

ALGER COUNTY BOARD OF COMMISSIONERS

Joel VandeVelde, Clerk
101 COURT STREET, MUNISING, MI 49862

RESOLUTION #2023-12

**RESOLUTION AFFIRMING SUPPORT OF ALL CONSTITUTIONAL RIGHTS, INCLUDING, BUT NOT LIMITED TO, THE RIGHT OF THE PEOPLE TO BEAR ARMS
AND
TO ADEQUATELY FUNDING MENTAL HEALTH SERVICES BY BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ALGER**

WHEREAS the issue of constitutional rights, including but not limited to, the Second Amendment to the Constitution of the United States of

America has been in the spotlight of public discussion of recent;

WHEREAS public discussion of such constitutional rights is a hallmark of public discourse in a democracy;

WHEREAS some individuals are of the belief that county government has the authority to not enforce duly adopted laws, regulations and/or rules, which are claimed to be in conflict with constitutional rights of individuals within the State of Michigan and the United States of America;

WHEREAS our civil council has opined that the selective enforcement of constitutional laws, regulations and/or rules by Michigan county government is in violation of the Constitution and Laws of both the State of Michigan and the United States of America;

WHEREAS the Board of County of Commissioners of the County of Alger on December 7, 1997, adopted a Resolution of Recognition of Bill of Rights in the Constitution of United States of America, which remains on prominent display at the Alger County, Michigan Courthouse;

WHEREAS all elected county and state office holders take an oath of office under which the office holder supports the Constitution of the United States of America and Constitution of Michigan and to faithfully discharge the duties of such offices;

WHEREAS the lawful ownership, possession and use of firearms is part of the cultural heritage within Alger County, Michigan;

WHEREAS it is common for firearms to be family heirlooms that pass from generation to generation as a permanent connection of the past to the present within extended families;

WHEREAS funding for mental health services in the State of Michigan is woefully underfunded causing a failure to adequately provide services to persons of the State of Michigan whom are in need of mental health services; and

WHEREAS recent high profile firearm shootings involved many individuals that have mental health issues the mental health systems nationwide failed to timely, appropriately and adequately provide services to such individuals;

NOW THEREFORE BE IT RESOLVED that the BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ALGER does support and will continue to honor the pledge to support the Constitution of the United States of America as well as the Constitution of the State of Michigan, including all amendments thereto;

SE IT FURTHER RESOLVED that the BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ALGER direct our legislators whom act as representatives of the People of the State of Michigan to:

- A. Not undertake legislation that is in conflict with the Second Amendment to the United States of America and Article 1 § 6 of the Michigan Constitution of 1963, including:
 1. Red Flag Laws, excluding the present Personal Protection Order process;
 2. Registration requirements of full or long firearms;
 3. Mandatory storage schemes for firearms;
 4. Additional limitations on the lawful ownership and use of firearms; and
 5. Adoption of other schemes of regulation of firearms that infringe on the foregoing constitutional guarantees of the People of the State of Michigan.
- B. Adhere to their oath of office and not adopt legislation, rules, regulations and/or requirements that conflict with the Second Amendment to the Constitution of the United States and Article 16 of the Michigan Constitution and any final judicial determinations thereto;
- C. Adequately fund mental health services available in all our communities to provide for timely intervention with appropriate and adequate mental health services as an investment in the human capital of all persons of the State of Michigan; and
- D. Ensure that the providing of adequately funded mental health services is accomplished by methods that do not infringe on the statutory and constitutional rights of those in need of mental health services.

BE IT FURTHER RESOLVED that if in exercise of discretion by the Office of Sheriff and Office of Prosecuting Attorney both of the County of Alger, determine that a law has been adopted which violates the Constitution of the United States of America, the Constitution of the State of Michigan, and any final judicial determinations thereto, that the BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ALGER supports the lawful exercise of discretion not to enforce an unconstitutional law against any law abiding person within the County of Alger;

BE IT FURTHER RESOLVED, that the BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF ALGER directs its staff to provide a copy of this Resolution to: Each township in the County of Alger;

- A. Each city and village in the County of Alger;
- B. Each department head of the County of Alger;
- C. Each county in the State of Michigan;
- D. The Michigan House of Representative;
- E. The Michigan Senate;
- F. The Governor of the State of Michigan
- G. Each United States Senator for the State of Michigan; and
- H. Each United States Congressman for the State of Michigan.

CERTIFICATION

I hereby certify that the above is a true copy of a Resolution adopted by the Alger County Board of Commissioners at the time, date, and place specified above pursuant to the required statutory procedures.

Respectfully submitted,



Joel VandeVelde, Alger County Clerk

