

March 11, 2020

The Roscommon County Board of Commissioner's met on Wednesday, March 11, 2020 for a Regular Meeting. The meeting was held at the Roscommon County Building, 500 Lake Street, Roscommon, MI 48653. Chairman Robert E. Schneider called the meeting to order at 10:00 a.m.

The Pledge of Allegiance of the United States of America was recited.

Present: Schneider, Russo, Milburn, Muckenthaler

Excused: Melvin

Motion by Milburn, Second by Muckenthaler, to approve the Board Agenda with the addition of motion #3. On Roll Call: Ayes: Russo, Schneider, Milburn, Muckenthaler. Nays: None. Motion Carried.

Motion by Muckenthaler, Second by Schneider, to approve Board of Commissioner's Regular Meeting Minutes for February 12, 2020 & February 26, 2020. On Roll Call: Ayes: Russo, Milburn, Schneider, Muckenthaler. Nays: None. Motion Carried.

Public Comment: Resident Gary Sikora shared information regarding Roscommon County becoming a Second Amendment Sanctuary County. Elaine Palm, MSUE, updated the Board on the new 4H clubs coming in April and discussed the many programs that MSUE offers the community. Elaine had 27 of the 54 ROOC students reach graduation status. Commissioner Milburn thanked Elaine for her community involvement.

Motion by Russo, Second by Muckenthaler, to approve Class A bills in the amount of \$903,595.56. On Roll Call: Ayes: Russo, Milburn, Muckenthaler, Schneider. Nays: None. Motion Carried.

Motion by Muckenthaler, Second by Milburn, to approve Claims & Accounts in the amount of \$132,111.67. On Roll Call: Ayes: Russo, Milburn, Muckenthaler, Schneider. Nays: None. Motion Carried.

Administrator/Controller's Report: Controller Valentino discussed the declared state of emergency called by Governor Whitmer because of the Coronavirus (COVID-19). Valentino updated the Board on the various lawsuits involving the County. The next hearing date on CHLL v Roscommon County is March 19th at 2 p.m. The Gypsy Moth Coordinator has chosen to leave employment. Julie Crick and Doug Schei have created a plan to monitor hatching. Phil Bendily has been invaluable to Gypsy Moth regarding mapping and GIS. Damage at the Juvenile Detention Center was \$20,000 and is in the hands of the insurance companies. The JDC was closed for several days for cleanup and safety repairs. Faith Stevenson is training to take over payroll during Noelle Martin's leave of absence. Alicia Pastell continues to do a great job covering for Housing. There are some changes to the MEI program as the Chief MEI is no longer with Genesee County. Valentino continues to work on the 2019 audit preparation which will be scheduled for the end of May or the beginning on June.

Correspondence:

- A. Roscommon County EDC – 2019 Year in Review
- B. Roscommon County EDC – Director's Report
- C. Charlevoix County Board of Commissioners
- D. Menominee County Board of Commissioners
- E. Roscommon County EDC – Board Meeting Minutes
- F. Cheboygan County Board of Commissioners
- G. MiCareerQuest Middle Michigan 2020
- H. Kalkaska County Board of Commissioners
- I. Michigan State University
- J. Arenac County Board of Commissioners
- K. Monroe County Board of Commissioners
- L. Lake County Board of Commissioners

Monthly Department Reports: Sheriff

Visitors: None

Unfinished Business/New Business: a. Brownfield Redevelopment Authority Board Appointments – Regretfully, Theresa Ekdorn has resigned. The BRA Board recommends Margie Lathrop as the replacement. Al Cambridge submitted a letter regarding his interest in being reappointed to the Roscommon County Economic Development Corporation Board. The appointments will take place at the next meeting.

Motions and Resolutions:

1. Motion by Russo, Second by Milburn, to approve the 2020 Revised Monumentation and Remonumentation Plan for Roscommon County and authorize Chairman Robert E. Schneider to sign on behalf of the Board of Commissioners.

On Roll Call: Ayes: Schneider, Muckenthaler, Russo, Milburn. Nays: None. Motion Carried.

2. Motion by Muckenthaler, Second by Schneider, to send the attached resolution of Support for House Bill 5488 to Representative Daire Rendon and Senator Curt VanderWall.

RESOLUTION OF SUPPORT FOR HOUSE BILL 5488

WHEREAS, in 2014 the Michigan Supreme Court held in *People v. Cunningham* that a court may impose costs in a criminal case only if those costs are authorized by statute, and, in response, the Michigan House of Representatives passed House Bill 5785, allowing a court to impose any reasonable cost on a defendant found guilty of a crime and requiring that the court make available to the general public and the defendant information about any costs, fines or assessments, and;

WHEREAS, enactment of Public Act (PA) 64 of 2017 responded to *Cunningham* by authorizing trial courts to assess criminal defendants the cost of court operations related to their case that, in consideration of the recent advisement under *Cunningham*, included a sunset provision until October 17, 2020; and,

WHEREAS, the Trial Court Funding Commission was created to review Michigan's trial court funding system and make recommendations to improve its effectiveness, including any changes to the methods by which courts impose and allocate fees and costs and, after several years of review, the Trial Court Funding Commission developed short- and long-term reforms; and,

WHEREAS, the Roscommon County Commissioners believe that user fees based on reasonable costs such as salaries and benefits of court personnel, necessary expenses for the operations of the court's functions and expenses relative to the maintenance of the building, have worked as a fair method to fund court operations and supports the recommendations of the Trial Court Funding Commission regarding a stable court funding system; and,

WHEREAS, House Bill 5488 extends the sunset period, allowing courts to continue to impose reasonable court costs and allowing for implementation of those short-term Trial Court Funding Commission recommendations that will assist in establishing a stable and fair court funding system.

WHEREAS, inaction on extending the current sunset period will create a large financial burden on county governments in Michigan, creating the largest unfunded mandate imposed by the State of Michigan on local government.

NOW, THEREFORE, BE IT RESOLVED, that the Roscommon County Board of Commissioner's hereby support the passage of House Bill 5488, extending the sunset period of collection of reasonable court costs through October 1, 2023.

On Roll Call: Ayes: Schneider, Muckenthaler, Russo, Milburn. Nays: None. Motion Carried.

3. Motion by Milburn, Second by Russo, to deny appeals of FOIA No. 01.31.2020.01 and 02.03.2020.01-02.03.2020.03.

On Roll Call: Ayes: Schneider, Muckenthaler, Russo, Milburn. Nays: None. Motion Carried.

Committee Reports:

Russo: Claims & Accounts, E911, Houghton Lake is 8" over winter level. Russo remarked how well the reporting of the results for the March 10, 2020 Presidential Primary was.

Melvin: Excused

Muckenthaler: NMRE, Claims & Accounts

Milburn: District Health, EDC, Veterans Coffee Hour

Schneider: District Health, all three lakes are over winter level. Schneider commended the county and township clerks for doing a great job with the additional election requirements. The next Agenda Meeting will be moved to March 19th at 1 p.m.

Public Comment: EDC Chair, Ed Bergeron discussed meetings he has been going to along with his appreciation of Brenda Bachelder. Gerrish Township Supervisor, David Udy mentioned the extra workload county and local clerks have with the new election laws. Udy would like to ensure the clerks are compensated properly.

Motion by Milburn, Second by Russo, to adjourn meeting. All Ayes. Motion Carried.

Meeting adjourned at 10:59 a.m.

Robert E. Schneider, Chairman

Michelle M. Stevenson, County Clerk/Reg. Of Deeds