

MONROE COUNTY BOARD OF COMMISSIONERS
RESOLUTION TO DECLARE ITS SUPPORT FOR THE
“SECOND AMENDMENT IN MONROE COUNTY, MICHIGAN”

THE COUNTY BOARD OF COMMISSIONERS OF THE COUNTY OF MONROE, STATE OF MICHIGAN, STATES:

WHEREAS, the County Board of Commissioners of the County of Monroe, State of Michigan, pursuant to Michigan statute, is vested with the authority of administering the affairs of the County government of Monroe County, Michigan, and is organized as a body corporate with powers and immunities provided by law, and to protect the health, safety, and welfare of the residents of Monroe County and the employees of the Monroe County government; and

WHEREAS, the Second Amendment to the United States Constitution, ratified in 1791 as part of the Bill of Rights, protects the right of the people to keep and bear arms; 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, 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, 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 declare its support of the Second Amendment to the United States Constitution and to the provisions of the Michigan Constitution which protect Monroe County citizens’ individual rights to keep and bear arms; and

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

NOW THEREFORE, IT IS HEREBY RESOLVED, by the Monroe County Board of Commissioners, the Board of Commissioners declares, through the adoption of this Resolution, their support for the Second Amendment of the U.S. Constitution and for Section 6 of Article I of the Michigan Constitution, relating to the right of Monroe County citizens to keep and bear arms.

IT IS FURTHER RESOLVED, that the Monroe County Board of Commissioners, hereby, declares its intent that public funds of the county not be used directly or indirectly, to restrict the Second Amendment rights of the citizens of Monroe County to keep and bear arms; nor shall this Board appropriate any funds to aid in the unnecessary and unconstitutional restriction of rights under the Second Amendment; nor shall this Board appropriate any funds for enforcement of unconstitutional laws against the people of Monroe County; and

IT IS FURTHER RESOLVED, that the Monroe County Board of Commissioners, hereby, declares its intent to oppose unconstitutional restrictions on the right to keep and bear arms through such lawful means as may be expedient; and

IT IS FURTHER RESOLVED, that the Board of Commissioners directs its staff to forward a copy of this Resolution to every Michigan Board of County Commissioners, the Michigan State Legislature (House of Representatives and State Senate), the Governor of Michigan, and all Michigan U.S. Congressional Representatives.

This Resolution was adopted by the Monroe County Board of Commissioners at a regular meeting held at the Monroe County Board Chambers, Monroe County Courthouse, Monroe County, Michigan, by an affirmative vote of no less than five of the members of the County Board of Commissioners who are elected and serving, on this 18th day of February, 2020.

This Resolution was offered by Commissioner Jerry Oley, and supported by Commissioner J. Henry Lievens.

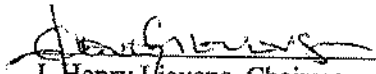
A roll call vote was taken and this Resolution was passed by a vote of: 9-0.

Those Commissioners voting in favor: David Hoffman, Mark Brant, Dawn Asper, George Jondro, Jason Turner, Jerry Oley, David Swartout, Greg Moore, Jr. and J. Henry Lievens.

Those Commissioners voting against: None

Those Commissioners abstaining: None

The Resolution was declared adopted.



J. Henry Lievens, Chairman
Monroe County Board of Commissioners

ATTEST:



Sharon D. Lemasters
Monroe County Clerk

February 25, 2020

Minutes of a Scheduled Session of the Arenac County Board of Commissioners:

Chair Harold Woolhiser called the scheduled meeting of the Arenac County Board of Commissioners to order in the Arenac County Circuit Court Room in the County Courthouse in Standish, Michigan pursuant to public notice and the Michigan Open Meetings Act with the Board reciting the Pledge of Allegiance to the U. S. Flag.

Present: Commissioners: Adam Kroczaleski, Bobbe Burke, Harold Woolhiser, Lisa Salgat & Sally Mrozinski.

Approval of an Agenda:

Moved by Ms. Burke & 2nd by Mr. Kroczaleski to approve the proposed agenda noting an order of the day for Motion # 1; Second Amendment Sanctuary County Resolution and addition of a Closed Session with Arenac County Treasurer Dennis Stawowy for an update on the Lewandowski vs. Arenac County Lawsuit and rescheduling the ambulance millage question discussion with Scott Kiernicki until the next board meeting, being March 17th. Motion carried.

Order of the day: Motion 1: Arenac Co. Second Amendment Sanctuary County Resolution:

Moved by Mr. Kroczaleski & 2nd by Ms. Salgat to adopt the following resolution # 2020-02:

RESOLUTION 2020-02

RESOLUTION TO DECLARE ARENAC COUNTY TO BE A

“SECOND AMENDMENT SANCTUARY COUNTY”

THE ARENAC COUNTY BOARD OF COMMISSIONERS OF THE COUNTY OF ARENAC, STATE OF MICHIGAN, STATES:

WHEREAS, the County Board of Commissioners of the County of Arenac, State of Michigan, pursuant to Michigan statute, is vested with the authority of administering the affairs of the County government of Arenac County, Michigan, and is organized as a boy corporate with powers and immunities provided by law, and to protect the health, safety, and welfare of the residents of Arenac County and the employees of the Arenac County government; and

WHEREAS, the Second Amendment to the United States Constitution, ratified in 1791 as part of the Bill of Rights, protects the right of the people to keep and bear arms; 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 the 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

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WHEREAS, the United States Supreme Court in the United States v. Miller, 307 U.S. 174 (1939), opinioned 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, Article 1, 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 declare its support of the Second Amendment to the United States Constitution and to the provisions of the Michigan Constitution which protect Arenac County citizens' individual rights to keep and bear arms; and

WHEREAS, each Arenac County Commissioner, as provided by Article IX, Section 1, of the Michigan Constitution (1963), took an oath to support the United States Constitution

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

IT IS FURTHER RESOLVED, that the Board directs its staff to forward a copy of this resolution to the County's fellow county elected officials, the Michigan State Legislature (House of Representatives and State Senators), the Governor of Michigan and all of the Michigan U. S. Congressmen.

Roll Call Vote: Yes: Kroczaleski, Burke, Mrozinski, Salgat, & Woolhiser. No: None.

Resolution carries by a five (5) Yes to zero (0) no vote.

Chair ordered a that the Board take a 5 minute recess to allow public in attendance the opportunity to leave before the Board continued with scheduled business as well as offered anyone in attendance the option of remaining at the Board Meeting.

The Chair reconvened the meeting at about 1:45 P.M.

Public Comments: None.

Return to order of the day per the planned agenda:

Approval of Various Minutes:

Committee of the Whole of February 11th: Moved by Ms. Burke & 2nd by Ms. Salgat to approve the minutes as presented. Motion carried.

Board Minutes of February 11th: Moved by Ms. Salgat & 2nd by Ms. Mrozinski to approve the minutes with the correction of the spelling of the word facebook on page one. Motion carried.

Claims & Accounts: Book of Bills:

After review, moved by Mr. Kroczaleski & 2nd by Ms. Mrozinski to approve payment of the Book of Bills in the amount of \$38,568.38. Motion carried.

Chair noted that we have time until the scheduled closed session and the Board agreed to take care of specific motions on the agenda before Closed Session.

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Motions to be acted upon: Motion 2: American Tower Lease for 911 Services:

After the discussion with 911 Director Yvonne King, it was moved by Ms. Burke & 2nd by Ms. Salgat to approve the proposed contract with American Tower and authorize the Chair to sign said on behalf of the County of Arenac. Motion carried.

Motion 3: Reappointment of Member to Arenac County EDC:

Moved by Ms. Burke & 2nd by Mr. Kroczaleski to appoint Patricia Killingbeck to a new term on the Arenac County Economic Development Commission ending December 31, 2025. Motion carried.

Closed Session Motion: Re: Lewandowski vs. Arenac County:

Moved by Ms. Salgat & 2nd by Mr. Kroczaleski to move into Closed Session with County Treasurer Dennis Stawowy and Board Secretary Jeri Klabis regarding status update in the Lewandowski vs. Arenac County.

Roll Call Vote: Yes: Burke, Mrozinski, Salgat, Kroczaleski, Woolhiser. No: None.

Motion carried by a five (5) yes to zero (0) no vote. The Board moved into Closed Session at 2 PM as scheduled.

At 2:07 P. M. it was moved by Mr. Kroczaleski & 2nd by Ms. Mrozinski to return to open session.

Roll Call Vote: Yes: Mrozinski, Salgat, Kroczaleski, Burke, & Woolhiser. Motion carried by a five (5) yes to zero (0) no vote. The Board returned to open session.

The Commissioners discussed the issue of need to contact a neighboring county regarding backup Soil Erosion and Sediment Control Inspection Services. The issue will be revisited at a later meeting.

Order of the Day: Mr. Chris Pinter, Bay Arenac Community Mental Health"

Mr. Chris Pinter, Director of Bay Arenac Community Mental Health presented the Commissioners with a handout of specific information regarding programming that Bay-Arenac Community Mental Health Services is involved directly and indirectly and further noted that the two resolutions that the Board was involved in both were successful drives and legislation followed to initiate corrective actions. One was keeping the Caro Center Project active and the other was Local Match obligations in the State Budget. He also noted that Peer 360 is now active at the County Jail and many other services are active via the Sterling Area Health Project, but BAMH and related struggle to attempt to offer many services due to lack of providers. He noted that Arenac County is being scheduled for Mobile Services for Opioid Treatment Programming via the Arenac Center site on M-61 in Standish. He further noted that the program has been delayed due to the loss of a provider in another county serviced where over 250 regularly serviced clients lost their only provider. He further noted that the Governors proposed budget allocates an additional amount of \$5 million for Community Mental Health Programming, with the caveat that it be from local programming funds. He further suggests that there will be many redesigns in the future of Mental Health provisioning and of course funding will be the deciding factor regarding such.

The Chair thanked Mr. Pinter for his presentation and the handout distributed to Commissioners and for the work BAMH and Associated Programs provide.

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Homeland Security Grant Discussion:

Commissioners discussed the deadline date of the end of April for completion of pending Fiscal Year 2017 Homeland Security Grant Program and the respective proposals approved for funding and the need to have them in place timely to allow for submission of data required by the grant, including proof of payment and whatever other requirements. Board to contact Ed Rohn regarding status and Board Office will be working to update any cost estimates of proposed purchase of items. It was noted that the allocation is approximately \$27, 000.

Adjournment:

There being no further business, the Chair declared the meeting to be adjourned at 3:15 P.M.

Sincerely,

Attest: _____
Harold Woolhiser, Chair of the Board

Ricky R. Rockwell
Arenac County Clerk