

Minutes of a regular meeting of the Chippewa County Board of Commissioners, held at the Chippewa County Courthouse, 319 Court St., Sault Ste. Marie, Michigan on the 11th day of September, 2017 at 5:30 p.m.

PRESENT: Scott Shackleton, Don McLean, Jim Martin, Conor Egan and Robert Savoie

ABSENT: None

The following preamble and resolution was offered by Commissioner McLean and seconded by Commissioner Savoie.

**RESOLUTION NO. 17-22
Opposing Senate Bill 386**

WHEREAS, the collection of delinquent real property taxes and the administration of the delinquent tax revolving fund by the county treasurer under The General Property Tax, 1893 PA 206, as amended, MCL 211.1 to 211.157, is important in assuring that Chippewa County (the "County") and local tax collecting units within the County actually receive taxes levied in a timely manner, that tax delinquent properties in the County are returned to productive use, and that a favorable credit rating for the County is maintained;

WHEREAS, Senate Bill 386 of 2017, as passed by the Michigan Senate ("SB 386") would undermine the process for collecting delinquent real property taxes by: (1) increasing, litigation against the county treasurer, allowing anyone to challenge a court-ordered property tax foreclosure for eight new reasons, even a person with no legal interest in the property; (2) clouding title to court-foreclosed properties, reducing sale proceeds used to reimburse local tax collecting units for unpaid property taxes and reducing delinquent tax revolving fund revenue; and (3) creating uncertainty through retroactivity and interference with a pending case before the Michigan Supreme Court;

WHEREAS, by allowing new collateral attacks on judicial foreclosure orders after the orders are final and appeal rights exhausted, SB 386 would undermine the quality of the fee simple title vested in the foreclosing governmental unit, cloud otherwise clear titles, create uncertainty, and reduce prices paid for tax-foreclosed properties at tax sales, all of which undermine the current effective tax sale and delinquent tax collection process;

WHEREAS, for these reasons, the Michigan Association of Counties, the Michigan Association of County Treasurers, and the county treasurer of this County have indicated their opposition to the passage and enactment of SB 386; and

WHEREAS, the county treasurer has asked this Board of Commissioners to join in opposing SB 386;

NOW, THEREFORE, BE IT RESOLVED, by the Chippewa County Board of Commissioners that the Board of Commissioners of Chippewa County hereby opposes the passage and enactment of Senate Bill 386 of 2017.

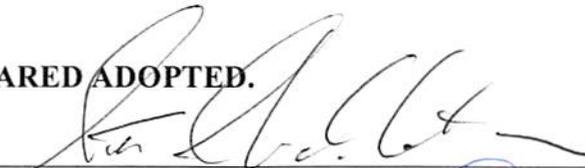
BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to the county treasurer, each member of the Michigan State Senate and the Michigan House of Representatives representing Chippewa County, and the Governor of Michigan.

A VOTE WAS TAKEN AS FOLLOWS

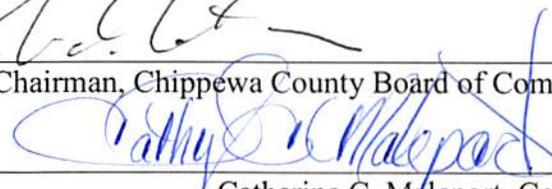
AYES: Scott Shackleton, Don McLean, Jim Martin, Conor Egan and Robert Savoie

NAYS: None

RESOLUTION DECLARED ADOPTED.



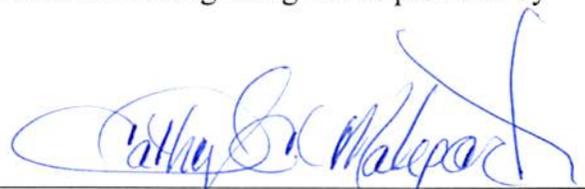
Scott Shackleton, Chairman, Chippewa County Board of Commissioners



Catherine C. Maleport, County Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF CHIPPEWA)

I hereby certify that the foregoing is a true and complete copy of the resolution adopted by the County Board of Commissioners of Chippewa County at a regular meeting held on the date first stated above, and I further certify that public notice of such meeting was given as provided by law.



Catherine C. Maleport, County Clerk