

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

November 10, 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: Collins, Derezinski, Engle, Gill, Mahoney, McMurray, Nash, Snider, Wade

Excused: Buzzell, Scolnik

Also Present: County Administrator Bonnie B. Hammersley, Corporate Counsel Ted Williams, Deputy County Clerk Marcia L. Wilkes, Secretary to the County Clerk Jeanne Pezet

2009-619 **APPROVE AGENDA**

Moved by Wade, seconded by Snider, to approve the Agenda.

Motion Carried

2009-620 **APPROVE THE MINUTES OF THE FULL BOARD OF OCTOBER 27, 2009**

Moved by Snider, seconded by Engle, to approve minutes of the Full Board of October 27, 2009.

Motion Carried

2009-621 **PRESENTATION - ROAD COMMISSION 09/10 BUDGET**

Kenneth Hulka, Managing Director, Muskegon County Road Commission, presented the Road Commission 09/10 Budget. Mr. Hulka noted the decline in revenue and increase in expenses that the Road Commission is experiencing in the current economy. Mr. Hulka stated that the Scenic Drive project is the major project for the Road Commission this fiscal year.

2009-622 **COMMUNICATIONS**

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

- A. Alger County Resolution - #2009-24 Support of Michigan Department of Agriculture Remain a Stand-Alone Department of the State of Michigan
- B. Barry County Resolution – Opposing a Veto of MSUE and MAES Funding from the State of Michigan

Motion Carried

2009-623 **AUTHORIZE THE 60TH DISTRICT COURT TO INCREASE THEIR PETTY CASH**

CPS09/11-74

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the 60th District Court to increase their petty cash from \$700.00 to \$1,000.00, whereby requesting an increase of \$300.00.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-624 **ACCEPT THE AGREEMENT BETWEEN MUSKEGON COMMUNITY COLLEGE AND THE COUNTY OF MUSKEGON ON BEHALF OF THE SHERIFF DEPARTMENT/EMERGENCY SERVICES**

CPS09/11-75

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to accept the Agreement between Muskegon Community College and the County of Muskegon on behalf of the Sheriff Department/Emergency Services, and direct the Board Chair and appropriate staff to sign the agreement.

(Continued)

2009-624 **ACCEPT THE AGREEMENT BETWEEN MUSKEGON COMMUNITY COLLEGE AND THE COUNTY OF MUSKEGON ON BEHALF OF THE SHERIFF DEPARTMENT/EMERGENCY SERVICES**

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-625 **AUTHORIZE THE SHERIFF'S OFFICE TO BEGIN THE COUNTY'S BID PROCESS FOR FOUR 2010 FORD CROWN VIC POLICE VEHICLES**

CPS09/11-76

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Sheriff's Office to begin the County's bid process for four 2010 Ford Crown Vic police vehicles.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-626 **AUTHORIZE THE SHERIFF'S OFFICE TO ACCEPT A 2006 FEATHERLITE TRAILER AND ADD SUCH TRAILER TO THE FLEET**

CPS09/11-77

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize the Sheriff's Office to accept a 2006 featherlite trailer and add such trailer to the fleet.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-627 **RECLASSIFY THE CURRENT VACANT REGISTERED NURSE/SHERIFF FT POSITION (N65303) WITH A PAY RANGE OF \$19.42 TO \$24.57/HR TO AN LPN/SHERIFF FT WITH A PAY RANGE OF \$16.01 TO \$20.32/HR AND WAIVE THE HIRING FREEZE AND ALLOW THE SHERIFF'S OFFICE TO FILL THE VACANT POSITION**

CPS09/11-78

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to reclassify the current vacant Registered Nurse/Sheriff FT position (N65303) with a pay range of \$19.42 to \$24.57/hr to an LPN/Sheriff FT with a pay range of \$16.01 to \$20.32/hr and waive the hiring freeze and allow the Sheriff's Office to fill the vacant position.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-628 **ENTER INTO AN ADVANCED FUNDING AGREEMENT WITH OTTAWA AND ALLEGAN COUNTIES TO ADVANCE WEMET UP TO \$200,000 TO COVER OPERATIONAL COSTS TO BE PAID BACK BY FORFEITURE INCOME**

CPS09/11-79

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to enter into an Advanced Funding Agreement with Ottawa and Allegan counties to advance WEMET up to \$200,000 to cover operational costs to be paid back by forfeiture income as it becomes available and to fund 1/3 of lost investment income resulting from the advance.

Commissioner Gill questioned how this will be funded. Sheriff Roesler noted the monies are already being held and will be requested through the civil process. Commissioner Gill objected to increased investigations to obtain these monies.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: Gill

Motion Carried

2009-629 **SCHEDULE A BOARD PLANNING SESSION ON NOVEMBER 19TH AT 11:00 A.M., FOR THE PURPOSE OF DISCUSSING THE 2010 BUDGET AND THE MUNICIPAL SERVICES AGREEMENT**

CPS09/11-80

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to schedule a Board Planning Session on November 19th at 11:00 a.m., for the purpose of discussing the 2010 budget and the Municipal Services Agreement.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-630 **AUTHORIZE A TRIBUTE IN HONOR OF THE CITY OF MUSKEGON HEIGHTS POLICE CHIEF CLIFTON JOHNSON**

CPS09/11-81

The Courts and Public Safety Committee recommends, moved by Snider, seconded by Engle, to authorize a Tribute in honor of the City of Muskegon Heights Police Chief Clifton Johnson.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-631 **AUTHORIZE A REQUEST FOR BIDS PROCESS BY THE COUNTY PURCHASING DEPARTMENT TO REPLACE COMMUNITY MENTAL HEALTH VEHICLES THAT HAVE EXCEEDED MILEAGE OR AGE LIMITS**

HR09/11-98

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize a Request for Bids process by the County Purchasing Department to replace Community Mental Health vehicles that have exceeded mileage or age limits.

(Continued)

2009-631 **AUTHORIZE A REQUEST FOR BIDS PROCESS BY THE COUNTY PURCHASING DEPARTMENT TO REPLACE COMMUNITY MENTAL HEALTH VEHICLES THAT HAVE EXCEEDED MILEAGE OR AGE LIMITS**

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-632 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES DIRECTOR TO SIGN A CONTRACT WITH MICHIGAN DEPARTMENT OF COMMUNITY HEALTH TO ASSUME THE REGIONAL COORDINATION OF THE PARENT MANAGEMENT TRAINING - OREGON MODEL FOR REGION 3**

HR09/11-99

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize the Community Mental Health Services Director to sign a contract with Michigan Department of Community Health to assume the Regional Coordination of the Parent Management Training - Oregon Model for Region 3, effective October 1, 2009 through September 30, 2010, for a total budget of \$50,000.00 with no impact on the County General Fund.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-633 **AUTHORIZE COMMUNITY MENTAL HEALTH (CMH) OF MUSKEGON COUNTY TO APPLY FOR FUNDING FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR RENTAL ASSISTANCE**

HR09/11-100

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize Community Mental Health (CMH) of Muskegon County to apply for funding from the Department of Housing and Urban Development for rental assistance and administrative costs in the amount of \$44,546 through the 2009 HUD SuperNofa, Continuum of Care program for permanent supportive housing with CMH providing \$41,000 in supports as the in-kind match.

(Continued)

2009-633 **AUTHORIZE COMMUNITY MENTAL HEALTH (CMH) OF MUSKEGON COUNTY TO APPLY FOR FUNDING FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR RENTAL ASSISTANCE**

Roll Call

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

Excused: Buzzell, Scolnik

Nays: Gill

Motion Carried

2009-634 **AUTHORIZE THE COMMUNITY MENTAL HEALTH (CMH) DIRECTOR TO INITIATE THE TRANSFER OF \$100,000 IN FY2009 ADULT BENEFIT WAIVER SAVINGS TO CMH OF OTTAWA COUNTY, IN RETURN FOR AN EQUIVALENT TRANSFER OF OTTAWA MEDICAID SAVINGS TO MUSKEGON CMH**

HR09/11-101

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize the Community Mental Health (CMH) Director to initiate the transfer of \$100,000 in FY2009 Adult Benefit Waiver savings to CMH of Ottawa County, in return for an equivalent transfer of Ottawa Medicaid Savings to Muskegon CMH.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-635 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN CONTRACTS WITH THOSE SERVICE VENDORS/PROVIDERS WHO HAVE SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE PROVISION AT THE CURRENT FISCAL YEAR 2008/2009 RATES**

HR09/11-102

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize the Community Mental Health Director to sign contracts 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.

(Continued)

2009-635 **AUTHORIZE THE COMMUNITY MENTAL HEALTH DIRECTOR TO SIGN CONTRACTS WITH THOSE SERVICE VENDORS/PROVIDERS WHO HAVE SUBMITTED WRITTEN AGREEMENTS TO CONTINUE SERVICE PROVISION AT THE CURRENT FISCAL YEAR 2008/2009 RATES**

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-636 **AUTHORIZE COMMUNITY MENTAL HEALTH OF MUSKEGON COUNTY TO ACCEPT THE PROPOSED RATE CHANGES BY THOSE VENDORS/PROVIDERS LISTED IN ATTACHMENT A: FY 2009/2010 PROPOSED VENDOR RATE CHANGES**

HR09/11-103

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize Community Mental Health of Muskegon County to accept the proposed rate changes by those vendors/providers listed in Attachment A: FY 2009/2010 Proposed Vendor Rate Changes, effective October 1, 2009, through September 30, 2010.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-637 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES DIRECTOR TO PASS ON THE RATE INCREASES TO THE VENDORS AS IDENTIFIED ON ATTACHMENT A**

HR09/11-104

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize the Community Mental Health Services Director to pass on the rate increases to the vendors as identified on Attachment A, effective October 1, 2009 through September 30, 2010.

(Continued)

2009-637 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES DIRECTOR TO PASS ON THE RATE INCREASES TO THE VENDORS AS IDENTIFIED ON ATTACHMENT A**

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-638 **AUTHORIZE THE COMMUNITY MENTAL HEALTH SERVICES OF MUSKEGON COUNTY DIRECTOR TO SIGN A CONTRACT WITH GREGORY G. GREEN, MD, FOR THE DELIVERY OF FORTY (40) HOURS PER WEEK OF PSYCHIATRIC SERVICES AND AFTER-HOURS CONSULTATION SERVICES**

HR09/11-105

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize the Community Mental Health Services of Muskegon County Director to sign a contract with Gregory G. Green, MD, for the delivery of forty (40) hours per week of Psychiatric Services and After-Hours Consultation Services, effective December 1, 2009, through November 30, 2010, with the option for renewal for two (2) additional years.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-639 **AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE AGREEMENT WITH THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY FOR THE RENDERING OF TECHNICAL SERVICES**

HR09/11-106

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize the Public Health Director to sign the agreement with the Michigan Department of Environmental Quality for the rendering of technical services effective from October 1, 2009, to September 30, 2010, with no effect on County General Fund.

(Continued)

2009-639 **AUTHORIZE THE PUBLIC HEALTH DIRECTOR TO SIGN THE AGREEMENT WITH THE MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY FOR THE RENDERING OF TECHNICAL SERVICES**

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-640 **AUTHORIZE PUBLIC HEALTH TO ENTER INTO AN AGREEMENT WITH VOLUNTEER MUSKEGON THROUGH MUSKEGON COUNTY MEDICAL RESERVE CORPS (MRC)**

HR09/11-107

The Human Resources Committee recommends, moved by Collins, seconded by Snider, to authorize Public Health to enter into an agreement with Volunteer Muskegon through Muskegon County Medical Reserve Corps (MRC) for an amount not to exceed \$25,000 and terminate no later than 7/31/10.

Roll Call

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

Excused: Buzzell, Scolnik

Nays: None

Motion Carried

2009-641 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF OCTOBER 14, 2009 THROUGH OCTOBER 30, 2009**

WM09/11-170

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve payment of the accounts payable of \$9,015,394.85 covering the period of October 14, 2009 through October 30, 2009, as presented by the County Clerk.

(Continued)

2009-641 **APPROVE PAYMENT OF THE ACCOUNTS PAYABLE COVERING THE PERIOD OF OCTOBER 14, 2009 THROUGH OCTOBER 30, 2009**

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: Gill

Motion Carried

2009-642 **APPROVE A NOTICE OF INTENT RESOLUTION FOR THE ISSUANCE OF GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS NOT TO EXCEED \$7,500,000 TO FINANCE THE HONEYWELL ENERGY PROJECT IMPROVEMENTS**

WM09/11-171

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve a Notice of Intent Resolution for the Issuance of General Obligation Capital Improvement Bonds not to exceed \$7,500,000 to finance the Honeywell energy project improvements. This bond issue is subject to the 45 day referendum period and must be published in the Muskegon Chronicle in large point type and take up no less than one-quarter of the page upon which it appears. The notice must be run as a display. Further authorize the County Clerk to sign said document.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-643 **APPROVE THE FOLLOWING: 1) TO ISSUE REQUEST FOR PROPOSALS (RFP) TO FINANCIAL INSTITUTIONS FOR THESE CAPITAL IMPROVEMENT BONDS; 2) TO APPROVE THE SELECTION OF THE LOWEST NET INTEREST COST PROVIDER RESULTING FROM THE RFP PROCESS; 3) TO AUTHORIZE THE BOARD CHAIR TO EXECUTE THE NOTE DOCUMENTS CONTINGENT UPON FINAL REVIEW BY CORPORATE COUNSEL AND BOND COUNSEL**

WM09/11-172

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve the following: 1) to issue Request for Proposals (RFP) to financial institutions for these Capital Improvement bonds; 2) to approve the selection of the lowest net interest cost provider resulting from the RFP process; 3) to authorize the Board Chair to execute the note documents contingent upon final review by corporate counsel and bond counsel.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-644 **APPROVE THE ALLOCATION OF \$1.0 MILLION FROM THE PUBLIC IMPROVEMENT FUND (4930) TO THE HONEYWELL ENERGY PROJECT FOR START UP COSTS**

WM09/11-173

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve the allocation of \$1.0 million from the Public Improvement Fund (4930) to the Honeywell energy project for start up costs and further approve the Reimbursement Resolution that authorizes these funds to be reimbursed with the financing proceeds once they become available.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-645 **APPROVE THE ISSUANCE OF REQUESTS FOR PROPOSALS FOR SURVEYOR AND REMONUMENTATION SERVICES**

WM09/11-174

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve the issuance of Requests for Proposals for surveyor and remonumentation services covering the time period 2010-2012.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-646 **APPROVE THE WHITE LAKE CHAMBER OF COMMERCE TOURISM AGREEMENT FOR FY2010**

WM09/11-175

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve the White Lake Chamber of Commerce Tourism Agreement for FY2010 in the amount of \$78,500 and authorize the Board Chair to execute the agreement.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-647 **APPROVE THE ISSUANCE OF REQUESTS FOR PROPOSALS FOR CONTRACTUAL SNOWPLOWING SERVICES TO BE USED IN EMERGENCY SITUATIONS**

WM09/11-176

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve the issuance of Requests for Proposals for contractual snowplowing services to be used in emergency situations and to cover the cost of this service within the existing Facilities Management budget resources.

(Continued)

2009-647 **APPROVE THE ISSUANCE OF REQUESTS FOR PROPOSALS FOR CONTRACTUAL SNOWPLOWING SERVICES TO BE USED IN EMERGENCY SITUATIONS**

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-648 **AUTHORIZE HUMAN RESOURCES TO SELECT GOOD TEMPS AS THE VENDOR FOR TEMPORARY STAFFING SERVICES**

WM09/11-177

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to authorize Human Resources to select Good Temps as the vendor for Temporary Staffing Services through September 30, 2014.

Commissioner Nash asked if a four-year contract is normal and that he would have preferred a two-year contract to allow for competitive bidding.

Roll Call

Ayes: Mahoney, Snider, Wade, Collins, Derezinski, Engle

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: Nash, Gill

Motion Carried

2009-649 **ALLOW JUVENILE DETENTION CENTER TO ACCEPT THE 2010 EQUIPMENT ASSISTANCE GRANT THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA)**

WM09/11-178

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to allow Juvenile Detention Center to accept the 2010 Equipment Assistance Grant through the American Recovery and Reinvestment Act (ARRA) in the amount of \$8,884.00 and that the Budget Department establish a budget for the receipt of this grant in the amount of \$8,884.00.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-650 **AUTHORIZE STAFF TO SOLICIT PROPOSALS FOR A CONSULTATION TO AID MUSKEGON COUNTY IN ASBESTOS AND OTHER POTENTIALLY HAZARDOUS MATERIALS IDENTIFICATION AND ABATEMENT IN SEVERAL COUNTY-OWNED FACILITIES**

WM09/11-179

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to authorize staff to solicit proposals for a consultation to aid Muskegon County in asbestos and other potentially hazardous materials identification and abatement in several County-owned facilities prior to the commencement of the Honeywell Energy Project, with costs being paid by the Honeywell Energy Project fund.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-651 **AUTHORIZE VANDERVEN CONSTRUCTION TO PLACE THE SIX
CONCRETE SLABS AROUND THE COUNTY FACILITIES**

WM09/11-180

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to authorize VanderVen Construction to place the six concrete slabs around the County facilities for a total cost of \$7,330.00 with costs being paid from the grounds maintenance portion of the Facilities Management budget.

Motion Tabled see item 2009-654

2009-652 **SUSPEND THE RULES TO ALLOW MR. MCKINLEY TO ADDRESS ITEM
WM09/11-180**

Moved by Nash, seconded by Gill, to suspend the rules to allow Mr. McKinley to address item WM09/11-180.

Motion Carried

Mike McKinley addressed the board stating that his business is on the Muskegon County Bidder's list and he has been trying to get work with the County for eight years but was not notified of this particular job. As a disadvantaged contractor, Mr. McKinley distributed a counter-bid to Commissioners asking for consideration for this job.

2009-653 **RETURN TO THE FULL REGULAR SESSION**

Moved by Engle, seconded by Snider, to return to regular session.

Motion Carried

Commissioner Nash requested information from the Purchasing Department as to why Mr. McKinley was not contacted for this job. Joe Siedenstrang, Accounting Manager stated he would find out.

John Warner, Deputy Director of Public Works, noted the time sensitivity of this job since it must be completed before it is too cold to pour concrete.

Commissioner Nash made a friendly amendment to accept the bid from Mr. McKinley. Commissioner Collins accepted the friendly amendment.

Discussion ensued as to the danger of accepting bids at the Full Board meeting and the unfair advantage, once the committee minutes are posted, that other companies would be able to underbid.

2009-654 **TABLE WM09/11-180 UNTIL THE NEXT BOARD MEETING ON
NOVEMBER 19, 2009**

Moved by Snider, seconded by Derezinski, to table WM09/11-180 until the next Board Meeting on November 19, 2009.

Roll Call

Ayes: Engle, Mahoney, Snider, Wade, Collins, Derezinski

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: Gill, Nash

Motion Carried

Commissioner Nash asked if the tabled motion was as amended. Commissioner Snider challenged the friendly amendment since it was not voted on. Commissioner Gill asserted once a motion is tabled it is no longer up for discussion.

2009-655 **AUTHORIZE STAFF TO PURCHASE TWO NEW TORO SNOW BLOWERS
FROM AGARD'S**

WM09/11-181

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to authorize staff to purchase two new Toro snow blowers from Agard's for a cost of \$2699.80 with costs coming from the Facilities Management funds.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

2009-656 **APPROVE THE RESOLUTION AUTHORIZING THE USE OF A CREDIT CARD, THE GUIDELINES AND RESPONSIBILITIES FOR THE USAGE OF SAME AND TO FURTHER APPROVE THE AGREEMENT TO ACCEPT MUSKEGON COUNTY CREDIT CARD**

WM09/11-182

The Ways and Means Committee Recommends, moved by Collins, seconded by Snider, to approve the Resolution authorizing the use of a credit card, the guidelines and responsibilities for the usage of same and to further approve the Agreement to Accept Muskegon County Credit Card.

Roll Call

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

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: None

Motion Carried

CHAIRMAN'S REPORT/COMMITTEE LIAISON REPORTS

Commissioner Snider reported the LCC Board met and is working on re-organization.

Commissioner Snider noted the LSCC will continue to function until the re-organization until the plan returns to this Board and all other participating Boards.

Commissioner Snider commended the work of the inter-agency Diversion Committee Chaired by Sheriff Roesler. The number of diversions from the County Jail have increased with alcohol and mental health identification in advance.

Commissioner Nash thanked Commissioners, Administrator, Karen Benson and staff for all the help with SMART meeting. Special thanks to MAREC Center, Mr. Boezaart, and stand-in for their presentation, Mr. VanderMolen.

2009-657 **WEST MICHIGAN SHORELINE REGIONAL DEVELOPMENT COMMISSION (WMSRDC), TRIBUTE TO COMMISSIONER LOUIS MCMURRAY**

Sean Dey, Executive Director of West Michigan Shoreline Regional Development Commission (WMSRDC), addressed the Board to pay tribute to Commissioner Louis McMurray. Commissioner McMurray has represented the Board of Commissioners for over two decades on the WMSRDC. Commissioner McMurray has been a good friend and supporter of WMSRDC. Commissioner McMurray is one of those Community Leaders that is able to think beyond his local jurisdiction and to look at the big picture as we all work together in West Michigan to promote and foster regional development through cooperation among local governments. Mr. Dey presented Commissioner McMurray with a plaque in recognition of this tribute.

Chairman Mahoney noted the MAC Legislative Updates of October 16, 23 and 30, 2009 were included in agenda packets.

Chairman Mahoney reminded Board Members of the Board Planning Session on Thursday, November 19th, at 11:00 a.m., to be held at the Louis McMurray Conference & Transportation Center.

Chairman Mahoney noted the December 2009 Board Calendar was included in the agenda packet for review.

Chairman Mahoney noted the interview committee for the Muskegon County Road Commissioner Appointment interviewed 10 qualified candidates.

2009-658 **APPOINT JOHN DEWOLF TO THE MUSKEGON COUNTY ROAD COMMISSION**

The Chairman recommends, moved by Wade, seconded by Gill, to appoint John DeWolf to the Muskegon County Road Commission.

Commissioner Snider noted Mr. DeWolf will be a good addition to the Road Commission. Commissioner Engle noted he was on the committee and was out voted as Mr. DeWolf was not his first Choice. Commissioner Derezinski initiated a monolog stating he was not on the committee and accused party politics, at which time Chairman Mahoney interrupted.

(Continued)
2009-658 APPOINT JOHN DEWOLF TO THE MUSKEGON COUNTY ROAD COMMISSION

Roll Call

Ayes: Mahoney, Nash, Wade, Collins, Gill,

Excused: Buzzell, Scolnik

Abstain: McMurray

Nays: Snider, Derezinski, Engle

Motion Carried

ADMINISTRATOR'S REPORT

2009-659 RE-ADOPT THE ACCESS HEALTH MUSKEGON ARTICLES OF INCORPORATION

The Administrator recommends, moved by Nash, seconded by Engle, that the Access Health Muskegon Articles of Incorporation, which were originally adopted at the full Board Meeting on May 21, 1999, be re-adopted.

Roll Call

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

Excused: Buzzell, Scolnik,

Nays: None

Motion Carried

Old Business

2009-660 ACCEPT A RESOLUTION IN SUPPORT OF MUSKEGON COUNTY SHERIFF'S OPPOSITION TO CURRENT LAW ENFORCEMENT INFORMATION NETWORK (LEIN) FUNDING FORMULA

Moved by Nash, seconded by Snider, to accept a Resolution in support of Muskegon County Sheriff's opposition to current Law Enforcement Information Network (LEIN) funding formula.

Motion Carried

2009-661 **ADOPT A RESOLUTION OF THANKS AND TRIBUTE FOR LUPE ALVIAR
FOR THE VETERAN'S DAY EVENT AT VETERAN'S MEMORIAL PARK
ON SUNDAY, NOVEMBER 8, 2009**

Moved by Snider, seconded by Gill, to adopt a Resolution of thanks and tribute for Lupe Alviar for the Veteran's Day event at Veteran's Memorial Park held on Sunday, November 8, 2009.

Motion Carried

New Business

None.

Public Participation

Dean Roesler thanked the Board for their Resolution in recognition of Mr Alviar noting that, as a the son of a WWII Veteran, the ceremony was a terrific event. Also, as a proud parent of a Reeths-Puffer marching band member, reported they won the State Division title for the fifth year in a row.

Bobby McCowan questioned the board regarding the disparity of percentage of money being spent on the black community compared to the percentage of Muskegon County's black population.

Phyllis Loudermill Watson thanked Commissioners for their contribution and condolences to her family regarding Clifton Johnson. Also, addressing the issue of minority contractors, stating everyone needs to be open minded and involved.

Vincent Port addressed the Board regarding Robert's Rules and how citizens can have a voice in the Board process. Mr. Port further commended the County on the good things that are going on, the great Administrator, viable and intelligent Board and great Sheriff. With 16.7% unemployment, something needs to be done to make jobs more available.

Commissioner Nash, with regard to the Road Commission appointment, objects to people being classified within one group. No matter who would be appointed, it would be considered political.

Commissioner Nash agreed with citizens that the problem of disadvantage workers needs to be addressed.

Commissioner Engle noted his sales have also dropped by 98%.

Chairman recognized Egelston Township Treasurer, Deb Hasley Ackerman and Blue Lake Township Supervisor, Don Studaven

2009-662 **ADJOURN**

Moved by Collins, seconded by Engle, to adjourn.

Motion Carried

Meeting adjourned at 4:42 p.m.

Marcia L. Wilkes, Deputy County Clerk

MLW/jmp