

MUSKEGON COUNTY BOARD OF COMMISSIONERS FULL BOARD

via Zoom and in-person at: Michael E. Kobza Hall of Justice, 990 Terrace Street, Muskegon, MI 49442

AGENDA

October 26, 2021 - 3:00 p.m.



Robert Scolnik, Chairman
Charles Nash, Vice-Chairman

Connect to Zoom from your computer, tablet or smartphone at:

<https://us06web.zoom.us/j/85194300718?pwd=ak5FWmVPSm5ydWprV2NxWWI3VGpsdz09>

Phone: (312) 626-6799

Meeting ID: 851 9430 0718

Passcode: 842838

Cell phones may mute & unmute by dialing *6
Raise and lower hand to speak by dialing *9

To raise your digital hand from your PC or
MAC, at the bottom of the window on the right
side of the screen, click the button labeled
"Raise Hand"

View the meeting on Facebook at:

<https://www.facebook.com/MuskegonCountyMI>

- 1) Call to Order
- 2) Invocation: Reverend Diane Stark
- 3) Pledge of Allegiance
- 4) Roll Call
- 5) Approval of Agenda
- 6) Approval of the Minutes of October 12, 2021 – Regular and Closed Session
- 7) Public Comment (on an agenda item)
- 8) Committee/Board Reports
 - A. Community Development
 - B. Transportation
 - C. Ways & Means
- 9) Chairman's Report/Committee Liaison Reports
 - A) Citizen Appointment of Donald Ames to the Solid Waste Planning Committee (term through 12/31/2023)
 - B) Muskegon Area District Library Appointment of Robert Scolnik (term through 12/31/2024)
 - C) Muskegon County Building Authority Board appointment of Angela Gasiewski (term through 12/31/2024)

Public Comment

Persons may address the Commission during the time set aside for Public Comment or at any time by suspension of the rules. All persons must address the commission and state their name for the record. Comments shall be limited to **two (2) minutes** for each participant, unless time is extended prior to the public comment period by a vote of a majority of the commission.

- 10) Administrator's Report
 - A) The City of Muskegon Heights is working on organizing a rally in Lansing in support of the Little River Band of Ottawa Indians Casino the morning of November 9th.
- 11) Unfinished Business
- 12) New Business
- 13) Public Comment
- 14) Final Board Comments
- 15) Adjourn to the call of the Chair

AMERICAN DISABILITY ACT POLICY FOR ACCESS TO OPEN MEETINGS OF THE MUSKEGON COUNTY BOARD OF COMMISSIONERS AND ANY OF ITS COMMITTEES OR SUBCOMMITTEES

The County of Muskegon will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities who want to attend the meeting upon 24-hours' notice to the County of Muskegon. Individuals with disabilities requiring auxiliary aids or services should contact the County of Muskegon by writing or calling: Administration, 990 Terrace Street, Muskegon, MI 49442 (231) 724-6520

*The Community Development/Strategic Planning Committee Summary Sheet
Chairman Doug Brown*

The Community Development/Strategic Planning Committee met on October 14, 2021, it was recommended and I move:

- CDSP21/10 - 31 To authorize the Convention and Visitors Bureau to solicit for a Part-Time CVB Sales Executive (NX-00275, \$25.455/hour - \$32.39/hour) to perform sales activities and develop programs for meetings and conventions, sports, and SMERF (Social, Military, Education, Religious, Fraternal) markets.
- CDSP21/10 – 32 To approve the Resolution Supporting Little River Band of Ottawa Indians Casino in Muskegon County as amended.



Muskegon County Resolution Supporting Little River Band of Ottawa Indians Casino in Muskegon County

Resolution #2021-XX

WHEREAS, in 2020, the United States Department of the Interior granted the Little River Band of Ottawa Indians (LRBOI), approval to construct a casino on off-reservation land in Muskegon County at the intersection of Interstate 96 and Harvey Street in Fruitport Township, MI; and

WHEREAS, the LRBOI has been working for more than a decade to bring a tribal casino to the Muskegon metro area; and

WHEREAS, the proposed casino project by the LRBOI will provide needed jobs for residents in Muskegon County and other West Michigan lakeshore communities, with an estimated 1,500 construction jobs and 2,200 casino jobs, including additional employment opportunities for companies providing food, beverages, supplies and services to the casino; and

WHEREAS, Muskegon County is a growing tourism destination, and this casino will bring increased tourism to Michigan from Indiana, Illinois, and Wisconsin, making Muskegon County a more competitive meeting and convention destination for in-state and out-of-state events with the addition of new hotel room inventory, a casino, and meeting and entertainment space to complement Muskegon County's new convention center; and

WHEREAS, in addition to the jobs created by the casino construction and operations, specific revenues derived from the LRBOI casino will provide supplemental funding for area schools, social service organizations, and local governments, and

WHEREAS, efforts by Detroit-area interests to derail this long-awaited economic development project that will provide substantial benefit to the Muskegon area are detrimental to the forward economic progress the Muskegon metro area is currently experiencing;

THEREFORE, BE IT RESOLVED that the Muskegon County Bi-Partisan Board urges Governor Gretchen Whitmer and both Houses of the Michigan Legislature to pass legislation before the year end to approve the tribe's request to build their casino in Muskegon County.

BE IT FURTHER RESOLVED: That a copy of this Resolution be sent to Governor Whitmer, Senator Jon Bumstead, Representative Terry Sabo, Representative Greg VanWoerkom, the Michigan Senate, the Michigan House of Representatives, Michigan Association of Counties and to the Clerk of each County in the State of Michigan.

The Muskegon County Board of Commissioners, at its October 26, 2021 meeting recommended approval by Commissioner _____, support by Commissioner _____, the aforementioned resolution.

Ayes:

Nayes:

I, Nancy A. Waters, Clerk of the Muskegon County Board of Commissioners and Clerk of the County of Muskegon, do hereby certify that the above Resolution was duly adopted by said Board on October 26, 2021.

Nancy A. Waters, Clerk Date
County of Muskegon



*Transportation Committee Summary Sheet
Chairman Doug Brown*

The Transportation Committee met on October 14, 2021; it was recommended, and I move:

- TR21/10 - 31 To authorize award of RFP 21-2425 for a five-year period of Hosted Intelligent Transportation System (ITS), Services and Support for the Muskegon Area Transit System to highest-rated vendor Connexionz, for the amount of \$590,508.70, contingent on Corporate Counsel review of the contract terms.
- TR21/10 - 32 To authorize the Muskegon Area Transit System to publish the public notice regarding the Federal Transit Administration ARPA Operating Assistance application and to authorize staff to execute the electronic grant application.
- TR21/10 - 33 To approve the list of projects submitted by MATS to the West Michigan Shoreline Regional Development Commission for consideration in development of the FY2024-FY2026 Congestion Mitigation Air Quality program of projects.
- TR21/10 - 34 To approve MDOT Master Agreement 2022-0110 and the Signature Resolution authorizing the County Administrator to execute the Master Agreement and associated Project Authorizations under the agreement.
- TR21/10 - 35 To authorize the Muskegon Area Transit System to publish the public notice regarding the Federal Transit Administration FY2022 CMAQ application and to authorize staff to execute the electronic grant application.
- TR21/10 - 36 To approve staff issuing a Request for Qualifications (RFQ) and conducting a qualification-based selection process to hire a consultant to perform airport engineering services for fiscal years 2022-2024, with two additional 1-year extensions.
- TR21/10 – 37 That Administration pursue consolidating the County Clerk’s Office and Register of Deeds offices.



Date: October 22, 2021
To: Muskegon County Board of Commissioners
From: Mark Eisenbarth, Administrator
Subject: Combining of Clerk and Register of Deeds Offices

During the October 14, 2021 Transportation Committee Meeting, the Committee passed a motion *to pursue consolidating the County Clerk's Office and Register of Deeds Offices*. Corporate Counsel provided an Attorney-Client Privilege/Attorney Work Product Privilege Memo October 6, 2021 regarding the process to move forward with pursuit.

The County must first hold *not less than one* public hearing on the question of combining the two offices. If after the hearing(s) the decision is made to move forward with consolidation, a resolution must be adopted and become effective January 1, 2024, or after the completion of both offices' current terms.

The wage structure for both offices, beginning FY2022 January 1st, are as follows:
County Clerk \$84,493.2384 – with fringes without pension totals \$112,413.35
Register of Deeds \$84,493.2384 – with fringes without pension totals \$131,777.57

Michigan currently has 34 counties with combined Clerk and Deeds offices, and 49 counties that have kept the offices separate (see attachment).

ME/kjb

34 Counties in gray have combined Clerk of the Court and Register of Deeds
49 Counties do not have combined offices

Alger	Alcona	Montmorency
Allegan	Alpena	Muskegon
Baraga	Antrim	Newaygo
Calhoun	Arenac	Oceana
Cass	Barry	Ogemaw
Cheboygan	Bay	Osceola
Clare	Benzie	Presque Isle
Clinton	Berrien	Saginaw
Delta	Branch	Sanilac
Dickinson	Charlevoix	Shiawassee
Eaton	Chippewa	Tuscola
Genesee	Crawford	Van Buren
Gogebic	Emmet	Wayne
Houghton	Gladwin	Wexford
Iron	Grand Traverse	
Kalamazoo	Gratiot	
Kent	Hillsdale	
Keweenaw	Huron	
Lake	Ingham	
Luce	Ionia	
Macomb	Iosco	
Menominee	Isabella	
Missaukee	Jackson	
Monroe	Kalkaska	
Oakland	Lapeer	
Ontonagon	Leelanau	
Oscoda	Lenawee	
Otsego	Livingston	
Ottawa	Mackinac	
Roscommon	Manistee	
Schoolcraft	Marquette	
St. Clair	Mason	
St. Joseph	Mecosta	
Washtenaw	Midland	
	Montcalm	

*Ways & Means Summary Sheet
Chairman Kim Cyr*

The Ways & Means Committee met on October 19, 2021. It was recommended and I move:

- WM21/10 – 110 To approve payment of the accounts payable of \$18,570,633.41 covering the period September 24, 2021 through October 7, 2021 for checks as presented by the County Clerk.
- WM21/10 – 111 To adopt the 2021 Apportionment Report as prepared and submitted by the Muskegon County Equalization Department.
- WM21/10 – 112 To authorize Staff to issue a Request for Qualifications for a consultant to administer the tracking, reporting, and compliance with the American Rescue Plan grant dollars.
- WM21/10 – 113 To approve an increase to purchase order 21183583 with DLZ by an amount not-to-exceed \$65,000 for a facility condition assessment at 1903 Marquette Avenue, authorize the Chair to sign the contract amendment, and amend the budget accordingly.
- WM21/10 - 114 To authorize staff to issue a Request for Qualifications for professional services for the remodel of the 6th Floor, 4th floor courtroom, and replacement of the curtain wall at the Hall of Justice.
- WM21/10 – 115 To authorize staff to continue administering the DTE Test and Tune-Up Program through December 31, 2023, utilizing approved contractors.
- WM21/10 – 116 To postpone the return of the police vehicles for 60 days to allow our local law enforcement communities to voice their opinions and possible options for the vehicles.
