

January 9, 2018

The regular meeting of the Otsego County Board of Commissioners was held at the County Building at 225 West Main Street, Room 100, Gaylord, Michigan. The meeting was called to order at 9:30 a.m. by Chairman Ken Borton. Invocation by Commissioner Ken Glasser, followed by the Pledge of Allegiance led by County Treasurer, Diann Axford.

Roll Call:

Present: Julie Powers, Paul Beachnau, Paul Liss, Duane Switalski, Rob Pallarito, Ken Glasser, Doug Johnson, Ken Borton, Bruce Brown.

Consent Agenda:

Motion by Commissioner Paul Liss, seconded by Commissioner Rob Pallarito, to approve the Regular Minutes of December 12, 2017 with attachments and the Regular Minutes of January 3, 2018. Ayes: Unanimous. Motion carried.

Committee Report: None.

Administrator's Report:

Rachel Frisch reported that Otsego County has been gifted the last portion of the Groen nature preserve in December 2017; working with the County's attorney regarding language that appears on all ballot proposals for the county regarding the City of Gaylord DDA capture; Trail head discussion received a grant for construction; Opioid litigation, board to vote to either participate in the litigation, then choose a law firm.

Special Presentations: None.

City Liaison, Township and Village Representative: None.

Correspondence:

Commissioner Ken Glasser received a letter from the DNR.

Commissioner Ken Borton received and read a letter from Denise Pallarito regarding drug overdose in Otsego County.

New Business:

Motion by Commissioner Rob Pallarito, seconded by Commissioner Ken Glasser, to approve the December 19, 2017 Warrant in the total amount of \$241,624.69. Ayes: Unanimous. Motion carried.

Motion by Commissioner Paul Liss, seconded by Commissioner Duane Switalski, to approve the December 27, 2017 Warrant in the amount of \$602,462.28. Ayes: Unanimous. Motion carried.

Motion by Commissioner Paul Beachnau, seconded by Commissioner Doug Johnson, to approve the January 3, 2018 Warrant in the amount of \$30,227.55. Ayes: Unanimous. Motion carried.

Motion by Commissioner Ken Glasser, seconded by Commissioner Julie Powers, to approve the January 9, 2018 Warrant in the amount of \$366,906.98. Ayes: Unanimous. Motion carried.

Motion by Commissioner Julie Powers, seconded by Commissioner Ken Glasser, to approve OCR 18-01 Resolution to approve outside counsel for Opioid litigation, Weitz & Luxenberg PC, the Sam Bernstein Law Firm PLLC, and Smith and Johnson Attorneys PC as special counsel to represent the interests of Otsego County in litigation concerning the opioid epidemic.

Roll Call Vote:

Ayes: Julie Powers, Paul Beachnau, Paul Liss, Duane Switalski, Rob Pallarito, Ken Glasser, Doug Johnson, Ken Borton, Bruce Brown.

Nays: None.

Motion carried/Resolution adopted. (see attached)

Motion by Commissioner Duane Switalski, seconded by Commissioner Rob Pallarito, to approve OCR 18-02 Resolution to approve outside counsel for Opioid litigation, Crueger Dickinson LLC, Simmons Hanly Conroy LLC, and von Briesen & Roper as special counsel to represent the interests of Otsego County in litigation concerning the opioid epidemic.

Roll Call Vote:

Ayes: None.

Nays: Julie Powers, Paul Beachnau, Paul Liss, Duane Switalski, Rob Pallarito, Ken Glasser, Doug Johnson, Ken Borton, Bruce Brown.

Motion failed.

Chairman Ken Borton opened up the meeting for public comment.

Board Remarks:

Commissioner Paul Beachnau reported business after hours January 10, 2018 at the Airport.

Commissioner Julie Powers reported on the City Council meeting, 2 new Board members sworn in.

Commissioner Duane Switalski had no report.

Commissioner Rob Pallarito commended Matt Barresi for promoting the business after hours.

Commissioner Ken Glasser reported on NEMSCA; food program; various programs helping senior citizens with heat; Conservation District meeting, tree sale, recycling program; Joint Land Use, public hearings to be scheduled to review the plans.

Commissioner Bruce Brown had no report.

Commissioner Paul Liss had no report.

Commissioner Doug Johnson reported on the Parks and Recreation meeting; beach cleanup, replacement plan discussed; Groen nature preserve, move entrance in the Spring; 2 pieces of property next to the County Park, offers made to purchase those; improvements at the dog park in the spring.

Commissioner Ken Borton is attending the MAC Environmental meeting January 12, 2018, growth in Otsego County; Committee assignments with the Board.

Meeting adjourned at 10:26 a.m.

Kenneth C. Borton, Chairman

Susan I. DeFeyter, Otsego County Clerk

OCR 18-01

RESOLUTION TO APPROVE OUTSIDE COUNSEL FOR OPIOID LITIGATION

Otsego County Board of Commissioners

January 9, 2018

WHEREAS the Otsego County Board of Commissioners ("the Board") desires legal representation in the national litigation that is being waged against manufacturers and distributors of opioids and other culpable parties; and

WHEREAS the participation in such national litigation requires specialized expertise; and

WHEREAS the Board has reviewed the qualifications of Weitz & Luxenberg PC, the Sam Bernstein Law Firm PLLC, and Smith and Johnson Attorneys PC law firms, and believes that those firms collectively possess outstanding experience and qualifications to represent the County's interests as it related to the opioid epidemic; now therefore, be it

RESOLVED that the Board approves the firms of Weitz & Luxenberg PC, the Sam Bernstein Law Firm PLLC, and Smith and Johnson Attorneys PC, as special counsel to represent the interests of Otsego County in litigation concerning the opioid epidemic.

OCR 18-02

RESOLUTION TO APPROVE OUTSIDE COUNSEL FOR OPIOID LITIGATION

Otsego County Board of Commissioners

January 9, 2018

WHEREAS the Otsego County Board of Commissioners ("the Board") desires legal representation in the national litigation that is being waged against manufacturers and distributors of opioids and other culpable parties; and

WHEREAS the participation in such national litigation requires specialized expertise; and

WHEREAS the Board has reviewed the qualifications of Crueger Dickinson LLC, Simmons Hanly Conroy LLC, and von Briesen & Roper law firms, and believes that those firms collectively possess outstanding experience and qualifications to represent the County's interests as it related to the opioid epidemic; now therefore, be it

RESOLVED that the Board approves the firms of Crueger Dickinson LLC, Simmons Hanly Conroy LLC, and von Briesen & Roper, as special counsel to represent the interests of Otsego County in litigation concerning the opioid epidemic.