



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF NATURAL RESOURCES
LANSING



DANIEL EICHINGER
DIRECTOR

January 9, 2019

Mr. Eric Forsberg, Administrator
Houghton County Courthouse
401 East Houghton Avenue
Houghton, Michigan 49931

Dear Mr. Forsberg:

Enclosed are two copies of the Scope of Work Change Agreement Addendum between the County of Houghton (County) and the Department of Natural Resources (DNR), as well as two copies of a Resolution for adoption by the County authorizing execution of the Agreement.

Please have both copies of the Agreement (*do not date the first page*) and the Resolution signed as appropriate. All copies should be returned to my attention. The Agreement will be signed and dated by the DNR, and a fully executed copy will be returned for your files.

If you have any questions, please contact me at DNR-Parks and Recreation Division, P.O. Box 30257, Lansing, MI 48909-7757.

Sincerely,

Paul R. Petersen
Waterways Grant Program Manager
Parks and Recreation Division
517-284-6122

Enclosures

AGREEMENT ADDENDUM

Scope of Work Change

THIS AGREEMENT ADDENDUM, made this _____ day of _____, 2019, by and between the COUNTY OF HOUGHTON, MICHIGAN, a municipal corporation, hereinafter referred to as the "County", and the MICHIGAN DEPARTMENT OF NATURAL RESOURCES, an agency of the State of Michigan, hereinafter referred to as the "Department."

WHEREAS, on June 23, 2017, an agreement was entered into between the Department and County, to assist the County in the replacement and construction of the piling system including spring piles and pier bearing piles, and the installation of additional floating piers at the Houghton County Marina (the facilities), under provisions of the State's Waterways Grant-in-Aid Program; and

WHEREAS, the County has asked that the Department assist in the construction of improving the decking of the existing piers at the Houghton County Marina (the facilities), in conjunction with the original agreement project work;

NOW, THEREFORE, in consideration of the mutual promises and conditions contained herein, it is mutually agreed as follows:

1. The Department agrees:

(a) To grant to the County a sum of money equal to 50% of the cost of construction of the facilities called for by the plans and specifications, including final engineering costs. Said total grant-in-aid for the project shall not exceed Two Hundred Ninety-two Thousand Five Hundred dollars (\$292,500.00). These monies shall be used only for the project work outlined in the Agreement and this Addendum and related engineering costs.

(b) To provide for the periodic inspection of the premises, including all equipment and buildings.

2. The County agrees:

(a) to immediately appropriate the sum and total match of Two Hundred Ninety-two Thousand Five Hundred dollars (\$292,500.00). for the project. This sum represents 50 percent of the total cost of the project work. Any additional funds needed to complete the project work shall be provided by the County. The County must have the prior written approval of the Department for any change orders to the contract(s) in cost, plans or specifications.

(b) To ensure that all premises, buildings, and equipment related procedures comply with all applicable State and Federal regulations pertaining to both employee and public safety. The County shall submit a written report to the Department, in which any safety issues, identified through inspections, are listed and compliance procedures are outlined. If the Department determines the

County has failed to correct any safety issues, the Department will have the necessary work completed, and the County shall pay 105% of the cost of such work.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seal the day and date first above written.

WITNESSES:

COUNTY OF HOUGHTON

By: _____

Title: _____

**MICHIGAN DEPARTMENT OF
NATURAL RESOURCES**

By: _____

Ronald A. Olson, Chief
Parks and Recreation Division

RESOLUTION

Upon Motion made by _____, seconded by _____, the following Resolution was adopted:

“RESOLVED, that the County of Houghton, Houghton County, Michigan does hereby accept the terms of the Agreement Addendum as received from the Michigan Department of Natural Resources, and the County does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate the sum of Two Hundred Ninety-two Thousand Five Hundred dollars (\$292,500.00), to match the grant authorized by the Department.
2. To maintain satisfactory financial accounts, documents, and records, and to make them available to the Department for auditing at reasonable times.
3. To construct the facility improvements and provide such funds, services, and materials as may be necessary to satisfy the terms of the said Agreement Addendum.
4. To insure that all premises, buildings, and equipment related procedures comply with all applicable State and Federal regulations.
5. To comply with any and all terms of the said Agreement Addendum including all terms not specifically set forth in the foregoing portions of the Resolution.”

The following aye votes were recorded: _____

The following nay votes were recorded: _____

STATE OF MICHIGAN)
) §
 COUNTY OF HOUGHTON)

I, _____, Clerk of the County of Houghton, Houghton County, Michigan, do hereby certify that the above is a true and correct copy of the Resolution relative to the Agreement with the Michigan Department of Natural Resources, which Resolution was adopted by the County Council at a meeting held _____, 2018.

County Clerk

Dated: _____



Houghton County Land Bank Authority 2018 Annual Report

Board of Directors:

Kathleen Beattie, Chairperson;
John Haeussler, Secretary; James Hainault, Treasurer;
Glenn Anderson; Tom Tikkanen.

The Houghton County Land Bank Authority Board of Directors (LBA) met eight (8) times in 2018: January 22, February 12, February 14, June 4, July 16, August 27, October 15, and December 3.

Directors Haeussler and Tikkanen were appointed by the Houghton County commissioners to three-year terms expiring December 31, 2020. The board elected to retain the 2017 officers with Director Haeussler serving as secretary and Director Hainault serving as treasurer.

Entering 2018 the LBA had thirty-eight (38) parcels in its inventory. Twelve (12) of these parcels were sold during the year. (Table 1, Properties 1-12.)

The Houghton County treasurer foreclosed forty-three (43) parcels in 2018. The LBA discussed many of the tax-foreclosed parcels and the majority of them were visited by one or more directors for visual inspection.

Prior to the first public tax sale auction the LBA expressed interest in obtaining four (4) parcels from the list of 2018 tax foreclosures. One (1) parcel was to be sold in conjunction with an adjacent parcel already in the LBA's inventory and three (3) parcels were to be sold to adjacent property owners. The county commissioners approved the county's purchase of the four (4) parcels from the county treasurer, and the sale of the same parcels by the county to the LBA. (Table 1, Properties 13-16.)

Following the second and final public tax sale auction, three (3) unsold properties were rejected by their local units of government and subsequently were conveyed to the LBA by the county treasurer. (Table 1, Properties 17-19.)

At the close of 2018 the LBA had thirty (30) properties in its inventory. (Table 2.)

Chairperson Kathleen Beattie retired as the Houghton County treasurer on December 31, 2018. Lisa Mattila assumed the roles of Houghton County treasurer and LBA chairperson on January 1, 2019.

Table 1: 2018 LBA Property Transactions

<u>Property Address</u>	<u>2018 Transactions</u>
1. Parcel 31-001-081-005-50 15331 Second Street Painesdale (Adams Township)	Sold to county residents for \$3,500.00 plus deed recording fee following release of DEQ lien. The LBA contributed \$6,500.00 toward the release of the lien.
2. Parcel 31-001-400-015-00 44376 Seventh Avenue Trimountain (Adams Township)	Sold for \$1,000.00 plus deed recording fee.
3. Parcel 31-001-700-203-00 17192 Franklin Loop Atlantic Mine (Adams Township)	Sold to county resident for \$500.00 plus deed recording fee. The entire property reverts to the LBA at no cost if the property is not secured and occupiable as determined by the Houghton County building inspector on or before December 31, 2019.
4. Parcel 31-002-108-009-00 26217 Franklin Street Laurium (Calumet Township)	Sold to township resident for \$100.00 plus deed recording fee.
5. Parcel 31-011-101-003-00 Quincy Hill (Quincy Township)	Sold to adjacent property owner for \$1.00 plus deed recording fee. Lot made whole.
6. Parcel 31-041-131-014-20 316 Seventh Street Calumet (Village of Calumet)	Sold to nearby property owner for \$7,261.00 plus deed recording fee. The sale price represents one half of the direct cost of the 2017 demolition of the blighted structure formerly on the property.
7. Parcel 31-044-105-005-00 320 Calumet Street Laurium (Village of Laurium)	Sold to county resident for \$1.00 plus deed recording fee. Requirement to complete substantial debris removal was satisfied. The entire property reverts to the LBA at no cost if the removal of the existing trailer and shed is not completed by September 30, 2020.
8. Parcel 31-044-106-015-00 9. Parcel 31-044-106-016-00 10. Parcel 31-044-106-017-00 333 Hecla Street Laurium (Village of Laurium)	Sold to village residents for \$1,000.00 plus deed recording fee. Reverter clause was satisfied.
11. Parcel 31-044-141-017-00 166 Woodland Street Laurium (Village of Laurium)	Sold to adjacent property owner for \$1.00 plus deed recording fee. The entire property reverts to the LBA at no cost if the site's existing structure is not substantially demolished on or before July 1, 2019.

Table 1: **2018 LBA Property Transactions** (continued)

<u>Property Address</u>	<u>2018 Transactions</u>
12. Parcel 31-044-248-015-50 13. Parcel 31-044-248-011-50 243 N Pewabic Street Laurium (Village of Laurium)	Parcel 31-044-248-015-50: LBA property inventory. Parcel 31-044-248-011-50: 2018 tax foreclosure. Purchased from the county for \$950.00. Sold the pair of adjacent parcels to county residents for \$3,000.00 plus deed recording fee. The entire property (both parcels) reverts to the LBA at no cost if the property is not secured and occupiable as determined by the Houghton County building inspector on or before July 31, 2019.
14. Parcel 31-010-513-001-00 19611 Frue Street Dodgeville (Portage Township)	2018 tax foreclosure. Purchased from the county for \$1,000.00. Sold to adjacent property owner for \$1,100.00 plus deed recording fee.
15. Parcel 31-010-524-004-00 18870 Superior Location Houghton (Portage Township)	2018 tax foreclosure. Purchased from the county for \$850.00. Sale to pre-arranged buyer has not been finalized.
16. Parcel 31-052-369-008-00 Houghton (City of Houghton)	2018 tax foreclosure. Purchased from the county for \$2,400.00. Sold to adjacent property owner for \$2,640.00 plus deed recording fee.
17. Parcel 31-001-400-111-00 18. Parcel 31-014-553-003-00 19. Parcel 31-044-104-005-00	Conveyed to LBA via MCL 211.78m and MCL 124.755.

Table 2: **2018 LBA Property Inventory**

<u>Property Address</u>	<u>Comments/Status</u>
1. Parcel 31-001-200-055-00 15125 Baltic Street Painesdale (Adams Township)	Vacant land. Assessor's Plat of Painesdale.
2. Parcel 31-001-400-111-00 Sixth Avenue Trimountain (Adams Township)	Vacant land. Assessor's Plat of Trimountain.
3. Parcel 31-002-120-016-00 26364 Atlantic Street Laurium (Calumet Township)	Blighted house. Florida's Addition to Laurium.
4. Parcel 31-002-124-003-00 55968 Red Jacket Road Laurium (Calumet Township)	Vacant land. Florida's First Addition to Laurium. The LBA has agreed to sell to an adjacent property owner for \$100.00 plus deed recording fee. Sale has not been finalized.
5. Parcel 31-002-380-015-00 25684 Old Dam Street Calumet (Calumet Township)	Blighted house that has previously been owned by the LBA. Newtown Location.
6. Parcel 31-002-420-111-00 57435 Fourth Street Calumet (Calumet Township)	One half of duplex. Assessor's Plat of Blue Jacket Location.
7. Parcel 31-002-420-112-00 57437 Fourth Street Calumet (Calumet Township)	One half of duplex. Assessor's Plat of Blue Jacket Location.
8. Parcel 31-002-440-154-00 25280 W Acorn Street Calumet (Calumet Township)	House. Assessor's Plat of Yellow Jacket. The LBA has agreed to sell to a neighboring property owner for deed recording fee upon receiving receipts showing a minimum of \$1,000.00 invested toward the cleanup of the property, no later than June 30, 2019.
9. Parcel 31-002-520-004-70 25608 D Street Calumet (Calumet Township)	Blighted house. Assessor's Plat of Raymbaultown.
10. Parcel 31-004-006-003-00 Crystal Lake Road Sidnaw (Duncan Township)	Sliver of vacant land. Approximately 0.1 acre. Candidate for side lot disposition. Adjacent property owners not interested.
11. Parcel 31-006-007-009-00 21903 New Street Boston (Franklin Township)	Vacant land.
12. Parcel 31-010-001-021-00 Otter Lake (Portage Township)	Vacant land. One acre. Seasonally underwater.

Table 2: **2018 LBA Property Inventory** (continued)

<u>Property Address</u>	<u>Comments/Status</u>
13. Parcel 31-010-524-004-00 18870 Superior Location Houghton (Portage Township)	Vacant land. Two lots in the Village of Superior. Purchased for \$850.00. Sale to pre-arranged buyer has not been finalized. Candidate for tax sale auction.
14. Parcel 31-014-470-001-00 Hubbell (Torch Lake Township)	Vacant land. Ravine. Paine, Fisher and McIntyre's Addition to Grover.
15. Parcel 31-014-553-003-00 Hubbell (Torch Lake Township)	Vacant land. Lot in Village of Mellonsville.
16. Parcel 31-014-657-014-00 Arcadia (Torch Lake Township)	Vacant land. Lot in Village of Arcadia.
17. Parcel 31-014-660-010-00 Arcadia (Torch Lake Township)	Vacant land. Lot in Village of Arcadia.
18. Parcel 31-041-105-14-00 19. Parcel 31-041-105-15-00 426 Fifth Street Calumet (Village of Calumet)	Formerly Erkkila's Garage. Village of Calumet. DEQ environmental assessment has been completed.
20. Parcel 31-041-121-010-00 439 Pine Street Calumet (Village of Calumet)	Formerly Rose & Thorn
21. Parcel 31-041-121-010-10 22. Parcel 31-041-121-010-20 23. Parcel 31-041-121-010-30 24. Parcel 31-041-121-011-00 25. Parcel 31-041-121-012-00 26. Parcel 31-041-121-013-00 451 Pine Street and environs Calumet (Village of Calumet)	These seven (7) parcels include a blighted, unoccupied storefront on the northeast corner of Pine and Fifth Streets and several adjacent vacant lots within the Village of Calumet. The LBA intends to collaborate with the village regarding a desirable redevelopment strategy that addresses the future of these parcels as a whole rather than as seven (7) individual pieces.
27. Parcel 31-041-128-009-00 Fifth Street Calumet (Village of Calumet)	Blighted building. Formerly Sullivan Livery and M&M Painting. Corner of Fifth Street and Pine Street. Village of Calumet. DEQ environmental assessment has been completed.
28. Parcel 31-043-265-006-00 Front Street Lake Linden (Village of L Linden)	Lumber yard. M. Neumann's Addition to Torch Lake City. Potential Brownfield redevelopment.
29. Parcel 31-043-269-010-00 1406 Calumet Street Lake Linden (Village of L Linden)	Vacant land. M. Neumann's Addition to Torch Lake City.
30. Parcel 31-044-104-005-00 116 Osceola Street Laurium (Village of Laurium)	Burned building. Village of Laurium.

The LBA receives no outside funding for its operations. At the close of 2018 the LBA's bank account contained a balance of \$49,742.48.

Copies of LBA meeting minutes are available at the Houghton County treasurer's office.

Questions regarding this report should be addressed to:

Lisa Mattila, Chairperson
Houghton County Land Bank Authority
Houghton County Courthouse, 2nd Floor
401 E. Houghton Avenue
Houghton MI 49931
telephone: (906)482-0560
fax: (906)483-0364
e-mail: treasurer@houghtoncounty.net

4:1 COUNTY/INTRACOUNTY DRAINAGE DISTRICTS *(Chapter 3 of Drain Code)*

4:1.1 Application to Layout and Designate a Drainage District

An application to layout and designate a drainage district with reference to a proposed drain with the location and route tentatively described must be filed with the Drain Commissioner.

(1) Application

The application shall be signed by not less than ten (10) landowners of record of the township or townships in which the proposed drain and watershed to be drained may be situated. Provided, that five (5) or more of said signers shall be owners of land liable to an assessment for the construction of such proposed drain. However, if it shall appear to the Drain Commissioner on filing an application that said district might not include 20 landowners whose lands would be liable for such assessment, than such application shall be received if any one of the signers is a landowner liable to an assessment.

(2) Verification of Signers

The verification of the signers to such application shall be determined by the Drain Commissioner according to their interest of record in the office of the Register of Deeds, in the Probate Court or in the Circuit Court of the county in which such lands are situated at the time of such application is filed. The Board of Commissioners by resolution may require a cash deposit, sufficient to cover the preliminary costs for such layout.

(3) In Lieu of Application

In lieu of an application signed by landowners, such application may be signed solely by the Board of Health of the county if necessary for public health of any part of the county, or signed solely by any city, village, or township when duly authorized by its governing body, if necessary for the public health of such municipality and if such municipality will be liable for an assessment at large for a percentage of the cost of the proposed drain.

4:1.2 Process after Application has been Filed

Upon filing of such application a survey will be made to determine the watershed and the location of the drain or drains and type of construction most serviceable for that purpose. If upon the survey, or if before the survey is made, the Commissioner determines that the proposed drain is impractical no further action will be taken.

If the Drain Commissioner determines the proposed drain practical and the preliminary plans and engineering report is filed in the Drain Commissioner's office, the Drain

Commissioner shall obtain from the County Treasurer a statement showing the amount of all unpaid taxes on the tax rolls for the preceding three (3) years and if there are less than 33 1/3% delinquent the Drain Commissioner shall prepare and file in his office his order designating a drainage district and give it a name and describe therein the boundaries of the watershed and type of construction.

The Drain Commissioner must give notice of filing the order by publishing a notice in a newspaper of general circulation in the county.

4:2 COUNTY DRAINS (*Chapter 4 of Drain Code*)

4:2.1 Petition to Locate, Establish and Construct a Drain

After a drainage district has been established and the order filed with the Drain Commissioner a petition to locate, establish, and construct a drain may be filed with the Drain Commissioner.

- The petition shall be signed by a number of landowners in said watershed whose lands would be liable to an assessment for benefits equal to 50% of the number of landowners whose lands would be traversed or abuts the drain within the watershed.
- Such petition shall be accompanied by a description of the land in said district owned by each signer and by a certificate of the County Treasurer as to payment of taxes and special assessments against such lands.
- In lieu of a petition signed by landowners, the petition may be signed solely by a city, village, or township when duly authorized by its governing body, and will be liable for assessments at large for a percentage of the cost of the proposed drain.

4:2.2 Procedures upon Filing a Petition

Upon filing of a petition, the Drain Commissioner will appoint a Board of Determination composed of three (3) disinterested landowners.

- Members of Boards of Determination shall be residents of the county but not of a township, city, or village affected by the drain, and may not be members of the County Board of Commissioners of the county.
- At the time and place fixed in the notice the Board of Determination shall meet, elect a chairperson and secretary, and proceed to determine the necessity of the proposed drain and whether the drain is conducive to public health, convenience, or welfare.