

# Kalkaska County Board of Commissioners

## #2023-12

### RESOLUTION TO INSTRUCT OUR REPRESENTATIVES TO OPPOSE ALL FIREARMS CONTROL LEGISLATION

March 15, 2023

**WHEREAS**, the Constitution of the United States, ratified on the 21<sup>st</sup> day of June, 1788, declares in Article VI section 2, "This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding.";

**WHEREAS**, the people of the United States are guaranteed the right to keep and bear arms without any legislative infringement, under the Constitutional authority of Amendment II, "A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.";

**WHEREAS**, the people of the State of Michigan recognize that the blessings of freedom come from our Almighty God according to the Preamble of the Constitution of the State of Michigan, "We, the people of the State of Michigan, grateful to Almighty God for the blessings of freedom, and earnestly desiring to secure these blessings undiminished to ourselves and our posterity, do ordain and establish this constitution.";

**WHEREAS**, the people of the State of Michigan have the inherent, inalienable right to hold all political power in the State of Michigan according to the Constitution of the State of Michigan, Article I, Section 1. "All political power is inherent in the people. Government is instituted for their equal benefit, security, and protection.";

**WHEREAS**, the people of Michigan are guaranteed the right to keep and bear arms without any legislative infringement, under Michigan State Constitutional authority in Article I section 6,

{{Every person has a right to keep and bear arms for the defense of himself and the state.";

**WHEREAS**, the people of the State of Michigan recognize that we have the right to retain rights that are not specifically written in the Constitution of the United States or the Constitution of the State of Michigan according to: Amendment IX of the Constitution of the United States, "The enumeration in the Constitution of certain rights, shall not be construed to deny or disparage others retained by the people." and Amendment I, Section 23 of the Constitution of the State of Michigan, {{The enumeration in this constitution of certain rights shall not be construed to deny or disparage others retained by the people."; and **WHEREAS**, the people of the State of Michigan recognize that we have the right to

instruct our representatives according to the Constitution of the State of Michigan, Article I, Section 3, "The people have the right peaceably to assemble, to consult for the common good, to instruct their representatives and to petition the government for redress of grievances." **NOW, THEREFORE, BE IT:**

**RESOLVED**, that the Kalkaska County Board of Commissioners, as people of the State of Michigan, instruct our representatives of the 104th and 105th Michigan State Legislature to vote in opposition of all proposed legislation that would unconstitutionally infringe on the right of the people to keep and bear arms;

**BE IT FURTHER RESOLVED**, that the Kalkaska County Board of Commissioners, as people of the State of Michigan, instruct our representatives of the 104th and 105th<sup>nd</sup> Michigan State Legislature to vote in opposition of all proposed legislation that infringes on the right of the people to own, bear, purchase, and sell items that are directly relevant to operation, maintenance, and modification of any firearms, including but not limited to: ammunition, magazines, stocks, triggers, braces, barrels, etc.;

**BE IT FURTHER RESOLVED**, that the Kalkaska County Board of Commissioners, as people of the State of Michigan, instruct our representatives of the 104th and 105th Michigan State Legislature to vote in opposition of all proposed gun legislation, such as Red Flag Gun Laws, that would deny a person of their right to not be deprived of life, liberty or property without due process of the law, or their right to equal benefit, security and protection;

**BE IT FURTHER RESOLVED**, that the Kalkaska County Board of Commissioners, as people of the State of Michigan, instruct our representatives to recognize that the power which they hold is because of the consent of the people, and that they have no power to make legislation that is contrary to the supreme Law of the Land, nor have they been given consent to draft, introduce, sponsor, or amend legislation that infringes on the right of the people to keep and bear arms in any way; and

**BE IT FURTHER RESOLVED**, that the Clerk of the Kalkaska County Board of Commissioners, shall transmit copies of this resolution to all members of the 104th and 105th Michigan State Legislature and the Senate District 36, and shall urge all counties in Michigan to adopt similar resolutions.

**PASSED AND ADOPTED** as a resolution of the Kalkaska County Board of Commissioners meeting held on March 15, 2023.

Motion by Baldwin to adopt this Resolution 2023-12. Supported by Crambell.

Roll call vote:

Yeas: Baldwin, Crambell, Bicum, Comai, Sieting, Sweet, Fisher.


Nays: None

Abstain: None

Absent: None

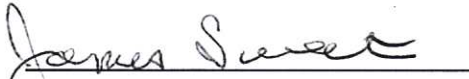



**This Resolution is declared adopted this 15th day of March, 2023.**


  
Kohn Fisher, Chair  
District #3


  
Truman Bicum, District #1

  
Robert Baldwin, District #2

  
James Sweet, District #4

  
David Comai, District #5


  
Craig Crambell, District #6

  
Jeff Sieting, District #7

County of Kalkaska  
State of Michigan

I, Deborah L. Hill, the undersigned duly qualified and acting Clerk of the Board of Commissioner of the County of Kalkaska, State of Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a Regular Meeting of the Board of Commissioners of said County held on 15<sup>th</sup> day of March, 2023.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 15<sup>th</sup> day of March, 2023.

  
Deborah L. Hill, Clerk, County of Kalkaska