

**DICKINSON COUNTY BOARD OF COMMISSIONERS**  
**REGULAR BOARD MEETING**  
**Monday, March 27, 2023 – 6:00 p.m.**  
**Courthouse – Circuit Courtroom**

1. The meeting was called to Order by Chairperson Wender at 6:00 PM.
2. Pledge of Allegiance to the Flag of the United States of America was said by all.
3. Roll Call was taken by County Clerk Carol Bronzyk and a quorum was present.  
Present: Chairperson Henry Wender, Vice Chair Barbara Kramer, Commissioners John Degenauer, Joe Stevens and Ann Martin. (5)  
Absent: None  
Also, Present: Controller Brian Bousley, County Clerk Carol Bronzyk, Sheriff Scott Rutter and Prosecutor Lisa Richards.
4. Motion by Commissioner Kramer seconded by Commissioner Stevens to accept the agenda with the following additions:
  9. G. Approve/Deny the amendment to the food service partnership agreement.
  9. H. Approve/Deny the request of Uren Copper Johnson American Legion Post 50 to sell beer, wine and food at the Veterans Appreciation Picnic and Concert on 7-29-28 at Lake Antoine.All Ayes, Motion Carried.
5. Motion by Commissioner Stevens seconded by Commissioner Degenauer to approve the following meeting minutes: Regular – March 13<sup>th</sup> All Ayes, Motion Carried.
6. **COMMUNICATIONS AND LEGISLATION:**
  - A. Citizens' Time: (Limited to five minutes per person)  
Chairperson Wender opened the floor to Citizens' Time, Margaret Minerick introduced the new CEO of the Marshfield Clinic, Amanda Shelast. They are planning on building a new cancer center off the ER department, with Bolt Construction who will use local contractors, and hopefully it will be completed by fall of 2024. The merger with Essentia Health is underway as well.  
Matthew Moore, lifelong resident of Dickinson County, he would like to address the brownfield development project at Pine Mountain. He is a mountain bike trail rider and would like to see this project approved. The trails attract people from all over the country and even out of the country. This will be very beneficial for this area.  
Lois Ellis, Economic Development Alliance, stated how much of an asset this project will be to this community. She stated that Storie Co is very focused on the community and making sure there is feedback from us.  
Ken Clawson, Iron Mountain, he stated this is a good thing for Iron Mountain and the Community. He urges them to be in favor of this.
    1. Public Hearing: Pine Mountain Resort Brownfield Plan
      - A. Motion by Commissioner Stevens seconded by Commissioner Martin to close the County Board Meeting and open a Public Hearing at 6:15 PM.

Roll Call Vote: Commissioners:  
Kramer Aye  
Martin Aye  
Stevens Aye  
Wender Aye  
Degenaer Aye Motion Carried.

Trinity Hart, Storie Co, explained all that the Brownfield plan is about. Construction cost are rising, so we would like to move quickly. When we bought this property there were 120 employees and now there is 146. They are planning on 35 cabins. Commissioner Degenaer asked about the dark store issue and hopes they will not come back to them with a plan for that in the future, as they are getting a substantial tax break now.

Ms. Rahoi, Iron Mountain stated she agrees with Commissioner Stevens about how much the growth of the hospital and Pine Mountain will help this area, but she wants to make sure they don't forget about the continued growth of the airport as well. With all the expansion in the area it will bring more people to the area/airport.

B. Motion by Commissioner Kramer seconded by Commissioner Stevens to close the Public Hearing and open the County Board Meeting at 6:20 PM.

Martin Aye  
Stevens Aye  
Wender Aye  
Degenaer Aye  
Kramer Aye Motion Carried.

B. Resolutions and Legislation – Commissioner Martin

1. Motion by Commissioner Martin seconded by Commissioner Stevens to approve Resolution 2023-5 AUTHORIZING ENTRY OF PARTICIPATION AGREEMENT IN PARTIAL SETTLEMENT OF THE NATIONAL PRESCRIPTION OPIATE LITIGATION AND ENTRY OF STATE LOCAL GOVERNMENT INTRASTATE AGREEMENT CONCERNING ALLOCATION OF SETTLEMENT PROCEEDS. All Ayes, Motion Carried.

**Resolution 2023-5**

**RESOLUTION AUTHORIZING ENTRY OF PARTICIPATION AGREEMENTS IN PARTIAL SETTLEMENT OF THE NATIONAL PRESCRIPTION OPIATE LITIGATION AND ENTRY OF STATE LOCAL GOVERNMENT INTRASTATE AGREEMENT CONCERNING ALLOCATION OF SETTLEMENT PROCEEDS**

WHEREAS, the Dickinson County Board of Commissioners filed a lawsuit to address the public nuisance that is the Opioid Epidemic, which named, among other companies, the following four Defendants (“Settling Defendants”):

1. Teva Pharmaceuticals Industries Ltd. (a prescription opioids manufacturer);
2. Allergan Finance, LLC (a prescription opioids manufacturer);
3. CVS Health Corp. and CVS Pharmacy, Inc. (a prescription opioids distributor); and
4. Walmart, Inc. (a prescription opioids distributor);

AND WHEREAS the Settling Defendants have negotiated proposed national settlement agreements (“Proposed Settlements”) with the State Attorneys General, and a Plaintiff Executive Committee-designated negotiating committee that represents approximately 4,000 local governments that have brought lawsuits similar to Dickinson County Board of Commissioners ’s lawsuit;

AND WHEREAS the Proposed Settlements contain significant equitable and monetary relief,

including:

1. An agreement to pay (a) up to \$3.34 billion over the next 13 years by Teva; (b) up to \$2.02 billion over 7 years by Allergan; (c) \$4.9 billion over the next ten years by CVS; and (d) \$2.74 billion within six years by Walmart. The bulk of each of these payments will be dedicated to funding abatement and prevention strategies associated with the opioid's public nuisance;

2. An agreement by Teva and Allergan to abide by strict limitations on their marketing, promotion, sale, and distribution of opioids, including a ban on (a) promotion and lobbying; (b) rewarding or disciplining employees based on volume of opioid sales; and (c) funding or grants to third parties; and

3. An agreement by CVS and Walmart to implement changes in how they handle opioids, including requirements addressing: their compliance structures; pharmacist judgment; diversion prevention; suspicious order monitoring; and reporting on red-flag processes, as well as blocked and potentially problematic prescribers.

AND WHEREAS Dickinson County Board of Commissioners previously executed Participation Agreements for the Distributor and Janssen Settlements, which have conferred and continue to confer valuable benefits;

AND WHEREAS the Proposed Settlements each contain a "default" allocation method where settlement funds that are allocated to a particular state to resolve the claims asserted by state and local governments within that state are allocated as follows:

- 15% of settlement proceeds paid under the Proposed Settlements are allocable to the State;

- 15% of the settlement proceeds are allocable to local governments; and
- 70% of the settlement proceeds are allocable to an opioid abatement fund;

AND WHEREAS the Proposed Settlements enable the state and local governments within a State to negotiate alternative allocation methods to the "default" allocation method referenced above;

AND WHEREAS Dickinson County Board of Commissioners desires to enter into an alternative allocation method which allocates settlement funds on a 50/50 basis to:

1. Participating Local Governments who have elected to participate in the Proposed Settlements; and

2. the State of Michigan.

AND WHEREAS Dickinson County Board of Commissioners previously executed the Michigan State-Subdivision Agreement for Allocation of Distributor Settlement Agreement and Janssen Settlement Agreement, which allocated funds attributed to the State of Michigan in a streamlined and equitable manner;

NOW THEREFORE, Dickinson County Board of Commissioners authorizes the execution of Participation Agreements for: (1) the Master Settlement Agreement with Teva Pharmaceuticals Industries Ltd.; (2) the Master Settlement Agreement with Allergan Finance, LLC; (3) the Master Settlement Agreement with CVS Health Corp. and CVS Pharmacy, Inc.; and (4) the Master Settlement Agreement with Walmart, Inc., each of which are listed and available to the public at <https://nationalopioidsettlement.com/>. Specimen copies of the material terms of the participation agreements are attached as Exhibit A to this resolution.

Dickinson County Board of Commissioners also authorizes the execution of a new Michigan State-Subdivision Agreement for Allocation of Allergan, Teva, CVS, and Walmart Settlement Agreements substantially similar to the proposed agreement attached as Exhibit B to this resolution. Dickinson County Board of Commissioners also authorizes execution of a similar state-subdivision agreement to the extent that it provides a substantially similar allocation of settlement or bankruptcy proceeds obtained from opioids litigation with any other entity.

For the avoidance of doubt, Dickinson County Board of Commissioners also authorizes its continued participation in the Distributor Settlement Agreement, the Janssen Settlement Agreement, and the Michigan State-Subdivision Agreement for the Allocation of Distributor Settlement

Agreement and Janssen Settlement Agreement, all previously executed.

2. Motion by Commissioner Martin seconded by Commissioner Kramer to approve Resolution 2023-6 RESOLUTION SUPPORTING THE ADOPTION OF A BROWNFIELD PLAN OF PINE MOUNTAIN RESORT, CITY OF IRON MOUNTAIN AND CHARTER TOWNSHIP OF BREITUNG, MICHIGAN, BY THE COUNTY OF DICKINSON PURSUANT TO AND IN ACCORDANCE WITH THE PROVISION OF ACT 381 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS AMENDED. Roll Call Vote: Commissioners:

Stevens	Aye	
Wender	Aye	
Degenauer	Aye	
Kramer	Aye	
Martin	Aye	Motion Carried.

**Resolution 2023-6**  
**RESOLUTION SUPPORTING THE ADOPTION OF A BROWNFIELD PLAN OF**  
**PINE MOUNTAIN RESORT**  
**CITY OF IRON MOUNTAIN AND CHARTER TOWNSHIP OF BREITUNG, MICHIGAN**  
**BY THE COUNTY OF DICKINSON**  
**PURSUANT TO AND IN ACCORDANCE WITH THE**  
**PROVISIONS OF ACT 381 OF THE PUBLIC ACTS OF**  
**THE STATE OF MICHIGAN OF 1996, AS AMENDED**

At a regular meeting of the Dickinson County Brownfield Redevelopment Authority, Michigan, held in the Circuit Court Courtroom of the county of County Courthouse, located at 705 S. Stephenson Ave., Iron Mountain, Dickinson County, Michigan, on the 27th day of March, 2023 at 6:00 p.m.

PRESENT:

ABSENT:

MOTION BY:

SUPPORTED BY:

WHEREAS, Dickinson County, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), has formally resolved to participate in the Brownfield Redevelopment Authority (BRA) of Dickinson County (the "Authority") and have designated that all related activities shall proceed through the BRA; and

WHEREAS, the Authority, pursuant to and in accordance with Section 3(4) and Section 13 of the Act, has reviewed, adopted, and recommended for approval by the Dickinson County Commission, the Brownfield Plan (the "Plan") attached hereto, to be carried out within the City of Iron Mountain and Charter Township, relating to the development of property located at 1 Timberstone Drive, 3332 Pine Mountain Road, and Pine Mountain Road, city of Iron Mountain, Michigan (the "Site"), as shown in Figures 1 and 2 of the Plan and more particularly described in the legal description of the property contained within the attached Plan; and

WHEREAS, the Dickinson County BRA has reviewed the Plan, and has been provided a reasonable opportunity to express their views and recommendations regarding the Plan and in accordance with Section 14(5) of the Act; and

WHEREAS, as a result of the review of the Plan, the Dickinson County BRA recommends the approval of the individual Plan.

NOW, THEREFORE BE IT RESOLVED THAT:

1. Plan Support. Pursuant to the authority vested in the Dickinson County BRA, by the Act, the Plan is hereby supported in the form attached to this Resolution.

2. Severability. Should any section, clause, or phrase of this Resolution be declared by the courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.

3. Repeals. All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

AYES:

NAYES:

ABSTAINED:

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN                    )  
   )§  
DICKINSON COUNTY                    )

I, the undersigned, the fully qualified and acting Clerk of the Dickinson County, State of Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Dickinson County Board at a regular meeting held on the 27th day of March, 2023, the original of which resolution is on file in my office.

IN WITNESS WHEREOF, I have hereunto set my official signature this 27th day of March 2023.

\_\_\_\_\_  
Carol Bronzyk  
Dickinson County Clerk

3. Motion by Commissioner Martin seconded by Commissioner Stevens to approve Resolution 2023-7 Honoring Delta Airline Employees at Dickinson County Ford Airport.

Commissioner Martin stated she would like Controller Bousley to explain what this is all about. Brian stated that the Delta Team in Dickinson was 1 of 2 that received this award nationwide. They have done such a great job out there; it is very impressive and we appreciate all they do. All Ayes, Motion Carried.

**Resolution 2023-7  
Congratulating Delta Airlines Ford Airport Team**

Whereas, the Delta Airline Team at Ford Airport has been awarded Station of the Year; and  
Whereas, the Ford Airport Team was one of two nationwide Category E Airports to be named Station of the Year; and

Whereas, the Ford Airport Team has received the highest rankings within all Category E airports; and

Whereas, the determination factors for Station of the Year include customer service, customer comments, baggage claims and handling and on time departures; and,

Whereas, the Ford Airport Team has obtained the highest rankings in all categories through hard work, teamwork, and dedication.

Therefore, Be It Resolved, the Dickinson County Board of Commissioners would like to extend their sincere appreciation and admiration for the dedicated employees of the Delta Airlines Ford Airport

Team.

\_\_\_\_\_  
Henry Wender- Board Chair

\_\_\_\_\_  
Date

\_\_\_\_\_  
Carol Bronzyk- County Clerk

Commissioner Stevens presented Trinity Hart of Storie Co an aerial photograph of Pine Mountain, and Commissioner Barbara Kramer presented her with a Pine Mountain Gnome.

- C. Discussion of Dickinson County Solid Waste Plan Amendment.  
There will be a public hearing on this matter on April 10<sup>th</sup>, so Controller Bousley wanted us to know what this is about. They are asking for another 300 yards to be able to use the landfill when they don't have enough mix from Grede.

7. **REPORTS OF STANDING COMMITTEES:**

A. **Finance Committee** – Finance Chairperson Kramer

1. Motion by Commissioner Kramer seconded by Commissioner Stevens to approve the check register from March 10, 2023 to March 23, 2023 in the amount of \$288,254.76.

Roll Call Vote: Commissioners:

Wender	Aye	
Degenauer	Aye	
Kramer	Aye	
Martin	Aye	
Stevens	Aye	Motion Carried.

B. **A-95 Review** – Commissioner Kramer-None

C. **Six County Employment Alliance** – Commissioner Stevens-None

D. **Planning and Zoning Committee** – Commissioner Kramer-None

E. **DHHS / DICS**A – Commissioner Kramer

1. DICS A Meeting Minutes of March 9<sup>th</sup>.

F. **Dickinson-Iron Health Department** – Commissioner Stevens

Commissioner Stevens read from a survey for grades 6 thru 12<sup>th</sup> and it was very disturbing, as to the stats on thoughts of suicide and alcohol/drug abuse. If any of our elected officials can't fix or are unwilling to fix our mental health issues they should resign or get out of office right now.

G. **Northpointe** – Commissioner Martin

1. Northpointe meeting minutes of February 16<sup>th</sup>.

H. **Pincrest** – Commissioner Degenauer

Commissioner Degenauer stated they will be in the positive financially due to funds from the State.

I. **Equalization Committee** – Commissioner Degenauer-None

- J. **Building & Supply/Real Estate-Remodeling** – Commissioner Degenauer-None
- K. **Public Safety and Judiciary** – Commissioner Wender  
Sheriff Rutter wanted to explain the medical billing issue at the jail. The company had some changes and the bills didn't get to us, hopefully that is all corrected now.
- L. **Parks Committee** – Commissioner Stevens-None
- M. **Airport Committee** – Commissioner Wender-None
- N. **Fair Board** – Commissioner Degenauer-None
- O. **Library Board** – Commissioner Martin  
Commissioner Martin stated that a citizen had contacted her in regards to the library adding tik tok to their social platform, and they thought this was very alarming. She also stated they have an employee Brian Mauer, he is the maintenance person. He goes above and beyond his duties and she wanted to congratulate him publicly.
- P. **Employee Relations** - Commissioner Degenauer-None
- Q. **Dickinson County Road Commission** – Commissioner Wender-None
- R. **Construction Code Commission** – Commissioner Degenauer
  1. DCCCC meeting agenda of March 21st.
  2. DCCCC meeting minutes of January 17th.
- S. **Bay West Advisory Committee** - Commissioner Degenauer  
Commissioner Degenauer stated they received 29 resumes for the President position and they are going to interview 8 the beginning of April.
- T. **Veterans' Affairs Committee** – Commissioner Stevens-None
- 8. **UNFINISHED BUSINESS & OLD BUSINESS:** Commissioner Martin-None
- 9. **PETITIONS AND NEW BUSINESS:** - Commissioner Martin
  - A. Motion by Commissioner Martin seconded by Commissioner Kramer to approve the payment of \$19,520.67 to RAVE Mobile Safety for the mass notification project in the Region 8 Homeland Security Grant. The fund amount will be reimbursed to Dickinson County from the grant. Dickinson County is the fiduciary agent for the Region 8 Homeland Security Grant. Roll Call Vote: Commissioners:
 

Degenauer	Aye
Kramer	Aye
Martin	Aye
Stevens	Aye
Wender	Aye

 Motion Carried.
  - B. County Board Meeting May 8, 2023.  
Controller Bousley and Sheriff Rutter will be downstate at a Homeland Security meeting and wanted to let you know in case you wanted to rescheduled the Board meeting on that date. It was the consensus of the Board not to reschedule the meeting.

C. Upper Peninsula Conservation and Development Council meeting agenda for March 21<sup>st</sup>. Commissioner Kramer will get us the minutes when they are approved.

D. Motion by Commissioner Martin seconded by Commissioner Degenauer to approve the second quarter payment request from the Sagola Senior Center in the amount of \$7,000.00. Roll Call Vote: Commissioners:

Kramer Aye  
Martin Aye  
Stevens Aye  
Wender Aye  
Degenauer Aye Motion Carried.

E. Motion by Commissioner Martin seconded by Commissioner Stevens to approve the second quarter payment request from the Norway-Vulcan Senior Center in the amount of \$15,000.00. Roll Call Vote: Commissioners:

Martin Aye  
Stevens Aye  
Wender Aye  
Degenauer Aye  
Kramer Aye Motion Carried.

F. Motion by Commissioner Martin seconded by Commissioner Kramer to approve the second quarter payment request from DICSA in the amount of \$72,000.00.

Roll Call Vote: Commissioners:

Stevens Aye  
Wender Aye  
Degenauer Aye  
Kramer Aye  
Martin Aye Motion Carried.

G. Motion by Commissioner Martin seconded by Commissioner Degenauer to approve the amendment to the food service partnership agreement.

Sheriff Rutter explained what this is and how much it is going up.

All Ayes, Motion Carried.

H. Motion by Commissioner Martin seconded by Commissioner Stevens to approve the request from the Uren-Cooper- Johnson American Legion Post 50, to sell beer, wine and food at the Veterans appreciation picnic and concert on July 29<sup>th</sup> 2023, to be held at Lake Antoine. All Ayes, Motion Carried.

10. Motion by Commissioner Kramer seconded by Commissioner Degenauer to accept the Committee Reports and Correspondence and place on file. All Ayes, Motion Carried.

11. Controller's Report.

Brian stated he has started the process of looking for grants through Ecivs. The deficit elimination plan has finally been accepted. The mental health roundtable went very well, hopefully we will be moving forward with some action. He reminded everyone about the MAC conference in April, and we need to have a Parks meeting soon. Commissioner Wender inquired about the boat landing at lake Antoine, Brian stated we need to wait until the ice melts, we did reroute the traffic on the lake



this winter so hopefully that will help.

12. Citizen's Time (Limited to five minutes per person)  
Chairperson Wender opened the floor to Citizens Time and there was no participation.
13. Commissioners' Personal Privilege.  
Commissioner Martin invited all to watch the Kingsford Highschool quiz bowl team this Saturday at 7 PM.  
Commissioner Stevens wanted to congratulate all the high school basketball teams, especially Munising for winning the State Championships.  
Commissioner Kramer stated she would like to have an open house at the new hangar at the airport during Ford Airport days.
14. Motion by Commissioner Kramer seconded by Commissioner Martin to adjourn, Subject to the Call of the Chairman at 7:08 PM.

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Chair, Henry Wender

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County Clerk Carol Bronzyk