

**GOGEBIC COUNTY BOARD OF COMMISSIONERS**

**Regular Meeting**

**October 9, 2019**

**\*\*\* no Personnel meeting\*\*\***

**County Courthouse**

**Bessemer, MI 49911**

**5:00 p.m.**

**AGENDA**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**APPROVAL OF THE MINUTES** (General Fund Public Hearing and September 25, 2019 regular meeting minutes)

**APPROVAL OF AGENDA**

**CITIZENS WISHING TO ADDRESS THE COUNTY BOARD ON AGENDA ITEMS**  
(5-minute limit)

**APPEARANCES:**

1. MAC Executive Director Steve Currie
2. Rich Rossway, Director of Constituent Services  
For 110th State Representative Greg Markkanen

**COMMUNICATIONS:**

1. Paul Anderson, Coleman Engineering  
(RE: Iron Belle Trail local match resolution)
2. Jonathon Mead, President & CEO UPCAP  
(RE: Governor Veto of entire 298 section of DHHS budget)
3. Susan Ahonen, City of Wakefield Clerk  
(RE: Public Hearing notice)

**OTHER MATTERS:**

**ADMINISTRATOR UPDATES:**

**PUBLIC COMMENT (5-minute limit)**

**ADJOURNMENT**

**GOGEBIC COUNTY BOARD OF COMMISSIONERS**  
**Public Hearing Minutes**  
**September 25, 2019**  
**County Courthouse**  
**Bessemer, MI 49911**  
**5:00 p.m.**

**PUBLIC HEARING**

The Gogebic County Board of Commissioners hereby serves notice of a Public Hearing to be held on Wednesday, September 25, 2019, at 5:00 P.M., at the Courthouse, Bessemer, on the 2019/2020 General Fund Budget.

Interested individuals may submit written and/or oral testimony at this time regarding the 2019/2020 budget.

The 2019/2020 General Fund Budget Revenues total \$7,099,327.00 and the Expenditures total \$7,099,327.00.

**Roll Call:**

**Present: (7) Bonovetz, Bryns, Laabs, Lorenson**  
**Orlich, Peterson, Siirila**

**Absent: (0) None**

Chairman Siirila read the purpose of the Public Hearing to those in attendance.

**A motion** was made by Bonovetz, supported by Laabs and carried by unanimous voice vote to open the Public Hearing.

Chairman Siirila then asked three times for public comment and heard none.

**A motion** was made by Bonovetz, supported by Laabs and carried by unanimous voice vote to close the Public Hearing.

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Dan Siirila, Chairman

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Gerry R. Pelissero, Clerk

**GOGEBIC COUNTY BOARD OF COMMISSIONERS**

**Regular Meeting Minutes**

**September 25, 2019**

**County Courthouse**

**Bessemer, MI 49911**

**Immediately following the Public Hearing 5:00 p.m.**

**CALL TO ORDER**

The meeting was called to order at 5:02 p.m. by Chairman Siirila. Following the Pledge of Allegiance, roll call was taken.

**ROLL CALL:**

**Present: (7) Bonovetz, Bryns, Laabs, Lorenson  
Orlich, Peterson, Siirila**

**Absent: (0) None**

**APPROVAL OF THE MINUTES** (September 11, 2019 public hearing and regular meeting minutes)

**A motion** was made by Peterson, supported by Byrns and carried by unanimous voice vote to approve the minutes as presented.

**APPROVAL OF AGENDA**

**A motion** was made by Lorenson, supported by Bonovetz and carried by unanimous voice vote to approve the agenda along with four recommendations from the finance meeting of earlier in the day.

**CITIZENS WISHING TO ADDRESS THE COUNTY BOARD ON AGENDA ITEMS  
(5-minute limit)**

There were none.

**COMMITTEE SUMMARY REPORTS:**

1. Finance, Budgeting & Auditing Committee----08/28/2019
2. Finance, Budgeting & Auditing Committee----09/04/2019
3. Finance, Budgeting & Auditing Committee----09/11/2019
4. Ambulance Committee -----09/19/2019

**A motion** was made by Lorenson, supported by Laabs and carried by unanimous voice vote to receive all four reports and place them on file.

**COMMUNICATIONS:**

1. Circuit Court Judge Michael Pope  
(RE: Jury Board recommendation)

**A motion** was made by Bonovetz, supported by Laabs and carried by unanimous voice vote to appoint Lynn Ormes to the County Jury Board to replace Cheryl Ruppe who resigned effective September 30, 2019. Ms. Ormes will complete the un-expired to December 31, 2020.

2. Equalization Director Kathy Jo Koval  
(RE: Winter tax levy)

**A motion** was made by Bonovetz, supported by Byrns to approve and confirm the county winter tax levy of 2.7233 and authorize the chairman and clerk to sign the State form L-4029. The winter tax levy includes the following millage rates: .1900 for M.O.E., .4000 for the MCF Building & Site, .6000 for Senior Programs, .2000 for Animal Control, .3333 for the County Transit and 1.0000 for the Ambulance Millage.

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**Roll Call:**

**YES: (7) Lorensen, Bonovetz, Orlich, Peterson,  
Laabs, Byrns, Siirila**  
**No: (0) None**

**Motion carried.**

3. Emergency Management/911 Coordinator Heidi DeRosso  
(RE: EMPG and MOU for Emergency Alert to the public)

**A motion** was made by Lorensen, supported by Byrns and carried by unanimous voice vote to authorize the chairman to sign the EMPG initial work agreement.

**A motion** was made by Bonovetz, supported by Peterson and carried by unanimous voice vote to authorize the chairman to sign MOU for emergency alerting to the public.

4. Michigan Association of Counties  
(RE: nonpartisan offices)

**A motion** was made by Bonovetz, supported by Laabs and carried by unanimous voice vote to receive the communication and place it on file.

**ADOPTION OF FY 2020 GENERAL APPROPRIATIONS ACT**

**A motion** was made by Bonovetz, supported by Lorensen to adopt the FY2020 County General Appropriations Act.

**Roll Call:**

**YES: (7) Bonovetz, Orlich, Peterson,  
Laabs, Byrns, Lorensen, Siirila**  
**No: (0) None**

**Motion carried.**

**ADOPTION OF FY 2020 GENERAL FUND BUDGET**

**A motion** was made by Lorensen, supported by Bonovetz to adopt the FY2020 General Fund Budget. Revenues and Expenditures are equal at \$7,100,283.00.

**Roll Call:**

**YES: (7) Orlich, Peterson, Laabs, Byrns,  
Lorensen, Bonovetz, Siirila**  
**No: (0) None**

**Motion carried.**

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**ADOPTION OF FY 2020 SPECIAL REVENUE FUNDS**

**A motion** was made by Peterson, supported by Byrns to adopt the FY2020 Special Revenue Funds as presented.

<b>REVENUES</b>	<b>BUDGET</b>
Federal Grants	\$ 202,000
Taxes	\$ 0
State Grants	\$ 679,700
Local Contributions	\$1,013,900
Services	\$ 224,100
Interest and Rents	\$ 0
Other	<u>\$ 569,400</u>
<b>TOTAL</b>	<b>\$2,689,100</b>

**EXPENDITURES**

Judicial	\$ 29,000
Public Safety	\$ 391,200
Health and Welfare	\$1,344,00
Recreation and Culture	\$ 700,000
Capital Outlay	\$ 3,300
Miscellaneous	<u>\$ 80,000</u>
<b>TOTAL</b>	<b>\$2,547,500</b>
Difference	\$ 141,600

**Roll Call:**

**YES: (7) Peterson, Laabs, Byrns, Lorenson,  
Bonovetz, Orlich, Siirila**

**No: (0) None**

**Motion carried.**

**Public Act 152 Requirement**

**A motion** was made by Bonovetz, supported by Laabs to opt out of Public Act 152 for FY2020.

**Roll Call:**

**YES: (7) Laabs, Byrns, Lorenson, Bonovetz,  
Orlich, Peterson, Siirila**

**No: (0) None**

**Motion carried.**

**TRIAL BALANCE/CASH BALANCE:**

**A motion** was made by Lorenson, supported by Byrns and carried by unanimous voice vote to approve the reports as presented.

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**GENERAL FUND REVENUE AND EXPENDITURE CONTROL:**

**A motion** was made by Bonovetz, supported by Peterson and carried by unanimous voice vote to approve the reports as presented.

**CLAIMS AND ACCOUNTS:**

**A motion** was made by Lorenson, supported by Laabs to pay the claims along with pre-paids as presented and make them apart of the minutes.

**Roll Call:**

**YES: (7) Byrns, Lorenson, Bonovetz, Orlich,  
Peterson, Laabs, Siirila**

**No: (0) None**

**Motion carried.**

**OTHER MATTERS**

Agenda Additions:

1. Great Lakes Recovery Employee Assistance Program

**A motion** was made by Bonovetz, supported by Lorenson and carried by unanimous voice vote to approve of the program for FY2020.

2. General Fund Budget Amendments FY19

**A motion** was made by Lorenson, supported by Laabs to amend the FY19 General Fund Budget totaling \$45,600.00 as presented.

**REVENUES:**

<b>Commercial Forest Reserve</b>	<b>101-000-429.00</b>
Increase by \$ 4,000.00 to \$75,200.00	
<b>State Grant Co-Op Reimb</b>	<b>101-000-564.00</b>
Increase by \$11,000.00 to \$49,000.00	
<b>State Revenue Sharing</b>	<b>101-000-574.00</b>
Increase by \$ 5,000.00 to \$347,182.00	
<b>LVD Contribution 2% Funds</b>	<b>101-000-581.01</b>
Increase by \$ 7,400.00 to \$25,501.00	
<b>Circuit Court Costs</b>	<b>101-000-602.00</b>
Increase by \$ 3,000.00 to \$24,500.00	
<b>Probation Court Services</b>	<b>101-000-608.01</b>
Increase by \$ 1,100.00 to \$ 5,100.00	
<b>Info Tech Services</b>	<b>101-000-614.00</b>
Increase by \$ 1,500.00 to \$16,400.00	
<b>Probation Fees</b>	<b>101-000-618.00</b>
Increase by \$ 1,200.00 to \$20,500.00	
<b>Cremation Fees</b>	<b>101-000-619.00</b>
Increase by \$ 1,200.00 to \$11,000.00	
<b>Jail Day Coll/DC</b>	<b>101-000-656.01</b>
Increase by \$ 1,200.00 to \$ 5,700.00	
<b>Interest/Fees</b>	<b>101-000-665.00</b>
Increase by \$ 9,000.00 to \$60,700.00	

**Amendments TOTAL: \$ 45,600.00**

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**EXPENDITURES:**

<b>Clerk Salaried and Perm Part time</b>	<b>101-215-702.00</b>
Increase by \$6,420.00 to \$158,320.00	
<b>State Remonumentation Contractual</b>	<b>101-245-801.01</b>
Increase by \$13,180.00 to \$ 93,438.00	
<b>98<sup>th</sup> District Court</b>	<b>101-286-702-00</b>
Increase by \$2,000.00 to \$169,431.00	
<b>Sheriff Dept Supplies</b>	<b>101-301-752.00</b>
Increase by \$12,000.00 to \$35,500.00	
<b>Sheriff Dept Vehicle</b>	<b>101-301-981.00</b>
Increase by \$12,000.00 to \$42,000.00	

**Amendments TOTAL: \$ 45,600.00**

**Roll Call:**

**YES: (7) Lorenson, Bonovetz, Orlich, Peterson,  
Laabs, Byrns, Siirila**

**No: (0) None**

**Motion carried.**

3. Resolution to address collection of payments or refunds on taxes/treasurer's receivables under/over \$3.00

**A motion** was made by Peterson, supported by Byrns and carried by unanimous voice vote to adopt the resolution as presented.

**RESOLUTION TO ADDRESS THE COLLECTION OF PAYMENTS  
OR REFUNDS ON TAXES/TREASURER'S RECEIVABLES UNDER/OVER \$3.00**

**WHEREAS**, The General Property Tax Act P.A. 206 of 1893 (as amended) requires the Treasurer of Gogebic County to collect Delinquent Real and Personal Property Taxes.

**WHEREAS**, many taxpayers and Mortgage Companies, etc. pay their taxes and services by personal or bank check via U.S. Postal Service.

**WHEREAS**, on several occasions, the Treasurer has received checks for an incorrect amount, both deficient and excess of the amount due.

**WHEREAS**, this has resulted in refund checks totaling less than \$3.00 and/or a request to the taxpayer to submit the balance due, often amounting to less than \$3.00.

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**NOW, THEREFORE, BE IT RESOLVED**, that the Gogebic County Treasurer will not request a secondary payment due of any tax amounts totaling \$3.00 or less, once the primary payment has been received.

**BE IT ALSO RESOLVED**, that the Board of Commissioners approves the underpayments to be taken from the interest being earned.

**BE IT FURTHER RESOLVED**, by the Board of Commissioners of the County of Gogebic as follows:

1. That overpayments of taxes totaling \$3.00 or less shall be handled by the Treasurer in accordance with generally accepted regional tax collection practices.

2. The resolution shall take effect on October 1, 2019.

Resolution adopted.

Agenda addition (cont.)

Close out of Delinquent Tax Funds

**A motion** was made by Lorenson, supported by Bonovetz and carried by unanimous voice vote to close the 2016 Delinquent Tax Fund account and roll the full balance into the Delinquent Tax Fund.

Quarterly Circuit Court Update

Circuit Court Judge Michael Pope gave his quarterly report to the Board. He mentioned that the Federal Grant he applied for to conduct a court study has been approved but has not been finalized. He then presented information via slideshow on the Drug Court. He discussed the goal and the incentives of the drug court and he spoke on the success rate of the program.

**PUBLIC COMMENT (5-minute limit)**

There was none.

**ADJOURNMENT**

**A motion** was made by Orlich, supported by Bonovetz and carried by unanimous voice vote to adjourn to the call of the Chair. The meeting adjourned at 5:31 p.m.

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Dan Siirila, Chairman

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Gerry R. Pelissero, Clerk



## Gerry Pelissero

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**From:** Vickki Dozier <dozier@micounties.org>  
**Sent:** Thursday, September 19, 2019 1:55 PM  
**To:** Gerry Pelissero  
**Subject:** MAC Exec. Director Steve Currie request to appear at Board meeting Oct. 9 at 5 p.m.

Hello Gerry,

Per your request, this is a request in writing, for MAC Executive Director Steve Currie to appear at your board meeting, 5 p.m. Wednesday, Oct. 9.

Steve will do a Power Point presentation for the members. If for some reason, there is no capability for this, please let me know and we can provide copies if you let me know how many you'd need.

Thanks so much and have a great evening.

Vickki

*Vickki Dozier*  
Executive Assistant  
110 W. Michigan Ave., Suite 200  
Lansing, MI 48933  
Office: 517-372-5374  
[dozier@micounties.org](mailto:dozier@micounties.org)  
[www.micounties.org](http://www.micounties.org)



## Gerry Pelissero

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**From:** Paul Anderson <panderson@coleman-engineering.com>  
**Sent:** Friday, September 13, 2019 2:09 PM  
**To:** Phil Strong; Barry Bolich; Gerry Pelissero; Nick Jacobs  
**Cc:** Scott Erickson (ericksons@cityofironwood.org)  
**Subject:** Resolutions for the trail project  
**Attachments:** 2 - GCRC Resolution Local Match & Maintenance.docx; 1 - GC Resolution Local Match Reimbursement.docx; Gogebic County Funding Resolution 102815.pdf; GCRC Funding Reimbursement Resolution 102615.pdf

Good afternoon!

As part of the DOT funding process, we are going to need to pass the attached two (.doc) resolutions: one for Gogebic County and one for GCRC. I have included pdf's of the 2015 versions of these resolutions for your reference. Please let me know if you need me to send you any of the referenced agreements, easements or leases. I believe both parties have seen them all before.

I am looking for these to be reviewed and brought to the two respective boards in the coming month. I am going to be out of Town the week of Sept 23-27 when your boards are meeting next. I would be OK if these made it on the agenda for the first October meeting: 10/7 for GCRC and 10/9 for GC I believe. That way I would be there for any questions.

The MDOT engineer Landon Johnson has reviewed these with no comments.

Thank you for your time and consideration. Please let me know of any questions.

Have a nice weekend,



**COLEMAN ENGINEERING COMPANY**

**Paul C. Anderson, P.E. • Project Manager**

200 East Ayer Street • Ironwood, MI 49938

P: 906.932.5048 • F: 906.932.3213 • C:906.285.1376

[panderson@coleman-engineering.com](mailto:panderson@coleman-engineering.com)

GC Letterhead

Gogebic County Board of Commissioners

**RESOLUTION 2019-??**

Phase 3 Gogebic County Iron Belle Trail

Local Match Reimbursement

**WHEREAS**, the Phase 3 Gogebic County Iron Belle Trail is planned to be constructed along the former railroad grade, abandoned road bed and around the Bessemer Township sewage lagoons in the City of Bessemer and ending in Ramsay in Bessemer Township; and

**WHEREAS**, the estimated total cost of construction for this project is \$1,242,208 with \$745,324.80 in Federal Transportation Alternatives Program (TAP) funds, \$260,865 in Michigan Natural Resources Trust Fund, and \$236,018.20 from Michigans Western Gateway Trail Authority; and

**WHEREAS**, the \$236,018.20 from Michigans Western Gateway Trail Authority is coming from donations of \$200,000 from Gogebic Range Health Foundation and \$36,018.20 from Western Upper Peninsula Convention and Visitors Bureau; and

**WHEREAS**, the TAP funding requires a 40 percent local match participation; and

**WHEREAS**, the Gogebic County Road Commission is the MDOT TAP grant recipient and will sponsor the project as the Act 51 Transportation agent; and

**WHEREAS**, the County of Gogebic and Gogebic County Road Commission have signed Project Agreements dated December 27, 2017 and November 30, 2017 to sponsor the respective grants for this trail; and

**WHEREAS**, the Gogebic County Road Commission will make installment payments to MDOT for the 40 percent local match requirement during the construction of the trail with an understanding that the County shall reimburse the Road Commission within 30 days of notice that payment has been submitted to MDOT; and

**WHEREAS**, the County reimbursement to the Road Commission shall be subdivided requiring the County to pay 21 percent of the 40 percent and the Trail Authority paying the remaining 19 percent of the 40 percent installment payment; and

**WHEREAS**, the County's 21 percent reimbursement to the Road Commission shall be submitted to the MDNR for repayment to the County at 25%, 50%, 75% and 100% project completion milestones; and

**NOW THEREFORE BE IT RESOLVED**, that the Gogebic County Board of Commission and the Gogebic County Road Commission supports the Bessemer to Ramsay Iron Belle Trail and

**BE IT FURTHER RESOLVED THAT:** the financial responsibilities to each entity (County and Road Commission) for this construction project shall be insignificant.

## Gerry Pelissero

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**From:** Jonathan Mead <meadj@upcap.org>  
**Sent:** Thursday, September 26, 2019 9:25 AM  
**To:** Robert Sheehan (Rsheehan@macmh.org); Hertele@michigan.gov; PrusiM@michigan.gov; GordonR3@michigan.gov; tkangas@northcarenetwork.org; Beth Edwards; Brian Bousley; Cathy Maleport; Dolly Cook; Eric Forsberg; Gene Smith (Iron Cty); Gerry Pelissero; James German; Jason Carviou (Menominee Co Admin; Jennifer Lorenz; Juliane Giackino; Julie Carlson; julie Kezerle; Kelly Church; Linda Talsma (Mqt Clerk); Lori Johnston; Marc Kleiman; Mary Ann Froberg; Mary Dalpra (Iron County); Nancy Kolich; Philip Strom; Scott Erbisch; Sharon Price; Sherry DuPont; Stacy Preiss; Steve Webber (alger County Admin); Tracy Lantagne; Wendy Goodreau; Albert Koskela; Carl Nykanen; Dave Rivard; Don McLean; Gerry Corkin; James Hill; Jan Hafeman; Jerry Doucette; joecarl381@gmail.com; Joe Stevens; Phyllis French; Richard Timmer; Sandra Gayk; Tim Aho; William Menge; Craig Reiter; Gregory Markkanen; Representative Sara Cambensy; Elizabeth Trombley Cambensy; Representative Beau LaFave; Danielle Branz (LaFave); Representative Lee Chatfield; Anne Minard (Chatfield); Ed McBroom; Kendra Everett; Senator Wayne Schmidt; Mikayla Lier; keit@micounties.org; davelalumia@4ami.org; Marion Owen  
**Subject:** Fwd: Ltr  
**Attachments:** UPACC Ltr to Governor Whitmer re Section 298.pdf; Governor Whitmer Ltr re Section 298.pdf

Please find attached, letters from the U.P. Association of County Commissioners (UPACC) and the Upper Peninsula Commission for Area Progress (UPCAP), requesting

Governor Whitmer to veto the entire 298 section in the proposed DHHS budget due to the potential impact it will have on locally controlled Community Mental Health agencies.

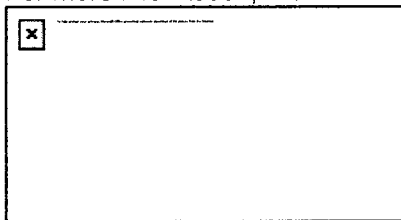
Upper Peninsula counties have unanimously supported resolutions opposing the privatization of mental health and long term care supports and services. Failure to veto this newly proposed boilerplate language could be a significant and unacceptable step toward privatization and profitization of locally controlled human services.

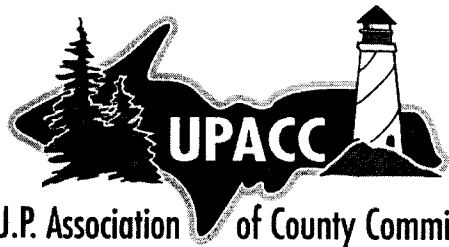
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***Jonathan Mead***

President & CEO  
Upper Peninsula Commission for Area Progress (UPCAP)  
P.O. Box 606  
Escanaba, MI 49829

For more information, Dial 2-1-1 or visit: [www.upcap.org](http://www.upcap.org)





P.O. Box 606  
2501 14th Avenue South  
Escanaba, MI 49829

906.786.4701 • Fax 906.786.5853  
[www.upcap.org](http://www.upcap.org)

September 25, 2019

The Honorable Gretchen Whitmer  
PO Box 30013  
Lansing, MI 48909

Dear Governor Whitmer,

On behalf of the U.P. Association of County Commissioners (UPACC) , we request that you veto the entire 298 section contained in the DHHS budget and demand that legislature rewrite the section in the Fiscal Year 2020 Supplemental Budget.

In it imperative that this language reflects the intent and purpose of the pilots as agreed upon in the previous agreements between DHHS, Health Plans and the Community Mental Health Association. As proposed, this language stands to allow health plans to make cost the primary focus, rather than patient care and, in effect, destroy the idea of the recommended pilot before it is complete and fully executed.

Sincerely,

Jonathan Mead  
Secretary/Administrator

cc: Mike Prusi, Director ~ Governors' Northern Michigan Office  
U.P. Legislators  
U.P. Counties  
Michigan Association of Counties  
Robert Gordon, MDHHS Director



## Upper Peninsula Commission for Area Progress

P.O. Box 606 • Escanaba, Michigan 49829  
(906) 786-4701 • Fax (906) 786-5853  
[www.upcap.org](http://www.upcap.org)

September 25, 2019

The Honorable Gretchen Whitmer  
PO Box 30013  
Lansing, MI 48909

Dear Governor Whitmer,

On behalf of the Upper Peninsula Commission for Area Progress (UPCAP), we request that you veto the entire 298 section contained in the DHHS budget and demand that legislature rewrite the section in the Fiscal Year 2020 Supplemental Budget.

In it imperative that this language reflects the intent and purpose of the pilots as agreed upon in the previous agreements between DHHS, Health Plans and the Community Mental Health Association. As proposed, this language stands to allow health plans to make cost the primary focus, rather than patient care and, in effect, destroy the idea of the recommended pilot before it is complete and fully executed.

Sincerely,

Jonathan Mead  
Executive Director

cc: Mike Prusi, Director ~ Governors' Northern Michigan Office  
U.P. Legislators

The Upper Peninsula Commission for Area Progress (UPCAP) is a regional 501 (c) (3) charitable organization, responsible for development, coordination, and provision of human, social, and community resources within the Upper Peninsula of Michigan. In 1974, UPCAP was designated as the Region XI (U.P.) Area Agency on Aging whose purpose is to advocate for and provide services to older adults residing in the 15 counties of the Upper Peninsula.



Office of the City Clerk

509 Sunday Lake Street  
Wakefield, MI 49968  
906-229-5131

[clerk@cityofwakefield.org](mailto:clerk@cityofwakefield.org)

September 26, 2019



Juliane Giackino  
County Administrator  
Gogebic County  
200 N. Moore Street  
Bessemer, MI 49911

To Whom It May Concern,

The City of Wakefield is notifying all affected taxing entities of the Public Hearing being held on Monday, October 14, 2019 at 5:30 P.M. in the Council Chambers of the City of Wakefield Municipal Building, 509 Sunday Lake Street. The Public Hearing is regarding a resolution of the Wakefield City Council, exempting certain property owned by Forward Wakefield Development Corporation from valorem taxation for economic development purposes.

The Public Hearing will give you the opportunity to voice any questions or concerns.

Thank you,

Susan Ahonen  
City Clerk

CC: Robert Brown, City Manager  
Ray O'Dea, City Attorney