



c/o Manistee County Controller/Administrator's Office
415 Third Street • Manistee, MI 49660
Telephone: (231) 398-3500 • Fax: (231) 723-1795

MEMBERS:

Dennis Bjorkquist, Chairperson
Ken Hilliard, Vice-Chairperson
Colleen Kenny, Secretary

SPECIAL MEETING MINUTES

Monday, February 14, 2011
5:15 P.M.

Manistee County Courthouse
415 Third Street, Manistee, Michigan

Members Present: Dennis Bjorkquist, Ken Hilliard and Colleen Kenny

Others Present: Thomas D. Kaminski, Administrative Support; Attorney Dennis Cawthorne; John Anderson, Manistee Township Supervisor; Richard Schmidt, County Commissioner; Charles Haemker, Library Administrator; Jeri Lyn Prielipp, Finance Assistant; David Meister, Onekama Township Official; and Chuck Randall & Ken Grabowski, representing the media

The meeting was called to order at 5:15 P.M. Roll call was taken and all members reported present.

The Chairman requested that the Agenda be amended to include consideration of accepting the 2011 appraisal update of the Little River Casino Resort as performed by Heinowski Appraisal and Consulting, LLC and invoice #11-011 in the amount of \$4,100.00.

There was a motion by Ms. Kenny, supported by Mr. Hilliard to approve the Monday, February 14, 2011 Meeting Agenda, as amended. Motion carried.

The Chairman announced that the purpose of this special meeting is to consider distributing supplemental P.I.L.T. grants for years 2007 and 2008 to eligible units of government, pursuant to the recalculation of base payment made to the Local Revenue Sharing Board by the Little River Band of Ottawa Indians in February, 2010. The Chairman explained that the Revenue Sharing Board received an additional \$498,931.75 in "catch up money" from the Tribe, from which the appropriate P.I.L.T. moneys were not distributed to the eligible units. This was brought to the Board's attention by Attorney Dennis Cawthorne (APPENDIX A). Administrative Support staff broke down the figures and provided the Board with recalculation figures for 2007 and 2008 (APPENDIX A-3 and A-4). Mr. Kaminski explained that when the 2009 P.I.L.T. was distributed, the Board was operating under the new Bylaws, which reduced the value of the casino, and therefore the Board was able to distribute 100% of the 2009 P.I.L.T. It was also explained that the 12.5% of the \$498,931.75 was awarded in Public Safety grants in June 2010.

There was a motion by Ms. Kenny, supported by Mr. Hilliard to authorize the distribution of the recalculated 2007 P.I.L.T. and the recalculated 2008 P.I.L.T. as follows:

2007 PAYMENT IN LIEU OF TAXES:

**West Shore Community College
300 N. Stiles Road
Scottville, MI 49454 (operating 3.0907 mills) = \$9,067.27**

**Manistee Intermediate School District
772 E. Parkdale, Manistee, MI 49660
A) Operating (.2977) = \$873.40
B) Special Education voted (1.7896) = \$5,250.23**

Manistee Area Public Schools
550 Maple Street, Manistee, MI 49660
A) Non Homestead (18) = \$52,807.38
B) School Debt (2.3800) = \$6,982.29

Manistee County
415 Third Street, Manistee, MI 49660
A) County Operating (5.4615) = \$16,022.69
B) County Library (.9575) = \$2,809.10
C) County Medical Care (.4965) = \$1,456.63
D) County 9-1-1 (.7884) = \$2,313.01
E) Dial-A-Ride (.3276) = \$961.06
F) Council on Aging (.2906) = \$852.54

Manistee Township
410 Holden Street, Manistee, MI 49660
(operating 1.4812 mills) = \$4,345.50

TOTALING = \$103,741.10

2008 PAYMENT IN LIEU OF TAXES:

West Shore Community College
300 N. Stiles Road
Scottville, MI 49454 (operating 3.0907 mills) = \$9,480.14

Manistee Intermediate School District
772 E. Parkdale, Manistee, MI 49660
A) Operating (.2977) = \$913.15
B) Special Education voted (1.7896) = \$5,489.34

Manistee Area Public Schools
550 Maple Street, Manistee, MI 49660
A) Non Homestead (18) = \$55,212.03
B) School Debt (2.3800) = \$7,300.22

Manistee County
415 Third Street, Manistee, MI 49660
A) County Operating (5.4615) = \$16,752.31
B) County Library (1.000) = \$3,067.30
C) County Medical Care (.4965) = \$1,523.01
D) County 9-1-1 (.8000) = \$2,453.87
E) Dial-A-Ride (.3276) = \$1,004.84
F) Council on Aging (.2906) = \$891.32

Manistee Township
410 Holden Street, Manistee, MI 49660
(operating 1.4812 mills) = \$4,543.38

TOTALING = \$108,630.91

A role call vote was taken:

Yeas: 3 (Bjorkquist, Hilliard and Kenny)

Nays: 0

Motion carried.

The Board proceeded to consider acceptance of the 2011 appraisal by Heinowski Appraisal and Consulting, LLC. The initial quote to perform these services was \$5,000.00, but was reduced to \$4,100.00. Mr. Kaminski reported that the taxable value for 2011 real property is \$28,168,000.00. The taxable value for 2011 personal property is \$9,346,517.00, for a total 2011 taxable value of \$37,514,517.00. The taxable value for 2009 was \$37,634,350.00 and was \$37,281,400.00 for 2010.

There was brief discussion of whether the County Equalization Department would be interested in taking back the task of appraising the casino in the future or if the Board will continue to contract with a third party for appraisal services.

The Board proceeded to consider payment of an invoice from Heinowski Appraisal and Consulting, LLC for the 2011 appraisal update of the Little River Casino Resort in the amount of \$4,100.00 (APPENDIX B).

There was a motion by Ms. Kenny, supported by Mr. Hilliard to authorize the payment of invoice #11-011, dated February 8, 2011, from Heinowski Appraisal and Consulting, LLC for the 2011 appraisal update of the Little River Casino Resort in the amount of \$4,100.00.

A role call vote was taken:

Yeas: 3 (Bjorkquist, Hilliard and Kenny)

Nays: 0

Motion carried.

There being no further business to come before the Revenue Sharing Board and with no other concerns from Board members, the meeting was adjourned at 5:30 P.M.

Respectfully submitted,

Colleen Kenny, Secretary

[jp c:\office\revenue_sharing\2_14_11_SPECIAL_Minutes]

Visit: www.manisteecountymi.gov
to view calendar of events, meeting minutes, Revenue Sharing Board Grant Application (downloadable version), etc.

(APPENDIX A-1)



KELLEY CAWTHORNE

**ATTORNEYS &
GOVERNMENT
RELATIONS
CONSULTANTS**

November 30, 2010

RECEIVED
DEC 02 2010

*Frank J. Kelley
Dennis G. Cawthorne
Patrick H. McCollough
Steven D. Weyhing
David Gregory
Mia D. McNell*

**Members
Local Revenue Sharing Board
c/o Manistee County Administrator
Court House
Third Street
Manistee, MI 49660**

**GOVERNMENT
RELATIONS
CONSULTANTS**

*Rob Elhenicky
Dave Ladd
Melissa Yutzy*

Dear Board Members:

**OF COUNSEL
Brett H. Henderson
Carrie Linderoth**

Our client, Manistee Area Public Schools, greatly appreciates all the hard work you have put into refining and verifying the property values assigned to the Little River Band Casino and related facilities. We thank you.

We believe, however, that there remains one important unresolved issue that we urge you to review and act upon at your December 13 meeting. As you know, a recalculation of payments from the casino took place covering the years 2009 and before. As a result of this recalculation you received from the Tribe on February 10, 2010 an additional payment of \$498,931.75. I am informed by the State Gaming Control Board that this payment can be broken down as follows:

- \$256,272 is to be attributed to 2009
- \$124,150 is to be attributed to 2008
- \$118,510 is to be attributed to 2007 and/or before

It is our position that \$124,150 plus \$118,510, or \$242,660 of the recalculated monies, should be used to reduce the pro-ration that PILT-receiving units of government received for the years 2008 and before. If the 2% monies had been accurately accounted for and received in those years, the PILT-receiving units would have collectively received an additional \$242,660. Now that the earlier miscalculation has been corrected and you have received the additional monies, the PILT-receiving

KELLEY CAWTHORNE

(A-2)

units should not be penalized and/or denied the monies they were entitled to receive.

We hope you will review this matter and agree with us that the PILT-receiving units need to receive the funds to which they were always entitled and for which you have now been funded.

Sincerely,



Dennis O. Cawthorne

DOC/tjd

(A-~~83~~)

2007 - 2009 RECALCULATION OF BASE PILT PAYMENT CALCULATIONS

If the Local Revenue Sharing Board agreed with the letter received from Dennis Cawthorne, dated November 30, 2010, the following has been calculated as the additional P.I.L.T. grant distribution for 2007, 2008 and 2009.

2007 PILT:

\$118,510	
<u>(14,769)</u>	less 12.5% Public Safety (paid in June 2010)
<u>\$103,741</u>	amount due to PILT funded governmental units

	Entity	Millage	% of Total	Amount of P.I.L.T. Payment Due
1)	West Shore Community College	3.0907	8.7403%	\$9,067.27
2)	Manistee Intermediate School District			
	A) Operating	.2977	0.8419%	\$873.40
	B) Special Education	1.7896	5.0609%	\$5,250.23
3)	Manistee Area Public Schools			
	A) Non-Homestead	18.000	50.9031%	\$52,807.38
	B) School Debt	2.3800	6.7305%	\$6,982.29
4)	Manistee County			
	A) County Operating	5.4615	15.4449%	\$16,022.69
	B) County Library	.9575	2.7078%	\$2,809.10
	C) County Medical Care Facility	.4965	1.4041%	\$1,456.63
	D) County 9-1-1	.7884	2.2296%	\$2,313.01
	E) Dial-a-Ride	.3276	0.9264%	\$961.06
	F) Council on Aging	.2906	0.8218%	\$852.54
5)	Manistee Township	1.4812	4.1888%	\$4,345.50
	TOTAL	35.3613	100.0001%	\$103,741.10

2008 PILT:

(A-54)

\$124,150
 (15,519)
\$108,631

less 12.5% Public Safety (paid in June 2010)
 amount due to PILT funded governmental units

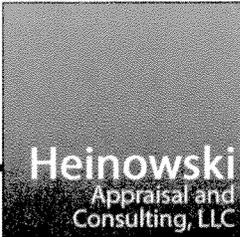
	Entity	Millage	% of Total	Amount of P.I.L.T. Payment Due
1)	West Shore Community College	3.0907	8.7270%	\$9,480.14
2)	Manistee Intermediate School District			
	A) Operating	.2977	0.8406%	\$913.15
	B) Special Education	1.7896	5.0532%	\$5,489.34
3)	Manistee Area Public Schools			
	A) Non-Homestead	18.000	50.8253%	\$55,212.03
	B) School Debt	2.3800	6.7202%	\$7,300.22
4)	Manistee County			
	A) County Operating	5.4615	15.4213%	\$16,752.31
	B) County Library	1.000	2.8236%	\$3,067.30
	C) County Medical Care Facility	.4965	1.4020%	\$1,523.01
	D) County 9-1-1	.8000	2.2589%	\$2,453.87
	E) Dial-a-Ride	.3276	0.9250%	\$1,004.84
	F) Council on Aging	.2906	0.8205%	\$891.32
5)	Manistee Township	1.4812	4.1824%	\$4,543.38
	TOTAL	35.4154	100.000%	\$108,630.91

2009 PILT:

\$0.00 due because P.I.L.T. was paid under new formula and payments were not reduced to eligible governmental units.

Thomas D. Kaminski
 Administrative Support
 12/6/10

[m h: revenue sharing/PILT calculations]



(APPENDIX B)

550 Forest Avenue, Suite 16
Plymouth, MI 48170

Phone: (734) 455-1830
Fax: (734) 455-1883

Invoice Number 11-011

Manistee Local Revenue Sharing Board
C/O Mr. Thomas D. Kaminski
Manistee County Court House
415 Third Street
Manistee, MI 49660

David M. Heinowski, MAI
Heinowski Appraisal and Consulting, LLC
Federal EIN: 20-2454436

Relative to:

**2011 APPRAISAL UP DATE
LITTLE RIVER CASINO RESORT
2700 ORCHARD HIGHWAY
MANISTEE, MICHIGAN**

	Task	Time	Hourly Rate	Amount Due
Frischman Appraisal & Consulting	Travel	8.00	\$150.00	\$ 1,200.00
Frischman Appraisal & Consulting	Inspection	1.00	\$200.00	\$ 200.00
Frischman Appraisal & Consulting	Report Update	5.00	\$200.00	\$ 1,000.00
Heinowski Appraisal and Consulting	Report Update	8.50	\$200.00	\$ 1,700.00
Total Due				\$ 4,100.00

Amount Due: \$4,100.00

Please return a copy of this invoice with payment and retain a copy for your records.

Send Remittance To:

Heinowski Appraisal and Consulting, LLC
550 Forest Avenue, Suite 16
Plymouth, Michigan

Invoice #: 11-011
Invoice Date: 2/8/2011
Amount Due: \$4,100.00

Bill To:

Manistee Local Revenue Sharing Board
C/O Mr. Thomas D. Kaminski
Manistee County Court House
415 Third Street
Manistee, MI 49660