parties being released by who all liability is expressly denied; and,

WHEREAS, after consultation with legal counsel, and the County Treasurer and upon the recommendation and endorsement of the Settlement by each, the County believes it is in the best interests of the citizens of Ontonagon County to resolve the litigation in accordance with the Settlement and Release Agreement, subject to approval by the Court.

THEREFORE, BE IT RESOLVED, that the Ontonagon County Board of Commissioners approves entering into the Settlement and Release Agreement in connection with Civil Action No. 1:14-cv-01274, subject to approval by the Court.

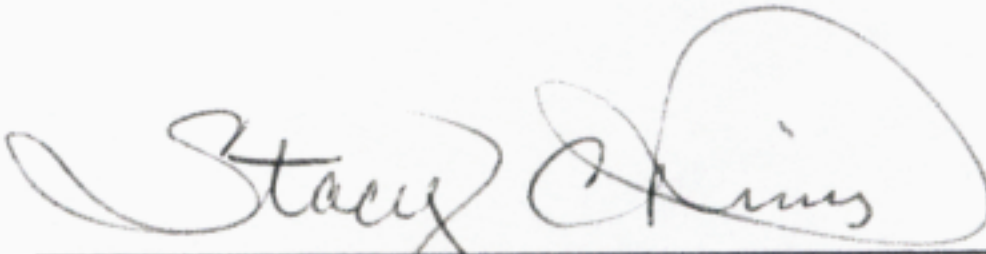
BE IT FURTHER RESOLVED, that the Chairperson of the Board of Commissioners, County Clerk, and County Attorney are hereby authorized to sign the Settlement and Release Agreement on behalf of Ontonagon County, and the County Treasurer is encouraged to execute the Settlement and Release, subject to approval by the Court, after approval as to form by the County Attorney.

YEAS: Commissioners Cane, Bourdeau, Store, Nousiainen & Nykanen

NAYS: None

ABSTAIN: None

RESOLUTION DECLARED ADOPTED.

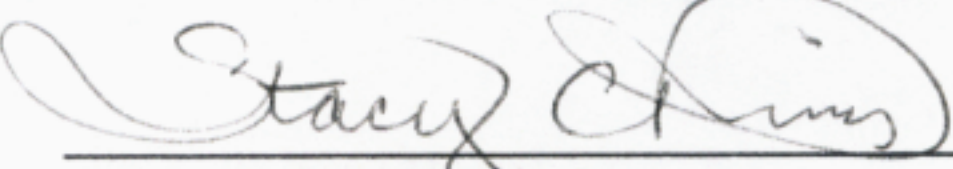


Stacy C. Preiss, Clerk
County of Ontonagon

STATE OF MICHIGAN)
) SS
COUNTY OF ONTONAGON)

I, Stacy C. Preiss, the duly qualified and acting Clerk of Ontonagon County, Michigan (the "County") does hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners at a meeting held on January 4, 2023, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267 of the Public Acts of Michigan of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 4th day of January 2023.



Stacy C. Preiss, Clerk
County of Ontonagon

By motion of Bourdeau supported by Cane and carried on a 5-0 roll call vote to approve the payment of the bills and PR as presented:

(101) General Fund \$56,457.32, (210) SONCO \$87,000.00, (211) OCAP Fund \$0.00, (215) FOC Fund \$0.00, (256) ROD Automation Fund \$902.00, (257) Veteran's Van Fund \$0.00, (259) CAA Fund \$0.00, (260) Indigent Defense Fund \$0.00, (261) 911 Service Fund \$13,369.11, (263) CPL Fund \$41.89, (269) Law Library Fund \$2,147.33, (280) Senior Citizens Fund \$0.00 (288) Public Transit Fund \$9,729.01, (296) VSO Fund \$0.00 (292) PCCF \$52.38 & (525) Foreclosure Fund \$0.00. Bearing claim #35589- 35680.

Prepaid bills from 12/15/2022 – 01/11/2023 (101) General Fund \$170,791.78 (251) Land Bank Fund \$0.00, (253) 911 Equipment Fund \$0.00 (257) Veteran's Van Fund \$0.00 (260) MIDC Fund \$3,194.88 (261) 911 Service Fund \$541.68, (263) CPL Fund \$0.00, (264) Corrections Officer Training Fund \$0.00, (269) Law Library Fund \$0.00 (271) Library Board Fund \$0.00 (288) Transit Fund \$32,263.02 (292) PCCF \$830.47 (296) VSO Fund \$0.00, (525) Foreclosure Fund \$0.00. Total prepaids \$207,621.83.

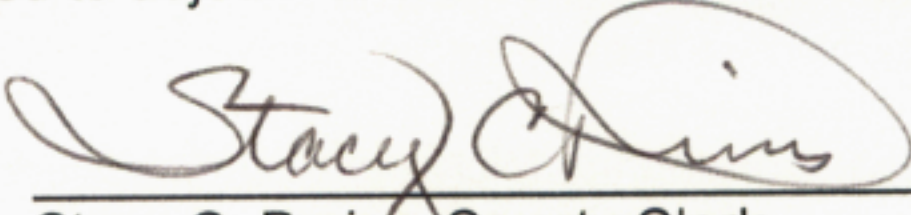
Payroll periods ending 12/23/2022 & 01/06/2023 (101) General Fund \$169,817.05, (260) MIDC Fund \$245.16, (261) 911 Service Fund \$1,979.74, (288) Transit Fund \$25,880.74, (292) PCCF \$558.40. Total payroll \$198,481.09.

Committee reports
Department Head reports
Other business: None
Agenda requests: None
Public comment: None

By motion of Bourdeau supported by Cane and carried to adjourn to the call of the Chair at 4:36 p.m.



Carl Nykanen, Chair



Stacy C. Preiss, County Clerk

INDEX
January 17, 2023 regular

Motion to approve 12/20/22 & 01/03/2023 minutes	130
Motion to approve the agenda	130
Motion to approve Transit FY 2024 contract	130
Motion to adopt Res 2023-02 FY 2024 Resolution of Intent	130
Motion to approve Transit Accessibility Plan	130
Motion to approve the resignation of Jeff Rule as FOC	130
Motion to approve cash advance for Michael Findlay to attend PACC/PAMM conference	131
Motion to approve FY 2023 MOA with MSU	131
Motion to approve MOU with Northcare Network	131
Motion to approve 3 year agreement with MGT consulting	131
Motion to adopt Res 2023-04 Land Bank Blight Elimination	131
Motion to enter into closed session	131
Motion to reconvene from closed session	131
Motion to adopt Res 2023-03 Approve settlement w/Wayside Church	131
Motion to approve payment of bills and PR	132
Motion to adjourn to the call of the Chair	133

Proceedings
Ontonagon County Board of Commissioners
Regular Meeting
February 21, 2023

The Ontonagon County Board of Commissioners met in regular session on Tuesday, February 21, 2023 at 4:00 p.m. in the Circuit courtroom. At the call to order the Pledge of Allegiance was recited. Roll call showed all Commissioners present.

By motion of Cane supported by Bourdeau and carried to approve the minutes of the 01/17/2023 regular meeting minutes.

Public comment: None.

By motion of Nousiainen supported by Cane and carried to approve the agenda with the following additions:
6a) Transit American Test Center, Inc invoice
19) Tanya Rule from WUPHD
19a) Remonumentation proposal from Timberline Land Surveying

By motion of Bourdeau supported by Store and carried on a 5-0 roll call vote to approve the Transit/AFSCME letter of agreement for the ELDT (Entry Level Driver Trainer) to receive an extra \$1.00 per hour.

By motion of Cane supported by Nousiainen and carried on a 5-0 roll call vote to formally approve the Transit project authority for operating in the amount of \$289,807 for the 2023 FY.

By motion of Bourdeau supported by Cane and carried on a 5-0 roll call vote to approve the OHM proposal for courthouse security upgrades to the entry doors for an amount of \$23,300.00.

By motion of Bourdeau supported by Nousiainen and carried on a 5-0 roll call vote to approve the airport ARPA grant agreement in the amount of \$22,000.00.

By motion of Cane supported by Bourdeau and carried on a 5-0 roll call vote to approve the following resolution:

RESOLUTION # 2023-05
HONORING the Michigan Association of Counties on its 125th Anniversary

WHEREAS, Michigan's 83 county governments play a central role in the proper delivery of, and oversight for, critical public services for the state's approximately 10 million residents; and

WHEREAS, Michigan county governments are led by Boards of Commissioners, who are elected from their communities; and