

PUBLIC HEARING
KEWEENAW COUNTY BOARD OF COMMISSIONERS
November 18, 2015

The Public Hearing was held for the 2016 budgets at 6:00 p.m. at the Courthouse in Eagle River, MI and began with the pledge of allegiance.

Commissioners present: Randy Eckloff, Bob DeMarois, Don Piche, Ray Chase. Absent: Del Rajala.

The Keweenaw County Board of Commissioners heard public comment on the 2016 County budgets including the General Fund and all Special Funds.

Motion by Chase supported by DeMarois to close the public hearing at 6:23 p.m.

OFFICIAL PROCEEDINGS
KEWEENAW COUNTY BOARD OF COMMISSIONERS
November 18, 2015

The regular monthly meeting of the Keweenaw County Board of Commissioners was held on November 18, 2015 beginning at 7:20 p.m. following the Public Hearing for 2016 budgets and the Keweenaw Mountain Lodge meeting, at the Courthouse, Eagle River, MI.

Commissioners present: Randy Eckloff, Bob DeMarois, Don Piche, Ray Chase, Del Rajala.

The meeting was posted in the Courthouse on the bulletin board and the agenda for the meeting was posted on the door of the Courthouse.

Motion by Rajala supported by Eckloff and unanimously carried to approve the agenda as presented.

Motion by DeMarois supported by Chase and unanimously carried to accept the minutes from the October 21, 2015 regular monthly board meeting as presented.

The Treasurer, Sheriff and Mine Inspector reports were received.

Time was allowed for public comment.

Motion by Eckloff supported by DeMarois to pay the approved and audited bills in the following amounts; General Fund=\$137,255.63 Construction Codes Fund=\$1,834.62 911 Fund=\$517.81 Law Library=\$0 Child Care Fund/Basic Grant=\$0 County Veterans Trust Fund=\$0 Medical Care Fund=\$0 Courthouse Improvement Fund=\$34,000.00. Board polled. Ayes: Eckloff, DeMarois, Chase, Piche, Rajala. Nays: None. Motion carried.

Motion by Chase supported by DeMarois and unanimously carried to allow the Equalization Department to sell a Basic data base package for County parcels for \$500 which would not include any sketches or buildings.

Motion by Chase supported by Eckloff and unanimously carried to adopt the following 2016 budgets as presented: General Fund, Friend of the Court, Courthouse Improvement Fund, Building Codes, Register of Deeds Automation, 911, Concealed Pistol Licensing, Sheriffs Training, Jail Commissary, Drug Law Enforcement Fund, Law Library, Revenue Sharing, Medical Care Facility, Probate Child Care/Juvenile Fund, Veterans Trust, Veterans Affairs and Keweenaw Mountain Lodge.

Motion by Rajala supported by Chase and unanimously carried to reappoint Joe Langdon to the U.P. State Fair Authority with term beginning January 1, 2016 and ending December 31, 2018.

Motion by Eckloff supported by DeMarois to accept the GIS Cartography proposal in the amount of \$3,814 for the setup of a new Keweenaw County map with 911 picking up \$2831 for books for Emergency Responders for a total of \$6,600. Board polled. Ayes: Eckloff, DeMarois, Chase, Rajala, Piche. Nays: None. Motion carried.

Motion by Rajala supported by Chase and unanimously carried to accept the proposed changes to the By-Laws of the Keweenaw County Planning Commission. The bylaws are below with changes in bold.

BY-LAWS OF
KEWEENAW COUNTY PLANNING COMMISSION

The original by-laws were compiled by a duly appointed committee consisting of John J. Lanyon and Gordon J. Jaaskelainen and were adopted by the Keweenaw County Planning Commission on April 17, 1962. These by-laws were revised by the Planning Commission in October 2015 pursuant to P.A. 33 of 2008.

ARTICLE I - Title of the Commission

Section 1. The title of this commission shall be Keweenaw County Planning Commission of Keweenaw County, State of Michigan,

Section 2. The Keweenaw County Planning Commission was originally created by the Keweenaw County Board of Supervisors on 14 November 1961 under the authority granted the Board of Commissioners by the County Planning Commission Act, Act 282, Public Acts of the State of Michigan (now repealed). The revised by-laws bring the operation of the Planning Commission into compliance with the Michigan Planning Enabling Act, Public Act 33 of 2008 of the State of Michigan.

ARTICLE II - Purpose

Section 1. To provide a general development guide for The County of Keweenaw, Michigan.

1. Educate the public about planning issues, the master plan and land use regulations (zoning).
2. Cooperate and coordinate with other units of government on planning.
3. Prepare, adopt and maintain a master plan.
4. Review and comment on other community's draft master plans.
5. Draft a zoning ordinance and amendments and review various zoning proposals (if the planning commission has zoning authority).
6. Review and comment on public works.
7. Prepare and adopt a capital improvement program (unless exempt).
8. Prepare subdivision regulations and advise on proposed plats (if there are adopted subdivision regulations)

ARTICLE III - Membership

Section 1. The membership of this commission shall consist of **seven or nine persons** representing as many of the diverse interests of the County as is physically possible as well as each of the townships.

Section 2. Membership to this commission shall be made by appointment by the Keweenaw County Board of Commissioners **following the recommendations of the Planning Commission.**

Section 3. Appointments to the commission shall be for a term of three years, excepting that the original appointments shall be so arranged as to cause the terms of no more than three members to expire in any one year. There are no term limits.

Section 4. A quorum of this commission shall consist of no less than five members. A majority of the commission shall consist of a majority of the members present and voting.

ARTICLE IV - Officers of the Commission

Section 1. The officers of this commission shall consist of a chairman, vice-chairman, secretary.

Section 2. The chairman, vice-chairman, secretary shall be elected annually at a regular meeting.

Section 3. Vacancies in elective offices shall be filled by a special election governed by the regulation provided for in the annual election.

ARTICLE V - Meetings of the Commission

Section 1. The regular meeting of this commission **shall be no less than 10 monthly** with the date and time to be determined by the commission.

Section 2. Special meetings may be called at the discretion of the chairman. In the absence of the chairman, special meetings may be called by the vice-chairman. In the absence of both, two-thirds of the total membership may call a special meeting. A quorum of the commission present shall be necessary to open a meeting.

ARTICLE VI - Order of Business

Section 1. At all regular meetings of this commission, business shall be conducted in a reasonable manner with decorum. An agenda for the meeting's business will be established at the beginning of each meeting after roll call.

ARTICLE VII - Committees

Section 1. All committees, standing and special, shall be appointed by the chairman and approved by a majority of the members present. Their duties shall be as defined by the chairman at the time of their appointment.

ARTICLE VIII - Accounts against the Commission

Section 1. No accounts against this commission shall be paid unless accompanied by a signed order on this commission bearing the signature of both the chairman and secretary of the commission.

ARTICLE IX - Parliamentary Authority

Section 1. The rules contained in "Roberts Rules of Order" shall govern this commission in all cases to which they are applicable, and in which they are not inconsistent with the bylaws or special rules of this commission.

ARTICLE X - Conflict of Interest

Section 1. All members of the Commission's staff shall avoid situations which are conflicts of interest, and/or incompatibility of office. As used here, a conflict of interest shall at a minimum include, but not necessarily be limited to, the following:

1. Issuing, deliberating on, voting on, or reviewing a case concerning him or her.
2. Issuing, deliberating on, voting on, or reviewing a case concerning work on land owned by him or her or which is adjacent to land owned by him or her.
3. Issuing, deliberating on, voting on, or reviewing a case involving a corporation, company, partnership, or any other entity in which he or she is a part owner, or any other relationship where he or she may stand to have a financial gain or loss.
4. Issuing, deliberating on, voting on, or reviewing a case which is an action which results in a pecuniary benefit to him or her.

5. Issuing, deliberating on, voting on, or reviewing a case concerning his or her spouse, children, step-children, grandchildren, parents, brothers, sisters, grandparents, parents in-law, grandparents in-law, or members of his or her household.
6. Issuing, deliberating on, voting on, or reviewing a case where his or her employee or employer is:
 - a) an applicant or agent for an applicant, or
 - b) has a direct interest in the outcome.

Section 2. When a conflict of interest exists staff shall do all of the following immediately, upon first review of the case and determining a conflict exists:

1. declare a conflict exists,
2. cease to process the case any further, and
3. forward the case, and all pertinent records, to an alternate, assistant, or manager so the case is dealt with by someone else.

ARTICLE XI - Records

Section 1. Minutes and Records.

The Commission Secretary shall keep, or cause to be kept, a record of Commission meetings, which shall at a minimum include an indication of the following:

1. Copy of the meeting posting pursuant to P.A. 267 of 1976, as amended, (being the Michigan Open Meetings Act, M.C.L. 15.261 etseq.)
2. Copy of the minutes, and all its attachments which shall include a summary of the meeting, in chronological sequence of occurrence:
 - a. Time and place the meeting was called to order.
 - b. Attendance.
 - c. Indication of others present (listing names if others choose to sign in and/or a count of those present).
 - d. Summary or text of points of all reports (including reports of what was seen and discussed at a site inspection) given at the meeting, and who gave the report and in what capacity. An alternative is to attach a copy of the report if offered in writing.
 - e. Summary of all points made in public participation or at a hearing by the applicant, officials, and guests and an indication of who made the comments. An alternative is to attach a copy of the public's statement, petition, or letter if it is provided in written form.
 - f. Full text of all motions introduced, who made the motion and who seconded the motion.
 - g. The type of vote and its outcome. If a roll call vote, indicate who voted yes, no, abstained or a statement the vote was unanimous. If not a roll call vote, then simply a statement: "the motion passed/failed after a voice vote."
 - h. Public comment
 - i. Time of adjournment.
 - j. Records of any action, support documents, maps, site plans, photographs, correspondence received, attached as an appendix to the minutes.

ARTICLE XII. - Amendments

Section 1. These by-laws may be altered or amended or others substituted for them provided such changes or substitutions shall be proposed at a regular meeting and that such changes and substitutions are in accordance with the Constitution and laws of the State of Michigan that govern county planning commissions. A vote of two-thirds of the total membership of this commission shall be necessary to alter or amend these by-laws.

ARTICLE XIII - Repealing Clause

Section 1. All by-laws of this commission heretofore in force and resolutions not in accordance with these by-laws are hereby repealed.

These by-laws were adopted by the Keweenaw County Planning Commission at their regular meeting on October 29, 2015
By-laws approved by the Keweenaw County Board of Commissioners at their regular meeting on **November 18, 2015.**

Motion by Rajala supported by Chase and unanimously carried to adopt the following resolution regarding WUPPDR as grant applicant for 2016 for continued funding of the Western Upper Peninsula Regional Prosperity Initiative:

WHEREAS, Governor Snyder and the Michigan Legislature have created the Regional Prosperity Initiative with the goal of improving organizational collaboration to further economic prosperity; and

WHEREAS, in 2014 and 2015 WUPPDR was awarded funds to form and continue a Regional Prosperity Collaborative to foster greater communication and collaboration among organizations involved in economic, workforce, and community development; adult and higher education; transportation; and other areas; and

WHEREAS, the Western Upper Peninsula Regional Prosperity Collaborative (WUPRPC) is composed of Baraga, Gogebic, Houghton, Iron, Keweenaw, and Ontonagon Counties, known as Prosperity Region 1a; and

WHEREAS, WUPRPC completed a five-year Regional Prosperity Plan in 2014 and has been implementing its six priority Projects in 2015, in the areas of economic development, career and technical education, broadband internet, Housing, and study of road maintenance; and

WHEREAS, the State of Michigan enacted legislation in 2015 authorizing and appropriating funds for continuation of the Regional Prosperity Initiative for the Fiscal Year 2016; and

WHEREAS, only WUPPDR is eligible in the Western Upper Peninsula to receive funding under the Regional Prosperity Initiative; and

WHEREAS, WUPRPC has the opportunity to form a Regional Prosperity Council in 2016, which includes representative from private, public, and nonprofit entities with shared administrative services and an executive governing entity, as demonstrated by a formal local agreement, and which requires development of a ten-year Regional Prosperity; and

WHEREAS, WUPRPC is proposing to form a Regional Prosperity Council, develop the required ten-year plan, and implement new and continuing priority projects in 2016.

NOW, THEREFORE BE IT RESOLVED THAT Keweenaw County hereby supports Western Upper Peninsula Planning and Development Region Commission's grant application for Fiscal Year 2016 Regional Prosperity Initiative. **(#15-7)**

Motion by Chase supported by DeMarois and unanimously carried to approve the contract with Robert Mikesch for preparing the 2015 financials as presented.

Motion by Chase supported by DeMarois to approve the final payment to B&B Contracting in the amount of \$34,000 for the Courthouse Siding Project. Board polled. Ayes: Eckloff, DeMarois, Chase, Rajala, Piche. Nays: None. Motion carried.

Time was allowed for public comment.

There being no further business motion by Chase to adjourn at 7:58 p.m. Meeting adjourned sine die.

Donald Piche, Chairman

Julie A. Carlson, Clerk