



c/o Manistee County Controller/Administrator's Office
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MEMBERS:
Dennis Bjorkquist, Chairperson
B. Allan O'Shea, Vice-Chairperson
Colleen Kenny, Secretary

SPECIAL MEETING MINUTES

Tuesday, July 7, 2009
5:00 P.M.

Manistee County Courthouse
415 Third Street, Manistee, Michigan

Members Present: Dennis Bjorkquist, Chairperson; B. Allan O'Shea, Vice-Chairperson and Colleen Kenny, Secretary

Others Present: R. Lance Boldrey and Shaun Johnson of Dykema Gossett, PLLC, Legal Counsel; Thomas Kaminski, Administrative Support; Jeri Lyn Prielipp, Recording Secretary; and audience members representing the public and the media

The Chairman called the meeting to order at 5:00 P.M.. The Pledge of Allegiance was recited and roll call was taken and all members reported present.

The Chairman requested approval of the meeting Agenda and the regular meeting Minutes from Monday, June 8, 2009,

There was a motion by Ms. Kenny, supported by Mr. O'Shea to approve the Tuesday, July 7, 2009 Meeting Agenda, as presented. Motion carried.

There was a motion by Mr. O'Shea, supported by Ms. Kenny to approve the Monday, June 8, 2009 regular meeting minutes, as presented. Motion carried.

Under public comment, Dave Meister, Onokama Township Supervisor, again indicated that Onokama School District should be included in the distribution of P.I.L.T. because the water tower and law enforcement center that service the casino are located in that school district. They presently do not receive any P.I.L.T. payment for that property. He takes the position that if the Board leaves the Bylaws as they are with contiguous and non-contiguous property, then Onokama is all inclusive and should be paid retroactive for the past four years. Mr. Meister also questioned a series of assessments to the casino property and asked why depreciation has not taken place on some of the buildings, parking lots and other areas of the casino. He stated they are still valued at the same rate when they were constructed and questioned why the county was getting paid such a large fee for an appraisal when they haven't done one in two years because the casino has refused them access. He presented the Board and its Legal Counsel with a list of the assessments that he was concerned about on the casino property. Board members did not respond to his comments.

The Board proceeded to consider an invoice dated June 25, 2009 from Dykema Gossett PLLC for legal services provided in May 2009 in the amount of \$2,912.84.

There was a motion by Ms. Kenny, supported by Mr. O'Shea to authorize the payment of invoice #1282853, dated June 25, 2009, from Dykema Gossett, PLLC for legal expenses in the amount of \$2,912.84.

A roll call vote was taken:

Yeas: 3 (Bjorkquist, O'Shea and Kenny)

Nays: 0

Motion carried.

The Chairman recognized R. Lance Boldrey of Dykema Gossett, PLLC, and suggested the Board move to go into closed session to discuss with Mr. Boldrey and Mr. Johnson a privileged and confidential attorney/client written communication regarding the Board's distribution of local revenue sharing grant funds.

There was a motion by Mr. O'Shea, supported by Ms. Kenny that the Local Revenue Sharing Board go into closed session, pursuant to Section 8(h) of the Open Meetings Act, to consider a written Attorney/Client privileged legal opinion from Legal Counsel. Thomas Kaminski and Jeri Lyn Prielipp, who are staff to the Local Revenue Sharing Board, shall remain in the room during the closed session.

A roll call vote was taken:

Yeas: 3 (Bjorkquist; O'Shea; Kenny)

Nays: 0

Absent: 0

Motion carried.

The Board reconvened in open session.

The Local Revenue Sharing Board agreed to work out a date and time with its Legal Counsel for another special meeting to discuss the issues in more detail. Ms. Kenny requested that the next meeting begin earlier in the afternoon.

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 7:15 P.M.

Respectfully submitted,

Colleen Kenny, Secretary