

**ALGER COUNTY BOARD OF COMMISSIONERS
COMMITTEE OF THE WHOLE MEETING**

April 13, 2026

Approved May 11, 2026

The Alger County Board of Commissioners convened in the conference room of the county building at 4:00 p.m. on the above date.

The meeting was called to order by Chairman Seaberg with the following commissioners present: Commissioners Hughes, Nettleton, Rondeau, W. Seaberg and D. Seaberg. Absent – none.

The board of commissioners said the Pledge of Allegiance.

The public comment session was open. There was no public comment; thus, the public comment session was closed.

It was the consensus of the board to add “Accept previously posted RFP or repost” as item 17a. and “Vehicle Mileage Reports” as item 6b. and approve the agenda as amended.

It was moved by Commissioner Hughes and seconded by Commissioner Nettleton to approve the CDBG Procurement Policy. Motion carried by the following vote: Ayes – Commissioners Hughes, Nettleton, Rondeau, W. Seaberg and D. Seaberg. Nays – none. Absent – none.

It was the consensus of the board to approve adding Vehicle Mileage Report to Board Policy.

It was the consensus of the board to approve the Personnel Policy revision.

It was the consensus of the board to approve the Handbook for Non-Represented Employees.

It was the consensus of the board to approve the Six Remnant Defendants Opioid Settlement.

It was moved by Commissioner Hughes and seconded by Commissioner Nettleton to take the Opioid Settlement Steering Committee recommendation and deny the Opioid Training Solutions request for settlement funds. Motion carried by the following vote: Ayes – Commissioners Hughes, Nettleton, Rondeau, W. Seaberg and D. Seaberg. Nays – none. Absent – none.

It was the consensus of the board to approve the 2026 L-4024, L-4028, and L-4029 equalization reports.

The GIS fee waiver request will be further discussed at the next meeting.

It was the consensus of the board to approve one to attend the UPACC conference if there is interest.

It was the consensus of the board to approve the Altran millage language for the August 4, 2026 ballot.

It was the consensus of the board to approve Senior Services millage language for the August 4, 2026 ballot.

It was the consensus of the board to approve MSU Extension millage language for the August 4, 2026 ballot.

It was moved by Commissioner Nettleton and seconded by Commissioner Hughes to approve the previously posted RFP for 911 Room Modifications. Motion carried by the following vote: Ayes – Commissioners Hughes, Nettleton, Rondeau, W. Seaberg and D. Seaberg. Nays – none. Absent – none.

It was moved by Commissioner Nettleton and seconded by Commissioner W. Seaberg to accept the bid from Cross General Contracting, Inc. for 911 Room Modifications for \$48,900.00. Motion carried by the following vote: Ayes – Commissioners Hughes, Nettleton, Rondeau, W. Seaberg and D. Seaberg. Nays – none. Absent – none.

It was the consensus of the board to approve RFP for attorney-client room construction at the jail.

It was the consensus of the board to approve registering and operating as “Alger County Animal Control.”

It was the consensus of the board to approve the RFP for epoxy flooring at the Alger County Animal Control building, with language to include requiring materials specifications.

It was the consensus of the board to authorize signing the Anderson, Tackman, & Company, PLC engagement letters.

It was the consensus of the board to authorize scheduling a Public Hearing to Discuss CDBG Grant Application for Monday, April 20, 2026 at 4:00 p.m.

There was no unfinished business.

It was the consensus of the board to approve all board bills as recommended by the Audit Committee.

It was the consensus of the board to approve the financial reports for all funds (Trial Balance Report Available).

It was the consensus of the board to approve **Resolution #2026-04 Continue 911 Surcharge of .42:**

WHEREAS, the Alger County Board of Commissioners held the authority under 2007 PA 164, which amended Michigan's Emergency 9-1-1 Service Enabling Act, being MCL 484.1101 et seq, as amended ("9-1-1 Act") to set a default county 9-1-1 surcharge cap ("default surcharge cap") on all communications devices of residents within the county under Section 401 e(1) and (2) of the 9-1-1 Act, being MCL §484.1401e(1) and (2) provided the Board acted before February 15, 2008 and the Michigan Public Service Commission ("MPSC") approved the rate set; and

NOW THEREFORE, BE IT RESOLVED that the Alger County Board of Commissioners authorizes the continuation of its local commission enacted 911 surcharge of .42 with no change in the amount from July 1, 2026 through June 30, 2027.

It was the consensus of the board to approve **Resolution #2026-05 Resolution Affirming Local Health Department Authority to Approve Non-Residential Onsite Wastewater Systems Discharging Less Than 1,000 Gallons Per Day Pursuant to Local Sanitary Codes And Under State Law:**

WHEREAS, the protection of public health, groundwater, surface water, and drinking water supplies is a shared responsibility of the State of Michigan and local units of government; and

WHEREAS, local health departments are created and empowered under the Michigan Public Health Code, MCL 333.1101 et seq., and are authorized to adopt and enforce sanitary regulations necessary to safeguard the public health within their jurisdictions; and

WHEREAS, Mich Admin Code, R 323.2210(a)(i) provides that non-residential sanitary sewage discharges of less than 1,000 gallons per day may occur without a groundwater discharge permit when approved by the local health department in accordance with either the requirements of the local sanitary code or the Michigan Criteria for Subsurface Sewage Disposal; and

WHEREAS, the use of the disjunctive term "either...or" in Rule 323.2210(a)(i) establishes two independent and alternative bases for approval of such systems; and

WHEREAS, the April 1994 Michigan Criteria for Subsurface Sewage Disposal expressly states that sewage systems treating less than 1,000 gallons per day may be approved in accordance with local health department sanitary codes; and

WHEREAS, longstanding regulatory practice and historical state guidance have recognized local health department discretion to approve non-residential systems discharging less than 1,000 gallons per day under local sanitary codes; and

WHEREAS, recent interpretations asserting that local sanitary codes must be at least as stringent as the Michigan Criteria for Subsurface Sewage Disposal for systems under 1,000 gallons per day are inconsistent with the plain language of Rule 323.2210(a)(i); and

WHEREAS, reading additional stringency requirements into Rule 323.2210(a)(i) adds language not adopted through formal rulemaking and conflicts with established principles of statutory and administrative rule construction; and

WHEREAS, limiting local discretion for systems discharging less than 1,000 gallons per day undermines local public health authority and may unnecessarily restrict development without demonstrated public health benefit.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1. The Alger County Board of Commissioners affirms that Mich Admin Code, R 323.2210(a)(i), by its plain and unambiguous language, authorizes local health departments to approve non-residential onsite wastewater systems discharging less than 1,000 gallons per day pursuant to either the local sanitary code or the Michigan Criteria for Subsurface Sewage Disposal.*
- 2. The Alger County Board of Commissioners formally disagrees with any interpretation of state law or administrative rules that eliminates or nullifies the independent authority of local health departments to rely on local sanitary codes for such approvals absent lawful amendment through formal rulemaking.*
- 3. The Alger County Board of Commissioners supports continued recognition of local public health expertise and discretion in regulating systems discharging less than 1,000 gallons per day consistent with historical practice and the express language of applicable administrative rules.*
- 4. The Alger County Board of Commissioners urges state agencies to refrain from imposing additional requirements through guidance, contracts, or informal interpretation that have not been adopted through the Administrative Procedures Act.*
- 5. The Alger County Board of Commissioners directs that a copy of this Resolution be transmitted to legislators, EGLE, the Michigan Department of Health and Human Services, the Michigan Attorney General, and other appropriate persons or entities.*

It was the consensus of the board to approve **Resolution Authorizing Election for The County 911 Emergency Telephone Dispatch System Millage Renewal and Restoration Proposal and Certifying Ballot Language:**

WHEREAS, the electors of Alger County previously authorized the levy of 1.0000 mill in May 2021 to provide funds for 911 Emergency Telephone Dispatch System operations in the County, which authorization expires with the 2026 levy; and

WHEREAS, this authorization has been reduced by operation of the Headlee Amendment to 0.9867 mills in 2026; and

WHEREAS, the Board of Commissioners of the County of Alger has determined that it is appropriate to submit a special millage proposition to the electors of the County at the primary election to be held on August 4, 2026, to renew and restore the millage for 911 Emergency Telephone Dispatch System operations in the County up to the previously authorized rate of 1.0000 mill.

NOW, THEREFORE, BE IT RESOLVED that the following question be submitted to a vote of the electorate of Alger County at the primary election to be held Tuesday, August 4, 2026.

**ALGER COUNTY 911 EMERGENCY TELEPHONE DISPATCH SYSTEM
MILLAGE RENEWAL AND RESTORATION PROPOSAL**

Shall the tax limitation on the total amount of taxes which may be assessed against the assessed and equalized value of all taxable property in Alger County, Michigan, be renewed by up to 0.9867 mills (\$0.9867 per \$1,000 in taxable value), and restored by up to 0.0133 mills (0.0133 per \$1,000 in taxable value), to return to a total of up to 1.0000 mill (\$1.00 per \$1,000 in taxable value) as previously approved by the voters, to be used exclusively for financing the operation of Alger County 9-1-1 Emergency Telephone Dispatch System, for a period of five (5) years (2027-2031) inclusive?

If approved and levied in full, this millage will raise an estimated \$557,984 in the first calendar year of the levy, based on state taxable valuation.

[] Yes

[] No

BE IT FURTHER RESOLVED that this question is hereby certified to the County Clerk.

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to cause the proposal to be stated on the Tuesday, August 4, 2026, primary election ballot and to be prepared and distributed in the manner required by law.

Commissioner Hughes commented that Pathways continues to lobby for additional funding.

Correspondence was briefly read and placed on file.

The public comment session was open. There was no public comment; thus, the public comment session was closed.

The Chairman adjourned this meeting at 4:45 p.m.

Dean Seaberg, Chairman
Alger County Board of Commissioners

Joel VandeVelde
Alger County Clerk