

Board Conference Room
January 9, 2020
Board of Commissioners Minutes

The regular meeting of the Oceana County Board of Commissioners was called to order by Chairperson Powers in the Board Conference Room on Thursday, January 9, 2020, at 11:33 a.m.

Roll was called by the Clerk. Present: Mr. Sebolt, Ms. Meyette, Mr. Brown, Mr. Walker and Mr. Powers. Absent: Mr. Byl and Mr. Gustafson.

Mr. Sobie, Oceana County Administrator; Ms. Anderson, Oceana County Clerk; and John Cavanagh, Oceana's Herald-Journal correspondent, were also present.

Moved by Mr. Walker and seconded by Ms. Meyette to approve the minutes of the December 19, 2019 minutes as corrected.

Voice vote. Motion carried.

RESOLUTION NO. 1 – ADOPTION OF POLICY PREVENTING THE USE OF EXCESSIVE FORCE

Moved by Mr. Walker and seconded by Ms. Meyette to approve the following resolution:

WHEREAS, the Congress of the United States has passed the Armstrong/Walker "Excessive Force" Amendment (Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended) prohibiting the use of excessive force by a local law enforcement agency against any individual engaged in nonviolent civil rights demonstration within its jurisdiction; and

WHEREAS, Oceana County has received a Michigan Community Development Block Grant and is required to comply with the Armstrong/Walker "Excessive Force" Amendment; and

WHEREAS, the use of excessive force against demonstrators may cause Oceana County to lose its grant or eligibility for future federal grants.

NOW THEREFORE BE IT RESOLVED, it is policy of the Oceana County Board of Commissioners that the use of excessive force is prohibited against individuals engaged in lawful and nonviolent civil rights demonstrations within the county.

BE IT FURTHER RESOLVED, that the Oceana County Board of Commissioners shall, through the Oceana County Sheriff, enforce a policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within jurisdictions.

BE IT FURTHER RESOLVED, the Oceana County Board of Commissioners directs the Oceana County Sheriff to implement said policies upon adoption of this resolution and, if necessary, to amend applicable Sheriff's Department standard operating procedures to fully comply with the intent of this resolution.

Voice vote. Motion carried.

RESOLUTION NO. 2 – AMENDMENT TO INMATE MEDICAL BUDGET FOR FISCAL YEAR 2019

Moved by Ms. Meyette and seconded by Mr. Walker to approve the following amendment to the Fiscal Year 2019 budget as described:

General Fund

- Increase Sheriff’s Department Jail Outpatient Care (101-351-843.000) by \$10,000 from \$33,963 to \$43,963 to cover inmate medical care charges

Roll call: Ms. Meyette - yes; Mr. Walker - yes; Mr. - Brown yes; Mr. Sebolt - yes; and Mr. Powers - yes. Absent: Mr. Byl and Mr. Gustafson.

Motion carried.

RESOLUTION NO. 3 – DECLARATION OF GREAT LAKE SHORELINE A DISASTER AREA

Moved by Mr. Brown and seconded by Mr. Walker to adopt the following resolution:

WHEREAS, record high water levels in the Great Lakes, as well as the bays and rivers connected to them, have contributed toward major erosion on beaches and shorelines all across the State of Michigan during high water levels and currently throughout 2020; and

WHEREAS, it is anticipated that the Michigan winter with ice flows and jams will continue to worsen the already bad situation throughout the Great Lakes; and

WHEREAS, the Great Lakes are Michigan's most vital and precious resource; and

WHEREAS, Oceana County realizes the effects of storms, high water, and wind driven wave action that are causing severe erosion of the shoreline; and

WHEREAS, the public trust doctrine states that the sovereign holds in trust, for the public use, the resources such as the shoreline regardless of private property ownership; and

WHEREAS, the 3,288 miles of shoreline in the State of Michigan must be protected as referred to in the Public Trust Doctrine; and

WHEREAS, the Great Lakes are the State of Michigan's economic and property value driver for the tax base along the shoreline and connecting tributaries; and

WHEREAS, the conditions of the Great Lakes shoreline affects businesses and the tourism industry by limited access to the beaches; the loss of property along the shoreline directly affects the local, county, and state tax base; and the effects on municipal water systems and the inland waters levels throughout the state are all affected.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Oceana County Board of Commissioners requests that the Governor of the State of Michigan along with the State Legislature declare the shoreline in the State of Michigan a disaster area, and seek assistance from Congress and the President of the United States for this devastating situation which has an impact statewide.

Voice vote. Motion carried.

RESOLUTION NO. 4 APPROVAL TO APPLY FOR VETERAN SERVICE FUND GRANT

Moved by Mr. Sebolt and seconded by Mr. Walker to authorize the Oceana County Department of Veterans' Affairs to apply for, and if awarded, to accept a County Veteran Service Fund grant, through the Michigan Veterans Affairs Agency, in the amount of \$50,000 for the purpose of supporting the provision of services to Oceana County veterans.

Roll call vote: Mr. Sebolt – yes; Mr. Walker – yes; Ms. Meyette – yes; Mr. Brown – yes; and Mr. Powers – yes. Absent: Mr. Byl and Mr. Gustafson.

Motion carried.

RESOLUTION NO. 5 – PAYMENT OF CLAIMS

Moved by Mr. Walker and seconded by Mr. Brown to approve the payment of claims for December 19, 2019 in the tentative amounts as follows:

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|--------------------------------------|---------------------|
| AMBULANCE FUND | \$2,084.71 |
| FRIEND OF THE COURT FUND | 1,819.21 |
| GIS FUND | -0- |
| PUBLIC IMPROVEMENT | -0- |
| BUILDING DEPARTMENT | 12,303.84 |
| TECHNOLOGY | 42,300.32 |
| FORECLOSURE | 3,303.15 |
| K-9 UNIT | 38.69 |
| VETERANS AFFAIRS | 7,572.14 |
| MEDICAL RESERVE | -0- |
| AUTOMATION FUND – R.O.D. | 5,764.53 |
| INDIGENT DEFENSE FUND | 7,024.35 |
| LOCAL CORR OFFICERS TRNG FUND | 146.90 |
| CRIMINAL JUSTICE TRNG | -0- |
| VICTIMS SERVICES | -0- |
| CAP PROJ-EQUIP REPLACEMENT | 600.00 |
| GENERAL FUND | 411,854.00 |
| TOTAL | \$494,811.84 |

Roll call vote: Mr. Walker - yes; Mr. Brown – yes; Ms. Meyette – yes; Mr. Sebolt – yes; and Mr. Powers – yes. Absent: Mr. Byl and Mr. Gustafson.

Motion carried.

Mr. Walker mentioned that the autopsy billing report has been corrected.

Ms. Meyette asked if the billing for inmate medical recovery was an annual billing. It was explained that the billing is a periodic billing.

PUBLIC COMMENT:

No public comment at this time.

Chairperson Powers asked if there was any further business to come before the Board. There being none, the meeting adjourned at 11:44 p.m.

Amy L. Anderson, Oceana County Clerk

Date

Mr. Powers, Chairperson