

Allegan County Board of Commissioners



County Services Building
3283 – 122nd Avenue
Allegan, MI 49010
269-673-0203 Main Office
269-686-5331 Main Fax
<http://www.allegancounty.org>

*Jim Storey, Chairperson
Dean Kapenga, Vice Chairperson*

BOARD OF COMMISSIONERS MEETING – AGENDA

Thursday, May 11, 2023 – 1 PM

County Services Building – Board Room

Virtual Connectivity Options Attached

DISTRICT 1

Jim Storey
616-848-9767
jstorey@
allegancounty.org

1 PM

CALL TO ORDER:

ROLL CALL:

OPENING PRAYER: Commissioner Jim Storey

PLEDGE OF ALLEGIANCE:

PUBLIC HEARING:

COMMUNICATIONS: Attached

APPROVAL OF MINUTES: April 27, 2023

PUBLIC PARTICIPATION:

ADDITIONAL AGENDA ITEMS:

APPROVAL OF AGENDA:

PRESENTATIONS:

PROCLAMATIONS:

INFORMATIONAL SESSION:

Sheriff Frank Baker, Sheriff's Office & Corrections Center

ADMINISTRATIVE REPORTS:

DISTRICT 2

Mark DeYoung
616-318-9612
mdeyoung@
allegancounty.org

DISTRICT 3

Dean Kapenga
616-218-2599
dkapenga@
allegancounty.org

CONSENT ITEMS:

DISTRICT 4

Scott Beltman
616-292-1414
sbeltman@
allegancounty.org

1. Motion to approve of claims paid and to incorporate into proceedings of the Board (5/5/23 & 5/12/23)
2. Payroll and Reporting Policy #306—adopt revision (225-558)
3. Travel and Training Policy #511—adopt revision (225-558)

ACTION ITEMS:

DISTRICT 5

Gale Dugan
269-694-5276
gdugan@
allegancounty.org

1. Board of Commissioners—approve 2023/27 County Strategic Plan

DISCUSSION ITEMS:

1. None
-

Mission Statement

“The Allegan County Board of Commissioners shall plan, develop, and evaluate the necessary policies and resources to ensure our county continues to progress and prosper”

NOTICE OF APPOINTMENTS & ELECTIONS:

1. Community Mental Health Board (E)
 - a. One Family Member Representative—term expires 3/31/24 (CMH Board was included in the March notice published in the County News and County website. Board plans to take action during this meeting.)
 - b. General Public Representative—term expires 3/31/25

ELECTIONS:

1. Community Mental Health Board (ACTION)
 - a. One Family Member Representative—term expires 3/31/24 Application REC 4/27

APPOINTMENTS:

1. Jury Board (Circuit Judge recommends)
 - a. One Representative—term expires 3/31/25
2. Soldiers/Sailors Relief Commission (Probate Judge appoints)
 - a. One Representative—terms expired 12/31/2022
3. Brownfield Redevelopment Authority
 - a. One Representative—term expires 12/31/2021
4. Local Emergency Planning Committee
 - a. One Education Representative—term expired 12/31/22
 - b. One Media Representative—term expired 12/31/22
5. Tourist Council
 - a. One Representative—term expires 12/31/23
6. Solid Waste Planning Committee
 - a. One Solid Waste Industry Representative—term expired 12/31/20
 - b. One Solid Waste Industry Representative—term expired 12/31/19
 - c. One Township Representative—term expired 12/31/19
 - d. One General Public Representative—term expired 12/31/22
 - e. One Industrial Waste Generator Representative—term expired 12/31/20
 - f. One Regional Solid Waste Planning Rep—term expired 12/31/2022

PUBLIC PARTICIPATION:

FUTURE AGENDA ITEMS:

1. OPENING PRAYER: Commissioner Mark DeYoung
2. INFORMATIONAL SESSION: None
3. CONSENT: Motion to approve of claims paid and to incorporate into proceedings of the Board (5/19/23 & 5/26/23)
4. DISCUSSION: Human Services Generator Replacement
5. DISCUSSION: County Services Building Generator Replacement

REQUEST FOR MILEAGE:

BOARDS AND COMMISSIONS REPORTS:

ROUND TABLE:

CLOSED SESSION:

ADJOURNMENT: Next Meeting – May 25, 2023, 1 PM @ BOARD ROOM – COUNTY SERVICES BUILDING, COUNTY SERVICES COMPLEX.

Please note that Regular and Special Meetings of the Board of Commissioners held in the Board Room are streamed live and recorded in accordance with the County's Live Stream & Publishing Recordings of Meetings Policy, which can be viewed on the County's website.

Your attendance constitutes your consent to audio/visual streaming and/or recording and to permit the County to broadcast your name/voice/image/content to a broader audience.



Allegan County Board of Commissioners

STEP 1: Connect to the Meeting

- OPTION 1: Zoom over Telephone

- Call (929) 205-6099 -or- (312) 626-6799 -or- (253) 215-8782
- Type in Meeting ID: 891 6032 7098, then #, then # again
- Type in Meeting Password: 51123, then #

- To raise your hand to speak, press *9
- To Mute and Unmute, press *6

<STOP here>

You do not have to continue reading the rest of the instructions.

- OPTION 2: Youtube

- Open Internet Explorer or Chrome
- Navigate to <https://www.youtube.com/channel/UCQIiZQstN2Pa57QAItAWdKA>
- Click on image of “Live” video

<STOP here>

You do not have to continue reading the rest of the instructions.

- OPTION 3: Zoom over Web browser

- Open Internet Explorer or Chrome
- Navigate to <https://zoom.us/j/89160327098>
- Meeting Password: 51123

<Continue with the rest of the instructions>

STEP 2: Enter registration information

Webinar Registration - Zoom

zoom.us/webinar/register/WN_YneHxuk_SjqfnMwchbtUEg

Webinar Registration

Topic: BOC Meeting - 4/9/2020

Time: Apr 9, 2020 01:00 PM in Eastern Time (US and Canada)


* Required information

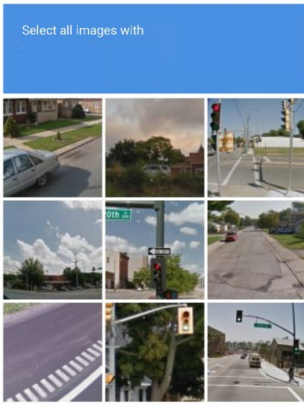
First Name *

Last Name *

Email Address *

Confirm Email Address *

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US Dollars

About
Zoom Blog
Customers
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Why Zoom
Features
Careers
Integrations
Partners
Investors

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Meetings Client
Zoom Rooms Client
Browser Extension
Outlook Plug-in
Lync Plug-in
iPhone/iPad App
Android App

Sales
1.888.799.9666
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Plans & Pricing
Request a Demo
Webinars and Events

Support
Test Zoom
Account
Support Center
Live Training
Feedback
Contact Us
Accessibility

1. Enter name and email

2. Click this box

4. Click when done.

3. Answer challenge question

STEP 3: This Window will appear when connected.



STEP 4: Adjust audio settings (if needed)

The image shows a Zoom meeting interface with the 'Settings' window open to the 'Audio' tab. A vertical black bar on the left side of the screen has a blue arrow labeled '1' pointing to it. A blue arrow labeled '2' points from the 'Audio' tab in the settings window to the meeting agenda below. The meeting agenda includes contact information for Greg King, Director of Economic Development, and a list of consent items.

Settings - Audio

- Speaker: Test Speaker, Remote Audio
- Output Level: [Slider]
- Volume: [Slider]
- Microphone: Test Mic
- Input Level: [Slider]
- Volume: [Slider]
- Automatically adjust volume
- Use separate audio device to play ringtone simultaneously
- Automatically join audio by computer when joining a meeting
- Mute my microphone when joining a meeting
- Press and hold SPACE key to temporarily unmute yourself
- Sync buttons on headset

Meeting Agenda:

269-673-4514
mthiele@allegancounty.org

Economic Development — Greg King, Director
ADMINISTRATIVE REPORTS:

DISTRICT 4
Mark DeYoung
616-318-9612
mdeyoung@allegancounty.org

CONSENT ITEMS:

1. Motion to approve of claims paid and to incorporate into proceedings of the Board (3/20/20 & 3/27/20)

Audio Settings ^

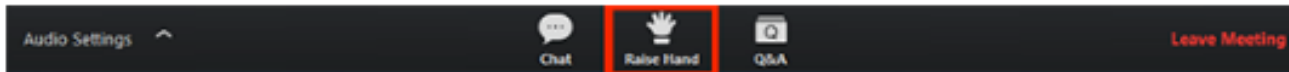
Chat Raise Hand Q&A

STEP 5: Raise hand to be recognized to speak.

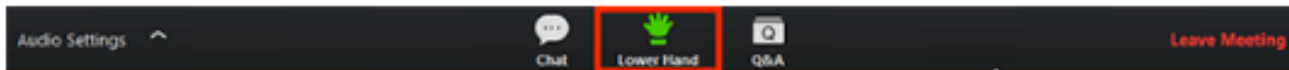
- Once “Raise Hand” is clicked, the Board Chairperson will receive notice and may UNMUTE your microphone when ready and verbally recognize you to speak.

On bottom of screen.

1. Click **Raise Hand** in the Webinar Controls.



2. The host will be notified that you've raised your hand.
3. Click **Lower Hand** to lower it if needed.



STEP 6: To leave the meeting

The screenshot shows a Zoom meeting interface. At the top, a green banner reads "You are viewing Allegan County Administration's screen" with a "View Options" dropdown. In the top right corner, there is an "Enter Full Screen" button. The main content is a document viewer displaying a Microsoft Word document titled "BOC20200409_agenda [Compatibility Mode] - Word". The document header includes the "Allegan County Board of Commissioners" logo and contact information for County Services Building, including address, phone, fax, and website. Below the header, the document is titled "BOARD OF COMMISSIONERS MEETING – AGENDA" and lists items for District 1, 2, 3, and 4, along with a central agenda list including "CALL TO ORDER", "ROLL CALL", "OPENING PRAYER", "PLEDGE OF ALLEGIANCE", "COMMUNICATIONS", "APPROVAL OF MINUTES", "PUBLIC PARTICIPATION", "ADDITIONAL AGENDA ITEMS", "PRESENTATIONS", "PROCLAMATIONS", "INFORMATIONAL SESSION", and "ADMINISTRATIVE REPORTS". At the bottom of the document viewer, it shows "PAGE 1 OF 2" and "251 WORDS".

At the bottom of the Zoom window, there is a control bar with the following elements from left to right: "Audio Settings" with an upward arrow, "Chat" with a speech bubble icon, "Raise Hand" with a hand icon, "Q&A" with a speech bubble icon, and a red "Leave Meeting" button. A large blue arrow points to the "Leave Meeting" button.

RESOLUTION

NO: 2023-04-063

LIVINGSTON COUNTY

DATE: April 24, 2023

Resolution by the Livingston County Board of Commissioners in Support of the Second Amendment of the US Constitution and the Michigan Constitution – Board of Commissioners

WHEREAS, the Second Amendment to The Constitution of the United States of America, ratified in 1791 as part of the Bill of Rights, states “A well-regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear arms shall not be infringed”; and

WHEREAS, Article I, Section 6 of the Michigan Constitution (1963) provides that “Every person has a right to keep and bear arms for the defense of himself and the state”; and

WHEREAS, it is the desire of this Board to reaffirm its commitment and support of The Constitution of the United States of America as well as the Constitution of the State of Michigan including all amendments which protect Livingston County citizens’ individual rights; and

WHEREAS, each Livingston County Commissioner, as provided by Article XI, Section 1, of the Michigan Constitution (1963), took an oath to support The Constitution of the United States of America and the Michigan Constitution; and

WHEREAS, a “Constitutional County” is defined as a place of refuge for the law-abiding citizen in regards to the citizens’ rights under The Constitution of the United States of America and Michigan Constitution including but not limited to the Second Amendment right to Keep and Bear Arms; and

NOW THEREFORE IT IS HEREBY RESOLVED, by the Livingston County Board of Commissioners, that the County of Livingston, Michigan, be, and hereby is, declared to be a “Constitutional County”; and

IT IS FURTHER RESOLVED that this Board affirms its support for the Livingston County Sheriff and the Livingston County Prosecuting Attorney and acknowledges and respects their respective oaths of office. This board strongly encourages their utmost discretion in the exercise of their duties in enforcing any statute, law, rule, order, or regulation that is contrary to the rights established by The Constitution of the United States of America and the State of Michigan Constitution; and

BE IT FURTHER RESOLVED that this Board will not authorize or appropriate new funds, resources, employees, agencies, contractors, buildings, detention centers or offices for the sole purposes of enforcing any statute, law, rule, order, or regulation that restricts the rights of any law-abiding citizen affirmed by the Second Amendment or Article 1, Section 6, of the Michigan Constitution, nor be used to aid any state or federal agency in infringing or restricting such rights; and

BE IT FURTHER RESOLVED that the Board respectfully requests the Michigan Legislature, the United States Congress, and other agencies of State and Federal government to vigilantly preserve and protect those rights by rejecting any provision, statute, law, rule, order or regulation that may infringe, have tendency to infringe or place any additional burdens on the rights of law-abiding citizens to keep and bear arms; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to Governor Gretchen Whitmer, Michigan Senators Lana Theis, Michigan House Representatives Ann Bollin, Robert Bezotte, Jennifer Conlin, Mike Mueller and the other 82 county board of commissions in the State of Michigan, U.S. Congress Representative Elissa Slotkin, U.S. Senators Gary Peters, Debbie Stabenow, the Livingston County Sheriff Mike Murphy, and the Livingston County Prosecuting Attorney David Reader and all county department directors.

#

MOVED: F. Sample
SECONDED: D. Helzerman
CARRIED: Roll Call Vote: Yes (9): F. Sample, D. Helzerman, D. Domas, W. Nakagiri, J. Drick, R. Deaton, M. Smith, N. Fiani, and J. Gross; No (0): None; Absent (0): None (9-0-0)

STATE OF MICHIGAN)
) §
COUNTY OF LIVINGSTON)

I, **ELIZABETH HUNDLEY**, the duly qualified and acting Clerk of Livingston County, Michigan do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the County Board of Commissioners at a regular meeting on the 24th day of April 2003, 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 hereto affixed by official signature on this 26th day of April 2023, A.D.



Elizabeth Hundley

ELIZABETH HUNDLEY, LIVINGSTON COUNTY CLERK

ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk
101 COURT STREET, MUNISING, MI 49862

RESOLUTION #2023-06

Urging Repair Of The Cornwall Creek Flooding Dam

WHEREAS, The Cornwall Creek Flooding Dam located in Nunda Township. Cheboygan County Michigan is the critical structure providing the infrastructure for the pristine Cornwall Flooding which is one of Michigan's best wildlife viewing, kayaking and outdoor activity areas including being rated by the DNR as a world class Bluegill Fishery; and

WHEREAS, the Dam was constructed by the State of Michigan in 1966 to provide this recreational area and control water flow within the Pigeon River Country State Forest; and

WHEREAS, the gas and oil extraction from the Pigeon River State Forest is the foundation of funding for the Michigan Natural Resources Trust Fund MNRTF which has raised and invested over 1.3 Billion Dollars into recreational assets for the State of Michigan since its inception; and

WHEREAS, only 39.4 million of the funds raised by the MNRTF has been invested back into the Pigeon River State Forest from the MNRTF with only one percent of the 39.4 million being invested into recreational facilities from the fund; and

WHEREAS, the Mission Statement of the Michigan Department of Natural Resources is "We are committed to the conservation, protection, management, use and enjoyment of the state's natural and cultural resources for current and future generations.: and

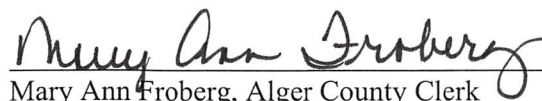
NOW, THEREFORE, BE IT RESOLVED, that the Alger County Board of Commissioners urges the Governor and State lawmakers to make the necessary appropriations to fund the estimated 1.3 million dollars to the DNR and/or EGLE to repair the Cornwall Creek Flooding Dam to protect this natural resource asset.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to all Michigan Counties, Governor Gretchen Whitmer, Senator John Damoose, Representative Cam Cavitt, Representative Neil Friske, and the Michigan Association of Counties.

CERTIFICATION

I hereby certify that the above is a true copy of a Resolution adopted by the Alger County Board of Commissioners at the time, date, and place specified above pursuant to the required statutory procedures.

Respectfully submitted,



Mary Ann Froberg, Alger County Clerk

Dated: April 10, 2023



ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk

101 COURT STREET, MUNISING, MI 49862

RESOLUTION #2023-07

Resolution to Instruct our Representatives to Oppose All Firearms Control Legislation

WHEREAS, the Constitution of the United States, ratified on the 21st day of June, 1788, declares in Article VI section 2, "This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding.";

WHEREAS, the people of the United States are guaranteed the right to keep and bear arms without any legislative infringement, under the Constitutional authority of Amendment II, "A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.";

WHEREAS, the people of the State of Michigan recognize that the blessings of freedom come from our Almighty God according to the Preamble of the Constitution of the State of Michigan, "We, the people of the State of Michigan, grateful to Almighty God for the blessings of freedom, and earnestly desiring to secure these blessings undiminished to ourselves and our posterity, do ordain and establish this constitution.";

WHEREAS, the people of the State of Michigan have the inherent, inalienable right to hold all political power in the State of Michigan according to the Constitution of the State of Michigan, Article I, Section 1. "All political power is inherent in the people. Government is instituted for their equal benefit, security, and protection.";

WHEREAS, the people of Michigan are guaranteed the right to keep and bear arms without any legislative infringement, under Michigan State Constitutional authority in Article I section 6, "Every person has a right to keep and bear arms for the defense of himself and the state.";

WHEREAS, the people of the State of Michigan recognize that we have the right to retain rights that are not specifically written in the Constitution of the United States or the Constitution of the State of Michigan according to: Amendment IX of the Constitution of the United States, "The enumeration in the Constitution of certain rights, shall not be construed to deny or disparage others retained by the people." and Amendment I, Section 23 of the Constitution of the State of Michigan, "The enumeration in this constitution of certain rights shall not be construed to deny or disparage others retained by the people."; and

WHEREAS, the people of the State of Michigan recognize that we have the right to instruct our representatives according to the Constitution of the State of Michigan, Article I, Section 3, "The people have the right peaceably to assemble, to consult for the common good, to instruct their representatives and to petition the government for redress of grievances."

NOW, THEREFORE, BE IT:

RESOLVED, that the Alger County Board of Commissioners, as people of the State of Michigan, instruct our representatives of the 102nd Michigan State Legislature to vote in opposition of all proposed legislation that would unconstitutionally infringe on the right of the people to keep and bear arms;

BE IT FURTHER RESOLVED, that the Alger County Board of Commissioners, as people of the State of Michigan, instruct our representatives of the 102nd Michigan State Legislature to vote in opposition of all proposed legislation that infringes on the right of the people to own, bear, purchase, and sell items that are directly relevant to operation, maintenance, and modification of any firearms, including but not limited to: ammunition, magazines, stocks, triggers, braces, barrels, etc.;

BE IT FURTHER RESOLVED, that the Alger County Board of Commissioners, as people of the State of Michigan, instruct our representatives of the 102nd Michigan State Legislature to vote in opposition of all proposed gun legislation, such as Red Flag Gun Laws, that would deny a person of their right to not be deprived of life, liberty or property without due process of the law, or their right to equal benefit, security and protection;

BE IT FURTHER RESOLVED, that the Alger County Board of Commissioners, as people of the State of Michigan, instruct our representatives to recognize that the power which they hold is because of the consent of the people, and that they have no power to make legislation that is contrary to the supreme Law of the Land, nor have they been given consent to draft, introduce, sponsor, or amend legislation that infringes on the right of the people to keep and bear arms in any way; and

BE IT FURTHER RESOLVED, that the Clerk of the Alger County Board of Commissioners, shall transmit copies of this resolution to all members of the 102nd Michigan State Legislature, and shall urge all counties in Michigan to adopt similar resolutions.

CERTIFICATION

I hereby certify that the above is a true copy of a Resolution adopted by the Alger County Board of Commissioners at the time, date, and place specified above pursuant to the required statutory procedures.

Respectfully submitted,


Mary Ann Froberg, Alger County Clerk



ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk

101 COURT STREET, MUNISING, MI 49862

RESOLUTION #2023-08

**RESOLUTION DECLARING ALGER COUNTY,
A CONSTITUTIONAL SECOND AMENDMENT SANCTUARY COUNTY**

WHEREAS, the County Board of Commissioners of the County of ALGER, State of Michigan, pursuant to Michigan statute, (Article 7 Section 2 MC) is vested with the authority of administering the affairs of the County government of ALGER County, Michigan, (Article 7 Section 1 MC) and is organized as a body corporate with powers and immunities provided by law, (Article 4 section 51 MC) and to protect the health, safety, and welfare of the residents of ALGER County and the employees of the ALGER County government; and

WHEREAS, a statute by a legislative authority (Alger County Commissioners) is considered constitutionally valid until a court decides it's not; and

WHEREAS, the Second Amendment to The Constitution of the United States of America, ratified in 1791 as part of the Bill of Rights, states "A well-regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear arms shall not be infringed"; and

WHEREAS, the United States Supreme Court in United States v. Miller, 307 U.S. 174 (1939), opined that possession or use of a firearm that has some reasonable relationship to the preservation of a well-regulated militia is protected by the Second Amendment; and

WHEREAS, the United States Supreme Court in District of Columbia v. Heller, 554 U.S.570 (2008), affirmed an individual's right to possess a firearm, unconnected with service in a militia, and to use that firearm for traditionally lawful purposes, such as self-defense within the home; and

WHEREAS, the United States Supreme Court in McDonald v. Chicago, 561 U.S. 742 (2010), affirmed that the right of an individual to "keep and bear arms," as protected under the Second Amendment, is incorporated to the States by the Due Process Clause of the Fourteenth Amendment; and

WHEREAS, Article I, Section 6 of the Michigan Constitution (1963) provides that "Every person has a right to keep and bear arms for the defense of himself and the state"; and

WHEREAS, it is the desire of this Board to reaffirm its commitment and support of The Constitution of the United States of America as well as the Constitution of the State of Michigan including all amendments which protect Alger County citizens' individual rights; and

WHEREAS, it is the desire of this Board to declare its support of the Second Amendment to the United States Constitution and to the provisions of the Michigan Constitution which protect ALGER County citizens' individual rights to keep and bear arms; and

WHEREAS, each Alger County Commissioner, as provided by Article IX, section 1, of the Michigan Constitution (1963), took an oath to support The Constitution of the United States of America and the Michigan Constitution.

WHEREAS, a "Constitutional Sanctuary County" is defined as a place of refuge for the law abiding citizen in regards to the citizens' rights under The Constitution of the United States of America and Michigan Constitution including but not limited to the Second Amendment right to Keep and Bear Arms.

NOW THEREFORE IT IS HEREBY RESOLVED, by the ALGER County Board of Commissioners, that the County of ALGER, Michigan, be, and hereby is, declared to be a "Constitutional Sanctuary County."

IT IS FURTHER RESOLVED, that this Board affirms its support for the Alger County Sheriff and the Alger County Prosecuting Attorney, in the exercise of their sound discretion to NOT enforce any statute or law that is contrary to the rights established by The Constitution of the United States of America and the State of Michigan constitution against any law-abiding citizen of Alger.

BE IT FURTHER RESOLVED, that this Board will not authorize or appropriate funds, resources, employees, agencies, contractors, buildings, detention centers or offices for the purposes of enforcing any law that restricts the rights of any law abiding citizen affirmed by the Second Amendment or Article 1, Section 6, of the Michigan Constitution, nor be used to aid any state or federal agency in infringing or restricting such rights which would be considered to be unconstitutional; and

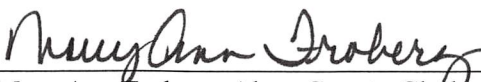
BE IT FURTHER RESOLVED, that the Board respectfully requests the Michigan Legislature, the United States congress and other agencies of State and Federal government to vigilantly preserve and protect those rights by rejecting any provision, law or regulation that may infringe, have the tendency to infringe or place any additional burdens on the rights of law-abiding citizens to keep and bear arms; and

BE IT FURTHER RESOLVED, that the Board directs its staff to forward a copy of this resolution to the Alger County Township Supervisors, Alger County elected officials, and the other 82 counties in the State of Michigan, the Michigan State Legislature (House of Representatives and State Senators), the Governor of Michigan and all of the Michigan U.S. Congress members.

CERTIFICATION

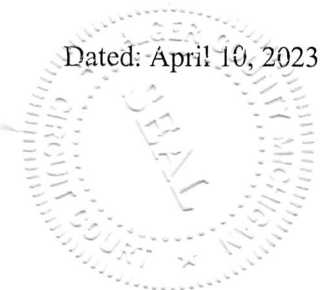
I hereby certify that the above is a true copy of a Resolution adopted by the Alger County Board of Commissioners at the time, date, and place specified above pursuant to the required statutory procedures.

Respectfully submitted,



Mary Ann Froberg, Alger County Clerk

Dated: April 10, 2023



ALGER COUNTY BOARD OF COMMISSIONERS

Mary Ann Froberg, Clerk
101 COURT STREET, MUNISING, MI 49862

RESOLUTION #2023-09
RESOLUTION SUPPORTING DARK STORE LEGISLATION

WHEREAS, Representative of Michigan's 38th Senate District, Senator Ed McBroom, seeks to introduce two bills, Senate Bill Numbers 19 and 20, intended to address the method by which the Michigan Tax Tribunal values certain properties, including big box and junior box stores, commonly referred to as the "Dark Store" theory of value; and

WHEREAS, the Tax Tribunal, on numerous occasions, has valued such properties through comparisons to sales of other big box or junior box stores that have "gone dark, " i.e., have failed to produce retail sales due to their location in the market; and

WHEREAS, the Tax Tribunal has also valued box stores by comparisons to sales of other box stores that were sold with a private deed restriction in place, which precluded the use of the sold box store for use as a box store; and

WHEREAS, these Tax Tribunal decisions across the state have resulted in artificially reduced values for thriving box stores due to comparisons to stores that either failed or were sold for some other secondary purpose, such as redevelopment for some other commercial use; and

WHEREAS, in Alger County the application of the "Dark Store" method has led to the reduction of public library hours and negatively impacted the County's General Fund balance, leading to reduced funding for County programs; and

WHEREAS, the legislation seeks to remedy these issues by requiring the Tax Tribunal to assure that box stores are valued according to their "highest and best use" by excluding the use of sale comparables sold with private restrictions in place if those restrictions substantially impair the comparable's highest and best use as compared to the property being valued; and

WHEREAS, the legislation seeks to require the use of sale comparables that are adequately comparable to the property being valued.

THEREFORE, the Board of Commissioners of Alger County, Michigan, resolves as follows:

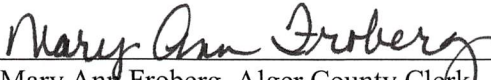
1. The Alger County Board of Commissioners hereby supports the legislation to be introduced by Senator McBroom, Senate Bill Numbers 19 and 20.

2. Any resolutions that are inconsistent with this Resolution are hereby repealed to the extent necessary to give this Resolution full force and effect.

CERTIFICATION

I hereby certify that the above is a true copy of a Resolution adopted by the Alger County Board of Commissioners at the time, date, and place specified above pursuant to the required statutory procedures.

Respectfully submitted,



Mary Ann Froberg, Alger County Clerk



Osceola County
Resolution #2023-0009

**RESOLUTION TO INSTRUCT OUR REPRESENTATIVES
TO OPPOSE ALL FIREARMS CONTROL LEGISLATION**

WHEREAS, the Constitution of the United States, ratified on the 21st day of June, 1788, declares in Article VI section 2, "This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding.";

WHEREAS, the people of the United States are guaranteed the right to keep and bear arms without any legislative infringement, under the Constitutional authority of Amendment 11, "A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.";

WHEREAS, the people of the State of Michigan recognize that the blessings of freedom come from our Almighty God according to the Preamble of the Constitution of the State of Michigan, "We, the people of the State of Michigan, grateful to Almighty God for the blessings of freedom, and earnestly desiring to secure these blessings undiminished to ourselves and our posterity, do ordain and establish this constitution.";

WHEREAS, the people of the State of Michigan have the inherent, inalienable right to hold all political power in the State of Michigan according to the Constitution of the State of Michigan, Article I, Section 1. "All political power is inherent in the people. Government is instituted for their equal benefit, security, and protection.";

WHEREAS, the people of Michigan are guaranteed the right to keep and bear arms without any legislative infringement, under Michigan State Constitutional authority in Article I section 6, "Every person has a right to keep and bear arms for the defense of himself and the state.";

WHEREAS, the people of the State of Michigan recognize that we have the right to retain rights that are not specifically written in the Constitution of the United States or the Constitution of the State of Michigan according to: Amendment IX of the Constitution of the United States, "The enumeration in the Constitution of certain rights, shall not be construed to deny or disparage others retained by the people." and Amendment I, Section 23 of the Constitution of the State of Michigan, "The enumeration in this constitution of certain rights shall not be construed to deny or disparage others retained by the people."; and **WHEREAS**, the people of the State of Michigan recognize that we have the right to instruct our representatives according to the Constitution of the State of Michigan, Article I, Section 3, "The people have the right peaceably to assemble, to consult for the common good, to instruct their representatives and to petition the government for redress of grievances." **NOW, THEREFORE, BE IT:**

RESOLVED, that the Osceola County Board of Commissioners, as people of the State of Michigan, instruct our representatives of the 100th Michigan State Legislature to vote in opposition of all proposed legislation that would unconstitutionally infringe on the right of the people to keep and bear arms;

BE IT FURTHER RESOLVED, that the Osceola County Board of Commissioners, as people of the State

of Michigan, instruct our representatives of the 100th Michigan State Legislature to vote in opposition of all proposed legislation that infringes on the right of the people to own, bear, purchase, and sell items that are directly relevant to operation, maintenance, and modification of any firearms, including but not limited to: ammunition, magazines, stocks, triggers, braces, barrels, etc.;

BE IT FURTHER RESOLVED, that the Osceola County Board of Commissioners, as people of the State of Michigan, instruct our representatives of the 100th Michigan State Legislature to vote in opposition of all proposed gun legislation, such as Red Flag Gun Laws, that would deny a person of their right to not be deprived of life, liberty or property without due process of the law, or their right to equal benefit, security and protection;

BE IT FURTHER RESOLVED, that the Osceola County Board of Commissioners, as people of the State of Michigan, instruct our representatives to recognize that the power which they hold is because of the consent of the people, and that they have no power to make legislation that is contrary to the supreme Law of the Land, nor have they been given consent to draft, introduce, sponsor, or amend legislation that infringes on the right of the people to keep and bear arms in any way; and

BE IT FURTHER RESOLVED, that the Clerk of the Osceola County Board of Commissioners, shall transmit copies of this resolution to all members of the 100th Michigan State Legislature and the Senate District 34, and shall urge all counties in Michigan to adopt similar resolutions.

PASSED AND ADOPTED as a resolution of the Osceola County Board of Commissioners meeting held on May 2, 2023.

Motion by Commissioner Momany to adopt this Resolution #2023-0009, Supported by Commissioner Michell.

Roll call vote:

Yeas: Commissioners Gregory, Stieg, Turner, Momany, Custer, Gydesen and Michell

Nays: None.

Abstain: None.

Absent: None.

This Resolution is declared adopted this 2nd day of May, 2023.

County of Osceola
State of Michigan

I, Tracey Cochran, the undersigned duly qualified and acting Clerk of the Board of Commissioners of the County of Osceola, State of Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a Regular Meeting of the Board of Commissioners of said County held on the 2nd day of May, 2023.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 2nd day of May, 2023.

Tracey Cochran, Clerk
County of Osceola, Michigan

ALLEGAN COUNTY BOARD OF COMMISSIONERS

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APRIL 27, 2023 SESSION - PLEDGE OF ALLEGIANCE, ROLL CALL

1/ The Board of Commissioners of the County of Allegan, State of Michigan, met in the Board Room of the County Services Building in the Township of Allegan on April 27, 2023 at 3:00 P.M. in accordance with the motion for adjournment of April 13, 2023, and rules of this board; Chairman Storey presiding.

The Deputy Clerk led the Board in the Pledge of Allegiance to the flag.

Upon roll call the following members answered as Commissioners for the respective Districts:

DIST #1 JIM STOREY
DIST #2 MARK DEYOUNG
DIST #3 DEAN KAPENGA
DIST #4 SCOTT BELTMAN
DIST #5 GALE DUGAN

PUBLIC PARTICIPATION - NO COMMENTS

2/ Chairman Storey opened the meeting to public participation and as there were no comments from the public, he closed the meeting to public participation.

AGENDA - ADOPTED AS PRESENTED

3/ Moved by Commissioner DeYoung, seconded by Commissioner Beltman to adopt the meeting agenda as presented. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

2023/27 BOARD PLANNING

4/ Moved by Commissioner Dugan, seconded by Commissioner DeYoung to take action on approving the 2023/27 County Strategic Plan on May 11, 2023 at the regular session. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

PAYROLL AND REPORTING POLICY #306 - ADOPT REVISION

5/ Moved by Commissioner Dugan, seconded by Commissioner Kapenga to take action on approving the revisions to the Payroll and Reporting Policy #306 on May 11, 2023 as a consent item. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

TRAVEL AND TRAINING POLICY #511 - ADOPT REVISION

6/ Moved by Commissioner Storey, seconded by Commissioner Dugan to amend the Travel and Training Policy #511 to add to item #1 "and will be approved subject to all applicable County policies." Motion amendment carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

Moved by Commissioner Dugan, seconded by Commissioner Beltman to take action on approving the revisions to the Travel and Training Policy #511 on May 11, 2023 as a consent item. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

ADMINISTRATIVE UPDATE - 1ST QUARTER CAPITAL REPORT

7/ Project Manager Valdis Kalnins presented the 1st quarter capital report to the board.

ADMINISTRATIVE UPDATE

8/ Administrator Sarro noted his written report was submitted to Commissioners. Highlights included employee engagement, Knowledge City contract renewal, 2024 State hard caps announced, county landscaping, wireless access and network upgrades, facility master plan, finance director position, financial contract, and commissioner inquiries.

PUBLIC PARTICIPATION - NO COMMENTS

9/ Chairman Storey opened the meeting to public participation and as there were no comments from the public, he closed the meeting to public participation.

ADJOURNMENT UNTIL MAY 11, 2023 AT 9:00 A.M.

10/ Moved by Commissioner Dugan, seconded by Commissioner Beltman to adjourn until May 11, 2023 at 9:00 A.M. The motion carried by roll call vote and the meeting was adjourned at 5:06 P.M. Yeas: 5 votes. Nays: 0 votes.

EVENING SESSION**APRIL 27, 2023 SESSION - INVOCATION, PLEDGE OF ALLEGIANCE, ROLL CALL**

11/ The Board of Commissioners of the County of Allegan, State of Michigan, met in the Board Room of the County Services Building in the Township of Allegan on April 27, 2023 at 7:00 P.M. in accordance with the motion for adjournment of April 13, 2023, and rules of this Board; Chairman Storey presiding.

The invocation was offered by District #3 Commissioner Kapenga.

The Deputy County Clerk led the Board in the Pledge of Allegiance to the flag.

Upon roll call the following members answered as Commissioners for the respective Districts:

DIST #1	JIM STOREY
DIST #2	MARK DEYOUNG
DIST #3	DEAN KAPENGA
DIST #4	SCOTT BELTMAN
DIST #5	GALE DUGAN

COMMUNICATIONS

12/ Deputy Clerk Tien noted to the board that they received the following communication:

1. Resolution from Houghton County affirming support of all constitutional rights and to adequately fund mental health services

APRIL 13, 2023 SESSION MINUTES - ADOPTED

13/ Moved by Commissioner Dugan, seconded by Commissioner Beltman to approve the minutes for the April 13, 2023 session as distributed. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

PUBLIC PARTICIPATION - COMMENTS

14/ Chairman Storey opened the meeting to public participation and the following individuals offered comments:

1. Shawn Diebold of 10730 Center Street in Plainwell - addressed the board requesting support for a Lake Management Level program at Pine Lake
2. Joe Langone of 11000 Boniface Point Drive in Plainwell - addressed the board regarding the water levels at Pine Lake
3. Joe Schneck of 11103 Long Point Dr in Plainwell - addressed the board regarding the water levels at Pine Lake
4. Barbara Mumma of 10719 Center St in Plainwell - addressed the board regarding the water levels at Pine Lake
5. Jamie Walle of 237 66th St in South Haven - addressed the board with updates regarding Glenn Schools. She is the new superintendent.
6. Rob Allen of 3824 Ryans Woods Circle in Allegan addressed the board requesting support for a bicycle/cross country ski trail system in the State Game Area

AGENDA - ADOPTED AS PRESENTED

15/ Moved by Commissioner Dugan, seconded by Commissioner DeYoung to adopt the meeting agenda as presented. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

INFORMATIONAL SESSION

16/ Drain Commissioner Denise Medemar presented her 2022 annual report to the board.

CONSENT ITEMS:

FINANCE COMMITTEE - CLAIMS & INTERFUND TRANSFERS

17/ **WHEREAS**, Administration has compiled the following claims for April 21, 2023 and April 28, 2023; and

WHEREAS, the following claims, which are chargeable against the County, were audited in accordance with Section 46.61 to 46.63, inclusive, M.C.L. 1970 as amended and resolutions of the Board; and

WHEREAS, said claims are listed in the 2023 Claims folder of the Commissioners' Record of Claims.

April 21, 2023

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund - 101	252,446.85	252,446.85	
Parks/Recreation Fund - 208	1,263.62	1,263.62	

Friend of the Court – Cooperative Reimb. – 215	357.60	357.60	
Health Department Fund – 221	14,203.00	14,203.00	
Solid Waste/Recycling – 226	61,865.73	61,865.73	
Register of Deeds Automation Fund – 256	824.19	824.19	
Indigent Defense Fund – 260	363,142.69	363,142.69	
Central Dispatch Fund – 261	13,386.39	13,386.39	
Concealed Pistol Licensing Fund – 263	238.00	238.00	
Local Corrections Officers Training Fund – 264	2,850.00	2,850.00	
Sheriffs Contracts – 287	4,486.78	4,486.78	
Transportation Fund – 288	129,253.82	129,253.82	
Child Care Fund – 292	6,591.15	6,591.15	
Veterans Relief Fund – 293	5,772.77	5,772.77	
Senior Services Fund – 298	211,637.15	211,637.15	
Capital Improvement Fund – 401	465.24	465.24	
Property Tax Adjustments – 516	1,467.58	1,467.58	
Delq Tax Revolving Fund 2022 Taxes – 522	3,291.41	3,291.41	
Tax Reversion – 620	4,271.75	4,271.75	
Fleet Management/ Motor Pool – 661	1,137.41	1,137.41	
Self-Insurance Fund – 677	20.16	20.16	
Drain Fund – 801	20,386.30	20,386.30	
TOTAL AMOUNT OF CLAIMS	\$1,099,359.59	\$1,099,359.59	

April 28, 2023

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund – 101	146,588.34	146,588.34	
Parks/Recreation Fund – 208	3,192.26	3,192.26	
Friend of the Court – Cooperative Reimb. – 215	430.00	430.00	
Health Department Fund – 221	37,568.62	37,568.62	
Solid Waste/Recycling – 226	13,786.69	13,786.69	
Animal Shelter – 254	6,830.00	6,830.00	
Indigent Defense Fund – 260	58,283.78	58,283.78	
Central Dispatch Fund – 261	86.92	86.92	
Local Corrections Officers Training Fund – 264	1,183.48	1,183.48	
Grants – 279	5,960.90	5,960.90	
Sheriffs Contracts – 287	71.00	71.00	
Transportation Fund – 288	3,444.56	3,444.56	
Child Care Fund – 292	3,065.20	3,065.20	
Veterans Relief Fund – 293	134.00	134.00	
Senior Services Fund – 298	6,660.03	6,660.03	
Capital Improvement Fund – 401	20,311.47	20,311.47	
Property Tax Adjustments – 516	47,916.03	47,916.03	

Tax Reversion 2018 – 629	1,444.00	1,444.00	
Fleet Management/ Motor Pool – 661	139.99	139.99	
Self-Insurance Fund – 677	58,714.17	58,714.17	
Drain Fund – 801	25,489.01	25,489.01	
TOTAL AMOUNT OF CLAIMS	\$441,300.45	\$441,300.45	

THEREFORE BE IT RESOLVED that the Board of Commissioners adopts the report of claims for April 21, 2023 and April 28, 2023.

Moved by Commissioner Dugan, seconded by Commissioner DeYoung to adopt the report of claims for April 21, 2023 and April 28, 2023. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

SHERIFF’S DEPARTMENT-APPLY/ACCEPT FY2024 MDOC COMPREHENSIVE COMMUNITY CORRECTIONS GRANT

18/ BE IT RESOLVED that the Allegan County Board of Commissioners hereby approves to apply and accept when awarded the Michigan Department of Corrections, Office of Community Correction Grant for FY2023 (October 1, 2023 through September 30, 2024), to continue programs: Career Readiness, Moral Reconciliation Therapy, Seeking Safety, Administration, Substance Abuse Testing, Pretrial Assessment, and Pretrial Supervision; and

BE IT FURTHER RESOLVED any personnel and/or program services are coterminous with receipt of adequate funds through this grant; and

BE IT FINALLY RESOLVED that the County Administrator is authorized to make the necessary budget adjustments, and any necessary documents to complete this action are authorized to be signed.

Moved by Commissioner Dugan, seconded by Commissioner DeYoung to approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

ACTION ITEMS:

BOARD OF COMMISSIONERS—AMEND SOIL EROSION & SEDIMENTATION CONTROL ORDINANCE #1013.3 & FEE SCHEDULE

19/ WHEREAS, a public hearing, duly noticed, was held in the Board Room, County Services Building, on April 13, 2023, at 1:00 PM, to allow public comment.

THEREFORE BE IT RESOLVED that upon hearing public comment, the Board of Commissioners (Board) hereby adopts the amended Soil Erosion & Sedimentation Control Ordinance #1013.3 & Fee Schedule, as presented; and

BE IT FURTHER RESOLVED that the Soil Erosion & Sedimentation Control Ordinance and Fee Schedule #1013.3 shall take effect June 1, 2023; and

BE IT FURTHER RESOLVED that notice of said adopted ordinance shall be published in a newspaper of general circulation in Allegan County within ten (10) business days of adoption; and

BE IT FINALLY RESOLVED that the Clerk is authorized to publish and post notices of this ordinance to properly inform the general public of its adoption.

Moved by Commissioner Dugan, seconded by Commissioner Kapenga to approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

ALLEGAN COUNTY

SOIL EROSION AND SEDIMENTATION CONTROL ORDINANCE

Ordinance No. 1013.3

The Allegan County Soil Erosion and Sedimentation Control Ordinance is intended to protect the health, safety and welfare of the County residents and the public health, safety and welfare of the community by regulating earth change activities, which can harm the environment through erosion and the unnatural accumulation of sediment.

ARTICLE I - Purpose and Authority

Section 101. Short Title. This Ordinance shall be known as, and shall be cited and referred to as, The Allegan County Soil Erosion and Sedimentation Control Ordinance.

Section 102. Jurisdiction. The Allegan County Health Department shall administer and enforce this Ordinance throughout the County except within the territorial boundaries of a governmental unit that has adopted an Ordinance and has been designated by the Department as a Municipal Enforcing Agency pursuant to Section 9106 of Part 91, or has been designated by the Department as an Authorized Public Agency pursuant to Section 9110 of Part 91.

Section 103. Authority. The authority for this Ordinance is found in Part 91 Soil Erosion and Sedimentation Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Part 91), being 324.9101 *et seq.* of the Michigan Compiled Laws and the Administrative Rules promulgated by the Department of Environment, Great Lakes and Energy.

Section 104. Severability (Section 324.9122). If any provision of Part 91, the Rules under Part 17, or this Ordinance is declared by a court of competent jurisdiction to be invalid, the invalid provision shall not affect the remaining provisions of Part 91, the Rules under Part 17, or this Ordinance that can be given effect without the invalid provision. The validity of Part 91, the Rules under Part 17, or this Ordinance as a whole or in part shall not be affected, other than the provision invalidated.

ARTICLE II - Definitions

Section 201. Definitions. The County of Allegan adopts by reference the definitions contained in Part 91 and the Rules under Part 17 unless expressly given a different meaning by this Ordinance. The following definitions shall apply in the interpretation and enforcement of this Ordinance:

- (a) **Accelerated Soil Erosion**, means the increased loss of the land surface that occurs as a result of human activities.
- (b) **Agricultural Practices**, means all land farming operations except plowing or tilling of land for the purpose of crop production or the harvesting of crops.
- (c) **Authorized Public Agency**, means a state agency or an agency of a local unit of government authorized by the Department under Section 9110 of Part 91 to implement soil erosion and sedimentation control procedures with regard to earth changes undertaken by it.
- (d) **Cease and Desist Order**, means an order that stops only that work relative to a project which is causing a violation of this ordinance or Part 91 until said violation is corrected.
- (e) **Certificate of Completion**, means a signed, written statement by the Soil Erosion Control Agent that the specific construction and inspections have been performed and that such work complies with the applicable requirements of Part 91, the Rules under Part 17, and this Ordinance.
- (f) **Conservation District**, means a conservation district authorized under Part 93, Soil Conservation Districts, of the Natural Resources and Environmental Protection Act, 1994 PA 451, being 324.9301 *et seq.* of the Michigan Compiled Laws.
- (g) **County**, means the County of Allegan, Michigan.

- (h) **County Enforcing Agency**, means the Environmental Health Division of the Allegan County Health Department, as designated by the Allegan County Board of Commissioners under Section 9105 of Part 91.
- (i) **Department**, means the Department of Environment, Great lakes and Energy (EGLE).
- (j) **Designated Agent**, means a person who has written authorization from the landowner to sign the application and secure an earth change permit in the landowner's name.
- (k) **Earth Change**, means a human-made change in the natural cover or topography of land, including cut and fill activities, which may result in or contribute to soil erosion or sedimentation of the Waters of the State. Earth change does not include the practice of plowing and tilling soil for the purpose of crop production.
- (l) **Earth Change Permit or Permit**, means a permit issued by the Soil Erosion Control Agent to authorize work to be performed under the provisions of Part 91, the Rules under Part 17, and this Ordinance.
- (m) **Grading**, means any leveling, stripping, excavating, filling, stockpiling or any combination thereof and shall include the land in its excavated or filled condition.
- (n) **Lake**, means the Great Lakes and all natural and artificial inland lakes or impounds that have definite banks, a bed, visible evidence of continued occurrence of water, and a surface area of water that is equal to, or greater than 1 acre. "Lake" does not include sediment basins and basins constructed for the sole purpose of storm water retention, cooling water, or treating polluted water.
- (o) **Landowner**, means the person who owns or holds a recorded easement on the property or who is engaged in construction in a public right-of-way in accordance with sections 13, 14, 15, and 16 of Highway Obstructions and Encroachments; use of Highway by Public Utilities, 1925 PA 368, as amended, being 247.183, 247.184, 247.185, and 247.186 of the Michigan Compiled Laws.
- (p) **Municipal Enforcing Agency**, means an agency designated by a municipality under Section 9106 of Part 91 to enforce a Local Ordinance that has been approved by the Department.
- (q) **Municipality**, means any of the following:
 1. A city.
 2. A village.
 3. A charter township.
 4. A general law township that is located in a county with a population of 200,000 or more.
- (r) **Non-Erosive Velocity**, means a speed of water movement that is not conducive to the development of accelerated soil erosion.
- (s) **On-Site Authorized Agent**, means the person identified on the permit application by the landowner or the designated agent to be authorized and responsible for making decisions on behalf of the landowner.
- (t) **Part 91**, means Part 91, Soil Erosion and Sedimentation Control, of the Michigan Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, being 324.9101 *et seq.* of the Michigan Compiled Laws.
- (u) **Permanent Soil Erosion and Sedimentation Control Measures**, means those control measures, which are installed or constructed to control soil erosion and sedimentation and which are maintained after project completion.
- (v) **Rules**, means the Rules under Part 17 promulgated pursuant to the Administrative Procedures Act of 1969, 1969 PA 306, being 24.201 to 24.328 of the Michigan Compiled Laws for the administration of Part 91.
- (w) **Sediment**, means solid particulate matter, including both mineral and organic matter that is in suspension in water, is being transported, or has been removed from its site of origin by the actions of wind, water, or gravity and has been deposited elsewhere.
- (x) **Sediment Basin**, means a naturally occurring or constructed depression used for the sole purpose of capturing sediment during and after an earth change activity.
- (y) **Soil Erosion**, means the wearing away of land by the action of wind, water, or gravity; or a combination of wind, water, or gravity.
- (z) **Soil Erosion Control Agent**, means a person who has a certificate of training in soil erosion and sedimentation control from the Department and that is appointed by the Allegan County Health Department to perform the responsibilities for administering and enforcing Part 91, the Rules, and this Ordinance.
- (aa) **Stabilization**, means the establishment of vegetation or the proper placement, grading, or covering of soil to ensure its resistance to soil erosion, sliding, or other earth movement.

- (bb) **State Agency**, means a principal state department or a state public university.
- (cc) **Stop Work Order**, means an order that stops all work on a project until any and all violations of Part 91, the Rules under Part 17, and this Ordinance are corrected, except for remedial measures to correct the violation.
- (dd) **Storm Water Retention Basin**, means an area which is constructed to capture surface water runoff and which does not discharge directly to a lake or stream through an outlet. Water leaves the basin by infiltration and evaporation.
- (ee) **Stream**, means a river, creek, or other surface watercourse which may or may not be serving as a drain as defined in The Drain Code of 1956, 1956 PA 40, as amended, being 280.1 et seq. of the Michigan Compiled Laws, and which has definite banks, a bed, and visible evidence of the continued flow or continued occurrence of water, including the connecting waters of the Great Lakes.
- (ff) **Temporary Soil Erosion and Sedimentation Control Measures**, means interim control measures which are installed or constructed to control soil erosion and sedimentation and which are not maintained after project completion.
- (gg) **Violation of Part 91 or Violates Part 91**, means a violation of Part 91, the Rules under Part 17, or this Ordinance, or a permit issued under Part 91 or this Ordinance.
- (hh) **Waters of the State**, means the Great Lakes and their connecting waters, inland lakes and streams, as defined in the Rules under Part 17, and wetlands regulated under Part 303, Wetlands Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, being 324.30301 *et seq.* of the Michigan Compiled Laws.
- (ii) **Hearing Officer**, under Sections 1001, 1002 or 1003 means a designated employee of the Allegan County Health Department or the Allegan County Drain Commissioners Office who is a Soil Erosion Control Agent, with Plan Review and Design Certification from the Department and who does not have direct responsibility for the permit in question.
- (jj) **Storm Drain Inlet**, means a location where surface water can enter a storm water collection system which discharges either directly or through a series of storm drain inlets connected by conduit to a lake, river, stream, regulated wetland, storm water retention or detention pond.

ARTICLE III – General Provisions

Section 301. County Enforcing Agency. The Environmental Health Division of the Allegan County Health Department is hereby designated as the County Enforcing Agency responsible for administering and enforcing Part 91, the Rules under Part 17, and this Ordinance.

Section 302. Rules Adopted. The County hereby adopts by reference and incorporates into this Ordinance as if fully set forth herein the Rules adopted by the Department pursuant to Part 91 and duly filed with the Secretary of State. Said rules shall be available for public distribution at a reasonable charge and will be available for public inspection at the Allegan County Health Department.

Section 303. Fee Schedule. All fees for administering and enforcing this Ordinance shall be paid to the County in accordance with a Fee Schedule determined by resolution of the County Board of Commissioners. The County Board of Commissioners may revise the Fee Schedule by adopting a written amendment to the Fee Schedule from time to time. All fees shall be doubled if work starts without a permit.

Section 304. Other Regulations Repealed. All other County Codes, Ordinances, and Regulations and parts of Codes, Ordinances, and Regulations, which are inconsistent or conflict with the provisions of this Ordinance, are hereby repealed. This includes the Allegan County Enforcing Agency Soil Erosion and Sedimentation Control Resolution dated July 5, 1978 and the Allegan County Soil Erosion and Sedimentation Control Ordinance dated August 26, 2004.

Section 305. More Restrictive Provisions. To the extent that any provisions or requirements of this Ordinance are more restrictive than, or are in addition to, the provisions or requirements of Part 91 or the Rules under Part 17, this Ordinance shall control.

ARTICLE IV – Building Permits (see R 323.1711)

Section 401. Notification. A local agency or general law township that issues building permits shall notify the Allegan County Health Department immediately upon receipt of a building permit application that includes activities requiring an earth change permit identified in Section 501 of this Ordinance.

Section 402. Withhold Building Permit. A local agency or general law township shall not issue a building permit to a person engaged in an earth change if the change requires a permit under Part 91, the Rules under Part 17, or this Ordinance until the Allegan County Health Department has issued the Earth Change Permit.

ARTICLE V - Earth Change Permit Requirements

Section 501. Activities Requiring an Earth Change Permit (see Section 324.9116 and R 323.1704)

- (a) A landowner or Designated Agent who contracts for, allows, or engages in an earth change in this County shall obtain an Earth Change Permit in the landowner's name from the Allegan County Health Department, unless exempted in Section 502 of this Ordinance, before commencing an earth change which:
 - 1. Disturbs one or more acres of land; or
 - 2. Is located within 500 feet of the Waters of the State regardless of the amount of land disturbed; or
 - 3. Is located within 100 feet of a storm drain inlet regardless of the amount of land disturbed.
- (b) If an earth change is under the jurisdiction of two or more municipal or county enforcing agencies, an earth change permit from the Allegan County Health Department is required for the activities under the jurisdiction of this Ordinance if not under the jurisdiction of a Municipal Enforcing Agency (MEA).
- (c) If a Soil Erosion Control Agent serves a notice of determination in person or by certified mail, with return receipt requested, to a person who owns land on which an earth change has been made that may result in or contribute to soil erosion or sedimentation of adjacent properties or Waters of the State, the landowner shall obtain an earth change permit and implement and maintain soil erosion and sedimentation control measures that will effectively reduce soil erosion or sedimentation from the land on which the earth change has been made (see Section 324.9116).
- (d) An earth change activity that does not require an Earth Change Permit under Part 91, the Rules under Part 17, or this Ordinance is not exempt from enforcement procedures under Part 91, the Rules under Part 17, or this Ordinance, if the activity exempted results in soil erosion and off-site sedimentation of adjacent properties or the waters of the state (see R 323.1704 (2)).

Section 502. Permit Exemptions and Waivers. (see R 323.1705, Section 324.9115 and Section 324.9115a for additional exemptions)

- (a) An Earth Change Permit is not required for the following:
 - 1. A beach nourishment project permitted under Part 325, Great Lakes Submerged Lands, of the Natural Resources and Environmental Protection Act, 1994 PA 451, being MCL 324.32501 *et seq.* of the Michigan Compiled Laws.
 - 2. Normal road and driveway maintenance, such as grading or leveling, that does not increase the width or length of the road or driveway and that will not contribute sediment to lakes, streams, drains or regulated wetlands.
 - 3. An earth change of a minor nature that is stabilized within twenty-four (24) hours of the initial disturbance and that will not contribute sediment to lakes, streams, drains or regulated wetlands.
 - 4. Plowing or tilling of land for the purpose of crop production or the harvesting of crops.
 - 5. Earth changes associated with the logging or mining industry. However, all earth changes associated with these activities shall conform to the same standards as if they required an Earth Change Permit under Part 91, the Rules under Part 17, or this Ordinance. The exemption from obtaining a permit under this subsection does not apply to the following:
 - a. Access roads to and from the site where active logging or mining is taking place.
 - b. Ancillary activities associated with logging or mining.

- c. The removal of clay, gravel, sand, peat or topsoil.
 - 6. Earth changes associated with well locations, surface facilities, flowlines, or access roads relating to oil or gas exploration and development activities regulated under Part 615, Supervisor of Wells, of the Natural Resources and Environmental Protection Act, 1994 PA 451 being MCL 324.61501 *et seq.*, provided the permit application to drill and operate contains a Soil Erosion and Sedimentation Control Plan that is approved by the Department under Part 615. However, those earth changes shall conform to the same standards as required for an Earth Change Permit under Part 91, the Rules under Part 17, and this Ordinance.
 - 7. Earth changes associated with a metallic mineral mining activity regulated under a mining and reclamation plan that contains soil erosion and sedimentation control provisions approved by the Department under Part 631, Reclamation of Mining Lands, of the Natural Resources and Environmental Protection Act, 1994 PA 451, being MCL 324.63101 *et seq.*
 - 8. Projects undertaken by Authorized Public Agencies; however, the Authorized Public Agency must notify the Allegan County Health Department of each proposed earth change.
 - 9. Gardening on residential property where the natural elevation is not raised.
 - 10. Removal of tree stumps, shrub stumps or roots on residential property where the earth change does not exceed 100 square feet.
 - 11. Any current or future exemptions that may be authorized under part 91 or Rules not in this ordinance.
- (b) The Allegan County Health Department may grant a permit waiver for an earth change located within 500 feet of the Waters of the State or within 500 feet of a storm drain inlet after receiving a signed affidavit from the landowner stating that the earth change will disturb less than 225 square feet and the earth change will not contribute sediment to the Waters of the State.
 - (c) The landowner, where such exempt or waived earth change activities occur, shall plan, implement and maintain acceptable soil erosion and sedimentation control measures that meet the same standards as if they required a permit under Part 91, the Rules under Part 17, and this Ordinance. Furthermore, the exemptions or waivers provided in this Section or Section 511 shall not be construed as an exemption from enforcement proceeding under Part 91, the Rules under Part 17, or this Ordinance if the activities so exempt or waived cause or result in soil erosion or off-site sedimentation. Once those proceedings commence, a permit shall be required before work may resume.

Section 503. Permit Application; Designated Agent; Meeting with Soil Erosion Control Agent. (see R 323.1706)

- (a) A landowner or Designated Agent shall submit an Earth Change Permit Application to the Allegan County Health Department. Copies of the Permit Application containing state prescribed information are available from the Allegan County Health Department.
- (b) The permit application shall be signed and dated by the landowner or Designated Agent. If the landowner is a corporation, include the name and title of the authorized corporate representative.
- (c) If a Designated Agent is signing the application for the landowner, the landowner shall either also sign the application or provide a letter authorizing the Designated Agent to act on his/her behalf including authority for the Designated Agent to designate an On-Site Authorized Agent.
- (d) The Earth Change Permit Application shall be accompanied by a Soil Erosion and Sedimentation Control Plan, the required fees and any other documents that the Soil Erosion Control Agent may require.
- (e) The landowner or Designated Agent shall meet with the Soil Erosion Control Agent, if requested, to ensure that the Soil Erosion and Sedimentation Control Plan meet the provisions of this Ordinance.

Section 504. Soil Erosion and Sedimentation Control Plan; Contents. (See R 323.1703) A Soil Erosion and Sedimentation Control Plan shall be designed to effectively reduce accelerated soil erosion and sedimentation, and shall identify factors that may contribute to soil erosion or sedimentation or both. The plan shall be drawn to a standard engineering scale on sheets not exceeding 24 inches by 36 inches in size and include, but is not limited to, all of the following:

- (a) A site location sketch showing the project location within the city, village, or township.
- (b) A boundary survey, including a legal description by a professional surveyor, or legal description of the site.
- (c) Name, address, and telephone number of the landowner and also the Designated Agent if the landowner is not completing the application.

- (d) A map or maps at a scale of not more than 200 feet to the inch or as otherwise determined by the Allegan County Health Department. The maps shall include: property boundaries; proximity of proposed earth change activities to Waters of the State; predominate land features including structures and vegetation on-site and extending 50 feet beyond property boundaries; and existing and proposed topographical contour intervals or slope descriptions. The Allegan County Health Department shall determine the required contour information necessary to effectuate the provision of this ordinance. Single family home construction projects, or similar projects in size, may submit written information concerning the slope of the project area instead of a topographical sketch unless the Allegan County Health Department determines, in writing, that a topographical sketch is needed.
- (e) A soils survey or a detailed written description of the soil types of the exposed land area contemplated for the earth change.
- (f) Details for the proposed earth changes including all of the following:
 1. A description and the location of the physical limits of each proposed earth change.
 2. A description and the location of all existing and proposed on-site drainage and dewatering facilities including downspouts from eaves troughs and storm and sump leads or discharge points for single family residential sites, if applicable.
 3. The timing and sequence of each proposed earth change on a form approved by the Allegan County Health Department.
 4. A description, the location, and estimated costs of all proposed temporary soil erosion and sedimentation control measures along with a schedule for installing and removing each temporary control measure.
 5. The location, a description, and the estimated costs of all proposed permanent soil erosion and sedimentation control measures and facilities along with the schedule for the installation and maintenance of all control measures and facilities.
 6. A program proposal for the continued maintenance of all permanent soil erosion and sedimentation control measures and facilities that remain after project completion, including the designation of the landowner, person, or designated company, or entity responsible for their maintenance. Maintenance responsibilities shall become a part of any sales or exchange agreement on which the permanent soil erosion control measures and facilities are located.
- (g) Any other information required by the Soil Erosion Control Agent.

Section 505. Earth change requirements: time; sediment removal; design installation, and removal of temporary or permanent control measures; Standards and Specifications. (see R 323.1708, 1709 and 1710)

- (a) A person shall design, construct, and complete an earth change in a manner that limits the exposed area of any disturbed land for the shortest possible period of time as determined by the Soil Erosion Control Agent.
- (b) A person shall remove sediments caused by accelerated soil erosion from runoff waters before it leaves the site of the earth change.
- (c) A person shall design a temporary or permanent control measure that is designed and constructed for the conveyance of water around, through or from, the earth change area to limit the water flow to a non-erosive velocity.
- (d) A person shall install temporary soil erosion and sedimentation control measures before or upon commencement of the earth change activity and shall maintain the measures on a daily basis. Temporary soil erosion and sedimentation control measures shall be removed after permanent soil erosion measures are in place and the area is stabilized. A person shall stabilize the area with permanent soil erosion control measures pursuant to approved plans and under approved standards and specifications as prescribed by Section 505(f) below.
- (e) A person shall complete permanent soil erosion control measures for all slopes, channels, ditches or any disturbed land area as approved in the timing sequence schedule but no later than 5 calendar days after final grading or the final earth change has been completed. If it is not possible to permanently stabilize a disturbed area after an earth change has been completed or if significant earth change activity ceases, then a person shall maintain temporary soil erosion and sedimentation control measures until permanent soil erosion control measures are in place and the area is stabilized.
- (f) A person shall install and maintain temporary and permanent control measures in accordance with the standards and specifications of the following, as applicable:
 1. The product manufacturer,

2. The Department,
 3. The Michigan Association of Conservation Districts (MACD) SESC Manual,
 4. The Michigan Department of Technology, Management and Budget (DTMB) SESC Manual,
 5. The Michigan Department of Transportation (MDOT) SESC Manual,
 6. Those formally adopted by the County Drain Commissioner's Office and
 7. Those formally adopted by the Allegan County Health Department (ACHD) or
 8. The plan may include specifications as an attachment.
- (g) If a conflict exists between standards and specifications referenced in this section, then the Soil Erosion Control Agent shall determine which specifications are appropriate for the project.

Section 506. Application Review and Permit Procedures. (see Section 324.9112 and R 323.1707)

- (a) The Soil Erosion Control Agent shall approve, disapprove, or require modification to an application for a permit within 30 calendar days after the filing of a complete application for permit. A complete application includes the completed application, plans, and required fees. The Soil Erosion Control Agent shall notify an applicant of approval by first-class mail. If an application is disapproved, then the Soil Erosion Control Agent shall advise the applicant by certified mail of its reasons for disapproval and conditions required for approval. The Soil Erosion Control Agent need not notify an applicant of approval or disapproval by mail if the applicant is given written approval or disapproval of the application in person. A permit given to the applicant either in person or by first-class mail constitutes approval.
- (b) Upon determination that a permit applicant has met all the requirements of Part 91, the Rules under Part 17, and this Ordinance, the Soil Erosion Control Agent shall issue a permit for the proposed earth change on a form that contains State prescribed information as well as that prescribed by the Allegan County Health Department.

Section 507. Permit Application Disapproval. The Soil Erosion Control Agent shall disapprove an Earth Change Permit application where:

- (a) The proposed work would cause uncontrolled soil erosion and/or off-site sedimentation; or
- (b) The work proposed by the applicant will interfere with an existing drainage course in such a manner as to cause damage to any adjacent property; or
- (c) The land area for which the work is proposed is subject to geological hazard to the extent that no reasonable amount of corrective work can eliminate or sufficiently reduce settlement, slope instability or any other such hazard to persons or property; or
- (d) The Earth Change Permit application is incomplete or does not comply with the provisions of Part 91, the Rules under Part 17, or this Ordinance.

Section 508. Permit Modification; Permit Revocation or Suspension.

- (a) The Soil Erosion Control Agent may provide written authorization for modifications to an Earth Change Permit or the approved Soil Erosion and Sedimentation Control Plan upon receiving a request from the landowner or On-Site Authorized Agent. No work in connection with any proposed modification shall take place without the written approval of the Soil Erosion Control Agent. The Soil Erosion Control Agent may require a new fee if the scope of the earth change activity has changed.
- (b) Any permit issued under this Ordinance may be revoked or suspended for any of the following reasons:
 1. A violation of the condition of the permit.
 2. Misrepresentation or failure to fully disclose relevant facts in the application or in the Soil Erosion and Sedimentation Control Plan.
 3. A change in a condition that requires a temporary or permanent change in the activity.
 4. Authorized work is abandoned or suspended for a period of six (6) months.
 5. Notice will be given to the permit holder of revocation or suspension of the permit in person or by certified mail. If the permit has been revoked for any reason, a new earth change permit application accompanied by new plans and fees would be required for any earth change activities.

Section 509. Permit Expiration; Extension of Time.

- (a) Earth Change Permits shall expire automatically upon the project completion date specified in the permit. If a project completion date is not specified then the permit shall expire one year from the

permit issuance date. The duration of an Earth Change Permit shall not exceed a period of three (3) years. Permits shall automatically expire if construction has not commenced within one year of the date of issuance.

- (b) If the landowner is unable to complete the earth change activities prior to the permit expiration date, the landowner or Designated Agent may request an extension of time provided the request is made in writing at least 10 days prior to the permit expiration date. The request shall include all relevant necessary sustaining reports, supporting documentation, and fees.
- (c) If an extension of time is granted, the Soil Erosion Control Agent shall issue a written extension, which specifies a revised permit expiration date, not to exceed six (6) months.
- (d) An extension does not release the owner or the surety on a bond, or the person furnishing an irrevocable letter credit, or a person furnishing a cash bond, or a person furnishing a certificate of self-insurance from their responsibilities and/or liabilities thereunder.

Section 510. Earth Change Requirements Generally. (see R 323.1702 and R 323.1707 (4)). A person, the landowner, and the On-Site Authorized Agent engaged in an earth change shall:

- (a) Conduct the earth change in a manner that will effectively reduce accelerated soil erosion and resulting sedimentation.
- (b) Plan, implement, and maintain acceptable soil erosion and sedimentation control measures in conformance with Part 91, the Rules under Part 17, and this Ordinance, which effectively reduce accelerated soil erosion and off-site sedimentation.
- (c) Carry out the earth change activities in accordance with an approved Soil Erosion and Sedimentation Control Plan and in compliance with all the requirements of the Earth Change Permit, Part 91, the Rules under Part 17, and this Ordinance.
- (d) The Earth Change Permit must be posted on-site and clearly visible from the road. The Soil Erosion and Sedimentation Control Plan must be available for inspection at the site of the earth change at all times.

Section 511. Additional Permit Waivers.

- (a) A permit waiver may be granted to Section 501(a)3. A permit waiver may be granted in cases where topography or other physical attributes of the parcel would make it virtually impossible for sediment to enter a storm drain inlet during an earth change activity. Any earth change activity which receives a waiver under this section must be in compliance with the applicable portions of Section 502. (b)and(c).

ARTICLE VI - Earth Change Permit; Bond Requirements (see 324.9108)

Section 601. Surety Bond; Cash Bond; Irrevocable Letter of Credit.

- (a) The Soil Erosion Control Agent, may as a condition for the issuance of a permit, require the landowner to post a cash bond or an irrevocable letter of credit with the Allegan County Health Department in an amount sufficient to assure the installation and completion of such protective or corrective measures as may be required by the Health Department. In lieu of a cash bond or an irrevocable letter of credit, the landowner may file a surety bond in the amount of 125% of the amount sufficient to assure the installation and completion of such protective or corrective measures with the Allegan County Health Department. The surety bond shall be executed by the landowner and a corporate surety who has authority to do business in this state as a surety.
- (b) The surety bond shall be in a form approved by the County Corporate Counsel, or the Corporate Counsel's duly authorized agent, and shall be issued to the County Soil Erosion and Sedimentation Control Fund.
- (c) A surety bond, cash bond or irrevocable letter of credit, shall include and be made on the conditions that the landowner shall comply with all of the provisions of Part 91, the Rules under Part 17, and this Ordinance; all terms and conditions of the permit; and that the landowner shall complete all work contemplated under the permit within the time limit specified in the permit.
- (d) In the event that the landowner fails to comply with the terms and conditions of the Earth Change Permit; or fails to comply with the provisions of Part 91, the Rules under Part 17, or this Ordinance; or fails to comply with a notice of determination or other violation notices within the required time; or fails to implement the approved Soil Erosion and Sedimentation Control Plan, the Soil Erosion Control

Agent may order such work as necessary to provide for effective soil erosion and sediment control. The landowner and the surety executing the bond or person issuing the irrevocable letter of credit or making the cash deposit shall continue to be firmly bound under a continuing obligation for the payment of all necessary costs and expenses, including legal, that the Allegan County Health Department incurs in causing any and all work to be done to comply with the provisions of Part 91, the Rules under Part 17, or this Ordinance. In the case of a cash bond, the Soil Erosion Control Agent shall authorize the Allegan County Health Department to refund any unused portion to the person who posted the bond.

- (e) The Allegan County Health Department may establish a list of pre-qualified contractors for use in ordering work required under Section 601(d).

ARTICLE VII - Notice of Completion; Certificate of Completion

Section 701. Notice and Certificate of Completion. Upon satisfactory execution of the approved plans and permit conditions and other requirements imposed under this Ordinance, the landowner shall file a written notice of completion with the Soil Erosion Control Agent. The Soil Erosion Control Agent shall make a final inspection within thirty (30) days of receiving the notice of completion and shall issue a certificate or letter of completion and release of bond if the landowner has satisfactorily complied with the plan, permit conditions and this ordinance. If the project is to be completed in different phases, the landowner may submit a written notice of completion for a project phase and the Soil Erosion Control Agent may issue separate certificates of completion and authorize a proportionate release of a cash bond for each completed project phase. Once a project phase has been completed and the Soil Erosion Control Agent has issued a certificate of completion for that phase, the SESC plan will need to be modified by the responsible party, and reapproved by the Soil Erosion Control Agent in order to remove the area that has been stabilized. The expiration date shall not exceed the original date from issuance of the initial or original permit.

ARTICLE VIII - Enforcement; Notice of Determination; Compliance Time; Violations and Penalties

Section 801. Enforcement. (see R 323.1712) A designated Soil Erosion Control Agent of the Allegan County Health Department may issue a uniform municipal civil infraction citation, Stop Work Order, Cease and Desist Order, or revoke a permit upon its findings that there is a violation of Part 91, the Rules under Part 17, or this Ordinance, or a finding that there is a violation of a permit or an approved Soil Erosion and Sedimentation Control Plan.

Section 802. Notice of Determination: (see 324.9117). If a Soil Erosion Control Agent determines that soil erosion or sedimentation of adjacent properties or the Waters of the State has or will reasonably occur from land in violation of Part 91, the Rules under Part 17, or this Ordinance, the Allegan County Health Department may seek to enforce a violation by notifying the landowner through a notice of determination served in person or by certified mail, with return receipt requested, of its determination. The notice shall contain a description of the violation and what must be done to remedy the violation and shall specify a time to comply with Part 91, the Rules under Part 17, and this Ordinance.

Section 803. Compliance; Time (see 324.9118). Within 5 days after a notice of violation has been issued under Section 802 of this Ordinance, a person who owns land subject to Part 91, the Rules under Part 17, or this Ordinance shall implement and maintain soil erosion and sedimentation control measures in conformance with Part 91, the Rules under Part 17, or this Ordinance.

Section 804. Entry upon Land; Construction; Implementation, and Maintenance of Soil Erosion and Sedimentation Control Measures; Cost (see 324.9119). Not sooner than 5 days after notice of violation has been served in person or mailed under Section 802 of this Ordinance, if the condition of the land, in the opinion of the Allegan County Health Department, may result in or contribute to soil erosion or sedimentation of adjacent properties or to the Waters of the State, and if soil erosion and sedimentation control measures in conformance with Part 91, the Rules under Part 17, and this Ordinance are not in place, the Allegan County Health Department, or its designee, may enter upon the land and construct, implement, and maintain soil erosion and sedimentation control measures in conformance with Part 91, the Rules under Part 17, and this Ordinance. However, the Allegan County

Health Department shall not expend more than \$10,000 for the cost of the work, materials, labor, and administration without prior written notice in the Notice of Determination provided in Section 802 of this Ordinance to the landowner that the expenditure of more than \$10,000 may be made. If more than \$10,000 is to be expended under this section, then the work shall not begin until at least 10 days after the notice of violation has been mailed by certified mail with return receipt requested.

Section 805. Reimbursement of the Allegan County Health Department Expenses; Lien for Expenses.
(see 324.9120)

- (a) All expenses incurred by the Allegan County Health Department under Section 804 of this ordinance to construct, implement, and maintain soil erosion and sedimentation control measures to bring land into compliance with Part 91, the Rules under Part 17, and this Ordinance shall be reimbursed to the Allegan County Health Department by the landowner.
- (b) The Allegan County Health Department shall have a lien on the property for the expenses incurred under Section 804 of this Ordinance of bringing the land into conformance with Part 91, the Rules under Part 17, or this Ordinance. However, with respect to single family or multi-family residential property, the lien for such expenses shall have priority over all liens and encumbrances filed or recorded after the date of such expenditure. With respect to all other property, the lien for such expenses shall be collected and treated in the same manner as provided for property tax liens under the General Property Tax Act, 1893 PA 206, being 211.1 to 211.157 of the Michigan Compiled Laws.

Section 806. Violations; Penalties (Section 324.9121)

- (a) A person who violates Part 91, the Rules under Part 17, or this Ordinance, is responsible for a uniform municipal civil infraction and may be ordered to pay a civil fine of not more than \$2,500.00 plus all court costs and attorney fees.
- (b) A person who knowingly violates Part 91, the Rules under Part 17, or this Ordinance or knowingly makes a false statement in an application for a permit or in a Soil Erosion and Sedimentation Control Plan is responsible for the payment of a civil fine of not more than \$10,000.00 for each day of violation plus all court costs and attorney fees.
- (c) A person who knowingly violates Part 91, the Rules under Part 17, or this Ordinance after receiving a notice of determination under Sections 801 or 802 is responsible for payment of a civil fine of not less than \$2,500.00 or more than \$25,000.00 for each day of the violation plus all court costs and attorney fees.
- (d) Civil fines collected under Section 806(a) shall be deposited into the Soil Erosion and Sedimentation Control Fund. Civil fines collected under Sections 806(b) or 806(c) that are payable to the Allegan County shall be deposited into the County General Fund.
- (e) A default in payment of a civil fine or costs ordered under this section or an installment of the fine or costs may be remedied by any means authorized under the Revised Judicature Act of 1961, 1961 PA 236, as amended, being section 600.101 *et seq.* of the Michigan Compiled Laws.
- (f) In addition to a fine assessed under this section, a person who violates Part 91, the Rules under Part 17, or this Ordinance is liable to the State of Michigan for damages for injury to, destruction of, or loss of natural resources resulting from the violation. The court may order a person who violates this part to restore the area or areas affected by the violation to their condition as existing immediately prior to the violation.
- (g) Lessees, contractors, or other individuals undertaking an earth change, as well as the landowner and On-Site Authorized Agent, are liable for civil penalties prescribed in Section 806.

Section 807. Violations Bureau; Payments.

- (a) The Allegan County District Court with jurisdiction has been established as the Violations Bureau for the uniform municipal civil infraction citations.
- (b) All persons that receive uniform municipal civil infraction citation shall have twenty-one (21) days to pay the fine to the District Court Office. If responsibility is denied or the fine is unpaid after twenty-one (21) days, the uniform municipal civil infraction citation shall be processed by the District Court for resolution pursuant to Chapter 87 of the Revised Judicature Act, MCL 600.8701 *et seq.* Either party may request a formal hearing before a judge.

ARTICLE IX - Injunction; Inspection and Investigation; Interference with Administration and Enforcement

Section 901. Injunction. Notwithstanding the existence or pursuit of any other remedy, the Department or the County may maintain an action in its own name in a court of competent jurisdiction for an injunction or other process against a person to restrain or prevent violations of Part 91, the Rules under Part 17, or this Ordinance.

Section 902. Right of Entry and Inspection. An agent appointed by the Department or the Allegan County Health Department may enter at all reasonable times in or upon any private or public property for the purpose of inspecting and investigating conditions or practices that may be in violation of Part 91, the Rules under Part 17, or this Ordinance.

Section 903. Interference with Administration and Enforcement. No person shall unlawfully hinder, oppose or resist the Soil Erosion Control Agent in the discharge of the administration and enforcement of Part 91, the Rules under Part 17, or this Ordinance. No person shall remove, mutilate or conceal any notice or placard posted by the Soil Erosion Control Agent except by written permission of the Soil Erosion Control Agent.

ARTICLE X - Appeal Procedures**Section 1001. Appeal of Permit Decision; Administrative Hearing.**

- (a) If the landowner or Designated Agent is aggrieved by a permit decision made by the Soil Erosion Control Agent, a written appeal including the reason for the appeal referencing applicable sections of the Ordinance; a photocopy of any written action; and the required fees may be filed with the Allegan County Health Department within 14 calendar days of that decision. If an appeal is filed, an administrative hearing will be scheduled within 14 calendar days from the date of the filing.
- (b) The administrative hearing will allow the landowner or Designated Agent opportunity to submit additional information or re-emphasize previously submitted data. The Hearing Officer will then review the information and take under advisement any other comments received before making a final decision within twenty-one (21) days of the administrative hearing, and forward this final decision to the landowner or designated agent in person or by first class mail.

Section 1002. Appeal of Notice of Violation; Administrative Hearing.

- (a) If the landowner or On-Site Authorized Agent is aggrieved by a compliance and enforcement action made by the Soil Erosion Control Agent pursuant to Section 802 of this Ordinance, a written appeal including the reason for the appeal referencing applicable sections of the Ordinance; a photocopy of any written action; and the required fees may be filed with the Allegan County Health Department within 24 hours of receiving a notice of violation. If an appeal is filed, an administrative hearing will be scheduled within three (3) calendar days of the date of the filing.
- (b) The administrative hearing will allow the landowner or On-Site Authorized Agent opportunity to submit additional information or re-emphasize previously submitted data. The Hearing Officer will then review the information and take under advisement any other information received before making a final decision within two (2) days of the administrative hearing, and forward this final decision to the landowner or On-Site Authorized Agent in person or by certified mail, return receipt requested.

Section 1003. Allegan County Health Department Decisions; Standard of Review.

- (a) The Hearing Officer shall sustain the decision of the Soil Erosion Control Agent unless the Hearing Officer finds, by clear and convincing evidence that the Soil Erosion Control Agent's decision:
 1. Was based upon a mistake(s) of fact and that the correction of that mistake(s) leads to a different result; or,
 2. Was based upon a mistake(s) of law and that the correction of that mistake(s) leads to a different result; or,
 3. Constitutes an abuse of discretion and no factual or legal argument provides any support for the Soil Erosion Control Agent's position.
- (b) All decisions, whether oral or written, must include a brief recap of testimony and evidence presented. The decision of the Hearing Officer shall be binding upon the Soil Erosion Control Agent and the Landowner, Designated Agent and/or On-Site Authorized Agent.

ARTICLE XI - Soil Erosion and Sedimentation Control Fund

Section 1101. Creation of Fund. The Soil Erosion and Sedimentation Control Fund is created within the county treasury.

Section 1102. County Treasurer. The county treasurer may receive money or other assets from any source for deposit into the Soil Erosion and Sedimentation Control Fund. The county treasurer shall direct the investment of the Soil Erosion and Sedimentation Control Fund. The county treasurer shall credit to the Soil Erosion and Sedimentation Control Fund interest and earnings from fund investments. The county treasury may transfer money from the Soil Erosion and Sedimentation Control Fund to the General Fund by resolution of the County Board of Commissioners.

Section 1103. Deposits to Fund. All fees, cash bonds, money received from an irrevocable letter of credit or a certificate of self-insurance, and reimbursements for expenses incurred by the Allegan County Health Department made payable to the Allegan County Health Department with regard to Part 91, the Rules under Part 17, or this Ordinance shall be deposited by the County Treasurer into the Soil Erosion and Sedimentation Control Fund.

Section 1104. Revolving Funds. Money in the Soil Erosion and Sedimentation Control Fund at the close of the fiscal year shall remain in the fund and shall not lapse to the county general fund.

Section 1105. Expending Funds. The Allegan County Health Department shall expend money from the fund only to administer and enforce Part 91, the Rules under Part 17, or this Ordinance.

ARTICLE XII - Effective Date

Section 1201. Effective Date. This Ordinance shall take effect June 1, 2023. All active permits issued prior to adoption of said Ordinance and bonds shall remain in effect and shall be subject to provisions of this Ordinance. The undersigned do hereby certify that the above and foregoing Ordinance, known as the Soil Erosion and Sedimentation Control Ordinance, Ordinance No. 1013.3 of the County of Allegan, Michigan, was introduced at a regular meeting of the County Board of Commissioners, held on April 27, 2023, and was thereafter passed at a regular meeting on April 27, 2023.

Jim Storey, Chair, Allegan County Board of Commissioners

Date

Bob Genetski, County Clerk/Register

Date

ALLEGAN COUNTY

SOIL EROSION AND SEDIMENTATION CONTROL ORDINANCE

(Adopted under Section 303)

FEE SCHEDULE FOR MUNICIPAL CIVIL INFRACTION CITATIONS

Ordinance No. 1013.3

I. Residential:

<u>Infraction</u>	<u>Fine</u>
a. No permit.....	\$100.00*
Repeat Offense.....	\$250.00*
b. Other violations.....	\$250.00*
c. Violations leading to erosion.....	\$500.00*
d. Repeat Offense.....	\$750.00*

II. All other Commercial or Industrial Sites such as Site Development (Plats, Mobile Home Parks, Multiple Housing Units, Apartments, Commercial, Industrial, Cut and Fill Operations, Golf Courses, etc.), Utilities and Sand and Gravel Mining:

<u>Infraction</u>	<u>Fine</u>
a. No Permit.....	\$750.00*
b. Failure to Maintain Sedimentation and erosion controls.....	\$750.00*
c. Tracking sediment onto roadway.....	\$750.00*
d. Failure to stabilize critical areas.....	\$750.00*
e. Failure to repair de-stabilized area.....	\$750.00*
f. Failure to comply with permit restrictions.....	\$750.00*
g. Other violations.....	\$750.00*
h. First repeat offense.....	\$1,500.00*
i. Second and subsequent repeat offenses.....	\$2,500.00*

*plus all court costs and attorney fees

EQUALIZATION - APPROVAL 2023 EQUALIZATION REPORT

20/ WHEREAS, the Allegan County Equalization Department has completed its review of the 2023 assessment rolls of the 24 townships and 9 cities of Allegan County; and

WHEREAS, the Director of the Allegan County Equalization Department finds no adjustments needed and recommends as submitted the adoption of the equalized value of real and personal property as follows:

Real Property: Agricultural	\$ 979,162,664
Commercial	\$ 700,736,632
Industrial	\$ 369,465,700
Residential	\$ 6,927,004,077
Timber Cutover	\$ 0
Developmental	\$ 3,706,700
Total Real Property	\$ 8,980,075,773
Total Personal Property:	\$ 425,868,220
Grand Total	\$ 9,405,943,993

THEREFORE BE IT RESOLVED that Allegan County Board of Commissioners respectfully report that the totals, as shown by the attached schedule (L-4024) has been verified and totaled by classification within each assessing jurisdiction; and

BE IT FURTHER RESOLVED in compliance with MCLA 211.34, as amended, the Allegan County Board of Commissioners agrees to the equalized rolls according to the following L-4024 report for the year 2023; and

BE IT FINALLY RESOLVED that the Allegan County Board of Commissioners hereby appoint Matthew Woolford, Equalization Director to represent Allegan County in matters of equalization before the State Tax Commission pursuant to MCL 209.7.

Moved by Commissioner Dugan, seconded by Commissioner Kapenga to approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

Personal and Real Property - TOTALS

The instructions for completing this form are on the reverse side of page 3.

Allegan COUNTY

04/19/2023 03:30PM

Statement of acreage and valuation in the year 2023 made in accordance with Sections 209.1 - 209.8 of the Michigan Compiled Laws.

Township or City	Number of Acres Assessed	Total Real Property Valuations (Totals from pages 2 and 3)		Personal Property Valuations		Total Real Plus Personal Property	
	(Col. 1) Acres Hundredths	(Col. 2) Assessed Valuations	(Col. 3) Equalized Valuations	(Col. 4) Assessed Valuations	(Col. 5) Equalized Valuations	(Col. 6) Assessed Valuations	(Col. 7) Equalized Valuations
Allegan City	3,268.76	191,535,500	191,535,500	11,661,900	11,661,900	203,197,400	203,197,400
Allegan Township	20,426.06	271,164,300	271,164,300	11,372,700	11,372,700	282,537,000	282,537,000
Casco Township	25,967.31	526,117,594	526,117,594	8,745,200	8,745,200	534,862,794	534,862,794
Cheshire Township	22,979.75	125,651,500	125,651,500	3,593,400	3,593,400	129,244,900	129,244,900
Clyde Township	22,682.80	114,651,200	114,651,200	3,090,700	3,090,700	117,741,900	117,741,900
Dorr Township	23,196.25	499,446,050	499,446,050	22,002,100	22,002,100	521,448,150	521,448,150
Fennville City	702.38	39,471,800	39,471,800	2,591,900	2,591,900	42,063,700	42,063,700
Fillmore Township	18,033.71	250,242,300	250,242,300	10,944,700	10,944,700	261,187,000	261,187,000
Ganges Township	20,908.04	381,679,500	381,679,500	7,099,200	7,099,200	388,778,700	388,778,700
Gun Plain Township	22,011.65	353,714,310	353,714,310	38,477,400	38,477,400	392,191,710	392,191,710
Heath Township	22,947.00	243,033,500	243,033,500	33,957,300	33,957,300	276,990,800	276,990,800
Holland City	4,881.28	644,329,000	644,329,000	22,014,600	22,014,600	666,343,600	666,343,600
Hopkins Township	22,738.35	190,528,700	190,528,700	6,036,800	6,036,800	196,565,500	196,565,500
Laketown Township	14,103.34	735,496,850	735,496,850	7,919,000	7,919,000	743,415,850	743,415,850
Lee Township	23,096.70	146,347,836	146,347,836	27,736,300	27,736,300	174,084,136	174,084,136
Leighton Township	22,817.94	487,384,800	487,384,800	15,233,500	15,233,500	502,618,300	502,618,300
Manlius Township	23,183.48	197,051,300	197,051,300	7,576,100	7,576,100	204,627,400	204,627,400
Martin Township	22,593.16	184,250,700	184,250,700	5,546,100	5,546,100	189,796,800	189,796,800
Totals for County							

Personal and Real Totals



Personal and Real Property - TOTALS

Allegan COUNTY

The instructions for completing this form are on the reverse side of page 3.

Statement of acreage and valuation in the year 2023 made in accordance with Sections 209.1 - 209.8 of the Michigan Compiled Laws.

Township or City	Number of Acres Assessed	Total Real Property Valuations (Totals from pages 2 and 3)		Personal Property Valuations		Total Real Plus Personal Property	
	(Col. 1) Acres Hundredths	(Col. 2) Assessed Valuations	(Col. 3) Equalized Valuations	(Col. 4) Assessed Valuations	(Col. 5) Equalized Valuations	(Col. 6) Assessed Valuations	(Col. 7) Equalized Valuations
Monterey Township	22,956.18	171,032,800	171,032,800	5,092,100	5,092,100	176,124,900	176,124,900
Otsego City	1,339.98	141,529,800	141,529,800	3,827,600	3,827,600	145,357,400	145,357,400
Otsego Township	21,679.79	301,514,450	301,514,450	14,030,200	14,030,200	315,544,650	315,544,650
Overisel Township	22,863.61	259,100,000	259,100,000	56,219,900	56,219,900	315,319,900	315,319,900
Plainwell City	1,359.49	133,845,000	133,845,000	6,567,800	6,567,800	140,412,800	140,412,800
Salem Township	23,066.43	326,541,200	326,541,200	31,990,700	31,990,700	358,531,900	358,531,900
Saugatuck City	1,615.94	304,229,400	304,229,400	2,922,400	2,922,400	307,151,800	307,151,800
Saugatuck Township	18,870.57	605,575,200	605,575,200	7,921,200	7,921,200	613,496,400	613,496,400
South Haven City	26.50	7,234,600	7,234,600	0	0	7,234,600	7,234,600
Trowbridge Township	22,931.14	151,312,100	151,312,100	6,238,400	6,238,400	157,550,500	157,550,500
Valley Township	23,048.06	150,011,400	150,011,400	2,284,200	2,284,200	152,295,600	152,295,600
Village Of Douglas City	2,351.51	306,688,800	306,688,800	3,151,000	3,151,000	309,839,800	309,839,800
Watson Township	23,069.75	139,220,100	139,220,100	3,263,400	3,263,400	142,483,500	142,483,500
Wayland City	1,939.81	158,328,583	158,328,583	22,482,800	22,482,800	180,811,383	180,811,383
Wayland Township	21,405.68	241,815,600	241,815,600	14,277,620	14,277,620	256,093,220	256,093,220
Totals for County	545,062.40	8,980,075,773	8,980,075,773	425,868,220	425,868,220	9,405,943,993	9,405,943,993

Personal and Real Totals



Equalized Valuations - REAL

Allegan COUNTY

The instructions for completing this form are on the reverse side of page 3.

Statement of acreage and valuation in the year 2023 made in accordance with Sections 209.1 - 209.8 of the Michigan Compiled Laws.

Township or City	Real Property Equalized by County Board of Commissioners						
	(Col. 1) Agricultural	(Col. 2) Commercial	(Col. 3) Industrial	(Col. 4) Residential	(Col. 5) Timber-Cutover	(Col. 6) Developmental	(Col. 7) Total Real Property
Allegan City		39,175,200	40,761,800	111,598,500			191,535,500
Allegan Township	36,719,700	16,173,700	4,919,300	213,351,600			271,164,300
Casco Township	49,168,814	12,890,200	1,706,400	462,352,180			526,117,594
Cheshire Township	23,084,100	3,143,600	2,951,700	96,472,100			125,651,500
Clyde Township	7,360,000	608,300	52,300	106,630,600			114,651,200
Dorr Township	69,131,900	38,310,000	10,690,600	381,313,550			499,446,050
Fennville City		8,164,200	5,011,900	26,295,700			39,471,800
Fillmore Township	85,033,500	27,527,500	1,355,100	136,326,200			250,242,300
Ganges Township	28,548,200	9,168,900	2,202,400	341,760,000			381,679,500
Gun Plain Township	35,803,200	22,960,200	15,626,300	279,324,610			353,714,310
Heath Township	25,347,500	10,355,400	12,957,200	194,373,400			243,033,500
Holland City	1,752,200	161,225,700	196,687,200	284,087,000		576,900	644,329,000
Hopkins Township	81,007,800	9,638,600	1,010,700	96,820,400		2,051,200	190,528,700
Laketown Township	10,384,500	14,475,400	1,305,700	708,386,550		944,700	735,496,850
Lee Township	13,992,100	4,286,000	466,100	127,603,636			146,347,836
Leighton Township	61,220,600	23,852,200	20,724,300	381,587,700			487,384,800
Manlius Township	24,724,300	2,571,700	2,478,700	167,276,600			197,051,300
Martin Township	77,150,200	8,551,200	2,004,000	96,545,300			184,250,700
Totals for County							

Real Property Equalized



Equalized Valuations - REAL

Allegan COUNTY

The instructions for completing this form are on the reverse side of page 3.

Statement of acreage and valuation in the year 2023 made in accordance with Sections 209.1 - 209.8 of the Michigan Compiled Laws.

Township or City	Real Property Equalized by County Board of Commissioners						
	(Col. 1) Agricultural	(Col. 2) Commercial	(Col. 3) Industrial	(Col. 4) Residential	(Col. 5) Timber-Cutover	(Col. 6) Developmental	(Col. 7) Total Real Property
Monterey Township	49,832,200	7,180,900	1,201,900	112,817,800			171,032,800
Otsego City		16,511,800	12,808,300	112,209,700			141,529,800
Otsego Township	33,164,950	41,140,400	1,952,900	225,256,200			301,514,450
Overisel Township	99,288,500	5,202,400	2,952,000	151,657,100			259,100,000
Plainwell City	353,900	22,337,100	10,522,300	100,631,700			133,845,000
Salem Township	52,352,600	11,570,900	2,107,700	260,376,100		133,900	326,541,200
Saugatuck City		44,698,600	99,400	259,431,400			304,229,400
Saugatuck Township	12,664,500	29,966,300	201,900	562,742,500			605,575,200
South Haven City				7,234,600			7,234,600
Trowbridge Township	39,963,700	5,873,300	629,900	104,845,200			151,312,100
Valley Township	2,184,100	3,051,900	1,577,200	143,198,200			150,011,400
Village Of Douglas City		33,102,000	1,373,100	272,213,700			306,688,800
Watson Township	29,949,500	8,052,000	632,900	100,585,700			139,220,100
Wayland City		48,684,632	8,636,300	101,007,651			158,328,583
Wayland Township	28,980,100	10,286,400	1,858,200	200,690,900			241,815,600
Totals for County	979,162,664	700,736,632	369,465,700	6,927,004,077	0	3,706,700	8,980,075,773

Real Property Equalized



Assessed Valuations - REAL

Allegan COUNTY

The instructions for completing this form are on the reverse side of page 3.

Statement of acreage and valuation in the year 2023 made in accordance with Sections 209.1 - 209.8 of the Michigan Compiled Laws.

Township or City	Real Property Assessed Valuations Approved by Boards of Review						
	(Col. 1) Agricultural	(Col. 2) Commercial	(Col. 3) Industrial	(Col. 4) Residential	(Col. 5) Timber-Cutover	(Col. 6) Developmental	(Col. 7) Total Real Property
Allegan City		39,175,200	40,761,800	111,598,500			191,535,500
Allegan Township	36,719,700	16,173,700	4,919,300	213,351,600			271,164,300
Casco Township	49,168,814	12,890,200	1,706,400	462,352,180			526,117,594
Cheshire Township	23,084,100	3,143,600	2,951,700	96,472,100			125,651,500
Clyde Township	7,360,000	608,300	52,300	106,630,600			114,651,200
Dorr Township	69,131,900	38,310,000	10,690,600	381,313,550			499,446,050
Fennville City		8,164,200	5,011,900	26,295,700			39,471,800
Fillmore Township	85,033,500	27,527,500	1,355,100	136,326,200			250,242,300
Ganges Township	28,548,200	9,168,900	2,202,400	341,760,000			381,679,500
Gun Plain Township	35,803,200	22,960,200	15,626,300	279,324,610			353,714,310
Heath Township	25,347,500	10,355,400	12,957,200	194,373,400			243,033,500
Holland City	1,752,200	161,225,700	196,687,200	284,087,000		576,900	644,329,000
Hopkins Township	81,007,800	9,638,600	1,010,700	96,820,400		2,051,200	190,528,700
Laketown Township	10,384,500	14,475,400	1,305,700	708,386,550		944,700	735,496,850
Lee Township	13,992,100	4,286,000	466,100	127,603,636			146,347,836
Leighton Township	61,220,600	23,852,200	20,724,300	381,587,700			487,384,800
Manlius Township	24,724,300	2,571,700	2,478,700	167,276,600			197,051,300
Martin Township	77,150,200	8,551,200	2,004,000	96,545,300			184,250,700
Totals for County							

Real Property Assessed



Assessed Valuations - REAL

Allegan COUNTY

The instructions for completing this form are on the reverse side of page 3.

Statement of acreage and valuation in the year 2023 made in accordance with Sections 209.1 - 209.8 of the Michigan Compiled Laws.

Township or City	Real Property Assessed Valuations Approved by Boards of Review						
	(Col. 1) Agricultural	(Col. 2) Commercial	(Col. 3) Industrial	(Col. 4) Residential	(Col. 5) Timber-Cutover	(Col. 6) Developmental	(Col. 7) Total Real Property
Monterey Township	49,832,200	7,180,900	1,201,900	112,817,800			171,032,800
Otsego City		16,511,800	12,808,300	112,209,700			141,529,800
Otsego Township	33,164,950	41,140,400	1,952,900	225,256,200			301,514,450
Overisel Township	99,288,500	5,202,400	2,952,000	151,657,100			259,100,000
Plainwell City	353,900	22,337,100	10,522,300	100,631,700			133,845,000
Salem Township	52,352,600	11,570,900	2,107,700	260,376,100		133,900	326,541,200
Saugatuck City		44,698,600	99,400	259,431,400			304,229,400
Saugatuck Township	12,664,500	29,966,300	201,900	562,742,500			605,575,200
South Haven City				7,234,600			7,234,600
Trowbridge Township	39,963,700	5,873,300	629,900	104,845,200			151,312,100
Valley Township	2,184,100	3,051,900	1,577,200	143,198,200			150,011,400
Village Of Douglas City		33,102,000	1,373,100	272,213,700			306,688,800
Watson Township	29,949,500	8,052,000	632,900	100,585,700			139,220,100
Wayland City		48,684,632	8,636,300	101,007,651			158,328,583
Wayland Township	28,980,100	10,286,400	1,858,200	200,690,900			241,815,600
Totals for County	979,162,664	700,736,632	369,465,700	6,927,004,077	0	3,706,700	8,980,075,773

Real Property Assessed



OFFICE OF THE COUNTY BOARD OF COMMISSIONERS OF Allegan COUNTY
WE HEREBY CERTIFY that section one column one is a true statement of the number of acres of land in each township and city in Allegan County.

WE FURTHER CERTIFY that section one is a true statement of the value of real property and of the personal property in each township and city in Allegan County in the year 2023 as assessed and of the valuation of the real property and personal property in each township and city in said county as equalized by the Board of County Commissioners of said county.

WE FURTHER CERTIFY that section two is a true statement of the equalized valuations of real property classifications in each township and city in Allegan County in the year 2023 as determined by the Board of County Commissioners of said county.

WE FURTHER CERTIFY that section three is a true statement of the assessed valuations, approved by the Board of Review, of real property classifications in each township and city in Allegan County in the year 2023 as determined by the Board of County Commissioners of said county.

WE FURTHER CERTIFY that said statement does not embrace any property taxed under P.A. 77 of 1951; P.A. 68 of 1963; P.A. 198 of 1974; P.A. 255 of 1978; P.A. 385 of 1984; P.A. 224 of 1985; P.A. 147 of 1992 or Section 5 of Article IX of the Constitution of the State of Michigan.

These certifications are made on the 27th day of April, 2023, at a meeting of said board held pursuant to the provisions of MCL 209.1 - 209.8.

Signed this 27th day of April, 2023.

James M. Story
Chairperson of Board of Commissioners

Matthew Woolford
Equalization Director

[Signature]
Clerk of Board of Commissioners

INSTRUCTIONS FOR COMPLETING THE 608 (L-4024) ASSESSED AND EQUALIZED VALUATIONS WORKSHEET

This form is due on or before the first Monday in May to the State Tax Commission (STC) (MCL 209.5 (2)) by attaching a signed L-4024 into the Michigan Equalization Gateway (MEG) filing cabinet and submitting the L-4024 form in the MEG county portal by following the instructions below.

The MEG system will autogenerate the L-4023 following the successful save and submission of all local uni L-4018 and L-4022AV forms by the county and the acceptance of those forms by Property Services Divisions (PSD) staff. MEG will auto-generate the L-4024 form upon the successful save and submission of the L-4023 form by the county and the acceptance of the L-4023 form by PSD staff. All data on the L-4024 is populated from the previously submitted L-4023, except for the number of acres. Counties must manually enter the assessable acreage for each local unit.

The county must review, in the MEG county portal the L-4024 valuation data for each local unit as well as the county totals. The county shall verify the valuation and acreage data in the MEG county portal then save the L-4024 in the L-4024 form module thereby creating an L-4024 PDF rendering. The county shall print this PDF rendering and present it to your County Board of Commissioners for signing during their equalization session.

MCL 209.5 requires the Equalization Director and the Chairperson and Clerk of the County Board of Commissioners to sign the L-4024. After signing, scan and upload the signed form to the filing cabinet in the MEG county portal. After the paper copy of the L-4024 has been signed, scanned and uploaded to the filing cabinet in MEG, submit the L-4024 in the MEG county portal. Once submitted, the L-4024 report will be locked in MEG. To make subsequent changes please contact the Property Services Division at equalization@michigan.gov.



DISCUSSION ITEMS:**PARKS & RECREATION – SUPPORT FOR BICYCLE AND XC SKI TRAIL SYSTEM IN STATE GAME AREA**

21/ **WHEREAS**, the Parks Advisory Board and Tourist Council have expressed support for creating a quality, safe, accessible bicycle & XC ski trail system (trail system) in areas of the Allegan County State Game Area (ACSGA) and that would align and complement the mission of the Department of Natural Resources (DNR); and

WHEREAS, this trail system is consistent with the goals and objectives within the Allegan County Board of Commissioners approved Parks 5-Year Recreation Plan, which includes:

Goal: Provide safe, broad community-based recreation opportunities, facilities, and programs that improve the overall quality of life year-round for all Allegan County residents and tourists.

Objectives:

- Add recreational opportunities/amenities, which fall in line with the purpose of the park and are based upon recreation needs, trends, and input from the community.
- Continue efforts to find and enhance recreation opportunities throughout Allegan County.
- Create more winter recreation opportunities, such as cross-country skiing, sledding, and snowshoeing.

Goal: Provide leisure time activities with special consideration given to improving health, wellness, and fitness.

Objectives:

- Provide both passive and active activities for a variety of ages and abilities of the community.
- Expand healthy lifestyle, physical fitness, and wellness programs, educating residents about the benefits of this lifestyle.

Goal: Provide non-motorized and/or multi-use pathways/waterways for recreational and transportation use.

Objectives:

- Expand non-motorized and/or multi-use pathways/waterways through Allegan County with a focus on linking parks, schools, neighborhoods, cities, business areas, regional trails, and local destination points.
- Support the efforts of trail groups (Friends of the Blue Star Trail, River to River trail committee, etc.) to connect Allegan County to parks, schools, neighborhoods, cities, business areas, regional trails, and local destination points; and

WHEREAS, citizen groups of Allegan County, including the Allegan Area Aerobic Activity Association (AAAAA) and the Michigan Edge Mountain Bike Association (MEMBA), through the facilitation of Rob Allen (phone 269-650-8840, email DRRCA1244@gmail.com), have attempted to discuss with the DNR Wildlife Division a proposal to create the trail system and have expressed they have not received a response in over two years; and

WHEREAS, the Board of Commissioners has identified the development of the ACSGA as instrumental to increasing community-based recreation opportunities, tourism, economic growth, and public health within Allegan County and has made such development a goal within its strategic plan; and

WHEREAS, the Board of Commissioners will conduct community input sessions regarding the desired uses of the ACSGA.

THEREFORE BE IT RESOLVED, that the Board of Commissioners supports the creation of a quality, safe, accessible trail system in areas of the ACSGA; and

BE IT FURTHER RESOLVED, that the Board of Commissioners hereby requests the full participation of the DNR (and other state stakeholder departments) in Allegan County's input process relating to the ACSGA and requests an immediate contact by DNR to Rob Allen regarding previous proposals submitted; and

BE IT FURTHER RESOLVED, the County Administrator is directed to contact DNR to coordinate a community input process for the ACSGA; and

BE IT FINALLY RESOLVED, the Clerk is hereby instructed to provide a certified copy of this resolution to Tom Baird, Chair of the Natural Resources Commission; Shannon Lott, Director of DNR; Sara Thompson, Chief of DNR Wildlife Division; Tim Novak, State Trails Coordinator; Ed Golder, Director of DNR Public Information Office; Senators: Thomas Albert, Aric Nesbitt, Roger Victory; and Representatives: Joey Andrews, Nancy DeBoer, Matt Hall, Angela Rigas, Pauline Wendzel, and Rachelle Smit.

Moved by Commissioner Beltman, seconded by Commissioner Dugan to approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

FACILITIES MANAGEMENT - AWARD COURTHOUSE HEAT PUMP REPLACEMENT BIDS

22/ WHEREAS, the Allegan County Board of Commissioners (Board) appropriated \$96,000 for a 2022 capital project to replace heat pumps at the Courthouse (Project #1400-22), a project for which no bids were received in response to the request for proposal (RFP) issued in 2022; and

WHEREAS, the Board appropriated an additional \$105,000 for a 2023 capital project to replace additional heat pumps at the Courthouse in 2023 for a total combined appropriation of \$201,000 allocated; and

WHEREAS, consistent with the County's Purchasing Policy, an RFP was re-issued in 2023 to solicit competitive bids for this project;

WHEREAS, the recommended bids exceed the budgeted amount.

THEREFORE, BE IT RESOLVED that the Board awards the Courthouse Project #1400-22 bid to Kalamazoo Mechanical Inc., of 5507 E Cork Street, Kalamazoo 49048, for the not-to-exceed base bid amount of \$210,125.00 plus any unforeseen expenses based on quoted unit rates; and

BE IT FURTHER RESOLVED that the Board awards the heat pump controls bid to Grand Valley Automation of 4275 Spartan Industrial Drive, Grandville, MI 49418, for the not-to-exceed amount of \$55,246.00; and

BE IT FURTHER RESOLVED that the Board authorizes a reallocation of funds within the #401 Capital Improvement Fund in the amount of \$70,000 to increase the project budget to \$271,000; and

BE IT FINALLY RESOLVED that the County Administrator is authorized to make the necessary budget adjustments, and any necessary documents to complete this action are authorized to be signed.

Moved by Commissioner Dugan, seconded by Commissioner Kapenga to take immediate action and approve the resolution as presented. Motion carried by roll call vote. Yeas: 5 votes. Nays: 0 votes.

APPOINTMENTS - WATER STUDY WORKGROUP

23/ Chairman Storey announced the appointment of the following individual to the Water Study Workgroup:

Elizabeth Binoniemi-Smith, 2872 Mission Dr, Shelbyville (Tribal Rep)

Moved by Commissioner DeYoung, seconded by Commissioner Kapenga to approve the appointment as made. Motion carried by voice vote. Yeas: 5 votes. Nays: 0 votes.

PUBLIC PARTICIPATION - NO COMMENTS

24/ Chairman Storey opened the meeting to public participation and as there were no comments from the public, he closed the meeting to public participation.

ADJOURNMENT UNTIL MAY 11, 2023 AT 1:00 P.M.

25/ Moved by Commissioner Dugan, seconded by Commissioner Beltman to adjourn until May 11, 2023 at 1:00 P.M. The motion carried by voice vote and the meeting was adjourned at 9:14 P.M. Yeas: 5 votes. Nays: 0 votes.

Jennifer Stien

Deputy Clerk

Board Chairperson

Minutes approved during the 00/00/2023 Session



2022

Annual Report

Sheriff Frank Baker

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Message from the Sheriff

Dear Chairman Storey:

On behalf of the deputies and staff of the Allegan County Sheriff's Office, I respectfully present the 2022 Sheriff's Office Annual Report to the Board of Commissioners and the citizens of Allegan County.

2022 presented us with several challenges; however, we experienced several successes. One of our greatest accomplishments was the deployment of body worn cameras. We were able to design and implement a body worn camera program that we feel will meet our needs. This was a very technical and significant project with consideration to ongoing future costs. It required a team approach with input from stakeholders in the Courts, The Prosecutor's Office, County Administration, Information Services, and the Sheriff's Office. Determining the best way to get the data from the BWC downloaded, stored, and retrieved was a challenge. Being an exceptionally large, rural county with limited broadband coverage in areas, required us to develop a process that would work within our operations. We also had to select and test various BWC systems to determine which would meet our needs. We selected a system, acquired the hardware, and developed policy and procedures, all ahead of schedule and prior to the vendor being on site to assist. I am proud of our staff and thankful for everyone who had a hand in this project.

I hope you find this report helpful in understanding the operations of the Sheriff's Office. I have attempted to provide you a brief but comprehensive outline of the many activities of the Sheriff's Office and staff; however, if you would like more information on law enforcement or corrections topics or any other topic in this report, please feel free to reach out.

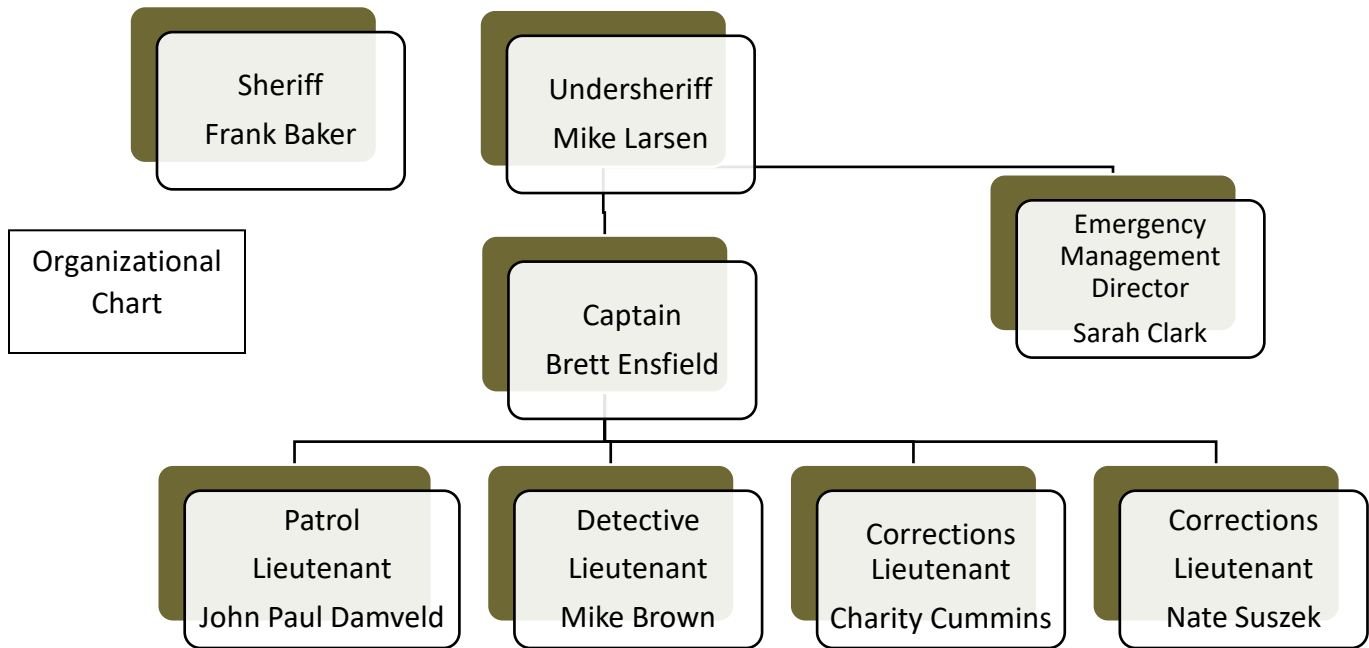
I could not be prouder of the staff and what they have accomplished this past year. It is my hope that through this report, you can see their dedication and desire to proudly serve our citizens.

Sincerely,

Frank Baker

Sheriff Frank Baker



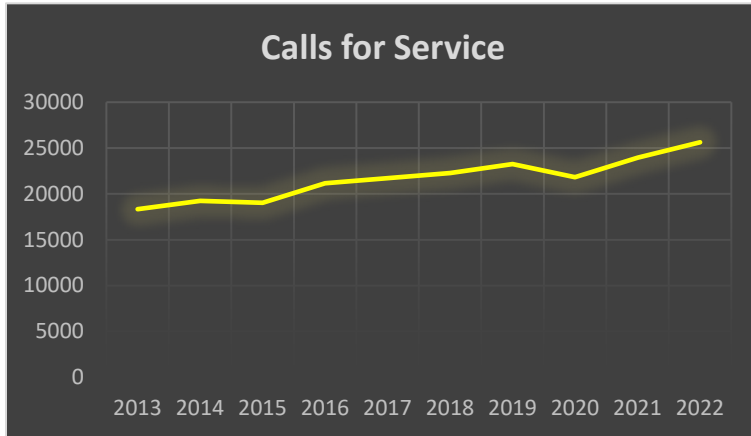


We began a restructuring of the command staff at the conclusion of 2021. During 2022 we completed that restructure with the promotion of Nate Suszek to corrections lieutenant. This establishes a balanced chain of command in the law enforcement and corrections divisions. With the retirement of Captain Matice at the start of 2023 and the subsequent promotions of Brett Ensfield and JP Damveld, we are proud to present to you the command staff as we head into 2023. We are also excited to announce Sarah Clark as the new Emergency Management Coordinator. She is replacing Scott Corbin who accepted a position with another county.

Some of Our Success Stories

- We entered into a partnership with the Friend of the Court Office assigning a deputy to assist with FOC warrant arrests and FOC operations, while they provided funding for this position. Deputy Kurt Katje has done a great job of reducing the backlog of warrants, which helps to ensure the care and wellbeing of the children of Allegan County who rely on child support.
- Our new Inmate lookup system allows individuals to access arrest records and find information on bond amounts. They can also access instructions on how to bond individuals out of the facility either in person or online.
- We were able to assign a detective to domestic violence investigations. This detective works closely with the victims of domestic violence, the assistant prosecutor assigned to the case, and the patrol deputies handling the original call for service. This detective completes the investigation and conducts follow up investigation to provide the best case for successful prosecution.
- The Sheriff's Office and Emergency Management participated in the Safe Schools Network Emergency Preparedness Seminar. We presented several topics and assisted in coordinating the event.
- We worked with school superintendents, who applied for grants from the state, to fund the cost of assigning school resource officers to their buildings. We are happy to report we now have two deputies already in Hamilton and Hopkins schools finishing up the 2022-2023 school year.

Law Enforcement Division – Road Patrol

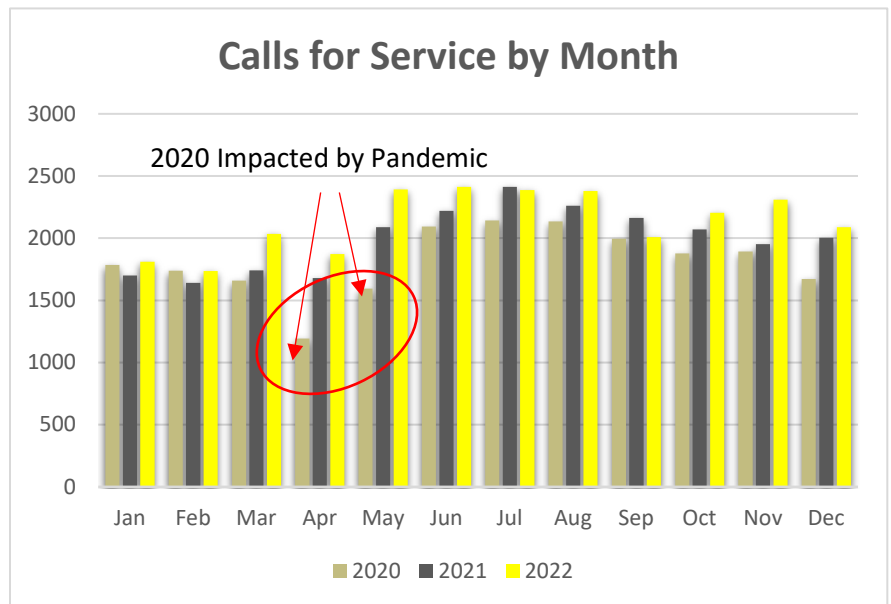


Calls for Service in 2022 were higher than any previous year. The deputies responded to or initiated 25,636 calls for service last year. This is up from 23,956 the year before, which is a 7% increase over 2021.

We anticipate that as our population grows and economic development occurs, the demand for our services will increase along with the call volume. Another factor that we anticipate is that the call volume will increase as we increase staff. Deputies generate additional call volume from initiating arrests and having to take law enforcement action.



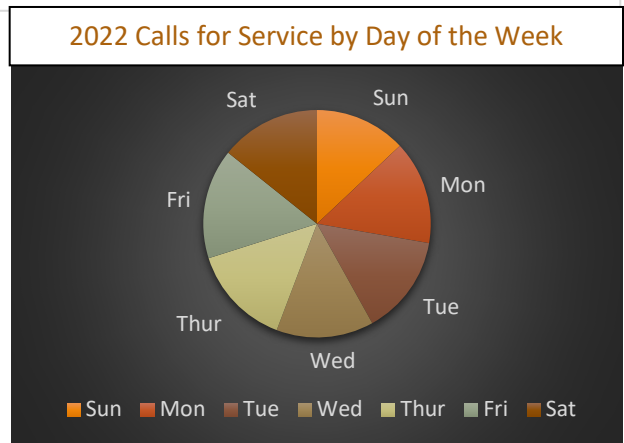
This chart demonstrates that seasonal differences do not greatly impact call volume. For instance, we anticipate that the number of car deer crashes will increase in the fall months and that the number of property damage car crashes will increase in the winter months.



The chart to the right reflects calls for service by day of the week. The daily call volume by percentage ranges from a low of 12.6% on Sunday to a high of 16.5% of the call volume on Friday. The remaining 5 days of the week vary slightly from 13.0% - 14.8%.

Day	%
Monday	14.6
Tuesday	14.0
Wednesday	13.0
Thursday	14.5
Friday	16.5
Saturday	14.8
Sunday	12.6

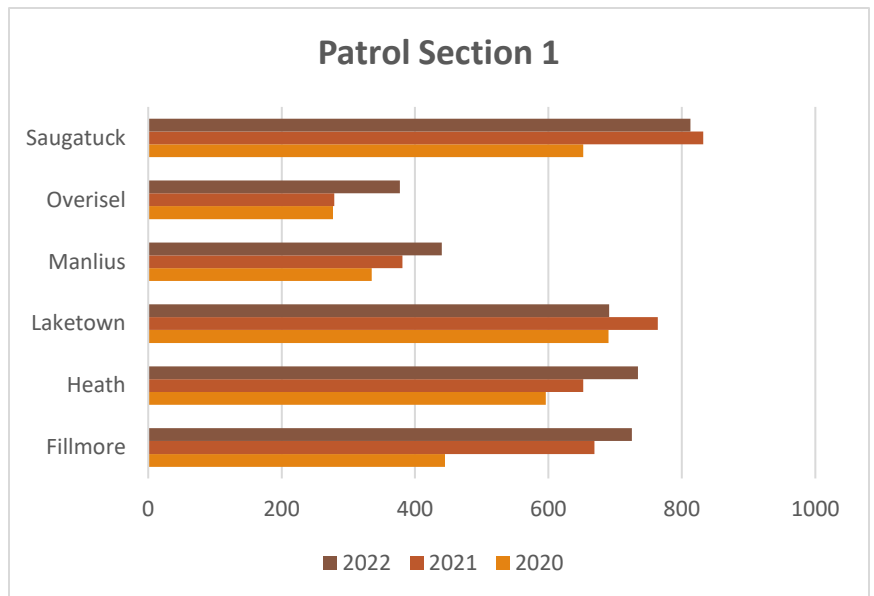
As you can see from these charts, the day of the week has little impact on call volume. There are other factors, however, that do have a greater impact on call volume such as snowstorms, high winds, heavy rains, and other weather-related calls for service. Also, holidays, like the 4th of July, community events, or festivals typically impact call volumes.



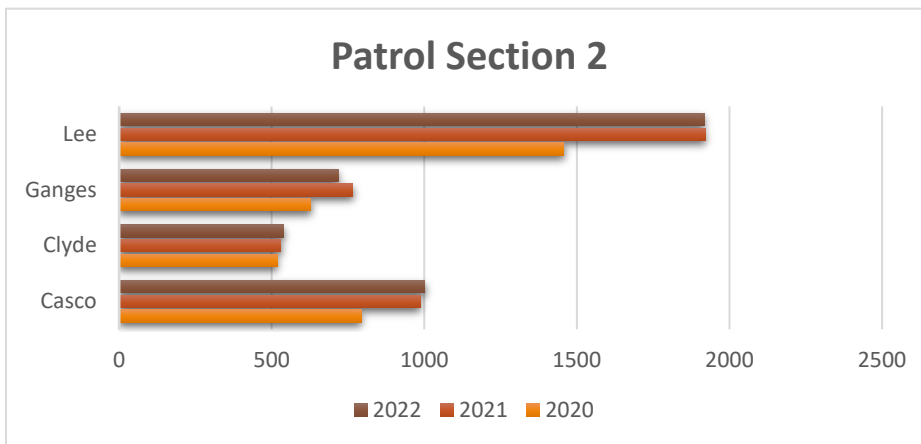
Call Volumes by Patrol Area

The total call volume in Patrol Section 1 for 2022 was 3,780. This results in a 5.7 % increase over the call volume in 2021.

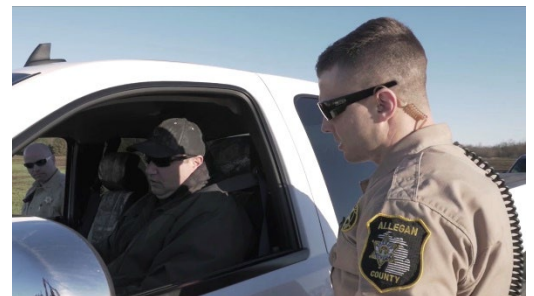
Saugatuck City, which was not included in the above total had a call volume of 1,123. This is a 5% increase over the 1,068 in 2021.



Patrol Section 2



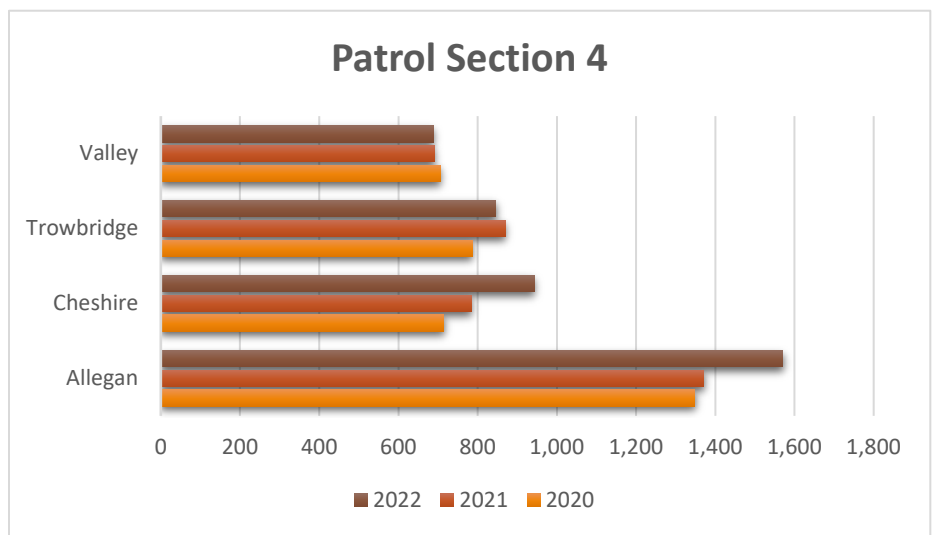
The total call volume in Patrol Section 2 for 2022 was 4,176. This was about a .6% decrease from the 4,203 in 2021.



The total call volume in Patrol Section 4 in 2022 was 4,048. This would be almost a 9% increase over the volume of 3,716 in 2021. Allegan Twp had a 14.5% increase and Cheshire experienced the largest increase in volumes at just over 20%.

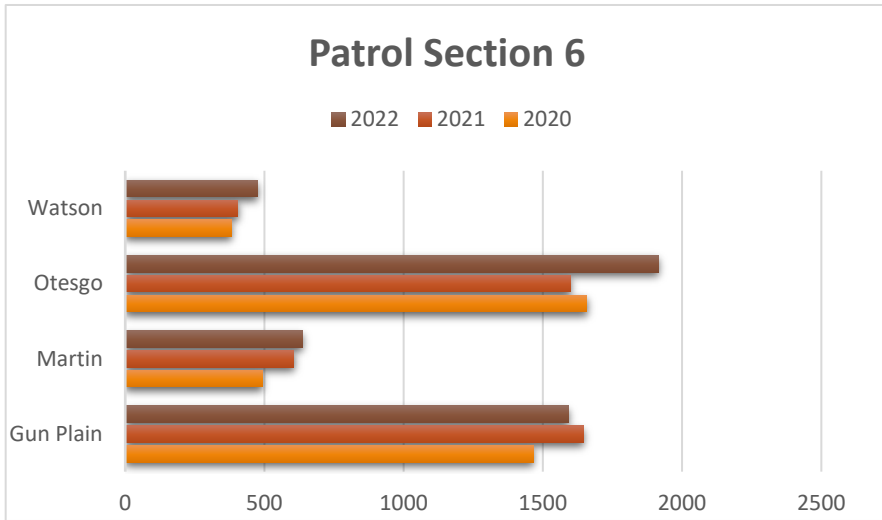
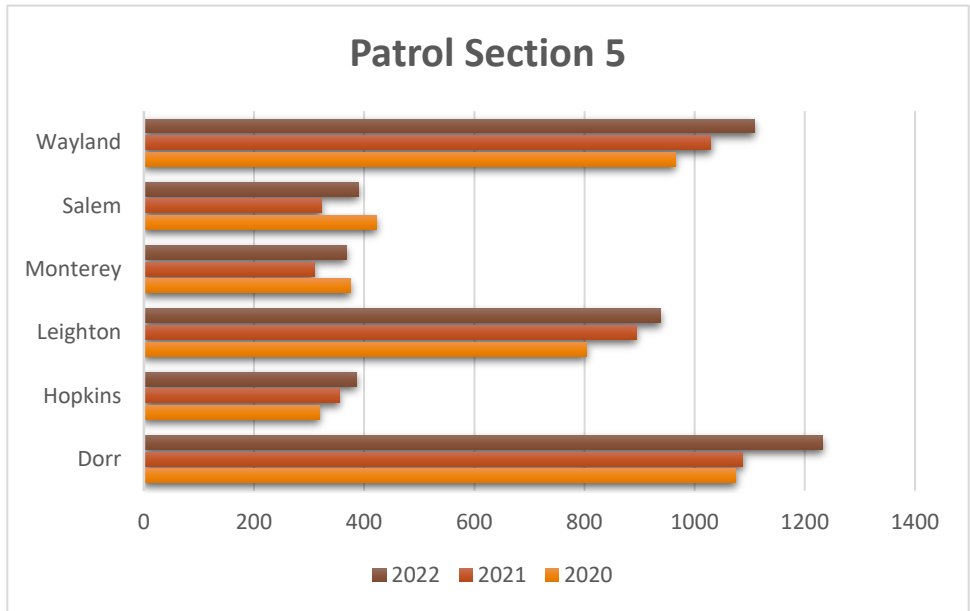


Patrol Section 4

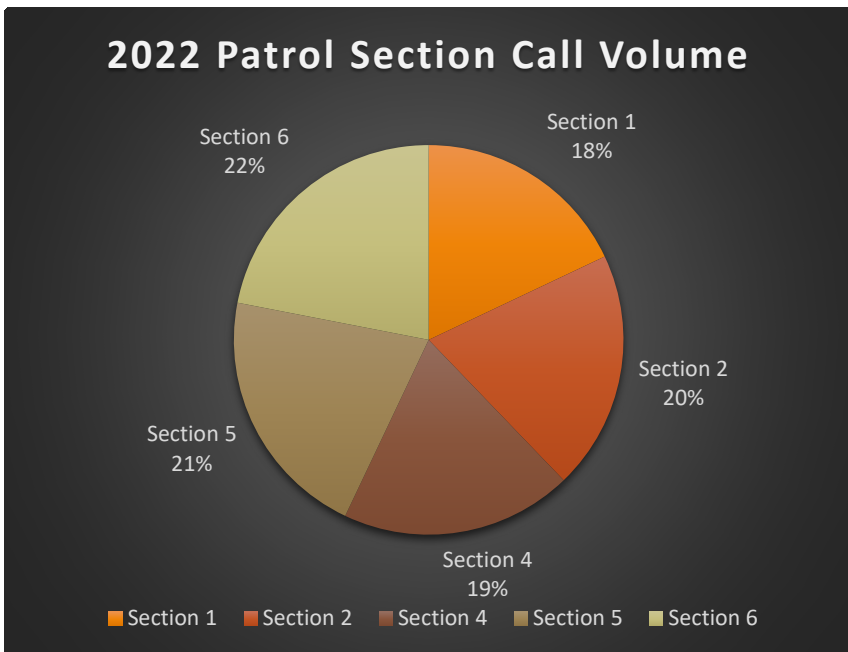
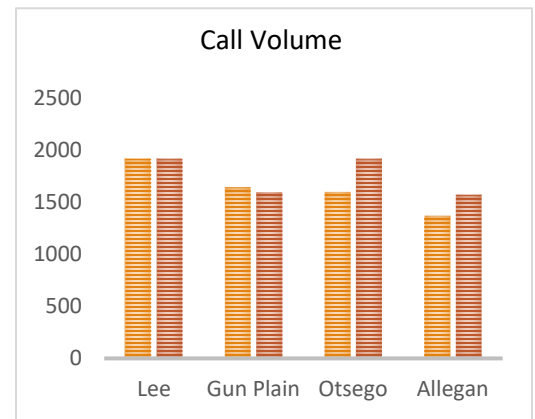


The total call volume for Patrol Section 5 in 2022 was 4,421. This would be an increase of 10.6% from the volume of 3,996 in 2021.

Every township experienced an increase; however, Dorr Township had the largest increase at over 13%.



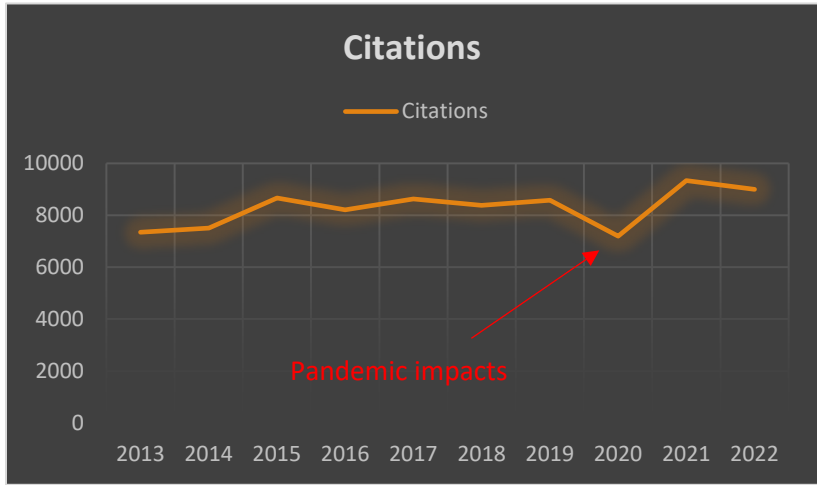
The total call volume for Patrol Section 6 in 2022 was 4,617. This is a 8.6% increase over the volume of 4,251 in 2021. The largest increase occurred in Otsego Township which experienced a 19.8% increase.



One of the objectives in designing patrol areas is to balance call volumes. The pie chart to the right would indicate that we are highly successful in achieving that objective.

We also we handled 1,123 calls for service in Saugatuck City, 429 in Fennville City, 118 in Hopkins Village, and 67 in Martin Village. This is in addition to the calls for service reported by the patrol section.

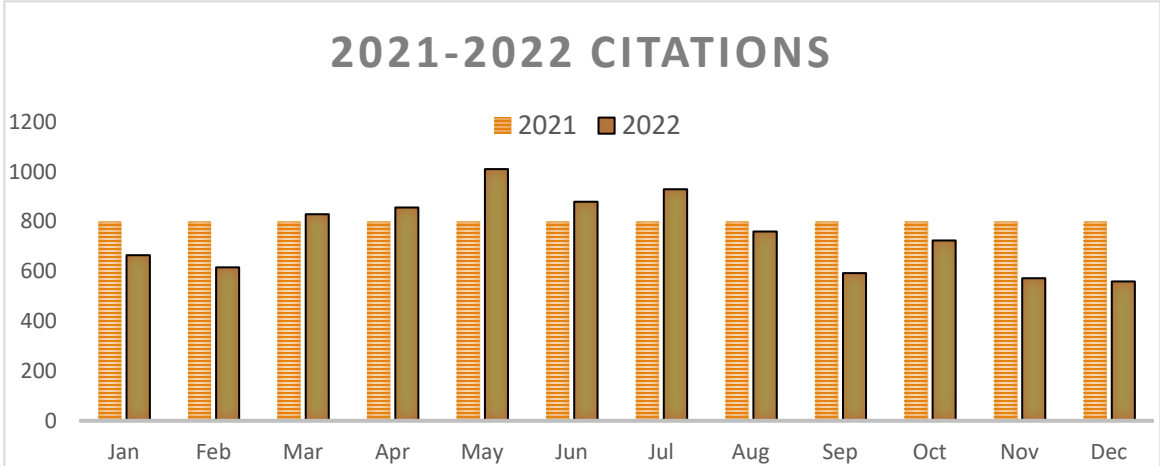
Traffic Enforcement



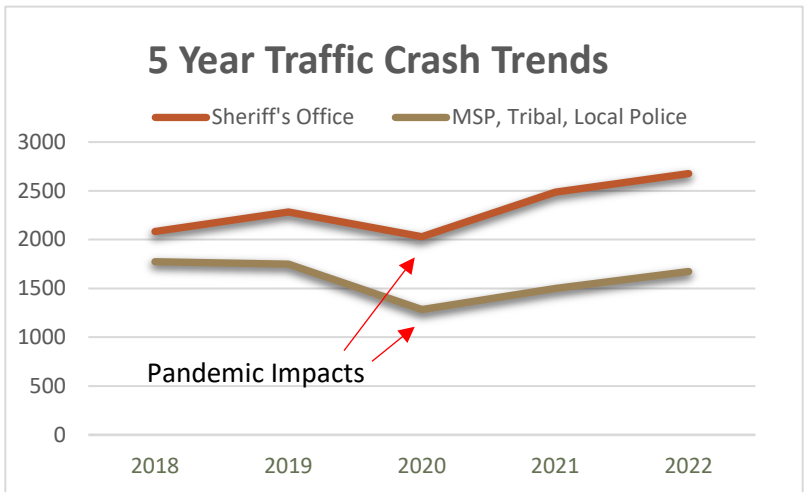
The overall number of traffic citations issued in 2022 was down slightly from 2021. The number of citations issued seemed to be down during the winter months and could be attributed to weather.



The number of citations issued in 2021 was 9,337 and 8,996 in 2022 resulting in a 3.6% reduction.



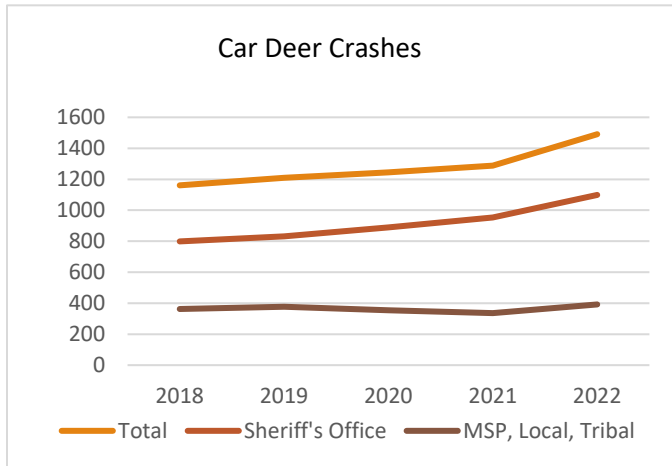
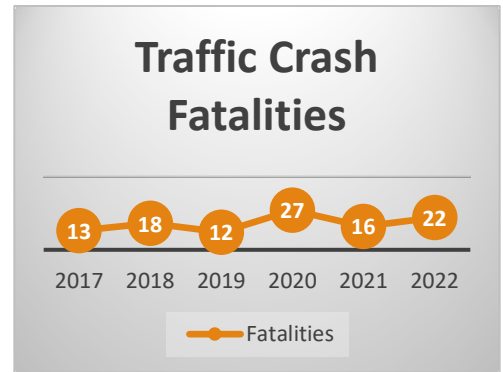
Traffic Crashes



There were 4,351 traffic crashes in Allegan County in 2022. The Sheriff's Office investigated 2,677 of those crashes. Our law enforcement partners from the State Police, Tribal Police, and City Police Departments investigated the remaining 1,674.



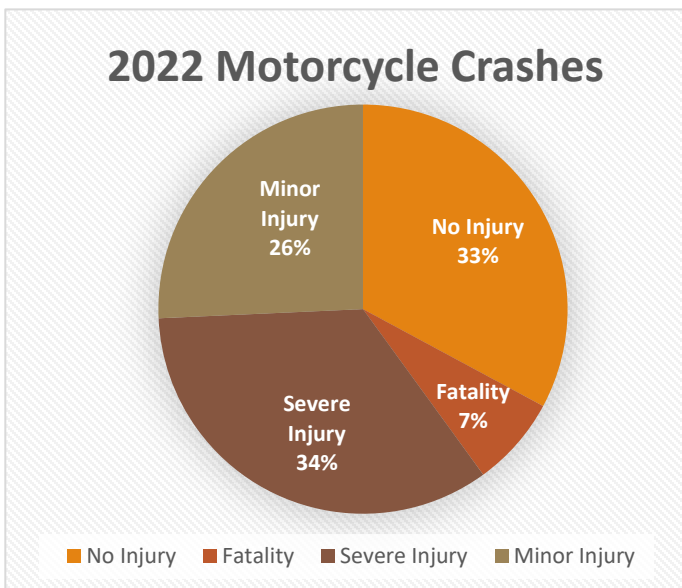
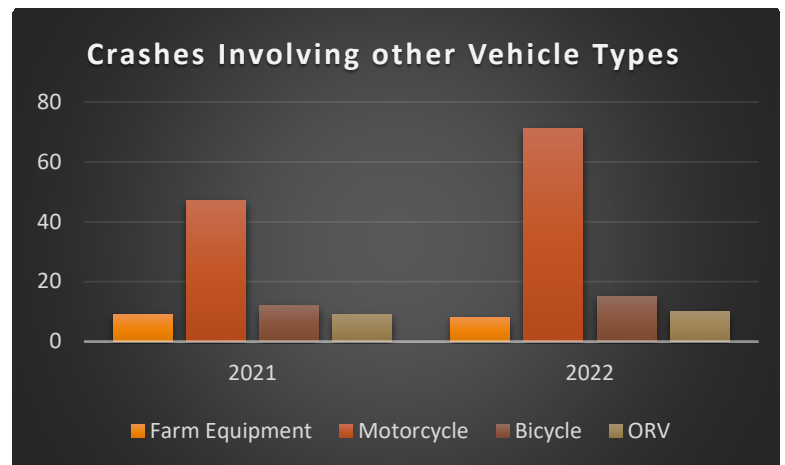
We did see an increase in the number of fatal crashes in Allegan County in 2022. The Sheriff's Office investigated 14 of the 22 fatal crashes last year.



There were 1,491 car deer crashes in Allegan County last year. The Sheriff's Office handled 1,099 of those crashes. The remaining crashes were handled by our law enforcement partners.

There were reports of 71 crashes in Allegan County last year involving motorcycles, 8 involving Farm Equipment, 10 involving ORVs, and 15 involving bicycles.

4 of the crashes involving ORVs occurred on a roadway. 1 of the roadway crashes resulted in a fatality. The remaining crashes that were reported occurred off road.

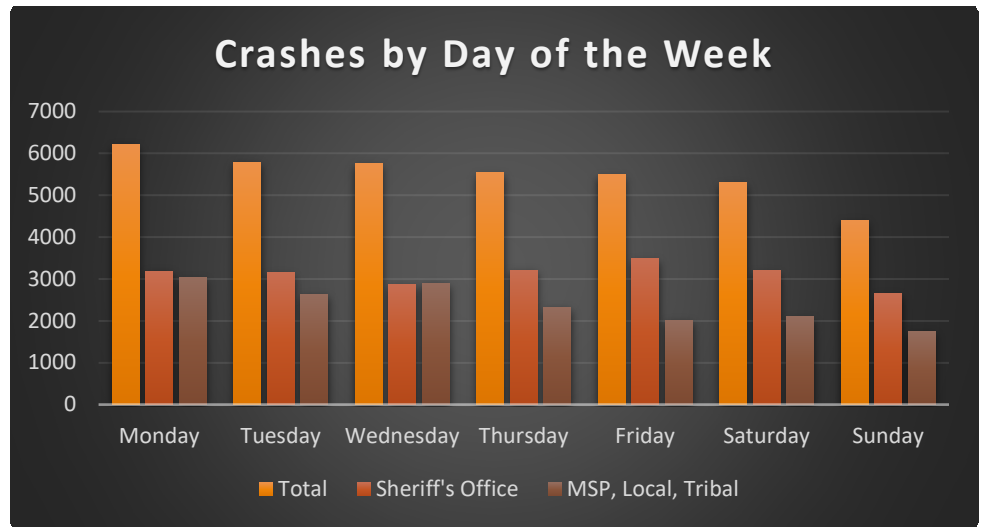


The Sheriff's Office investigated 45 of the 71 motorcycle crashes occurring in Allegan County last year. The remaining 26 crashes were investigated by our law enforcement partners. The Michigan State Police handled 10, the Holland Police Department handled 8, The Allegan Police Department. and the Plainwell Department of Public Safety handled 3 each, and the Otsego Police Department and Wayland Police Department each handled 1.

There were 5 fatalities last year involving a motorcycle. This accounted for 23% of the fatal crashes occurring in Allegan County in 2022.

Helmets were not worn in 21 of the crashes last year. Two of those were fatal and 14 resulted in injury.

Monday was the day of the week which experienced the most crashes. Sunday experiences the least. The remaining days were very consistent, indicating that there is not much variance in the number of crashes by day of the week.

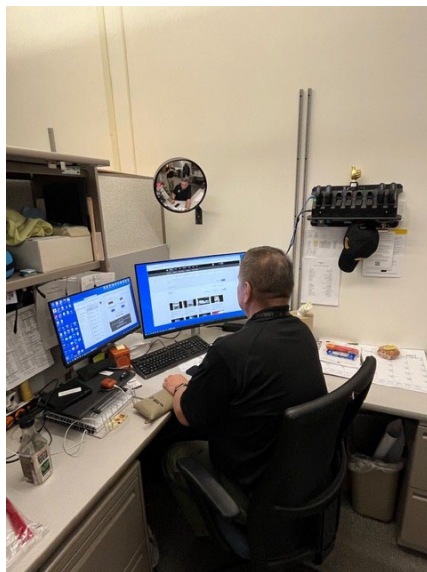


Body Camera Project



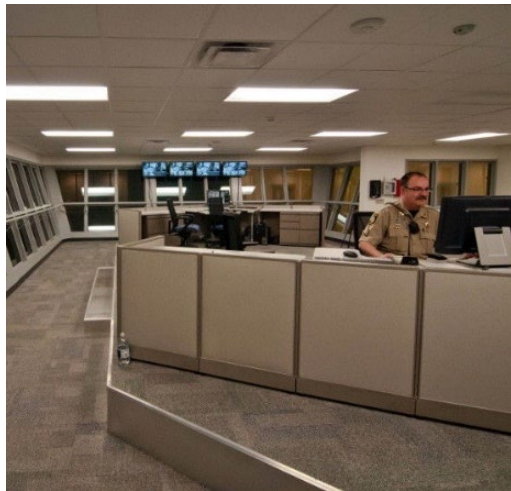
With the funding and support of the Allegan County Board of Commissioners we were able to successfully implement and deploy body cameras throughout the law enforcement division. This was a monumental undertaking requiring the support of County Administration, Project Management, Information Services, Project Team Members, and the entire Command Staff.

This project lasted several months due to costs and complexity. The project required the testing and evaluating of cameras, decisions on how data would be stored, forecasting data storage costs, developing a methodology for the download and transfer of data to either a cloud based or server solution, hiring personnel to review and redact video, developing policy and procedures for the handling of digital evidence, training staff in the use of cameras and new policies. We are very pleased at this time; however, we plan to continue reviewing and monitoring the functionality to make sure we are meeting the goals and objectives identified by the project team.



Corrections Division

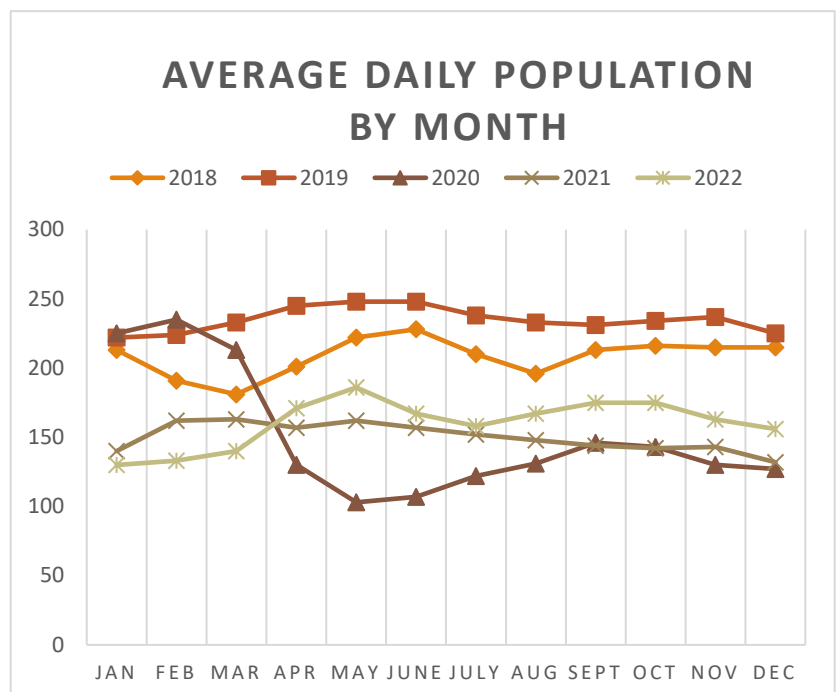
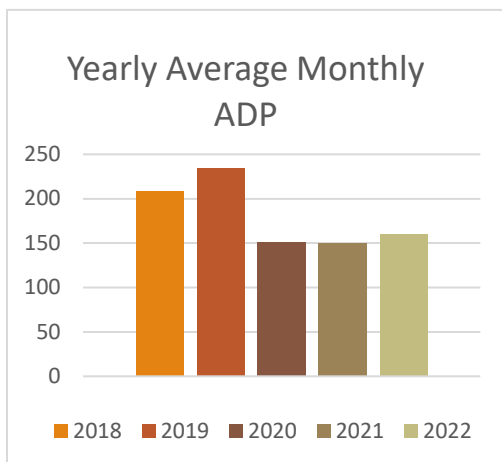
The Corrections Division continues to utilize certain protocols and measures to protect the staff, the inmates, and the facility from outbreaks of covid. The staff has done an outstanding job of minimizing the potential transmission through the strategic use of quarantining new arrests. This was only possible due to the design advantages this building offers.



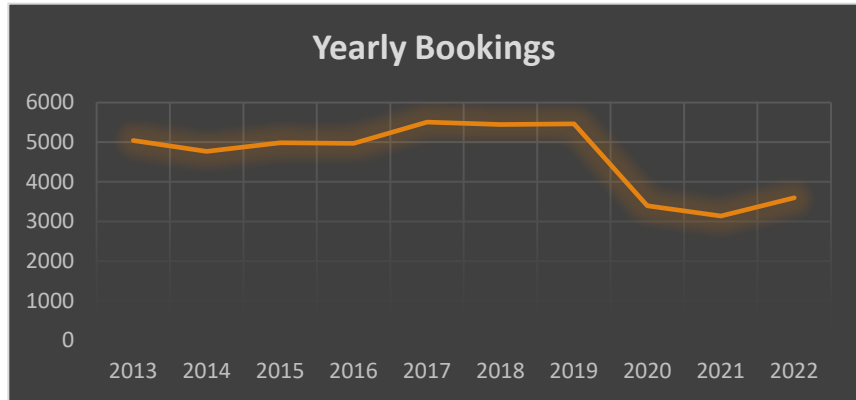
We did have several occasions in which we suspended the use of inmate workers who leave the corrections center during the occasions when it was necessary to mitigate the transmission of covid.

We continue to closely monitor the inmate population due to concerns that the average daily population would increase to prepandemic levels; however, we have yet to experience a substantial increase. This is likely due to several factors such as, legislative changes in when we lodge individuals in jail, bond reform, and opportunities for pretrial services.

The average daily inmate population numbers continue to be lower than prepandemic; however, we anticipate those numbers will continue to rise. Our desire is that this number rises slowly to reduce impacts on staffing and operations as we return to pre pandemic numbers.



The number of yearly bookings continues to be lower than pre pandemic times; however, you can see we are beginning to trend back up. The probable cause of the slow rise in bookings is the legislative changes that impacted when we lodge on certain non-violent offenses. For instance, we now issue a citation to appear in court rather than lodge on these certain non-violent offenses.



Inmate Programs

Inmate programs are an integral part of the Corrections Division operations. Our goal is to return inmates back to the community with a better chance of being successful and not reoffending. Much of the focus of our programs involves dealing with their substance abuse, educational needs, employment skills, their ability to gain successful employment, and their relationships with family.

D.E.B.T.S. Crew (Detail Enabling Better Transition to Society)

There were 29 participants in the D.E.B.T.S. program in 2022. 26 of those participants finished the program successfully. This resulted in 602 bed days being saved as the participants earn good time for their participation. This was an 83% increase in bed days saved over the previous year. The significant increase is due to the ability to run the program without too many shutdowns during 2022.

Community Service

There was a total of 88 participants in Community Service last year. This resulted in a savings of 696 bed days in 2022. We did experience a slight reduction in bed days saved as the number was 708 in 2021.

Case Management / Inmate Workers

This consists of the inmate workers assigned to job functions such as the kitchen, laundry, and cleaning crews. We also provide inmate workers to assist Health Department and Wishbone Pet Rescue at the animal shelter. We had 135 participants in 2022 and 103 of them completed the program successfully saving us 2,556 bed days. The previous year we had 126 participants and 88 successful completions for a savings of 2,306 bed days.

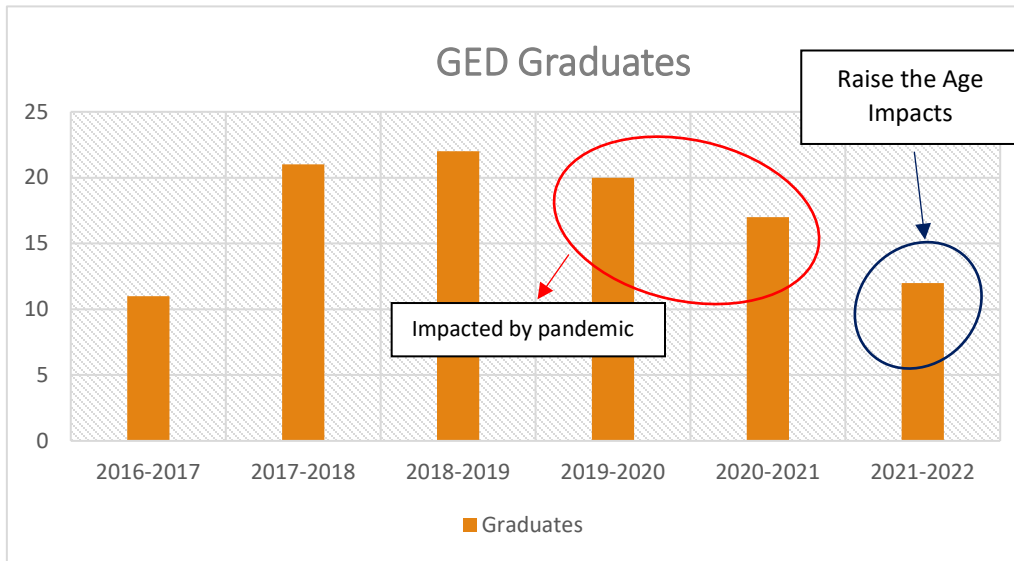
Faith Based Programs

We partner with Reach the Forgotten Ministries to provide faith-based programs for inmates who ask to participate. Their volunteers educate and minister to the inmates. Their services include things such as:

- Men's Bible Study
- Moms in Prayer / Women's Bible Study
- Church Services / Catholic Mass
- Anger Management

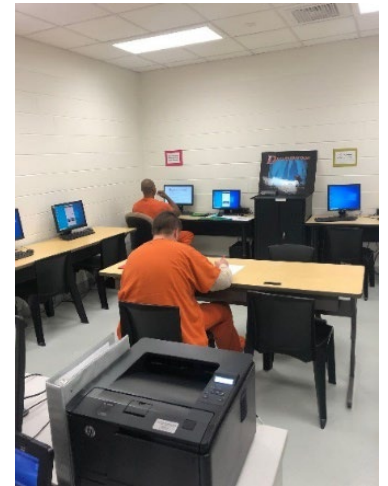
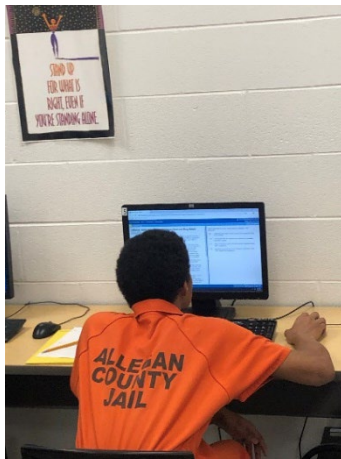


General Educational Development (GED)



We anticipated fewer graduations in the 2021-2022 school year due to legislative changes in the law. 17-year-olds who made up a significant part of the GED program are no longer housed in the Corrections Center. We still managed to have 12 completed GED graduations.

Congratulations to our Graduates!



MRT – Moral Reconciliation Therapy

The MRT program is a type of behavioral therapy with a goal of decreasing the chances that someone will return to substance or alcohol abuse.

There were 93 participants in MRT in 2022. This was a 16% increase over the 80 participants we had in 2021. The number of successful completions of the program also went up. We had 44 successful completions of the program which is a 47% success rate. Last year's success rate was at 44%.

This program does not provide bed days saved as inmates do not earn good time for participation.

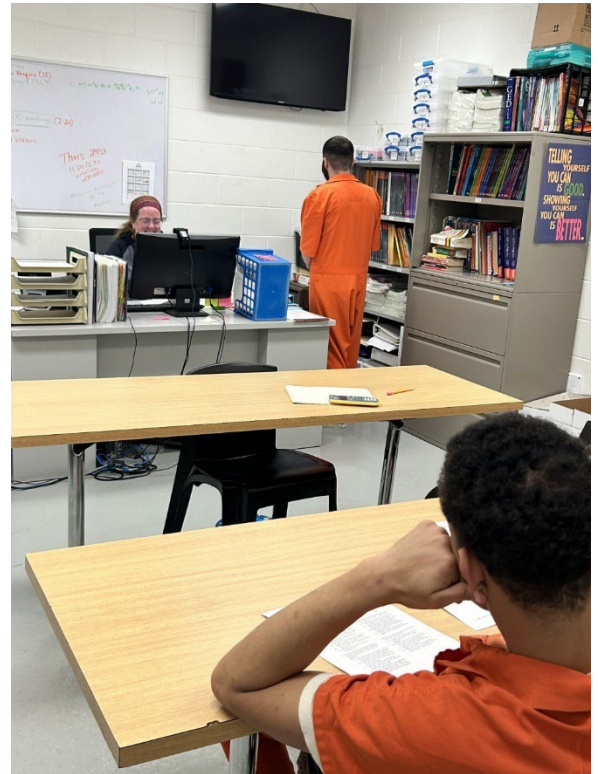


Career Readiness (CCAB funded)



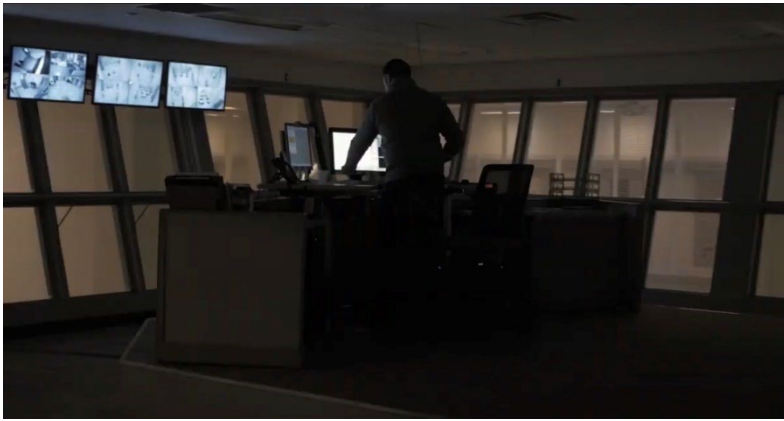
working on an on-line college course

We are enormously proud of the Career Readiness program. It is one of the newest programs offered. We collaborate closely with partners such as Michigan Works to assist in finding employment for inmates with area businesses. The program helps the inmate to prepare a resume, practice job interviews, complete college applications, financial aid forms, and set up and facilitate actual online job interviews from the Corrections Center. Successful inmates have had jobs waiting upon their release.



There were 97 participants in the Career Readiness program last year and there were 28 successful completions of the program. This resulted in a savings of 75 bed days at the Corrections Center due to good time earned.





Control Center

The responsibilities of deputies assigned to the control center include monitoring the facility security cameras and the opening and closing of security doors throughout the facility. Additional responsibilities include the answering of phones and communicating and bond lobby visitors. They communicate with the front lobby after hours.



Corrections Center Courtroom

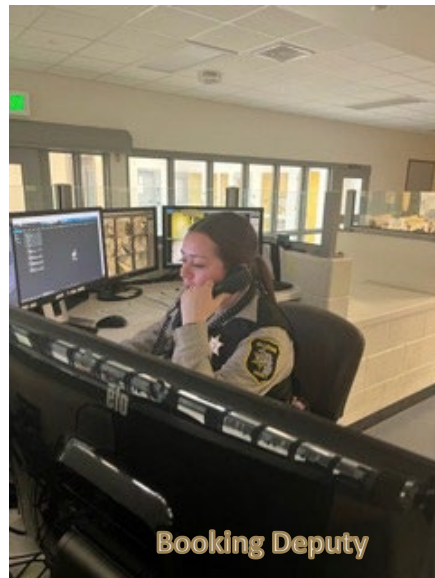
Deputies assist with hearings, such as arraignments, which are conducted remotely via Polycom from the Corrections Center to courtrooms in the courthouse or other counties.

Booking

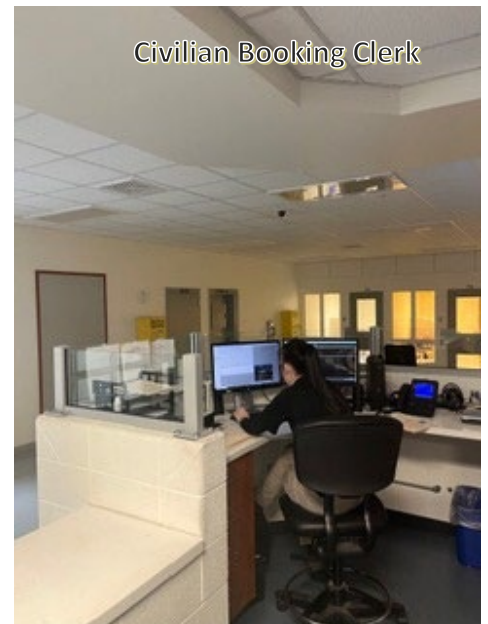
Booking individuals in and out of the Corrections Center is conducted by deputies and our civilian booking clerk.



Body Scanner



Booking Deputy

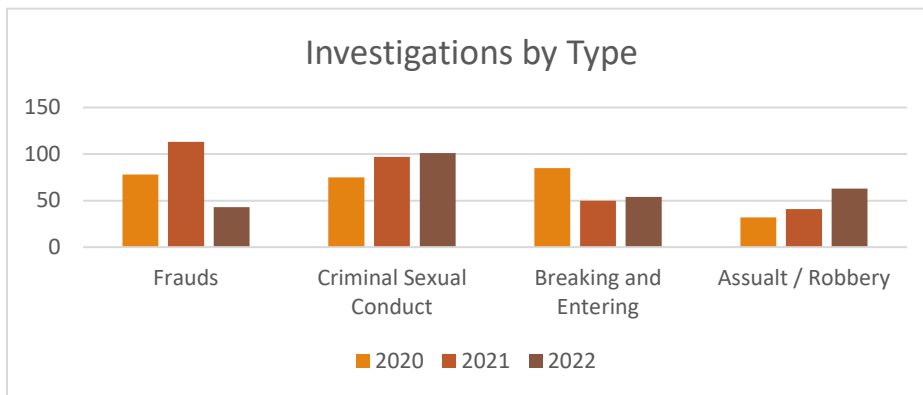


Civilian Booking Clerk

Investigative Services Division

911 requests from citizens for assistance are received by Allegan Central Dispatch who dispatch the closest available road patrol officer. Incidents which require additional or specialized investigations are turned over to the Investigative Services Division by the Road Patrol Division.

The Investigative Services Division consists of four general case detectives, a digital forensics detective, a domestic violence detective, and one detective that is assigned to a multijurisdictional narcotics investigation team. This unit is supervised by Lt. Mike Brown.



In 2022, the overall number of cases referred to the investigative services division increased by 16% from 2021. One homicide, reported in 2021 and still under investigation in 2022, resulted in an arrest. That person is currently in custody and awaiting trial.

Domestic Violence

In 2021 the Allegan County Board of Commissioners approved the addition of a domestic violence investigator to address domestic violence in Allegan County. This position was filled in 2022 by Detective Janel Hagerty. Detective Hagerty conducts follow-up investigations with victims of domestic violence, and assists them through the court process serving as the victim's point of contact with law enforcement. This program has had tremendous success and overwhelmingly positive feedback from victims.

185 incidents of domestic violence were referred to Detective Hagerty for additional investigation in 2022. That does not include the cases cleared by the road patrol without referral to Det. Hagerty.

Below are some alarming statistics regarding domestic violence from the National Coalition Against Domestic Violence are shown below:

- 36.1% of Michigan women and 25.8% of Michigan men experience intimate partner physical violence, intimate partner rape and/or intimate partner stalking in their lives.
- In 2019, 57,018 incidents of domestic violence were reported to Michigan police. Many others went unreported.
- 1 in 2 female murder victims and 1 in 13 murder victims are killed by intimate partners.



Digital Forensics Lab

The Allegan County Sheriff's Office maintains the only digital forensics lab within the county. It is operated by Detective Dave Ashton. Digital forensics is a branch of forensic science encompassing the recovery, investigation, examination, and analysis of material found in digital devices, such as cellular phones, computers, and tablets. This position was approved by the Allegan County Board of Commissioners in 2020 and has had an incredible impact on our ability to investigate and solve crime. It is also essential in providing evidence to assist in the prosecution of criminal activity occurring within Allegan County.

Detective Ashton has completed hundreds of hours of training and is certified by the International Association of Computer Investigative Specialists. The Sheriff's Office is proud to offer this service to all law enforcement agencies within Allegan County. In 2022 Detective Ashton received 165 devices and examined 19.1 TB of data.



Allegan County Sheriff's Office digital Forensics Lab

Human Trafficking and Child Exploitation

Consistent with nationwide trends, Allegan County continues to receive reports of the online exploitation of children. These reports which includes sextortion, as well as the manufacture, distribution, and sale of child sexually abusive material, also known as child pornography.

To help combat these heinous crimes, The Sheriff's Office has affiliated with the Michigan State Police Internet Crimes Against Children Task Force known as ICAC. We also assigned an investigator to participate in the FBI's West Michigan Based Child Exploitation Task Force known as WEBCHEX. ICAC and WEBCHEX are multijurisdictional task forces which investigate human trafficking and the online exploitation of children.

In 2022 Sheriff's Office detectives investigated 25 incidents related to child sexually abusive material. WEBCHEX special agents and task force officers also assisted in one kidnapping investigation originating in Allegan County and resulting in the recovery of an abducted child in Ohio.

Southwest Enforcement Team (SWET)

To combat the use and sale of illegal narcotics in Allegan County the Sheriff's Office assigns one detective to the Southwest Enforcement Team known as SWET. SWET is a multijurisdictional task force assigned to investigate illegal narcotics such as Methamphetamine which accounts for the majority of illegal drugs seized in Allegan County.



Highlights from 2022 are below:

- SWET detectives received information about a subject selling methamphetamine in the northeast part of Allegan County. During this investigation detectives conducted surveillance and made controlled purchases of drugs through a confidential informant. The investigation culminated in the SWET Detectives being able to purchase methamphetamine from the primary suspect utilizing an undercover detective. They were able to seize one pound of methamphetamine, 8 grams of cocaine, 4 guns, hundreds of rounds of ammunition, body armor, and over \$10,000 in cash.
- SWET detectives started investigating a subject in southeast part of Allegan County who was selling methamphetamine. After doing controlled purchases, they were able to buy directly from the primary suspect utilizing undercover detectives who purchased methamphetamine and firearms. A search warrant was executed at the suspect’s residence where 3 ounces of methamphetamine and several additional firearms were seized.
- SWET detectives received information about a female selling large quantities of methamphetamine in southeast part of Allegan County. SWET detectives were able to set up controlled purchases with the female. After a short time, undercover detectives started buying directly from the female leading to a search warrant of her residence. During the search warrant, a half a pound of methamphetamine, cocaine, and fentanyl were located.

Administrative Services

The staff transcribing reports and processing documents for the sheriff’s office, the courts, the prosecutor’s office, and the public, did a great job. They prepared the records of the nearly 26,000 calls for service in 2022. Administrative staff also responded to 2,229 Freedom of Information requests, processed 5,055 pistol sales records, and assisted over 5,000 individuals at the lobby window.

Fingerprinting	2018	2019	2020	2021	2022
Concealed Pistol License	722	607	876	816	709
School Employment	86	95	34	101	134
Criminal Justice	69	115	93	52	77
Totals	877	817	1,003	969	920



Additionally, new administrative staff positions were added to process digital data from the body cameras. The staff working with the digital data are responsible for the redaction and preparation of the videos in response to FOIA requests and criminal prosecution. In addition, the digital evidence must be properly labeled and stored so that it can be located and retrieved when needed.

Victim Services

Volunteers who are called out to assist families experiencing a tragic event such as family member involved in a fatal car crash, homicide, or suicide.

Reserve Deputy Division

Sgt. Mike Martin headed up a 24-week Reserve Academy last year. They are now working with the other reserve deputies assisting the sheriff's office and serving our communities.

The reserve deputies worked a total of 3,473 hours last year. They provide essential services including hospital sits with inmates, courthouse security, traffic control, house moves, foot patrols in Saugatuck, traffic control at events, beach patrols, and security at the county fair. Reserve deputies volunteered approximately 1,500 hours riding with deputies on patrol, conducting property inspections, and attending training.



Specialty Teams

The Sheriff's Office has deputies that train with specialty teams in addition to their regular patrol or investigative duties.

K-9 Team – 4 deputies and their K-9 partners train in narcotics detection, tracking, and apprehension.



SWAT – Deputies who have applied for, met the physical fitness and background standards, may be assigned to the SWAT Team. The SWAT Team conducts high risk search warrants, responds to armed barricaded individuals, hostage situations, and other appropriate call outs.





ALLEGAN COUNTY SHERIFF'S OFFICE
 Snowmobile Division & Enforcement
Snowmobile Safety Classes offered
 The Allegan County Sheriff's Office will once again be holding snowmobile safety classes for anyone wishing to operate a snowmobile in Michigan.
 Classes are free and last 3 to 4 hours in duration. Upon successful completion students will receive a Snowmobile Safety Certificate allowing them to legally operate a snowmobile.
 Classes can be found on the Sheriff's Office webpage at:
<http://www.allegancounty.org/sheriff/EventSitePages/Snowmobile.aspx>



Who can operate a snowmobile in Michigan?

A person, under the age of 12:
 may not operate a snowmobile without the direct supervision of the parent or guardian except on property owned or controlled by the parent; may not cross a highway or street.

A person who is at least 12 but less than 17 years of age:
 may operate a snowmobile under direct supervision of a person 21 years of age or older; or have in their immediate possession a valid snowmobile safety certificate; may not cross a highway or street without having a valid snowmobile safety certificate in their immediate possession.

Snowmobile Patrol – Utilized and funded through a DNR grant to patrol the snowmobile trails and teach snowmobile safety classes.



Drone Operators – Several deputies are trained and authorized to utilize our drones for purposes such as locating lost or missing persons, evidence collection, crime scene measurements, and close observation of high-risk situations.



Drone Operations

Dive Rescue Team – Deputies trained as divers and surface personnel to conduct water rescues, body recovery, and evidence collection.



Dive Rescue

Crash Reconstruction Team – Deputies specially trained to investigate and able to utilize specialized equipment measuring and determining the facts surrounding fatal and serious injury crashes for purposes of prosecution.



Crash Reconstruction

Evidence Techs. – Deputies trained to collect, package, and preserve crime scene evidence for purposes of solving crime and successfully prosecuting suspects.



EVIDENCE TECH



Marine Patrol

The Marine Patrol conducted 11 boating safety classes in 2022. During these classes they trained 171 students. The Marine Patrol issued 58 citations during last year’s boating season. The Marine Deputies focus their efforts on educating boaters either in the classroom or out on the water.



Specific activity related to the Marine Safety Grant and safety equipment such as personal floatation devices (PFDs).

Safety Equipment	Citations	Warnings
Wearable PFDs	11	31
Type IV / Throwable PFD	5	21
Fire Extinguisher	4	29
Visual Distress Signal	0	5
Sound Producing Device	0	14

The Marine Patrol is also responsible for the inspection of businesses that rent boats, canoes, and kayaks. The conducted 17 inspections of liveries last year. They inspected a total of 260 boats.



The Sheriff’s Office received literally a boat load of life jackets from the West Michigan Association of Realtors last year. The Marine Patrol was able to hand out these life jackets throughout the season to boaters who either did not have life jackets on board or did not have the appropriately sized life jackets for the people on board their boats. The Sheriff’s Office is fortunate to have numerous business partners supporting our efforts and our communities.



Emergency Management

Director Corbin, his team, and the many volunteers through E.M. had a busy year. One of our challenges was replacing our Emergency Management Coordinator. Scott Corbin accepted a position with a larger county near the end of 2022. We will be transitioning to a new coordinator in 2023 and look forward to working with the new EM Coordinator Sarah Clark.



EM Director Scott Corbin

Besides our law enforcement agencies and fire departments, Director Corbin coordinates and works with our Local Emergency Planning Committee (LEPC), Community Emergency Response Team (CERT), Allegan County Search and Rescue (ACSR), Radio Amateur Civil Emergency Radio Service (RACES), and several other volunteer organizations.



Allegan County Search and Rescue



Brett Apelgren, LEPC Site Area Specialist



Jim Steuer, EM Deputy

Additionally, Jim Steuer, our EM Deputy, transitioned to a new role as the Compliance Specialist working with the new body cameras and body worn camera project.



Philip Holscher, who has been volunteering with Emergency Management and the Community Emergency Response Team, has transitioned into the role of EM Deputy



Animal Control

The Animal Control Deputy oversaw approximately 1,000 calls for service last year. We anticipate that the number of calls will substantially increase in 2023 as we have added a second deputy assigned to animal control. This will increase our capacity to respond to calls for and reduce the calls diverted to patrol deputies.



Contracted Patrols



The sheriff's office provides additional contracted patrols to several townships and one city in Allegan County. During 2022 the Allegan County Sheriff's Office contracted to provide two deputies in Wayland Township and two deputies in a partnership with Leighton and Dorr Townships. We had one contract deputy in Gun Plain Township, one deputy in Lee Township, one deputy in Casco Township, and one deputy in a partnership with Overisel and Fillmore Townships. We also provide four contracted deputies to the city of Saugatuck. We have also had several conversations with other local units of government about the possibility of future contracted police services.

Challenges and Looking to the Future

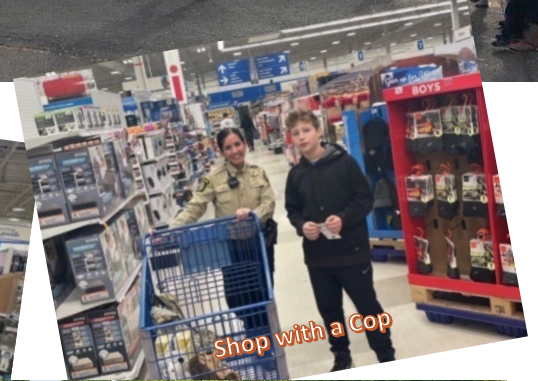
Our biggest challenge is recruiting law enforcement and corrections deputies. We received a grant to fund the costs of advertising and marketing for recruitment. You may notice billboards on the freeways or see advertisements pop up on Facebook or YouTube. Additionally, the State of Michigan and the Michigan Commission on Law Enforcement Standards has provided funding to pay police academy costs and the salary of new recruits. These steps are making positive impacts on the number of applicants. The county has also assisted with implementing a retention strategy that we hope will positively impact our operations.

Technology is rapidly changing the way our profession does business. We issued body cameras throughout the road patrol and began utilizing them in the Corrections Center in 2022. We deployed our first hybrid patrol vehicles and have increased the use of drones for traffic crash reconstruction and investigation. We have increased our capabilities in regard to digital forensic investigations.

We are excited to begin an increased presence in our public schools. We have already secured partnerships in Hamilton and Hopkins Public Schools. We anticipate the possibility of additional schools due to the availability of grant funding.

We have also been in contact with an additional township looking inquiring about contracted patrols in their community.

Community Involvement



Community support is the key to our success



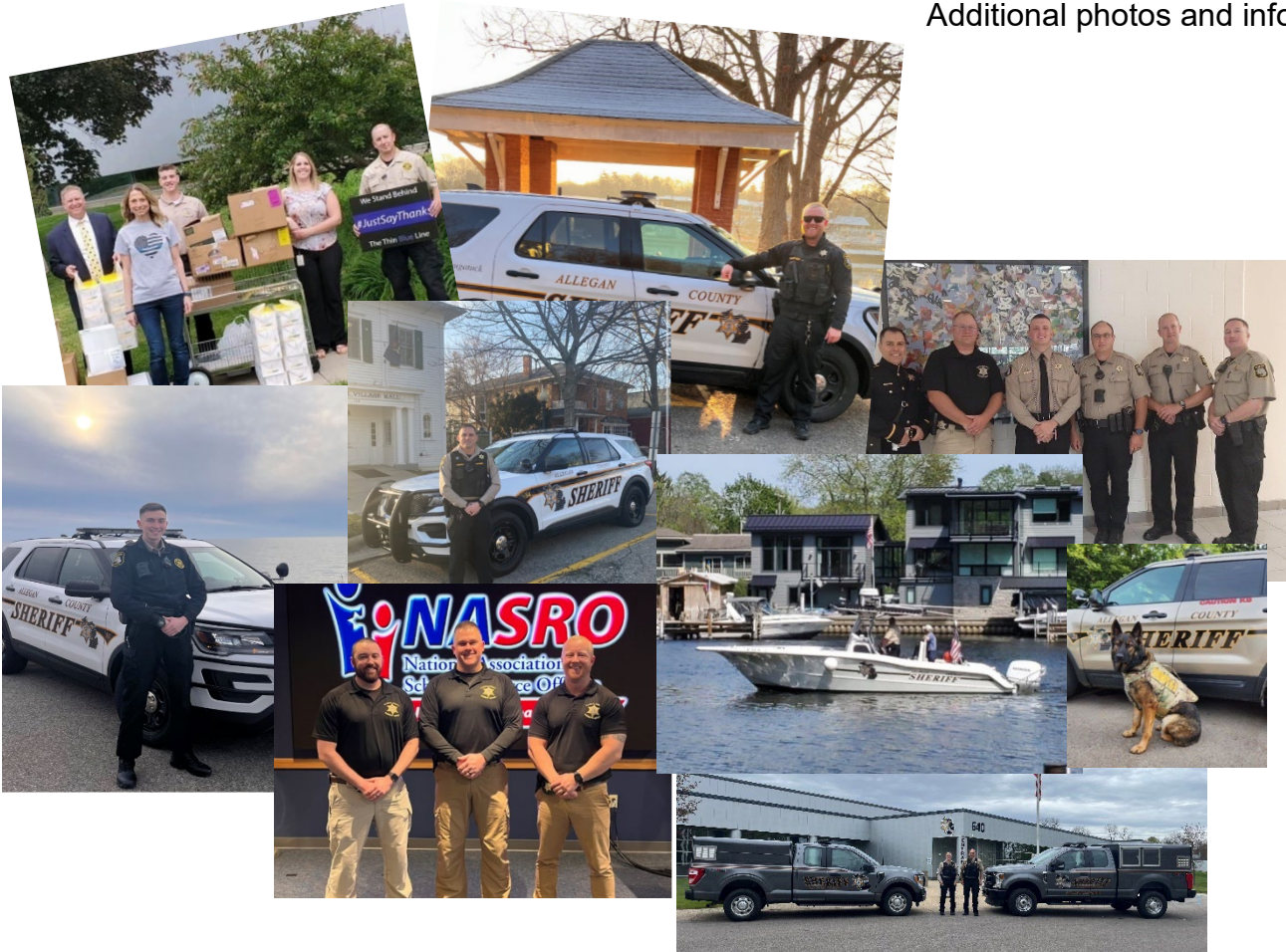
In Conclusion

The Sheriff's Office would like to thank the Board of Commissioners for your support over this past year. Please reach out should you have any questions, would like more information, or are looking for something specific that was not included in this report.

The deputies and staff at the Allegan County Sheriff's Office would also like to thank the communities, the businesses, and the citizens we serve for all their support.

It is an honor to serve Allegan County as your sheriff and all of us at the Sheriff's Office look forward serving you in 2023.

Additional photos and information



Sheriff's Office Staffing (full time): law enforcement and corrections combined:

Sheriff	1	Corrections Deputies	33
Undersheriff	1	Patrol Deputies	20
Captain	1	Contracted Patrols	12
Lieutenants	4	Court Security	1
Sergeants	16	Friend of Court Deputy	1
Detectives	7	School Resource Deputies	2
Administrative	10	Compliance Specialists	2
Mechanic	1	Total	112

We currently have vacancies and additional staff attending the police academy to back fill vacancies created due to additional retirements, contracted patrols, and SRO positions.

We also have numerous part-time staff working as reserve deputies, court security, marine patrol, and snowmobile patrol.

We are also very thankful for our volunteers working in the Victim Services Unit.

S T A T E O F M I C H I G A N

BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEGAN

FINANCE - CLAIMS & INTERFUND TRANSFERS

WHEREAS, Administration has compiled the following claims for 5/5/23 and 5/12/23; and

WHEREAS, the following claims, which are chargeable against the County, were audited in accordance with Section 46.61 to 46.63, inclusive, M.C.L. 1970 as amended and resolutions of the Board; and

WHEREAS, said claims are listed in the 2023 Claims folder of the Commissioners' Record of Claims.

May 5, 2023

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund - 101	122,225.11	122,225.11	
Parks/Recreation Fund - 208	1,705.83	1,705.83	
Friend of the Court - Cooperative Reimb. - 215	71.70	71.70	
Friend of the Court - Other - 216	122.17	122.17	
Health Department Fund - 221	17,601.28	17,601.28	
Brownfield Redevelopment Auth - 243	330.00	330.00	
Indigent Defense Fund - 260	1,771.47	1,771.47	
Central Dispatch Fund - 261	1,949.60	1,949.60	
Local Corrections Officers Training Fund - 264	3,262.20	3,262.20	
Law Library Fund - 269	2,466.59	2,466.59	
Grants - 279	25,796.44	25,796.44	
Sheriffs Contracts - 287	81.42	81.42	
Transportation Fund - 288	1,926.88	1,926.88	
Child Care Fund - 292	8,577.03	8,577.03	
Veterans Relief Fund - 293	12,621.48	12,621.48	
Senior Services Fund - 298	413.55	413.55	
American Rescue Plan Act - ARPA - 299	150.00	150.00	
Capital Improvement Fund - 401	14,066.50	14,066.50	
Property Tax Adjustments - 516	12,925.07	12,925.07	
Revolving Drain Maintenance Fund - 639	15.95	15.95	
Self-Insurance Fund - 677	400,940.29	400,940.29	
Drain Fund - 801	37,570.00	37,570.00	

TOTAL AMOUNT OF CLAIMS	\$666,590.56	\$666,590.56	
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May 12, 2023

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund - 101	255,221.88	255,221.88	
Parks/Recreation Fund - 208	6,202.16	6,202.16	
Friend of the Court - Cooperative Reimb. - 215	1,273.56	1,273.56	
Health Department Fund - 221	15,990.39	15,990.39	
Solid Waste/Recycling - 226	350.00	350.00	
Indigent Defense Fund - 260	9,823.20	9,823.20	
Central Dispatch Fund - 261	1,595.94	1,595.94	
Concealed Pistol Licensing Fund - 263	8.40	8.40	
Justice Training Fund - 266	3,700.31	3,700.31	
Grants - 279	4,465.46	4,465.46	
Sheriffs Contracts - 287	3,636.55	3,636.55	
Transportation Fund - 288	125,352.25	125,352.25	
Child Care Fund - 292	18,606.26	18,606.26	
Veterans Relief Fund - 293	3,190.29	3,190.29	
Senior Services Fund - 298	3,199.30	3,199.30	
Capital Improvement Fund - 401	21,217.00	21,217.00	
Property Tax Adjustments - 516	7,869.26	7,869.26	
Revolving Drain Maintenance Fund - 639	716.91	716.91	
Self-Insurance Fund - 677	14,934.13	14,934.13	
Drain Fund - 801	9,910.06	9,910.06	
TOTAL AMOUNT OF CLAIMS	\$507,263.31	\$507,263.31	

THEREFORE BE IT RESOLVED that the Board of Commissioners adopts the report of claims for 5/5/23, 5/12/23, and interfund transfers.

S T A T E O F M I C H I G A N

BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEGAN

PAYROLL AND REPORTING POLICY #306—ADOPT REVISION

BE IT RESOLVED, that the Allegan County Board of Commissioners hereby approves the revised Payroll and Reporting Policy #306, as attached, to be implemented immediately.

**ALLEGAN COUNTY
POLICY**



**TITLE: PAYROLL AND REPORTING
POLICY NUMBER: 306**

APPROVED BY: Board of Commissioners

EFFECTIVE DATE: May 11, 2023

1. **GENERAL:** Allegan County observes a bi-weekly payroll period, with each pay week starting on Monday and ending on Sunday. Information regarding an employee's address, deductions, tax exemptions, etc., is maintained by the Human Resources Department. Employee hours of work or paid time off are reported on the designated Payroll Certification form (timesheet) and paychecks are processed by the Human Resources Department and distributed by the Allegan County Treasurer.
2. **EMPLOYEE INFORMATION:** Employees are responsible to ensure that accurate information is contained within their personnel file for purposes of payroll, government reporting and benefit records. Any changes or updates can be made by contacting the Human Resources Department or by completing the necessary forms and submitting them to the Human Resources Department (for example tax exemption forms). Changes to benefits or qualified dependents must be made within thirty (30) days of the qualifying event. Changes that will affect your payroll or deductions must be received in the Human Resources Department no later than the Wednesday prior to the pay period end date to be effective on that pay period.
3. **DIRECT DEPOSIT:** Allegan County encourages all employees to participate in direct deposit of their bi-weekly payroll. Employees can elect up to six accounts for deposit of funds or automated payments, however when participating in direct deposit then Allegan County requires one hundred percent (100%) of the employee's earnings be deposited. Information and forms can be obtained in the Human Resources Department.
4. **REPORTING HOURS OR LEAVE TIME:** All employees are required to submit a timesheet for purposes of accurate payroll reporting and processing. Timesheets shall be submitted and approved consistent with Human Resources and departmental procedures.
 - a. All per diem and mileage payment requests to be processed through payroll are encouraged to be submitted within the quarter the activity occurred; however, such requests must be submitted prior to or within the last payroll of the fiscal year during which the activity occurred.
 - b. Fraudulent reporting of hours, per diem, mileage processed through payroll and/or leave time will subject an employee to discipline up to and including termination and potential legal penalties. Supervisory approval for hours and/or leave time entered into the payroll system is required prior to the processing of payroll.

S T A T E O F M I C H I G A N

BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEGAN

TRAVEL & TRAINING POLICY #511-ADOPT REVISION

BE IT RESOLVED, that the Allegan County Board of Commissioners hereby approves the revised Travel and Training Policy #511, as attached, to be implemented immediately.

**ALLEGAN COUNTY
POLICY**



**TITLE: TRAVEL AND TRAINING
POLICY NUMBER: 511**

APPROVED BY: Board of Commissioners

EFFECTIVE DATE: May 11, 2023

1. **GENERAL:** Allegan County supports employee training for work-related purposes to the extent of the departmental budgets. Where employees are required to travel for work or work-related training, reimbursement may be requested and will be approved subject to all applicable County policies. This policy addresses reimbursements requested through the Accounts Payable (non-payroll related) process. Policy #306 Payroll and Reporting applies to payroll-processed reimbursements.
2. **MILEAGE:** Mileage reimbursement will be at the rate approved by the Allegan County Board of Commissioners through the Budget Policy. Non-exempt employees who are required to travel as part of their workday will be paid their normal wage for those hours spent in travel.
3. **TRAINING EXPENSE:** The cost of registration or fees to attend training or conferences is subject to each departmental budget and must be approved by the department head.
4. **MEALS/LODGING/TRANSPORTATION:** While on approved County business or training outside of Allegan County, an employee will be reimbursed for reasonable expenses for meals, transportation, and lodging, as established by the Board of Commissioners. Refer to the Budget Policy for travel/mileage requirements.
5. **OTHER EXPENSES:** Reasonable taxi fares are reimbursable as a means of travel from and to return to airports, and traveling between conference and hotel sites. Parking fees, phone calls for county business (including faxes), and automobile rental will also be reimbursed to the extent it is a reasonable and necessary expense.
6. **DOCUMENTATION AND REIMBURSEMENT:** Receipts must be attached to a County Travel Expense Voucher when submitted for audit and reimbursement. All requests for reimbursement are encouraged to be submitted within the quarter the activity occurred; however, any requests submitted after January 31st, immediately following the fiscal year during which the activity occurred, will be denied.
7. This provision does not include the purchase of alcoholic beverages, tobacco, or any goods or services illegal in nature to unallowable by law, or in-room movies while on County business. Forms can be obtained by contacting the Finance Department.

S T A T E O F M I C H I G A N

BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEGAN

BOARD OF COMMISSIONERS—APPROVE 2023/27 COUNTY STRATEGIC PLAN

WHEREAS, on March 9, 2023, the Board of Commissioners (Board) reaffirmed the adoption of the 2023/27 Strategic Plan components as presented, along with carrying over various ongoing projects; and

WHEREAS, on April 13, 2023, the Board of Commissioners completed its Board strategic planning processing incorporating new initiatives; and

WHEREAS, a new 2023/27 County Strategic Plan incorporates all the Board's directives.

THEREFORE BE IT RESOLVED the Board approves the 2023/27 County Strategic Plan; as attached.



Allegan County Board of Commissioners

2023/27 Strategic Plan

Approved: May 11, 2023

Allegan County Board of Commissioners

The Board of Commissioners (Board) provides leadership, policy direction, and funding for all County activities. The Board is currently comprised of 5 members; pictured below. The Board meets on the 2nd and 4th Thursdays of each month in the Board Room at 3283 122nd Avenue in Allegan.

Citizens can view the meeting schedule and details online at: www.allegancounty.org/connect/calendar/board-calendar. Instructions are also posted for citizens who wish to watch meetings live or participate virtually. Questions regarding the meetings can be answered at (269) 673-0239.

In lieu of speaking at a meeting, the public may contact a County Commissioner at any time via phone, email, or letter. Letters may be addressed to Allegan County Administration, 3283 122nd Avenue, Allegan, MI 49010.

District: Area of Representation: Commissioner:

District 1

- Fillmore Township
- Laketown Township
- Overisel Township
- Salem Township
- City of Holland

Jim Storey

344 W 35th Street
Holland, Michigan 49423
Ph: (616) 848-9767
Email: jstorey@allegancounty.org



County Commissioner since 2013

*Board Chairperson since 2019
Board Vice-chair 2014*

District 2

- Dorr Township
- Leighton Township
- Wayland Township
- City of Wayland

Mark DeYoung

4169 Hickory Street
Dorr, Michigan 49323
Phone: (616) 688-5619
Email: mdeyoung@allegancounty.org



County Commissioner since 2000

*Board Chairperson 2011-2016
Board Vice-Chair 2009*

District 3

- Casco Township
- Cheshire Township
- Clyde Township
- Ganges Township
- Lee Township
- Manlius Township
- Saugatuck Township
- City of Douglas
- City of Saugatuck
- City of South Haven
- City of Fennville

Dean Kapenga

5634 136th Avenue
Hamilton, Michigan 49419
Ph: (616) 218-2599
Email: dkapenga@allegancounty.org



County Commissioner since 2007

*Board Chairperson 2017-2018
Board Vice-Chair 2010; 2015-2016;
2022-2023*

District 4

- Allegan Township
- Heath Township
- Hopkins Township
- Trowbridge Township
- Valley Township
- Village of Hopkins
- City of Allegan

Scott Beltman

3110 130th Avenue
Hopkins, Michigan 49328

Phone: (616) 681-9413

Email: sbeltman@allegancounty.org

County Commissioner since 2023



District 5

- Gun Plain Township
- Martin Township
- Otsego Township
- Watson Township
- City of Otsego
- City of Plainwell
- Village of Martin

Gale Dugan

318 21st Street
Otsego, Michigan 49078

Phone: (269) 694-5276

Email: gdugan@allegancounty.org

County Commissioner since October 27, 2016

Board Vice-Chair 2019-2021



County Administrator

- Administration
- Central Dispatch
- Equalization
- Facilities Management
- Finance
- Health Department
- Human Resources
- Information Services
- Parks and Recreation
- Public Defender's Office
- Senior and Veterans Services
- Transportation

Robert J. Sarro

3283 122nd Avenue
Allegan, Michigan 49010

Phone: (269) 673-0239

Email: rsarro@allegancounty.org

Administrator since 2006



County of Allegan Strategic Plan

Components of strategic plans are defined in many different ways and are framed within many different models. There is no definitive “right” or “wrong” approach. The success of a strategic plan should be considered as what works for a specific organization and keeps it moving forward towards its vision and mission. The following definitions are not meant to define components from an industry standard perspective but rather how each is applied within the County’s plan.

The County of Allegan Strategic Plan consists of the following components, beginning with the broadest and most long-term elements to the most specific, short-range, and tactical activities:

Mission Statement: An overarching, timeless expression of the County’s purpose and aspiration, addressing both what the County seeks to accomplish and the manner in which the County seeks to accomplish it.

Allegan County shall plan, develop and evaluate the necessary policies and resources to ensure our county continues to progress and prosper.

Vision Statement: An aspiring description of what the County would like to achieve or accomplish in the mid-term or long-term future. It is intended to serve as a clear guide for choosing current and future courses of action.

Allegan County is committed to providing our citizens superior and innovative services, being judicious and efficient in the expenditure of resources, and promoting a safe, clean, and healthy environment in which to live, work, and play.

Values: Shared attributes and behaviors that inform and guide our actions in delivering services.

Respect, Integrity, Commitment, and Honesty will serve as the foundation for all of our words, deeds, and actions in providing services to the citizens of Allegan County.

Respect

- We are committed to maintaining the dignity of everyone at all times. We value the differences in every individual and embrace these differences to build a stronger organization and community.

Integrity

- We are committed to being trustworthy and ethically self-governing. We will perform utilizing our individual and collective knowledge, skills and competencies in a manner which elicits trust from the individuals whom we serve.
- We are committed to being responsible and making responsible decisions. We will make impartial recommendations based on facts, knowledge and collective input.

Commitment

- We are committed to professionalism. We will advocate, pursue and support professional development. We will perform at the highest level of professional standards and at the highest degree of our capabilities collectively and individually.
- We are committed to our governmental mission and will implement governmental

services, ordinances and policies essential to the general welfare of Allegan County residents.

- We are committed to serving the greater good as an effective, efficient and unified county government. We are dedicated to improving the status and conditions of the County by serving those it represents.

Honesty

- We are committed to conducting all business in a truthful, transparent manner. We will learn from the truth and grow individually and collectively as an organization.

Goals (and Goal Statement): Goals identify the primary service or programmatic areas where the County will focus its strategic efforts. Goal Statements are broad, long-range “visions” for a significant area of the County's operations. It defines what the County must accomplish to achieve its mission. Implementation requires collaboration within and across programmatic clusters for achievement.

Strategic Priorities: Strategic priorities outline at a high level how the Goal will be accomplished. Strategic priorities should represent the significant direction that the County will undertake to achieve the Goal. Strategic priorities are seen as having, at least, a five-year horizon.

*The preceding components **require approval by the Board of Commissioners**, including any updates or revisions. As the components below are more business/implementation/action plans and may need to be revised on a more frequent, tactical basis based on experience or changed circumstances, they are provided for information purposes. Specific enabling actions may require Board action and will be brought forward at the appropriate time of implementation*

Objectives: Objectives transition the plan into action by providing general direction that will be taken and is able to be measured.

Tasks: Tasks outline the specific steps that will be taken to complete an objective. They are the most tactical component of the plan and provide the most significant level of detail (specific measurements, deadlines, responsible parties, etc.)

Measurements (trends): Measurements describe the specific results/outcomes expected by each action taken to carry out the plan. They enable evaluation to take place and are often the most overlooked and feared component of strategic plans. However, the County views every outcome as valuable, whether the expected result is achieved or not, in that it provides an opportunity to evaluate for continuous improvement. Therefore, measurements are critical to the County's success.



Allegan County Strategy Map

To achieve our vision and ensure Allegan County continues to progress and prosper, we MUST...

Provide valuable and necessary quality services to our
CUSTOMERS

- Deliver affordable and accessible services
- Engage and educate our citizenry
- Collaborate locally and regionally

Vision:
Provide our citizens superior and innovative services, be judicious and efficient in the expenditure of resources and promote a safe, clean and healthy environment in which to live, work and play.

Maintain our
FINANCIAL STABILITY

- Develop and maintain a balanced operational budget
- Maintain reserve funds
- Execute long-term financial planning



Support a united and
ENGAGED WORKFORCE

- Foster a positive, team-based work environment
- Employ and retain high-performing, quality employees
- Promote safety and wellness

Continuously improve our
PROCESSES

- Be efficient and cost effective
- Measure and learn from outcomes
- Seek and implement innovative solutions



Allegan County Board of Commissioner Approved Strategic Plan



2023 - 2027

STRATEGIC GOAL: Support a united and ENGAGED WORKFORCE

PRIORITY EE 2: Employ and retain high-performing, quality employees

OBJECTIVE(S)	TASK(S)	START	COMPLETE	STATUS	COMMENTS
EE.2.1 Maintain employee labor relations					
By December 31, 2026, have 12 Collective Bargaining Agreements ratified, signed, and posted to the County's website.			Dec-26	Ongoing	
Maintain an accessible team site with full organizational access (Agendas, minutes, etc.)				Ongoing	
Continue proactive meetings (quarterly or more as needed) to gather input from employee groups and share information.				Ongoing	
	How do wages translate into quality of life/local economy?			Not started	Recruiting for personnel (particularly focus on public safety), ensure pay/benefits/culture is competitive and represents what both the county and employees (current and future) are looking to accomplish. (annual statement of benefits/value).
	Comparable county turnover			Not started	
	Engagement Survey			Not started	
	Study current workplace trends, needs, philosophies			Not started	

STRATEGIC GOAL: Continuously improve PROCESSES

PRIORITY CI 1: Be efficient and cost-effective

OBJECTIVE(S)	TASK(S)	START	COMPLETE	STATUS	COMMENTS
CI.1.1 Facilities Master Plan			Dec-23	Ongoing	all facilities
CI.1.2 Courthouse and County Services Building Renovation			Dec-24	Ongoing	
	request for proposal for construction services in September		Sep-23	Not started	
CI.1.3 Development of Organization Energy Plan			Dec-27	Ongoing	To save energy reduce lost, Led implementation install SMART swiths or proximity Expand existing energy plan(s) to determine whether county gov't can take advantage of energy production options. Solar addition individual brings an building (perv).

STRATEGIC GOAL: Maintain FINANCIAL STABILITY						
PRIORITY FS.1: Develop and maintain a balanced operating budget						
	OBJECTIVE(S)	TASK(S)	START	COMPLETE	STATUS	COMMENTS
FS.1.1	Annual Budget BOC Adopts Final Budget (P.A. 156 of 1851 MCL 46.1), Public Hearing, adopt millage, and general appropriations act. Based on the Uniform Budgeting Act, the budget shall be passed prior to the ensuing budget year. Michigan treasury manual states 1-2 months prior to the end of the fiscal year as a recommended timeline.			10/12/2023	Ongoing	Balance w/out reducing minimum fund balance levels. Compensation parameter within revenue. Determine whether voter-approved millage should be considered for increased to meet the cost of services. Adequately funding each department "needs and mandates".
		Set Road Commissioner	8/1/2023	10/12/2023	Not started	
		Set Elected Official & Deputy Salaries (Act 154 of 1879)	8/1/2023	10/26/2023	Not started	
		Set 2023 Co Millage Rates	5/1/2023	6/8/2023	Not started	
		2023 Tax Levies	9/1/2023	10/26/2023	Not started	
FS.1.2	Audit Provide financial structures and training that creates a culture of strong internal control, culminating in well-prepared workpapers/financial report with a clean audit opinion.				Ongoing	No audit findings of "material weakness" or "significant deficiency". No deficiency letters from the State.
PRIORITY FS.3: Execute long-term financial planning						
	OBJECTIVE(S)	TASK(S)	START	COMPLETE	STATUS	COMMENTS
FS.3.1	Debt Elimination		Oct-21		Ongoing	
FS.3.2	Former Rock Tenn		Jan-21		Ongoing	BOC resolution to adopt Brownfield Plan

STRATEGIC GOAL: Provide valuable and necessary quality services to CUSTOMERS

PRIORITY CS.1: Deliver affordable and accessible services

OBJECTIVE(S)		TASK(S)	START	COMPLETE	STATUS	COMMENTS
CS.1.1	Parks and Recreation The current Parks plan expires at the end of 2024. As such, it is recommended in the 2019 and 2022 Citizen Survey and all of the Parks related comments from the Board Input Survey be referred to the Parks Department and Parks Advisory Board for evaluation of the current Parks plan. Recommendations may be formed for the Board’s consideration in the form of changes to the Parks plan to address the survey results, including recommendations for funding.	Complete holistic plan for grants wifi & parks, Have a 5YR plan showing us how to improve our parks and way to collect financing threw grants and future growth.		Dec-24	Ongoing	
CS.1.2	Modernization of Parks	<p>Increase knowledge among the community and potential visitors of county places to visit.</p> <p>Wifi and facilities access.</p> <p>Work with state officials (governor, DNR, legislators), to gain greater variety of uses for this largest track of land in the county.</p> <p>All safe usable, to the public within, standard in being clean, kept up, people will want to come to, signage</p>		Dec-26	Not started	Funding strategy (millage, self-sustainable?, Assessment of current reality, what would the impact be based on different funding levels? Case studies from other parks systems Lobbying effort toward DNR, Connection within Parks Plan.
CS.1.3	Marketing of Parks, Recreation and Tourism	Hire a tourism advocate to market and develop an attraction plan for out-of-county visitors and develop relations with hospitality providers				<p>Funding strategy</p> <p>Integrated road/orv map/heritage marker</p> <p>Digital marketing (Visit Allegan App?)</p> <p>Data in the map pertinent to today’s population</p> <p>Pilot of out of area marketing with measurable to track impact</p> <p>County road map for hand no energy required</p> <p>More people aware of what Allegan County has to offer</p> <p>We provide them as many media resources the – we have in our parks</p>
		Public up-to-date maping for county roads and attractions in both standard map size and the Z-maps format				
		Park Manager present updates at local units		Dec-23	Executing	

CS.1.4	Public Health	Service levels, fees/funding analysis			Not started	
CS.1.5	Access to Health Services	Presentation of current reality – what have we learned from CHNA and what measures are in the CHIP the county can be monitoring or assisting with at the Board level?		Dec-27	Not started	Metro Health West – larger facility; School grant program for access to wellness services
CS.1.6	Transportation	Current reality/annual report update since the incorporation of the additional funding.		Dec-26	Ongoing	Perhaps additional survey/input opportunity, Is there need for additional resources? Metro planning agencies? Increased marketing of what is already available? Outreach to other programs? How can commissioners assist with connections to other systems and general outreach/marketing?
		Follow-up to citizen annual report.		Dec-23		
CS.1.7	Accessibility of Recycling to West Side	West Side Inquiry – Heath location was closed, ensure chef site is sustainable and available?				
PRIORITY CS.3: Collaborate locally and regionally						
	OBJECTIVE(S)	TASK(S)	START	COMPLETE	STATUS	COMMENTS
CS.3.1	Broadband Wired Infrastructure Expansion Project Implement accessible availability of reliable internet connectivity, with a preference of broadband speeds (minimum 25mbps, desired 100mbps+, download)	all contracts by December 2024		Dec-24	Ongoing	ARPA Requirements
		expenditures complete by December 2026		Dec-26	Not started	
CS.3.2	Mobile Wireless Coverage Drop Zones			Dec-24	Not started	Gain an understanding of cellular data as a broadband action measure from cellular providers through BAW. If this item goes anywhere further, this would be transitioned over to Economic Development.

CS.3.3	DNR State Game Area	Research other models (e.g. northern counties) and what the State's current plans may be and willingness for change of use.		Dec-27	Not started	
		Address concerns to Natural Resources Commission and Legislature				
		Community Meetings (all stakeholders of multiple uses) to develop clear vision of what specific use we are requesting (ATV vs non-motorized use – equestrian, bike trails, many uses, nature area)				
		Utilize MAC Conference to inquire of Commissioner Mielke (Newaygo)				
CS.3.4	Water Quality and Availability Plan	all contracts by December 2024		Dec-24	Ongoing	ARPA Requirements
		expenditures complete by December 2026		Dec-26	Not started	
CS.3.5	Sustainable Business Park	Recycling coordinator review the work that has been done to date (with help from Dan Wedge), request, add any new insights. Advantages/Challenges.		Dec-26	Not started	Are we funding the match request? Board decisions to date have been to not fund it from ARPA. Tribe support to the project?

CS.3.6	Corridor Development	Organize presentations to the Board through district commissioner for planning sessions or special meetings or consider special board of commissioners meetings held in these particular districts to gain input.		Dec-27	Not started	Long-term planning, gain awareness from local leaders as to existing plans for development of these corridors.
		Independent study to outline the Growth/Needs relative to these areas (county perspective may impact transportation plans, support for federal/state funding, safety plans, economic development).				
CS.3.7	Calkins Dam	Chair Storey, and Commissioner Beltman are meeting with stakeholders and Chair Storey is working with MAC staff.		Dec-27	Monitoring	County has already provided two resolutions of support and has participated in related meetings (MAC, Consumers, other stakeholders). At this time, the project will be monitored through the resources above unless more specific actions become necessary.
CS.3.8	Housing	Schedule BOC presentation to inform on all existing efforts and plans on this topic and have Board identify any gaps.			Not started	
CS.3.9	Child Care	Schedule BOC presentation to inform on all existing efforts and plans on this topic and have Board identify any gaps.			Not started	
CS.3.10	PACE Program	Schedule BOC presentation to inform on all existing efforts and plans on this topic and have Board identify any gaps.			Not started	What exactly is the program, what would the county's role be, advantages/challenges, what if the County does not implement this?
CS.3.11	Domestic Violence and School Resource Officers	Schedule BOC presentation to inform on all existing efforts and plans on this topic and have Board identify any gaps.		Dec-26	Ongoing	EM plans, what is status of DV resources and SRO contracts?