

M u s k e g o n C o u n t y

Board of Commissioners

*Kenneth Mahoney, Chairman
Charles Buzzell
Lew Collins
James Derezinski
Marvin Engle
Bill Gill*

*Charles Nash, Vice-Chairman
Louis A. McMurray
Robert Scolnik
I. John Snider II
Roger C. Wade*

Board Minutes may be found on the web at <http://co.muskegon.mi.us/clerk>

Full Board Meeting

October 13, 2009

3:30 P.M.

Chairman Mahoney, Presiding

The Regular Meeting of the Board of Commissioners was called to order by Chairman Mahoney. The invocation was given by Chairman Mahoney followed by the pledge of Allegiance recited in unison.

Roll Call

Present: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Absent: None

Also Present: County Administrator Bonnie B. Hammersley, Corporate Counsel Doug Hughes, County Clerk Nancy A. Waters, Secretary to the County Clerk Jeanne Pezet

2009-545 **APPROVE AGENDA**

Moved by Derezinski, seconded by Engle, to approve the Agenda.

Motion Carried

2009-546 **APPROVE THE MINUTES OF THE FULL BOARD OF SEPTEMBER 22, 2009**

Moved by Engle, seconded by Collins, to approve minutes of the Full Board of September 22, 2009.

Motion Carried

2009-547 **PRESENTATION**

Jeff Hepler, Drain Commissioner, presented the Drain Commission 2009 Annual Report.

Commissioners commended Mr. Hepler for the work he has done in his nine months in office.

2009-548 **COMMUNICATIONS**

Moved by Engle, seconded by Wade, to receive and place on file the following Communications:

- A. Allegan County Proclamation - Domestic Violence Awareness Month
- B. Huron County Resolution - Mandated Services
- C. Oakland County Resolution - Support for Continuation of the State Fair
- D. Oscoda County Resolution - Support of House Bills 4785 and 4786 Re: Unemployment Benefits
- E. VanBuren County Resolution - DHS Class Action Lawsuit Re: Supervision of Foster Children

Motion Carried

2009-549 **AUTHORIZE THE BOARD CHAIR TO SIGN THE MICHIGAN'S PUBLIC SAFETY COMMUNICATION SYSTEM (MPSCS) CO-LOCATION LICENSE AGREEMENT**

CPS09/10-68

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Board Chair to sign the Michigan's Public Safety Communication System (MPSCS) Co-Location License Agreement.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell

Excused: Scolnik

Nays: None

Motion Carried

2009-550 **ACCEPT THE GRANT AWARD FOR FUNDING UNDER THE UNITED STATES DEPARTMENT OF JUSTICE, ARRA, BYRNE MEMORIAL COMPETITIVE GRANT PROGRAM (CFDA 16.808)**

CPS09/10-71

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to accept the grant award for funding under the United States Department of Justice, ARRA, Byrne Memorial Competitive Grant Program (CFDA 16.808) to enhance the services and treatment for Sobriety Court.

Roll Call

Ayes: Collins, Derezinski, Engle, Mahoney, McMurray, Nash, Snider, Wade, Buzzell

Excused: Scolnik

Nays: Gill

Motion Carried

Commissioner Gill explained his “no” vote that he has a problem with “Medicaid only” in the motion.

2009-551 **APPROVE THE MEMO OF UNDERSTANDING BETWEEN HEALTHY KIDS DENTAL AND THE COUNTY OF MUSKEGON JUVENILE DETENTION CENTER**

CPS09/10-72

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to approve the Memo of Understanding between Healthy Kids Dental and the County of Muskegon Juvenile Detention Center to provide dental services to the Medicaid eligible residents of the Muskegon County Juvenile Detention Center effective October 1, 2009 through September 30, 2010.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell

Excused: Scolnik

Nays: None

Motion Carried

2009-552 **EXTEND THE CURRENT CONTRACT WITH MUSKEGON FAMILY CARE TO PROVIDE MEDICAL SERVICES TO THE MUSKEGON COUNTY JUVENILE DETENTION CENTER**

CPS09/10-73

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to extend the current contract with Muskegon Family Care to provide medical services to the Muskegon County Juvenile Detention Center at the rate of Two Thousand and 00/100 (\$2,000) Dollars per month or the annualized rate of Twenty-Four Thousand and 00/100 (\$24,000.00) Dollars through September 30, 2011.

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell

Excused: Scolnik

Nays: None

Motion Carried

It was noted that CPS09/10-69 and CPS09/10-70 were tabled at Committee.

2009-553 **AUTHORIZE RENEWAL OF THE CONTRACT WITH POUND BUDDIES RESCUE THROUGH GOLDEN YEARS ALASKAN MALAMUTE RESCUE FOR THE PURPOSE OF ANIMAL EUTHANASIA SERVICES FOR THE VECTOR CONTROL PROGRAM IN MUSKEGON COUNTY**

HR09/10-83

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize renewal of the contract with Pound Buddies Rescue through Golden Years Alaskan Malamute Rescue for the purpose of animal euthanasia services for the Vector Control Program in Muskegon County. Further authorize the Board Chair to sign the agreement, effective through September 30, 2010, with no effect on County General Funds, with projected expenditures of \$460/year.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-554 **RENEW THE CONTRACT WITH POUND BUDDIES RESCUE THROUGH GOLDEN YEARS ALASKAN MALAMUTE RESCUE (GYAMR) FOR THE PURPOSE OF ADOPTION SERVICES FOR THE VECTOR CONTROL PROGRAM IN MUSKEGON COUNTY**

HR09/10-84

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to renew the contract with Pound Buddies Rescue through Golden Years Alaskan Malamute Rescue (GYAMR) for the purpose of adoption services for the Vector Control Program in Muskegon County and authorize the Board Chair to sign the agreement, effective through September 30, 2010, with no effect on County General Funds.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-555 **ENDORSE THE PUBLIC HEALTH-MUSKEGON COUNTY ADMINISTRATIVE PROCEDURES FOR THE MUSKEGON COUNTY CLEAN INDOOR AIR REGULATION**

HR09/10-85

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to endorse the Public Health-Muskegon County Administrative Procedures for the Muskegon County Clean Indoor Air Regulation to go into effect on November 9, 2009.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-556 **AUTHORIZE THE PUBLIC HEALTH DEPARTMENT TO ESTABLISH SPECIFIED FEES EFFECTIVE OCTOBER 15, 2009**

HR09/10-86

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Public Health Department to establish the following fees effective October 15, 2009: Body Art Facility Inspection - \$200.00; Body Art Follow-Up Inspection - \$135.00; Body Art Plan Review/Pre-Opening - \$225.00; Body Art Temporary Facility - \$200.00; Irrigation Wells - \$135.00; Subdivision Plan Review Renewal - \$135.00.

(Continued)

2009-556 **AUTHORIZE THE PUBLIC HEALTH DEPARTMENT TO ESTABLISH SPECIFIED FEES EFFECTIVE OCTOBER 15, 2009**

Roll Call

Ayes: Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: Buzzell

Motion Carried

Commissioner Buzzell explained his “no” vote based on State budget cuts, we will not have the funds to cover this additional work. Chairman Mahoney noted this is a State requirement, not a choice our Health Department has.

2009-557 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH DEAF AND HARD OF HEARING SERVICES FOR THE DELIVERY OF SIGN LANGUAGE INTERPRETATION SERVICES**

HR09/10-87

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with Deaf and Hard of Hearing Services for the delivery of Sign Language Interpretation Services, effective October 1, 2009, through September 30, 2010 at the rates listed on Attachment A to this Board motion, not to exceed \$5,000.00 for the term of the contract.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-558 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN
A CONTRACT WITH HARMONY ENTERPRISES, INC., FOR THE
PROVISION OF SPECIALIZED RESIDENTIAL SERVICES**

HR09/10-88

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with Harmony Enterprises, Inc., for the provision of Specialized Residential Services for the placement of persons with mental illness at a per diem rate of \$48.81 to \$101.34 based on an individual resident's score on the MI Residential Placement Scale and Enhanced Staffing to be paid at a rate of \$2.93 per 15 minutes for one (1) individual or \$1.29 per 15 minutes for two (2) or more individuals, not to exceed \$25,000.00, for the contract period effective October 1, 2009, through September 30, 2010.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-559 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES DIRECTOR
TO SIGN A VEHICLE LEASE AGREEMENT WITH TURNING LEAF
RESIDENTIAL REHABILITATION SERVICES, INC., FOR THE LEASE OF
A VEHICLE TO TRANSPORT RESIDENTS OF THE NORTHRIDGE HOME**

HR09/10-89

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Services Director to sign a Vehicle Lease Agreement with Turning Leaf Residential Rehabilitation Services, Inc., for the lease of a vehicle to transport residents of the Northridge Home at a cost of \$1.00 per year to be paid to Community Mental Health.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-560 **AUTHORIZE THE RELEASE OF A REQUEST FOR PROPOSALS (RFP)
FOR PHARMACEUTICAL SERVICES FOR COMMUNITY MENTAL
HEALTH SERVICES OF MUSKEGON COUNTY**

HR09/10-90

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the release of a Request for Proposals (RFP) for Pharmaceutical Services for Community Mental Health Services of Muskegon County effective January 1, 2010.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-561 **AUTHORIZE COMMUNITY MENTAL HEALTH (CMH) TO RELEASE A
REQUEST FOR PROPOSALS (RFP) FOR FISCAL INTERMEDIARY
SERVICES FOR CMH**

HR09/10-91

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize Community Mental Health (CMH) to release a Request for Proposals (RFP) for Fiscal Intermediary Services for CMH effective December 1, 2009.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-562 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN
THE CONTRACT WITH THE DEPARTMENT OF COMMUNITY HEALTH
FOR FISCAL YEAR 2010 MENTAL HEALTH BLOCK GRANT FUNDING**

HR09/10-92

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign the contract with the Department of Community Health for Fiscal Year 2010 Mental Health Block Grant Funding. This includes the grant for Planning for Integrated Care and Development of Electronic Medical Record and Wrap-Around Children's Services. Both grants commence on October 1, 2009, and continue through September 30, 2010, and establish total funding of \$189,334.

(Continued)

2009-562 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN THE CONTRACT WITH THE DEPARTMENT OF COMMUNITY HEALTH FOR FISCAL YEAR 2010 MENTAL HEALTH BLOCK GRANT FUNDING**

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-563 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN A CONTRACT WITH WRZESINSKI AFC FOR THE PROVISION OF SPECIALIZED RESIDENTIAL SERVICES**

HR09/10-93

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign a contract with Wrzesinski AFC for the provision of Specialized Residential Services for the placement of adults with developmental disabilities at a per diem rate of \$59.15 to \$101.49 based on the individual resident's Supports Intensity Scale (SIS) score, and Enhanced Staffing to be paid at a rate of \$2.78 per 15-minute unit, not to exceed \$25,500.00, for the contract period effective October 1, 2009, through September 30, 2010.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-564 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN THE CONTRACT WITH THE DEPARTMENT OF COMMUNITY HEALTH FOR FISCAL YEAR 2010 MENTAL HEALTH PATH HOMELESS PROJECT BLOCK GRANT FUNDING**

HR09/10-94

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize the Community Mental Health Director to sign the contract with the Department of Community Health for Fiscal Year 2010 Mental Health PATH Homeless Project Block Grant Funding. This grant commences on October 1, 2009, and continues through September 30, 2010, with total funding of \$68,275.

(Continued)

2009-564 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN THE CONTRACT WITH THE DEPARTMENT OF COMMUNITY HEALTH FOR FISCAL YEAR 2010 MENTAL HEALTH PATH HOMELESS PROJECT BLOCK GRANT FUNDING**

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-565 **AUTHORIZE COMMUNITY MENTAL HEALTH TO CONTRACT WITH THOSE SERVICE VENDORS/PROVIDERS WHO HAVE SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE PROVISION AT THE CURRENT FISCAL YEAR 2008/2009 RATES**

HR09/10-95

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize Community Mental Health to contract with those service vendors/providers who have submitted written agreements to continue service provision at the current Fiscal Year 2008/2009 rates for the time period effective October 1, 2009, through September 30, 2010.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-566 **AUTHORIZE COMMUNITY MENTAL HEALTH TO EXTEND THE FISCAL YEAR 2008/2009 VENDOR/PROVIDER CONTRACTS FOR UP TO NINETY (90) DAYS FOR THOSE VENDORS/PROVIDERS WHO HAVE NOT YET COMPLETED FISCAL YEAR 2009/2010 RATE NEGOTIATIONS OR SUBMITTED NETWORK RE-APPLICATIONS**

HR09/10-96

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to authorize Community Mental Health to extend the Fiscal Year 2008/2009 vendor/provider contracts for up to ninety (90) days for those vendors/providers who have not yet completed Fiscal Year 2009/2010 rate negotiations or submitted network re-applications.

(Continued)

- 2009-566 **AUTHORIZE COMMUNITY MENTAL HEALTH TO EXTEND THE FISCAL YEAR 2008/2009 VENDOR/PROVIDER CONTRACTS FOR UP TO NINETY (90) DAYS FOR THOSE VENDORS/PROVIDERS WHO HAVE NOT YET COMPLETED FISCAL YEAR 2009/2010 RATE NEGOTIATIONS OR SUBMITTED NETWORK RE-APPLICATIONS**

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

- 2009-567 **APPROVE THE CHANGES TO THE MUSKEGON COUNTY PERSONNEL RULES 9, 11, 15, 17, 18, 20 AND 25**

HR09/10-97

The Human Resources Committee recommends, moved by Buzzell, seconded by Collins, to approve the changes to the Muskegon County Personnel Rules 9, 11, 15, 17, 18, 20 and 25 as presented

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

It was noted item HR09/10-82 was tabled at Committee.

- 2009-568 **APPROVE THE CREATION OF AN HOURLY ACCOUNT CLERK II POSITION (CLASSIFICATION #NF020) FOR THE AIRPORT, WAIVE THE CURRENT HIRING FREEZE AND FILL THE POSITION AT STEP 1 AND TO RETURN THE APPROVED LABOR DISTRIBUTION OF ACCOUNTING TECHNICIAN POSITION (G03002) TO 100% DET FUNDING (2760-6978)**

TR09/09-46

The Transportation Committee recommends, moved by Gill, seconded by Engle, to approve the creation of an hourly Account Clerk II position (classification #NF020) for the Airport, waive the current hiring freeze and fill the position at step 1 and to return the approved labor distribution of Accounting Technician position (G03002) to 100% DET funding (2760-6978).

(Continued)

- 2009-568 **APPROVE THE CREATION OF AN HOURLY ACCOUNT CLERK II POSITION (CLASSIFICATION #NF020) FOR THE AIRPORT, WAIVE THE CURRENT HIRING FREEZE AND FILL THE POSITION AT STEP 1 AND TO RETURN THE APPROVED LABOR DISTRIBUTION OF ACCOUNTING TECHNICIAN POSITION (G03002) TO 100% DET FUNDING (2760-6978)**

In discussion, Commissioner Gill asked for an explanation from Mary Villanueva or the Administrator. Administrator Hammersley noted in the past, the position was funded by more than one department and, in compliance with the grant, this will have DET covering 100% of the funding.

Roll Call

Ayes: Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Derezinski

Excused: Scolnik

Nays: None

Motion Carried

- 2009-569 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF SEPTEMBER 10 - 25, 2009**

WM09/10-149

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve payment of the accounts payable of \$9,447,379.75 covering the period of September 10, 2009 through September 25, 2009, as presented by the County Clerk.

Roll Call

Ayes: Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Derezinski, Engle

Excused: Scolnik

Nays: Gill

Motion Carried

- 2009-570 **APPROVE CHANGING THE LABOR DISTRIBUTION OF THE HUMAN RESOURCES DEPUTY DIRECTOR POSITION (X43401)**

WM09/10-150

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve changing the labor distribution of the Human Resources Deputy Director position (X43401) as follows: From: 1010-0266-25%, 6770-0203-25%, 2760-6978-50%; To: 1010-0226-25%, 6770-0203-75%.

(Continued)

2009-570 **APPROVE CHANGING THE LABOR DISTRIBUTION OF THE HUMAN RESOURCES DEPUTY DIRECTOR POSITION (X43401)**

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Dereziński, Engle

Excused: Scolnik

Nays: None

Motion Carried

2009-571 **ALLOW THE COUNTY ADMINISTRATOR TO NEGOTIATE A CONTRACT WITH MSU EXTENSION TO PROVIDE STRATEGIC PLANNING, FINANCIAL PLANNING AND BUDGETING FOR OUTCOMES SERVICES TO MUSKEGON COUNTY**

WM09/10-151

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to allow the County Administrator to negotiate a contract with MSU Extension to provide strategic planning, financial planning and Budgeting for Outcomes services to Muskegon County at a cost not to exceed \$5,000 contingent upon a review by Corporate Counsel.

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Dereziński, Engle

Excused: Scolnik

Nays: None

Motion Carried

2009-572 **ESTABLISH A PETTY CASH ACCOUNT FOR THE COUNTY CLERK'S CIRCUIT COURT RECORDS OFFICE IN THE AMOUNT OF \$400 AND INCREASE THE COUNTY CLERK'S VITAL RECORDS OFFICE PETTY CASH ACCOUNT TO \$700 TO BE USED FOR MAKING CHANGE**

WM09/10-152

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to establish a petty cash account for the County Clerk's Circuit Court Records office in the amount of \$400 and increase the County Clerk's Vital Records office petty cash account to \$700 to be used for making change to serve our customers.

(Continued)

2009-572 **ESTABLISH A PETTY CASH ACCOUNT FOR THE COUNTY CLERK'S
CIRCUIT COURT RECORDS OFFICE IN THE AMOUNT OF \$400 AND
INCREASE THE COUNTY CLERK'S VITAL RECORDS OFFICE PETTY
CASH ACCOUNT TO \$700 TO BE USED FOR MAKING CHANGE**

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Derezhinski, Engle

Excused: Scolnik

Nays: None

Motion Carried

2009-573 **APPOINT INDIVIDUALS TO THE MUSKEGON/OCEANA CONSORTIUM
MICHIGAN WORKS! BOARD OF DIRECTORS**

WM09/10-153

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to appoint the following individuals to the Muskegon/Oceana Consortium Michigan Works! Board of Directors: Oceana County - Robert Moritz-private sector; Nicole Schwarz-community-based organizations; Michael Potter-private sector; Muskegon County - Thomas O'Brien-post-secondary education; Christine Robere-community-based organizations; Sherry White-private sector; Mary Ann Herbst-education; Lisa Stafford-private sector and Edward Garner-economic development.

Commissioner Nash asked for an explanation. Administrator Hammersley noted this is a housekeeping issue to approve this Board that has been in office for half their term without County Board approval.

Roll Call

Ayes: Mahoney, McMurray, Snider, Wade, Buzzell, Collins, Derezhinski, Engle

Excused: Scolnik

Nays: Gill, Nash

Motion Carried

Commissioner Nash explained his "no" vote based on the fact that there is a process in place for filling these positions.

2009-574 **APPROVE RENEWAL OF THE ASSESSMENT ADMINISTRATION SERVICES CONTRACT PROVIDED BY THE EQUALIZATION DEPARTMENT TO THE TOWNSHIP OF MONTAGUE**

WM09/10-154

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve renewal of the Assessment Administration Services Contract provided by the Equalization Department to the Township of Montague and authorize the Chair of the County Board of Commissioners to execute an agreement prepared by the Equalization Department to provide the services.

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Derezinski, Engle

Excused: Scolnik

Nays: None

Motion Carried

2009-575 **AUTHORIZE HUMAN RESOURCES TO SOLICIT PROPOSALS FOR AN AIRPORT LIABILITY INSURANCE CARRIER**

WM09/10-155

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to authorize Human Resources to solicit proposals for an airport liability insurance carrier to be effective January 1, 2010.

Commissioner Nash inquired if this is going out for bid. Administrator Hammersley noted this is a Risk Management issue and she will follow up and report back to the Board.

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Derezinski, Engle

Excused: Scolnik

Nays: None

Motion Carried

2009-576 **AWARD THE PURCHASE OF THE COUNTY CLERK'S HIGH DENSITY SHELVING TO EXCEL SYSTEMS GROUP**

WM09/10-156

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to award the purchase of the County Clerk's high density shelving to Excel Systems Group for their quote of \$13,250 with costs being paid from the Hall of Justice renovation fund 4130-4131.

(Continued)

2009-576 **AWARD THE PURCHASE OF THE COUNTY CLERK'S HIGH DENSITY
SHELVING TO EXCEL SYSTEMS GROUP**

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Derezhinski, Engle

Excused: Scolnik

Nays: None

Motion Carried

2009-577 **AWARD THE ABATEMENT CONSULTING SERVICES CONTRACT, RFP-
09-1660, TO FISHBECK, THOMPSON, CARR & HUBER (FTC&H)**

WM09/10-157

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to award the Abatement Consulting Services contract, RFP-09-1660, to Fishbeck, Thompson, Carr & Huber (FTC&H) for their not-to-exceed fee of \$37,115 plus required materials testing, currently estimated at \$2,630 for a total estimated cost of \$39,745 with costs being paid from the Hall of Justice Renovation fund 4130-4131 and direct staff to negotiate a contract document with FTC&H for the Chairman to sign.

Roll Call

Ayes: Gill, Mahoney, McMurray, Snider, Wade, Buzzell, Collins, Derezhinski, Engle

Excused: Scolnik

Nays: Nash

Motion Carried

Commissioner Nash explained his "no" vote concern since the County already has a policy and process that may not have been followed.

2009-578 **AUTHORIZE PAYMENT OF ONE-HALF OF THE FEES ASSOCIATED
WITH A FORMAL APPRAISAL OF THE Y PROPERTY AS PRESENTED
BY THE COMMUNITY FOUNDATION**

WM09/10-158

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to authorize payment of one-half of the fees associated with a formal appraisal of the Y property as presented by the Community Foundation in a letter to the Department of Environmental Quality.

(Continued)

2009-578 **AUTHORIZE PAYMENT OF ONE-HALF OF THE FEES ASSOCIATED WITH A FORMAL APPRAISAL OF THE Y PROPERTY AS PRESENTED BY THE COMMUNITY FOUNDATION**

Roll Call

Ayes: Gill, Mahoney, McMurray, Nash, Snider, Wade, Buzzell, Collins, Derezhinski, Engle

Excused: Scolnik

Nays: None

Motion Carried

Commissioner Gill requested information from the County Clerk with regard to the process that went through for Rambusch Fuchs for a \$1 million loan that was not collected and the same information for the Waters project that was loaned over \$100,000 and the conditions, and requested that the report be delivered to the Administrator's office.

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Chairman Mahoney noted he is looking forward to the State settling their budget so the County's job will be much easier. Chairman Mahoney noted the MAC Legislative Update of October 2, 2009 is included in agenda packets.

Commissioner Nash reported on the Muskegon Areawide Planning Implementation meeting held on September 30, covering land use, environment management and comprehensive economic development. WMSRDC is asking jurisdictions to present projects to be submitted with their report.

Commissioner Nash noted Governor Granholm signed bill 4437, Dept. of Corrections budget, but vetoed line for County Jail reimbursements. This will likely be revisited and MACC is hoping to get this back into the budget.

Commissioner Snider attended the Community Correction Advisory meeting and there is a plan for funding that will hopefully be accepted. Commissioners Snider and Collins attended the Lakeshore Coordinating Council meeting - they are moving ahead. There is a task force regarding restructuring the Lakeshore Coordinating Council. The Coalition for a Drug-free Muskegon and the Lakeshore Coordinating Council sponsored a lunch that gave recognition to law enforcement and the educational activities in cooperative efforts by Berrien, Allegan, Ottawa and Muskegon to reduce the incidents of underage drinking and enforcement in bars and stores is as accurate as it can be.

Commissioner Nash reported that he had attended a meeting with Administrator Hammersley regarding stimulus bonds for funding private development. The American Recovery Reinvestment Act - Muskegon County received \$13 million in Public Infrastructure Economic Development Bonds and \$20 million for Private Development Facilities Bonds (only in bonds, not cash awards)

2009-579 **MUSKEGON COUNTY FAIR BOARD LIAISON APPOINTMENT**

The Chairman recommends, moved by Derezinski, seconded by Snider, to appoint Commissioner Engle as Muskegon County Fair Board Liaison.

Motion Carried

2009-580 **MUSKEGON COUNTY ROAD COMMISSION APPOINTMENT INTERVIEW COMMITTEE**

The Chairman recommends, moved by Gill, seconded by Wade, to appoint, Commissioners Engle, Snider, Mahoney, Nash and Collins to the Muskegon County Road Commission Appointment Interview Committee.

Motion Carried

Commissioner McMurray requested a list of the questions that will be asked at the Road Commission interviews.

ADMINISTRATOR'S REPORT

2009-581 **APPROVE THE 15-YEAR PERFORMANCE CONTRACT WITH HONEYWELL INTERNATIONAL, INC., FOR PROJECT IMPROVEMENTS AND AUTHORIZE COVERING ANNUAL GENERAL FUND CASH FLOW SHORTFALL FROM FAIRGROUNDS TRAINING FACILITY RETAINED EARNINGS**

The Administrator recommends, moved by Derezinski, seconded by Snider, to approve entering into a 15-year performance contract with Honeywell International, Inc. for project improvements totaling \$7.4 million, authorize the Board Chair to sign the final contract contingent upon Corporate Counsel's final review, and further authorize covering any annual General Fund cashflow shortfall resulting from the project improvements from the Fairgrounds Training Facility retained earnings.

(Continued)

2009-581 **APPROVE THE 15-YEAR PERFORMANCE CONTRACT WITH HONEYWELL INTERNATIONAL, INC., FOR PROJECT IMPROVEMENTS AND AUTHORIZE COVERING ANNUAL GENERAL FUND CASH FLOW SHORTFALL FROM FAIRGROUNDS TRAINING FACILITY RETAINED EARNINGS**

Commissioner Gill requested information about Honeywell's employment makeup. Administrator Hammersley noted she will get that information and report back to Commissioners. Commissioner Nash inquired about funding. It was further noted that the energy savings will be the payback and that it is a performance based contract.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

2009-582 **APPROVE PROBATE COURT TO INCREASE CONTRACT COMPENSATION FOR MASTER'S IN SOCIAL WORKER HOME INVESTIGATOR, IMPLEMENTATION OF FEE SCHEDULE AND BUDGET ADJUSTMENT**

The Administrator recommends, moved by Gill, seconded by Wade, to approve the request by the Probate Court to: 1) increase the contract compensation for the Master's in Social Work home investigator to \$22,200.00; 2) implement the fee schedule of \$100 per adoption investigation, \$60 per initial minor guardianship home investigation and \$30 per minor and adult guardianship review effective November 1, 2009; 3) adjust the budget accordingly.

Commissioner Derezinski inquired as to why the Administrator items did not go before Committee. Administrator Hammersley noted most were time sensitive and it is planned that there will be fewer items to come to the Board in this manner. Kathy Hoogstra, Probate Court Administrator noted she brought this to the Administrator based on a shorttime window for this item.

(Continued)

2009-582 **APPROVE PROBATE COURT TO INCREASE CONTRACT
COMPENSATION FOR MASTER'S IN SOCIAL WORKER HOME
INVESTIGATOR, IMPLEMENTATION OF FEE SCHEDULE AND BUDGET
ADJUSTMENT**

Roll Call

Ayes: Snider, Wade Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash,

Excused: Scolnik

Nays: None

Motion Carried

2009-583 **APPROVE TO AWARD POST CONSTRUCTION CLEANING OF THE
HALMOND CENTER TO WEST MICHIGAN JANITORIAL SERVICES**

The Administrator recommends, moved by Derezinski, seconded by Collins, to award the post construction cleaning of the Halmond Center (RFB-09-1673) to West Michigan Janitorial Services for their low bid of \$5,975.00.

Commissioners Nash and McMurray expressed concern over the bid and process.

Roll Call

Ayes: Snider, Wade, Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash

Excused: Scolnik

Nays: None

Motion Carried

2009-584 **AWARD THE BID FOR A MUSKEGON AREA TRANSIT SYSTEM
CUSTOMIZED BUS SHELTER TO TRIDONN CONSTRUCTION**

The Administrator recommends, moved by Derezinski, seconded by Snider, to award the bid for a Muskegon Area Transit System customized bus shelter to Tridonn Construction for a price of \$14,400.00.

Commissioner Gill requested information regarding Tridonn employment makeup.

Chairman Mahoney asked how many people will fit in this shelter.

(Continued)

2009-584 **AWARD THE BID FOR A MUSKEGON AREA TRANSIT SYSTEM
CUSTOMIZED BUS SHELTER TO TRIDONN CONSTRUCTION**

Roll Call

Ayes: Wade, Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider

Excused: Scolnik

Nays: None

Motion Carried

Old Business

2009-585 **CANCEL THE THURSDAY, OCTOBER 15, 2009, COMMUNITY
DEVELOPMENT/STRATEGIC PLANNING COMMITTEE MEETING**

Moved by Wade, seconded by Snider, to cancel the Thursday, October 15, 2009, Community Development/Strategic Planning Committee Meeting due to lack of an agenda.

Motion Carried

New Business

Commissioner Nash noted the SMART Committee will be hosted by Muskegon County, November 4, 2009.

2009-586 **PREPARE A RESOLUTION HONORING OF DAN BONNER, MANAGING
ATTORNEY FOR LEGAL AID OF WEST MICHIGAN**

Moved by Gill, seconded by Snider, to prepare a resolution honoring of Dan Bonner, Managing Attorney for Legal Aid of West Michigan for his award for providing high quality legal services to the people of Muskegon County who cannot otherwise afford representation.

Roll Call

Ayes: Buzzell, Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Scolnik

Nays: None

Motion Carried

Commissioner Gill excused at 4:35 p.m.

Public Participation

Mark Mangione addressed the Board inquiring about County projects, urging investigation into contracting problems to know who is doing the work on these projects.

Larry Gardener, Great Lakes Removal, addressed the Board stating Great Lake Removal is ready for the contract the next time it comes up for bid.

Paul Hickman addressed the Board regarding disagreement between the Road Commission and the Township over Graham Street.

Don Studaven, Blue Lake Township Supervisor, addressed the Board commending Drain Commissioner Hepler with helping his constituents.

Commissioner Nash, in response to Mr. Mangione's comments, that the County might review and fine tune our policy on contracts.

Chairman Mahoney welcomed Township Supervisors, Thompson, Studaven and Kieft.

Commissioner McMurray noted he will be out of town requested being excused from meetings October 31 - November 7, 2009.

2009-587 **ADJOURN**

Moved by Wade, seconded by Derezinski, to adjourn.

Motion Carried

Meeting adjourned at 4:46 p.m.

Nancy A. Waters, County Clerk

NAW/jmp