

RESOLUTION
OPPOSING MICHIGAN SENATE BILL 386
Iron County Board of Commissioners

WHEREAS, the collection of delinquent real property taxes and the administration of the delinquent tax Revolving fund by the county treasurer un The General Property Tax, 1893 PA 206, as amended, MCL 211.1 to 211.157, is important in assuring that the County of Iron 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 fore-closed 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 this Board of Commissioners to of the County of Iron that the 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 County Treasurer, Melanie Camps, Michigan State Senator Tom Casperson, Scott Dianda of the Michigan House of Representatives, and Govenor Rick Snyder.

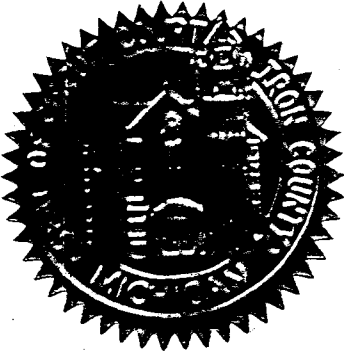
The foregoing resolution was moved by Commissioner James Brennan and supported by Commissioner Ray Coates .

Roll Call Vote:

AYES:	Aho, Brennan, Coates, Leonoff, Peretto
NAYES:	none
ABSENT:	none

Resolution Declared Adopted:

COUNTY OF IRON
BOARD OF COUNTY COMMISSIONERS



By: James Brennan
James Brennan, Vice-Chair

By: Joetta M. Greig
Joetta M. Greig, County Clerk / Register

I, Joetta M. Greig, Iron County Clerk/ Register, do hereby certify that the foregoing constitutes a true and complete copy of the Resolution adopted by the Iron County Board of Commissioners of Iron County, Michigan at their regular meeting held September 12, 2017.

Joetta M. Greig
Joetta M. Greig, County Clerk/ Register