

EATON COUNTY CLERK

Diana Bosworth
Clerk/Register

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July 22, 2013

Michigan Association of Counties
935 N. Washington Avenue
Lansing, Michigan 48906

To Whom It May Concern:

Please find enclosed Resolution #13-7-65 Requesting State Legislators to Pursue Enabling Legislation to Provide Eaton County the Ability to Act as Foreclosing Governmental Unit, under P.A. 206 of 1893, as amended (MCL211.78g). It was approved at the Eaton County Board of Commissioner Meeting held on July 17, 2013, in Charlotte, Michigan.

Sincerely,



Diana Bosworth
Eaton County Clerk &
Register of Deeds

EATON COUNTY BOARD OF COMMISSIONERS

JULY 17, 2013

RESOLUTION REQUESTING STATE LEGISLATORS PURSUE ENABLING LEGISLATION
TO PROVIDE EATON COUNTY THE ABILITY TO ACT AS FORECLOSING
GOVERNMENTAL UNIT, UNDER P.A. 206 OF 1893, AS AMENDED (MCL 211.78g)

Introduced by the Ways & Means Committee

Commissioner Eakin moved the approval of the following resolution. Seconded by Commissioner Augustine.

WHEREAS, on November 17, 1999, the Eaton County Board of Commissioners adopted a "Resolution Electing to Have the State of Michigan Foreclose Property Forfeited to the County Treasurer Pursuant to Subsection 78(3) of Public Act No. 206 of the Michigan Public Act of 1893, as Amended," in order to permit the state of Michigan to foreclosure property forfeited to the Eaton County Treasurer, pursuant to Act 206; and

WHEREAS, the provisions of Subsection 78 (3b) of Public Act No. 206 of the Michigan Public Acts of 1893, as Amended, permitted, "At any time during December 2004, the County Board of Commissioners, with the concurrence of the County Treasurer, to rescind" its November 17, 1999 "Resolution Electing to Have the State of Michigan Foreclose Property Forfeited to the County Treasurer Pursuant to Subsection 78(3) of Public Act No. 206 of the Michigan Public Act of 1893, as Amended," so that the County Treasurer thereafter can foreclose property forfeited to the Eaton County Treasurer, pursuant to Act 206; and

WHEREAS, the Board of Commissioners did not pass such a resolution during December 2004 and there are currently no other statutory provisions in effect to allow the County to rescind its prior resolution on this matter; and

WHEREAS, County Treasurer Robert Robinson believes that it is the best interest of the County for the County Treasurer to act as the Foreclosing Governmental Unit, under Public Act 206, as amended, and

WHEREAS, enabling legislation would be necessary to provide for the authority for the Board of Commissioners to rescind its previous resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Eaton County Board of Commissioners, in concurrence with the Eaton County Treasurer, does hereby request that Michigan Senator Rick Jones, and State Representative Mike Callton, with support from State Representative, Theresa Abed, pursue State legislation to enable the Eaton County Board of Commissioners to rescind its November 17, 1999 "Resolution Electing to Have the State of Michigan Foreclose Property Forfeited to the County Treasurer Pursuant to Subsection 78(3) of Public Act No. 206 of the Michigan Public Act of 1893, as Amended," so that the Eaton County Treasurer can thereafter foreclose real property forfeited to the Eaton County Treasurer, pursuant to Act 206. Carried.